

**CITY OF OREGON CITY
CITY COMMISSION
MEETING MINUTES**

December 15, 2010

1. [Convene Regular Meeting of December 15, 2010, and Roll Call](#)

Roll Call: Mayor Alice Norris; Commissioner Doug Neeley; Commissioner Rocky Smith, Jr.; and Commissioner Daphne Wuest.

Staff Present: David Frasher, City Manager; Bill Kabeiseman, City Attorney; Nancy Ide, City Recorder; Nancy Kraushaar, City Engineer and Public Works Director; Scott Archer, Community Services Director; David Wimmer, Finance Director; Jim Loeffler, Human Resources Director; Mike Conrad, Police Chief and Public Safety Director; Maureen Cole, Library Director; Teri Bankhead, Assistant to the City Manager; Tony Konkol, Community Development Director; and Dan Drentlaw, Economic Development Manager.

Mayor Norris called the meeting to order at 7:05 p.m.

2. [Flag Salute](#)

3. [Ceremonies, Proclamations, Presentations](#)

a. [Presentations to Mayor Alice Norris and Commissioner Daphne Wuest](#)

Commissioner Neeley made presentations to Mayor Norris and Commissioner Wuest thanking them for their service to the City.

David Frasher, City Manager, thanked the Mayor and Commissioner Wuest for the quality of work during their terms of office.

4. [Citizen Comments](#)

William Gifford of Oregon City, Secretary for the Citizen Involvement Council, reported on the last CIC meeting where officers for the next two years were selected and a second reactivation meeting was held for the Gaffney Lane Neighborhood Association.

Dan Holladay of Oregon City addressed the appeal issue at the last Commission meeting where Commissioner Nicita commented the garage was too big. He did not think it was the City's business what citizens did on their property as long as it was built safely and it was not interfering with neighbors.

5. [Adoption of the Agenda](#)

The agenda was adopted as presented with item 8a removed from the Consent Agenda for discussion.

6. **Public Hearings**

- a. **[Appeal of a Land Use Approval for an Addition to a House Located at 1312 Washington Street \(AP 10-04\).](#)**

Mayor Norris said this item was removed from the agenda as the appellant had withdrawn the appeal.

7. **General Business**

- a. **[Sportcraft Boat Ramp Replacement -Cooperative Grant Agreement](#)**

Scott Archer, Community Services Director, said this was an agreement with Oregon Department of Fish and Wildlife for the second of two grants for the Sportcraft boat ramp replacement. This approval would complete the needed funding package. He hoped to have the project finished in the summer of 2011. There was a revised agreement due to technicalities. He recommended approval of the revised agreement.

Motion by Commissioner Doug Neeley, second by Commissioner Daphne Wuest to authorize the City Manager to enter into a Cooperative Grant Agreement for funding the Sportcraft boat ramp replacement.

A roll call was taken and the motion passed with Mayor Alice Norris, Commissioner Doug Neeley, Commissioner Rocky Smith, Jr., and Commissioner Daphne Wuest voting aye. [4:0:0]

- b. **[Award of Public Improvement Contract for the Construction of the Oregon City Shopping Center Water Service Replacement \(CI 10-010\)](#)**

Nancy Kraushaar, City Engineer and Public Works Director, stated this contract would replace the water meter at the Oregon City Shopping Center. A consultant did the design, prepared the bid documents, and engineer's estimate for this project.

Motion by Commissioner Daphne Wuest, second by Commissioner Rocky Smith, Jr. to authorize the City Manager to execute the contract agreement with Canby Excavating Inc. in the amount of \$67,220 to provide construction services for the Oregon City Shopping Center water service replacement project.

A roll call was taken and the motion passed with Mayor Alice Norris, Commissioner Doug Neeley, Commissioner Rocky Smith, Jr., and Commissioner Daphne Wuest voting aye. [4:0:0]

- c. **[Ordinance for Introduction, No. 10-1014, Amending Chapter 5.04 of the Oregon City Municipal Code Related to Business Licenses](#)**

Mr. Archer summarized the Code amendment to the business license portions of the Code.

Commissioner Smith asked about the recommendations that did not require a Code change, would they be a staff decision or would they come back to the Commission?

Mr. Archer responded that they were procedural recommendations that were under the City Manager's direction.

Mr. Frasher said the report was not brought to the Commission to request authorization on the administrative decisions, but to request approval for the ordinance. Many administrative recommendations would not be done if the ordinance did not pass.

Commissioner Smith did not have a problem passing the ordinance. There were several recommendations he made, such as with the home occupation fee.

Mr. Archer said the majority of those concerns were recommended for deferral.

Mr. Frasher would review the tape before implementation and report the findings to the Commission.

Commissioner Neeley asked if there were comments from the Chamber of Commerce regarding this change.

Amber Holveck, Executive Director of the Chamber, said the Government and Economic Affairs Committee had not reviewed the changes. She requested staff come to the next Committee meeting in January to discuss the changes. The second reading for the ordinance would be January 19, 2011.

Commissioner Wuest questioned the fees, and Mr. Archer explained how the fees had been derived.

Motion by Commissioner Daphne Wuest, second by Commissioner Rocky Smith, Jr. to approve the first reading of Ordinance No. 10-1014, amending Chapter 5.04 of the Oregon City Municipal Code related to business licenses.

A roll call was taken and the motion passed with Mayor Alice Norris, Commissioner Doug Neeley, Commissioner Rocky Smith, Jr., and Commissioner Daphne Wuest voting aye. [4:0:0]

d. [Ordinance for Introduction, No. 10-1013, Adopting a New Chapter of the Oregon City Municipal Code to Authorize Exclusions from Public Buildings](#)

Mike Conrad, Police Chief and Public Safety Officer, said two new offenses had been added since the Work Session draft.

Motion by Commissioner Rocky Smith, Jr., second by Commissioner Daphne Wuest to approve the first reading of Ordinance No. 10-1013, adopting a new chapter of the Oregon City Municipal Code to authorize exclusions from public buildings.

A roll call was taken and the motion passed with Mayor Alice Norris, Commissioner Doug Neeley, Commissioner Rocky Smith, Jr., and Commissioner Daphne Wuest voting aye. [4:0:0]

8. [Consent Agenda](#)
- b. **Resolution No. 10-32, Approving a Fifth Extension of the Cable Franchise Agreement with AT&T Comcast Corporation**
- c. **OLCC: Liquor License Application - Full On Premise Sales and Greater Privileges. Applying as a Corporation, Lowden Inc., doing business as Pioneer Pizza, located at 13559 Redland Rd., Oregon City, Oregon 97045**
- d. **Minutes of the December 1, 2010 Regular Meeting**

Motion by Commissioner Rocky Smith, Jr., second by Commissioner Daphne Wuest to approve the Consent Agenda except for item a.

A roll call was taken and the motion passed with Mayor Alice Norris, Commissioner Doug Neeley, Commissioner Rocky Smith, Jr., and Commissioner Daphne Wuest voting aye. [4:0:0]

- a. [Minutes of the November 17, 2010 Work Session](#)

Commissioner Neeley mentioned the brevity of the minutes in regard to the discussion on Eastham School. He wanted the findings Ms. Cole presented to be included in the minutes to show the reason for the Commission's decision. He thought the Commission should not approve the minutes until they came back to the Commission amended.

9. **Communications**
- a. [City Manager](#)

Mr. Frasher reported on the Oregon Business Plan Summit.

Maureen Cole, Library Director, announced a federal grant the County was awarded to construct a broadband fiber backbone throughout the eastern part of Clackamas County. Money was also added for the libraries to be connected.

Mr. Frasher announced the City received a \$206,000 grant from ODOT. He would be on vacation from December 20-27 and Mr. Archer would be filling in during his absence.

- b. **Mayor**

Mayoral appointment of Chris Lugo to the Clackamas Cable Access Board for the term December 15, 2010 to December, 31, 2011.

- c. **Commissioners**

Commissioner Wuest announced the Arch Bridge event on January 15. The December meeting of C4 had been canceled due to staffing issues. She reviewed what happened at the November C4

meeting and how the committee had changed.

Commissioner Smith shared his appreciation for Mayor Norris and Commissioner Wuest.

Commissioner Neeley spoke about his early memories of the Mayor and Commissioner Wuest and thanked them for their work for the City.

Mayor Norris reflected on past meetings, City projects, and Commission contributions during her tenure as Mayor. She expressed her appreciation for staff, members of the Commission, and the community. She was honored to have served as Mayor.

Commissioner Wuest listed the accomplishments during her time on the Commission. She thanked members of the staff, her colleagues on the Commission, and the community for their support.

Nancy Ide, City Recorder, said a special thank you to Mayor Norris and Commissioner Wuest. She presented them with a signed photo as a gift from the City.

10. **Adjournment**

Mayor Norris adjourned the meeting at 8:42 p.m.

Respectfully submitted,



Nancy Ide, City Recorder