MINUTES
KEIZER CITY COUNCIL REGULAR SESSION
Monday, July 21, 2008
Keizer City Hall
Robert L. Simon Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Christopher called the regular session to order at 7:02 pm. Roll Call was taken as follows:

Present:	**Staff:**
Mayor Lore Christopher	Chris Eppley, City Manager
Richard Walsh, Council President	Shannon Johnson, City Attorney
	Nate Brown, Community Development Director
Jim Taylor, Councilor	Rob Kissler, Public Works Director
Jacque Moir, Councilor	Kevin Watson, Assistant to the City Manager
Brandon Smith, Councilor	Machell DePina, Human Resources Director
Cathy Clark, Councilor	Susan Gahlsdorf, Finance Director
David McKane, Councilor	John Teague, Police Department
	Tracy Davis, City Recorder

FLAG SALUTE

Mayor Christopher led the pledge of allegiance.

PUBLIC TESTIMONY

Prior to the Public Testimony, names were drawn for various prizes from those submitted at the Keizer booth at the Marion County Fair. Mayor Christopher noted that Keizer had received a Blue Ribbon for its booth and commended Machell DePina and Kathy Meeks.

Joanne Beilke, Keizer Points of Interest Committee, read a section of the minutes regarding partnering with the Keizer Heritage Foundation and her report from a meeting with Keizer Heritage Board, the Library and the Art Association and offered her suggestion for future action. Councilor Walsh provided clarifying information.

Martin Matiskainen, Keizer, spoke regarding the *Periodic Review Visioning Task Force* and suggested that the entire Planning Commission be included in the task force and the visioning process.

Vickie Hilgemann, Keizer Parks Board, reported on proceedings of the Board reviewing improvements underway at Keizer Rapids Park and planned for Wallace House Park. She noted that the Keizer Parks Foundation has received a grant for $750, specifically for a historical sign for Wallace House Park, and has submitted another grant request with the Myer Trust Foundation for $1,000. Additionally, the Parks Board met with

Sandra Husk of 24J to discuss joint use agreements and perhaps the formation of a visioning committee to focus on potential joint projects. She concluded reminding Council of the upcoming Park Tour on August 11. Discussion then took place regarding picnic tables and shelters at the dog park. Councilors Moir and McKane commended the Parks Board for the way they handled the public testimony at the last meeting and for setting aside the next meeting exclusively to address the Wallace House Park issue. Mr. Kissler added that clean-up at the park would be postponed until the public process is complete. Mr. Brown declared that the City has received $50,000 in grants for the development of Wallace House Park and trails at Keizer Rapids Park. He commended Jeanne Bond-Esser for her efforts in the grant writing process.

Elwood Richter, Traffic Safety Commission Chair, updated Council on activities at the Traffic Safety Commission including review of the Vision Clearance Ordinance, discussion on the condition of the bike path along Salem Parkway and the letter to ODOT that the Commission and Bikeways Committee forwarded to Mr. Kissler requesting that repairs be done. Mr. Kissler confirmed the need for repair and that this was an ODOT matter and added that he intended to send the letters as attachments to an email to the ODOT District Manager. Councilor Clark added that, at the request of Commissioner Bradley, she would be keeping the Commission informed about the Chemawa Interchange Area Management Plan process. Concluding his report, Mr. Richter, encouraged citizens to contact the Commission with any traffic related problems.

T.L. Fuller, Keizer, spoke regarding the ordinance which prohibits parking a utility trailer on the street for over 48 hours. He suggested that perhaps a permitting process similar to that of an RV be put in place for utility trailers. Following lengthy discussion Council agreed by consensus to direct staff to review this ordinance and bring it back to Council.

Doug Raaf, Keizer, addressed Council regarding the Surplus Property (Guns) Ordinance, offered his services as gunsmith, repair person and gun dealer; and fielded questions from Council.

PUBLIC HEARING

a. Keizer Development Code Text Amendments for Electronic Message Signs

Community Development Director, Nate Brown, reported that the Planning Commission held a Public Hearing to consider amendments to the Development Code that would govern electronic message signs and supported the amendment with a 3-2 vote. He explained the sections and signs effected adding that some administration issues are addressed in the amendment as well. He explained that a Conditional Use Permit had been issued to Willamette Valley Bank with conditions included that were agreed upon with the bank and those conditions are also included in this proposed language. He concluded that staff has attempted to achieve a balanced, moderate approach. Mr. Brown then fielded questions regarding other signage, wall signs, and the standardization of the sign code. City Attorney Shannon Johnson suggested that the hearing be continued until the next meeting so that staff could address questions and develop the

appropriate verbiage. Additional discussion took place regarding the existing code and standards, and sign clutter.

Mayor Christopher opened the Public Hearing.

Councilor Taylor noted that he had a possible conflict of interest because Willamette Valley Bank and the Walkers (Volcano Stadium) are his customers so he recused himself during the Public Hearing.

Jim Jacks, Keizer, submitted his comments in written form and read portions of his testimony reviewing positive improvements made along River Road and concluding that he was in favor of signage that informs rather than advertises and opposed to electronic signage in Keizer. He cautioned Council that whatever they approve will significantly affect the appearance of the city forever and fielded questions from Council.

Marty Matiskainen, Keizer, noted that he was the other dissenting vote in the Planning Commission Public Hearing and commended staff for their efforts in attempting to keep Keizer from falling into the same pitfalls of other jurisdictions regarding electronic signs. He then urged the elimination of electronic message signs in the Keizer Development Code stating that this would relieve the staff workload on processing conditional use applications and help Keizer retain its individual character.

Shelly King, Keizer, Willamette Valley Bank employee, reviewed comments received from the public on the positive impact of the bank's sign and highlighted various organizations that have benefited from the information placed on the sign. She noted that postings are 50% bank advertisement and 50% community service. Discussion took place regarding the message content and the effort required to change the sign.

George Jennings, Attorney, Salem, representing Willamette Valley Bank, reviewed details of the electronic message sign owned by the bank and requested that the message be allowed to change more than once an hour suggesting that the first amendment is being violated by the sign code limitations. He suggested revision of the ordinance to include language in the permitting process requiring businesses with signs to abide by future sign changes adopted by Council. Mr. Jennings concluded that electronic messaging signs would have a beneficial impact on the city by keeping the public informed of upcoming events.

Dialogue then took place between Council and staff regarding various aspects of electronic signage including impact to motorists, timing, abatement of non-conforming signs, safety, and the aesthetic quality of River Road.

Staff was asked to research how businesses would be detrimentally effected if electronic signs were not allowed, how they effect traffic safety, and if different sizes should be required to have different levels of illumination

Public Hearing remained open to be continued on August 4.

ADMINISTRATIVE ACTION

a. ORDINANCE ~ Disposing of City Owned Surplus Property, Police Confiscated Unclaimed Personal Property, Contraband Firearms and Other Contraband

City Attorney Shannon Johnson noted that this matter was before Council at the last meeting and was being offered for second reading because it did not pass unanimously at the previous meeting.

Councilor Walsh moved to adopt an Ordinance Disposing of City Owned Surplus Property, Police Confiscated Unclaimed Personal Property, Contraband Firearms and Other Contraband, Repealing Ordinance 2007-427; and Declaring an Emergency. Councilor Moir seconded.

Councilor Taylor moved to amend the language to indicate that any weapon used to wound or kill someone would automatically be destroyed. Motion died for lack of second.

Motion passed as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir and Clark (6)
NAYS: Taylor (1)
ABSTENTIONS: None (0)
ABSENT: None (0)

b. RESOLUTION: Authorizing the City Manager to Enter Third Amendment to Keizer Heritage Foundation Ground Lease

City Attorney Shannon Johnson reminded staff that this was previously before Council and sent back for changes relating to the parking issue. The requested change has been made and the Heritage Board has approved the Amendment.

Councilor Walsh moved to adopt a Resolution Authorizing the City Manager to Enter Third Amendment to Keizer Heritage Foundation Ground Lease. Councilor Taylor seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

c. RESOLUTION: Authorizing City Manager to Enter Street Sweeping Agreement with Wheat LLC

City Attorney Shannon Johnson reviewed the process for receiving proposals, noted that Wheat LLC was the successful proposal, and fielded questions regarding mileage. Mr. Kissler explained that Wheat LLC is housed with Loren's Sanitation as a subsidiary company. Additional discussion took place regarding quality of service and stormwater management.

Councilor Walsh moved to adopt a Resolution Authorizing City Manager to Enter Street Sweeping Agreement with Wheat LLC. Councilor Taylor seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

CONSENT CALENDAR

A. **RESOLUTION ~ Authorizing the City Manager to Award Contract for Keizer Rapids Park Paving**
B. **Willamette Basin Total Maximum Daily Load (TMDL) Implementation Plan**
C. **Authorizing Application of Department of Land Conservation and Development Grant for Periodic Review**
D. **RESOLUTION ~ Granting Step Increase and Tuition/Education Payment to the City Manager**

Councilor Walsh moved to approve the Consent Calendar. Councilor Taylor seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

COMMITTEE REPORTS

a. RESOLUTION ~ Accepting the Keizer Library Task Force Final Report and Discharge of the Library Task Force

Councilor Walsh reviewed the Library Task Force history noting that this was the end of a chapter for the City and the beginning of a new chapter for the community; that the community needs to step up and take the lead now rather than the City government. He then reviewed the task force recommendations at the end of his report. Councilors Taylor and McKane commended Councilor Walsh for his efforts in this task. Discussion then took place regarding community involvement and support, library services available to the community and possible expansion of facilities.

Councilor Walsh moved to adopt a Resolution Accepting the Keizer Library Task Force Final Report and Discharge of the Library Task Force. Councilor Taylor seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

b. Appointment to the Keizer Planning Commission

City Manager, Chris Eppley, reported that Kevin Baker had resigned from the Planning Commission. Notice of the vacancy was published and Bill Wolf was recommended to fill the vacancy by the Volunteer Coordinating Committee.

Councilor Walsh moved to accept the recommendation of the Volunteer Coordinating Committee and appoint Bill Wolf to fill Position Number 4 on the Keizer Planning Commission. This appointment would on September 30, 2011. Councilor Taylor seconded. Motion failed as follows:

AYES: Taylor, McKane and Walsh (3)
NAYS: Moir, Christopher, Smith and Clark (4)
ABSTENTIONS: None (0)
ABSENT: None (0)

Councilor Moir declared that the Volunteer Coordinating Committee should not dismiss applicants who have a valid excuse for not attending the VCC meeting appointment process. Discussion then took place regarding mandatory appearance.

Mayor Christopher moved to send this back to the Volunteer Coordinating Committee. Councilor Taylor seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

Councilor Taylor reported that the Bikeways Committee will be doing a Rodeo and Corral at the August 9 RiverFair and requested volunteers.

Councilor Clark reported that she attended the Chemawa Interchange Management Plan open house on July 7 and invited the public to the next one. Additional information: www.chemawainterchange.org . She noted that she would be serving as the City Liaison to the 2009 Iris Council with Teresa Walsh as chair. That committee is working with the City Attorney on resolving issues related to the vendor ordinance and drafting of a liquor variance ordinance.

Councilor Walsh reported on work at Keizer Rapids Park, and upcoming meetings of Library supporters and Salem-Keizer Area Transportation Study. He praised the Marion County Fair, reported on work done at Rotary and the Commissioners Breakfast and welcomed Round Table Pizza to Keizer Station. He noted that the Economic Affairs meeting reviewed various issues of concern to the business community including the electric signs and the Fire District bond measure. They will be reviewing the bus and transit bond issue at the next meeting.

Councilor Smith reported that at Keizer Urban Renewal Board adopted new language for the Sidewalk and Landscaping Property Improvements grant which will give authority to hold back 10% of reimbursement funds until a final report has been submitted by the recipient. This language will be included in the Façade Improvement grants as well.

Councilor Moir reported on upcoming Salem Water Wastewater Task Force and Planning Commission meetings.

OTHER BUSINESS

a. New Business

b. Old Business

Finance Director Susan Gahlsdorf reported that some difficulty had been encountered in the SDC adjustment and proposed using the CPI-W for adjusting the fees with further review following completion of the Parks SDC methodology update and development of a factor that would be more appropriate at that time. Following lengthy discussion staff was directed to bring this back in two weeks.

Councilor Walsh moved to suspend the rules. Councilor Clark seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

Councilor Walsh moved to freeze the SDC rate until further decision. Councilor McKane seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Moir, Clark and Taylor (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

Assistant to the City Manager, Kevin Watson, reported that 15 proposals have been received in response to the Thomas Dove Keizur Statue request for proposals. The Keizer Points of Interest Committee will review proposals, select 3 or 4 for interviews and submit a proposal for Council.

Community Development Director, Nate Brown, reported that a meeting had taken place with the Transit District regarding the site selection process for a transit center; issues and concerns were discussed; and the three proposed sites are problematic at best. Mr. Brown noted that he had encouraged them to look outside the River Road corridor and more in association with the new Civic Center. Mr. Brown and Mr. Eppley then fielded questions with lengthy discussion following regarding impact and the location that would best serve the district. Mr. Eppley summarized feelings of Council saying that River Road is generally out of the question but consideration would be given to somewhere in the Civic Center "node" or in the Keizer Station area. Councilor Clark pointed out that one of the issues that helped the Salem-Keizer Transit District receive a Connect Oregon II Grant was the fact that it would serve River Road which is a high priority transit corridor so whatever model chosen will have to heavily involve River Road.

WRITTEN COMMUNICATIONS

Mayor Christopher read a thank you card from former Youth Councilor Alex James.

AGENDA INPUT

August 4, 2008

7:00 p.m. City Council Meeting

- Emergency Volunteers Assisting Keizer (EVAK) Report
- All Stars Sports Grill Liquor License Application
- Periodic Review Visioning Task Force

August 11, 2008

5:45 p.m. City Council/Park Advisory Board Work Session

- 2008 Keizer Parks Tour

August 18, 2008

7:00 p.m. City Council Meeting

- 2008 Delinquent Sewer Assessments
- 2008 Street Lighting District Assessments

ADJOURNMENT Mayor Christopher adjourned the meeting at 10:45 p.m.

APPROVED:

MAYOR:

Lore Christopher

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – David McKane

Councilor #4 – Cathy Clark

Councilor #2 – Brandon Smith

Councilor #5 – Richard Walsh

Councilor #3 – Jacque Moir

Councilor #6 – James Taylor

Minutes approved:

August 18, 2008