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AGENDA
KEIZER CITY COUNCIL
REGULAR SESSION

Monday, August 15, 2022

7:00 p.m.

Robert L. Simon Council Chambers
Keizer, Oregon

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. FLAG SALUTE**
- 4. SPECIAL ORDERS OF BUSINESS**
- 5. COMMITTEE REPORTS**
- 6. PUBLIC COMMENTS**

This time is provided for citizens to address the Council on any matters other than those on the agenda scheduled for public hearing.

- 7. PUBLIC HEARINGS**
 - a. RESOLUTION – Forming Tepper Crossing Street Lighting Local Improvement District**
ORDINANCE – Spreading Assessments to Tepper Crossing Street Lighting Local Improvement District
- 8. ADMINISTRATIVE ACTION**
 - a. Keizer Public Art Display Areas**

9. CONSENT CALENDAR

- a. Surplus Property
- b. Approval of August 1, 2022 Regular Session Minutes

10. OTHER BUSINESS

This time is provided to allow the Mayor, City Council members, or staff an opportunity to bring new or old matters before the Council that are not on tonight's agenda.

- a. License Agreement with Schoolhouse Square for Cold Wet Eagle

11. STAFF UPDATES

12. COUNCIL MEMBER REPORTS

13. AGENDA INPUT

September 6, 2022 – 7:00 p.m. (Tuesday)
City Council Regular Session

September 12, 2022 - 6:00 p.m.
City Council Work Session

- Parks Tour

September 19, 2022 – 7:00 p.m.
City Council Regular Session

October 3, 2022 – 7:00 p.m.
City Council Regular Session

14. ADJOURNMENT



CITY COUNCIL MEETING: AUGUST 15, 2022

To: Mayor Clark and City Council Members

THRU: Adam J. Brown, City Manager

FROM: Tracy L. Davis, City Recorder/Community Center Manager

SUBJECT: **TEPPER CROSSING – RESOLUTION FORMING STREET LIGHTING DISTRICT AND ORDINANCE SPREADING ASSESSMENTS**

PROPOSED MOTION:

I move the City Council adopt Resolution R2022-_____ Forming Tepper Crossing Street Lighting Local Improvement District.

AND

I move the City Council adopt a bill for an Ordinance Spreading Assessments to Tepper Crossing Street Lighting Local Improvement District.

I. SUMMARY:

On June 21, 2022 the City Council adopted Resolution R2022-3298 declaring the City's intent to initiate Ryden Forest Street Lighting Local Improvement District and directing the City Engineer to make a survey and file a written report with the City Recorder. On July 18, 2022 the City Council approved the City Engineer's report and set a public hearing to consider remonstrances to the project and objections to the proposed assessments. On July 22, 2022 the developer of the subdivision notified the City of a change of name for this subdivision. The new name is Tepper Crossing. Notice of public hearing stating the intention to form the district and to assess for the lighting improvements was mailed to the property owners as required under City of Keizer Ordinance 94-278.

II. BACKGROUND:

- A. New subdivisions are required to establish a lighting district as part of the City's development code.

- B. Each district is assessed annually the cost to provide lighting (electricity) for their specific district for the previous year.
- C. Notice of the Public Hearing was mailed to the property owners and published in the Keizertimes.

III. **CURRENT SITUATION:**

- A. This is a 14-lot subdivision currently being developed.
- B. There is no lighting within this new subdivision.
- C. As outlined in the Engineer Report, 2 street lights will be mounted on new poles in the subdivision.
- D. A Public Hearing has been scheduled with notice sent for formation of this District.

IV. **ANALYSIS:**

- A. **Strategic Impact** – The addition of a street lights will add to overall safety.
- B. **Financial** – The City initially pays the street lighting expense to the utility company as it is billed throughout the year. The operating costs of the lights is then billed to the property owner on an annual basis, thereby recovering the City's cost for bills paid throughout the year. All funds are budgeted through the Utility Fund.
- C. **Timing** – With the passage of the Resolution, Tepper Crossing will be formed. The Ordinance will allow the assessments to be spread to the District in the following year.
- D. **Policy/legal** – The initiation of the district, the adoption of the City Engineer Report, and setting of public hearing meets the requirements outlined in City Ordinance 94-278.

ALTERNATIVES:

- A. Adopt the Resolution Forming the Tepper Crossing Street Lighting District.
- B. If no action is taken, the formation of the District will not move forward.
- C. If the Resolution is adopted, the Ordinance Spreading the Assessments should then be adopted.

RECOMMENDATION:

Open the public hearing to first consider oral objections and written remonstrances to formation of Tepper Crossing Street Lighting Local Improvement District. If valid remonstrances of the owners of two-thirds of the land to be specially assessed for the lighting district are presented to the Council at the public hearing, close the hearing and suspend formation of the district for six months. If remonstrances are not received, close the public hearing and consider adoption of the Resolution forming the lighting district. If Council forms the district, consider adoption of the proposed assessment Ordinance.

ATTACHMENTS:

- Resolution R2022-_____ Forming Tepper Crossing Street Lighting Local Improvement District
- Ordinance No. 2022-_____ A Bill for an Ordinance Spreading Assessments to Tepper Crossing Street Lighting District

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R2022-____

FORMING TEPPER CROSSING STREET LIGHTING

LOCAL IMPROVEMENT DISTRICT

WHEREAS, the City of Keizer has adopted a Resolution initiating the formation of Ryden Forest Street Lighting Local Improvement District; and

WHEREAS, the City Council has adopted a Resolution approving the City Engineer's Report for Ryden Forest Street Lighting Local Improvement District; and

WHEREAS, on July 22, 2022 the developer of the subdivision notified the City of a change of name for this subdivision from Ryden Forest to Tepper Crossing; and

WHEREAS, notice of public hearing to consider formation of street lighting district was mailed as required by Ordinance 94-278; and

WHEREAS, the City Council conducted a public hearing to receive objections and remonstrances to the formation of the street lighting district; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Keizer that Tepper Crossing Street Lighting Local Improvement District is hereby formed, and that the street lights shall be installed within a reasonable time and in the manner set forth in the City Engineer's Report.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon the date of its passage.

PASSED this ____ day of _____, 2022.

SIGNED this ____ day of _____, 2022.

Mayor

City Recorder

BILL NO. _____

ORDINANCE NO. 2022- _____

A BILL FOR

**AN ORDINANCE SPREADING ASSESSMENTS TO
TEPPER CROSSING STREET LIGHTING LOCAL
IMPROVEMENT DISTRICT**

Section 1. FINDINGS. The City Council of the City of Keizer makes the following findings:

a. The City Council did heretofore declare its intention to install street lights to serve an area known as Tepper Crossing Street Lighting Local Improvement District which is described as follows:

Tepper Crossing - identified on the assessors
map 06 3W 36BA -lots 1-14 in the City of Keizer,
County of Marion, State of Oregon;

which includes the installation of one (2) 47-watt LED luminaries at 30' mounting height attached to 35' heavy duty gray fiberglass pole with a 6' aluminum mast arm located within the subject local improvement district, all in accordance with the City Engineer's Report for Tepper Crossing Street Lighting Local Improvement District.

b. The total initial estimated cost of Tepper Crossing Street Lighting Local Improvement District is \$614.68.

c. The per space/lot assessment formula was used for this district.

d. The improvements in the district have been or will be constructed as provided in the Engineer's Report.

e. Notice was duly mailed to the benefited property owners on July 27, 2022.

f. A meeting of the City Council was held at the time and place fixed by public notice for the purpose of considering any such written objections to the proposed assessments.

- g. No written objections to the proposed assessments were filed.
- h. The Council has considered the matter and determined that construction of said improvements was and is of material benefit to the City, and all the property to be assessed therefore will be specially benefited by the improvements in the amounts shown on the assessment roll.

NOW, THEREFORE, the City Council of the City of Keizer ordains as follows:

Section 2. ASSESSMENTS.

- a. First Annual Assessment. It is hereby determined that the share of the cost of the improvements for Tepper Crossing Street Lighting Local Improvement District for each parcel and property benefited thereby for the first annual assessment is the amount set opposite the description of each piece or parcel of land as described in Tepper Crossing Street Lighting District Assessment Roll as set forth in Exhibit "A" attached, and that each piece or parcel of land benefited by the improvements, to the full extent of the amount so set opposite such piece or parcel and that the respective amounts represent the proportionate benefits of said improvements to said respective parcels of property, and the Council does hereby declare that each of the parcels of property described in Tepper Crossing Street Lighting District Roll as set forth in Exhibit "A" attached is hereby assessed the first annual assessment amount set opposite each respective description.

- i. Summary of first annual assessment costs for formation of the lighting district to serve the area known as "Tepper Crossing Street Lighting Local Improvement District":

2 Pole and 47-Watt Luminaries	\$305.28
Engineering Costs	\$196.00
Administrative Fee	<u>\$113.40</u>

Total Estimated Assessments \$614.68

ii. The Recorder of the City of Keizer is hereby directed to send a notice of first annual assessment to each owner of assessed property by mail within ten (10) days after this Ordinance levying the first annual installments is passed. The notice shall include information that an application to make installment payments may be filed with the City if the assessment is collected directly from the property owner and not pursuant to ORS 223.866.

b. Second and Subsequent Annual Assessments. After a municipal lighting district has been formed in accordance with City of Keizer Ordinance 94-278, the second and subsequent annual assessments shall be spread by Resolution which may include changes in the mode of collecting the assessment. The method of assessment and notification for subsequent annual assessments shall be determined in accordance with City of Keizer Ordinance 94-278.

c. Mode of Collecting Assessments. Assessments for Tepper Crossing Street Lighting Local Improvement District shall be collected pursuant to ORS 223.866.

d. Lien on Property. The assessment shall be entered as a lien against the benefited property in the City Lien Docket.

PASSED this ____ day of _____, 2022.

SIGNED this ____ day of _____, 2022.

Mayor

City Recorder

PRELIMINARY ASSESSMENT ROLL

RYDEN FOREST
STREET LIGHTING DISTRICT

Assessors Map and Tax Lot No.
063W36BA
00300

<u>Lot#</u>	<u>Owner</u>	<u>Cost (per lot)</u>
1 - 14	TRADEMARK ENTERPRISES LLC P.O. BOX 5248 SALEM, OR 97304	\$43.91 (first year)
	Total Assessment:	\$614.68



CITY COUNCIL MEETING: August 15, 2022

TO: MAYOR CLARK AND CITY COUNCIL MEMBERS

FROM: Adam Brown, City Manager

SUBJECT: **KEIZER PUBLIC ART DISPLAY AREAS**

PROPOSED MOTION:

I move the City Council add the two northernmost acoustic panels on the east and west walls of the City Council Chamber to the list of places the Keizer Public Art Commission is allowed to hang and rotate City-owned art.

I. SUMMARY:

The Keizer Public Art Commission (KPAC) has previously been given authority to program art pieces in the two City Hall hallway galleries and the “Living Room”, which is the area between the Police Department, the other City Hall Offices, the entrance, and the City Council Chamber. KPAC would like to be able to hang art pieces in the City Council Chamber on the two northernmost acoustic panels on the east and west walls in the City Council Chamber.

II. BACKGROUND:

- A. When KPAC was formed they were given authority to designate the locations of art work as approved by the City Council. The City Council had previously granted them authority to program the Living Room and the hallway galleries. The City Hall Council Chambers was not included.
- B. KPAC displays both the City’s permanent collection and temporary exhibitions by local artists. Generally, the temporary displays of artwork are in the hallway galleries. The city’s permanent collection is typically those pieces in the Living Room.

III. CURRENT SITUATION:

- A. KPAC moved artwork around the Living Room and hallway galleries. KPAC continues to purchase artwork each year. As additional pieces are purchased on behalf of the city, the need for rotation and reprogramming of the spaces will become greater.

- B. There are two landscape pieces that KPAC would like to hang in the Council Chamber at this time. They would like authority to program the two northernmost acoustic panels on the east and west walls of the Keizer City Hall Council Chamber.

IV. **ANALYSIS:**

- A. **Strategic Impact** – This action has no impact on the council’s short or long-term goals.
- B. **Financial** – No financial impact.
- C. **Timing** – KPAC has moved artwork within the previously approved spaces in which they are approved for programming. There are two pieces they would like to hang in the council chambers at this time.
- D. **Policy/legal** – The City Council has granted KPAC the discretion to move art in the City Hall Living Room and hallway galleries. The ordinance establishing KPAC requires the City Council to authorize other locations for which KPAC can display art.

ALTERNATIVES:

- A. Recommended Action – Allow KPAC to determine art to be hung in the two northernmost acoustic panels on the west and east sides of the Keizer City Council Chambers.
- B. Take No Action – Without action, KPAC will still have the Living Room and hallway galleries in which to hang and rotate art work.

RECOMMENDATION:

Staff recommends that the Council include the two northernmost acoustic panels on the east and west walls of the Council Chamber to be included in the list of spaces for which the Keizer Public Arts Commission is allowed to hang and rotate City-owned artwork.



CITY COUNCIL MEETING: AUGUST 15, 2022

To: Mayor Clark and City Council Members

THRU: Adam J. Brown, City Manager

FROM: Tim Wood, Finance Director

SUBJECT: **2021-22 SURPLUS PROPERTY REPORT**

PROPOSED MOTION:

No action is required, this report is for information purposes only.

I. SUMMARY:

City Ordinance 2008-579 provides that staff shall provide a Surplus Property Report to the City Council no later than August 31st each year for the previous fiscal year. Such report shall indicate the surplus items sold or otherwise disposed of, the method of sale and the revenue from sales.

II. BACKGROUND:

- A. The last surplus property report was presented at the September 7, 2021 City Council meeting.

III. CURRENT SITUATION:

- A. The list of items disposed of during Fiscal Year 2021-22 is included as attachment one.

IV. ANALYSIS:

- A. **Strategic Impact** – Not Applicable
- B. **Financial** – Proceeds from the sale of surplus property totaled \$14,007.56 during 2021-22.
- C. **Timing** – The surplus property report must be provided to City Council no later

2021-22 Surplus Property Report

August 15, 2022

than August 31st

- D. **Policy/legal** – City Ordinance 2008-579 provides that staff shall provide a surplus property report to the City Council.

ALTERNATIVES:

- A. No action is required

RECOMMENDATION:

No action is recommended

ATTACHMENTS:

- Attachment One – Surplus Property Report

City of Keizer
Surplus Property Report
Fiscal Year 2021-22

Attachment One

Description	Method of Sale/Disposal	Revenue from Sale
Assortment of miscellaneous tools	Auction	\$ 290.00
Motorized scooter	Auction	140.00
Assortment of miscellaneous tools	Auction	188.00
Miscellaneous tools	Auction	680.00
Guitar case and small guitar	Auction	56.56
Various backpacks, luggage and two pairs of shoes	Auction	182.00
Conan The Barbarian Comics	Auction	54.00
David's Bridal Wedding Dress	Auction	25.00
Rollerblades and Under Armour Hat/Shirt	Auction	25.00
Various purses	Auction	67.00
2002 Cadillac Escalade AWD	Auction	4,950.00
2003 Toyota Camry LE V6	Auction	4,350.00
2015 Ford Interceptor	Interagency Agreement	1,500.00
2010 Dodge Charger	Interagency Agreement	1,000.00
Zebra printers	Interagency Agreement	500.00
2017 Ford Explorer - totaled	Recycled	-
2017 Oregon Revised Statues	Recycled	-
Dell T1650 - 2	Recycled	-
Dell 380 - 2	Recycled	-
Dell 390 - 1	Recycled	-
Dell 745 - 2	Recycled	-
Dell 760 - 3	Recycled	-
Dell 790 - 1	Recycled	-
Dell 960 - 1	Recycled	-
Dell 990 - 4	Recycled	-
Dell 3010 - 1	Recycled	-
Dell 3020 - 12	Recycled	-
Dell 3040 - 1	Recycled	-
Dell 7010 - 1	Recycled	-
Dell XPS - 1	Recycled	-
Nobilis - 1356M- 1	Recycled	-
HP - Compaque 6000 - 1	Recycled	-
Lian LI - A 05N - 1	Recycled	-
Panasonic CF-30 Toughbook - 1	Recycled	-
Panasonic CF-29 Toughbook - 4	Recycled	-
Toughbook Docks - 2	Recycled	-



MINUTES
KEIZER CITY COUNCIL
Monday, August 1, 2022
Keizer Civic Center, Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Clark called the meeting to order at 7:00 pm. Roll call was taken as follows:

Present:

Cathy Clark, Mayor
Daniel Kohler, Councilor
Roland Herrera, Councilor
Kyle Juran, Councilor
Shaney Starr, Councilor
Laura Reid, Councilor
Elizabeth Smith, Councilor

Staff:

Adam Brown, City Manager
Shannon Johnson, City Attorney
Shane Witham, Planning Director
John Teague, Police Chief
Tim Wood, Finance Director
Debbie Lockhart, Deputy City Recorder

FLAG SALUTE

Mayor Clark led the pledge of allegiance.

**SPECIAL ORDERS
OF BUSINESS**

**a. Volunteer of the
Quarter Award**

Mayor Clark read the nomination and presented Phil Worthington with a clock and Certificate of Appreciation. Mr. Worthington thanked everyone, gave credit to the team he works with and shared information about his past employment and volunteer efforts.

**COMMITTEE
REPORTS**

**a. Volunteer
Coordinating
Committee
Recommendation
for Appointment
– Keizer Public
Arts
Commission**

City Manager Adam Brown summarized the staff report.

Councilor Smith moved that the Keizer City Council accept the recommendation of the Volunteer Coordinating Committee and appoint the following volunteers to serve on the Keizer Public Arts Commission: Kat Thoreson to position 1, term expiring on June 30, 2025 and Cole Malette to fill the remainder of the term for position 2, term expiring June 30, 2023. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

Steven Wolf, Keizer, reported that the Traffic Safety-Bikeways-Pedestrian Committee had passed a motion to recommend that Council change item number two on the Purpose of the Committee so that it reads: "To develop recommendations for inclusion in the bicycle system

component of the Keizer Transportation System Plan, including an assessment of the need for bikeways, recommended routes with costs and priorities, proposed funding sources and implementation program.” Mayor Clark referred this to City Attorney Shannon Johnson to review and bring back to Council.

PUBLIC COMMENT Mayor Clark acknowledged written comments received from *Erma Garrison* regarding the Library and *Stephanie Burckhardt* regarding police activity at the skate park.

Rhonda Rich from the West Keizer Neighborhood Association voiced support for the Library, expressed concerns related to the Keizer Rapids Park Turf Fields, and reported that the Association has requested traffic calming devices in the neighborhood and is waiting for the engineers’ studies to be analyzed.

Michael and Cindy Wenger, Keizer, voiced concern about extensive graffiti throughout the city noting that it seems to be increasing. Chief Teague urged them to call Code Enforcement to report incidents and explained that the vandals seem to move from neighborhood to neighborhood.

Carolyn Homan, Keizer, shared copies of the West Keizer Neighborhood Association Newsletter.

PUBLIC HEARING

a. RESOLUTION - Exemption of Migration, Hosting and Maintenance of Records from Competitive Bidding and Entering Into Contract with First Due Professional Services LLC

Mayor Clark opened the Public Hearing.

City Attorney Shannon Johnson summarized his staff report.

With no further testimony, Mayor Clark closed the Public Hearing.

Councilor Smith moved that the Keizer City Council adopt a Resolution Exemption of Migration, Hosting and Maintenance of Records from Competitive Bidding and Entering Into Contract with First Due Professional Services LLC. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

a. RESOLUTION – Forming Orchard Street Partition Street Lighting Local Improvement District

Mayor Clark opened the Public Hearing.

Mr. Johnson summarized the staff report.

With no further testimony, Mayor Clark closed the Public Hearing.

Councilor Smith moved that the Keizer City Council adopt a Resolution Forming Orchard Street Partition Street Lighting Local Improvement District. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)
 NAYS: None (0)
 ABSTENTIONS: None (0)
 ABSENT: None (0)

**ORDINANCE –
 Spreading
 Assessments to
 Orchard Street
 Partition Street
 Lighting Local
 Improvement
 District**

Councilor Smith moved that the Keizer City Council adopt a Bill for an Ordinance Spreading Assessments to Orchard Street Partition Street Lighting Local Improvement District. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)
 NAYS: None (0)
 ABSTENTIONS: None (0)
 ABSENT: None (0)

**ADMINISTRATIVE
 ACTION**

**a. ORDINANCE –
 Establishing a
 Library Services
 Fee**

City Attorney Shannon Johnson summarized his staff report. Discussion followed regarding the process of initiating the fee, working out an agreement with CCRLS, and highlighting text of the explanatory statement.

Councilor Smith moved that the Keizer City Council adopt a Bill for an Ordinance Establishing a Library Services Fee. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)
 NAYS: None (0)
 ABSTENTIONS: None (0)
 ABSENT: None (0)

**RESOLUTION –
 Placing on the
 Ballot the
 Question of
 Establishing a
 Library Services
 Fee and
 Authorizing
 Filing of
 Explanatory
 Statement
 Relating to the
 Library Services
 Fee**

Councilor Smith moved that the Keizer City Council adopt a Resolution Placing on the Ballot the Question of Establishing a Library Services Fee and Authorizing Filing of Explanatory Statement Relating to the Library Services Fee. Councilor Reid seconded.

Mr. Johnson explained the 'Explanatory Statement' with Council deciding that in order to make certain text stand out it should be separated into paragraphs.

Councilor Reid made a friendly amendment to separate the sentences so that "The initial amount of the fee cannot be more than \$2.50 per month for each residential and non-residential unit. The fee could not be increased more than ten percent in any 12 month period" is a separate paragraph. Councilor Smith accepted the amendment.

Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)
 NAYS: None (0)
 ABSTENTIONS: None (0)
 ABSENT: None (0)

**b. RESOLUTION –
Repeal of
Resolution
R2022-3303
(Placing on the
Ballot the
Question of
Prohibiting
Psilocybin Related
Businesses
Within the City
and Authorizing
Filing of
Explanatory
Statement
Relating to this
Prohibition)**

**ORDINANCE -
Declaring a Ban
on Psilocybin
Service Centers
and the
Manufacture of
Psilocybin
Products**

**RESOLUTION –
Placing on the
Ballot the
Question of
Prohibiting
Psilocybin-
Related
Businesses
Within the City
and Authorizing
Filing of
Explanatory
Statement
Relating to this
Prohibition**

**c. RESOLUTION –
Adopting Policy
for the Display
of Flags at City
Facilities**

Mr. Johnson explained why the resolution needed to be repealed.

Councilor Smith moved that the Keizer City Council adopt a Resolution Repeal of Resolution R2022-3303 (Placing on the Ballot the Question of Prohibiting Psilocybin Related Businesses Within the City and Authorizing Filing of Explanatory Statement Relating to this Prohibition). Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

Mr. Johnson provided a brief explanation noting that this matter was brought up at the last meeting and the Ordinance would place it on the ballot. The ordinance is the legal part that Council adopts and the Resolution is for the ballot title and explanatory statement.

Councilor Herrera noted that there are misconceptions regarding the uses and availability of this drug but indicated that although he was opposed to this ban, he would vote in favor in order to expedite the process. Mayor Clark added that this issue could be revisited when more data is available.

Councilor Smith moved that the Keizer City Council adopt a Bill for an Ordinance Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

Councilor Smith moved that the Keizer City Council adopt a Resolution Placing on the Ballot the Question of Prohibiting Psilocybin-Related Businesses Within the City and Authorizing Filing of Explanatory Statement Relating to this Prohibition. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

Mr. Johnson summarized his staff report and fielded questions regarding the need for this policy, policy vs. ordinance, the definition of a majority and the difference between the Coos Bay policy and Keizer's policy.

Councilor Smith moved that the Keizer City Council adopt a Resolution Adopting Policy for the Display of Flags at City Facilities. Councilor Reid

seconded.

Councilor Smith noted that having a policy is important because it protects Council and this policy is a good starting point.

Motion passed as follows:

AYES: Clark, Reid, Herrera, Smith and Starr (5)

NAYS: Juran and Kohler (2)

ABSTENTIONS: None (0)

ABSENT: None (0)

d. Municipal Court Judge Evaluation Report

Councilors Reid and Juran praised Judge Myers noting that he was caring, compassionate and respectful, made sure his directions and defendant's options were understood, and took the opportunity to educate the defendants. Council agreed by consensus that there was no need to adopt a Municipal Judge Evaluation process at this time.

e. RESOLUTION – Establishing the Amount of the Sewer System Development Charge for Wastewater Treatment Facilities

Mr. Johnson summarized his staff report noting that a Public Hearing is not required for this but because it involves fees, the Mayor needed to ask for comments. No one indicated a desire to testify.

Councilor Smith moved that the Keizer City Council adopt a Resolution Establishing the Amount of the Sewer System Development Charge for Wastewater Treatment Facilities; Repealing Resolution R2021-3206.
Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

CONSENT CALENDAR

A. Approval of July 18, 2022 Regular Session Minutes

Councilor Smith pulled Item A of the Consent Calendar.

Councilor Smith moved to approve the Consent Calendar. Councilor Reid seconded. Motion passed as follows:

AYES: Clark, Reid, Herrera, Kohler, Starr and Juran (6)

NAYS: None (0)

ABSTENTIONS: Smith (1)

ABSENT: None (0)

OTHER BUSINESS/ STAFF UPDATES

City Attorney Shannon Johnson explained that Council met in Executive Session earlier and needs to address a matter from that meeting so a motion to suspend the rules is necessary. It has to do with joining other cities with regard to the Department of Land Conservation and Development Climate Friendly and Equitable Communities rules.

Councilor Smith moved to suspend the rules in order to take up the matter of the Climate Friendly and Equitable Communities rules.
Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

Mr. Johnson explained that the state DLCD recently adopted the Climate Friendly and Equitable Communities rules. The purpose is good but the rules are extremely detailed and mandatory. They will have extreme effects on cities and have timeframes and expenses that are unknown and could be significant. Several cities are planning to appeal this and they are asking for support from other cities to join in this effort. He clarified that there is no objection to the general purpose or concept behind the rules, but the detail and mandatory requirement is based not on legislative action but on a simple executive order by the governor and seems like state overreach.

Councilor Smith moved that the Keizer City Council direct the City Attorney to move forward to join other cities to appeal the recent Climate Friendly and Equitable Communities Rules adopted by the DLCD subject to formal approval by the Council at any joint appeal agreement. Councilor Reid seconded.

Mayor Clark offered a friendly amendment to change DLCD to LCDC (Land Conservation and Development Commission) which is the body that adopted the rules. Councilors Smith and Reid accepted the amendment.

Mayor Clark provided details about what other cities have done towards this effort and the effect of the revisions as proposed by LCDC.

Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Starr and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

City Manager Adam Brown reported that Mike DeBlasi had approached him about becoming a Tree City. They have been trying set up a site visit with the State. He has encouraged Mr. DeBlasi to initiate the process through the Traffic Safety/Bikeways/Pedestrian Committee.

Chief Teague reminded everyone of National Night Out on August 2.

COUNCIL MEMBER REPORTS

Councilor Juran provided an update on KeizerFEST activities.

Councilor Starr announced that she was looking forward to the ride-along tomorrow night for National Night Out, shared information about meetings and events she had attended, and noted that Councilor Kohler was recognized for his contributions at the recent Chamber luncheon.

Councilor Smith thanked Councilor Kohler for covering for her at the

recent Traffic Safety/Bikeways/Pedestrian Committee meeting.

Councilor Kohler shared the many other contributions of Phil Worthington, reported on the Traffic Safety/Bikeways/Pedestrian Committee meeting, and announced the opening of Chic-fil-A.

Councilor Reid reported that the Keizer Arts Commission had recently discussed moving city-owned paintings in the Community Center, purchase of the Cold, Wet, Eagle which includes a donation from the owner of Schoolhouse Square, and progress of art in the roundabout.

Roland Herrera announced upcoming meetings and events and noted that Aaron Zavala was promoted and now plays for the Frisco Roughriders in Frisco, Texas.

Mayor Clark thanked Councilor Kohler for his efforts with the Chamber to build a strong relationship between the City and the Chamber, reported on various meetings and events she had attended, congratulated Jody Christenson for her recent promotion, wished Keizer HomeGrown Theatre a happy birthday and urged everyone to offer on-line comments through the Cherriots Open House website.

AGENDA INPUT

August 8, 2022 – 6:00 pm – City Council Work Session

August 15, 2022 – 7:00 pm - City Council Regular Session

September 6, 2022 – 7:00 pm (Tuesday) – City Council Regular Session

ADJOURNMENT

Mayor Clark adjourned the meeting at 9:07 p.m.

MAYOR:

APPROVED:

Cathy Clark

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – Laura Reid

Councilor #4 – Roland Herrera

Councilor #2 – Shaney Starr

Councilor #5 – Elizabeth Smith

Councilor #3 – Kyle Juran

Councilor #6 – Daniel R. Kohler

Minutes approved: _____

Written Public Comments
August 2nd thru August 15th, 2022

- Doug Parrow – Keizer Resident - Labish Ditch

Davis, Tracy

From: Doug Parrow <dparrow@comcast.net>
Sent: Friday, August 12, 2022 12:47 PM
To: Westermann, Kaileigh
Cc: Cathy Clark; Laura Reid; Shaney Starr; Kyle Juran; Roland Herrera; Elizabeth Smith; Daniel Kohler; Wood, Tim; Administrator; Davis, Tracy; connie.dou@deq.oregon.gov
Subject: Labish Ditch

<h3>CAUTION: This email originated from Outside Your Organization. Exercise caution when opening attachments or on clicking links from unknown senders. Please contact Information Technology for assistance.</h3><p>

Hello,

We just received your letter regarding the upcoming canopy cover assessment of Labish Ditch.

That is precious after you nitwits just cleared a corridor sufficient for a three-lane road along the north side of the ditch that extends right up to the top of the ditch and included several mature trees that had grown up in the last several years after the drainage district did essentially the same thing.

Please stay out of our back yard. It is quite clear that Keizer City staff have neither the knowledge nor interest necessary to maintaining a healthy stream corridor.

Doug Parrow
503-931-0588