

**Central Point
City Hall
541-664-3321**

City Council

Mayor
Hank Williams

Ward I
Bruce Dingler

Ward II
Michael Quilty

Ward III
Brandon Thueson

Ward IV
Allen Broderick

At Large
Rick Samuelson
Tanea Browning

Administration
Chris Clayton, City
Manager
Deanna Casey, City
Recorder

**Community
Development**
Tom Humphrey,
Director

Finance
Bev Adams, Director

Human Resources
Barb Robson, Director

**Parks and Public
Works**
Matt Samitore,
Director
Jennifer Boardman,
Manager

Police
Kris Allison Chief

**CITY OF CENTRAL POINT
City Council Meeting Agenda
June 25, 2015**

Next Res. 1427
Next Ord. 2013

- I. REGULAR MEETING CALLED TO ORDER – 7:00 P.M.**
- II. PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. PUBLIC APPEARANCES – *Comments will be limited to 3 minutes per individual or 5 minutes if representing a group or organization.***

V. CONSENT AGENDA

- Page 2 - 9 A. Approval of June 11, 2015 Council Minutes
 B. Approval of D.A.R.E. Cruise Street Closure

VI. ITEMS REMOVED FROM CONSENT AGENDA

VII. PUBLIC HEARING, ORDINANCES, AND RESOLUTIONS

- 11 - 15 A. Second Reading – Ordinance No. _____, An Ordinance Amending the Comprehensive Plan Map (Minor) to Add Approximately 47 Acres to the Central Point Urban Growth Boundary North of Interstate 5, East and West of Blackwell Road in the Vicinity of the Seven Oaks Interchange (Exit 35) Including Portions of Dean Creek Road (Humphrey)

VIII. BUSINESS

- 17 - 23 A. Discussion of the Draft Franchise Agreement between City of Central Point and Rogue Valley Sanitary Sewer (Clayton)
- 25 - 38 B. Discussion Related to the Medford Water Commission's Recent Announcement That Cash Flow –Related Issues Could Result in Substantial Rate Increases for the "Other Cities" Customer Group (Clayton)

IX. MAYOR'S REPORT

X. CITY MANAGER'S REPORT

XI. COUNCIL REPORTS

XII. DEPARTMENT REPORTS

XIII. EXECUTIVE SESSION – ORS 192.660(2)(e) Real Property Transactions

The City Council may adjourn to executive session under the provisions of ORS 192.660. Under the provisions of the Oregon Public Meetings Law, the proceedings of an executive session are not for publication or broadcast.

XIV. ADJOURNMENT

Consent Agenda

**CITY OF CENTRAL POINT
City Council Meeting Minutes
June 11, 2015**

I. REGULAR MEETING CALLED TO ORDER

Mayor Williams called the meeting to order at 7:00 p.m.

II. PLEDGE OF ALLEGIANCE

- III. ROLL CALL:** Mayor: Hank Williams
Council Members: Bruce Dingler, Brandon Thueson, Tanea Browning, Rick Samuelson, and Mike Quilty were present. Allen Broderick was excused.

City Manager Chris Clayton; City Attorney Sydnee Dreyer; Police Chief Kris Allison; Community Development Director Tom Humphrey; Finance Director Bev Adams; Parks and Public Works Director Matt Samitore; and City Recorder Deanna Casey were also present.

IV. PUBLIC APPEARANCES

Hugh Robinson Central Point business owner
Mr. Robinson wanted to inform the Council of a property dispute happening with their property and the new owners next door. They have been visited by the Police Department and spoken with the Planning Department for several weeks. The new owners have been encroaching on their property using it for delivery of goods to the store next door. This takes up their parking spaces. Mr. Robinson stated that they will be installing a fence which will hopefully stop the illegal use of their property. It is a volatile issue at times because the new owner does not understand the property line issues. He wanted to express gratitude to both the Planning Department and the Police Department for their help and understanding of the issue. Mayor Williams explained that both Departments have been keeping them aware of the issues.

V. CONSENT AGENDA

- A. Approval of May 28, 2015 City Council Minutes
- B. Street Closures for Battle of the Bones
- C. Street Closure for 4th of July Freedom Festival
- D. July Meeting Schedule Change

Mike Quilty made a motion to approve the Consent Agenda as presented. Brandon Thueson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

VI. ITEMS REMOVED FROM CONSENT AGENDA - None

VII. PUBLIC HEARINGS, ORDINANCES AND RESOLUTIONS

A. Ordinance No. 2011, An Ordinance Amending Chapter 8.04 Nuisances in Regards to Home Gown Marijuana and Medical Marijuana

Police Chief Kris Allison explained this is the second reading of an ordinance adding nuisances affecting public health including homegrown or medical marijuana grows. Any violation of Chapter 8.45 shall be deemed a nuisance affecting public health including homegrown or medical marijuana grows. This ordinance includes but not limited to odors emanating from the premise; noise from grow operations emitting from the premises; visibility of marijuana from outside the household; and failure to maintain such marijuana cultivation within a secure structure.

The reference to residential zones has been removed from the ordinance. As stated at the first reading we would like this ordinance to cover all zones not just residential zones.

Brandon Thueson moved to approve Ordinance No. 2011, An Ordinance Amending Chapter 8.04 Nuisances in Regards to Home Gown Marijuana and Medical Marijuana. Mike Quilty seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

B. Ordinance No. 2012, An Ordinance Amending Section 8.02.010 Definitions Chronic Nuisance Property in Central Point Municipal Code

Chief Allison stated the proposed ordinance adds nuisance activities to include violation of Chapter 8.45 regulating homegrown and medical marijuana. This ordinance will allow the City to deem a violation of chapter 8.45 as a chronic nuisance property if violations occur. The reference to residential zones has been removed from the ordinance in order to be consistent with the previous ordinance.

Bruce Dingler moved to approve Ordinance No. 2012, An Ordinance Amending Section 8.02.010 Definitions Chronic Nuisance Property in Central Point Municipal Code. Mike Quilty seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

C. Public Hearing/First Reading – An Ordinance Amending the Comprehensive Plan Map (Minor) to Add Approximately 47 Acres to the Central Point Urban Growth Boundary North of Interstate 5, East and West of Blackwell Road in the Vicinity of the Seven Oaks Interchange (Exit 35) Including Portions of Dean Creek Road

Community Development Director Tom Humphrey explained that the adoption of the proposed minor map amendment would amend the County and City Comprehensive Plan maps by adding approximately 47 acres of employment

land to the Central Point Urban Growth Boundary (UGB). The City Council passed a resolution of intent in 2013 to initiate changes to the UGB in response to a request by Cardmoore Trucking to bring their property at Seven Oaks Interchange into the City of Central Point. In order to extend the UGB to the Cardmoore property, the City completed an earlier UGB amendment south of this proposal in order for it to be contiguous. The property being added to the UGB will retain the County Comprehensive Plan designation and zoning until such time as the properties are annexed and the appropriate City zoning is applied.

Mayor Williams opened the Public Hearing. No one came forward and the public hearing was closed.

There was discussion about the next steps in the process. The property owners are eager to get things moving but realize it is a long process. Both the County Planning Commission and the Central Point Planning Commission recommended approval of this expansion.

We must take into consideration the creation of Conceptual Land Use and Transportation Plans, the adoption of an Interchange Agreement Management Plan for Seven Oaks Interchange Area, and the formation of and receipt of recommendations from a County Appointed Agricultural Task Force. Each of these conditions have been addressed.

Mike Quilty moved to second reading An Ordinance Amending the Comprehensive Plan Map (Minor) to Add Approximately 47 Acres to the Central Point Urban Growth Boundary North of Interstate 5, East and West of Blackwell Road in the Vicinity of the Seven Oaks Interchange (Exit 35) Including Portions of Dean Creek Road. Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dinger, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

D. Resolution No. 1422, A Resolution Certifying the Provision of Municipal Services by the City of Central Point, Oregon

Finance Director Bev Adams stated that the proposed Resolution certifies the provision of City Services and is required in order to receive state cigarette, liquor, and highway taxes. We have budgeted \$2,592,300 from these resources over the next two years. Mrs. Adams stated that a public hearing is not required for this item. This resolution covers one year of the biennial budget because of State requirements.

Brandon Thueson moved to approve Resolution No. 1422, A Resolution Certifying the Provision of Municipal Services by the City of Central Point, Oregon. Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dinger, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

E. Resolution No. 1423, Electing to Receive State Revenue Sharing Funds for Fiscal Year July 1, 2015 – June 30, 2016

Mrs. Adams stated that the proposed resolution requests and qualifies the City to receive \$389,000 in state revenue sharing funds. This resolution does require a public hearing. This resolution covers one year of the biennial budget.

Mayor Williams opened the public hearing. No one came forward and the public hearing was closed.

Mike Quilty moved to approve Resolution No. 1423, Electing to Receive State Revenue Sharing Funds for Fiscal Year July 1, 2015 – June 30, 2016.

Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

F. Resolution No. 1424, A Resolution to Adopt the Budget, Make Appropriations and Levy Taxes for the Biennial Budget Period July 1, 2015 – Through June 30, 2017

Mrs. Adams stated that the proposed resolution is to adopt the budget, make appropriations, and levy taxes for the 2015/17 biennial budget period. Total budget to be appropriated is \$42,831,087; with a tax levy of \$4.47 per thousand of assessed value. Total estimated property taxes to be received during the Biennial Budget period are \$10,168,000. A public hearing is required for this resolution.

Mayor Williams opened the Public Hearing. No one came forward and the public hearing was closed.

Mike Quilty moved to approve Resolution No. 1424, A Resolution to Adopt the Budget, Make Appropriations and Levy Taxes for the Biennial Budget Period July 1, 2015 – Through June 30, 2017.

Brandon Thueson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

G. Resolution No. 1425, A resolution Adopting General Procedures for Fiscal Year 2015-2016

City Manager Chris Clayton stated that every year the Council considers a general procedures resolution appointing specific individuals or firms to represent the city in the capacity of City Attorney, City Engineer, City Auditor, Municipal Judge and Insurance Agent of Record. The proposed resolution also sets general procedures and regulations regarding day to day expenses. There are no significant changes for the 2015-16 fiscal year. This resolution covers one year of the Biennial Budget. In the future the city will work with the contracts for general procedures to gain consistency with the biennial budget cycle.

Bruce Dingler moved to approve Resolution No. 1425, A resolution Adopting General Procedures for Fiscal Year 2015-2016. Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning,

yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

H. Resolution No. 1425, A Resolution Revising the Classification Pay Plan

Mr. Clayton explained that this is an annual resolution to reaffirm any revisions that may have been done to the Pay Plan with a ratification of a collective bargaining agreement.

Part A of the pay plan has updated position titles. The union contract negotiated in 2014 included a cost of living adjustment on July 1, 2015 based on the January to January, All cities CPI with a range of 0 to 3.5%. The CPI change was a negative amount, so no cost of living adjustment was made to the pay scale.

Part B of the pay plan also has updated position titles. This group bargained for a COLA based on the CPI with a 0 to 4% range. There is no cost of living adjustment this year. The union recently requested to change the Master Police Officer position title back to Corporal effective July 1.

Part C of the pay plan reflects no change in salary range amounts but does move the Accountant/Supervisor position from Band I to Band II. This position's pay band was not adjusted when the supervisory duties were added to the position last year.

Rick Samuelson moved to approve Resolution No. 1425, A Resolution Revising the Classification Pay Plan. Mike Quilty seconded. Roll call: Hank Williams, yes; Bruce Dinger, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

I. Resolution No. 1426, A Resolution Extending Workers' Compensation Coverage to Volunteers of the City of Central Point

Mr. Clayton explained that ORS 656.031 allows public entities, by resolution, to provide workers' compensation coverage for volunteer workers. City County Insurance requires that the City pass such a resolution annually. This resolution continues the current practice of providing workers' compensation coverage for city volunteers. The proposed resolution includes a category for committee members, the Council, Police volunteers, Kidventure volunteers and other various program areas. This does not cover volunteers for special events such as the Battle of the Bones.

Brandon Thueson moved to approve Resolution No. 1426, A Resolution Extending Workers' Compensation Coverage to Volunteers of the City of Central Point. Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dinger, yes; Tanea Browning, yes; Brandon Thueson, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

VIII. BUSINESS

A. Freeman Road Waterline Replacement

Parks and Public Works Director Matt Samitore stated that the City was able to work out an agreement with the current contractor for Freeman Road. The price was increased and will take up the entire 2015/17 capital water fund. The detour signs are in place and the street is closed to through traffic. Understandably residents are irritated by the project but it will be a nice improvement when it is all done.

IX. MAYOR'S REPORT

Mayor Williams reported that he:

- Attended two nights of the Wild Rogue Pro Rodeo, there was a great turnout for the event that Central Point is proud to sponsor.
- Attended the Fairboard meeting. They have offered Helen Funk the position of Expo Manager.
- Attended the Medford Chamber Forum to hear the County Manager's state of the County Address.
- Attended the Medford Water Commission meeting. He read into the record the following statement:

"I have a growing concern with the Medford Water Commission. It started out with staff recommending a 7% across the board increase in water rates, which 5% was approved by the commission members. This was before the Rate Study was complete. General comments at the commission meetings indicated that substantial rate increases were in order.

At a subsequent meeting the commission approved a \$17 million dollar project for the Flock-Sed basin (necessary for duff plan expansion). That amount is more than double what the amount was estimated several years ago. This project was over a three year period, in addition to other capital projects. I believe this is necessary to take the Duff plant to 61 million gallons per day.

At the last meeting staff indicated that the commission would have a serious cash flow problem and presented three alternatives to suspend payments to capital fund reserves. The commission did not take action at the last meeting, but it was indicated that an additional "across the board" rate increase would be required. The commission was presented with several options before narrowing in on a three year 11.9% per year increase plan.

The new rate study is due out on July 1st. We have no indications except that rates will go up, and if past actions are any indication, the Medford Water Commission will continue to take advantage of the cities that purchase water."

X. CITY MANAGER'S REPORT

City Manager Chris Clayton reported that:

- There is a new Library Services Director. She will introduce herself at the next City Council meeting.
- He had a meeting with Combined Transport earlier today. They are eager to get their property annexed into the city.

- The County Manager addressed the Medford Chamber and stated that all looks good with County funds and projects. They are financially sound.
- Senate Bill 964 is in the house now, we continue to wait and see what the state will be doing with the new marijuana rules.
- The next council agenda will be light on discussion items. He will be on vacation next week and staff will be preparing for Battle of the Bones.
- If Council members are planning on attending the League of Oregon Cities conference please let the City Recorder know by July 1 so that she can book our rooms.

XI. COUNCIL REPORTS

Council Member Mike Quilty reported that:

- The MPO Policy Committee will be working on a letter to the Cities about having proper infrastructure in place when expanding an urban growth boundary.
- He attended an Oregon Freight Advisory Committee meeting in Salem.
- He will be attending a tour with the RVACT and the Joint Advisory Committee.

Council Member Brandon Thueson reported that he attended the Rodeo on Friday night and a ride along with the Central Point Police on Saturday night.

Council Member Rick Samuelson stated that he attended the Rodeo.

Council Member Bruce Dingler had no report.

Council Member Tanea Browning reported that she attended the Chamber mixer and the Taste of Central Point. She also attended the Special Olympics fundraiser at City Hall.

XII. DEPARTMENT REPORTS

Parks and Public Works Director Matt Samitore reported that:

- There are still many openings to fill for volunteers at the Battle of the Bones. We need volunteers in order to have a successful event. If you have not volunteered or know of anyone that would be interested please contact the Parks Department.
- There have been reoccurring problems regarding damage to the lighted pathway at Glen Way Park. Staff is working on a solution that will help deter vandalism for this ongoing problem.
- With the summer hours it is hard for Public Works to tell if a street light is out, please inform staff if you come across one.

Police Chief Kris Allison reported that:

- The Central Point Police Department will be the staff support for CERT Volunteers in Central Point. There are currently 25 volunteers for this group and they want to be involved in the community.

- There will be police officer testing on Friday at Scenic Middle School. If anyone is interested in watching the applicants complete the ORPAT, contact the Chief for times and location.

Finance Director Bev Adams reported that:

- The Special Olympics Spaghetti Feed raised about \$300 for Special Olympics in Southern Oregon.
- The city hosted a Rogue Valley Government Finance Officer quarterly meeting yesterday. It is a great way to network and learn how other agencies are doing.
- The Budget Document will be sent out electronically. If Council Members would prefer a hard copy please let her know soon.

Community Development Director Tom Humphrey reported that:

- The Destination Boot Camp was a success again this year. Several Central Point businesses participated. The organizer wanted to make sure the Council knows how much they appreciate their participation by budgeting the funds to make this possible.
- There are several construction projects going on in town. He updated on some of the current projects that have been submitted.
- The Twin Creeks Rail Crossing is moving along. He would like to see the agreement before Council at the next meeting. The City would prefer to have an agreement in place before we give the Rail Company any more money for the crossing rights.

XIII. EXECUTIVE SESSION - None

XIV. ADJOURNMENT

Mike Quilty moved to adjourn, Rick Samuelson seconded, all said "aye" and the Council Meeting was adjourned at 8:15 p.m.

The foregoing minutes of the June 11, 2015, Council meeting were approved by the City Council at its meeting of June 25, 2015.

Dated:

Mayor Hank Williams

ATTEST:

City Recorder



Central Point Police
155 South Second Street
Central Point, OR 97502
(541) 664-5578
(541) 664-2705 (fax)
police@centralpointoregon.gov

Memo

To: Central Point City Council
From: Police Office Manager Bobbie Pomeroy
Date: 06/11/2015
Re: Close down E. Pine St from Hwy 99 to N. 10th St

Central Point City Council,

Greetings, I am writing this memo to request your permission in closing down East Pine St. from Hwy 99 to North 10th St. between 1700 and 2200 hours on August 1st 2015, Saturday for the 17th annual D.A.R.E to CRUISE fundraiser. The request to close down E. Pine St., during this time period is to consider the safety of the cruise participants and spectators.

Thank you.

Sincerely,

Bobbie Pomeroy

Police Office Manager

Ordinance

Amending the Comp Plan to expand UGB to Seven Oaks Interchange



STAFF REPORT

June 25, 2015

AGENDA ITEM: File No. 14009

Second Reading of an Ordinance to Amend the Comprehensive Plan Map (Minor) to add approximately 47 acres to the City of Central Point Urban Growth Boundary (UGB) north of Interstate 5, east and west of Blackwell Road in the vicinity of the Seven Oaks Interchange (Exit 35) including portions of Dean Creek Road. County File No. LRP 2013-00006 and City File No. 14009; **Applicant:** City of Central Point.

STAFF SOURCE:

Tom Humphrey AICP , Community Development Director

BACKGROUND:

The adoption of the proposed Minor Map Amendment would amend the County and City Comprehensive Plan Maps by adding approximately 47 acres of employment land to the Central Point UGB. The City Council passed a Resolution of Intent (No. 1378) in August 2013 to initiate changes to its UGB in response to a request by Cardmoore Trucking to bring their property at Seven Oaks Interchange into the City of Central Point. In order to extend the UGB to the Cardmoore property, the City completed an earlier UGB Amendment south of this proposal in order for it to be contiguous.

The land proposed for amendment includes property that is in the ownership of the Card Family and Stallion Land Company. There are some portions of right-of-way that are either under the jurisdiction of Jackson County or the Oregon Department of Transportation (ODOT). The land being added to the UGB will retain the County Comprehensive Plan designation and zoning until such time as the properties are annexed and the appropriate City zoning is applied. The City Council conducted a public hearing on this item at their last meeting, made no revisions and moved the Ordinance to this second reading.

ISSUES:

City and County's Regional Plan Elements include a provision *that prior to expansion of the Central Point Urban Growth Boundary into any Urban Reserve Area, the City and Jackson County shall adopt an agreement (Area of Mutual Planning Concern) for the management of Gibbons/Forest Acres Unincorporated Containment Boundary* (Performance Indicators 4.1.9.5). The two agencies concluded that the best way to address this condition was to amend the pre-existing City/County agreement. The UGBMA was adopted earlier this year and this Regional Plan provision was satisfied.

Other conditions of the Regional Plan Element include; 1) the creation of Conceptual Land Use and Transportation Plans (Performance Measure 4.1.7 and 4.1.8); 2) the adoption of an Interchange Area Management Plan (IAMP) for Seven Oaks Interchange Area (Performance Measure 4.1.9.1); and 3) the formation of and receipt of recommendations from a County Appointed Agricultural Task Force (Performance Measure 4.1.20).

Each of these conditions have been addressed. The City Council may recall its approval of a Conceptual Plan for URA CP-1B. This plan has been vetted and approved by the Rogue Valley MPO and by the Rogue River Valley Irrigation District. Regarding issues of roadway access, the applicant has worked out

temporary and long range access to their property from Blackwell Road. City staff participated in the Agricultural Task Force and contributed to the recommendations the County Board of Commissioners incorporated in the County Comprehensive Plan.

FINDING: The proposed UGB Amendment may proceed having satisfied conditions and being in compliance with the GBCVRP Performance Indicators, adopted pursuant to the requirements of ORS 197.656(2)(b)(C).

The City has criteria for initiating amendments to the comprehensive plan or the urban growth boundary (ref. CPMC Section 17.96.200). The Urban Growth Boundary Management Agreement with Jackson County also provides a process for considering and adopting this UGB Amendment.

FINDING: The proposed Minor Boundary Line Adjustment is consistent with the Central Point Municipal Code - *Comprehensive Plan and Urban Growth Boundary Amendments* and with the City/County UGBMA and it also satisfies the requirements of the GBCVRP and the City's Regional Plan Element.

The County's record requirements are fairly extensive with a file consisting of 971 pages. This file and City documents that have part of our proceedings subsequent to the Joint City/County Planning Commission meeting have been retained in the Community Development Department. An Ordinance Amending the Comprehensive Plan Map is the only attachment included in the second and final reading.

ATTACHMENTS:

Attachment "A" – Ordinance No. ___ An Ordinance Amending the Comprehensive Plan Map (Minor) to Add Approximately 47 acres to the Central Point Urban Growth Boundary north of Interstate 5, east and west of Blackwell Road in the vicinity of the Seven Oaks Interchange (Exit 35) including portions of Dean Creek Road.

ACTION:

Conduct the second reading of the proposed admendment to the Urban Growth Boundary and 1) approve the ordinance; 2) approve the ordinance with revisions; 3) deny the proposal.

RECOMMENDATION:

Adopt the ordinance and approve an amendment to the UGB.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN MAP (MINOR) TO ADD APPROXIMATELY 47 ACRES TO THE CENTRAL POINT URBAN GROWTH BOUNDARY NORTH OF INTERSTATE 5, EAST AND WEST OF BLACKWELL ROAD IN THE VICINITY OF THE SEVEN OAKS INTERCHANGE (EXIT 35) INCLUDING PORTIONS OF DEAN CREEK ROAD.

Recitals:

- A. The City of Central Point (City) is authorized under Oregon Revised Statute (ORS) Chapter 197 to prepare, adopt and revise comprehensive plans and implementing ordinances consistent with the Statewide Land Use Planning Goals.
- B. The City has coordinated its planning efforts with the State in accordance with ORS 197.040(2)(e) and OAR 660-030-0060 to assure compliance with goals and compatibility with City Comprehensive Plans.
- C. Pursuant to authority granted by the City Charter and the ORS, the City may amend the Central Point Urban Growth Boundary with Jackson County which was originally adopted on September 26, 1984 and has been amended at various times since.
- D. Pursuant to the requirements set forth in CPMC Chapter 17.96.100 Comprehensive Plan and Urban Growth Boundary Amendments – Purpose and Chapter 17.05.010, Applications and Development Permit Review Procedures, the City has accepted an application and conducted the following duly advertised public hearings to consider the proposed amendment:
 - a) Planning Commission hearing on May 7, 2015
 - b) City Council hearings on June 11, 2015 and June 25, 2015.

THE PEOPLE OF THE CITY OF CENTRAL POINT DO ORDAIN AS FOLLOWS:

Section 1. Based upon all the information received, the City Council adopts the findings of fact and conclusions of law set forth in the City staff report, File No. 14009 and public records; determines that changing community conditions, needs and desires justify the amendments and hereby adopts the changes entirely.

Section 2. The City Urban Growth Boundary (UGB) is hereby amended as set forth in Exhibit 1 which is attached hereto and by this reference incorporated herein.

Section 3. The City Manager is directed to conduct post acknowledgement procedures defined in ORS 197.610 et seq. upon adoption of the changes to the UGB.

Section 4. Effective date. The Central Point City Charter states that an ordinance enacted by the council shall take effect on the thirtieth day after its enactment. The effective date of this ordinance will be the thirtieth day after the second reading.

Passed by the Council and signed by me in authentication of its passage this _____ day of _____, 20____.

Mayor Hank Williams

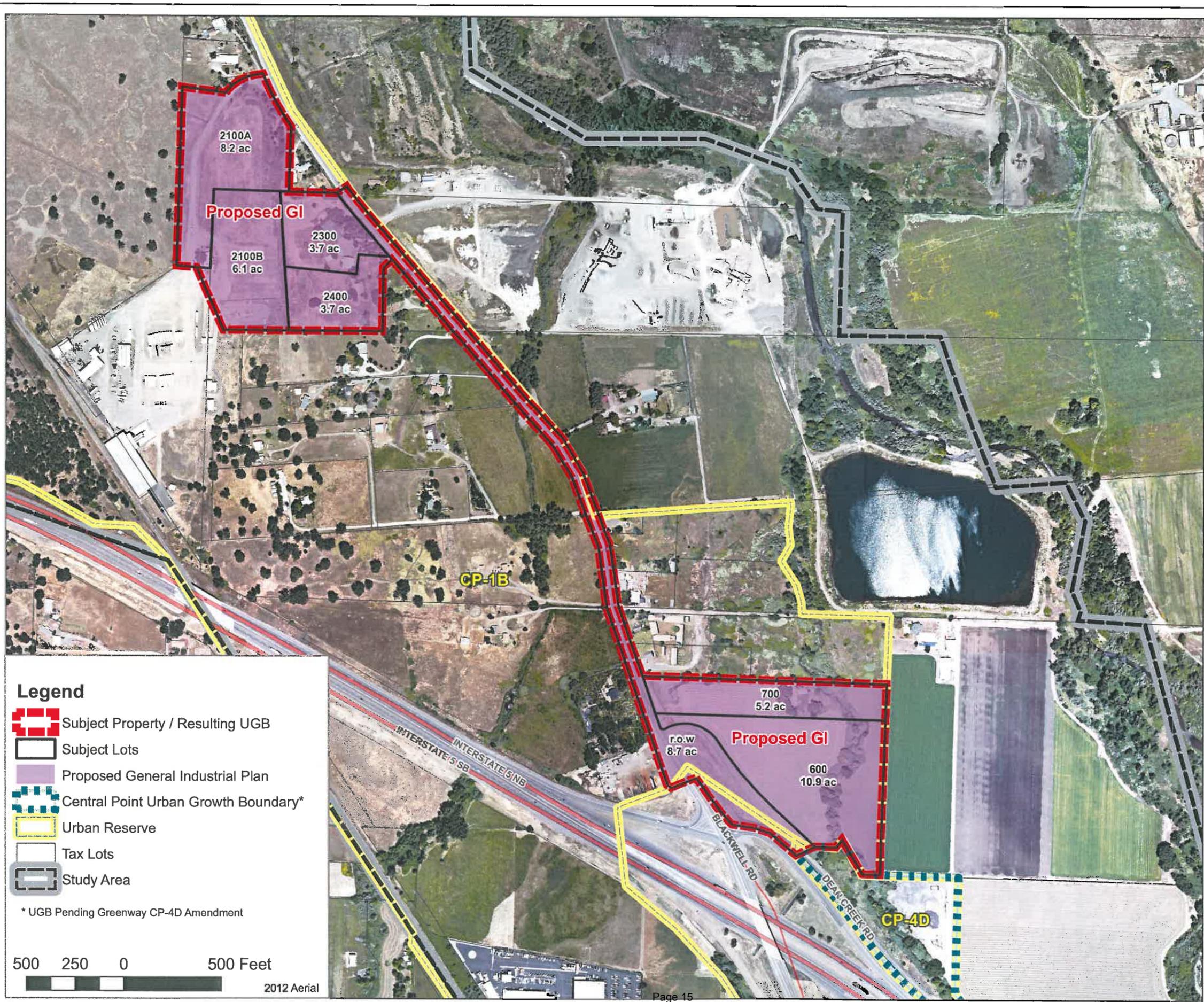
ATTEST:

City Recorder



Subject Property & Proposed General Industrial Comprehensive Plan

CARDMOORE URBAN GROWTH BOUNDARY AMENDMENT ©



Legend

- Subject Property / Resulting UGB
- Subject Lots
- Proposed General Industrial Plan
- Central Point Urban Growth Boundary*
- Urban Reserve
- Tax Lots
- Study Area

* UGB Pending Greenway CP-4D Amendment

500 250 0 500 Feet

2012 Aerial

Business

**Discussion of Draft
RVSS Franchise
Agreement**



ADMINISTRATION DEPARTMENT

140 South 3rd Street · Central Point, OR 97502 · (541) 664-7602 · www.centralpointoregon.gov

STAFF REPORT

June 25th, 2015

AGENDA ITEM: Discussion of the draft franchise agreement being negotiated between the City of Central Point and Rogue Valley Sanitary Sewer.

STAFF SOURCE:

Chris Clayton, City Manager

BACKGROUND/SYNOPSIS:

The City of Central Point currently maintains franchise agreements with the following franchisees: Pacific Power & Light (Pacific Corp.); Avista Utilities; Charter Communications; Hunter Communications (Core Digital); L.S. Networks; Qwest Communications; Rogue Disposal and Recycling and the City of Central Point (5% franchise on the City's water system). Each of these franchised utilities currently pays a franchise fee for use of the City of Central Point's public right-of-way. Current franchise rates vary from 5%-6% of gross revenues (within Central Point boundaries), largely due to length of existing agreements. Recently expired agreements have been renegotiated at 6%, while agreements with future expirations have remained at their previously negotiated rate of 5%.

In 2012, the City of Phoenix became the first city to pass a franchise ordinance which places operating requirements, and a franchise fee, on Rogue Valley Sewer Services (RVSS). RVSS has opposed the implementation of such a franchise fee and, ultimately, challenged the City of Phoenix's authority in court. The adjudication of this issue has resulted in both the Circuit Court and Oregon Court of Appeals reaffirming the City of Phoenix's 'home-rule' authority to impose a franchise fee on RVSS, even though they are designated a special sewer district under Oregon Revised Statute Chapter 450. This issue will receive final consideration from the Oregon Supreme Court during the calendar year 2015.

Realizing the uncertainty of Oregon Supreme Court's pending decision on this issue, the City of Central Point recently passed a general utility license fee ordinance which allowed for alternate right-of-way use compensation should the court rule in favor of Rogue Valley Sewer Services. A negotiated franchise agreement remains an option under the general utility license fee ordinance, and this has been the preferred alternative of Rogue Valley Sewer Services.

The attached draft franchise agreement represents the initial review by both the City of Central Point and Rogue Valley Sewer Services. Council discussion and feedback will be useful in determining the specifics of a final agreement. The target for having an adopted agreement in place is mid-July to early August.

ATTACHMENTS:

1. Draft Franchise Agreement between the City of Central Point and Rogue Valley Sewer Services.

RECOMMENDATION:

1. Review and discuss draft franchise agreement between the City of Central Point and Rogue Valley Sewer Services.

PUBLIC HEARING REQUIRED:

No – a public hearing is not required.

SUGGESTED MOTION:

No motion is required as this is a discussion item.

Draft Sewer District Franchise Agreement
Between the City of Central Point and RVSS

This Utility Franchise Agreement (the “Franchise” or “Agreement”) is entered into the City of Central Point (the “City”) and Rogue Valley Sewer Services (RVSS)

SECTION 1. Grant of Franchise and General Utility Easement. The City hereby gives consent and privilege to RVSS to lay sewers and drains and related facilities in, on or under any public street, highway or road in the City, and for this purpose enter upon it and make all necessary and proper excavations, restoring it to its proper condition, including the right to maintain, operate, construct, upgrade and relocate such sewer lines and drains and related facilities (collectively “Sewer Facilities”) for the purpose of supplying sewer service to the inhabitants of the City and persons and corporations beyond the limits thereof.

SECTION 2. Term. The term of this Franchise and General Utility Easement shall begin at the later of (a) July 1, 2015; or (b) the first day of the month following the release of the Oregon Supreme Court decision in the case of Rogue Valley Sewer Services v. City of Phoenix (case number to be inserted), provided however, that if the Supreme Court rules that the City does not have the authority to impose a franchise fee or license fee on a sanitary district such as RVSS, this agreement shall be null and void. Notwithstanding the foregoing, nothing is intended to prohibit the City from enforcing its ordinances or charging a privilege tax or other fee otherwise permitted by law.

This Franchise and General Utility Easement shall expire on June 30, 2020.

SECTION 3. Non-exclusive Franchise. The city reserves the right to use the Public Ways for itself or any other entity that provides services to City residences or businesses; provided, however, that such use shall not unreasonably interfere with RVSSs Sewer Facilities or RVSSs rights granted herein.

SECTION 4. City Regulatory Authority. In addition to the provisions herein contained, the City reserves the right to adopt such additional ordinances and regulations as may be deemed necessary in the exercise of its police power for the protection of the health, safety and welfare of its citizens and their properties or the exercise nay other rights, power, or duties required or authorized, under the Constitution of the State of Oregon, the laws of Oregon or City Ordinances.

SECTION 5. Indemnification. The City shall in no way be liable or responsible for any loss or damage to property or any injury to, or death, of any person that may occur in the construction, operation or maintenance by RVSS of its Sewer Facilities. RVSS shall indemnify, defend and hold the City harmless from and against claims, demands, liens and all liability or damage of whatsoever kind on account of RVSS’s use of the Public Ways within the City, and shall pay the costs of defense plus reasonable attorney’s fees for any claim, demand or lien brought hereunder. The City shall: (a) give prompt written notice to RVSS of any claim, demand

or lien with respect to which the City seeks indemnification hereunder; and (b) unless in the City's judgment a conflict of interest exists between the City and RVSS with respect to such claim, demand or lien, permit RVSS to assume the defense of such claim, demand, or lien with counsel satisfactory to City. If such defense is not assumed by RVSS, RVSS shall not be subject to liability for any settlement made without its consent. Notwithstanding any provision hereof to the contrary, RVSS shall not be obligated to indemnify, defend or hold the City harmless to the extent any claim, demand or lien arises out of or in connection with any negligent or willful act or failure to act of the City or any of its officers or employees.

SECTION 6. Annexation.

6.1 Extension of City Limits. Upon the annexation of any territory to the City, the rights granted herein shall extend to the annexed territory to the extent that City has such authority. All Sewer Facilities owned, maintained, or operated by RVSS located within any public ways of the annexed territory shall thereafter be subject to all of the terms hereof.

6.2 Annexation. When any territory is approved for annexation to the City, the City shall, not later than ten (10) working days after passage of an ordinance approving the proposed annexation, provide by certified mail to RVSS: (a) each site address to be annexed as recorded on county assessment and tax rolls; (b) a legal description of the proposed boundary change; and (c) a copy of the City's ordinance approving the proposed annexation. The notice shall be mailed to:

Rogue Valley Sewer Services
PO Box 3130
Central Point, OR 97502

Additional or increased fees or taxes, other than ad valorem taxes, imposed on RVSS as a result of an annexation of territory to the City shall become effective on the effective date of the annexation provided notice is given to RVSS in accordance with within 10-days of the date the resolution was adopted..

SECTION 7. Planning, Design, Construction and Installation and Maintenance of Sewer Facilities.

7.1 All Sewer Facilities installed or used under authority of this Franchise shall be used, constructed and maintained in accordance with applicable federal, state and city laws, codes and regulations.

7.2 Except in the case of an emergency, RVSS shall, prior to commencing new construction or major reconstruction work in the public way or street or other public places, apply for a permit from the City, which permit shall not be unreasonably withheld, conditioned, or delayed. The City shall not assess any fees related to the issuance of the permit. RVSS will abide by all applicable ordinances and all reasonable rules, regulations and requirements of the City, and the City may inspect the manner of such work and require remedies as may be

necessary to assure compliance. Notwithstanding the foregoing, RVSS shall not be obligated to obtain a permit prior to performing emergency repairs. In the event of an emergency, RVSS shall obtain a permit as soon as practical after the start of the work.

7.3 All Sewer Facilities shall be located so as to cause minimum interference with the Public Ways of the City and shall be constructed, installed, maintained, renovated or replaced in accordance with applicable rules, ordinances and regulations of the City.

7.4 If, during the course of work on its Sewer Facilities, RVSS causes damage to or alters the Public Way or public property, RVSS shall (at its own cost and expense and in a manner approved by the City) replace and restore it to a condition comparable to that which existed before work commenced.

7.5 Before commencing any street improvements or other work within a Public Way that may affect RVSS's Sewer Facilities, the City shall give written notice to RVSS.

7.6 No structures, buildings or signs shall be erected over RVSS's facilities or in a location that prevents RVSS from accessing or maintaining its facilities.

7.7 RVSS shall provide as-built and electronic maps of newly installed or recently upgraded facilities. As-built information shall be submitted in a format acceptable to the City.

SECTION 8. Relocation of Sewer Facilities.

8.1 The City reserves the right to require RVSS to relocate Sewer Facilities within the Public Ways in the interest of public convenience, necessity, health, safety or welfare

8.2 As the construction and reconstruction of public sewers is of primary interest to the health, safety, and welfare of the public, the City, to the extent that it has the authority, will require public utilities defined under ORS XXXX to relocate their facilities to accommodate public sewer construction and reconstruction.

8.3 RVSS shall not be obligated to pay the cost of any relocation that is required or made a condition of a private development.

SECTION 10. Subdivision Plat Notification. The City shall require that subdivision plats include an approval line for RVSS. Before the City approves any new subdivision and before recordation of the plat, the City shall mail notification of such approval and a copy of the plat to RVSS:

Rogue Valley Sewer Services
PO Box 3130
Central Point, OR 97502

SECTION 10. Vegetation Management. RVSS or its contractor may prune all trees and vegetation which overhang the Public Ways, whether such trees or vegetation originate within or outside the Public Ways, to prevent the branches or limbs or other part of such trees or vegetation from interfering with RVSS's Sewer Facilities. Such pruning shall comply with the *American National Standard for Tree Care Operation (ANSI A300 and the City of Central Point Tree Plan)* and be conducted under the direction of an arborist certified with the International Society of Arboriculture. A growth inhibitor treatment may be used for trees and vegetation species that are fast-growing and problematic. Nothing contained in this Section shall prevent RVSS, when necessary and with the approval of the owner of the property on which they may be located, from cutting down and removing any trees which overhang streets.

SECTION 11. Compensation.

11.1 In consideration of the rights, privileges, and franchise hereby granted, RVSS shall pay to the City from and after the effective date of the acceptance of this franchise, percent (5%) of its gross revenues derived from within the corporate limits of City. The term "gross revenue" as used herein shall be construed to mean any revenue of RVSS derived from the retail sale and use of sewer service within the municipal boundaries of the City after adjustment for the net write-off of uncollectible accounts and corrections of bills theretofore rendered. All amounts paid under this Section 12 shall be subject to review by the City; provided that only payments which occurred during a period of thirty-six (36) months prior to the date the City notifies RVSS of its intent to conduct a review shall be subject to such review. Notwithstanding any provision to the contrary, at any time during the term of this Franchise, the City may elect to increase the franchise fee amount as may then be allowed by adoption of the change in percentage by the City. The increase shall be effective sixty (60) days after City has provided such written notice to RVSS.

11.2 The franchise fee shall not be in addition to any other license, occupation, franchise or excise taxes or charges which might otherwise be levied or collected by the City from RVSS with respect to RVSS's sewer business or the exercise of this franchise within the corporate limits of the City and the amount due to the City under any such other license, occupation, franchise or excise taxes or other charges for corresponding periods shall be reduced by deducting there from the amount of said franchise fee paid hereunder.

SECTION 12. Renewal. At least 120 days prior to the expiration of this Franchise, RVSS and the City shall agree to either extend the term of this Franchise for a mutually acceptable period of time or the parties shall use best faith efforts to renegotiate a replacement Franchise. RVSS shall have the continued right to use the Public Way of the City as set forth herein in the event an extension or replacement Franchise is not entered into upon expiration of this Franchise.

SECTION 13. No Waiver. Neither the City nor RVSS shall be excused from complying with any of the terms and conditions of this Franchise by any failure of the other, or any of its officers, employees, or agents, upon any one or more occasions to insist upon or to seek compliance with any such terms and conditions.

SECTION 14. Transfer of Franchise. RVSS shall not transfer or assign any rights under this Franchise to another entity, except transfers and assignments by operation of law, unless the City shall first give its approval in writing, which approval shall not be unreasonably withheld; provided, however, inclusion of this Franchise as property subject to the lien of RVSSs’s mortgage(s) shall not constitute a transfer or assignment.

SECTION 15. Amendment. At any time during the term of this Franchise, the City, through its City Council, or RVSS may propose amendments to this Franchise by giving thirty (30) days written notice to the other of the proposed amendment(s) desired, and both parties, thereafter, through their designated representatives, will, within a reasonable time, negotiate in good faith in an effort to agree upon mutually satisfactory amendments(s). No amendment or amendments to this Franchise shall be effective until mutually agreed upon by the City and RVSS and formally adopted as an ordinance amendment.

SECTION 16. Non-Contestability—Breach of Contract.

16.1 Neither the City nor RVSS will take any action for the purpose of securing modification of this Franchise in any Court of competent jurisdiction; provided, however, that neither shall be precluded from taking any action it deems necessary to resolve difference in interpretation of the Franchise nor shall RVSS be precluded from seeking relief from the Courts in the event the legislature makes performance under the Franchise illegal.

16.2 In the event RVSS or the City fails to fulfill any of their respective obligations under this Franchise, the City, or RVSS, whichever the case may be, will have a breach of contract claim and remedy against the other in addition to any other remedy provided by law, provided that no remedy which would have the effect of amending the specific provisions of this Franchise shall become effective without such action which would be necessary to formally amend the Franchise.

SECTION 17. Notices. Unless otherwise specified herein, all notices from RVSS to the City pursuant to or concerning this Franchise shall be delivered to the City Recorder’s Office. Unless otherwise specified herein, all notices from the City to RVSS pursuant to or concerning this Franchise shall be delivered to the _____, and such other office as RVSS may advise the City of by written notice.

SECTION 18. Severability. If any section, sentence, paragraph, term or provision hereof is for any reason determined to be illegal, invalid, or superseded by other lawful authority including any state or federal regulatory authority having jurisdiction thereof or unconstitutional, illegal or invalid by any court of common jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such determination shall have no effect on the validity of any other section, sentence, paragraph, term or provision hereof, all of which will remain in full force and effect for the term of the Franchise or any renewal or renewals thereof.

Business

Discussion regarding MWC Cash Flow Announcement



ADMINISTRATION DEPARTMENT

140 South 3rd Street · Central Point, OR 97502 · (541) 664-7602 · www.centralpointoregon.gov

STAFF REPORT

June 25th, 2015

AGENDA ITEM: Discussion Item Only – Council discussion related to the Medford Water Commission’s recent announcement that cash flow-related issues could result in substantial rate increases for the “other cities” customer group.

STAFF SOURCE:

Chris Clayton, City Manager

BACKGROUND/SYNOPSIS:

At the June 3rd, 2015 Medford Water Commission (MWC) study session titled “Financial Policies”, it was revealed that the Medford Water Commission is considering dramatic rate increases (11.9% for 3 consecutive years) to offset “recently discovered,” current cash flow-related issues. These proposed rate increases would be in addition to the recent “interim” 5% “across the board” rate increase. Also, the MWC is currently engaged in an ongoing rate study, being performed by third party consultant HDR, which will likely recommend future rate increases beginning in January 2016. Given all of these potential increases, the “other cities” customer group could realize overall rate increases as high as 40%-50% by the calendar year 2018.

FISCAL IMPACT:

The following Medford Water Commission rate increases have been approved or are currently under consideration:

1. Interim 5% rate increase (approved/implemented in March 2015).
2. Cash flow offset rate increases recommended at 11.9% for fiscal years 2015-2016; 2016-2017; and 2017-2018.
3. HDR rate study recommendation (estimated at 8%-10%).

ATTACHMENTS:

1. Information supplied at the June 3rd, 2015 Medford Water Commission Study Session.

RECOMMENDATION:

1. Council briefing/overview of proposed Medford Water Commission rate increases and cash flow related issues.
2. Review of City’s written response (to be delivered at a later date).
3. Future direction.

PUBLIC HEARING REQUIRED:

No

THE RULES

1. Maintain a value of one year worth of operating expenses in the Water Construction Fund
2. Fund the Future Main Replacement Fund in the amount of \$275,000 per year
3. Augment the Future Water Treatment Plant Fund (Duff II) in the amount of \$250,000 per year

4. Financial need of maintaining ending fund balance carry-over in the Water Fund of \$2 Million each year

NOTES

- a. Future Main Replacement Fund "**layaway account**" is for emergency mainline facility repair/replacements
- b. Future Water Treatment Plant Fund "**layaway account**" and Future Water Right Development Fund "**layaway account**" can be used, as noted in past budget adoption, for unexpected secondary emergency purposes

COMMENTS

1. I am presenting three alternatives for addressing the 10 year projection cash flow issues. There are undoubtedly variations within these alternatives and can be investigated as directed by the Board. Alternative A deals with "Changing the Rules", alternative B3 deals with "Suspending the Rules", and alternative C deals with "Maintaining the Rules".

SEE ATTACHED SPREADSHEETS

2. I recommend alternative B3, "Suspending the Rules". This alternative allows the Commission to weather the cash flow dip in the Water Construction Fund "**savings account**" around fiscal year 18-19, maintain an adequate carry-over end of year balance in the Water Fund "**checking account**", and get back on track with current rules again being implemented by the end of the 10 year window. If an emergency presents itself, the FMR, FWRD, & FWTP Funds collectively have \$9 Million to temporarily/appropriately draw on (emergency bonding or short term loans are also possible options). The needed overall rate increase equates/averages out to 5.5% (**approx. 3 cents per thousand**) each year for the next 11 years although actual overall rate increases would be closer to 11.9% (**approx. 7 cents per thousand**) in the beginning three years.

3. The 10 year projections are based on current financial variables that do indeed vary over time. It is important to keep in mind that the projections for the current fiscal year are the closest to being dependable and are the only ones that should be counted on in the short term. This future look and projections information began as "Table II" in 1980 with then current Manager, Bob Lee. Its title changed and format morphed over time becoming known as "Appendix B". With the new financial and billing software, detailed ties and financial information can now be used to more precisely project outcomes of overall rate increases with needed future capital/expense project funding. It will now be known as "10 Year Cash Flow and Fund Balance Projections".
4. Different customer group rate increases will always be reviewed, predicated, and approved on an annual cost of service study done using the 2015 methodology and format that will be presented for MWC Board approval by HDR Consultants in the near future.
5. The summertime high demand period (May thru September) still carries a surcharge of ten cents per thousand gallons paid by ALL customers that goes into the Future Water Treatment Plant Fund (Duff II). This surcharge is independent of the noted required overall rate increases and could be eliminated, increased, decreased, or maintained over time. Its function is to collect money over time towards the future extremely high Duff II treatment plant costs. It is anticipated that the Duff II treatment plant will eventually be paid for by this fund in combination with time implemented bonding and a new round of SDCs specifically for Duff II. The earliest anticipation of need for Phase I of Duff II is around 2030 but could be as far off as 2040. The 2008 projected cost for Phase I of Duff II was \$70 million with Phase II and III coming in later future years at \$28 and \$30 million respectively. Preliminary securing of site permitting conditions is currently underway and initial intake expansion work will need to begin at the end of the current 10 year capital work timespan.
6. The BBS currently supplies 26.4 MGD. The Duff I treatment plant supplies 45 MGD today and will be able to provide a total of 65 MGD when the planned future Floc-Sed and Filter Expansions are done within the next 10 years. The future Duff II with all 3 phases will be able to produce 60 MGD. All said and done, a total of 151.4 MGD. The high summer demand rate has reached 61.8 MGD in 2010.
7. Staff will prepare the final budget for approval with alternative B in mind unless directed otherwise by June 17th, the public hearing date for reviewing and approving the 2015-16 Fiscal Year Budget.

**MEDFORD WATER COMMISSION
FUTURE WATER TREATMENT PLANT FUND
Fiscal Year 2014-15**

Example

This page shows the budget for the "Future Water Treatment Plant Fund" for the Fiscal Year (FY). The Fund was established in FY2010-11 and acts as a savings account or sinking fund to accumulate funds for major expenditure items related to the future construction of the Duff #2 Water Treatment Plant that cannot be funded from operating revenue.

Each year a certain amount of revenue is transferred to the Future Water Treatment Plant Fund as determined by Board action through the budget process. The moneys in the Future Water Treatment Plant Fund are invested and the interest on the investments is retained in the fund. The funds in the Future Water Treatment Plant Fund are earmarked for future use as major construction of water treatment facilities needed to meet future system demands OR EMERGENCY WATER SYSTEM NEEDS THAT MAY OCCUR. This results in a "pay-as-you-go" method of financing system expansion as opposed to borrowing funds to construct the facilities OR MEET EMERGENCY NEEDS.

Actual 2010-11	Actual 2011-12	Actual 2012-13	Actual 1st 6 Months 2013-14	Estimated Total 2013-14	Budget 2013-14		Estimated Budget 2014-15
RESOURCES							
\$251,782	\$251,782	\$503,228	\$1,072,199	\$1,072,199	\$1,600,199	Beginning Fund Balance (7/1)	\$1,600,199
\$250,000	\$564,219	\$780,000	\$520,000	\$520,000	\$520,000	Transfer from Water Fund	\$520,000
\$1,446	\$4,752	\$8,077	\$0	\$8,000	\$8,000	Interest on Invested Balances	\$8,000
\$251,782	\$503,228	\$1,072,199	\$1,545,167	\$1,600,199	\$1,288,282	TOTAL RESOURCES	\$2,128,199
REQUIREMENTS							
\$251,782	\$503,228	\$1,072,199	\$1,545,167	\$1,600,199	\$1,288,282	Ending Fund Balance (6/30)	\$2,128,199
\$0	\$0	\$0	\$0	\$0	\$0	Transfer to Water Fund	\$0
\$251,782	\$503,228	\$1,072,199	\$1,545,167	\$1,600,199	\$1,288,282	TOTAL REQUIREMENTS	\$2,128,199

"CHECKING ACCT"

(15)

"SAVINGS ACCT"

(2)

(14)

(10)

(11)

(13)

Water Fund	
Adjusted Ending Fund Balance	Required Rate Increase
4,871,890	
6,723,839	
2,784,990	5.0%
2,038,577	9.8%
2,082,628	9.8%
2,000,161	9.8%
2,072,790	5.0%
2,075,379	0.8%
2,017,569	0.8%
2,012,342	0.8%
2,095,087	0.3%
2,060,465	0.3%
2,088,168	0.3%

Lowest Year

Water Construction Fund					
Fiscal Year	Beginning Balance	Resources (Interest)	Transfers In	Transfers Out	Ending Balance
Actual 13-14	10,424,579	60,138		(1,243,540)	9,241,177
Estimated 14-15	9,241,177	46,206		(3,252,416)	6,034,967
Budgeted 15-16	6,034,967	30,175	1,174,541		7,239,683
16-17	7,239,683	36,198		(1,800,000)	5,475,881
17-18	5,475,881	27,379		(1,900,000)	3,603,261
18-19	3,603,261	18,016		(610,000)	3,011,277
19-20	3,011,277	15,056	100,000		3,126,333
20-21	3,126,333	15,632	560,000		3,701,965
21-22	3,701,965	18,510		(200,000)	3,520,475
22-23	3,520,475	17,602		(500,000)	3,038,077
23-24	3,038,077	15,190	300,000		3,353,268
24-25	3,353,268	16,766	200,000		3,570,034
25-26	3,570,034	17,850			3,587,884

A

"Changing the Rules"

1. 3 months operating cash in WCF (\$3M)
2. Not funding FMR (275k) or FWTP (250k)
3. Ending Fund Balance of \$2M in WF
4. Emergency: FMR, FWFD, & FWTP total approx. \$9M

"CHECKING ACCT"

(15)

"SAVINGS ACCT"

(2)

(14)

(10)

(11)

(13)

Water Fund	
Adjusted Ending Fund Balance	Required Rate Increase
4,871,890	
6,343,839	
3,295,859	5.0%
2,088,148	11.9% ✓
2,048,354	11.9% ✓
→ 2,024,500	11.9% ✓
2,035,409	2.8%
2,020,202	2.8%
2,057,051	2.8%
2,023,256	2.8%
2,096,595	2.8%
2,085,256	2.8%
2,033,402	2.8%

Lowest Year

Water Construction Fund					
Fiscal Year	Beginning Balance	Resources (Interest)	Transfers In	Transfers Out	Ending Balance
Actual 13-14	10,424,579	60,138		(1,243,540)	9,241,177
Estimated 14-15	9,241,177	46,206		(3,252,416)	6,034,967
Budgeted 15-16	6,034,967	30,175			6,065,142
16-17	6,065,142	30,326		(1,400,000)	4,695,468
17-18	4,695,468	23,477		(1,600,000)	3,118,945
18-19	→ 3,118,945	15,595		(110,000)	3,024,540
19-20	3,024,540	15,123	400,000		3,439,662
20-21	3,439,662	17,198	1,160,000		4,616,861
21-22	4,616,861	23,084	650,000		5,289,945
22-23	5,289,945	26,450	330,000		5,646,395
23-24	5,646,395	28,232	1,600,000		7,274,627
24-25	7,274,627	36,373	1,980,000		9,291,000
25-26	9,291,000	46,455	2,420,000		11,757,455

Staff Recommended

B3

"Suspending the Rules"

1. 3 months operating cash in WCF (\$3M) until 25-26
2. Not funding FMR (275k) or FWTP (250k) until 22-23
3. Ending Fund Balance of \$2M in WF
4. Emergency: FMR, FWRO, & FWTP total approx. \$9M

CHECKING ACCT

(15)

Water Fund

Adjusted Ending Fund Balance	Required Rate Increase
4,871,890	
6,723,839	
2,509,990	5.0%
2,041,043	45.0% ✓
2,049,073	0.0%
2,061,326	0.0%
2,089,235	0.0%
2,060,809	0.0%
2,082,289	0.0%
2,023,184	0.0%
2,002,591	0.0%
2,014,097	0.0%
2,036,302	0.0%

SAVINGS ACCT

(2)

(14)

(10)

(11)

(13)

Water Construction Fund

Fiscal Year	Beginning Balance	Resources (Interest)	Transfers In	Transfers Out	Ending Balance
Actual 13-14	10,424,579	60,138		(1,243,540)	9,241,177
Estimated 14-15	9,241,177	46,206		(3,252,416)	6,034,967
Budgeted 15-16	6,034,967	30,175	1,174,541		7,239,683
16-17	7,239,683	36,198	1,700,000		8,975,881
17-18	8,975,881	44,879	700,000		9,720,761
18-19	9,720,761	48,604	500,000		10,269,364
19-20	10,269,364	51,347	580,000		10,900,711
20-21	10,900,711	54,504	900,000		11,855,215
21-22	11,855,215	59,276		(100,000)	11,814,491
22-23	11,814,491	59,072		(400,000)	11,473,563
23-24	11,473,563	57,368	400,000		11,930,931
24-25	11,930,931	59,655	100,000		12,090,586
25-26	12,090,586	60,453		(100,000)	12,051,039

C

"Maintaining the Rules"

1. 12 months operating cash in WCF (\$12M)
2. Funding FMR (275k) and FWTP (250k)
3. Ending Fund Balance of \$2M in WF
4. Emergency: FMR, FWRD, & FWTP total approx. \$9M

Single Family Residential Water Charge Comparisons

(5/8" x 3/4" Meter - based on a monthly billing cycle - April 2015)

ENTITY	CHARGE BASED ON USAGE IN GALLONS					
	7,000 gal	30,000 gal	60,000 gal	100,000 gal	200,000 gal	300,000 gal
MWC Inside *	\$12.71	\$33.65	\$69.65	\$117.65	\$237.65	\$357.65
MWC Outside *	\$17.74	\$48.83	\$102.53	\$174.13	\$353.13	\$532.13
ALBANY	\$50.37	\$128.16	\$229.62	\$364.91	\$703.12	\$1,041.33
ASHLAND	\$45.30	\$172.64	\$361.13	\$612.45	\$1,240.75	\$1,869.05
BEND	\$25.44	\$77.10	\$144.47	\$234.30	\$458.89	\$683.47
CLACKAMAS RIVER WD	\$37.07	\$125.36	\$253.69	\$424.80	\$852.58	\$1,280.36
CORVALLIS	\$31.75	\$111.72	\$218.40	\$360.63	\$716.22	\$1,071.82
EUGENE (EWEB)	\$30.41	\$91.47	\$222.81	\$397.93	\$835.73	\$1,273.53
GRANTS PASS	\$25.52	\$63.89	\$118.43	\$191.16	\$372.96	\$554.77
GRESHAM	\$35.96	\$122.80	\$255.95	\$433.48	\$877.30	\$1,321.12
HERMISTON	\$21.48	\$46.49	\$77.39	\$118.59	\$221.59	\$324.59
HILLSBORO	\$28.92	\$123.79	\$257.34	\$435.40	\$880.56	\$1,325.71
KEIZER	\$17.17	\$57.15	\$109.28	\$178.80	\$352.58	\$526.37
KLAMATH FALLS	\$25.56	\$104.89	\$208.36	\$346.32	\$691.21	\$1,036.11
LA GRANDE	\$27.72	\$75.07	\$130.47	\$198.38	\$368.16	\$537.93
PORTLAND	\$67.85	\$181.06	\$328.73	\$525.61	\$1,017.83	\$1,510.04
ROSEBURG	\$23.77	\$70.51	\$131.47	\$212.75	\$415.94	\$619.14
SALEM	\$30.46	\$109.79	\$213.26	\$351.22	\$696.11	\$1,041.01
SPRINGFIELD (summer)	\$28.54	\$81.11	\$150.41	\$245.54	\$487.37	\$729.20
TUALATIN VALLEY WD	\$37.76	\$165.47	\$339.93	\$572.53	\$1,154.05	\$1,735.56
UMATILLA	\$21.13	\$49.88	\$87.38	\$137.38	\$262.38	\$387.38
AVERAGE *	\$32.22	\$103.07	\$202.03	\$333.80	\$663.44	\$993.08

* Average does not include MWC

Single Family Residential Water Charge Comparisons

(5/8" x 3/4" Meter - based on monthly billing cycle - April 2015)

CITY	CHARGE BASED ON USAGE IN GALLONS					
	7,000 gal	30,000 gal	60,000 gal	100,000 gal	200,000 gal	300,000 gal
CENTRAL POINT	\$22.75	\$93.95	\$204.64	\$352.22	\$721.18	\$1,090.14
EAGLE POINT	\$28.88	\$90.48	\$197.28	\$339.68	\$695.68	\$1,051.68
JACKSONVILLE	\$34.91	\$78.16	\$143.00	\$263.40	\$582.90	\$902.40
PHOENIX	\$37.72	\$91.10	\$162.80	\$258.40	\$497.40	\$736.40
TALENT	\$28.60	\$139.35	\$284.85	\$478.85	\$963.85	\$1,448.85

COMMERCIAL / INDUSTRIAL WATER CHARGE COMPARISONS

April 2015

2" Meter - Based on a Monthly Billing Cycle

CITY				
	20,000 gal	100,000 gal	300,000 gal	1,000,000 gal
MWC Inside (Summer)*	\$54.54	\$119.34	\$281.34	\$848.34
MWC Outside (Summer)*	\$76.17	\$161.77	\$375.77	\$1,124.77
ALBANY	\$183.54	\$434.45	\$1,054.73	\$3,225.71
ASHLAND	\$163.64	\$497.30	\$1,331.47	\$4,326.38
BEND	\$158.50	\$338.16	\$787.33	\$2,359.42
CORVALLIS	\$115.37	\$238.35	\$895.61	\$2,817.11
EUGENE (EWEB)	\$127.01	\$346.61	\$895.61	\$2,817.11
GRANTS PASS	\$143.99	\$258.42	\$544.50	\$1,545.77
GRESHAM	\$126.07	\$349.58	\$908.37	\$2,864.12
HERMISTON	\$36.19	\$118.59	\$324.59	\$1,045.59
KEIZER	\$64.52	\$198.20	\$532.40	\$1,702.11
KLAMATH FALLS	\$81.80	\$357.72	\$1,047.51	\$3,461.79
LA GRANDE	\$96.21	\$245.59	\$585.14	\$1,522.16
PORTLAND	\$131.84	\$525.61	\$1,510.04	\$4,955.53
ROSEBURG	\$93.42	\$255.98	\$662.37	\$2,084.73
SALEM	\$72.43	\$299.15	\$865.96	\$2,849.79
SPRINGFIELD (Summer)	\$97.91	\$285.44	\$769.10	\$2,461.90
UMATILLA	\$49.31	\$149.31	\$399.31	\$1,274.31
AVERAGE	\$90.34	\$276.69	\$740.84	\$2,342.53

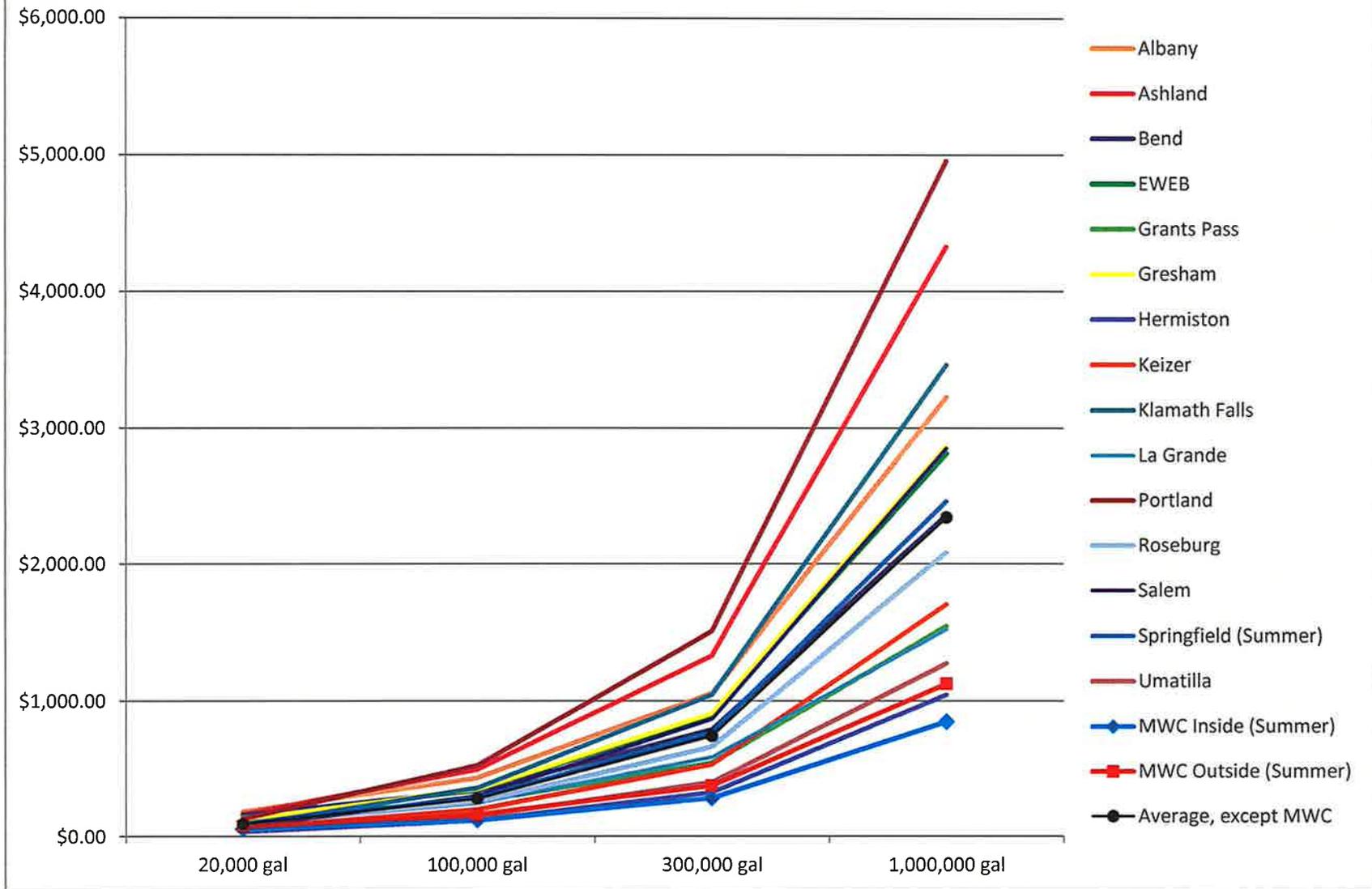
Averages do not include:

* Medford Water Commission rates

** Clackamas River WD, Hillsboro and Tualatin Valley WD; cannot compute charges, as their rates are based on usage over winter or annual averages for each account.

CITY				
	20,000 gal	100,000 gal	300,000 gal	1,000,000 gal
CENTRAL POINT	\$68.35	\$219.14	\$596.12	\$1,915.55
EAGLE POINT	\$60.08	\$339.68	\$1,051.68	\$3,543.68
JACKSONVILLE	\$70.56	\$219.22	\$590.85	\$1,891.57
PHOENIX	\$66.35	\$265.65	\$743.65	\$2,416.65
TALENT	\$174.85	\$562.85	\$1,532.85	\$4,927.85
AVERAGE	\$88.04	\$321.31	\$903.03	\$2,939.06

April 2015 Commercial Rate Comparison



COMMERCIAL WATER CHARGES - APRIL 2015

2"Meter, No Elevation Charges
(Based on a Monthly Billing Cycle)

MEDFORD WATER COMMISSION: (Inside Customers)

Base charge:		\$38.34	
WINTER Volume charge:	> 0 gal		\$0.60 / 1,000 gal
SUMMER Volume charge:	> 0 gal		\$0.81 / 1,000 gal

MEDFORD WATER COMMISSION: (Outside Customers)

Base charge:		\$54.77	
WINTER Volume charge:	> 0 gal		\$0.86 / 1,000 gal
SUMMER Volume charge:	> 0 gal		\$1.07 / 1,000 gal

CENTRAL POINT:

Base charge:		\$30.65	
Volume charge:	> 0 cu ft	\$1.41 / ccf, or	\$1.88 / 1,000 gal

EAGLE POINT:

Base charge:		\$14.88	
Volume charge:	0 -- 10,000 gal		\$2.00 / 1,000 gal
	11,000 -- 20,000 gal		\$2.52 / 1,000 gal
	21,000 -- 30,000 gal		\$3.04 / 1,000 gal
	> 30,000 gal		\$3.56 / 1,000 gal

JACKSONVILLE:

Base charge:		\$33.40	
Volume charge:	> 0 cu ft	\$1.39 / ccf, or	\$1.86 / 1,000 gal

PHOENIX:

Base charge:		\$34.00	
Volume charge:	0 -- 5,000 gal	Included in the base rate	
	6,000 -- 10,000 gal		\$1.91 / 1,000 gal
	10,000 -- 50,000 gal		\$2.28 / 1,000 gal
	> 50,000 gal		\$2.39 / 1,000 gal

TALENT:

Base charge:		\$96.00	
Volume charge:	0 -- 3,000 gal	Included in the base rate	
	4,000 -- 6,000 gal		\$4.05 / 1,000 gal
	6,001 -- 9,000 gal		\$4.45 / 1,000 gal
	> 9,000 gal		\$4.85 / 1,000 gal

ALBANY

Base charge:		\$95.56	
Volume charge:	0 -- 2,500 cu ft (18,700 gal)	\$3.35 / ccf, or	\$4.48 / 1,000 gal
	2,501 -- 5,000 cu ft (37,400 gal)	\$2.44 / ccf, or	\$3.26 / 1,000 gal
	> 5,000 cu ft	\$2.32 / ccf, or	\$3.10 / 1,000 gal

ASHLAND:

Base charge:		\$80.22	
Volume charge:	0 -- 50,000 cu ft (374,000 gal)	\$3.12 / ccf, or	\$4.17 / 1,000 gal
	> 50,000 cu ft	\$3.21 / ccf, or	\$4.29 / 1,000 gal

BEND:

Base charge:	\$120.30		
Volume charge:	0 -- 400 cu ft (2,992 gal)	Included in the base rate	
	> 400 cu ft	\$1.68 / ccf, or	\$2.25 / 1,000 gal

CLACKAMAS RIVER WATER: (Bill bi-monthly; rates prorated to monthly for comparison purposes)

Base charge:	\$46.54		
Volume charge:	< 1.5 x Winter volume	\$2.33 / ccf, or	\$3.11 / 1,000 gal
	> 1.5 x Winter volume	\$2.91 / ccf, or	\$3.89 / 1,000 gal

CORVALLIS:

Base charge:	\$84.62		
Volume charge:	> 0 cu ft	\$1.15 / ccf, or	\$1.54 / 1,000 gal

EUGENE WATER & ELECTRIC BOARD:

Base charge:	\$72.11		
Volume charge:	> 0 gal	\$2.745 / 1,000 gal	

HILLSBORO (Commercial Rates; Industrial Rates are different)

Base charge:	\$112.04		
Volume charge:	< Winter average	\$1.92 / ccf, or	\$2.57 / 1,000 gal
	> Winter average	\$2.70 / ccf, or	\$3.61 / 1000 gal

GRESHAM: (Bill bi-monthly; rates prorated to monthly for comparison purposes)

Base charge:	\$70.19		
Volume charge:	> 0 cu ft	\$2.09 / ccf, or	\$2.79 / 1,000 gal

GRANTS PASS:

Base charge:	\$115.38		
Volume charge:	> 0 cu ft	\$1.07 / ccf, or	\$1.43 / 1,000 gal

HERMISTON:

Base Charge:	\$16.48		
Volume Charge:	0 -- 3,000 gal	Included in the base rate	
	3,001 -- 13,000 gal	\$1.25 / 1,000 gal	
	> 13,000 gal	\$1.03 / 1,000 gal	

KEIZER: (Bill bi-monthly; rates prorated to monthly for comparison purposes)

Base charge:	\$31.10		
Volume charge:	> 0 cu ft	\$1.25 / ccf, or	\$1.67 / 1,000 gal

KLAMATH FALLS:

Base charge:	\$12.82		
Volume charge:	> 0 cu ft	\$2.58 / ccf, or	\$3.45 / 1,000 gal

LA GRANDE:

Base charge:	\$95.42		
Volume charge:	0 -- 2,600 cu ft (19,488 gal)	Included in the base rate	
	2,601 -- 7,600 cu ft (56,848 gal)	\$1.54 / ccf, or	\$2.06 / 1,000 gal
	7,601 -- 52,600 cu ft (393,448 gal)	\$1.27 / ccf, or	\$1.70 / 1,000 gal
	52,601 -- 152,600 cu ft (1,141,448 gal)	\$0.96 / ccf, or	\$1.28 / 1,000 gal
	> 152,600 cu ft	\$0.80 / ccf, or	\$1.07 / 1,000 gal

PORTLAND:

Base charge: **\$33.40**

Volume charge: > 0 cu ft \$3.682 / ccf, or **\$4.92 / 1,000 gal**

ROSEBURG: (Bill bi-monthly; rates prorated to monthly for comparison purposes)

Base charge: **\$52.78**

Volume charge: > 0 cu ft \$1.52 / ccf, or **\$2.03 / 1,000 gal**

SALEM:

Base charge: **\$15.75**

Volume charge: > 0 cu ft \$2.12 / ccf, or **\$2.83 / 1,000 gal**

SPRINGFIELD

Base charge: **\$53.70**

WINTER Volume charge: 0 -- 1,300 cu ft (9,720 gal) \$1.575 / ccf, or **\$2.11 / 1,000 gal**
> 1,300 cu ft \$1.702 / ccf, or **\$2.28 / 1,000 gal**

SUMMER Volume charge: 0 -- 1,300 cu ft (9,720 gal) \$1.575 / ccf, or **\$2.11 / 1,000 gal**
1,301--10,000 cu ft (74,800 gal) \$1.728 / ccf, or **\$2.31 / 1,000 gal**
> 10,000 cu ft \$1.809 / ccf, or **\$2.42 / 1,000 gal**

TUALATIN VALLEY WATER DISTRICT:

Base charge: **\$24.81**

Volume charge: < 1.4 X 12 month average \$3.05 / ccf, or **\$4.08 / 1,000 gal**
> 1.4 X 12 month average \$4.35 / ccf, or **\$5.82 / 1,000 gal**

UMATILLA:

Base charge: **\$24.31**

Volume charge: > 0 gal **\$1.25 / 1000 gal**
