

*555 Liberty St SE  
Salem, OR 97301*



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

**Monday, December 14, 2020**

**6:00 PM**

**Virtual Meeting**

**City Council**

**\*\*Due to the COVID-19 Pandemic, this meeting is being conducted virtually, with remote attendance by the governing body. No in-person attendance is possible. Interested persons may view the meeting online at CC:Media YouTube Channel or watch on Comcast Cable 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](mailto:cityrecorder@cityofsalem.net). Public comment and testimony may also be provided during the meeting via Zoom. Please pre-register between 8:00 a.m. and 2:00 p.m. on the day of the meeting at the following link: <https://www.cityofsalem.net/Pages/Public-Comment-at-Salem-City-Council-Meeting.aspx>**

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

### **Call to Order**

6:06 p.m.

### **Roll Call**

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

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

None.

## **1.2 COUNCIL AND CITY MANAGER COMMENT**

**Comments by: Councilors Hoy, Nanke, Andersen, Nordyke, Lewis, Mayor Bennett and City Manager Powers.**

## **1.3 PROCLAMATIONS**

**1.3a.** Proclamation of the Mayor and Canvass of Votes from the General Election on November 3, 2020

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

**Attachments:** [Proclamation of the Mayor](#)  
[Canvass of Votes](#)

**Mayor Bennett read the proclamation.**

## 1.4 PRESENTATIONS

### 1.4a. Salem Public Art Commission Annual Report

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Welcoming and Livable Community

**Attachments:** [Salem Public Art Commission-2020 Annual Report-final-2020-12-03](#)  
[2020 Public Art Presentation](#)

Presentation by: Chris Darcy, Chair of the Salem Public Arts Commission.

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

### Appearances by:

Jerry Taylor, 3100 Turner Road SE, Salem Item 5.a (20-506)

Dennis Sampson, 3100 Turner Road SE, Salem Item 5.a (20-506)

Linda Thomas, 3100 Turner Road SE, Salem Item 5.a (20-506)

Ralph Morgan, 3100 Turner Road SE, Salem Item 5.a (20-506)

Cory Poole, 3100 Turner Road SE Item 5.a (20-506)

Clifford Eiffler-Rodriguez, 2680 Englewood Ave NE Item 5.a (20-506)

Lorrie Walker, Ward 2 Item 5.a (20-506)

## 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 Andersen to approve the consent calendar.

### The motion carried by the following vote:

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

**Nay:** 0

**Abstain:** 0

## 3.1 MINUTES

### 3.1a. December 7, 2020 Draft City Council Minutes

**Attachments:** [12-7-20 Draft Council Minutes.pdf](#)

Minutes were approved.

## 3.2 RESOLUTIONS

None.

### 3.3 ACTION ITEMS

- 3.3a.** Reappointment of John B. Wilson as Municipal Judge Pro Tempore.

Ward(s): All Wards  
Councilor(s): All Councilors  
Neighborhood(s): All Neighborhoods  
Result Area(s): Safe Community

**Attachments:** [John Wilson Resume 2020.docx](#)

**Reappointed John B. Wilson as a Municipal Judge Pro Tempore for the Salem Municipal Court for a two-year term.**

- 3.3b.** Subordination of two federal HOME loans for a multi-family property

Ward(s): Ward 5  
Councilor(s): Ausec  
Neighborhood(s): Lansing  
Result Area(s): Welcoming and Livable Community

**Authorized the subordination of two federal HOME loans for Salem Self-Help Housing, LLC, located at 1725 Evergreen Avenue NE.**

### 4. PUBLIC HEARINGS

- 4.a.** Amendment #2 to the 2020 Housing and Community Development Annual Action Plan

Ward(s): All Wards  
Councilor(s): All Councilors  
Neighborhood(s): All Neighborhoods  
Result Area(s): Strong and Diverse Economy; Welcoming and Livable Community

**Attachments:** [Amendment #2 to 2020 Annual Action Plan](#)

**Presentation by Shelly Ehenger, Federal Programs Manager.**

**Persons Testifying: Emily Reiman**

**Questions and Comments by: Councilors Nordyke and Andersen**

**A motion was made by Councilor Hoy, seconded by Councilor Andersen to Approve Amendment #2 to the 2020-2021 Annual Action Plan and direct staff to submit the amendment to the U.S. Department of Housing and Urban Development (HUD).**

**The motion carried by the following vote:**

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

**Nay:** 0

**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.** Extension and amendment of the Emergency Declaration related to COVID-19 (Resolution No. 2020-57)

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

**Attachments:** [Res extending and amending E dec related to COVID.docx](#)

[Written Testimony](#)

[Written Testimony 1](#)

[Written Testimony 2](#)

**A motion was made by Councilor Hoy, seconded by Councilor Nordyke to adopt Resolution No. 2020-57 to extend the declaration of emergency related to COVID-19 until June 1, 2021, and modify restrictions on public gatherings.**

**Questions and comments by: Councilors Hoy, Andersen, Lewis, Nordyke, Nanke and Mayor Bennett.**

**The motion carried by the following vote:**

**Aye:** 6 - Andersen, Ausec, Hoy, Bennett, Leung, and Nordyke

**Nay:** 2 - Nanke, and Lewis

**Abstain:** 0

**6. INFORMATION REPORTS: (Items that require no Council action)****6.a.** Salem Public Library FY 2019-2020 Annual Statistical Report to State Library of Oregon

Ward(s): All Wards  
Councilor(s): All Councilors  
Neighborhood(s): All Neighborhoods  
Result Area(s): Welcoming and Livable Community

**Attachments:** [2019-2020 State Report Final](#)

**This information report was received and filed.**

- 6.b.** Purchases approved administratively from October 1, 2020 through October 31, 2020.

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

**Attachments:** [Purchases approved administratively October 2020](#)

**This information report was received and filed.**

- 6.c.** Notice of a proposed amendment to Administrative Rule 109-800-001 (Stormwater Rate Credit Program) that will expand eligibility for stormwater rate credits to qualifying single-family residential accounts.

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

**Attachments:** [Admin Rule Rate Credits Amend](#)  
[Notice of Proposed Rulemaking](#)

**This information report was received and filed.**

**Questions and Comments by: Councilor Andersen**

- 6.d.** Progress Report on Community Policing Performance Audit

Ward(s): All Wards  
Councilor(s): All Councilors  
Neighborhood(s): All Neighborhoods  
Result Area(s): Good Governance; Safe Community; Safe, Welcoming and Livable Community.

**This information report was received and file.**

- 6.e.** Planning Commission Decision - To allow off-street parking for Northwest Human Services - Approved.

Class 3 Design Review / Class 3 Site Plan Review / Class 2 Adjustment Case No. DR-SPR-ADJ20-03 - Sam Thomas on behalf of Paul Logan, Northwest Human Services - 220 Kingwood Ave NW.

Ward(s): 1  
Councilor(s): Vacant  
Neighborhood(s): WSNA

**Attachments:** [Land Use Decision DR-SPR-ADJ20-03](#)

**This information report was received and filed.**

- 6.f.** Hearing Officer Decision - A proposal for the development of a new mixed-use building at an existing commercial development. - Approved.

Conditional Use Case No. CU20-08 - Brandie Dalton, Multi-Tech Engineering, on behalf of Rushing Commercial Crossing LLC and Rushing Wiltsey Crossing LLC (Bonita Rushing) - 5775 Commercial St SE.

Ward(s): 4  
Councilor(s): Leung  
Neighborhood(s): South Gateway Neighborhood Association

**Attachments:** [Land Use Decision CU20-08](#)

**This information report was received and filed.**

- 6.g.** Hearing Officer Decision - An application for conditional use to allow a future multi-family development and a variance to allow a future driveway on Joseph Street SE. - Approved.

Conditional Use / Variance Case No. CU-VAR20-07 - Kenneth Rasmussen on behalf of Cascade Legacy Properties LLC (James Rasmussen, Ryan Rasmussen, Alan Rasmussen, Kenneth Rasmussen) - 4195 Aumsville Hwy SE.

Ward(s): 3  
Councilor(s): Nanke  
Neighborhood(s): Southeast Mill Creek Association

**Attachments:** [Land Use Decision CU-VAR20-07](#)

This information report was received and filed.

## **7. ORDINANCES**

### **7.1 FIRST READING:**

None.

### **7.2 SECOND READING:**

None.

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

Appearances by:

Kathleen DeWoina Ward 2 - Pioneer Cemetery Path

Jim Sheppke Ward 2 - January 1 planned march

Lorrie Walker Ward 2 - January 1 planned march

## **9. ADJOURNMENT**

8:01 p.m.