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**APPROVED BY THE COMMISSION
JUNE 4, 2007**

FINAL ACTION AGENDA/MINUTES

SALEM HOUSING AUTHORITY

6:30 P.M.

May 7, 2007

1. ROLL CALL: 6:30 P.M.

Present: Chair Nanke and Commissioners Walker, Tesler, Sullivan, Stucky, Rogers, DeHart and Williams. Commissioner Clem arrived at 6:40 p.m.

1.1 Pledge of Allegiance

Led by Commissioner Nanke

CONSENT CALENDAR:

Motion: Move to adopt the Consent Calendar.

Motion by: Commissioner Sullivan

Seconded by: Commissioner Tesler

Questions or Comments by: Commissioners Nanke and Rogers.

Action: Adopted the Consent Calendar.

Vote:

Aye: Unanimous

Nay:

Abstentions:

2. REPORTS:

2.1 Program Management Report

Action: Information only.

2.2 Financial Audit Reports for Limited Partnerships

Action: Information only.

2.3 Annual Client Profile

Action: Information only.

3. CALENDAR OF RESOLUTIONS:

3.1 Resolution No. 2030 Adopting the Receipt and Acceptance of the Authority's Independent Financial Audit Report for the Fiscal Year Ending September 30, 2006

Action: Approved.

4. OTHER BUSINESS:

4.1 Approval of Housing Authority Commission Minutes of April 2, 2007

Action: Approved the April 2, 2007 minutes.

5. ADJOURNMENT: 6:46 P.M.

Kellie Whiting, Deputy City Recorder

**APPROVED BY COUNCIL
MAY 14, 2007**

FINAL ACTION AGENDA/MINUTES

**SALEM CITY COUNCIL
6:30 P.M.
CITY OF SALEM, OREGON
May 7, 2007**

1. ROLL CALL: 6:49 P.M.

Present: Mayor Taylor and Councilors Walker, Tesler, Nanke, Sullivan, Stucky, Rogers, DeHart and Clem.

1.1 Pledge of Allegiance

Led By Nick Rudolf, Troop 19 Boys Scouts of America.

Questions or Comments by: Mayor Taylor and Councilor Nanke.

1.2 Proclamations:

- (a)** National American Occupational Safety and Health Week and Occupational Safety and Health Professional Day - presented by Mayor Taylor to Joe Miller, Loss Control Manager for Associated General Contractors (AGC), proclaiming the week of May 6th through 12th as National American Occupational Safety and Health Week.

1.3 Presentations:

- (a)** National Association of Letter Carriers 15th Annual Food Drive - presented by Gary Hulett.

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.

Appearances by:

Brian Grisham, South Gateway Neighborhood Association

Questions or Comments by: Mayor Taylor.

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:

E.M. Easterly, 775 Fir Gardens NW

Agenda Item:

8.1 (a)

Questions or Comments by: Mayor Taylor, and Councilor Rogers.

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 item 4.2 (c) - Councilor Tesler.

Motion by: Councilor Nanke

Seconded by: Councilor Sullivan

Action: Approved the Consent Calendar with additions, minus pulled item 4.2 (c) - Councilor Tesler.

Vote:

Aye: Unanimous

Nay:

Abstentions:

4.1 MINUTES:

(a) April 23, 2007

Action: Approved the April 23, 2007 minutes.

4.2 RESOLUTIONS:

- (a)** Resolution No. 2007-34 Declaring Intent to Negotiate for the Acquisition of Temporary Easements for the Construction of the State Street NE at Mill Creek Bridge Rehabilitation - Ward 2 - Councilor Tesler - NEN and SESNA (PW)

Action: Approved.

- (b)** Resolution No. 2007-35 Authorizing a Transfer of Appropriation of \$45,000 to be Expended for the Purpose of Providing Street Paving Asphalt Work (PW)

Action: Approved.

- (c)** Resolution No. 2007-36 Authorizing the City's Application to the Oregon State Marine Board for a Grant to Remedy the Bank Erosion Problem at Wallace Marine Park - Ward 8 - Councilor Clem - West Salem (CS)

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

4.3 ROUTINE ITEMS:

- (a)** Investment Portfolio Report - Reporting Period January 1, 2007 through March 31, 2007 (AS)

Action: Information only.

- (b)** Initiate an Amendment to the Salem Revised Code Chapter 165 (Annexation Procedures) to Require Notification of Owners of Potential Enclaved Areas (CD)

Action: City Council will adopt a resolution to: 1) initiate an amendment to SRC 165.130 to require notification of owners of potential enclaved areas; 2) refer the matter to the Salem Planning Commission for its recommendation; and 3) direct the Urban Planning Administrator to set a date for a public hearing before the Salem Planning Commission to receive testimony concerning the proposed amendment.

- (c)** Fire Station Preliminary Design Information Sharing Schedule - Wards 6, 7 and 8 - Councilors Rogers, DeHart and Clem - NESCA, Sunnyslope and West Salem (FD)

Action: Approved the information sharing schedule for fire station preliminary designs.

- (d) Update on City “No Meth” Efforts (PD)

Action: Information only.

- (e) Legislative Report (CM)

Action: Ratified City Manager’s decision to support House Bill 3547 and House Joint Resolution 56.

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) 4.2 (c) Resolution No. 2007-36 Authorizing the City’s Application to the Oregon State Marine Board for a Grant to Remedy the Bank Erosion Problem at Wallace Marine Park - Ward 8 - Councilor Clem - West Salem (CS)

Motion: Move to adopt staff recommendation to approve Resolution No. 2007-36, authorizing the City’s application to the Oregon State Marine Board for a grant to do an assessment and design to remedy the bank erosion problem at Wallace Marine Park.

Motion by: Councilor Tesler
Seconded by: Councilor Sullivan

Amendment to Motion: Move to amend the spelling of the word thalweg, on page one of the resolution.

Motion by: Councilor Nanke
Seconded by: Councilor Sullivan

Action: Amended the spelling of the word thalweg, on page one of the resolution.

Vote:
Aye: Unanimous
Nay:
Abstentions:

Action on Main Motion as Amended: Approved Resolution No. 2007-36 with the amended spelling of the word thalweg, on page one of the resolution.

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) Donald R. Wyant, Sr. Family Trust Temporary Facilities Agreement - Ward 8 - Councilor Clem - West Salem (PW)

Persons Testifying:

For: Kris J. Gorsuch, representing Donald R. Wyant Sr. Family Trust

Against:

Neutral:

Organizations: None.

For:

Against:

Neutral:

Evidence Received From: None.

For:

Against:

Neutral:

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

Motion: Move to adopt staff recommendation, to approve the Temporary Facilities Agreement with Donald Wyant, Sr. Family Trust, and authorize the City Manager to sign it.

Motion by: Councilor Clem

Seconded by: Councilor Sullivan

Action: Approved the Temporary Facilities Agreement with Donald Wyant, Sr. Family Trust, and authorized the City Manager to sign it.

Vote:

Aye: Unanimous

Nay:

Abstentions:

- (b) Council Review of Planning Commission Decision - Comprehensive Plan Change / Zone Change No. 06-6 - Pacific Realty Associates, L.P. - 2500 Block of Boone Rd SE - Ward 4 - Councilor Sullivan - South Gateway (CD)

Persons Testifying:

For: Randy Barna, 619 Rockwood Street SE
Spence Powel, 3220 State Street NE
Ron Rubel, 1095 Waller Street S

Against: Candace Ludtke, 2245 Songbird Court SE
John Loney, 3325 Augusta National Drive S
Scottie Wujcik, 5056 Riley Court SE
Sue Miller, 2537 Landau Street SE
Frank Broderson, 4586 Constitution Avenue SE
Nancy Wollslair, 5098 Cultus Avenue SE
Susan Clark, 2341 Teal Drive SE
Tom Clark, 2341 Teal Drive SE
Joe Brockamp 4704 Bradford Loop SE
Gregg Peters, 4923 Albion Court SE
Helen Callander, 2565 Foxhaven Drive SE
Marvin Langeland, 3647 Fort Rock Avenue
Brian Sampson, 5015 Cultus Avenue SE
John Miller, 2537 Landau Street SE
Jess Wilson, 2608 Foxhaven SE

Neutral:

Organizations:

For: Richard D. Loffelmacher, representing the applicant PAC Trust, 15350 SW Sequoia Parkway Portland, OR 97224
Ken Grimes, PAC Trust, 15350 SW Sequoia Parkway Portland, OR
Mark Vandehey, Kittelson & Associates, Inc., 610 SW Alder, Suite 700 Portland, OR
Jeff Tross, Land Use Consultant for PAC Trust, 1720 Liberty Street SE
Barbara Gunder, Salem Clinic, 2020 Capitol Street NE
Greg Springer, Salem Clinic, 2020 Capitol Street NE
Kendall Graven M.D., Salem Clinic, 2020 Capitol Street NE
Roy Hall M.D., Salem Clinic, 2020 Capitol Street NE
Paul Huun M.D., Salem Clinic, 5225 Smith Rock Street SE
Ericka Kinsbury, Salem Clinic, 1313 Morningside Drive SE
Brian Grisham, Chair, South Gateway Neighborhood Association
Wendie Kellington, PAC Trust, 15350 SW Sequoia Blvd. Portland, OR

Against: Bill Lufkin, South Gateway Neighborhood Association, 2245 Songbird Court SE
Pamela Schmidling, Morningside Neighborhood Association, 735 Ratcliff Drive SE
Mark Hoyt, Sherman Sherman Johnnie & Hoyt, LLP, representing property owners, 475 Cottage Street SE
Jim Just, Goal One Coalition, 39625 Almen Drive Lebanon, OR
Phyllis Seitz, South Gateway Neighborhood Association, 234 Integra Avenue SE

Neutral: Carl Springer, D.K.S. Associates, 1400 SW 5th Avenue, Suite 500 Portland, OR

Evidence Received From:

For: Randy Barna, 619 Rockwood Street SE
Ericka Kinsbury, Salem Clinic, 1313 Morningside Drive SE on behalf
of Phil Morford
Brian Grisham, Chair, South Gateway Neighborhood Association
Against: Bill Lufkin, South Gateway Neighborhood Association, 2245 Songbird
Court SE
Candace Ludtke, 2245 Songbird Court SE
Neutral:

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

Motion: Move to waive Council Rules in order to extend the meeting by 1
hour, to 11:00 p.m.

Motion by: Councilor Stucky
Seconded by: Councilor Tesler

Action: Waived Council Rules in order to extend the meeting by 1 hour, to
11:00 p.m.

Vote:
Aye: Unanimous
Nay:
Abstentions:

Motion: Move to leave the public hearing open for one week for staff questions
only and the written record open for an additional week after that.

Motion by: Councilor Nanke
Seconded by: Councilor Tesler

Action: The public hearing will be left open for one week for staff questions
only, and the written record will be left open an additional week after
that.

Vote:
Aye: Unanimous
Nay:
Abstentions: Councilor Sullivan recused himself.

8. CALENDAR OF ORDINANCE BILLS:

8.1 FIRST READING OF ORDINANCE BILLS

- (a)** Ordinance No. 88-07 Relating to Prohibiting Certain Uses Not Consistent with the West Salem Neighborhood Plan within the Edgewater Street Corridor (Area 5) of the Edgewater Street/Wallace Road Area Overlay Zone; Amending SRC 143D.190; and Creating New Provisions - Ward 8 - Councilor Clem - West Salem (CD)

Motion: Move that the proposed amendments included in Ordinance Bill No. 88-07 to restrict automobile oriented uses and other uses within the Edgewater Street Corridor area that are not consistent with the West Salem Neighborhood Plan be suspended and sent back for inclusion with an additional new text amendment to be initiated to SRC Chapter 143D.210 to remove the maximum residential density requirement established for mixed-use developments within the Edgewater Street Corridor area of the Edgewater Street/Wallace Road Area Overlay Zone.

Motion by: Councilor Clem
Seconded by: Councilor Nanke

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

Motion: Move to waive Council Rules in order to extend the meeting by 5 minutes, to 11:05 p.m.

Motion by: Councilor Nanke
Seconded by: Councilor Walker

Action: Waived Council Rules in order to extend the meeting by 5 minutes, to 11:05 p.m.

Vote:
Aye: Unanimous
Nay:
Abstentions:

Motion: Move to waive Council Rules in order to extend the meeting by 5 minutes, to 11:10 p.m.

Motion by: Councilor Nanke
Seconded by: Councilor Sullivan

Action: Waived Council Rules in order to extend the meeting by 5 minutes, to 11:10 p.m.

Vote:
Aye: Unanimous
Nay:
Abstentions:

Action: The proposed amendments included in Ordinance Bill No. 88-07 to restrict automobile oriented uses and other uses within the Edgewater Street Corridor area that are not consistent with the West Salem Neighborhood Plan will be suspended and sent back for inclusion with an additional new text amendment to be initiated to SRC Chapter 143D.210 to remove the maximum residential density requirement established for mixed-use developments within the Edgewater Street Corridor area of the Edgewater Street/Wallace Road Area Overlay Zone.

Vote:
Aye: Unanimous
Nay:
Abstentions:

8.2 SECOND READING OF ORDINANCE BILLS

(a) Ordinance No. 89-07 Revising the Assessment Established by Ordinance Bill No. 46-04

Action: Approved Ordinance No. 89-07

Vote:
Aye: Unanimous
Nay:
Abstentions:

9. MANAGEMENT REPORTS

None.

10. PUBLIC COMMENT: (Other than agenda items)

None.

11. NEW BUSINESS:

11.1 MAYOR'S ITEMS

None.

11.2 COUNCILOR'S ITEMS:

None.

12. ADJOURNMENT: 11:09 P.M.

Kellie Whiting, Deputy City Recorder