

*555 Liberty St SE  
Salem, OR 97301*



## **Final Action Agenda - Minutes - Draft**

**Monday, January 28, 2019**

**6:30 PM**

**\*\*Meeting Start Time is 6:30 pm\*\***

**Council Chambers**

**City Council**

**EXECUTIVE SESSIONS:**

City Council

5:15 p.m. - City Manager's Conference Room

Real Property Transactions- ORS 192.660(2)(e)

City Council

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

Relating to the City Manager's performance evaluation process

ORS 192.660(2)(i)

**PLANNING COMMISSION INTERVIEWS:**

6:00 p.m. - Council Chambers

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

**Call to Order**

6:51 p.m.

**Roll Call**

**Present:** 8 - Councilor Kaser, Councilor Andersen, Councilor Nanke, Councilor Cook, Councilor Lewis, Councilor Hoy, Mayor Bennett, and Councilor Leung

**Absent:** 1 - Councilor Ausec

**1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA**

There were no additions or revisions to the agenda.

At the request of Mayor Bennett, a motion was made by Councilor Hoy, seconded by Councilor Nanke to reorder the agenda to move item 5.a to item 1.1a.

Comments by: Mayor Bennett.

The motion carried by the following vote:

**Aye:** 8 - Kaser, Andersen, Nanke, Cook, Lewis, Hoy, Bennett, and Leung

**Nay:** 0

**Absent:** 1 - Ausec

**Abstain:** 0

**1.1a.**     [19-60](#)

Planning Commission Appointment

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance

**Mayor Bennett announced the voting results of the newly elected Planning Commissioner, Casey Kopcho, whose term will expire December 31, 2022.**

**1.2 COUNCIL AND CITY MANAGER COMMENT**

**Comments by: Councilors Andersen, Hoy, and Mayor Bennett.**

**1.3 PROCLAMATIONS**

**1.3a.**     [19-51](#)

Proclamation recognizing Black History Month

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

**Mayor Bennett read and presented the proclamation to Willy Richardson, President of the Oregon Black Pioneers.**

**Comments by: Willy Richardson.**

**1.4 PRESENTATIONS**

**None.**

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

**Appearances by:**

**Clay Peterson, no address provided, Hands Across the Bridge**

**Laura Hines, no address provided, Diversity**

**Questions or Comments by: Mayor Bennett, City Manager Powers, Councilors Andersen, Lewis, Leung, and Police Chief Moore.**

### 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 with the pull of item 3.3a by Councilor Cook.

Comments by: Councilor Hoy.

The motion carried by the following vote:

**Aye:** 8 - Kaser, Andersen, Nanke, Cook, Lewis, Hoy, Bennett, and Leung

**Nay:** 0

**Absent:** 1 - Ausec

**Abstain:** 0

#### 3.1 MINUTES

**3.1a.** [19-44](#) January 14, 2019 Draft City Council Minutes

**Action:** Approved.

#### 3.2 RESOLUTIONS

**3.2a.** [19-49](#) Transfer of appropriation to facilitate replacement of the 9-1-1 telephone system.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe Community

**Adopted Resolution 2019-13 transferring \$1,016,470 of appropriation from General Fund, Non Departmental, contingency to General Fund, Non Departmental, capital outlay for the purpose of facilitating replacement of the 9-1-1 telephone system.**

#### 3.3 ACTION ITEMS

**3.3a.** [19-15](#)

Federal Emergency Management Agency's Performance Grant

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Service Area(s): Safe Community

**Pulled by Councilor Cook - See item 5.b.****3.3b.** [19-38](#)

Water Treatment Plant Staffing

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

**Approved the addition of two Water Treatment Plant Operator positions (2 FTE) to the Utility Fund, increasing authorized staffing from 319.30 full-time equivalent positions to 321.30, effective immediately.****3.3c.** [19-40](#)

Purchase and Sale Agreement for the acquisition of real property with Janet B. Swarthout and the Dan B. Swarthout Revocable Trust and residential lease with Zac Swarthout for property located at 681 Rees Hill Road, SE.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): South Gateway

Result Area(s): Welcoming and Livable Community

**Authorized the City Manager to execute the attached Purchase and Sale Agreement and residential lease for real property.****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.**     [19-60](#)

## Planning Commission Appointment

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance

**This agenda item was reordered - See item 1.1a.****5.b.**     [19-15](#)

## Federal Emergency Management Agency's Performance Grant

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Service Area(s): Safe Community

**A motion was made by Councilor Cook, seconded by Councilor Hoy to authorize the City Manager to accept and execute all documents for the Federal Emergency Management Agency's Performance Grant to support the City's emergency management program for Fiscal Year 18/19.**

**Comments by: Councilors Cook, Andersen, City Manager Powers, and Greg Walsh, Emergency Manager, Salem Fire Department.**

**The motion carried by the following vote:****Aye:**     8 - Kaser, Andersen, Nanke, Cook, Lewis, Hoy, Bennett, and Leung**Nay:**     0**Absent:**   1 - Ausec**Abstain:** 0**6. INFORMATION REPORTS: (Items that require no Council action)**

**6.a.     [19-27](#)**

Removal of Street Trees on Division Street NE

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

Service Area(s): Safe Community; Welcome and Livable

Neighborhood; Safe and Reliable Infrastructure; Natural Environment

Stewardship

**This Informational Report was received and filed.**

**Questions or Comments by: Councilors Andersen, Cook, Hoy, Kaser, City Attorney Atchison, Peter Fernandez, Public Work's Director, City Manager Powers, and Clint Dameron, Real Estate Services Manager, Urban Development.**

**6.b.     [19-39](#)**

Planning Commission Decision - Comprehensive Plan Map

Amendment / Zone Change / Urban Growth Preliminary Declaration

/ Partition Case No. CPC-ZC-UGA-PAR18-06 - Approved -

4003-4005 Aumsville Hwy SE - Pacific Realty Associates (Matt Oyen)

- A Minor Comprehensive Plan Map Amendment to Employment

Center and zone change to EC (Employment Center), an Urban

Growth Area Preliminary Declaration to determine the public facilities

required to serve the property, and a Tentative Partition to divide the

property into two parcels.

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): SEMCA

**This Informational Report was received and filed.**

**6.c.     [19-45](#)**

Urban Renewal Agency Financial Report

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

**This Informational Report was received and filed.**

**6.d.**     [19-47](#)

FY 2017-18 Financial Audit of the City of Salem, Oregon

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

**This Informational Report was received and filed.**

**6.e.**     [19-54](#)

Historic Landmarks Decision - Major Historic Design Review - New Construction Case No. HIS18-28 - Approved - Joshua Scott for KOZ Development, LLC (Cathy Reines, Dean Derrah) on behalf of State Street Square, LLC (Linda Nishioka) - 260 State Street - A proposal to construct a new mixed use apartment building on a vacant lot.

Ward(s): Ward 1

Councilor(s): Kaser

Neighborhood(s): CANDO

**This Informational Report was received and filed.**

**Comments by: Councilor Andersen.**

**6.f.**     [19-55](#)

Food Distributions in Parks.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

**This Informational Report was received and filed.**

**Questions or Comments by: Councilors Leung, Kaser, Cook, City Manager Powers, Public Works Director Fernandez, and Mayor Bennett.**

## **7. ORDINANCES**

### **7.1 FIRST READING:**

None.

### **7.2 SECOND READING:**

None.



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

Appearance by:

Christian Zilke, no address provided, Arches/food under Marion Street  
Bridge and sidewalk concerns at 1599 State Street

Questions or Comments by: Councilor Nanke.

**9. ADJOURNMENT**

7:43 p.m.