

*555 Liberty St SE
Salem, OR 97301*



Final Action Agenda - Minutes - Final

Monday, November 13, 2017

6:00 PM

Council Chambers

City Council

WORK SESSION

**5:00 p.m. - Council Chambers
Pedestrian Safety Study**

EXECUTIVE SESSION

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

Call to Order

6:10 p.m.

Roll Call

Present: 8 - Councilor Kaser, Councilor Andersen, Councilor McCoid, Councilor Ausec,
Councilor Cook, Councilor Lewis, Councilor Hoy, and Mayor Bennett
Absent: 1 - Councilor Nanke

Jonathan Baker served as Guest Councilor on behalf of Councilor Nanke.

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

None.

1.2 COUNCIL AND CITY MANAGER COMMENT

Comments by: Councilors Andersen and Hoy.

1.3 PROCLAMATIONS

None.

1.4 PRESENTATIONS

None.

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

Includes Public Comment for both agenda items 2 and 8.

Appearances by:

Steve Anderson, 3240 Gehlar Road NW, Item 5.c, File 17-545

Herm Boes, 1688 Nut Tree NW, Homelessness

Jan Keidatz, 3797 June Avenue NE, Vacant house and camping

Pete Dane, 720 Capitol Street NE, Bridges

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

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.

Comments by: Councilor McCoid.

The motion carried by the following vote:

Aye: 8 - Kaser, Andersen, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Absent: 1 - Nanke

Abstain: 0

3.1 MINUTES

3.1 a. [17-277](#) October 23, 2017 Draft City Council Minutes

Action: approved

3.2 RESOLUTIONS

None.

3.3 ACTION ITEMS

3.3 a. [17-529](#)

Liberty Parkade retail lease with Feinstrasse LLC

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

1. Found that the City-owned leasehold space located at 365 Ferry Street SE, Suite A is not needed for public use; and

2. Authorized the City Manager to execute the attached retail lease with Feinstrasse LLC.

3.3 b. [17-531](#)

Intergovernmental Agreement with Marion County for the Cordon Road SE and Kuebler Boulevard SE Traffic Signal Interconnect Project

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): SEMCA

Authorized the City Manager to execute an Intergovernmental Agreement with Marion County for the design and construction of new traffic signal interconnect on Cordon Road SE and Kuebler Boulevard SE from Caplinger Road SE to Mill Creek Drive SE.

3.3 c. [17-533](#)

Position Addition

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Authorized the Salem Police Department to add one new Administrative Analyst II position, thereby allowing the Department to address staffing shortages of sworn Police Officers.

3.3 d. [17-539](#)

Intergovernmental Agreement with Marion County for Mobile Crisis Response Team services

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Authorized the City Manager to execute the attached IGA (Attachment A) with Marion County, and any amendments to the IGA, in order to provide Mobile Crisis Response Team services during Fiscal Year 2017-2018 and 2018-2019.

4. PUBLIC HEARINGS

4. a. [17-524](#)

Public hearing regarding vacation of Frontage Road NW and Paradise Court NW.

Ward(s): 8

Councilor(s): Lewis

Neighborhood(s): West Salem Neighborhood Association

**Staff Presentation by: Julie Warncke, Transportation Planning Manager,
Public Works Department**

Persons Testifying: David Lewis, Executive Director, Capitol Manor

Organizations Testifying: None.

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

A motion was made by Councilor Lewis, seconded by Councilor McCoid to approve the vacation of Frontage Road NW and Paradise Court NW subject to the conditions that the petitioner provides easements for utilities and public access and pays an assessment of special benefit.

The motion carried by the following vote:

Aye: 8 - Kaser, Andersen, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Absent: 1 - Nanke

Abstain: 0

4. b. [17-534](#)

City Council review of the Planning Administrator's decision for Phased Subdivision / Urban Growth Preliminary Declaration Case No. SUB-UGA17-08 for property located at 3906 Corredale Drive S.

Ward(s): Ward 7

Councilor(s): Cook

Neighborhood(s): SWAN

Staff Presentation by: Christopher Green, Planner, Community Development Department Planning Division

Persons Testifying:

**Joey Shearer, AKS Engineering and Forestry, 4300 Cherry Avenue NE
Pete Boyse, 3995 Tayside Street S.**

Organizations Testifying: None.

Questions or Comments by: Councilors Hoy, Andersen, McCoid, Cook, Lewis, and Kaser.

A motion was made by Councilor Cook, seconded by Councilor Lewis to Affirm the Planning Administrator's September 29, 2017 decision.

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

The motion carried by the following vote:

Aye: 8 - Kaser, Andersen, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Absent: 1 - Nanke

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. [17-530](#)

Announcing Mayoral appointment of Douglas Brenizer to the Airport Advisory Commission

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett appointed Mr. Brenizer to a partial-term position on October 23, 2017, to fill a recent vacancy for an Active Pilot position. His partial term expires on December 31, 2018.

Comments by Mayor Bennett.

5. b. [17-537](#)

Announcing appointment to the Salem City Council Transit Committee

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett appointed James Alderson to the Salem City Council Transit Committee.

5. c. [17-545](#)

Creation of a Council Task Force to evaluate options for reducing traffic congestion and improving vehicular mobility around the Marion and Center Street bridges.

Ward(s): Ward 1, 2

Councilor(s): Kaser, Andersen

Neighborhood(s): CANDO, SCAN, West Salem

A motion was made by Mayor Bennett, seconded by Councilor Andersen that the City Council create a four-member Council Task Force to evaluate options for reducing traffic congestion and improving vehicular mobility around the Marion and Center Street bridges. It was further moved that City Council direct the City Manager to fund the Task Force's activities, and designate Public Works Department staff to support the Task Force with data collection and analysis, and contract consultant assistance.

Comments by: Mayor Bennett, Councilors Andersen, Hoy, Lewis, and Kaser.

The motion carried by the following vote:

Aye: 8 - Kaser, Andersen, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Absent: 1 - Nanke

Abstain: 0

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

- 6. a.** [17-339](#) Library Code of Conduct and Children's Safety

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

This Informational Report was received and filed.

Questions or Comments by: Councilor Cook.

- 6. b.** [17-496](#) Purchases approved administratively - September 1, 2017, through September 30, 2017.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

This Informational Report was received and filed.

6. c. [17-540](#)

Planning Administrator Decision - Subdivision / Class 2 Adjustment
Case No. SUB-ADJ17-09 - Approved - Dogwood Heights, LLC (Eric Jensen) - 3700 & 3800 Blocks of Dogwood Drive S - A consolidated application for a 46-lot phased subdivision ("Dogwood Heights") containing the following requests:

1) A phased subdivision tentative plan to divide approximately 14.14 acres into 46 lots and; 2) Class 2 Adjustments to:

a) Increase the maximum allowed grade of Hillside Court S, a local street, from 12 percent, as required under SRC 803.035(c), to 15 percent; and

b) Increase the maximum length of the flag lot accessway serving Lots 36-39 from 400 feet, as required pursuant to SRC 800.025(c), to 500 feet.

Ward(s): 7

Councilor(s): Cook

Neighborhood(s): SWAN

A motion was made by Councilor Cook, seconded by Councilor McCoid to call up agenda item 6.c, Planning Administrator Decision Subdivision / Class 2 Adjustment Case No. SUB ADJ17 09, for a public hearing.

The motion carried by the following vote.

Aye: 7 - Kaser, Andersen, McCoid, Ausec, Cook, Hoy, and Bennett

Nay: 1 - Lewis

Absent: 1 - Nanke

Abstain: 0

6. d. [17-547](#)

Planning Administrator Decision - Subdivision / Class 2 Adjustment
Case No. SUB-ADJ17-10 - Approved - Sam Lapray - 1200 & 1295
Madrona Avenue SE - A subdivision to divide 2.41 acres into 15-lots
ranging in size from approximately 4,060 square feet to
approximately 10,899 square feet, with the following Class 2
Adjustments:

- 1) To increase the number of flag lots allowed in a subdivision from
a maximum of 15 percent, to 19 percent;
- 2) To increase the maximum lot depth for Lot 5 from 300% of
average lot width for lot 5 to 331% of the average lot width; and
- 3) To decrease the lot width at the setback line for Lot 4 from 40
feet to approximately 31 feet in width.

Ward(s): 3

Councilor(s): Nanke

Neighborhood(s): Morningside

This Informational Report was received and filed.

7. ORDINANCES**7.1 FIRST READING:****7.1 a.** [17-520](#)

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

**A motion was made by Councilor Hoy, seconded by Councilor McCoid to
conduct first 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.**

The motion carried by the following vote:

Aye: 8 - Kaser, Andersen, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Absent: 1 - Nanke

Abstain: 0

7.2 SECOND READING:

7.2 a. [17-528](#)

Proposed Comprehensive Plan Map Change - "Developing Residential" to "Multifamily Residential" for a 1.46-acre portion of a 2.64 acre property located at 1332 and 1334 Wallace Road NW.

Ward(s): Ward 1

Councilor(s): Kaser

Neighborhood(s): West Salem Neighborhood Association

Conducted second reading of Ordinance Bill No. 23-17 changing the Comprehensive Plan Map designation from "Developing Residential" to "Multifamily Residential" for a 1.46-acre portion of a 2.64 acre property located at 1332 and 1334 Wallace Road NW.

Ordinance Bill No. 23-17 was adopted by the following vote:

Aye: 8 - Kaser, Andersen, McCoid, Ausec, Cook, Lewis, Hoy, and Bennett

Nay: 0

Absent: 1 - Nanke

Abstain: 0

8. PUBLIC COMMENT: (Other than agenda items)

See agenda item 2 - Public Comment.

9. ADJOURNMENT

7:41 p.m.