



CITY OF BROWNSVILLE

Council Meeting

Tuesday – February 24th, 2015

Regular Session 7:00 p.m.

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January						
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Phases of the moon: 4 10 18 26 31

Holidays and Observances: 1: New Year's Day, 19: Martin Luther King Day

February						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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Phases of the moon: 0 11 18 25

Holidays and Observances: 14: Valentine's Day, 18: Presidents' Day

March						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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Phases of the moon: 5 13 21 27



CITY OF BROWNSVILLE

Council Meeting

City Hall – Council Chambers
Tuesday, February 24th, 2015

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: January 27th, 2015
- 6) PUBLIC HEARINGS OR PRESENTATIONS:
 - A. Leash Law Town Hall
 - B. Land Use – Marijuana Facilities
 - C. Chad Hein Request
- 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.
- 9) LEGISLATIVE:
 - A. Ordinance 751 – Land Use Options for Marijuana Facilities

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.



10) ACTION ITEMS:

- A. Appoint Budget Committee Member

11) DISCUSSION ITEMS:

- A. Elected Officials Replacement Policy (*Draft*)
- B. Umpqua Bank Update
- C. Oregon Government Ethics Commission
- D. Criminal Justice Information System (CJIS) Audit
- E. January 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 discussing a real property transaction.
- Oregon Revised Statutes, Chapter 192.660 governs the conditions for a public body to convene in an Executive Session. The City will invoke Section (e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.
- Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the general subject of the session as previously announced. No decision may be made in executive session.
- A final decision may be made after this Session.

15) ADJOURN

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



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January 27th, 2015

ROLL CALL: Mayor Don Ware called the meeting to order at 7:00 p.m. with Councilors Shepherd, Boyanovsky, Van Sandt, Cole, Chambers, and Council-elect Neddeau present. Councilor Gerber was excused. Public Works Superintendent Karl Frink, City Attorney Lauren Sommers, Administrative Assistant Tammi Morrow and City Administrator Scott McDowell were also present.

PUBLIC: Allen Buzzard, JoAnn Neddeau, Patty Linn, Christine Harrison, Lori Garcy, Elizabeth Coleman, John Morrison, Glenn Reinemer, Thane Ashcraft, Rick Dominguez, Kaye Fox, Linn County Deputy Brad Kelley, Alex Paul (Albany-Democrat Herald), Ed Terrell, Josh & Tina Kittle, Dale Middlestadt, Michael Landi and Randy and Gayle Simpson.

The pledge of allegiance was recited.

ADDITIONS AND DELETIONS: Mr. McDowell informed Council that they will find the goals set out in a different format as requested at the recent goal setting session held on January 24th, 2015. McDowell also provided Resolutions 2015.03 (Transfers) & R 2015.05 (Brownsville Art Association) for consideration. McDowell would also like to add agenda item 10) G. under Action Items (Canal Company request from Councilor Shepherd) to the agenda tonight.

MINUTES: Councilor Cole made a motion to approve the December 16th, 2014 meeting minutes as presented. Councilor Chambers seconded the motion, and it passed unanimously.

PUBLIC HEARINGS OR PRESENTATIONS:

Oaths and Affirmation of Office – Justice of the Peace Jad Lemhouse administered the oaths/affirmation of office to Mayor Don Ware, Councilors Shepherd, Cole, and newly elected Councilor Mike Neddeau.

Resolution 2015.04– Mr. McDowell read R 2015.04, thanking Councilor Boyanovsky for his service to Brownsville. Mayor Ware declared the resolution approved. Councilor Boyanovsky left his seat on the dais and Councilor Neddeau was installed.

R 2015.05 – Brownsville Art Association (BAA)– Dr. Lori Garcy thanked Council for all the support over the last several years. They currently are still operating under the City, but are working on getting their own non-profit status. The BAA is once again applying for grant funding from the Linn County Cultural Coalition, and the City will serve as necessary officials for the possible award, including fiduciary and reporting responsibilities. Mr. McDowell thanked Councilor Cole for putting together the resolution on behalf of the BAA. Councilor Shepherd moved to approve R 2015.05. Councilor Cole seconded the motion, and it passed unanimously.

Medical and Recreational Marijuana Discussion – To recap the situation, the moratorium for the medical marijuana dispensary will expire on 4/30/2015. A business registration process has been implemented requiring all businesses to comply with federal, state, and local laws. (The business registration currently prohibits dispensaries from opening as marijuana is against federal law as a Schedule I Controlled Substance.) A committee was convened by Council to discuss implications of the newly passed Measure 91 which legalizes recreational use marijuana. The outcome of the committee



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was to recommend to Council that a land use ordinance should be established. The City could limit dispensaries to certain zones, namely volume commercial and light industrial zones. City Attorney Lauren Sommers was present to answer any questions and informed Council that Staff is basically waiting on direction from them as how to proceed. Council discussion followed. Mayor Ware stated that he would like to prevent the dispensary from opening downtown, but would like to lift the federal part of the business registration so they could open elsewhere in town. Councilor Shepherd stated that he is opposed to the shop opening in Brownsville, and that the federal language needs to stay in the Business Registration application process. Councilor Van Sandt asked Ms. Sommers how the State is weighing in. Ms. Sommers stated that it is unknown at this time. On July 1st, home grown marijuana for recreational use becomes legal. On January 1st, 2016, the Oregon Liquor Control Commission (OLCC) will begin accepting applications for recreational operations as allowed under Measure 91. She is aware of many bills coming up at the State level, but it is too early to know how it will all come out. Councilor Chambers stated that she is totally against changing the Business Registration language. She also reminded all the Councilors of the oath of office that they all just heard, and many took the oath tonight. It specifically stated that you swear to uphold all federal, state, and local laws. Council Neddeau agreed with Councilor Chambers. *Councilor Cole made a motion to continue with the Business Registration, retaining the federal language, and concurrently moving forward with the land use ordinance. Councilor Shepherd seconded the motion. The motion passed, 4-2, with Mayor Don Ware and Councilor Van Sandt voting against.*

DEPARTMENT REPORTS:

1. Sheriff's Report. Sergeant Kelley was present. He has nothing to report and asked for any questions from Council. Mayor Ware stated that he had heard there has been an increase in crime locally, Sergeant Kelley that he had not heard that. Recently, the museum alarm was activated and Sergeant Kelley was on scene within five (5) minutes.
2. Public Works. Mr. Frink reported that they have installed 3 new water services at Bishop Royale. Street grading will happen in the near future, as soon the leaf project in the park is completed. Councilor Shepherd inquired about the manhole project. Mr. Frink stated that the City is still awaiting bids. Mr. Frink also discussed violations that occur about once a year from discharge from the North Lagoon. Basically, the City does not know about the violations until testing has been done, which takes the lab about 5 days to complete the testing, and about two weeks before the City receives notification. Therefore, this process does not allow for the City to make timely corrections. It is a cumbersome system, but with no real way of correction at this time. Frink also explained that technically it is still within the parameters of the permit granted by DEQ if you take into consideration the rainfall.
3. Administrator's Report. Mr. McDowell informed Council about the successful cleanup of a nuisance at 108 E. Blakely. After the property was posted, and official notices sent, Sweet Home Sanitation came in and cleaned the property, removing 6 tons of material from the location. The City will issue an invoice for the charges to the property owner. At 382 Kirk Avenue, the nuisance was finally removed from the front porch. Mr. McDowell and Ms. Morrow met with Ms. Garrison and offered assistance to move the nuisance inside the residence. The American Legion, Rick Dominguez & Norman Simms, were instrumental in helping with the move. At 1118 Oak Street, Administrative Assistant Elizabeth Coleman and McDowell have been successful in getting the offenders started in



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the proper process and ultimately hopefully closer to compliance. The Ash Street nuisance owners are also working toward compliance as well. Mr. McDowell and Ms. Morrow are also keeping an eye on the feral cat situation in the Moody Court area. The situation has resolved for the moment. Staff will continue to monitor. Mr. Frink, John Erwin, and Ryan Quigley (Erwin Engineering) continue to work on the GR12 water source redevelopment. Pacific Power has been contacted to determine electricity needs. Staff is proceeding full speed ahead. The Central Linn School District office will move from its current location on Blakely out to the high school campus by April 1st, 2015. The School Board may be inviting Council to a discussion for land/building use soon. Mr. McDowell reminded Council that there will be a town hall meeting dealing with the Leash Law petition at the beginning of the February 24th, 2015 Council Meeting. McDowell also informed Council that he and Ms. Coleman, Mr. Frink, John Erwin and Ryan Quigley (Erwin Engineering) had recently met and discussed how to best accomplish the planning & development goals of the City. In your packet McDowell has included a Development Plan Review Process step by step diagram that ranges from pre-design/intake to Pre-con and/or inspections at the completion of the project. This process outline will greatly help Staff, and developers, to standardize planning department projects, policies, and processes. Recently, Public Works Superintendent Karl Frink found that grouting and channeling in sanitary sewer manholes in North Point Loop needs to be done. The City has gone out for bid on this project, more information to come as it is available. McDowell indicated that enforcing standards is important for these kinds of items not to have to be paid for by the taxpayers.

4. Library Report. No comments.
5. Court Report. No comments.
6. Council Comments. No comments.
7. Citizen Comments. Allen Buzzard passed out a handout for Council dealing with O748 and the covenants, conditions & restrictions (CCR's) required in his subdivision. Mr. McDowell responded that he had already talked with the City's contractual planner and attorney and the City is not required to recognize CCR's; they are to be enforced by a homeowner's association or other private mechanism. The language provided by Mr. Buzzard was talking about fencing going across easements or right-of-ways but does not address fencing on private property.

LEGISLATIVE:

1. O 748: Public Works Standards, Accessory Structures, & Fences (Second Reading- Tabled from December Meeting). Councilor Cole stated that based on the work session she would like to suggest that Council needs clarification of values and vision, and that perhaps this clarity will come from the upcoming February 21st, 2015 work session. Councilor Cole would like to suggest taking O 748 off the agenda for now and perhaps address this issue after the upcoming work session. Mayor Don Ware stated that he did not understand the need to do that. Councilor Van Sandt stated that she had been told that this issue was going to be tabled until the next meeting. The reason this issue needs to be discussed tonight is because the DLCDC has already been noticed, and this issue has been



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tabled twice by Council already. Mr. McDowell suggested, however, that Council does not have to punt on the whole issue, they could approve the ordinance issue by issue. For example they could pass just the Public Works Standards or any other piece that they were comfortable passing and maybe reach a compromise that way. Mayor Ware stated that he would like to hear the reasoning behind tabling or removing this item from the agenda. Councilor Cole stated that she feels that Council gets bogged down in details. She feels that if Council can take this item off the agenda now, after the next work session, Council may have a better grasp of the vision and the character of Brownsville. Councilor Shepherd stated that he felt the ordinance was very straight forward. Mr. McDowell clarified some of the fence ordinance language for Council. He stated that one of the problems with not having standards and a permitting process is that when structures or fences are built, historically, no one has ever gone out and done inspections that verify that any structure meets setback requirements, etc. With this new ordinance Staff will be required to properly check these parameters. This ordinance will honor the Brownsville Municipal Code as it is written. *Councilor Shepherd made a motion to read O 748 by title only. Councilor Chambers seconded the motion, and it passed unanimously. Mayor Don Ware read O 748 by title only. Councilor Shepherd made a motion to pass O 748 as presented. Councilor Chambers seconded the motion. The motion was voted on and passed, 5-1, with Councilor Van Sandt opposing.*

2. R 2015.01: Pro Tem. *Councilor Cole made a motion to approve R 2015.01 appointing Pro Tempore Judge(s) for the Brownsville Municipal Court. Councilor Shepherd seconded the motion, it passed unanimously.*
3. R 2015.02: Commitment to Safety Program. *Councilor Cole made a motion to approve R 2015.02 reaffirming the Safety Policy and Loss Prevention Program. Councilor Chambers seconded the motion, it passed unanimously.*
4. R 2015.03: Transfers. *Councilor Shepherd made a motion to approve R 2015.03 authorizing transfers within certain fund for the fiscal year 2014-2015 budget. Councilor Cole seconded the motion, it passed unanimously.*

ACTION ITEMS:

1. Elect Council President. *Councilor Cole made a motion to nominate Councilor Chambers to serve as Council President for 2015-2016. Councilor Shepherd seconded the motion, it passed unanimously.*
2. Appoint Cascade West Council of Governments (COG) Representative. Mayor Don Ware agreed to be the representative for this year. Councilor Cole said that she might be able to do it after that. It is not an interchangeable position as it is a voting member seat. All of the Council may attend as observers.
3. Appoint Central Linn Recreations Association Liaison. The meetings are held on the last Monday of each month. Councilor Chambers volunteered to be the representative.



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4. Parks & Open Space Advisory Appointment. The City received one letter of interest from Mrs. Elizabeth (Betsy) Ramshur for the Parks and Open Space Advisory board. *Councilor Cole made a motion to appoint Ms. Ramshur to this position. Councilor Van Sandt seconded the motion and it passed unanimously.*
5. Budget Committee Meetings. Mr. McDowell informed Council that, as normal, the Budget Committee meetings have been scheduled for the last Thursday of April, and the first two Thursdays of May.
6. Budget Committee Advertisements. *Councilor Cole authorized Mr. McDowell to advertise for a vacancy on the Budget Committee, and all appropriate budget committee meeting notices. Councilor Shepherd seconded the motion, and it passed unanimously, with Mayor Don Ware abstaining.*

DISCUSSION ITEMS:

1. Canal Company. Councilor Shepherd asked for the City's help with clearing out a stump and tree from the Canal that is impeding water flow. This blockage is affecting City drainage. *Councilor Cole made a motion to authorize Staff to assist the Canal Company with this blockage as needed. Staff and equipment will need to remain on public property, and abide by all insurance and safety regulations. Councilor Chambers seconded the motion, and it passed unanimously.*
2. Bi-Mart Willamette Country Music Festival. McDowell reported that the Linn County Commissioners did finally pass a new permitting process for Outdoor Assembly. The highlights include a five-year permit that will be reviewed annually. It is a very subjective ordinance, highlighted by the "moral turpitude" language that exists in the ordinance. It has been a long and sometimes painful process, and it is good to be able to move forward. McDowell and Mayor Ware were hopeful for the future.
3. Umpqua Bank Update. McDowell reported that the City had sent out a Call to Action Letter this last week requesting folks to get in contact with Umpqua Bank and let them know of their intentions. There were over 200 people at the community meeting, and the crowd was very enthusiastic about Umpqua opening a branch in Brownsville. After talking with Umpqua Bank officials after that meeting, it seems that they are still substantially short of the goal they need to reach to justify location a branch in town. Time is of the essence if we are able to entice a financial institution to town, and Umpqua would make a great community partner.
4. Noise Mitigation Effort. McDowell reported that McFarland Cascade has hired a firm to collect empirical noise data in six key areas around town. They had already initiated this process before they became aware of the noise complaints. The study showed that they are within the noise parameters. They have contracted with AMI to modify their equipment. This modification seems to have made a noticeable difference. Phase two of the modification includes building a



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baffling wall to further mitigate the noise. They project that Phase 2 should be completed by the end of April. However, the process could take longer if the structure has to be attached to the building as it would have to go back through the Linn County Building Department. Council was pleased with the resolution of the issue and asked that Staff send McFarland Cascade a letter of appreciation. Staff will continue to work with officials from McFarland Cascade on this issue.

5. Elected Officials Replacement Policy. Councilor Shepherd stated that he feels it is important to have a standardized policy on replacing elected officials. Council has tried many things in the past, and it seems like it would be better to have an actual policy and procedure, perhaps an application? Council concurred and directed Staff to go forth and bring something back for their review.
6. Mayor's Notes. As part of an outreach program, Mayor Don Ware has sent out about 12 letters to community groups offering a chance for them to have him come speak to their group about City issues and concerns. He is also hosting a chance to speak with the Mayor at Randy's Main Street Coffee shop on Saturdays at 9:00 a.m. He was coerced into buying cinnamon rolls for those that attend! He would also like to have someone else, perhaps the new Council President, run the Council meetings starting in about May or so. The City is going to have a summer gathering this year in the park for all the city officials, staff, and volunteers. The Museum would like to co-sponsor this event. Mayor Ware is also considering doing Public Service Announcements. This would be located on the City website, and would probably feature a link to a YouTube video. This PSA will discuss current events and hot topics.
7. December Financials. No comments.

CITIZEN COMMENTS: Kaye Fox reminded Mayor Ware that the paper said he would be holding his Mayor coffee talk from 8-9:00 a.m. on Saturday. Randy Simpson informed Council that they have been on an emotional roller coast for over a year over the Medical Marijuana Dispensary issue. He said that they have relinquished their dispensary license for the building downtown, and are applying for a new license for the Salon building at Kirk's Ferry. He believes that public opinion is changing in regards to marijuana. Simpson also stated that he has ordered a vault for the new building, and asks that Council lift the moratorium and the federal regulations in the City's business registration application so they can open at that location.

COUNCIL COMMENTS: No comments at this time.

EXECUTIVE SESSION entered @: 9:10 p.m.

- Council will be discussing a real property transaction.
- Oregon Revised Statutes, Chapter 192.660 governs the conditions for a public body to convene in an Executive Session. The City will invoke Section (e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.
- Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the



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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.

Exit @: 9:19 p.m.

The regular meeting was called back into session at 9:19 p.m.

ADJOURNMENT: *Councilor Shepherd moved to adjourn at 9:19 p.m. Councilor Cole seconded the motion, and it passed unanimously.*

City Administrator S. Scott McDowell Mayor Don Ware



City Administrator Report

February 24th, 2015

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

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.



A 'No' uttered from the deepest conviction is better than a 'Yes' merely uttered to please, or worse, to avoid trouble."

– Mahatma Gandhi



"A thing well done is worth doing."

– Hugh Leonard, Irish Playwright

"It's not what you look at that matters, it's what you see."

– Henry David Thoreau, American Writer & Naturalist

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

Leash Law Town Hall – Please find information enclosed in the packet including the initial petition Council acted on. Council asked to take input from the general public prior to drafting any language for consideration.

From 01.27.2015

The City of Harrisburg recently passed an ordinance that works perfectly with the County Code on this very issue...

Council received the petition at the October 28th, 2014 meeting.

Medical & Recreational Marijuana Discussion – The Planning Commission has made a recommendation for Council. The recommendation will be provided at the Council meeting since the Planning Commission meets on February 23rd, 2015.

Mayor Ware will direct citizen input as usual to a three minute limitation.

What is being asked of Council?

Council is listening to testimony.

Council will be asked to make a decision at the March 24th, 2015 meeting.



From 01.27.2015

There are basically five options:

- A. Leave the Business Registration Ordinance in place. The Ordinance currently contains language that prevents a marijuana establishment from opening in Brownsville. The City also has a moratorium in place through April 30th of this year. The City would not adopt anything further and if the State Supreme Court rules against these kinds of ordinances statewide, then marijuana facilities would be allowed to be placed anywhere in the City limits.
- B. Adopt the Land Use Ordinance. The Ordinance would allow marijuana facilities in certain zones in town. Adopting this legislation as it is currently written could lead to confusion as it would allow marijuana facilities in certain areas of town but be in conflict with Option A which would lead to further debate over the City's intentions regarding marijuana facilities.
- C. Adopt the Land Use Ordinance with modification. Basically, explicitly state in the Land Use Ordinance that this comes into effect if Council or the State modify the Business Registration Ordinance.
- D. Lift the moratorium and re-write the Business Registration Ordinance to allow marijuana facilities. Marijuana facilities then would be welcome in all zones of Brownsville.
- E. Do Nothing. By making the decision, nothing can move forward. The Simpson's will have no answer and each month we will continue to talk about marijuana facilities in Brownsville.

Weapons Discharge Permit – Mr. Chad Hein has modified his initial request but the result is that arrows will be shot across City property. I have placed the letter sent to Mr. Hein. He may be available to ask Council to reverse the City Administrator's decision. I have not had time to revise any language or prepare standards for the Weapons Discharge permitting process.



From 12.16.2015: Staff will bring this back after the first of the year. Council asked to look at the old ordinance and asked for Staff to develop some administrative rules.

From 11.25.2014: Staff was asked to bring this issue back up for discussion. Staff has had a difficult time with this process. Liability issues abound. The City Attorney is in the process of providing input as well. The City Insurance Agent is not in favor of this policy due to the undue liability it brings to the City. City/County Insurance Services (CIS) is not in favor either but are too kind to give a recommendation against such a public policy. Staff hopes to address some of the real world application problems with this process.

From 10.28.2014: Staff met with Sergeant Brad Kelley to develop protocol for permits. The County may have a concern with the liability that can come from signing off on such a permit. We reviewed the Christian Church permit. The permit seems to be a good place to shoot based on the land berm behind the targets. Staff would still like to develop some standards for Council review in the future.



From 09.23.2014: Staff is still determining standards for backdrops for shooting in close proximity to neighbors. The City is working with CIS Risk Management, the City's insurance personnel and the Linn County Sheriff's Office to get a solution for Council to consider. Permits that have been filed have not been finalized until these determinations are made.

From 07.22.2014: The City received three archery permits which have brought some challenges on exactly how to permit certain situations. One applicant has permission from all of the surrounding property owners and is actually shooting from a neighbor's property toward his target, all of which is on the public right-of-way. Staff cannot allow weapons to be discharged on public property. However, the conversation needs to be had with Council over the liability issues and/or the possibility of creating some type of an agreement that would allow this practice. I hope to have more information at the meeting as I'm still waiting on information from our insurance agent and Dunny Sorenson from CIS.

Budget Committee Appointment Consideration – Mr. Allen Buzzard has forwarded a letter and qualifications for consideration.

Elected Officials Replacement Policy – Council requested language which is included in the packet for your review and discussion.



Umpqua Bank Update – I will have an oral report for Council as Mayor Ware and I will be meeting with officials Thursday prior to meeting. You may receive an e-mail communication depending on Umpqua's needs.

UMPQUA

B · A · N · K *From 01.27.2015* The City had a turnout of nearly 200 people to hear representatives of Umpqua talk about the possibility of locating in Brownsville. I sent an e-mail this past Thursday that gives the latest. I have included the e-mail as part of the public record of this document. I hope to have an update Tuesday.

Oregon Government Ethics Commission – **REMINDER:** Soon the State will issue the annual forms that are required by State Law. Please let Staff know if you send it directly back to the State so that we can keep track. If you do not send it back, the City could be assessed a fine. Please let me know if you have any questions.

Criminal Justice Information System (CJIS) Audit – Municipal Court Administrator Jan Henry and I were audited by CJIS last week. Staff will be preparing several policies for Council to adopt in the near future. Greg Verharst indicated that everything looks in very good order but written policies are a common deficiency in many jurisdictions. Mrs. Henry, Judge Lemhouse and I will work on developing the needed policies.

I will try to update the City Employee Handbook at the same time – this project will be very time consuming but very necessary. ☺

Eugene Kennel Club Announcement – EKC has announced that they will not be able to hold their show in Brownsville this year due to a scheduling conflict. The Club plans to return in Brownsville in 2016 & 2017. I will explain more details at the meeting.



Business Registration Progress – Staff is working on gaining 100% compliance. It has been difficult with all of the other pressing issues being handled.

Utility & General Ledger Software – Staff has been busy viewing demonstrations for new software. Staff is hopeful that a smooth transition may be possible by the beginning of the new fiscal year. I will explain more at the meeting.

Park Caretakers Announcement – The City recently signed an agreement with Sandi & Borden Granger. The Granger's are originally from Baker City, Oregon and have family in Albany, Oregon. They are extremely excited to be coming to Brownsville. The City had many exceptional candidates this year.

Northpoint Loop Sanitary Sewer Problem – The City has entered into a contract with Dave Brandt Technical Support Systems to make the necessary repairs. Work should commence on Monday, February 23rd, 2015.

Budget Committee Meetings – *From 1.27.2015* **REMINDER:** This year the Committee will meet April 30th, May 7th & 14th. Recently, Mr. Ed Hudson moved out of Brownsville so the City does have one opening. Staff will be asked for budget consideration on the 30th.

Noise Mitigation Effort – Nothing new to report. I may have an update at the meeting.

From 01.27.2015 I have enclosed the report from Vigilant the City requested. The City has been contacted by representatives of McFarland Cascade. We will be conducting a conference call on Tuesday so I hope to have the most up-to-the-minute information for Council Tuesday night. McFarland Cascade is working on engineering solutions to help deafen the sound on their own accord.



Neighborhood Zoning Issue & Diane Remior – Hearing are scheduled for March 9th, 2015.

From 01.27.2015: The City is currently in the process of getting this issue on the Planning Commission's agenda. Property 1118 Oak Street is operating a car repair service out of their garage. The property owner and renter understand the need to apply for a conditional use permit.

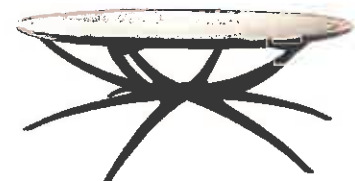
From 12.16.2014: The City has received multiple complaints about 1118 N. Oak Street fixing cars in the neighborhood. I have included an e-mail string in the agenda packet as background information. I will also have pictures of the situation as a handout for Council. Mrs. Remior will be addressing the issue with Council.

Cathy Stahl & Ash Street – *From 01.27.2015:* Ms. Stahl is in the process of applying for a conditional use permit for her property. I have placed the letter in the agenda packet for your information.

Upcoming Discussions & Tabled Thoughts

Upcoming Legislative Efforts

- ✦ Public Works Standards, Accessory Structures & Fences
- ✦ Marijuana Policy
- ✦ Leash Law Policy





Tabled

- ✦ Animals Research & Ideas (*Chambers & McDowell*)
- ✦ Weapons Discharge Policy
- ✦ Stahl Zoning Issue (*Waggener Complaint*)
- ✦ RV Discussion (*Ware, Cole & McDowell*)
- ✦ Water Hookups
- ✦ Library Summer Closure

Recreational Vehicles – This item will be addressed in the future.

From 11.25.2014: Mayor Ware & Councilor Cole have not had an opportunity to discuss this issue. I have placed some information in the packet that does somewhat address this issue.

Animals – *From 01.27.2015:* Councilor Chambers and I hope to have some ideas together for Council review after the first of the year.

S. Oak Street Drainage – The City will be forwarding a letter in the near future.

From 11.25.2014: At the completion of the project on S. Oak Street, a local resident continues to drain their sump pump into the street. Staff would like to discuss this matter with Council to determine the best course of action to remedy the situation.

Central Linn Recreation Association Proposal – Staff has worked well together on this project. We are still "ironing out the kinks" but overall things are going as well as can be expected.

From 07.22.2014: CLRA signed the agreement with the City. Staff met with President George Frasier to address an emergency situation regarding a concussion policy. We still need to develop a proper strategy and timeline due to vacation schedules.

Pending: Water Line Projects – *From 12.16.2014:* As of Monday the 8th, the Surveyor is finished with the field work and in another two weeks should have the mapping to the City.

From 11.25.2014: Surveyor is a few weeks behind, but that is not a concern yet.

From 09.23.2014: Staff met with City Engineer Ryan Quigley to discuss project timelines and logistics for the three waterlines listed below. The City will attempt to put those projects out to bid as a single contract in February or March 2015. Erwin Consulting will begin drawing up the plans, surveying the sites and working on the regulatory requirements for those installations.

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

- ▶ *Too much to recount. I covered most of it above. Sorry! ☺*

STATUS UPDATES – Projects, proposals and actions taken by Council

O 748: Public Works Standards, Accessory Structures & Fences (Pending) – Council passed this ordinance at the last Council meeting. Staff plans to roll out these changes in the *Administrator's Report*



upcoming March newsletter. The City will also need to wait until the comment period is over with the Department of Land Conservation and Development (DLCD).

Water Rights Update – The City will proceed with engineering for GR 12 as discussed at last meeting.



From 11.25.2014: Staff is still investigating information and possibilities. I will hope to have an oral report for Council at the meeting.

From 10.28.2014: Michael Mattick, Water Master, stopped in to discuss some possibilities. City Engineer Jon Erwin is currently researching the implications. I hope to have more information at for the meeting.

Active: GR-12 Update – City Staff met with Pacific Power to discuss power for the site this past Thursday.

From 05.27.14: The costs, as approved by Council at last meeting, have been budgeted for FY 2014-2015.

Active: Main Street Water Line Estimate – Erwin Consulting is currently working on the engineering this project.

From 05.27.14: The costs have been budgeted for FY 2014-2015.

Active: City Hall Phase I – Mr. Sedlar is finishing up the concrete caps. Public Works will be making time for this project this Winter.

From 07.22.2014: The City recently retained the services of Mr. Steven Sedlar to help with the capstones for this project. Later this Fall, Staff will begin Phase II of the project which includes the installation of the grass.

Garbage Language – 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.



Active: McFarland Cascade Update – Staff is working out the final details of the contract with McFarland.

Active: Economic Development Process – Council and Staff continue working on these issues.



From 05.27.14: Staff had an opportunity to explain some of the finer points of Urban Growth Boundary expansions and history and the State of Oregon at the last Chamber of Commerce meeting. Hopefully, this will lead to better understanding of the requirements that must be met for such a procedure.

Active: Visit Linn Coalition (VLC) Update – VLC has been working on redeveloping their goals. Administrative Assistant Jannea Deaver has been attending these meetings also.

From 06.24.2014 meeting: After five years of trying, Staff met with officials from the Oregon Jamboree and the Willamette Country Music Festival to discuss possibilities of working together and moving toward some kind of understanding. Chamber President John Morrison and Ford Foundation's Jo Ann McQueary were also at the meeting as partners.

Pending: Emergency Contractor Resolution Concept – *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.



Council approved moving forward with this idea at the last meeting (10.28.2014) –

From 10.28.2014: The idea is to create a resolution as follows:

- Level I A business that has products and services the City may need in the event of an emergency. (*Examples include Northern Rock Supply, Curtis Excavating, Carlson's Hardware and so on.*)

- Level II An organization that has space that could be used for mass gatherings. (*Examples include area churches, the Rec Center, the Central Linn School District and so on.*)

- Level III Individuals who have particular skills that could provide service in the event of an emergency. (*Examples include Bill Sattler, Chad Hein, Alan Klinkebiel, Gary Shepherd, Todd Karo and so on.*)

The City would maintain a record of the businesses, organizations and individuals and the resolution would cover the details of how compensation would be made, how items were to be procured, and all the other requirements of FEMA. By doing this, it would simplify the process considerably.

Active: Central Linn School Meetings – I will provide an oral report at the meeting.

Pending: John Voight & Sage Street – Mr. Voight indicated that he will be talking to Mr. Hagan and that he will get back with the City.

From 12.16.2014: Mr. Voight has basically three options, 1) put the road into City standards, 2) file a petition to vacate the right-of-way or 3) the City files a right-of-way vacation. Mr. Voight is trying to



gain access to property he added this past summer. The property added has a condition that it cannot develop due to the property being located in the floodplain.

Voight & Snook Outcome – I will provide an oral report as the meeting with the Snook's was postponed until the week of Council meeting. Mr. Voight indicated that he did want the City to negotiate or mention any possible negotiation points with the Snook family. I agreed with this request as this whole thing isn't really a City issue. Voight also forwarded another idea that is currently being reviewed by City Attorney Ross Williamson.

Pending: Smith System Development Charge (SDC) Agreement – The agreement is pending signatures.

From 12.16.2014: Council has the authority to approve SDC agreements based on Brownsville Municipal Code Chapter 3.10, Section 3.10.090 and ORS 223.208. Council may recall a similar agreement done with Bobby and Carine San Martin-Jeffery in March of this year. I have included the agreement in the packet for your review.

What is Council being asked to do?

Modify or pass the agreement as is in order for the appropriate charges to be levied for utility services.

Address Mapping – *From 12.16.2014:* Mark Stevens of the Brownsville Rural Fire District's Volunteer Association and I have had some initial discussions based on Council's decision last month to allow the curbs to be painted. We will be sitting down after the first of the year to develop some ideas.

From 11.25.2015: Council may want to consider reviewing the current ordinance for house numbering. Below is the current language:

12.15.060 Owner responsibility.

[+ SHARE](#)

Numbers shall be placed within 60 days after the City Recorder has assigned the appropriate number. The cost of the number or numbers shall be borne entirely by the owner or occupier of the building. [Ord. 380 § 6, 1961; 1981 Compilation § 8-1.6.]

12.15.070 Specifications.

[+ SHARE](#)

All numbers shall be at least two inches in height and placed in such a position as to be readily seen from the front of the building. [Ord. 380 § 7, 1961; 1981 Compilation § 8-1.7.]

Pending: Recreational Vehicles & Travel/Storage Trailers – *From 06.24.2014 meeting:* Please refer to the report entitled, "2014 Proposed Changes (First Installment)" that is included as part of the packet for more details. Staff will also be providing a brief presentation regarding this and other zoning issues as have been previously discussed at the Council Retreat on April 19th.

Pending: Canal Company Update – I will possibly have an oral report for Council Tuesday night. *From 12.16.2014:* Several things have transpired that I will report at Council meeting.

From 05.27.14: The City continues to be willing to work toward a quasi-governmental agreement that may assist the Canal Company by better serving those who benefit from the canal.



From 04.22.2014: Councilor Cole will provide a brief update.

From last meeting: The City will be meeting with Canal Company leadership later this year to determine a plan for action.

From last meeting: The annual meeting of the Brownsville Canal Company happened on May 6th, 2013. I will have an oral report for Council.

From a past meeting: Canal Company Leadership is still working on legal representation, official tax status and setting a date for their annual meeting.

From a past meeting: As reported at last Council meeting, Canal Company Attorney Deb Dyson has stepped down as their attorney citing a change in her law practice. I am still waiting to hear from the Canal Company to determine who their new attorney will be and if they have remedied the issue regarding their IRS status.

PAST MEETINGS – Memory Information

Moody Court & Unenumerated Nuisance – I hope to have an oral report for Council.

From 12.16.2014: Due to the quick turnaround of Council meeting, Staff will review the situation with all of the neighbors in January. Staff did perform two visual inspections of the area which looked "cat" free.



From 11.25.2014: The City has paid out \$2,875 to have cats removed from the neighborhood. The City forwarded the letter that is part of the packet at the request of Council. Staff will have an oral report for the meeting.

From 07.22.2014: The quickest way to handle the situation on Moody Court as reported by Heather Dillon & Shannon Cason at the last meeting, is to use the Brownsville Municipal Code below:

Pending: Park Board: Street Tree Plan (Referred to Committee) – *From 10.28.2014:* Council requested the Historic Review Board review the recommendation made by the Park Board for the Spaulding Street planter box design. Staff will provide additional information at an upcoming meeting. Council also asked about incorporating language that would require the Historic Review Board to automatically review recommendation that pertain to the Old Town Commercial Zone.

Sweet Home Economic Development Group – *From 10.28.2014:* Chamber President Jon Morrison and I were put on hold in our efforts to discuss partnership options with this group.

Pending: Darrin Lane & Kirk Avenue – *From last meeting:* I had an extensive conversation with Linn County Road Master Darrin Lane recently. Mr. Lane gave a brief history of the Kirk Avenue concept, to which I have added a little research, which is as follows:



March 5th, 2001: Kirk Avenue is initially discussed at Council meeting with Mr. Lane and the County Commissioners. County must determine how to a City street a County road in order to expend funds for the proposed improvements.

Spring 2002: The County indicates to the City that it is possible for the County to deem Kirk Avenue a County interest based on McKercher Road. The City starts planning for drainage projects.

October 2006: The City completes the Galbraith Street storm sewer project.

February 28th, 2008: Linn County Road Master Darrin Lane discusses the logistics of Kirk Avenue with Council. Survey crews are sent to town shortly thereafter to work on a rough design. There are several rules and requirements and multiple property issues that are cause for concern for any proposed construction project.

Meanwhile, County Staff is working on developing the Gateway project in conjunction with the Oregon Department of Transportation. City Staff is focusing on the multimillion dollar Wastewater project. The Economy starts falling apart. The Veterans Hospital is announced in Lebanon. Linn County Commissioners move a whopping \$19,000,000 out of the Road Department's funds to assist with the development. The Commissioners have also taken a \$2,000,000 from the Road Department to assist the Sheriff's Office funding issues. The Road Department is not as financially stable as it was in 2001 or even 2007 for that matter.

2009-2010: Several update conversations.

January 2011: Council asks for an update. The County indicates that they will not start a new project until the Gateway project is complete.

June 2012: Council decides to scale back the project to an overlay.

June 22nd, 2012: Staff meets with Mr. Lane who felt that the first block from Main to Averill could be done with curbs and sidewalks. The rest of Kirk Avenue could be an overlay. Mr. Lane projected the cost to be between 600,000 & \$800,000. Lane indicated that in the next year or two the County would probably be able to get this project. Lane also indicated at that time that the City would not need to financially participate, if we could be patient.

Mr. Lane indicated that his Department is currently overloaded with Federal bridge projects. The County is still interested in helping the City but timing is difficult.

Outcome

If the City is in a hurry to get the project completed, they can set up a local improvements district (LID) and assess the costs to the affected properties or the City can wait until it is budgeted in Linn County's budget.

What does Council want to see on Kirk Avenue? Overlay or reconstruction?

From the September 4th, 2012 meeting: Darrin Lane Stopped for a visit on August 7th and indicated that County Engineer Chuck Knoll is working on the subsurface investigations.

From a past meeting: The Council recently reported that they have enough money for a sign in Pioneer Park. If the City is willing to install the sign, they are willing to have it constructed. The City should be receiving a proof of what the sign looks like in the near future.





WNHS Update – *From 05.27.14:* Administrative Assistant Jannea Deaver will be attending some of these meetings with any future. Currently the board is considering language and rules for manufactured housing.

From past meetings: The Board recently passed a few changes to enable WNHS greater flexibility in helping clients. The City also features their information downstairs in the foyer and on the website. The group is asking Linn County to be the sponsor of the new grant application. I've enclosed some information for your review from the meeting last week. They would like to get the word out on a few programs that will help stave off foreclosures. Please refer citizens to the following websites for more information:

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

Several things are being discussed that will affect the future financial well-being of WNHS and the partnership with LCHRP (Linn County Housing Rehabilitation Program.) WNHS provides many home rehabilitation services and counseling for those in need.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Sm".

S. Scott McDowell



Public Works Report February 19, 2015

Karl Frink, Public Works Superintendent

Water:

- *Billing Support*- Follow through on customer service support and requests.
- *Meter reading* – Water meters have been read for the month of February.
- *Distribution System* – The water service at 316 Washburn has been replaced. Three new water services were installed at the Bishop Royale building. Two water meters have been replaced.
- *Cross Connection Program*- I continue to work on the annual inspections of the water system to identify and correct any unsafe condition that may exist.
- *Water Treatment Plant* –All of the parts needed to replace the infiltration gallery pumps have arrived. The water plant had an automatic filter valve malfunction and has been repaired as needed.
- *Misc.* – Nothing further to report this month.

Sewer:

- *North Lagoons* – Nothing to report this month. The roads will be graded upon completion of grading of City Streets.
- *South Lagoons*- Discharge from this facility is complete. A total of 28.8 million gallons of treated effluent was safely returned to the environment with no violations to our NPDES permit.
- *Collection System*- The construction of the Bishop Royale sewer extension is complete and awaiting final testing.
- *Misc.* – Nothing further to report this month.

Streets:

- *Mowing/Tree Maintenance* – Trees are trimmed on an as-needed basis.
- *Asphalt/ Gravel Road Maintenance* – The Public Works Crew is in the process of grading and graveling all gravel streets in town.
- *Storm Drainage* – Nothing to report this month.
- *Misc.* – Nothing further to report

Parks:

- *Pioneer Park* –Leaf clean up is complete! A total of 7-30 yard dumpsters were hauled away. Three dumpsters were dumped at the community gardens site. The park electricity project will be wrapping up soon. Monday, February 23rd we will be installing all of the conduit, which only leaves pulling wire and setting the pedestals to complete the project.
- *Blakely Park* – Nothing to report this month.
- *Kirk's Ferry Park* – The drinking fountain for this facility has arrived and will be installed soon. Leaf clean up is complete.

Cemetery:

- *Grounds* – Several burial plots have been marked this month. The road to the cemetery will be graded as we maintain other streets in town.

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.
- *Garbage cans* – Down town garbage cans are emptied every Friday, or more frequently as noticed.
- *Parking Lot* – Nothing to report this month.
- *Misc.* – Nothing additional to report this month.

City Hall:

- *Buildings*- The heating system has been repaired.
- *Grounds* –The landscape project in front of City Hall is under construction, Public Works will restart this project in mid-March.
- *Community Center*- Nothing to report this month.

Rec. Center:

- *Grounds*- The grounds are maintained as needed.
- *Buildings*- Nothing to report this month.

Public Works:

- *Grounds*- Leaf clean up is under way as time allows.
- *Buildings*- Cleaning and organizing continues as time allows.
- *Misc.* – Preventative maintenance is being performed on all the vehicles and equipment. All of the equipment at public works has been repaired and ready for use.

PATRL_RPT#2 City Incident Report

CAD Call#	ENTRY DATE	ENTRY TIME	CALL DESCRIPTION	ADDRESS	CITY	DESCRIPTION
150310111	1/31/15	10:02:57	DISTB-OTHER	TEMPLETON ST	Brownsville	No Additional Report Necessary
150300191	1/30/15	11:41:23	SUSP-CIRCUMSTANCES	KIRK AV	Brownsville	No Additional Report Necessary
150300189	1/30/15	11:39:18	PERS-FOUND	PARK AV	Brownsville	No Additional Report Necessary
150300164	1/30/15	10:44:23	ALARM - POLICE	PARK AV	Brownsville	No Additional Report Necessary
150300110	1/30/15	8:46:45	Trf Speed Viol	N MAIN ST	Brownsville	WARNING - SPEEDING VIOLATION
150300050	1/30/15	3:47:05	Trf Speed Viol	S MAIN ST	Brownsville	WARNING - SPEEDING VIOLATION
150290416	1/29/15	18:47:14	CHILD ABUSE REPORT	OAK ST	Brownsville	No Additional Report Necessary
150290187	1/29/15	11:09:44	BURGLARY REPORT	E BISHOP WY	Brownsville	Incident Report
150290102	1/29/15	7:16:50	SUSP-PERSON	E BISHOP WY	Brownsville	No Additional Report Necessary
150280400	1/28/15	17:50:30	Trf Aggressive Driver	WALNUT AV	Brownsville	WARNING - CELL PHONE USE VIOLATION
150280360	1/28/15	16:13:37	FRAUD	E BLAKELY AV	Brownsville	No Additional Report Necessary
150260254	1/26/15	15:21:38	NARCOTICS OFF	E BLAKELY AV	Brownsville	Incident Report
150260147	1/26/15	11:20:29	NEGLECT	OAK ST	Brownsville	No Additional Report Necessary
150250289	1/25/15	21:16:13	DISTB-NOISE	GALBRAITH ST	Brownsville	No Additional Report Necessary
150250279	1/25/15	20:39:29	JUV-COMPLAINT	ROBE ST	Brownsville	No Additional Report Necessary
150250202	1/25/15	15:37:59	WARRANT SERV	KIRK AV	Brownsville	No Additional Report Necessary
150250201	1/25/15	15:35:48	WARRANT SERV	KIRK AV	Brownsville	No Additional Report Necessary
150250184	1/25/15	14:38:31	Trf Moving Viol	S MAIN ST	Brownsville	WARNING - MOVING VIOLATION
150250163	1/25/15	12:58:41	SUSP-CIRCUMSTANCES	KIRK AV	Brownsville	No Additional Report Necessary
150240268	1/24/15	17:58:40	Trf Cell Phone Use	N MAIN ST	Brownsville	WARNING - CELL PHONE USE VIOLATION
150240153	1/24/15	11:45:41	TRESPASS	AVERILL ST	Brownsville	MDT Narrative Update
150230301	1/23/15	16:10:17	ALARM - POLICE	PARK AV	Brownsville	No Additional Report Necessary
150230166	1/23/15	11:15:22	CHILD ABUSE REPORT	N MAIN ST	Brownsville	No Additional Report Necessary
150210309	1/21/15	16:57:51	SUSP-VEHICLE	HUME ST	Brownsville	CITE ISSUED - DWS/NO ODL
150210201	1/21/15	13:08:47	INFORMATION REQUEST/REPCN	MAIN ST	Brownsville	No Additional Report Necessary
150200373	1/20/15	22:32:27	Trf Speed Viol	E HWY 228	Brownsville	WARNING - SPEEDING VIOLATION
150200364	1/20/15	21:55:42	Trf Speed Viol	STANARD AV	Brownsville	WARNING - SPEEDING VIOLATION
150200289	1/20/15	17:00:06	DISTB-DOMESTIC	CALAPOOIA AV	Brownsville	No Additional Report Necessary
150200243	1/20/15	15:12:17	ALARM - POLICE	N MAIN ST	Brownsville	No Additional Report Necessary
150190188	1/19/15	12:51:21	HAZ-TRAFFIC	STANARD AV	Brownsville	No Additional Report Necessary
150170227	1/17/15	17:23:22	Trf Equipment Viol	S MAIN ST	Brownsville	WARNING - EQUIPMENT VIOLATION
150170177	1/17/15	14:21:25	TRAFF-DUII	S MAIN ST	Brownsville	No Additional Report Necessary
150170100	1/17/15	9:55:39	UNAUTHORIZED ENTRY TO MC	KIRK AV	Brownsville	Incident Report
150150097	1/15/15	9:26:00	PROP-FOUND	PARK AV	Brownsville	No Additional Report Necessary
150140131	1/14/15	9:55:29	ASST-OUTSIDE AGENCY	SPAULDING AV	Brownsville	CAD Report
150130327	1/13/15	20:01:13	DISTB-OTHER	CALAPOOIA AV	Brownsville	No Additional Report Necessary
150110288	1/11/15	21:48:43	ALARM - POLICE	N MAIN ST	Brownsville	No Additional Report Necessary
150110284	1/11/15	21:20:24	Trf Motor Asst	WALNUT AV	Brownsville	CITE ISSUED - DWS/NO ODL
150110284	1/11/15	21:20:24	Trf Motor Asst	WALNUT AV	Brownsville	CAD Report
150110212	1/11/15	16:45:24	CIV DISP RPT	HOLLOWAY HTS	Brownsville	No Additional Report Necessary
150100218	1/10/15	15:52:05	CIV DISP RPT	KIRK AV	Brownsville	No Additional Report Necessary
150100020	1/10/15	2:20:33	SUSP-PERSON	PARK AV	Brownsville	MDT Narrative Update

CAD Call#	ENTRY DATE	ENTRY TIME	CALL DESCRIPTION	ADDRESS	CITY	DESCRIPTION
150090341	1/09/15	18:28:11	CIV DISP RPT	OAK ST	Brownsville	No Additional Report Necessary
150080246	1/08/15	14:03:16	SUSP-CIRCUMSTANCES	KAY AV	Brownsville	No Additional Report Necessary
150080011	1/08/15	0:59:00	DISTB-DOMESTIC	MILLHOUSE ST	Brownsville	No Additional Report Necessary
150070180	1/07/15	12:06:38	CHILD ABUSE REPORT	SPAULDING AV	Brownsville	No Additional Report Necessary
150070139	1/07/15	10:58:07	CIV PROCESS-RESTRAINING C	AVERILL ST	Brownsville	Civil process atptmed, not served
150060118	1/06/15	10:06:06	WELF CHECK	FAUST ST	Brownsville	No Additional Report Necessary
150050312	1/05/15	17:24:38	SUSP-VEHICLE	PARK AV	Brownsville	No Additional Report Necessary
150050190	1/05/15	12:41:12	CIV PROCESS-RESTRAINING C	AVERILL ST	Brownsville	Civil process atptmed, not served
150040173	1/04/15	13:03:32	WARRANT SERV	ROBE ST	Brownsville	No Additional Report Necessary
150040089	1/04/15	8:32:55	FOLLOW UP-OUT OF CAR	OAK ST	Brownsville	Focus Patrol
150020309	1/02/15	21:02:22	DISTB-DOMESTIC	TEMPLETON ST	Brownsville	No Additional Report Necessary
150020198	1/02/15	14:53:37	INFORMATION REQUEST/REPCN	MAIN ST	Brownsville	No Additional Report Necessary
150020105	1/02/15	10:51:42	ALARM - POLICE	TEMPLETON ST	Brownsville	MDT Narrative Update
150020035	1/02/15	3:48:47	ALARM - POLICE	N MAIN ST	Brownsville	No Additional Report Necessary



Library Advisory Board

Librarian's Report

January 2015

Here are a few facts about our library the month of January 2015. We have received 91 new books for the library. Volunteers donated 152 hours to our library. There were 1,398 materials checked out. 398 adult fiction books; 127 adult non-fiction books; 77 audio books; 295 children's books; 329 junior books; 83 junior reference books and 89 large print books.

This month I went looking to purchase many new books for the children. Our Library is circulating 15 books every two weeks to two different preschools. This translates into about 60 books per month more than we were checking out in the past years. Many of our children's books have been well loved and are in need of replacement. With funds given to us by the Brownsville Women's Study Club I was able to purchase 29 children and early junior books. You may recognize authors such as Dav Pilkey (Captain Underpants and Ricky Ricotta), Leo Lionni, Ludwig Bemelmans (Madeline), Mo Willems (Knufflebunny) and oh so many more excellent books. With such great groups that help to support the Library we are able to remain an excellent hub in the community.

Our Summer Reading Program team will be meeting this month to plan Friday programs in July for children of all ages. Ages Preschool-9 will meet on Friday mornings from 11 – Noon while children age 10+ will meet from 1 – 2/2:30pm. Every Hero Has a Story will be a fun theme to work with. Our supplies are on order and the posters are in the works. If your child or grandchild will be around in July, drop in at the Library on Fridays for some fun. I am anticipating that the Oregon College Savings Plan will be providing another fantastic performer at no cost for our program. With Ready to Read Grant funds we will be able to have our Kick off on Saturday at 1 pm during the Pioneer Picnic.

Our Display Cases are full of love...love stories that is. The Linn County Historical Museum has on display a lovely collection of photos and memorabilia commemorating the love stories of our area. Our Library is open Tuesday, Wednesday and Friday 10 – 5, Thursday 1 – 7 pm and Saturday 10 – 2.

Respectfully submitted,

Sherri Lemhouse,
Librarian

**BROWNSVILLE MUNICIPAL COURT MONTHLY REPORT
STATISTICAL REPORT FOR THE MONTH OF JANUARY 2015**

Offense Class	Pending First Day	Filed	Closed	Pending Last Day	Trials
Misdemeanors	21	2	0	23	
Violations	3	6	4	5	
Contempt/Other	39	0	3	36	
TOTALS	63	8	7	64	

BALANCE SHEET FOR THE MONTH OF JANUARY 2015

Court Revenue

Court Payments

Total Deposits +	\$ 585.00	City	\$ 513.25
Total Bail Forfeits +	\$ -	Restitution	\$ -
Total Bail/Bank Fees -	\$ -	Oregon Dept Revenue	\$ 53.50
Total Bail Held -	\$ -	Linn County	\$ 18.25
* Total Refund/Rest -	\$ -	State Misc.	\$ -
Total NSF's -	\$ -	DUII Surcharge	\$ -

TOTAL COURT REVENUE	<u>\$ 585.00</u>	TOTAL COURT PAYMENTS	<u>\$ 585.00</u>
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Credit given for Community Service	\$ -
Other Credit Allowed Against Fines	\$ -
TOTAL NON-REVENUE CREDIT ALLOWED	<u>\$ -</u>

TOTAL CASH PAYMENTS TO:

CITY	\$ 513.25
STATE	\$ 53.50
COUNTY	\$ 18.25
*REFUND/RESTITUTION	\$ -

ACCOUNTS RECEIVABLE:

BEGINNING	\$ 818.18
ENDING	\$ 1,062.59

To The City of Brownsville.

Attention Brownsville City Council.

We request the City of Brownsville require all dogs be on a leash.

The Linn County Sheriff has informed us they could not help us because Brownsville does NOT have a leash law. Dog owners can use voice commands.

We are not comfortable with the voice commands. What if the dog does not obey, we do NOT want anyone hurt by a dog.

Children are scared of the dogs off leash not only in town but in the park dogs are running loose from the parking lot area thru the park.

A SCHOOL BUS DRIVER HAD TO KEEP THE CHILDREN ON THE BUS FOR THERE SAFTEY, until the dog and its owner were gone. This happened on more than one occasion. Traffic was also delayed.

The elderly have been bothered by dogs while in there yards working, and while getting some exercise.

Dogs are off leash running loose in our Brownsville Cemetery, we have to avoid the loose dogs while we are visiting our loved ones graves. While being careful not to step in the dog feces in the cemetery.

PLEASE LET US HAVE A LEASH LAW IN BROWNSVILLE.

Janet Bey Ed Peetman Shannan K Case
Tonda E. Foy Al B Heather Dillon
John M Foy Kelly B. Hays Larry Brown
Jana E. Foy Kelly B. Hays Charles E. Hays
Drew Corbett Donald R. New Fred Anderson
Fred Corbett Wend Hays Marilyn J Nelson
Jon Chumpe Cindy Hebler Rick Dominguez
Janet Maddy Karen Bowman Theres Wilkin
Juni Maddox Carolyn Pearce Betty Joyce Keen

To The City of Brownsville.

Attention Brownsville City Council.

We request the City of Brownsville require all dogs be on a leash.

The Linn County Sheriff has informed us they could not help us because Brownsville does NOT have a leash law. Dog owners can use voice commands.

We are not comfortable with the voice commands. What if the dog does not obey, we do NOT want anyone hurt by a dog.

Children are scared of the dogs off leash not only in town but in the park dogs are running loose from the parking lot area thru the park.

A SCHOOL BUS DRIVER HAD TO KEEP THE CHILDREN ON THE BUS FOR THERE SAFTEY, until the dog and its owner were gone. This happened on more than one occasion. Traffic was also delayed.

The elderly have been bothered by dogs while in there yards working, and while getting some exercise.

Dogs are off leash running loose in our Brownsville Cemetery, we have to avoid the loose dogs while we are visiting our loved ones graves. While being careful not to step in the dog feces in the cemetery.

PLEASE LET US HAVE A LEASH LAW IN BROWNSVILLE.

Robert Erbevine
Dorothy Erbevine
Conrad V. Olla
Nicole Guerrero
Russell [unclear]
Gay Compton



Rick Dominguez and Charlotte Bates found Brownsville Ordinance 384, a copy is enclosed for your review. Brownsville City Council repealed that Ordinance by passing Ordinance 462 on February 6th, 1978.



"All his life he tried to be a good person. Many times, however, he failed. For after all, he was only human. He wasn't a dog."

- Charles M. Schulz

What does the current Brownsville Municipal Code say? PARKS

8.20.040 Pets.

The following regulations regarding pets shall apply to all public park areas:

A. Any dog brought into a park shall either be on a leash not more than eight feet in length, be under voice control of the owner or confined in a vehicle, and must be kept under control at all times from the day after Labor Day through the day before Memorial Day.

B. Dogs may be off leash and under voice control from Memorial Day through Labor Day in designated areas only. Dogs off leash in any other area of the park are subject to removal from the park.

C. Dog owners are responsible for the removal of any solid waste deposited by the owner's dog.

D. A dog's owner is responsible for the dog's behavior at all times while the dog is in the park.



The Linn County Sheriff's Office has indicated that voice command is a legal means of controlling dogs. To be clear, in the absence of an actual adopted law, voice command is a legal means.

Portland Law

Obeying Leash & Scoop Laws

Leashed dogs are welcome visitors in most Portland parks. Dog owners help keep parks fun and healthy for all visitors by obeying leash and scoop laws, following off-leash area rules of use, and complying with all Multnomah County Laws and Park Rules.

By law, dogs **must always be on leash** when not in a designated off-leash area. No dogs, on or off-leash, are allowed at Tanner Springs Park, Whitaker Ponds Nature Park, Foster Floodplain Natural Area, or the amphitheater at Mt Tabor Park.



You must carry a leash for each dog in your care, and keep pets leashed on the way to and from off-leash areas. At unfenced off-leash areas, boundary maps are posted. Familiarize yourself with the boundaries, and play with pets within the designated area only.

Law also requires that pet **waste must be picked up and disposed of** in a trash can. Being in an off-leash area does not exempt owners or handlers from obeying scoop laws. Scoop bags are not supplied, so bring bags with you.

Violation of leash or scoop laws will result in a fine of up to \$150.

Multnomah County

Dogs must be properly licensed and vaccinated. Dogs must be leashed at all times while on public property and in parks (except in designated off-leash areas), and owners must remove their dog's waste. These laws exist for the health and safety of dogs and people.

13.305 Duties Of Owners.

(A) For the purposes of this section, unless otherwise limited, the owner is ultimately responsible for the behavior of the animal regardless of whether the owner or another member of the owner's household or a household visitor permitted the animal to engage in the behavior that is the subject of the violation.

(B) It is unlawful for any person to commit any of the following: (1) Permit an animal to be an animal at large*....

*ANIMAL AT LARGE. Any animal, excluding domestic cats, that is not physically restrained on owner's or keeper's premises including motorized vehicles in a manner that physically prevents the animal from leaving the premises or reaching any public areas; or, is not physically restrained when on public property, or any public area, by a leash, tether or other physical control device not to exceed eight feet in length and under the physical control of a capable person.

13.303 Animal Wastes; Duty To Remove. Any person in physical possession or control of any animal off the premises of the animal's owner or keeper shall immediately remove excrement or other solid waste deposited by the animal in any public area.

City of Albany

Dogs

- Dogs must be kept on leash when they are not otherwise contained by fencing or a kennel. Dog owners must clean up after their pets.
- Dogs that bark cumulatively for more than 10 minutes during any one-hour period when such barking is audible off the premises of the dog's owner or keeper is considered a public nuisance. **To report a barking dog nuisance, contact APD at 541-917-7680.**



Sweet Home

12.12.120 DOMESTIC ANIMALS.

No person in a park shall have been responsible for the entry of a dog or other domestic animal into a park which is not in some manner physically restrained. All dogs shall be restrained at all times on adequate leashes not greater than eight feet in length.

Linn County

560.410 Dog as a public nuisance

(A) A dog is a public nuisance, and not a dangerous public nuisance, if the dog:

- (1) Chases vehicles;
- (2) Damages or destroys property of persons other than the owner of the dog;
- (3) Scatters garbage of persons other than the owner of the dog;
- (4) Trespasses on private property of persons other than the owner of the dog;
- (5) Disturbs any person by frequent or prolonged noises;
- (6) Is running at large; or
- (7) chases, but does not bite, injure, wound, or kill, a pet or a domestic animal.

(B) The owner or keeper of a dog shall not allow the dog to be a public nuisance as described in subsection (A) of this section.

(C) Any person who has cause to believe a dog is being maintained as a public nuisance as described in subsection (A) of this section may complain, either orally or in writing, to the Director. The complaint shall be considered sufficient cause for the Director to investigate the matter and to determine if:

- (1) the owner or keeper of the dog is in violation of subsection (B) of this section; and
- (2) the dog is a dangerous dog or potentially dangerous dog and to take action authorized in this Chapter to protect the public if the dog is determined to be a dangerous dog or potentially dangerous dog.

General Dog Law Article

Source: http://doglaw.hugpug.com/doglaw_010.html

Leash Laws

Whatever may be said about the affection which mankind has for a faithful companion, modern city conditions no longer permit dogs to run at large.

- CALIFORNIA COURT OF APPEAL⁷

Long gone from most of America are the days when you could answer a longing whine from your dog by opening the back door and letting it roam the neighborhood at will. Besides the fact that many people live in apartment buildings where back doors open onto upper-story balconies, roaming dogs are considered outlaws almost everywhere, either by state law or by city or county ordinance.

"Leash laws" generally require dogs to be on a leash and under control whenever they're off their owners' property, unless a specific area is designated for unleashed dogs. Some laws apply only at night (when dogs may form packs and do the most damage to livestock) or



allow an owner to have a dog unleashed if it is under "reasonable control."⁸ Even dog owners who let their dogs off a leash only because they're confident they have complete control over them are probably in violation of a leash law.

The intensity of enforcement, however, varies from city to city and neighborhood to neighborhood. In many places, an owner is unlikely to be cited if the dog really is under voice control and not bothering anyone, even if in technical violation of a leash law. But in some cities, police enforce leash laws strictly, especially if they have received complaints about unleashed dogs in a certain area. Ask about the custom in your neighborhood. A police department may have adopted an informal policy of not issuing citations in the early morning if a dog is under control, but strictly enforcing the leash law in a crowded park where a surfeit of dogs have made it unpleasant or unusable for others.

Walking a Dog Off-Leash

Dog parks Across the country, dog owners' groups, frustrated by strict leash laws, are championing city parks with areas set aside just for dogs. People can turn their pets loose and then, like parents at the edge of a playground, watch, scold, and applaud the results. The idea seems to have originated in Berkeley, California, where a fenced half-acre of Ohlone Park was set aside for dogs in 1979. The Ohlone Park Dog Owners Association, now a nonprofit corporation, still oversees the park. Like other such groups, it encourages owners to clean up after their dogs and provides plastic bags near trash cans.

LAW AND ORDER IN SUBURBAN LOS ANGELES

Here's a legal interpretation problem for you: If the law requires a dog to be on a leash, does the owner have to be holding on to the other end?

Jean Bessette of Van Nuys, California, was ticketed for walking his Labrador retriever, Rex, without a leash. Bessette protested that the dog was on a leash. The problem was that Bessette wasn't holding the other end of the leash - Rex was, in his mouth.

Bessette and Rex went to court, where Rex balanced dog biscuits on his nose to show how well trained he was. The pair got off with a warning.

Dogs Running at Large

A dog running loose can be picked up and taken to the animal shelter by municipal or county animal control officers. The owner will be fined and charged for the cost of impounding the dog. (See "Impounding and Destroying Dogs," below.) If the dog is unlicensed, there will be another fine as well.

There are other risks to allowing a dog to run at large. Of course, there's the obvious danger that the dog will be hit by a car. Owners are also letting themselves in for financial liability if



the dog causes trouble - bites someone or makes a bicyclist fall, for example. To take an extreme example,

in 1983, two men were severely injured when the driver of a truck in which they were riding swerved to avoid hitting a dog that had run into the road. They sued the dog's owner, and a judge awarded them \$2.6 million.⁹ (Liability is discussed in detail in Dog Bites.)

Dogs who damage property or injure livestock while running at large may be subject to other laws - including the "shoot first, ask questions later" rule that prevails in most rural areas, allowing a farmer to kill any dog that's threatening livestock. And if a dog threatens or injures a person, it may be classified as a "vicious dog" and made subject to strict regulations (See Dangerous Dogs).

THOUGHTS

Ask for the opinion and perspective of the Linn County Sheriff's Office. Even enforcement will be a key element for this kind of law.

General Leash Law Options include:

1. Require all dogs, pets to be leashed when on public property including but not limited to City parks and all public right-of-ways. The City could have off-leash times like currently exists in Pioneer Park.
2. Add a general leash law that would include a leash or tether law for all dogs, unless the dog was kenneled, fenced or contained in a manner that would prevent interaction with other animals or humans.
3. Leave the current laws in place and make no changes.
 - ▶ The first question is to what level does the City want to contain dogs. Currently, dogs are not allowed to run at large because the City falls under the County Code.
 - ▶ The second question is to what degree should the City require dogs to be controlled.
 - ▶ The third question is what kinds of implementation efforts are going to be executed.
 - ▶ The fourth questions is what are the types of penalties for violation.



Clearly there are a whole host of other things to think about but these are a few to get a discussion going.

ORDINANCE NO. 384

AN ORDINANCE PROHIBITING DOGS FROM RUNNING AT LARGE IN THE CITY OF BROWNSVILLE; PROVIDING THE PENALTY FOR THE VIOLATION THEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES THAT CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

THE CITY OF BROWNSVILLE DOES ORDAIN AS FOLLOWS:

Section 1: DEFINITIONS.

A. Positive Control - a rope, chain, cord, or line attached to the dog and held in the hand of the owner or custodian.

B. At large - Anywhere within the limits of the City of Brownsville other than on the property of the owner or custodian of the dog.

C. Agents - Any State, county, or city official on duty within the limits of the City of Brownsville.

D. Dog Pound - the pound of the City of Brownsville or Linn County, Oregon.

Section 2: No dog or dogs shall be permitted to run or be at large unless under the positive care or control of the owner or custodian of said dog or dogs.

Section 3: The Police Department or their agents are authorized to impound any dog found at large and shall notify the owner of said dog. In the event the owner does not, within 24 hours, reduce to his possession said dog, the dog shall be transferred to the county dog pound. No dog seized under this section shall be released to its owner until such time as its owner complies with the laws of the State of Oregon regarding dog licensing.

Section 4: A person who violates this ordinance may be punished by a fine of not more than \$50.00 or confinement in the city jail for a period of not more than 10 days, or both.

Section 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 6: It is hereby declared necessary for the immediate protection of the public peace, health, and safety of the people of the City of Brownsville, Oregon, that this ordinance be and become effective immediately upon its passage, therefore said ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor of the City of Brownsville.

Passed by the Council May 13, 1963.

Approved by the Mayor May 13, 1963.

ATTEST:

/s/ Ben Fisher
Recorder

/s/ Charles R. Fullager
Mayor

*Repealed by Ordinance 451
462, 02.06.1978 by City
Council.*

BROWNSVILLE CITY COUNCIL

REGULAR SESSION

FEBRUARY 6, 1978

Meeting called to order at 7:35 by Mayor Sheffer

Roll Call: Ralph Sheffer, Tony Gorsline, Dwaine Reid, Bruce Landon
Joe Clark, Fred Smith, Wendy Stucky, Bob Wilson, Jim Claypool
Absent: Fred Klinkibiel

Minutes of January 23rd meeting approved as read.

1. Municipal Judge Appointment

Larry Coady, Albany attorney, introduced himself to the council. Mayor Sheffer appointed Mr. Coady as Brownsville's Municipal judge, for \$50.00 an hour court time, with city employees doing the paper work. Mayor Sheffer will swear Mr. Coady in this week. Joe Clark moved to accept Mayor Sheffer's appointment of Larry Coady as municipal judge; motion seconded by Bruce Landon. Vote: 5 yes, 0 no. Motion carried.

2. Bert Layman - Appraiser

Mr. Layman explained to the council that he is an independent real-estate appraiser and has worked with various cities, helping them acquire land for municipal construction. He acts as liason between property owners and the city. Krause & Dalke suggested the council interview Mr. Layman in connection with the sewer project. Mr. Layman said he basically works on an hourly fee and works closely with city officials. If the council would like any further information they can contact either Mr. Layman or the city engineers.

3. LCDC Grant Application / Council Action On RM Zone

Mayor Sheffer signed the applications to LCDC for an extension to our current planning grant.

No action can be taken by the council on the zone change from Residential to RM tonight. A public hearing before the council will be held, with action taken at that time.

ORD. # 462
4. Repeal Ordinance #451 - Regulating Dogs

Mayor Sheffer explained that by repealing the city's existing dog control laws, the city would be under jurisdiction of Linn County Dog Control.

Mayor Sheffer read Ord. #462 in full. Bruce Landon moved to accept Ord. #462 as read in full; motion seconded by Tony Gorsline. Roll Call vote:

Tony Gorsline - yes
Dwaine Reid - yes
Bruce Landon - yes
Joe Clark - yes
Fred Smith - yes Motion carried.

Joe Clark moved to read Ord. #462 by title only; motion seconded by Bruce Landon. Vote: 5 yes, 0 no. Motion carried.

Mayor Sheffer read Ord. #462 by title only. Dwaine Reid moved to accept Ord. #462 as read by title only; motion seconded by Bruce Landon. Roll Call vote;

Tony Gorsline - yes Bruce Landon - yes Fred Smith - yes
Dwaine Reid - yes Joe Clark - yes Motion carried.

Please **DON'T LET YOUR DOGS RUN AROUND LOOSE** even at home! I was walking my small dog on a leash on New Year's Eve when your big dog came barreling off your porch and started attacking mine. I had never seen a dog at your house before so wasn't expecting the assault. If my dog hadn't been wearing a sweatshirt and a jacket, she would have been badly hurt. She was yelping in pain – loudly – but you never even looked out your window to see what was happening.....and I know you were awake because your lights were all on. Your dog may be sweet as can be for you, but when you aren't right there to keep it under control, it becomes very territorial to animals and people alike. Do I have to start carrying pepper spray to protect myself and my dog? Several people in our neighborhood let their dogs run loose so there is a limited scope of "safe" areas to walk in. Please be considerate and keep your pets in an enclosed fenced area or on a chain when you aren't there to make them behave. Thank you.

Charlotte Bates



NOTICE OF PUBLIC HEARING

February 23rd, 2015

7:00 p.m.

Brownsville City Hall in Council Chambers

This is to notify you that Brownsville, Oregon has proposed a land use regulation that may affect the permissible uses of your property and other properties.

On **February 23rd, 2015**, the City of Brownsville's Planning Commission will hold a public hearing regarding the adoption of Ordinance Number 751. The City of Brownsville has determined that adoption of this ordinance may affect the permissible uses of your property, and other properties in the affected zone, and may change the value of your property.

Ordinance Number 751 is available for inspection at the Brownsville City Hall located at 255 N. Main Street. A copy of Ordinance Number 751 also is available to purchase for the actual cost of copying. To view Ordinance 751 online, please go to the City of Brownsville website at www.ci.brownsville.or.us, on the right hand side, under **General Information**.

For additional information concerning Ordinance Number 751, you may contact City Hall Monday through Friday, 8:30 p.m. to 4:30 p.m. at 541.466.5666.

The Brownsville City Council will also consider a First Reading of this proposed ordinance on February 24th, 2015, and a Second Reading on March 24th, 2015. All meetings will be held at 7:00 p.m. in Council Chambers.

The Times to Publish: February 4th, 11th & 18th.

General Information

- ▶ Council has worked on issues surrounding marijuana since January 2014 when Randy & Gayle Simpson decided to open a medical marijuana dispensary in Brownsville.
- ▶ The State Legislature had passed House Bill 3460 and it was signed by Governor Kitzhaber on August 14th, 2013. The Bill allowed medical dispensaries to be open through a licensing process by the State of Oregon.
- ▶ The State Legislature had passed Senate Bill 1531 and it was signed by Governor Kitzhaber on March 19th, 2014. The Bill allowed local governments such as cities and counties to pass a moratorium on medical marijuana facilities.
- ▶ The City of Brownsville filed a moratorium following the process outlined by the State of Oregon. The moratorium will run out April 30th, 2015.
- ▶ Council formed a Medical Marijuana Committee to review the subject. The outcome of this Committee was to recommend Council pass a Business Registration Ordinance that would **not** allow marijuana facilities to open in Brownsville based on language included in the Ordinance. The Ordinance says that in order to obtain a business registration the business has to be compliant with local, State and Federal Law. Marijuana is still a Schedule I Controlled Substance and considered illegal by the Federal government, therefore a registration cannot be issued.
- ▶ Council passed the Business Registration Ordinance on September 23rd, 2014 as an emergency. The local law came into effect in October of 2014.

NOTICE OF PUBLIC HEARING

- ▶ Measure 91, the recreational marijuana use legislation, was passed by Oregon voters at the November 4th, 2014 election.
- ▶ At the direction of the City Attorney, Council decided to form another committee to review the impacts of Measure 91.
- ▶ The Committee met and made a recommendation to Council for their December 16th, 2014 Council meeting that basically encouraged Council to move forward with land use legislation that would allow marijuana facilities in certain zones of the City, *if* the Business Registration Ordinance is ever stricken down by the State Supreme Court or changed by City Council.
- ▶ Council directed Staff to move forward with Ordinance 751. Ordinance 751 will be subordinate to Ordinance 747: Business Registration. As long as the Business Registration Ordinance contains the language "Federal" or "federally" and Federal law does not change, opening a marijuana facility of any kind in Brownsville is against local law.

The Planning Commission will consider the Ordinance at a meeting to be held on February 23rd, 2015 as noticed above.

The City Council will be faced with a decision to pass this legislation at the March 24th, 2015 Council meeting which will/may be the Second Reading of Ordinance 751.

Whether Council passes this ordinance or not, marijuana facilities will still **not** be allowed to locate in Brownsville unless Council modifies Ordinance 747: Business Registration as discussed above or the State requires a change to Ordinance 747.

Should Ordinance 747 ever change and the Federal language be stricken, Ordinance 751 will allow marijuana facilities in Volume Commercial, Light Industrial and Heavy Industrial Zones only.

The Zoning Map is available on the City website under Information in the left hand column. The map is the fifth selection:





BROWNSVILLE PLANNING COMMISSION STAFF REPORT

MARIJUANA REGULATIONS

FILE: File # 2015.01:
Amendments to Title 15 of the Brownsville Municipal Code

HEARING DATE: February 23rd, 2015

APPLICANT: City of Brownsville

PROPERTY OWNER: Not Applicable

LOCATION: Citywide

PUBLIC NOTICE: DLCD Notice January, 2015
Planning Commission Notice Published/Posted, February 4th,
2015, February 11th, 2015, and February 18th, 2015.
Measure 56 Notice sent February 2nd, 2015.

PROPOSAL: Amend Title 15 of the Brownsville Municipal Code to add a
new Chapter 15.111, adding definitions for marijuana uses,
providing for certain conditionally permitted marijuana uses in
the LI, HI, and VC zones, and adopting buffers between
marijuana uses and other uses.

The Planning Commission will hold a public hearing to take testimony on proposed amendments to Title 15 of the Brownsville Municipal Code to add a new Chapter 15.111. If adopted, the proposed amendments would: add definitions for marijuana uses; provide for certain conditionally permitted marijuana uses in the LI, HI, and VC zones; restrict marijuana uses from locating within 1,000 feet of schools, public libraries, public parks, and other marijuana uses; and restrict marijuana uses from locating within 100 feet of real property zoned LDR, MDR, HDR or OTC.

BACKGROUND

In 2014 the Oregon Legislature approved Senate Bill 1531, which explicitly allows cities in Oregon to adopt reasonable regulations on the operation of Medical Marijuana Facilities, including: 1) limitations on the hours during which a Medical Marijuana Facility may be operated, 2) limitations on where a Medical Marijuana Facility may be located within an agricultural, industrial, commercial, or mixed use zone, and 3) conditions on the manner in which a Medical Marijuana Facility may dispense medical marijuana.

On March 25th, 2014, the Brownsville City Council adopted Ordinance No. 743, declaring a moratorium on Medical Marijuana Facilities in the City. The City's moratorium expires on April 30th, 2015.

In November of 2014, Oregon voters approved Ballot Measure 91 which allows the sale, possession, and use of recreational marijuana in Oregon. Ballot Measure 91 does not restrict cities from adopting reasonable time, place, and manner regulations of the nuisance aspects



of establishments that sell marijuana to consumers if the City makes specific findings that the establishment would cause adverse effects to occur. In fact, Ballot Measure 91 explicitly recognizes that any authority to regulate marijuana uses granted by Measure 91 is in addition to and not in lieu of the City's authority to regulate pursuant to the Brownsville Charter, Oregon statutes, and the Oregon Constitution. Ballot Measure 91 provides for four types of licenses to operate recreational marijuana facilities: producers (growers), processors, wholesalers, and retailers. The Oregon Liquor Control Commission (OLCC) has been tasked with drafting regulations for these four types of licenses, but those regulations will probably not be finalized until the end of calendar year 2015. Ballot Measure 91 requires the OLCC to begin issuing recreational marijuana licenses in January of 2016.

State laws regulating Medical Marijuana Facilities (otherwise known as dispensaries) require that those dispensaries be located in commercial, industrial, agricultural, and mixed used zones. The state laws governing dispensaries also require that dispensaries be located at least 1,000 feet from most public schools and at least 1,000 feet from another dispensary. Finally, state law prohibits a dispensary from locating on the same property as a medical marijuana grow site. Ballot Measure 91 does not contain similar regulations for recreational marijuana facilities. The OLCC is in the process of drafting regulations for recreational marijuana facilities, and those regulations may include things like the dispensary buffers, but as noted above, the recreational marijuana regulations likely will not be finalized until the end of 2015.

On December 4th, 2014, the City's Marijuana Committee held a work session to review and discuss options for regulating dispensaries and recreational facilities. On December 16th, 2014, and January 27th, 2015, the City Council considered options and the recommendation of the Marijuana Committee for regulating dispensaries. At that December 16th meeting, the City Council directed staff to prepare code amendments to: 1) prohibit licensed commercial recreational marijuana grows in the City; 2) prohibit dispensaries and recreational marijuana facilities in the residential and OTC zones; 3) prohibit dispensaries and recreational marijuana facilities from locating within 100 feet of real property zoned residential or OTC; and 4) prohibit dispensaries and recreational marijuana facilities from locating within 1,000 feet of schools and other marijuana facilities. During the drafting process, staff added the additional requirement that dispensaries and recreational marijuana facilities not locate within 1,000 feet of public parks and libraries.

PROCESS AND CRITERIA

Brownsville Municipal Code Section 15.135.010 states: "An amendment to the text or the zoning map of this zoning code may be initiated by the City Council, by the Planning Commission, or by application of a property owner or his/her authorized agent."

On December 16th, 2014 the City Council directed staff to draft amendments to Title 15 of the Brownsville Municipal Code for Planning Commission review and recommendation.

Attachment A, to this Staff Report, Brownsville Planning Commission Recommendation Regarding Proposed Amendments to Title 15 of the Brownsville Municipal Code, includes



findings regarding the proposed amendments' consistency with the applicable provisions and policies of the Brownsville Comprehensive Plan, Title 15, the zoning map, and other City ordinances and plans.

Notice was sent to DLCD on January 23rd, 2015.

Measure 56 Notice was mailed to all property owners within Brownsville City Limits on February 2nd, 2015. The notice complies with ORS 227.186 which requires at least 20 days' notice prior to the date of the Planning Commission hearing.

Notice of the Planning Commission Public Hearing was published in *The Brownsville Times* on February 4th, 2015, February 11th, 2015, and February 18th, 2015 and posted at City Hall, the City library, and the Brownsville Post Office for three consecutive weeks prior to the public hearing as required by BMC 15.135.020.C.2.

Written public comments were received prior to the public hearing and provided to the Planning Commission members for the hearing.

POSSIBLE ACTIONS BY THE PLANNING COMMISSION

In considering the proposed amendments, the Planning Commission may take the following actions:

1. Move to recommend approval of the proposed amendments as presented in Exhibit A to Attachment 1.
2. Move to recommend revisions to any of the proposed amendments contained in Exhibit A to Attachment 1. Modify the proposed amendments and recommend approval to the City Council with specific changes.
3. Move to not recommend approval of the proposed amendments as presented in Exhibit A to Attachment 1.
4. Direct staff to bring revised language to the next scheduled Planning Commission meeting.

STAFF RECOMMENDATION

If no changes are desired by the Planning Commission at this time, staff recommends that the Planning Commission forward the findings and proposed amendments attached as Attachment 1 to the City Council with a recommendation that the City Council approve the proposed amendments.

SUGGESTED MOTION

"I move that the Brownsville Planning Commission recommend approval of the amendments



to Title 15 of the Brownsville Municipal Code, as presented in Exhibit A to the
**BROWNSVILLE PLANNING COMMISSION RECOMMENDATION
REGARDING PROPOSED AMENDMENTS TO TITLE 15 OF THE
BROWNSVILLE MUNICIPAL CODE."**

ATTACHMENTS

1. BROWNSVILLE PLANNING COMMISSION RECOMMENDATION REGARDING PROPOSED AMENDMENTS TO TITLE 15 OF THE BROWNSVILLE MUNICIPAL CODE, including Exhibit A - Proposed Code Amendments to Title 15 of the Brownsville Municipal Code.



**BROWNSVILLE PLANNING COMMISSION RECOMMENDATION
REGARDING PROPOSED AMENDMENTS TO TITLE 15 OF THE
BROWNSVILLE MUNICIPAL CODE**

A. The Brownsville Planning Commission finds the following:

1. On December 16th, 2014, as required by BMC 15.135.010, the City Council initiated amendments Title 15 of the Brownsville Municipal Code to address the location of medical marijuana facilities and recreational marijuana facilities within the City.
2. Notice of a public hearing before the Planning Commission was published in *The Brownsville Times* on February 4th, 2015, February 11th, 2015, and February 18th, 2015, and posted at City Hall, the City library and the Brownsville Post Office for three consecutive weeks prior to the public hearing as required by BMC 15.135.020.C.2.
3. Measure 56 Notice was sent to all affected property owners on February 2nd, 2015, in compliance with ORS 227.186.
4. A public hearing on the proposed amendments to Title 15 of the Brownsville Municipal Code as shown in the attached Exhibit A, was conducted on February 23, 2015, before the Brownsville Planning Commission in accordance with procedures established in BMC Chapter 15.315: Amendments to the Zoning Code.
5. The proposed amendments are consistent with the purpose of Title 15 of the Brownsville Municipal Code and the Brownsville Comprehensive Plan. The intent of these amendments is to provide clarity and consistency regarding allowed land uses in the City and to more fully implement the goals and policies of the Brownsville Comprehensive Plan.

- B. The Brownsville Planning Commission hereby recommends approval of the proposed amendments to Title 15 of the Brownsville Municipal Code as shown in the attached Exhibit A, based on the following findings of fact:**

FINDINGS

The Planning Commission finds:

1. **The proposed amendments to Title 15 constitute reasonable regulation of medical and recreational marijuana facilities which will protect and promote the public health, safety and welfare by requiring medical and recreational marijuana facilities to locate a**



reasonable distance from places where minors tend to congregate (i.e. schools, parks and libraries).

2. The proposed amendments to Title 15 also constitute reasonable regulations which assist in carrying out the City of Brownsville Comprehensive Plan and the statewide land use planning goals as applied to the City of Brownsville through the Brownsville Comprehensive Plan. The proposed amendments will assist in carrying out the City of Brownsville Comprehensive Plan by ensuring that medical and recreational marijuana facilities locate in zoning districts appropriate to the particular use (i.e. retail recreational marijuana outlets are a retail use appropriate for the Volume Commercial Zone).

The Planning Commission also makes the following specific findings related to applicable criteria in the Brownsville Comprehensive Plan and the Brownsville Municipal Code:

Brownsville Comprehensive Plan Goal G-LI

To provide lands which are suitable for a variety of urban uses that will 1) provide optimum livability, 2) be safe from natural hazards, 3) economically provide public services, 4) be compatible with surrounding uses, and 5) allow for freedom of choice in the market.

1. The proposed amendments attached as Exhibit A will provide optimum livability in the City by ensuring that medical and recreational marijuana facilities are compatible with surrounding land uses. The proposed amendments ensure compatibility with surrounding land uses by: establishing buffers around schools, parks, libraries, and residential zones; restricting each type of medical and recreational marijuana facility to the zone most appropriate to that type of use (i.e. a retail recreational marijuana facility is retail use appropriate to the Volume Commercial Zone); and establishing buffers between recreational and medical marijuana facilities.

Brownsville Comprehensive Plan Policy P-L2

The City of Brownsville will continue to allow home occupations which do not distract from or interfere with the dominant use of the area in residential neighborhoods.

1. The Planning Commission finds that allowing medical and/or recreational facilities to operate as home occupations would distract from and interfere with the dominant residential use of residential neighborhoods of the City. The Planning Commission finds that for public health and safety reasons medical and



recreational marijuana facilities are not appropriate uses for home occupations. In addition, the Planning Commission finds that state law does not allow the location of medical marijuana facilities in residential zones.

Brownsville Comprehensive Plan Policy P-L12

The City of Brownsville recognizes the need for diverse commercial activity to support continued economic growth and shall develop a mechanism to identify and encourage a range of commercial activities to meet the needs of the community.

- 1. The Planning Commission finds that by identifying and allowing medical and recreational marijuana uses in the City of Brownsville, the City is encouraging a range of commercial activities to meet the needs of the community.**

Brownsville Comprehensive Plan Policy P-L18.A

The City of Brownsville shall establish areas for light industry. Industrial uses in light industrial areas shall:

- A. Be compatible with the surrounding land uses.
 - 1. The Planning Commission finds that the proposed amendments will ensure that medical and recreational uses allowed in the LI zone are compatible with surrounding land uses by: establishing buffers around schools, parks, libraries and residential zones; restricting each type of medical and recreational marijuana facility to the zone most appropriate to that type of use (i.e. a retail recreational marijuana facility is retail use appropriate to the Volume Commercial Zone); and by establishing buffers between marijuana facilities.**

BMC 15.135.020.D Criteria for Findings of Fact.

Upon review of all pertinent information and public input the Planning Commission shall make findings which are based on the following criteria:

- 1. Consistency of the amendment with the applicable provisions and policies of the Comprehensive Plan.*
 - 2. Consistency of the amendment with the applicable provisions of this division and with the zoning map.*
 - 3. Consistency of the amendments with other City ordinances and plans.*
- 1. The Planning Commission finds that the proposed amendments to Title 15 of the Brownsville Municipal Code attached as Exhibit A are consistent**



with the applicable provisions and policies of the Brownsville Comprehensive Plan, as demonstrated by the specific findings regarding Comprehensive Plan Goal G-1 and Policies P-L2, P-L12, and P-L18.A, above.

2. The Planning Commission finds that the proposed amendments to Title 15 of the Brownsville Municipal Code do not conflict with the existing provisions of Title 15. The proposed amendments do not affect the zoning map so that criterion is inapplicable.
3. The Planning Commission finds that the proposed amendments to Title 15 of the Brownsville Municipal Code do not conflict with other City ordinances and plans.

Gary Compton, Chairperson
Brownsville Planning Commission

Date



EXHIBIT A

AMENDING TITLE 15 OF THE BROWNSVILLE MUNICIPAL CODE TO ADD A NEW CHAPTER 15.111 ESTABLISHING LAND USE REGULATIONS FOR MARIJUANA FACILITIES IN THE CITY OF BROWNSVILLE

Chapter 15.111

Marijuana Uses

15.111.010 Definitions.

15.111.020 Zoning

15.111.030 Conditional Use Requirements

15.111.010 Definitions.

“Marijuana Extract” means a product obtained by separating resins from marijuana by solvent extraction, using solvents other than vegetable glycerin, such as butane, hexane, isopropyl alcohol, ethanol, and carbon dioxide.

“Marijuana Items” means marijuana, marijuana products, and marijuana extracts.

“Marijuana Processor” means an individual or entity licensed by the Oregon Liquor Control Commission to process, compound, or convert marijuana into marijuana extracts or into products that contain marijuana or marijuana extracts.

“Marijuana Producer” means an individual or entity licensed by the Oregon Liquor Control Commission to manufacture, plant, cultivate, grow, or harvest marijuana. For purposes of this Title 15, marijuana production does not constitute an agricultural, green house, or nursery use.

“Marijuana Products” means products that contain marijuana or marijuana extracts and are intended for human consumption.

“Marijuana Retailer” means an individual or entity licensed by the Oregon Liquor Control Commission to sell marijuana items to consumers.

“Marijuana Wholesaler” means an individual or entity licensed by the Oregon Liquor Control Commission to purchase marijuana items for resale to someone other than a consumer.



“Marijuana Use” means a marijuana processor, marijuana producer, marijuana retailer, marijuana wholesaler or medical marijuana facility. A Marijuana Use is not an authorized home occupation.

“Medical Marijuana Facility” means a facility registered by the Oregon Health Authority pursuant to ORS 475.314.

15.111.020 Zoning and Conditions of Approval.

A. The following Marijuana Uses are permitted as conditional use in the following zones, subject to the provisions of Chapter 15.125 BMC. Marijuana Uses not listed as conditionally permitted in this section are prohibited.

1. Marijuana Processor: Conditionally permitted in the LI and HI zones.
2. Marijuana Retailer: Conditionally permitted in the VC and LI zones.
3. Marijuana Wholesaler: Conditionally permitted in the LI and HI zones.
4. Medical Marijuana Facility: Conditionally permitted in the VC and LI zones.

B. In addition to the provisions of Chapter 15.125 BMC, Marijuana Uses must also comply with the following conditions:

1. At the time a conditional use application for a Marijuana Use is filed, the Marijuana Use may not be located:
 - a. Within 1,000 feet of public or private elementary, secondary, or career school; or
 - b. Within 1,000 feet of a public library; or
 - c. Within 1,000 feet of a public park, playground, recreational facility, or athletic field; or
 - d. Within 1,000 feet of another Marijuana Use; or
 - e. Within 100 feet of real property zoned LDR, MDR, HDR or OTC.
2. A Marijuana Use must possess a valid business registration in accordance with Title 5 of the Brownsville Municipal Code, Section 5.20 Business Registration.
3. For purposes of this Chapter the following definitions apply:



- a. "Career School" means any private proprietary professional, technical, business, or other school instruction, organization, or person that offers any instruction or training for the purpose or purported purpose of instructing, training, or preparing persons for any profession at a physical location attended primarily by minors.
- b. "Elementary School" means a learning institution containing any combination of grades Kindergarten through 8 or age level equivalent.
- c. "Public Park, Playground, Recreational Facility, or Athletic Field" means a park, playground, recreational facility, or athletic field that is owned or operated by a government entity or nonprofit organization and that is open to the general public excluding mini parks or pocket parks as defined in the City's Parks Master Plan.
- d. "Public Library" means a library open to the general public and owned or operated by a government entity or nonprofit organization and that is open to the general public.
- e. "Secondary School" means a learning institution containing any combination of grades 9 through 12 or age level equivalent and includes those institutions that provide junior high schools which include 9th grade.
- f. "Within 1,000 feet" means a straight line measurement in a radius extending for 1,000 feet or less in every direction between any point on the boundary line of the real property on which the Marijuana Use is located and the real property on which a use identified in subsection (1)(a) or (b) is located.
- g. "Within 100 feet" means a straight line measurement in a radius extending for 100 feet or less in every direction between any point on the boundary line of the real property on which the Marijuana Use is located and real property zoned LDR, MDR, HDR or OTC.

Feb 2, 15

I must write to you to be heard
as I can no longer safely, climb the
steep stairs to the Council room.

When I first heard about the medical
marijuana coming to town I was con-
cerned that people would flock to
town to break in and steal their
supply. I've been reassured that these
places are fortified and covered, in
all angles, with cameras. I learned
also, that the ingredients that make
a person high is taken out when details
are made. I have arthritis and my
doctor won't prescribe meds for it
because it makes bones brittle, I must
have relief and want to try this new
medical stuff. (because of age I no
longer make many trips out of ~~town~~ ^{Town}
so hope you'll help us older people
and let us have a dispensary here.)

My son, who has neuropathy in
his legs was in so much pain, constantly,

he was ready to end his painful life
His wife contacted her nephew, who
smokes and sell medical marijuana,
came over, applied the ~~same~~ salve
or lotion to his legs and the pain
was gone instantly. My son saw a
new doctor and was issued a medical
card.

I also learned that dosage is printed
on ~~etches~~ labels, so no one will
accidentally over dose like the woman
who was given 3 candies from a friend
and ate them all, when she probably
should have had only one.

Please change your mind and let
the locals have what they need, a
medical dispensary.

Thank you
Donna Byerley
541-971-3014

From: Lilibel Ira [lilibelira@gmail.com]
Sent: Saturday, February 07, 2015 8:03 PM
To: mayor@ci.brownsville.or.us
Subject: Green Cross Dispensary

Mr. Mayor,

I would like to write and let you know that as a citizen of this county, I am excited to hear about a dispensary opening on the outskirts of Brownsville. Its hard to get around and they are going to be in a great location. Please allow this to go forward! I speak as a navy veteran and a OMMP patient.

Thank you!

Lili Ira

From: robinsonsharon83@gmail.com
Sent: Tuesday, February 03, 2015 7:38 PM
To: mayor@ci.brownsville.or.us
Subject: Marijuana

We have not been able to attend any meetings but we are a farming family in Brownsville and love our small town and it's people. We are dead set against any type of marijuana business in town, medical or otherwise. We strongly believe the term medical is just a cover to sell Marijuana, which always leads to crime and other illegal activities that the wonderful town of Brownsville does not need. If people want to buy marijuana let them do it else where. I am sure they can easily find it in Eugene.

William and Sharon Robinson
Shadow Hills Farm
24605 Gap Road
Brownsville, OR 97327
Sent from Windows Mail



Council Vacancy Policy

Draft Language

Appointment by Council.

- A. In filling a vacancy, the Council may make such inquiries and hold interviews as it considers necessary to make the appointment. The appointment must be made at a regular or special council meeting.
- B. The Council will use the following procedures in the appointment process:
 - 1) Public notice in a newspaper of general circulation and posting of a notice at City Hall, the Library and the Post Office for two (2) consecutive weeks;
 - 2) Deadline for submitting applications shall be no later than two weeks after such notice;
 - 3) Appointment from those applicants nominated and seconded for consideration by members of the Council. The recorder will announce the results of each ballot and will record each Councilor's vote. An applicant who receives a majority of the votes by the current Council members will be appointed to the vacant position. If no applicant receives a majority vote on the first ballot, the Council will continue to vote on the two applicants who receive the most votes until an applicant receives a majority of the Councilors voting.



www.ci.brownsville.or.us

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

February 17th, 2015

Mr. Chad Hein
285 Hunter Street
Brownsville, OR 97327

Re: Discharge of Weapons Permit

Dear Chad,

Administrative Assistant Tammi Morrow and I visited with your neighbor, Ray Bubak, last Friday who explained the new layout you would like to use at your residence for practicing your bow. We understand the conversation with Mr. Bubak and the phone conversation from January, with you, that you would like to shoot in the front yard of your property across the right-of-way to the north of your property. If this is the case, I do not have the authority to grant a permit that allows arrows to travel across City owned property.

I do understand that your insurance agent has indicated that you do have coverage if you should have an accident involving City property. The City's insurance agent is not comfortable allowing any one to shoot on public property. You can always appeal this decision to Council for their review. If Council should decide to allow you to shoot across the right-of-way, the City would suggest additional safeguards such as backstops to name one requirement. Please let me know if you would like to be placed on the Council agenda. Please let me know if you have any questions or concerns.

Sincerely,

A handwritten signature in blue ink, appearing to be "SM", is written over the word "Sincerely,".

S. Scott McDowell
Administrator

C: Mayor
Council
File

Friday, February 6, 2015

Allen L. Buzzard
220 School Avenue
Brownsville, OR 97327-2168
cell 541.431.0903

City of Brownsville
255 N. Main Street
Brownsville, OR 97327
office 541.466.5880

SUBJECT: City of Brownsville Budget Committee vacancy
REFER: Advertisement in *The Times* published Wednesday February 4, 2015

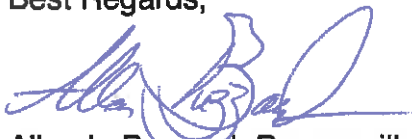
Dear S. Scott McDowell, City Administrator:

Greetings. I just learned of the vacancy for a citizen participant on the Brownsville Budget Committee. I did my homework and consulted with a few prominent citizens in Brownsville to learn about the position and their expectations and am pleased to obtain their verbal endorsements.

My understanding from the published advertisement, referenced above, is that this is a three-year commitment, with approximately three budget committee meetings to be held in mid-spring. Then, the budget committee (which is comprised of equal numbers of Brownsville city councilors and Brownsville residents) will make a recommendation for adoption of the finalized city budget to the full Council prior to the start of the next fiscal year (July 1, 2015).

Thus, please accept this letter expressing my sincere interest for an appointment to the City of Brownsville Budget Committee. I have regularly participated in every city council meeting since June 2014, and I have been a resident of Brownsville for seven and one half years. I pledge to the City Staff, City Councilors, and Brownsville Citizens that I will discharge my budget committee duties faithfully and with fiduciary responsibility to the fullest of my abilities, including all necessary homework and research in preparation for each and every meeting.

Best Regards,



Allen L. Buzzard, Brownsville resident

P.S. In the event there are more applicants for the vacancy than allows, I have attached a recent résumé detailing my background and qualifications should Council need to deliberate and choose one appointee.

220 School Avenue, Brownsville, OR 97327
cell 541.431.0903 school 541.367.7187
www.linkedin.com/pub/dir/Allen/Buzzard
Allen.Buzzard@sweethome.k12.or.us

Allen L Buzzard, MEd

buzzard112@centurytel.net

Licensed Professional Educator 16 years
1999-present

Sweet Home Junior High School

Sweet Home, Oregon, U.S.A.

MacLab Coordinator, Technology & Social Sciences Instructor

- Responsible for MacLab instruction, maintenance, repairs, upgrades
- Created innovative Advanced Computers filmmaking elective course
- Rewrote and realigned required curricula for Introductory Computers
- Demonstrated leader on department, building and district committees
- Aligned Social Sciences curricula with Oregon standards & benchmarks
- Designed World History lessons within a multiple-intelligence framework
- Conducted staff workshops involving Language Arts writing work sample
- Served as Social Sciences Dept./Professional Learning Community chair
- Created innovative Social Science Analysis work sample

Certification www.tspc.oregon.gov/lookup_application/lookup_query.asp

Oregon Continuing Teaching License #1025296

Effective: December 28, 2012

Expiration: December 27, 2017

Endorsements / Authorization Levels

- Social Studies / HS, ML
- Language Arts / HS, ML
- Multiple Subjects / MIDLVL
- HS=9~12 in a high school; ML=5~9 in an elementary, middle or junior high

Courses Taught

- Advanced Computers
- Basic Japanese
- Economics
- Filmmaking
- Global Geography
- Guided Study
- Introductory Computers
- K-Adult ESOL classes
- Language Arts
- Newspaper
- Social Studies
- Tiger Tracks
- U.S. History
- World History

Committees, Special Projects, Task Forces

- Attendance Mentoring Program Partner 2014-present
- SHJH Social Sciences Dept. PLC Chair 2011-present
- Positive Behavior Interventions Support Team 2011-present
- Advisor: SHJH Footbag Club 2012-2014
- Principal Search Committee April 2013
- Achievement Award Program Advisor 1999-2011
- Supervising Mentor for Student Teacher 2004-2005
- SHJH Building Safety Committee 2002-2003
- Vice Principal Search/Selection Committee April 2002
- SHJH 21st Century SITE Council 2000-2002
- SHJH Building Technology Task Force 2000-2001
- Official Judge: Lane County Student Achievement Convention April 1999
- Volunteer Official SHJH Cross-Country & Track

Registrar
1997-1998

1 year
Arts Umbrella, Incorporated
Eugene, Oregon, U.S.A.

Cadet Orchestra Registrar

- Attended all rehearsals, concerts, retreats and tours
- Led and supervised student musicians prior to, during and after events
- Performed duties as attendance officer on behalf of CO Conductor
- Distributed rehearsal & concert schedules and notices as needed
- Coordinated after-concert receptions with parent liaisons
- Coordinated activities and information with Arts Umbrella office mgr.
- Provided additional administrative and logistical support including maintenance of musicians' database and assistance with auditions

Entrepreneur
1992-1997

6 years
Allen Buzzard Language School 卜艾倫美語學校
Hsinchuang District, New Taipei, TAIWAN

Founder, Co-Owner, Principal and Lead ESOL Instructor

- Established private American English language school with 22 students
- Orchestrated seven-fold growth to 160+ students in three years
- Designed and implemented own independent ESOL curriculum
- Managed all aspects of school including: administration, facilities, lead instruction, personnel management, student recruitment & retention
- Staff developer and mentor to new Taiwanese teachers of English
- Organized and coordinated American cultural celebrations including: extracurricular field trips; fielding candidates in speech contests; and leading student exchanges between Taiwan, Japan and Oregon

English Teacher
1995-1997

2 years
Catholic Kuang Jen Senior High School 光仁高中
Panchiao District, New Taipei, TAIWAN

Adjunct English Instructor

- Prepared juniors and seniors to gain admission to ivy league U.S. and Canadian universities
- Proctored ETS standardized Secondary Level English Proficiency Test
- Led select group of juniors in an experimental English class
- Demonstrated new methodologies to Taiwanese English teachers
- Applied communicative- and learner-centered approaches in TESOL

Veteran
1984-1988

5 years
United States Navy USS Mobile LKA-115

- Supervised and trained bridge watchstanders in piloting and navigation.
- Procured nautical charts and equipment. Recorded weather observations.
- Master helmsman. Planned routes. Kept deck log. Trained quartermasters.

Formal Education

EdD candidate 2013-2014	Walden University Teacher Leadership	Minneapolis, MN
MEd 1998-1999	University of Oregon Educational Policy and Management	Eugene, OR
Graduate Cert 1998-1999	University of Oregon Middle/Secondary Education	Eugene, OR
BA 1989-1991	University of Oregon Asian Studies and Business Administration	Eugene, OR
Diploma 1984-1985	Defense Language Institute Chinese-Mandarin	Monterey, CA

Continuing Education

graduate Summer 2009	University of Oregon Laptop Filmmaking	Eugene, OR
graduate Summer 2006	University of Oregon Grant Writing	Eugene, OR
undergraduate Summer 2006	Lane Community College Summer Intensive Spanish 101 & 102	Eugene, OR
graduate Summer 2003	Pacific Lutheran University Continuing Professional Development	Tacoma, WA
post-Masters Win '00-Fall '02	University of Oregon EDLD (Educational Leadership)/CTL program	Eugene, OR
graduate Summer 2002	Western Oregon University CPD/CTL coursework	Monmouth, OR
graduate Spring 2002	Southern Oregon University CPD/CTL coursework	Ashland, OR
graduate Spring 2000	Eastern Oregon University CPD/CTL coursework	La Grande, OR

Prior Education

graduate Spring 1999	Portland State University Professional Development/ITL coursework	Portland, OR
undergraduate 1988-1988	Central Texas College transfer coursework	Killeen, TX
HS Diploma 1979-1983	Sweet Home High School National Honor Society member	Sweet Home, OR
Cert of Achieve 1982-1983	Josai University High School Josai High-Sweet Home High exchange program	Tokyo, JP

Research & Publications

- Letter to The Times asking citizens of Central Linn area to support efforts to attract a replacement financial institution in historic Brownsville, Oregon
The Times, Wednesday, January 21, 2015, p. 3
- Article "Old School On School Hill" detailing history and location of a late 19-century elementary schoolhouse in North Brownsville, Oregon
The Times, Wednesday, August 27, 2014, p. 8
- Article "Wrap Party" praising SHJH Achievement Award students for their heroic community service efforts in shopping for disadvantaged kids
Albany Democrat-Herald, Tuesday, Dec. 10, 2002, front page
The New Era, Wednesday, December 18, 2002, p. 11
- Described how to conduct a "Mock Scoring Session" in strengthening student understanding of the six analytical writing trait model patterned after Oregon's Official Statewide Writing Assessment
Trait Activities, Lane Education Service District, Spring 2002, p. 52
- Article "SHJH students donate gifts to fire department's Sharing Tree" detailing success of the Sweet Home Jr. High Achievement Award Club
The New Era, Wednesday, December 19, 2001, p. 5
- Letter to the editor "Josai-Sweet Home Exchange" offering praise and advocating for permanent funding to maintain the 20-year-old program
The New Era, Wednesday, August 8, 2001, p. 4
- Article "Christmas Help in Sweet Home" profiling SHJH Achievement Award students and their assistance in shopping for needy children.
The New Era, Wednesday, December 20, 2000, p. 15
- Article "Letters to Santa 2000" praising SHJH Achievement Award Club
Albany Democrat-Herald, Wednesday, December 13, 2000, p. A2
- Letter to the editor "Change addresses at the same time" imploring Taiwan government to adopt Pinyin as its formal Romanization system
The China Post, Sunday, January 21, 1996, p. 4
- Independently published series of ESOL phonetic textbooks in Taiwan
Kenyon and Knott Phonetic Workbook, Vol. 1 and Vol. 2, 1995
- Contributed vital data to the official blue book of values and the definitive reference work on American comic books
The Comic Book Price Guide, 15th ed. Overstreet, R.M., 1985, p. A6

Professional Affiliations

• Member	Northwest Council for Computer Education	2013-present
• Founding Member	National Campaign for Tolerance	2001-present
• OEA/NEA Member	Licensed Professional Association	1999-present
• Member	Oregon Council for the Social Studies	2002-2008
• Member	National Council for the Social Studies	2001-2008
• TESOL Member	Teachers of English to Speakers of Other Languages	1993-1999
• ETA-ROC	English Teachers Association-Republic of China	1993-1997

Languages

- American English (Native proficiency)
- Chinese-Mandarin (Professional working proficiency)
- Japanese (Limited working proficiency)
- Spanish (Basic proficiency)

Awards, Grants, Honors, & Volunteering

- DonorsChoose.org project 'Window to the World' completed Oct. 2013
www.donorschoose.org/project/window-to-the-world/1026867/
- Official Rater of Oregon Statewide Writing Assessments 1999-2005
- The "Big Bucks" (fundraiser) Basket Award Fall 2006
- Master Teacher Award 2004-2005
- Wrote a SHOPA Grant for needed school supplies 2001-2002
- Oregon Education Association phonebank volunteer Oct. 2000
- Selected as model teacher for District 55 School Board to observe
(see *The New Era*, Wednesday, Mar. 8, 2000, front page) Mar. 2000
- Obtained 100% participation in Sweet Home Emergency Management
(SHEM) community canned food drive Jan. 2000
- Teacher of the Month award at Sweet Home Junior High Dec. 1999
- SITE Council Bailey Hill Elementary School (Eugene 4J) 1998-1999
- Honorable Discharge (RE-R1) from the United States Navy Jan. 1990
- Navy Good Conduct Medal (4 years honorable service) Jan. 1988
- Sea Service Deployment Ribbon (2nd award) Sep. 1988
- Sea Service Deployment Ribbon (1st award) Mar. 1986
- Top Secret security clearance with SCI access (SBI/840726) July 1984
- Meritorious Advancement to Seaman Apprentice Mar. 1984

Webpage

<https://www.airbnb.com/rooms/1422637?s=mS7n>

References

- Professional references furnished upon qualified request

Ally. Class fee is \$10/class for drop-ins. Kids love Ally's classes; everyone has a grand time being creative. The Craft Time class is limited to 12 children so register now (details on registration below). Three partial scholarships are available.

For grown-ups only, local paper crafter Chris Seale is offering "Boxes and Cards Papercraft" workshop on Saturday, February 14 from 10:00am-12:30 at the Brownsville Art Center, 255 Main Street, next to City Hall. "Learn to create your own unique gift boxes, greeting cards, and envelopes that will make your gifts even more special. You'll learn about inks, papers, and cutting techniques to embellish your creations as well as making different styles of boxes and cards," says Chris. Register now to have hands-on fun playing with new tools to give your crafts that professional look. Maximum enrollment for the class is 10; cost: \$30 including materials (additional materials are available for order at the workshop). Want to know a secret? Chris says, "Bring a can of food for the Senior Center and get an extra door prize ticket." Registration details below.

Artist Lisa Chase is bringing back her very popular "The Art of the Feline Face" workshop on Saturday, February 21 from 9:00-5:00 at the Brownsville Art Center for ages 12 years through adults. "Using watercolors, you will be guided step by step through the process of painting a cat image, using salt to create fur textures, selecting colors and values, handling background to enhance the portrait, brush techniques, refining eye details, use of water in painting and much more," says Lisa. Cost: \$50 including materials. Register now to reserve your spot.

How to register for a class/workshop at the Brownsville Art Center, 255 N. Main Street: come to the Brownsville Art Center any Thursday-Saturday 10-5 for your registration form, fill it out, pay your fee and you're ready for fun. Or contact Alice Tetamore for more details: 541-466-5782.

MEMBER NEEDED FOR BROWNSVILLE BUDGET COMMITTEE

The City would like to fill one opening on the Budget Committee. The Committee consists of Council and seven citizens. Members serve a three year term. Deliberations are set to begin April 30th to plan for the upcoming fiscal year. The Committee will meet on Thursday evenings at 7:00 p.m. for approximately three weeks. Any resident of Brownsville interested in serving should submit a written request for appointment and statement of interest to City Hall by Friday, February 20th, 2015. If you have any questions please contact S. Scott McDowell at 541.466.5880 or send your request to Scott at admin@ci.brownsville.or.us.

Published in The Times on February 4th & February 11th, 2015

derstand why.

At the end of the meeting that morning at Randy's, the Bathkes had supplied Rep. Barnhart's aide with background and full contact information. Look for a story next week covering other issues discussed at the meeting.

Morning with the Mayor

By Mayor Don Ware

Saturday, February 7 is the first of several Morning with the Mayor events at Randy's Main Street Coffee from 8 am to 9 am, just prior to the CMB to 1882 meeting. The Mayor will be available to discuss any issue about the city with citizens, who are encouraged to attend and have their questions or comments ready. The Mayor is to listen and answer questions, not to make a speech. Randy's famous cinnamon rolls, provided at the Mayor's expense, will be available. The Mayor was forced into providing the cinnamon rolls at the demands (and bullying) of the city council members. Coffee will not be provided at the Mayor's expense, each guest will be on their own for beverages.

NOTICE OF PUBLIC HEARING

February 23rd, 2015 7:00 p.m.
Brownsville City Hall
in Council Chambers

This is to notify you that Brownsville, Oregon has proposed a land use regulation that may affect the permissible uses of your property and other properties.

On February 23rd, 2015, the City of Brownsville's Planning Commission will hold a public hearing regarding the adoption of Ordinance Number 751. The City of Brownsville has determined that adoption of this ordinance may affect the permissible uses of your property, and other properties in the affected zone, and may change the value of your property.

Ordinance Number 751 is available for inspection at the Brownsville City Hall located at 255 N. Main Street. A copy of Ordinance Number 751 also is available to purchase for the actual cost of copying. To view Ordinance 751 online, please go to the City of Brownsville website at www.ci.brownsville.or.us, on the right hand side, under General Information.

For additional information concerning Ordinance Number 751, you may contact City Hall Monday through Friday, 8:30 p.m. to 4:30 p.m. at 541-466-5666.

The Brownsville City Council will also consider a First Reading of this proposed ordinance on February 24th, 2015, and a Second Reading on March 24th, 2015. All meetings will be held at 7:00 p.m. in Council Chambers.

Published in The Times on February 4th, 11th & 18th.

you know and let t
opment of our con

Call Jolene Wat
7624. The number
too many 7's. Or ca
at 541-367-2106.
their branches. Th
go for Brownsville.
branches listed. Tel
have already respo
thank everyone, w

"Pioneer & Appearing

By Mandy Col

Don't miss the
"Pioneer Sweethea
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BCF Offer:

For the fourth y
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BCF Board will de
be mailed to the Br
Brownsville, OR,!

Grants awarde
Calapooia Food A
society, Calapoc
School, COLT, H
Senior Meals.

From: USDA Forest Service [forestservice@public.govdelivery.com]
Sent: Wednesday, February 11, 2015 1:24 PM
To: admin@ci.brownsville.or.us
Subject: Cool Soda Draft Decision Notice

Dear Interested Public,

The draft decision notice for the Cool Soda project on Sweet Home Ranger District, Willamette NF is now available for your review at www.fs.usda.gov/goto/willamette/projects-all. The legal ad for the objection period was published in the Eugene Register Guard on Monday, February 9, 2015. The objection period ends on March 26, 2015.



Anita Leach
SHRD
Planner

Update your subscriptions, modify your password or email address, or stop subscriptions at any time on your [Subscriber Preferences Page](#). You will need to use your email address to log in. If you have questions or problems with the subscription service, please contact subscriberhelp.govdelivery.com.

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From: WOLCOTT Jerry O [Jerry.O.WOLCOTT@odot.state.or.us]
Sent: Monday, February 09, 2015 11:24 AM
To: 'Adams, Mike'; 'Anquilo, Marybeth'; 'Armstorn, Leslie'; 'Artley, Dick'; 'Auch, Led'; 'Augsburger, Nick'; 'Batz, Nick'; 'Bauman, Tom'; 'Baxter, Paul'; 'Bell, Larry'; 'Black Butte Ranch RFPD'; 'Bobby Brunoe, Natural Resource General Manager'; 'Bronson, Ken'; 'Brown, Keith'; 'Bryant, Steve'; 'Carranza, Sherry'; 'Carroll, Brian'; 'Chada, Juine'; 'Chadwick, Kristen L -FS'; 'Chase, Lisa'; 'Chemeketans'; 'Clark, Danielle'; 'Clay Penhollow, Natural Resources Planner'; 'Cloughesy, Mike'; 'COMFORT Dennis * OPRD'; 'Cook, Amy'; 'Coon, Larry'; 'Crouse, Ken'; 'Dahl, Kristin'; 'Dalguard, Harry'; 'David Harrelson, Cultural Protection Manager'; 'Davis, Dick'; 'Davis, Emily Jane'; 'Davis, Raymond J -FS'; 'Davis, Tara'; 'Day, Don'; 'Delaney, Matt'; 'DENT Liz F * ODF'; 'Don Gentry, Tribal Chair'; 'Dreibelbis, Robyn'; 'Eaglbats@aol.com'; 'Emanuel, James'; 'Emmert, Ben'; 'Etherington, Francis'; 'Ewing, Jim'; 'Fairbrother, Jennifer'; 'Farro, Annetta'; 'Fentiman, Craig'; 'Forsman, Eric'; 'Fralick, Chris'; 'Frick, Louie and Joan'; 'Friends of Fish Lake'; 'Friesen, Cheryl'; 'Furtwangler, Dave'; 'Geisenger, Jim'; 'Geissler, Andy'; 'Gitt, Nathalie'; 'Giustina, Mark'; 'Goodrich, Laura'; 'Goracke, Paul and Heidi'; 'Gourley, Jim'; 'Harcombe, Paul'; 'HARGRAVE Richard J'; 'Hass, Robert'; 'HATCHERY SouthSantiam'; 'Hawkins, Brandi'; 'Heiken, Doug'; 'Heikkila, Kevin'; 'Hemstrom, Miles'; 'High Cascades Volunteers'; 'Hogervorst, Patricia'; 'Holmburg, Joe'; 'Hunter, Mike'; 'Jack Giffen, Jr., Tribal Vice Chair'; 'James, Jim'; 'Jan Looking Wolf Reibach, Land and Culture Dept. Manager'; 'Johnson, Christie'; 'Johnson, Jim'; 'JONES Tony W - Alpha Pager'; 'Junkins, Edward'; 'KAUFFMAN Marcus * ODF'; 'Kazemier, Louie'; 'Kennedy, Cheryle (Tribal Chair)'; 'Kennedy, Mike'; 'Kentta, Robert'; 'Kertis, Jane'; 'KRAHMER Rod W'; 'Laughlin, Josh'; 'Leavengood, Scott'; 'LeGue, Chandra'; 'Leno, Chris'; 'LEPSCHAT Daniel J'; 'Lewis, Carol'; 'Lewis, David'; 'Lucontio, Sam and Donna'; 'Lyons Ambulance Service'; 'Machnik, Lisa'; 'MacKay, Robyn'; 'Mahler, Greg'; 'Marino, Matthew'; 'Marshall, Bill'; 'Martin, Craig'; 'May, Matthew'; 'McDowell, Scott'; 'McKane, Bob'; 'McKee Jr., Scott'; 'McQueary, JoAnn'; 'McQueary, Tim'; 'Mellinger, Dave'; 'Michael Karnosh, Ceded Lands Program Manager'; 'Miller, Les'; 'Mills, Michael'; 'Monzyk, Fred'; 'MOORE Ed W'; 'MORAN Patrick M'; 'Moran, Milt'; 'Morgan, Sean'; 'Morrison, Jon'; 'Mulvanney, Dan and Linda'; 'Murdock, Erik'; 'NELSON Nancy * OPRD'; 'Norby, Jeremy'; 'Northwest Youth Corps'; 'Northwest Youth Corps'; 'Oregon Eagle Foundation, Inc.'; 'Oregon Hunter's Association'; 'Paul, Alex'; 'Perry Chocktoot, Cultural Resource Director'; 'PETTINGER Craig * ODF'; 'Picton, Jeff'; 'Pigsley, Delores (Tribal Chair)'; 'Post, Robert'; 'Price, Gary'; 'Puettman, Klaus'; 'RAMSDELL Amy J'; 'Rennev, Dale'; 'Reynold L. Leno, Tribal Chair'; 'Reynolds, Mary Sue'; 'Richardson, Bill'; 'Rose, Ann'; 'Rose, Robert'; 'Ross, Bob'; 'Sally Bird, Cultural Resource Manager'; 'Sands, Carolyn'; 'Saranich, Ron'; 'Schrader, Don'; 'Schroeder, Neil'; 'Schroeder, Tami'; 'Seeds, Joshua'; 'Shimmel, Louise'; 'Simonson, Annette'; 'Sisters-Camp Sherman Rural Fire Protection District'; 'Slater, Jana'; 'Smith, Marilyn'; 'Solie, Cynthia'; 'Standiford, Linda'; 'Steagall, Susan'; 'Stevens, Gene'; 'Swanson, Scott'; 'Sweet Home Chamber of Commerce'; 'Sweet Home Fire and Ambulance District'; 'TAYLOR Nancy C'; 'Taylor, Greg'; 'Tucker, Lena'; 'Tucker, Will'; 'VanCleave, Kevin'; 'Vassallo, Tony';

To: WAGENBLAST Greg * ODF; 'Wagner, Robert'; 'Wakefield, Peter'; 'Waldrep, Kim'; 'Walker, Gregg'; 'Watson, Jude'; 'Waugh, Art'; 'Weeks, Kendal'; 'Whelan, Dan'; 'White, Eric'; William Hatcher, Natural Resource Director; 'Williams, John'; 'Williams, Michael'; 'Wilson, Mike'; 'Wozniak, Owen'; 'Wright, Pam'; 'Younger, Wendy'
Cc: RAMSDELL Amy J; LITTLE Richard * Rick; WEEKS Kendal J; SWIFT Timothy E; Shank, Doug -FS; DAVENPORT Jay; Wayne Mink - Linn County Public Works (wmink@co.linn.or.us); Colton, Amanda R -FS; Glick, Cynthia -FS; SNELL Ronald R
Subject: ODOT project - US20: Sheep Creek Bridge (MP 56.6)
Attachments: Sheep_Creek_PIP.doc

Good morning-

Those of you who drive US20 between Sweet Home and the OR126 junction know that there are some rough patches of road in that area, especially this time of year. ODOT is responsible for the roadway and the bridges on US20, even those that are located within USFS boundaries. Our relationship with the USFS Sweet Home District is very cooperative and collaborative, and they have been kind enough to provide us with your name so we can let you know about an upcoming road project.

US20 has a number of large landslides in this area. Given the geological features in the area, building the highway and avoiding contact with all slides was impossible. Sheep Creek Bridge was built with the easternmost abutment set on an active landslide. When the bridge was built this abutment was designed to accommodate slide movement, and be adjusted as the earth moved around the bridge. In 1993, 2006 and again in 2011 the abutment was adjusted to accommodate the movement. Historically the movement had been about an inch a year. However for about the past four years the movement has been about 6 to 7 inches a year. The bridge now needs to be repaired and re-set to accommodate further movement. This will be done in two phases: first the landslide repair, then the bridge repair.

Phase 1 of the project will install a 'picket fence' of very large steel pile, placed in a series of four foot wide holes, then filled with concrete. This 'fence' will be located above the bridge and will re-direct the slide away from the bridge. Work on phase 1 will take place in summer of 2015. The bridge repair will happen the following summer in 2016.

Due to the shortened weather window, both phases of construction will take place during the middle of the summer as weather permits. All of this work will take place during the daytime hours. During Phase 1 construction in summer of 2015, you can expect short delays as equipment and piles are moved and placed. During Phase 2 in 2016, the highway will be closed for a short time while the end of the bridge is replaced. We will know more about the length and timing of the closure later as the plans are finalized.

More information is attached. I will be contacting the city of Sweet Home to set up a time to present information on the upcoming project, which you are welcome to attend. If your organization would also like me to stop by for a short meeting, feel free to email me at this address. Please pass this along to others who may be interested in this project.

Sincerely,

Jerry O. Wolcott

Project Leader
Area 4 Corvallis
Oregon Department of Transportation
541-757-4164 (w)
541-905-7204 (c)

Advanced Transportation
Technology Center
2000 W. Oak Street
Lebanon, OR 97355



January 30, 2015

S. Scott McDowell
City Administrator
PO Box 188
Brownsville, OR 97327

Received
City of Brownsville

FEB - 4 2015

Clerk _____

Dear S. Scott McDowell:

We are happy to announce that Linn-Benton Community College's Advanced Transportation Technology Center has partnered with Green Transportation Summit Expo (GTSE). The GTSE is on the leading edge of energy efficient alternative energy transportation solutions. Presented at the Portland Expo Center, this summit offers a sensational chance to see and hear what is happening with alternative fuels and clean transportation.

The information enclosed will help introduce you to the innovative solutions available at the Green Transportation Summit Expo in April. You can road test the latest alternative fuel vehicles at the "Performance Ride & Drive" held on the Portland International Raceway. You will have the opportunity to experience firsthand what each vehicles technology has to offer including: natural gas, propane auto gas, renewable natural gas, electric/hybrid, bi-fuel, and dual-fuel.

We are enthusiastic about the quality and content of this Summit, which expects to host 500 participants. Mark your calendars for April 21st – 22nd. Should you have any questions, please do not hesitate to contact our conference Director and Alternative Fuels Transportation Manager, Brian Trice at (503) 688-0989. Further information and registration may also be found at: www.gtsummitexpo.com

Sincerely,

A handwritten signature in black ink, appearing to read "Corrie Witherspoon", written over a white background.

Corrie Witherspoon
Linn-Benton Community College
Advanced Transportation Technology Center



Green Transportation
Summit & Expo

PERFORMANCE RIDE & DRIVE

PERFORMANCE Ride & Drive:

The "*Performance Ride & Drive*" is a GTSE Exclusive and provides a unique attraction for fleet managers, policymakers, and media representatives. Giving attendees a chance to roll up their sleeves and road test the very latest alternative fuel vehicle technologies on a real racetrack. You will get:

- The Cutting Edge in Ride & Drive Experiences
- Fully optimized closed course, racetrack environment
- NO traffic! NO pedestrians! NO distractions!
- Experience what each vehicle has to offer
- Configurable Data Collection Devices means you get to:
 - Experience the Performance
 - See the Efficiency
 - Feel the benefit of both

Consider participating in or becoming a sponsor of the new GTSE Performance Ride & Drive. For more details, contact:

Brian Trice @ 503-688-0989

PERFORMANCE
**RIDE AND
DRIVE**

Portland International Raceway

April 21st - 22nd 2015



REGISTER NOW

www.gtsummitexpo.com



SAVE THE DATE

The Pacific Northwest's Largest Alternative Fuels Transportation Summit & Expo

The Green Transportation Summit & Expo offers private and public fleets operators several education tracks from industry experts and government agencies a unique experience with Bio Fuels, Hydrogen, CNG, LNG, RNG, LP, EV's and more. Hands-on real world application of alternative fuel infrastructure and equipment demonstrations. Including a one of a kind vehicle "Ride & Drive" on the Portland International Raceway track.

Why You Should Attend:

- A focus on **local & regional issues and trends** in green transportation. Bring in local policymakers, experts with knowledge about the needs of your market, and local vendors to help attendees find real-world solutions for their fleet.
- Attendees spend **less money and time** travelling to discuss their questions one-on-one with the leading experts in the industry





- **40,000 square feet of conference & exhibit space** at the Portland Expo Center filled with a vast array of alternative fuel and transportation vendors and agencies.
- First ever “**Performance Ride & Drive**” featuring: Compressed Natural Gas (CNG), Liquefied Natural Gas (LNG), Electric/Hybrid, Propane Auto Gas and Hydrogen at the Portland International Raceway
- Explore the latest developments in **alternative fuel technologies** and what to come
- **Networking** with peers, vendors and experts in the transportation community, sharing the tools, techniques, experiences and expertise.
- **Several education forums** lead by industry experts, fleet managers and government agencies on: Bio Fuels, Compressed Natural Gas (CNG), Liquefied Natural Gas (LNG), Electric/Hybrid, Propane Auto Gas, Hydrogen and Government Regulations, Tax Incentive, Programs and more.
- The Portland Expo Center is **conveniently located along Interstate 5, between downtown Portland and Vancouver, Washington**, and is served directly by Trimet’s MAX light rail Yellow Line. Expo Center maps-and-directions at: <http://expocenter.org/maps-and-directions>

Early Bird registration, hotel info, and Summit info can be found on our website www.gtssummitexpo.com

MONTH END RECAP

	JANUARY 2015		YTD	%	Unexpended	
	REVENUE	EXPENDITURES				
1 GENERAL	\$ 3,877.40	\$ 17,505.93	\$ 354,566.80	33.41%	\$ 706,733.20	1
2 WATER	\$ 22,175.01	\$ 23,886.31	\$ 186,558.12	18.24%	\$ 836,141.88	2
3 SEWER	\$ 21,433.28	\$ 8,251.82	\$ 304,544.38	43.31%	\$ 398,705.62	3
4 STREETS	\$ 13,037.15	\$ 2,666.72	\$ 67,710.76	12.81%	\$ 460,989.24	4
5 WATER BOND	\$ -	\$ -	\$ -	0.00%	\$ 77,678.00	5
6 SEWER BOND	\$ -	\$ -	\$ 332,072.00	80.17%	\$ 82,154.00	6
7 SEWER DEBT FEE	\$ 9,005.89	\$ -	\$ 73,153.72	58.52%		7
8 BUILDING & EQUIPMENT	\$ -	\$ -	\$ 41,050.08	8.93%	\$ 418,549.92	8
9 WATER RESERVE	\$ -	\$ -				9
10 HOUSING REHAB	\$ -	\$ -				10
11 WATER SDC	\$ -	\$ -				11
12 SEWER SDC	\$ -	\$ -				12
13 STORMWATER SDC	\$ -	\$ -				13
14 BIKEWAY/PATHS	\$ 75.23	\$ -				14
15 LIBRARY TRUST	\$ -	\$ -				15
16 CEMETERY	\$ 250.00	\$ -				16
17 TRANSIENT ROOM TX	\$ 420.14	\$ -				17
18 SEWER CONSTRUCTION	\$ -	\$ -				18
19 LAND ACQUISITION	\$ -	\$ -				19
20 COMMUNITY PROJECTS	\$ -	\$ 2,070.00	\$ 11,070.00	7.90%	\$ 129,030.00	20
	\$ 70,274.10	\$ 54,380.78				

KeyBank Accounts

General	\$ 90,497.58
Utility	\$ 18,400.00
Park	\$ 2,937.50
Court	\$ 1,062.59
Oregon State Treasury	\$ 4,311,247.49
Community Improvements	\$ 2.19

2014-2015	YTD	% of Total
Appropriated	\$ 1,297,572.14	25.06%

DEBT Payments

Water	\$ 54,928.00	Totals
Wastewater	\$ 396,307.00	

Total Debt

Water	\$ 1,349,225.00
Wastewater	\$ 12,371,610.00
Total	\$ 13,720,835.00