



MINUTES
KEIZER CITY COUNCIL
Monday, November 1, 2021
Keizer Civic Center, Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Clark called the meeting to order at 7:00 pm. Roll call was taken as follows:

Present:

Cathy Clark, Mayor
Elizabeth Smith, Councilor
Laura Reid, Councilor
Roland Herrera, Councilor
Daniel Kohler, Councilor
Kyle Juran, Councilor
Ross Day, Councilor
Miranda Coleman, Youth Councilor

Staff:

Wes Hare, Interim City Manager
Shannon Johnson, City Attorney
Tim Wood, Finance Director
Bill Lawyer, Public Works Director
John Teague, Police Chief
Shane Witham, Planning Director
Tracy Davis, City Recorder

FLAG SALUTE

Mayor Clark led the pledge of allegiance.

SPECIAL ORDERS OF BUSINESS

a. PROCLAMATION

**– American
Indian Heritage
Month**

Mayor Clark read and signed the Proclamation which will be displayed in the lobby of City Hall.

b. PROCLAMATION

– Veterans Day

Mayor Clark read and signed the Proclamation which will be displayed in the lobby of City Hall.

**COMMITTEE
REPORTS**

Wayne Frey, Keizer, reported that the Traffic Safety, Bikeways, Pedestrian Committee discussed the multi-use path near Cummings Elementary School, SKATS project ideas and associated grants, a pedestrian island on Lockhaven by McNary High School and sidewalk connectivity projects.

PUBLIC COMMENT

Mayor Clark noted that written public comment had been received from Daryl Fuller regarding Delight Street and Carol Doerfler, Kathy Lincoln and Carolyn Homan regarding the Community Engagement Committee.

Michael Bays and *Phil Bailey*, Keizer, voiced support for the Walkers as managers of the Keizer Little League Fields and shared information about the baseball program.

Dave Bauer, Keizer, shared information about the Keizer Little League

program and the history of the fields, and asked that the contract be changed so that the manager would not be allowed to change the names of the park or the fields. City Attorney Shannon Johnson explained that changing a name would require Council approval along with a recommendation from the Parks Advisory Board on a case-by-case basis. Mayor Clark added that historical names are to be left in place but sponsor names would be open to recommendation from the Parks Board.

Brad Arnsmeier, Aumsville, explained that although he no longer resides in Keizer, the city is near and dear to him. He shared his history with the Keizer Little League and projects that were completed during his tenure as President of the organization and expressed concern regarding awarding the management of the fields to the Walkers noting that he felt every penny that is generated at the park should go back into the fields and the kids.

Corri Feladua, Keizer Chamber Executive Director, shared details for upcoming holiday events and urged Council to approve the permits.

PUBLIC HEARING None

ADMINISTRATIVE ACTION Mr. Johnson reviewed changes made to the agreement and summarized his staff report.

a. RESOLUTION – Authorizing the City Manager to Sign Park Management Agreement with For The Love Of The Game, Inc. Discussion took place regarding the contract term and how it interfaces with the Budget process, the cost for the City to take over maintenance and operation of the complex, honoring/recognizing the efforts of the volunteers who have maintained the fields over the years, contract requirements, concessions, City liability, ADA compliance, the mowers at the facility, use of ARPA Revenue Replacement Funds for maintaining the facility, and delaying the decision.

Councilor Smith moved that the Keizer City Council adopt a Resolution Authorizing the City Manager to Sign Park Management Agreement with For The Love Of The Game, Inc. Councilor Reid seconded.

Councilor Day offered a friendly amendment to amend Section 13 to give the City 2 years so that it would read: "The agreement may be terminated upon a 18-month written notice given by one party to the other party. Notice cannot be given prior to November 1, 2022 and notice must be given between November 1 and November 30 in any calendar year beginning in 2022."

Bill Lawyer noted that 18 months is realistic from spinning up operation but this ends the agreement in June which is a problem with baseball/ softball season and, based on past use, the facility is used through October.

Councilor Day noted that he misspoke and meant the friendly

amendment to be 2 years instead of 18 months on the written notice.

Councilor Reid noted that this amendment would only allow one year to the parties and therefore, she did not accept the friendly amendment.

Discussion followed regarding postponing a decision, reworking Section 13, clarifying who is responsible for ADA improvements, equipment maintenance, and the cost of the City managing the facility vs. hiring an outside organization.

Councilors Smith and Reid withdrew the motion and second.

Mayor Clark moved that the Keizer City Council direct staff to work out the language regarding capital improvements and the ADA requirements that go with them being the responsibility of the City but may be in partnership with Love of the Game. Councilor Smith seconded.

Following additional discussion, Mayor Clark amended her motion to come back with a resolution to Section 13. Councilor Smith accepted the amendment to the motion.

Mr. Johnson clarified that the mover and seconder agreed that the amendment was to direct the City Attorney to work with the manager on possibly addressing that section in general.

Motion restated as follows: Direct staff to work out the language regarding capital improvements and the ADA requirements that go with them being the responsibility of the City but in partnership with Love of the Game. With the following added: The City Attorney will come back with language for resolution of Section 13.

Motion passed as follows:

AYES: Clark, Reid, Herrera, Smith, Day and Juran (6)

NAYS: Kohler (1)

ABSTENTIONS: None (0)

ABSENT: None (0)

**b. RESOLUTION –
Authorizing a
Temporary
Suspension of
the Ordinance
Prohibiting
Street Vendors**

Mr. Johnson summarized his staff report.

Councilor Smith moved that the Keizer City Council adopt a Resolution Authorizing a Temporary Suspension of the Ordinance Prohibiting Street Vendors. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

**RESOLUTION –
Authorizing
Temporary Uses**

Councilor Smith moved that the Keizer City Council adopt a Resolution Authorizing Temporary Uses Subject To Conditions for Jingle Dash 5K Run/Walk and Keizer Holiday Lights Parade (2021). Councilor Reid

**Subject To
Conditions for
Jingle Dash 5K
Run/Walk and
Keizer Holiday
Lights Parade
(2021)**

seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

Councilor Smith moved that the Keizer City Council waive the fees for the Jingle Dash 5K Run/Walk and Keizer Holiday Lights Parade (2021).

Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

**c. RESOLUTION –
Establishing
Community
Engagement
Committee**

Mr. Johnson summarized his staff report.

Councilor Smith moved that the Keizer City Council adopt a Resolution Establishing Community Engagement Committee. Councilor Reid seconded.

Councilor Herrera offered a friendly amendment to change the committee name to ‘Community Diversity Engagement Committee’. Amendment was accepted by Councilors Smith and Reid.

Discussion followed regarding the importance of this committee working with other groups, concern that the committee would become a platform for people who want to divide and destroy the community, the advisory aspect and scope of the committee and the appointment process.

Councilor Juran offered a friendly amendment that the Council appoint the committee members directly. Amendment was accepted by Councilors Smith and Reid.

Councilor Reid offered a friendly amendment that the committee member terms be for 2 years instead of 3. Amendment was accepted by Councilor Smith.

Discussion then took place regarding the importance of the committee being diverse, having a pool of candidates to choose from and broadening perspective.

Councilor Reid offered to amend the motion to be appointments made by the Volunteer Coordinating Committee for 3 year terms. There were objections to this amendment.

Motion restated: Move that the Keizer City Council adopt a Resolution Establishing the Community Engagement Committee adding the word ‘Diversity’ in the title of the committee and to make it a direct appointment by Councilors for a two-year term.

Motion failed as follows:

AYES: Kohler, Day and Juran (3)
NAYS: Clark, Smith, Reid and Herrera (4)
ABSTENTIONS: None (0)
ABSENT: None (0)

Councilor Smith moved that the Keizer City Council adopt a Resolution Establishing the Community Diversity Engagement Committee. Councilor Reid seconded.

Councilor Juran offered a friendly amendment to make committee members appointed by Council. Councilor Smith did not accept the amendment.

Councilor Juran moved to amend the Resolution so that the appointment process be a direct appointment by Council. Councilor Day seconded. Motion to amendment passed as follows:

AYES: Smith, Kohler, Day and Juran (4)
NAYS: Clark, Reid and Herrera (3)
ABSTENTIONS: None (0)
ABSENT: None (0)

Since there are only 6 at-large members, Mayor Clark will appoint the youth member.

Motion establishing the committee passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

**RESOLUTION –
Dissolving the
Community
Diversity
Engagement
Work Group**

Councilor Smith moved that the Keizer City Council adopt a Resolution Dissolving the Community Diversity Engagement Work Group. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

**d. RESOLUTION –
Authorizing
Mayor to Sign
Cable Television
Franchise
Agreement with
Comcast of
Oregon I, Inc.**

Mr. Johnson summarized his staff report.

Councilor Smith moved that the Keizer City Council adopt a Resolution Authorizing Mayor to Sign Cable Television Franchise Agreement with Comcast of Oregon I, Inc. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

e. ORDER – Designating “No Parking” Zone on Juedes Avenue North, Keizer, Oregon

Public Works Director Bill Lawyer summarized his staff report and fielded questions regarding parking in the area during Christmas tree sales and McNary fundraisers.

Councilor Smith moved that the Keizer City Council adopt an Order Designating “No Parking” Zone on Juedes Avenue North, Keizer, Oregon. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

f. Location Approval for Public Art Sculpture

Mr. Johnson summarized his staff report.

Councilor Smith moved that the Keizer City Council approve the location on Juedes and River Road as set forth in the staff report. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

CONSENT CALENDAR

- a. RESOLUTION – Authorization for Disposition of Police Service Dog “Buster”
- b. RESOLUTION – Amending the Resolution Authorizing the Interim City Manager to Purchase Two 2021 Black Dodge Durango SXT AWD Vehicles for Police Department; Amending Resolution No. R2021-3203
- c. Approval of October 4, 2021 Regular Session Minutes
- d. Approval of October 11, 2021 Work Session Minutes
- e. Approval of October 18, 2021 Regular Session Minutes

Councilor Smith moved for approval of the Consent Calendar. Councilor Reid seconded. Motion passed unanimously as follows:

AYES: Clark, Reid, Herrera, Smith, Kohler, Day and Juran (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

OTHER BUSINESS/ STAFF UPDATES

Finance Director Tim Wood urged everyone to conserve water in order to keep sewer bills low. Regarding Keizer Little League Park inventory, Mr. Wood noted that assets from the previous agreement are still there, staff is checking to see if anything has been added. At this point it looks like there have been a couple of dugouts added.

Bill Lawyer added that out of all the equipment and tools at the complex, the City has only purchased 1½ mowers. Everything else belongs to the Little League organization.

COUNCIL MEMBER REPORTS

Councilor Herrera commended Tom Fox with Lakepoint for the event held at City Hall, welcomed Kim Connelly as the new college/career counselor at McNary, congratulated Jim Farraris and Steve Calloway and the McNary volleyball team and announced upcoming meetings, events and McNary sporting events.

Mayor Clark announced that the Homeless Alliance meets this week and reminded everyone about the Keizer Community Library Book Sale.

AGENDA INPUT

- November 8, 2021, 6:00 p.m. – Work Session – PEG Funds/Keizer TV
- November 15, 2021, 7:00 p.m. – City Council Regular Session
- November 29, 2021, 6:00 p.m. – Work Session – Parks Master Plan
- December 6, 2021, 7:00 p.m. – City Council Regular Session
- December 13, 2021, 6:00 p.m. – Work Session – Council Rules & Procedure
- December 20, 2021, 7:00 p.m. – City Council Regular Session

ADJOURNMENT

Mayor Clark adjourned the meeting at 10: 38 p.m.

MAYOR:

APPROVED:

Cathy Clark

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – Laura Reid

Councilor #4 – Roland Herrera

Councilor #2 – Ross Day

Councilor #5 – Elizabeth Smith

Councilor #3 – Kyle Juran

Councilor #6 – Daniel R. Kohler

Minutes approved: 11-15-21