



CITY OF BROWNSVILLE

Council Meeting

Tuesday – April 25th, 2017

Regular Session 7:00 p.m.

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Phases of the Moon: 3:☉ 11:☽ 19:☾ 26:☽

Holidays and Observances: 13: Thomas Jefferson's Birthday, 16: Easter Sunday

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June 2017

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CITY OF BROWNSVILLE

Council Meeting

City Hall – Council Chambers
Tuesday, April 25th, 2017

AGENDA

Regular Session

7:00 p.m.

- 1) CALL TO ORDER
- 2) ROLL CALL
- 3) PLEDGE OF ALLEGIANCE
- 4) ADDITIONS OR DELETIONS TO AGENDA
- 5) MINUTES: March 28th, 2017
- 6) PUBLIC HEARINGS OR PRESENTATIONS:
 - A. Linn County Mental Health – Dick Knowles
 - B. Transient Room Tax Proposal – Allen Buzzard
- 7) DEPARTMENT REPORTS:
 - A. Sheriff
 - B. Public Works
 - C. Administration
 - D. Library
 - E. Court
 - F. Council
- 8) CITIZEN COMMENTS (Non-agenda & Agenda items)
 - ✦ Council asks that comments be limited to three minutes per audience member. Please state your name and address prior to commenting for the public record.

This Agenda is a list of the subjects anticipated to be considered at the meeting, but the Council may consider additional subjects as well. The location of the meeting is accessible to physically challenged individuals. Should special accommodations be needed, please notify City Administrator S. Scott McDowell at (541) 466-5880 in advance. Thank You.



9) LEGISLATIVE:

- A. **Resolution 2017.08:** State Shared Revenue Verification of Services
- B. **Ordinance 767:** Public Parking (*Second Reading*)
- C. Mental Health Month Proclamation
- D. Older Americans Month Proclamation

10) ACTION ITEMS:

- A. Linn County Sheriff's Office Contract
- B. NAPA – Park Avenue Closure Request
- C. OLCC Renewals
- D. Meals on Wheels Request
- E. Lynch Alley Vacation Request

11) DISCUSSION ITEMS:

- A. Council Policy & Planning Considerations
- B. Odor Complaints
- C. Alyrica - Name and Address
- D. March Financials

12) CITIZEN QUESTIONS & COMMENTS

- ✦ Council asks that comments be limited to three minutes per audience member. Please state your name and address prior to commenting for the public record.

13) COUNCIL QUESTIONS & COMMENTS

- A. Training Topic

14) EXECUTIVE SESSION

- Council will be discussing a real property transaction.
- Oregon Revised Statutes, Chapter 192.660 governs the conditions for a public body to convene in an Executive Session. The City will invoke Section (e) to conduct deliberations with persons

This Agenda is a list of the subjects anticipated to be considered at the meeting, but the Council may consider additional subjects as well. The location of the meeting is accessible to physically challenged individuals. Should special accommodations be needed, please notify City Administrator S. Scott McDowell at (541) 466-5880 in advance. Thank You.



designated by the governing body to negotiate real property transactions.

- Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the general subject of the session as previously announced. No decision may be made in executive session.
- A final decision may be made after this Session.

15) ADJOURN

This Agenda is a list of the subjects anticipated to be considered at the meeting, but the Council may consider additional subjects as well. The location of the meeting is accessible to physically challenged individuals. Should special accommodations be needed, please notify City Administrator S. Scott McDowell at (541) 466-5880 in advance. Thank You.



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March 28th, 2017

ROLL CALL: Mayor Don Ware called the meeting to order at 7:00 p.m. with Councilors Neddeau, Gerber, Cole, Block, Shepherd, and Chambers present. Administrative Assistant Tammi Morrow, Public Works Superintendent Karl Frink and City Administrator Scott McDowell were also present.

PUBLIC: Sergeant Greg Klein (*LCSO*), Elizabeth Coleman, Jannea Deaver, Jorden Parrish (*The Times*), John Morrison, Tricia Thompson, Linda McCormick, Cheryl Haworth, Sherri Lemhouse and Alex Paul (*Democrat-Herald*).

The pledge of allegiance was recited.

ADDITIONS AND DELETIONS: McDowell would like to add Linda McCormick to the agenda to discuss the *Stand By Me* event and also discussion regarding the Pioneer Picnic MOU with the Linn County Pioneer Association.

MINUTES: Councilor Cole made a motion to approve the February 28th, 2017 meeting minutes as presented. Councilor Neddeau seconded the motion, and it passed unanimously.

PUBLIC HEARINGS OR PRESENTATIONS:

1. **Brownsville Art Association (BAA) Sponsorship Request.** Cheryl Haworth, BAA, was present to request sponsorship for two grant applications that the Art Center is applying for. The first grant is to the Linn County Cultural Coalition (LCCC) for \$500 and will be used for scholarships for children's art classes, art camp, supplies, etc. The second grant is for \$750 to the Central Linn Community Foundation (CLCF) that will be used for two new signs for the building. Councilor Cole stated that it is important to note, no monies are being asked for from the City for their sponsorship. Councilor Shepherd stated that he would like to see what the signage would look like before proceeding. Mr. McDowell stated that this matter should be handled through the lease agreement process. He recommends encouraging BAA to apply for the LCCC grant, but to put the CLCF grant on hold at this time. The City will contact Jane MacQueen for a like sign for the building; there are some funds in the budget that could be utilized for this purpose. McDowell said that it is important to honor the agreement/contract process in place. *Councilor Gerber made a motion to approve City sponsorship for the Linn County Coalition grant for the BAA. Councilor Shepherd seconded the motion, and it passed unanimously.*
2. **Stand By Me Event (SBM) – Linda McCormick.** Mrs. McCormick was present to inform Council about the SBM event planned for this year. It will be a small event; planning is still underway. She would like to request the closure of Park Street from Main to Averill on July 23rd from 9:00 a.m. to 5:00 p.m. McCormick stated that she has talked with all of the neighbors and received their approval. *Councilor Cole made a motion to approve this request, provided proper insurance has been obtained as well. Councilor Gerber seconded the motion, and it passed unanimously.*
3. **Public Works Standards and Lot Infill.** Mr. McDowell stated that this information is from a group discussion involving Mr. Frink, Mrs. Coleman, and



Council Minutes

himself. The recently adopted public works standards and specifications are working well. However, Staff would like to share with Council some of the private development cost concerns the City is facing as it relates to land use and infill. After McDowell's presentation, Staff will be looking for direction from Council. The problem is that high development costs prevent the City from infilling available lots. If the City is unable to infill those lots, the State Department of Land Conservation & Development (DLCD) will not allow the City to add residential land for future development. With that said, some standards seem extreme, and cost prohibitive for filling in these lots. One suggested modification could be based on area conditions. Instead of having to develop streets with curbs and gutters, which can be quite expensive, language that would develop the area to match existing area conditions would be more conducive to future development; the new development would need to improve gravel to asphalt. This modification could really benefit the City and those building in town. Mrs. Coleman stated that in one week she got three phone calls about the same property, and this standard was a major concern. With Council's approval, McDowell will bring some language back for Council review. Council agreed by consensus to ask Staff to provide some modifying language.

4. **City Website Review.** Mr. McDowell provided a website review for Council. The website is full of useful information including local events information and hot links that feature several pertinent organizations such as Fire Med, Pacific Power, Sweet Home Sanitation, Chamber of Commerce, etc. Other useful information includes agendas, executed Council meeting minutes, as well as access to forms for the Sweet Home Sanitation scholarship, CLRA sports forms and information, etc. McDowell also stated that budget information can be found on the website. Overall, the website compiles a large amount of information in one place. That being said, it is time to begin to think about updating the website. McDowell would like to outsource this project and move the whole website to a more current platform. This will be one of the things that Council will be asked to consider in the near future during budget hearings.

DEPARTMENT REPORTS:

1. **Sheriff's Report.** LCSO Sergeant Klein was present and expressed LCSO support for the SBM event in July. Klein reported that they have fulfilled 208 hours for the City with 15 traffic citations and 9 warnings issued. For the month of March, they already have 19 citations and 1 warning. Deputy Newman's burglary investigation is going well. Newman related to Sergeant Klein that he felt it was very constructive to have a conversation with Council about current ordinances and enforcement concerns last month. Klein stated that he may be bringing deputies to Council in an effort to increase communication and awareness. Klein also encouraged all Councilors to do a ride along with the deputies. Forms are available on their website. After the forms are submitted electronically, LCSO will contact them with pertinent information. The citizen's academy is also a good connection, and he encouraged all to participate in that as well.
2. **Public Works.** Public Works Superintendent Karl Frink reported that the last few weeks have been quite busy. We had two water leaks, one on the new line going in on Ash Street. That water line is completely in the ground now, and the testing process has begun. They have begun working on the sewer line the last two days. It seems to be moving along well. Public Works had one seal and one pump fail,



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and the level transmitter also went out. The transmitter was about a \$1,200 repair. Again, this month, the City has had no permit violations. Work on the NPDES permit continues. Westech Engineering completed the facility permit. Public Works is still working on the streets as time allows. The park will open this Friday, and the leaf cleanup is finally complete. Several repairs have been made in the park including 9 boards being replaced in the grandstand and 9 boards out in the stands by the baseball area. There has been a lot of vandalism in the park this year. Councilor Shepherd inquired about the bank washing away down in the park. Should signs be installed or preventative safety measures taken? Frink replied that Public Works have left the boulders in place for now, closing the road closest to the river, and will begin work on that project taking out that road and converting the area back to dirt and grass soon. The playground equipment may have to be moved out to the prairie area one day if needed. Councilor Neddeau commented that the steam heater in the kitchen is working well.

3. **Library Report – Sherri Lemhouse.** Mrs. Lemhouse was present and said there will be no singing tonight! Late last fall the bird bath was pushed over and damaged. The bowl was flaking, so that has been fixed and ready for installation. Mrs. Lemhouse put out a request for anyone that might have a pole for the birdbath, and interest in installing the pole and birdbath. Thor Targets, LLC came out on a Sunday, fixed the pole, and did a fantastic job. Lemhouse has sent them a thank you to express the City's gratitude. Mrs. Lemhouse then related upcoming events and presentation information. Also, for the solar eclipse on August 21st, 2017, they would like to have a viewing event in the Library Park. She is requesting the closure of Park Avenue between Main and Averill from 8:00 a.m. until 12:00 p.m. on August 21st, and 10:00 a.m. – 1:00 p.m. on August 7th for a bike rodeo. *Councilor Cole made a motion to approve these requests conditionally, if no objections from the nearby home owners or businesses are heard. Councilor Gerber seconded the motion, and it passed unanimously.*
4. **Administrator's Report.** Mr. McDowell reported that he has been in contact with Calapooia Food Alliance (CFA) and reminded them that the Blakely school property is in the process of being sold. The City was offered the piece of land that the CFA uses for the community gardens, but with recreational immunity such an unknown right now, the City is unwilling to take on any more exposure. McDowell encouraged Kathleen Swayze, Steve Brenner and Don Lyon to continue to work with the school to determine a long term solution.

McDowell and Coleman attended the Linn County Pioneer Picnic Association (LCPPA) meeting on March 21st and discussed recreational immunity and how it will apply to their event. All of their vendors will need to provide proof of insurance, and if this is not available, they will need to be named as an additionally insured on the LCPPA's insurance policy. Every year the City has operated on a letter, and this year the agreement has been upgraded to a MOU, which Council will find on the desk tonight. The area on page 5 is greyed out, LCPPA will need to fill that in. Council decided by consensus to authorize McDowell to move forward with this agreement. One change this year will be for the City to be collecting camping fees as regular protocol. These camping fees go toward park expenses. The new electricity was discussed. It is important to note that it is not the City's obligation to ensure that the LCPPA vendors have the right electricity cords to access the new power system installed by the City. Vendors are responsible for safely using the electricity. The lease agreement for the Picture Gallery was discussed. The agreement has been a handshake agreement for the past several years. The City did indicate to LCPPA that the building is not worth



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fixing according to multiple reports. LCPPA representatives will attend a Council meeting in September or October to discuss the future of the building.

McDowell reported that on the TMDL, Staff has replied to some follow-up questions. Also Bessie Joyce, executive director for the Calapooia Watershed Council, may be interested in doing a partnership with the City and conducting an outreach program around the TMDL issue.

Budget meetings are quickly approaching. Mark your calendars for April 27th, May 4th, and May 11th. McDowell stated that we should have a full committee this year with the appointment of Ms. Kim Clayton.

McDowell reported that the public rooms the City has for rent that the non-profits use on a consistent basis have been a topic of conversation lately. The rooms are used for no charge, but in return, the rooms need to be left in a clean and orderly condition. The public rooms have become a hub for many of our partners, which brings business into town promoting economic development, etc. Hopefully a few gentle reminders will be all that is needed to bring the situation into compliance.

McDowell was recently contacted by Linn County indicating that there has been some discussion at the County level surrounding the Calapooia river erosion issue we are facing. He was told that grant funding is available to address the issue. To recap history, McDowell reminded Council that on January 19th, 2011 the park restroom was lost to the river. After that flood event, the City reached out to the Governor's Regional Solutions Team, Linn County and Federal representatives to review the situation. The options that were offered included a 'new techniques' approach at the cost of \$575,000, which included a 50% chance of failing in any given flood event. The Army Corp of Engineers indicated their project would cost approximately \$1.4 million, but would be a better long term solution. McDowell wonders how just land will qualify for a grant, when our restroom building did not qualify? Even if the City does qualify, there are matching funds required, and frankly, the City does not have the money at this time. McDowell would like direction from Council on the matter. Mayor Ware commented that the City should stay the course which is to retreat if need be. Council consensus was to stay the current course. Ware continued. "The river's gonna do what the river's gonna do, and we will need to adjust accordingly." At this point the City cannot really afford to do anything else without going for a bond.

Staff is still working on the Accela software conversion project. By going through the Cascade West Council of Governments (COG) the City has received a \$27,695 proposal. This proposal basically saves the City \$20,000 by going through the COG. Many area municipalities are using this software, so that is exciting in the long term and perhaps helpful in the short term with usability questions that will arise. Staff tentatively plans to get the new software up and running by July 1st.

Mr. Frink and Mrs. Morrow have recently conducted interviews and have hired Curtis and Tami Bayer to act as Park Caretakers for the year. They should be arriving in mid-May and will start their duties on May 22nd, 2017.

McDowell informed Council that Staff is working on the Spring newsletter, and it should be going out by Friday. McDowell also thanked Mayor Don Ware and others for helping in the office.

5. **Library Report.** Earlier in the meeting.
6. **Court Report.** No comments.
7. **Council Comments.** Councilor Neddeau and Mayor Don Ware recently attended a COG meeting. The meeting focused mainly on Albany's properties for



Council Minutes

sale and swamp land. Councilor Neddeau indicated that the City of Albany wasn't overly alarmed about the change to Recreational Immunity.

8. **Citizen Comments.** John Morrison, Chamber President informed Council that on Friday, March 31st, they are having a meet and greet at Randy's Main Street Coffee from 7:30 a.m. – 9:00 a.m. He encouraged everyone to come. After that he is rushing off to have lunch with Governor Kate Brown. Morrison also sits on the Linn County Parks Board, and they don't seem all that worried about recreational immunity. McDowell responded that a lot of folks don't understand the implications of what a change to recreational immunity means. He explained that the entities will be responsible for covering claims made against their organization up to a certain amount that could be as high as \$50,000 per occurrence. City/County Insurance Services will make the deductible high to avoid paying claims, which means the entities, cities and counties, will be paying them. Linda McCormick related a story about a woman in Portland that was injured during an Easter Egg hunt, and was awarded \$112,000. The financial implications are huge.

LEGISLATIVE:

1. **Resolution 2017.07 – Worker's Compensation Declaration.** Councilor Cole moved to approve R 2017.07. Councilor Neddeau seconded the motion, and the motion passed unanimously.
2. **Ordinance 766 – Public Safety (Second Reading).** Councilor Cole moved to read O 766 by title only. Councilor Gerber seconded the motion, and it passed unanimously. Mayor Don Ware read the ordinance by title only. Councilor Cole moved to approve O 766 as presented. Councilor Shepherd seconded the motion, and the motion passed unanimously.
3. **Ordinance 767 – Public Parking (First Reading).** Councilor Gerber moved to read O 767 by title only. Councilor Cole seconded the motion, and it passed unanimously. Mayor Don Ware read the ordinance by title only. Discussion followed with Councilor Cole inquiring if the City is having chronic problems with some of these issues. McDowell responded that not necessarily chronic problems, but that this ordinance will address harassing behavioral issues we have faced in the past that LCSO has had no way to address through current laws. McDowell stated that there is no need for a decision tonight. Councilor Block stated that he thinks it is time to tighten things up a bit. Councilor Shepherd agreed and said that when the marijuana giveaways were happening, LCSO had no force of law to deal with the situation. This ordinance will help in the future if the City encounters like undesirable behaviors. The City of Albany is struggling with some of the same issues and continue to modify their Code language to effectively address disorderly conduct issues.

ACTION ITEMS:

1. **Linn County Pioneer Picnic Road Closure Request.** Councilor Gerber made a motion to approve this road closure with the stipulation that neighbors and businesses are notified, and proper insurance is secured. Councilor Cole seconded the motion, and the motion passed unanimously.



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2. **Appoint Budget Committee Member.** Mr. McDowell reported that Ms. Kim Clayton was the only application received to fill the vacant budget committee member position. *Councilor Cole moved to appoint Ms. Clayton to the position. Councilor Chambers seconded the motion, and it was approved unanimously, with Councilor Block recusing himself from the vote.*

3. **Summer Portable Restrooms.** McDowell informed Council that the Chamber would like to partner with the City to rent portable toilets for summer events again this year. McDowell stated that he felt that 6 units would be sufficient for the event cycle this year, with the 4th of July falling mid-week, and SBM also a mid-week, smaller scale event. McDowell and Frink will continue to have control to call and talk to the supplier as the situation may warrant. Council consensus was to authorize McDowell to go forth.

DISCUSSION ITEMS:

1. **Linn County Sheriff's Office Contract.** McDowell updated Council with information from the latest series of LCSO meetings attended by Mayor Don Ware and himself. McDowell said that they will be having quarterly meetings. They have formed a new rate structure that will be \$65 per hour. Currently about 27% of the budget is dedicated to the LCSO contract. The new rate structure, at 25% of General Fund, will be \$156,000 next year; that number represents 200 hours. The cities have mutually agreed to try this arrangement for the next fiscal year, and see how it goes. The proposed agreement is for two years and will run concurrently with the LCSO labor agreement. McDowell will be working with the LCSO on final language over the next few weeks.

2. **Goals Review.** In the agenda packet, McDowell included a list of 2017-2018 Council Goals compiled from the March 11th, 2017 work session. Councilor Gerber commented that she would like the slight change of adding *continuing* to develop a more effective relationship between Council and Staff. Mr. McDowell stated that there is currently a good working relationship between Council and Staff, but there are shortfalls around policy and language that impedes Staff from doing their jobs effectively. Councilor Chambers and Councilor Block are moving forward with the RV issues, but that issue will go to legal first before changes can be made.

3. **Council Tabled Items Review.** McDowell stated that there are several items that have remained on the *tabled list* for quite some time. Councilor Gerber and Councilor Cole are looking at weeds, nuisance, and junk vehicle improvements. There are also many other items on the list, such as attractant nuisance, noise mitigation, etc. McDowell would like direction from Council on how to proceed. Councilor Gerber stated that she would like the noise mitigation ordinance to come up soon. She feels this speaks to a quality of life issue and is hard to deal with after the fact. It would be nice to have standards in place. Councilor Cole stated that she is less enthusiastic about the animal ordinance. McDowell stated that currently there is nothing to prevent a swine operation, for example, to locate in town. This would likely cause a lot of public concern, and Council is being asked to be



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proactive around these and similar issues. McDowell commented that it has been great to have standing appointments with Councilors to review the agenda and City happenings; this seems to be working well. He would like to encourage more effective use of e-mail for correspondence. Mayor Don Ware has offered to help with pickup and delivery of the agenda packets on the Friday before Council meetings. Councilor Chambers offered to come in and pick hers up. McDowell reminded Council that if they travel for regional meetings and would like reimbursement for mileage, to contact Mrs. Morrow, and she will provide the necessary forms. OGEC needs to be electronically filed no later than April 15th. If you need assistance, please see Mr. McDowell or Mrs. Morrow. Also, LCSO is participating in the Linn County drug take back event on April 29th, here at City Hall between 12:30 p.m. – 1:30 p.m.

4. February Financials. No comments.

CITIZENS COMMENTS – No comments.

COUNCIL COMMENTS – No comments.

EXECUTIVE SESSION – Council entered into executive session at 8:40 p.m.

- Council will be reviewing the performance of the City Administrator.
- Oregon Revised Statutes, Chapter 192.660 governs the conditions for a public body to convene in an Executive Session. The City will invoke Section (i) to review and evaluate the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member who does not request an open hearing.
- Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the general subject of the session as previously announced. No decision may be made in executive session.
- A final decision may be made after this Session.

Executive session adjourned at 8:55 p.m.

Councilor Shepherd moved to approve Mr. McDowell's employment contract. Councilor Chambers seconded the motion, and it passed unanimously.

ADJOURNMENT: *Councilor Shepherd moved to adjourn the Council meeting at 9:00 p.m. Councilor Gerber seconded the motion, and it passed unanimously.*

City Administrator S. Scott McDowell Mayor Don Ware



City Administrator Report

April 25th, 2017

From: S. Scott McDowell
To: Mayor & Council
Re: General Business

One liner of the month

😊 Everything is edible, some things are only edible once. 😊

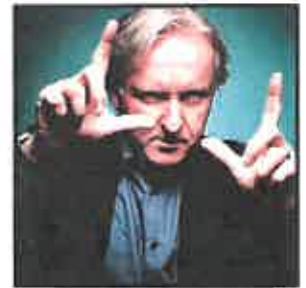
Note: The first section of this report is important because it provides information and a brief overview of the topics to be discussed the night of Council. If an item title is **highlighted in green**, that indicates the item is part of Council Goals which are on the Council room wall or in the budget. When you see this symbol ☒, it means I will provide more information at the meeting.

Budget Committee Meeting Start Thursday, April 27th, 2017
Also: May 4th & May 11th

"Nothing is stronger than habit."
~ Ovid, Poet

"Failure has to be an option. No important endeavor that required innovation was done without risk."
~ James Cameron, Filmmaker

"Criticism without suggestion is like trying to stop a flood with a flood and put out fire with fire. It will surely be without worth."
~ Mozi, Philosopher



James Cameron

AGENDA ITEMS DISCUSSION – The following items follow the order of the Agenda

6) PUBLIC HEARINGS OR PRESENTATIONS:

A. Linn County Mental Health – Mr. Dick Knowles will be present to discuss the passage of Mayor Ware’s Mental Health Month proclamation. Annually, Council draws attention to mental health issues affecting life in Linn County and Brownsville.

B. Transient Room Tax Proposal – Mr. Allen Buzzard will be present asking for Council to reconsider the 6% Transient Room Tax and consider a lower rate. Mr. Buzzard’s report is included in the agenda packet for your review. The Transient Room Tax has been in place for over a decade. Council made a change in 2007-2008 to remove City camping fees. The ordinance required Council to provide the money to an organization providing marketing opportunities for tourism. The City has given the money to the Chamber of Commerce. The Chamber uses the money to fund their annual contract with the Albany Visitor’s Association (AVA). The AVA provides tremendous support each year for events and to areas businesses who are a part of the Chamber.





City Administrator Report

9) LEGISLATIVE:

- A. **Resolution 2017.08: Verification of Services (State Revenue Sharing)** – The City is required by the Department of Administrative Services and the Oregon Revised Statutes to pass this resolution annually in order to receive State Revenue Sharing.

What is Council being asked to do?

Pass this annual resolution if the City wishes to receive State Revenue Sharing.

- B. **Ordinance 767: Public Parking (Second Reading) – From 03.28.2017:** City Attorney Lauren Sommers has trimmed back the request for additions to the parking ordinance. Part of the parking requirements will have to be included with the Recreational Vehicle ordinances in the land use portion of the Brownsville Municipal Code. Staff will be researching this further and Councilors Block & Chambers have been assigned to review this portion of Chapter 15.

From 02.28.2017: I sat down with Linn County Sheriff's Office Deputy Newman to review Ordinance 766. Deputy Newman was concerned about having the proper "tools" to adequately do his work. City Attorney Lauren Sommers added this language as part of Brownsville Municipal Code Chapter 10. I hope to have the ordinance to you prior to the meeting.

What is Council being asked to do?

Review and consider the language.

- C. **Mental Health Month Proclamation** – Annually, the City is asked to pass a proclamation making May Mental Health Month as described above. Proclamation enclosed.
- D. **Older Americans Month Proclamation** – Annually, the City is asked to pass a proclamation making May Older Americans Month in conjunction with the Cascade West Council of Governments. Proclamation enclosed.

10) ACTION ITEMS:

- A. **Linn County Sheriff's Office Contract** – Mayor Ware and I have been working with the LCSO and all cities who have a contract with the LCSO to have a broader discussion about contract performance and costs. The joint cities have met multiple times with Sheriff Bruce Riley and his Staff. The outcome is the agreement enclosed in the agenda packet. Highlights include a 4.19% increase for FY 2017-2018 and a 3.58% increase for FY 2018-2019. The new contract will correspond to the LCSO labor agreement which is three years. The first agreement will be two years because they are in the second year of that aforementioned labor agreement. As reported previously at Council, everyone representing the cities is more than satisfied with the outcome of the discussion and negotiations. Cities will have a joint, quarterly meeting with the Sheriff. Traffic and Ordinance Enforcement were major points during the discussion. All parties feel good about moving forward.



Sheriff Riley

What is Council being asked to do?

Ask questions, review the document and consider passage.

- B. **NAPA Road Closure Request** – Mr. Steve LaCoste is requesting the closure of Park Avenue on May 15th, 2017 between the hours of 8:00 a.m. & 5:00 p.m. He is hosting their annual tool event. NAPA moved this from August to May this year. I have enclosed an e-mail string that demonstrates that Mr. LaCoste has checked with his neighbors and is aware of the insurance requirement.



City Administrator Report

What is Council being asked to do?

Close Park Avenue as requested. Ask any questions or make any requirements you may deem necessary.

- C. **OLCC Renewals** – Council is asked annually to comment on the liquor licenses that are operational in Brownsville. Each year Council requests Staff to forward a letter.

What is Council being asked to do?

Council may make comments or suggestions as they see fit.



- D. **Meals on Wheels Request** – Council is asked annually to participate with the Cascade West Council of Governments to provide financial assistance for this program. Mr. Abousleman's letter is included in the agenda packet for your review

What is Council being asked to do?

Council is being asked to provide financial assistance toward a partnership.

- E. **Lynch Alley Vacation Request** ☒ – Mr. Joe Lynch is asking Council to consider the vacation of an alley located between two lots he owns. I have included all of the associated information in the agenda packet for your review.

What is Council being asked to do?

Council should review the information and determine next steps.

11) DISCUSSION ITEMS:

- A. **Council Policy & Planning Considerations** ☒ – Enclosed is a document that shows the topics and process required by needs identified by Council at the recent goal setting session. We will discuss this document further at the meeting.

- B. **Odor Complaints** ☒ – The City is experiencing marijuana odor complaints. Administrative Assistant Elizabeth Coleman and I have some research that we will share with Council. Public Works Superintendent Karl Frink and I met with Advanced Mechanical regarding the sewer complaint from last year. We will also have more information at the meeting.



- C. **Alyrica Input** – I have contact Alyrica to continue to express the City's interest in their service. Representatives from the company suggested having interested citizens call with their name and address. I will have more information soon. Alyrica is interested in Brownsville or Philomath for their next fiber optic system expansion.

- D. **March Financials**

NEW INFORMATION – Notable situations that have developed after the last Council meeting

- ▶ *Mr. Corbett and Oak Hill School's Drama Coach Kitsann Means are working together directly on a filming project. Chief Rogers is aware of the filming as well.*
- ▶ *Met with Brownsville Art Association's Cheryl Haworth to discuss grants and signage. We have a plan that is in accordance with the agreement between the City and the Association.*



City Administrator Report

- ▶ *Administrative Assistant Tammi Morrow & I met with Cascade West Council of Governments Sue Forty multiple times to begin work on the conversation to Accela software.*
- ▶ *Began revising the 2017 Organization Prospectus for the Budget Committee.*
- ▶ *Administrative Assistant Tammi Morrow and I have been very busy preparing the budget for later this month.*
- ▶ *Sue Frasier, CLHS, invited me to speak to the National Honor Society about leadership and organizational development. I will do this in May.*
- ▶ *Public Works Superintendent Karl Frink dropped off the brackets for the Chamber of Commerce to Don Sprague.*
- ▶ *Met with Brian Latta and Undersheriff Jim Yon to finalize the details of the joint law enforcement contract.*
- ▶ *Worked with officials to complete SEI for OGEC.*
- ▶ *The City Hall front door gutter was repaired. New gutters were required.*
- ▶ *Complaints are still forth coming on the Williamson RV situation on Averill Street.*
- ▶ *Public Works Superintendent Karl Frink and I met with Steve Schilling of AMI to discuss mayflies and sewer odors.*
- ▶ *I have had a few conversation with Go Team members about next steps and a new regional effort being spearheaded by the Cascade West Council of Governments.*
- ▶ *Helped the Chamber with a bylaws review.*
- ▶ *Worked on details of agreement with Kenny Graham who hosts bicycle trails in Pioneer Park.*
- ▶ *Met with Alan Meyer the new Pacific Power Representative replacing Doris Johnston.*
- ▶ *Practicing with actors for Carriage Me Back.*



HAPPENINGS

Council Items – Below is just a checklist reminder of the items we discussed briefly at the last Council meeting. There are improvements I hope we can make this year, of course sooner is always better than later.

- A. *Setting up Appointments* – it is greatly appreciated when you set up appointments with Staff so that we can be prepared to dedicate time to your questions or conversation.
- B. *Effectively Using E-mails* – we need to collectively improve our results using this form of communication.
- C. *Agenda Pickup & Delivery* – Mayor Ware volunteered to help Staff deliver agenda packets the Friday before the Council meeting. I know he will need help from time to time.
- D. *Regional Meetings & Conferences*
- E. *Operational & Agenda Check-ins*
- F. *Expense Reports* – Council members are eligible to for reimbursement of certain expenses related to City business. If you have any questions, please let me know.



Chamber of Commerce Items – Staff is currently working on several Chamber related projects including bylaws review, flower baskets, WCMF related items and coordination, and portable toilets.

STATUS UPDATES – Projects, proposals and actions taken by Council



City Administrator Report

Active: Linn County Sheriff's Office – **From 03.28.2017:** Mayor Ware and I attended the third meeting with the LCSO and the contract cities in Millersburg on March 10th. The representatives of the cities felt the LCSO had heard the concerns of the group. The concerns with the LCSO agreement were the same for all contract cities. Patrol, code enforcement, event coverage, drug enforcement and annual increases to the contract are highlights from those discussions. Sheriff Riley shared the struggles his office has with personnel, operations and provided 24/7, 365 coverage. The union contract drives price per hour along with a major shift in PERS costs this year, medical costs and associated training. Riley pointed out the many benefits of having a jail that is not at capacity and proper equipment to provide productive law enforcement.

Riley also noted that crime statistics are down County wide. Sheriff Riley stated multiple times that his office will not be party to a ticket quota model; they are interested in changing behaviors. The cities made it very clear that a ticket quota model was not the intent of the group, but that three to seven traffic stops a month was not effectively changing behavior.

Sheriff Riley wanted everyone to know that nearly all of the contracts have varying levels of monthly contact. He stated that there are 730 hours in a month and, in the case of Brownsville, we are contracted for 200 hours so you can expect to not see law enforcement most of the time. Cities expressed concerns about the time deputies spend in the office and not on patrol. Lieutenant Duncan presented good information on the duties of the deputies and the time involved to build a case that won't get thrown out of court along with other operational details.

The cities explained that council's authority should not be circumvented by the LCSO. Brownsville asked for over a year to have the leash law ordinance enforced. If the LCSO does not perform ordinance enforcement, that lack of service in affect renders Council authority useless. Cities were also very interested in tying the annual increase to the tax valuation increase and trying to figure out a better communication model between the Council and the LCSO.



In summation, LCSO set the hourly rate at \$65 per hour for this upcoming fiscal year. Cities were asked to go back and determine how many hours they wanted to purchase for the year. Sheriff Riley will determine what the LCSO can do in terms of meetings each request. Personnel may be cut if the contracts go down dramatically. Below is what the City would get in terms of hours of service based on the \$65 per hour rate:

Based on the City's tax valuation from FY 2016.2017 the City received about \$619,980.

Current LCSO Contract is \$149,724 or 24.1% of the total General Fund.

The City could purchase 200 hours for a total contract of \$156,200 or 25% of the General Fund.

The City could purchase 165 hours for a total contract of \$128,700 or 20% of the General Fund.

The City could purchase 120 hours for a total contract of \$93,750 or 15% of the General Fund.

Council would probably be able to afford a few more hours a month because the tax valuation will go up slightly. The bottom line is that if any city council is not getting the expected value out of an enhanced service contract, then there is no reason for the additional service contract. If cities did this through decision or budgeting, it could mean that law enforcement services look different in the future. So, there is an uneasy balance between being able to afford enhanced services because of the burden to general fund and the ability of the LCSO to afford to provide deputies.

Other points:



City Administrator Report

- ▶ The Sheriff said multiple times that the jail and many other support services are not figured into the hourly rate. The cities argument is that the citizens of each city pay taxes on those services annually. Brownsville citizens pay a total \$382,480 for County services. The Linn County budget is about \$150 M annually and the LCSO portion is roughly \$28 M. So, nearly 19% of that amount or \$72,000 would go to the LCSO.
- ▶ Requiring additional reporting would only use time ineffectively. Duncan said that deputies are always patrolling. They always have an eye out for public safety. Tracking hours can overburden deputies and be ineffective. The group asked Duncan and Sergeant Klein to circle back on Council concerns. City Staff and the LCSO leadership will work better preparing for Council meetings.
- ▶ Captain Guilford has better defined traffic patrol and the duties of the deputies while on patrol. Guilford explained that a “simple” traffic stop could turn into two or more hours depending on an outstanding warrant or other information found out about the driver or other occupants during a traffic stop.
- ▶ Sheriff Riley encouraged Council members to do a ride along to see what it is like on the road. He also mentioned that solving crimes is a paper driven process that requires a lot of time.
- ▶ The group is considering a three year term for the agreement that would run concurrently with the Sheriff’s Union contract. The first agreement would be for two years since the LCSO is a year into the union contract; an increase amount for the subsequent years has not yet been discussed.

Go Team Next Steps – **From 03.28.2017:** The group has convened two conference calls to discuss next steps. McDowell has been working with a few regional groups who are changing the way they are providing services to perhaps incorporate some of the approaches desired in the Go Team report and model. Planning will continue as McDowell and the Go Team work with the Cascade West Council of Governments and other major cities in our region.



Active: Economic Development – **From 12.20.2016:** Mayor Ware and I briefly outlined the highlights of the RLED presentation at the last meeting. I will have an oral update for Council which basically is the plan of the group moving forward.

From 10.25.2016: The summit/forum discussion is schedule for November 17th, 2016 at the Boulder Falls Conference Center in Lebanon, Oregon. The evening will begin at 5:30 p.m. and is planned to last until around 8:30 p.m. I still need to meet with the City of Scio and the City of Halsey on behalf of this effort. Mayor Ware and one of the other Councilors should attend on behalf of Brownsville as I will be a presenter.

Calapooia Food Alliance – Willamette Neighborhood Housing Services Brigetta Olsen reported that the Calapooia Food Alliance has been in contact with them regarding future possibilities with the community garden land. Ms. Olsen reported that the community garden is exactly what they want to see on the property to engage residents.

From 03.28.2017: Administrative Assistant Elizabeth Coleman and I met with Present Don Lyon, Members Steve Brenner & Kathleen Swayze to discuss the most recent news on the Blakely Avenue Central Linn School Board property. McDowell refreshed everyone’s memory on what happened this past Summer with the agreement.



City Administrator Report

- ▶ McDowell explained that the City is not interested in purchasing the 'eyelash' portion of property from the Central Linn School Board. McDowell reported that at a February 8th, 2017 Central Linn School Board work session meeting. Recreational immunity has been eroded in the State of Oregon and the City must limit its future exposure and is currently in the process of reviewing recreational services being provided to determine a future course of action relating to services.
- ▶ McDowell recommended the Calapooia Food Alliance pursue a lease option with the Central Linn School Board for the continued use of the property. The piece of property in question is not part of what is for sale although the Central Linn School Board is looking to rid themselves of excess assets.
- ▶ The members fully understood the City's position and will be contacting Superintendent Gardner.

Volunteer Coordination Effort – Steve Brenner has a great idea that I will expound upon at the meeting.

Completed: OGEC Electronic Process Explanation – The City is in full compliance with the Commission.

Complete: Chair Outcome – New chairs are ready for your use Tuesday night! The City will also have the medallion logo installed.

From 03.28.2017: Staff ordered new Council chairs that are within the budgeted amount for FY 2016-2017. The new chairs will prove to be functional, fit within the limited space of the desk and be easy to move. Many groups use the room for a variety of purposes and the chairs needed to be easy to move for Court and other functions.

From 02.28.2017: Staff is putting the finishing touches on a chair that will be practical for the space the Council desk provides. We hope to have these in place for the March Council meeting. None of the chairs from last meeting will be purchased. The vote was tied 3-3-3... 😊



Active: Emergency Preparedness Committee (EPC) Meeting Update – The group is busy working on their plans and goals. They have been busy attending other emergency related meetings.

Completed: Total Maximum Daily Load (TMDL) Update ☒ – The City received notification that the new plan was acceptable to the Department. Staff will report out further on this matter.

From 03.28.2017: DEQ's Priscilla Woolverton had some follow-up questions on the TMDL plan that was submitted by the City in January. Public Works Superintendent Karl Frink and I have filed responses to those questions with Ms. Woolverton. I have placed the City's response and her questions in the agenda packet for your review.

From 01.24.17: Public Works Superintendent Karl Frink and I have finished our review of the TMDL Plan. We have also reviewed the information necessary to complete the annual report. Staff will bring the TMDL Plan to Council for approval. Staff has already filed the annual report.

Active: Future Capital Improvements Planning – ***From 03.28.2017:*** Public Works Superintendent Karl Frink and I have already had to make some tough choices on what projects to select for the upcoming budget.



City Administrator Report

From 01.24.17: Public Works Superintendent Karl Frink and I shared the presentation we gave to Council in October with the Parks & Open Space Advisory Board. The Parks & Open Space Advisory Board and Staff are currently updating the Park Master Plan.

Active: Utility & General Ledger Software – Administrative Assistant Tammi Morrow and Administrative Assistant Jannea Deaver are busy working on conversion logistics and details. The contract for services has been executed. The contract will save the City approximately \$26,000.



From 03.28.2017: Staff will be meeting with the Cascade West Council of Governments to review software costs, logistics and determine possible installation schedules. I will have a report for Council. Staff participated in a utility billing demo with Accela on March 8th, 2017. The overall take away was that the software did not seem to be as user friendly or robust as our current system. Cost and future compatibility will be the drivers on this decision.

ITEMS PENDING – Tabled or On Hold

Pending: Recreational Vehicles – **From 03.28.2017:** Councilor Block and Councilor Chambers will be meeting with Administrative Assistant Tammi Morrow and I to review the ordinance and consider improvements to allow the City proper enforcement and compliance. Council can expect to see language at the May or June Council meeting.

From 02.28.2017: Language in the new emergency ordinance could help with some of the shortcomings of the existing ordinance.

From 12.20.2016: Council may need to address this with additional policy. There are several throughout town that we are aware of and working on. I will discuss the concerns Staff has with the program as it currently exists and what realistic expectations are when dealing with owners.



From 09.27.2016: Council decided to not move forward with enforcing the right-of-way boundaries until a newsletter article went to the general public. Staff moved forward with the posting of three properties all of which have appealed the City Administrator's decision.

Stalled: Visit Linn Coalition (VLC) Update – Many of the same members are working on one or more of the same projects: the Go Team effort, the joint cities contract and the regional software project. Not to mention putting together budgets and learning their duties as is the case with new administrators in partner cities.

From 07.26.2016: The City recently contributed \$500 to assist in continuing the VLC mission.

PAST MEETINGS – Memory Information

Pending: Telecommunications Franchise – **From 02.28.2017:** I have contacted City Attorney Ross Williamson to begin planning for the renegotiation of this important franchise. The current agreement is set to expire in September 2017.

Pending: Park Board & Public Works – **From 09.27.2016:** Public Works Superintendent Karl Frink and crew will be removing the road west of the playground structure this Fall. Council and the Park



City Administrator Report

Board passed a retreatment strategy to deal with the ever encroaching Calapooia River. Staff plans on creating a cul-de-sac by the dumpster north of the playground to accommodate traffic per the plan.

Pending: Water Rights – *From 09.27.2016:* The City is working with the Oregon Water Resources Department (OWRD) to prove use of the City's primary water right. An interest group known as WaterWatch of Oregon has brought lawsuits against the State of Oregon and municipalities to ensure that water is available for fish persistence. In 2013, one of those cases involving the City of Cottage Grove was appealed. The Supreme Court found in favor of WaterWatch of Oregon which could have major implications for the City's water rights. Staff is currently trying to prove the water being used for municipal purposes including future growth. It is unclear what the changes could mean, but the one outcome that seems most likely is that the water right may be limited to the water usage of 1999.



Pending: Emergency Contractor Resolution Concept – *From 06.23.15:* Attempting to organize an effort has proven to be too difficult. The City needs a larger community buy-in to really tackle the public education piece.

From 11.25.2014: Staff is planning to host a meeting to discuss this and other concepts with a group of individuals who are interested in helping the City work in this effort. Staff is dealing with false comments that came out regarding the Brownsville Rural Fire District. The City seeks only to work with community stakeholders and partners on these issues in the future. Cooperation is the hallmark of this effort.

Linn County Project Advisory Committee (PAC) – *From 12.20.2016:* Mayor Ware attended the last meeting in Halsey. I have included a priority list for Council approval. Don may have some additional commentary at Council meeting.

From 11.22.2016: I was unable to attend the last meeting but I am reviewing the information for commentary and suggestions. This is will be imperative for Councilors to attend future public sessions if the City is interested in making sure Kirk Avenue gets on the County's priority list. Please see the information from Linn County Engineer Chuck Knoll that is included as part of the agenda packet.

BACKGROUND – *From 01.26.2015:* Linn County Transportation System Plan (TSP) Project Advisory Committee (PAC) had the first meeting in a series of six total meetings over the next two years to discuss regional transportation issues and develop similar policies and land use practices. I think this will be an important piece in attempting to leverage County improvements on Kirk Avenue.

Pending: Canal Company Conversations – The leadership of the Canal Company continue to explore their legal options.

From 09.27.2016: Council authorized the City Administrator to put together an agreement to be reviewed by the City Attorney at the last Council meeting. The City received the initial review from City Attorney Ross Williamson after Labor Day. Staff will give a brief update and revised timeline for future discussion...

From 06.28.2016: I will be hosting a conversation with the Canal Company Committee in July. The Committee consists of John Holbrook, Gary Shepherd, Mandy Cole, Kaye Fox and Nathan Mickelwright. The discussion will include how the City and the Canal Company may work together toward collection of dues, implementing certain requirements and executing maintenance of the canal.

From 05.24.2016: The Canal Company met on May 9th, 2016 at 7:00 p.m. in Council Chambers. Mr. John Holbrook was re-elected as President. Mr. Gary Shepherd was re-elected as Vice-President and Ms. Cindy Clark was re-elected as Secretary/Treasurer. Mrs. Fox discussed the basic themes she shared with



City Administrator Report

Council at the last meeting. I explained Council's position. The outcome of the conversation was that a committee of the Canal Company was formed to further investigate the concept that has been discussed for several years. The committee will be meeting initially in June. The Canal Company set a follow-up meeting to be held in September with everyone. The Canal Company went from an umbrella insurance policy of \$2 M to \$1 M due to costs.

Coleman & Kinney – FEMA Implications –Pending.

From 09.27.2016: Here is the quick paragraph that will appear in the newsletter: Flood regulations are soon to be changing. The National Marine Fisheries Service (NMFS) found that the Federal Emergency Management Agency (FEMA) have been carrying out practices and policies have proven to be detrimental to endangered species. FEMA is scrambling to correct these findings. Flood premiums will be on the rise as will the regulations required to do construction anywhere in the floodplain. The National Flood Insurance Program (NFIP) is making changes to more adequately cover the losses incurred when flooding occurs around the United States which is why premiums are set to increase 25% over the next five to seven years.

Moody Court & Unenumerated Nuisance – The cat numbers remain low.

From 11.25.2014: The City has paid out \$2,875 to have cats removed from the neighborhood...

WNHS Update – Please refer citizens to the following websites for more information:

<http://www.oregonhomeownersupport.gov> & <http://w-nhs.org>

WNHS provides many home rehabilitation services and counseling for those meeting certain program requirements.

➤ **For the history of the Kirk Avenue project, please refer to the *City Administrator Report* found in Council records from April 2016 and prior.**

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "SM".

S. Scott McDowell



Public Works Report

April 19, 2017

Karl Frink, Public Works Superintendent

Water:

- *Billing Support*- Follow through on customer service support and requests.
- *Meter reading* – Water meters have been read for the month of April.
- *Distribution System* – Two water leaks this month. Public Works will soon be replacing the water line on Howe Street. The current line is an old steel 1 inch line serving two customers; the new line will be a two inch PVC line, which will balance the pressure for the two services much better. The waterline on Ash Street from Hausman Avenue is near complete. The water main and service lines are installed and everything has been pressure tested, chlorinated and is in the process of water testing to ensure no harmful bacteria is in the waterline before going into service. Once water testing is complete, the service lines will be connected and the old water line abandoned. There will be a final inspection, punch list and some additional clean up and landscape work to finish to complete this project.
- *Cross Connection Program*- All backflows have been installed and approved for use.
- *Water Treatment Plant* –One of the three distribution pumps failed and has been replaced. All broken pumps are taken to Star Electric motor Service for evaluation and repair if possible.
- *Misc.* – Nothing further to report this month.

Sewer:

- *North Lagoons* – the final discharge will begin April 24th and will finish on April 29th.
- *South Lagoons*- Nothing to report this month.
- *Collection System*- The new manhole installed at the north end of Ash Street to accommodate additional sewer services is complete.
- *Misc.* – DEQ will be here April 28th to perform their inspection of our facilities. The NPDES permit is complete and has been issued to the City. There are only a few minor changes in our new permit.

Streets:

- *Mowing/Tree Maintenance* – Tree maintenance will begin once weather conditions become favorable to safely perform this work.
- *Asphalt/ Gravel Road Maintenance* –All of the street painting and marking is scheduled to be repainted soon. This work includes City Hall and downtown parking lots, curbing in front of the Art Center, two cul-de-sacs and all of the street painting. Public works graded all of the gravel street in the month of April. The streets will need to be re-graded in May as well.
- *Storm Drainage* – All catch basins will be scheduled to be cleaned in April.
- *Misc.* – Street sign work continues as time allows. Many new locations require locates to be called in before we can bore holes to place sign posts.

Parks:

- *Pioneer Park* –Maintenance of the park is in full swing. Weekly mowing, trash collection and facility cleaning is ongoing. Weed spraying is complete.
- *Blakely Park* – This park is mowed weekly.
- *Kirk's Ferry Park* – This park is mowed weekly.
- *Remington Park* –Public works will be grinding out the stumps soon. This park is mowed weekly.

Cemetery:

- **Grounds** –Several burial plots and headstone placements have been marked out. All of the fallen branches and debris have been cleaned up around the cemetery.

Library:

- **Grounds**- This area is mowed weekly.
- **Buildings**- A few minor building maintenance items have been repaired. The roofing contract has been awarded to 1st Rate Roofing. We are waiting to hear back from 1st Rate Roofing to schedule a start date for this work.

Downtown

- **Restrooms** – This facility is cleaned every Friday, or more often needed. We have been experiencing higher than normal amounts of vandalism at this facility.
- **Garbage cans** – Down town garbage cans are emptied every Friday, or more frequently as noticed.
- **Parking Lot** – The parking lot will be restriped when the streets are repainted.
- **Misc.** – Renovation of the Red Shed is near complete, we are waiting for favorable weather conditions to caulk and paint the building.

City Hall:

- **Buildings**- The gutter and downspout over the front entry door has been repaired.
- **Grounds** –The grass is mowed and maintained weekly, or as needed.
- **Community Center**- Nothing to report this month.

Rec. Center:

- **Grounds**- The grass is mowed weekly.
- **Buildings**- Nothing to report this month.

Public Works:

- **Grounds**- The grass is mowed weekly.
- **Buildings**- Cleaning and organizing continues as time allows.
- **Misc.** – Preventative maintenance is being performed on all the vehicles and equipment. All of the equipment at public works has been repaired and ready for use.



Karl Frink



PLANNING AT A GLANCE

Permits Building, Plumbing, Mechanical, Fence, Etc.

- | | |
|---|----------------------------------|
| • (Plumbing) Install 1000ft of W/L & S/L | Ash Street (Land Partition) |
| • (Building) Fire Repair (Shop Building) | 210 Kirk Avenue |
| • (Plumbing) Replace 200ft of water pipe | 373 Kirk Avenue |
| • (Building) Install 24X36X14 Pole Barn | 706 Amelia Avenue |
| • (Building) Install 1 10X12 Steel Pergola (Comm) | 333 N Main Street (CC& Annie's) |
| • (Building) Replace Stairs & Deck (Comm) | 198 Washburn Street |
| • (Mechanical) Install Pellet Stove | 420 Hausman Avenue |
| • (Building) Install 1 10X12 Pergola (Comm) | 333 N Main Street (CC & Annie's) |
| • (Building) New Single Family Residence (Archer) | 527 Kirk Avenue |

Land Use Applications

Request for Council to Initiate Vacation Proceedings	210 School Avenue
Property Line Adjustment	410 Faust Street

Updates

City Engineer Jon Erwin and myself met with the property owner of the large parcel at the end of Depot Avenue, on April 6th. The property owner initiated the meeting to obtain clarification on a few items regarding the land, namely floodplain elevations, drainage, reserve strips, & subdivision requirements. The 18+ acre lot was approved by the Planning Commission for an 80+ lot subdivision in 2007, since that time floodplain regulations and requirements have changed. Any development will be subject to current building, floodplain, & land use requirements, and will need to go through the Planning Commission process again.

The Property owner of 210 School Avenue has submitted a request to vacate an eight-foot alley located in the middle of his property. No City utilities are located in the alley, nor does it appear that this alley will be used for future services. Understandably, the City does not prefer to vacate streets and alleys unnecessarily, as doing so can limit accessibility for future utilities. The alley literally runs through the middle of the parcel, and does not connect to an adjacent street or abutting property. It appears that vacating the alley would not create a hindrance to future development of surrounding properties or limit the availability of City services, rather, it would clean up the lines on this property for the possibility of future development, if needed.

Accessory Structures

I have sent out two letters in April to property owners regarding the accessory structure permit requirement. A permit is required for accessory structures such as, but not limited to a, carport, garage, shed, farm animal enclosure, greenhouse.

Elizabeth Coleman

PATRL_RPT#2 City Incident Report

ENTRY DATE	ENTRY TIME	CALL DESCRIPTION	ADDRESS	CITY	DESCRIPTION
3/30/17	17:37:16	ANIMAL COMPLAINT - NON SPECIFIC	KIRK AV	Brownsville	No Additional Report Necessary
3/30/17	8:52:30	FRAUD	FILBERT CT	Brownsville	No Additional Report Necessary
3/29/17	23:56:56	SUSP-VEHICLE	SPAULDING AV	Brownsville	No Additional Report Necessary
3/29/17	15:34:02	DOG COMPLAINT	N MAIN ST	Brownsville	No Additional Report Necessary
3/28/17	16:15:09	JUV-COMPLAINT	E BLAKELY AV	Brownsville	No Additional Report Necessary
3/28/17	14:02:32	HARASSMENT RPT	ASH ST	Brownsville	No Additional Report Necessary
3/27/17	19:14:41	WARRANT SERV	N MAIN ST	Brownsville	No Additional Report Necessary
3/27/17	15:42:30	TRAFF-OTHER VIOL	N MAIN ST	Brownsville	WARNING - EQUIPMENT VIOLATION
3/27/17	15:42:30	TRAFF-OTHER VIOL	N MAIN ST	Brownsville	CITE ISSUED - DWS/NO ODL
3/27/17	15:28:46	WELF CHECK	NORTHPOINT LOOP	Brownsville	No Additional Report Necessary
3/27/17	15:02:59	Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - NO INSURANCE
3/27/17	15:02:59	Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - EQUIPMENT VIOLATION
3/25/17	23:44:14	911 HANGUP	N MAIN ST	Brownsville	No Additional Report Necessary
3/25/17	12:08:21	SUICIDAL-SUBJECT	W BLAKELY AV	Brownsville	CAD Report
3/24/17	20:27:05	SUSP-PERSON	N MAIN ST	Brownsville	No Additional Report Necessary
3/24/17	17:23:15	FRAUD	LINN WY	Brownsville	No Additional Report Necessary
3/24/17	13:40:46	IDENTITY THEFT	FILBERT ST	Brownsville	Incident Report
3/23/17	17:39:18	CIV DISP RPT	SPAULDING AV	Brownsville	No Additional Report Necessary
3/23/17	16:25:39	JUV-COMPLAINT	N MAIN ST	Brownsville	No Additional Report Necessary
3/23/17	9:44:16	WELF CHECK	S MAIN ST	Brownsville	No Additional Report Necessary
3/22/17	11:34:40	NEGLECT	W COOLEY AV	Brownsville	No Additional Report Necessary
3/22/17	9:15:22	ASST-OUTSIDE AGENCY	WASHBURN ST	Brownsville	No Additional Report Necessary
3/19/17	15:55:45	PARKING COMPL	KIRK AV	Brownsville	Citation issued
3/18/17	17:22:00	Trf Moving Viol	TEMPLETON ST	Brownsville	CITE ISSUED - NO INSURANCE
3/18/17	17:22:00	Trf Moving Viol	TEMPLETON ST	Brownsville	CITE ISSUED - EQUIPMENT VIOLATION

PATRL_RPT#2 City Incident Report

3/18/17	15:45:47 Trf Moving Viol	N MAIN ST	Brownsville	WARNING - MOVING VIOLATION
3/17/17	22:52:37 SUICIDAL-SUBJECT	FAUST ST	Brownsville	No Additional Report Necessary
3/15/17	23:05:24 SUSP-PERSON	PARK AV	Brownsville	No Additional Report Necessary
3/15/17	16:16:25 SUSP-VEHICLE	KIRK AV	Brownsville	No Additional Report Necessary
3/15/17	11:41:11 WELF CHECK	S MAIN ST	Brownsville	No Additional Report Necessary
3/15/17	7:55:42 SUSP-CIRCUMSTANCES	LOUCKS WY	Brownsville	No Additional Report Necessary
3/14/17	0:54:18 EXTRA PATROL	FISHER ST	Brownsville	No Additional Report Necessary
3/13/17	17:16:52 THEFT-RPT	AMELIA AV	Brownsville	No Additional Report Necessary
3/13/17	3:08:50 Trf Equipment Viol	N MAIN ST	Brownsville	WARNING - EQUIPMENT VIOLATION
3/13/17	3:08:50 Trf Equipment Viol	N MAIN ST	Brownsville	WARNING - EQUIPMENT VIOLATION
3/13/17	3:08:50 Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - DWS/NO ODL
3/13/17	3:08:50 Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - NO INSURANCE
3/12/17	19:10:00 CRIM MISCHIEF	FISHER ST	Brownsville	Incident Report
3/12/17	17:31:34 THEFT-RPT	OAK ST	Brownsville	Incident Report
3/11/17	18:39:01 Trf Equipment Viol	MOYER ST	Brownsville	WARNING - EQUIPMENT VIOLATION
3/10/17	18:35:08 DISTB-NOISE	WALNUT AV	Brownsville	No Additional Report Necessary
3/09/17	17:43:18 Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - DWS/NO ODL
3/09/17	17:43:18 Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - NO INSURANCE
3/09/17	17:43:18 Trf Equipment Viol	N MAIN ST	Brownsville	WARNING - EQUIPMENT VIOLATION
3/09/17	16:15:37 DOG COMPLAINT	KISLING AV	Brownsville	No Additional Report Necessary
3/09/17	15:51:12 WARRANT SERV	N MAIN ST	Brownsville	No Additional Report Necessary
3/08/17	21:38:15 Trf Moving Viol	WASHBURN ST	Brownsville	CITE ISSUED - NO INSURANCE
3/08/17	16:57:19 WELF CHECK	NORTHPOINT LOOP	Brownsville	No Additional Report Necessary
3/08/17	14:26:49 BURGLARY REPORT	TEMPLETON ST	Brownsville	Incident Report
3/08/17	11:23:39 TRAFF-OTHER VIOL	W BISHOP WY	Brownsville	WARNING - EQUIPMENT VIOLATION

PATRL_RPT#2 City Incident Report

3/08/17	10:22:02 FRAUD	HUME ST	Brownsville	No Additional Report Necessary
3/05/17	17:05:47 Trf Moving Viol	S MAIN ST	Brownsville	CITE ISSUED - DWS/NO ODL
3/05/17	17:05:47 Trf Moving Viol	S MAIN ST	Brownsville	CITE ISSUED - EQUIPMENT VIOLATION
3/05/17	17:05:47 Trf Moving Viol	S MAIN ST	Brownsville	CITE ISSUED - NO INSURANCE
3/04/17	11:30:29 Trf Moving Viol	E BLAKELY AV	Brownsville	CITE ISSUED - DWS/NO ODL
3/04/17	11:30:29 Trf Moving Viol	E BLAKELY AV	Brownsville	CITE ISSUED - EQUIPMENT VIOLATION
3/04/17	11:30:29 Trf Moving Viol	E BLAKELY AV	Brownsville	CITE ISSUED - NO INSURANCE
3/04/17	10:41:18 Trf Moving Viol	PARK AV	Brownsville	WARNING - MOVING VIOLATION
3/04/17	9:25:42 Trf Equipment Viol	N MAIN ST	Brownsville	WARNING - EQUIPMENT VIOLATION
3/04/17	9:25:42 Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - NO INSURANCE
3/03/17	18:39:06 DISTB-DOMESTIC	NORTHPOINT LOOP	Brownsville	Incident Report
3/03/17	15:05:06 Trf Equipment Viol	N MAIN ST	Brownsville	CITE ISSUED - DWS/NO ODL
3/03/17	13:21:14 SUSP- CIRCUMSTANCES	TEMPLETON ST	Brownsville	No Additional Report Necessary

**BROWNSVILLE MUNICIPAL COURT MONTHLY REPORT
STATISTICAL REPORT FOR MARCH 2017**

Offense Class	Pending First Day	Filed	Closed	Pending Last Day	Trials
Misdemeanors	35	0	7	28	
Violations	26	19	8	37	
Contempt/Other	32	9	3	38	
TOTALS	93	28	18	103	

BALANCE SHEET FOR THE MONTH

Court Revenue

Court Payments

Total Deposits +	\$ 2,037.00	City	\$ 1,632.00
Total Bail Forfeits +		Restitution	\$ -
Total Bail/Bank Fees -	\$ -	Oregon Dept Revenue	\$ 310.76
Total Bail Held -	\$ -	Linn County	\$ 94.24
* Total Refund/Rest -	\$ -	State Misc.	\$ -
Total NSF's -	\$ -	DUII Surcharge	\$ -

TOTAL COURT REVENUE	<u>\$ 2,037.00</u>	TOTAL COURT PAYMENTS	<u>\$ 2,037.00</u>
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Credit given for Community Service	\$ -
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Other Credit Allowed Against Fines	\$ -
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TOTAL NON-REVENUE CREDIT ALLOWED	<u>\$ -</u>
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TOTAL CASH PAYMENTS TO:

CITY	\$ 1,632.00
STATE	\$ 310.76
COUNTY	\$ 94.24
*REFUND/RESTITUTION	\$ -
TOTAL:	<u>\$ 2,037.00</u>



Library Advisory Board

Librarian's Report

March 2017

In March, we held the fourth annual LEGO™ Display. This is an opportunity for local children to bring in their LEGO™ creations on display in the Library Display cases. Fine motor skills are just the beginning of the skills that children learn by playing with Legos and K'Nex. Pattern practice and sorting are part of any basic Kindergarten math curriculum. As any adult knows following the directions that come with a set of blocks requires perseverance, patience and everyone is rewarded by an excellent result that can be pulled apart and remade over and over. Children learn fractions while playing with whole pieces, half and quarters. Physics and engineering are being employed to build the bridge or tower. Just think of the three-dimensional thinking! Plus, the children and families seem to check out books when they bring in their creations, stop by to look at them later to see them on display and finally when they come at the end of March to pick them up.

I am currently working on a technology survey with EDGE. This service is sponsored by the State of Oregon Library Services Division. Edge helps public libraries better serve their communities through improved public technology services. 'The Edge Toolkit' is based on a national set of benchmarks for public libraries to evaluate their technology services, and includes resources, recommendations, and tools for strategic planning and community engagement. I am wanting to learn which services would better serve our community through this experience. For more information about EDGE see their website at www.libraryedge.org

Here are a few facts about our library the month of March 2017. We have received 29 new books for the library. Volunteers donated 199.75 hours to our library. There were 1,513 materials checked out. 395 adult fiction books; 161 adult non-fiction books; 105 audio books; 390 children's books; 325 junior books; 53 junior reference books and 84 large print books.

A handwritten signature in black ink, appearing to read "SL", with a long horizontal line extending to the right and ending in a small downward-pointing arrow.

Respectfully submitted,
Sherri Lemhouse,
Librarian



RESOLUTION NO. 2017.08

A RESOLUTION VERIFYING SERVICES PROVIDED BY THE CITY OF BROWNSVILLE IN ACCORDANCE WITH THE DEPARTMENT OF ADMINISTRATIVE SERVICES REQUIREMENTS FOR STATE-SHARED REVENUES

WHEREAS, Oregon Revised Statutes (ORS) 221.760 provides as follows:

Section 1. The office responsible for disbursing funds to cities under ORS 323.455, 366.785 to 366.820 and 471.805 shall, in the case of a city located within a county having more than 100,000 inhabitants according to the most recent federal decennial census, disburse such funds only if the city provides four or more of the following services:

- (1) Police Protection
- (2) Fire Protection
- (3) Street Construction, Maintenance and Lighting
- (4) Sanitary Sewer
- (5) Storm Sewers
- (6) Planning, Zoning, and Subdivision Control
- (7) One or more utility services and;

WHEREAS, City officials recognize the desirability of assisting the state officer responsible for determining the eligibility of cities to receive such funds in accordance with ORS 221.760;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BROWNSVILLE, a Municipal Corporation of the State of Oregon, hereby certifies that it provides the following municipal services enumerated in Section 1, ORS 221.760:

- Police Protection,
- Street construction, maintenance and lighting,
- Sanitary Sewer,
- Storm Sewers,
- Planning, zoning, and subdivision control,
- Water Utility,
- Library Services,
- Municipal Court and
- Parks;

PASSED AND ADOPTED by the Council of the City of Brownsville this 25th day of April, 2017.

Attest:

S. Scott McDowell
City Administrator/Recorder

Don Ware
Mayor



ORDINANCE NO. 767

AN ORDINANCE ADDING SECTIONS 10.05.155 PROHIBITED PARKING AREAS, 10.05.165 PARKING TIME LIMITED IN CERTAIN AREAS, 10.05.185 PARKING IN VIOLATION OF SIGNS, 10.05.23 DESIGNATION OF PARKING SPACES AND SIGNS, 10.05.095 USE OF SIDEWALKS, 10.05.115 CROSSING AT RIGHT ANGLES, 10.05.125 USE OF CROSSWALK REQUIRED, AND 10.05.135 DRINKING IN MOTOR VEHICLES, OF TITLE 10, VEHICLES AND TRAFFIC, OF THE MUNICIPAL CODE OF THE CITY OF BROWNSVILLE, OREGON

WHEREAS, Title 10 of the Brownsville Municipal Code (BMC) defines offenses related to parking and traffic, and;

WHEREAS, Council wishes to strengthen public safety; and,

WHEREAS, Council wishes to provide law enforcement with the necessary tools to address situations as they arise;

NOW THEREFORE, the City of Brownsville ordains as follows:

Section 1. The following Section 10.05.155 is added to Title 10 of the Brownsville Municipal Code:

10.05.155 Prohibited parking areas.

No driver of a vehicle shall stop, stand or park it, whether attended or unattended, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or a traffic control signal, in any of the following places:

- 1) When in an intersection;
- 2) On a crosswalk;
- 3) Within 10 feet of a fire hydrant;
- 4) In front of a private driveway;
- 5) On a sidewalk or in such a manner as to block a sidewalk;
- 6) Upon a bridge, viaduct or elevated structure used as a street;
- 7) In any alley, except to load or unload persons or materials not to exceed 15 consecutive minutes in any one hour. A vehicle may park in any alley between the hours of 8:00 a.m. and 5:00 p.m. if it is actively needed to make installation or repairs to equipment or buildings or for building construction, provided the vehicles will not cause the alley to be blocked to other traffic.



- 8) Upon any street, alley, public parking lot, or parking strip in the City with any vehicle or combination of vehicles which are in excess of 23 feet in length or in excess of eight feet in width between the hours of 10:00 p.m. and 7:00 a.m. of the following day and all day on Saturday, Sunday, and holidays.
- 9) Upon any street within the City for the principal purpose of:
 - a. Displaying such vehicle for sale,
 - b. Greasing or repairing such vehicle, except repairs necessitated by emergency,
 - c. Selling merchandise from such vehicle, except in a duly licensed market place or when so authorized or licensed under the ordinances of this City,
 - d. Storage or junkage or dead storage for more than 24 hours.

Section 2. The following Section 10.05.165 is added to Title 10 of the Brownsville Municipal Code:

10.05.165 Parking time limited in certain areas.

When signs are erected in any block or within any public parking lot limiting permissible parking time, no person shall park a vehicle within that block or parking lot for longer than the time posted upon the sign. Movement of a vehicle to a parking space on either side of the same street within the area between the intersections at each end of the block shall not extend the time limits for parking. Nor shall movement of a vehicle to another parking space within the same parking lot extend the time limits for parking. After a vehicle has been moved from the posted block or parking lot for a period of time not less than one hour, then a new time limitation shall apply.

Section 3. The following Section 10.05.185 is added to Title 10 of the Brownsville Municipal Code:

10.05.185 Parking in violation of signs.

- 1) No person shall stand or park a vehicle in violation of any sign posted by the City of Brownsville regulating the manner in which vehicles may be parked upon a public street or upon a public parking lot.
- 2) It shall be an affirmative defense to the alleged violation of subsection (1) of this section that the signs regulating or restricting parking, standing, or entry were not clearly visible or did not prescribe the conduct in question with reasonable clarity.

Section 4. The following Section 10.05.235 is added to Title 10 of the Brownsville Municipal Code:

10.05.235 Designation of parking spaces and signs.

The Public Works Director of the City of Brownsville is hereby authorized to designate and mark off individual parking spaces upon public streets or parking lots. Parking



spaces are to be designated by lines painted or durably marked upon the curbing or the surface of the street. The Public Works Director is further authorized to post signs upon or adjacent to public streets or parking lots regulating the manner in which vehicles may be parked.

Section 5. The following Section 10.05.095 is added to Title 10 of the Brownsville Municipal Code:

10.05.095 Use of sidewalks.

Pedestrians shall not use any roadway for travel when sidewalks abutting the same are available.

Section 6. The following Section 10.05.115 is added to Title 10 of the Brownsville Municipal Code:

10.05.115 Crossing at right angles.

No pedestrian shall cross a street at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb except in a marked crosswalk.

Section 7. The following Section 10.05.125 is added to Title 10 of the Brownsville Municipal Code:

10.05.125 Use of crosswalk required.

No pedestrian shall cross a street other than within a crosswalk in blocks with marked crosswalks.

Section 8. The following Section 10.05.135 is added to Title 10 of the Brownsville Municipal Code:

10.05.135 Drinking in motor vehicles.

It is unlawful for any person to consume alcoholic liquor while an occupant of a motor vehicle on any street in this City.

Section 9. This ordinance, being necessary for the public health, safety, and welfare, shall take effect upon adoption.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR, this _____ day of _____, 2017.

Attest:

S. Scott McDowell

Mayor Don Ware



Mental Health Month 2017

A Proclamation

WHEREAS, mental health is essential to everyone's overall health and well-being; and

WHEREAS, all Americans experience times of difficulty and stress in their lives; and

WHEREAS, promotion and prevention are effective ways to reduce the burden of mental health conditions; and

WHEREAS, there is a strong body of research that supports user-friendly tools that all Americans can access to better handle challenges, and protect their health and well-being; and

WHEREAS, mental health conditions are real and prevalent in our nation; and

WHEREAS, with effective treatment, those individuals with mental health conditions can recover and lead full productive lives; and

WHEREAS, each business, school, government agency, faith-based organization, health care provider, veterans' group and citizen has a responsibility to promote mental wellness and support prevention efforts; and

WHEREAS, the Linn County Mental Health Advisory Board, in cooperation with other community organizations, is promoting the message there is no health without mental health through Public Service Announcements, Health Fairs, public speakers and various trainings regarding mental health issues;

NOW, THEREFORE, BE IT RESOLVED that I, *Don Ware*, Mayor of Brownsville, Oregon do hereby proclaim May 2017 as Mental Health Month in Brownsville, Oregon. As the Mayor, I also call upon the citizens, governmental agencies, public and private institutions, businesses and schools in Brownsville to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

Proclaimed this 25th day of April, 2017.

ATTEST:

APPROVED:

S. Scott McDowell
City Administrator

Don Ware
Mayor



Older Americans Month 2017

A PROCLAMATION

Whereas, Oregon Cascades West Council of Governments is proud to provide services to approximately 14,827 adults age 60 and older, in the Benton County area, 6,580 adults age 60 and older, in the Lincoln County Area, and 24,898 adults age 60 and older, in the Linn County area who deserve recognition for their contributions and sacrifices to ensure a better life for future generations; and

Whereas, the City of Brownsville is committed to helping all individuals live longer, healthier lives in the communities of their choice for as long as possible; and

Whereas, since 1965, the Older Americans Act has provided services that help older adults remain healthy and independent by complementing existing medical and health care systems, helping prevent hospital readmissions, and supporting some of life's most basic functions, such as bathing or preparing meals; and

Whereas, these programs also support family caregivers, address issues of exploitation, neglect and abuse of older adults, and adapt services to the needs of Native American elders; and

Whereas, we recognize the value of community engagement and service in helping older adults remain healthy and active while giving back to others; and

Whereas, our community can provide opportunities to enrich the lives of individuals of all ages by:

- Promoting and engaging in activity, wellness, and social inclusion;
- Emphasizing home- and community-based services that support independent living; and
- Ensuring community members of all ages benefit from the contributions and experience of older adults.

Now therefore, the City of Brownsville do hereby proclaim May 2017 to be Older Americans Month. The City of Brownsville urges every resident to take time this month to celebrate older adults and the people who serve and support them as powerful and vital individuals who greatly contribute to the community.

Dated this 25th day of April, 2017

By: _____
Don Ware
Mayor



**INTERGOVERNMENTAL AGREEMENT BETWEEN CONTRACT CITIES
OF LINN COUNTY AND LINN COUNTY SHERIFF'S OFFICE**

PARTIES TO THE AGREEMENT

This agreement made and entered into this 30th day of June, 2017, by and between the following contract municipalities:

- Harrisburg
- Mill City
- Brownsville
- Millersburg
- Halsey
- Scio

All listed cities are municipal corporations of the State of Oregon, hereinafter called CITY, and Linn County, Oregon, a political subdivision, of the State of Oregon, and the Sheriff of Linn County, hereinafter called COUNTY.

PURPOSE

The CITY is desirous of contracting with COUNTY for the performance of the hereinafter described law enforcement functions within its boundaries by the COUNTY, through the Sheriff thereof. The COUNTY is agreeable, with approval of the Sheriff, to rendering such services on the terms and conditions hereinafter set forth herein. This agreement is authorized and provided for by the provisions of ORS 190.010 and ORS 206.345.

IN CONSIDERATION OF THE MUTUAL CONVENANTS CONTAINED HEREIN, THE PARTIES AGREE TO THE FOLLOWING TERMS, PROVISIONS AND CONDITIONS:

1. **Payment by CITY.** CITY shall pay COUNTY in cash the annual sum set forth below:

CITY	CONTRACT AMOUNT	
	2017-2018	2018-2019
Harrisburg	\$252,200.00	\$261,240
Mill City	\$234,780	
Brownsville	\$156,000	\$165,590
Millersburg	\$88,140	\$91,300
Halsey	\$56,160	\$58,170
Scio	\$56,160	\$58,170



Said amounts shall be paid in quarterly installments during the course of the fiscal year, July 1st through June 30th.

2. **Service to be Performed by COUNTY.** COUNTY shall perform the services described on EXHIBIT A, which by this reference is incorporated into this agreement herein.
3. **Term.** The term of this agreement shall run concurrent to the term of the COUNTY Collective Bargaining Agreement and shall be from July 1, 2017 through and including June 30, 2019. However, the service of the COUNTY shall continue to be performed and the authority granted to the COUNTY to enforce the ordinances of the CITY shall continue until thirty days after notice is given by either party that such services or authority is discontinued. By December 31st of each year, the CITY and COUNTY shall review the terms of the agreement and determine if any amendments are desired. In order for any modification to be effective, any amendment, modification or otherwise shall be in writing and approved by all parties.
4. **Indemnification.** To the fullest extent permitted by law, and in accordance with the Oregon Constitution and the Oregon Tort Claims Act, each party to this Agreement shall indemnify, defend, save, and hold harmless the other party and its officers, employees and agents from and against all claims, actions, liabilities, damages, losses, or expenses, arising from:
 - I. Injury to any person or damage to property caused by the negligence or other wrongful acts or omissions of the party, its officers, employees or agents; or
 - II. Failure or refusal of one party to perform or fulfill its responsibilities under this Contract or any law, through no fault of the other party. The obligations or rights under this section may not be delegated or assigned without the express consent of the other party.

The terms of this provision are neither intended to nor shall they create a right for any third party. The obligations contained in this section shall survive the termination of this Agreement.

5. **COUNTY** shall be exclusively responsible for all its employees, for providing their wages, benefits, insurance, taxes and all the like whether required by federal, state or local law or any Collective Bargaining Agreement, including but not limited to workers compensation and contributions to Public Employees Retirement system.
6. **Entire Agreement.** This Agreement signed by all parties is the parties' final and entire Agreement and supersedes all prior and contemporaneous oral or written



communications between the parties, their agent and representatives. There are no representations, promises, terms, conditions or obligations other than those contained herein.

- 7. **Venue.** Resolution of any disputes arising out of the performance of this contract shall be maintained in the Circuit Court of Linn County.

IN WITNESS WHEREOF, the CITY by resolution duly adopted by its respective City Council cause this agreement to be signed by its Mayor and attested by the City Recorder, and the COUNTY by order of its County Commission and attested by the Clerk and the said COUNTY, and subscribed by the Sheriff of Linn County, all on the day and year first above written.

CITY OF BROWNSVILLE

LINN COUNTY, a political subdivision of the State of Oregon

By: _____
Mayor Date

By: _____
Chairman Date

ATTEST:

City Recorder

Commissioner Date

Commissioner Date

APPROVED AS TO FORM:

Linn County Legal Counsel

Sheriff Date

City of Legal Counsel

ATTEST:

Linn County Clerk



EXHIBIT A

1. The COUNTY agrees to provide law enforcement services within the corporate limits of the CITY, to the extent and in the manner hereinafter set forth. The law enforcement services shall encompass duties and functions of the type within the jurisdiction of and customarily rendered by the COUNTY, pursuant to the statutes of the State of Oregon, and those duties associated with the enforcement and compliance with the Ordinances duly authorized and enacted by the CITY. Such services shall include the enforcement of State statutes and municipal Ordinances of the CITY.
2. CITY grants to COUNTY full municipal police authority.
3. The rendition of such service, the standards of performance, the discipline of officers, and other matters incident to the performance of such services and the control of the personnel so employed, shall remain with the COUNTY.
4. For the purpose of performing all functions of this agreement, COUNTY shall furnish and supply all necessary labor, supervision, equipment, radio communication facilities and supplies necessary to render said services.
5. COUNTY shall set the rate for service at:

Hourly Rate	
2017-2018	2018-2019
\$65.00 / hour	\$67.33 / hour

6. COUNTY shall provide a minimum amount of hours per month to be dedicated in the CITY as listed below:

CITY	MONTHLY CONTRACTED HOURS	
	2017-2018	2018-2019
Harrisburg	320	320
Mill City	301	
Brownsville	200	200
Millersburg	113	113
Halsey	72	72
Scio	72	72

7. CITY shall have the ability to request and receive targeted services and enhanced patrol, e.g. traffic, and municipal code enforcement.



8. COUNTY acknowledges and agrees that all municipal offenses within the CITY'S corporate limits, whether initiated by citation, complaint, affidavit, warrant, order, or other instrument shall be prosecuted in the Linn County Circuit Court, or applicable CITY court, as directed by each CITY. Offenses include but are not limited to, CITY Municipal Code Offenses, Violations, and Crimes, and all applicable provisions of the Oregon Criminal Code.

9. COUNTY acknowledges and agrees that all traffic offenses within the CITY'S corporate limits, whether initiated by citation, complaints, affidavit, warrant, order, or other instrument, with the exception of felonies, shall be prosecuted in the Linn County Circuit Court, Justice Court, or applicable CITY court, as directed by each CITY. Offenses include, but are not limited to, all applicable provisions of the Oregon Motor Vehicle Code.

10. The COUNTY agrees to assign deputies to work the following CITY events during the organized festivities as requested by each CITY:

CITY	SPECIAL EVENT	# DEPUTIES	# TOTAL HOURS
Harrisburg	4 th of July	3	36
Harrisburg	Light Parade (2 nd Saturday in December)	1	4

The COUNTY and CITY agree the cost of the special events is incorporated into the Annual Contract Cost in paragraph 1 of this agreement.

11. The COUNTY agrees to provide a monthly report of all law enforcement activities within the corporate limits of the CITY. The monthly report shall demonstrate compliance with paragraphs 6-9, and the following monthly minimum enforcement goals for each city:

CITY	Traffic Enforcement	Code Enforcement	Other (please specify)
Harrisburg	75 hours		
Mill City			
Brownsville	20 Hours		
Millersburg			
Halsey			
Scio			

COUNTY agrees the hours listed in the table above are part of the monthly contacted hours of the CITY, noted in paragraph 6 above. While the COUNTY will strive to exceed



the minimum monthly goals above, CITY recognizes COUNTY may not achieve the goals in every month, given other enforcement duties that may take substantial deputy hours.

COUNTY will make a reasonable attempt to assign a liaison with the rank of Sergeant or higher to attend designated individual CITY Council meetings.

12. COUNTY and CITY, including all contracted cities, shall implement a quarterly joint meeting with the Sheriff or Undersheriff to ensure relationships are adequate to jointly achieve the goals of each party. Meetings will be attended by CITY designee including but not limited to the Mayor, Councilor or high-ranking CITY official such as a City Administrator/Manager/Recorder. All joint meetings shall be held at the COUNTY. The location of such meeting will be determined by the COUNTY, with a time and date agreed upon by the contracted cities.
13. Annual contract increases to the CITY shall be directly related to the COUNTY Collective Bargaining Agreement and related to the percentage of increase in the total cost of COUNTY personnel, to include COLA's, fringe benefits, payroll costs and other COUNTY related expenses. CITY agrees to the below hourly rate percentage increases based on the minimum hours provided by COUNTY in paragraph six (6) for each of the following fiscal years:
 - a. 3.58% in Fiscal Year 2018-19
14. CITY, where applicable, will provide the COUNTY with a substation as an in-kind contribution.

S. Scott McDowell

From: CenturyLink Customer <stevlacoste@centurytel.net>
Sent: Friday, April 07, 2017 6:09 PM
To: S. Scott McDowell
Subject: Re: Brownsville, OR - Park Avenue Closure Request

Hi Scott, talked to all my neighbors and we are good to go for the tool sales. Thanks Steve

----- Original Message -----

From: "S. Scott McDowell" <admin@ci.brownsville.or.us>
To: "CenturyLink Customer" <stevlacoste@centurytel.net>
Sent: Wednesday, April 5, 2017 10:20:51 AM
Subject: RE: Brownsville, OR - Park Avenue Closure Request

Thanks Steve!

S. Scott McDowell
255 N. Main Street
P.O. Box 188
Brownsville, OR 97327
541.466.5880
admin@ci.brownsville.or.us

-----Original Message-----

From: CenturyLink Customer [mailto:stevlacoste@centurytel.net]
Sent: Wednesday, April 05, 2017 8:32 AM
To: S. Scott McDowell <admin@ci.brownsville.or.us>
Subject: Re: Brownsville, OR - Park Avenue Closure Request

Hi Scott, Insurance is good. I will talk to my neighbors this week. Thanks Steve

----- Original Message -----

From: "S. Scott McDowell" <admin@ci.brownsville.or.us>
To: "Steve LaCoste" <stevlacoste@centurytel.net>
Sent: Tuesday, April 4, 2017 12:02:19 PM
Subject: Brownsville, OR - Park Avenue Closure Request

Good Morning Steve,

Tammi said you were in and to let you know if I had any questions. Council requires everyone to check with the neighbors and that you have sufficient insurance coverage for their event. I see no problems with your request and I am sure that you have taken care of both requirements, I would just like to make sure so I can report out to Council on April 25 th , 2017. Thanks Steve!

S. Scott McDowell
255 N. Main Street
P.O. Box 188
Brownsville, OR 97327
541.466.5880

District 3 Renewals

BROWNSVILLE

Page 1

<u>License No./ Premises No.</u>	<u>Tradename/Licensee/License Type</u>	<u>Premises Address & Phone</u>	<u>Premises Mailing Address</u>
Lic. 240824 Prem. 46040	ARMANDOS FAMILY RESTAURANT ARMANDOS 2 LLC F-COM - FULL ON-PREMISES SALES	122 SPAULDING AVE BROWNSVILLE, OR 97327 541-466-3636	3095 W 11TH AVE EUGENE, OR 97402
Lic. 241410 Prem. 4951	BROWNSVILLE SALOON BROWNSVILLE SALOON LLC F-COM - FULL ON-PREMISES SALES	419 N MAIN ST BROWNSVILLE, OR 97327 541-466-5251	PO BOX 10 BROWNSVILLE, OR 97327
Lic. 238396 Prem. 48307	BROWNSVILLE VIDEO DEBORAH A. LARSEN O - OFF-PREMISES SALES	130 SPAULDING AVE BROWNSVILLE, OR 97327 541-466-9100	PO BOX 340 BROWNSVILLE, OR 97327
Lic. 245765 Prem. 56345	CC & ANNIE'S CC & ANNIE'S LLC O - OFF-PREMISES SALES	333 MAIN ST BROWNSVILLE, OR 97327 541-992-3268	235 NORTH AVE BROWNSVILLE, OR 97327
Lic. 245766 Prem. 56346	CC & ANNIE'S CC & ANNIE'S LLC L - LIMITED ON-PREMISES SALES	333 MAIN ST BROWNSVILLE, OR 97327 541-992-3268	235 NORTH AVE BROWNSVILLE, OR 97327
Lic. 237931 Prem. 4952	DARI MART STORE #24 DARI-MART STORES INC O - OFF-PREMISES SALES	220 S MAIN ST BROWNSVILLE, OR 97327 541-466-5335	125 E 6TH AVE JUNCTION CITY, OR 97448
Lic. 237152 Prem. 55665	HARPERS WINE HOUSE MICHELLE D. SMITH HARPER O - OFF-PREMISES SALES	320 N MAIN BROWNSVILLE, OR 97327 541-974-3815	PO BOX 861 ALBANY, OR 97321
Lic. 237154 Prem. 55666	HARPERS WINE HOUSE MICHELLE D. SMITH HARPER L - LIMITED ON-PREMISES SALES	320 N MAIN BROWNSVILLE, OR 97327 541-974-3815	PO BOX 861 ALBANY, OR 97321
Lic. 239900 Prem. 40133	JERRY'S GAS & FOOD MART JERRY'S GAS & FOOD MART LLC O - OFF-PREMISES SALES	203 E BISHOP WAY BROWNSVILLE, OR 97327 541-369-2801	PO BOX 274 BROWNSVILLE, OR 97327
Lic. 240604 Prem. 49205	KIRK'S FERRY TRADING POST KIRK'S FERRY TRADING POST LLC F-COM - FULL ON-PREMISES SALES	217 W BISHOP WAY BROWNSVILLE, OR 97327 541-466-5614	PO BOX 805 BROWNSVILLE, OR 97327

Count for BROWNSVILLE

10

REASONS WE MAY DENY OR RESTRICT A LICENSE
ORS 471.313(4)(5), OAR 845-005-0320, 845-005-0321, 845-005-0322
845-005-0325, 845-005-0326(4)(5) or 845-005-0355

The following is a list of problems relating to the **APPLICANT** or **BUSINESS** that OLCC can consider to refuse or restrict a license:

1. Applicant has a habit of using alcohol or drugs to excess
2. Applicant makes a false statement to OLCC (must be related to a refusal basis)
3. Applicant has been convicted of local, state or federal laws that are substantially related to the fitness of holding a liquor license
4. Applicant has demonstrated poor moral character
5. Applicant has a poor record of compliance when previously licensed by OLCC
6. Applicant is not the legitimate owner of the business
7. The business has a history of serious and persistent problems at this location. The problems can include:

- obtrusive or excessive noise, music or sound vibrations
- public drunkenness
- fighting or altercations
- harassment
- unlawful drug sales
- alcohol or related litter

OLCC is not able to consider the following issues when deciding to renew a liquor license:

- lack of parking
- increase in traffic
- too many licenses in a specific area (saturation)
- entertainment type - nude dancing, gambling, live bands, etc.
- increased noise
- zoning issues

Visit www.oregon.gov/olcc/ to see the full text of ORS and OAR referenced above. In order for an unfavorable recommendation from a local government to be valid, the grounds must be found in the license refusal bases of ORS 471.313(4), 471.313(5), OAR 845-005-0320, 845-005-0321, 845-005-0322, 845-005-0325 or 845-005-0326(4)(5) or the license restriction bases of OAR 845-005-0355, and must be supported by reliable factual information.

RECEIVED
City of Brownsville

MAR 31 2017

Clerk _____

City of Brownsville, Attn: City Administrator
BROWNSVILLE
PO Box 188
Brownsville, OR 97327

RENEWAL NOTIFICATION PROCESS

It's time again for liquor license renewals in your area. Liquor licenses are due to expire **6/30/2017**. Attached is the list of licensees who are required to submit their renewal application to local government for comment. According to our records you charge:

\$0.00 Renewal Fee for ON-PREMISES \$0.00 Renewal Fee for OFF-PREMISES

We told applicants to mail your local government fees to the address on this letter.
PLEASE NOTIFY US IMMEDIATELY IF THE FEE(S) OR ADDRESS ARE INCORRECT

HOW TO MAKE A RECOMMENDATION

You have until 6/2/2017 to make your recommendation. Below are your options for renewals:

RECOMMEND APPROVAL

1. **DO NOTHING.** If you do not submit a recommendation by **6/2/2017**, the OLCC will process the renewal application as a favorable recommendation.

RECOMMEND DENIAL (see additional information on page 2)

1. File an unfavorable recommendation, stating the grounds for the unfavorable (must meet the denial criteria on back of form); **OR**
2. Make a written request for additional time to complete an investigation. The request must state: 1) you are considering making an unfavorable recommendation; 2) the specific grounds being considered. **The grounds must be one referenced in Oregon Administrative Rule 845-005-0308(3).** If your request is granted you will be given a 45-day extension to file your unfavorable recommendation. Unfavorable means recommending denial of a license or requesting restrictions be placed on a license.

If you need assistance or would like to discuss a specific application, please contact your local OLCC office for help. Please send renewal recommendation correspondence to OLCC.Renewals@oregon.gov or OLCC License Renewals, P.O. Box 22297, Portland, OR 97269-2297. If you have questions, contact our license renewal section at 503.872.5138 or toll free at 1.800.452.6522 ext 5138.



1400 Queen Avenue SE
Albany, OR 97322

April 12, 2017

The Honorable Don Ware
Mayor, City of Brownsville
P.O. Box 638
Brownsville, OR 97327

RECEIVED
City of Brownsville

APR 14 2017

Clerk _____

Dear Mayor Ware,

Few programs are as well-loved and recognized as the Oregon Cascades West Council of Governments' (OCWCOG) *Meals on Wheels* program. Friendly volunteers deliver nutritious food to homebound seniors and people with disabilities, or serve meals to seniors in community-based dining rooms. *Meals on Wheels* also encourages volunteerism in your community and lowers utilization of emergency, medical, and long-term senior care services.

A growing number of eligible residents in our communities, combined with declining state and federal resources, have made it impossible for OCWCOG's Senior and Disability Services to continue to meet the need for all requested meals.

At the Brownsville meal site, which serves your community, between July 2015 and June 2016:

- The meal site operated two days per week;
- 61 people came to the meal site and ate a total of 1,984 meals;
- Residents receiving home delivered meals increased to 50, with 4,506 meals delivered;
- The total cost of providing meals to area participants was \$61,915; and
- Donations by meals participants only covered 4% of the total cost of providing these meals.

As Mayor of the City of Brownsville, you understand the need for continued support of the *Meals on Wheels* program from the communities where people who benefit reside. **We are requesting a donation of \$1,100 from the City of Brownsville this year.** Your donation will provide 115 hot meals.

Your contribution is truly an investment in the health of your citizens and community. A healthy, hot meal at their door enables your constituents to live in their homes and in your city, while also providing an opportunity for a volunteer to check on their safety and welfare. One hundred percent of your donation goes to providing meals to the most vulnerable residents in your community.

I would be happy to talk with you, share information about *Meals on Wheels*, and its impact on your residents. Thank you for your consideration and for your support.

Sincerely,

Fred Abousleman
Executive Director
Oregon Cascades West Council of Governments

CC: S. Scott McDowell, City Administrator, City of Brownsville



A program of Senior & Disability Services
Meal sites serving the communities of Albany, Corvallis, Lebanon, Lincoln City, Mill City,
Newport, Siletz, South Linn County, Sweet Home, Toledo, and Waldport



More about the Meals on Wheels program

Meals on Wheels is a program of the Senior and Disability Services of the Oregon Cascades West Council of Governments. *Meals on Wheels* is designed for homebound seniors 60 years of age or older and people with disabilities under 60 who qualify. For those that are homebound, meals are delivered by volunteer drivers. For more information, to donate, or become a volunteer, please contact the Senior and Disability Services office in your County: Benton 800-508-1698, Lincoln 800-282-6194, and Linn 800-638-0510.

More about the Oregon Cascades West Council of Governments

The Oregon Cascades West Council of Governments (OCWCOG), on behalf of the member governments, carries out a variety of local, state, and federal programs. The majority of funding is provided by way of contracts to administer specific services. As an Oregon intergovernmental entity, OCWCOG can provide for, or on behalf of, its member governments any service that they are authorized to provide. Whether it is helping a business find appropriate capital, helping seniors and persons with disabilities plan for independent living, or coordinating local roads improvement priorities, OCWCOG offers these and many other innovative services to the local governments and residents of Benton, Lincoln, and Linn Counties. For more information, visit www.ocwcog.org.

Accounts Payable History Report

Trans Type Trans No	Fund No	Bank Id	Cash Id	Trans Date	Po No	Check Date	Check No	Check Status	Total Amount	Discount Taken	Amount Paid
Vendor: 0000000691 SENIOR MEALS											
VR 00000092	916	GE	916	02/28/2011		02/28/2011	019986	R	1,000.00		1,000.00
				Invoice Date: 02/23/2011 Invoice Description: Annual Contribution							
Transaction Detail Description											
Line	Account No	Invoice No		Date	Reference	Po No	Amount				
001	916.000.679.000.00.00	02282011C		02/28/2011			1,000.00				
I.G. REQUESTS & CONTRIBUTIONS Annual Contribution											
Vendor: 0000000691 SENIOR MEALS											
VR 00001347	916	GE	916	08/14/2012		08/15/2012	021166	R	1,000.00		1,000.00
				Invoice Date: 08/14/2012 Invoice Description: Annual Contribution							
Transaction Detail Description											
Line	Account No	Invoice No		Date	Reference	Po No	Amount				
001	916.000.679.000.00.00			08/14/2012			1,000.00				
I.G. REQUESTS & CONTRIBUTIONS Annual Contribution											
Vendor: 0000000691 SENIOR MEALS											
VR 00001872	916	GE	916	03/29/2013		04/15/2013	021727	R	1,000.00		1,000.00
				Invoice Date: 03/29/2013 Invoice Description: ANNUAL PARTICIPATION WITH CWCOG							
Transaction Detail Description											
Line	Account No	Invoice No		Date	Reference	Po No	Amount				
001	916.000.679.000.00.00			03/29/2013			1,000.00				
I.G. REQUESTS & CONTRIBUTIONS ANNUAL PARTICIPATION WITH CWCOG											
Vendor: 0000000691 SENIOR MEALS											
VR 00003980	916	GE	916	03/25/2016		03/31/2016	023891	R	1,000.00		1,000.00
				Invoice Date: 03/25/2016 Invoice Description: MEALS ON WHEELS DONATION							
Transaction Detail Description											
Line	Account No	Invoice No		Date	Reference	Po No	Amount				
001	916.000.679.000.00.00	CITY OF BROWNSVILLE		03/25/2016			1,000.00				
I.G. REQUESTS & CONTRIBUTIONS MEALS ON WHEELS DONATION											
										Report Totals:	4,000.00



POLICY TO REQUEST VACATION OF CITY OWNED PROPERTY

Any person interested in having a street, alley, plat or other public property vacated must submit a "Request for City Council to Initiate Vacation Proceedings" application to the City Administrator, along with the required fee and deposit.

The City Administrator will place the request on the City Council Agenda as soon as is practical. The City Council will review the request and will have the option to do the following:

1. Based on a finding that no possible future use of the property in question for public purposes exists, as well as a finding the City Council may, by motion, initiate vacation proceedings. These proceedings would then be held as outlined in Oregon Revised Statute Chapter 271, with the applicant responsible for the costs of publishing and recording, as required.
2. Based on a finding that future use of the property in question for purposes is a possibility, no matter how remote, the City Council may, by motion, deny the request to vacate the property.
3. Based on a finding that no possible future use of the property in question exists, but being unable to determine if other properties would be affected by the proposed vacation, the City Council may, by motion, deny the request to initiate the vacation proceeding. If this motion is used, the applicant would be encouraged to proceed through the petition process as outlined in Oregon Revised Statute Chapter 271.

Adopted by Council 08/07/1995



City Hall
255 N. Main Street • P.O. Box 188
Brownsville, OR 97327 • 541.466.5666
Fax 541.466.5118 • TT/TDD 800.735.2900

Fee: 250.00

Request for City Council to Initiate Vacation Proceedings

PETITIONER

Date 4/17/2017

Name Joseph G Lynch Lisa M. Logsdon

Mailing Address 210 School Avenue

Phone Number (541) 556-9690

DESCRIPTION OF SUBJECT PROPERTY

Legal Owner Joseph G Lynch/Lisa Logsdon Phone (541) 556-9690

Mailing Address 210 School Avenue

Tax Lot No. 13S02W31BC Township 13 S Range 2W Section 31

Address of Property: ⁰⁷⁴⁵⁰ 210 School Avenue

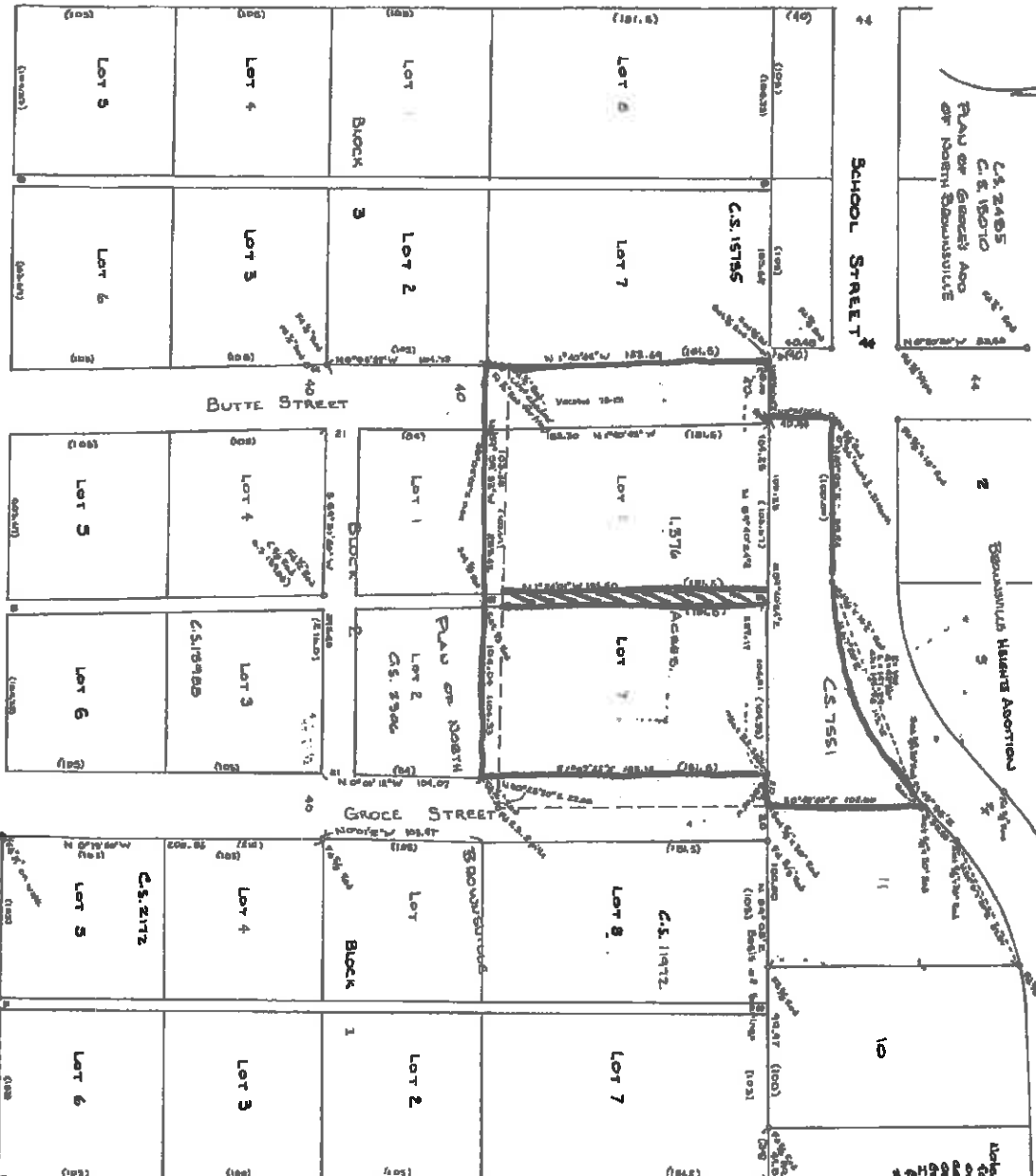
PURPOSE FOR WHICH THE GROUND IS PROPOSED TO BE USED

Residential

REASON FOR PROPOSED VACATION

the platted alley bisects the property and does not serve any future use

1. Map of area to include the land lying on either side of the street, alley, or portion thereof proposed to be vacated and extending laterally to the next street that serves as a parallel street, but in no case to exceed 200', and the land for a like lateral distance on either side of the street for 400' along its course beyond each end of the part proposed to be vacated.
2. Consent form signed by all legal owners of all property abutting the street, alley, or portion thereof proposed to be vacated.



Plan of North Denver and Denver Heights Addition
 West 1/2 Section 31 T13 S. R2W, W88M
 Denver, Lincoln County, Oregon
 May 19, 1980
 Scale 1"=50'

FRED SMITH
 In the

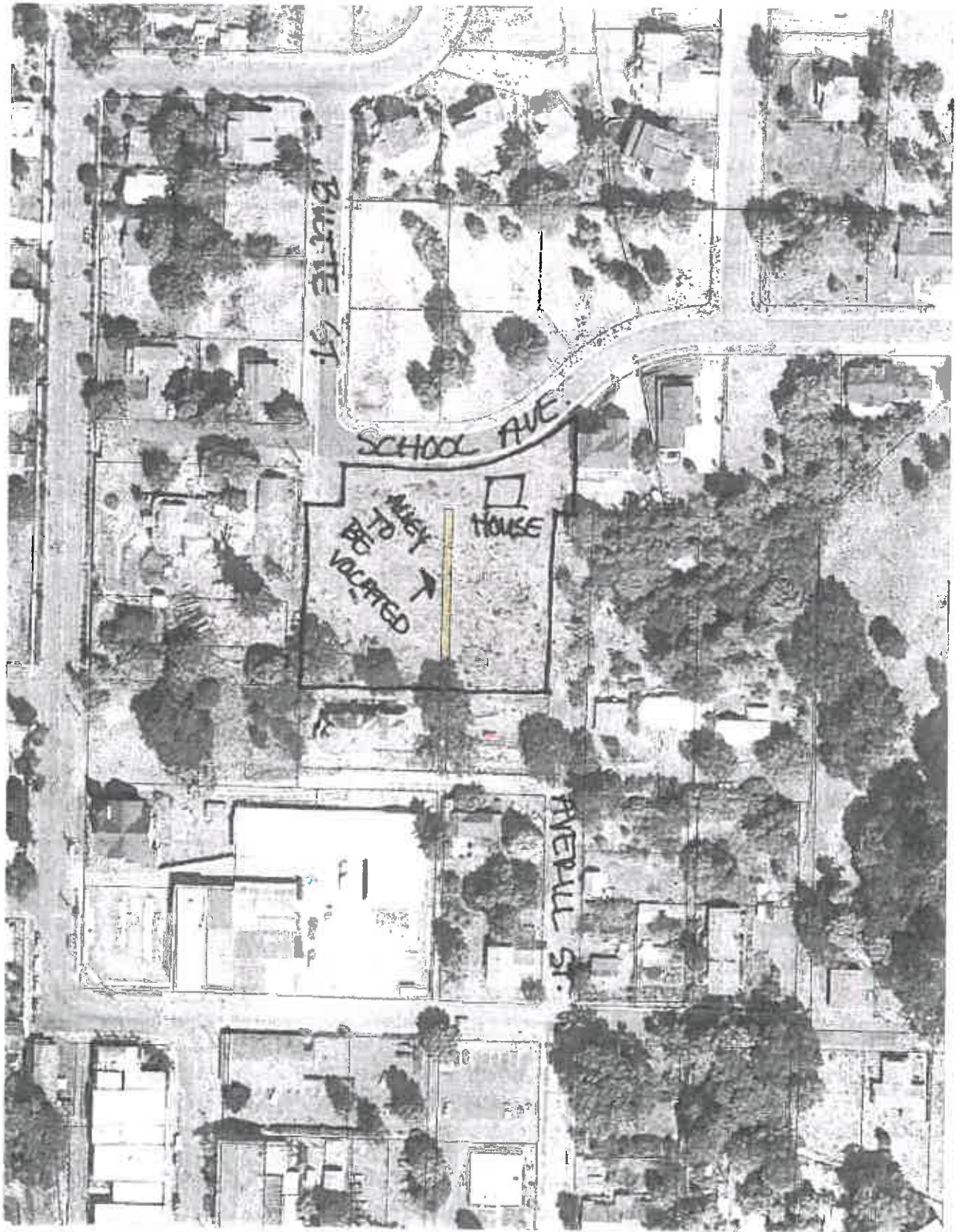
Notes: This survey based on monuments found on ground. The monument found on the ground is not necessarily the monument of the original plat of "Plat of North Denver" and "Plat of Denver Heights Addition" and "Plat of North Denver and Denver Heights Addition" and the monuments found on ground are not necessarily the monuments found by preparation in either of them.



C.S. 5088
 Wray & Wray, Surveyors

*Request to vacate
 alley
 Joseph & Lynch
 List on Logsdon
 210 School Ave
 C.S. 7519*

Request to vacate alley
Joseph G. Lynch and Lise M. Logsdon
210 School Avenue





Policy & Planning Considerations

Purpose: Council has identified several policy and planning items that need review and further discussion. Council will assign specific members to work with Staff to develop language for consideration by the full Council, if necessary.

Policy

Brownsville Municipal Code

Title 8 – Health & Safety

Nuisances

Junk

Weeds

Trash

Junk Vehicles

Council Assignment:

Councilor Cole & Councilor Gerber

Staff Assignment:

S. Scott McDowell & Tammi Morrow

Timeline:

May – 1st Council Discussion

June – Possible 1st Reading

July – Possible 2nd Reading

Overview:

The topics above, under Title 8, are being reviewed for proper definitions, notification requirements, enforcement timelines and making clarifications to procedure and enforcement.

Title 15 – Uniform Development Code

RV Uses & Parking

Council Assignment:

Councilor Block & Councilor Chambers

Staff Assignment:

S. Scott McDowell, Tammi Morrow & Elizabeth Coleman

Timeline:

May – 1st Council Discussion

June – Possible 1st Reading

July – Possible 2nd Reading

Overview:

To ensure that use of recreational vehicles is in keeping with zoning requirements and enforcement can be pursued in a meaningful way if the law is violated.



Noise Mitigation

Council Assignment: _____
Staff Assignment: S. Scott McDowell & Elizabeth Coleman
Timeline: June – 1st Discussion

Overview: To create guidelines for Commercial & Light Industrial noise levels.

Agriculture in Residential Areas (Animals & Uses)

Council Assignment: _____
Staff Assignment: S. Scott McDowell & Elizabeth Coleman
Timeline: September – 1st Discussion

Overview: To create guidelines for farm animals and uses in residential zones.

Public Works Standards & Infill

Staff Assignment: S. Scott McDowell, Elizabeth Coleman & Karl Frink
Timeline: May – 1st Council Discussion
June – Possible 1st Reading
July – Possible 2nd Reading

Overview: To modify the Public Works Standards so they will allow infill development in residential zones.

Title 6 – Animals

Farm Animals

Council Assignment: _____
Staff Assignment: S. Scott McDowell & Tammi Morrow
Timeline: November – 1st Council Discussion

Overview: To review the kinds and numbers of animals allowed within city limits.

Attractant

Council Assignment: _____
Staff Assignment: S. Scott McDowell & Tammi Morrow
Timeline: December – 1st Council Discussion

Overview: To limit feeding of wild, feral animals in hopes of preventing overpopulation and spread of disease.



Title 12 – Streets and Sidewalks

Right-of-Way Infringements

Council Assignment: _____
Staff Assignment: S. Scott McDowell, Tammi Morrow & Karl Frink
Timeline: October – 1st Council Discussion

Overview: To review the number and kinds of vehicles being stored in the right-of-way, landscaping, fences and other structures encroaching public land.

Title 13 – Utilities

Water Curtailment

Staff Assignment: S. Scott McDowell, Tammi Morrow & Karl Frink
Timeline: February – 1st Council Discussion

Overview: To implement water curtailment procedures in the event of a water shortage or emergency.

Planning

- A. **Park Buildings** – Assess structures to determine next steps for rehabilitation.
- B. **Recreation Center** - Assess structure to determine next steps for rehabilitation. Last year, a subcommittee of Council reviewed costs that were in excess of \$750,000 for needed remodeling if the building is to last into the future.
- C. **Picture Gallery** – A conversation with the Linn County Pioneer Picnic Association (LCPPA) will happen in September to discuss the future of the Picture Gallery. Several years ago, the City was told that the foundation was not worth replacing due to the general condition of the structure. The City had a lease agreement with the LCPPA that expired in 2012. The City and the LCPPA have been going year to year. It is time to discuss the future of this structure.
- D. **Telecommunications Franchise** – Staff is working on language and will engage CenturyLink this Summer. The franchise is set to expire in September. The City is very interested in getting fiber optic internet for residents.
- E. **Water Treatment Plant** – The City is hoping to stretch out a system replacement until 2025.



- F. **Water Reservoir** – The City needs to replace the 250,000 gallon water reservoir. Council decided that the replacement will need to wait for the WTP bond. Staff estimates the new 1,000,000 gallon reservoir to cost over a million dollars. The City is following the Water Master Plan that was completed in 2012.
- G. **History Plaques** – Mayor Ware would like to discuss infusing pieces of history throughout town and has a few ideas to run by Council.
- H. **City Shop** – Council has discussed location and the associated flooding concerns with this facility. Council should make a decision on this issue.

LOC Bulletin

Recreational Immunity Bill Passes Out of Committee

On a unanimous vote Thursday, the Senate Judiciary Committee, chaired by Senator Floyd Prozanski (D-Eugene), approved a bill to restore recreational immunity, a League priority for this session. SB 327 now moves to the full Senate for a vote and then to the House for further consideration.

The bill would again extend immunity from tort liability to employees, agents and volunteers of a city for injuries resulting from recreational activities. Currently, a land owner who allows recreation on their property free of charge is immune from tort liability, but employees or volunteers who work on the property do not enjoy the same immunity.

Contact: Scott Winkels, Intergovernmental Relations Associate – swinkels@orcities.org

League Opposes Proposed Changes to Least-Cost Contracting

On Wednesday, the House Business and Labor Committee, chaired by Representative Paul Holvey (D-Eugene), held a public hearing on [HB 3203](#). The League testified in opposition to the bill and proposed [amendments](#) that would impose additional requirements on contracting agencies, including cities, when they use their own equipment and personnel on specified public improvement projects. The cities of Newport, Portland and Beaverton, along with the Oregon Water Utility Council, also testified in opposition. In addition, several cities submitted written testimony opposing the bill.

HB 3203, with the proposed amendments, would require contracting agencies to complete a detailed cost comparison if the contracting agency does work on a public improvement project

- [Res](#)
- [Cor](#)
- [Lea](#)
- [Lea](#)
- [Lea](#)
- [Tra](#)
- [SD](#)
- [Me](#)
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- [Ser](#)
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- [Sup](#)
- [RA](#)
- [Ad](#)



Recreational Immunity Fix Simple, Politics Less So

By Scott Winkels

When the Oregon Supreme Court ruled in *Johnson v. Gibson* that land owners were immune from tort liability but employees were not, the court noted that the Oregon Legislature knows full well how to write an immunity from liability but it did not specifically spell out that volunteers, employees or other agents should enjoy that same immunity. While the legislative intent was clear that a land owner, and by extension, their agents should be able to allow recreational access to their land without fear of liability, the court reasoned that plain language of the statute was apparently insufficient to do so.

With a clear indication in the court's ruling, the League, along with other local government associations and private land owners, has drafted bills that simply add employees, agents and volunteers into the recreational immunity statute. At the time of this writing, the legislative vehicle the League is focused on is SB 327, which is in the Senate Judiciary Committee, chaired by Senator Floyd Prozanski (D-Eugene).

While the language of the bill is simple, the daunting task will be to get through the legislative process. This will include: achieving a positive vote in committee, passage on the floor of the Senate, committee support in the House and an affirmative vote on the House floor with approval of the governor, can be a daunting task (and why lobbyists have jobs).

Absolving a party of liability from injuries is not an issue that the Legislature takes lightly, and the case must be made for its necessity. However, the active engagement of the LOC membership has resulted in significant support of the bill. City leaders presented on this issue during City Hall Week events in September, at City Day at the Capital in February, and through the passage of supportive resolutions over the past several weeks. Those efforts are bearing fruit.

The League anticipates that there will be some legislative activity on SB 327 by the publication date of this edition of *Local Focus*, but the conversation will by no means be complete. City leaders are encouraged to monitor the *LOC Bulletin* each Friday and the scheduled legislative webinars (see box below) for updates on this important issue.

Contact: Scott Winkels, LOC Intergovernmental Relations Associate – swinkels@orcities.org



Every other Friday during session, the League will provide briefings on legislation of importance to cities. All webinars start at noon. To register for a webinar, or to watch past webinars, visit www.orcities.org/legislative.

- April 14
- April 28
- May 12
- May 26
- June 9
- June 23
- July 7 (if necessary)

LOC Recreational Immunity Survey Reveals Impacts to Cities

A survey of member cities revealed a high level of concern and uncertainty about the recreational immunity court decision. Twelve city facilities have been closed, accounting for 6 percent of cities that have already been effected. The qualitative results show that many cities are taking precautionary measures to reduce the effect of increased costs and liability concerns. However, these measures are stymied by a high degree of uncertainty and inability to predict the consequences of facility closures. The effect of the loss of recreational immunity, especially in areas dependent on tourist dollars, could be severe.

On the Web: Read the full Recreational Immunity Survey report in the Publications Library on the League's website, www.orcities.org.

Survey responses:

"The citizens of Ukiah are outraged that even some part of the park be closed down. We are a very small city and most of the recreation is at the City Park. We have many visitors traveling through Ukiah and the park is the only recreation we have to offer them."

"We have heard employee reaction which could easily lead to paranoia or even quitting of their job."

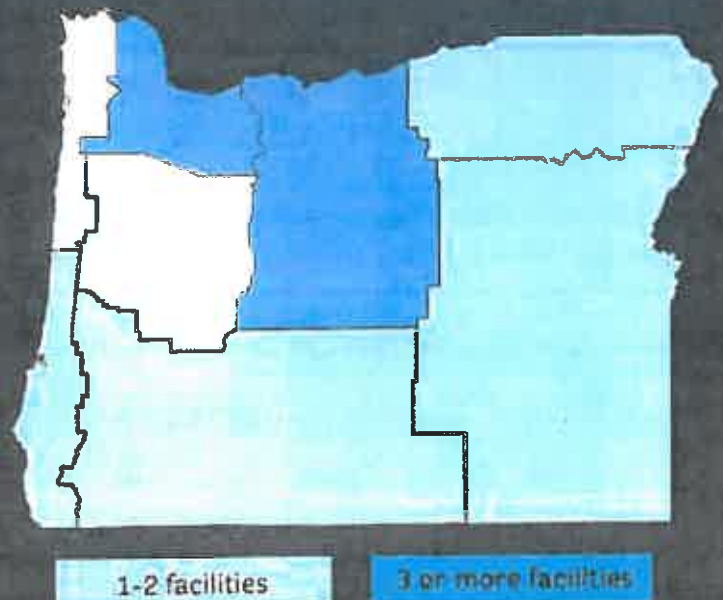
"The chamber wanted to install a slide at the city park, but the council said no because of this new ruling."

"If there is not a change to the ruling, we'll have to look to possibly not offering tournaments and events at our sports park. This facility generates an average of \$12 million per year in economic impact to the city. Sports tourism is essential to our area and without it there will be hundreds of jobs lost in addition to the loss of growth in development of hotels and other related businesses."

Recreational facilities closed:

- 3 parks
- 2 walking trails/bike paths
- 2 bike/skate parks
- 1 climbing wall
- 1 tennis court
- 1 playground
- 1 canoe/kayak portage
- 1 motocross area

Facility Closures by Region





Oregon

Kate Brown, Governor

Department of Environmental Quality
Western Region Eugene Office
165 East 7th Avenue, Suite 100
Eugene, OR 97401
(541) 686-7838
FAX (541) 686-7551
TTY 711

March 31, 2017

Scott McDowell
255 N. Main Street
PO Box 188
Brownsville, OR 97327

Re: Review and Acceptance of the 2017 TMDL Implementation Plan Annual Report for City of Brownsville

Dear Scott McDowell,

Thank you for submitting the Brownsville 2017 TMDL Implementation Plan Annual Report. The Department has reviewed your report and finds that the report complies with the annual reporting requirement. The city has met its obligation in implementing years one through three of the second five year TMDL cycle.

Based on the report, ongoing efforts or standard business practices that support the protection of water quality remain underway despite setbacks in tracking planting projects and maintaining an active public outreach campaign.

Please address the items identified in the Matrix that are outdated (enclosed) in the next report, which is due February 5, 2018. The reporting year for the next report is January 1, 2017- December 31, 2017. Please note that DEQ will closely track and enforce annual report and five year review dates as the city moves forward with implementation.

I would like to reaffirm that I am available as a resource to assist you as you move forward with TMDL implementation. Please feel free to contact me at (541) 687-7347 for assistance.

Best regards,

A handwritten signature in blue ink, appearing to read "Priscilla Woolverton".

Priscilla Woolverton
Willamette TMDL Basin Coordinator

ec: Zach Loboy, Watershed Manager, DEQ

Enclosure (1)

Brownsville TMDL Annual Report
 Acceptance Letter Enclosure 3/31/2017
 Outdated TMDL Matrix Strategies and Actions

The Brownsville TMDL Implementation Plan Matrix contains outdated Strategies and Actions. For example, the Temperature 1. Strategy, “Consider implementation of ordinance language addressing development practices on steeper slopes,” is no longer an accurate reflection of where Brownsville is in this process. According to the 2017 Status Update, “adoption of selected ordinance language” has been “Completed,” so the Strategy and associated items should be updated to reflect that Brownsville will enforce the applicable ordinance language that was adopted and will continue to review ordinances and design standards as information becomes available and as needed.

The table below contains excerpts from the Brownsville Matrix that have been revised for the following sections: Mercury 1; Mercury 2; Temperature 1; Temperature 1 and 4. These revisions are based on the Status Updates provided in the Brownsville 2017 Annual Report. **The revisions provided in the table below are examples; please consider these examples as you work to update these Matrix items prior to February 5, 2018, the next due date for the TMDL Annual Report.**

Pollutant	Source	Strategy	Actions	Measure	Timeline	Benchmarks	Status
Mercury 1.	Erosion and Sediment Control	Enforce erosion and sediment control ordinance (<i>insert ordinance number</i>); review and revise ordinances and design standards as needed.	Conduct site visits and enforcement as needed to ensure developers are in compliance with City’s erosion and sediment control requirements	Track and record: number of site visits conducted, and number of violations and enforcement actions; ordinances and design standards are reviewed and revised as needed.	Ongoing	City responds to sediment and erosion control issues, and/or refers to appropriate regulatory agency.	
Mercury 2.	Stormwater BMPs	Continue to provide outreach and education to developers and	Provide information about, and encourage developers to,	Record number of developments that incorporate LID and other stormwater BMPs	Ongoing	Implementation of stormwater BMPs increases over time.	

Brownsville TMDL Annual Report
 Acceptance Letter Enclosure 3/31/2017
 Outdated TMDL Matrix Strategies and Actions

Temperature 1.	Protection of riparian vegetation	residents about low impact development and other stormwater BMPs	implement LID during building permit process. Provide educational information to residents	Conduct site visits and enforcement as needed to ensure developers and community residents and others are in compliance with riparian ordinance	Track and record: number of site visits conducted, and number of violations and enforcement actions	Ongoing	City responds to riparian issues, and/or refers to appropriate regulatory agency.	
Temperature 4. (note: this is a combination of current Temperature 1. with 4 language)	Protection and restoration of riparian vegetation	Work with local watershed council, community members and others to protect and restore riparian vegetation	Meet with WSC to explore opportunities for City to support and/or facilitate riparian planting projects; provide outreach and education to	Document meeting with WSC and develop a list of possible projects; document outreach and education to community members	Annual	Meet with WSC at least annually to keep lines of communication open.		

Brownsville TMDL Annual Report
Acceptance Letter Enclosure 3/31/2017
Outdated TMDL Matrix Strategies and Actions

				community members about importance of riparian areas				
--	--	--	--	--	--	--	--	--

S. Scott McDowell

From: S. Scott McDowell <admin@ci.brownsville.or.us>
Sent: Tuesday, April 04, 2017 10:57 AM
To: 'Carla Gerber (cgerber@peacehealth.org)'; Don Ware (timeseditor@centurytel.net); Doug Block (dougblock2008@gmail.com); Eric Gerber (cgerber000@centurytel.net); 'Lynda Chambers (lynda_chambers@hotmail.com)'; Mandy Cole (thetimes242@gmail.com); Mike Neddeau (mecowpounder@yahoo.com)
Cc: Tammi Morrow (finance@ci.brownsville.or.us); Elizabeth Coleman (assistant@ci.brownsville.or.us); Sherri Lemhouse (library@ci.brownsville.or.us)
Subject: State Legislature - Proposed New Requirements

Good Morning Everyone,

Below is an excerpt from the latest LOC Bulletin:

Testimony Heard on Multiple Transparency Bills

The Senate General Government and Accountability Committee, chaired by Senator Chuck Riley (D-Hillsboro), heard testimony this week on several bills that would make public meetings and the information presented in them more accessible. The bills are:

- SB 637 and SB 638, which would require a public official presiding over a meeting that is being audio recorded to cause each participant to say their name before speaking;
- SB 639, requiring that documents presented at a public meeting be posted on a website within three business days;
- SB 640, which would require that the recording of any public meeting be of sufficient quality as to be understood by an average person; and
- SB 210, introduced at the request of a coalition of local government associations, which would allow for an electronic posting of public notices modeled after the system developed in Utah.

The chair is encouraging parties impacted by these bills to meet, discuss concerns and develop potential amendments.

Contact: Scott Winkels, Intergovernmental Relations Associate – swinkels@orcities.org

SB 637, 638, 639 and 640 are, in my opinion, completely micromanaging municipalities into the ground. What is the reason? Where is the fire? Can you imagine having to state your name each and every time you speak at Council meeting? SB 639 is already being done... SB 640 could cause cities to spend a lot of money to more adequately record the meetings... we went through a similar requirement a few years ago which did not make it into law... if it had we would have spent over \$5,000 for a sound system. What's next a stenographer?

We will have a discussion at the upcoming Council meeting about the impacts. I think this will come down to e-mailing or phoning Senator Chuck Riley to express concerns for Council authority and Home Rule. I think that all cities try to do their best in terms of communication, this is a matter of local concern – not State concern – period. We are already overburdened by current laws that require cities to provide public documents to people from all over the US. A one size fits all will only benefit people selling audio equipment and make it more cumbersome at Council meetings to conduct the actual business of Council...



Senator Chuck Riley

Democrat - District 15 - Hillsboro

Capitol Phone: 503-986-1715

Capitol Address: 900 Court St. NE, S-303, Salem, Oregon 97301

Email: sen.chuckriley@state.or.us

Website: <http://www.oregonlegislature.gov/riley>



S. Scott McDowell

255 N. Main Street

P.O. Box 188

Brownsville, OR 97327

541.466.5880

admin@ci.brownsville.or.us

S. Scott McDowell

From: Moore, Ed W <ed.w.moore@state.or.us>
Sent: Thursday, April 13, 2017 1:00 PM
To: Moore, Ed W
Subject: Affordable Housing

Pre-applications are [now available](#) for the pilot program under House Bill 4079 (UGB expansions for affordable housing). **To be eligible, cities interested in the program must submit a pre-application.** Pre-applications are due September 5, 2017.

Background

In 2016, the Oregon Legislature passed House Bill 4079 (HB 4079). HB 4079 aims to boost affordable housing by allowing two cities to develop affordable and market rate housing on lands currently outside urban growth boundaries without going through the normal UGB expansion process.

The law directed the Land Conservation and Development Commission to set up a process and select two pilot projects, one for a city with a population up to 25,000, and one for a city with a population greater than 25,000. The Commission has adopted rules to implement the program.

The proposed pilot project sites can be up to 50 acres, cannot be on high value farmland, and must meet other requirements. The pilot project cities must ensure the affordable housing on the sites remains affordable for the next 50 years, and must demonstrate efforts to accommodate and encourage needed housing within their existing UGBs.

Eligible Cities

The legislation limits which cities may apply.

Eligible Cities over 25,000 Population: Albany, Bend, Corvallis, Eugene, Grants Pass, McMinnville, Medford, Redmond, and Springfield.

Eligible Cities up to 25,000 Population: Incorporated cities except those in Clackamas, Marion, Multnomah, Polk, and Washington counties and cities in Jefferson County served by the North Unit Irrigation District.

Learn More and Get the Pre-Application

Read more about the program, including a webinar and handouts, and download the pre-application at: <https://www.oregon.gov/LCD/Pages/HB4079pilotprogram.aspx>

Questions? Call Gordon Howard (971-673-0964) or send him an e-mail gordon.howard@state.or.us

Ed

Ed Moore, AICP | Regional Representative
Community Services Division | Dept. Land Conservation and Development
South Valley Regional Solution Center



Oregon

Kate Brown, Governor

Department of Environmental Quality

Western Region Salem Office
4026 Fairview Industrial Dr SE
Salem, OR 97302-1142
Office: (503) 378-8240
Fax: (503) 373-7944
TTY: 711

April 11, 2017

S. Scott McDowell
City of Brownsville
255 N Main Street
PO Box 188
Brownsville, OR 97327

RECEIVED
City of Brownsville
APR 14 2017
Clerk _____

Re: **NPDES permit renewal application #956334**
File #11770
Permit #102206
Facility: Brownsville STP, 1.4 miles NW of City on 7 Mile Lane, Brownsville
Linn County

Dear Mr. McDowell:

DEQ received your renewal application for National Pollutant Discharge Elimination permit on November 19, 2016 and determined that it is complete. Your application number is 956334.

Please be aware that DEQ may request additional information from you in writing as allowed by Oregon Administrative Rule 340-045-0030. If you do not submit the requested information within 90 days, DEQ may consider your application withdrawn.

Bob Dicksa has been assigned to process your application. Please contact Bob in the Salem office at 503-378-5039 if you have any questions.

Sincerely,

Angelica Greene
Water Quality Permit Coordinator
Western Region
greene.angelica@deq.state.or.us

cc: Bob Dicksa, Salem, DEQ



http://democratherald.com/news/local/brownsville-s-small-town-business-boom/article_30dc100b-5e09-ab19-2f8060f26079.html

FEATURED

Brownsville's small town business boom

KYLE ODEGARD Albany Democrat-Herald 23 hrs ago



David Patton, Mid-Valley Sunday

Tishma Kurtz cuts the hair of Lisa Calderon of Lebanon at Reflections Salon & Day Spa in downtown Brownsville. Kurtz sa operate her business anywhere, but people in her hometown were rooting for her.

BROWNSVILLE – This small town's downtown has seen a flurry of new businesses thanks to

improving economy, a dose of nostalgic charm and increased exposure due to the Bi-Mart Willamette Country Music Festival and other events, officials and shop owners say.

Just since February, a masseuse opened a spa on Spaulding Avenue and a beauty salon sprang up across the road.

"We're excited. We're rolling really well right now," said Scott McDowell, city administrator of Brownsville, which has a population of 1,700 people.

Patrick O'Connor, regional economist for the Oregon Department of Employment, said that growth has been spreading outside urban areas in recent years. "It shouldn't be surprising it's hitting even the smaller towns," he added.

Business owner Lisa Keith said it was great to see the new stores and that there was a significant increase from five years ago at the height of the recession. "It's probably doubled," she said.

"I don't think there's a vacant storefront," Keith added.

Keith operates Abundance Co-op and Boutique, which opened in August at 331 Main St., in the old Key Bank building downtown. The shop features upcycled and handcrafted items, antique local products and clothing.

Michelle Smith-Harper grew up in Brownsville and said people used to look at the small town dismissively.

"Now, it's a destination," said Smith-Harper, the owner of Harper's Wine House, which opened at 320 N. Main St. in May and offers special dinners as well as vino and tapas.

"I get customers from all over the place. Eugene, Corvallis, Springfield," Smith-Harper added.

She's looking forward to the spring and summer when there will be even more foot traffic thanks to the warm weather and special events, including the Bi-Mart Willamette Country Music Festival, held in nearby Crawfordville.

Hundreds of country music fans flock to Brownsville. Some even stay in several rental units

houses leased out for the music festival.

But Smith-Harper said other events, including Carriage Me Back, the Pioneer Picnic and Sta Me Day, also bring plenty of people to town.

John Morrison, president of the Brownsville Chamber of Commerce, wondered if the solar eclipse this summer might bring an influx of visitors.

"I do hear about people who come to an event and decide to look for a house or that sort of thing," Morrison said.

Discovering a gem

People who visit Brownsville for the first time feel like they've "discovered a gem," said Kay Franciosa. She and her husband, Marco Franciosa, own In the Farm Kitchen, a shop that sells farm fresh goods and home décor and moved into a larger location at 431 Main St. about a year ago.

Part of Brownsville's charm is that it feels like it's from another era, thanks to brick buildings and other historic structures.

"Stand By Me" was filmed there and star Wil Wheaton said the tiny town was perfect for the movie's setting, as it looks like it was lifted straight out of the 1950s.

Beci Loeschen of Corvallis was taking part in the Thursday knitting group at the Brownsville Stitching Parlor, 104 Spaulding Ave., and said that historic values are a major draw for the community.

"People come here and they step back in time," she added.

That's doubly true with Carriage Me Back, an annual drive-through historical play that's set to transport attendees to 1898 on May 6 and 7. Last year, the event was set in 1929.

The historic feel also includes the manners of residents, said insurance agent Sandy Mooer Kaymer, who opened her office in October 2015 in Brownsville at 403 N. Main St.

"I grew up in this area and I like the feel of the small town. Everyone is extremely friendly. You go outside and someone is saying, 'Hi,' to you. I compare it to Mayberry. During the summer, somebody's out there sweeping the sidewalk," Mooers-Kaymer said.

Mooers-Kaymer has clients throughout the valley and could have opened up her business anywhere in Linn or Benton counties. She chose Brownsville.

Ann Elsasser helps run CC & Annie's, a home goods and décor shop that opened in September at 333 Main St., and she said that she also loves the small town feel.

Lisa Olson moved to Brownsville from Eugene to get out of the big city, and because her salon lives in town. Her salon, Hairitage, which also offers waxing, spray tanning and eyelash extensions, opened in March.

Olson has already been roped into volunteering as a character for Carriage Me Back. "I'm excited to be part of it. We all support each other here," she said.

Tishma Kurtz has been a hairstylist in Brownsville for 15 years, but she and three business partners opened up Main St. Reflections Salon & Day Spa, 402 N. Main St., in November. Besides haircuts and colors, the business does nails and massages.

Kurtz, a 1992 graduate of Central Linn High School, said she could operate in a bigger nearby town, but people in Brownsville are rooting for her.

"You can still have what you want here," Kurtz said.

Anna Carnegie-Marx, owner of Early Dawn Bakery, which opened at 431 A Main St. in January, said that local support stretches to include relative newcomers like her family, who moved to Prescott, Arizona about five years ago.

"It carries a lot of weight in this community if you're local," she added.

Marco Franciosa said there's been a bit of friendly competition between the stores downtown since late last year. "One shop opens that's kind of nice and then people start stepping it up a little bit," he added.

"The people who have opened up recently, they're here to make a living. It's not a hobby. It's something they've committed to and they're not just doing it on a lark," Carnegie-Marx said.

Smith-Harper said that there are more residents in their 20s and 30s, including business owners and residents who never left their hometown.

"They live here on purpose. You never used to see that," Smith-Harper added.

High-tech edge

Morrison of the Chamber of Commerce said that there certainly are fewer vacancies on Main Street and on Spaulding Avenue than during the recession.

But he and Jamie Kampfer, proprietor of the Brownsville Stitching Parlor, said that downtown stores have come and gone over the years.

"Every couple of months, it changes," Kampfer said.

"We are getting perhaps more restaurants, and more restaurants attract people in the evening," Morrison said.

McDowell said that the current crop of businesses have unique products and are a bit more professional, with regular hours. And just as importantly, they're small town but high-tech.

"I think they are more equipped to make it in today's era than in previous ones because of the internet being the great equalizer with helping people get online sales," McDowell said.

In the Farm Kitchen, for example, does about 95 percent of its sales online, Kay Franciosa said.

Longtime businesses are getting into the act, as well. The Brownsville NAPA Auto Parts store and Carlson's Hardware both have robust online sales, as well, McDowell said.

Morrison said that construction businesses in the Brownsville area, like in many communities, have been the real winner with the economic recovery. Linn County has a shortage of housing for sale, and that includes small towns like Brownsville.

"It's hard to get a carpenter because they have so much to do," Morrison added.

Kyle Odegard can be reached at kyle.odegard@lee.net, 541-812-6077 or via Twitter @KyleOdegard.

COMING MONDAY

The small-town boom comes to Scio.

KYLE ODEGARD

Currents

The most popular National Park Service site in each state

The most popular National Park Service site in each state

A New Patio Toughens Up Against Nebraska's Climate

A New Patio Toughens Up Against Nebraska's Climate

The 50 best albums of all time

The 50 best albums of all time

Today In History, April 17: Space Shuttle Discovery

Today In History, April 16: Virginia Tech Shooting

Today's Birthdays, April 15: Boston Marathon Explosion

Today's top political crisis: Venezuela and more

Dominic Monaghan interested in plant hallucinogens

Charlie Hunnam: 'Rapid' turnaround prevented me from doing Pacific Rim: Uprising

Today In History, April 17: Space Shuttle Discovery

Stevie Wonder urges expression through music

TODAY'S TOP VIDEO

Turkey Referendum: Erdogan's new grip on power

Turkey Referendum: Erdogan's new

Canada seals historic Singapore Sevens title

Canada seals historic Singapore Sevens title

On the North Korean border with VP Pence

On the North Korean border with VP Pence

Watch: US F-35 jet fighters arrive in Europe

Watch: US F-35 jet fighters arrive in Europe

MONTH END RECAP

	MARCH 2017							
	REVENUE	EXPENDITURES	YTD	%	Unexpended			
1 GENERAL	\$ 37,956.88	\$ 41,718.09	\$ 544,220.26	46.57%	\$ 624,304.74	1		
2 WATER	\$ 25,574.52	\$ 27,272.12	\$ 214,266.60	34.60%	\$ 404,983.40	2		
3 SEWER	\$ 29,722.17	\$ 16,407.88	\$ 171,881.05	35.30%	\$ 315,043.95	3		
4 STREETS	\$ 20,979.53	\$ 11,453.65	\$ 114,616.75	29.88%	\$ 268,983.25	4		
5 WATER BOND	\$ 72.79	\$ -	\$ -	0.00%	\$ 85,003.00	5		
6 SEWER BOND	\$ 600.63	\$ -	\$ 354,192.89	94.16%	\$ 21,982.11	6		
7 SEWER DEBT FEE	\$ 11,401.08	\$ -	\$ 99,236.06	79.39%		7		
8 BUILDING & EQUIPMENT	\$ 388.24	\$ -	\$ -	0.00%	\$ 665,500.00	8		
9 WATER RESERVE	\$ 1.22	\$ -	\$ -	0.00%	\$ 78,229.00	9		
10 HOUSING REHAB	\$ 213.53	\$ -	\$ -	0.00%	\$ 199,875.00	10		
11 WATER SDC	\$ 72.16	\$ -	\$ -	0.00%	\$ 74,145.00	11		
12 SEWER SDC	\$ 286.27	\$ -	\$ -	0.00%	\$ 273,965.00	12		
13 STORMWATER SDC	\$ 54.23	\$ -	\$ -	0.00%	\$ 53,126.00	13		
14 BIKEWAY/PATHS	\$ 114.17	\$ -	\$ -	0.00%	\$ 38,398.00	14		
15 LIBRARY TRUST	\$ 6.36	\$ -	\$ -	0.00%	\$ 5,931.00	15		
16 CEMETERY	\$ 1,072.52	\$ -	\$ -	0.00%	\$ 68,025.00	16		
17 TRANSIENT ROOM TX	\$ 5.27	\$ -	\$ 3,610.00	82.05%	\$ 790.00	17		
18 SEWER CONSTRUCTION	\$ -	\$ -	\$ -	0.00%	\$ 9,972.00	18		
19 LAND ACQUISITION	\$ -	\$ -	\$ -	0.00%	\$ 144,702.50	19		
20 COMMUNITY PROJECTS	\$ 203.67	\$ 125.00	\$ 11,797.50	7.54%		20		
	\$ \$128,725.24	\$ \$96,976.74	\$ 1,414,585.05					

Key Bank Account

General Checking \$ 51,070.80

Oregon State Treasury \$ 4,362,356.73

Community Improvements \$ -

2016-2017 YTD % of Total
 Appropriated \$ 4,747,544.00 29.80%

DEBT Payments

Water \$ 54,928.00
 Wastewater \$ 397,654.00

Total Debt

Water \$ 784,574.00
 Wastewater \$ 6,145,365.00
Total \$ 6,929,939.00