

CITY OF ALBANY
CITY COUNCIL
Council Chambers
Wednesday, November 9, 2011
7:15 p.m.

MINUTES

CALL TO ORDER

Mayor Konopa called the meeting to order at 7:15 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

Konopa led the pledge of allegiance to the flag.

ROLL CALL

Councilors present: Jeff Christman, Ray Kopczynski, Floyd Collins, Dick Olsen, Bill Coburn, and Bessie Johnson

PROCLAMATION

Association of Motorcyclists of Oregon Day.

Konopa read a proclamation declaring December 4, 2011, as Association of Motorcyclists of Oregon Day. She commented on the successful participation in the organization for the toy run.

SCHEDULED BUSINESS

First Reading of Ordinances

Levying the assessment of a Transportation System Development Charge for property described as Tax Lot 1300, Parcel 10S-03W-33DC, and site address 1203 Century Drive NE; and declaring an emergency.

City Attorney Jim Delapoer read for the first time in title only "AN ORDINANCE LEVYING THE ASSESSMENT OF A TRANSPORTATION SYSTEM DEVELOPMENT CHARGE FOR PROPERTY DESCRIBED AS TAX LOT 1300, PARCEL 10S-03W-33DC, AND SITE ADDRESS 1203 CENTURY DRIVE NE; AND DECLARING AN EMERGENCY."

MOTION: Councilor Coburn moved to have the ordinance read for a second time in title only. Councilor Kopczynski seconded the motion and it passed 6-0.

Delapoer read the ordinance for a second time in title only.

MOTION: Coburn moved to adopt the ordinance. Kopczynski seconded the motion.

City Manager Wes Hare explained that this ordinance refers to the expansion of a mini-mart in the Century Drive area and he commended how the process was worked through by staff. There were issues, including the concern of the owner about the costs. Staff worked with the owner and was able to come up with an outcome that was acceptable. Staff did a great job.

Councilor Christman suggested the Council take a look at the Albany Development Code so as to reconsider the language for fees for the expansion of a business; in this case the expansion was for storage that would not have a significant trip count. To this store owner, because the store footprint would not be changed, the store would not have more driving customers because of the additional footage. Yet, fees were assessed with trip count criteria.

VOTE: A vote was taken on the motion and it passed 6-0, and was designated Ordinance No. 5766.

Amending AMC 6.18, Dangerous Dogs.

City Attorney Jim Delapoer read for the first time in title only "AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE (AMC) 6.18, "DANGEROUS DOGS," AND DECLARING AN EMERGENCY."

MOTION: Councilor Collins moved to have the ordinance read a second time in title only. Councilor Olsen seconded the motion and it failed 4-2, with Johnson and Kopczynski voting no. It takes a unanimous vote of the Council to have an ordinance read two times at the same meeting. This item will come back to the next regularly scheduled City Council meeting on December 7, 2011.

Business from the Public

Doug Cooley, representing Comcast, provided information on their "Internet Essentials" program. Also known as the "Comcast Broadband Opportunity Program," it provides low income households that have a

child in the free lunch program with access to the internet for \$9.95 a month, plus tax. He was before the Council as part of their outreach efforts.

Kopczynski asked if Cooley had a sense of how many households are participating in the program. Cooley said they estimate around 60-100,000 households in Oregon within their service footprint (from Portland to Eugene).

Adoption of Resolution

Establishing parking restriction on Cascade Heights Drive.

Transportation Systems Analyst Ron Irish explained that the City had received a request from the Cascade Heights Homeowner's Association for a parking restriction on the east side of Cascade Heights Drive that would extend from Quarry Road north 80 feet. Information was provided in the memo (in agenda file). He said staff does not believe that extending the yellow curb on the east side of the road would offer appreciable operational or safety benefits for vehicles or pedestrians, but neither would it result in creation of a problem. Approval of the parking restriction would result in the loss of two on street parking spaces. Street width varies along the Drive.

There followed discussion regarding the impact of parking in the surrounding area during events at the North Albany Middle School.

MOTION: Kopczynski moved to adopt the resolution establishing parking restrictions on Cascade Heights Drive. Coburn seconded the motion and it passed 6-0, and was designated Resolution No. 6057.

Adoption of Consent Calendar

- 1) Approval of Minutes
 - a) September 26, 2011, City Council Work Session.
 - b) October 26, 2011, City Council Regular Session.
- 2) Accepting an overtime reimbursement from the California Department of Justice, Bureau of Narcotic Enforcement. RES. NO. 6058
- 3) Authorizing the city of Albany to submit a grant application for Oregon Department of Transportation Connect Oregon IV grant funds and a commitment to provide the required local match for the North Albany Park and Ride. RES. NO. 6059
- 4) Approving an extended property tax abatement agreement with W.R. Grace for extended enterprise zone benefits. RES. NO. 6060

Konopa asked for item 1a) to be removed for discussion.

MOTION: Coburn moved to adopt the Consent Calendar with item 1a) pulled for discussion. Kopczynski seconded the motion and it passed 6-0.

Konopa said the minutes of the September 26, 2011, City Council Work Session, on page 14 of the agenda, last sentence under Councilor Comments, should read "Konopa has been appointed by Governor Kitzhaber to be on the Rapid Rail Council to look at ~~high speed~~ rapid rail instead of ~~rapid~~ high speed rail."

MOTION: Coburn moved to adopt item 1a) of the Consent Calendar with corrections. Johnson seconded the motion and it passed 6-0.

BUSINESS FROM THE COUNCIL

Christman voiced concern that the criteria for the Human Relations Committee Award did not say that it needed to be a citizen of Albany. Hare said the criteria will be re-evaluated next year.

Collins complimented Public Works and Planning staff on how they presented the floodplain study to the North Albany neighborhood at a meeting on Tuesday, November 8.

Hare invited the Council to a City Hall open house before the Council meeting on December 7 that will showcase awards the City has received in the last year.

Johnson reported that tax collection at Linn County has been normal for this time of year.

Hare reported that the Department Directors met and are reconsidering the budget for Fiscal Year 2011-2012, looking for savings. Staff should be able to meet the direction from the Council at last week's meeting.

NEXT MEETING DATE

The next scheduled meeting of the Council is a Work Session, on Monday, December 5, 2011, at 4:00 p.m., in the Municipal Court Room, at City Hall.

The next scheduled Regular Session of the Council is on Wednesday, December 7, 2011, at 7:15 p.m., in the Council Chambers, at City Hall.

ADJOURNMENT

There being no other business, the meeting was adjourned at 7:55 p.m.

Respectfully submitted by,

Reviewed by,

Betty Langwell, MMC
City Clerk

Stewart Taylor
Finance Director