



OCTOBER 8, 2008, CITY COUNCIL MEETING NOTES

CITY OF ALBANY
CITY COUNCIL
Council Chambers
333 Broadalbin Street SW
Wednesday, October 8, 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

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL
4. SPECIAL PRESENTATION
 - a. OSU 4-H and Extension Service. [Page 1]
 - b. Oregon Main Street ProgramAction: No action needed.
5. SCHEDULED BUSINESS

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.

- a. Communication
 - 1) Accepting Pat Kight's resignation from the Arts Commission. [Page 2]
Action: Motion to accept the resignation of Pat Kight from the Arts Commission and send a letter of thanks passed 6-0.
- b. Quasi-Judicial Public Hearing
 - 1) SP-12-08 and AD-01-08, Site Plan Review for construction of a shopping center with six buildings on 25.67 acres of land. [Pages 3-104]
Action: Councilor Konopa recused herself from the public hearing and Council decision because of a potential conflict of interest and bias towards the land use application. Motion to table deliberation and any tentative decision by the Council to date certain, Wednesday, October 22, 2008, passed 5-0.
- c. Public Hearing
 - 1) SS-07-03, adopting Engineering and Financial Investigation Reports for Ellingson Road Sewer Extension Project. [Pages 105-111]
Action: Motion to adopt the Engineering and Financial Investigation Reports for SS-07-03, Ellingson Road Sewer Extension Project, passed 6-0. RES. NO. 5674
- d. Business from the Public
Action: Consensus to have staff bring to the Council information regarding creating a pedestrian crosswalk across Geary Street in the 12th Avenue vicinity.
- e. Adoption of Resolutions
 - 1) Waiving competitive bidding and awarding a sole source contract to SunGard Public Sector. [Pages 112-113]
Action: Motion to adopt the resolution having the Albany City Council, acting as the Local Contract Review Board, waive competitive bidding and award a Sole Source Contract to SunGard Public Sector for the Albany Police records management system software, passed 6-0. RES. NO. 5675
 - 2) Transferring appropriation for BR-06-01, Periwinkle Creek Bridge at Second Avenue, from Capital Projects Fund to the Street Capital and Restoration Fund. [Pages 114-115]

Action: Motion to adopt the resolution transferring appropriation for BR-06-01, from Capital Projects Fund: Periwinkle Creek Bridge at Second Avenue, to the Street Capital and Restoration Fund, passed 6-0. RES. NO. 5676

f. Adoption of Consent Calendar

- 1) Approval of Minutes
 - a) August 27, 2008, City Council Meeting [Pages 116-122]
 - b) September 8, 2008, Work Session [Pages 123-126]
- 2) Adopting an updated investment policy. [Pages 127-136] RES. NO. 5677
- 3) Revising language regarding appointments to City boards, commissions, and committees. [Pages 137-141] RES. NO. 5678
- 4) Revising the City of Albany Public Safety Commission Resolution. [Pages 142-144] RES. NO. 5679
- 5) Authorizing a grant application for acquisition of property on East Thornton Lake. [Pages 145-146]
- 6) Approving a liquor license for Cascade Grill & Bar, LLC, 110 Opal Court NE. [Page 147]
- 7) Applying for and accepting the Oregon Association Chiefs of Police grants for:
 - a) Safety Belt/Three Flags Traffic Safety Grant to enforce safety belt, speeding, and DUII laws. [Pages 148-149] RES. NO. 5680
 - b) DUII Overtime Grant for the detection and removal of impaired drivers from our streets. [Pages 150-151] RES. NO. 5681
- 8) Accepting easements from:
 - a) Jack Utterback, 20-foot wide public utility easement. [Pages 152-157] RES. NO. 5682
 - b) Leroy Laack Trust, 15-foot wide easement over a public storm drainage line. [Pages 158-162] RES. NO. 5683
 - c) Leroy Laack Trust, variable width sidewalk and utility easement. [Pages 163-168] RES. NO. 5684
- 9) Executing a Quitclaim Deed to release a sewer easement to Property Investment Group of Albany. [Pages 169-171] RES. NO. 5685

Action: A new resolution was given to the Council for item 4). Motion to adopt the Consent Calendar with item 5) removed for discussion passed 6-0. Motion to adopt item 5) of the Consent Calendar passed 4-2, with Christman and Johnson voting no.

g. Award of Contract

- 1) Kinder Park Development. [Page 172]
Action: Motion to accept the bids for Kinder Park Development and tentatively award the construction contract, in the amount of \$680,681.52, to the low bidder, R&R General Contractors, Inc., of Wilsonville, Oregon, passed 6-0.
- 2) Radio Frequency Identification Tracking and Materials Handling System (RFID). [Walked in]
Action: Motion to adopt the resolution appropriating a Special Purpose Grant and authorizing the Library Director to sign a contract between the City of Albany and SirsiDynix for a Radio Frequency Identification Tracking and Materials Handling System (RFID) beginning October 9, 2008, passed 6-0. RES. NO. 5686

6. BUSINESS FROM THE COUNCIL

7. RECESS TO EXECUTIVE SESSION TO DISCUSS LABOR NEGOTIATIONS AND PROPERTY NEGOTIATIONS IN ACCORDANCE WITH ORS192.660(2)(d)(e)

8. RECONVENE

Action: Motion to ratify the City of Albany and Albany Police Association 2008-2011 Collective Bargaining Agreement, passed 6-0.

Action: Motion giving authority to the City Manager to conduct negotiations for the sale of the Library building at 1390 Waverly Drive, sign all documents regarding the same, and conduct negotiations

and secure a temporary lease of the building until the new Library building is move-in ready, passed 6-0.

9. NEXT MEETING DATE: Work Session Monday, October 20, 2008
Regular Session Wednesday, October 22, 2008
10. ADJOURNMENT

City of Albany Web site: 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.