

**CANBY CITY COUNCIL
REGULAR MEETING MINUTES
August 20, 2025**

PRESIDING: Brian Hodson

COUNCIL PRESENT: Traci Hensley, Paul Waterman, Daniel Stearns, and James Davis (attended virtually).

COUNCIL ABSENT: Jason Padden and Herman Maldonado

STAFF PRESENT: Randy Ealy, Interim City Administrator; Emily Guimont, City Attorney; Teresa Ridgley, Deputy City Recorder; Spencer Polack, Public Works Supervisor; Don Hardy, Planning Director; Jerry Nelzen, Public Works Director; Ryan Potter, Planning Manager; Peter Wood, Human Resources Director; and Eric Laitinen, Aquatic Program Manager.

CALL TO ORDER: Mayor Hodson called the meeting to order at 7:01 p.m.

PIER GRANT PRESENTATION: Steve Nelson, Canby Center, spoke about the Planning Infrastructure Economic Revitalization (PIER) Grant they had received for the Canby Disaster Mitigation Project from Oregon Housing & Community Services. He noted the project collaborators and gave a grant overview, 2025-2027 budget, timeline, and next steps.

CITIZEN INPUT AND COMMUNITY ANNOUNCEMENTS: None.

CONSENT AGENDA: ****Council President Hensley moved to approve the Consent Agenda including approval of the July 16, 2025, City Council Work Session and Regular Meeting Minutes and July 30, 2025, City Council Special Called Meeting Minutes. Motion was seconded by Councilor Waterman and passed 4-0.**

PUBLIC HEARING: Fence Code Update –

Mayor Hodson opened the public hearing and read the hearing statement.

Ryan Potter, Planning Manager, presented the staff report. He explained the reasons to update the fence code and gave a recap of the Work Sessions that had been held, what the current code required, design principles, general issues, corner lot street-facing side yards, fence setbacks, heights, and vision clearance triangle, and non-compliant fences in town. He then discussed the proposed text amendments. These included establishing a purpose for the fence code, emphasizing the importance of vision clearance, allowing six foot fences in corner lot street-facing side yards, allowing six foot fences in rear yards when backing onto a street or alley, removing the prohibition on double rows of fences, clarifying fence standards along trails/paths, updating reference to state law regarding electric fences, removing the arbor subsection, and adding two definitions to Chapter 16.04. He showed 3-D diagrams of the proposed changes to mid-block and corner lots. He listed the approval criteria for the amendments and the items that the code update did not resolve at this time. The Planning Commission voted 5-0 to recommend Council approval and staff also recommended approval.

There were questions regarding addressing vegetation, public comments received, grandfathered fences, compliance outside of code enforcement, adding enforcement in the development standards, dislike for laws that were not enforced, better management of code enforcement, lower fence height in the front yards, common builder practices, getting developers to follow the code, and process for inspecting fences.

Proponents:

Art Valverde, Canby resident, explained his desire for a fence on his corner lot. The code amendments would allow him to put in what he wanted.

Brad Rigg, Canby resident, also had a corner lot and had been notified he could not extend his fence out by the Code Enforcement Officer. She had also come back to inspect the neighborhood to make sure they complied.

Marcy Rigg, Canby resident, agreed with the proposed amendments as she would like to use her side yard. Code Enforcement was doing their job and fences that were not allowed had been removed. She did not think a fortress effect would be created by allowing a fence on her side yard.

Opponents: None.

Mayor Hodson closed the public hearing.

Ordinance 1655 – ****Council President Hensley moved to approve Ordinance 1655, AN ORDINANCE ADOPTING REVISIONS TO CHAPTERS 16.04, *DEFINITIONS*, AND 16.08, *GENERAL PROVISIONS*, OF THE CANBY MUNICIPAL CODE RELATED TO FENCE STANDARDS to come up for second reading on September 3, 2025. Motion was seconded by Councilor Waterman and passed 4-0 on first reading.**

ORDINANCES AND RESOLUTIONS:

Ordinance 1654 – ****Council President Hensley moved to adopt Ordinance 1654, AN ORDINANCE AUTHORIZING THE INTERIM CITY ADMINISTRATOR TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT (CBA) BETWEEN THE CITY OF CANBY, OREGON, AND AFSCME COUNCIL 75, LOCAL 350-6. Motion was seconded by Councilor Waterman and passed 4-0 by roll call vote.**

Ordinance 1656 – Eric Laitinen, Aquatic Program Manager, said this contract would remodel the entryway, lobby, offices, locker rooms, and restrooms and the current staff area would be replaced with a family changing room. He gave a background on the swim center, what the swim center offered, current facility/use, and proposed remodel and layout. He also noted that the swim center would close for three weeks to paint the bottom of the pool.

There was discussion regarding additional remodeling plans.

****Councilor Waterman moved to approve Ordinance 1656, AN ORDINANCE AUTHORIZING THE INTERIM CITY ADMINISTRATOR TO ENTER INTO A**

CONTRACT WITH SCOTT EDWARDS ARCHITECTURE LLP IN THE AMOUNT OF \$165,750 FOR THE DESIGN DEVELOPMENT, PERMITTING, BIDDING, AND CONSTRUCTION ADMINISTRATION FOR THE REMODEL OF THE CANBY SWIM CENTER to come up for second reading on September 3, 2025. Motion was seconded by Councilor Stearns and passed 4-0 on first reading.

OLD BUSINESS: None.

NEW BUSINESS: Letter of City Council Support for DLCD Grant Application – Don Hardy, Planning Director, explained the phases of the grant cycle which would be used for the Urban Growth Boundary expansion process and code updates. He requested a letter of support to be signed by the Mayor.

****Council President Hensley moved to authorize the Mayor to sign the letter of support. Motion was seconded by Councilor Stearns and passed 4-0.**

MAYOR'S BUSINESS: Mayor Hodson announced Canby's Big Weekend August 22-24. He asked drivers to slow down and be careful when school started the day after Labor Day.

COUNCILOR COMMENTS & LIAISON REPORTS:

Councilor Davis reported on the Parks and Recreation Advisory Committee where they discussed Auburn Farms Park and a number of issues including Maple Street Park parking, off-leash dogs, and the recommendation not to use Park SDCs for the purchase of SE 3rd Court for access to the Logging Road. The Canby Adult Center had applied for grants and their permits were in for remodeling of the church. He would be in the dunking booth fundraiser during Canby's Big Weekend.

Councilor Waterman attended the Bike and Ped Committee meeting. He asked about the status of the Logging Bridge walking path. The Committee had suggested striping the Logging Road. There was a virtual meeting about changing the boundaries of the Library District on September 26.

Jerry Nelzen, Public Works Director, said for the path, they were planning to meet the construction deadline of September 30.

Councilor Stearns attended the Bridging Cultures event. He suggested scheduling a Work Session where Councilors could discuss issues on their mind.

Council President Hensley attended the County Fair and Rodeo. The Traffic Safety Commission discussed traffic counts on Holly and types of crosswalks. Speeding was the biggest complaint, and she encouraged everyone to slow down.

CITY ADMINISTRATOR'S BUSINESS: Randy Ealy, Interim City Administrator, noted the heat warning for the weekend and that garbage would be picked up an hour earlier. He discussed a letter that was sent to the Federal Railroad Administration to reaffirm the quiet zones. They had been in conversation with Clackamas County about Walnut Street and an IGA would be created. He met with the Willow Creek HOA leadership about municipal park maintenance in that area.

The Ivy Street project was on schedule. He would be scheduling Work Session meetings with the Mayor.

There was discussion regarding cooling stations during the heat wave.

CITIZEN INPUT: None.

ACTION REVIEW:

1. Approved the Consent Agenda.
2. Adopted Ordinance 1654.
3. Approved Ordinances 1655 and 1656 to a second reading on September 3, 2025.
4. Approved a letter of support to DLCD for a grant application.

****Council President Hensley moved to go into Executive Session pursuant to ORS 192.660(2)(h) Pending Litigation. Motion was seconded by Councilor Waterman and passed 4-0.**

Mayor Hodson read the Executive Session statement and adjourned the Regular Meeting at 9:00 p.m.



Maya Benham, CMC
City Recorder



Brian Hodson
Mayor

Assisted with Preparation of Minutes – Susan Wood