

*555 Liberty St SE
Salem, OR 97301*



Final Action Agenda - Minutes - Final

Monday, July 22, 2024

6:00 PM

Council Chambers / Hybrid Meeting

City Council

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 Council Chambers 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 4:00 p.m. on the day of the meeting using this link: <https://www.cityofsalem.net/comment-at-council>

EXECUTIVE SESSION

City Council
5:30 p.m. - City Manager's Conference Room
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

6:26 p.m.

Roll Call

- Present:** 7 - Councilor Nordyke, Councilor Phillips, Councilor Stapleton, Councilor Varney, Councilor Nishioka, Mayor Hoy, and Councilor Gwyn
- Absent:** 2 - Councilor Hoy, and Councilor Gonzalez

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA

A motion was made by Councilor Nishioka, seconded by Councilor Phillips to approve the revision to the agenda.

Comments by: Councilor Nishioka and Mayor Hoy.

The revision was a revised staff report and a new attachment was added (Attachment 2) to item no. 6.d., file 24-289.

The motion CARRIED by the following vote:

- Aye:** 7 - Nordyke, Phillips, Stapleton, Varney, Nishioka, Hoy, and Gwyn

Nay: 0

Absent: 2 - Hoy, and Gonzalez

Abstain: 0

1.2 COUNCIL AND CITY MANAGER COMMENT

Comments by: Mayor Hoy, City Manager Keith Stahley, and Councilors Nordyke, Stapleton, Phillips, and Nishioka.

*Mayor Hoy took a few moments to acknowledge the recent passing of former Senator Peter Courtney and to highlight some of Senator Courtney's accomplishments during his 49+ years in public office, including serving as Salem City Councilor for Ward 5 from November 25, 1974 until December 31, 1980.

1.3 PROCLAMATIONS

None.

1.4 PRESENTATIONS

None.

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

The following individuals provided comments:

Beth Schmidt, Program Coordinator, Salem-Keizer Safe Routes to School, no address provided, Item 3.3a, file 24-286.

Questions or Comments by: Mayor Hoy, Councilor Phillips, Beth Schmidt, Public Works Traffic Engineering Program Manager Julie Hanson, and Councilor Stapleton.

Jim Scheppke, Ward 2, Item 3.2a, file 24-294

Questions or Comments by: Mayor Hoy and Deputy City Manager Scott Archer.

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

Councilor Nordyke declared a conflict of interest for item 3.3a (file 24-286), due to her family owns property in the vicinity of one of the affected areas.

Comments by: City Attorney Dan Atchison, Councilor Nordyke, and Mayor Hoy.

A motion was made by Councilor Nishioka, seconded by Councilor Stapleton to approve the consent calendar with the pull of item 3.3a by Councilor Nishioka.

Comments by Councilor Nishioka.

The motion CARRIED by the following vote:

Aye: 7 - Nordyke, Phillips, Stapleton, Varney, Nishioka, Hoy, and Gwyn

Nay: 0

Absent: 2 - Hoy, and Gonzalez

Abstain: 0

3.1 MINUTES

3.1a. [24-299](#) July 8, 2024 Draft City Council Minutes

Action: Approved.

3.1b. [24-302](#) July 15, 2024 Draft City Council Work Session Minutes

Action: Approved.

3.2 RESOLUTIONS

3.2a. [24-294](#)

Transfer of appropriations within the City’s Fiscal Year (FY) 2025 Budget to fund a contract for a Community Services Department fee study.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Welcoming and Livable Community.

Adopted Resolution No. 2024-38, authorizing a transfer of \$39,990 in appropriations within the City’s FY 2025 budget for a Community Services Department fee study.

3.3 ACTION ITEMS

3.3a. [24-286](#)

Application for project funding under the Oregon Department of Transportation Safe Routes to School Infrastructure Program.

Ward(s): 1, 3

Councilor(s): Stapleton, Phillips

Neighborhood(s): Northeast Neighbors (NEN) Neighborhood Association, Morningside Neighborhood Association

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

This item was pulled; Councilor Nordyke declared a conflict of interest for item 3.3a (file 24-286), due to her family owns property in the vicinity of one of the affected areas - See item 5.c.

4. PUBLIC HEARINGS

None.

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. [24-281](#)

Community belonging survey results are presented by the Human Rights Commission.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe and Healthy Community; Welcoming and Livable Community.

Presentation by Joaquin Lara Midkiff, Chair, Salem Human Rights Commission.

Questions or Comments by: Mayor Hoy, Joaquin Lara Midkiff, and Councilors Stapleton, Nordyke, Varney, and Nishioka.

This Information Report was received and filed.

5.b. [24-298](#)

A Salem Police Department mid-year update regarding several key department programs and reports: Body-worn Camera Program, Community Violence Reduction Initiative, Policy and Procedure Manual Update, and the 2023 Use of Force and Vehicular Pursuits Annual Reports.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe and Healthy Community; Welcoming and Livable Community

Presentation by Police Chief Trevor Womack.

Questions or Comments by: Mayor Hoy, Councilor Phillips, Chief Womack, Councilors Nordyke, Varney, and Nishioka.

This Information Report was received and filed.

5.c. [24-286](#)
(3.3a)

Application for project funding under the Oregon Department of Transportation Safe Routes to School Infrastructure Program.

Ward(s): 1, 3

Councilor(s): Stapleton, Phillips

Neighborhood(s): Northeast Neighbors (NEN) Neighborhood Association, Morningside Neighborhood Association

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

A motion was made by Councilor Nishioka, seconded by Councilor Stapleton to authorize the City Manager to apply for funding to design and construct the following two projects at 1) Market Street NE at 15th Street NE Pedestrian Crossing (Parrish Middle School), and 2) Pringle Road SE, School Zone Safety Improvements (Leslie Middle School), listed in priority order, through the SRTS Infrastructure Program and, if successful, incorporate these projects into a future Capital Improvement Plan and authorize the City Manager to enter into an agreement with ODOT to accept the funds.

Councilor Nordyke declared a conflict of interest for item 3.3a (file 24-286), due to her family owns property in the vicinity of one of the affected areas and announced that she will not participate in voting on this matter.

Questions or Comments by: Mayor Hoy, Councilor Nordyke, and City Attorney Dan Atchison.

The motion CARRIED by the following vote:

Aye: 6 - Phillips, Stapleton, Varney, Nishioka, Hoy, and Gwyn

Nay: 0

Absent: 2 - Hoy, and Gonzalez

Abstain: 1 - Nordyke

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

6.a. [24-287](#)

Hearings Officer Decision - An application for an addition to an existing parish hall - Approved.

Conditional Use / Class 3 Site Plan Review / Class 2 Adjustment Case No. CU-SPR-ADJ24-04 - St. Timothy's Episcopal Church - 3295 Ladd Ave NE.

Ward(s): 6
Councilor(s): Hoy
Neighborhood(s): NESCA

This Informational Report was received and filed.

6.b. [24-303](#)

Hearings Officer Decision - To allow an adult day care center in a single-family home - Approved.

Conditional Use / Class 3 Site Plan Review Case No. CU-SPR24-03 - Natalie and Dmitriy Rybakov - 870 Alvina St SE.

Ward(s): 4
Councilor(s): Gwyn
Neighborhood(s): SGNA

This Informational Report was received and filed.

6.c. [24-282](#)

Planning Administrator Decision - Proposed partition to divide property into two-parcels with associated site improvements - Approved.

Partition Tentative Plan Case No. PAR24-07 - Brandie Dalton - 6450 Lone Oak Rd SE.

Ward(s): 4
Councilor(s): Gwyn
Neighborhood(s): SGNA

This Informational Report was .

6.d. [24-289](#)

Planning Administrator Decision - An application for a six-lot residential subdivision - Approved.

Subdivision Tentative Plan / Class 2 Adjustment Case No. SUB-ADJ24-04 - Jack Yarbrough - 1800 Park Ave NE.

This case has been appealed (Attachment 2). If City Council does not initiate review, the appeal will be heard by the Planning Commission.

Ward(s): 6
Councilor(s): Hoy
Neighborhood(s): NOLA

This Informational Report was received and filed.

6.e. [24-290](#)

Planning Administrator Decision - A proposal for a 16-lot subdivision - Approved.

Subdivision Tentative Plan / Urban Growth Preliminary Declaration / Class 2 Adjustment / Class 2 Driveway Approach Permit Case No SUB-UGA-ADJ-DAP24-03 - Douglas Sproul - 4900 Block of 27th Ave SE.

Ward(s): 4
Councilor(s): Gwyn
Neighborhood(s): SGNA

This Informational Report was received and filed.

7. ORDINANCES

7.1 FIRST READING:

None.

7.2 SECOND READING:

None.

8. PUBLIC COMMENT: (Other than agenda items)

None.

9. ADJOURNMENT

7:51 p.m.