

**CANBY CITY COUNCIL
REGULAR MEETING
October 20, 2021**

PRESIDING: Mayor Brian Hodson

COUNCIL PRESENT: Christopher Bangs, Traci Hensley, Sarah Spoon, David Bajorin, and Greg Parker

COUNCIL ABSENT: Shawn Varwig

STAFF PRESENT: Scott Archer, City Administrator; Joseph Lindsay, City Attorney/Assistant City Administrator; Melissa Bisset, City Recorder/HR Manager; Brianna Addotta, Associate Planner; Jamie Stickel, Economic Development Director.

CALL TO ORDER: Mayor Hodson called the Regular Meeting to order at 7:35 p.m.

OATH OF OFFICE FOR APPOINTED CITY COUNCILOR – DAVID BAJORIN:

Rod Grafe, Municipal Court Judge, swore in David Bajorin as City Councilor.

CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS: None

PUBLIC HEARING: ANN/ZC 21-02: Annexation and Zone Change for 1495 S. Fir Street –

Mayor Hodson read the public hearing statement.

Conflict of Interest

Councilor Parker – No conflict, plan to participate.
Councilor Spoon – No conflict, plan to participate.
Councilor Bangs – No conflict, plan to participate.
Councilor Bajorin – No conflict, plan to participate.
Councilor Hensley – No conflict, plan to participate.
Mayor Hodson – No conflict, plan to participate.

Ex Parte Contact

Councilor Parker – No contact.
Councilor Spoon – The site was on her regular dog walking route.
Councilor Bangs – No contact.
Councilor Bajorin – No contact.
Councilor Hensley – No contact.
Mayor Hodson – No contact.

STAFF REPORT: Brianna Addotta, Associate Planner, said this was a request for annexation and a zone change for 1495 S Fir Street. It was a 1.31 acre parcel and an island of County land. The zone change was from County EFU to City R-1.5, medium density residential. She explained the applicable approval criteria. The property was within the Southwest Canby Development Concept Plan. Potential future development scenarios pulled access from the

property to the south. Those property owners appealed the DCP because they felt it limited the development potential of their property. The DCP was upheld by the Council with an additional condition of approval that any future development proposal would be judged on its own merits if and when submitted and would not be bound by any shadow plat that had come before the City. The applicant had provided a conceptual site plan which showed the viability of development without access to the south. Any future subdivision would be subject to planning review. She discussed the comments that were received. Utilities were available in S Fir Street. The capacity was anticipated in the Comprehensive Plan. There were public comments sharing concerns about the utility system, parking, and density. The Planning Commission recommended approval with conditions.

Mayor Hodson opened the public hearing.

APPLICANT: Pat Sisul, Sisul Engineering, was representing the applicant. This was an island of County land surrounded by the City. Provision of services to the property would be a lot cleaner if it were to come into the City. The property was located in an area that was experiencing growth and it was a logical time to bring it into the City and develop it. The property would be developed consistent with the R-1.5 and could provide an additional six lots to the City's inventory which would be a one month supply. The proposed rezone would not have an impact on the transportation system per the analysis that was prepared by the City's traffic engineer. Utilities were available to the site. He asked for approval.

PROPONENTS: Roger and Cheryl Steinke, Canby residents, supported the project. There was a lot of conversation about their property at the Planning Commission meeting, but the concerns had been addressed.

OPPONENTS: None.

REBUTTAL: None.

Mayor Hodson closed the public hearing.

****Council President Hensley moved to ANN/ZC 21-02: Annexation and Zone Change for 1495 S. Fir Street with conditions. Motion was seconded by Councilor Bangs and passed 5-0.**

ORDINANCES: Ordinance 1563 – **Council President Hensley moved to approve Ordinance 1563, AN ORDINANCE PROCLAIMING ANNEXATION INTO THE CITY OF CANBY, OREGON 1.31 ACRES OF REAL PROPERTY DESCRIBED AS LAND SITUATED SOUTHWEST ¼ OF SECTION 4, T.4S, R.1E, W.M. (TAX MAP 41E04CA); AND APPROXIMATELY 0.06 ACRES OF ADJACENT SOUTH FIR STREET RIGHT-OF-WAY; AND AMENDING THE EXISTING COUNTY ZONING FROM EXCLUSIVE FARM USE (EFU) TO CITY MEDIUM DENSITY RESIDENTIAL (R-1.5) FOR THE ENTIRE AREA; AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CANBY CITY LIMITS to come up for second reading on November 3, 2021. Motion was seconded by Councilor Bangs and passed 5-0 on first reading.

Ordinance 1560 – Mr. Archer said the old front-end loader would be sold through the surplus auction process and the money would go back into the Street Fund.

****Councilor Bangs moved to approve Ordinance 1560, AN ORDINANCE AUTHORIZING THE CITY OF CANBY TO ENTER INTO A PURCHASE AGREEMENT WITH COLUMBIA WESTERN MACHINERY TO BUY A NEW FRONT-END LOADER. Motion was seconded by Councilor Spoon and passed 5-0 by roll call vote.**

Ordinance 1561 – ****Councilor Bangs moved to approve Ordinance 1561, AN ORDINANCE AMENDING CANBY MUNICIPAL CODE (CMC) CHAPTER 220 TO INCLUDE THE LIBRARY ADVISORY BOARD HIGH SCHOOL MEMBER AS A VOTING MEMBER WITH ADDITIONAL CHANGES TO THE LIBRARY BOARD SECRETARY. Motion was seconded by Councilor Spoon and passed 5-0 by roll call vote.**

Ordinance 1562 – Mr. Archer said this purchase was in the current budget. He explained the camera would be used for the storm and sanitary sewer systems and would cost \$107,116.21.

Councilor Bangs wanted to know what the camera looked like. Mr. Archer could bring back that information.

****Councilor Bangs moved to approve Ordinance 1562, AN ORDINANCE AUTHORIZING THE CITY OF CANBY TO ENTER INTO A PURCHASE AGREEMENT WITH WESTERN SYSTEMS TO BUY A SEWER PIPE CRAWLER CAMERA to come up for second reading on November 3, 2021. Motion was seconded by Council President Hensley and passed 5-0 on first reading.**

CONSENT AGENDA: **Council President Hensley moved to approve the minutes of the September 1, 2021 Regular City Council Meeting. Motion was seconded by Councilor Spoon and passed 5-0.

DISCUSSION REGARDING OPEN AIR PROGRAM: Jamie Stickle, Economic Development Director, said this program would sunset on December 31, 2021. The program was put in place due to Covid restrictions and allowed local businesses to expand seating into the private parking lots. It also suspended certain codes regarding parking requirements and waived some fees. She explained the requirements businesses had to follow. It did not look like the need for this outdoor space would go away anytime soon and she recommended continuing it.

There was discussion regarding the feedback from businesses on how the program helped them, need to clean the language up, whether it was a temporary or permanent program, if it became permanent they needed to create design standards and safety measures, continuing the program and fee waivers through the pandemic, extending it for six months in its current form while working on these other pieces, partnering with the Chamber to discuss the program with downtown businesses, synergy with the food cart pod program, balance in the amount of space used for the program, and adding language to allow the use of public parking areas. There was consensus for staff to bring back an extension of the program for six months.

MAYOR'S BUSINESS: Mayor Hodson reported on the C4 Retreat where they discussed transportation and housing. The Region 1 Area Commission on Transportation would be meeting soon to discuss tolling. The Parks and Recreation Advisory Board met last night and discussed preparations for a new park in the Riverside 3/Ivy Ridge development. They also reviewed the Park Pavilion at Locust Street Park. The Pickle Ball Court at Maple Street Park was progressing and trees at Wait Park had been assessed for damage from the ice storm by FEMA who would be providing funding for tree removal and clean up. The Light Up the Night event would be held on December 3. He asked that leaves not be raked into the streets and that parked cars and trucks not hang over into the sidewalks.

COUNCILOR COMMENTS & LIAISON REPORTS:

Councilor Bangs discussed the Library Board who was looking at code revisions to the Library Board's responsibilities. Monday was the deadline to meet the state's mandate for all school personnel to be vaccinated. Nearly all teachers and staff had been vaccinated and those who were not were granted exemptions with the exception of one employee. They were selling the old Carus Elementary school building on Highway 213 for \$1 if it could be moved. He thought the bathroom at Community Park needed to be replaced.

Council President Hensley attended the groundbreaking ceremony for the Canby Fire District Northside Station. October was Breast Cancer Awareness Month and Mental Illness Awareness Week was October 3-9. There were resources at the Canby Center for mental illness. October was also Domestic Violence Awareness Month and A Safe Place in Oregon City offered resources. She met with new Councilor Bajorin. The Traffic Safety Commission discussed traffic flow and parking problems on both S 2nd and 3rd Avenues. Presently vehicles were allowed to park on both sides of the street making the roads too narrow. They encouraged public testimony at the Commission's December 8 meeting to consider no parking on one side of the streets.

Councilor Spoon said the Canby Area Transit circulator was up and running. If the buses were late, she encouraged people to check on social media. The Oregon Film Trail Plaque Dedication would be held on October 29 at Eco Park. She welcomed King's Farm to Table to Canby. She had concerns about the new park in the Riverside 3/Ivy Ridge development.

Mayor Hodson would be talking to staff about those concerns.

Councilor Spoon suggested a discussion regarding the process for appointing Committee members.

CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS: Mr. Archer reported on the Park and Recreation Master Plan process. The City had entered into a contract with GreenPlay for the Plan. The Park and Recreation Advisory Board was the citizens steering committee for the project. He explained the first public opinion survey had been sent out to 3,500 citizens and they got a 16% response. The next public opinion survey was going to be an open website link for all citizens. The level of service analysis had been completed. The consultant had been meeting with staff regarding park maintenance and operations. This work would be completed by January/February when a final report would be presented to the Board and Council.

Mayor Hodson said compared to other cities, Canby rated high for developable park land but below average for actual developed park land. There were two sections of the City without parks, north and northeast Canby.

Councilor Parker would like recommendations from the consultants, Board, and Mr. Archer for an action plan to implement this work.

Councilor Spoon suggested a discussion on advancing the dog park project which had been in the process for a long time.

Mr. Archer gave an update on the Quiet Zone/Archway project. Construction was occurring at the railroad crossings. Elm Street would be completed by the end of this month. Footings for the arch were being installed. The arch had already been constructed and would be galvanized. Staff was looking into placing time capsules into the foundation of the arch. He discussed FEMA recovery money for the ice storm and tree removal at Wait Park. He announced the Downtown Trick or Treat event on October 31.

CITIZEN INPUT: None

ACTION REVIEW:

1. Approved the Consent Agenda.
2. Approved Ordinance 1562 and 1563 to come up for second reading on November 3, 2021.
3. Adopted Ordinances 1560 and 1561.

Mayor Hodson adjourned the meeting at 9:48 p.m.



Melissa Bisset
City Recorder



Brian Hodson
Mayor

Assisted with Preparation of Minutes - Susan Wood