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**APPROVED BY COMMISSION
MARCH 5, 2007**

FINAL ACTION AGENDA/MINUTES

SALEM HOUSING AUTHORITY

6:30 P.M.

February 5, 2007

1. ROLL CALL: 6:55 P.M.

Present: Chair Nanke and Commissioners Walker, Tesler, Stucky, Rogers, DeHart, Clem and Williams. Absent: Commissioner Sullivan.

CONSENT CALENDAR:

Motion: Move to approve the Consent Calendar with additions.

Motion by: Commissioner Clem

Seconded by: Commissioner Rogers

Questions or Comments by: Commissioners Nanke, Clem, Stucky and Rogers.

Amendment to Motion: Move to pull agenda item 4.1.

Motion by: Commissioner Nanke

Seconded by: Commissioner DeHart

Action: Pulled agenda item 4.1.

Vote:

Aye: Unanimous

Nay:

Abstentions:

Action on Main Motion as Amended: Approved the Consent Calendar, minus pulled item 4.1 - Commissioner Nanke.

Vote:

Aye: Unanimous

Nay:

Abstentions:

2. REPORTS:

2.1 Program Management Report

2.2 2007 Agency Plan and Budget Development Timelines

2.3 Annual Rent Survey

3. CALENDAR OF RESOLUTIONS:

3.1 Resolution No. 2025 Authorizing Voucher Payment Standards

Action: Adopted Resolution No. 2025.

3.2 Resolution No. 2026 Authorizing Revisions to the Section 8 Voucher Administrative Plan

Action: Adopted Resolution No. 2026.

3.3 Resolution No. 2027 Authorizing Revision to Southfair Apartments Tenant Selection Plan

Action: Adopted Resolution No. 2027.

4. OTHER BUSINESS:

4.1 Selection of Housing Authority Vice Chair

Motion: Move to nominate Commissioner DeHart as Salem Housing Authority Vice Chair.

Motion by: Commissioner Stucky

Seconded by: Commissioner Rogers

Motion: Move to close the nominations.

Motion by: Commissioner Rogers

Seconded by: Commissioner Stucky

Action: Closed the nominations.

Vote:

Aye: Unanimous

Nay:

Abstentions:

Action: Approved the nomination of Commissioner DeHart as Salem Housing Authority Vice Chair.

Vote:

Aye: Unanimous

Nay:

Abstentions:

4.2 Approval of Housing Authority Commission Meeting Minutes of January 2, 2007

Action: Approved the minutes of January 2, 2007.

5. ADJOURNMENT: 7:08 P.M.

Kellie Whiting, Deputy City Recorder

**APPROVED BY COUNCIL
FEBRUARY 12, 2007**

WORK SESSION: 5:00 p.m.
Cultural and Tourism Promotion Advisory Board Council Chambers

BUDGET COMMITTEE: 6:00 p.m.
06-07 Second Quarter Financial Report Council Chambers

FINAL ACTION AGENDA/MINUTES

**SALEM CITY COUNCIL
6:30 P.M.
CITY OF SALEM, OREGON
February 5, 2007**

1. ROLL CALL: 7:10 P.M.
Present: Mayor Taylor, and Councilors Walker, Tesler, Nanke, Stucky, Rogers, DeHart and Clem. Absent: Councilor Sullivan.

1.1 Pledge of Allegiance
Led by Mayor Taylor

1.2 Presentations:

(a) Social Service Contractor Presentation YWCA Emergency Resource Assistance Program, presented by Janeen Baker

Questions or Comments by: Mayor Taylor.

2. REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES: Representatives of City Boards, Commissions and Committees may comment on any item of City business except public hearings, deliberations and the merits of land use issues that are reviewable by Council at public hearings. Representatives must sign up prior to the commencement of this meeting in order to present testimony.

None.

- 3. PUBLIC COMMENT:** Up to thirty minutes is available for persons other than City Boards, Commissions and Committee representatives to comment on specific agenda items other than public hearings, deliberations and the merits of land use issues that are reviewable by Council at public hearings. Each person's comments will be limited to three minutes.

Time will be provided at the end of the meeting for comments on issues of City business not on the agenda.

Appearances by:

Thomas Smith, 1105 Savage Road NE
Shannon Priem, 320 23rd Street SE, representing SESNA
Mark Babson, 243 14th Street NE

Agenda Item:

8.1 (a)
4.3 (j)
4.3 (j)

Questions or Comments by: Mayor Taylor and Councilors Clem, Walker and Tesler.

Note: Consent Calendar was deferred until after agenda item 7. - Public Hearings.

- 4. CONSENT CALENDAR:** All items on the Consent Calendar that will be adopted as a group by a single motion.

Motion: Move to approve the Consent Calendar with additions, minus pulled items 4.3 (b) - Councilor Stucky, 4.3 (l) - Councilor Clem, 4.3 (m) - Mayor Taylor, 4.3 (n) - Councilor Rogers and 4.3 (p) - Councilor Stucky.

Motion by: Councilor Nanke

Seconded by: Councilor Walker

Action: Approved the Consent Calendar with additions minus pulled items 4.3 (b) - Councilor Stucky, 4.3 (l) - Councilor Clem 4.3 (m) - Mayor Taylor, 4.3 (n) - Councilor Rogers and 4.3 (p) - Councilor Stucky.

Vote:

Aye: Unanimous

Nay:

Abstentions:

4.1 MINUTES:

(a) January 22, 2007

Action: Approved the minutes of January 22, 2007.

4.2 RESOLUTIONS:

- (a) Resolution No. 2007-7 Authorizing the Issuance and Sale of Water And Sewer Subordinate Obligations, in One or More Series, and Revenue Bonds, in One or More Series, in an Aggregate Principal Amount not to Exceed \$140,000,000; an Extension of the Term of the City of Salem's Existing Revolving Line of Credit and Financing Agreement with Bank of America, N.A. and an Increase in the Maximum Principal Amount; and Related Matters (AS)

Action: Approved.

4.3 ROUTINE ITEMS:

- (a) Purchases Approved Administratively (December 19, 2006 thru January 29, 2007) (AS)

Action: Information only.

- (b) Administrative Decision - Partition No. 06-59 - Trent Young, Young Real Estate LLC - 1993 Glen Creek Rd NW - Ward 8 - Councilor Clem - West Salem (CD)

Action: Pulled by Councilor Stucky - **see agenda item 5 (a)**.

- (c) Administrative Decision - Partition No. 06-62 - Ramon and Luisa Solis - 2675 Lansing Avenue NE - Ward 1 - Councilor Walker - Lansing (CD)

Action: Received and Filed.

- (d) Hearings Officer Decision - Conditional Use No. 06-12 - V3O Investments - 2140 Turner Rd SE - Ward 2 - Councilor Tesler - SEMCA (CD)

Action: Received and Filed.

- (e) Planning Commission Resolution No. PC 07-1 - Commission-initiated Zone Change No. 06-18 - City of Salem - 3601 State St - Ward 6 - Councilor Rogers - NESCA (CD)

Action: Received and Filed.

- (f) Subdivision Review Committee - Skyline Plaza Subdivision Plat No. 06-28 - Liberty Partners, LLC - 4752 Liberty Rd SE - Ward 4 - Councilor Sullivan - Faye Wright (CD)

Action: Received and Filed.

- (g) Subdivision Review Committee Decision - Tapestry Subdivision Plat No. 06-29 - Donald Seaman and Alice Seaman - 905 Mildred Lane SE - Ward 4 - Councilor Sullivan - South Gateway (CD)

Action: Received and Filed.

- (h) 2007-08 Emergency Social Service Funding Priorities (CS)

Action: Approved the same funding categories as delineated in the Facts and Findings #2 section of the staff report and authorize the Social Service Advisory Board (SSAB) to proceed with the process of determining final recommendations to City Council regarding funding emergency social services.

- (i) Free Tree Program Expansion (CS)

Action: Information only.

- (j) Neighborhood Response Efforts in SESNA and Highland - Wards 2 and 5 - Councilors Tesler and Stucky (CS)

Action: Information only.

- (k) Marion County Methamphetamine Strike Force (PD)

Action: Authorized approval of the Interagency Agreement.

- (l) Oregon Liquor Control Commission Process (PD)

Action: Pulled by Councilor Clem - see agenda item 5(b).

- (m) "Best of the West" drinking water campaign (PW)

Action: Pulled by Mayor Taylor - **see agenda item 5 (c).**

- (n) Sidewalk Repair Task Force Membership (PW)

Action: Pulled by Councilor Rogers - **see agenda item (d).**

- (o) Downtown Improvement District Issues Forum (CM)

Action: Approved sponsorship of a public forum for gathering and discussion of issues associated with the creation of a Downtown Improvement District.

- (p) Legislative Report (CM)

Action: Pulled by Councilor Stucky - **see agenda item 5 (e).**

- (q) Letter from City of Portland Regarding High Levels of Benzene in the Air (CM)

Action: Referred the letter to staff for more information.

5. SPECIAL ORDERS OF BUSINESS: (Includes consideration of items deferred from the consent calendar and any action item which requires a selection among options, or consideration of matters of special importance to the Council)

- (a) 4.3 (b) Administrative Decision - Partition No. 06-59 - Trent Young, Young Real Estate LLC - 1993 Glen Creek Rd NW - Ward 8 - Councilor Clem - West Salem (CD)

Motion: Move to adopt staff recommendation to receive and file the report.

Motion by: Councilor Stucky

Seconded by: Councilor Rogers

Questions or Comments by: Councilors Stucky and Nanke.

Action: Received and filed the report.

Vote:

Aye: Unanimous

Nay:

Abstentions:

(b) 4.3 (l) Oregon Liquor Control Commission Process (PD)

Motion: Move to receive and file the report with the additional requirements as follows: to have Council send to the Oregon Liquor Control Commission a letter 1) encouraging that they amend their rules to allow a City, County or Special District to determine what constitutes adverse impact; 2) to amend their rules to prohibit new licenses within 1000 feet of a park, school or registered child care or child treatment facility; and 3) to agree to hold and receive public testimony for administrative hearings associated with a liquor control license.

Motion by: Councilor Clem

Seconded by: Councilor Nanke

Questions or Comments by: Councilors Clem, Stucky DeHart, and Nanke.

Amendment to Motion: Move to amend the third item of the letter, adding that if the Oregon Liquor Control Commission receives a request for denial of a permit, that a public hearing be held in the City where the application originated.

Motion by: Councilor Stucky

Seconded by: Councilor Rogers

Questions or Comments by: Councilor Rogers, Nanke and Walker.

Action: Amended the third item the letter, adding that if the Oregon Liquor Control Commission receives a request for denial of a permit, that a public hearing be held in the City where the application originated.

Vote:

Aye: Unanimous

Nay:

Abstentions:

Action on Main Motion as Amended: Received and filed the report with the additional requirements as follows: to have Council send to the Oregon

Liquor Control Commission a letter
1) encouraging that they amend their
rules to allow a City, County or
Special District to determine what
constitutes adverse impact; 2) to
amend their rules to prohibit new
licenses within 1000 feet of a park,
school or registered child care or child
treatment facility; and 3) to agree to
hold and receive public testimony for
administrative hearings associated with
a liquor control license in the City
where the application originated if the
Oregon Liquor Control Commission
receives a request for denial of a
permit.

Vote:

Aye: Unanimous

Nay:

Abstentions:

Motion: Move that the City incorporate the question that if nude entertainment is part of the business, and charge additional fees if necessary for the purpose of validating that part of the application.

Motion by: Councilor Clem

Seconded by: Councilor Nanke

Questions or Comments by: Mayor Taylor and Councilors Clem, Nanke, and Rogers.

Action: Incorporated the question that if nude entertainment is part of the business, and will charge additional fees if necessary for the purpose of validating that part of the application.

Vote:

Aye: Unanimous

Nay:

(c) 4.3 (m) "Best of the West" drinking water campaign (PW)

Motion: Move to direct staff to go out with an RFP and identify funding to obtain professional assistance by April 1, 2007 to implement the Salem Image Campaign including the Best of the West Water.

Motion by: Mayor Taylor

Seconded by: Councilor Nanke

Questions or Comments by: Mayor Taylor and Councilors DeHart, Nanke, Stucky and Tesler.

Action: Directed staff to go out with an RFP and identify funding to obtain professional assistance by April 1, 2007 to implement the Salem Image Campaign including the Best of the West Water.

Vote:

Aye: Unanimous

Nay:

Abstentions:

(d) 4.3 (n) Sidewalk Repair Task Force Membership (PW)

Motion: Move to adopt the information only report with one additional name of Jan Kailuweit from the Grant neighborhood.

Motion by: Councilor Rogers

Seconded by: Councilor DeHart

Questions or Comments by: Councilors Rogers and Nanke.

Action: Adopted the information only report with an additional name of Jan Kailuweit from the Grant neighborhood.

Vote:

Aye: Unanimous

Nay:

Abstentions:

(e) 4.3 (p) Legislative Report (CM)

Motion: Move to adopt the Council of Legislative Subcommittee recommendation that City Council adopt the positions recommended by the Legislative Subcommittee.

Motion by: Councilor Stucky

Seconded by: Councilor Nanke

Questions or Comments by: Councilor Stucky (registered level 2 support for SB 187) and Mayor Taylor.

Action: Adopted the Council of Legislative Subcommittee recommendation that City Council adopt the positions recommended by the Legislative Subcommittee.

Vote:

Aye: Unanimous

Nay:

Abstentions:

6. **UNFINISHED BUSINESS:** (Any business held over from a previous meeting, other than public hearings and ordinances)

None.

7. **PUBLIC HEARINGS:** (Includes deliberations and deliberations from hearings held over from previous meetings). Public hearings will commence no later than 7:30 p.m.

- (a) Continuation of Public Hearing: Petition-Initiated Vacation of Unopened McGilchrist Street SE Right-of-Way, West of 12th Street SE - Wards 2 and 3 - Councilors Tesler and Nanke - SCAN, SESNA and Morningside (PW)

Persons Testifying:

For: Jeff Tross, 1720 Liberty Street SE, representing Boulder Creek LLC

Against:

Neutral:

Organizations: None.

For:

Against:

Neutral:

Evidence Received From: None.

For:

Against:

Neutral:

Questions or Comments by: Councilors DeHart, Nanke, Rogers, Tesler, and Walker.

Motion: Move that City Council adopt staff recommendation to approve the petition-initiated vacation of unopened McGilchrist Street SE right-of-way, west of 12th Street SE, subject to the condition to reserve an access easement, to reserve a Public Utility Easement for maintenance of existing utilities, for petitioners to pay an assessment of special benefit and to direct staff to use the funds from the assessment of special benefit proceeds to be spent on the Bush Park Lower Leffelle Project.

Motion by: Councilor DeHart

Seconded by: Councilor Tesler

Questions or Comments by: Mayor Taylor and Councilors DeHart and Tesler.

Action: Approved the petition-initiated vacation of unopened McGilchrist Street SE right-of-way, west of 12th Street SE, subject to the condition to reserve an access easement, to reserve a Public Utility Easement for maintenance of existing utilities, and for petitioners to pay an assessment of special benefit and directed staff to use the funds from the assessment of special benefit proceeds to be spent on the Bush Park Lower Leffelle Project.

Vote:

Aye: Unanimous

Nay:

Abstentions:

- (b) City-Initiated Vacation - Alley that runs from Gaines Street NE to Hood Street NE Between Broadway Avenue NE and 5th Street NE - Ward 1 - Councilor Walker - GRANT (PW)

Persons Testifying: None.

For:

Against:

Neutral:

Organizations: None.

For:

Against:

Neutral:

Evidence Received From: None.

For:

Against:

Neutral:

Motion: Move to adopt staff recommendation to approve the City-initiated vacation of an alley that runs from Gaines Street NE to Hood Street NE between Broadway Street NE and 5th Street NE, subject to the condition to provide a Public Utility Easement for maintenance of existing utilities (see Attachment A, area of proposed vacation, of the staff report).

Motion by: Councilor Walker

Seconded by: Councilor Nanke

Questions or Comments by: Councilor Walker and Mayor Taylor.

Action: Approved the City-initiated vacation of an alley that runs from Gaines Street NE to Hood Street NE between Broadway Street NE and 5th Street NE, subject to the condition to provide a Public Utility Easement for maintenance of existing utilities (see Attachment A, area of proposed vacation, of the staff report).

Vote:

Aye: Unanimous

Nay:

Abstentions:

8. CALENDAR OF ORDINANCE BILLS:

8.1 FIRST READING OF ORDINANCE BILLS

- (a)** Ordinance No. 1-07 Relating to Screening of Vehicular Storage Areas within all Residential Areas; repealing SRC 130.500

Motion: Move that City Council hold a public hearing on Ordinance No. 1-07 and advance to second reading for enactment.

Motion by: Councilor Nanke
Seconded by: Councilor Sullivan

Action: A public hearing will be held on Ordinance No. 1-07, and then advanced to second reading.

Vote:

Aye: Mayor Taylor and Councilors Walker, Tesler, Nanke, Stucky and Rogers

Nay: Councilors Clem and DeHart

Abstentions:

8.2 SECOND READING OF ORDINANCE BILLS

- (a) Ordinance No. 72-07 Relating to Definitions for Health and Sanitation and for Property Maintenance; amending SRC 47.020 and SRC 50.025; and declaring an emergency

Action: Passed - **Ordinance No. 72-07**

Vote:

Aye: Unanimous

Nay:

Abstentions:

9. MANAGEMENT REPORTS

None.

10. PUBLIC COMMENT: (Other than agenda items)

Appearances by:

John Hazen, PO Box 7186 Salem, 97303

Topic:

Public Works Bottled Water

11. NEW BUSINESS

11.1 MAYOR'S ITEMS:

None.

11.2 COUNCILOR'S ITEMS:

- (a) Annexation Procedures for the Notification of the Owners of Potential Enclave Areas - Councilor Rogers

Motion: Move to direct staff to amend SRC Chapter 165 (Annexation Procedures) to include a requirement to notify owners of properties which have the potential to become an enclave.

Motion by: Councilor Rogers

Seconded by: Councilor Nanke

Questions or Comments by: Councilors Rogers, Clem and Tesler.

Action: Directed staff to amend SRC Chapter 165 (Annexation Procedures) to include a requirement to notify owners of properties which have the potential to become an enclave.

Vote:

Aye: Unanimous

Nay:

Abstentions:

12. ADJOURNMENT: 8:37 P.M.

Kellie Whiting, Deputy City Recorder