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DRAFT

FINAL ACTION AGENDA/MINUTES

SALEM CITY COUNCIL CITY OF SALEM, OREGON May 9, 2016 6:30 p.m.

- 1. OPENING EXERCISES:** (Includes call to order, roll call, pledge of allegiance, announcements, approval of additions and deletions to the agenda, proclamations, ceremonial presentations, and Council comment)

Call to Order 6:49 p.m.

Roll Call

Present: Mayor Peterson, Councilors Bennett, Andersen, Nanke, McCoid, Dickey, Benjamin, Bednarz, and Lewis.

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA

Motion: Move to approve the additions and deletions to the agenda.

Motion by: Councilor McCoid

Seconded by: Councilor Bednarz

Questions or Comments by: Councilor McCoid.

Action: Approved the additions and deletions to the agenda.

Vote:

Aye: Unanimous

Nay:

Abstentions:

1.2 COUNCIL AND CITY MANAGER COMMENT

Questions or Comments by: Councilors Andersen, McCoid, Bednarz, Bennett, Andersen, Dickey, Mayor Peterson, and City Manager Steve Powers.

1.3 PROCLAMATIONS

- (a) 2016 Fill the Boot - Muscular Dystrophy Association (CM)
- (b) Traffic Safety Week (CM)
- (c) Janet Noakes Day (CM)

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

Appearances by:
Angela Obrey, Ward 1

Agenda Item:
1.3(a)

Questions or Comments by: Councilors Bennett, Dickey, and Mayor Peterson.

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

Motion: Move to approve the consent calendar with the pull of item 3.2(a) by Councilor Andersen.

Motion by: Councilor McCoid
Seconded by: Councilor Bednarz

Questions or Comments by: Councilor McCoid.

Action: Approved the consent calendar with the pull of item with the pull of item 3.2(a) by Councilor Andersen.

Vote:
Aye: Unanimous
Nay:
Abstentions:

3.1 MINUTES:

- (a) April 25, 2015

Action: Approved.

3.2 RESOLUTIONS:

- (a) Resolution No. 2016-9. Referring to Salem electors the question of establishing a three percent tax on the sale of recreational marijuana items within the city of Salem, approving the measure, explanatory statement and directing the City Attorney to draft the ballot title (Legal)

Resolution No. 2016-9 A Resolution of the City Of Salem, Referral to the Electors of the City Of Salem the Question of Establishing a Three Percent Tax on the Sale of Recreational Marijuana Items by a Marijuana Retailer Within the City

Action: Pulled by Councilor Andersen – see agenda item 5(a).

3.3 ACTION ITEMS:

- (a) Intergovernmental Agreement Between the City and Marion Soil and Water Conservation District for Treatment of Invasive Plants (PW)

Action: Authorized the City Manager to enter into an intergovernmental agreement with Marion Soil and Water Conservation District to fund the treatment of invasive plants along Salem streams in Marion County.

4. PUBLIC HEARINGS: (Includes deliberations, and deliberations from hearings held over from previous meetings)

- (a) Adoption of the 2016-2017 Housing And Community Development Annual Action Plan – Use of Community Development Block Grant and Home Investment Partnership Funds to assist low-moderate income households (UD)

Persons Testifying:

Support: Paul Peloquin, 1181 Lori Lane, Monmouth
Rick Gaupo, 1660 Salem Industrial Drive NE
Adam Kohler, 2266 Reed Court SE
TJ Putman, Ward 1

Oppose:

Neutral:

Organizations: None.

Support:

Oppose:

Neutral:

Evidence Received From: None.

Support:

Oppose:

Neutral:

Questions or Comments by: Councilor Nanke, Bennett Andersen, Bednarz and Mayor Peterson.

Motion: Move to adopt the 2016-2017 Housing and Community Development Annual Action Plan (Plan) and direct staff to submit the Plan to the U.S. Department of Housing and Urban Development prior to May 15, 2016.

Motion by: Councilor McCoid

Seconded by: Councilor Bednarz

Action: Adopt the 2016-2017 Housing and Community Development Annual Action Plan (Plan) and direct staff to submit the Plan to the U.S. Department of Housing and Urban Development prior to May 15, 2016.

Vote:

Aye: Unanimous

Nay:

Abstentions:

5. SPECIAL ORDERS OF BUSINESS: (Includes consideration of items deferred from the consent calendar; any action item which requires a selection among options; unfinished business from another meeting; consideration of matters of special importance to the Council; management reports; formal presentations by city boards, city commissions, city committees; and formal presentations by outside agencies providing services or engaged in other activities with the City)

- (a) Resolution No. 2016-9. Referring to Salem electors the question of establishing a three percent tax on the sale of recreational marijuana items within the city of Salem, approving the measure, explanatory statement and directing the City Attorney to draft the ballot title (Legal)

Resolution No. 2016-9 A Resolution of the City Of Salem, Referral to the Electors of the City Of Salem the Question of Establishing a Three Percent Tax on the Sale of Recreational Marijuana Items by a Marijuana Retailer Within the City

Motion: Adopted Resolution No. 2016-09, which refers ordinance no. 5-16 to Salem voters for the November 2016 general election, adopts the measure and explanatory statement, and directs the City Attorney to draft the ballot title.

Motion by: Councilor Andersen

Seconded by: Councilor Bednarz

Questions or Comments by: Councilors Andersen, Bennett, Dickey, Bednarz, Benjamin, Nanke, McCoid, Lewis, Mayor Peterson, City Attorney Dan Atchison and City Manager Steve Powers.

Substitute Motion: Move to amend the ordinance to dedicate proceeds from the 3 percent marijuana tax to the police department, and to reflect this in the ballot explanation, and defer consideration of the resolution.

Motion by: Councilor Bennett
Seconded by: Councilor Bednarz

Questions or Comments by: Councilors Dickey, Bennett, and Mayor Peterson.

Motion to amend the Substitute Motion: Move to amend the substitute motion to treat the revenue generated from the tax on recreational marijuana as an addition to the budget appropriated by the general fund for police department budget.

Motion by: Councilor Bennett
Seconded by: Councilor Bednarz

Questions or Comments by: Councilors Nanke, Lewis, and City Manager Steve Powers.

Action: Motion to amend failed.

Vote:
Aye: Councilors Bennett, Dickey and Mayor Peterson.
Nay: Councilors Andersen, Nanke, McCoid, Benjamin, Bednarz, and Lewis.
Abstentions:

Questions or Comments by: Councilors Lewis, and Andersen.

Action: Substitute motion passed.

Vote:
Aye: Councilors Bennett, Nanke, McCoid, Dickey, Benjamin, Bednarz, Lewis, and Mayor Peterson.
Nay: Councilor Andersen.
Abstentions:

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

- (a) Hearings Officer Decision - Conditional Use/Site Plan Review/Adjustment Case No. CU/SPR/ADJ16-03 - First Church of Christ - 935 High Street SE - A conditional use, site plan review and zoning adjustment to modify an existing parking area and associated landscaping and screening for a religious assembly – Ward 2 – Councilor Andersen – SCAN (CD)
- (b) Planning Commission Decision – Planned Unit Development/Subdivision Case No. PUD/SUB16-01 – Trademark Enterprises LLC (Mark Farrow, Ryan Bloedel) – Estate of Johanna R. Plansoen c/o Matthew Powers – 5521 Liberty Road S - A Planned Unit Development to create 11 lots for single family residential development on a property just west of the intersection of Liberty Road S and Holder Lane SE – Ward 4 – Councilor McCoid – Sunnyslope (CD)
- (c) Investment Portfolio Report for the Period of January 1, 2016, Through March 31, 2016 (CM)
- (d) Purchases Approved Administratively - April 1, 2016, through April 30, 2016 (CM)

Questions or Comments by: Councilor Andersen.

7. ORDINANCES:

7.1 FIRST READING:

None.

7.2 SECOND READING:

None.

8. PUBLIC COMMENT: (Other than agenda items)

Appearances by:
Martin Sandnes, 640 15th Ave NE

Subject:
Opium Cultivation

Questions or Comments by: Councilor Lewis.

9. NEW BUSINESS:

9.1 MAYOR'S ITEMS:

- (a) Rescheduling the June 13, 2016 Council Meeting to June 6th, and Scheduling a Council Public Hearing for June 8th, Regarding the Future Police Facility

Motion: Move to reschedule the June 13, 2016 Council meeting to June 6th, and scheduling a Council public hearing for June 8th, regarding the future police facility.

Motion by: Mayor Peterson

Seconded by: Councilor Dickey

Questions or Comments by: Councilor Bednarz, and Mayor Peterson.

Action: Rescheduled the June 13, 2016 Council meeting to June 6th, and scheduling a Council public hearing for June 8th, regarding the future police facility.

Vote:

Aye: Councilors Bennett, McCoid, Dickey, Benjamin, Bednarz, Lewis and Mayor Peterson.

Nay: Councilors Andersen, and Nanke.

Abstentions:

9.2 COUNCILOR'S ITEMS:

None.

10. ADJOURNMENT 9:13 p.m.

Amber Mathiesen, City Recorder