



## MAY 14, 2008, CITY COUNCIL MEETING NOTES

CITY OF ALBANY  
CITY COUNCIL  
Council Chambers  
333 Broadalbin Street SW  
Wednesday, May 14, 2008  
7:15 p.m.

### OUR MISSION IS

*"Providing quality public services  
for a better Albany community."*

### OUR VISION IS

*"A vital and diversified community  
that promotes a high quality of life,  
great neighborhoods, balanced  
economic growth, and quality public  
services."*

## AGENDA

### Rules of Conduct for Public Hearing

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL
4. SCHEDULED BUSINESS

1. No person shall be disorderly, abusive, or disruptive of the orderly conduct of the hearing.
2. Persons shall not testify without first receiving recognition from the presiding officer and stating their full name and residence address.
3. No person shall present irrelevant, immaterial, or repetitious testimony or evidence.
4. There shall be no audience demonstrations such as applause, cheering, display of signs, or other conduct disruptive of the hearing.

#### a. Communications

- 1) Accepting resignation from Michele Brosnan from the Parks & Recreation Commission. [Page 1]  
Action: Motion to accept the resignation of Michele Brosnan from the Parks & Recreation Commission passed 6-0.
- 2) Accepting resignation from Jimmie Lucht from the Arts Commission. [Page 2]  
Action: Motion to accept the resignation of Jimmie Lucht from the Albany Arts Commission passed 6-0.
- 3) Considering a resolution from the Albany Peace Seekers. [Pages 3-5]  
Action: Motion to adopt the resolution from the Albany Peace Seekers passed 4-3, with Reid, Johnson, and Christman voting no. RES. NO. 5593

#### b. Public Hearing

- 1) VC-01-08, vacating portions of Jackson Street NE and Jefferson Street NE located rights-of-way north of Water Avenue NE. [Pages 6-22]  
Action: City Attorney Jim Delapoer read the ordinance for the first time in title only. No other action needed.

ORD. NO. \_\_\_\_

#### c. Business from the Public

- Floyd Christensen feels the grocery cart ordinance is premature and asked the Council to postpone adopted for 90 days.
- Karen Carver, representing the Timber Carnival Association, asked the Council to consider sponsoring the Friday, July 4, 2008 fireworks at a cost of \$9,000.
- Andrea Dalton, representing the Grocery Association, asked the Council to consider and adopt the ordinance regarding the collection of grocery carts.

#### d. First Reading of Ordinances

- 1) Levying assessments against property specifically benefited by sewer and water connections and the assessment of sewer, water, transportation, and parks system development charges for property described as Tax Lot 10303 of Parcel 11S-03W-07AB and site address 873 Sixth Avenue SE, and declaring an emergency. [Pages 23-25]  
Action: Motion to have the ordinance read a second time in title only passed 6-0. Motion to adopt the ordinance passed 6-0. ORD. NO. 5693
- 2) Establishing procedures for retrieving and reclaiming abandoned shopping carts. [Pages 26-29]  
Action: Motion to have the ordinance read a second time in title only failed 4-2, with Olsen and Johnson voting no. ORD. NO. \_\_\_\_

e. Adoption of Resolutions

- 1) Supporting an application to the Oregon Department of Land Conservation and Development to assist with completion of the Goal Five tasks in the City's Periodic Review Work Program. [Pages 30-32]

Action: Motion to adopt the resolution supporting an application to the Oregon Department of Land Conservation and Development to assist with completion of the Goal Five tasks in the City's Periodic Review Work Program passed 6-0. RES. NO. 5594

- 2) Amending parking restrictions within Downtown Albany where parking on public streets is enforced and managed by the Albany Downtown Association. [Pages 33-35]

Action: Motion to adopt the resolution amending parking restrictions within Downtown Albany where parking on public streets is enforced and managed by the Albany Downtown Association passed 5-1, with Johnson voting no. RES. NO. 5595

- 3) ST-08-04, Somerset Drive to school, and ST-08-06, school to Knox Butte, accepting the Engineer's Report and Financial Investigation Report for infrastructure improvements and setting a public hearing. [Pages 36-52]

Action: Motion to adopt the resolution accepting the Engineer's Report and Financial Investigation Report for infrastructure improvements from Somerset Drive to school, with staff bringing back an alternative street width with comparison information to the public hearing, and including the amended pages presented tonight, passed 6-0. RES. NO. 5596

Action: Motion to adopt the resolution accepting the Engineer's Report and Financial Investigation Report for infrastructure improvements from school to Knox Butte Road, passed 6-0. RES. NO. 5597

f. Adoption of Consent Calendar

- 1) Approval of Minutes

- a) March 10, 2008, City Council Work Session  
b) March 24, 2008, City Council Work Session  
c) March 26, 2008, City Council Meeting  
d) April 23, 2008, City Council Meeting

- 2) Accepting a mini-grant from the Alliance for Community Traffic Safety in Oregon. [Pages 53-54]  
RES. NO. 5598

- 3) Approving liquor licenses for:

- a) Total Image, LLC, D/B/A Cadeau of Oregon, 1435 Madison Street SE. [Page 55]  
b) UUK, Inc., D/B/A Sam City, 2180 Pacific Boulevard SE. [Page 56]  
c) Annual liquor license renewals. [Pages 57-58]

- 4) Accepting easements from:

- a) Robbie Frear. [Pages 59-62] RES. NO. 5599  
b) Cynthia Hughey and Ambrose Hughey. [Pages 63-67] RES. NO. 5600  
c) Leroy L. Laack Trust. [Pages 68-73] RES. NO. 5601

- 5) Accepting a right-of-way dedication from North Albany Community Church. [Pages 74-79]  
RES. NO. 5602

- 6) Granting underground easements to Pacific Power for the Albany-Millersburg Water Reclamation Facility and the Albany Operations Facility. [Pages 80-88]  
RES. NO. 5603  
RES. NO. 5604

Action: Motion to adopt the Consent Calendar with item 1c) removed for discussion passed 6-0.  
Motion to adopt item 1c) passed 6-0.

g. Award of Bids

- 1) Awarding of bid for the new library facility. [Pages 89-90]

Action: Motion to award the contract in the amount of \$2,988,126 to TGerding Construction Company, of Corvallis, Oregon, passed 6-0.

- 2) WL-08-01, Madison Street and 12<sup>th</sup> Avenue Area Water Line. [Pages 91-93]

Action: Motion to award the contract in the amount of \$627,475 to the low bidder, Alpine Construction of Newberg, passed 6-0.

3) ST-08-02-B, 2008 Street Overlay Program. [Pages 94-96]

Action: Motion to award the contract in the amount of \$197,170 to the low bidder, CPM Development Corporation of Salem, Oregon, passed 6-0.

4) ST-07-01, Waverly Drive Rehabilitation. [Pages 97-100]

Action: Motion to award the contract in the amount of \$995,282.50 to the low bidder, Mid-Valley Gravel Company of Philomath, Oregon, passed 6-0.

5. BUSINESS FROM THE COUNCIL

Collins will not be at the May 28 Council meeting.

6. NEXT MEETING DATE: Work Session May 19, 2008, at Albany Boys & Girls Club, 1215 Hill Street SE  
Regular Session May 28, 2008

7. ADJOURNMENT

City of Albany Web site: [www.cityofalbany.net](http://www.cityofalbany.net)

*The location of the meeting/hearing is accessible to the disabled. If you need special accommodations to attend or participate, please notify the Human Resources Department in advance by calling (541) 917-7500.*