

*555 Liberty St SE
Salem, OR 97301*



Final Action Agenda - Minutes - Final

Monday, November 8, 2021

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. 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>**

EXECUTIVE SESSION

None.

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**

6:00 p.m.

Roll Call

Councilor Leung joined the meeting at 6:02 p.m.

Present: 9 - Councilor Andersen, Councilor Lewis, Councilor Hoy, Mayor Bennett, Councilor Leung, Councilor Nordyke, Councilor Phillips, Councilor Stapleton, and Councilor Gonzalez

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 Phillips to approve the addition to the agenda.

The addition is a revision to section 1.c. of Attachment 1, 2022-2031 Standards and Guidelines, for item 3.2a.

Comments by Councilor Hoy.

The motion CARRIED by the following vote:

Aye: 9 - Andersen, Lewis, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

Nay: 0

Abstain: 0

1.2 COUNCIL AND CITY MANAGER COMMENT

Comments by: Councilors Stapleton, Andersen, Nordyke, Gonzalez, Mayor Bennett, Councilor Phillips and City Manager Powers.

1.3 PROCLAMATIONS

1.3a. [21-473](#) Proclamation recognizing Veterans' Day

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Information Only.

Mayor Bennett read the proclamation.

Additional comments by Mayor Bennett.

1.4 PRESENTATIONS

1.4a. [21-491](#)

Presentation of 2021 Volunteer Recognition Awards - At Your Service, Outstanding Neighbor, Distinguished Project, Special Mayor's Award.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Mayor Bennett announced the names of the recipients of the 2021 Volunteer Recognition At Your Service Awards, Part 1, and a video presentation was displayed that featured the award recipients for the following categories:

*** AT YOUR SERVICE** awarded to Teri Lupoli, Northeast Salem Community Association (NESCA);

*** OUTSTANDING NEIGHBOR** awarded to Muriel Meyer, Morningside Neighborhood Association;

*** DISTINGUISHED NEIGHBOR** awarded to Hallman Neighborhood Council & Community Partners and Eduardo Angulo; and

*** SPECIAL MAYOR'S AWARD** awarded to Tibby Larson, Salem Parks Volunteer Coordinator, Retired.

Additional Comments by Mayor Bennett.

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

The following individuals provided public comments via remote video:

Bill Burgess, Marion County Clerk, 555 Court Street NE, Item 5.a, File 21-490

Comments by Mayor Bennett.

Michael Slater, Salem Planning Commission, Ward 7, Item 6.b, File 21-474

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

Joshlene Pollock, Ward 8, Item 6.b, File 21-474

Comments by Mayor Bennett.

Item 8 was also heard at this time:

Nayeli Cruz, no address provided, Funding for Police body camera's and Facility Fee for Indigenous People's Day event at Gerry Frank Amphitheater.

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 with the pull of item 3.3c by Mayor Bennett.

Comments by Councilor Hoy.

The motion CARRIED by the following vote:

Aye: 9 - Andersen, Lewis, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

Nay: 0

Abstain: 0

3.1 MINUTES

3.1a. [21-466](#) October 25, 2021 Draft City Council Work Session Minutes

Action: Approved.

3.1b. [21-488](#) October 25, 2021 Draft City Council Minutes

Action: Approved.

3.2 RESOLUTIONS

3.2a. [21-475](#) Revision to the Multiple Unit Housing Tax Incentive Program Standards and Guidelines.

Ward(s): Ward 1, 2

Councilor(s): Stapleton, Andersen

Neighborhood(s): CANDO, SESNA, NEN, SCAN, Highland

Service Area(s): Good Governance; Strong and Diverse Economy;

Welcoming and Livable Community

Adopted Resolution No. 2021-44, updating the Standards and Guidelines for the Program.

3.3 ACTION ITEMS

3.3a. [21-481](#)

Increase in scope and funding for U.S. Geological Survey to maintain a water-quality monitoring program in the North Santiam River Basin

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Natural Environment Stewardship; Welcoming and Livable Community

Authorized the City Manager to execute the amendment to the IGA with the USGS to increase source water monitoring in the North Santiam Basin to five continuous water-quality monitors.

3.3b. [21-483](#)

Intergovernmental Agreement and Purchase and Sale Agreement with the City of Turner for the Turner Water Pump Station.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

Authorized the City Manager to execute an IGA and PSA with the City of Turner to construct a new water pump station and then transfer ownership of the pump station and property to the City of Turner.

3.3c. [21-485](#)

Accepting four grants from the State of Oregon 2021 legislative session

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

Pulled by Mayor Bennett - See item 5.b.

3.3d. [21-489](#)

Police Management Compensation Benefits.

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance

Approved the recommended Police Management compensation benefit changes including an increase of 5% to the Lieutenant pay grade effective immediately; an increase in education incentive pay by rank and degree earned, an increase in employer contribution to retirement account, and change the holiday differential pay for Patrol Lieutenants assigned to work on City paid holidays effective January 1, 2022.

3.3e. [21-497](#)

Reappointment of Lynda Olson as Municipal Judge Pro Tempore

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Safe Community

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

4. PUBLIC HEARINGS**4.a.** [21-472](#)Amendments to the 2019 and the 2020 Annual Action Plan for
Community Development Block Grant Funds

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

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

Neighborhood; Good Governance

Staff presentation by Tiffany Ottis, Program Manager, Urban Development.

Individuals Testifying: None.

Organizations Testifying: None.

A motion was made by Councilor Hoy, seconded by Councilor Stapleton to adopt Amendment #6 to the 2019 Annual Action Plan Amendment and Amendment #4 to the 2020 Annual Action Plan Amendment and direct staff to submit required forms to the U.S. Department of Housing and Urban Development (HUD).

Questions or Comments by Mayor Bennett, Councilor Hoy and Tiffany Ottis.

The motion CARRIED by the following vote:

Aye: 9 - Andersen, Lewis, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

Nay: 0

Abstain: 0

4.b. [21-486](#)

Supplemental Budget to appropriate funds made available by the State of Oregon

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance

Staff presentation by Josh Eggleston, Chief Financial Officer.

Individuals Testifying: None.

Organizations Testifying: None.

Questions or Comments by Mayor Bennett, Councilor Andersen, Josh Eggleston and Councilors Nordyke and Hoy.

A motion was made by Councilor Hoy, seconded by Councilor Andersen to adopt Resolution No. 2021-45, Fiscal Year 2022 Supplemental Budget two (2), increasing Trust and Agency expenditure appropriation authority in the amount of \$12,300,000 to appropriate unanticipated funds made available by the State of Oregon.

The motion CARRIED by the following vote:

Aye: 9 - Andersen, Lewis, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

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)

Item 5.b (3.3c.) was heard before item 5.a.

**5.b. [21-485](#)
(3.3c)**

Accepting four grants from the State of Oregon 2021 legislative session

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

Result Area(s): Good Governance; Natural Environment Stewardship;

Safe Community; Safe, Reliable and Efficient Infrastructure; Strong and

Diverse Economy; Welcoming and Livable Community.

A motion was made by Mayor Bennett, seconded by Councilor Hoy to authorize the City Manager to execute the attached grant agreements with the State of Oregon to accept a total of \$13,116,000.

Questions or Comments by: Mayor Bennett and Councilor Andersen.

The motion CARRIED by the following vote:

Aye: 9 - Andersen, Lewis, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

Nay: 0

Abstain: 0

5.a. [21-490](#)

Review of three alternative ward boundary scenarios for Ward Reapportionment.

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 Phillips to conduct a public hearing on the three alternative ward boundary scenarios.

Questions or Comments by: Mayor Bennett, Councilors Hoy and Stapleton and Lisa Anderson-Ogilvie, Planning Administrator, Community Development.

Lesley Hegewald with Mid-Willamette Valley Council of Governments gave a presentation on the redistricting process and requirements.

Additional Questions or Comments by: Mayor Bennett and Councilor Nordyke.

The motion CARRIED by the following vote:

Aye: 9 - Andersen, Lewis, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

Nay: 0

Abstain: 0

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

- 6.a.** [21-467](#) Purchases approved administratively from September 1, 2021 through September 30, 2021.

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

This Informational Report was received and filed.

- 6.b.** [21-474](#) Planning Commission request for City Council to consider funding a phased Goal 5: Natural Resources, Scenic and Historic Areas, and Open Spaces update in the next City budget.

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

This Informational Report was received and filed.

Questions or Comments by: Councilor Andersen, Mayor Bennett, City Manager Powers, Councilor Stapleton and Lisa Anderson-Ogilvie, Planning Administrator, Community Development.

- 6.c.** [21-477](#) Planning Administrator Decision - To divide an existing property into two parcels - Approved.

Tentative Partition Plan Case No. PAR21-13 - Ian Meyer, Annabelle Ahouiyek, Jane Meyer, Quinn Meyer, and Miranda Spackman - 3970 Village Center Dr SE.

Ward(s): 3
Councilor(s): Phillips
Neighborhood(s): Morningside

This Informational Report was received and filed.

6.d. [21-482](#)

Hearings Officer Decision - To allow car sales in an existing parking lot - Approved.

Conditional Use Case No. CU21-04 - Jeff Koehnke - 3323 Market St NE.

Ward(s): 5

Councilor(s): Gonzales

Neighborhood(s): Lansing

This Informational Report was received and filed.

6.e. [21-493](#)

Planning Administrator Decision - To develop 29.68 acres into 139 single family lots. - Approved.

Subdivision Case No. SUB21-09 - Kehoe Northwest Properties LLC (Arbaugh Law PC, Allison Kehoe Trust (Martin Kehoe))- 4540 Pringle Rd SE.

Ward(s): 3

Councilor(s): Phillips

Neighborhood(s): Morningside

A motion was made by Councilor Phillips, seconded by Councilor Hoy to call up this item for a public hearing.

Comments by Councilor Phillips.

The motion CARRIED by the following vote:

Aye: 8 - Andersen, Hoy, Bennett, Leung, Nordyke, Phillips, Stapleton, and Gonzalez

Nay: 1 - Lewis

Abstain: 0

6.f. [21-494](#)

Planning Administrator Decision - To develop a 29-lot residential subdivision with amendments to the Fairview refinement plan - Approved.

Fairview Refinement Plan Minor Amendment / Subdivision / Class 2 Driveway Approach Permit Case No. FRPA-SUB-DAP21-03 - Steve Ward, Marcus Ward, Kyle Ward, Travis Ward, Ryan Ward - 3990 Old Strong Road SE.

Ward(s): 3
Councilor(s): Phillips
Neighborhood(s): Morningside

This Informational Report was received and filed.

6.g. [21-500](#)

City Council Steering Committee for Infrastructure Bond Engagement

Ward(s): All Wards
Councilor(s): All Councilors
Neighborhood(s): All Neighborhoods
Result Area(s): All Result Areas - Good Governance; Natural Environment Stewardship; Safe Community; Safe, Reliable and Efficient Infrastructure; Strong and Diverse Economy; Welcoming and Livable Community.

This Informational Report was received and filed.

6.h. [21-505](#)

Homelessness Update

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: Councilor Stapleton; Mayor Bennett; Gretchen Bennett, Unsheltered Liaison, City Manager's Office; and Councilors Hoy, Andersen, Lewis, Nordyke, and Gonzalez.

7. ORDINANCES**7.1 FIRST READING:**

None.

7.2 SECOND READING:

None.

8. PUBLIC COMMENT: (Other than agenda items)

9. ADJOURNMENT

8:03 p.m.