

MINUTES
KEIZER CITY COUNCIL SPECIAL SESSION
Monday, July 14, 1997
Keizer City Hall
Robert L. Simon Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Koho called the special session to order at 5:00 p.m. Roll Call was taken as follows:

Present:

Dennis Koho, Mayor
Carl Beach, Councilor
Jim Keller, Councilor
Jerry McGee Councilor
Al Miller, Councilor (arrived at 5:05 p.m.)
Garry Whalen, Councilor
Dawn Meier, Councilor

Staff:

John Lien, City Attorney
Tracy Davis, City Recorder

**ADMINISTRATIVE
ACTION**

**RESOLUTION -
CHANGE IN
CLASSIFICATION/
COMPENSATION PLAN
FOR UNREPRESENTED
EMPLOYEES**

Councilor McGee moved a Resolution Setting Forth a Change in the Classification and Compensation Plan by Amending Certain Unrepresented Classifications and a Change in Compensation Effective July 1, 1997. Mayor Koho seconded the Motion.

Councilor McGee reported in response to the concerns raised at the last meeting regarding this issue, he met with staff to assure all language contained in this resolution was similar to that in the Police Association agreement. He noted the Portland Consumer Price Index rate, in which the Council has made a verbal policy to use in adjusting the cost of living increase annually, averaged to four-percent in 1996. The resolution before the Council uses this rate adjustment. During the meeting, Councilor McGee requested staff research other municipalities to determine their exact policy and principals on compensation issues. This could lead to the adoption of a policy for the Council to follow annually.

Councilor Meier pointed out a few of the discussed issues may be part of the City's personnel policies. In addition, she requested staff report back on the

co-payment reimbursement issue raised by the insurance company.

The Motion passed with the following votes:

AYES: Beach, Keller, Koho, McGee, Meier, Miller and Whalen (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

EXECUTIVE SESSION

The Council recessed at 5:10 p.m. executive session pursuant to ORS 192.660(1)(h) - Potential Litigation.

The Executive Session was adjourned at 5:43 p.m.

Council President Keller moved that the appeal filed by Hank Kaplan, attorney for Charles Stull be heard by the Keizer City Council and any offers to waive this hearing be declined. Councilor McGee seconded the Motion.

The Motion passed with the following votes:

AYES: Keller, McGee, Meier, and Whalen (4)

NAYS: Beach, Koho, and Miller (3)

ABSTENTIONS: None (0)

ABSENT: None (0)

Councilor McGee moved to request the staff to send a letter to Akin Blitz, Attorney at Law, thanking him for his past services rendered on behalf of the City of Keizer and this would conclude any need for his continued services. Councilor Meier seconded the Motion.

Councilor Miller moved to table this motion until the next regular Council session. Mayor Koho seconded the Motion.

The Motion failed with the following votes:

AYES: Beach, Koho, and Miller (3)

NAYS: Keller, McGee, Meier, and Whalen (4)

ABSTENTIONS: None (0)

ABSENT: None (0)

The Motion to send a letter to Mr. Blitz passed as follows:

AYES: Keller, Koho, McGee, Meier, and Whalen (5)

NAYS: Beach and Miller (2)

ABSTENTIONS: None (0)

ABSENT: None (0)

Councilor McGee moved to authorize the Mayor to work towards any reduction of the scope of the hearing by stipulations agreeable to both sides and with review of the Council. Council President Keller seconded the Motion.

Mayor Koho reiterated that he will not enter into any agreements of stipulation without Council review. In addition, he will try to accommodate the scheduling of hearing to meet the needs expressed by the Council.

The Motion passed with the following votes:

AYES: Beach, Keller, Koho, McGee, Meier, Miller and Whalen (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

OTHER BUSINESS

Responding to an inquiry by Councilor Beach, John Lien, City Attorney reported the files taken from the Police Department by Charles Stull are in the possession of Akin Blitz. It was agreed to early in the investigation that these records would be held by Mr. Blitz until they were reviewed and a determination of the importance to the investigation. The records were reviewed by Bob Parks, investigator last week and determined to be city records - some original and some copies. Mr. Lien indicated Mr. Stull's attorney is on vacation at this time and the issue should be resolved upon his return.

Councilor Beach voiced his concern these records should be returned to the City as soon as possible. If they are necessary to Mr. Stull's defense, copies may be made.

Mr. Lien indicated he will take the necessary steps to have these records returned.

Councilor Miller inquired of the original agreement of when and to who the records would be returned to.

Mr. Lien noted this determination was not made at the time the records were released to Mr. Blitz. However, upon review he feels it is clear they are City records and should be returned. This will be relayed to Mr. Kaplan upon return to his office.

Councilor Miller believed Mr. Blitz is currently involved in an open issue dealing with the union contract. He pointed out this may be a financial burden if another labor attorney was hired to continue the negotiations rather than continuing with Mr. Blitz.

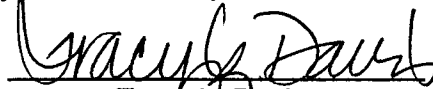
Councilor Beach requested an update or status report be brought back to the next Council meeting regarding the reimbursement by the lobbyist hired to assist the City in dealing with measures 47 and 50.

WRITTEN COMMUNICATIONS

There were no written communications to come before the Council.

ADJOURNMENT

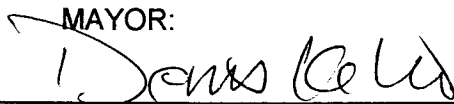
The meeting was adjourned at 5:55 p.m.



Tracy L. Davis
City Recorder

APPROVED:

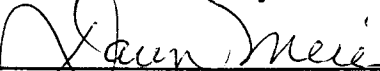
MAYOR:



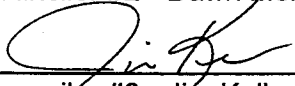
Dennis Koho

COUNCIL MEMBERS:

Councilor #1 - Garry Whalen



Councilor #2 - Dawn Meier

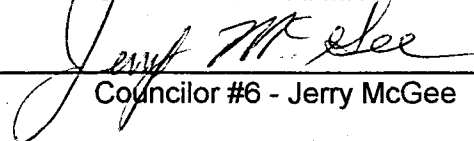


Councilor #3 - Jim Keller



Councilor #4 - Carl Beach

Councilor #5 - Al Miller



Councilor #6 - Jerry McGee

approved
October 6, 1997