

*555 Liberty St SE
Salem, OR 97301*



Final Action Agenda - Minutes - Draft

Monday, February 24, 2020

6:00 PM

Council Chambers

City Council

EXECUTIVE SESSION**City Council****5:15 p.m. - City Manager's Conference Room****ORS 192.660(2)(d) Labor Negotiations****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****6:35 p.m.****Roll Call**

Councilor Lewis attended the meeting via telephone, and Jacque Heavey served as Guest Councilor on behalf of Councilor Andersen.

Present: 8 - Councilor Kaser, Councilor Nanke, Councilor Ausec, Councilor Lewis, Councilor Hoy, Mayor Bennett, Councilor Leung, and Councilor Nordyke

Absent: 1 - Councilor Andersen

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA**None.****1.2 COUNCIL AND CITY MANAGER COMMENT**

Comments by: Mayor Bennett, Councilors Nanke, Nordyke, and City Manager Powers.

1.3 PROCLAMATIONS

1.3a. 20-63 Proclamation recognizing the Salem Public Library Foundation

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett read and presented the proclamation to Kat Van Ummersen, Foundation Director, and Gina Johnnie, Foundation Board President.

Comments by: Gina Johnnie and Councilors Hoy and Lewis.

1.4 PRESENTATIONS

None.

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

Chad and Jack Elliott, 3482 El Dorado Loop S, Item 5.a, File 20-81
Jean Hendron, Item 5.a, File 20-81
Aaron Terpening, Downtown Advisory Board Member, 500 Liberty Street SE, Item 5.a, File 20-81
Theresa Horkey, 694 Church Street, Item 5.a, File 20-81
Jim Vu, Salem Main Street Association, Item 5.a, File 20-81
Zak Stone, 1843 Boulder Ridge Court NW, Item 5.a, File 20-81
Michelle Stepanek, Item 5.a, File 20-81
Patrick Carney, 480 Center Street, Item 5.a, File 20-81
Kelly McDonald, 480 Center Street, Item 5.a, File 20-81
Ralph Jackson, Ward 7, Item 5.a, File 20-81
Michelle McHileny, 480 Center Street, Item 5.a, File 20-81
Tyler Jackson, 225 Liberty Street, Item 5.a, File 20-81
Tom Hoffert, CEO, Salem Area Chamber of Commerce, Item 5.a, File 20-81
TJ Sullivan, Ward 4, Item 5.a, File 20-81
Pamela Watson, Item 5.a, File 20-81
Angie Onywuchi, President and CEO, Travel Salem, Item 3.3a, File 20-56
Ken Dalke, 3695 Eola Drive NW, Item 5.a, File 20-81
Clifford Hartman, Ward 4, Item 5.a, File 20-81
Lynelle Wilcox, 1785 Norway Street NE, Item 5.a, File 20-81
Scott Russell, Item 5.a, File 20-81
Jill Foster, 435 Commerical Street NE, Item 5.a, File 20-81
Adrien Lockhart, Item 5.a, File 20-81
Vickie Simpson, Item 5.a, File 20-81
Dee Dee LeBaron, Dress for Success, Item 5.a, File 20-81
Connie Griffiths, Ms. Connies Children Foundation, 487 Taybin Road NW, Item 5.a, File 20-81
Oregon State Representative Brian Clem, 396 Hoyt Street, Item 5.a, File 20-81
Hollie Oakes-Miller, Ward 5, Item 5.a, File 20-81
Kathleen Thorpe, Item 5.a, File 20-81
Dan Rouslin, 606 Wilbur SE, Item 5.a, File 20-81
Paul Tolman, 104 High Street SE, Item 5.a, File 20-81
Rachel Kiernan, Item 5.a, File 20-81
Jason Greenwood, Divine Distillers, Ward 3, Item 5.a, File 20-81
Laurie Miller, Equitable Center Property Manager, 550 Center Street NE, Item 5.a, File 20-81
Dana Vugteveen, Manager, Salem Center, 401 Center Street NE, Item 5.a, File 20-81
Brandon Lamma, 3048 Anastasia Street NW, Item 5.a, File 20-81
Doug Doty, 447 State Street, Item 5.a, File 20-81
Treva Gambs, 325 High Street, Item 5.a, File 20-81
Angela Phelan-Lam, Item 5.a, File 20-81
Barry Lee Coyne, 3289 Oakcrest Drive, Item 5.a, File 20-81
Cindy Frances, 965 Whitetail Street NE, Item 5.a, File 20-81
Becky Beaman, 3280 Elderberry Drive S., Item 5.a, File 20-81
Delana Beaton, 1025 21st Street NE, Item 5.a, File 20-81
Larry Nasset, Item 5.a, File 20-81

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Joan Stemberger, 1695 Winter Street SE, Item 5.a, File 20-81
Todd Londin, 4676 Commercial Street SE, Item 5.a, File 20-81
Lori Walker, Homeless Coalition, Item 5.a, File 20-81
George Smith, 615 Commercial Street NE, Item 5.a, File 20-81
Mark Knecht, 200 25th Street NE, Item 5.a, File 20-81
Mike Herron, VIPS Industries, 201 Liberty Street SE, Item 5.a, File 20-81
Fay DeMeyer, Ward 8, Item 5.a, File 20-81
Bob Frances, 965 Whitetail Deer Street, Item 5.a, File 20-81
Joel Blount, 709 Idylwood Drive SE, Item 5.a, File 20-81
Pamela Lyons-Nelson, Ward 1, Item 5.a, File 20-81
Hazel Patton, Salem Main Street Association, Item 5.a, File 20-81
Barbie Taylor, 1220 Summer Street, Item 5.a, File 20-81

Item 8, Public Comment, was also heard at this time.

Ken Dalke, 3695 Eola Drive NW, Intersection at Eola Drive and Doakes Ferry
Mark Coutis, West Salem Neighborhood Association, 1824 Whitney Drive
NW, Third Bridge and Homelessness

Questions or Comments by: Mayor Bennett, Councilor Leung, and Peter
Fernandez, Public Works Director.

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

A motion was made by Councilor Hoy, seconded by Councilor Nanke to
approve the consent calendar.

Comments by Councilor Hoy.

The motion carried by the following vote:

Aye: 8 - Kaser, Nanke, Ausec, Lewis, Hoy, Bennett, Leung, and Nordyke

Nay: 0

Absent: 1 - Andersen

Abstain: 0

3.1 MINUTES

3.1a. 20-75

January 21, 2020 Revised City Council Minutes

The vote on the substitute motion for item 3.a, was revised to reflect
Aye vote for Councilor Nordyke.

Action: Approved.

3.1b. 20-77

February 10, 2020 Draft City Council Minutes

Action: Approved.

3.1c. [20-78](#) February 18, 2020 Draft City Council Work Session Minutes

Action: Approved.

3.2 RESOLUTIONS

3.2a. [20-59](#) Amendments to the Transportation and Wastewater System Development Charge Eligible Project Lists

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

Adopted Resolution No. 2020-6, amending the Transportation and Wastewater System Development Charges Eligible Project Lists to specify eligibility of specific infrastructure projects.

3.3 ACTION ITEMS

3.3a. [20-56](#) Approval of Travel Salem 2020-2025 Strategic Plan

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Strong and Diverse Economy

Approved the Travel Salem 2020-2025 Strategic Plan.

4. PUBLIC HEARINGS

4.a. [20-55](#) Formation of Gaffin Road Reimbursement District.

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): Southeast Mill Creek Association (SEMCA)

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

Staff presentation by Glen Davis, Chief Development Engineer, Public Works.

Persons Testifying: None.

Organizations Testifying: None.

A motion was made by Councilor Nanke, seconded by Councilor Hoy to adopt Resolution No. 2020-5, approving the formation of Gaffin Road Reimbursement District to collect funds for reimbursement of costs to construct Gaffin Road SE between Cordon Road SE and Gaia Street SE.

Comments by Councilor Nanke.

The motion carried by the following vote:

Aye: 8 - Kaser, Nanke, Ausec, Lewis, Hoy, Bennett, Leung, and Nordyke

Nay: 0

Absent: 1 - Andersen

Abstain: 0

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. [20-81](#) Regulating the use of sidewalks

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

A motion was made by Councilor Kaser, seconded by Councilor Hoy to direct staff to bring back an ordinance bill for first reading at the March 9th City Council meeting to regulate sitting and laying on public sidewalks consistent with attachment 1 of the staff report, with the following clarifications:

1) The draft ordinance shall not include a link to the Crime Prevention Districts, so that a violation of the restrictions shall not subject a person to an exclusion order,

2) The ordinance will not be effective until:

a. The availability of outdoor or indoor day space, protected from the elements, that would be open to the public during the hours the sit/lie restrictions would be in effect from 7:00 am to 9:00 pm, and

b. The provision of secured toilet facilities at the day space, and

c. Staff shall, within 30 days of passage, present a plan for the provision of permanent public restrooms in the downtown that may be feasibly maintained.

Questions or Comments by Councilors Kaser, Hoy, Leung, Nanke, Nordyke, Ausec, Mayor Bennett, City Manager Powers, and Guest Councilor Heavey.

The motion carried by the following vote:

Aye: 7 - Kaser, Nanke, Ausec, Hoy, Bennett, Leung, and Nordyke

Nay: 1 - Lewis

Absent: 1 - Andersen

Abstain: 0

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

6.a. [20-14](#) Fiscal Year 2018-19 Urban Renewal Agency Financial Report

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance

This Informational Report was received and filed.

6.b. [20-48](#) Purchases approved administratively from January 1, 2020 through January 31, 2020.

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

This Informational Report was received and filed.

6.c. [20-61](#) Vehicle Camping Program

Ward(s): All Wards
Councilor(s): All Councilors
Neighborhood(s): All Neighborhoods
Result Area(s): Good Governance; Natural Environment Stewardship; Safe Community; Safe, Reliable and Efficient Infrastructure; Strong and Diverse Economy; Welcoming and Livable Community.

This Informational Report was received and filed.

Comments by Councilor Hoy and Mayor Bennett.

6.d. [20-76](#) Update on the 2020 Oregon Legislative Session.

Ward(s): All Wards
Councilor(s): All Councilors
Neighborhood(s): All Neighborhoods

This Informational Report was received and filed.

6.e. [20-79](#) Planning Administrator Decision - Replace an existing utility pole with a taller utility pole supporting an antenna, equipment enclosure, and conduits for wireless communications. - Approved.

Class 2 Wireless Siting Permit Case No. WS2-20-01 - Melissa Juel on behalf of Mastec Network Solutions- 1100 13th St SE.

Ward(s): 2
Councilor(s): Andersen
Neighborhood(s): SESNA

This Informational Report was received and filed.

6.f. [20-84](#)

Planning Administrator Decision - Replace an existing utility pole with a taller utility pole supporting an antenna, equipment enclosure, and conduits for wireless communications. - Approved.

Class 2 Wireless Siting Permit Case No. WS2-20-02 - Melissa Juel of Mastec Network Solutions - 2990 Market St NE.

Ward(s): 6

Councilor(s): Hoy

Neighborhood(s): NESCA

This Informational Report was received and filed.

7. ORDINANCES

7.1 FIRST READING:

7.1a. [20-60](#)

Petitioner-Initiated Annexation of Territory Located at SE Corner of Kuebler Blvd SE and 36th Ave SE - 97317 (Annexation Case No. C-733)

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): SEMCA

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

A motion was made by Councilor Nanke, seconded by Councilor Hoy to conduct first reading of Ordinance Bill No. 5-20 annexing, applying City of Salem IG (General Industrial) zoning from Marion County IG (General Industrial), and withdrawing from Salem Suburban Rural Fire Protection District and Turner Fire District, for a 4.94-acre property located at the SE Corner of Kuebler Blvd SE and 36th Ave SE - 97317.

The motion carried by the following vote:

Aye: 8 - Kaser, Nanke, Ausec, Lewis, Hoy, Bennett, Leung, and Nordyke

Nay: 0

Absent: 1 - Andersen

Abstain: 0

7.2 SECOND READING:

7.2a. [20-65](#)

Salem Revised Code updates to multifamily housing design standards and regulations.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

A motion was made by Councilor Hoy, seconded by Councilor Nanke to engross Ordinance Bill No. 1-20, amending the Salem Revised Code to update design standards for multifamily housing and related regulations, and conduct second reading.

Second Reading was conducted and Ordinance Bill No. 1-20 was approved by the following vote:

Aye: 8 - Kaser, Nanke, Ausec, Lewis, Hoy, Bennett, Leung, and Nordyke

Nay: 0

Absent: 1 - Andersen

Abstain: 0

8. PUBLIC COMMENT: (Other than agenda items)**9. ADJOURNMENT**

9:54 p.m.