

**City of Stayton
City Council Meeting Minutes
October 5, 2015**

LOCATION: STAYTON COMMUNITY CENTER, 400 W. VIRGINIA STREET, STAYTON

Time Start: 7:00 P.M.

Time End: 9:11 P.M.

COUNCIL MEETING ATTENDANCE LOG

COUNCIL	STAYTON STAFF
Mayor Henry Porter	Alissa Angelo, Deputy City Recorder
Councilor Priscilla Glidewell	Keith Campbell, City Administrator
Councilor Ralph Lewis	Katinka Bryk, Library Director
Councilor Jennifer Niegel	Dan Fleishman, Director of Planning & Development
Councilor Brian Quigley	Lance Ludwick, Public Works Director
Councilor Joe Usselman	Rich Sebens, Police Chief
	Christine Shaffer, Finance Director
	David Rhoten, City Attorney (excused)

AGENDA	ACTIONS
REGULAR MEETING	
Announcements	
a. Additions to the Agenda	None
b. Declaration of Ex Parte Contacts, Conflict of Interest, Bias, etc.	None
Presentations / Comments from the Public	
a. Rese Bourdeau	Ms. Bourdeau gave an update on the chalk wall project. Councilor Glidewell commended the group putting this project together.
b. Gerry Flowers	Mr. Flowers spoke about the proposed location of the marijuana dispensary in the Santiam Station development. Opposed to recreational marijuana being sold in this location, and asked if there is a way to prohibit recreational from being sold in this location.
c. Spencer Gould	Mr. Gould spoke in opposition of a proposed marijuana dispensary being located in the Santiam Station development.
d. Paul Hames	Mr. Hames also spoke in opposition of a proposed marijuana dispensary located in the Santiam Station development.
e. Shellie Clokey	Ms. Clokey owns the daycare center in the Santiam Station development. She is opposed to the proposed marijuana dispensary being opened in the vicinity of her daycare.

<p>Consent Agenda</p> <p>a. September 21, 2015 City Council Minutes</p>	<p>Motion from Councilor Quigley, seconded by Councilor Niegel, to approve the Consent Agenda as modified. Motion passed 5:0.</p>
<p>Public Hearing</p> <p>Vacation of Alleyways</p> <p>a. Staff Report – Dan Fleishman</p> <p>b. Questions from Council</p> <p>c. Proponents’ Testimony</p> <p>d. Opponents’ Testimony</p>	<p>The hearing was opened at 7:27 p.m.</p> <p>Mr. Fleishman reviewed the staff report included in the Council packet.</p> <p>Councilor Glidewell inquired about alleys proposed for vacation that had not received public testimony at the Planning Commission meeting.</p> <p>Alan Kingsley spoke in favor of vacating the alley between S. Douglas and S. Evergreen, running south from Water.</p> <p>Janet Krieger spoke in favor of vacating the alley between N. Second and N. Fourth, running from Fir to Cedar.</p> <p>Tadd Humphreys spoke in favor of vacating the alley between N. Alder and N. Birch, running from Ida to High.</p> <p>Kathy Kaczynski spoke in favor of vacating the alley between N. Sixth and N. Seventh, running from Virginia to Washington.</p> <p>Denise Orr requested vacation of an alley not on the list. It is located between N Birch and N Alder, on the south side of W Ida Street.</p> <p>Robin Smith, who is purchasing the home at 492 E. Hollister, spoke in favor of vacating the alley between N. Fourth and N. Fifth, running from Robidoux to Hollister.</p> <p>Sandy Gottfried requested the alley between N. Sixth and N. Seventh, running from Burnett to Virginia not be vacated because this is their only access to garage.</p> <p>Larry Kraemer spoke in opposition of vacating the alleyway between N. First and N. Second, running from Fir to Cedar because this is their only access to garage.</p>

e. General Testimony

Gerry Flowers spoke about potential issues with storm water when an alley is vacated.

f. Questions from the Public

Lynette Huie inquired about the process to move forward with a partial vacation of an alley if it is not already included in this process. Mr. Fleishman explained the process and costs associated.

Armando Perez owns property at 879 N. Seventh Street is opposed to vacation of the alley between N Sixth and N Seventh, running between Washington and Jefferson because it provides access to a rear garage.

Deborah Glander inquired if all vacated alleys will have a Public Utility Easement. Mr. Fleishman stated that was the recommendation from staff.

g. Questions from the Council

Council questions and discussion on the storm water issue raised earlier by Mr. Flowers.

Additional discussion on alleys that have not received any public input from property owners.

h. Staff Summary

Mr. Fleishman provided a summary of alleys proposed to be vacated by staff, and the two additional alleys requested for vacation this evening.

i. Close of Hearing

The hearing was closed at 8:20 p.m.

j. Council Deliberation

Councilor Glidewell stated she disagrees with this process.

Councilor Lewis spoke about the importance of this process and liability associated with the City allowing encroachment in the alleyways.

k. Council Decision

Motion from Councilor Lewis, seconded by Councilor Niegel, to return to the November 2 meeting with an ordinance finalizing the vacation process for the list of alleys to be vacated in the staff report and to include vacation of the alley between N. Sixth and N. Seventh, from E. Virginia to E. Washington and the alley between N. Birch and N. Alder, south of Ida Street, which will require an additional public hearing. **Motion passed 4:1 (Glidewell).**

<p>Unfinished Business</p>	<p>None.</p>
<p>New Business Ordinance No. 988, Amending Stayton Municipal Code Title 5.12 Relating to the Location of Marijuana Facilities a. Staff Report – Chief Rich Sebens</p> <p>b. Council Deliberation</p> <p>c. Council Decision</p> <p>Ordinance No. 989, “Drug Paraphernalia” a. Staff Report – Chief Rich Sebens</p> <p>b. Council Deliberation</p>	<p>Chief Sebens reviewed the report included in the Council packet. He also offered a possible solution to restrict the sale of recreational marijuana by limiting distance from a park or “brick and mortar” daycare centers. However, if this is something Council wants to move forward with, he would have to look further into the legalities.</p> <p>Discussion of the “grandfathering clause” for marijuana facilities and what the Council can and can’t do when it comes to regulating recreational marijuana.</p> <p>The Council deferred action on Ordinance No. 988 to the October 19, 2015 meeting.</p> <p>Chief Sebens briefly reviewed the staff report included in the Council packet.</p> <p>Council discussion of why these changes to the Municipal Code are necessary.</p>
<p>c. Council Decision</p> <p>Sidewalk Maintenance Program a. Presentation – Lance Ludwick</p>	<p>Motion from Councilor Lewis, seconded by Councilor Niegel, to approve Ordinance No. 989 as presented and declaring an emergency. Motion passed 5:0.</p> <p>Mr. Ludwick gave a presentation on the City’s Sidewalk Maintenance Program. Council discussion of tree roots lifting sidewalks and the City’s approved tree list.</p>
<p>Staff / Commission Reports</p>	<p>None.</p>
<p>Presentations / Comments From the Public</p>	<p>Gerry Flowers spoke briefly about sidewalk issues and potential solutions.</p>
<p>Business from the City Administrator</p>	<p>Mr. Campbell announced that the next Main Street Meeting has been scheduled for Wednesday, October 21, at 6:00 p.m. at the Stayton Community Center.</p>
<p>Business from the Mayor</p>	<p>None.</p>

Business from the Council

Councilor Quigley inquired about upcoming events at the Stayton Public Library. Ms. Bryk provided an update of events happening this week at the Library.

Future Agenda Items – October 19, 2015

- a. Community Grants
- b. SCTC Franchise Agreement Extension

APPROVED BY THE STAYTON CITY COUNCIL THIS 2ND DAY OF NOVEMBER 2015, BY A 4:0 VOTE OF THE STAYTON CITY COUNCIL.

Date: 11/2/15

By: Henry A. Porter
Henry A. Porter, Mayor

Date: 11/2/15

Attest: Keith D. Campbell
Keith D. Campbell, City Administrator

Date: 11/3/15

Transcribed by: Alissa Angelo
Alissa Angelo, Deputy City Recorder