

MINUTES
KEIZER CITY COUNCIL
Monday, June 2, 2003
Keizer City Hall
Robert L. Simon Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Christopher called the regular meeting to order at 7:00 p.m. Roll Call was taken as follows:

Present:

Lore Christopher, Mayor
Michel Gaynor, Councilor
Charles E. Lee, Councilor
Jacque Moir, Council President
James Taylor, Councilor
Richard Walsh, Councilor

Absent:

Judy K. Smith, Councilor

Staff:

Chris Eppley, City Manager
Rob Kissler, Public Works Director
Kent Barker, Keizer Police
Dianne Hunt, Human Resources Director
Cheryl Vafakos, Interim Planning Director
Shannon Johnson, City Attorney
Susan Gahlsdorf, Finance Director
Tracy Davis, City Recorder

FLAG SALUTE

Susan Gahlsdorf, City Finance Director, led the City Council in the flag salute.

PUBLIC TESTIMONY

Steve Prothero, Traffic Safety Commission Chair, 1629 Wiessner Drive NE, Keizer - provided the council with background information regarding the golf cart ordinance. Proponents of the ordinance were directed to look at other communities with similar ordinances, and decided to use Woodburn's as a template. After the ordinance was drafted, the commission was informed by the City Manager that it was an appropriate issue for the City Council to deal with.

Council President Moir indicated that she had referred the proponents to the Traffic Safety Commission (TSC).

She asked whether the Woodburn ordinance applies to both public and private roads, to which Mr. Prothero replied he did not know.

Councilor Walsh inquired as to TSC's position on operation of golf carts on 35 mph roads. Mr. Prothero replied that it was the commission's determination that carts should not be allowed on River Rd., Wheatland Rd., or Lockhaven Rd.; however, the proposed ordinance would allow carts to cross those thoroughfares. While he had not seen the specific ordinance under consideration at this meeting, he indicated that TSC supports the adoption of a golf court ordinance.

Greg Pederson, 1345 Harmony Drive, Keizer - addressed the council regarding the golf cart issue, indicating he was one of the proponents who worked with TSC to draft the ordinance. He noted that Woodburn's ordinance applies to public streets.

The council then briefly discussed various aspects of the golf cart ordinance proposal, including: the cost of signage; the parameters of the golf cart permissive zone; the legality of operating carts on bike paths; whether carts are capable of operating at speeds of 35 mph; and the exemption of golf carts from insurance and financial responsibility laws.

Of
corrected
10-20-03

PUBLIC HEARINGS

a. City of Keizer 2003-2004 Budget Hearing

Susan Gahlsdorf, City Finance Director, provided copies of the staff report on the committee-approved 2003-2004 City Budget. She reviewed additional information that has become available since the committee's adoption of the budget:

- Cigarette tax revenues, estimated at \$33,000 for the period between January 1 and June 30, 2003
- Expenditures related to the Salem Communications Center, specifically support for the police department radio and mobile systems; the cost is to be shared between the General Fund (\$25,000) and the 9-1-1 Fund (\$16,000) and was not anticipated in the 2004 budget

Ms. Gahlsdorf then provided recommendations for action to the Council.

Mayor Christopher opened the public hearing.

Clark Williams, Parks Advisory Board Chair, 1050 Rafael Street N., Keizer - testified in support of the 2003-2004 Budget. He spoke regarding projected savings related to the mowing of parks. Councilor Lee echoed Mr. Williams' comments regarding the new mower.

Gary Whalen, Parks Advisory Board member, P. O. Box 21088, Keizer - expressed thanks to the councilors and staff for their work in developing the budget. He noted that there is a growing level of support for maintaining parks at previous levels.

With no one else wishing to testify, Mayor Christopher closed the public hearing.

Council President Moir moved to adopt the changes to the 2003-2004 Budget as outlined in the staff report. Councilor Walsh seconded the motion.

The motion passed unanimously as follows:

AYES: Christopher, Gaynor, Lee, Moir, Walsh,
and Taylor (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Smith (1)

Council President Moir moved to receive the Fiscal Year 2004 City of Keizer Budget for adoption on June 16, 2003. Councilor Walsh seconded the motion.

The motion passed unanimously as follows:

AYES: Christopher, Gaynor, Lee, Moir, Walsh,
and Taylor (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Smith (1)

COMMITTEE REPORTS

a. Willamette River Day

Councilor Walsh indicated that June 7th is Willamette River Day, during which there will be a number of activities at Willamette Mission Park, admission free of charge.

b. Salem-Keizer Area Transportation Study (SKATS)

Councilor Walsh reported SKATS approved the commencement of work with a consultant to make proposals on the Salem-Keizer transportation corridor. There should be opportunities for input by citizens and local governments. He also noted that the proposal for the bridge over Clagett Creek on Chemawa Road has been postponed for another year.

c. Economic Development Committee

Councilor Gaynor provided an update on efforts to develop ways to advertise the City of Keizer to both businesses and potential residents. He emphasized the important role that parks play in selling a city as a good place to live and do business.

d. Traffic Safety Commission

Councilor Taylor noted that aside from the golf cart issue, the Traffic Safety Commission has also been working on the issue of speed limits on Windsor Island Road and new developments in that area.

e. Clagett Creek Watershed Council

Council President Moir said that the Watershed Council has adopted its revised bylaws. She noted that signage would go up soon for the upcoming wetlands project, and that heavy equipment would also be arriving soon. Volunteers will be needed to help plant 4,000-6,000 plants.

f. Sen. Ron Wyden Town Hall

Council President Moir recalled the town hall that was held on June 14th for U.S. Senator Ron Wyden. The event was well attended by the public and elected officials. She encouraged others to attend similar events in the future.

OTHER BUSINESS

▪ New Business

Salem Area Mass Transit

City Manager Chris Eppey provided an update on Salem Area Mass Transit's request for \$14 million in federal Transportation Equity Act for the 21st Century (TEA-21) funds for enhancements. There are tentative plans for a hub in Keizer. Mr. Eppey recommended the Council draft a letter of support for a hub in Keizer.

Council President Moir moved to direct the City Manager to draft a letter in support of the proposal to site a mass transit hub in Keizer. Councilor Lee seconded the motion.

Following discussion regarding the timing of sending a letter of recommendation, the Council determined it would be preferable for the City Manager to draft the letter and bring it to the next Council meeting for approval. The motion was withdrawn.

Mayor Christopher moved to direct staff to draft a letter of endorsement for the proposal to site a mass transit hub in Keizer. Councilor Walsh seconded the motion.

The motion passed unanimously as follows:

AYES: Christopher, Gaynor, Lee, Moir, Walsh,
and Taylor (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Smith (1)

Mr. Eppey provided additional information on potential sites for the proposed transit hub.

City Logo

City Manager Eppey displayed copies of a new proposed multicolor city logo, as well as a single-color logo. He explained the options available to the Council.

Council President Moir moved to bring back a resolution for adoption of two new city logos, one multicolor and the other a single color with screening. Councilor Gaynor seconded the motion.

The motion passed unanimously as follows:

AYES: Christopher, Gaynor, Lee, Moir, Walsh,
and Taylor (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Smith (1)

Keizer Police Department

Capt. Kent Barker, Keizer Police, noted that recruitment is underway to fill a vacant officer position. There have been over 80 applicants, who will be given written examinations to begin narrowing the field.

Human Resources

Dianne Hunt, Human Resources Director, mentioned the vacant positions of Community Development Director and Recording Secretary. She also commented that 80 applicants for a Police Officer position is about average.

Public Works

Rob Kissler, Public Works Director, reported that the contractor for the project to widen Trail Avenue and Harmony Drive is experiencing delays on another job. He added that although the delay will push back the start of the widening projects it will not be problematic.

Mr. Kissler provided visual materials to illustrate sanitary sewer upgrades currently underway along Chemawa Rd., Windsor Island Rd., and Shoreline Avenue. The Chemawa Rd. portion should be completed before the beginning of the next school year. The goal is to remove two sewer lift stations that experienced problems during the 1996 floods. Citizens have been notified by letter, and may contact Salem Public Works with questions or concerns at (503) 588-6211. Mr. Kissler provided additional information on the scope and timeline of the project.

ADMINISTRATIVE ACTION

a. ORDINANCE - **Permitting and Regulating Use of Golf Carts in Designated Areas** Pursuant to ORS 810.070 Repealing Section 4 of Ordinance No. 94-298

Shannon Johnson, City Attorney, submitted a staff report and draft ordinance for regulation of golf cart use in designated areas. Approximately 15 signs will be necessary, at a cost of \$200-300 per sign.

Councilor Lee inquired whether a half-mile boundary would be feasible. Mr. Johnson indicated that statute does not allow for greater distances, which effectively limits the ability to create a square-shaped boundary.

Council President Moir noted that houses south of a specified point would not be able to cross at the mandated lighted signals, which would act to reduce the number of residents to whom the ordinance would apply.

Councilor Walsh indicated he has drawn up a highlighted map to delineate who could comply with the ordinance. He indicated that the rule should be made broad and expressed preference for his substitute map over the map in the staff report.

Councilor Taylor questioned whether signage should be posted for Staats Lake, as it is doubtful whether golf carts can even fit on throughways there.

Council President Moir asked how easy it would be to enforce the ordinance. Capt. Barker described the process of officer testing and assured it could be adequately enforced.

Council President Moir moved a bill for an ordinance permitting and regulating the use of golf carts in designated areas pursuant to ORS 810.070 repealing section 4 of ordinance 94.298. Councilor Taylor seconded the motion.

Councilor Walsh repeated his request to substitute his highlighted map for the staff map. Mr. Johnson opined that the amended map merely clarifies that the highlighted streets cannot be traversed with golf carts. Councilor Taylor proposed that the affected properties could be connected if Mistletoe Loop is included. Mr.

Johnson elaborated on the complexity of rectifying the ordinance to include all properties, and acknowledged that the substitute map could solve the problem. Councilor Lee warned that future development could render the substitute map obsolete, to which Councilor Walsh countered that the staff report map is already obsolete.

Following a discussion, the Council decided it would be more workable to replace the map with a paragraph describing the parameters of the permitted area. Councilor Gaynor suggested that the highlighted map be retained as well.

Council President Moir outlined the reasons she believed the ordinance would not achieve the intended goal with the inclusion of additional language or the highlighted map. Councilor Walsh expressed the belief that residents prevented from using golf carts due to their location would be victims of discrimination on the part of state law, rather than the proposed city ordinance.

Following additional discussion, the motion was withdrawn.

Councilor Walsh moved to direct staff to draft an additional paragraph to the ordinance to add a description of the parameters of the permissive boundary, and to clarify that golf carts may not be used on streets posted for speeds greater than 25 mph, and that a revised highlighted map be attached. Councilor Gaynor seconded the motion.

The motion passed as follows:

AYES: Christopher, Gaynor, Lee, Walsh, and Taylor (5)

NAYS: Moir (1)

ABSTENTIONS: None (0)

ABSENT: Smith (1)

**b. RESOLUTION-
Authorization for
Resolution Transfer**

Finance Director Susan Gahlsdorf read the staff report on the resolution transfer.

Council President Moir moved to adopt Resolution R-2003 Authorization for Resolution Transfer. Councilor Lee seconded the motion.

The motion passed unanimously as follows:

AYES: Christopher, Gaynor, Lee, Moir, Walsh,
and Taylor (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Smith (1)

**CONSENT
CALENDAR**

There were no items on the Consent Calendar agenda.

**WRITTEN
COMMUNICATIONS**

Mayor Christopher indicated that Council members have been invited to the Strategic Economic Development Corporation of the Mid-Willamette Valley (SEDCOR) annual luncheon on June 24th.

AGENDA INPUT

June 9, 2003

12:00 p.m. (Noon) City Council Work Session

- Keizer Station Development Agreement Review

5:30 p.m. City Council Meeting

- Evaluation of City Manager

June 16, 2003

6:30 p.m. - Executive Session

- Evaluation of Municipal Court Judge

7:00 p.m. City Council Meeting

- Adoption of 2003-2004 City of Keizer Budget
- Supplemental Budget for 2002-2004
- Sign Variance
- Variance Criteria
- Delinquent Sewer Assessment Public Hearing
- Sewer Franchise Fee Increase Public Hearing
- Sewer Administrative Fee Increase
- Marks Drive LID Assessment Ordinance
- Municipal Court Judge Evaluation Report

Urban Renewal Agency Meeting - Following City Council Meeting

- Adoption of 2003-2004 Urban Renewal Agency Budget

July 7, 2003

7:00 p.m. City Council Meeting

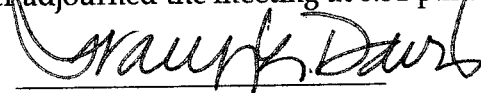
July 14, 2003

12:00 p.m. (Noon) City Council Work Session

Mayor Christopher noted the agenda items.

ADJOURNMENT

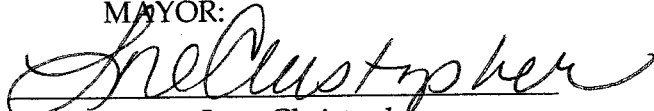
Mayor Christopher adjourned the meeting at 8:31 p.m.



Tracy L. Davis, CMC
City Recorder

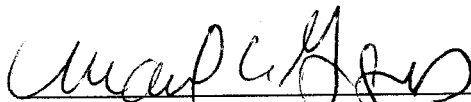
APPROVED:

MAYOR:

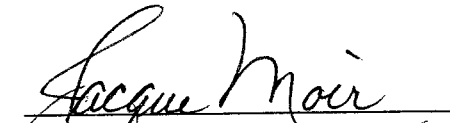
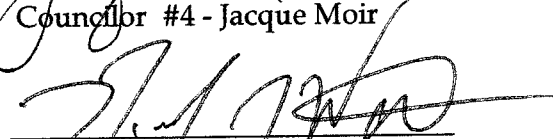
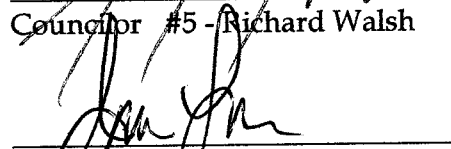

Lore Christopher

COUNCIL MEMBERS:

Absent
Councilor #1 - Judy K. Smith


Councilor #2 - Michel Gaynor

Councilor #3 - Charles E. Lee


Councilor #4 - Jacques Moir
Councilor #5 - Richard Walsh
Councilor #6 - James Taylor

Minutes approved:

October 20, 2003