

CITY OF SALEM

585 Liberty St SE Salem, OR 97301

Meeting Agenda City Council

Monday, June 9, 2025

6:00 PM

Loucks Auditorium / Salem Public Library

This meeting is being conducted both in-person and remotely and allows remote attendance by the governing body, when requested. Interested persons may attend the meeting in Loucks Auditorium at Salem Public Library or view the meeting in real-time on the City of Salem YouTube Channel, thanks to a partnership with CC:Media. Comcast Cable subscribers can watch on CC:Media Channel 21. Please submit comments on agenda items by 5:00 p.m., or earlier, on the day of the meeting at cityrecorder@cityofsalem.net. If attending the meeting remotely, public comment and testimony may be provided during the meeting via Zoom. Remote attendees must pre-register between 8:00 a.m. and 3:00 p.m. on the day of the meeting using this link: https://www.cityofsalem.net/comment-at-council

EXECUTIVE SESSION

City Council - 5:15 p.m.

Salem Public Library, Plaza Room (Plaza Entrance)

ORS 192.660(2)(d), Labor Negotiations

City Council - 5:30 p.m.- 6:00 p.m.
Salem Public Library, Plaza Room (Plaza Entrance)
ORS 192.660(2)(e), Real Property Transactions

WORK SESSION

None.

1. OPENING EXERCISES: (Includes call to order, roll call, pledge of allegiance, announcements, proclamations, ceremonial presentations, and Council comment)

Call to Order

Roll Call

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA

1.2 COUNCIL AND CITY MANAGER COMMENT

1.3 PROCLAMATIONS

1.3a. <u>25-210</u> Proclamation recognizing Make Music Day.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Information Only.

Attachments: Proclamation - Make Music Day.pdf

1.3b. 25-211 Proclamation recognizing 250th Anniversary of the United States

Army.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Information Only.

Attachments: Proclamation - 250th Anniversary of the United States Army.pdf

1.4 PRESENTATIONS

2. PUBLIC COMMENT: (Comment on agenda items other than public hearings and deliberations)

3. CONSENT CALENDAR: (Includes approval of minutes, adoption of routine resolutions, and items of business requiring Council action)

3.1 MINUTES

3.1a. <u>25-209</u> May 27, 2025 Draft City Council Minutes

Attachments: 5-27-2025 Draft Council Minutes.pdf

3.2 RESOLUTIONS

3.2a. 25-201 Acquisition of easements for the Waldo Avenue SE and Wildwind

Drive SE Sewer Rehabilitation Project.

Ward(s): 2

Councilor(s): Nishioka

Neighborhood(s): South Central Association of Neighbors (SCAN)

Result Area(s): Safe, Reliable and Efficient Infrastructure

Recommendation:

Adopt Resolution No. 2025-14 declaring a public need to acquire and the City's intent to negotiate for the acquisition of easements for the Waldo Avenue SE and Wildwind Drive SE Sewer Rehabilitation Project.

Summary:

The Waldo Avenue SE and Wildwind Drive SE Sewer Rehabilitation Project will rehabilitate a failing public sanitary sewer main located in backyards between Waldo Avenue SE and Wildwind Drive SE east of High Street SE. Pipeline and temporary construction easements are necessary for the construction and maintenance of the sanitary sewer improvements.

Attachments: Attachment 1 - Project Location Map.pdf

Attachment 2 - Resolution 2025-14.docx

Attachment 3 - Identified Properties (Exhibit 1 to Resolution).pdf

3.3 ACTION ITEMS

3.3a. 25-146

Approval of Telecommunications Franchise Agreement, granting Ezee Fiber the non-exclusive right to construct, use, operate and maintain a telecommunications system in the City's rights-of-way (ROW).

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Safe, Reliable and Efficient

Infrastructure; Strong and Diverse Economy.

Recommendation:

Authorize the City Manager to execute the Telecommunications Franchise Agreement between the City of Salem and Ezee Fiber for the provision of telecommunication service in the City's ROW.

Summary:

The attached Telecommunications Franchise Agreement grants Ezee Fiber the non-exclusive right to construct, use, operate, and maintain a telecommunication system in the City's ROW. The agreement will be effective June 1, 2025, through May 31, 2035, with one automatic five-year extension.

Attachments: Telecommunications Franchise Agreement with Ezee Fiber

3.3b. 25-192

National Weather Service lease extension and amendment for space at the Salem Airport.

Ward(s): 2

Councilor(s): Nishioka

Neighborhood(s): SEMCA, SESNA

Result Area(s): Strong and Diverse Economy

Recommendation:

Authorize the City Manager to execute Amendment No. 2 to Lease No. LOR07449 for the space occupied by the National Weather Service at the Salem Airport.

Summary:

The General Services Administration (GSA) wishes to exercise the two five-year renewal options for the federal government's leased space at the Salem Airport. The Letter of Renewal (Attachment 1) includes several new clauses not included in the original lease, thereby requiring City Council approval.

Attachments: Attachment 1 - Letter of Renewal.pdf

3.3c. 25-195 Safe Streets and Roads for All grant application for pedestrian

crossing improvement projects.

Ward(s): 1 and 6

Councilor(s): Tigan and Ward 6 Councilor

Neighborhood(s): East Lancaster Neighborhood Association, Northeast Neighbors, North East Salem Community Association,

North Lancaster Neighborhood Association

Result Area(s): Safe, Reliable and Efficient Infrastructure

Recommendation:

Authorize the Interim City Manager to apply for federal funding up to \$10 million through the SS4A program, using up to \$2.5 million of Safety and Livability funds as match, to construct a series of pedestrian crossing improvement projects and provide funds to implement High Visibility Enforcement at pedestrian crossing locations; and further authorize the Interim City Manager to enter into an agreement with the US DOT to accept the funds.

Summary:

The United States Department of Transportation (US DOT) is offering grant funding through the Safe Streets and Roads for All (SS4A) program. Improving crossing facilities for pedestrians and conducting High Visibility Enforcement at pedestrian crossing locations align with the objectives of the SS4A program. The SS4A program requires a 20 percent match based on the total cost of the project. This match could be provided through funds allocated to Safer Pedestrian Crossings as part of the 2022 Safety and Livability General Obligation Bond.

Attachments: Attachment 1 - FY25 SS4A Notice of Funding Opportunity

Attachment 2 - Federal Safe Streets for All (SS4A) Grant Application Map

3.3d. 25-202

Cooperative Improvement (Utility) Agreement with the Oregon Department of Transportation for water and fiber optic utility construction on the Salem Center Street Bridge Seismic Retrofit Project.

Ward(s): 1

Councilor(s): Tigan

Neighborhood(s): West Salem Neighborhood Association, Central

Area Neighborhood Development Organization (CANDO) Result Area(s): Safe, Reliable and Efficient Infrastructure

Recommendation:

That City Council authorize the City Manager to execute the attached Cooperative Improvement (Utility) Agreement (CIA) with Oregon Department of Transportation (ODOT) to replace the City water and fiber optic utilities in association with the ODOT's Salem Center Street Bridge Seismic Retrofit Project.

Summary:

The Oregon Department of Transportation (ODOT) is undertaking a project to seismically retrofit the Center Street bridge over the Willamette River. The City has a waterline attached to the Center Street bridge crossing the Willamette River. City staff have negotiated an agreement to pay ODOT to replace the existing waterline on the bridge with a larger seismically resilient waterline. Additionally, the City has buried water and fiber optic utilities in ODOT rights-of-way (ROW) in conflict with planned construction. The City has negotiated for ODOT to relocate these utilities under the agreement.

Attachments: Cooperative Improvement (Utility) Agreement.pdf

3.3e. 25-212

Regional Traffic Control Center Intergovernmental Agreement with the Oregon Department of Transportation (ODOT).

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe, Reliable and Efficient Infrastructure.

Recommendation:

Authorize the City Manager to execute the attached Intergovernmental Agreement with ODOT for the purposes of receiving federal funds and providing local matching funds to operate the Salem Regional Traffic Control Center, and further authorize the City Manager to administer and modify the agreement as needed in the best interest of the City.

Summary:

The Salem Regional Traffic Control Center provides a focal point for

the computerized control of traffic signals within the Urban Growth Boundary for the Salem-Keizer metropolitan area. The Salem Regional Traffic Control Center is funded through a combination of Federal funds and local match. The ultimate goal of the Traffic Control Center is to provide the operational resources to design, coordinate, operate, and maintain an expanded system of traffic signals within the various jurisdictions, including the cities of Salem and Keizer, Marion and Polk counties, and the State of Oregon, from one centralized location.

Attachments: Attachment 1 - Regional Traffic Control Center Operations Agreement.pdf

4. PUBLIC HEARINGS

4.a. <u>25-179</u> Public hearing on State Revenue Sharing funds

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Safe and Healthy Community.

Recommendation:

Adopt Resolution No. 2025-12 electing to receive a share of certain revenues from the State of Oregon General Fund.

Summary:

The state revenue sharing program allocates fourteen percent of state liquor revenues to cities, which have discretion on the use of the revenue.

The purpose of the public hearing is to provide residents an opportunity to comment on the proposed uses of state revenue sharing funds in the Recommended FY 2026 City of Salem Budget.

Attachments: Resolution No. 2025-12

4.b. <u>25-206</u> Public hearing on the FY 2026 City of Salem Budget

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Natural Environment Stewardship; Safe and Healthy Community; Safe, Reliable and Efficient Infrastructure; Strong and Diverse Economy; Welcoming

and Livable Community.

Recommendation:

Direct staff to return to City Council on June 23, 2025, with a resolution to adopt the Budget Committee recommended FY 2026 City of Salem Budget with amendments.

Summary:

The City of Salem Budget Committee recommended a budget to City Council on May 7, 2025 and amended their recommendation on May 28, 2025. The City Council is required to hold a public hearing on the recommended budget and adopt a final budget prior to July 1, 2025. The City Council may amend the Budget Committee's recommendation within the following parameters:

- Property tax levies cannot be increased in total beyond the amount approved by the Budget Committee.
- The recommended expenditures for each fund cannot be increased by more than ten percent (10%).

Attachments: Recommended FY 2026 City of Salem Budget

5. SPECIAL ORDERS OF BUSINESS: (Items deferred from the Consent Calendar; Mayor and Councilor Items; Items which require a selection among options; or of special importance to Council; management reports; presentations by City boards, commissions, committees, or outside agencies)

5.a. 25-207

Use of Salem Safety and Livability Bond Premium for additional expenses related to the Civic Center Seismic retrofit project.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Safe, Reliable and Efficient

Infrastructure.

Recommendation:

Approve the use of \$1,078,540 in bond premium to pay for additional expenses related to the Civic Center Seismic project.

Summary:

As recommended by the Bond Oversight Committee during its May 22, 2025 meeting, the City Council is being asked to approve the use of bond premium to pay for \$1,078,540 in additional Civic Center improvements.

Public Works Engineering staff have been working on elements related to the Civic Center project which includes seismic upgrades, accessibility, building system improvements, restrooms and interior spaces. As the project has developed, there have been additional components identified that would be beneficial for the project. Most of these components have not been approved. However, a small grouping of these potential improvements were identified as high

priority for a funding request. This list prioritized updates mandated by code, customer facing benefits, and improvements that are much more economical during construction while the building is unoccupied.

6. INFORMATION REPORTS: (Items that require no Council action)

6.a. <u>25-196</u> Quarterly information report on economic development.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe and Healthy Community; Safe, Reliable and Efficient Infrastructure; Strong and Diverse Economy; Welcoming

and Livable Community.

Recommendation:

Information only.

Summary:

Urban Development quarterly information report on economic development activities resulting from urban renewal projects, grants, and related work. The report also includes quarterly business activity and outcomes reported by Strategic Economic Development Corporation (SEDCOR).

Attachments: May 25 2025 ED Quarterly Report FINAL.pdf

6.b. 25-205 Planning Administrator Decision - To divide 34.13 acres into three

parcels - Approved.

Partition Tentative Plan Case No. PAR25-06, Andre Makarenko and

Sergei Makarenko, 2592 Kuebler Rd S

Ward(s): 7

Councilor(s): Nordyke Neighborhood(s): SWAN

Recommendation:

Information Only.

Attachments: Land Use Decision PAR25-06

7. ORDINANCES

7.1 FIRST READING:

7.2 SECOND READING:

7.2a. 25-204

Ordinance Bill amending the Salem Revised Code Chapter 220, 300, and 601 relating to Floodplain Development Permit requirements in the City of Salem

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Natural Environment Stewardship; Safe and Healthy

Community; Safe, Reliable and Efficient Infrastructure

Recommendation:

Pass Ordinance Bill No. 6-25 amending the Salem Revised Code (SRC) updating Chapter 220 (Site Plan Review), Chapter 300 (Procedures for Land Use Applications and Legislative Land Use Proposals), and Chapter 601 (Floodplain Overlay Zone) to address Floodplain Development Permit requirements within the City of Salem.

Summary:

Ordinance Bill No. 6-25 (Attachment 1) relates to Floodplain Development Permits within the City of Salem. The amendments require developers to complete a Mitigation Assessment for floodplain projects, ensuring "no net loss" of flood storage, water quality, or vegetation. Approval of the code amendments prevents potential Federal Emergency Management Agency (FEMA) sanctions, National Flood Insurance Program suspension or Community Rating System termination, thus preserving eligibility for federally backed flood insurance in Salem, flood insurance discounts, and federal disaster relief.

Attachments: Ordinance Bill No. 6-25

Exhibit A to Ordinance Bill No. 6-25

7.2b. 25-203

Amending Salem Revised Code Chapters 200 (Urban Growth Management) and 803 (Street and Right-of-way Improvements)

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe, Reliable and Efficient Infrastructure

Recommendation:

Pass Ordinance Bill No. 7-25 amending Salem Revised Code Chapters 200 (Urban Growth Management) and 803 (Street and Right-of-way Improvements) to address right-of-way dedications within the City of Salem.

Summary:

Ordinance Bill 7-25 (Attachment 1) will amend Salem Revised Code (SRC) Chapter 200 to clarify the process for accepting

property, easements, and public right-of-way that is encumbered. The Ordinance Bill (Attachment 1) also amends Chapter 803 to clarify how right-of-way is created and the mechanism used to receive and dedicate that right-of-way for public use.

Attachments: Ordinance Bill No. 7-25

Exhibit A to Ordinance Bill No. 7-25

7.2c. <u>25-215</u> Ordinance Bill No. 8-25 amending Salem Revised Code Chapter 102

related to time limits in the Downtown Parking District for metered

on-street parking and proof of payment.

Ward(s): 1 and 2

Councilor(s): Tigan and Nishioka

Neighborhood(s): CANDO

Result Area(s): Result Areas - Safe, Reliable and Efficient

Infrastructure; Strong and Diverse Economy

Recommendation:

Pass Ordinance Bill No. 08-25.

<u>Summary:</u>

Starting in July 2025, the on-street parking system in the Downtown Parking District will be modified with new pay stations. The new pay stations allow for payment of up to 12 hours of continuous parking, and the existing 3-hour free parking will be eliminated for all on-street parking. To pay for their parking vehicle operators will be required to provide their vehicle license plate number at the pay station to generate an electronic record of their parked vehicle in the new system; and enforcement officers will enter the license plate number to verify paid time for the vehicle has not expired.

Attachments: Ordinance Bill 08-25 - Downtown Paid Parking

Exhibit A - Downtown Paid Parking

First reading testimony

7.2d. 25-188

Second Reading of Ordinance Bill No. 09-25 - Amendment to SRC

2.840 Related to Ambulance Service on Public Streets.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe and Healthy Community

Recommendation:

Pass Ordinance Bill No. 09-25 for the purpose of amending SRC 2.840 related to the transition to a City-operated ambulance service

on public streets.

Summary:

The proposed ordinance amends SRC 2.840 to reflect the City's transition to a municipally operated ambulance transport service. The ordinance clarifies the City's exclusive right to provide ambulance service on public streets within city limits, establishes Council authority to set fees and membership rates by resolution, and authorizes the City Manager to collect delinquent accounts. These changes are consistent with Council direction provided in March 2024 and are necessary to implement the new transport model.

Attachments: Ordinance Bill No. 09-25

Exhibit A to Ordinance No. 09-25

8. PUBLIC COMMENT: (Other than agenda items)

9. ADJOURNMENT

Individuals needing special accommodations such as sign language, foreign language interpreters or equipment for the hearing impaired must request such services at least 48 hours prior to the meeting. To request accommodations or services, please call 503-588-6255 or 503-588-6003 (TTD/TTY 503-588-6439), or by e-mail at: cityrecorder@cityofsalem.net at least two business days in advance.

Si necesita ayuda para comprender esta información, por favor llame 503-588-6003.

UPCOMING PUBLIC HEARINGS, AND WORK SESSIONS

a. 25-214

Beginning June 9, 2025, all Salem City Council meetings will be conducted in Loucks Auditorium, located at Salem Public Library, 585 Liberty Street SE, with the option for remote attendance. Please see the meeting agenda header for more details on remote attendance. The meetings are also available to watch in real-time online at CC:Media YouTube Channel, as well as Comcast Cable CC:Media Channel 21.

CITY COUNCIL PUBLIC HEARINGS:

CDBG and HOME Investment Partnership Program Years 2025-2029 Consolidated Plan and FY25 Annual Action Plan Monday, July 14, 2025, at 6:00 p.m.

SALEM HOUSING AUTHORITY PUBLIC HEARINGS:

Proposed Public Housing Agency Annual Plan for 2024-2025 Monday, July 14, 2025, at 6:00 p.m.

URBAN RENEWAL AGENCY PUBLIC HEARINGS:

CITY COUNCIL WORK SESSIONS: (Unless otherwise noted, work sessions are held in Loucks Auditorium, Salem Public Library, 585 Liberty Street SE.)

Economic Development and Renewal Monday, August 18, 2025, at 6:00 p.m.

BUDGET COMMITTEE MEETINGS:

2025 NEIGHBORHOOD ASSOCIATION ANNUAL MEETING DATES:

Neighborhood - Annual Meeting Date - Time - Councilor
MorningsideJune 116:30 p.mNishioka, Matthews
SCANJune 126:30 p.mNishioka, Nordyke
Faye WrightSeptember 96:30 p.mNordyke, Matthews
NorthgateSeptember 186:00 p.mBrown
NOLAOctober 1 6:30 p.mBrown
West SalemOctober 26:30 p.mTigan, Varney
NESCAOctober 157:00 p.mNishioka, Tigan
CANDOOctober 156:00 p.mNishioka, Tigan
SunnyslopeOctober 167:00 p.mNordyke, Gwyn
SWANNovember 46:30 p.mNishioka, Nordyke

NEN-----November 11----6:30 p.m.----Nishioka, Tigan SESNA-----November 18----7:00 p.m.----Nishioka

MEETING PROCEDURES

City Council meets on the second and fourth Mondays of each month at 6:00 p.m. All meetings are in Loucks Auditorium Salem Public Library, 585 Liberty Street SE.

The Mayor, who is the presiding officer, is elected at large for a term of two years. Councilors are elected for four-year terms for each of the City's eight Wards. These nine officers comprise the Council who make the policy decisions for municipal activity and pass its ordinances and regulations.

Because the Mayor and Councilors' positions are part time, without pay, the Council appoints a City Manager who is responsible for the administration and execution of the City's policies and ordinances.

The City Council generally follows Robert's Rules of Order, but has adopted supplementary rules that may be found on the City's website at: https://www.cityofsalem.net/government/city-council-mayor/about-city-council/council-rules.

THE CONSENT CALENDAR

The Consent Calendar allows the Council to save time by acting on everything listed on that part of the agenda with one motion instead of considering each item separately. If a City Councilor believes a matter on the Consent Calendar deserves further discussion, the Councilor can request that item be removed from the Consent Calendar and considered separately under "Special Orders of Business."

PUBLIC COMMENT

There are two times at every regular City Council meeting when the public has an opportunity to address the City Council. The first time is immediately prior to the Consent Calendar. This time is reserved for questions or statements regarding items appearing on the agenda, except public hearings and the merits of land use issues. The second time is at the end of the agenda. At this time, you can address the City Council on any matter of public concern, other than an agenda item. Please sign up on the Speakers Roster prior to the start of the meeting. The Mayor will announce the time for public comment, and invite persons to address the City Council. Each person has three minutes to address the City Council. Please stop speaking when your time has expired.

Individuals that would like to provide comments during the meeting but are not able to attend the meeting in person may provide testimony virtually. To do so, please sign up online on the day of the meeting between the hours of 8:00 a.m. and 3:00 p.m. at

https://www.cityofsalem.net/government/city-council-mayor/about-city-council/comment-and-participate-in-a-city-council-meeting.

HOW TO GET YOUR WRITTEN COMMENTS INCLUDED AS PART OF THE AGENDA

Any written comments that you wish to be given to the City Council that are about an item on an agenda must be submitted to the City Recorder at cityrecorder@cityofsalem.net by 3:30 p.m. on the day of the City Council meeting when the item will be considered. For complete information on submitting communications to Council, please refer to Council Rule 6: Communications:

https://www.cityofsalem.net/government/city-council-mayor/about-city-council/council-rules.

If you have some matter that you wish to have the City Council consider in the future, you are encouraged to submit your suggestion in writing to the City Manager at P.O. BOX 14300, Salem, OR, 97309-3986 or by email to: manager@cityofsalem.net.

PUBLIC HEARINGS

The City Council can hold public hearings to consider legislative, quasi judicial or administrative matters. To testify at a hearing, you may sign up on the Hearing Roster located in the lobby of at Loucks Auditorium before the Mayor convenes the meeting. At the time for the hearing on the agenda, the Mayor will announce when the public hearing is open. If you have signed up to speak, come forward to the podium when the Mayor calls your name. State your name and either your address or the ward you live in. If you wish to receive notice of any written decision reached at the hearing, you must provide the City Recorder your address. When you have finished speaking, the Mayor will ask the Council if there are any questions for you, so please remain at the podium for a moment.

The time limit for QUASI JUDICIAL LAND USE CASES are as follows:

- 1. Staff Presentation 10 minutes
- 2. Affected Party 10 minutes
- 3. Neighborhood Associations 5 minutes
- 4. Other Interested Persons 3 minutes per person
- 5. Rebuttal by Affected Party 5 minutes

The time limit is 3 minutes per person for LEGISLATIVE AND ADMINISTRATIVE

hearings. Please stop speaking when your time has expired.

The time limits for QUASI JUDICIAL HEARINGS IN NON LAND use cases are as follows:

- 1. Staff Presentation 15 minutes
- 2. Affected Party 15 minutes
- 3. Neighborhood Associations 5 minutes
- 4. Other Interested Persons 3 minutes per person
- 5. Rebuttal by Affected Party 7 minutes

Time limits for quasi judicial land use hearings are governed by Rule 19 of the Council Rules. Parties to land use cases are encouraged to review that rule as time limits vary depending on the nature of the hearing. Further information can be obtained by contacting the Planning Administrator at 503 588 6173 or email at: lmanderson@cityofsalem.net.

