



MAY 28, 2008, CITY COUNCIL MEETING NOTES

**CITY OF ALBANY
CITY COUNCIL
Council Chambers
333 Broadalbin Street SW
Wednesday, May 28, 2008
7:15 p.m.**

AGENDA

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.”*

Rules of Conduct for Public Hearing

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.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. ROLL CALL

4. SPECIAL PRESENTATION

a. Historic Preservation Awards. [Page 1]

Action: Historic Preservation Awards were presented by Mayor Bedore and Landmarks Advisory Chair Oscar Hult to: Marc and Anni Manley; Thad and Shannon Olivetti; Whitespires Berean Fellowship; Mark Martin and Laura Bryngelson; Zella Mae Packard; Historic Interior Homes Tour Committee; Jeremy and Jamie Carlton; Cara and Jared Leach; Allen and Jodi Nelson; and Torri and Kela Lynn.

5. SCHEDULED BUSINESS

a. Consolidated Quasi-Judicial Public Hearing

- 1) PA-01-08 and VR-05-08, appealing the Planning Commission’s approval of a tentative partition plat that would divide a 1.59-acre parcel of land into two parcels (north side of Valley View Drive NW). [Pages 2-40]

Action: Motion to approve with conditions as modified the Tentative Partition Plat application that would divide a 1.59 acre parcel of land into two parcels; and the Variance application to allow four parcels to share an access easement (Files PA-01-08 and VR-05-08). The modification is that the Deed in Building Restriction not allow Parcel 2 to be further subdivided or partitioned. This motion is based on the findings and conclusions of the staff report and testimony presented at the public hearing. The motion passed 5-1, with Johnson voting no.

b. Public Hearing

- 1) ST-08-04, Somerset Drive to school, and ST-08-06, school to Knox Butte; adopting the engineering and financial investigation reports and authorization to secure easements, obtain bids, increase appropriations, and issue warrants for construction. [Pages 41-58]

Action: Motion to adopt the engineering and financial investigation reports, authorization to secure easements, to obtain bids, and to issue debt for the construction of ST-08-04, infrastructure improvements - Somerset to School, passed 6-0. RES. NO. 5605

Action: Motion to adopt the engineering and financial investigation reports, authorization to secure easements, to obtain bids, and to issue debt for the construction of ST-08-06, infrastructure improvements – School to Knox Butte, passed 6-0. RES. NO. 5606

Action: Motion to authorize the execution of an intergovernmental agreement pursuant to the provisions of ORS Chapter 190, passed 6-0. RES. NO. 5607

c. Business from the Public

d. Second Reading of Ordinance

1) Establishing procedures for retrieving and reclaiming abandoned shopping carts. [Pages 59-60]

Action: Motion to adopt an ordinance amending Albany Municipal Code Title 7.84, public nuisance, by adding Section 7.84.200 relating to shopping carts, passed 5-1 with Johnson voting no. ORD. NO. 5694

e. Adoption of Resolutions

1) Appropriating \$200,000 for costs incurred in development of the SVC modification agreement. [Pages 61-62]

Action: Motion to approve a resolution appropriating \$200,000 for costs incurred in development of the SVC modification agreement passed 6-0. RES. NO. 5608

2) Accepting the conveyance of tax foreclosed properties from Linn County to the City of Albany. [Pages 63-68]

Action: Motion to accept the conveyance of tax foreclosed properties from Linn County to the City of Albany passed 6-0. RES. NO. 5609

f. Adoption of Consent Calendar

1) Approval of Minutes

a) April 9, 2008, City Council Meeting

b) May 5, 2008, City Council Work Session

2) Annual liquor license renewals. [Page 69]

3) Approving liquor licenses for:

a) Johnny Carino's of Albany, LLC, D/B/A Carino's Italian Restaurant, 1825 14th Avenue SE. [Page 70]

b) Szabo's and Loafer's, Inc., D/B/A Szabo's Steak and Seafood/Loafer's Deli, 222 Washington Street SW. [Page 71]

4) Accepting a grant from the Oregon State Historic Preservation Office. [Pages 72-73] RES. NO. 5610

Action: Motion to adopt the Consent Calendar with Item 4) removed, passed 6-0. Motion to adopt Item 4) with the revised resolution language, passed 6-0.

g. Reports

1) Authorizing renewal of the Albany Community Pool lease. [Pages 74-80]

Action: Motion to authorize the renewal of the Albany Community Pool lease passed 6-0.

2) 2007-2008 Landmarks Advisory Commission report. [Pages 81-83]

Action: Information.

6. BUSINESS FROM THE COUNCIL

7. RECESS TO EXECUTIVE SESSION TO DISCUSS REAL PROPERTY TRANSACTIONS IN ACCORDANCE WITH ORS 192.660 (2)(e)

8. RECONVENE

9. NEXT MEETING DATE: Work Session June 9, 2008
Regular Session June 11, 2008

10. ADJOURNMENT

City of Albany Web site: www.cityofalbany.net