



CITY OF SALEM

Written Testimony

City Council

555 Liberty St SE
Salem, OR 97301

Monday, April 24, 2017

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

Pledge of Allegiance

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA

1.2 COUNCIL AND CITY MANAGER COMMENT

1.3 PROCLAMATIONS

1.3a. [17-181](#) Proclamation recognizing Asian/Pacific American Heritage Month

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Information Only.

Attachments: [Proclamation - Asian-Pacific American Heritage Month.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. [17-189](#) April 10, 2017 Council Minutes

Attachments: [4-10-17 Council Minutes](#)

3.1b. [17-186](#) April 12, 2017 Council Minutes

Attachments: [4-12-17 Draft Council Minutes](#)

3.2 RESOLUTIONS

3.2a. [17-178](#) Engineering design for a replacement cooling system at the Civic Center.

Ward(s): All
Councilor(s): All
Neighborhood(s): All

Recommendation: Adopt Resolution No. 2017-27 to transfer \$63,250 of appropriation authority from General Fund, Non Departmental, contingencies to General Fund, Facilities Services, materials and services, for the purpose of performing engineering design for a replacement cooling system at the Civic Center.

Attachments: [Resolution No. 2017-27](#)
[Resolution No. 2017-27, Exhibit A, Contingency Status](#)

3.3 ACTION ITEMS

3.3a. [17-145](#) Intergovernmental Agreement with the Oregon Department of Land Conservation and Development relating to the Salem River Crossing Project

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

Recommendation: Authorize the City Manager to execute an intergovernmental agreement with the Oregon Department of Land Conservation and Development relating to the Salem River Crossing project.

Attachments: [Proposed Intergovernmental Agreement between the Oregon State Department of Lar](#)[Written Testimony - Scheppke](#)[Written Testimony - Beirne](#)[Written Testimony - Loberg](#)[E.M. Easterly Email](#)[Written Testimony](#)[Written Testimony- Wiqq](#)[Written Testimony - Bargen](#)*Add - Written Testimony***3.3b. [17-162](#)** 413 Industries, LLC Lease Amendment

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

Recommendation: Authorize the City Manager to execute the attached lease amendment with 413 Industries, LLC for retail space at Liberty Parkade.**Attachments:** [Lease](#)[Proposed First Amendment](#)**3.3c. [17-164](#)** Regional Traffic Control Center Intergovernmental Agreement

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Authorize the City Manager to execute the attached Intergovernmental Agreement with Oregon Department of Transportation for the purposes of receiving federal funds and providing local matching funds to operate the Salem Regional Traffic Control Center.**Attachments:** [FINAL 31840 SalemReqTrafSigControlCntr](#)**3.3d. [17-167](#)** Accepting a petition for the vacation of a portion of Rose Garden Way NE

Ward(s): 5

Councilor(s): Ausec

Neighborhood(s): Northgate

Recommendation: Accept a petition to vacate a portion of Rose Garden Way NE and direct the City Manager to set a public hearing date to consider the petition-initiated vacation.**Attachments:** [Surveyor's Map of Proposed Vacation](#)[Rose Garden Vicinity Map](#)[Portland Road Apartment Complex Site Plan](#)**3.3e. [17-184](#)** Appointments and reappointments to the Citizens Advisory Traffic

Commission, Civil Service Commission, Downtown Advisory Board, Salem Cultural and Tourism Promotion Advisory Board, Salem Parks and Recreation Advisory Board, and Salem Urban Development, Community Service and Housing Commission.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Appoint and reappoint the applicants listed in the Facts and Findings section to the Citizens Advisory Traffic Commission, Citizen Budget Committee, Civil Service Commission, Downtown Advisory Board, Salem Cultural and Tourism Promotion Advisory Board, Salem Parks and Recreation Advisory Board, and Salem Urban Development, Community Service and Housing Commission.

Attachments:

[Alan C Scott Application - Redacted.docx](#)

[Keith Quick Application - Redacted.docx](#)

[Victoria Osegueda Application - Redacted.docx](#)

[Chip Conrad Application - Redacted.docx](#)

[Laura Tesler Application - Redacted.docx](#)

[Michelle Cordova Application - Redacted.docx](#)

[Kourtney Linebaugh Application - Redacted.docx](#)

[Michael Livingston Application - Redacted.docx](#)

[Sarah HL Owens Application - Redacted.docx](#)

Revised - Revision of term expiration date for Chip Conrad, nominee for the Downtown Advisory Board, term expires December 31, 2019.

3.3f. [17-187](#)

Legislative Priority Bills

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Approve the legislative positions and priorities recommended by the Council Legislative Committee.

Attachments:

[Positions Recommended by Committee April 14 2017](#)

4. PUBLIC HEARINGS

4.a. [17-161](#)

2017-2018 Housing and Community Development Annual Action Plan

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Adopt the 2017-2018 Housing and Community Development Annual Action Plan (Plan) (Attachment 1) following a public hearing on the matter and direct staff to submit the Plan to the U.S. Department of Housing and Urban Development before May 15, 2017.

Attachments:

[2017-2018 Housing and Community Development Annual Action Plan](#)
[AAP2017 Comments and Response](#)

4.b. [17-179](#)

Ordinance Bill No. 3-17, relating to vehicles for hire, taxis, and transportation network companies, and amending SRC chapter 30.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Advance Ordinance Bill No. 3-17 to second reading for enactment.

Attachments:

[Attachment 1 Ordinance 3-17](#)
[Attachment 2 Comparison of Current City Regulations with the Draft Amendments](#)
[Attachment 3 - Background Check Comparison](#)
[Comments from Willamette Valley Yellow Cab](#)
[Written Testimony - Hughes](#)
[Written Testimony - Kirk, Hemmer, Denning, Jones, Urban](#)
[Written Testimony 1](#)
[Written Testimony - Talbot](#)
[Draft amendments to Ordinance 3-17](#)
[Written Testimony](#)

Add -Written Testimony.

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. [17-172](#)

Salem Parks and Recreation Advisory Board Annual Report for 2016

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Information only.

Attachments: [parks-sprab-2016-annual-report](#)

7. ORDINANCES

7.1 FIRST READING:

- 7.1a.** [17-168](#) Amendments to the Salem Revised Code (SRC) to permit domestic violence shelters in residential and commercial zones (Ordinance Bill No. 6-17; Case No. CA17-02)

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

Recommendation: Proceed to second reading for enactment of Ordinance Bill No. 6-17, amending the Salem Revised Code to allow non-profit shelters for victims of domestic violence with 10 or fewer people as a permitted use in residential and commercial zones, remove some siting requirements for domestic violence shelters in certain residential zones, and establish an off-street parking requirement for domestic violence shelters of one parking space per guest room or suite.

Attachments: [Attachment 1. Planning Commission Recommendation](#)
[Attachment 2. Ordinance Bill No. 6-17](#)
[Attachment 3. Ordinance Exhibit 1](#)
[Attachment 4. SCAN Comments](#)
[Attachment 5. ELNA Comments](#)
[Attachment 6. NEN Comments](#)
[Attachment 7. SESNA Comments](#)
[Attachment 8. Letter from the Center for Hope & Safety](#)
[Written Testimony - Grant Neighborhood Assoc.](#)

Add - Written Testimony

7.2 SECOND READING:

- 7.2a.** [17-165](#) Vacating a public right-of-way located south of Aumsville Highway SE and east of Kuebler Boulevard SE

Ward(s): 3
Councilor(s): Nanke
Neighborhood(s): SEMCA

Recommendation: Conduct second reading of Ordinance Bill No. 8-17 (Attachment 1), which vacates a public right-of-way located south of Aumsville Highway SE and east of Kuebler Boulevard SE.

Attachments: [Attachment 1 Ordinance Bill No. 8-17](#)
[Legal and Exhibit](#)

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.

FUTURE AGENDA ITEMS

To appear on the May 8, 2017 agenda.

[17-170](#)

Proposed Amendments to the Salem Revised Code (SRC) to allow multiple family residential use in publicly owned historic buildings in the Public and Private Health Services (PH) Zone. (Ordinance No. 11-17; Case No. CA17-04)

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Direct staff to schedule a public hearing before the City Council on Ordinance No. 11-17 for the purpose of amending Salem Revised Code (SRC) Chapters 543 and 702 to allow multiple family residential use in publicly owned historic buildings in the Public and Private Health Services (PH) Zone.

Attachments:

[Attachment 1. Ordinance No. 11-17](#)

[Attachment 2. Exhibit to Ordinance No. 11-17](#)

UPCOMING PUBLIC HEARINGS, AND WORK SESSIONS

[17-173](#)

PUBLIC HEARINGS - Held in the Council Chambers unless otherwise noted

Relating To Land Use; Establishing Regulations Applicable To Short-Term Rentals and Accessory Short-Term Rentals
Monday, May 8, 2017 at 6:00 p.m.

Relating to the Utility Code; Amending SRC Chapters 70, 70A, 71, 72, 73
Monday, May 22, 2017 at 6:00 p.m.

Fiscal Year 2018 Proposed Budget
Monday, June 12 at 6:00 p.m.

WORK SESSIONS - Held in the Council Chambers unless otherwise noted

Strategic Plan
Saturday, May 6, 2017 at 8:30 a.m. to 12:00 p.m.

STRATEGIC PLAN WORK GROUPS

Critical Infrastructure
Tuesday, April 25, 2017 at 5:30 p.m.

555 Liberty Street SE, Room 325, Public Works Conference Room

Public Transportation

Monday, May 1, 2017 at 5:30 p.m.

555 Liberty Street SE, Room 325, Public Works Conference Room

Critical Infrastructure

Tuesday, May 2, 2017 at 5:30 p.m.

555 Liberty Street SE, Room 325, Public Works Conference Room

BUDGET COMMITTEE MEETINGS - Held in the Council Chambers unless otherwise noted

Joint Meetings of the City of Salem and Salem Urban Renewal Agency
Budget Committees:

Budget Committee Review FY 2018 Budget

Wednesday, April 26 at 6:00 p.m.

Budget Committee Review FY 2018 Budget

Wednesday, May 3 at 6:00 p.m.

Budget Committee Recommends FY 2018 Budget to City Council

Monday, May 15 at 6:00 p.m.

Budget Committee Recommends FY 2018-22 Capital Improvement Plan
to City Council

Monday, May 15 at 6:00 p.m.

SCHEDULE OF NEIGHBORHOOD ASSOCIATION ANNUAL MEETINGS

Neighborhood - Annual Meeting Date - Councilor

Lansing - April 25 - Ausec

Grant - May 4 - Kaser

Morningside - May 10 - Andersen, Nanke

Highland - May 11 - Kaser, Ausec

Faye Wright - May 11 - Nanke, Cook

ELNA - June 1 - Hoy

SCAN - June 14 - Andersen, Cook

Sunnyslope - June 15 - McCoid, Cook

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>.

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 5:00 pm on the day of the City Council meeting when the item will be considered. 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 205, 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.

