

NEW BUSINESS

An Ordinance Restating Ord. #914, Amending the City of Stayton's Comprehensive Plan and Zone Maps for Property Located at 1401 N. Tenth Avenue: Mr. Lien stated that the ordinance originally scheduled to be heard this evening would be postponed. A Stipulated Voluntary Remand of Ordinance No. 914 has been prepared for the purpose of removing the contested "whereas" regarding legal authority, and re-adopting the Ordinance. It is stipulated that no other changes shall be made to the Ordinance, and that upon adoption of the modified Ordinance, petitioner waives any right to appeal the re-adopted Ordinance.

MOTION: From Councilor Loftus, seconded by Councilor Hemshorn, to approve the Stipulated Voluntary Remand. Motion passed: 5:0.

STAFF/COMMISSION REPORT

City Administrator – Don Eubank & Public Works Director – Dave Kinney

a. ADA Compliancy and Related Issues: Mr. Kinney stated that the city had an ADA study conducted some time ago with recommendations for compliance. Some of the short term fixes have been completed but there is still a lot that needs to be done. He provided a list to council members showing various recommendations for the Community Center, Police Department and Westown Park.

Mr. Eubank stated that once the city becomes aware of a condition or hazard it is their duty to remedy the situation. If the city lacks the funds to fix a problem "Discretionary Immunity" is a tool that can be used when local governments are unable to fund maintenance and other projects that might reduce exposure to risk. Referring to a handout listing City Council Goals, Mr. Eubank pointed out that the Council listed ADA ramps as a goal for projects in progress which would show that the city is working on the issue. In order to claim the "Discretionary Immunity" a jurisdiction has to show evidence that they are aware of the deficiencies and have been working towards completing them.

PRESENTATIONS/COMMENTS FROM THE PUBLIC

a. ADA Ramps: Larry Emery, Stayton. Mr. Emery asked who's responsibility it is to install ramps on corner lots? Mr. Kinney stated that new construction would require the developer to install the ramps. He will check the code for existing construction requirements and get back to Mr. Emery.

BUSINESS FROM THE CITY ADMINISTRATOR

a. Work Session Reminder: Mr. Eubank reminded council members of the upcoming work session Monday, November 09, 2009 to discuss the city owned building on Florence Street.

BUSINESS FROM THE MAYOR

a. Appointment of Tadd Humphreys & Scott West to the Budget Committee:

MOTION: From Councilor Loftus, seconded by Councilor Walters to appoint Tadd Humphreys & Scott West to the Budget Committee. Motion passed: 5:0.

b. Appointment of Griffen Green to the Park & Recreation Board:

MOTION: From Councilor Loftus, seconded by Councilor Frank, to appoint Griffen Green to the Park & Recreation Board. Motion passed: 5:0.

BUSINESS FROM THE COUNCIL

a. Document Clarity: Referring to a document distributed by staff, Councilor Loftus asked that documents with very small font be enlarged for better readability.

ADJOURN

There being no further business, the meeting was adjourned at 7:50 pm.

APPROVED BY THE STAYTON CITY COUNCIL this 7th day of December 2009, by a 5:0 VOTE OF THE STAYTON CITY COUNCIL.

CITY OF STAYTON

Date: _____

By: _____

Gerry Aboud, Mayor

Date: _____

Attest: _____

Don Eubank, City Administrator

Date: _____

Submitted By: _____

Rebecca Petersen, Deputy City Recorder