

*555 Liberty St SE
Salem, OR 97301*



Final Action Agenda - Minutes - Final

Monday, May 13, 2019

6:00 PM

Council Chambers

City Council

EXECUTIVE SESSION

City Council

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

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

City Council

5:40 p.m. - City Manager's Conference Room

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

City Council

5:50 p.m. - City Manager's Conference Room

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

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

6:03 p.m.

Roll Call

Andy Zimmerman served as Guest Councilor for Councilor Cook.

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

Absent: 1 - Councilor Cook

Pledge of Allegiance

Led by Mayor Bennett.

1.1 APPROVAL OF ADDITIONS AND DELETIONS TO THE AGENDA

A motion was made by Councilor Hoy, seconded by Councilor Nanke to approve the addition of a revised report relating to item 6.f.

The motion carried by the following vote:

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

Nay: 0

Absent: 1 - Cook

Abstain: 0

1.2 COUNCIL AND CITY MANAGER COMMENT

Comments by Councilor Andersen and Mayor Bennett.

1.3 PROCLAMATIONS

1.3a. [19-190](#) Proclamation recognizing Salem Tourism Month

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett read and presented the proclamation to Scott Snyder, accepting on behalf of Travel Salem.

Comments by Scott Snyder.

1.3b. [19-191](#) Proclamation recognizing Memorial Day 2019

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett read the proclamation.

1.3c. [19-202](#) Proclamation recognizing National Historic Preservation Month

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett read and presented the proclamation to two members of the Historic Landmark's Commission, Russell Schutte and Jennifer Timbrook.

Comments by Russell Schutte and Mayor Bennett.

1.4 PRESENTATIONS

None.

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

Appearance by:

JoAnne Leadingham, 3445 Willamette Drive, Homeless Outreach.

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.

Comments by Councilor Hoy.

The motion carried by the following vote:

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

Nay: 0

Absent: 1 - Cook

Abstain: 0

3.1 MINUTES

3.1a. [19-207](#) April 22, 2019 Draft Council Work Session Minutes

Action: Approved.

3.1b. [19-208](#) April 22, 2019 Draft Council Minutes

Action: Approved.

3.2 RESOLUTIONS

None.

3.3 ACTION ITEMS

3.3a. [19-206](#) Priority bills for 2019 Legislative Session

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Result Areas - Good Governance; Natural Environment Stewardship; Safe Community; Safe, Reliable and Efficient Infrastructure; Strong and Diverse Economy; Welcoming and Livable Community.

Approved the City of Salem's positions on the attached legislative bills active in the 2019 Oregon Legislative Session.

4. PUBLIC HEARINGS**4.a.** [19-205](#) Unified Development Code Update

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

**Staff presentation by Bryce Bishop, Planner, Community Development
Planning Services.**

Persons Testifying:

Josh Pollock, 3161 Elliot Street NW

Natalie Janney, 1155 13th Street SE

Tim Ramis, 2 Center Pointe Drive, Lake Oswego, OR 97035

Eric Meurer, 5174 Lakefair Place N.

R. Temple, 10610 River Road NE

Jeannette Ryan-Bush, no address provided

David Lemquester, no address provided.

Organizations Testifying:

**Ralph Rodia, Oregon State Beekeeper's Association, 4494 12 Street Cut Off
SE**

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

**Additional Questions and Comments by: Bryce Bishop, Mayor Bennett,
Councilors Lewis, Andersen, Hoy, Nanke, Guest Councilor Zimmerman, City
Attorney Atchison, Lisa Anderson-Olgilvie, Assistant Director, Community
Development Planning Services, and City Manager Powers.**

**A motion was made by Councilor Andersen, seconded by Councilor Nanke to
continue the public hearing to June 10 for Council deliberations only, and to
allow staff to respond to Council's questions relating to beekeeping, City
acceptance of encumbered property, grading, and bicycle parking.**

Comments by: Councilors Andersen and Nanke.

The motion carried by the following vote:

Aye: 7 - Kaser, Andersen, Nanke, Ausec, Lewis, Bennett, and Leung

Nay: 1 - Hoy

Absent: 1 - Cook

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. [19-180](#) Designation of a temporary presiding officer.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

MOTION:

I move that Council designate Councilor Brad Nanke as temporary presiding officer for all city council meetings from May 15 through June 5, 2019.

A motion was made by Councilor Hoy, seconded by Councilor Andersen to designate Councilor Brad Nanke as temporary presiding officer for all city council meetings from May 15 through June 5, 2019.

The motion carried by the following vote:

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

Nay: 0

Absent: 1 - Cook

Abstain: 0

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

6.a. [19-193](#)

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-DAP19-01 - Approved - Gerald Horner - 2425 Market Street NE - A consolidated application for a Design Review, Site Plan Review, Driveway Approach Permit, and Class 2 Adjustment to allow for the development of a proposed triplex on property located at 2425 Market Street NE.

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): NEN

This Informational Report was received and filed.

6.b. [19-195](#)

Hearings Officer Decision - Validation of Units of Land Case No. VUL19-03 - Approved - Northstar Communities, LLC (Karl Ivanov) - Land North of 4485 Kale St NE - A proposal to validate one land area that was created through a sale by deed in 1983.

Ward(s): 5

Councilor(s): Ausec

Neighborhood(s): Northgate

This Informational Report was received and filed.

6.c. [19-196](#)

Planning Administrator Decision - Partition Case No. PAR19-02 - Approved - DD West Salem One, LLC (Ian Lewallen, Steve Deacon) - 525-645 9th Street NW - A Tentative Partition application to divide the subject property into three parcels ranging in size from 0.5 acres to 1.79 acres in size, for property approximately 3.03 acres in size, zoned CG (General Commercial), and located at 525-645 9th Street NW 97304.

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): West Salem

This Informational Report was received and filed.

Questions or comments by Councilor Andersen and Mayor Bennett.

6.d. [19-197](#)

Planning Commission Decision - Comprehensive Plan Map Change / Zone Change / Subdivision / Class 2 Adjustment Case No. CPC-ZC-SUB-ADJ19 -02 - Approved - 2600 Center Street NE - Mountain West Investment Corporation - A Minor Comprehensive Plan Map Amendment and Zone Change from Public and Private Health Services to Single Family and Multi-Family Residential designations to allow for a future mixed density residential development, a subdivision to further divide the subject property into four lots, and an Adjustment to lot depth, connectivity, and setback requirements.

Ward(s): 2

Councilor(s): Andersen

Neighborhood(s): NESCA and NEN

This Informational Report was received and filed.

6.e. [19-200](#)

Planning Administrator Decision - Replat Case No. REP19-02 - Approved - Salem Hospital - 655 Capitol Street SE - An application to replat a portion of University Addition subdivision, approximately 9.5 acres in size in order to accommodate future development of the Salem Hospital.

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

This Informational Report was received and filed.

6.f. [19-213](#)

Planning Administrator Decision - Modification of Conditional Use / Zone Change Case No. CU-ZC17-14MOD1 - Approved - Craig Chaney of Merrick Lentz Architecture on behalf of the Union Gospel Mission of Salem - 700-800 Block of Commercial St NE and 253-275 Division St NE - A proposed modification to the Conditional Use Permit approval granted to the Union Gospel Mission (UGM) of Salem for the proposed relocation of their men's shelter from its current downtown location at 345 Commercial Street NE to the proposed new location on property located in the 700 to 800 blocks of Commercial Street NE. The purpose of the proposed modification is to incorporate the two remaining properties located on the eastern half of the block located at 253 to 275 Division Street NE into the proposed development. No change to the maximum number of persons approved to be served at the shelter is proposed and all conditions of approval established under the original conditional use permit will continue to apply.

Ward(s): 1

Councilor(s): Kaser

Neighborhood(s): CANDO

This Informational Report was received and filed.

7. ORDINANCES**7.1 FIRST READING:****7.1a.** [19-174](#)

Revisions to Salem Revised Code Chapter 102- Parking

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance

A motion was made by Councilor Hoy, seconded by Councilor Kaser to conduct first reading of Ordinance Bill No. 2-19, amending Salem Revised Code Chapter 102 - Parking, and advance to second reading for enactment.

The motion carried by the following vote:

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

Nay: 0

Absent: 1 - Cook

Abstain: 0

7.2 SECOND READING:

None.

8. PUBLIC COMMENT: (Other than agenda items)

None.

9. ADJOURNMENT

7:39 p.m.