



CITY OF SALEM

555 Liberty St SE
Salem, OR 97301

Meeting Agenda

City Council

Monday, August 27, 2018

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. [18-386](#) Proclamation recognizing National Recovery Month

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Information Only.

Attachments: [Proclamation - National Recovery Month](#)

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

- 3.1 a.** [18-398](#) August 13, 2018 Draft City Council Minutes

Attachments: [8-13-18 Draft Council Minutes](#)

3.2 RESOLUTIONS

3.3 ACTION ITEMS

- 3.3 a.** [18-366](#) Intergovernmental Agreement with the Drug Enforcement Administration for Narcotics Task Force Operations

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Authorize the City Manager to execute the attached IGA between the United States Department of Justice, Drug Enforcement Administration and the City of Salem for the operation of a narcotics task force in FY18/19.

Attachments: [Program Funded State and Local Task Force Agreement](#)

- 3.3 b.** [18-374](#) Purchase and Sale Agreement with Ligali Harruna and Ekaette Udosenata-Harruna for disposition of surplus real property located at 3619 Pringle Road SE.

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): Morningside

Recommendation: Authorize the City Manager to execute the attached Purchase and Sale Agreement for the disposition of surplus real property at 3619 Pringle Road SE.

Attachments: [Location Map](#)
[Proposed Agreement](#)

- 3.3 c.** [18-395](#) City positions on November 2018 ballot measures

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Approve the legislative positions recommended by individual members of the Council Legislative Committee.

Attachments: [Measure 102 - Certified Ballot Title](#)

[Measure 103 - Certified Ballot Title](#)

[Measure 104 - Certified Ballot Title](#)

[Measure 105 - Certified Ballot Title](#)

4. PUBLIC HEARINGS

4. a. [18-390](#)

Appeal of the Planning Commission's decision on Comprehensive Plan Change / Zone Change / Urban Growth Preliminary Declaration Case No. CPC-ZC-UGA18-04 for property located at 4195 Aumsville Highway SE.

Ward(s): Ward 3

Councilor(s): Nanke

Neighborhood(s): SEMCA

Recommendation: AFFIRM the decision of the Planning Commission.

Attachments: [Vicinity Map](#)

[July 19 2018 Decision of the Planning Commission](#)

[Appeal Letter](#)

[June 19 2018 Staff Report](#)

[July 17 2018 Supplemental Staff Report](#)

[Letter from Colette Peters - Director of the Oregon Department of Corrections](#)

[Request to Continue Hearing](#)

[Applicant's Statement](#)

Add - Report Added

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. [18-151](#)

Library Collection Development Policy

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Information Only

Attachments: [Collection Development Policy](#)

6. b. [18-387](#) Proposed amendments to Council Rule 6 - Communications, changing the time communications must be submitted on the date of a meeting in order for copies to be provided to Council at the meeting.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation: Adopt Resolution 2018-75 to amend Council Rule 6(a) to change the time communications must be submitted to the City Recorder from 5:00 p.m. to 3:30 p.m. on the day of the meeting in order for copies to be provided to Council at the meeting.

Attachments: [2018-75 Resolution](#)

6. c. [18-393](#) Planning Commission Decision - Class 3 Design Review / Class 3 Site Plan Review / Class 2 Adjustment / Class 2 Driveway Approach Permit Case No. DR-SPR-ADJ-DAP18-03 - Approved - City of Salem - Police Department - 750 Commercial Street NE - A consolidated application for the City's proposed new Police Facility consisting of the proposed approximate 103,780 square-foot three-story facility, secured parking, and a public plaza along Division Street.

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

Recommendation: Information Only.

Attachments: [Land Use Decision DR-SPR-ADJ-DAP18-03](#)

6. d. [18-394](#) Planning Administrator Decision - Partition Case No. PAR18-06 - Approved - Radiant Homes, LLC (Kiprian Tipikin) - A proposed partition to divide a lot at the corner of Sylvia Street SE and 42nd Avenue SE into two parcels. The existing duplex would remain on the northern parcel at the corner of Sylvia Street SE and 42nd Avenue SE.

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): SEMCA

Recommendation: Information Only.

Attachments: [Land Use Decision PAR18-06](#)

6. e. [18-397](#) Approved agreement with Salem on Ice, LLC, to place a temporary ice rink facility in Riverfront Park for 2018-19 season.

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

Recommendation: Information only.

Attachments: [Salem on Ice 2018](#)

7. ORDINANCES

7.1 FIRST READING:

- 7.1 a. [18-383](#) An ordinance bill relating to single-use plastic bags

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

Recommendation: Conduct a public hearing on September 10, 2018 regarding Ordinance Bill No. 20-18, which restricts use of single-use plastic bags.

Attachments: [Ordinance Bill No. 20-18](#)
[Ordinance Bill No. 20-18 Exhibit A](#)
[Public Comment.pdf](#)
[Public Comment 1](#)

Add - Written Testimony

7.2 SECOND READING:

- 7.2 a. [18-378](#) Vacation of Aviation Loop SE.

Ward(s): 2
Councilor(s): Andersen
Neighborhood(s): Southeast Mill Creek Association

Recommendation: Conduct second reading of Ordinance Bill No. 17-18, which vacates Aviation Loop SE.

Attachments: [Aviation Loop SE area to be vacated](#)
[Aviation Loop SE area to be dedicated in the future](#)
[Ordinance Bill No.17-18 \(Aviation Loop SE\)](#)
[Resolution No. 2018-69](#)

- 7.2 b. [18-389](#) Proposed amendments to Salem Revised Code pertaining to Erosion Prevention and Sediment Control (Chapter 75), Sidewalks (Chapter 78), Clearing and Grading of Land (Chapter 82), Land Division and Configuration (Chapter 205), Planned Unit Development (Chapter 210), Procedures for Land Use Applications and Legislative Land Use Proposals (Chapter 300), and Floodplain Overlay Zone (Chapter 601).

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Recommendation:

Engross ordinance bill no. 15-18 and conduct second reading, which amends Salem Revised Code (SRC) Chapters 75, 78, 82, 205, 210, 300, and 601.

Attachments: [Ordinance 15-18](#)

[Exhibit A](#)

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. [18-388](#)****CITY COUNCIL PUBLIC HEARINGS**

Held in the Council Chambers unless otherwise noted

Single Use Plastic Bags

Monday, September 10, 2018 at 6:00 p.m.

Community Development Block Grant (CDBG) and HOME Investment Partnership Programs Consolidated Annual Performance and Evaluations Report (CAPER)

Monday, September 10, 2018 at 6:00 p.m.

Substantial Amendment #1 to the 2015-2019 Consolidated Plan

Monday, September 10, 2018 at 6:00 p.m.

Amendment #1 to the 2018 Annual Action Plan and Amendment #2 to the 2017 Annual Action Plan for Community Development Block Grant (CDBG) and HOME Program

Monday, September 10, 2018 at 6:00 p.m.

2019-2020 Utility Rate Proposal

Monday, October 8, 2018 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

Riverfront Park Master Plan

Monday, September 24, 2018 at 5:30 p.m.

Council Policy Agenda

Monday, November 19, 2018 at 6:00 p.m.

BUDGET COMMITTEE MEETINGS

Held in the Council Chambers unless otherwise noted

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>.

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: Imanderson@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.

