

**CANBY CITY COUNCIL  
REGULAR MEETING MINUTES  
October 18, 2017**

**PRESIDING:** Mayor Brian Hodson.

**COUNCIL PRESENT:** Tyler Smith, Greg Parker, Tim Dale, Tracie Heidt, and Sarah Spoon. Councilor Traci Hensley was absent.

**STAFF PRESENT:** Rick Robinson, City Administrator; Joseph Lindsay, City Attorney; and Kim Scheafer, City Recorder.

**OTHERS PRESENT:** Carol Sullivan, Fire Chief Jim Davis, Raymond Baldwin, Phillip Taylor, Mathew Rigg, Ken Daniels, Steve Hurst, Jerry Herrmann, Jake Doughman, Parker Glen, and Karyn Fenton.

**CALL TO ORDER:** Mayor Hodson called the Regular Meeting to order at 7:30 p.m. in the Council Chambers followed by opening ceremonies.

Red Ribbon Week Proclamation – Mayor Hodson read a proclamation proclaiming October 23-31, 2017 as Red Ribbon Week and presented the proclamation to Captain Phillip Taylor from Young Marines.

Captain Taylor read about the history of Red Ribbon which was an effort to fight illegal drug use.

Jake Doughman, Boy Scout Troop 400, was in attendance with other members to get their citizenship merit badge.

Parker Glen, Boy Scout Troop 266, said he and his troop were in attendance to get their citizenship and communications merit badges.

**COMMUNICATIONS:** Rick Robinson, City Administrator, announced that the Historic Review Board had been awarded the Golden Paintbrush Award from the State of Oregon Historic Preservation Office.

**CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS:** Jerry Herrmann, from History Through Harmony, spoke about the reenactments celebrating Canby's history and barber shop music shows that would be happening in November. He was also working on a program about steamboats in the 1850s that would begin next year. He introduced the members of the Oregon New History Minstrels Quartet.

Raymond Baldwin read a statement regarding a grievance with the Canby Municipal Court. He thought the City was operating an unlawful court of no record. This meant that the court lacked a judicial review. The admiralty flag with the gold fringe was in the courtroom. The judge was not a justice of the peace or common law judge, but an admiralty judge. In addition, police officers were serving as prosecutors or witnesses in cases that were contested. He asked that the City provide both a justice of the peace, common law judge, and a tier 3 court of justice, a common law court jurisdiction. The City Charter had to be brought into compliance with the US Constitution and State laws.

Joe Lindsay, City Attorney, would draft a memorandum to the Council regarding the legality of how the Municipal Court was run.

**MAYOR'S BUSINESS:** Mayor Hodson said at the last C4 meeting they talked about Tri-Met's transportation bond for transportation projects within Tri-Met's service area. C4 had given feedback that the bond was being rushed, that the Abernethy Bridge should be one of the first projects due to its regional significance, and that several smaller projects rather than a large project like the Sunrise Corridor should be done with the funds. Canby would not be impacted by the bond because Tri-Met did not serve the City. There was an art dedication at the library on October 6. The City would be hosting the Clackamas Cities Association Dinner on October 26.

**COUNCILOR COMMENTS & LIAISON REPORTS:** Councilor Smith said the Planning Commission heard a rezone application at their last meeting that was denied. He also attended the French Prairie Forum where the RARE program, Marion County law enforcement priorities, and the connection to Arndt Road were discussed.

Councilor Parker thanked Carol Palmer of the Historic Review Board for her work. She had asked him to write a play on the life of Elsie Cutsforth. There would be a presentation on the history of the Willamette Falls River on October 19 at the Antonia Ballroom. The Main Street Downtown Halloween event would be on October 31.

Councilor Dale said Canby Utility held a hearing regarding their 2% power rate increase and it was passed. Last week Coliform bacteria was found in the water fountain at Wait Park. A twig was later found stuck in the water line which may have caused it. The fountains were now turned off for winter.

Councilor Heidt spoke about the events at the library. A holiday craft making event would be held on October 24, Teen Halloween Night on October 25, and a language exchange event every Saturday. The Middle School Bazaar was coming up on November 4. The unveiling of the art at the library was a special event. The Canby Education Foundation fundraiser had been held a few weeks ago. She asked to hold a Work Session discussion regarding neighborhood associations.

Councilor Spoon said the art unveiling at the library was very exciting as well as the Dahlia project construction. The Bridging Cultures celebration would be held on the Saturday before Thanksgiving. She also attended the Canby Education Foundation fundraiser.

**CONSENT AGENDA: \*\*Councilor Dale moved to adopt the minutes of the October 4, 2017 City Council Regular Meeting and appointment of Kelly Harms to the Historic Review Board for a term to end on June 30, 2018. Motion was seconded by Councilor Spoon and passed 5-0.**

**PUBLIC HEARING:** ZC 17-02/CUP 17-05/ SUB 17-04 S Ivy Park Rezone, Conditional Use Permit and Subdivision at 533, 553 and 583 S Ivy Street – Mayor Hodson said this public hearing was postponed until December 6, 2017.

**RESOLUTIONS & ORDINANCES:** Resolution 1275 – Carol Sullivan, Canby Utility Finance Manager, said Canby Utility would like to refund the 2007 water revenue bonds. Refunding the bonds would give a new fixed interest rate of 2.09% and a net present value savings of \$148,468. All of the costs would be covered by refunding of the bonds or the Canby Utility Water Fund. Since the City owned the water asset and Canby Utility managed it, this resolution was necessary to refund the bonds.

Councilor Parker clarified this was not getting new bonds, but getting a bank loan.

Mr. Robinson said this was a common way to refund bonds because it gave an absolute knowledge of the interest rate instead of selling them on the open market.

Mayor Hodson asked what projects were done with the bond money.

Ms. Sullivan replied the 13<sup>th</sup> and Fir reservoir and a few other capital improvement projects.

Councilor Heidt asked how much longer it would be to pay them off. Ms. Sullivan said it would be 10 more years.

**\*\*Councilor Smith moved to adopt Resolution 1275, AUTHORIZING THE SALE OF WATER REVENUE REFUNDING BONDS AND RELATED MATTERS. Motion was seconded by Councilor Parker and passed 5-0.**

**NEW BUSINESS:** None.

**ADMINISTRATOR'S BUSINESS & STAFF REPORTS:** None.

**CITIZEN INPUT:** None.

**ACTION REVIEW:**

1. Approved the Consent Agenda.
2. Adopted Resolution 1275.

There was no Executive Session.

Mayor Hodson adjourned the Regular Meeting at 8:23 p.m.

Kimberly Scheafer, MMC  
City Recorder

Brian Hodson  
Mayor

Assisted with Preparation of Minutes - Susan Wood