



DECEMBER 8, 2008, CITY COUNCIL MEETING NOTES

CITY OF ALBANY
CITY COUNCIL
Council Chambers
333 Broadalbin Street SW
Monday, December 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

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
Mayor Bedore was absent.
4. SCHEDULED BUSINESS

a. Communications

- 1) Considering an emergency grant request from Love INC. [Pages 1-8]

Action: Motion to approve an emergency grant request of \$10,000 from Love INC. and have staff prepare a resolution transferring appropriation for the December 17, 2008, City Council meeting, passed 5-1, with Reid voting no.

- 2) Considering the protest of special procurement for Library furnishings. [Pages 8a-14a]

Action: Motion to adopt the resolution denying the protest received regarding the procurement method for shelving, paneling, and furniture for the Library project, passed 6-0. RES. NO. 5713

b. Continued Quasi-Judicial Public Hearing

- 1) SD-07-07, Fabian Estates, LUBA remand of City approval of a Subdivision Tentative Plat that would divide a 4.52-acre parcel of land into 11 residential single-family lots. [Pages 9-472]

Action: Motion to grant TENTATIVE APPROVAL WITH CONDITIONS AS MODIFIED the subdivision tentative plat application for Fabian Estates Subdivision (File SD-07-07) with the following four conditions: 1) Construct a public street right-of-way to the boundary of the adjacent property line. 2) Acceptance of Revised Condition 4.7 (storm water drainage) as shown on page 14 of the agenda with the last sentence removed. 3) Staff to provide options for the drainage plan in order to have limited impact as to the removal of additional trees. 4) Calculations for storm drainage would be based on the tree canopy from the predevelopment proposal. The motion includes direction for staff to prepare additional findings that address the new information and testimony presented at the public hearing and bring them to the December 17, 2008, City Council meeting for consideration. Motion passed 6-0.

c. Public Hearing

- 1) Amending the fee schedule for certain building division fees. [Pages 473-482]

Action: Motion to have staff comply with new Consistent Form & Fee Methodology rules announced by the State Building Codes Division which become effective on January 1, 2009, and bring the fee increase discussion back to the Council at a session scheduled by the City Manager, passed 6-0.

RES. NO. -0-

d. Business from the Public

None.

e. Adoption of Consent Calendar

1) Approval of Minutes

a) November 10, 2008, City Council Work Session [Pages 483-487]

2) Accepting an easement from Bob G. Mitchell. [Pages 488-493]

RES. NO. 5714

3) Approving a liquor license for Cinema Treasures, Inc., D/B/A Pix Theatre, 321 Second Avenue SW.
[Page 494]

Action: Motion to adopt the Consent Calendar as presented passed 6-0.

f. Report

1) Overview of Albany's pretreatment program plan to meet EPA pretreatment streamlining regulations.
[Pages 495-528]

Action: Postponed to another session.

5. BUSINESS FROM THE COUNCIL

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

7. RECONVENE

8. NEXT MEETING DATE: Work Session December 15, 2008
Regular Session December 17, 2008

9. ADJOURNMENT