

**CITY OF CENTRAL POINT  
City Council Meeting Agenda  
June 23, 2016**

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

**City Council**

**Mayor**  
Hank Williams

**Ward I**  
Bruce Dinger

**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**  
Steven Weber,  
Director

**Human Resources**  
Elizabeth Simas,  
Director

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

**Police**  
Kris Allison Chief

Next Res. 1462  
Next Ord. 2028

**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 - 8 | A. Approval of June 9, 2016 Council Minutes                       |
| 9          | B. Approval of Street Closures for DARE Cruise on August 6, 2016  |
| 10         | C. Authorization to Cancel the July 14, 2016 City Council Meeting |
| 11         | D. Approval of Maker Space Letter of Support                      |

**VII. ITEMS REMOVED FROM CONSENT AGENDA**

**VIII. PUBLIC HEARING, ORDINANCES, AND RESOLUTIONS**

- |         |   |
|---------|---|
| 13 - 30 | A. Public Hearing and First Reading, An Amending Central Point Municipal Code Chapter 17 Zoning Sections to Better Define Signs, Clarify Permitted Uses in the C-N District and Eliminate Redundancy in Parking Requirements between Zoning and Building Codes (Humphrey) |
| 32 - 33 | B. Resolution No. _____, Scheduling Biennial Election of Central Point City Officers on November 8, 2016 (Clayton)  |
| 35 - 39 | C. Resolution No. _____, A Resolution Adopting General Procedures for Fiscal year 2016-2017 (Clayton)   |

- 41 - 45 D. Resolution No. \_\_\_\_\_, Approving An Intergovernmental Agreement Between the City of Central Point and the City of Talent for Information Technology Support Services (Richmond)
- 47 - 49 E. Resolution No. \_\_\_\_\_, A Resolution Extending Workers' Compensation Coverage to Volunteers of the City of Central Point (Simas)
- 51 - 53 F. Resolution No. \_\_\_\_\_, Revising the Classification Pay Plan (Simas)
- 55 - 58 G. Resolution No. \_\_\_\_\_, A Resolution Revising Miscellaneous Water Fee Schedule (Samitore)
- 60 - 62 H. Resolution No. \_\_\_\_\_, A Resolution Updating the Regulations for Special Events in City Parks (Samitore)

**IX. BUSINESS**

- 64- 83 A. Discussion of Legislative Priorities (Clayton)
- 85- 86 B. Discussion of Chronic Nuisance at 75 Bush Street (Allison)

**X. MAYOR'S REPORT**

**XI. CITY MANAGER'S REPORT**

**XII. COUNCIL REPORTS**

**XIII. DEPARTMENT REPORTS**

**XIV. EXECUTIVE SESSION**

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.

**XV. ADJOURNMENT**

Individuals needing special accommodations such as sign language, foreign language interpreters or equipment for the hearing impaired must request such services at least 72 hours prior to the City Council meeting. To make your request, please contact the City Recorder at 541-423-1026 (voice), or by e-mail at: [Deanna.casey@centralpointoregon.gov](mailto:Deanna.casey@centralpointoregon.gov).

Si necesita traductor en español o servicios de discapacidades (ADA) para asistir a una junta publica de la ciudad por favor llame con 72 horas de anticipación al 541-664-3321 ext. 201

# Consent Agenda

**CITY OF CENTRAL POINT**  
**City Council Meeting Minutes**  
**June 9, 2016**

**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: Allen Broderick, Bruce Dingler, Brandon Thueson, Tanea Browning, Rick Samuelson, and Mike Quilty were present.

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

**IV. PUBLIC APPEARANCES**

Debbie Saxbury – Resident

Ms. Saxbury presented an idea for Neighbors Helping Neighbors. She asked the Council to approve a Proclamation designating June 25<sup>th</sup> and 26<sup>th</sup> as Neighbors Helping Neighbors day in the City of Central Point. The idea is for neighbors to offer to help those who are not able to do projects around their home. She does not plan to take a list of people who are willing to help or those needing help. The idea is to get people to know each other in their own neighborhoods.

Mayor Williams stated that the Proclamation would be included with the Consent Agenda tonight.

**V. SPECIAL PRESENTATION – School District No. 6**

School District No. 6 Superintendent Samantha Steele presented an idea for Crater Iron Works – A Maker's Space. The District would like to begin this program in Central Point. They are asking the City for a letter of support for this School District/Community project. They are only asking the City for a Letter of Support so they can get funds to help purchase the building where they would like to put the Maker's Space. She did state that they may approach the city to help financially at a later date.

**Mike Quilty moved to authorize a letter of support by the city of Central Point for the Iron Works – A Maker's Space for School District No. 6.** Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

## **VI. CONSENT AGENDA**

- A. Approval of May 26, 2016 City Council Minutes
- B. Appointment of Multicultural Committee Members
- C. Approval of Proclamation Designating June 25<sup>th</sup> and 26<sup>th</sup> as Neighbor's Helping Neighbor's day in Central Point

**Mike Quilty moved to approve the Consent Agenda with the addition of the Proclamation for Neighbor's Helping Neighbor's.** Tanea Browning seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

## **VII. ITEMS REMOVED FROM CONSENT AGENDA - None**

## **VIII. PUBLIC HEARINGS, ORDINANCES AND RESOLUTIONS**

- A. **Resolution No. 1462, A Resolution Ratifying the Police Collective Bargaining Agreement and Authorizing the Mayor and City Manager to sign the Agreement**

City Manager Chris Clayton stated that the Police Bargaining unit ratified a three year Police Collective Bargaining Agreement. The negotiated agreement consists of a three year contract with a 2.5% increase applied to the pay scale on July 1, 2016, a 3% increase applied to the pay scale on July 1, 2017 and the addition of a Step G effective September 1, 2018. Other changes to the agreement include language providing shift bidding based on seniority, no pyramiding language of hours, employees are eligible for overtime when working on a scheduled day off, any cash-outs are to be paid on a regular paycheck and employees shall be paid out for all vacation leave upon termination, sick leave language was updated to comply with Oregon leave laws, and training travel time was changed to be consistent with federal law. Boot allowance for officers was increased by \$100. Police Support Specialists uniform pant/shoe will receive a one-time payment of \$300 for the duration of the contract in lieu of reimbursements which did not have a capped amount. This is approximately an 8.3% increase to the budget for the three year contract. These changes fit into the current budget outline.

**Bruce Dingler moved to approve Resolution No. 1462, A Resolution Ratifying the Police Collective Bargaining Agreement and Authorizing the Mayor and City Manager to sign the Agreement.** Rick Samuelson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Tanea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

## **IX. BUSINESS**

- A. **Battle of the Bones at the Harvest Fair**

Parks and Public Works Director Matt Samitore explained that staff has reached a tentative agreement with the Jackson County Expo to host Battle of the Bones BBQ competition at the 2016 Harvest Festival. City staff would only be responsible for running the BBQ portion of the event for two days. It will be a non-sanctioned event with limited teams and hours.

The current budget has \$100,000 budgeted for Battle of the Bones. The current plans would only be half that amount. The City would be responsible for sponsorship of \$5,000 for the kid's zone. City staff would have limited involvement in other aspects of the harvest festival. We would not be involved in any of the alcohol competition or vendor booths. There will be expenses involved in Marketing, tickets for the BBQ competition, prize money/trophies, and meat. We are considering increasing our sponsorship in order to allow the use of the BOB logo on the beer and wine glasses so that citizens can continue to collect the glasses.

There was discussion about the increase in tasting tickets for the BBQ event, and including staff time in the cost analysis for the event. The Council supports increasing the cost of the BBQ tickets with the additional funds going to the Parks and Rec Foundation.

Staff received direction from the Council to continue with the BOB event at the Harvest Festival.

#### **B. Discussion regarding Alcohol in City Parks**

Mr. Samitore explained that there have been several inquiries to have events at City parks with alcohol to include hard liquor. Currently we have only had requests for Beer and Wine. Staff would like clarification from Council regarding events that provide hard liquor on city property. Staff has done some research with several Oregon communities who have elected to make changes to their alcohol policies limiting the type of alcohol at special events. Staff is recommending adopting a policy from the City of Salem which limits alcohol to table wines and malt beverages with an alcohol content of 14 percent or less and packaged in less than kegs.

City Attorney Sydnee Dryer is concerned that our liability would be higher if we specify the type of alcohol allowed and are not present to enforce it. There was discussion about Police patrolling areas when we are aware of alcohol being served. We could add to our event permit that an event having over 200 participants would need extra security, either by the Central Point Police or a private security company. Either way the organizers would be responsible for paying for the extra security.

There was discussion to limit alcohol events to Twin Creeks Park. Mr. Samitore stated that staff will return with an updated event permit with language about providing security.

#### **C. Award Contract for Skyrman Park Arboretum**

Mr. Samitore explained that after reviewing the original bid it was decided to eliminate the wrought iron fence, dropping the bid price to \$250,000. The Oregon Community Foundation has committed \$150,000 to the project. In order to make up the remainder amount City will shift funds from the Willie Mott Park Playground rehab project and from the Jewett School Water Quality Swale project to make up the balance.

Knife River has informed the city it can start construction June 20, 2016 with an anticipated completion date of September 1, 2016.

**Mike Quilty moved to award the contract to Knife River Materials, Inc. to construction Skyрман Park Arboretum.** Brandon Thueson seconded. Roll call: Hank Williams, yes; Bruce Dingler, yes; Taneea Browning, yes; Brandon Thueson, yes; Allen Broderick, yes; Rick Samuelson, yes; and Mike Quilty, yes. Motion approved.

#### **D. Discussion regarding Miscellaneous Water Fee Options**

Mr. Samitore explained that the city has been approached by property owners who currently do not have city water. They are interested in a financing option for hooking up to city water. The City waterline is located in front of their property.

He explained the current fees to hook up to city water can total \$6,226. The owners have expressed interest in a city financed option. The Medford Water Commission SDC fee cannot be financed, which leaves the option of financing \$4,502. The City Finance Department has come up with payment options for the fee which would be approximately \$150 per month.

There has also been an increase in the requests from outside organizations hauling water. The City would like to have a uniform way of maintaining the meters and a standard system. Staff is recommending that if any new hauler would like to be setup in the City they pay an upfront fee of \$3,000 to obtain the correct meter and are assigned a location for each hauler.

The Central Point Municipal Code states that water rates shall only be reviewed annually. City Council has authority to review and amend the fees, or wait until the next adjustment in January 2017. Staff would like to return with a Resolution to amend the miscellaneous fee line of the Water Rate Resolution.

There was discussion regarding the residents financing the hook-up fees with the city. Would we have the authority to shut off water if they do not pay the hook-up fees but continue to pay their water bill fee. Staff will review the Municipal Code to assure that we have authority to lien the property or disconnect water if the property has agreed to financing options with the City.

Council Directed Mr. Samitore to return with a Resolution Revising the miscellaneous water fee structure.

**E. Introduction of Conceptual Land Use and Transportation Plan for CP-3**

Community Development Director Tom Humphrey explained the Urban Reserve area by the Jackson County Expo. This area is referred to as CP-3. The Conceptual Land Use plan has been discussed by the Planning Commission, and Citizens Advisory Commission. There are still several public meetings for input regarding the conceptual land use plan.

The City has agreed to an employment/open space split in the Regional Plan. There will be 15 Acres that can be considered for employment under the regional plan and 21 acres for open space. The City should also advocate for 1.88 acres of residential given the existence of multi-and single family homes between Gebhard Road and Bear Creek. If pursued, the question is whether to take residential acreage out of the employment total or the open space total.

The City Council will need to review the preferred circulation plan, and identify preferred land use scenarios. Staff will be returning with different scenarios and additional input from the MPO, DLCD and ODOT.

**F. Planning Commission Report**

Mr. Humphrey presented the Planning Commission Report from June 7, 2016:

- The Commission approved amendments to the zoning code relative to signs, accessible parking and permitted uses in the Neighborhood Commercial (C-N) Zoning District.
- The Commission was informed of the status of the LUBA appeal for Costco Conditional Use Application.
- The Commission was informed about pending open houses for the East Pine Street Streetscape Engineering plans.
- The Commission was informed about the temporary permits that have been issued for Rogue Valley Jet-Boat Excursions and the Buttercloud Mobile Food Truck on Highway 99.

**X. MAYOR'S REPORT**

Mayor Williams reported that he:

- Attended the ribbon cutting ceremony and grand opening for The Perk on Pine Street, and Rogue Jet Boats on Front Street.
- Attended the Rodeo Sponsor Dinner and Rodeo on Friday night.
- Is looking forward to having the new event Country Crossings at the Expo in 2017.

**XI. CITY MANAGER'S REPORT**

City Manager Chris Clayton reported that:

- There has been some discussion regarding the score board sign upgrade at Crater. If Council is approached the code amendments should be finalized in July.
- The City has received plans for a new memory care facility in Twin Creeks.
- He will be providing an update on real estate figures in Central Point in his weekly report.
- One of the properties in the Snowy Butte Lane LID is in the process of being sold. This is the largest parcel with an unpaid balance.
- There will be an article in the city newsletter regarding where Central Point Citizens taxes go.

## **XII. COUNCIL REPORTS**

Council Member Allen Broderick had no report.

Council Member Tanea Browning reported that she attended:

- A very enjoyable Memorial Day ceremony at Don Jones Memorial Park.
- The ribbon cutting at the Fire District simulation house in White City.
- The 10 year celebration of the RCC Table Rock Campus.
- The Sponsor dinner and rodeo last week.
- The Lamb Fair at the Expo.
- The Ribbon cutting for the Rogue Jet Boat Adventures. They will be hosting Greeters on June 21<sup>st</sup> at 8:30.
- The press conference for the Country Crossings Country Music Festival. The show will be in July 2017.
- A Second Saturday Market will be this weekend from 10 – 2 in Pfaff Park.

Council Member Bruce Dingler had no report.

Council Member Rick Samuelson reported that he attended the ribbon cutting ceremony for the Rogue Jet Boat Adventures.

Council Member Brandon Thueson had no report.

Council Member Mike Quilty reported that:

- He attended the Rodeo and concert on Thursday evening.
- He attended a meeting at the Region Headquarters for ODOT to look at where the region will want to spend 5.2 million dollars.
- He attended a Clean Cities meeting.

## **XIII. DEPARTMENT REPORTS**

Parks and Public Works Director Matt Samitore had nothing additional to report.

Police Chief Kris Allison reported that we are having problems with 75 Bush Street. Staff will be asking for approval to clean up the property and place a lien at the next council meeting.

Finance Director Steven Weber reported that he is getting acquainted with his new duties with the City.

Community Development Director Tom Humphrey reported that we have been seeing a lot of activity in regards to new construction of the last few weeks.

**XIV. EXECUTIVE SESSION – ORS 192.660(2)(h) Legal Counsel**

**Tanea Browning moved to adjourn into Executive Session under ORS 192.660 (2)(h) Legal Counsel.** Mike Quilty seconded, all said “aye” and the Council Meeting was adjourned into Executive Session at 9.25 p.m.

Council returned to regular session at 9:29 p.m. No other business was discussed.

**XV. ADJOURNMENT**

Rick Samuelson moved to adjourn, Brandon Thueson seconded, all said “aye” and the Council Meeting was adjourned at 9:30 p.m.

The foregoing minutes of the June 9, 2016, Council meeting were approved by the City Council at its meeting of June 23, 2016.

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 Officer JR Godley  
Date: 06/17/2016  
Re: Close down E. Pine St from Hwy 99 to N. 10<sup>th</sup> St

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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 10<sup>th</sup> St. between 1700 and 2200 hours on August 6<sup>th</sup> 2016, Saturday for the 18<sup>th</sup> 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,

JR Godley

Police Officer

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# Staff Report



Administration Department  
Chris Clayton, City Manager  
Deanna Casey, City Recorder

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TO: Honorable Mayor and City Council  
FROM: Deanna Casey, City Recorder  
SUBJECT: Cancellation of July 14, 2016 Council Meeting  
DATE: June 23, 2016

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## **July 14, 2016 Meeting Cancellation**

The Oregon City/County Manager's Conference is July 12 – 15 in Bend. Staff is recommending cancellation of the July 14, 2016 Council Meeting.

### **RECOMMENDED MOTION:**

Approve the Consent agenda as presented.

City of Central Point, Oregon

140 S 3rd Street, Central Point, OR 97502

541.664.3321 Fax 541.664.6384

[www.centralpointoregon.gov](http://www.centralpointoregon.gov)



Administration

Chris Clayton, City Manager

Deanna Casey, City Recorder

Sydnee Dreyer, City Attorney

June 23, 2016

Ms. Samantha Steele, Administrator

School District 6

300 Ash Street

Central Point, OR 97502

Dear Samantha:

I am writing this letter on behalf of the City to confirm the Council's support for developing the *Crater Iron Works – Maker's Space* in Central Point. Your preliminary conversations with City staff and your presentation to the City Council have convinced us of the huge potential for this concept and its ultimate success in the community.

The City has historically supported visionary planning projects and innovative business development concepts. The idea of providing tools and equipment required to design, prototype and manufacture virtually anything under one roof and in proximity to Crater High School has captured our enthusiastic attention. Our staff has been directed to work collaboratively with you in moving your project through the Citizen's Advisory Committee (CAC) and the Planning Commission review process.

We view the addition of the Crater Iron Works – Maker's Space as a significant opportunity for vocational training and entrepreneurial inspiration that will not only benefit the School District but also the businesses and citizens of Central Point. The potential for a regularly occurring Farmer's and Artisan Market is also something the City will actively support. Central Point's past strategic planning substantiates the local area interest for all of the uses and opportunities that characterized in your proposal.

The City welcomes the proposal of the School District and invites your planning and building application(s) when you reach that point. We understand that the success of your proposal is contingent upon your ability to gain public support and raise funds to acquire property. The City will await the outcome of your efforts. In the meantime we stand ready to assist you in whatever way we can.

Sincerely yours,

Chris Clayton  
City Manager

# **Ordinance**

## **Chapter 17 Code Amendments**



**STAFF REPORT**

June 23, 2016

**AGENDA ITEM: File No. 16011**

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Consideration of miscellaneous amendments to the City's Zoning Ordinance (Sections 17.08.410 TOD Definitions; 17.32.020 Neighborhood Commercial (C-N) District Permitted Uses; 17.64.040(C), Off-Street Parking Requirements - Accessible Parking; and 17.67.050(M), TOD Site Design Standards - Signs.

**Applicant:** City of Central Point

**STAFF SOURCE:**

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Tom Humphrey AICP, Community Development Director

**BACKGROUND:**

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The purpose of the proposed amendments are to modify the following code sections:

- 17.08.410 (H. Sign-Related Definitions), TOD District and Corridor Definitions and Uses by adding definitions for “Reader Board” and “Scoreboard”. Currently, the zoning code (17.67.050(M)(4). Prohibited Signs) prohibits Reader Boards, but does not define what constitutes a Reader Board. This proposed amendment is for clarification.

The question of allowing an electronic scoreboard at Crater High School has been asked. Currently, the zoning code does not define scoreboards and as such they are prohibited. The proposed amendment provides a definition of scoreboard thus acknowledging scoreboards as a type of sign, which then may, or may not be allowed elsewhere in the zoning ordinance.

- 17.32.020, C-N District Permitted Uses; modifies and removes restrictions placed on eating and drinking establishments in the Neighborhood Commercial (C-N) zoning district. Convenience stores in this zoning district are allowed the sale of beer and wine and an argument can be made that an eating establishment in this commercial zone should have the same privilege. Additionally, small craft breweries have expressed the desire to locate in Central Point in this zone.
- 17.64.040, (C. Accessible Parking Requirements), Off-Street Parking Requirements by replacing zoning language and Table 17.64.03 with standards in the Oregon Structural Specialty Code. The Building Division implements and regulates Accessible (ADA) Parking Requirements and it is not necessary to repeat these standards in the zoning code. This also removes the possibility of error or the inconvenience of updating the land use code when changes are made to standards in the Specialty Code.

- 17.67.050(M. Signs), Site Design Standards. This proposed amendment updates the table in Section M (17.67.050(1)) and subsections 1-4, establishing standards for signs in the TOD district or corridor. Revisions are made to accommodate scoreboards in the Civic zoning district, improve building/sign proportionality and to clarify uses of temporary signs such as A-frame signs and commercial banners.

## **ISSUES:**

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The Planning Commission was presented with selected changes to Chapter 17 to either clarify definitions and uses in the code or to update it and make the document consistent with the state building code. Changes proposed in Chapter 17.08.410(H) and Chapter 17.67.050(M) are intended to address ‘scoreboards’ in the Civic zoning district but also to make changes to sign standards in general, following focus group discussions with local sign makers.

Proposed changes address sign and letter dimensions and the way those dimensions are calculated. Sidewalk “A-Board” Signs and banners are proposed to be removed from the prohibited signs list and allowed with conditions. External illumination language is expanded to reflect what new businesses in the TOD have been allowed to do with ‘back lit’ or ‘halo’ lighting.

Changes in the Neighborhood Commercial zoning district (Chapter 17.32.020) are intended to relax outdated standards and permit restaurants which may choose to serve alcohol. There are several examples of family oriented restaurants in Central Point (Abby’s, Bobbio’s, etc.) that are in the vicinity of residential neighborhoods and serve wine and beer. The existing language in the code does not permit this in the C-N District. According to the Sustainable City Network e-newsletter, *“The neighborhood pub ... is coming back as millennials ditch their cars and demand amenities of urban life that include shopping, restaurants and bars within walking distance of their high-density homes.”*

Changes that are proposed in Chapter 17.64.040(C ) simply replace zoning code language with references to the Oregon Structural Specialty Code and its language which is applied and enforced by the Building Division.

## **FINDINGS:**

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The Planning Commission, when initiating amendments to the municipal code, makes their recommendation to the City Council in the form of a resolution. Findings and conclusions for arriving at their recommendation can be found in Attachment B. The Commission’s Resolution (831) is included as Attachment C.

## **EXHIBITS/ATTACHMENTS:**

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Attachment “A” – Planning Commission Resolution 831.

Attachment “B” – Findings of Fact and Conclusions of Law.

Attachment “C” – Ordinance No. \_\_\_ An Ordinance Amending Central Point Municipal Code Chapter 17 Zoning Sections to Better Define Signs, Clarify Permitted Uses in the C-N District and Eliminate Redundancy in Parking Requirements Between the Zoning and Building Codes.

## **ACTION:**

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Consider proposed zoning amendments and 1) forward the ordinance to a second reading, 2) make revisions and forward the ordinance to a second reading or 3) deny the ordinance.

## **RECOMMENDATION:**

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Discuss ordinance proposal and forward ordinance and amendments to a second reading.

**PLANNING COMMISSION RESOLUTION NO. 831**

**A RESOLUTION APPROVING MISCELLANEOUS AMENDMENTS TO TITLE 17 ZONING**

**FILE NO. 15016**

Applicant: City of Central Point

**WHEREAS**, on June 7, 2016 the Planning Commission, at a duly scheduled public hearing, considered minor amendments to Chapter 17 Zoning of the Central Point Municipal Code (“CPMC”) as follows, and as specifically identified in Attachment “A – Staff Report dated June 7, 2016):

1. Section 17.08.410 TOD District and Corridor Definitions and Use, specific;
2. Section 17.32.020 C-N, Neighborhood Commercial District, Permitted Uses;
3. Section 17.64.040 (C) Off-Street Parking and Loading, Accessible Parking Requirements; and
4. Section 17.67.050 (M) Design Standards for TOD, Site Design Standards, Signs.

**WHEREAS**, it is the finding of the Planning Commission that the above referenced code amendments only serve to clarify administration of Chapter 17 and as such are considered minor amendments and as such do not alter current land use policy or modify standards.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Central Point Planning Commission, by this Resolution No. 831, does hereby forward a favorable recommendation to the City Council to approve the amendments as set forth in the Staff Report dated June 7, 2016 attached hereto by reference as Exhibit “A” and incorporated herein.

**PASSED** by the Planning Commission and signed by me in authentication of its passage this 7<sup>th</sup> day of June 2016.

\_\_\_\_\_  
Planning Commission Chair

ATTEST:

\_\_\_\_\_  
City Representative  
Approved by me this 7<sup>th</sup> day of June 2016.

**FINDINGS OF FACT  
AND  
CONCLUSIONS OF LAW  
File No: 16011**

**INTRODUCTION**

The text amendments to Sections 17.08.410; 17.32.020; 17.64.040 and 17.67.050 constitute major text amendments to the Central Point Municipal Code because they are legislative policy decisions and not an application of policy to a specific development application. The amendments are intended to add clarity in some sections and remove redundancy in others.

These findings are prepared in four (4) parts to address the statewide planning goals, the applicable elements of City's Comprehensive Plan, public facilities and the Transportation Planning Rule as required by CPMC 17.05.500 and 17.10.600.

**PART 1 CPMC LEGISLATIVE AMENDMENT**

**17.10.200 Legislative amendments.**

*Legislative amendments are policy decisions made by city council. They are reviewed using the Type IV procedure in Section 17.05.500 and shall conform to the statewide planning goals, the Central Point comprehensive plan, the Central Point zoning ordinance and the transportation planning rule provisions in Section 17.10.600, as applicable.*

**Finding:** The Central Point Planning Commission initiated the proposed code amendments by resolution to clarify language in the zoning chapter relative to signs in the TOD district; permitted uses in the C-N, Neighborhood Commercial district and requirements for Accessible Parking.

**Conclusion:** A text amendment is reviewed as a Type IV, Legislative decision.

**17.05.500 Type IV procedure (legislative).**

*G. Decision-Making Criteria. The recommendation by the planning commission and the decision by the city council shall be based on the following factors:*

- 1. Whether the request is consistent with the applicable statewide planning goals;*
- 2. Whether the request is consistent with the comprehensive plan; and*
- 3. If the proposed legislative change is particular to a particular site, the property and affected area is presently provided with adequate public facilities, services and transportation networks to support the use, or such facilities, services and transportation networks are planned to be provided concurrently with the development of the property.*

**PART 2 STATEWIDE PLANNING GOALS:**

**17.05.500 G. 1.** *Whether the request is consistent with the applicable statewide planning goals;*

**GOAL 1. CITIZEN INVOLVEMENT** - *To develop a citizen involvement program that insures the opportunity for citizens to be involved in all phases of the planning process.*

**Finding, Goal 1:** The proposed text amendment does not enhance, or detract, from citizen participation in the City's planning process. A duly noticed public hearing is scheduled for June 7, 2016 to review the proposed text amendment.

**Conclusion, Goal 1:** Consistent.

**GOAL 2. LAND USE PLANNING** - *To establish a land use planning process and policy framework as a basis for all decision and actions related to use of land and to assure an adequate factual base for such decisions and actions.*

**Finding Goal 2:** Element I of the Central Point Comprehensive Plan addresses the Goal 2 requirement that plans and implementing ordinances be revised on a periodic cycle to take into account changing public policies, community attitudes and other circumstances; as such the proposed code amendment provides a process and policy framework as a basis for land use decisions.

**Finding Goal 2:** The proposed text amendment is in accordance with CPMC Section 17.10.200 and therefore, does not modify or otherwise affect the City's planning process as set forth in the Comprehensive Plan. The proposed text amendments serve to provide clarity and design flexibility and are complimentary to the policy direction of the use of both mixed-use zoning and conventional zoning.

**Conclusion Goal 2:** Consistent.

**Goal 3. AGRICULTURAL LANDS** - *To preserve and maintain agricultural lands.*

**Finding Goal 3:** The proposed text amendment does not involve, or otherwise affect lands designated for agricultural use.

**Conclusion Goal 3:** Not applicable.

**Goal 4. FOREST LANDS** - *To conserve forest lands by maintaining the forest land base and to protect the state's forest economy by making possible economically efficient forest practices that assure the continuous growing and harvesting of forest tree species as the leading use on forest land consistent with sound management of soil, air, water, and fish and wildlife resources and to provide for recreational opportunities and agriculture.*

**Finding, Goal 4:** The proposed text amendment does not involve, or otherwise affect lands designated for forest use.

**Conclusion, Goal 4:** Not applicable.

**GOAL 5. OPEN SPACE, SCENIC AND HISTORIC AREAS, AND NATURAL RESOURCES** - *To protect natural resources and conserve scenic and historic areas and open spaces.*

**Finding Goal 5:** The proposed text amendment does not involve, or otherwise affect lands designated as natural, scenic, or historic resources.

**Conclusion Goal 5:** Not applicable.

**GOAL 6. AIR, WATER, AND LAND RESOURCES QUALITY** - *To maintain and improve the quality of the air, water and land resources of the state.*

**Finding Goal 6:** The proposed text amendment does not involve, or otherwise affect regulations managing the quality of air, water and land resources.

**Conclusion Goal 6:** Not applicable.

**GOAL 7. AREAS SUBJECT TO NATURAL HAZARDS AND DISASTERS** - *To protect people and property from natural hazards.*

**Finding Goal 7:** The proposed text amendment does not involve, or otherwise affect regulations protecting the citizens of Central Point from natural hazards.

**Conclusion Goal 7:** Consistent.

**GOAL 8. RECREATION NEEDS** - *To satisfy the recreational needs of the citizens of the state and visitors and, where appropriate, to provide for the siting of necessary recreational facilities including destination resorts.*

**Finding Goal 8:** The proposed text amendment does not involve, or otherwise affect the City's provision of necessary recreational facilities.

**Conclusion Goal 8:** Not applicable.

**GOAL 9. ECONOMY OF THE STATE** - *To provide adequate opportunities throughout the state for a variety of economic activities vital to the health, welfare, and prosperity of Oregon's citizens.*

**Finding Goal 9:** The proposed text amendments do not alter the City's provision of adequate economic opportunities. The text amendment as a choice, affords design options that can be better suited to the city and the available market.

**Conclusion Goal 9:** Consistent.

**GOAL 10. HOUSING** - *To provide for the housing needs of citizens of the state.*

**Finding Goal 10:** Aside from providing a choice of existing and adopted development standards, the proposed text amendment does not involve, or otherwise affect regulations that address the City's housing needs.

**Conclusion Goal 10:** Consistent.

**GOAL 11. PUBLIC FACILITIES AND SERVICES** - *To plan and develop a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.*

**Finding Goal 11:** The proposed text amendment does not involve, or otherwise affect the City's provision of timely, orderly and efficient public facilities and services. The proposed text amendment does not cause an increase in the demand for public facilities. Water service is available within the City.

**Conclusion Goal 11:** Consistent.

**GOAL 12. TRANSPORTATION** - *To provide and encourage a safe, convenient and economic transportation system.*

**Finding Goal 12:** The proposed text amendment does not involve, or otherwise affect the City of Central Point Transportation System Plan or modify CPMC Section 17.05.900, Traffic impact analysis.

**Conclusion Goal 12:** Consistent.

**GOAL 13 ENERGY** - *To conserve energy.*

**Finding Goal 13:** The proposed text amendment does not involve, or otherwise affect and development standards or regulations that address conservation of energy.

**Conclusion Goal 13:** Not applicable.

**GOAL 14. URBANIZATION** - *To provide for an orderly and efficient transition from rural to urban land use, to accommodate urban population and urban employment inside urban growth boundaries, to ensure efficient use of land, and to provide for livable communities.*

**Finding Goal 14:** The proposed text amendment does not involve, or otherwise affect, regulations addressing and regulating the transition from rural to urban lands.

**Conclusion Goal 14:** Not applicable.

### **PART 3 CITY OF CENTRAL POINT COMPREHENSIVE PLAN**

**17.05.500 (G) (2)(m)** *The request is consistent with the Central Point comprehensive plan;*

**Finding:** The amendments to Sections 17.08.410; 17.32.020; 17.64.040 and 17.67.050 are consistent with CPMC and the comprehensive plan. This modification is complimentary to the policy direction of the use of both mixed-use zoning and conventional zoning.

**Conclusion:** Consistent

**1. Transportation**

**Finding:** The City of Central Point Transportation System Plan 2030 (TSP) replaces Chapter XI, Circulation/Transportation of the Comprehensive Plan. The TSP provides an inventory of the City’s existing transportation system, including street standards. This element of the Comprehensive Plan addresses Statewide Planning Goal 12, Transportation.

**Finding:** The proposed text amendment will not cause an increase in land uses that would result in levels of travel or access that would be inconsistent with the City’s functional street classification system for existing and planned transportation facilities.

**Conclusion:** Consistent

**PART 4 TRANSPORTATION PLANNING RULE**

**17.10.600 Transportation planning rule compliance.**

*Section 660-012-0060(1) Where an amendment to a functional plan, an acknowledged comprehensive plan, or a land use regulation would significantly affect an existing or planned transportation facility, the local government shall put in place measures as provided in section (2) of this rule to assure that allowed land uses are consistent with the identified function, capacity, and performance standards (e.g. level of service, volume to capacity ratio, etc.) of the facility. A plan or land use regulation amendment significantly affects a transportation facility if it would:*

- a) Change the functional classification of an existing or planned transportation facility;*
- b) Change standards implementing a functional classification system; or*
- c) As measured at the end of the planning period identified in the adopted transportation system plan:*
  - (A) Allow types or levels of land uses that would result in levels of travel or access that are inconsistent with the functional classification of an existing or planned transportation facility;*
  - (B) Reduce the performance of an existing or planned transportation facility below the minimum acceptable performance standard identified in the TSP or comprehensive plan; or*
  - (C) Worsen the performance of an existing or planned transportation facility that is otherwise projected to perform below the minimum acceptable performance standard identified in the TSP or comprehensive plan.*

**Finding 660-012-0060(1)(a):** The proposed text amendment serves to provide CPMC consistency, review process and measurable code standards. The proposed text amendment will not cause any changes to the functional classification of any existing or planned transportation facilities.

**Conclusion 660-012-0060(1)(a):** No significant affect.

**Finding 660-012-0060(1)(b):** The proposed text amendment serves to maintain the density standard of residential property consistent with the Comprehensive Plan. The proposed text amendment will not cause a change to standards implementing the City's transportation system.

**Conclusion 660-012-0060(1)(b):** No significant affect.

**Finding 660-012-0060(1)(c)(A):** The proposed text amendment will not cause an increase in land uses that would result in levels of travel or access that would be inconsistent with the City's functional street classification system for existing and planned transportation facilities.

**Conclusion 660-012-0060(1)(c)(A):** No significant affect.

**Finding 660-012-0060(1)(c)(B):** The proposed text amendment will not cause a reduction in the performance of any existing or planned transportation facilities below the minimum acceptable performance standard identified in the TSP or Comprehensive Plan.

**Conclusion 660-012-0060(1)(c)(B):** No significant affect.

**Finding 660-012-0060(1)(c)(C):** The proposed text amendment will not cause the worsening of an existing or planned transportation facility that is otherwise projected to perform below the minimum acceptable performance standard identified in the TSP or Comprehensive Plan.

**Conclusion 660-012-0060(1)(c)(C):** No significant affect.

**Summary Conclusion:** As proposed, the text amendments are in conformance with the acknowledged Comprehensive Plan, Transportation System Plan and Central Point Municipal Code.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING CENTRAL POINT MUNICIPAL CODE CHAPTER 17 ZONING SECTIONS TO BETTER DEFINE SIGNS, CLARIFY PERMITTED USES IN THE C-N DISTRICT AND ELIMINATE REDUNDANCY IN PARKING REQUIREMENTS BETWEEN ZONING AND BUILDING CODES.**

**RECITALS:**

- A. Words ~~lined through~~ are to be deleted and **words in bold** are added.
- B. Pursuant to CPMC, Chapter 1.01.040, the City Council, may from time to time make revisions to its municipal code which shall become part of the overall document and citation.
- C. On June 7, 2016, the Central Point Planning Commission recommended approval of code amendments to CPMC Chapters 17.08; Chapter 17.32; Chapter 17.64 and Chapter 17.67. (zoning).
- D. On June 23, 2016, the City of Central Point City Council held a property advertised public hearing; reviewed the Staff Report and findings; heard testimony and comments, and deliberated on approval of the Municipal Code Amendment.

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

**SECTION 1.** Amendments to Sections 17.08 Definitions adds language to the zoning code that is currently being used or being considered but not listed.

**Section 17.08.410 TOD District and Corridor Definitions and Uses**

H. Sign-Related Definitions

**20. Reader Board.** A sign that conveys information about a variety of subjects, including advertising for products or services, travel, news or event information.

**21. Scoreboard.** A large internally illuminated sign located within a sports stadium or in conjunction with a sporting event field on which the score of the sporting event is shown and intended for viewing primarily by persons participating in such sporting events and/or spectators of such sporting events.

**SECTION 2.** Amendments to Title 17.32.020 C-N District clarifies language to the zoning code regarding permitted uses.

**17.32.020 Permitted uses.**

The following uses and their accessory uses are permitted outright, subject to compliance with all applicable municipal, state and federal environmental, health, and safety regulations as well as the requirements for site plans in Chapter [17.72](#):

- A. Professional and financial offices and personal service establishments;
- B. Retail stores, shops and offices supplying commodities or performing services other than vehicle and fuel sales;
- C. Eating and drinking establishments ~~that do not possess a liquor license~~;
- D. Desktop publishing, xerography, copy centers;
- E. Temporary tree sales, from November 1st to January 1st;
- F. Public and quasi-public utility and service buildings, structures and uses;
- G. Neighborhood shopping centers, which may include any of the permitted uses in this section;
- H. Other uses not specified in this or any other district, if the planning commission finds them to be similar to the uses listed above and compatible with other permitted uses and with the intent of the C-4 district as provided in Section [17.60.140](#), Authorization for similar uses.

**SECTION 3.** Amendments to Title 17.64.040 Off-Street Parking Requirements eliminates redundancy between zoning and building codes.

**Section 17.64.040, Off-Street Parking Requirements**

C. Accessible Parking Requirements. Where parking is provided accessory to a building, accessible parking shall be provided, constructed, striped, signed and maintained as required by ORS [447.233](#), and Section ~~1104~~**1106** of the latest Oregon Structural Specialty Code as set forth in this section.

Ordinance No. \_\_\_\_\_ (062316)

1. The minimum number of accessible parking spaces shall be provided for all uses in accordance with the standards in ~~Table 17.64.03~~ **Oregon Structural Specialty Code**, Minimum Number of Accessible Parking Spaces. ~~Parking spaces used to meet the standards in Table 17.64.03, Minimum Number of~~ Accessible Parking Spaces; shall be counted toward meeting off-street parking requirements in Tables 17.64.02A and 17.64.02B, Residential and Non-Residential Off-Street Parking Requirements. The accessible parking requirements ~~set forth in Table 17.64.03, Minimum Number of Accessible Parking Spaces,~~ are minimum requirements and are not subject to reductions per subsection (B)(1) of this section;

~~2. Accessible parking shall be located in close proximity to building entrances and shall be designed to permit occupants of vehicles to reach the entrance on an unobstructed path or walkway; and~~

~~3. Accessible spaces shall be grouped in pairs where possible.~~

~~Required accessible parking spaces shall be identified with signs and pavement markings identifying them as reserved for persons with disabilities; signs shall be posted directly in front of the parking space at a height of no less than forty-two inches and no more than seventy-two inches above pavement level. Van spaces shall be specifically identified as such.~~

**TABLE 17.64.03**

**MINIMUM NUMBER OF ACCESSIBLE PARKING SPACES**

**ORS 447.233**

<b>Total Number of Parking Spaces Provided (per lot)</b>	<b>Total Minimum Number of Accessible Parking Spaces (with 60" access aisle, or 96" aisle for vans*)</b>	<b>Van Accessible Parking Spaces with min. 96" wide access aisle</b>	<b>Accessible Parking Spaces with min. 60" wide access aisle</b>
1 to 25	1	1	0
26 to 50	2	1	1
51 to 75	3	1	2
76 to 100	4	1	3

Ordinance No. \_\_\_\_\_ (062316)

**TABLE 17.64.03**

**MINIMUM NUMBER OF ACCESSIBLE PARKING SPACES**

**ORS 447.233**

<b>Total Number of Parking Spaces Provided (per lot)</b>	<b>Total Minimum Number of Accessible Parking Spaces (with 60" access aisle, or 96" aisle for vans*)</b>	<b>Van Accessible Parking Spaces with min. 96" wide access aisle</b>	<b>Accessible Parking Spaces with min. 60" wide access aisle</b>
101 to 150	5	4	4
151 to 200	6	4	5
201 to 300	7	4	6
301 to 400	8	4	7
401 to 500	9	2	7
501 to 1,000	2% of total parking provided in each lot	1/8 of Column A**	7/8 of Column A***
1,001	20 plus 1 for each 100 over 1,000	1/8 of Column A**	7/8 of Column A***
<p>*vans and cars may share access aisles</p> <p>**one out of every eight accessible spaces</p> <p>***seven out of every eight accessible parking spaces</p>			

**SECTION 4.** Amendments to Title 17.67 TOD Districts Amends Tables in the TOD District zoning code.

**Section 17.67.050 Site Design Standards.**

M. Signs.

1. The provisions of this section are to be used in conjunction with the city sign regulations in the Central Point Sign Code, Chapter [15.24](#). The sign requirements in Chapter [15.24](#) shall govern in the TOD district and corridor with the exception of the following:

- a. The types of signs permitted shall be limited only to those signs described in this chapter.

Ordinance No. \_\_\_\_\_ (062316)

~~b. All signs in the TOD district and corridor shall comply with the design standards described in this chapter.~~

**eb.** Decorative exterior murals are allowed and are subject to review and criteria by planning commission or architectural review committee appointed by city council.

**dc.** Signs that use images and icons to identify store uses and products are encouraged.

**ed.** Projecting signs located to address the pedestrian are encouraged.

2. Sign Requirements. **Signs within the TOD district or corridor shall comply with the standards in Table 17.67.050(1).**

**Table 17.67.050 (1) Sign Requirements**

Sign Type	ZONING DISTRICT			
	LMR and MMR	HMR (a)(b)	C and OS	EC and GC
<b>Freestanding/Monument</b>				
Permitted	Yes			
Internally Illuminated	Prohibited			
Max. Number	1			
Max. Height (measured from finished grade)	4 feet		8 feet	20 feet
Sign Area/Building Face	16 sq. ft.		20 feet	50 sq. ft.
Total Sign Area - all building faces	32 sq.ft.		48 feet	100 sq.ft.
Location	At entry point to housing complex or subdivision			Outside of public right-of-way
<b>Wall and Projecting</b>				
Permitted	Yes			
Internally Illuminated	Prohibited			
Max. Number	1			No Limit
Max. Height	Lowest part not less than 8 feet above underlying finished grade for projecting signs			
Sign Area/Building Face	8 sq. ft.			Principal façade; 1.5 sq. ft. for each linear foot of business frontage, not to exceed 2 sq. ft. of frontage if 20' r-o-w.
Sign Area/Building Face	8 sq. ft.			Secondary façade; 2 sq. ft. of linear business frontage
Total Sign Area - all building faces	16 sq. ft.			Determined by linear distance of building frontage
Location	Signs shall not project more than 4 feet from a building wall unless attached to a canopy			
<b>Temporary</b>				
Permitted	Yes			
Internally Illuminated	Prohibited			
Max. Number	2			4
Max. Height	3 feet			
Sign Area/Building Face	6 sq. ft.			32 sq. ft.
Total Sign Area - all building faces	24 sq. ft.			64 sq. ft.
Location	Outside of street right-of-way			
Time Limit	120 days			
<b>Directional</b>				
Permitted	Yes			
Internally Illuminated	Prohibited			
Max. Number	1 per driveway		2 per driveway	
Max. Height	3 feet			
Sign Area/Building Face	6 sq. ft.			
Total Sign Area - all building faces	24 sq. ft.			
Location	Adjacent to private driveway or sidewalk			
<b>Scoreboard (c)</b>				
Permitted	No	No	CUP	No
Internally Illuminated	NA		Per CUP	NA
Max. Number	NA		Per CUP	NA
Max. Height	NA		30 feet	NA
Maximum Sign Area	NA		500 sq. ft.	NA
Location	NA		Per CUP	NA
Notes:				
	(a) For ground commercial uses in the HMR District			
	(b) For residential uses in the HMR District			
	(c) Scoreboards allowed only as a conditional use within the Civic District. Standards in Section 17.67.050(M)(3) may be waived at the discretion of the Planning Commission			
	(d) Sidewalk A-Frame Boards (1) within fixed dimensions and not obstructing public right of way			
	(e) Temporary commercial banners to promote grand openings, 30-60 days per year maximum with planning permit			
Ordinance No.	(062316)			

<b>Sign Type</b>	<b>LMR, MMR, HMR (a), (b), C, and OS Zones</b>	<b>EC and GC Zones</b>
<b>Freestanding</b>		
Maximum Number	- 4	- 4
Height	4 feet.	20 feet.
Sign area per building face	16 square feet.	50 square feet.
Total sign area--all building faces	32 square feet.	100 square feet.
Location	At entry point(s) to housing complex or subdivision.	Outside of the public right-of-way.
<b>Wall and Projecting</b>		
Maximum Number	- 4	- No limit.
Height	Lowest part at least 8 feet above underlying grade for projecting signs.	Lowest part at least 8 feet above underlying grade for projecting signs.
Sign area per building face	8 square feet.	1-1/2 square feet with a maximum of 50 square feet per sign.
Total sign area--all building faces	16 square feet.	0.25 square feet per lineal foot of building perimeter.
Location	Signs shall not project more than 4 feet from a building wall unless attached to a canopy.	Signs shall not project more than 4 feet from a building unless attached to a canopy.
<b>Temporary</b>		
Maximum Number	- A maximum of 2 lawn signs are permitted. All other temporary signs are not permitted.	- 4
Height	3 feet maximum.	4 feet for freestanding signs and up to parapet or roof eaves for wall signs.
Sign area per face	6 square feet.	32 square feet.
Total sign area--all	24 square feet.	64 square feet.

Ordinance No. \_\_\_\_\_ (062316)

Sign Type	LMR, MMR, HMR (a), (b), C, and OS Zones	EC and GC Zones
faces		
Location	Outside of the street right-of-way.	Outside of the street right-of-way.
Time limit	120 days.	120 days.
Directional		
Maximum	-	-
Number	1 sign per driveway.	2 signs per driveway.
Height	3 feet.	3 feet.
Sign area per building face	6 square feet.	6 square feet.
Total sign area--all building faces	24 square feet.	32 square feet.
Location	Adjacent to private driveway or sidewalk.	Adjacent to private driveway or sidewalk.
Total Sign Area Per Lot	8 square feet in LMR 32 square feet in MMR, HMR, C, and OS.	0.25 square feet per lineal foot of building perimeter.
All sign faces		

3. Sign Materials. **Unless otherwise exempt, or authorized by the Planning Commission, all signs must comply with the following design criteria:**

a. The base materials for a freestanding sign shall be natural materials including stone, brick, or aggregate.

~~b. Signs and supporting structural elements shall be constructed of metal or stone with wood or metal informational lettering. No plastics or synthetic material shall be allowed, except for projecting awning signs, which may be canvas or similar fabric.~~

~~cb.. Sign lettering shall be limited to sixteen inches maximum in height.~~

**Building/sign proportionality.**

~~dc. Sign illumination shall be limited to external illumination to include conventional lighting and neon, if neon is applied to the sign plane area. **External illumination is understood to include 'back lit' or 'halo' lighting.** Internally illuminated signs are prohibited.~~

Ordinance No. \_\_\_\_\_ (062316)

4. Prohibited Signs.

- a. Internally illuminated signs;
- b. Roof signs;
- c. Reader boards;
- d. ~~Sidewalk A-board signs;~~
- ed. Flashing signs
- fe. Electronic message/image signs **on which copy is created through the use of a pattern of lights in a dot matrix configuration, which may be changed intermittently;**
- gf. Bench signs;
- hg. Balloons or streamers;
- i. ~~Temporary commercial banners.~~

**SECTION 5.** Codification. Provisions of this Ordinance shall be incorporated in the City Code and the word Ordinance may be changed to “code”, “article”, “section”, “chapter”, or other word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that any Whereas clauses and boilerplate provisions need not be codified and the City Recorder is authorized to correct any cross references and any typographical errors.

**SECTION 6.** 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 \_\_\_\_\_, 2016.

\_\_\_\_\_  
Mayor Hank Williams

ATTEST:

\_\_\_\_\_  
City Recorder

Ordinance No. \_\_\_\_\_ (062316)

# **Resolution**

## **Scheduling Biennial Election of Officers**



**ADMINISTRATION DEPARTMENT**

140 South 3<sup>rd</sup> Street · Central Point, OR 97502 · (541) 664-3321 · www.centralpointoregon.gov

**STAFF REPORT**

June 23, 2016

**AGENDA ITEM: Resolution Scheduling Biennial Election**

**STAFF SOURCE:**

Deanna Casey, City Recorder

**BACKGROUND/SYNOPSIS:**

The attached resolution sets the date for the next election of city officers to coincide with Statewide General Election on Tuesday, November 8, 2016. The positions for Mayor, Ward IV, and two At-Large positions will be up for election.

The filing period for the election begins Tuesday, July 5, 2016 and runs through Tuesday, August 23, 2016.

Election packets are being prepared and will be available July 5, 2016 in City Hall.

**FISCAL IMPACT:**

There is no financial impact to the City.

**ATTACHMENTS:**

Resolution Scheduling a Biennial Election

**PUBLIC HEARING REQUIRED:**

No Public Hearing is required for a Council Appointment.

**SUGGESTED MOTION:**

I move to approve Resolution No. \_\_\_\_\_, A Resolution Scheduling Biennial Election of Central Point City Officers on November 8, 2016.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION SCHEDULING BIENNIAL ELECTION OF  
CENTRAL POINT CITY OFFICERS ON NOVEMBER 8, 2016**

**RECITALS:**

- A. The Central Point City Charter provides that regular City elections shall be held at the same times and places as biennial general state elections, and the next biennial state election is scheduled for November 8, 2016;
- B. The biennial election of the City of Central Point, Oregon, shall be held concurrently with the general election of the State of Oregon on November 8, 2016, between the hours of 7:00 a.m. and 8:00 p.m. Pacific Standard Time, at which election the City shall elect one Mayor, one council member from Ward IV, and two Council Members at Large.
- C. The precincts and judges and clerks of election shall be the same as those provided within the City of Central Point, Oregon, for the statewide general election held on the same date.
- D. The City Recorder is hereby authorized and directed to give notice of said election, at least 10 days prior to the election, by posting notice thereof in a conspicuous place in the City Hall and in one public place in each voting precinct of the City. The notice shall state the officers to be elected, the ballot title of each measure to be voted upon and the time and place of the election.
- E. All candidates for the offices mentioned in Section B above shall file the proper forms of nomination with the City Recorder during normal business hours between Tuesday, July 5, 2016, and Tuesday, August 23, 2016.

**THE CITY OF CENTRAL POINT RESOLVES AS FOLLOWS:**

**Section 1.** The Central Point City Charter provides that regular City elections shall be held at the same times and places as biennial general state elections, and the next biennial state election is scheduled for November 8, 2016;

Passed by the Council and signed by me in authentication of its passage this \_\_\_\_ day of June, 2016.

\_\_\_\_\_  
Mayor Hank Williams

ATTEST:

\_\_\_\_\_  
City Recorder Deanna Casey

# **Resolution**

## **General Procedures**



**ADMINISTRATION DEPARTMENT**

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

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**STAFF REPORT**

June 23<sup>rd</sup>, 2016

**AGENDA ITEM: Resolution No. \_ A Resolution Approving Appointments and Adopting General Procedures for Fiscal Year 2015-2016.**

Consideration of Resolution No. \_\_\_\_\_ Recommending: (1) Appointment of the following: City Attorney, Sydnee Dryer; City Engineer, Jeff Ballard; City Auditor, Isler Certified Public Accountants; Municipal Judge, Joe Charter; Insurance Agent of Record, Brown & Brown Northwest. (2) Establishment of general procedures regarding: council expenses; designation of depository; authority to keep, invest, transfer and expend funds; accounting principles; interfund and overhead fees; outstanding checks; capital acquisition; summons, complaints, and tort claim notices.

**STAFF SOURCE:**

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Chris Clayton, City Manager

**BACKGROUND/SYNOPSIS:**

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Each fiscal year the City Council considers a general procedures resolution which appoints 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. Furthermore, the general procedures resolution establishes and regulates procedures regarding the following: council expenses; designation of depository; authority to keep, invest, transfer and expend funds; accounting principles; interfund and overhead fees; outstanding checks; capital acquisition; summons, complaints, and tort claim notices.

The attached general procedures resolution recommends no significant changes for the fiscal year 2016-2017. One matter of note is contract/agreement timelines. In the future, contracts/agreements for general services will be procured in an effort to gain consistency with the city’s new biennial budget cycle.

**FISCAL IMPACT:**

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Budgetary appropriations for the contracted services referenced in the 2016/2017 general services resolution are included in the 2015/2017 City of Central Point Budget. More specifically, these costs are generally contained in individual department budget line items for contracted services and professional services. The only exception would be the budget appropriation for insurance premiums, which has an individual line item in the inter-departmental fund.

**ATTACHMENTS:**

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1. Resolution approving appointments and establishing general services procedures for the fiscal year 2016/2017

**RECOMMENDATION:**

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Approve Resolution No. \_\_\_\_\_ (1) Appointment of the following: City Attorney, Sydnee Dryer; City Engineer, Jeff Ballard; City Auditor, Isler Certified Public Accountants; Municipal Judge, Joe Charter; Insurance Agent of Record, Brown & Brown Northwest. (2) Establishment of general procedures for the following: council expenses; designation of depository; authority to keep, invest, transfer and expend funds; accounting principles; interfund and overhead fees; outstanding checks; capital acquisition; summons, complaints, and tort claim notices.

**PUBLIC HEARING REQUIRED:**

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None

**SUGGESTED MOTION:**

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I move to approve the 2016/2017 general procedures resolution for the City of Central Point.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION ADOPTING GENERAL PROCEDURES  
FOR FISCAL YEAR 2016-2017**

**RECITALS:**

- A. The Central Point City Council deems it appropriate to authorize certain appointments and procedures relating to City administration, budget, and fiscal management for fiscal year 2016-2017.

The City of Central Point resolves as follows: For the fiscal year 2016-2017, the following appointments are hereby made; the following policies and procedures are imposed, and the same are hereby adopted:

**Section 1. Appointments.**

- A. Insurance Agent of Record. Brown & Brown Northwest Insurance Agency is hereby appointed to continue as Insurance Agent of Record for the City for property, general liability, vehicle liability, workers compensation and bond insurance through June of 2017.
- B. City Attorney. Sydnee Dreyer of Huycke, O'Connor, Jarvis, Dreyer, Davis & Glatte, LLP is hereby appointed to the office of City Attorney through June 2017 and is designated as a sworn officer of the City under the terms of the legal services contract dated June 2013.
- C. Municipal Judge. Jackson County Justice of the Peace, Joe Charter, is hereby appointed as Municipal Court Judge under the terms of the intergovernmental agreement between the City of Central Point and Jackson County through June 2017.
- D. City Auditor. Isler Certified Public Accountants is hereby appointed as City Auditor through June 2017 pursuant to statutes requiring independent fiscal audit of the City, and subject to the contract for Audit of an Oregon Municipality.
- E. City Engineer. Jeff Ballard dba RH2 Engineering Inc. is hereby appointed as City Engineer of the City of Central Point through June 2017 under the terms of the letter dated May 15, 2007.

**Section 2. Council Expenses.**

City Council members may elect to receive compensation of \$150 per month, and the Mayor may elect to receive compensation of \$250 per month. In addition to said compensation, reimbursement may also be made to the Mayor or Council members for actual expenses incurred while on official City business.

**Section 3. Designation of Depository.**

Any Central Point branch of an FDIC insured bank, the State of Oregon Local Government Investment Pool, and all successors in interest to those institutions are each hereby designated as depositories for City funds, and the Finance Director or designee may deposit monies belonging to the City in any or all of said institutions in accordance with applicable law until further order of the City Council.

**Section 4. Authority to Keep, Invest, Transfer and Expend Funds**

- A. The Finance Director or designee is hereby authorized to invest any surplus funds in accordance with ORS 294.035 and ORS 294.810, in such investments as are authorized by said statutes, and to transfer funds from one account to another.
- B. The Finance Director or designee is hereby authorized to establish a petty cash fund with a balance not to exceed \$2,000. The fund may be used to maintain cash drawer change funds and provide for miscellaneous expenditures not to exceed \$50 per transaction; except that upon approval of the City Manager or the Finance Director a maximum expenditure of \$100 per transaction may be made.
- C. The City Manager or designee is authorized to expend funds in accordance with budget appropriations. All revenues received and expenditures incurred by the City in implementing the budget appropriations shall be reported to the Council. Such reports will normally be made on a quarterly basis.

**Section 5. Accounting Principles.**

The City shall maintain its financial records in accordance with current generally accepted accounting principles, and all applicable laws and regulations.

**Section 6. Interfund and Overhead Fees.**

Expenditures incurred by one fund for the benefit of another fund may be reimbursed in accordance with acceptable accounting procedures as determined by the Finance Director.

**Section 7. Outstanding Checks.**

Outstanding checks stale dated (at least six months after the date of issuance) must escheat to the state under ORS 98.352.

Resolution No. \_\_\_\_\_, (062316)

**Section 8. Capital Acquisition.**

Items costing more than \$5,000 and having a useful life of more than one year shall be capitalized.

**Section 9. Summons, Complaints, and Tort Claim Notices.**

The City Recorder shall be designated to receive all Summons, Complaints, and Tort Claim Notices.

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

\_\_\_\_\_  
Mayor Hank Williams

ATTEST:

\_\_\_\_\_  
City Recorder

Resolution No. \_\_\_\_\_, (062316)

# **Resolution**

## **Intergovernmental Agreement for IT Services**



**ADMINISTRATION DEPARTMENT**

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

**STAFF REPORT**

June 23rd, 2016

**AGENDA ITEM: Intergovernmental Agreement with the City of Talent for the purpose of providing IT technical services.**

---

Consideration of Resolution No. \_\_\_\_\_ A Resolution Approving an Intergovernmental Agreement between the City of Central Point and the City of Talent for Information Technology Support Services.

**STAFF SOURCE:**

Jason Richmond, Technology Director

**BACKGROUND/SYNOPSIS:**

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Pursuant to ORS Chapter 190, entitled “INTERGOVERNMENTAL COOPERATION”, the City of Central Point is authorized to jointly provide for the performance of a function or activity in cooperation with a “unit of local government” that includes the City of Talent. By acceptance of this Agreement, the parties certify that they meet the above criteria for eligibility for such intergovernmental cooperation.

In an effort to allow the City of Talent’s single IT person to take vacation while maintaining IT support for Talent staff the City of Central Point IT department will provide IT staffing resources at an hourly rate. The City of Talent will have the ability to call or email the Central Point IT Department to gain technology support when the Talent IT person is on leave. The Central Point IT Department is staffed with two fulltime IT personnel and can provide coverage to Talent during normal business hours Monday through Friday.

**FISCAL IMPACT:**

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In order to ensure no fiscal impact to the City of Central Point the Central Point IT Department will bill out IT services at a rate of \$145 per hour. This rate encompasses Central Point’s most senior IT staff members hourly rate plus benefit costs.

**ATTACHMENTS:**

- 
1. Resolution approving an intergovernmental agreement between the City of Central Point and the City of Talent for the Information Technology Support Services.
  2. Inter-governmental agreement between the City of Central Point and the City of Talent.

**RECOMMENDATION:**

---

Approve Resolution No. \_\_\_\_\_ Approving an Intergovernmental Agreement between the City of Central Point and the City of Talent for Information Technology Support Services.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT  
BETWEEN THE CITY OF CENTRAL POINT AND THE CITY OF TALENT FOR  
INFORMATION TECHNOLOGY SUPPORT SERVICES**

RECITALS:

- A. Oregon Revised Statue Chapter 190 authorizes the City of Central Point to reduce costs and produce public benefit through the use of intergovernmental cooperation.
- B. The City of Central Point and the City of Talent deem it to be to their mutual advantage and to be in the best interest of their respective constituencies to enter into an Intergovernmental Agreement for the purpose of the City of Central Point to provide Information Technology Support services for the City of Talent.

The City of Central Point resolves:

**Section 1.** The attached intergovernmental agreement between the City of Talent and the City of Central Point for the provision of Information Technology Support services is approved.

**Section 2.** Upon approval of this agreement by the City of Talent, the attached intergovernmental agreement shall govern Information Technology Support services between the two agencies from July 1<sup>st</sup>, 2016 to June 31<sup>st</sup>, 2020.

The City Manager of Central Point is authorized to sign the attached agreement on behalf of the City of Central Point.

Passed by the Council and signed by me in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Mayor Hank Williams

ATTEST:

\_\_\_\_\_  
City Recorder

**AGREEMENT FOR SERVICES**  
**INFORMATION TECHNOLOGY Services**  
**BETWEEN the City of Central Point**  
**AND City of Talent**  
EFFECTIVE DATE: **July 1, 2016**

**RECITALS**

- A. ORS 190.010 provides that units of local government may enter into agreements for the performance of any and all functions and activities that any party to the agreement, its officers, or agents have the authority to perform.
- B. Provision of services for the remuneration specifies in this agreement will mutually benefit the parties.
- C. The CITY OF TALENT and the CITY OF CENTRAL POINT desire to enter into an agreement where-in the CITY OF CENTRAL POINT will provide IT services on an as-needed basis described in this agreement and Attachment A (attached hereto and incorporated herein by reference).

**AGREEMENT**

- 1. **Duration/** The agreement term shall take effect of the Effective Date and shall continue in place until **July 1, 2020** or until earlier termination pursuant to Paragraph 4 of this agreement.
- 2. **Services to be Provided.** The CITY OF CENTRAL POINT agrees to provide IT services to the CITY OF TALENT as outlined in Attachment A, Scope of Work.
- 3. **Compensation.** The CITY OF TALENT shall pay the CITY OF CENTRAL POINT upon receipt of an invoice, which shall be issued monthly unless otherwise agreed to by the parties in writing. The invoice will reflect hourly rates of **\$145** billed in 15 minute increments for the CITY OF CENTRAL POINT personnel plus any direct expenses associated with the work performed.
- 4. **Termination.** Upon thirty days' prior written notice delivered to the persons designated in Paragraph 6 to receive notice, either party, without cause, may terminate its participation in this agreement.
- 5. **Amendments.** This agreement may be modified or extended by written amendment signed by both parties
- 6. **Administration.** Each party designates the following person as its representative for purposes of administering this agreement. Either party may change its designated representative by giving written notice to the other as provided in paragraph 14.

For: CITY OF CENTRAL POINT:  
Christopher Clayton  
140 South 3ed Street  
Central Point, OR 97502  
541-664-3321

For: CITY OF TALENT  
Thomas Corrigan  
110 East Main Street  
Talent, OR 97540  
541-535-1566

- 7. **Records/Inspection.** The CITY OF CENTRAL POINT and the CITY OF TALENT shall each maintain records of its costs and expenses pursuant to State retention law. Upon reasonable advance notice, either party or its authorized representatives may from time to time inspect, audit and make copies of the other party's records related to this agreement.
- 8. **Indemnification.** To the extent allowed by the Oregon Constitution and the Oregon Revised Statutes, each of the parties hereto agrees to indemnify, defend and save the other harmless from any claims, liability or damages including

attorney fees, at trial and on appeal, arising out of any error, omission or act of negligence on the part of the indemnifying party, its officers, agents or employees in the performance of this agreement.

9. **Dispute Resolution.** The parties shall exert every effort to cooperatively resolve any disagreements they may have under this Agreement. In the event that the parties alone are unable to resolve any conflict under this Agreement, they agree to present their disagreements to a mutually agreeable mediator for mediation. This mediation procedure shall be followed to its conclusion prior to either party seeking relief from the court, except in the case of an emergency.

If the dispute remains unresolved through mediation, the parties may agree in writing to submit the dispute to arbitration, using such arbitration process as they may choose at the time and which includes the following conditions.

- a. The location of the arbitration shall be in Medford, Oregon;
- b. Each party shall bear its own costs (except arbitration filing costs), witness fees and attorney fees;
- c. Arbitration filing costs and any arbitrator’s fees will be divided equally between the parties; and
- d. Judgment upon the award rendered by the arbitrator may be entered in the Circuit Court in Jackson County, Oregon

10. **Insurance.** Each party working under this agreement is either a subject employer under the Oregon Worker’s Compensation Law and shall comply with ORS 656.017, which requires each to provide Worker’s Compensation coverage for all its subject workers, or is an employer that is exempt under ORS 656.126.

11. **Subcontracting.** The CITY OF CENTRAL POINT shall not subcontract the Work under this agreement, in whole or in part, without the CITY OF TALENT’s prior written approval. The CITY OF CENTRAL POINT shall require any approved subcontractor to agree, as the portion of the Work subcontracted, to comply with all obligations of the CITY OF CENTRAL POINT specified in this agreement. Notwithstanding the CITY OF TALENT’s approval of a subcontractor, the CITY OF CENTRAL POINT shall remain obligated for full performance of this agreement and the CITY OF TALENT shall incur no obligation to any subcontractor.

12. **Assignment.** Neither party shall assign this agreement in whole or in part, or any right or obligation hereunder, without the other party’s written approval.

13. **Compliance with Laws.** The CITY OF CENTRAL POINT and the CITY OF TALENT shall comply with all applicable federal, state and local laws, rules, ordinances, and regulations at all times and in the performance of the Work, including all applicable State and local public contacting provision.

14. **Notices.** Any notices permitted or required by this agreement shall be deemed given when personally delivered or upon deposit in the United States mail, postage fully prepaid, certified, return receipt requested, addressed to the representative designated in paragraph 6. Either party may change its address by notice given to the other in accordance with this paragraph.

15. **Integration.** This agreement embodies the entire agreement of the parties. There are no promises, terms, conditions or obligations other than those contained herein. This agreement shall supersede all prior communications, representations or agreements, either oral or written, between parties.

16. **Interpretation.** This agreement shall be governed by and interpreted in accordance with the laws of the State of Oregon.

**CITY OF CENTRAL POINT**

By: \_\_\_\_\_

**Chris Clayton, City Manager**

Date: \_\_\_\_\_

**CITY OF TALENT**

By: \_\_\_\_\_

**Tom Corrigan, City Manager**

Date: \_\_\_\_\_

**ATTACHMENT A**  
**SCOPE OF WORK**  
**CITY OF TALENT Technology Services**

At the request of the CITY OF TALENT, the CITY OF CENTRAL POINT will provide *secondary* computer support services to the CITY OF TALENT as outlined below in the event that the CITY OF TALENT's technology personnel are absent or otherwise unavailable. The CITY OF CENTRAL POINT's IT Director will be the primary staff person responsible for these tasks and other qualified CITY OF CENTRAL POINT staff members may work on these duties to provide the CITY OF TALENT with *secondary* computer support services.

The CITY OF CENTRAL POINT advanced notification requirements:

1. The CITY OF CENTRAL POINT IT Department requests to be notified two weeks in advance of any planned IT support coverage. This will allow the City of Central Point to ensure appropriate staffing levels are adequate to meet the City of Talent's needs.

The CITY OF CENTRAL POINT IT Department will provide the following services:

1. Provide technical assistance in the event of hardware, software and/or network failures.
2. Assist users with general technology related questions or issues.

The CITY OF CENTRAL POINT IT Department can be contacted via the following methods:

1. Email can be sent to [helpdesk.it@centralpointoregon.gov](mailto:helpdesk.it@centralpointoregon.gov). Emails are received into a ticketing system and technicians are notified of new support requests.
2. Phone calls can be made to 541-423-1975. These calls ring to all phones in the IT Department.

The CITY OF CENTRAL POINT IT Department will provide support via the following methods:

1. Over the phone support for basics issues that don't require hands on expertise.
2. Remote control support for issues that don't require physical access to equipment.
3. On-site support for issues that can't be resolved over the phone or via remote control assistance.

The CITY OF CENTRAL POINT IT Department will provide services during the following time constraints:

1. Monday through Friday 8:00am – 5:00pm

The CITY OF CENTRAL POINT IT Department will provide the following services levels:

1. Central Point IT Department will respond to requests within 2 hours.
2. Resolution of issue will be best effort based on severity of the issue reported.

The CITY OF CENTRAL POINT IT Department will provide the CITY OF TALENT IT Department with:

1. A daily issues report outlining the issue reported, steps taken, resolution steps, and hours expended.
2. A monthly invoice showing hours spent related to issues received.

The CITY OF TALENT IT Department will provide the CITY OF CENTRAL POINT IT Department with:

1. Domain level account with permissions to accommodate tasks being requested.
2. VPN remote access to the City of Talents network for remote assistance needs.
3. Desktop Remote Assistance access tool or protocol.
4. Server Remote Access.
5. Network documentation with diagrams and IP Address information.

# **Resolution**

## **Workers Compensation**



**ADMINISTRATION DEPARTMENT**

Chris Clayton, City Manager • Deanna Casey, City Recorder • Elizabeth Simas, Human Resources Director

**STAFF REPORT**

June 23, 2016

**AGENDA ITEM:** Revised Worker's Compensation Coverage for Volunteers

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Consideration of Resolution No. \_\_\_\_\_, A Revised Resolution Extending Workers Compensation Coverage to Volunteers of the City of Central Point

**STAFF SOURCE:**

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Elizabeth Simas, Human Resources Director

**BACKGROUND/HISTORY:**

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ORS 656.031 allows public entities, by resolution, to elect workers' compensation coverage for volunteer workers. City County Insurance, the City's workers' compensation insurance carrier, requires that the City pass such a resolution annually. This resolution continues the current practice of providing workers' compensation coverage for city volunteers, with the exception of special events volunteers who are covered under a separate accident policy.

The 2016-17 resolution includes the same categories of volunteers as last year's resolution and covered those who volunteer on a regular basis such as committee members, the council, Police volunteers, Kidventure volunteers, and other various program areas. However, CityCounty Insurance Services has recently indicated the need to change the Workers Comp class code for CERT Team volunteers from volunteer boards and commissions to volunteer public safety workers.

**FISCAL IMPACT:**

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Worker's comp coverage for volunteers accounts for a small portion of the city's total worker's comp premium.

**ATTACHMENT:**

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A Resolution Extending Workers Compensation Coverage to the City of Central Point.

**RECOMMENDATION:**

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Approve Resolution \_\_\_\_\_, A Resolution Extending Workers Compensation Coverage to Volunteers of the City of Central Point.

RESOLUTION NO.: \_\_\_\_\_

**A RESOLUTION EXTENDING WORKERS' COMPENSATION  
COVERAGE TO VOLUNTEERS OF THE  
CITY OF CENTRAL POINT**

**RECITALS:**

- A. Pursuant to ORS 656.031, workers' compensation coverage will be provided to the classes of volunteer workers.

**THE CITY OF CENTRAL POINT RESOLVES AS FOLLOWS:**

Workers' compensation will be provided to the following classes of volunteers listed in this resolution, noted on CIS payroll schedule, and verified at audit.

1. **Public Safety Volunteers.** An assumed monthly wage of \$800 per month will be used for public safety volunteers in the following volunteer positions:

Police Reserve Officers  
Volunteers in Police Services (VIPS)  
Police Explorers  
CERT (Community Emergency Response Team)

2. **Volunteer boards, commissions, and councils for the performance of administrative duties.** An aggregate assumed annual wage of \$2,500 will be used per each volunteer board, commission, or council for the performance of administrative duties. The covered bodies are (list each body):

City Council  
Planning Commission  
Parks Commission  
Citizen's Advisory Commission (CAC)  
Budget Committee

3. **Manual labor by elected officials.** An assumed monthly wage of \$800 per month will be used for public officials for the performance of non-administrative duties other than those covered in paragraph 2 above.

4. **Non-public safety volunteers.** All non-public safety volunteers listed below will track their hours and Oregon minimum wage will serve as assumed wage for both premium and benefits calculations. CIS will assign the appropriate classification code according to the type of volunteer work being performed.

Parks and Recreation – *excluding "Special Events" covered under a separate accident policy.*

Public Works Other: Clerical & Preschool/Child Care Center – “Kidventure”  
classroom assistants

5. **Public Events - Non-applicable.** Volunteers participating in City-sponsored special events will be covered under a separate accident policy and are not covered under this resolution.
6. **Community Service Volunteers/Inmates - Non-applicable**
7. **Other Volunteers.** Volunteer exposures not addressed here will have workers' compensation coverage if, prior to the onset of the work provided that City of Central Point
  - a. Provides at least two weeks' advance written notice to CIS underwriting requesting the coverage
  - b. CIS approves the coverage and date of coverage
  - c. CIS provides written confirmation of coverage

City of Central Point agrees to maintain verifiable rosters for all volunteers including volunteer name, date of service, and hours of service and make them available at the time of a claim or audit to verify coverage.

Passed by the Council and signed by me in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Mayor Hank Williams

ATTEST:

\_\_\_\_\_  
Deanna Casey, MMC, City Recorder

# **Resolution**

## **Pay Plan**



## **STAFF REPORT**

June 23, 2016

**AGENDA ITEM:** Classification Pay Plan Revision

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Consideration of Resolution No. \_\_\_\_\_ Revising the Classification Pay Plan

**STAFF SOURCE:**

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Elizabeth M. Simas, Human Resources Director

**BACKGROUND/HISTORY:**

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Each year the Council is asked to approve the Classification Pay Plan with any revisions from the prior approved plan.

This proposed, revised pay plan reflects changes for all employee groups since the last pay plan was approved by council June 11, 2015, and has an effective date of July 1, 2016.

Part A of the pay plan (General Service Bargaining Unit) has been updated to reflect a 1.4% cost of living adjustment (COLA) pursuant to the collective bargaining contract. The COLA amount was determined by the 12-month change in the CPI-U from January 2015 to January 2016.

Part B of the pay plan (Police Bargaining Unit) has been updated to reflect an increase of 2.5% to the provisions of the bargaining agreement ratified by the union in May and approved by City Council on June 9, 2016. There were no other changes to Part B of the pay plan.

Part C of the pay plan (management/non-represented) has no changes.

**RECOMMENDATION:**

Motion to approve Resolution \_\_\_\_\_, A Resolution revising the Classification Pay Plan.

**ATTACHMENTS:** Classification Pay Plan

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION REVISING THE CLASSIFICATION PAY PLAN**

**RECITALS:**

- 1) Chapter 2.48 of the Central Point Code authorizes and directs the City Council to adopt rules relating to personnel matters.
- 2) Policy #5.2.3 of the Personnel Policies and Procedures provides that the Council shall, by resolution, adjust the salaries and rates of compensation and benefits for all City officers and employees. The City Council deems it to be in the best interest of the City to make revisions thereto.

**The City of Central Point resolves as follows:**

The Classification Pay Plan for bargaining unit and management employees, as attached, is hereby ratified and adopted.

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

\_\_\_\_\_  
Mayor Hank Williams

**ATTEST:**

\_\_\_\_\_  
City Recorder

**Classification Pay Plan Effective July 1, 2016**

**Part A: General Service Bargaining Unit Positions (hourly) (monthly)**

<b>Classification Title</b>	<b>Grade</b>	<b>Step A</b>	<b>Step B</b>	<b>Step C</b>	<b>Step D</b>	<b>Step E</b>	<b>Step F</b>
<b>Grade 2-3</b>	<b>GS2-3</b>	15.64	16.42	17.24	18.10	19.01	19.96
Office Assistant		2,711	2,846	2,988	3,137	3,295	3,460
<b>Grade 4</b>	<b>GS4</b>	17.06	17.91	18.81	19.75	20.74	21.78
Account Clerk: Accounts Payable		2,957	3,104	3,260	3,423	3,595	3,775
Account Clerk: Payroll/Purchase Orders							
Account Clerk: Utility Billing							
Community Development Support Specialist							
Parks Maintenance Worker							
Utility Worker							
<b>Grade 5</b>	<b>GS5</b>	19.17	20.13	21.14	22.20	23.31	24.48
Assistant Engineering Technician		3,323	3,489	3,664	3,848	4,040	4,243
Customer Service Technician							
Equipment Maint/Fabrication Technician							
Planning Technician							
PW Administrative Assistant							
Recreation Programs Coordinator							
Senior Utility Worker							
<b>Grade 6</b>	<b>GS6</b>	21.23	22.29	23.40	24.57	25.80	27.09
Acctg/Business Services Coordinator		3,680	3,864	4,056	4,259	4,472	4,696
Parks Lead							
Recreation Coordinator: Special Events/Mktg							
<b>Grade 7</b>	<b>GS7</b>	23.40	24.57	25.80	27.09	28.44	29.86
Community Planner I		4,056	4,259	4,472	4,696	4,930	5,176
Foreman: Streets, Water							
<b>Grade 8</b>	<b>GS8</b>	26.19	27.50	28.88	30.32	31.84	33.43
Community Planner II		4,540	4,767	5,006	5,255	5,519	5,795
Construction Management Coordinator							
Environmental Services/GIS Coordinator							
Information Technology Specialist							
<b>Grade 9</b>	<b>GS9</b>	29.07	30.52	32.05	33.65	35.33	37.10
		5,039	5,290	5,555	5,833	6,124	6,431

**Part B: Police Bargaining Unit Positions**

<b>Classification Title</b>	<b>Grade</b>	<b>Step A</b>	<b>Step B</b>	<b>Step C</b>	<b>Step D</b>	<b>Step E</b>	<b>Step F</b>
Police Support Specialist	<b>P110</b>	3,019	3,170	3,329	3,495	3,670	3,854
Community Services Officer	<b>P117</b>	3,204	3,364	3,532	3,709	3,894	4,089
Police Officer	<b>P145</b>	4,107	4,312	4,528	4,754	4,992	5,242
Corporal	<b>P150</b>	4,542	4,769	5,007	5,257	5,520	5,796

**Part C: Exempt, Non-Bargaining Unit, Management Positions**

<b>Classification Title</b>	<b>Band</b>	<b>Minimum</b>	<b>—</b>	<b>Maximum</b>
Police Office Manager	I	4,150		5,600
Accountant/Finance Supervisor	II	5,150		6,900
City Recorder	II	5,150		6,900
Police Lieutenant (non-exempt)	II	5,150		6,900
Parks & Recreation Manager	II	5,150		6,900
Public Works Operations Manager	II	5,150		6,900
Building Division Manager	III	6,150		8,000
Police Captain	III	6,150		8,000
Department Director (CD, FIN, HR, IT, PPW)	IV	6,500		8,700
Police Chief	V	7,150		9,100

*Approved by Council*

# **Resolution**

## **Miscellaneous Water Fee Adjustment**



June 15, 2016

TO: Honorable Mayor and City Council

FROM: Matt Samitore, Parks & Public Works Director

SUBJECT: Miscellaneous Fees

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**PURPOSE:**

Discussion on implementing two miscellaneous water fees. The first fee is for financing new water connections. The second is for new water haulers.

**SUMMARY:**

The City has been approached by residents, who currently do not have city water, to see if there is a financing option for to hook up to City water. In almost all circumstances the property owner requesting financing is due to water issues with their water pump. Additionally, a city waterline is in front of their property.

Currently, if a property owner wants to hook up to city water they have to pay \$2700 for a new water tap, \$1,724 for the Medford Water SDC and \$1,552 for City SDC, plus an additional \$250 for a water meter set up fee, for a total of \$6,226.09. The property owners have expressed interest in a city financed option. The Medford Water Commission cannot be financed, leaving a financed amount of \$4,502. Finance staff has come up with the following option for self-financing these unique circumstances.

***New water service:***

Fees:

1. Tap Fee	\$2,700.00
2. CP SDC Water	1,552.00
3. MWC SDC	1,724.09
4. Water Fee for setting meter	250.00
Total Fees = \$6,226.09	<u><u>\$6,226.09</u></u>

Medford Water SDC's (no financing)	<u>(1,724.09)</u>
<i>Fees that may be financed</i>	<u><u>\$4,502.00</u></u>

Inside City base rate	\$13.15
Outside City base rate	<b>\$19.73</b>
Amount to be financed	\$4,502.00
Simple interest loan @ 9%	405.18
Total amount financed	<b>\$4,907.18</b>
Financing period/36 months	\$136.31
Base outside rate	19.73
Total monthly financed + base rate	<b>\$156.04</b>
 <b><i>Bulk Water Haulers</i></b>	
Fire Hydrant Meter	<b>\$3,000</b>

The second new miscellaneous fee is for water haulers. With the advent of the marijuana business there are quite a few new haulers who want City Water. In the past we had the bulk haulers buy their own fire hydrant meters, but the meters that were purchased are no longer available and the city has had to do numerous repairs on them. In order to come up with a uniform way of maintaining these meters staff is requesting that we buy the meters and maintain them under the same system we use for standard meters. The cost of the fire hydrant meter is \$3,000. Staff is suggesting that if any new hauler would like to be setup in the City they pay this upfront fee for us to obtain a new meter and a individual location for each hauler.

Additionally, staff is also recommending that any existing hauler that has a privately owned fire hydrant meter be provided one year to obtain a new meter based upon the passage of the miscellaneous fee resolution.

**RECOMMENDATION:**

Discuss the miscellaneous fees.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF CENTRAL POINT SETTING  
MISCELLANEOUS WATER FEES.**

**RECITALS:**

- A. The City of Central Point provides water to residents inside the city limits and also to properties located within the Urban Growth Boundary and Urban Reserve Areas where immediately available. The City does not have a financing program for properties that have bad well water and need immediate connection to the City system.
  
- B. A three year loan program would allow for existing dwellings that have bad water to connect to the system at a lower initial rate and finance the rest in their base fee at an interest rate of 9%.
  
- C. The City of Central Point allows for water haulers to connect to city owned fire hydrants via a fire hydrant meter. The current meters are a combination of private and publically owned meters.
  
- D. A new rate of \$3,000 would be applicable for all new haulers who would want to setup in the City of Central Point. The new meters would also be retroactively applied to all privately owned meters. For existing meters we would give the haulers 1 year from the date of this resolution to obtain a new meter. All maintenance of the new meters would be done by the City Water Division at no cost to the haulers.

**THE CITY OF CENTRAL POINT RESOLVES AS FOLLOWS:**

**Section 1.** Effective July 1, 2016, the City of Central Point Water Rates shall be as set forth on the attached schedule.

***New water service:***

Fees:

1. Tap Fee	\$2,700.00
2. CP SDC Water	1,552.00
3. MWC SDC	1,724.09
4. Water Fee for setting meter	<u>250.00</u>
Total Fees = \$6,226.09	<u><u>\$6,226.09</u></u>
 Medford Water SDC's (no financing)	 <u>(1,724.09)</u>

*Fees that may be financed* \$4,502.00

Inside City base rate	\$13.15
Outside City base rate	<b>\$19.73</b>
Amount to be financed	\$4,502.00
Simple interest loan @ 9%	<u>405.18</u>
Total amount financed	<b><u>\$4,907.18</u></b>
Financing period/36 months	\$136.31
Base outside rate	<u>19.73</u>
Total monthly financed + base rate	<b><u>\$156.04</u></b>

***Bulk Water Haulers***

Fire Hydrant Meter **\$3,000**

Passed by the Council and signed by me in authentication of its passage this \_\_\_\_\_ day of June 2016.

\_\_\_\_\_  
Mayor Hank Williams

ATTEST:

\_\_\_\_\_  
Deanna Casey, MMC, City Recorder

# **Resolution**

## **Park Fee Schedule**



June 16, 2016

TO: Honorable Mayor and City Council  
FROM: Matt Samitore, Parks & Public Works Director  
SUBJECT: Alcohol in Parks

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**PURPOSE:**

Resolution revising special events in the Central Point Parks.

**SUMMARY:**

In 2011 the City set rules for park reservations and established a fee schedule for weddings and other special events. Resolution 1326 established that only Pfaff and Twin Creeks Parks could have weddings and other larger events because of the gazebos and facilities. Rates started at 75.00 an hour and go up to \$200 an hour depending on the amount of people attending the event.

In May of 2016 the City Council discussed changes to this fee schedule based upon -increased interest in having hard alcohol in the park and because of limited city resources. Based upon the feedback of council it was decided that special events requesting alcohol would only be allowed at Twin Creeks Park. Weddings could still occur at Pfaff Park, but could not have alcohol. Additionally, Council's feedback was any special event with alcohol over a certain size would need to provide their own security. Staff's recommendation is for events over 200 people have security provided.

**RECOMMENDATION:**

Approve a resolution updating the fee schedules for special events in the park.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION UPDATING REGULATIONS FOR  
SPECIAL EVENTS IN CITY PARKS**

**RECITALS:**

- A. Resolution 1326 was adopted in 2011 setting the rates and regulations for special events within the Central Point Parks System.
  
- B. It has been determined that larger special events that want to use alcohol shall be limited to the Twin Creeks Park. Special events with over 200 people that have alcohol shall also hire a private security firm for the event.

**THE CITY OF CENTRAL POINT RESOLVES AS FOLLOWS:**

**Section 1.** Effective July 23, 2016, the City of Central Point Parks Rates and Rules shall be as set forth on the attachment "A".

Passed by the Council and signed by me in authentication of its passage this \_\_\_\_\_ day of June 2016.

\_\_\_\_\_

Mayor Hank Williams

**ATTEST:**

\_\_\_\_\_

Deanna Casey, MMC, City Recorder

# Attachment A



## Central Point Parks and Recreation

### Special Event and Wedding Facility Rental Fees

There is an application fee of \$25.00 due at time of application submission. It is included in the cost of the rental and is not an additional fee, but it is required in order to process the application. If the application is denied, any payments will be returned. If the event is cancelled by applicant for any reason, the application fee is non-refundable. Refunds are conditional, see refund policy.

Group Size	Gazebo		Sub-Total	Gazebo		Sub-Total	Total
	first 4 hours	Non Resident		ea. addtl. 2 hrs	Non Resident		
75-100	\$ 75.00	\$95.00		\$ 25.00	\$35.00		
101-150	\$ 125.00	N/A		\$ 25.00	N/A		
151-200	\$ 150.00	N/A		\$ 25.00	N/A		
201-300	\$ 175.00	N/A		\$ 25.00	N/A		
301+	\$ 200.00	N/A		\$ 25.00	N/A		

\*\*Fees are for one gazebo only. If additional gazebos are needed please see **Extra Gazebo** rental fees below\*\*

### Special/Small Event Gazebo and Field Rental Fees

There is an application fee of \$25.00 due at time of application submission. It is included in the cost of the rental and is not an additional fee, but it is required in order to process the application. If the application is denied, any payments will be returned. If the event is cancelled by applicant for any reason, the application fee is non-refundable. Refunds are conditional, see refund policy.

Group Size	Gazebo		Sub-Total	Gazebo		Sub-Total	Total
	Minimum 2 hours	Non Resident		ea. addtl. 2 hrs	Quantity		
Under 75	\$ 50.00	\$60.00		\$ 25.00			
	Extra Gazebo		Sub-Total	Extra Gazebo		Sub-Total	Total
	Minimum 4 hours			ea. addtl. 2 hrs	Quantity		
	\$ 25.00			\$ 25.00			
	Field Rental		Sub-Total	Field Rental		Sub-Total	Total
	Minimum 2 hours	Non Resident		ea. addtl. 2 hrs	Quantity		
	\$ 50.00	\$60.00		\$ 25.00			
	Seasonal Field		Sub-Total	Seasonal Field		Sub-Total	Total
	March - June			Sept - Nov			
	\$ 125.00			\$ 125.00			

### Permit Fees

See Additional Explanations/Rules and Regulations regarding these permits.

							Total
	Alcohol Permit			\$ 15.00			
**If your event has 200 or more attendees & alcohol you will need to provide security at your own expense.							
** Twin Creeks Park is the only park authorized for alcohol permits for any event							
	Amplified Equip.			\$ 20.00			
Parks and Rec. Representative							<b>TOTAL</b>
Date							

# **Business**

## **Legislative Priorities**



**ADMINISTRATION DEPARTMENT**

140 South 3<sup>rd</sup> Street · Central Point, OR 97502 · (541) 664-3321 · www.centralpointoregon.gov

**STAFF REPORT**

June 23, 2016

**AGENDA ITEM: Legislative Priorities**

**STAFF SOURCE:**

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Deanna Casey, City Recorder  
Chris Clayton, City Manager

**BACKGROUND/SYNOPSIS:**

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The League of Oregon Cities is working on list of priorities for Oregon Cities in preparation for the 2017 legislative session. There are a variety of issues and it is desirable to prioritize them in order to ensure that efforts are focused where they are most needed.

Each city is asked to review the attached list of issues and return a response to LOC by July 22, 2016. This process will help assist the board in creating a focused set of specific legislative targets that reflect the issues of the greatest importance to cities.

Please review the legislative list in order to have a discussion of what the City of Central Point would like to see as top priority for the LOC regarding legislative issues in 2017.

**FISCAL IMPACT:**

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There are no none financial impacts for the City regarding this discussion.

**ATTACHMENTS:**

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- A) Legislative List
- B) Explanation of Legislation for 2017

**RECOMMENDATION:**

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Choose the top four items.

**PUBLIC HEARING REQUIRED:**

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No Public Hearing is required.

**SUGGESTED MOTION:**

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I move that the City Manager respond to the LOC Survey with the top priorities as 1) \_\_\_\_\_ 2) \_\_\_\_\_  
3) \_\_\_\_\_ and 4) \_\_\_\_\_.



1201 Court Street NE, Suite 200 • Salem, Oregon 97301  
(503) 588-6550 • (800) 452-0338 • Fax: (503) 399-4863  
[www.orcities.org](http://www.orcities.org)

June 6, 2016

Dear Chief Administrative Official:

For the past three months, eight policy committees have been working to identify and propose specific actions as part of the League's effort to develop a pro-active legislative agenda for the 2017 session. They have identified 29 legislative objectives as set forth in the enclosed ballot and legislative recommendation materials. These objectives span a variety of issues and differ in the potential resources required to seek their achievement. Therefore, it is desirable to prioritize them in order to ensure that efforts are focused where they are most needed.

Each city is being asked to review the recommendations of the policy committees and provide input to the LOC Board of Directors as it prepares to adopt the League's 2017 legislative agenda. After your city council has had the opportunity to review the 29 proposals and discuss them with your staff, please return the enclosed ballot indicating the top four issues that your city council would like to see the League focus on in the 2017 session. **The deadline for response is July 22, 2016.** The board of directors will then review the results of this survey of member cities, along with the recommendations of the policy committees, and determine the League's 2017 legislative agenda.

Your city's participation and input will assist the board in creating a focused set of specific legislative targets that reflect the issues of greatest importance to cities. Thank you for your involvement, and thanks to those among you who gave many hours of time and expertise in developing these proposals.

Do not hesitate to contact me or Craig Honeyman, Legislative Director, with questions.  
Sincerely,

Michael J. McCauley  
Executive Director

## INSTRUCTIONS

1. Each city should submit one form that reflects the consensus opinion of its city council on the **top four** legislative priorities for 2017.
2. Simply place an **X** in the space to the left of the city's top four legislative proposals (last pages of the packet).
3. The top four do not need to be prioritized.
4. Return by **July 22<sup>nd</sup>** via mail, fax or e-mail to:

Paul Aljets  
League of Oregon Cities  
1201 Court St. NE, Suite 200  
Salem, OR 97301  
Fax – (503) 399-4863  
[paljets@orcities.org](mailto:paljets@orcities.org)

**Thank you for your participation.**

City of: \_\_\_\_\_

Please mark 4 boxes with an X that reflect the top 4 issues that your city recommends be the priorities for the League's 2017 legislative agenda.

## Legislation

### Community Development

- A. Needed Housing Assistance Program
- B. Natural Hazard Land Use Reform
- C. DOGAMI Disaster Mapping
- D. Floodplain Technical Assistance

### Energy

- E. Green Energy Technology Requirement
- F. Funding Public Energy Projects
- G. Updates to Oregon Energy Code

### Finance and Taxation

- H. Property Tax Reform - Market Value / Local Control
- I. Property Tax Reform - Fairness and Equity
- J. Local Lodging Tax
- K. Nonprofit Property Tax Exemption
- L. Marijuana and Vaping Taxes

### General Government

- M. Restore Recreational Immunity
- N. Increase Local Liquor Fees
- O. Marijuana Legalization Implementation
- P. Mental Health Investments
- Q. Qualification Based Selection

### Human Resources

- R. Subsidy for Retiree Health Insurance Repeal
- S. PERS Reform
- T. Arbitration Reform
- U. Veterans Preference Clarifications

### Telecommunications

- V. Rights of Way
- W. Franchise Fees
- X. 9-1-1 Emergency Communications
- Y. Technology Funding

### Transportation

- Z. Transportation Funding and Policy Package

### Water/Wastewater

- AA. Funding Water System Resilience
- BB. Enhanced Prescription Drug Take-Back
- CC. Water Supply Development Fund

# Community Development

## Legislation

### A. Needed Housing Assistance Program

Create state grants and technical assistance to cities working to develop housing development programs directed at new or innovative means of providing housing solutions for low-income or senior populations.

### B. Natural Hazard Land Use Reform

Create process for communities to move the UGB from an identified hazard area to resource lands and planning for replacing significant urban areas lost after a natural disaster.

### C. DOGAMI Disaster Mapping

Increase funding for DOGAMI to complete comprehensive disaster mapping of cities, including landslide and floodplain risk identification, and natural hazard related evacuation planning for additional potential risks such as tsunami or wildfire inundation.

### D. Floodplain Technical Assistance

Provide DLCD funding for technical assistance to cities implementing required changes to floodplain development management practices from FEMA.

## Background

Cities are looking for new ways to serve the needs of a variety of people needing housing options and putting more resources toward housing projects. However, there is a need for state resources and assistance in implementing these programs. Funds that cities could access could be used to assist in land purchases for leasing for long-term low income housing, incentives for creating single story housing for seniors, tiny housing development, and planned developments that serve a range of incomes. Technical assistance to other cities should help a city determine what programs or planning options are available tools to help cities reach the goals set in the comprehensive plan.

As science has better located some hazards areas and as regulations impact the expected development of other areas, cities need to find ways to respond more efficiently to address long-term planning for development. This requires a simplification of the process for changing the location of development, including adding new areas to the UGB, to account for lost development capacity. There also needs to be a streamlined process for a city to identify areas of new development should a disaster remove a large portion of the buildable land supply if a disaster should strike.

The Oregon Department of Geology and Mineral Industries (DOGAMI) provides a number of technical resources to cities to identify hazards that could impact development. The department is also an integral partner in creating plans for the emergency response for many disasters that could occur in the state. Increasing funds for comprehensive maps will help with long-term planning for hazard mitigation, resilience, and survival.

Because of the recent release of the Biological Opinion from the National Oceanic and Atmospheric Administration Fisheries Service related to the National Flood Insurance Program's potential to impact endangered species, there is a need for cities to receive significant assistance in implementing any changes required by the Federal Emergency Management Agency. As the federal process moves forward, the state must provide resources to help cities update comprehensive plans and development codes. This issue will have a number of impacts and assistance in the form of model codes, staff resources, grants, and other expertise will be necessary for cities trying to implement any changes or additional work.

# Energy

## Legislation

### **E. Changes to 1.5 Percent Green Energy Technology Requirement**

**Advance legislation to statutorily modify the existing “1.5 percent green energy technology for public buildings” requirement to allow for alternative investment options such as offsite solar or community solar projects.**

## Background

Oregon statute currently requires public contracting agencies to invest 1.5% of the total contract price for new construction or major renovation of certain public buildings on solar or geothermal technology. The requirement allows for offsite technology, but only if the energy is directly transmitted back to the public building site and is more cost-effective than onsite installation.

Removing the requirement that an offsite project be directly connected to the public building project could result in increased flexibility for local governments to invest in solar projects that are more cost-effective and provide for increased solar energy generation. In addition, the League will work to allow 1.5 percent funds to be invested in alternative projects that provide a greater economic or social return on investment. As an example, a city could use the funds on a community solar project to benefit low-income residents rather than being required to invest in solar generation at the site of the public building project.

### **F. Funding for Public Energy Projects**

**Support enhanced incentives for public energy projects including grants for technical assistance, feasibility studies and resource recovery projects for energy and fuel generation.**

There are programs that exist in Oregon for the purpose of incentivizing energy projects including renewable energy generation, alternative fuel vehicles, and energy efficiency. Programs such as the Business Energy Tax Credit (BETC), which was discontinued in 2014, and the State Energy Loan Program have been important tools for incentivizing energy projects for local governments. However, as a result of scrutiny over the administration of these incentives including private loan defaults, these programs are either no longer available, such is the case with the BETC program, or are at risk of being discontinued. It is critical for municipalities to have ongoing access to incentive opportunities as energy projects can be difficult to pencil-out and even more difficult for smaller communities to finance. The state of Oregon should take into consideration that loans for public energy projects, including cities, are lower-risk and should not be penalized in light of recent scrutiny. In addition, investments in these projects often result in environmental, social and economic benefits including long-term savings for taxpayers and reductions in greenhouse gas emissions.

The League will work to enhance funding, including grants for technical assistance and feasibility studies for communities that currently do not have access to resources. The League will also advocate for incentives for energy and fuel generation projects. Examples of projects that warrant funding incentives include methane capture for fuel or energy generation, investments in community solar projects, renewable energy generation, and energy efficiency improvements.

## Energy (Continued)

### Legislation

#### **G. Require Updates to Oregon Energy Code**

**Require the Oregon Building Codes Division (BCD) to engage in more frequent review of the state's energy code to reduce greenhouse gas reductions and ensure that Oregonians can more affordably and efficiently heat their homes and businesses.**

### Background

Oregon's statewide energy code for commercial and residential buildings is an important tool for achieving greenhouse gas reductions through decreased energy consumption while helping to ensure that Oregonians are able to more efficiently and affordably heat their homes and businesses. Federal law requires each state to certify that their state energy code is equivalent to federal model energy codes. While Oregon was once a leader in energy code adoption and implementation, the state is now in a position of falling behind the federal code. This is due, in large part, to a decision made by the Oregon Building Codes Division in 2013 which changed the code cycle from a three-year update to a six-year update. Major code changes, including adoption of national codes, will now occur every six years with minor changes occurring every three years. This change will impact Oregon's ability to keep pace with federal standards and new technologies in energy efficiency.

The League will work to support efforts to align new construction building codes with the state's climate goal timelines. In addition, the League will support efforts to establish a periodic review schedule to ensure that Oregon more frequently updates the state energy code in order to reflect federal code requirements. Also, the League will encourage the state to set specific targets for increased energy efficiency in residential and commercial building construction with specific goals for increasing energy efficiency standards for affordable housing projects and increasing use of net-zero and passive house building requirements. Finally, the League will work to require BCD to make regular reports back to the legislature to update on energy code implementation and goals.

# Finance and Tax

## Legislation

### H. Property Tax Reform – Market Value / Local Control

A legislative constitutional referral to reform the property tax system:

- a) to achieve equity, transitions to a market based property tax valuation system; and
- b) to restore choice, allows local voters to adopt tax levies and establish tax rates outside of current constitutional limits in their taxing jurisdictions.

## Background

Property taxes are regulated largely by Measure 5 (1990) and Measure 50 (1997), as provided in the Oregon Constitution. Measure 50 established a new method for assessing property, discounting the assessment at 10 percent of the real market value and calling this assessed value. Assessed value is capped at an annual growth limit of 3 percent. As a state total, due to the limits and market changes, the gap between real market value and assessed value has now grown to nearly 25 percent over the past 20 years. This gap varies widely on a property by property basis, creating considerable property tax inequities for properties that sell for similar prices in a city. In short, Oregon property taxes have become disassociated from real market value and the result is considerable inequity.

For FY 2014-15, 60 percent of cities, 97 percent of counties, and 89 percent of school districts had some compression. This means that the Measure 5 caps of \$5 per \$1000 for education and \$10 per \$1000 for general government on real market value have been exceeded in most taxing jurisdictions. The caps are over 25 years old and were set low as voters were anticipating a sales tax to be coupled with it. Voters can no longer vote for the services they desire due to these caps. With looming PERS costs increases, paying for services with the present restrictions will become very difficult in some cities.

### I. Property Tax Reform – Fairness and Equity

A bill that pursues statutory modifications to the existing property tax system that enhances the fairness and adequacy of the current system.

There are some adjustments to the property tax process and calculations that can be done statutorily. These include altering the changed property ratio statute and the statutory discount given to property owners who pay their taxes by November 15<sup>th</sup>. New property is added to the tax rolls using a county-wide ratio (assessed value to real market value) for determining the discount to apply to the real market value and that could be changed statutorily to a city-wide ratio in taxing districts who elect the change.

## Finance and Tax (Continued)

### Legislation

#### J. Local Lodging Tax

A lodging tax bill, the outcome of which, would:

- a) Provide jurisdictions greater flexibility to spend local lodging tax revenue to plan for and provide services and infrastructure related to tourism;
- b) Reduce or eliminate the required reimbursement charge that a lodging tax collector is allowed to retain for filing a local lodging tax return; and
- c) Improve efficiency and collection of local lodging taxes in cooperation with the state.

### Background

State law restricts how local lodging tax revenues may be expended. Post 2003, any new taxes or any tax increase requires a 70 percent revenue dedication to tourism promotion or tourism-related facilities. In addition, state statute provides that cities may not lower the actual percentage of lodging tax revenues that were dedicated to tourism prior to 2003. This means that cities have varied percentages of restricted local lodging taxes revenues. These numbers are arbitrary as they were set based on circumstances in 2003 that have often greatly changed. In addition, the legislative history shows that the legislature intended to provide some revenue flexibility and provide that certain infrastructure (roads, sewer lines, etc.) would qualify as tourism-related but the statutes need revision and clarification.

State law requires local governments to provide a 5 percent collector reimbursement charge if they impose a new lodging tax or tax increase after January 1, 2001. This is a deduction from the taxes that would otherwise be due. The state also provides a 5 percent collector reimbursement charge for state lodging taxes. In addition, local governments that had a reimbursement charge, must continue it. Thus, cities have very different reimbursement requirements—some are at zero, others are at 5 percent, and some are in between. When coupled with the state deduction, the deduction seems too generous.

The Oregon Department of Revenue now collects state lodging taxes throughout the state and could collect and enforce local lodging taxes at the same time if given statutory authority. Local governments could then enter into voluntary agreements with the state to delegate the collection. This option could make collection much more efficient and cost-effective for some local governments. In addition, cities continue to struggle with collections and auditing, particularly from online companies and private home rentals (through Airbnb, etc.) and this area of the law could be improved.

## Finance and Tax (Continued)

### Legislation

#### K. Nonprofit Property Tax Exemption

**Clarify and reform the statutory property tax exemption provided to nonprofit entities to address cost-benefit concerns for the continued full exemption in light of cost of city services provided to nonprofits and the changing services and business models of some nonprofit entity types.**

### Background

Nonprofit organizations that are charitable, literary, benevolent or scientific are provided a property tax exemption that will cost more than \$194 million in the 2015-17 biennium. In addition, exemptions for the property of nonprofit religious organizations costs more than \$113 million for the biennium. For many cities, much of the city is exempt from property taxes due to the public property exemption and these nonprofit exemptions. This includes hospitals, nursing homes, etc.

The Legislature has formed a work group to look at the nonprofit property tax exemption issue as the nature and number of nonprofits is changing and the administration of the exemption has become complex for county tax assessors. Nonprofit entities require significant services, including transportation, water, sewer, police, fire, etc. Thus, the legislature is looking at property taxes more as a service tax and considering how the full exemption could be adjusted to have nonprofits pay for their fair share of costs of services or otherwise meet a benefit test for continuing an exemption.

#### L. Marijuana and Vaping Taxes

**Defend against restrictions and preemptions regarding local marijuana and vaping taxes and advocate for appropriate state shared revenue levels and distribution formulas for state marijuana taxes and potential vaping taxes.**

There are no revenue use restrictions on local marijuana taxes, but the local marijuana tax rate is capped at 3 percent. There are no restrictions on local governments imposing a vaping tax. The state has not imposed a tax on vaping products to date but is considering a tax. Often when the state imposes a tax (for example, cigarette or liquor), the state preempts local governments from also imposing a tax.

10 percent of state marijuana taxes will be distributed to cities after state administrative costs. Distributions will be made per capita for revenues received prior to July 1, 2017. After July 1, they will be distributed based on the number of the various marijuana licenses issued in a city. Cities that prohibit establishments for recreational marijuana producers, processors, wholesalers or retailers will receive no state shared revenue. Likewise, cities that prohibit a medical marijuana grow site or facility will receive no state shared revenue.

# General Government

## Legislation

### M. Restore Recreational Immunity

Cities should enjoy protection from unreasonable litigation when offering recreational opportunities to the public.

## Background

ORS 105.682 grants that a land owner is not liable for any personal injury, death or property damage that arises out of the use of their land for recreational purposes as long as no fee is charged in order to access that property. This statute allows cities to operate parks and trails without fear of lawsuit.

However, in the recently decided Oregon Supreme Court case, *Johnson v Gibson*, It was held that even though the landowner may be immune from liability, their employees are not. As a result, two employees of the City of Portland were found liable for injuries sustained by a jogger in a park, employees who are indemnified by their employer.

The practical effect of this ruling is that the immunity previously enjoyed by cities that allowed for robust park development have been eroded to the point of being non-existent. This priority directs LOC staff to seek to amend the ORS 105.682 to restore that immunity.

### N. Increase Local Liquor Fees

Cities play an important role in the review and investigation of liquor license applicants and should be able to recoup costs associated with that role.

ORS 471.166 allows cities to adopt fees that are “reasonable and necessary to pay expenses” associated the review and investigation of liquor license applicants. However, the same statute limits the amounts of those fees to between \$25 and \$100 depending on the license or approval being sought by the applicant.

This priority is to pursue changes to this statute that allow cities to recoup the actual costs associated with performing their role in the liquor licensing process and allowing for periodic increases.

## General Government (Continued)

### Legislation

#### O. Continue Marijuana Legalization Implementation

Allow for civil enforcement of marijuana laws.  
Ensure equitable distribution of marijuana shared revenues.  
Eliminate limitations on shared revenue use.

### Background

One of the promises made by marijuana legalization advocates is that illicit sales and production of marijuana would shift into a legalized and regulated market. This has occurred to a large extent but many producers and retailers continue to seek the financial benefits or participation in the marijuana industry while avoiding the inconvenience of its regulatory framework. This priority seeks legislation that gives the Oregon Liquor Control Commission (OLCC) the same civil and administrative authority to prevent unlicensed sales and production of marijuana as it has in regards to liquor.

Beginning in 2017, state shared revenue from marijuana will be distributed to cities based in the number of OLCC licensed commercial marijuana entities exist in their jurisdiction. This priority is to alter that arrangement so that is it distributed on a per capita basis to ensure equitable distribution among cities that are incurring costs.

Measure 91 required that money distributed by the state to cities be used exclusively for costs associated with marijuana legalization. Tracking a dollar through a city's general fund and determining if a service was related to marijuana is inefficient if not impossible, and is not imposed for the receipt of liquor revenue. This priority is to advocate for legislation that removes this burden.

#### P. Protect Mental Health Investments Made in 2015

Oregon made significant and strategic investments in protecting and caring for the mentally ill in 2015 that should be maintained.

The Legislature increased access to mental health care and expanded existing, proven programs designed to de-escalate police contacts with the mentally ill. Those programs could be vulnerable in a difficult budget environment made challenging by increased PERS rates.

This priority is defensive in nature and seeks to preserve investments that are improving the lives of mentally ill Oregonians.

#### Q. Remove Qualification Based Selection Mandate

Cities should be allowed to consider cost when making initial contract award decisions when hiring architects and engineers.

Cities are currently required to use a procurement method that prevents the consideration of cost when contracting with architects and engineers for public improvements. Instead, cities must base their initial selection for these services based solely on qualifications and can only negotiate the price after an initial selection is made.

This mandate is not a cost effective means for procuring services and is poor stewardship of the public's dollars. This priority is to seek the removal of this mandate.

# Human Resources

## Legislation

### **R. Repeal Requirement to Subsidize Retiree Health Insurance**

**Public employers should not subsidize the health insurance of former employees when reasonable, cost competitive options exist.**

## Background

ORS 243.303 mandates that local governments provide retirees with access to health insurance and requires that they be placed in the same risk pool as active employees. As retirees are approximately 2.5 times more expensive to insure than active employees this mandate results in employers and current employees subsidizing the health insurance costs of former employees. This subsidization, according to the Government Accounting Standards Board, must be shown on an audit as long term liability, thus creating an inaccurate perception of a city's financial condition. Further, this requirement could be described as anachronistic as individuals are now able to purchase health insurance under the Affordable Care Act.

This priority is to eliminate ORS 243.303 from Oregon's laws.

### **S. PERS Reform**

**PERS benefits should be adjusted where legally allowable and investments should be maximized to ensure a sustainable and adequate pension system.**

The PERS unfunded liability stands at \$22 billion and employer rates are anticipated to approach 30 percent of payroll in the coming biennium. Rates are expected to remain at that level for the next twenty years. This is not sustainable.

This priority is to seek any equitable changes to benefits that will reduce employer rates while not pursuing options that are legally tenuous or counterproductive. Additionally, changes are to be sought to the investment portfolio that will maximize returns through improved risk management and efficiencies.

## Human Resources (Continued)

### Legislation

#### T. Arbitration Changes

**Public employers should have greater influence over the disciplining of their employees.**

### Background

Currently under the Public Employee Collective Bargaining Act, contested employee discipline matters must be submitted to an outside arbitrator for adjudication. Decisions by arbitrators are binding unless the conduct was a violation of public policy as defined by the state, there was serious criminal conduct or an egregious inappropriate use of force.

This priority is to seek the following changes to the statute:

- Arbitrator decisions should also comply with local policies;
- Decisions should comply with policies related to any inappropriate use of force a;
- Arbitrator decisions should recognize all criminal misconduct related to employment not just “serious”;
- Employer disciplinary decisions as it regards employees who are supervisors as defined by the EEOC and BOLI should be given more weight.

#### U. Veterans Preference Clarifications

**Requirements that veterans be given preference in public sector hiring should be clear and unambiguous for the benefit of veterans and employers.**

The State of Oregon requires and the League agrees that honorably discharged veterans deserve special consideration in public sector hiring. However, statutes describing how this is to be accomplished are unclear and ambiguous. Vague statutes do not serve the interests of employers or veterans.

This priority seeks a clear definition of “preference” in the statute, ensure that recently separated veterans receive the consideration necessary for them to successfully enter the workforce and establishes clarity as to when the preference is to be applied.

# Telecommunications, Cable & Broadband

## Legislation

### V. Rights of Way

**Oppose legislation that preempts local authority to manage public rights-of-way and receive compensation for their use.**

## Background

In its commitment to the protection of Home Rule and local control, the League consistently opposes restrictions on the rights of cities to manage their own affairs. From time to time, in the context of franchise fee and rights-of-way management authority discussions, proposals to restriction to this authority arise. These include a statewide franchise policy and revenue collection system as well as limiting the ability of cities to charge fees of other government entities. This is contrary to local government management authority, the ability to enter into agreements with service providers either by agreement/contract or ordinance and to derive revenues from business fees charged to users of public rights-of-way.

### W. Franchise Fees

**To ensure market fairness and equity, prepare legislation for possible introduction repealing ORS 221.515 (HB 2455 -7 in 2013, and HB 2172 in 2015) to remove franchise fee rate and revenue restrictions which currently apply to incumbent local exchange carriers but not to competitive local exchange carriers.**

Oregon statute currently contains a discrepancy between how cities collect franchise fees from incumbent local exchange carriers (ILECs) and competitive local exchange carriers (CLECs). ORS 221.515 limits cities collecting franchise fees from ILECs to a maximum of 7 percent of revenues derived from dial-up services, which represents only a portion of ILEC total revenues due to the addition of a broader array of customer services. There is no such rate cap or revenue restriction on CLECs, hence the discrepancy. In the past the League has worked with CLECs to “level the playing field.” Repeal of ORS 221.515 would accomplish that.

### X. 9-1-1 Emergency Communications

**Support legislation enhancing the effectiveness of the state’s emergency communications system through an increase in the 9-1-1 tax and/or a prohibition of legislative “sweeps” from accounts managed by the Oregon Office of Emergency Management.**

The League worked with other stakeholder groups in 2013 to extend the sunset date on the statewide 9-1-1 emergency communications tax to January 1, 2022 (HB 3317). In 2014, the League also worked to pass legislation including prepaid cellular devices and services under the 9-1-1 tax (HB 4055). As concerns mount with regard to disaster preparedness and recovery and as new upgrades to communications technology becomes available, it is apparent that state and local governments do not have the resources necessary to address challenges or take advantage of opportunities. Additional funding is needed and the practice of periodically sweeping funds out of the state’s emergency management account for other uses should cease. It is worthy of note that the practice of “sweeps” disqualifies the state from receiving federal funds for emergency communications. It is unknown how many federal dollars have been foregone as a result of this policy.

# Telecommunications, Cable & Broadband (Continued)

## Legislation

### Y. Technology Funding

Seek additional funding to assist for cities in:

- **Increasing high speed broadband deployment and close the digital divide.**
- **Purchasing upgraded emergency management communications equipment.**
- **Providing local match money for federal funding programs, such as high speed broadband deployment.**

## Background

The deployment of broadband throughout the state of Oregon is critical to economic development, education, health and the ability of citizens to link with their governments. Additional funding, from various sources, including the state and federal government, needs to be allocated for this purpose. The need becomes even more acute when consideration is given to the certainty of a major seismic event. Often federal assistance comes with the requirement of a state or local match which is problematical for cities. A state mechanism for providing matching fund assistance would be helpful to those communities seeking to take control of their broadband destiny.

# Transportation

## Legislation

### Z. Comprehensive, Multi-modal Transportation Funding and Policy Package

The League of Oregon Cities proposes that transportation infrastructure be raised to the same level of importance as other utilities, and be funded at a level capable of maintaining appropriate standards of operation and service. Therefore, the League will help draft and advocate for a comprehensive, inter-modal and statewide transportation funding and policy package that:

1. Provides a significant increase in resources available for the preservation and maintenance of city streets by:
  - Substantially increasing the state gas tax and licensing and registration fees.
  - Indexing the state gas tax.
  - Continuing efforts to identify and implement alternative funding mechanisms (VMT, tolling, public-private partnerships, etc.).
  - Disaster resilience and seismic upgrades for all transportation modes.
  - The completion of transportation projects begun but not yet completed due to lack of funding or changes in funding criteria.
  - Providing additional funding for voluntary jurisdictional transfer.
  - Funding transportation enhancements such as bike-ped facilities.
  - Increasing funding for the statutory Special City Allotment program while maintaining the 50%-50% ODOT/city split.
  - Repealing the referral requirement (2009 Jobs and Transportation Act) on cities seeking to create/increase local gas tax.
2. Addresses statewide needs relating to intermodal transportation through:
  - Additional funding for transit operations and capital projects.
  - Additional funding for freight rail capital projects and operations (*ConnectOregon*, short-line rail and transload facilities).

## Background

Maintenance and preservation needs have outpaced the resources available for streets, roads and highways. In its March, 2016 Infrastructure Survey Report the League identifies a \$3.7 billion capital need for highway and non-highway transportation projects (\$2.6 billion highway / \$1.1 billion non-highway). In addition, the report shows, for the 120 cities that participated, an aggregated street budget shortfall for operations and maintenance of approximately \$217 million per year. Safety and disaster resilience were cited as major challenges and needs by most cities. Cities also expressed support for a voluntary jurisdictional transfer program (the sensible alignment of highway facilities and management responsibility) provided the availability of adequate funding to facilitate the transfer and to maintain the asset.

Given the threat that inadequate funding represents to investments already made in the transportation system, the League will insist on a transportation package that increases and makes more sustainable the ability of all government jurisdictions to preserve and maintain these assets. Notwithstanding its emphasis on the need to preserve and maintain existing streets, the League of Oregon Cities agrees that the state's transportation system and the policy and funding programs that support it must be multimodal and statewide in scope. The League will therefore work to pass legislation in 2017 that addresses funding and policy initiatives relating to all modes (streets, bike/ped, transit, rail, aviation and marine) and in so doing address such issues as:

- Connectivity and capacity (especially truck mobility/rail)
- Safety for all users across all modes
- Resiliency and recovery (seismic retrofit across all modes)
- Jobs and economic development
- Impact on climate change
- Active transportation and public health
- Transportation access available on an equitable basis to all Oregonians
- Continuing and extending *ConnectOregon*
- Ensuring adequate new revenues for program/equipment such as the Oregon Department of Motor Vehicles technology upgrade
- Creative solutions to ongoing challenges (dedicated non-roadway fund, increased local authority to fund transit, bike-ped funding, etc.)

- **Additional funding for passenger rail operations, equipment and capital projects (federal matching money and AMTRAK Cascades).**

**3. Does not:**

- **Preempt local government ability to self-generate transportation revenues for street maintenance and preservation.**
- **Change the dedication of State Highway Fund dollars to highway, road and street projects contained in Article 8, Section 3a of the Oregon Constitution.**
- **Reduce cities 20% share of the State Highway Fund.**
- **Create unfunded mandates requiring cities to undertake specific programs, such as greenhouse gas reduction scenarios.**
- **Further complicate the planning and regulatory process that currently governs the project delivery process.**

- **Maximizing local benefits of the federal FAST Act in Oregon**

# Water & Wastewater

## Legislation

### AA. Funding for Water System Resilience

**Secure dedicated funding for water and wastewater system resilience and emergency preparation. This would include additional funds to plan for and upgrade water systems to increase seismic resiliency and funding to better position communities to better prepare for water supply shortages due to drought, climate change or other emergency scenarios.**

## Background

In general, Oregon's drinking water and wastewater systems are woefully underprepared for a catastrophic earthquake event. Restoration of water supply following such an event is critical for fire suppression, first aid, and for human health and safety. In 2013, the Oregon Resilience Plan provided estimates for service recovery of water and wastewater systems in the event of a Cascadia earthquake under current infrastructure conditions. According to the plan, the estimated timeframe for service recovery in the valley ranges from one to twelve months. For the coast, service recovery is estimated between one to three years.

In addition to risks associated with significant natural disaster events, recent drought conditions in Oregon have demonstrated the need for emergency supply planning and coordination with other water users to better address water supply challenges. It is critical that communities are able to acquire alternative and back-up water supplies from multiple sources in order to better prepare for supply shortages or emergency situations, such as natural disasters or supply contamination.

The League will work to identify and secure low-interest loans or grants to seismically upgrade drinking water and wastewater system infrastructure and to help ensure that these systems are more resilient and better positioned to respond to water supply shortages resulting from drought, climate change, natural disasters, or other system failures.

## Water & Wastewater (Continued)

### Legislation

#### **BB. Promote an Enhanced Prescription Drug Take-Back**

**Advocate for enhanced prescription drug take-back program funding and additional collection locations to reduce contamination of water from unwanted prescription drugs.**

### Background

Unused prescription drugs are problematic from both a public health and safety perspective as well as from a water quality perspective. Drug take-back programs help to ensure that unused prescription drugs are properly disposed of which keeps them from being abused, keeps them out of the hands of children, and keeps them from entering Oregon's waterways. Unwanted prescription drugs are often flushed down the toilet and despite wastewater treatment systems, they can end up contaminating lakes, streams and rivers. In 2014, U. S. Drug Enforcement Administration (DEA) expanded the types of locations allowed to accept unwanted medications including retail pharmacies and drug manufacturers. Prior to 2014, drug-take back programs were primarily supported through police department drop boxes. The challenge in expanding prescription drug take-back programs is now focused on the cost of transporting unused drugs from the take-back location to the disposal site and in educating the public about responsible disposal opportunities.

The League will work with a variety of stakeholders, including public health advocates, to identify additional funding mechanisms to increase drug take-back collection locations across Oregon. Funding should support the transportation and responsible disposal of unused prescription drugs. Funds should also be dedicated for enhanced education of disposal opportunities and the establishment of convenience standards to ensure that all Oregonians have reasonable access to drug take-back locations.

#### **CC. Increased Funding for Water Supply Development**

**Support additional water supply funding through the state's Water Supply Development Account.**

According to a survey conducted by the League, Oregon's water and wastewater infrastructure needs for cities alone are estimated to be \$9 billion over the next twenty years. In addition, the survey identified 66 percent of respondent cities as being in need of additional water supply storage. The 2015 drought highlighted the need for additional investments in water supply infrastructure, including storage and water delivery system efficiencies. Additional storage project investments are not only critical for adequate drinking water supply, they are an important tool for supplementing streamflows and habitat restoration.

The League will work to secure additional funding for existing water supply development programs. This includes support for feasibility grants and for the state's Water Supply Development Account which provides funding for water supply storage, reuse, restoration and conservation projects.

# **Discussion**

## **75 Bush Street**



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

# Memo

To: Honorable Mayor Hank Williams & Central Point City Council  
From: Chief Kris Allison  
Date: June 16, 2016  
Re: 75 Bush Street, Central Point 8.04.035 Accumulation of Junk –  
Abatement

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Mr. Mayor and Members of the Council,

I will be moving forward under Central Point Municipal Code Ordinance 8.04.35 Unlawful accumulation of junk and 8.04.040 Nuisances affecting public health (B) regarding 75 Bush Street, Central Point, Oregon for abatement. This has been an ongoing nuisance property in the City of Central Point for many years and I believe that it is prudent to move forward for abatement. From 2013 to present we have 41 total calls for service to the location, 17 calls for Ordinance violations and 71 citations for Ordinance violations. The Justice Court is administering the citations that have been issued by the City.

The abatement process as outlined by Municipal Code states we will be sending notice of abatement to the owner or to the agent of the property. The owner or agent of the property will have the opportunity to respond and show that no nuisance exists. This response will be forwarded to the City Manager and it shall be reviewed at the next available City Council Meeting.

If a final determination that a nuisance exists, the owner will have three days to remove or abate the nuisance.

If final determination that the City will abate the property, the City will maintain an accurate record of the expense incurred by the City and will include overhead to cover the cost of administration. A lien will be assessed against the property and will be recorded with Jackson County.

We will be working with the City Attorney to ensure all processes are in accordance with Municipal Code. I will also have the Community Service Officer contact Jacob Taylor prior to starting the abatement to give him the opportunity to start to clean up the property.

I am asking for Council direction to move forward in the abatement process and would like to answer any questions you may have prior to any notification being initiated to the property owner or agent.