



CITY OF BROWNSVILLE

Council Meeting

Tuesday – January 24th, 2017

Regular Session 7:00 p.m.

Table of Contents

| | |
|----|---|
| 1 | Agenda |
| 4 | <i>Minutes: December 20th, 2017</i> |
| 8 | Administrator |
| 17 | Public Works |
| 19 | Planning |
| 20 | Sheriff |
| 25 | Court |
| 26 | Library |
| 27 | Council Values |
| 30 | Council Goals (<i>November Update</i>) |
| 37 | Resolution 2017.01: Pro-Tempore Judge Appointment |
| 38 | Resolution 2017.02: Commitment to Safety Program |
| 40 | Resolution 2017.03: Recognize Van Sandt's Public Service |
| 41 | Resolution 2017.04: Disburse Transient Room Tax Funds |
| 42 | Ordinance 765: Utility Billing Additions (<i>First Reading</i>) |
| 44 | Ordinance 766: Public Safety (<i>First Reading</i>) |
| 47 | Reoccurring Legislation & Reviews |
| 49 | Electronic Leash Manual |
| 50 | Strong Towns: The Real Reason Your City Has No Money |
| 55 | December Financials |

Note: TMDL Plan included in the envelope with Agenda Packet.
Irregular pages caused this to be packaged separately.



CITY OF BROWNSVILLE

Council Meeting

City Hall – Council Chambers
Tuesday, January 24th, 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: December 20th, 2016
- 6) PUBLIC HEARINGS OR PRESENTATIONS:
 - A. **Resolution 2017.03:** Recognize Van Sandt's Public Service
 - B. Oaths & Affirmations of Office – Judge Lemhouse
- 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 2017.01:** Pro-Tempore Judge Appointment
- B. **Resolution 2017.02:** Commitment to Safety Program
- C. **Resolution 2017.03:** Recognize Van Sandt's Public Service
- D. **Resolution 2017.04:** Disburse Transient Room Tax Funds
- E. **Ordinance 765:** Utility Billing Additions (*First Reading*)
- F. **Ordinance 766:** Public Safety (*First Reading*)

10) ACTION ITEMS:

- A. Elect Council President (*Two Year Term*)
- B. Appoint Cascade West Council of Governments Representative (*Two Year Term*)
- C. Appoint Central Linn Recreation Board Liaison (*Two Year Term*)
- D. Budget Committee & Planning Commission Advertisements
- E. Approve TMDL Plan
- F. Central Linn School Board – Mayor Ware & Councilor Shepherd

11) DISCUSSION ITEMS:

- A. Set Goal Setting Sessions
- B. December 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

14) EXECUTIVE SESSION

- 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

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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.

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.



Council Minutes

December 20th, 2016

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

PUBLIC: Doug Block, Kim Clayton, Greg Klein (*LCSO*), Elizabeth Coleman, Jannea Deaver, Jordan Parrish (*The Times*), Kneil Stucky, Allen Buzzard, Kaye Fox, June Schlosser, Randy Simpson, Gayle Ashford Simpson, and Alex Paul (*Democrat Herald*).

The pledge of allegiance was recited.

ADDITIONS AND DELETIONS: None.

MINUTES: Councilor Gerber made a motion to approve the November 22nd, 2016 meeting minutes as presented. Councilor Neddeau seconded the motion, and it passed unanimously.

PUBLIC HEARINGS OR PRESENTATIONS:

Emergency Preparedness Committee – Kneil Stucky. Mr. Kneil Stucky was present to report on EPC progress. Stucky reported that there are currently three people serving on this committee, Norman Simms, Marilee Frasier, and himself alongside City Staff McDowell and Administrative Assistant Tammi Morrow. The committee's goal is to increase public awareness and participation. Mr. Stucky related that the committee plans to do several outreach community events throughout the year. They plan on uploading information to the City website by October 2017. They would also like to develop a city emergency board that would list locations for emergency supplies, shelter, points of contact and help. Another goal is to develop community partnerships with skilled labor individuals in the City for help in the event of an emergency situation. EPC will hold quarterly meetings and work with Linn County EPC to establish contacts there. Mayor Don Ware praised Mr. Stucky for the committee's work thus far. McDowell expressed appreciation for their efforts and remarked that the committee is definitely focused around what the ordinance says and the City's goals for this purpose. He also suggested to Council that everyone should consider going through the NIMS (National Incident Management System) to assist with City continuity in an emergency event.

DEPARTMENT REPORTS:

1. **Sheriff's Report.** LCSO Sgt. Klein reported that there were 11 citations, 20 traffic warnings, 25 hours spent on traffic, 2 MVA's, 7 adults and 3 juveniles arrested, and 58 complaints for a total of 228 hours spent in Brownsville for the month. Deputy Frambes made an arrest for the tree vandalism, and that case will be going to Circuit court soon. LCSO has also assisted the City in citing ordinances, with two more to be cited shortly.
2. **Public Works.** Public Works Superintendent Karl Frink reported that it has been a busy couple of months. Road grading has been completed. On October 20th a tree was removed due to a winter storm event. During the recent ice/snow storm one tree top fell in Pioneer Park; all fallen debris has been cleaned up. A tree at the Library also fell during the last ice storm causing damage to several downtown business power connections. As this is considered an Act of God, repair and connection updates are the responsibility of the property owners.



Council Minutes

3. **Administrator's Report.** Mr. McDowell reported that the City was a victim of ransom ware attack in November. Mr. Alex Paul placed an article in the Democrat Herald about the event. McDowell received several phone calls from others affected by the same virus and he was able to help some of them recover from their attacks. The City has basically had several weeks of computer nightmares! A new server computer was purchased and that migration alone has consumed innumerable hours. There are many programs that have to be interfaced and operable. Harris Software, Sensus Meter Reading Software, along with three different printers. Glitch after glitch occurred. But after several calls to support from various vendors, everything is "back to normal."

On the desk tonight you will find letters and the audit for FY 15-16 from Boldt, Carlisle. Council will review the audit in more detail in January. The annual Secretary of State audit report has been filed. Staff also filed the report with Standard & Poor's as required by the refunding of the bonds.

Staff has heard some concerns from folks about the development on the north side of town just south of Depot Avenue. New owners are in the process of building storage units. The project being completed is an outright permitted use in a Light Industrial Zone according to the Brownsville Municipal Code. The City ensures that all required standards are met with each development including TMDL. The developer is in the process of making sure the stormwater calculations are correct for the amount impervious surface to be created by this project. There is another part of this situation that involves a private property dispute between property owners which of course is not a City issue.

Earlier this week, a tree fell in the yard of Library which damaged electrical services for several Spaulding Avenue businesses. The City is not negligent because it was an 'Act of God.'

Alyrica is currently evaluating where their next new high speed fiber optic internet cable will be installed; they are deciding between Philomath and Brownsville. Mr. McDowell asked Council members to forward any suggestions they have heard from the public.

Mr. Wade Long has expressed an interest in organizing another vintage trailer show in Pioneer Park. He would like to possibly be part of the Stand By Me weekend. Mr. Long's initial estimate is to bring in 100 to 150 trailers. The event may be allowed through an agreement, or better yet, as a Chamber of Commerce event.

As city-wide development continues to happen, it might behoove the City to have some standard development codes in place. The Historic Review Board is looking at putting some guidelines together for the Planning Commission to consider. The Canal Company leadership is still trying to determine what they want to do with the canal ditch. It is important for Council to remember that it is all private property and the City is not interested in taking on that responsibility. The costs alone would require major service changes for the City. McDowell is unsure how the situation will resolve.

4. **Library Report.** No comments.
5. **Court Report.** No comments.



Council Minutes

6. **Council Comments.** No comments.
7. **Citizen Comments.** No comments.

LEGISLATIVE:

1. **Resolution 2016.20 – Certify 2016 General Election Results.**
Councilor Gerber moved to approve and adopt R 2016.20. Councilor Van Sandt seconded the motion, and the motion passed unanimously. Mr. McDowell thanked all the candidates who ran for office giving congratulations to those who will serve the City in the near future; this election proved how important one vote can be.
2. **Resolution 2016.21 – Approve Department of Revenue IGA.**
Councilor Gerber moved to approve R 2016.21. Councilor Chambers seconded the motion, and the motion passed unanimously.
3. **Resolution 2016.22 – Setting Marijuana Tax Rate.**
Councilor Van Sandt moved to approve R 2016.22. Councilor Chambers seconded the motion, and the motion passed unanimously.
4. **Ordinance 762 – Voter Approved Marijuana Tax.**
McDowell provided this legislation for Council awareness.
5. **Ordinance 763 – Business Registration Amendment.**
This ordinance removes federal requirements from the City's business registration ordinance. Councilor Gerber asked if this ordinance is due to the voters approving the legalization of marijuana sales in Brownsville. McDowell confirmed this was the case. Councilor Van Sandt moved to read O 763 by title only. Councilor Gerber seconded the motion, and the motion passed unanimously. Mayor Don Ware read ordinance by title. Councilor Gerber moved to adopt O 763, and adopt as an emergency, to take effect in 30 days. Councilor Van Sandt seconded the motion, and the motion passed unanimously.
6. **Ordinance 764 – Marijuana Taxation Amendment.**
Councilor Gerber moved to read O 764 by title only. Councilor Van Sandt seconded the motion, and the motion passed unanimously. Mayor Don Ware read ordinance by title. Councilor Van Sandt moved to approve O 764 with one reading. Councilor Neddeau seconded the motion, and it passed unanimously. This ordinance will repeal O 757, which was enacted before the vote on the issue. It is important to note that medical marijuana sales are not taxed, only recreational marijuana sales.

ACTION ITEMS:

1. **Marijuana Tax Collection IGA Option with the Oregon Department of Revenue.** McDowell is asking for Council to authorize Mayor Don Ware and



Council Minutes

himself to approve the documents. *Councilor Van Sandt moved to approve. Councilor Chambers seconded the motion, and the motion passed unanimously.*

2. **Brownsville Municipal Code Considerations.** McDowell would like Council to appoint two members of Council to review two issues for consideration, 1) public safety, and 2) utility billing clarifications. McDowell would like to meet with the appointed members along with Staff to address those two concerns and bring back the discussion to Council. Councilor Neddeau and Chambers volunteered to review these two issues with Staff. Councilor Gerber also expressed interest in helping. Mayor Ware appointed all who expressed interest.

DISCUSSION ITEMS:

1. **Goal Setting Sessions.** Mayor Ware suggested setting two goal setting sessions in February. He also suggested doing a city tour as we will have a new member, and the tour is very informative. McDowell asked Council to come to the January meeting with their schedules in hand in order to plan the time needed to complete this important task. Typically, the Saturday session is about four (4) hours, however, at least two (2) more hours are usually required to finish the required task. These extra hours could be incorporated into work sessions before Council meetings, or possibly the scheduling of another Saturday. Also there is an upcoming training titled, "Elected Essentials" in Lebanon on January 25th, 2017 from 8:30 a.m. – 4:15 p.m. This is a free workshop offered through the League of Oregon Cities, and it be very valuable for Council to attend. Topics range from: how to use your League, the role of elected official and staff, land use, city finances and budget, legal issues (ethics, meetings, and elections), and risk management. You will need to register to attend the training, please inform Mr. McDowell if you are able to attend and Staff can make sure you are registered.
2. **November Financials.** No comments.

CITIZENS COMMENTS – Kaye Fox thanked folks for their concern over her health. The Fox family would like to wish everyone a Merry Christmas and a Happy New Year.

COUNCIL COMMENTS – Mayor Don Ware thanked Councilor Van Sandt for her service on Council. This will be her last official meeting, Doug Block will be sworn in and take her seat in January. Van Sandt thanked Council, and said that she has had a wonderful time serving her community. Mrs. Van Sandt will be present for the ceremonial transition at the January 2017 meeting.

ADJOURNMENT: *Councilor Cole moved to adjourn at 7:45 p.m. Councilor Van Sandt seconded the motion, and it passed unanimously.*

City Administrator S. Scott McDowell Mayor Don Ware



January 24th, 2017

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

One liner of the month

☺ We live in a society where pizza gets to your house before the police. ☺

Note: The most important section is the first one 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 that it is part of Council Goals that are on the Council room wall or in the City budget. When you see this symbol ☒ by a topic, it means that I will talk more about it at the meeting.

“Everybody thinks of changing humanity, and nobody thinks of changing himself.”
~ Leo Tolstoy

“We all have ability. The difference is how we use it.”
~ Stevie Wonder

“Imagination is more important than knowledge. For knowledge is limited, whereas imagination embraces all possibilities.”
~ Albert Einstein



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

6) PUBLIC HEARINGS OR PRESENTATIONS:

- A. **Resolution 2017.03:** I would recommend Council immediately passing Resolution 2017.03 which recognizes Councilor Van Sandt’s service to the City of Brownsville.
- B. **Oaths & Affirmations of Office** – Judge Lemhouse will administer the Oaths & Affirmations of Office to Councilor Gerber, Councilor Chambers and Councilor Block.



Councilor Van Sandt

9) LEGISLATIVE:

- A. **Resolution 2017.01: Pro-Tempore Judge Appointment** – Council passes this legislation annually to provide a substitute judge for Mr. Lemhouse as may be needed for reasons such as vacations, personal emergencies, conflicts of interest and such during of the year.

What is Council being asked to do?

Pass the resolution to provide coverage for Judge Lemhouse.



City Administrator Report

- B. **Resolution 2017.02: Commitment to Safety Program** – Council passes this annual legislation to recognize the importance and priority of the City’s employee safety program.

What is Council being asked to do?

Pass the resolution to reaffirm the City’s commitment to Staff safety.

- C. **Resolution 2017.03:** See above.

- D. **Resolution 2017.04: Disburse Transient Room Tax** – The Budget Committee and Council appropriated the amount of taxes collected for this purpose. Time has come around once again to pass legislation to distribute these funds as provided for by ordinance. Typically, Council has provided these funds to the Chamber of Commerce who has provided marketing efforts to promote Brownsville. This year, the City for the first time ever will be taking out the administrative costs associated with the collection of these funds as allowed by the Brownsville Municipal Code.



What is Council being asked to do?

Pass the resolution to disburse the money in accordance with the Brownsville Municipal Code.

- E. **Ordinance 765: Utility Billing Additions (First Reading)** – Councilor Chambers and Councilor Neddeau met with Staff to discuss possible additions to the utility billing process. Enclosed is the initial draft language for Council consideration. Administrative Assistant Jannea Deaver will be in attendance for any technical billing questions. The City continually deals with about two dozen accounts that cause considerable extra work for Staff including Public Works. The City should not be penalized due to the delinquency of a customer. The language changes reflect better protections for the City and Staff. The language also makes clear certain procedures for Staff and the general public.

What is Council being asked to do?

Review and consider the language.

- F. **Ordinance 766: Public Safety (First Reading)** – Councilor Chambers and Councilor Neddeau met with Staff to discuss possible additions to the Brownsville Municipal Code which would provide public safety measures. Enclosed is the initial draft language for Council consideration. Recently the City and the general public has dealt with disorderly conduct, harassment and other problems not rightly addressed by the Brownsville Municipal Code. The proposed language will help law enforcement handle these situations more efficiently and effectively in the future.



What is Council being asked to do?

Review and consider the language.

10) ACTION ITEMS:

- A. **Elect Council President (Two Year Term)** – Council elects a Council President every odd year according to the Brownsville Municipal Code. The Council President is to serve as Mayor, in the absence of the Mayor, and to assist with elected & appointed personnel related issues. Councilor Chambers is currently serving in this capacity.



What is Council being asked to do?

Appoint a Council President.

- B. **Appoint Cascade West Council of Governments Representative (Two Year Term)** – Mayor Ware has served in this role for the last two years.



What is Council being asked to do?

Appoint a Cascade West Council of Governments Representative.

- C. **Appoint Central Linn Recreation Board Liaison (Two Year Term)** – Councilor Chambers has served in this role for the last two years.

What is Council being asked to do?

Appoint a CLRB Representative.



- D. **Budget Committee & Planning Commission Advertisements** – A few years ago, Council authorized the City Administrator to proceed with needed advertisements for openings and annual standard processes without coming to Council. This is simply a courtesy reminder that those items will be taken care of as needed.

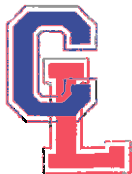
- E. **Approve TMDL Plan** – Public Works Superintendent Karl Frink and I have made changes that we believe reflects the position of Council regarding the Total Maximum Daily Load (TMDL) Plan. The City was not allowed to make any changes to the plan when it was originally adopted. The changes contained in the plan may be rejected by DEQ, but it is a starting point.



What is Council being asked to do?

Review and approve the document. Staff is willing to make necessary changes, but the plan is due to the Department of Environmental Quality (DEQ) by February 5th, 2017.

- F. **Central Linn School Board (Mayor Ware & Councilor Shepherd)** – Council Shepherd suggested this item. Shepherd would like to learn about the Board’s plans for the Blakely Avenue property and if the Board is considering a bond measure in May of 2017. The City has never heard back from the Board or Superintendent Gardner on the questions forwarded over a year ago on the Blakely Avenue property.



What is Council being asked to do?

Appoint Mayor Ware and Councilor Shepherd to meet with Central Linn School Board’s Mark Penrod and/or Mr. Eric Gerber to receive an update.

11) DISCUSSION ITEMS:

- A. **Goal Setting Sessions** – It appears that Saturday, March 11th will work the best. I am still waiting for a Council member to confirm their availability.



B. December Financials

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

- ▶ *Began logistics for the hire of Park Caretakers.*
- ▶ *Mayor Ware & I attended a couple of meetings as directed by Council.*
- ▶ *Negotiated Agreement with Donnie Nealon for grass removal at the SWWTP.*
- ▶ *Worked with Administrative Assistant Elizabeth Coleman on several properties and projects.*
- ▶ *Met with Dr. Garcy.*
- ▶ *Filed Ford Family Foundation Grant Documentation.*
- ▶ *Review Communications Franchise.*
- ▶ *Met with Councilor-Elect Doug Block about Council Responsibilities.*
- ▶ *Met with Parks & Open Space Advisory Board – Public Works Superintendent Karl Frink and I present The Future presentation.*
- ▶ *Worked on the Park Master Plan Update with Administrative Assistant Elizabeth Coleman.*
- ▶ *Performed Performance Evaluations.*
- ▶ *Asked to be a guest speaker at the Oregon Municipal Finance Officers Association Conference in Gleneden Beach, Oregon.*
- ▶ *Met with the Chamber regarding the Antique Trailer and Stand by Me Day issues.*
- ▶ *Councilor Chamber, Councilor Neddeau, Administrative Assistant Jannea Deaver and I met to discuss ordinance concepts.*
- ▶ *Met with the new representative from Sweet Home Sanitation.*
- ▶ *Met with LCSO Contract Cities & the Sheriff's Office.*
- ▶ *Executed the IGA with the Department of Revenue.*
- ▶ *Worked with Code Publishing on Marijuana Ordinance changes.*



HAPPENINGS

Linn County Sheriff's Office ☒ – I will have an oral report about the meeting with contract cities at the meeting. Contract cities are scheduled to meet on February 7th, 2017. Mayor Ware and I will be attending.

Go Team Next Steps ☒ – I will have an oral report.

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.

Reoccurring Legislation & Reviews ☒ – I have placed a document in the agenda packet which gives Council a quick glance at the standard items Council will do in 2017 or in any given year for the matter.



STATUS UPDATES – Projects, proposals and actions taken by Council



Active: Emergency Preparedness Committee (EPC) Meeting Update – See provided materials from the December 2016 Council meeting for more information.

Active: Total Maximum Daily Load (TMDL) Update – 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 – 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 – Staff will be meeting with the Cascade West Council of Governments to review the software and determine future viability.



From 11.22.2016: The Cascade West Council of Governments is working on the possibility of purchasing software on behalf of cities in our region. Hopefully, there will be a more cost effective, shared solution.

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.

Active: Medical & Recreational Marijuana Discussion ☑ – I will have an oral update for Council.
From 12.20.2016: I have been very busy working with City Attorney Lauren Sommers to prepare the necessary changes to the Brownsville Municipal Code. All the needed and required changes are part of the legislative items for this meeting. Administrative Assistant Elizabeth Coleman and I are working with Randy & Gayle Simpson to assist them through the local process.

From 11.22.2016: If the results are certified based on the totals available at the time of this report, Council will need to change several pieces of legislation. Staff will prepare the necessary changes for the December Council meeting.

From 09.27.2016: Council passed necessary legislation at the July Council meeting to place the issue on the November ballot. Resolutions 2016.18 and 2016.19 were passed. Please refer to the last agenda packet for more information. Ordinance 762 was also reserved pending the outcome of the vote.



City Administrator Report

Active: Recreational Vehicles ☒ – *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.



Completed: Finance Odds & Ends ☒ – Boldt, Carlisle & Smith (BCS) finished the audit of FY 2015-2016. I have electronically filed the document with the Secretary of State and Standard & Poor’s.

From 11.22.2016: KeyBank has made the final transition to one major account. The City eliminated the Utility, Court & Park checking accounts. Administrative Assistant Tammi Morrow has been working on this project very closely.

Complete: Brownsville Chamber of Commerce MOU ☒ – Staff finalized the MOU with the Chamber.

ITEMS PENDING – Tabled or On Hold

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 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.

Stalled: Linn County Engineer Chuck Knoll & Washburn/Gap Road – *From 11.22.2016:* Council asked Staff to request a speed study for Washburn Street due to a petition that was sent to Council by Mr. Joe Ervin. Mr. Knoll indicated that the only thing that will immediately help the situation is traffic patrol. I did indicate to Mr. Knoll that Council has been urging the Sheriff’s Office to patrol this and other areas in town as we are continuing to experience a lot of citizen complaints regarding the lack of traffic enforcement. Mr. Knoll indicated that there are really no other ‘traffic calming devices’ that can be installed that would help this situation. Mr. Knoll asked if there were any pending improvements to the



City Administrator Report

road by any private developments. I indicated that there were no plans pending or even presented to the City for this area. Mr. Knoll suggested that a turnabout could be installed if a large subdivision was being developed, as an example. Mr. Knoll indicated that he would discuss this issue further with Linn County Road Master Darrin Lane.

I feel that the City's only option on this matter is to continue to ask the Sheriff's Office for traffic patrol in this and other areas.

Pending: Visit Linn Coalition (VLC) Update – **From 07.26.2016:** The City recently contributed \$500 to assist in continuing the VLC mission.

PAST MEETINGS – Memory Information

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 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.



Central Linn School District Agreement – **From 09.27.2016:** Mayor Ware and Councilor Shepherd attended a meeting put together by Bryan Wyant on September 16th, 2016. Mr. Wyant had reached out to Samaritan to gauge their interest in the property. The Central Linn School Board approved Mr. Wyant contacting any other interested parties at their August Board meeting. Councilor Shepherd reported that no decisions were made at the meeting. Superintendent Gardner indicated that Willamette Neighborhood Housing Services has until the end of October to determine if they want to purchase the property for development. Shepherd indicated that Samaritan was simply looking at options. Mr. Wyant was encouraged that Samaritan demonstrated interest in the property by coming to Brownsville to look the property over.

From 06.28.2016: Council sent Mayor Ware to talk with Mr. Mark Penrod, Central Linn School Board Chair, in an attempt to get answers on the Board's plans for the Blakely Avenue property. Council also would like to see community conversations being held with the Central Linn School District about the plans for the property, otherwise the City Planning Commission could easily be placed in a difficult situation. Administrative Assistant Elizabeth Coleman attended the Central Linn School Board's meeting on June 13th, 2016.

From 3.22.2016: Superintendent Brian Gardner indicated that he is awaiting a proposal from Willamette Neighborhood Housing Services (WNHS) for the Blakely Avenue property. Mr. Gardner indicated that several contingencies are included in the language put forth by the Central Linn School Board. Once he has the information, he will discuss the details with the City.



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.

Pending: Darrin Lane & Kirk Avenue ☒ – **From 10.25.2016:** I will provide some points to ponder at the upcoming meeting. The City will have an expenditure of between \$80,000 - \$160,000 if this project moves forward. Public Works Superintendent Karl Frink and I are unable to determine actual costs because we do not have a design for the road. Manholes, water and sewer service lines and hydrants along with other infrastructure will have to be relocated for the road to be reconstructed. The other major consideration is that of right-of-way acquisition. Many will have to give up portions of the area they are currently accustomed to as front yard.

When the road is reconstructed, Kirk Avenue will become a “drag strip” and complaining about speeding will be at an all-time high. I have seen this many times before in communities.

Linn County is under no obligation to fix this road. The County projected their cost to be over \$2 M to repair the road from Main Street to Hunter Street.

The City can either wait and attempt to ensure that Kirk Avenue is placed on the maintenance list or pass a bond measure for the repair of the street. The City does not have the money to take on such a project.

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

The Budget Committee and Council have discussed the financial implications to the City. I have discussed the need for a Local Improvement District (LID) if this project should move forward. Depending on the design of the street improvements, the City could be spending hundreds of thousands of dollars on storm water drainage improvements, moving water line connections, moving sewer line connections, adjusting manholes and other utility appurtenances. Linn County has been doing major improvements throughout the County which have depleted their financial capability to assume Kirk Avenue as part of their roadway system.

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...



Stalled: Garbage Language – *From past meetings:* Trash is starting to become a problem around town again. Below is the City of Albany's language that may be useful:

18.30.260 Accumulation of rubbish or garbage.

All exterior property and premises, and the interior of every structure, should be free from any accumulation of rubbish or garbage so as not to harbor insects and rodents, produce dangerous or offensive gases, odors and bacteria, or other unsanitary conditions, or create a fire hazard. (Ord. 5647 § 1 (Exh. C), 2006).

18.30.265 Disposal of rubbish.

Every occupant of a structure should dispose of all rubbish or garbage in a clean and sanitary manner by placing such rubbish or garbage in containers which are free from holes and covered with tight-fitting lids. (Ord. 5647 § 1 (Exh. C), 2006).

The City would also need to consider a time frame that is appropriate and a procedure to abate quickly. If this sounds better, Staff can proceed with further research.

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.

Respectfully Submitted,

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

S. Scott McDowell



Public Works Report

January 18, 2017

Karl Frink, Public Works Superintendent

Water:

- *Billing Support*- Follow through on customer service support and requests.
- *Meter reading* – Water meters have not been read for the month of January due to software/computer issues.
- *Distribution System* – Two leaks and one broken water meter 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.
- *Cross Connection Program*- All backflow devices have been tested for this year. Two new backflow devices are installed, and one still pending installation.
- *Water Treatment Plant* –All of the instrumentation has been cleaned and calibrated to factory specifications. We are having continuous problems with the soda ash chemical feed line. Due to colder weather, the soda ash is not thoroughly mixing, causing sediment in the feed line, which plugs up and stops the chemical feed. We are currently working towards a solution for this problem.
- *Misc.* – Nothing further to report this month.

Sewer:

- *North Lagoons* – Discharge from this facility began November 28th, and was complete on December 21st. The total discharged was 24.149 million gallons with no permit violations for the month of December. One of the influent pumps has failed and has been replaced. The City keeps one spare pump on hand for such cases.
- *South Lagoons*- Discharge from this facility began December 19th and was complete on January 11th. The total discharge from this facility was 30.111 million gallons with no permit violations. The chemical feed supply line froze and burst, deeming this line unusable at this time. Public works completed the connection to the city water system and finished discharging with the new water supply.
- *Collection System*- Nothing to report this month.
- *Misc.* – Nothing additional to report this month.

Streets:

- *Mowing/Tree Maintenance* – Many tree branches and debris have been picked up following all of the adverse weather conditions.
- *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. Public works will grade all gravel roads in the month of January.
- *Storm Drainage* – Nothing to report this month.
- *Misc.* – Many stop and street signs have been installed or replaced in various locations throughout town.

Parks:

- *Pioneer Park* –Leaf clean up is under way. One tree was removed by the baseball diamonds. The tree had been severely damaged during the adverse weather and was not salvageable due to excess damage. This fall we will be removing the road between the river and the playground as

the eroded riverbank is encroaching too close to the road and could become unstable. We will remove the gravel and replace with soil, then reseed the area to return it to grass.

- *Blakely Park* – Leaf clean up is complete.
- *Kirk's Ferry Park* – Leaf clean up is complete.
- *Remington Park* –Public works will be grinding out the stumps soon. Leaf clean up is complete.

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*- Leaf clean up is complete.
- *Buildings*- A few minor building maintenance items have been repaired.

Downtown

- *Restrooms* – This facility is cleaned every Friday, or more often needed. The old bike rack in the flower bed was removed and will be delivered to Advanced Mechanical for overhaul. The plan is to place this bike rack in Pioneer Park once complete.
- *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. A new metal roof has been installed, siding has been repaired or replaced as needed and new batons have been installed. The new garage doors have been installed and trimmed in, new windows and entry door have been replaced. Once construction is complete, we will repaint the entire building when weather allows.

City Hall:

- *Buildings*- The front gutter over the main door has been unclogged and the tree trimmed.
- *Grounds* –The grass is mowed and maintained weekly.
- *Community Center*- Nothing to report this month.

Rec. Center:

- *Grounds*- Leaf clean up is complete.
- *Buildings*- One heating unit was replaced. Several lights have been repaired or replaced as needed.

Public Works:

- *Grounds*- Leaf clean up is complete.
- *Buildings*- Cleaning and organizing continues as time allows. Gutters have been cleaned twice.
- *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.

K7-D



PLANNING AT A GLANCE

Permits Building, Plumbing, Mechanical, Fence, Etc.

- Plumbing New bathroom install 529 Kay Avenue
- Building Permit Living Room/Bedroom/Bath 404 French
- Mechanical Radiant Htr Install (2) (Comm) 34777 Hwy 228
- Mechanical Replace Gas Furnace 526 Spaulding
- Conversion (Closet to Bathroom) 410 Washburn
- Mechanical Install Wood Stove 306 Kisling
- Mechanical Replacement Furnace 215 Depot Avenue
- New Construction Garage with living space above 536 Henshaw

Land Use Applications

668 Calapooia Avenue Land Partition
221 W Bishop Way Conditional Use

Updates

Planning Commission members Tricia Thompson, Don Andrews & Josh Kometz met with Laura Allen, owner of Grooming in the Hood (dog grooming service) and Staff to review the 2015 Conditions of Approval. Conditions for the dog daycare and overnight boarding facility were to be completed by a certain date however Mrs. Allen explained the daycare and boarding portion of the Conditional Use has been put on hold, at least until summer 2017, as the community has not yet expressed a strong need for those services. After reviewing the conditions and communicating with Mrs. Allen, the representatives of the Planning Commission agreed that as there is no data available to review, it would be sensible to wait until the daycare and boarding facility are up and running. The dog grooming service has had no complaints to date and Mrs. Allen reported the business is doing very well.

Randy Simpson & Gayle Ashford submitted a new Conditional Use Permit application to open a medical marijuana facility at 221 W Bishop Way, in the Volume Commercial Zone. Mr. Simpson & Ms. Ashford came before the Planning Commission for approval in December of 2015; their application was denied at that time because marijuana facilities were not allowed in the City of Brownsville, in accordance with the Brownsville Municipal Code. As the November 2016 election was the determining factor as to whether or not marijuana facilities would be allowed in Brownsville, Mr. Simpson & Ms. Ashford are now eligible to be approved for the Conditional Use Permit. The hearing will be January 23rd.

Elizabeth Coleman



LINN COUNTY SHERIFF'S OFFICE

Bruce W. Riley, Sheriff

1115 S.E. Jackson Street

Albany, OR 97322

Phone: 541-967-3950

www.linnsheriff.org

2016

MONTHLY REPORT TO THE CITY OF BROWNSVILLE FROM THE LINN COUNTY SHERIFF'S OFFICE

FOR THE MONTH OF: December

| | |
|--|----|
| TRAFFIC CITATIONS: ----- | 15 |
| TRAFFIC WARNINGS: ----- | 16 |
| TRAFFIC CRASHES: ----- | 0 |
| ADULTS CITED / VIOLATIONS: ----- | 0 |
| ADULTS ARRESTED: ----- | 7 |
| JUVENILES CITED / VIOLATIONS: ----- | 0 |
| JUVENILES ARRESTED: ----- | 0 |
| COMPLAINTS/INCIDENTS INVESTIGATED: ----- | 65 |
| TRAFFIC HOURS----- | 22 |

TOTAL HOURS SPENT IN: BROWNSVILLE 213

CONTRACT HOURS= 202 HOURS

**Bruce W. Riley,
Sheriff, Linn County**

By: Sergeant Greg Klein

PATRL_RPT#2 City Incident Report

| ENTRY DATE | ENTRY TIME | CALL DESCRIPTION | ADDRESS | CITY | DESCRIPTION |
|------------|------------|--------------------|-----------------|-------------|------------------------------------|
| 12/29/16 | 17:30:43 | Trf Speed Viol | S MAIN ST | Brownsville | CITE ISSUED - AGRESSIVE DRIVER |
| 12/29/16 | 17:30:43 | Trf Speed Viol | S MAIN ST | Brownsville | CITE ISSUED - NO INSURANCE |
| 12/29/16 | 17:04:09 | Trf Moving Viol | S MAIN ST | Brownsville | CITE ISSUED - MOVING VIOLATION |
| 12/29/16 | 17:04:09 | Trf Moving Viol | S MAIN ST | Brownsville | Warning issued |
| 12/29/16 | 16:44:00 | NEGLECT | E WASHINGTON AV | Brownsville | No Additional Report Necessary |
| 12/29/16 | 16:27:16 | Trf Moving Viol | E WASHINGTON AV | Brownsville | CITE ISSUED - DWS/NO ODL |
| 12/29/16 | 16:27:16 | Trf Moving Viol | E WASHINGTON AV | Brownsville | Incident Report |
| 12/29/16 | 16:27:16 | Trf Moving Viol | E WASHINGTON AV | Brownsville | CITE ISSUED - NO INSURANCE |
| 12/28/16 | 21:49:18 | Trf Equipment Viol | S MAIN ST | Brownsville | WARNING - EQUIPMENT VIOLATION |
| 12/28/16 | 10:27:11 | BURGLARY REPORT | N MAIN ST | Brownsville | Incident Report |
| 12/28/16 | 9:53:02 | DISTB-OTHER | OAK ST | Brownsville | No Additional Report Necessary |
| 12/27/16 | 17:16:09 | DISTB-ARMED | WILLSON AV | Brownsville | Incident Report |
| 12/27/16 | 15:24:12 | CIV DISP RPT | WILLSON AV | Brownsville | No Additional Report Necessary |
| 12/26/16 | 20:03:26 | CIV DISP RPT | WILLSON AV | Brownsville | No Additional Report Necessary |
| 12/26/16 | 15:49:43 | PROP-FOUND | S MAIN ST | Brownsville | No Additional Report Necessary |
| 12/26/16 | 10:32:24 | CIV PROCESS-OTHER | FIELDS CT | Brownsville | Civil process atmpeted, not served |
| 12/26/16 | 0:00:09 | SUSP-VEHICLE | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/25/16 | 22:55:56 | PHONE-HARASSMENT | E WASHINGTON AV | Brownsville | No Additional Report Necessary |
| 12/25/16 | 21:35:00 | WELF CHECK | E WASHINGTON AV | Brownsville | No Additional Report Necessary |
| 12/25/16 | 17:22:39 | SUSP-PERSON | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/25/16 | 16:10:31 | WARRANT SERV | E BISHOP WY | Brownsville | No Additional Report Necessary |
| 12/25/16 | 15:20:25 | THEFT-RPT | AVERILL ST | Brownsville | No Additional Report Necessary |
| 12/25/16 | 5:03:28 | SUSP-CIRCUMSTANCES | FISHER ST | Brownsville | No Additional Report Necessary |
| 12/24/16 | 21:09:44 | SUSP-CIRCUMSTANCES | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/24/16 | 16:40:13 | Trf Moving Viol | N MAIN ST | Brownsville | CITE ISSUED - DWS/NO ODL |
| 12/24/16 | 16:40:13 | Trf Moving Viol | N MAIN ST | Brownsville | Warning issued |
| 12/24/16 | 14:41:22 | Trf Moving Viol | S MAIN ST | Brownsville | Warning issued |

PATRL_RPT#2 City Incident Report

| | | | | | |
|----------|----------|-------------------------------|-----------------|-------------|------------------------------------|
| 12/24/16 | 14:41:22 | Trf Moving Viol | S MAIN ST | Brownsville | CITE ISSUED - NO INSURANCE |
| 12/24/16 | 11:33:13 | DOG COMPLAINT | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/24/16 | 10:20:26 | Trf Moving Viol | N MAIN ST | Brownsville | Warning issued |
| 12/23/16 | 22:15:38 | Trf Moving Viol | PUTMAN ST | Brownsville | WARNING - MOVING VIOLATION |
| 12/23/16 | 14:02:22 | NEGLECT | KIRK AV | Brownsville | No Additional Report Necessary |
| 12/22/16 | 15:30:28 | SUSP-VEHICLE | S MAIN ST | Brownsville | No Additional Report Necessary |
| 12/21/16 | 21:32:21 | DISTB-OTHER | MILLHOUSE ST | Brownsville | No Additional Report Necessary |
| 12/21/16 | 18:59:07 | SUICIDAL-SUBJECT | KIRK AV | Brownsville | No Additional Report Necessary |
| 12/21/16 | 17:14:28 | CIV DISP RPT | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/21/16 | 13:14:43 | SUSP-PERSON | KIRK AV | Brownsville | No Additional Report Necessary |
| 12/21/16 | 9:56:28 | ANIMAL - HORSE | LOUCKS WY | Brownsville | Incident Report |
| 12/20/16 | 18:39:31 | CUSTODIAL INTERF | KIRK AV | Brownsville | No Additional Report Necessary |
| 12/20/16 | 14:48:44 | VIOL CITY ORD | ROBE ST | Brownsville | No Additional Report Necessary |
| 12/20/16 | 13:17:07 | CIV PROCESS-RESTRaining ORDER | NORTHPOINT LOOP | Brownsville | Civil process atmpeted, not served |
| 12/20/16 | 12:33:47 | Trf Moving Viol | E BISHOP WY | Brownsville | WARNING - EQUIPMENT VIOLATION |
| 12/20/16 | 12:33:47 | Trf Moving Viol | E BISHOP WY | Brownsville | WARNING - EQUIPMENT VIOLATION |
| 12/19/16 | 18:09:11 | PHONE-HARASSMENT | LOUCKS WY | Brownsville | Incident Report |
| 12/19/16 | 12:03:16 | WARRANT SERV | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/18/16 | 16:12:25 | DISTB-DOMESTIC | NORTHPOINT LOOP | Brownsville | No Additional Report Necessary |
| 12/18/16 | 12:00:04 | VEH-STOLEN | TEMPLETON ST | Brownsville | Incident Report |
| 12/18/16 | 11:32:11 | BURGLARY REPORT | LOUCKS WY | Brownsville | Incident Report |
| 12/17/16 | 5:33:54 | 911 HANGUP | AVERILL ST | Brownsville | No Additional Report Necessary |
| 12/15/16 | 15:00:15 | WELF CHECK | OAK ST | Brownsville | No Additional Report Necessary |
| 12/15/16 | 3:37:35 | ALARM - POLICE | KIRK AV | Brownsville | No Additional Report Necessary |
| 12/14/16 | 21:45:57 | EXTRA PATROL | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/14/16 | 13:36:24 | CIV DISP RPT | W WASHINGTON AV | Brownsville | No Additional Report Necessary |

PATRL_RPT#2 City Incident Report

| | | | | | |
|----------|----------|--------------------|--------------|-------------|-----------------------------------|
| 12/14/16 | 12:09:41 | Trf Moving Viol | S MAIN ST | Brownsville | WARNING - MOVING VIOLATION |
| 12/14/16 | 5:32:35 | Trf Speed Viol | HAUSMAN AV | Brownsville | WARNING - SPEEDING VIOLATION |
| 12/13/16 | 20:20:11 | THREATS | MILLHOUSE ST | Brownsville | No Additional Report Necessary |
| 12/13/16 | 18:40:10 | SUSP-PERSON | FILBERT ST | Brownsville | No Additional Report Necessary |
| 12/13/16 | 1:33:54 | ALARM - POLICE | SPAULDING AV | Brownsville | No Additional Report Necessary |
| 12/12/16 | 12:46:58 | Trf Seatbelt | WASHBURN ST | Brownsville | CITE ISSUED - SEATBELT VIOLATION |
| 12/12/16 | 9:28:00 | Trf Equipment Viol | S MAIN ST | Brownsville | WARNING - EQUIPMENT VIOLATION |
| 12/12/16 | 6:04:57 | FRAUD | WALNUT AV | Brownsville | No Additional Report Necessary |
| 12/10/16 | 17:40:11 | EXTRA PATROL | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/10/16 | 12:07:05 | THREATS | LOUCKS WY | Brownsville | No Additional Report Necessary |
| 12/09/16 | 16:07:08 | THEFT-RPT | N MAIN ST | Brownsville | Incident Report |
| 12/08/16 | 17:10:40 | SUSP-PERSON | PUTMAN ST | Brownsville | No Additional Report Necessary |
| 12/08/16 | 15:16:24 | NEGLECT | MILLHOUSE ST | Brownsville | No Additional Report Necessary |
| 12/08/16 | 5:39:21 | Trf Speed Viol | N MAIN ST | Brownsville | WARNING - SPEEDING VIOLATION |
| 12/06/16 | 16:24:17 | Trf Moving Viol | LOUCKS WY | Brownsville | CITE ISSUED - EQUIPMENT VIOLATION |
| 12/06/16 | 16:24:17 | Trf Moving Viol | LOUCKS WY | Brownsville | CITE ISSUED - DWS/NO ODL |
| 12/06/16 | 16:24:17 | Trf Moving Viol | LOUCKS WY | Brownsville | CITE ISSUED - NO INSURANCE |
| 12/06/16 | 16:03:35 | Trf Moving Viol | STANARD AV | Brownsville | WARNING - EQUIPMENT VIOLATION |
| 12/06/16 | 15:38:29 | Trf Moving Viol | N MAIN ST | Brownsville | Warning issued |
| 12/06/16 | 15:00:29 | Trf Moving Viol | N MAIN ST | Brownsville | WARNING - MOVING VIOLATION |
| 12/06/16 | 14:07:08 | Trf Moving Viol | N MAIN ST | Brownsville | CITE ISSUED - NO INSURANCE |
| 12/06/16 | 14:07:08 | Trf Moving Viol | N MAIN ST | Brownsville | WARNING - MOVING VIOLATION |
| 12/06/16 | 10:44:02 | ASST-MOTORIST | SPAULDING AV | Brownsville | No Additional Report Necessary |
| 12/06/16 | 10:15:15 | THEFT-RPT | KIRK AV | Brownsville | Incident Report |
| 12/06/16 | 9:19:31 | CRIM MISCHIEF | SPAULDING AV | Brownsville | Incident Report |

PATRL_RPT#2 City Incident Report

| | | | | | |
|----------|----------|------------------|--------------|-------------|-----------------------------------|
| 12/05/16 | 10:34:12 | TRAFF-OTHER VIOL | KISLING AV | Brownsville | No Additional Report Necessary |
| 12/05/16 | 9:36:53 | DOG COMPLAINT | N MAIN ST | Brownsville | No Additional Report Necessary |
| 12/04/16 | 22:59:59 | EXTRA PATROL | SPAULDING AV | Brownsville | No Additional Report Necessary |
| 12/04/16 | 9:01:21 | TRAFF-OTHER VIOL | FIELDS CT | Brownsville | No Additional Report Necessary |
| 12/02/16 | 19:52:07 | EXTRA PATROL | OAK ST | Brownsville | No Additional Report Necessary |
| 12/02/16 | 18:47:41 | NEGLECT | KIRK AV | Brownsville | No Additional Report Necessary |
| 12/02/16 | 16:30:40 | TRAFF-OTHER VIOL | WASHBURN ST | Brownsville | WARNING - MOVING VIOLATION |
| 12/01/16 | 20:57:28 | WARRANT SERV | W BISHOP WY | Brownsville | No Additional Report Necessary |
| 12/01/16 | 20:57:28 | WARRANT SERV | W BISHOP WY | Brownsville | WARNING - MOVING VIOLATION |
| 12/01/16 | 20:57:28 | WARRANT SERV | W BISHOP WY | Brownsville | CITE ISSUED - NO INSURANCE |
| 12/01/16 | 20:57:28 | WARRANT SERV | W BISHOP WY | Brownsville | CITE ISSUED - DWS/NO ODL |

**BROWNSVILLE MUNICIPAL COURT MONTHLY REPORT
STATISTICAL REPORT FOR DECEMBER 2016**

| Offense Class | Pending First Day | Filed | Closed | Pending Last Day | Totals |
|----------------|----------------------|-----------|-----------|---------------------|--------|
| Misdemeanors | 33 | 3 | 3 | 33 | |
| Violations | 8 | 14 | 9 | 13 | |
| Contempt/Other | 33 | 2 | 4 | 31 | |
| TOTALS | 74 | 19 | 16 | 77 | |

BALANCE SHEET FOR THE MONTH

Court Revenue

| | |
|------------------------|---------------|
| Total Deposits + | \$ 1,723.00 ✓ |
| Total Bail Forfeits + | \$ - |
| Total Bail/Bank Fees - | \$ - |
| Total Bail Held - | \$ (110.00) |
| * Total Refund/Rest - | \$ - |
| Total NSF's - | \$ - |

Court Payments

| | |
|---------------------|-------------|
| City | \$ 1,311.00 |
| Restitution | \$ - |
| Oregon Dept Revenue | \$ 254.00 |
| Linn County | \$ 48.00 |
| State Misc. | \$ - |
| DUII Surcharge | \$ - |

TOTAL COURT REVENUE

\$ 1,613.00

TOTAL COURT PAYMENTS

\$ 1,613.00

Credit given for Community Service \$ -

Other Credit Allowed Against Fines \$ -

TOTAL NON-REVENUE CREDIT ALLOWED \$ -

TOTAL CASH PAYMENTS TO:

| | |
|---------------------|---------------------------|
| CITY | \$ 1,311.00 |
| STATE | \$ 254.00 |
| COUNTY | \$ 48.00 |
| *REFUND/RESTITUTION | \$ - |
| TOTAL: | <u>\$ 1,613.00</u> |

SM 11.05.17



Library Advisory Board

Librarian's Report

December 2016

Here are a few facts about our library the month of December 2016. We have received 23 new books for the library. Volunteers donated 197 hours to our library. There were 1,312 materials checked out. 396 adult fiction books; 116 adult non-fiction books; 74 audio books; 280 children's books; 319 junior books; 25 junior reference books and 102 large print books.

Library business has been steady this month. Our circulation is holding steady, story times are fun with many participants. The children loved the new fingerplay '5 Little Snowmen'. I appropriated a couple used white gloves from the History Room and sewed on black hats, smiley faces and red bows on each finger of one hand. On the opposite hand, I sewed a happy sun. This way they see the snowmen melting away and help me count down.

The Library received \$1,000 Ready to Read Grant Funds. This will be used toward the Summer Reading Programs starting Friday, July 7. Over the course of this series of programs the City, State and local organizations will spend over \$3,000. Included in these expenses are donations of volunteer time, paid entertainers, gift books, advertising supplies, and books for our collection.

The pre-Christmas ice storm caused some major issues here at the Library. A tree limb in the Library Park came down during the ice storm and caused power service to be interrupted to neighboring businesses. This was resolved in a timely fashion. The power surges during this time caused the issues with the Library internet service. The Library internet and wifi have been restored.

Respectfully submitted,

A handwritten signature in blue ink, which appears to read "Sherri Lemhouse".

Sherri Lemhouse
Librarian



Note: I have divided Council Values and Council Goals for the sake of convenience for the agenda packet.

Council Vision Statement

The Brownsville City Council works collaboratively and effectively with each other, staff, and community partners to preserve the historic character and economic health of our town and to create a high quality of life for our citizens.

A Vision for Brownsville

For a tiny rural Oregon community, Brownsville has a huge presence. It is well-known throughout the state for its friendly welcome and for being a safe, clean, and attractive town. It is clear that residents value its historic character and make special efforts to preserve and enhance it. Talk to business owners in the thriving north and south business areas and you will find that it is the creative working relationships between city government and private, county, state, and federal partners that sustain our economic health and well-being. Residents participate in Brownsville's inclusive process of growing and enhancing our high quality of life. Brownsvilleans care about healthy city finances, they expect infrastructure that delivers, and they elect a City Council that works for the benefit of the community. Public spaces are a vital part of Brownsville's sense of place; citizens' and city government's attention to the appearance and cleanliness of parks, streets, and neighborhoods adds to the town's livability.

Tag line

Brownsville: Where People Care, Business Thrives, and History Lives

Who we are?

Brownsville is a City that is proud of its past while constantly improving toward the future for the benefit of our citizens. We are a group of citizens that honor each other by carefully balancing the social contract (Brownsville Municipal Code) to keep peace and order. The Brownsville Municipal Code and Comprehensive Plan help define the role of the City. Organizational transparency is a focus of Council. Council is working closely with Staff, volunteers, civic organizations, appointed officials and the citizenry to execute identified goals and carry out the responsibilities of the City.

Brownsville has a tremendous sense of place and synergy between City Hall and our residents. Active citizens are the true strength of Brownsville as evidenced by the volunteers who give freely of themselves to provide many municipal functions and civic services. Many civic organizations implement their missions actively in our community which provides a quality of life and vibrancy that is uncommon. Community events are planned and designed to invite people into town to share what Brownsville has to offer.

Council recognizes that many civic organizations and the City government are working diligently on implementing organizational development concepts in order to more efficiently provide services. Council recognizes that we are in a transition period between an authoritative model and are collectively moving toward a new, participatory approach within the organization and throughout the community.



What do we want for Brownsville?

Brownsville should honor the past, maintain a healthy present and strive to assure a dynamic future by focusing on fundamental municipal services such as:

- | | |
|-------------------------|----------------------------|
| 1. Treasury Health | 7. Contract Administration |
| 2. Water | 8. Personnel |
| 3. Sewer | 9. Police Protection |
| 4. Capital Improvements | 10. Municipal Court |
| 5. Parks | 11. Library Services |
| 6. Streets | 12. Planning & Zoning |

Organizational Development

1. *Elected & Appointed Officials.* People who understand their role and responsibilities for the City as policy & decision makers. People who have a tremendous amount of pride and caring about the future of Brownsville. People who understand the financial nuances of local government in Oregon. People who understand and respect the significant contributions of Staff. People who are focused on the greater good they can collectively make in the community. People who understand the mission of the City and who can explain City policy and issues with the general public. People who represent Brownsville citizenry as well as City Staff.
2. *Staff.* People who understand their multiple roles and responsibilities. People who love coming to work. People who are interested in creating the best possible work environment that is full of respect and compassion for the citizens and is honest and trusting among all the ranks of the organization. People who don't complain about what they cannot control but people who are interested in creating practical, cost-effective solutions for those issues they can control. People who expect more than the ordinary from themselves and from each other.
3. *Organizational Axiom.* Creating, developing and maintaining effective relationships with individuals, other civic organizations, County, State & Federal government personnel. Understanding that the number one priority of the City is relationship building. The City shall honor relationships and the ordinances and laws of the land. The City shall be ever mindful of the importance of the social contract of government and the order that it strives to preserve for the sake of freedom.

NOTES: Council has discussed many organizational theories & objectives as well as identifying important critical thinking models that will serve as a guide for making better decisions. Below are a few of those models:

THE PROCESS OF PROGRESS

1. Recognize/Identify
2. Accept/Agree
3. Strategize/Develop Action Steps
4. Implement/Execute
5. Review Outcomes

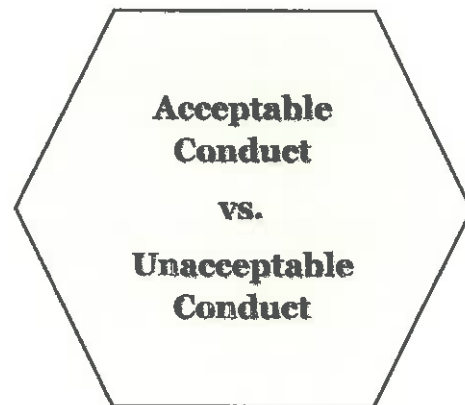


LEXIPOL'S 10 FAMILIES OF RISK MODEL

1. External Risks
2. Legal & Regulatory Risks
3. Strategic Risks
4. Organizational Risks
5. Operational Risks
6. Information Risks
7. Human Resources Risks
8. Technology Risks
9. Financial and Administrative Risks
10. Political Risks

How are expectations set in City Government?

- ◆ Laws & Municipal Code
- ◆ Standards
- ◆ Requirements & Rules
- ◆ Memoranda of Understanding
- ◆ Contracts
- ◆ Agreements
- ◆ Employee Handbook
- ◆ Societal Norms
- ◆ Cultural Nuances
- ◆ Public Opinion





Goals 2015-2016

1. Focus on the Fundamentals.
 - *Protect Brownsville's Treasury.*
 - *Active Capital Improvements Plan Implementation.*
 - *Foster Cooperative & Productive Relationships in the community and with County, State & Federal Agencies.*
2. Water Rights.
 - *Explore Possible Water Source Options.*
 - *Continually work on perfecting Water Rights.*
3. Economic Development Plan.
 - *Discuss Land Options with McFarland Cascade.*
 - *Participate in Regional Efforts & Opportunities.*
 - *Support Youth Activities in Cooperation with CLRA.*
4. Community Development Plan.
 - *Refine Zoning Rules & Requirements.*
 - *Consider & Adopt New Policies & Standards.*
 - *Finish & Implement a Sidewalk Program.*
 - *Improve Partnerships with CLSD.*
5. Capital Improvements Plan.
 - *Execute 2015 Water Improvements Project Contracts.*
 - *Plan & Construct Downtown Wastewater & Stormwater Improvements.*
 - *Estimate City portion of Kirk Avenue Improvements.*
6. Organizational Development.
 - *Implement Accountability System for all Officials.*
 - *Focus on Council Development.*
7. Emergency Preparedness Plan.
 - *Compose a Written Emergency Plan.*
 - *Work with Area Partners on a continual Community Education Program.*
 - *Develop Agreements with Community Partners.*

GOALS PROGRESS UPDATE

1. Focus on the Fundamentals.
 - *Protect Brownsville's Treasury.*
 - *Active Capital Improvements Plan Implementation.*
 - *Foster Cooperative & Productive Relationships in the community and with County, State & Federal Agencies.*



Plan: Staff will continue to strictly adhere to the annually adopted budget working within the necessary parameters to keep rates as low as possible while providing vital services effectively. Staff will execute the planned projects found in the FY 2015-2016 budget as time and priority allow.

Staff will bid, construct and complete the 2015 Waterline Project. Staff will plan for and execute the engineering for the redevelopment of sewer lines in Old Town Commercial for the next fiscal year.

Staff will continue to strive for excellence in all relational aspects of service delivery. McDowell serves on the State's OPRD Grant Advisory Committee, the Visit Linn Coalition, the Ford Foundation's Go Team Effort and works with CIS and the LOC as needed. Frink works with various groups including 811.

2016 November Final Update: City Administrator Scott McDowell has been very busy working with the Go Team preparing for the summit/forum happening on November 17th, 2016. The proposal is a regional economic development effort being completed in conjunction with the Ford Family Foundation and a serious local, grass roots effort.

The City was allowed by the United States Department of Agriculture – Rural Development (USDA-RD) to investigate the possibility of refinancing the City's debt with USDA-RD. The feds decided to allow cities to review refunding bonds due to the all-time low interest rates that were available. The City had not been allowed to refinance any debt until May of 2016. USDA-RD's policy did not allow cities the size of Brownsville to refinance without unfavorable future consequences. The City was told that it would be seen as a "self-funding agency" which meant that we would not be eligible for future funding through USDA-RD. Due to the policy change in 2016, the City was able to investigate possibilities. The final outcome was an interest rate of 2.9% with a savings of \$2M over the next thirty (30) years. The City received an A+ rating from Standard & Poor's Rating Agency.

The FY 2016-2017 Budget did not include a major capital improvement due to past spending. The City has completed over \$3.3M in capital improvement projects over the last ten years. All projects have been self-funded due to strict adherence with budget planning goals. The City still has a substantial backlog of capital improvements to complete, but adequate funding must be available. The Budget Committee and the Council hope to include funds for another major sewer collections overhaul in FY 2017-2018.

June 2016 Update: The 2015 Water System Improvements Project came in on budget but a little over time due to an issue with the GR 12 pump. Public Works Superintendent Karl Frink did an outstanding job providing inspection services for this important project.

Staff is executing at a very high level. Projects are executed with precision. Many members of the Staff participated in new ways to learn new skills and build overall capacity for the City.

Council does a great job navigating through tough decisions to honor the wishes of the Budget Committee and to honor the taxpayers while getting a lot of projects accomplished.

Staff continues to work on regional economic development plans with other municipalities as well as Linn County.



The Willamette Country Music Festival (WCMF) had a banner year and the cooperation with Linn County was nearly flawless.

2. Water Rights.

- *Explore Possible Water Source Options.*
- *Continually work on perfecting Water Rights.*

Plan: Currently working on the redevelopment of the GR12 well site east of the Main Street Bridge. Council has determined that this water source would double the current water capacity for the City. The City will continue exploring additional resources such as procurement of upstream water rights and other possibilities that exist in other areas of Brownsville.

2016 November Final Update: Water Rights Attorney Wyatt Rolfe, Public Works Superintendent Karl Frink, City Engineer Jon Erwin and City Administrator Scott McDowell have been working with the League of Oregon Cities on defending the City's water rights from future curtailment. The Oregon Supreme Court case involving the City of Cottage Grove was finalized and the implications are still not clear. Oregon Water Resources Department (OWRD) is acutely aware that any policy changes could potentially have major impacts on cities. The City has demonstrated with water usage data the City's position on this matter. The City would not have any room for future growth if the State curtails the water as proposed by the interest group suing the State of Oregon. Staff will continue to monitor this situation closely as it is vital to the future of the City. The League of Oregon Cities reports that these discussions will more than likely continue through the next State Legislative Session.

June 2016 Update: City Engineer Jon Erwin and Staff continue to work on this important process. The completion of GR 12 aides greatly in this process. The City is in the process of exploring other water resource options.

3. Economic Development Plan.

- *Discuss Land Options with McFarland Cascade.*
- *Participate in Regional Efforts & Opportunities.*
- *Support Youth Activities in Cooperation with CLRA.*

Plan: Continue working with East Linn communities and the Ford Foundation. The Go Team proposal is gaining public exposure. Continue working with the Brownsville Chamber of Commerce, Visit Linn Coalition and the Bi-Mart Willamette Country Music Festival to drive local financial viability of businesses. McFarland Cascade is currently using their entire property and looking to possibly add more. The land that has been thought of as a possible 'industrial park' has recently been purchased for the purpose of growing grapes. The new owner has the entire property planted.

Council needs to determine the next course of action as it relates to the CLRA organizational development agreement. Continue to work with the CLRA to develop and strengthen youth activities as a vital community amenity.

Definition: The two chief focuses of Economic Development are 1) retaining existing business and 2) attracting new business.



2016 November Final Update: City Administrator Scott McDowell has been very busy working with the Go Team preparing for the summit/forum happening on November 17th, 2016. The proposal is a regional economic development effort being completed in conjunction with the Ford Family Foundation and a serious local, grass roots effort.

Mayor Ware & City Administrator Scott McDowell have engaged in conversations with the Cascade West Council of Governments on rural banking and economic development. Conversations and meetings are continuing on both fronts. Cascade West Council of Governments Executive Director Fred Abousleman has been very active in working with all cities around these important issues facing small communities especially.

The Bi-Mart Willamette Country Music Festival is planning a four day gala for their 10th Anniversary in Brownsville. The Linn County Commissioners have been working with the event very well since the changes in the Linn County Code were adopted. The Festival has received conditional approve through 2018 and will be submitting a proposal for an additional year in the Spring of 2017.

Administrative Assistant Elizabeth Coleman and City Administrator Scott McDowell met on several occasions with McFarland Cascade regarding property development. The City was informed in September that due to the purchase of the acreage to the south of McFarland cascade, they were no longer interested in selling the acreage they were previously making available to the east of their property. McFarland is also interested in pursuing an Urban Growth Boundary expansion that would allow them to expand to the west. Staff has met with the State and Planner Dave Kinney on this matter. Administrative Assistant Elizabeth Coleman is currently researching the proper course of action.

Azalea Rojo, LLC from Boston, Massachusetts purchased over 360 acres of land abutting the City and constructed a large vineyard. The plans for the property have not been disclosed to the public.

Several other projects are being planned for both residential and commercial development within the City limits.

Council extended the organizational development agreement with the Central Linn Recreation Association.

June 2016 Update: Staff directing private parties discuss land purchase & development options with McFarland Cascade. Staff has encountered a few problems with the continued implementation of services with the CLRA. Staff is overly involved with projects regionally; working on the Visit Linn Coalition, the Ford's Go Team, the East Linn Cohort through the Ford Foundation, working with the State and Linn County on opportunities. Administration changes in Sweet Home may delay some of the implementation efforts of the regional strategy. Staff has meet with Cascade West Council of Governments leadership to discuss opportunities as well.

4. Community Development Plan.

- *Refine Zoning Rules & Requirements.*
- *Consider & Adopt New Policies & Standards.*



- *Finish & Implement a Sidewalk Program.*
- *Improve Partnerships with CLSD.*

Plan: Council would like to continue looking at ways to effect overall livability including right-of-way management. Install sidewalk into Pioneer Park from the Rec Center. Fully develop the City's sidewalk inventory plan getting the plan ready for approval by Council. Continue to try to develop an effective working relationship with the CLSD to assist with their community development plans.

2016 November Final Update: Council was never able to reconvene on plans formed during the goal setting session in February, therefore, no legislation was passed by Council to achieve these goals.

Budget Committee decided to not move forward with the sidewalk program for this fiscal year due to the improvements being assessed to property owners.

Council has made many attempts since October 6th, 2015 to work with the Central Linn School Board on the Blakely Avenue project, but has never received any answers to the questions Council formulated. Council is aware that the property and project are the sole responsibility of the Central Linn School Board. The City feels that the Board's current option of working with Willamette Neighborhood Housing Services (WNHS) is more than likely the best use for the property. The City wants to ensure that 1) the Planning Commission is not left in a precarious position due to proper community communication not occurring, 2) the City wants to see full tax value on all properties developed, 3) the City is not interested in providing System Development Charges (SDC) credits or reductions, and 4) the City does not wish to participate in extending water or sewer lines, storm water lines or extended any streets in conjunction with this development.

June 2016 Update: Council needs to finish the action plan pertaining to this goal. The sidewalks have been extended into Pioneer Park from the Rec Center. City Hall sidewalks and improvements are completed. The overall City-wide sidewalk program is still pending. Council has been working with the Central Linn School Board on possible options for the Board's property on Blakely Avenue. The Central Linn School Superintendent and Board has not answered Council's questions about the property or any future agreement. Please see Council agenda packets for more detailed information. Mayor Ware was asked by Council to move forward with a meeting with Central Linn School District's Board President Mark Penrod to discuss the implications of the School's imminent deal with Willamette Neighborhood Housing Services for the Blakely Avenue property.

5. Capital Improvements Plan.

- *Execute 2015 Water Improvements Project Contracts.*
- *Plan & Construct Downtown Wastewater & Stormwater Improvements.*
- *Estimate City portion of Kirk Avenue Improvements.*
 - Wastewater Treatment & Collections
 - Council has budgeted for a well for the South Plant.
 - Council understands that nearly 45% of the collection lines are in need of replacement.
 - Kirk Avenue Improvements



2015-2016 Council Goals

- Council has determined that the first block of Kirk from Main Street to Averill Street will be fully reconstructed with sidewalks, curb and gutter improvements. The remainder of Kirk Avenue will be a grind and overlay project.
- Council's only other alternative is to execute the project as a City project and assess all abutting property owners according to the project cost.

2016 November Final Update: Public Works Superintendent Karl Frink and City Administrator Scott McDowell presented The Future which was a look at the overall status of the City's assets specifically the General Fund & Utility Funds. Frink and McDowell project the City's cost to be between \$80,000 and \$160,000 to move water and sewer services, manholes and fire hydrants. Since the City does not know the planned design of the project, it is impossible to be precise with those projected costs. Public Works Superintendent Karl Frink reported that a water main may need to be relocated depending on the street design. The City could also be looking at

June 2016 Update: The 2015 Water System Improvements project is complete. Staff is exploring options with the storm water concern downtown; this particular project may be another year out in terms of funding for construction. Linn County is currently working on a Transportation System Plan (TSP) that will determine if Kirk Avenue will be funded or not. The TSP process will take over a year to complete and Council will want to attend certain meetings over the course of this year to advocate for Kirk Avenue. Kirk Avenue will cost the City a lot of money to improve even with the County doing a majority of the paving improvements. Depending on the design of the project, the City could be required to install additional storm water lines, adjust sanitary sewer manholes, adjust water services and sanitary sewer services.

6. Organizational Development.

- *Implement Accountability System for all Officials.*
- *Focus on Council Development.*

Plan: Council recognizes the need for additional training & development. Council will continue to improve individually in their role as community leaders working together to accomplish shared organizational goals with Staff. Council implement accountability aspects of all officials both elected and appointed. Proper training and execution of responsibilities is vital for the overall health of the organization.

2016 November Final Update: Council decided to wait until after General Election and the new Council is seated. Council needs to strongly consider attending regional and statewide meetings when possible. Council should discuss member accountability and how Council as a group can improve in this important area. Council should consider NIMS, emergency preparedness training, as a requirement of membership.

June 2016 Update: Council may need to have a mini-retreat session this summer to regroup and refocus a few issues.

7. Emergency Preparedness Plan.

- *Compose a Written Emergency Plan.*
- *Work with Area Partners on a continual Community Education Program.*
- *Develop Agreements with Community Partners.*



Plan: A larger community effort is necessary for this task. Staff will work on the internal plan for the City.

2016 November Final Update: Administrative Assistant Tammi Morrow and City Administrator Scott McDowell met with Mr. Simms, Mrs. Frazier and Mr. Stucky. The group is working on a presentation for Council in December in order to meet Council's request. The group will be outlining their strategy with timelines for certain aspects of their plan.

June 2016 Update: Mr. Norman Simms has agreed to be the Volunteer Emergency Preparedness Coordinator. Mr. Simms will work with Staff to develop strategy and form a committee to assist implementation efforts as laid out by ordinance. Council has a plan in place for the active implementation of this goal through 2016.



RESOLUTION 2017.01

**A RESOLUTION APPOINTING PRO TEMPORE JUDGE(S)
FOR THE BROWNSVILLE MUNICIPAL COURT**

WHEREAS, Brownsville Municipal Code 2.55.030 allows the Council to appoint Municipal Judges Pro Tempore, to serve in the absence of the Municipal Judge; and,

WHEREAS, the term appointments of persons previously appointed to serve as Municipal Judges Pro Tempore have expired,

NOW, THEREFORE, BE IT RESOLVED BY THE BROWNSVILLE CITY COUNCIL, THAT Gerald Waite and Jessica K. Meyer are hereby appointed to serve as Municipal Judges Pro Tempore of the Brownsville Municipal Court for a term ending on the last day of December 2017.

Introduced and adopted this 24th day of January 2017.

Don Ware, Mayor

S. Scott McDowell, City Administrator



RESOLUTION 2017.02

A RESOLUTION REAFFIRMING THE SAFETY POLICY AND LOSS PREVENTION PROGRAM FOR THE CITY OF BROWNSVILLE

WHEREAS, the City holds in high regard the safety, welfare and health of our employees; and

WHEREAS, the Council has a responsibility to make every reasonable effort to maintain a safe and healthful working environment;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Brownsville, State of Oregon does hereby reaffirm a strong commitment to employee and workplace safety as articulated below:

Introduction:

The City of Brownsville has always believed that our employees are our most important and valuable asset. We will always place a high priority on safe operations and the safety of employees. The City considers no phase of operation or administration more important than safety and health. We will provide and maintain safe and healthful working conditions, establish and insist on safe work methods and practices at all times. All members of management and all employees must make safety a part of their daily and hourly concern.

Goal/Purpose:

Our goal is “No Accidents” and we consider it a realistic goal. We want to make our safety efforts so successful that we make elimination of accidents and injuries not just a goal, but a way of life. Our goal is to involve both management and employees in safety planning, development and implementation.

Objectives:

- The City of Brownsville will work consistently to: Maintain safe and healthful work conditions; Observe Federal, State and City safety regulations; Ensure that no employee is assigned to a job without necessary training;
- Require safety orientation for new employees, timely and appropriate training, an employee safety committee, a self-inspection program, proper mechanical guards in adherence to safety standards, and a personal protective equipment program;
- Provide safety and fire inspections to identify potential hazards of operation, then developing necessary protective measures;



- Conduct accident investigations to determine the cause of accidents and the action required to prevent recurrences.

Responsibilities:

Management Personnel of the City are responsible for developing an effective Loss Prevention Program. The department heads and supervisors are responsible for preventing accidents in their departments. Each level of management must reflect and interest in the City's safety objectives and set a good example by complying with safety rules. Management interest must be vocal, visible and continuous.

Employee Participation:

All employees are expected to follow safe working practices, obey rules and regulations, and to work in a way which maintains the high safety standards developed and sanctioned by the City.

All Employees are expected to give full support to safety and loss-prevention activities.

Every employee must observe established safety regulations and practices, including the use of personal protective equipment.

All employees are expected to take an active interest and participate in the safety and health program, and abide by the rules and regulations of the City.

All employees must recognize their responsibility to prevent injuries and illnesses and take necessary actions to do so. Their performance in this regard will be measured along with their overall performance.

Closing Statement:

By accepting mutual responsibility to operate safely, we will all contribute to the well-being of all involved with City operations. We must be so successful in our efforts that total elimination of accidents and injuries becomes not just an objective, but a standard practice.

PASSED by the Council and Approved by the Mayor on this 24th day of January 2017.

ATTEST:

APPROVED:

S. Scott McDowell
City Administrator

Don Ware
Mayor

R 2017.02

Page 2 of 2



RESOLUTION 2017.03

**A RESOLUTION THANKING
NAN VAN SANDT
FOR HER SERVICE TO THE
BROWNSVILLE CITY COUNCIL**

WHEREAS, the City of Brownsville depends on volunteers to provide many essential services for the community; and,

WHEREAS, the Brownsville City Council performs the most essential function and plays a vital role in the community by making major decisions, creating policy and continually working toward and for the best interests of the City; and,

WHEREAS, serving as a Council member for the City of Brownsville is a challenging and important post; and,

WHEREAS, Mrs. Van Sandt has served the City of Brownsville since January of 2008 as City Councilor; and,

WHEREAS, Mrs. Van Sandt has been a dedicated public servant to her office, represented the community with class & dignity and served the public with grace & humility giving of herself in many admirable ways;

NOW, THEREFORE, BE IT PROCLAIMED by the Mayor and Council of the City of Brownsville, Oregon:

Thank you for your diligent service, commitment
and contribution to our community!

PASSED by Council and approved by the Mayor on this 24th day of January 2017.

ATTEST:

APPROVED:

S. Scott McDowell
City Administrator

Don Ware
Mayor



RESOLUTION 2017.04

**A RESOLUTION DISBURSING THE AMOUNT OF \$ 3,610
FROM THE TRANSIENT ROOM TAX FUND TO THE
CHAMBER OF COMMERCE FOR MARKETING PURPOSES**

WHEREAS, the exact amount to be disbursed is \$3,610.00; and,

WHEREAS, the Chamber will promote Brownsville by marketing community events and a myriad of Chamber sponsored events; and,

WHEREAS, Council will disburse \$190 or 5% of the allocated funds from this account to the General Fund as allowed in Chapter 3.25.210; and,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROWNSVILLE, a Municipal Corporation of the State of Oregon, hereby disburses the amount of \$3,610 pursuant to Chapter 3.25 of the Brownsville Municipal Code to the Chamber of Commerce for the purpose of marketing.

PASSED AND ADOPTED by the Council of the City of Brownsville this 26th day of January, 2016.

S. Scott McDowell
City Administrator

Don Ware
Mayor



ORDINANCE NO. 765

AN ORDINANCE ADDING SECTION 13.05.505 ARRANGEMENTS & CREDITS, AMENDING SECTION 13.05.490 DELINQUENT ACCOUNTS, AMENDING SECTION 13.05.500 RESPONSIBILITY FOR PAYMENT OF BILLS OF TITLE 13, UTILITIES, OF THE MUNICIPAL CODE OF THE CITY OF BROWNSVILLE, OREGON;

The City of Brownsville does ordain as follows:

WHEREAS, Title 13 of the Brownsville Municipal Code (BMC) defines Utilities, and;

WHEREAS, Council wishes to clarify certain utility billing procedures as provided herein;

NOW THEREFORE, the City of Brownsville ordains as follows:

Section 1. Section 13.05.505 Arrangements & Leaks is added to read as follows:

13.05.505 Arrangements & Leaks.

- A. Payment arrangements by customers shall not be allowed unless they are duly authorized in the Brownsville Municipal Code.
- B. Any payment arrangements by customers that fall within the allotted time frames provided by the Brownsville Municipal Code may be done at the convenience of the City Administrator or designee based on the operational needs of the City.
- C. When leaks are detected by the City or by the Customer, the City Administrator or designee has the authority to provide a reduction of the utility bill not to exceed 50% of the utility bill. Any authorization or request in excess of 50% and more than \$200, may go before Council either at the request of Staff or the customer.

Section 2. Section 13.05.490 Delinquent Accounts is amended to read as follows:

- A. Any charges more than 30 days past due as of the tenth of any month will be considered delinquent. A delinquent notice will be mailed by the fifteenth of that month, and will include an additional charge as set by resolution. If the delinquency is not corrected before the **regular shutoff day which will be the fourth Wednesday**, water service will be discontinued.

Customers who turn on their water service after it has been discontinued by the City, prior to payment of amount owed, will be in violation of this chapter and will be subject to penalties in accordance with BMC 13.05.680.

- B. **Wednesday** shall be the **shutoff** date unless a City holiday is on **Wednesday**, then the date shall be Tuesday. The meter reader or other agent of the City shall advise the occupant on the premises, **by posting a twenty-four (24) hour notice on the door of the property**, the day before the water service is to be disconnected unless the delinquent amounts are paid by the specified date. When the notice is delivered, an



additional fee, as set by resolution, shall be added to the amount due. If no one responds to the agent's knock, the agent shall leave a notice on the door that the water service will be turned off as specified by the twenty-four (24) hour notice unless payment is received. If payment is not received, the agent shall shutoff the service based on the twenty-four (24) hour notice.

- C. The customer owing the water bill shall pay the restoration fee plus any additional fees as stated in subsections (A) and (B) of this section, plus the delinquent water bill, before the City will restore water service. Service will be restored during normal business hours.
- D. The City Administrator, in cases of extreme hardship, shall have the discretion to decide not to discontinue service or to renew service to a delinquent account upon the acceptance of a valid plan for the payment of past due amounts in installments. [Ord. 720, 2009; Ord. 594 § 1, 1990; Ord. 581 § 1, 1988; Ord. 534 § 17, 1981; 1981 Compilation § 3-2.17.]
- E. The City will not shutoff water service during freezing weather to protect the integrity of the distribution system.

Section 3. Section 13.05.500 Responsibility for Payment of Bills is amended to read as follows:

- A. The property owner of record shall be responsible for the payment of all charges prescribed in this chapter. If the property is rented and the renter fails to pay the charges, the City Administrator shall submit the bill to the property owner. [Ord. 534 § 18, 1981; 1981 Compilation § 3-2.18.]
- B. Accounts incurring insufficient funds from a financial institution shall pay all charges against the account to restore service, if service has been shutoff. The City may invoke BMC 13.05.540. If BMC 13.05.540 is invoked, service would be discontinued immediately. The City will require different payment options for any account incurring an insufficient funds notice from a financial institution at the sole discretion of the City Administrator or designee.

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

Attest:

Mayor Don Ware

City Administrator S. Scott McDowell



ORDINANCE NO. 766

AN ORDINANCE ADDING SECTIONS 09.10.025 DISORDERLY CONDUCT, 09.10.035 HARASSMENT, 09.10.065 USE, 09.10.070 INDUCTION, AMENDING SECTION 09.10.030 DRINKING IN PUBLIC, OF TITLE 9, OFFENSES RELATING TO PUBLIC ORDER, OF THE MUNICIPAL CODE OF THE CITY OF BROWNSVILLE, OREGON;

The City of Brownsville does ordain as follows:

WHEREAS, Title 9 of the Brownsville Municipal Code (BMC) defines Offenses Relating to Public Order, 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; and,

NOW THEREFORE, the City of Brownsville ordains as follows:

Section 1. Section **09.10.025 Disorderly Conduct** is added to read as follows:

09.10.025 Disorderly Conduct.

1. A person commits the crime of disorderly conduct if, with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, he/she:
 - a) Engages in fighting or in violent, tumultuous or threatening behavior; or
 - b) Makes unreasonable noise; or
 - c) Uses abusive or obscene language, or makes an obscene gesture, in a public place; or
 - d) Disturbs any lawful assembly of persons without lawful authority; or
 - e) Obstructs vehicular or pedestrian traffic on a public way; or
 - f) Congregates with other persons in a public place and refuses to comply with a lawful order of the police to disperse; or
 - g) Initiates or circulates a report, knowing it to be false, concerning an alleged or impending fire, explosion, crime, catastrophe or other emergency; or
 - h) Creates a hazardous or physically offensive condition by any act which he/she is not licensed or privileged to do.
2. Public Intoxication. A person commits the crime of public intoxication if he/she creates, while in a state of intoxication, any disturbance of the public in any public or private business or place.



Section 2. Section **09.10.035 Harassment** is added to read as follows:

09.10.035 Harassment.

1. A person commits the crime of harassment if, with intent to harass, annoy or alarm another person, the actor:
 - a) Subjects another to offensive physical contact;
 - b) Publicly insults another by abusive or obscene words or gestures in a manner likely to provoke a violent or disorderly response;
 - c) Subjects another to alarm by conveying a false report, known by the conveyor to be false, concerning death or serious physical injury to a person, which report reasonably would be expected to cause alarm;
 - d) Subjects another to alarm by conveying a telephonic or written threat to inflict serious physical injury on that person or to commit a felony involving the person or property of that person or any member of that person's family, which threat reasonably would be expected to cause alarm;
 - e) Subjects another to alarm or annoyance by telephonic use of obscenities or description of sexual excitement or sadomasochistic abuse or sexual conduct as defined in ORS 167.060 including intercourse, masturbation, cunnilingus, fellatio, or anilingus, which use or description is patently offensive and otherwise obscene as defined in ORS 167.087(2)(b) and (c); or
 - f) Causes the telephone of another to ring with no communicative purpose.
2. A person is criminally liable for harassment if the person knowingly permits any telephone under the person's control to be used in violation of subsection (1) of this section.

Section 3. Section **09.10.065 Use** is added to read as follows:

09.10.065 Use.

It is unlawful for any person to knowingly smell or inhale any drugs, or other noxious substances or chemicals containing any ketones, aldehydes, organic acetates, ether, chlorinated hydrocarbons, or any other substances containing solvents releasing toxic vapors in such excessive quantities as to cause conditions of intoxication, inebriation, excitement, stupefaction or dulling of the brain or nervous system. This applies with particularity to, but not limited to, fingernail polish, model airplane glue, or any other substance or chemical which has the aforementioned effect upon the brain or nervous system when inhaled.

Section 4. Section **09.10.070 Induction** is added to read as follows:

09.10.070 Induction.

It is unlawful for any person other than a licensed physician to cause, invite or induce any person to smell or inhale any drugs or noxious chemicals containing any ketones, aldehydes, organic acetates, ether, chlorinated hydrocarbons, or other substances releasing toxic vapors, which when inhaled or smelled in excessive quantities cause conditions of



intoxication, inebriation, excitement, stupefaction, or dulling of the brain or nervous system.

Section 5. Section **09.10.030 Drinking In Public** is amended to read as follows:

1. It is unlawful for any person to drink or consume any alcoholic beverage while in or upon any street, alley, public grounds, building, or place open and available to the general public, or while in a motor vehicle on premises open to the public.
2. It is unlawful to possess on one's person any bottle, can, or other receptacle containing any alcoholic beverage which has been opened, or upon which a seal has been broken, or from which the contents have been partially removed while in or upon any street, alley, public grounds, building, or place open and available to the general public, or while in a motor vehicle on premises open to the public.
3. The prohibitions of subsections (1) and (2) of this section shall not apply to any place wherein the possession or consumption of alcoholic beverages is subject to the control or regulation of the Oregon Liquor Control Commission, where otherwise permitted by State law, or where otherwise authorized by the City of Albany or in any City park wherein the possession or consumption of alcoholic beverages is not prohibited by other provisions of this code.
4. A violation of this section is a misdemeanor punishable under the general penalty provided in Chapter [1.05](#) BMC.
5. For purposes of this chapter, an alcoholic beverage is defined as any beverage containing more than one-half percent of alcohol by volume and every liquid or solid, patented or not, containing alcohol, and capable of being consumed by a human being.

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

Attest:

Mayor Don Ware

City Administrator S. Scott McDowell



2017

January

- Have you updated the Ordinance List?
- Resolution:** Judges Pro-Tempore
- Resolution:** Commitment to Safety Program
- Resolution:** Chamber TRT Funds
- Officials Terms
- Budget Committee Members
- Budget Meetings *Council adopted new process in 2014 (Awareness)*
- Budget Advertisements *Council adopted new process in 2014 (Awareness)*

- Elect Council President (**Every Odd Year**)
- Elect Cascade West Council of Governments Representative (**Every Odd Year**)
- Elect CLRA Representative (**Every Odd Year**)

Things to Review & File:

- SOS Public Banking Verification (Natalya Cudahey) (**01.20.2016**)
- Department of Consumer Affairs & Business Services (Mary McCarron)
- Annual ODOT Road Report (**EC & KF**) **McDowell Complete the 2016 Report**
- Annual Cemetery Report
- Annual Debt Verification & OGEC Officials (**MDAC 2016**) (**01.12.2016**)

February

- Resolution:** Solid Waste Rates
- Annual Council Goals Review
 - ◆ **Solid Waste: Sweet Home Sanitation [02.2017 Review]**
 - ◆ **Pioneer Picnic Association & the Picture Gallery [02.2017]**

March & April

- Resolution:** Worker's Compensation (R 577; 627; 677; 706, 2015.09) [March]
- Resolution:** State Shared Revenues & Services Verification [April]
- ® Mental Health Month Proclamation [April]
- ® Older Americans Month Proclamation [April]
- Picnic Association Letter & Road Closures [April]
- Linn County Sheriff's Office Contract [April]
- Events Letters

May

- Resolution:** Election to Receive State Revenue Sharing (R 2015.12)
- Finalize MOU's (WAG, Start Festival of Tents) [Done Administratively]
- Put TMDL On Agenda for Review

June

- Resolution:** Final Budget
- Resolution:** Water & Sewer Rates
- Resolution:** Year End Transfers
- CLRA Agreement (*Option Decision*)



July

- Resolution:** Fees for Machinery (R 575; R 2014.15) *(No Changes Done in 2015 or 2016)*
- Resolution:** Planning Fees & Park Fees (R 575) (R 2014.15) *(No Changes Done in 2016)*
- Election Year:** Advertise Council Openings
 - ◆ Calapooia Food Alliance [06.2017]
 - ◆ Century Link Franchise [06.2017]

August – Annual Council Recess

September

- Arbor Day Proclamation
- Surplus Sale *(Every Odd Year)*
- Administrator Contract Opener *(Optional)*
- Election Year:** Advertise Actual Election – Election Notice

October

- Official Appointments
- Are your posters compliant? *(Review Done – JD & EC)*
- Review Franchise Dates
- Vacation Payouts & Payroll *(JD & KF)*
- Certify Council Meeting Schedule for 2018 – Update WS for Upcoming Year

November

- Certify IFA Payment (OST/IFA/TM)
- Put TMDL On Agenda for Semi-Annual Review ***(Annual Report Due)***
- Certify IFA Payment (OST/IFA/TM)

December

- Resolution: (Election Year)** Certify Election Results
- McDowell Employment Contract**
Next Review: June 2017 (Pending)

Reminders:

- ▶ No CLRC Meeting in December.
- ▶ Start Performance Evaluation Process in December.

Miscellaneous

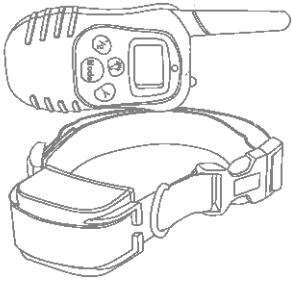
- ◆ Brownsville Art Association [01.2019] [2017] ORAL REPORT – November
- ◆ **Solid Waste:** Sweet Home Sanitation [02.2017 Review]
- ◆ Pioneer Picnic Association & the Picture Gallery [02.2017]
- ◆ LCSO Agreement [Annual] *January*
- ◆ Sattler Planning & IT Agreement [Annual] *December*
- ◆ Calapooia Food Alliance [06.2017]
- ◆ Century Link Franchise [06.2017]



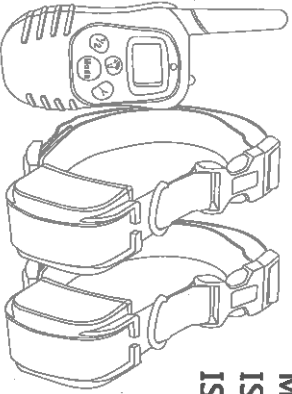
V20160628 EN

300M Remote Dog Training Collar with 0-100lvs static and vibration modes

Please read this entire guide before beginning



Model Number:
IS-PET998DR-1
IS-PET998DRB-1



Model Number:
IS-PET998DR-2
IS-PET998DRB-2

-1-

Important Safety Information

WARNING

Not for aggressive dogs. Do not use this product if your dog is aggressive, or if your dog is prone to aggressive behavior. Aggressive dogs can cause severe injury and even death to their owner and others. If you are unsure whether this product is appropriate for your dog, please consult your veterinarian or certified trainer.

CAUTION

Risk of skin damage. Please read and follow the instructions in this manual. Proper fit of the collar is important. A collar worn for too long or made too tight on the pet's neck may cause skin damage. Ranging from redness to pressure ulcers; this condition is commonly known as bed sores. These collars can cause pressure necrosis if used incorrectly and is often misidentified as burns.

- Avoid leaving the collar on the dog for more than 12 hours per day.
- If possible, reposition the collar on the pet's neck every 1 to 2 hours.
- Check the fit of the collar to prevent excessive pressure; follow the instructions in this manual.
- Never connect a lead to the electronic collar. It will cause excessive pressure on the contacts.
- When using a separate collar for a lead, don't put pressure on the electronic collar.
- Wash the dog's neck area and the contacts of the collar weakly with a damp cloth.
- Examine the contact area daily for signs of a rash or a sore.
- If a rash or sore is found, discontinue use of the collar until the skin has healed.
- If the condition persists beyond 48 hours, see your veterinarian.

These steps will help keep your pet safe and comfortable. Millions of pets are comfortable while they wear stainless steel contacts. Some pets are sensitive to contact pressure. You may find after some time that your pet is very tolerant of the collar. If so, you may relax some of these precautions. It is important to continue daily checks of the contact area. If redness or sores are found, discontinue use until the skin has fully healed.

-2-

STRONG TOWNS

MISSION

TOPICS

PODCAST

EVENTS

SUMMIT

MEMBERSHIP



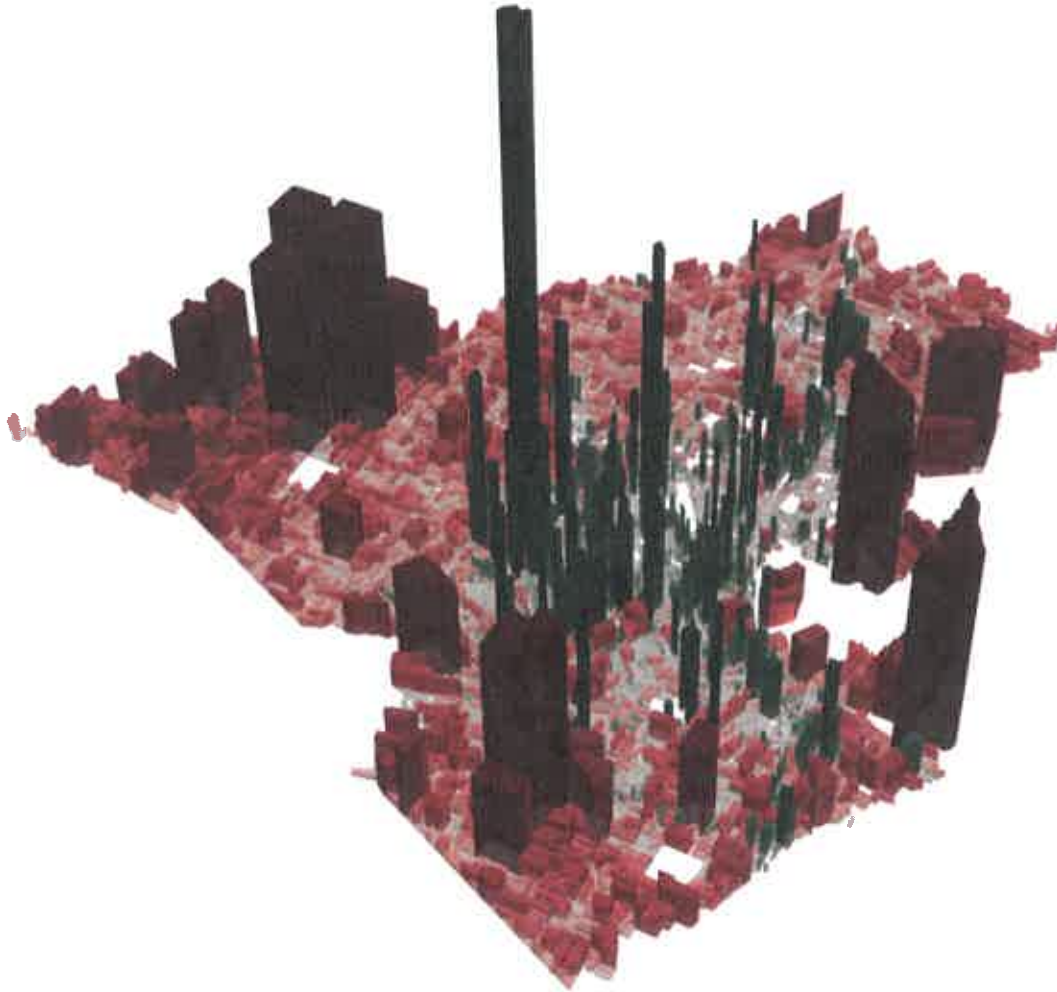
THE REAL REASON YOUR CITY HAS NO MONEY

JANUARY 10, 2017

BY CHARLES MAROHN

Lafayette, Louisiana, has a population of around 125,000. That makes it about the 200th largest city in the country; not really big but not really all that small either. It has a unique culture and geography, but the layout and design of the city are very ordinary American. Get outside of the core downtown and surrounding neighborhoods to visit the strip malls, big box stores and residential subdivisions and Lafayette looks like any other city you'll pass

Here's that map. In accounting terms, green equals profit and red equals loss. The higher the block goes, the larger the amount of profit/loss. If you have a sense of the basic layout of North American cities post World War II, you can figure out pretty easily what is going on here.



[A blue/green version now available thanks to the work of a generous contributor \(for those that are red/green colorblind\).](#)

There are some remarkable things to note right off the top. When we added up the replacement cost of all of the city's infrastructure -- an expense we would anticipate them cumulatively experiencing roughly once a generation -- it came to \$32 billion. When we added up the entire tax base of the city, all of the private wealth sustained by that infrastructure, it came to just \$16 billion. This is fatal.

It's obvious to me why this is fatal, but for those of you for whom it is less clear, let me elaborate.

The median house in Lafayette costs roughly \$150,000. A family living in this house would currently pay about \$1,500 per year in taxes to the local government of which 10%, approximately \$150, goes to maintenance of infrastructure (more is paid to the schools and regional government). A fraction of that \$150 – it varies by year – is spent on actual pavement.

To maintain just the roads and drainage systems that have already been built, the family in that median house would need to have their taxes increase by \$3,300 per year. That assumes no new roads are built and existing roadways are not widened or substantively improved. That is \$3,300 in additional local taxes just to tread water.

That does not include underground utilities – sewer and water – or major facilities such as treatment plants, water towers and public buildings. Using ratios we've experienced from other communities, it is likely that the total infrastructure revenue gap for that median home is closer to \$8,000 per year.

The median household income in Lafayette is \$41,000. With the wealth that has been created by all this infrastructure investment, a median family living in the median house would need to have their city taxes go from \$1,500 per year to \$9,200 per year. To just take care of what they now have, one out of every five dollars this family makes would need to go to fixing roads, ditches and pipes. That will never happen.

Thus, Lafayette has a predicament. Infrastructure was supposed to serve them. Now they serve it.

All of the programs and incentives put in place by the federal and state governments to induce higher levels of growth by building more infrastructure has made the city of Lafayette functionally insolvent. Lafayette has collectively made more promises than it can keep and it's not even close. If they operated on accrual accounting -- where you account for your long term liabilities -- instead of a cash basis -- where you don't -- they would have

"Using ratios we've experienced from other communities, it is likely that the total infrastructure revenue gap for that median home is closer to \$8,000 per year."

been bankrupt decades ago. This is a pattern we see in every city we've examined. It is a byproduct of the American pattern of development we adopted everywhere after World War II.

There are two questions I'm commonly asked when I tell this story. The first is: how did this happen? The second: what do we do now?

The way this happened is pretty simple. At Strong Towns, we call it the Growth Ponzi Scheme. Through a combination of federal incentives, state programs and private capital, cities were able to rapidly grow by expanding horizontally. This provided the local government with the immediate revenues that come from new growth -- permit fees, utility fees, property tax increases, sales tax -- and, in exchange, the city takes on the long term responsibility of servicing and maintaining all the new infrastructure. The money comes in handy in the present while the future obligation is, well....a long time in the future.

Psychologists call this temporal discounting. Humans are predisposed to highly value pleasure today and to deeply discount future pain, especially the more distant it is. It's easy today to rationalize that future expense, especially when you feel so assured that new growth will make those future people better off. This thinking is how you end up with two dollars of public infrastructure for every one dollar of private investment. This is how you spend yourself into bankruptcy.

"Humans are predisposed to highly value pleasure today and to deeply discount future pain, especially the more distant it is."

This isn't a political, cultural or social failing. As humans, we're wired to act this way. Modernity removed most physical restraints, government removed the financial, and we did the rest.

So what do we do now? Well, we're about to create a huge pot of money at the federal level that we can spread around to try and solve this problem. Only, it's not a problem. It's a predicament; it has no solution, only outcomes.

It's a predicament that nearly every American city, with very few exceptions, finds itself in. Even if there was enough wealth and productivity to fix all of this -- and there isn't anything close to that amount -- we would be fools to spend it so unproductively.

MONTH END RECAP

| | DECEMBER 2016 | | YTD | % | Unexpended | |
|------------------------|-----------------|----------------|-----------------|--------|---------------|----|
| | REVENUE | EXPENDITURES | | | | |
| 1 GENERAL | \$ 74,147.40 | \$ 41,232.21 | \$ 365,725.46 | 31.30% | \$ 802,799.54 | 1 |
| 2 WATER | \$ 26,449.78 | \$ 21,812.05 | \$ 143,659.09 | 23.20% | \$ 475,590.91 | 2 |
| 3 SEWER | \$ 27,373.07 | \$ 19,910.24 | \$ 119,960.16 | 24.64% | \$ 366,964.84 | 3 |
| 4 STREETS | \$ 12,835.12 | \$ 12,099.34 | \$ 79,374.96 | 20.69% | \$ 304,225.04 | 4 |
| 5 WATER BOND | \$ 61.02 | \$ - | \$ - | 0.00% | \$ 85,003.00 | 5 |
| 6 SEWER BOND | \$ 503.49 | \$ - | \$ 356,439.20 | 94.75% | \$ 19,735.80 | 6 |
| 7 SEWER DEBT FEE | \$ 10,439.38 | \$ - | \$ 65,632.09 | 52.51% | \$ - | 7 |
| 8 BUILDING & EQUIPMENT | \$ 325.45 | \$ - | \$ - | 0.00% | \$ 665,500.00 | 8 |
| 9 WATER RESERVE | \$ 1.02 | \$ - | \$ - | 0.00% | \$ 78,229.00 | 9 |
| 10 HOUSING REHAB | \$ 178.99 | \$ - | \$ - | 0.00% | \$ 199,875.00 | 10 |
| 11 WATER SDC | \$ 2,153.49 | \$ - | \$ - | 0.00% | \$ 74,145.00 | 11 |
| 12 SEWER SDC | \$ 5,399.97 | \$ - | \$ - | 0.00% | \$ 273,965.00 | 12 |
| 13 STORMWATER SDC | \$ 2,013.46 | \$ - | \$ - | 0.00% | \$ 53,126.00 | 13 |
| 14 BIKEWAY/PATHS | \$ 119.15 | \$ - | \$ - | 0.00% | \$ 38,398.00 | 14 |
| 15 LIBRARY TRUST | \$ 5.33 | \$ - | \$ - | 0.00% | \$ 5,931.00 | 15 |
| 16 CEMETERY | \$ 60.79 | \$ - | \$ - | 0.00% | \$ 68,025.00 | 16 |
| 17 TRANSIENT ROOM TX | \$ 4.42 | \$ - | \$ - | 0.00% | \$ 4,400.00 | 17 |
| 18 SEWER CONSTRUCTION | \$ - | \$ - | \$ - | 0.00% | \$ - | 18 |
| 19 LAND ACQUISITION | \$ - | \$ - | \$ 9,257.95 | 0.00% | \$ 9,972.00 | 19 |
| 20 COMMUNITY PROJECTS | \$ 170.73 | \$ 1,000.00 | \$ - | 0.00% | \$ 147,242.05 | 20 |
| | \$ \$162,242.06 | \$ \$96,053.84 | \$ 1,074,416.82 | 5.92% | | |

Key Bank Account
 General Checking \$ 103,941.16
 Appropriated \$ 4,747,544.00
 YTD \$ 4,747,544.00
 % of Total 22.63%

Oregon State Treasury \$ 4,315,298.70
Community Improvements \$ -
DEBT Payments
 Water \$ 54,928.00
 Wastewater \$ 397,654.00
Totals

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