



CITY OF SALEM

Meeting Agenda

City Council

555 Liberty St SE
Salem, OR 97301

Monday, December 2, 2019

6:00 PM

Council Chambers

EXECUTIVE SESSION

None.

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

1.3 a. [19-561](#) Proclamation recognizing Pearl Harbor Remembrance Day

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Information Only.

Attachments: [Proclamation - Pearl Harbor Remembrance Day](#)

1.4 PRESENTATIONS

PGE Resiliency Report

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

3.2 RESOLUTIONS

- 3.2 a. [19-530](#) Referral of Ordinance Bill No. 11-19, creating an employee-paid payroll tax, to Salem Voters.

Ward(s): All Wards
Councilor(s): All Councilors
Neighborhood(s): All Neighborhoods
Result Area(s): All.

Recommendation: Adopt Resolution No. 2019-84 to refer Ordinance Bill No. 11-19 (creating an employee-based payroll tax) to Salem voters at the May 19, 2020 election, adopt the explanatory statement, and direct the City Attorney to draft the ballot title.

Attachments: [Resolution No. 2019-84](#)
[Measure](#)
[Explanatory statement](#)

3.3 ACTION ITEMS

- 3.3 a. [19-477](#) Intergovernmental Agreement between Oregon Department of Transportation for Tree Planting and Maintenance on Salem Parkway.

Ward(s): Ward 5
Councilor(s): Councilor Ausec
Neighborhood(s): Northgate
Result Area(s): Natural Environment Stewardship; Welcoming and Livable Community.

Recommendation: Authorize the City Manager to enter into an Intergovernmental Agreement (IGA) with Oregon Department of Transportation (ODOT) for tree planting and maintenance on the north side of Salem Parkway between Cherry Avenue NE and Hyacinth Street NE.

Attachments: [Intergovernmental Agreement between ODOT and City of Salem](#)

- 3.3 b. [19-552](#) Intergovernmental Agreement Between Marion County and City of Salem for Removal of Asbestos Cement Waterline Pipe on 45th Avenue NE.

Ward(s): No Wards

Councilor(s): No Councilors

Neighborhood(s): No Neighborhoods

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

Recommendation:

Authorize the City Manager to execute an Intergovernmental Agreement with Marion County for the removal of abandoned asbestos cement waterline pipe along 45th Avenue NE.

Attachments: [Attachment 1 - IGA between Marion County and City of Salem for Removal of Asbestc](#)

4. PUBLIC HEARINGS

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)

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

6. a. [19-485](#) Salem Riverfront Carousel Proposed Expansion and Relocation of the Salem Peace Mosaic.

Ward(s): Ward 1

Councilor(s): Councilor Kaser

Neighborhood(s): CANDO

Result Area(s): Welcoming and Livable Community

Recommendation:

Information only.

Attachments: [Attachment 1: Carousel Addition Site Plan View](#)

[Attachment 2: Carousel-Site Plan 9-6-19](#)

[Attachment 3: Carousel-Floor Plan 9-6-19](#)

[Attachment 4: Letters of Support](#)

[Attachment 5: SPRAB Action Sheet Carousel Addition](#)

[Attachment 6: SPRAB Action Sheet Salem Peace Mosaic](#)

[Attachment 7: Action Sheet Peace Mosaic 11-13-19](#)

[Attachment 8: Public Works Letter to Carousel](#)

[Attachment 9: Response Letter](#)

6. b. [19-533](#) Salem Parks and Recreation Advisory Board Annual Report 2019

Ward(s): All Wards

Councilor(s): All Councilors
Neighborhood(s): All Neighborhoods
Result Area(s): Natural Environment Stewardship; Welcoming and Livable Community.

Recommendation: Information only.

Attachments: [SPRAB 2019 Annual Report](#)

6. c. [19-567](#) Planning Commission Decision - A comprehensive plan change to Commercial and Zone change to CO (Commercial Office) - Approved.

Minor Comprehensive Plan Map Amendment / Zone Change Case No. CPC-ZC19-11 - Jake Buckendorf - 4345 Sunnyside Rd SE - 97302

Ward(s): 3
Councilor(s): Nanke
Neighborhood(s): Faye Wright

Recommendation: Information Only.

Attachments: [Land Use Decision CPC-ZC19-11](#)

6. d. [19-570](#) Hearings Officer Decision - A proposed cannabis processing facility within an existing warehouse building. - Approved.

Conditional Use / Class 3 Site Plan Review Case No. CU-SPR19-05 - Lee Gywn, Lenity Architecture, on behalf of Thomas Reti - 4662 Ridge Dr NE.

Ward(s): 5
Councilor(s): Ausec
Neighborhood(s): Northgate

Recommendation: Information Only.

Attachments: [Land Use Decision CU-SPR19-05](#)

6. e. [19-576](#) Historic Landmarks Commission Decision - Proposal to construct a new seven story hotel. - Approved.

Historic Design Review - New Construction Case No. HIS19-19 - Lamont Smith and Iain MacKenzie on behalf of Salem Opportunity, LLC (James Bruce and Vanessa Sturgeon)- 195-197 Commercial St SE.

Ward(s): 1
Councilor(s): Kaser
Neighborhood(s): CANDO

Recommendation: Information Only.

Attachments: [Land Use Decision HIS19-19](#)

7. ORDINANCES

7.1 FIRST READING:

7.1 a. [19-564](#) Repealing Salem Revised Code chapter 48, relating to plastic carryout bags

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Natural Environment

Stewardship; Welcoming and Livable Community.

Recommendation: Conduct first reading of Ordinance Bill No. 13-19, repealing Salem Revised Code chapter 48 - Plastic Carryout Bags.

Attachments: [Ordinance Bill No. 13-19 repealing chapter 48](#)

[State of Oregon Enrolled HB 2509](#)

[Oregon Checkout Bag FAQ](#)

7.2 SECOND READING:

[19-584](#) Regulating the use of sidewalks and public spaces

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Areas: Good Governance; Safe Community; Strong and

Diverse Economy; Welcoming and Livable Community

Recommendation: Conduct second reading of Engrossed Ordinance Bill No. 10-19, regulating camping and unattended personal property on sidewalks and public spaces.

Attachments: [Engrossed Ordinance Bill 10-19](#)

[EXHIBIT A to Engrossed Ordinance 10-19](#)

[Written Testimony](#)

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. [19-579](#)

CITY COUNCIL PUBLIC HEARINGS

Held in the Council Chambers unless otherwise noted

Petitioner-Initiated Annexation of Territory Located at 4696 Center St NE and 592 Hile Lane NE (Annexation Case No. C-736)
Monday, December 9, 2019 at 6:00 p.m.

FY 2020 Supplemental Budget 2 for creation of Special Revenue Fund 177 to receipt and expend funds collected for the Tourism Promotional Area (TPA)
Monday, December 9, 2019 at 6:00 p.m.

SALEM HOUSING AUTHORITY PUBLIC HEARINGS

URBAN RENEWAL AGENCY PUBLIC HEARINGS

WORK SESSIONS Held in the Council Chambers, unless otherwise noted

City Council
Council Policy Agenda
Tuesday, January 21, 2020 at 6:00 p.m.

BUDGET COMMITTEE MEETINGS

Held in the Council Chambers unless otherwise noted

Presentation of the FY 2021 - 2025 Five Year Forecast
Wednesday, January 15, 2020 at 6:00 p.m.

SCHEDULE OF NEIGHBORHOOD ASSOCIATION ANNUAL MEETINGS

Neighborhood - Annual Meeting Date - Councilor

MEETING PROCEDURES

City Council meets on the second and fourth Mondays of each month at 6:00 p.m. All meetings are in the Council Chambers, Room 240, 555 Liberty St. 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:
[http://www.cityofsalem.net/Pages/council rules.aspx](http://www.cityofsalem.net/Pages/council%20rules.aspx).

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. 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. The time light on the podium will flash yellow when you have one minute left, and will turn red when your time has expired.

HOW TO GET YOUR 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 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/Pages/council rules.aspx](https://www.cityofsalem.net/Pages/council%20rules.aspx).

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 555 Liberty Street SE, Room 220, Salem, OR, or by e mail 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 near the east entrance to the Council Chambers 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 is 3 minutes per person for legislative and administrative hearings. 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.

Timer lights are located on the podiums. A flashing yellow light means you have one minute left; a red light means your time has expired.

