

*555 Liberty St SE
Salem, OR 97301*



Final Action Agenda - Minutes - Final

Monday, November 27, 2017

6:00 PM

Council Chambers

City Council

EXECUTIVE SESSION

City Council

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

To conduct deliberations with persons designated by the governing body to negotiate real property transactions. ORS 192.660(2)(e).

WORK SESSION

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

Call to Order

6:07 p.m.

Roll Call

Present: 9 - Councilor Kaser, Councilor Andersen, Councilor Nanke, Councilor McCoid, Councilor Ausec, Councilor Cook, Councilor Lewis, Councilor Hoy, and Mayor Bennett

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA

None.

1.2 COUNCIL AND CITY MANAGER COMMENT

Comments by: Councilors Kaser and Cook, Mayor Bennett, and City Manager Powers.

1.3 PROCLAMATIONS

1.3a. [17-546](#)

Proclamation recognizing Willamette University's 175th Anniversary

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett presented the proclamation to Jim Bauer, Vice President for Planning & External Affairs, Willamette University.

1.3b. [17-561](#)

Proclamation recognizing Giving Tuesday

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett presented the proclamation to Ron Hays, Chief Executive Officer of United Way and Liz Schrader, Resource Development Director, United Way.

Mayor Bennett took a moment to introduce special guests from Livingstone Adventist Academy.

1.4 PRESENTATIONS**1.4 a. Special Achievement Award in GIS - Daniel Henderson**

Daniel Henderson of ESRI presented special achievement award in GIS to the City.

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

Appearances by:

Sean O'Day, Executive Director, Mid-Willamette Valley Council of Governments, 100 High Street SE, Item 3.2a, File 17-535

Mayor Kathy Clark, City of Keizer, Item 3.2a, File 17-535

Janet Carlson, Marion County Commissioner, Item 3.2a, File 17-535

Tricia Ratliff, 625 Union Street NE, Community Action Home Youth & Resource Center, Item 5.b., File 17-574

Jo Zimmer, Coordinator, Rural Oregon Continuum of Care, Item 5.b., File 17-574

Questions or Comments by: Councilor Hoy.

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

A motion was made by Councilor McCoid, seconded by Councilor Hoy to approve the consent calendar with the pull of 3.2a by Councilor Lewis.

Questions or Comments by: Councilor McCoid.

Councilor Nanke abstained from voting for items 3.1a and 3.1b.

Aye: 9 - Kaser, Andersen, Nanke, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Abstain: 0

3.1 MINUTES

- 3.1a. [17-550](#) November 13, 2017 Draft City Council Work Session Minutes

Action: Approved.

- 3.1b. [17-572](#) November 13, 2017 Draft City Council Minutes

Action: Approved.

3.2 RESOLUTIONS

- 3.2a. [17-535](#) Intergovernmental Agreement with Mid-Willamette Valley Council of Governments Homelessness Program

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Pulled by Councilor Lewis - See Agenda Item 5.c.

3.3 ACTION ITEMS

- 3.3a. [17-525](#) Reappointment of Noel Grefenson as Municipal Judge Pro Tempore

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Reappointed Noel Grefenson as a Municipal Judge Pro Tempore for the Salem Municipal Court for a two-year term.

- 3.3b. [17-548](#) Purchase and Sale Agreement with Suzanne M. Killegrew for surplus property located at 1890 Eola Drive NW.

Ward(s): 8

Councilor(s): Lewis

Neighborhood(s): WSNA

Authorized the City Manager to execute the attached Purchase and Sale Agreement with Suzanne M. Killegrew for surplus property located at 1890 Eola Drive NW.

- 3.3c. [17-564](#) Amendment to the Intergovernmental Agreement with the Salem-Keizer School District for Resource Officer Services.

Authorized the City Manager to execute the attached amendment to the IGA with the District for police services within the District's schools through December 31, 2017.

3.3d. [17-553](#)

Chemeketa Parkade Retail Lease Amendments - Rudy's Steakhouse
LLC

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

**Authorized the City Manager to execute the attached amendments to the
leases with Rudy's Steakhouse LLC for property located at 315 and 350
Chemeketa Street NE.**

4. PUBLIC HEARINGS

4.a. [17-551](#)

Appeal of Planning Commission's decision approving Design Review/Conditional Use/Site Plan Review/Driveway Approach Permit Case No. DR/CU/SPR/DAP17-05 for property located at 3010 Silverton Road NE - 97301

Ward(s): Ward 5
Councilor(s): Ausec
Neighborhood(s): Lansing

Staff presentation by: Pamela Cole, Planner, Community Development Planning Services.

Persons Testifying:
Mark Shipman, Representing applicant.

Questions or Comments by: Councilors Andersen, Cook, Lewis, Hoy, and Mayor Bennett.

Additional Persons Testifying:
Patty Typton, Chair, Lansing Neighborhood Association, Appellant, 3240 Hammal Street NE
Virginia Barker, Secretary/Treasurer, Lansing Neighborhood Association, 3010 Starr Court NE
Bianca Love, 2975 Sedona Avenue NE
Claudine Shaw, 3040 Loucks Court NE
Joyce Judy, 3441 Hawthorne Avenue NE

Questions or Comments by: Councilors Lewis, Andersen, Kaser, Cook, and Mayor Bennett.

Organizations Testifying: None.

Rebuttal by Mark Shipman, Applicant's representative.

A motion was made by Councilor Ausec, seconded by Councilor McCoid to amend the September 21, 2017 Planning Commission's Decision.

Questions or Comments by: Councilors Ausec, Nanke, Cook, Andersen, McCoid, Hoy, Lewis, Kaser, and Mayor Bennett.

The motion carried by the following vote:

Aye: 9 - Kaser, Andersen, Nanke, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Abstain: 0

4.b. [17-559](#)

Order for Council Review of Planning Administrator's decision
affirming Phased Subdivision/Urban Growth Preliminary Declaration
Case No. 17-08, 3906 Corredale Drive S

Ward(s): Ward 7
Councilor(s): Cook
Neighborhood(s): SWAN

**A motion was made by Councilor Cook, seconded by Councilor Andersen to
adopt the order to affirm the decision of the Planning Administrator for
Phased Subdivision/Urban Growth Preliminary Declaration Case No. 17-08.**

Questions or Comments by: Councilors Cook and Nanke.

The motion carried by the following vote:

Aye: 9 - Kaser, Andersen, Nanke, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

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. [17-571](#)

Donation of equipment to Salamanca 127 Volunteer Fire Brigade

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

Information Only.

Comments by: Mayor Bennett.

5.b. [17-574](#)

Motion from Councilor McCoid regarding funding for the 100-Day Challenge to address youth homelessness in Salem

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

A motion was made by Councilor McCoid, seconded by Councilor Nanke that City Council:

- 1) Authorize a grant of up to \$12,500 to provide start-up funding to the community group participating in the 100-Day Challenge to address youth homelessness in Salem, and**
- 2) Direct staff to prepare a transfer resolution for the use of General Fund contingencies to fund the grant.**

Questions or Comments by: Councilors McCoid and Nanke.

The motion carried by the following vote:

Aye: 9 - Kaser, Andersen, Nanke, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Abstain: 0

5.c. [17-535](#)

Intergovernmental Agreement with Mid-Willamette Valley Council of Governments Homelessness Program

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

A motion was made by Councilor Lewis, seconded by Councilor McCoid to:

- 1. Authorize the City Manager to execute the Intergovernmental Agreement with the Mid-Willamette Valley Council of Governments to establish a regional homelessness program; and**
- 2. Adopt Resolution No. 2017-47 to provide \$45,000 of appropriation authority in the FY 2017-18 budget for Salem's cost to support this program.**

Questions or Comments by: Councilor Lewis.

The motion carried by the following vote:

Aye: 9 - Kaser, Andersen, Nanke, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Abstain: 0

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

- 6.a.** [17-565](#) Planning Administrator's Decision - Partition - Approved - Fernando Chavez - 1515 Barnes Avenue SE - A tentative partition plan to divide approximately 0.69 acres into 3 parcels, with Parcel 1 consisting of 4390, Parcel 2 consisting of 5679 square feet and Parcel 3 consisting of 18,833 exclusive of the flag lot accessway. The existing single family residence would remain on Parcel 3.

Ward(s): 4
Councilor(s): McCoid
Neighborhood(s): South Gateway

This Informational Report was received and filed.

7. ORDINANCES**7.1 FIRST READING:**

None.

7.2 SECOND READING:

- 7.2a.** [17-562](#) Petitioner-Initiated Annexation of Territory Located at 4932 Swegle Road NE 97301 (Annexation Case No. C-721)

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

Conducted second reading of Ordinance Bill No. 24-17 annexing, applying the City of Salem RS (Single Family Residential) zone, and withdrawing from the Marion County Fire District #1 and the East Salem Sewer and Drainage District, for a 0.55-acre property located at 4932 Swegle Road NE.

Ordinance Bill No. 24-17 was adopted by the following vote:

Aye: 9 - Kaser, Andersen, Nanke, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Abstain: 0

8. PUBLIC COMMENT: (Other than agenda items)

None.

9. ADJOURNMENT

8:33 p.m.