



MINUTES
KEIZER CITY COUNCIL
Tuesday, September 6, 2016
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
Marlene Parsons, Councilor
Kim Freeman, Councilor
Roland Herrera, Councilor
Bruce Anderson, Councilor
Mark Caillier, Councilor
Amy Ryan, Councilor

Staff:

Chris Eppley, City Manager
Shannon Johnson, City Attorney
Nate Brown, Community Development Director
Tim Wood, Finance Director
John Teague, Police Chief
Tracy Davis, City Recorder

FLAG SALUTE

Mayor Clark led the pledge of allegiance.

SPECIAL ORDERS OF BUSINESS

a. Volunteer of the Quarter Award – Bob Shackelford

Mayor Clark read Matt Lawyer's letter nominating Bob Shackelford for Volunteer of the Quarter and presented him with a clock commemorating the award. Mr. Shackelford accepted the award and introduced his wife. Councilor Herrera and Chris Eppley praised Mr. Shackelford for his dedicated service to the City.

b. Presentation to Youth Councilor Siri Scales

Ms. Scales was not in attendance. The presentation was postponed to the next Council meeting.

c. PROCLAMATION – National Patriotism Week

Ron Freeman, Keizer, a member of the Keizer Elks Lodge, explained that Elks is currently promoting Americanism and he introduced Dave Salisbury, Corrine Arehart and Bruce Plummer. Mr. Salisbury provided background information about the Elks National Patriotism Week after which Mayor Clark read the Proclamation.

d. PROCLAMATION – Constitution Week

Mayor Clark read the Proclamation and invited representatives from the Daughters of the American Revolution to come forward.

Kathy Elgin and *Mary Jo Stoutenburg*, from the Anna Maria Pittman Chapter of the Daughters of the American Revolution, provided background information about the tradition of celebrating Constitution Week and explained efforts made to increase awareness of the importance of the nation's constitution. She also extended an invitation

to participate in the upcoming “Bells Across America” event, September 17 at 1 pm, in which bells will be rung for one minute to celebrate the constitution.

**COMMITTEE
REPORTS**
a. **Volunteer
Coordinating
Committee –
Recommendation
for
Appointments
to Budget
Committee,
Keizer
Economic
Development
Commission,
Keizer Festivals
and Advisory
Board, and
Keizer Planning
Commission**

City Manager, Chris Eppley, reported that following publication of notice of vacancies on several committees and acceptance of testimony from the applicants, the Volunteer Coordinating Committee unanimously recommended **Ron Bersin**, for Position 1 on the Budget Committee, for a three year term expiring August 31, 2019; **Bob Shackelford** and **Carlos Soto**, for Positions 1 and 3 on the Keizer Economic Development Commission, each for three year terms expiring September 30, 2019; **Bob Shackelford** for Position 3 on Keizer Festivals Advisory Board (K-FAB), for a three year term expiring May 31, 2019; and **Jerry Crane** and **Michael DeBlasi** for Positions 1 and 2 on the Planning Commission, terms beginning upon swearing in and expiring September 30, 2019.

Councilor Parsons moved that the Keizer City Council accept the recommendation of the Volunteer Coordinating Committee and appoint the applicants as recommended. Councilor Freeman seconded. Motion passed unanimously as follows:

AYES: Clark, Caillier, Parsons, Ryan, Freeman, Herrera and Anderson (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

**PUBLIC
TESTIMONY**

Darrel Richardson, Keizer, recommended that an RV Park be put in at Keizer Rapids Park to bring in revenue. He suggested that 30 sites be put in either by the boat ramp or in the filbert orchards.

Mayor Clark responded that this would involve changing the Master Plan for that park and is a different idea from that decided upon through the charrettes that were held. She urged Mr. Richardson to bring this to the Parks Advisory Board for their consideration.

Beth Melendy, Keizer, Chair of the Public Arts Commission, thanked all the volunteers who helped with the Town & Country mural and extended an invitation to the dedication on September 10 at 11 a.m.

Lore Christopher, Keizer, a member of the Arts Commission, urged Council to approve the pilot program for trusted vendors and provided a detailed explanation of the program and the normal process for display of art. She also fielded questions regarding value limits and censorship.

**PUBLIC
HEARINGS**
a. **Keizer Liquor
Store Liquor**

City Manager Chris Eppley reported that an application was submitted for a new Liquor License for Keizer Liquor Store, Keizer, Oregon. A public hearing was scheduled, notice published, necessary notification given, a background check was done, and Keizer Planning Department found the location of the establishment to be properly zoned and had no comment

License Application

on the application. Staff recommends that following a public hearing, Council recommend approval of the application.

Mayor Clark opened the Public Hearing.

Jeannine Knight, Salem, Director of Simonka Place, spoke in opposition of this establishment because it is close to Simonka Place and many residents there struggle with alcohol addiction.

Oliver Coker, owner of Keizer Liquor Store, explained that the establishment is currently located at the south end of River Road but is relocating to School House Square and will be doubling in size. The ribbon cutting/open house will be held in mid-November. Sales will be made only to those 21 and over and staff is trained in the Responsible Vendor program. He provided additional information about theft and the VIP (Very Intoxicated Person) program and added that he would like to work with Simonka House to help its residents.

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

Councilor Parsons moved that the Keizer City Council recommend approval of the application for an Off-Premises Sales liquor license for Keizer Liquor Store under the guidelines as established by ORS 471.178 and the Ordinances of the City of Keizer, and forward the recommendation to the Oregon Liquor Control Commission for final approval. Councilor Freeman seconded. Motion passed unanimously as follows:

AYES: Clark, Caillier, Parsons, Ryan, Freeman, Herrera and Anderson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

b. Proposed Keizer Development Code Text Amendments – Access Easements

Mayor Clark opened the Public Hearing.

Community Development Director Nate Brown explained that the amendments pertain specifically to access easements and include policy changes and ‘clean-up’. Planning Commission reviewed the amendments, directed changes, and unanimously recommends the amendments before Council. Mr. Brown fielded questions regarding the amendments, easement definition, flexibility in development, parking, and variances.

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

Councilor Parsons moved that the Keizer City Council direct staff to prepare an ordinance with findings to adopt the proposed revisions. Councilor Freeman seconded. Motion passed unanimously as follows:

AYES: Clark, Caillier, Parsons, Ryan, Freeman, Herrera and Anderson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

ADMINISTRATIVE ACTION

a. Exhibition of Art at Keizer Community Center – Recommendation of Keizer Public Arts Commission

City Attorney Shannon Johnson advised against the recommendation of the Keizer Public Art Commission. He explained that he does not get involved with policy questions but in this case there are legal issues and the appearance of fairness that cause him concern. He explained that the situation is unique with the Salem-Keizer Education Foundation and that vendor could be an exception to the approval process. He reminded Council that the main reason K-PAC was created was to approve the art without Council or staff involvement to avoid censorship concerns.

Following discussion regarding bias, the proposed procedure, legal ramifications, postponing the decision, and including other educational venues, Council agreed by consensus to support Option 1 of Mr. Johnson’s staff report: *Make no change to the approved process, but work with KPAC to address concerns but to expand it to include other educational venues.*

b. RESOLUTION – Initiating the Amendment Process for Amendment of the Salem-Keizer Urban Growth Boundary Pertaining to the Willamette River Crossing

Mr. Johnson explained that this item is on the agenda at the request of the City of Salem and has to do with the third bridge project and expansion of the Urban Growth Boundary to accommodate further actions needed to continue the third bridge discussion. Salem is suggesting having a joint hearing with Salem, Keizer, and Marion and Polk Counties and the Planning Commissions of Polk County and Keizer on October 12. This would be strictly for a public hearing; there would be no deliberation. Individual jurisdictions would move forward at a later date in their own jurisdictions if they so choose. This vote is simply to initiate the process.

Mayor Clark provided additional information and clarification.

Councilor Parsons moved that the Keizer City Council adopt a Resolution Initiating the Amendment Process for Amendment of the Salem-Keizer Urban Growth Boundary Pertaining to the Willamette River Crossing. Councilor Freeman seconded. Motion passed unanimously as follows:

AYES: Clark, Caillier, Parsons, Ryan, Freeman, Herrera and Anderson (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

c. ORDER – In The Matter of the Amendment of Rates for Franchise Solid Waste Collection Within the City

Mr. Johnson reminded Council that this matter had been addressed at a Public Hearing where staff was directed to prepare an Order for the proposed rate increase shown in option #3. Said order is before Council tonight for approval. Mayor Clark noted that the handout shows that citizens are rewarded for recycling and composting through lower rates.

Councilor Parsons moved that Keizer City Council approve the Order of Option #3 In The Matter of the Amendment of Rates for Franchise Solid Waste Collection Within the City of Keizer, Effective as of October 1, 2016. Councilor Freeman seconded. Motion passed unanimously as

**of Keizer,
Effective as of
October 1, 2016**

follows:

AYES: Clark, Caillier, Parsons, Ryan, Freeman, Herrera and Anderson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

CONSENT CALENDAR

- a. RESOLUTION – Approving the City Engineer’s Report; Declaring City’s Intent to Form Keizer Station Center Area C Street Lighting Local Improvement District; Providing Notice and Setting Hearing
- b. RESOLUTION – Authorizing Public Works Director to Sign Amendment #1 to Department of Corrections Inmate Work Program Agreement
- c. RESOLUTION – Authorizing the City Manager to Sign the Intergovernmental Agreement for Emergency Water Supply
- d. RESOLUTION – Authorizing the City Manager to Sign First Amendment of Contract for Collection Agency Services with Valley Credit Service, Inc.
- e. Approval of August 1, 2016 Special Session Minutes
- f. Approval of August 1, 2016 Regular Session Minutes
- g. Approval of August 8, 2016 Work Session Minutes
- h. Approval of August 15, 2016 Regular Session Minutes

Councilor Parsons moved to approve the Consent Calendar. Councilor Freeman seconded. Motion passed unanimously as follows:

AYES: Clark, Caillier, Parsons, Ryan, Freeman, Herrera and Anderson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

COUNCIL LIAISON REPORTS

Councilor Caillier reported on the Keizer Points of Interest Tour which he had attended and announced the next Greater Gubser Neighborhood Association meeting.

Councilor Herrera reported that he had attended the Denny Santos retirement party at Willamette Law School, the Community Dinner, United Way lunch, and the roundabout opening. He also announced the upcoming McNary vs. South Salem football game.

Councilor Parsons reported that she will be attending the Commissioner Breakfast, the Mural Dedication, Planning Commission and Coffee with Cathy.

Councilor Ryan announced that the Buckaroo Ball fundraiser for Peer Court has been cancelled; she will be attending the Mural Dedication; and Keizer Rotary will be sponsoring the Cancer event on October 1. She reported on McNary Blue Day, praised the roundabout and urged everyone to attend the Fire District memorial of 9/11.

Councilor Anderson reported on the Salem Water Wastewater Task Force meeting on August 25 and announced that another meeting is scheduled for September 8. He praised the Volcanoes and families that hosted players.

Councilor Freeman announced that there are still openings on City committees and announced the upcoming West Keizer Neighborhood Association meeting, West Keizer clean-up event and the Mid-Willamette Valley Initiative Homeless Task Force meeting.

Mayor Clark thanked everyone involved in the roundabout, praised the McLeod extension, congratulated the State Fair, praised the young people who displayed their robotics at the Fair and announced the upcoming Strategic Economic Development Corporation award luncheon, Salem-Keizer Band Day, the last amphitheater concert, the 9/11 memorial, League of Oregon Cities City Hall Day, and the Southeast Keizer Neighborhood Association meeting.

OTHER BUSINESS City Manager Chris Eppley provided the three rules for using a roundabout: (1) keep moving, (2) look left, and (3) go right.

Chief Teague announced that a recruit would be graduating from the academy on Friday and there are two laterals in the pipeline.

Community Development Director Nate Brown announced that Senior Planner Sam Litke was retiring. He thanked Sam for his 11 years of service.

WRITTEN COMMUNICATIONS

Mayor Clark reviewed communications received:

- A note from Clearlake Elementary School thanking her for participating in the summer reading program.
- A petition received requesting that the speed limit on Verda be reduced from 35 to 25 miles per hour. She asked that the Traffic/Bikeways/Pedestrian Committee address this matter.
- Invitations to fundraisers including Liberty House, Salem Fire Foundation, Straub, Salem Leadership Foundation, and Family Building Blocks.

AGENDA INPUT

September 12, 2016

- 5:45 p.m. – City Council Work Session
 - Annual Keizer Parks Tour

September 19, 2016

- 7:00 p.m. – City Council Regular Session

September 26, 2016

- 5:45 p.m. – City Council Work Session
 - Storm Water Permit Update

October 3, 2016

7:00 p.m. – City Council Regular Session

October 10, 2016

5:45 p.m. – City Council Work Session

October 12, 2016

6:00 p.m. – City Council Special Session with City of Salem,
Marion County, and Polk County

- Urban Growth Boundary Issue Pertaining to Willamette River Crossing

ADJOURNMENT

Mayor Clark adjourned the meeting at 9:14 pm.

MAYOR:

APPROVED:

Cathy Clark

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – Mark Caillier

Councilor #4 – Roland Herrera

Councilor #2 – Kim Freeman

Councilor #5 – Amy Ryan

Councilor #3 – Marlene Parsons

Councilor #6 – Bruce Anderson

Minutes approved: _____