

Jun-16						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			Election Packets Available 9am - City Recorder's Office			
			Water Providers CB 6:30pm	EDC Noon	Rotary Steak Feed S&CC 1st Friday	
5	Planning Comm 7pm	CCI 5:30pm	Municipal Court Parks Master Plan Workshop 5:30 & 7:30 pm Rogers Rm MPAC 5pm	PAC 5pm	JWC 12:30pm TBA	
12	CITY COUNCIL 5:30 PM - EXECUTIVE SESSION (Labor) 6:00 PM - WORK SESSION (City Code Update) 7:00 PM - REGULAR MEETING COMMUNITY AUDITORIUM	Red Cross Blood Drive 1pm - 6pm - Comm Aud Library 6:30pm	P&R 7am CFC 5:15pm CAO 5pm CWAC 5:30pm	Food Film 7:30pm	LOC Directors	
19	Chamber Luncheon FGS&CC Bd Mtg 6:30pm Planning Comm 7pm Sister Cities Comm 4:45 pm	Fernhill Wetlands 5:30pm	Municipal Court PSAC 7:30am	WEA Breakfast Sustainability 6pm		
26	CITY COUNCIL 7:00 PM - REGULAR MEETING COMMUNITY AUDITORIUM	HLB 7:15pm	MPAC 5pm	Employee Breakfast 7am - Fire Station		

Jul-16						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
	Thompson out until July 20 Johnston out until July 29				S&CC 1st Friday	2
3	CITY OFFICES CLOSED HOLIDAY	Planning Comm 7pm CCI 5:30pm	MPAC 5pm	EDC Postponed		8
10	1st DAY TO FILE CANDIDACY PETITION 120-DAYS BEFORE ELECTION 9:00 am - City Recorder's Office CITY COUNCIL 7:00 PM - REGULAR MEETING COMMUNITY AUDITORIUM	Red Cross Blood Drive 1pm - 6pm - Comm Aud Library 6:30pm	Municipal Court	PAC 5pm	Nyuzen Meet & Greet 5pm - Comm Aud Nyuzen Welcome Dinner 6pm - Location TBA	15 Cruis'n the Grove
17	Chamber Luncheon FGS&CC Bd Mtg 6:30pm Concours Planning Comm 7pm Nyuzen Adult Delegation Departs	Fernhill Wetlands 5:30pm	P&R 7am CFC 5:15pm CAO 5pm CWAC 5:30pm	Food Film 7:30pm		23
24	CITY COUNCIL NO REGULAR MEETING SCHEDULED	HLB 7:15pm	Municipal Court PSAC 7:30am	WEA Breakfast Sustainability 6pm	OMA Conference Johnston returns	29
31						30

Aug-16						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	Planning Comm 7pm	Nat'l Night Out CCI 5:30pm	MPAC 5pm	EDC No Meeting	S&CC 1st Friday	
7	CITY COUNCIL 7:00 PM - REGULAR MEETING COMMUNITY AUDITORIUM	Red Cross Blood Drive 1pm - 6pm - Comm Aud Library 6:30pm	Municipal Court	PAC 5pm		
14	Chamber Luncheon FGS&CC Bd Mtg 6:30pm Planning Comm 7pm	Fernhill Wetlands 5:30pm	P&R 7am CFC 5:15pm CAO 5pm CWAC 5:30pm	Food Film 7:30pm		
21	CITY COUNCIL NO REGULAR MEETING SCHEDULED	Ford Leadership HLB 7:15pm	Municipal Court PSAC 7:30am	WEA Breakfast Sustainability 6pm		
28		LAST DAY TO FILE COMPLETED PETITION 70-DAYS BEFORE ELECTION 5:00 pm - City Recorder's Office Sept 12 - Voters' Pamphlet Deadline				

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CITY COUNCIL MEETING AGENDA

MONDAY, JUNE 13, 2016

**5:30 PM – Executive Session (Labor Negotiations)
6:00 PM – Work Session (City Code Update)
7:00 PM – Regular Meeting**

**Community Auditorium
1915 Main Street
Forest Grove, OR 97116**

Forest Grove City Council Meetings are televised live by Tualatin Valley Community Television (TVCTV) Government Access Programming, Ch 30. To obtain the programming schedule, please contact TVCTV at 503.629.8534 or visit <http://www.tvctv.org/government-programming/government-meetings/forest-grove>.

PETER B. TRUAX, MAYOR

Thomas L. Johnston, Council President
Richard G. Kidd III
Victoria J. Lowe

Ronald C. Thompson
Elena Uhing
Malynda H. Wenzl

All meetings of the City Council are open to the public and all persons are permitted to attend any meeting except as otherwise provided by ORS 192. The public may address the Council as follows:

➔ **Public Hearings** – Public hearings are held on each matter required by state law or City policy. Anyone wishing to testify should sign in for any Public Hearing prior to the meeting. The presiding officer will review the complete hearing instructions prior to testimony. The presiding officer will call the individual or group by the name given on the sign in form. When addressing the Council, please use the witness table (center front of the room). Each person should speak clearly into the microphone and must state his or her name and give an address for the record. All testimony is electronically recorded. In the interest of time, Public Hearing testimony is limited to three minutes unless the presiding officer grants an extension. Written or oral testimony is heard prior to any Council action.

➔ **Citizen Communications** – Anyone wishing to address the Council on an issue not on the agenda should sign in for Citizen Communications prior to the meeting. The presiding officer will call the individual or group by the name given on the sign in form. When addressing the Council, please use the witness table (center front of the room). Each person should speak clearly into the microphone and must state his or her name and give an address for the record. All testimony is electronically recorded. In the interest of time, Citizen Communications is limited to two minutes unless the presiding officer grants an extension.

The public may not address items on the agenda unless the item is a public hearing. Routinely, members of the public speak during Citizen Communications and Public Hearings. If you have questions about the agenda or have an issue that you would like to address to the Council, please contact the City Recorder, aruggles@forestgrove-or.gov, 503-992-3235.

City Council meetings are handicap accessible. Assistive Listening Devices (ALD) or qualified sign language interpreters are available for persons with impaired hearing or speech. For any special accommodations, please contact the City Recorder, aruggles@forestgrove-or.gov, 503-992-3235, at least 48 hours prior to the meeting.

EXECUTIVE SESSIONS ARE CLOSED TO THE PUBLIC.

Representatives of the news media and designated staff may attend Executive Sessions. Representatives of the news media are specifically directed not to report on any of the deliberations during the Executive Session, except to state the general subject of the session as previously announced. No Executive Session may be held for the purpose of taking final action or making any final decision.

The City Council will convene in the Community Auditorium – Conference Room to hold the following executive session:

Brenda Camilli, Human Resources Manager
5:30
Jesse VanderZanden, City Manager

In accordance with ORS 192.660(2)(D) to conduct deliberations with person designated by the governing body to carry on labor negotiations.

Paul Downey, Administrative Services Director
Sue Rau-Hudson-Rau, Municipal Court Supervisor
Kevin Ellingsburg, Police Captain
J. F. Schutz, Police Chief
Anna Ruggles, City Recorder
Jesse VanderZanden, City Manager

6:00 WORK SESSION: CITY CODE UPDATE

The City Council will convene in the Community Auditorium – Conference Room to conduct the above work session(s). The public is invited to attend and observe the work session(s); however, no public comment will be taken. The Council will take no formal action during the work session(s).

7:00 1. REGULAR MEETING: Roll Call and Pledge of Allegiance

2. **CITIZEN COMMUNICATIONS:** Anyone wishing to speak to Council on an item not on the agenda may be heard at this time. *Please sign-in before the meeting on the Citizen Communications form posted in the foyer.* In the interest of time, please limit comments to two minutes. Thank you.

3. **CONSENT AGENDA: See Page 4**

4. **ADDITIONS/DELETIONS:**

5. **PRESENTATIONS:**

(Video & PowerPoint Presentation) **7:05**
J. F. Schutz, Police Chief 20mins

5. A. • *Family Justice Center of Washington County Introduction, Patrick Lemmon, Project Manager*

(PowerPoint Presentation) **7:25**
Paul Downey, Administrative Services Director 10mins

5. B. • *Quarterly Financial Report for Period Ending March 31, 2016*

(PowerPoint Presentation) **7:35**
Brandi Walstead, Program Coordinator 20mins
Jon Holan, Community Development Director
Jesse VanderZanden, City Manager

6. **CONTINUE PUBLIC HEARING FROM MAY 23, 2016: SECOND READING OF ORDINANCE NO. 2016-12 AMENDING FOREST GROVE CITY CODE CHAPTER 7 BY ADDING NEW CODE SECTIONS 7.900 TO 7.930 PROHIBITING THE USE OF SINGLE-USE PLASTIC CARRYOUT BAGS**

<p>(PowerPoint Presentation) Paul Downey, Administrative Services Director Jesse VanderZanden, City Manager</p>	<p>7:55 15mins</p>	<p>7. <u>CONTINUE PUBLIC HEARING FROM APRIL 11, 2016: RESOLUTION NO. 2016-36 FIXING SOLID WASTE RATES TO BE CHARGED BY FRANCHISE (WASTE MANAGEMENT) IN THE CITY OF FOREST GROVE, EFFECTIVE JULY 1, 2016, AND REPEALING RESOLUTION NO. 2013-72 (CANCELLING RESOLUTION NO. 2016-24)</u></p>
<p>Rob Foster, Public Works Director Paul Downey, Administrative Services Director Jesse VanderZanden, City Manager</p>	<p>8:10 15mins</p>	<p>8. <u>PUBLIC HEARING AND RESOLUTION NO. 2016-37 FIXING WATER RATES FOR THE CITY OF FOREST GROVE (4.25 PERCENT INCREASE), EFFECTIVE JULY 1, 2016 AND REPEALING RESOLUTION NO. 2015-39</u></p>
<p>(PowerPoint Presentation) Jeff King, Economic Development Manager George Cress, Light and Power Director Jesse VanderZanden, City Manager</p>	<p>8:25 10mins</p>	<p>9. <u>RESOLUTION NO. 2016-38 APPROVING THE CITY OF FOREST GROVE TO SPONSOR AND ADMINISTER AN APPLICATION TO RE-DESIGNATE THE FOREST GROVE/CORNELIUS ENTERPRISE ZONE</u></p>
<p>Paul Downey, Administrative Services Director Jesse VanderZanden, City Manager</p>	<p>8:35 15mins</p>	<p>10. <u>RESOLUTION NO. 2016-39 ADOPTING REVISED PENSION FUNDING POLICY FOR THE CITY OF FOREST GROVE RETIREMENT PLAN</u></p>
<p>City Councilors</p>	<p>8:50 15min</p>	<p>11. <u>CITY COUNCIL COMMUNICATIONS:</u></p>
<p>Jesse VanderZanden, City Manager</p>	<p>9:05 5min</p>	<p>12. <u>CITY MANAGER'S REPORT:</u></p>
<p>Peter Truax, Mayor</p>	<p>9:10 5min</p>	<p>13. <u>MAYOR'S REPORT:</u></p>
	<p><u>9:15</u></p>	<p>14. <u>ADJOURNMENT:</u></p>

-
- 3. CONSENT AGENDA:** Items under the Consent Agenda are considered routine and will be adopted with a single motion, without separate discussion. Council members who wish to remove an item from the Consent Agenda may do so prior to the motion to approve the item(s). Any item(s) removed from the Consent Agenda will be discussed and acted upon following the approval of the remaining Consent Agenda item(s).
- A. Approve City Council Special Meeting Minutes of April 28, 2016.
 - B. Accept Committee for Citizen Involvement Meeting Minutes of October 6 and November 3, 2015, January 5, February 2, March 1 and April 5, 2016.
 - C. Accept Community Forestry Commission Meeting Minutes of April 20, 2016.
 - D. Accept Historic Landmarks Board Meeting Minutes of April 26, 2016.
 - E. Accept Planning Commission Meeting Minutes of March 21 and May 2, 2016.
 - F. Community Development Department Monthly Building Activity Informational Report for May 2016.
 - G. Endorse Change of Ownership Liquor License Application (Full On-Premises Sales) for Ballad Town Billiards, 2036 Pacific Avenue (Applicant: Tony LaMar).
 - H. Endorse Change of Ownership Liquor License Application (Full On-Premises Sales) for My Place, 1930 21st Avenue (Applicant: Thomas Lepschat).
 - I. **ENDORSE LIQUOR LICENSE RENEWAL APPLICATION FOR YEAR 2016:**
 - 1. Pac Thai (Limited On-Premises Sales)



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<i>CITY RECORDER USE ONLY:</i>	
AGENDA ITEM #:	_____
MEETING DATE:	_____
FINAL ACTION:	_____

CITY COUNCIL STAFF REPORT

WORK SESSION:

TO: *City Council*

FROM: *Jesse VanderZanden, City Manager*

MEETING DATE: *June 13, 2016*

PROJECT TEAM: *Anna Ruggles, CMC, City Recorder; Sue Rau-Hudson-Rau, Municipal Court Supervisor; Kevin Ellingsburg, Police Captain; J. F. Schutz, Police Chief; Tom Gamble, Parks and Recreation Director; and Paul Downey, Administrative Services Director*

SUBJECT TITLE: *Chapter 2 and Chapter 5 of the City Code Update*

ACTION REQUESTED: Ordinance Order Resolution Motion Informational

X all that apply

ISSUE STATEMENT:

Staff, with advisement from the City Attorney, is seeking to make Chapter 5 consistent with Chapter 6 by outlining an abatement process through Municipal Court instead of the City Council, among other provisions. With this effort, new code language is necessary in Chapter 2, Government and Administration, for purposes of delegating jurisdiction to Municipal Court over Code violations and certain offenses and authority to implement processes for conduct of hearings, ordering compliance of code provisions and imposing civil penalties on behalf of the City. The proposed amendments would allow the City to maintain the quality of life of residents and commercial tenants of Forest Grove, at the same time, shift the responsibilities and enable enforcement officers to enforce the abatement of nuisances and effectively pursue nuisance abatement actions, as well as cost recovery through the Municipal Court. Without the proposed amendments to the abatement procedures contained in Chapter 5, persons have no recourse of having abatement notices and matters heard in a court of jurisdiction. As a result, it is making it increasingly difficult for the City to enforce and administer nuisance abatements in an efficient and effective manner, consistent with Chapter 6.

In addition, the City is proposing to enact new code provisions authorizing the City the ability to exclude an individual from city parks, city-owned or leased properties and/or city-sponsored events for a period of up to 90-days, if the individual is engaging in conduct made criminal or in violation of code provisions or adopted rules of conduct. The proposed code is due to increased criminal activities and behaviors that disrupt or create a risk of harm to other users, particularly children and families, who are using city facilities, such as parks and recreational areas, and officers having no authority to exclude individuals who are engaging in such criminal activities while on city-owned properties. Other local cities have adopted similar ordinances. However, the

City recognizes that individuals excluded are entitled to due process, so the City has included provisions for appealing exclusion notices through Municipal Court.

Additionally, staff met and reviewed the proposed code amendments with Parks and Recreation Commission and Public Safety Advisory Commission and both commissions unanimously support the proposed amendments and immediate implementation of the proposed amendments and 90-day exclusion authority. In addition, the City Attorney conducted a legal review and/or drafted language pertaining to the amendments in Chapter 2 and Chapter 5.

BACKGROUND:

Chapter 5 and 6 of the City Code deal with nuisance violations and abatements. In 2013, Council adopted updates to Chapter 6, Vehicles & Traffic, which declares the storage of discarded vehicles on private property to be deemed as a public nuisance and outlines an abatement process through Municipal Court instead of the City Council. Staff, with advisement from the City Attorney, is seeking to make Chapter 5 consistent with Chapter 6 by outlining an abatement process through Municipal Court instead of the City Council. Staff is proposing to update only those pertinent sections in Chapter 5 that contain nuisance abatement procedures. Staff, again with advisement from the City Attorney, is also seeking a comprehensive legal review and recodification of the entire City Code. The City Code has not had legal review or technical codification since 1988. The City Code consists of all regulatory, penalty and administrative City ordinances of a general and permanent character and contains archaic or obsolete code ordinances that can be problematic on a variety of levels, including the potential to impact the City's revenue generating capabilities, due to code and safety enforcement officials are unable to enforce laws with consistency and accuracy, which results in the Municipal Court being unable to prosecute violations or offenses based on equity.

Nuisances on private property deemed as public nuisances and that may be abated pursuant to Chapter 5, include Nuisances Affecting Public Health, Safety or Welfare, i.e., accumulations of debris and rubbish, unsanitary conditions or premises, attractive nuisances, sidewalk nuisances, noxious vegetation, etc. Staff is also proposing to declare graffiti as a public nuisance, which would allow abating graffiti through Municipal Court.

Procedural changes set forth in Chapter 5, Code Sections 5.270, Abatement Procedures, allow:

- 5.270(2): The Enforcement Officer (~~City Manager~~) making the determination that a nuisance exists;
- 5.270(2&3): The Enforcement Officer (~~City Manager~~) posting a notice directing Person-in-Charge or Owner (~~person responsible~~) to abate the nuisance. At the time of posting, mailing a copy of the notice by Certified Mail (~~registered~~), which is consistent with current practice;
- 5.270(4): Allowing Person-in-Charge or Owner (~~responsible party~~) to file a written petition with Municipal Court (~~City Recorder~~) and request a hearing to challenge the abatement notice;

- 5.270(7): In the event a written petition is filed with Municipal Court (City Recorder), the Municipal Court (Council) shall schedule and a conduct hearing. The Court may alter the date and time on its own motion or at the request of the person or City for good cause;
- 5.275(1): If the nuisance is not abated within the time specified, the Enforcement Officer may file a complaint or citation with the Municipal Court (~~instead of Council causing the nuisance to be abated~~);
- 5.275(6): Upon determination by the Court that the City has carried its burden, the Court is authorized to issue a written order authorizing the City to enter the property and abate the nuisance and such other relief that the Court deems reasonable;
- 5.275(9): The Enforcement Officer shall send notice and an accounting statement showing the costs incurred by the City for abating the nuisance;
- 5.275(11): The person may challenging the reasonableness or justification of any cost, charge or fee imposed by the City as a result of the abatement by filing a written petition with Municipal Court; and
- 5.280: At the hearing, the Municipal Court shall either affirm or deny and make final determination on behalf of the City; and
- 5.305: Violations and Penalties: Allowing Municipal Court discretion to impose a penalty to a first time violator in an amount of not less than \$100 and not more than \$250 per day for each nuisance violation, consistent with the penalty of other nuisance-related violations, i.e., discarded vehicles.
- Section 5.000: Adoption of Criminal Code of 1971 (adopted in 2004): Repealing in its entirety as advised by the City Attorney as these provisions are cited into Circuit Court and not into Municipal Court jurisdiction.
- Section 5.180: Graffiti Removal; Notice and Procedures
- 5.180(2): The Enforcement Officer (City Manager) determining if a graffiti nuisance exists;
- 5.180(3): The Enforcement Officer (~~City Manager~~) mailing a warning notice directing Person-in-Charge or Owner (occupant responsible) to abate the nuisance; and
- 5.180(3): Allowing persons to file written hardships directly to Police Chief (City Manager); and
- 5.180(4) and 5.265: Declaring graffiti a nuisance that may be abated through Municipal Court.

The other proposed amendments to Chapter 5 include:

- 5.295: Summary Abatement: Clarifies and expands provisions to require sending notice if the City takes action to cause summary abatement and enables the person to challenge the summary abatement and costs imposed thereof by filing a written petition with Municipal Court, consistent with other nuisance abatement hearings and the Court making final findings. Currently, City Code does not contain these requirements.
- 5.505: Dog Control: Enacting Washington County Code, Ordinance No. 794, 01/20/2016, Chapter 6.04, titled "Animal Services Code" as the City's code to regulate the keeping, licensing and control of dogs within the City. Washington County repealed its 1985 "Dog Control Ordinance", so the City must reenact the County's new ordinance for compliance. The County's code includes dog bites, abuse, neglect, and abandonment of dogs, cats, livestock and other animals, aggressive or dangerous dogs, stray dogs (animals at large), and injured dogs or cats.

- ❑ 5.510: Amendments to Dog Control Ordinance: Deleting this section as it is no longer applicable.

New Code Provisions, Sections 2.705 and 2.710, Municipal Court:

With the proposed updates to Charter 5, new code provisions are necessary in Chapter 2 for purposes of delegating jurisdiction to Municipal Court and authority to implement processes for conduct of hearings, ordering compliance of code provisions and imposing civil penalties on behalf of the City. The new provisions in Chapter 2 include:

- ❑ 2.705: Jurisdiction – Limitation: Authorizing Municipal Court jurisdiction over City Code violations and certain offenses, i.e., traffic violations, minor in possession of alcohol and provisions of Oregon marijuana laws;
- ❑ 2.710: Authority of the Municipal Court: Granting authority to Municipal Court to implement processes for conduct of hearings; ordering compliance of code provisions; imposing civil penalties; and assessing costs on behalf of the City.

New Code Provisions, Sections 5.375 to 5.385, Exclusion from City Facility or Property:

The City is proposing to enact new code provisions authorizing the City the ability to exclude an individual from city parks, city-owned or leased properties or city-sponsored events for a period of up to 90 days, if the individual is engaging in conduct made criminal or in violation of code provisions or adopted rules of conduct. The proposed code is due to increased criminal activities and behaviors that disrupt or create a risk of harm to other users, particularly children and families, who are using city facilities, such as parks and recreational areas, and officers having no authority to exclude individuals who are engaging in such criminal activities while on city-owned properties. Other local cities have adopted similar ordinances. However, the City recognizes that individuals excluded are entitled to due process, so the City has included provisions for appealing exclusion notices through Municipal Court. The Exclusion provisions include:

- ❑ 5.375: Exclusion Authority: Exclusion authority is based upon substantial objective belief that the individual engaged in:
 - Conduct made criminal as either a misdemeanor or felony under state law;
 - Conduct in violation of City Code;
 - Conduct in violation of adopted rule of conduct.
- ❑ 5.380: Exclusion Notice: Requires issuance of a Exclusion Notice
- ❑ 5.385: Appeal of Exclusion: Allowing an individual to file an appeal with Municipal Court to have the exclusion rescinded or period shortened.
- ❑ 5.390: Violation – Criminal Trespass: Contains provisions warning an individual who knowingly violates a Notice of Exclusion that is effect, commits the crime of criminal trespass.
- ❑ 5.415: Conduct; Exclusion: Incorporating into Park Regulations, Code Sections 5.405 to 5.490, the provisions of Section 5.375 (90-day Exclusion Authority).

The exclusion provisions do not authorize the exclusion of any person lawfully exercising free speech rights or other rights protected by the state or federal constitutions. However, a person engaged in such protected activity who commits acts that are not protected, but that violate applicable provisions of law, may be subject to exclusion as provided by Section 5.375.

FISCAL IMPACT:

The proposed code amendments have no direct fiscal impact and no new penalties are added. The purpose of the proposed ordinance is to alleviate city costs for nuisance abatement and to improve the efficiency and effectiveness of the nuisance abatement program. The program should recover a portion of the administrative costs to abate nuisances as deemed by the Court.

STAFF RECOMMENDATION:

This staff report is for informational purposes of the Work Session discussion with Council.

- Staff is seeking Council feedback and asking Council to consider first reading of the proposed ordinance at the next regular Council meeting and second reading following thereafter; and
- Staff is seeking input on whether to propose the ordinance as an emergency to allow for an immediate effective date.

Enacting the proposed ordinance as an emergency (which would be published in accordance with City Charter), is so the nuisance abatement program is effective immediately for the reasons noted above and the exclusion authority, due to summer being underway and increased criminal activities and behaviors occurring on city-owned properties and officers having no authority to exclude individuals who are engaging in such criminal activities.

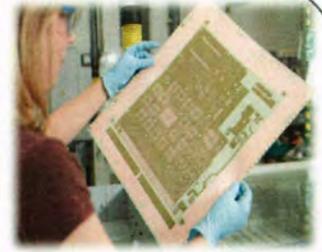
ATTACHMENT(s):

PowerPoint Presentation

Proposed Amendments (showing deleted/new language)

WC Code 6.04

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CHAPTER 2 AND CHAPTER 5 PROPOSED CODE AMENDMENTS:

City Council Work Session

June 13, 2016

BACKGROUND AND PURPOSE:

- ❖ Chapter 5 and 6 of the City Code deal with nuisance violations and abatements.
- ❖ In 2013, Council adopted updates to Chapter 6, Vehicles & Traffic, which declares the storage of discarded vehicles on private property to be deemed as a public nuisance and outlines an abatement process through Municipal Court instead of the City Council.
- ❖ Staff, with advisement from the City Attorney, is seeking to make Chapter 5 consistent with Chapter 6 by outlining an abatement process through Municipal Court instead of the City Council, among other provisions. Staff is proposing to update only those pertinent sections in Chapter 5 that contain the nuisance abatement procedures.
- ❖ Staff, again with advisement from the City Attorney, is also seeking a comprehensive legal review and recodification of the entire code. The City Code has not had legal review or technical codification since 1988.

BACKGROUND AND PURPOSE:

Nuisances on private property deemed as public nuisances in City Code and that may be abated pursuant to Chapter 5, include:

- Nuisances Affecting Public Health, Safety or Welfare, i.e., accumulations of debris and rubbish, unsanitary conditions or premises, attractive nuisances, sidewalk nuisances, noxious vegetation, etc.
- Graffiti is currently not declared as a public nuisance and may not be abated. Staff is proposing to declare graffiti as a public nuisance as well, which would allow the City to abate through Municipal Court.

BACKGROUND AND PURPOSE:

- ❖ Current abatement procedures found in Chapter 5 were adopted when the City did not have a Municipal Court and contains outdated language requiring a person to protest an abatement notice by filing a written petition with the City Recorder; Recorder referring petitions as a part of Council's regular meeting agendas and scheduling Council hearings; Council making final determinations and ordering abatements thereof; however, the procedures stop there and does not contain provisions allowing a person the ability to challenge abatement costs, charges and fees imposed by the City; and
- ❖ Without the proposed amendments to the abatement procedures contained in Chapter 5, persons have no recourse of having abatement notices and matters heard in a court of jurisdiction. As a result, it is making it increasingly difficult for the City to enforce and administer nuisance abatements in an efficient and effective manner, consistent with Chapter 6.

Amendments to Code Sections 5.270 to 5.280, Abatement Procedures

Procedural changes set forth in Chapter 5, Code Sections 5.270, Abatement Procedure, allow:

- ❑ 5.270(2): The Enforcement Officer (~~City Manager~~) making the determination that a nuisance exists;
- ❑ 5.270(2&3): The Enforcement Officer (~~City Manager~~) posting a notice directing Person-in-Charge or Owner (~~person responsible~~) to abate the nuisance within 10 days of the notice (as required by City Code). At the time of posting, mailing a copy of the notice by Certified Mail (~~registered~~), which is consistent with current practice;
- ❑ 5.270(4): Allowing Person-in-Charge or Owner (~~responsible party~~) to file a written petition with Municipal Court (~~City Recorder~~) within 10 days of the notice and request a hearing to challenge the abatement notice;

Continued: Amendments to Code Sections 5.270 to 5.280, Abatement Procedures

- ❑ 5.270(7): In the event a written petition is filed with Municipal Court (~~City Recorder~~), the Municipal Court (~~Council~~) shall schedule and conduct a hearing;
- ❑ 5.275(1): If the nuisance is not abated within the time specified, the Enforcement Officer may file a complaint or citation with the Municipal Court (instead of Council causing the nuisance to be abated);
- ❑ 5.275(6): Upon determination by the Court that the City has carried its burden, the Court is authorized to issue a written order authorizing the City to enter the property and abate the nuisance; impose a civil penalty; and such other relief that the Court deems reasonably;
- ❑ 5.275(9): The Enforcement Officer shall send notice and an accounting statement showing the costs incurred by the City for abating the nuisance;

Continued: Amendments to Code Sections 5.270 to 5.280, Abatement Procedures

- ❑ 5.275(11): The person may challenging the reasonableness or justification of any cost, charge or fee imposed by the City as a result of the abatement by filing a written petition with Municipal Court; and
- ❑ 5.280: At the hearing, the Municipal Court shall either affirm or deny and make final determination on behalf of the City; and
- ❑ 5.305: Violations and Penalties: Allowing Municipal Court discretion to impose a penalty to a first time violator in an amount of not less than \$100 and not more than \$250 per day for each nuisance violation, consistent with the penalty of other nuisance-related violations, i.e., discarded vehicles contains the same penalties.

Other Proposed Amendments to Chapter 5 include:

- ❑ Section 5.000: Adoption of **Criminal Code** of 1971 (adopted in 2004):
Repealing in its entirety as advised by the City Attorney as these provisions are cited into Circuit Court and not into Municipal Court jurisdiction.
- ❑ Section 5.180: **Graffiti** Removal; Notice and Procedures
- ❑ 5.180(2): The Enforcement Officer (~~City Manager~~) determining if a graffiti nuisance exists;
- ❑ 5.180(3): The Enforcement Officer (~~City Manager~~) mailing a warning notice directing Person-in-Charge or Owner (~~occupant responsible~~) to abate the nuisance; and
- ❑ 5.180(3): Allowing persons to file written hardships directly to Police Chief (~~City Manager~~) for determination thereof.
- ❑ 5.180(4) and 5.265: Declaring graffiti a nuisance that may be abated through Municipal Court.

Code Section 5.295, Summary Abatement

- ❑ 5.295: Summary Abatement: Clarifies and expands provisions to require sending notice if the City takes action to cause summary abatement and enables the person to challenge the summary abatement and costs imposed thereof by filing a written petition with Municipal Court, consistent with other nuisance abatement hearings and the Court making final findings. Currently, City Code does not contain these requirements.

Code Section 5.505, Dog Control

- ❑ 5.505: Dog Control: Enacting Washington County Code, Chapter 6.04, titled “Animal Services Code” as the City’s code to regulate the keeping, licensing and control of dogs within the City.

Washington County repealed its 1985 “Dog Control Ordinance, so the City must reenact the County’s new ordinance for compliance.

5.510: Amendments to Dog Control Ordinance: Deleting this section as it is no longer applicable.

CHAPTER 2 PROPOSED AMENDMENTS INCLUDE:

New Code Sections 2.705 and 2.710, **Municipal Court:**

With the proposed updates to Charter 5, new code provisions are necessary in Chapter 2 for purposes of delegating jurisdiction to Municipal Court and authority to implement processes for conduct of hearings, ordering compliance of code provisions and imposing civil penalties on behalf of the City.

- ❑ 2.705: Jurisdiction – Limitation: Authorizing Municipal Court jurisdiction over city code violations and certain offenses, i.e., traffic violations, minor in possession of alcohol and provisions of Oregon marijuana laws;
- ❑ 2.710: Authority of the Municipal Court: Granting authority to Municipal Court to implement processes for conduct of hearings; ordering compliance of code provisions; imposing civil penalties; and assessing costs on behalf of the City.

New Provisions, Code Sections 5.375 to 5.385 “Exclusion from City Facility or Property”

- ❖ The City is proposing to enact new code provisions authorizing the City the ability to exclude an individual from city parks, city-owned or leased properties or city-sponsored events for a period of up to 90 days, if the individual is engaging in conduct made criminal or in violation of code provisions or adopted rules of conduct. The proposed code is due to increased criminal activities and behaviors that disrupt or create a risk of harm to other users, particularly children and families, who are using city facilities, such as parks and recreational areas; and
 - Officers having no authority to exclude individuals who are engaging in such criminal activities while on city-owned properties;
 - The provisions include an appeal process through Municipal Court.
 - Other local cities have adopted similar ordinances.

Exclusion Notice:

- ❑ **5.375: Exclusion Authority:** Exclusion authority is based upon a substantial objective belief that the individual has engaged in:
 - Conduct made criminal as either a misdemeanor or felony under state law;
 - Conduct in violation of City Code;
 - Conduct in violation of City Council adopted rule of conduct.

- ❑ **5.380: Exclusion Notice:** Requires issuance of a Exclusion Notice
- ❑ **5.385: Appeal of Exclusion:** Allowing an individual to file an appeal with Municipal Court within five business days of the issuance of notice to have the exclusion rescinded or the exclusion period shortened.
- ❑ **5.390: Violation – Criminal Trespass:** Contains provisions warning an individual who knowingly violates a Notice of Exclusion that is effect, commits the crime of criminal trespass.

The exclusion provisions do not authorize the exclusion of any person lawfully exercising free speech rights or other rights protected by the state or federal constitutions. However, a person engaged in such protected activity who commits acts that are not protected, but that violate applicable provisions of law, may be subject to exclusion as provided by Section 5.375.

Code Section 5.415, Park Regulations, include:

- ❑ 5.415: Conduct; Exclusion: Incorporating in Park Regulations, Code Sections 5.405 to 5.490, the provisions of Section 5.375 (90-day Exclusion Authority).

NEXT STEPS:

- Staff is seeking Council feedback and asking Council to consider first reading of the proposed ordinance at the next regular Council meeting and second reading following thereafter.
- Staff is seeking input on whether to propose as an emergency to allow for an immediate effective date.
- As mentioned, the City Code is in a major need of a comprehensive legal review and recodification as the code has not had legal review since 1988. Funding is proposed for conducting professional services through the League of Oregon Cities (American Legal Publishing Corporation).

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CHAPTER 2
GOVERNMENT AND ADMINISTRATION
EXHIBIT A

The following are proposed amendments to the Chapter 2, Government and Administration.

Strikethrough is deleted language and underline is new language in Red.

MUNICIPAL COURT

2.705

Jurisdiction – Limitation.

- (1) The Municipal Court has jurisdiction over:
 - (a) Traffic violations as defined by State law;
 - (b) Violations of State law provisions denominated as offenses punishable by other than imprisonment relating to:
 - i. Minor in possession of alcohol (person under 21)
 - ii. Allowing 5.380
 - iii. minor (person under 21) to consume alcohol on property;
 - iv. Minor in possession of alcohol (person under 21) while operating a motor vehicle;
 - v. Provisions of Oregon marijuana laws by a minor (person under 21) and person over 18 which are classified as violations; and
 - (c) Violations of the provisions of Chapter 2 through 9 of the Forest Grove City Code and Chapter 10 of the Forest Grove Development Code.

2.710

Authority of the Municipal Court.

- (1) The Municipal Court may adopt rules concerning procedure, conduct of hearings and forms so as to implement the provisions of the Code.
- (2) The Municipal Court may order a party found in violation of the code to comply with the provisions within such time as the Municipal Court may allow. The order may require the party to do any and all of the following:
 - (a) Make any and all necessary repairs, modifications and/or improvements to the building, real property or equipment involved;
 - (b) Abate or remove any nuisance;
 - (c) Change the use of the building or real property involved;
 - (d) Install any equipment necessary to achieve compliance;
 - (e) Pay the City a civil penalty of up to \$1,000 per day or greater amount as authorized elsewhere in the code; or
 - (f) Undertake any other action reasonably necessary to correct the violation or mitigate the effects.
- (3) If any person fails to comply with any of the provisions ordered by the Municipal Court (except requiring payment of a civil penalty), the Court may authorize the City to undertake such actions as the Court may believe is reasonably necessary and/or to take other actions to correct the

violation, eliminate, or mitigate the effect. The City's reasonable costs of such actions, including any unpaid civil penalties, may be made a lien against the affected real property.

CHAPTER 5
PUBLIC PROTECTION
EXHIBIT A

The following are proposed amendments to the Chapter 5, Public Protection.

Strikethrough is deleted language and underline is new language in Red.

5.000 — ADOPTION OF OREGON CRIMINAL CODE OF 1974.

(Ord. 2004-07, 10/11/2004)

The following Oregon statutes are hereby adopted as the Forest Grove Criminal Code:

A. General Provisions.

1. Definitions.

<u>ORS Number</u>	<u>Title</u>
161.015	General Definitions.

2. Criminal Liability.

<u>ORS Number</u>	<u>Title</u>
161.085	Definitions with respect to culpability.
161.095	Requirements of culpability.
161.105	Culpability requirements inapplicable to certain violations.
161.115	Construction of statutes with respect to culpability.
161.125	Intoxication; drug or controlled substance dependence as defense.

3. Parties to Crime.

<u>ORS Number</u>	<u>Title</u>
161.150	Criminal liability described.
161.155	Criminal liability for conduct of another.
161.160	Defense to criminal liability for conduct of another.
161.165	Exemptions to criminal liability for conduct of another.
161.170	Criminal liability of corporations.
161.175	Criminal liability of an individual for corporate conduct.

Comment [AR1]: City Attorney advised to repeal all provisions that adopt by reference the provisions of the state criminal code and leave the prosecution of these crimes to circuit court.

4. Justification.

<u>ORS Number</u>	<u>Title</u>
161.190	Justification as a defense.
161.195	"Justification" described.
161.200	Choice of evils.
161.205	Use of physical force generally.
161.209	Use of physical force in defense of a person.
161.215	Limitations on use of physical force in defense of a person.
161.219	Limitations on use of deadly physical force in defense of a person.
161.225	Use of physical force in defense of premises.
161.229	Use of physical force in defense of property.
161.235	Use of physical force in making an arrest or in preventing an escape.
161.239	Use of deadly physical force in making an arrest or in preventing an escape.
161.245	"Reasonable belief" described; status of unlawful arrest.
161.249	Use of physical force by private person assisting an arrest.
161.255	Use of physical force by private person making citizen's arrest.
161.260	Use of physical force in resisting arrest prohibited.
161.265	Use of physical force to prevent escape.
161.270	Duress.
161.275	Entrapment.

5. Responsibility.

<u>ORS Number</u>	<u>Title</u>
161.290	Incapacity due to immaturity.
161.295	Effect of mental disease or defect; guilty except for insanity.
161.300	Evidence of disease or defect admissible as to intent.
161.305	Disease or defect as affirmative defense.

6. Inchoate Crimes.

<u>ORS Number</u>	<u>Title</u>
161.405	"Attempt" described.
161.425	Impossibility not a defense.
161.430	Renunciation as a defense to attempt.
161.435	"Solicitation" described.
161.440	Renunciation as defense to solicitation.
161.450	"Conspiracy" described.

161.455	Conspiratorial relationship.
161.460	Renunciation as defense to conspiracy.
161.465	Duration of conspiracy.
161.475	Defenses to solicitation and conspiracy.
161.485	Multiple convictions barred in inchoate crimes.

7. Classes of Offense.

<u>ORS Number</u>	<u>Title</u>
153.008	Violations Described.
161.505	"Offense" described.
161.515(1)	"Crime" described.
161.545	"Misdemeanor" described.
161.555	Classification of misdemeanors.
161.566	Misdemeanor treated as violation; prosecuting attorney's election.
161.568	Misdemeanor treated as violation; court's election.
161.575	Types of violations.

8. Disposition of Offenders.

<u>ORS Number</u>	<u>Title</u>
161.615	Prison terms for misdemeanors.
161.635	Fines for misdemeanors.
161.645	Standards for imposing fines.
161.665	Costs.
161.675	Time and method of payment of fines, restitution and costs.
161.685	Effect of nonpayment of fines, restitution or costs.

B. Offense Against the State and Public Justice.

1. Definitions.

<u>ORS Number</u>	<u>Title</u>
162.005	Definitions for ORS 162.005 to 162.425.
162.055	Definitions for certain provisions of ORS 162.055 to 162.425.

2. Perjury and Related Offenses.

<u>ORS Number</u>	<u>Title</u>
162.075	False swearing.
162.085	Unsworn falsification.
162.095	Defenses to perjury and false swearing limited.
162.105	Retraction as defense.
162.115	Corroboration of falsity required.

~~3. Escape and Related Offenses.~~

<u>ORS Number</u>	<u>Title</u>
162.135	Definitions for ORS 162.135 to 162.205.
162.145	Escape in the third degree.
162.175	Unauthorized departure.
162.193	Failure to appear; counsel for defendant cannot be witness; exception.
162.195	Failure to appear in the second degree.

~~4. Obstructing Governmental Administration.~~

<u>ORS Number</u>	<u>Title</u>
162.225	Definitions for ORS 162.225 to 162.375.
162.235	Obstructing governmental or judicial administration.
162.245	Refusing to assist a peace officer.
162.247	Interfering with a peace officer.
162.255	Refusing to assist in fire fighting operation.
162.295	Tampering with physical evidence.
162.305	Tampering with public records.
162.315	Resisting arrest.
162.335	Compounding
162.345	Defenses for hindering or compounding limited.
162.365	Criminal impersonation.
162.369	Possession of false law enforcement ID card.
162.375	Initiating a false report.
162.385	Giving false information to police officer for a citation.

~~5. Abuse of Public Office.~~

<u>ORS Number</u>	<u>Title</u>
162.405	Official misconduct in the first degree.
162.415	Official misconduct in the second degree.
162.425	Misuse of confidential information.

~~C. Offenses Against Persons.~~

~~1. Assault and Related Offenses.~~

<u>ORS Number</u>	<u>Title</u>
163.160	Assault in the fourth degree.
163.190	Menacing.
163.195	Recklessly endangering another person.
163.197	Hazing.
163.200	Criminal mistreatment in the second degree.
163.205	Application of 163.200 and 163.205.

163.211 Definitions.
163.212 Unlawful use of an electrical stun gun, tear gas, or mace in the second degree.

2. Sexual Offenses.

<u>ORS Number</u>	<u>Title</u>
163.305	Definitions.
163.315	Incapacity to consent.
163.325	Ignorance or mistake as a defense.
163.345	Age as a defense in certain cases.
163.415	Sexual abuse in the second degree.
163.435	Contributing to the sexual delinquency of a minor.
163.445	Sexual misconduct.
163.465	Public indecency.
163.467	Private indecency.

3. Offenses Against Family.

<u>ORS Number</u>	<u>Title</u>
163.545	Child neglect in second degree.
163.577	Failing to supervise a child.
163.575	Endangering the welfare of a minor.
163.580	Posting of signs concerning sale smoking devices.
163.665	Definitions.
163.670	Using child in display of sexual explicit conduct.
163.676	Exemption from prosecution under 163.684 or any City ordinance for exhibiting or possessing with intent to exhibit any obscene matter or performance, for movie theater employees.
163.682	Exceptions to 163.665 to 163.696.
163.687	Encouraging child abuse in the third degree.
163.690	Lack of knowledge of age of child as affirmative defense.
163.693	Failure to report child pornography.
163.700	Invasion of personal privacy.
163.702	Exceptions to 163.700.
163.705	Polygraph examination of victims in certain criminal cases prohibited.
163.707	Forfeiture of motor vehicle used in drive-by shooting.
163.709	Unlawful directing of light from a laser pointer.

4. Stalking.

<u>ORS Number</u>	<u>Title</u>
163.730	Definitions.
163.732(1)(2)(A)	Stalking.
163.735	Citation; form.
163.738	Effect of citation.
163.741	Service of order restraining stalker.
163.744	Initiation of complaint.
163.750(1)(2)(a)	Violating court's protective order.
163.753	Immunity of officer acting in good faith.
163.755	Laws do not apply to conduct protected under labor laws.

D.—Offenses Against Property.

1.—Definitions.

<u>ORS Number</u>	<u>Title</u>
164.005	Definitions.

2.—Theft and Related Offenses.

<u>ORS Number</u>	<u>Title</u>
164.015	"Theft" described.
164.025	Consolidation of theft offenses; pleading and proof.
164.035	Defenses to theft.
164.043	Theft in the third degree.
164.045	Theft in the second degree.
164.065	Theft of lost, mislaid property.
164.085	Theft by deception.
164.095	Theft by receiving.
164.105	Right of possession.
164.115	Value of stolen property.
164.125(1)...(4)(a) and (b) and (5)(a)(b)	Theft of services.
164.130	Application of ORS 164.125 to telephone or telegraph services; jurisdiction.
164.132	Unlawful distribution of cable television equipment.
164.140(1)...(4)(1)	Criminal possession of rented or leased personal property.

3.—Mail-related Offenses.

<u>ORS Number</u>	<u>Title</u>
164.160	Definitions.
164.162	Mail theft or receipt of stolen mail.

164.164 Defense in prosecution.

4. Burglary and Criminal Trespass.

<u>ORS Number</u>	<u>Title</u>
164.205	Definition.
164.235	Possession of burglar's tools.
164.243	Criminal trespass in the second degree by a guest.
164.245	Criminal trespass in the second degree.
164.255	Criminal trespass in the first degree.
164.265	Criminal trespass while in possession of a firearm.
164.270	Closure of premises to motor-propelled vehicles.
164.272	Unlawful entry into a motor vehicle.
164.276	Authority of sports official to expel persons from sports event.
164.278	Criminal trespass at sports event.

5. Arson and Related Offenses.

<u>ORS Number</u>	<u>Title</u>
164.305	Definitions for 164.305 to 164.377.
164.335	Reckless burning.

6. Criminal Mischief and Related Offenses.

<u>ORS Number</u>	<u>Title</u>
164.345	Criminal mischief in the third degree.
164.354	Criminal mischief in the second degree.
164.367	Determining value of damage in criminal mischief.
164.369	Interfering with police animal.
164.373	Tampering with cable television.
164.377(1) (2) (3) (4) (5) (a)	Computer crime.

7. Graffiti-Related Offenses.

<u>ORS Number</u>	<u>Title</u>
164.381	Definitions.
164.383	Unlawful applying graffiti.
164.386	Unlawful possessing graffiti implement.
164.388	Preemption.

8. Littering.

<u>ORS Number</u>	<u>Title</u>
164.775	Deposit of trash within 100 yards of waters

164.785 or in waters, license suspensions; civil penalties; credit for work in lieu of fines.
 Placing offensive substances in water, on highways or other property.
 164.805 Offensive littering.

9. Unlawful Transport.

<u>ORS Number</u>	<u>Title</u>
164.813	Unlawful cutting and transporting of special forest products.
164.815	Unlawful transport of hay.
164.825	Cutting and transport of coniferous trees without permit or bill of sale.
164.828	Ownership of affirmative offense.
164.835	Investigation.
164.845	Arrest, summons for cutting or transport of trees or special forest products.
164.855	Seizure of trees or special forest products cut or transported.
164.863	Unlawful transport of meat animal carcasses.

10. Miscellaneous.

<u>ORS Number</u>	<u>Title</u>
164.864	Definitions.
164.865	Unlawful sound recording.
164.866	Civil actions for injuries caused by criminal acts.
164.873(2)(a)-(b)-(c)	Exemptions.
164.875	Unlawful videotape recording.
164.887	Interference with agricultural operations.

E. Offenses Involving Fraud and Deception.

1. Forgery and Related Offenses.

<u>ORS Number</u>	<u>Title</u>
165.002	Definitions.
165.007	Forgery in the second degree.
165.017	Criminal possession of a forged instrument in the second degree.
165.027	Evidence admissible to prove forgery or possession of forged instrument.
165.037	Criminal simulation.
165.042	Fraudulently obtaining a signature.
165.047	Unlawfully using slugs.

~~165.055(1), (2), (3)(a)(b), (4)(a)~~ Fraudulent use of a credit card.
~~165.065(1) (2) (3)(a)~~ Negotiating a bad check.

2. Business and Commercial Offenses.

<u>ORS Number</u>	<u>Title</u>
165.075	Definitions.
165.080	Falsifying business records.
165.095	Misapplication of entrusted property.
165.100	Issuing a false financial statement.
165.102	Obtaining execution of documents by deception.
165.107	Failing to maintain a metal purchase record.
165.109	Failing to maintain a cedar purchase record.
165.114	Sale of educational assignments prohibited.

3. Crimes Involving Communications.

<u>ORS Number</u>	<u>Title</u>
165.535	Definitions.
165.540	Obtaining contents of communications.
165.543	Interception of communications.
165.545	Prohibitions not applicable to fire or police activities.
165.555	Unlawful telephone solicitation of contributions of charitable purposes.
165.560	Application.
165.565	Optional local ordinances, certain existing local ordinance preserved.
165.570	Improper Use of 9-1-1.
165.572	Interference with making a report.

4. Cellular Telephones.

<u>ORS Number</u>	<u>Title</u>
165.575	Definitions.
165.577	Cellular counterfeiting in the third degree.
165.583	Exemptions.
165.586	Forfeiture of cloning paraphernalia.

5. Miscellaneous.

<u>ORS Number</u>	<u>Title</u>
165.805	Misrepresentation of age by a minor.
165.825	Sale of drugged horse.

F. Offenses Against Public Order, Firearms and Related Weapons, Racketeering.

~~1. Treason, Riot, Disorderly Conduct and Related Offense.~~

<u>ORS Number</u>	<u>Title</u>
166.025	Disorderly conduct.
166.065	Harassment.
166.075	Abuse of venerated objects.
166.076	Abuse of memorial to the dead.
166.090	Telephonic harassment.
166.095	Misconduct with emergency telephone calls.
166.116	Interfering with public transportation.

~~2. Intimidation.~~

<u>ORS Number</u>	<u>Title</u>
166.155	Intimidation in the second degree.

~~3. Possession and Use of Weapons.~~

<u>ORS Number</u>	<u>Title</u>
166.180	Negligently wounding another.
166.190	Pointing a firearm at another.
166.210	Definitions.
166.240	Carrying concealed weapons.
166.250	Unlawful possession of firearms.
166.260	Person not affected by ORS 166.250.
166.262	Limitation on peace officer's authority to arrest for violating 166.250 (unlawful possession) or 166.370 (firearm in public building, court or school).
166.281	Seizure of firearms; destruction; exception; sale by auction.
166.282	Sale of weapons by political subdivision.
166.320	Setting springgun or setgun.
166.330	Use of firearms with other than incombustible gun wadding.
166.350	Unlawful possession of armor-piercing ammunition.
166.412	Definitions; firearms transaction record; criminal background check.
166.416	Providing false information in connection with a transfer of firearm.
166.418	Improperly transferring a firearm.
166.425	Unlawful purchase of firearm.
166.427	Register of transfers of used firearms.
166.460	Antique firearms excepted.
166.470	Limitations and conditions for sales of firearms.
166.480	Sale or gift of explosives to children.

~~4. Possession of Destructive Device or Firearm in Public Building.~~

<u>ORS Number</u>	<u>Title</u>
166.360	Definitions.
166.385	Possession of hoax destructive device.

~~5. Discharging Weapons.~~

<u>ORS Number</u>	<u>Title</u>
166.630(1) (2) (4)	Discharging weapon on or across highway, ocean shore recreation area or public utility facility.
166.635	Discharging weapon or throwing objects at trains.
166.638	Discharging weapon across airport operational surfaces.

~~6. Miscellaneous.~~

<u>ORS Number</u>	<u>Title</u>
166.645	Hunting in cemeteries prohibited.
166.649	Throwing object off an overpass in the second degree.
166.663	Casting artificial light from vehicle while possessing certain weapons prohibited.

~~G. Offenses Against Public Health, Decency and Animals.~~

~~1. Prostitution and Related Offenses.~~

<u>ORS Number</u>	<u>Title</u>
167.002	Definitions.
167.007	Prostitution.

~~2. Obscenity and Related Offenses.~~

<u>ORS Number</u>	<u>Title</u>
167.060	Definitions.
167.062(1) (2) (5)	Sadomasochistic abuse or sexual conduct in live show.
167.065	Furnishing obscene material to minors.
167.070	Sending obscene materials to minor.
167.080	Displaying obscene material to minors.
167.085	Defenses in prosecution under ORS 167.057 to 167.080.
167.087	Disseminating obscene material.
167.089	Exemption from prosecution under ORS 167.087.
167.090	Publicly displaying nudity or sex for advertising purposes.
167.095	Defense in prosecutions under ORS 167.090.

3. ~~Gambling Offenses.~~

<u>ORS Number</u>	<u>Title</u>
167.177	Definitions.
167.122	Promoting gambling in the second degree.
167.132	Possession of gambling records in the second degree.
167.142	Defense to possession of gambling records.
167.147	Possession of a gambling device; defense.
167.153	Proving occurrence of sporting event in prosecutions of gambling offenses.

4. ~~Offenses Involving Controlled Substances.~~

<u>ORS Number</u>	<u>Title</u>
167.203	Definitions.
167.222	Frequenting a place where controlled substances are used.
167.238	Prima facie evidence permitted in prosecutions of drug offenses.
167.242	Exemption from application of drug laws as defense in prosecution.
167.243	Exemption contained in drug laws as defense to drug offenses.
167.248	Search and seizure of conveyance in which drugs unlawfully transported or possessed.
167.252	Acquittal or conviction under federal law as precluding state prosecution.
167.262(2)(b)	Adult using minor in commission of controlled substance offense.
167.808	Unlawful possession of inhalants.
475.302	Definitions for medical marijuana laws.
475.306	Medical use of marijuana.
475.316	Limitations on cardholder's immunity from criminal laws.
475.319	Affirmative defenses to certain criminal laws.
475.323	Effect of possession of registration card on search and seizure rights.
475.342	Limitations on protection from criminal liability.
475.969	Unlawful possession of phosphorus.
475.971	Unlawful possession of anhydrous ammonia.
475.973	Unlawful possession/distribution of ephedrine, pseudoephedrine, phenylpropanolamine.
475.975	Unlawful possession of iodine in its elemental form.
475.976	Unlawful possession of iodine matrix.
475.981	Falsifying drug test results.
475.982	Providing drug test falsification equipment.
475.986(1)(d)	Application of certain controlled substances to body of

and (2) another person.

5. Offenses Against Animals.

<u>ORS Number</u>	<u>Title</u>
167.310	Definitions ORS 167.310 to 167.340.
167.315	Animal abuse in the second degree.
167.320	Animal abuse in the first degree.
167.325	Animal neglect in the second degree.
167.330	Animal neglect in the first degree.
167.332	Prohibition against possession of domestic animal.
167.333	Sexual assault of animal.
167.334	Evaluation of person convicted of violating 167.333.
167.335	Exemption for livestock, rodeo animals and commercially grown poultry.
167.340	Animal abandonment.
167.345	Authority to enter premises; search warrant; notice of impoundment of animal.
167.347	Forfeiture of animal.
167.348	Placement of forfeited animal.
167.350	Forfeiture of rights in mistreated animal; costs; disposition of animal.
167.352	Interfering with assistance, search and rescue or therapy animal.
167.355	Involvement in animal fighting.
167.360	Definitions for ORS 167.360 to 167.380.
167.370	Participation in dog fighting.
167.379	Forfeiture of rights in fighting dogs or property.
167.385	Unauthorized use of livestock animals.
167.387	Definitions.
167.388(1), (2)(b), (3) and (4)	Interference with livestock production.
167.390	Commerce in fur of domestic dogs and cats.

6. Offenses Involving Tobacco.

<u>ORS Number</u>	<u>Title</u>
167.400	Tobacco possession by minor prohibited.
167.402	Locating tobacco vending machines where minors have access prohibited.

7. Miscellaneous.

<u>ORS Number</u>	<u>Title</u>
167.810	Creating a hazard.
167.820	Concealing the birth of an infant.
167.830	Employment of minors in place of public

entertainment.
167.840 Application of ORS 167.830 limited.
167.870 Exhibiting person in trance.

~~H. Controlled Substances; Experimental Drugs; Illegal Drug Cleanup;
Paraphernalia; Precursors.~~

~~1. Alcoholic Liquors.~~

<u>ORS Number</u>	<u>Title</u>
471.001	Definitions.
471.023	"Cider" defined.
471.130	Requiring statement of age or identification card from certain purchasers.
471.135	False statement of age; statement of age as defense.
471.405	Prohibited sales, purchases, possession, transportation, importation or solicitation in general; forfeiture upon conviction.
471.406	Activities covered by prohibitions on sale of alcoholic beverages.
471.407	Offer of alcoholic beverages as inducement to make purchase.
471.408	Alcohol may not be given as prize; exception.
471.410	Providing liquor to person under 21 or to intoxicated persons; allowing consumption on property.
471.412	Allowing visibly intoxicated to consume alcohol beverages; good faith effort; effect on other liability; letters of reprimand.
471.430	Purchase or possession of liquor by person under 21; entry of licensed premises by person under 20; community service and suspension of driving privileges.
471.432	Examination for problem condition involving alcohol upon conviction.
471.440	Manufacture of mash, wort or wash; establishment of distillery.
471.475	Mixing, storing or serving liquor without a license.
471.990	Penalties.

~~2. Uniform Controlled Substances Act.~~

<u>ORS Number</u>	<u>Title</u>
475.005	Definitions.

~~3. Enforcement.~~

<u>ORS Number</u>	<u>Title</u>
475.245	Conditional discharge for possession as first offense.
475.255	Status of penalties.
475.265	When prosecution barred.

4. Interpretation; Title.

<u>ORS Number</u>	<u>Title</u>
475.275	Uniformity of interpretation.
475.285	Short title.

5. Drug Paraphernalia.

<u>ORS Number</u>	<u>Title</u>
475.525	Sale of drug paraphernalia prohibited; definition of drug paraphernalia; exceptions.
475.535	Action to enforce ORS 475.525 to 475.565.
474.545	Order of forfeiture of paraphernalia; effect.
475.555	Seizure of drug paraphernalia.
475.565	Civil penalty for violation of ORS 475.525 to 475.565.

6. Hypodermic Devices.

<u>ORS Number</u>	<u>Title</u>
475.805	Providing hypodermic device to minor prohibited; exception.

7. Precursor Substances.

<u>ORS Number</u>	<u>Title</u>
475.940	Precursor substances described; certain compounds containing ephedrine exempted.

Penalties.

<u>ORS Number</u>	<u>Title</u>
475.950	Penalty for failure to report precursor substance.
475.955	Penalty for failure to report missing precursor substances.
475.960	Penalty for illegally selling drug equipment.
475.965	Penalty for providing false information on precursor substances report.
475.991	Penalty for unlawful delivery of imitation

475.992(1)(d)(e);
(2)(b), (3)(d) (e),
(4)(c) (d) (e) (f)
475.993(1), (2)(b) (c)
(d)
475.994
475.995(3), (4)
475.999

controlled substance.
Prohibited acts generally; penalties.
Prohibited acts for registrants; penalties.
Prohibited acts involving records and fraud;
penalties.
Penalties for distribution to minors.
Penalty for manufacture or delivery of
controlled substance within 1000 feet of
school.

GRAFFITI PREVENTION, PROHIBITION AND REMOVAL

5.180

Graffiti Removal; Notice and Procedures.

- (1) The occupant or responsible party Person-in-Charge and/or Owner of Property of any within the City shall remove any graffiti from that such property within ten (10) days of the graffiti's appearance or discovery.
- (2) Whenever the Manager, or manager's designee, Upon determination by the Enforcement Officer that graffiti nuisance exists on any property in the City, the Manager, or manager's designee, the Officer shall cause to be mailed a "Graffiti Nuisance Property Warning Notice" to may give the Person-in-Charge and/or Owner, occupant responsible if different at the address shown on the county tax records, written notice of these Code requirements and request for removal of graffiti within 10 days.
- (3) The notice shall contain:
 - (a) A statement that the Property has been identified as a potential Graffiti Nuisance Property;
 - (b) A statement that the Person may request a "hardship" or extension of time in which to remove the graffiti by filing a written request with the Police Chief within ten (10) days of the date of the warning notice. For the purpose of this subsection, "hardship" includes, but not limited to, serious illness or disability, inclement weather or other circumstances that prevent removal of the graffiti within ten (10) days;
 - (c) A statement that unless the graffiti is either removed or a "hardship" requested within the time specified in the notice, the Property may be declared a nuisance and subject to abatement by the City and civil penalties imposed.

Ten days after a written notice if the graffiti still exists on the property, the Manager, or manager's designee, may issue an abatement notice. The owner, occupant or responsible party has 10 days after the date of service of the notice to remove the graffiti.
- (4) If the graffiti is not removed within the time specified in the notice and/or a hardship no longer applies, the Property shall be declared a nuisance and abated pursuant to Section 5.270.

The notice will be served by addressing the notice to the owner, occupant or responsible party and delivering it by personal service or by mailing it as certified mail. Service may also be accomplished by posting the notice in a clearly visible location on the subject property.
- (5) The person served with the notice who is unable to remove, or cause to remove, the graffiti within 10 days due to a hardship may apply to the Manager for an extension of time or alternate resolution such as volunteer or community service clean up. For purposes of this subsection, "hardship" means serious illness or

disability, extremely inclement weather that temporarily prevents removal of the graffiti, or other extraordinary circumstance.

~~(6) If graffiti is not removed within 10 days after service of notice, the Manager, or manager's designee, may issue a citation to the owner, occupant or responsible party, or all of them requiring appearance in Forest Grove Municipal Court.~~

~~(57) Failure to remove graffiti as required by this Section is a violation punishable by a civil penalty of up to \$500. Each day the graffiti remains after the notice is sent constitutes a separate offense.~~

~~(8) The City Manager, or manager's designee, may adopt rules and procedures to implement this Ordinance.~~

NUISANCES

5.205

Definitions.

As used in Code Sections [5.180](#), 5.210 to 5.245 and 5.260 to 5.305, the following words and terms mean as follows:

Enforcement Officer. Any person charged or designated in writing by the City Manager to enforce the terms [provisions](#) of [this](#) Code. ~~Sections 5.210 to 5.245 and 5.260 to 5.305 or any other sections of the Code.~~

UNENUMERATED NUISANCES

5.265

Unenumerated Nuisances.

- (1) The acts, conditions or objects specifically enumerated and defined in Code Sections [5.180](#), 5.210 to 5.2612 are declared public nuisances and may be abated by the procedures set forth in Code Sections 5.270 to 5.305.

ABATEMENT PROCEDURE

5.270 Abatement Notice.

- (1) Except in the case where summary abatement is authorized, pursuant to Section 5.295, or when a different abatement procedure is specified elsewhere in this Code, public nuisances identified in this Code shall be abated under the general abatement procedures outlined in this subchapter.
- (12) Upon determination by the manager or designee Enforcement Officer that a nuisance exists, the manager or designee Officer shall cause post a notice to be posted on the premises or consistent with 5.270(4) at the nuisance site of the nuisance, directing the person responsible Person-in-Charge and/or Owner to abate the nuisance within ten (10) days of the notice.
- (23) At the time of posting, the manager or designee shall cause Enforcement Officer shall send a copy of the notice to be forwarded by registered or certified by Certified Mail to the person responsible at the person's last known address Person-in-Charge and/or Owner, if different, at the address shown on the county tax records. In addition, the Officer shall prepare a declaration for the file setting out the date, time and place of the posting as well as the date and time of the mailing of the notice by Certified Mail.
- (34) The notice to abate shall contain:
- (a) A description of the real property, by The street address or legal description sufficient to identify the Property or otherwise on which where the nuisance exists;
 - (eb) A brief description of the nuisance and specific code provision being violated;
 - (bc) A direction to A demand that the Person-in-Charge and/or Owner comply with the terms of the Code and abate the nuisance within ten (10) days of the date of the notice;
 - (d) A statement that unless the nuisance is removed, the City may abate the nuisance and the cost of abatement therefor (including administrative costs) and any civil penalties imposed shall be made will be charged to the person responsible and may become an assessment lien on the Property; and
 - (e) A statement that failure to abate a nuisance may warrant imposition of a fine.
 - (fe) A statement that the person responsible Person-in-Charge and/or Owner may protest challenge the order to abate abatement notice by giving notice filing a written petition to the City Recorder with the Municipal Court within ten (10) days of the date of the notice to request a hearing to show cause why the nuisance should not be abated.

- (4) ~~If the person responsible is not the owner, an additional notice shall be sent to the owner, stating that the cost of abatement not paid by the person responsible may be assessed to and become a lien on the property.~~
- (5) ~~Upon completion of the posting and mailing, the person posting and mailing shall execute and file certificates stating the date and place of the mailing and posting.~~
- (5) An error in the name or address of the person responsible contents of the notice shall not make the notice void the notice or the ability to proceed towards abatement, and in such case the posted notice shall be sufficient.
- (6) The Person-in-Charge and/or Owner may challenge the abatement notice by filing a written petition with the Municipal Court within ten (10) days of the date of the notice briefly setting out the basis for the challenge.
- (7) In the event the Person-in-Charge and/or Owner files a properly and timely written petition with the Municipal Court, the Court shall schedule and conduct a hearing pursuant to Section 5.280.

Comment [AR2]: Written petition to be filed with Municipal Court instead of City Recorder and hearing held in Municipal Court instead of City Council.

5.285 5.275 Abatement by the City; Hearing; Imposition of Costs; Assessment Lien.

- (1) In the event the Person-in-Charge and/or Owner fails to abate the nuisance or challenge the abatement notice with the Municipal Court within the time specified in Section 5.270(6), the Enforcement Officer may commence an action to abate the nuisance by filing a complaint or citation with the Municipal Court. If the nuisance has not been abated by the person responsible within the time allowed, the Council may cause the nuisance to be abated.
- (2) The citation or complaint shall include:
 - (a) The street address or legal description sufficient to identify the property or otherwise where the nuisance exists;
 - (b) A brief description of the nuisance and specific code provision being violated;
 - (c) A copy of both the notice to abate and declaration described in Section 5.270(3); and
 - (d) A description of the relief being sought (i.e., order to abate, imposition of civil penalty, etc.).

The officer charged with abatement of the nuisance shall have the right to enter into or upon property at reasonable times to investigate or cause the removal of a nuisance.
- (3) The Enforcement Officer shall cause a true copy of the citation or complaint be served on the Person-in-Charge and/or Owner, if different, either by personal service or Certified Mail, mailed to the address shown on the county tax records or such other address which the Enforcement Officer reasonably believes under the circumstances will apprise the Person-in-Charge and/or Owner of

the existence and pendency of the City's action. In addition, the Enforcement Officer shall prepare a declaration for the file as to the method and timing of the service of the citation or complaint and file said declaration with the Municipal Court and a copy kept with the file.

~~The code enforcement officer shall keep an accurate record of the expenses incurred by the City in abating the nuisance and shall include a charge equal to 15 percent of those expenses for administrative costs.~~

- (4) The Municipal Court shall set a date and time for the hearing on the citation or complaint not less than seven (7) days nor more than 21 days after the date shown on the declaration described in Section 5.275(3). The Municipal Court may alter the date and time for the hearing on its own motion or at the request of the Person-in-Charge, Owner or City for good cause.
- (5) At the hearing, the City will have the burden to show:
 - (a) The real property where the nuisance exists is within the City;
 - (b) The nature of the nuisance and its extent;
 - (c) That if the City is seeking an order to abate, that the nuisance is likely to be present at the time of the requested abatement; and
 - (d) If the City is seeking a civil penalty, the amount thereof is reasonable and justified by the circumstances.
- (6) Upon its determination that the City has carried its burden, the Municipal Court is authorized to issue a written order:
 - (a) Authorizing the City to enter the property where the nuisance is located and abate said nuisance;
 - (b) Imposing a civil penalty on the Person-in-Charge or Owner for the nuisance; and
 - (c) Such other relief, which the Court reasonably believes, is appropriate given the nature of the nuisance and its effects on the adjoining properties in the City.
- (7) A copy of the order shall be mailed to the Person-in-Charge and/or Owner, if different, by the Municipal Court to the address where the citation or complaint was served.
- (8) Once the City obtains a Municipal Court order to abate the nuisance and/or take other actions to address the nuisance and proceeds to act thereon, the Enforcement Officer shall cause an accounting to be kept of all costs, charges, fees and penalties associated therewith.
- (9) The Enforcement Officer shall send a notice and a copy of the accounting statement by Certified Mail to the Person-in-Charge and/or Owner, if different, within 30 days of the calculation described in subsection (8). In addition, the Officer shall prepare a declaration for the file as to the date and time of the mailing of the notice and accounting statement by Certified Mail.

- (10) The notice shall contain:
- (a) The street address or legal description to identify the Property or otherwise where the nuisance was abated;
 - (b) A statement that if the costs, charges, fees and penalties associated therewith are not paid in full to the City within thirty (30) days of the mailing date of the notice, any unpaid costs, charges, fees and penalties will be made an assessment lien against the Property; and
 - (c) A statement that the Person-in-Charge and/or Owner may challenge the reasonableness or justification of any cost, charge or fee by filing a written petition with the Municipal Court with ten (10) days of the mailing date of the notice, succinctly setting out the basis for the belief that the cost, charge or fee is either unreasonable or otherwise unjustified.
- (11) In the event the Person-in-Charge and/or Owner fails to timely challenge the notice and thirty (30) days has lapsed, any unpaid costs, charges, fees and penalties shall be filed in the City's lien docket as an assessment lien and thereafter enforced and collected, bearing interest at the legal rate from the day of entry on the docket until fully paid.
- (12) The Person-in-Charge and/or Owner may challenge the reasonableness or justification of any cost, charge or fee imposed as a result of the abatement by filing a written petition with the Municipal Court within ten (10) days of the mailing date of the notice described in subsection (10) and request a hearing to show cause why the cost, charge or fee is either unreasonable or otherwise unjustified.

5.275 ~~Abatement by the Person Responsible.~~

- (1) ~~Within 10 days after the posting and mailing of notice as provided in Section 5.270, the person responsible shall remove the nuisance or file a protest, as described in subsection (2).~~
- (2) ~~A person responsible, protesting that no nuisance exists, shall file a written statement that specifies the basis for the protest with the City Recorder.~~
- (3) ~~The statement shall be referred to the Council as a part of its regular agenda at its next succeeding meeting. At the time set for consideration of the abatement, the person protesting may appear and be heard by the Council. The Council shall determine whether a nuisance in fact exists, and the determination shall be entered in the official minutes of the Council. Council determination shall be required only in cases where a written statement has been filed as provided.~~
- (4) ~~If the Council determines that a nuisance in fact exists, the person responsible shall abate the nuisance within 10 days after the Council determination.~~

5.280 ~~Joint Responsibility.~~

~~If more than one person is a person responsible, they shall be jointly and severally liable for abating the nuisance or for the costs incurred by the City in abating the nuisance.~~

Comment [AR3]: Moved under 5.305

5.290 ~~Assessment of Costs.~~

- ~~(1) The enforcement officer shall forward to the owner and the person responsible, by registered or certified mail, a notice stating:
 - ~~(a) The total cost of abatement, including the administrative costs.~~
 - ~~(b) That the costs as indicated will be assessed to and become a lien against the property unless paid within 30 days from the date of the notice.~~~~
- ~~(2) If the costs of the abatement are not paid within 30 days from the date of the notice, an assessment of the costs shall constitute a lien on the property from which the nuisance was removed or abated and shall be entered in the city's lien docket.~~
- ~~(3) The lien shall be enforced any manner authorized by law and shall bear interest at the current statutory interest rate. The interest shall begin to run from the date of entry of the lien in the lien docket.~~
- ~~(4) An error in the name of the owner or the person responsible or a failure to receive the notice of the proposed assessment will not void the assessment, and it shall remain a valid lien against the property.~~

Comment [AR4]: Moved under 5.275

5.280 **Hearing to Challenge Nuisance Declaration or Abatement Costs.**

- (1) In the event the Person-in-Charge and/or Owner files a properly and timely written petition with the Municipal Court within the time specified in Sections 5.270(6), 5.275(12) or 5.295(7), the Court shall set a date and time for the hearing not less than seven (7) days nor more than 21 days after the date shown on the declarations described in Sections 5.275(3), 5.275(9) and 5.295(2). The Municipal Court may alter the date and time for the hearing on its own motion or at the request of the Person-in-Charge, Owner or City for good cause.
- (2) At the hearing, the Municipal Court shall either affirm or deny and issue a written order thereon and if requested, by the Person-in-Charge, Owner and/or City, provide a written explanation for said determination. A copy of the order and written explanation (if any) shall be provided to both petitioner(s) and the City.

GENERAL

5.295

Summary Abatement.

- (1) If a nuisance exists on private real property which poses an imminent threat to the public health, safety or welfare and the circumstances, taken as a whole, do not allow the City to seek authorization to enter the property from the Municipal Court or other court to abate the nuisance, the Enforcement Officer or other appropriate city official is authorized to immediately enter said property and cause the summary abatement thereof.
- (2) In the event the Enforcement Officer or other city official acts pursuant to the authority under subsection (1) above, said person shall provide written notice, sent by Certified Mail, to the Person-in-Charge and/or Owner, if different, at the address shown on the county tax records or such other address as is reasonably calculated to apprise the Person-in-Charge and/or Owner as to the summary abatement, in expeditious manner, but in no event more than five (5) business days after the summary abatement. In addition, the Officer shall prepare a declaration for the file setting out the date, time and place of the posting as well as the date and time of the mailing of the notice by Certified Mail.
- (3) The notice shall contain:

 - a) The street address or legal description sufficient to identify the Property or otherwise where the nuisance was summary abated;
 - b) A brief description of the nuisance and specific code provision(s) declaring summary abatement thereof;
 - c) The action(s) taken by the City to abate the nuisance;
 - d) What further action(s) the Person-in-Charge and/or Owner may be required to take to address the nuisance, its impacts and/or residual effects of the abatement;
 - e) To the extent known, the costs incurred by the City as a result of the summary abatement and whether the City will look to the Person-in-Charge and/or Owner for payment of all or part thereof;
 - f) The Person-in-Charge and/or Owner may challenge the summary abatement and costs thereof by filing a written petition with the Municipal Court within ten (10) days of the date of the notice briefly setting out the basis for the challenge.
- (4) In the event the Person-in-Charge and/or Owner files a properly and timely written petition with the Municipal Court within the time specified in subsection (3) above, the Court shall conduct a hearing pursuant to Section 5.280.

5.300

Non-Exclusive Nature of Abatement Process.

The procedures and remedies provided by this subchapter are not exclusive but in addition to others available under State law as well as this Code.

5.295 Summary Abatement.

The procedure provided by Code Sections 5.270 to 5.290 is not exclusive, but is in addition to procedure provided by other code sections or ordinances. The Manager, Chief of Police or Chief of the Fire Department may proceed summarily to abate a health or other nuisance which unmistakably exists and which imminently endangers human life or property.

5.300 Separate Remedies

The abatement of a nuisance is not a penalty for violation of the nuisance provisions of this code, but is an additional remedy. The imposition of a penalty does not relieve a person of the duty to abate the nuisance. However, abatement of a nuisance within 10 days of Council determination that a nuisance exists, will relieve the person responsible from the imposition of a penalty.

Comment [AR5]: Amending under 5.295 and 5.300 above.

5.305

Penalty Imposed Violations and Penalties.

- (1) In addition to abatement as ordered by the Municipal Court, the civil penalties for nuisance violations are punishable under the provisions of the following schedule:
 - a) For first time violation of Code provisions, in amounts of not less than \$100 and not more than \$250 per day for each violation;
 - b) For second violation of the same Code provision, not less than \$500 per day; and
 - c) \$1,000 maximum for a third and subsequent violation of the same Code provision within any two-year period from the date of issuance of the first violation.
- (2) The Person-in-Charge and/or Owner are jointly and severally liable for any costs, charges, fees and penalties incurred or imposed by the City under the terms of this subchapter, and the City may seek to receive said costs, charges, fees and penalties by an action at law in a court of competent jurisdiction.

A person responsible for committing, allowing, suffering or maintaining a nuisance (as defined and prohibited by the terms of Forest Grove Code sections 5.205 to 5.245 and 5.260 to 5.265) on their real property or real property under their control shall be subject to the imposition of a civil penalty in an amount of not less than \$100.00 per offense for the first violation, \$500 for the second occurrence of the same type of violation and \$1,000 for any

subsequent violation of the same type occurring in a two year period starting from the issuance of the first notice of violation. The enforcement officer may cite the violator into Municipal Court for said violations.

DOG CONTROL ANIMAL SERVICES CODE

(Ord. 1975-1059, 03/24/1975, 03/24/1995)

5.505

Adoption of Dog Control Ordinance. Animal Services Code.

- (1) The dog control ordinance of Washington County, Ordinance No. 306, enacted June 11, 1985, effective July 1, 1985, is by this reference incorporated into this code and made a part hereof as the dog control ordinance of the city, except as hereinafter specifically amended, modified or deleted, and shall be known and pled as the "City Dog Control Ordinance." The City hereby incorporates the Washington County Code (WCC) Chapter 6.04, Animal Services Code, (Ord No 794, 01-20-2015) to regulate the keeping, licensing and control of dogs and other animals within the City. Violation of Ordinance No. 306 WCC Chapter 6.04 is an offense against the City.
- (2) One copy of Ordinance No. 306 WCC Chapter 6.04, and any amendments thereof, shall be kept on file in the Office of the City Recorder. Ord. 1975-1059, 03/24/75

5.510

Amendments to Dog Control Ordinance.

~~Washington County Ordinance No. 306 is amended and changed in the following particulars:~~

~~(1) References to "Washington County," "Board of County Commissioners," "County Counsel," "District Court," "District Judge," and other similar references are amended to read "City of Forest Grove," "City Council," "City Attorney," "Municipal Court of Forest Grove," "Municipal Judge of Forest Grove," and other City positions as appropriate.~~

~~(2) Section 3, relating to definitions, is amended to add an additional definition as follows:~~

~~"4) 'Dog Control Officer' means any peace officer and includes any dog control officer of the City of Forest Grove or of Washington County."~~

~~(3) Section 11, relating to claims for livestock killed by dogs, is amended to read:~~

~~"Section 11. Livestock killed or Injured by Dogs. The owner of any livestock killed by any dog may submit claims to Washington County pursuant to the provisions of the Washington County dog control ordinance."~~

~~(4) Section 12, the repealing clause, is deleted.~~

~~(5) Section 17, relating to the effective date, is deleted.~~

Note: A copy of the Washington County Dog Control Ordinance (Chapter 6.04 — WC CO. Code) is located in the City Recorder's Office.

Comment [AR6]: This section is no longer applicable.

EXCLUSION FROM CITY FACILITY OR PROPERTY

5.375 Exclusion Authority.

- (1) In addition to any other remedy or penalty provided by this Code or State law, an Enforcement Officer, or any person specifically authorized by the City Manager, may exclude any individual from City parks, recreational areas, city-owned or leased properties or city-sponsored events for a period of up to ninety (90)-days based upon a substantial objective belief by the Officer (or person authorized) that the individual has engaged in:
 - (a) Conduct made criminal as either a misdemeanor or felony under State law;
 - (b) Conduct in violation of City Code;
 - (c) Conduct in violation of a City Council adopted "rule of conduct".
- (2) An exclusion issued under the provisions of subsection (1) above shall take effect upon issuance of the Notice of Exclusion and remains for the period set out therein subject only to an appeal consistent with that described in Section 5.385.

5.380 Exclusion Notice.

- (1) The Notice of Exclusion shall include:
 - (a) The provision of State law, City Code or rule of conduct violated;
 - (b) The place(s) of exclusion;
 - (c) The start date and end date of the exclusion period;
 - (d) Prominently display a warning of the consequences for failure to comply with the exclusion as described in Section 5.390; and
 - (e) A statement that the excluded person has the right to file a written appeal with Municipal Court within five (5) business days of the issuance date of the Exclusion Notice and request an appeal hearing to have the exclusion rescinded or the exclusion period shortened.

5.385 Appeal of Exclusion.

- (1) A person receiving a Notice of Exclusion under Section 5.380 may file a written appeal with the Municipal Court within five (5) business days of the issuance of the notice to have the exclusion rescinded or the exclusion period shortened.
- (2) The written appeal shall contain:
 - (a) Appellant's name;
 - (b) Appellant's mailing address and contact information;
 - (c) A concise statement of the basis on which the decision to exclude is invalid, unauthorized or otherwise improper; and
 - (d) A copy of the Notice of Exclusion.

- (3) The Municipal Court shall set a date and time for the appeal hearing not less than seven (7) days nor more than 21 days after the receipt of a properly and timely filed appeal. The Municipal Court may alter the date and time for the hearing on its own motion or at the request of the Appellant or City for good cause.
- (4) If an appeal of the exclusion is timely filed under subsection (1) above, the notice automatically stays the exclusion period until the Municipal Court issues a decision on the appeal.
- (5) The City has the burden to show by a preponderance of evidence that the exclusion is warranted given the totality of the circumstances.
- (6) The Municipal Court shall issue the Court's determination in writing and provide a copy to the City and Appellant.

5.390

Violation – Criminal Trespass.

No person shall enter or remain in any public place at any time during which there is in effect a Notice of Exclusion issued under Section 5.380. A person who knowingly violates a Notice of Exclusion commits the crime of criminal trespass.

PARK REGULATIONS

5.415

Conduct; Exclusion.

- (1) ~~Park users shall not conduct themselves in a disruptive, disturbing, abusive, or destructive manner so as to create a problem to other park users or neighbors.~~ No person shall engage in disruptive, disturbing, abusive, or destructive conduct that disrupts other park users or adjacent residents.
- (2) Any person engaging in criminal conduct under State law or conduct that violates City Code or rules of conduct while in or upon City property is subject to the provisions of Section 5.375 (90-Day Exclusion Authority).

**ANIMAL SERVICES CODE
WC CHAPTER 6.04**

Chapter 6.04 - ANIMAL SERVICES CODE⁽¹⁾

Sections:

General Provisions

Footnotes:

--- (1) ---

Editor's note— Ord. No. 794, § 2(Exh. A), adopted Jan. 20, 2015, repealed the former Ch. 6.04, §§ 6.04.010—6.04.680, and enacted a new Ch. 6.04 as set out herein. The former Ch. 6.04 pertained to Dogs and derived from Ord. 306, §§ 2—11, 13, 15, adopted 1985; Ord. 394, § 2(Exh. A), adopted 1991; Ord. 491, § 2(B), adopted 1997; and Ord. 600, § 2(Exh. A), adopted 2002.

6.04.010 - Purpose.

This chapter shall be known as the "Animal Services Code." The purpose of the Animal Services Code is to exercise the power and authority granted by the provisions of ORS Chapter 609 to provide rules and regulations governing the keeping, licensing, and control of dogs and other animals in Washington County. Further, to reflect the needs and realities of modern animal control and animal welfare issues by creating ordinances that are enforceable, reflective of community expectations, and a practical tool in our efforts to hold animal Owners accountable to reasonable standards of responsibility with their animals while protecting all citizens and animals of the county. In addition, providing common-sense requirements and guidelines for animal issues that are consistent with state law and other regional jurisdictions will enhance our collective effectiveness while promoting safety and compatibility between the animal and human residents of Washington County.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.020 - Definitions.

For the purposes of this Chapter, the following words and phrases are hereby defined:

Adequate bedding means bedding of sufficient quantity and quality to permit a domestic animal to remain dry and reasonably clean and maintain a normal body temperature.

Adequate shelter includes a barn, doghouse, or other enclosed structure sufficient to protect a domestic animal from wind, rain, snow, or sun, that has adequate bedding to protect against cold and dampness, and that is maintained to protect the domestic animal from weather and physical injury.

Adequate shelter does not include:

- (A) Crawl spaces under buildings or parts of buildings, such as steps, decks or stoops;
- (B) The space under a vehicle;
- (C) The inside of a vehicle if the domestic animal is kept in the vehicle in a manner or for a length of time that is likely to be detrimental to the domestic animal's health or safety;
- (D) Shelters made from cardboard or other materials that are easily degraded by the elements;
- (E) Animal carriers or crates that are designed to provide temporary housing;
- (F) Shelters with wire or chain-link floors, unless the domestic animal is a bird; or
- (G) Shelters surrounded by waste, debris, obstructions or impediments that could adversely affect an animal's health.

Animal means any nonhuman mammal, bird, reptile, amphibian, or fish.

Animal-at-large means any of the following:

- (1) Any animal that is not physically restrained by leash, tether, or other physical control device and under the physical control of a capable person, unless in an enclosed area specifically designated for animals to be without a leash or on its owner or keeper's own property; or
- (2) An animal that, even if physically restrained, is on public or private property where it is not authorized to be.

Animal rescue entity means an individual or organization, including but not limited to an animal control agency, humane society, animal shelter, animal sanctuary or boarding kennel not subject to ORS 167.374, but excluding a veterinary facility, that keeps, houses, and maintains in its custody ten or more animals and that solicits or accepts donations in any form.

Animal services means the Animal Services Division of Washington County.

Animal services agency means any government agency that is legally established and operating for the purpose of providing animal services to any city, county, state, and jurisdiction or population base.

Animal services employee means any person employed by Washington County Animal Services.

Animal Services Code means the Washington County Code Chapter 6.04.

Assistance animal means any animal trained to assist a person with a physical impairment as defined in ORS 659A.143(1)(a).

Dangerous dog means any dog that has been identified as exhibiting dangerous behavior pursuant to WCC Section 6.04.310 and WCC Section 6.04.320.

Domestic animal means any animal typically kept as a pet, other than livestock.

Enforcement officer means any law enforcement officer, animal services officer, code enforcement officer, or employee authorized by the county to enforce all or part of the Washington County Code.

Euthanasia means putting an animal to death in a humane manner by a licensed veterinarian or a certified euthanasia technician.

Impounded animal means any animal in the custody or care of animal services for any reason, or any animal that is caught, seized, surrendered, or otherwise placed in the custody of any enforcement officer anywhere in Washington County.

Keeper means any person or legal entity that possesses, harbors, cares for, exercises control over, or knowingly permits any animal to remain on premises occupied by that person or someone who accepted the animal for the purpose of safe keeping. Excepted from this definition is:

- (A) An animal services agency;
- (B) A facility accepting or impounding dogs or other animals on behalf of a city or county; or
- (C) A licensed veterinary facility.

Kennel means any premises licensed by animal services on which five or more dogs with permanent canine teeth, or which are more than six months of age, are kept for any purpose whatsoever, and which has been properly approved and permitted by the appropriate zoning department having jurisdiction over the location of the kennel. The term does not include a licensed veterinary clinic or legally permitted animal hospital.

Leash means any chain, rope, leather or nylon strap, or similar sturdy material not more than seven feet in length attached to the collar or harness of a dog and used to lead it or hold it in check.

Livestock means ratites, psittacines, horses, mules, jackasses, cattle, llamas, alpacas, sheep, goats, swine, domesticated fowl and any fur-bearing animal bred and maintained commercially or otherwise, within pens, cages and hutches.

Manager means the administrative manager of animal services or the manager's designee.

Minimum care means care sufficient to preserve the health and well-being of an animal and, except for emergencies or circumstances beyond the reasonable control of the owner, includes, but is not limited to, the following requirements:

- (1) Food of sufficient quantity and quality to allow for normal growth or maintenance of body weight.
- (2) Open or adequate access to potable water in sufficient quantity to satisfy the animal's needs. Access to snow or ice is not adequate access to potable water.
- (3) For a domestic animal other than a dog engaged in herding or protecting livestock, access to adequate shelter.
- (4) Veterinary care deemed necessary by a reasonably prudent person to relieve distress from injury, neglect or disease.
- (5) For a domestic animal, continuous access to an area:
 - (a) With adequate space for exercise necessary for the health of the animal;
 - (b) With air temperature suitable for the animal; and
 - (c) Kept reasonably clean and free from excess waste or other contaminants that could affect the animal's health.
- (6) For a livestock animal that cannot walk or stand without assistance:
 - (a) Humane euthanasia; or
 - (b) The provision of immediate and ongoing care to restore the animal to an ambulatory state.

Muzzle means a device intended to prevent a dog from biting that is constructed of strong, soft material or metal that complies with specifications approved by the manager. The muzzle must be made in a manner that will not cause injury to the dog or interfere with its vision or respiration, but must prevent it from biting any person or animal.

Neutered/spayed means the removal of the ovaries and uterus, ovarian hysterectomy, in female dogs or cats; the removal of the male gonads in male dogs or cats; or any other method of neutering a dog or cat which is certified by a licensed veterinarian.

Owner when referred to in this chapter has the following definition:

- (1) Any person who is the licensed owner of an animal; who has a property right in an animal; who, without regard to any ownership interest, keeps an animal, or who has an animal in their care, possession, custody or control for thirty-one days or more; or who knowingly permits an animal to remain on any premises occupied by the person for thirty-one days or more.
- (2) Except for purposes of WCC 6.04.230, 6.04.260, and 6.04.280 below, owner does not include licensed veterinarians or licensed and permitted kennel owners that are temporarily keeping animals owned by other persons on their premises for less than thirty-one days. This definition does not relieve any person from the requirements of WCC 6.04.220 as it relates to stray animals.
- (3) Any person, except a licensed veterinarian or a licensed kennel owner, who resides where an animal is kept, harbored, or cared for, shall be presumed to be the owner of that animal. This presumption may be rebutted by proof that such person is not harboring the animal, that the animal is not in that person's care, possession, custody, or control, or that the person does not knowingly permit the animal to remain on any premises occupied by the person.

Person means any natural person, association, partnership, firm or corporation.

Physical injury means physical trauma, impairment of physical condition, or substantial pain.

Possess means to have physical possession or otherwise to exercise dominion or control over an animal or property.

Secure enclosure means any of the following:

- (1) A fully fenced pen, Kennel or structure in which an animal is confined such that the animal does not have access to humans or other animals that are outside of the enclosure. The enclosure must have secure sides that are a minimum of five feet high or a secure top attached to the sides. If the floor is not concrete, the outside walls must extend into the ground not less than one foot to prohibit the digging out of the animal. A secure enclosure must provide shelter for the animal by being fully covered or include a dog house.
- (2) A house or garage. The house or garage shall have latched doors kept in good repair to prevent the accidental escape of the animal. If the house or garage allows the animal to exit the structure on its own volition it is not a secure enclosure.
- (3) Any other enclosure designed to contain an animal with specifications approved by the manager or manager's designee.

Serious physical injury means physical injury that creates a substantial risk of death or that causes protracted disfigurement, protracted impairment of health, or protracted loss or impairment of the function of a limb or bodily organ.

Small animal shelter means the Bonnie L. Hays Small Animal Shelter, or any other facility built and maintained by Washington County for the purpose of providing shelter and services related to animal services operations.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.030 - Animal services authority powers and duties.

The powers and duties of Animal Services shall be as follows:

- (1) To enforce the provisions of the Animal Services Code and to discharge the duties provided therein.
- (2) To maintain or contract for the maintenance of an animal shelter or other place where all animals which are subject to impoundment may be kept and safely held and provided with proper and sufficient food, water, shelter, and medical care.
- (3) To collect or provide for the collection of by contractually authorized private vendors, any costs, fees and charges hereinafter provided for the licensing, impounding and keeping of any animal.
- (4) To perform any other duties, develop any programs, and participate in any activities consistent with normally accepted and modern animal welfare operations.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.040 - Civil infraction penalties and fines.

- (1) It is a civil infraction to violate a provision of this chapter.
- (2) This chapter will be enforced according to Chapter 1.12 Administrative Enforcement.
- (3) The penalty for committing a civil infraction is a fine, and may include other penalties or restrictions but will not include a term of imprisonment pursuant to ORS Chapter 153.008.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.050 - Receipts.

All monetary receipts for fees collected in connection with the Animal Services Code shall be deposited in the Animal Services Fund. However, private vendors under contract with animal services to dispense licenses may receive a handling fee of not less than one dollar per license issued.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

Officer Enforcement and Impounding Animals

6.04.070 - Entry onto private land.

- (1) Before entering onto private land, an enforcement officer shall obtain consent of the person with actual authority to give consent, unless they have a warrant or warrant exception that authorizes entry.
- (2) If the owner or occupant is not willing or able to consent or cannot be found, an enforcement officer shall obtain a warrant before entering onto private property.
- (3) An enforcement officer in the course and scope of the officer's duties has the privilege of entering onto private land only if there is probable cause to believe that there is imminently hazardous, unsafe, or dangerous circumstances requiring immediate action to avoid serious damage to property, serious injury or death.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.075 - Officer exemption from liability.

No animal services officer or peace officer shall be held criminally or civilly liable for any action taken in the enforcement of this Animal Services Code provided the officer acts lawfully, in good faith and without malice.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.095 - Officer impoundment of animals.

- (1) Any enforcement officer may impound an animal if there is probable cause to believe that a civil infraction of this chapter has occurred and the animal is the subject of that alleged civil infraction. Animal services may hold said animal until the resolution of that civil infraction, and the owner or keeper of the animal shall be responsible for the fees as provided in [Section] 6.04.140.
- (2) If the fine assessed is not paid or other payment arrangements approved by the manager are not made within ten calendar days after a court order, the animal may be disposed of as provided for in WCC 6.04.130.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.100 - Failure to surrender animal.

Any person who fails to surrender an animal to an enforcement officer when presented with a warrant or order from the court or hearings officer or an enforcement officer's demand based on probable cause of a civil infraction, commits a Class B civil infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.110 - Providing false information to an animal services employee.

- (1) A person commits the offense of providing false information to an animal services employee if a person contacts animal services in person, by telephone, in writing, by facsimile or by other means and provides information or reports a violation of this Animal Services Code that the reporting person knows to be false.
- (2) Providing false information to an animal services employee is a Class B Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.120 - Resisting or eluding an enforcement officer.

- (1) A person commits the offense of eluding an enforcement officer by purposely running, hiding, driving away, or otherwise fleeing an enforcement officer in uniform attempting to lawfully stop or detain that person.
- (2) A person commits the offense of resisting an enforcement officer if the person intentionally uses or threatens the use of physical force against an enforcement officer or otherwise puts the enforcement officer at risk of physical injury.
- (3) Resisting or eluding an enforcement officer is a Class A civil infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.130 - Impounding regulations and disposition of impounded animals.

- (1) Animal services shall keep any animal impounded for a period of time hereinafter specified. After such time period elapses, the animal shall be considered abandoned and any ownership rights in the animal transferred to animal services.
- (2) A daily record of such animals shall be kept at the place of impoundment and shall be made available to the public.

- (3) Animal services shall determine the best disposition of such animals in accordance with the following provisions:
 - (a) An unlicensed animal or an animal with no known owner which has not been redeemed within seventy-two hours after impoundment, may be adopted, transferred, or euthanized.
 - (b) A licensed animal, or an animal with a known owner, which has not been redeemed within one hundred twenty hours of animal services completing notification of impoundment may be adopted, transferred, or euthanized. Notification of impoundment is satisfied by either mailing to owner's last known address or posting notice on owner's residence combined with one of the following ways of notification: by e-mail to owner's last known email address or other electronic communication, by telephone contact or text message, or by posting on the Washington County Animal Services website. If extenuating circumstances exist where notification cannot be completed by mail or by posting, notification may be satisfied by publication on the Washington County Animal Services website.
- (4) Animal services shall initiate notification to the owner of any impounded animal within forty-eight hours after the impoundment. The impoundment notice shall advise the owner of the place where the animal is kept, the procedures required for redemption of the animal, the fees for the impoundment, daily care and redemption, and the consequences of the failure to redeem the animal.
- (5) Dogs impounded pending a hearing on whether their acts amounted to a violation of WCC 6.04.310, may be euthanized if any of the following occurs:
 - (a) If the owner of the dog is unknown after seventy-two hours from the time of impoundment; or
 - (b) If there has been a hearing in which the hearings officer or court orders that the dog be euthanized, subject to any appeals process.
- (6) If an order is entered by the court for an animal to be euthanized, the manager may request that the execution of the order be stayed, providing that the animal owner and animal services present an agreement for approval, signed by both parties and providing for:
 - (a) Restitution to be paid by the animal owner to the person injured, if applicable, including damages resulting from the injury to or destruction of livestock;
 - (b) Reasonable restrictions that will help to ensure that the animal does not engage in such conduct again, which may include but are not limited to requirements that the owner build a secure enclosure for the animal before it is released, fence his or her yard or have the animal live elsewhere in a secure setting, and agree not to own any other animal on the property where the owner resides; and
 - (c) Any other agreement reached between the parties.
- (7) Notwithstanding the previous subsections, any animal given to animal services by the owner for disposition may be euthanized immediately, transferred, or adopted by any person.
- (8) The owner shall pay required fees for euthanizing and care of the animal(s).
- (9) Notwithstanding the previous subsections, abandoned or unwanted litters of animals aged three months or less may be euthanized, transferred, or adopted immediately by any person. This subsection does not apply to litters impounded following a search of premises, or to litters whose owner is known.
- (10) Notwithstanding the previous subsections, certain sick or injured animals may be euthanized

immediately pursuant to the provisions of WCC 6.04.210 below.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.135 - Inspection of animal rescue entity.

- (1) Any animal rescue entity operating, in whole or in part, in Washington County shall be subject to regular inspections by any enforcement officer for compliance with minimum care standards and such other criteria as may be established by the manager or by state law.
- (2) Failure to allow an inspection at any reasonable time is a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.140 - Redemption and Adoption.

- (1) Redemption of an impounded animal shall be made by the animal owner or their designee by providing appropriate identification as determined by the manager and by paying the following required fees:
 - (a) Impoundment fee;
 - (b) Daily care fee;
 - (c) License and rabies vaccination fees, if required;
 - (d) Medical care fees, if required; and
 - (e) Any other fees that may apply pursuant to court order or other relevant considerations.
- (2) Nonpayment of any of the above fees shall result in a lien on the animal and animal services may refuse to release the animal until payment of such costs or other payment arrangements are made.
- (3) Any animal owner who fails to redeem their animal pursuant to subsection (1) above shall be held liable for all required fees and charges, and may be billed as determined by the manager.
- (4) Impounded animals may be euthanized, transferred, or adopted to any person after the applicable holding time.
- (5) When an animal is adopted out by animal services, the person adopting shall pay all required fees.
- (6) No impoundment charge shall be made for an animal released after determination by the court that no violation has occurred, or as determined by the manager.
- (7) No live animal shall be provided by animal services for surgical or medical demonstration or research. Excepted from this section are animals receiving regular and/or necessary veterinary care or treatment at a legitimate veterinary teaching facility.
- (8) If a dog or cat is adopted from animal services the owner must have the dog or cat spayed or neutered within four months from the date of adoption if the dog or cat is too young to be spayed or neutered immediately, unless doing so would endanger the life of the animal. A person who fails to comply with WCC 6.04.140(8) commits a Class C Civil Infraction.
- (9) Any person who is the owner of an animal that fails to reclaim it from animal services after notification that the animal is ready to be released, or fails to make other arrangements for the animals disposition, approved by the Manager, commits a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

Licensing and Reporting

6.04.150 - Dog licenses.

- (1)

Every owner of a dog that resides in Washington County and that has a set of permanent canine teeth or has attained the age of six months, whichever event occurs first, shall immediately obtain a license for the dog. If the dog owner moves into Washington County, the owner must obtain a dog license within thirty days of moving into the county.

- (2) Any current dog license from an outside jurisdiction may be exchanged for a Washington County dog license valid for the unexpired term of the license being traded in, upon proof of expiration date and current rabies vaccination. A replacement tag fee may be charged.
- (3) Licenses shall be valid for one, two or three years from the date of issuance or until sale, gift, or death of the dog, or until the rabies vaccination expires, whichever occurs first.
- (4) Certification of current vaccination for rabies for each dog licensed must be provided to animal services when purchasing or renewing a dog license, and must be kept current for the life of the dog unless a written statement from a licensed veterinarian is provided stating that a rabies vaccination would be detrimental to the dog's health.
- (5) Dog owners shall renew the dog license before it becomes delinquent. A late fee may be charged if the license is renewed after it has become more than ten days delinquent.
- (6) A license tag issued to the dog shall be securely attached and visible on the dog for which it is issued. If a license is lost, the owner shall obtain a duplicate license tag upon satisfactory proof of loss and payment of the required fee. A currently licensed dog that is microchipped and has the microchip registered with Animal Services is exempt from the requirements of WCC 6.04.150(6).
- (7) If a dog has been classified or registered in another state, county or city as a dangerous dog because the dog engaged in behaviors which would have constituted a civil infraction pursuant to WCC 6.04.310, the owner shall notify animal services of such classification or registration at the time the owner licenses the dog and any previously ordered restrictions may apply in Washington County at the manager's discretion.
- (8) Any person who fails to comply with WCC 6.04.150 subsections (1) through (6) commits a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.160 - License and other fees.

- (1) Dog license fees and other fees charged by animal services including but not limited to boarding fees, impound fees, late fees, service fees, adoption fees and any other fees determined to be applicable to the disposition of any impounded animal shall be charged in amounts provided by order of the board of commissioners. The fees are due and payable upon the issuance of the license, the provision of any related service, and/or the redemption of any animal unless other arrangements are approved by the manager. A person who purchases a kennel license does not have to license the individual dogs as long as they live at the kennel.
- (2) No license fee shall be required for any dog that is an assistance animal as defined in ORS 659A.143. A license shall be issued for such dog upon proper proof of rabies vaccination and upon filing of an affidavit by the person showing such dog to come within this exemption. Such affidavit shall be filed with animal services and subject to approval by the manager.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.170 - Kennel license.

- (1)

Any person who is the owner or keeper of five or more dogs over six months of age may operate a kennel by first obtaining a kennel license from animal services. Kennel licenses shall be valid for one year from the date of issuance. Persons who operate a kennel are not required to pay a separate license fee for individual dogs kept at the kennel, but are required to pay a kennel license fee and provide proof of current rabies vaccination for each dog over six months of age that is owned or kept at the kennel upon the request of any enforcement officer. Kennel licenses must be kept current while the kennel is in operation.

- (2) A violation of WCC 6.04.170(1) is a Class C Civil Infraction.
- (3) No kennel license shall be issued under this section until a document is presented by the applicant proving they are in conformity with applicable zoning statutes and ordinances. Such document shall be in a format determined by the manager.
- (4) The following provisions shall govern renewal and revocation of kennel licenses:
 - (a) Three or more total civil infractions of the kennel license holder, of one or more persons employed by or working at the kennel, or a combination of both for an infraction of the Animal Services Code within any period of twelve consecutive calendar months shall result in revocation or non-renewal of kennel licenses granted under this section;
 - (b) Kennel licenses revoked or not renewed under WCC 6.04.170(4)(a) may be renewed at the manager's discretion following twelve months with no civil infractions of the Animal Services Code by the original kennel license applicant;
 - (c) A criminal conviction of the kennel license holder, of one or more persons employed by or working at the kennel, or a combination of both under ORS 167.310 through 167.376 shall result in the permanent revocation or non-renewal of kennel licenses granted under this section; and
 - (d) Kennel licenses may be renewed annually upon payment of the kennel license fee and a determination by the manager that the kennel is operating in compliance with this Animal Services Code at the time of the renewal.
- (5) Each facility licensed as a kennel shall be subject to regular inspections by an enforcement officer for compliance with minimum care standards and such other reasonable criteria as may be established by the manager. Failure to allow an inspection under this section at any reasonable time is a Class C Civil Infraction.
- (6) Failure to pass any inspection performed by an enforcement officer under this section, and remedy any concerns requiring correction within the timeframe specified on an inspection report, may result in revocation or non-renewal of kennel licenses granted under this section at the sole discretion of the manager.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.175 - Licensing of animal rescue entity.

- (1) Any animal rescue entity operating, in whole or in part, in Washington County shall obtain an animal rescue entity license from animal services prior to beginning operations. Animal rescue entity licenses shall be valid for one year from the date of issuance.
- (2) The fee for obtaining an individual dog license will be waived for dogs kept and made available for adoption by a currently licensed animal rescue entity.
- (3)

Animal rescue entities are required to provide proof of current rabies vaccination for each dog over six months of age that is owned by or kept at the animal rescue entity upon the request of any enforcement officer.

- (4) Animal rescue entity licenses must be kept current while the animal rescue entity is in operation.
- (5) Animal rescue entity license applicants must comply with ORS 609.415 and ORS 609.420 and all other applicable regulations and law. An animal rescue entity License does not in any way exempt the holder from their responsibility of complying with any other provision of Washington County Code, Washington County Community Development Code, zoning or permitting requirements, or other applicable law, unless specifically provided for by law.
- (6) A violation of WCC 6.04.175 is a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.180 - Filing of rabies vaccination certificate.

- (1) A veterinarian performing a rabies vaccination of any dog must transmit a copy of the vaccination certificate or written documentation that includes the information contained on the certificate to the manager within thirty days. In the alternative, a veterinarian may issue a dog license in accordance with rules adopted by the manager, and submit proof of licensure to the manager within thirty days.
- (2) Failure to comply with this section is a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.190 - Reporting of biting dogs.

- (1) The owner or keeper of a dog that bites a human so as to break the skin shall immediately notify animal services of such bite, the time and circumstances of such bite, and the name, address and phone number of the person bitten, if known, and the dog owner's or Keeper's own name, address, and phone number.
- (2) Any person who is bitten by a dog shall notify animal services of such bite as soon as reasonably possible.
- (3) Notification shall include giving a description of the animal, the time and circumstances of the bite and the name, address and phone number of the owner, if known, and the bite victim's own name, address, and phone number.
- (4) When a doctor, veterinarian, hospital employee, or other person has information that a person has been bitten by a dog such person shall immediately notify animal services and provide the name, address, and phone number of the victim and of the dog owner, if known.
- (5) A violation of WCC 6.04.190 is a Class B Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.200 - Biting dogs - Quarantine.

- (1) When an animal services employee or enforcement officer has grounds to suspect that a dog is infected with the disease of rabies, a written notice shall be delivered to the owner. The owner shall thereupon be required to quarantine his or her dog for ten days. A dog bite that breaks the skin of any person shall constitute grounds for suspecting their dog to be so infected, and the ten-day quarantine will be from the date of the bite. The delivery of the notice to a member of the owner's family eighteen years or older at the premises where the dog is kept or at the owner's usual place of abode, shall constitute delivery of notice to the owner.

- (2) Any dog required to be quarantined shall be confined pursuant to requirements established by the manager:
 - (a) On the owner's premises in such a manner as to prevent it from being in contact with any other animal or person as indicated in the notice of quarantine requirements;
 - (b) At the owner's expense at a veterinary hospital, the small animal shelter, or a kennel approved by the manager of animal services; or
 - (c) In any other manner approved by the manager in consideration of the circumstances surrounding the bite incident and the animal involved.
- (3) Any animal that has been bitten by an animal proved to be rabid may be euthanized at the discretion of the manager.
- (4) If an animal exhibits symptoms of rabies while it is under quarantine, the director of the department of health and human services or the manager may order in writing that it be euthanized and its head be submitted as directed to the Oregon State Public Health Laboratory for testing.
- (5) Failure to quarantine an animal as directed under this section is a Class B Civil Infraction. (Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.210 - Sick or injured animals.

- (1) Any sick or injured animal found by an Enforcement Officer off the premises of its owner shall be delivered to its owner if it is feasible to do so. Any such animal for which the owner is either unknown or cannot be reached after a reasonable attempt to do so may be impounded.
- (2) The Manager may at any time authorize Euthanasia for any sick or severely injured animal that is in a condition where the animal is visibly suffering or that poses a serious health threat to other animals in the shelter and euthanasia is the only reasonable alternative.
- (3) If the manager determines that the animal should not be euthanized and that treatment is necessary, the animal may be delivered to a veterinarian for medical treatment. If the veterinarian determines that treatment should be given, such treatment may be given subject to the manager's approval.
- (4) Except as provided in subsection (2) of this section, the disposition of any sick or injured animal will be pursuant to [Section] 6.04.130.
- (5) Arrangements for fees, selection of veterinarians, liability of veterinarians, etc., shall be determined by separate agreements between Animal Services and individual veterinarians.
- (6) Redemption of the animal shall be pursuant to [Section] 6.04.140 and the owner of the animal shall be responsible for reimbursing the veterinarian and animal services for all expenses which are incurred for the care of said animal.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.215 - Lost or abandoned animals.

- (1) Unless otherwise provided in this chapter or by order of the court or hearings officer, lost or abandoned animals impounded will be impounded pursuant to [Section] 6.04.130
- (2) After the minimum time periods have expired the animal is deemed abandoned and all ownership rights in the animal transfer to animal services. Animal Services has the sole authority to decide the animal's disposition, which includes but is not limited to adoption or euthanasia.
- (3) The owner or person entitled to custody may redeem the animal impounded under this section at

any time before the animal's adoption or disposal pursuant to [Section] 6.04.140.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.220 - Duty of finder of domestic animals.

- (1) Any person who finds and harbors a domestic animal without knowing the identity of the domestic animal's owner or keeper shall notify animal services and furnish a description and photograph of the domestic animal within five days after the date of finding the domestic animal or as soon as reasonably practicable.
- (2) The finder may surrender the domestic animal to animal services or retain its possession.
 - (a) All persons holding a domestic animal under this section must allow animal services access to the domestic animal while it is being held after animal services is notified pursuant to section (1) above.
 - (b) If the finder chooses to retain possession of the domestic animal, the finder shall, within fifteen days, cause to be published in a newspaper of general circulation in the county a notice of the finding once each week for two consecutive weeks. Each such notice shall state the description of the domestic animal, the location where the domestic animal was found, the name and address of the finder, and the final date before which such domestic animal may be claimed. If the finder does not wish to have his or her name and address appear in the notice, the finder may obtain an animal number from animal services and have that number published in the newspaper along with the phone number for animal services for contact.
 - (c) If required by an enforcement officer, any person holding a domestic animal under this section must immediately surrender the domestic animal to animal services.
- (3) Records of reported findings of domestic animals shall be retained for six months by animal services and made available for public inspection.
- (4) If no person appears and claims ownership of the domestic animal prior to the expiration of three months after the date of the notice to animal services under subsection (1) of this section, and the finder has complied with subsections (1) and (2) of this section, the finder shall be declared the owner of the domestic animal. Any person becoming owner of any domestic animal under the provisions of this section shall assume the responsibilities of an owner under this chapter.
- (5) If the domestic animal's owner does appear and establish ownership of the domestic animal within three months of the finder's notice to animal services, the finder shall surrender possession of the domestic animal to that owner. The owner must first pay the finder for all of the finder's reasonable actual costs incurred for the giving of notice, providing urgent veterinary care, and keeping of the domestic animal.
- (6) Any dispute between two or more private parties as to ownership or right to possession of the domestic animal, or as to the amount of the finder's costs, shall be decided by a private cause of action and is not the duty or responsibility of animal services.
- (7) A violation of WCC 6.04.220 constitutes a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.225 - Transfer of animals.

- (1) At the manager's discretion, animal services may transfer any animal eligible for transfer to any animal rescue entity, animal services agency or any other placement determined appropriate by the manager.

- (2) If a dog or cat is adopted from any animal rescue entity or animal services agency in Washington County that accepts unwanted or abandoned animals, the Owner must have the dog or cat spayed or neutered within four months from the date of adoption if the dog or cat is too young to be spayed or neutered immediately, unless doing so would endanger the health or life of the animal. If a dog or cat over six months old is adopted from an animal rescue entity or animal services agency which accepts unwanted or abandoned animals, the owner must have the dog or cat spayed or neutered within one month from the date of adoption, unless doing so would endanger the life of the animal.
- (3) A violation of WCC 6.04.225(2) is a Class C Civil Infraction.
(Ord. No. 794, § 2(Exh. A), 1-20-2015)

Care, Treatment, and Control of Animals

6.04.230 - Animals at large prohibited.

- (1) No dog owner or keeper shall permit a dog to run at large.
- (2) Any dog owner or keeper who permits a dog to run at large commits a Class C Civil Infraction.
(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.235 - Dog waste matter.

- (1) It shall be unlawful for any dog owner or keeper to allow their dog to deposit feces on any property other than that of the dog owner.
- (2) It shall be a defense to this section if the dog owner immediately removes the feces and disposes of it in an appropriate waste container.
- (3) A violation of WCC 6.04.330 is a Class D Civil Infraction.
(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.240 - Unattended animals.

- (1) The owner or keeper of an animal shall not leave an animal unattended while tethered or tied in or on a public right-of-way including but not limited to sidewalks, public trails, picnic areas, streets, parking lots, or outside any business.
- (2) A violation of WCC 6.04.240 is a Class D Civil Infraction.
(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.250 - Transfer in public places prohibited.

- (1) A person shall not transfer or offer to transfer to another by gift, sale, or exchange for any consideration, any animal in or upon any sidewalk, street, alley, lane, public right-of-way, park or other public property.
- (2) This section does not prohibit transfer of animals under the following circumstances:
- (a) When the animal transferred is Livestock, as defined in WCC 6.04.020 and one of the parties to the transfer is a person who engages in the business of buying or selling livestock for profit;
 - (b) When the transfer takes place pursuant to a sale conducted by a public body or a public officer;
 - (c) When the transfer takes place at an animal show or exhibition conducted by or for persons who regularly engage in the practice of breeding animals for show or exhibition;
 - (d) When the transfer takes place on the county fairgrounds pursuant to normal and authorized functions at that location; or

(e) When the transfer is conducted by an animal rescue entity or animal services agency.

(3) A violation of 6.04.250 is a Class D Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.260 - Continuous annoyance.

- (1) Continuous Annoyance means any repeated barking, whining, screeching, howling, or other sounds caused by a dog or dogs which can be reasonably heard beyond the boundary of the dog Owner's property.
- (2) Whenever an animal services officer has reasonable grounds to believe a dog has caused a continuous annoyance, written notice may be delivered to the dog owner or mailed to the resident of premises where the alleged continuous annoyance is occurring, with a description of the alleged continuous annoyance, and directing the dog owner to abate the possible continuous annoyance within one hundred twenty hours.
- (3) If one hundred twenty hours has passed from the date the notice was mailed or delivered, and the possible continuous annoyance has not been abated, it is a Class C Civil Infraction for a dog owner or keeper to allow a dog or dogs to cause a continuous annoyance for a total of five or more minutes out of any fifteen-minute period.
- (4) It is no defense to this section that the dog is reacting to other animals or people if the owner or keeper is not home and attempting to mitigate the continuous annoyance at the time of the violation.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.265 - Animal abuse.

- (1) Animal Abuse II. A person who, except as otherwise authorized by law, causes physical injury to an animal commits a Class B Civil Infraction.
- (2) Animal Abuse I. A person who, except as otherwise authorized by law,
 - (a) Causes serious physical injury to an animal; or
 - (b) Cruelly causes the death of an animal, commits a Class A Civil Infraction.
- (3) Any practice of good animal husbandry as defined in ORS 167.310 is not a violation of this section.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.270 - Animal neglect.

- (1) Animal Neglect II. A person who fails to provide minimum Care for an animal in such person's custody or control commits a Class B Civil Infraction.
- (2) Animal Neglect I. A person who fails to provide minimum care for an animal in such person's custody or control and such failure results in serious physical injury or death to the animal, commits a Class A Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.280 - Animal abandonment.

- (1) A person commits the offense of animal abandonment if the person leaves a domestic animal at a location without providing for the animal's continued care.
- (2) It is no defense that the defendant abandoned the animal at or near an animal shelter, veterinary clinic or other place of shelter if the defendant did not make reasonable arrangements for the care of the animal.

(3) Animal abandonment is a Class B Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.290 - Possession of a stolen animal.

- (1) A person commits the offense of possession of a stolen animal if a person receives, retains, conceals, harbors, or disposes of an animal owned by another person, knowing or having good reason to know the animal was stolen or was the subject of theft.
- (2) Exempt from this section are any animal rescue entity or animal services agency as defined in Section 6.04.020 provided they make every reasonable attempt to locate the owner or keeper of said animal and immediately return said animal to the owner or keeper. Also exempt from this section are persons in the act of taking a stray animal to an animal welfare organization, taking an animal for emergency veterinary treatment, caring for a stray animal pursuant to Section 6.04.220, or returning or attempting to return a lost animal to the rightful owner. It is not required under this section that the animal be reported as stolen to a police agency.
- (3) Possession of a stolen animal is a Class A Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.295 - Animals confined in or on motor vehicles.

- (1) No animal shall be confined within or on a motor vehicle at any location under such conditions as may endanger the health, safety, or well-being of the animal, including but not limited to a dangerous temperature, a lack of food or water for an extended period of time, or the confinement with a dangerous animal.
- (2) If an enforcement officer has probable cause to believe that an animal that is in or on a motor vehicle is at risk of physical injury, then the enforcement officer may enter the motor vehicle by any reasonable method deemed necessary, impound the animal, and leave a notice in the vehicle stating where the animal may be reclaimed.
- (3) Violation of Section 6.04.295 is a Class C Civil Infraction

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

Dangerous Dogs

6.04.300 - Identification of dangerous dogs.

- (1) The owner or keeper of a dog determined to be dangerous, pursuant to WCC 6.04.310, shall have the dog identified by a microchip implant. The microchip implant shall be injected in accordance with policy established by the manager. The standard fee for microchipping shall be charged to the owner or keeper of a dangerous dog that is microchipped at the animal shelter prior to release back to the owner.
- (2) The owner or keeper of a dog determined to be dangerous, pursuant to WCC 6.04.310, shall provide animal services with the address where said dog is kept, and shall immediately notify animal services if said dog is given away, sold, or euthanized and provide animal services with the name, address, and phone number of any new owner or written verification of euthanasia of said dog.
- (3) Failure to comply with Section 6.04.300 is a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.310 - Dangerous Behavior.

The purpose of this section is to establish a procedure whereby dogs that pose a risk of causing injury to humans, domestic animals, Livestock, or property are identified and subjected to reasonable restrictions.

- (1) Class C Civil Infraction dangerous behavior is established if a dog at large is found to menace, chase, display threatening or aggressive behavior or otherwise threaten or endanger the safety of any domestic animal or livestock but does not cause physical injury.
- (2) Class B Civil Infraction dangerous behavior is established if a dog at large is found to menace, chase, display threatening or aggressive behavior or otherwise threaten or endanger the safety of any person, or while confined bites any person and does not cause serious physical injury.
- (3) Class A Civil Infraction dangerous behavior is established if:
 - (a) A dog, while at large, bites or causes physical injury to any domestic animal or livestock;
 - (b) A dog, while at large, bites any person;
 - (c) A dog kills or injures any domestic animal, unless the domestic animal is trespassing upon the property where the dog is authorized to be;
 - (d) A dog, whether or not confined, causes the serious injury or death of any person.
- (4) The class of dangerous behavior may be mitigated if the defendant establishes that the dog acted in response to being abused, tormented, or attacked, was directed toward a trespasser or there were similar mitigating or extenuating circumstances.
- (5) Notwithstanding WCC 6.04.310(1) through (3) above, any Enforcement Officer shall have discretionary authority to refrain from prosecuting a violation, even if the dog has engaged in the behaviors specified in WCC 6.04.310(1) through (3) above, if the Enforcement Officer has probable cause to believe that the behavior was a result of the victim abusing, provoking, or tormenting the dog, the victim was trespassing onto property where the dog was authorized to be, or other extenuating circumstances.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

6.04.320 - Dangerous behavior restrictions.

In addition to the other requirements of this Animal Services Code, the owner of a dog that has committed dangerous behavior as described in WCC 6.04.310 shall, upon conviction, comply with the following restrictions in addition to any other restrictions the court deems reasonable under the circumstances:

- (1) If the dog has engaged in Class C Civil Infraction dangerous behavior pursuant to WCC 6.04.310(1), the dog shall be restricted by a physical device or structure that prevents the dog from reaching any public right-of-way or adjoining property whenever the dog is outside the owner's home and not on a leash off the owner's property.
- (2) If the dog has engaged in Class B Civil Infraction dangerous behavior pursuant to WCC 6.04.310(2), or, if the dog has engaged in Class A Civil Infraction dangerous behavior pursuant to WCC 6.04.310(3)(a) the Owner shall confine the dog within a Secure Enclosure whenever the dog is not on a Leash off the Owner's property or inside the home of the Owner and may also be required to post warning signs, purchased from Washington County, on the property where the dog is kept.

- (3) If the dog has engaged in Class A Civil Infraction dangerous behavior pursuant to WCC 6.04.310(3)(b)–(d), the owner shall meet the requirements of WCC 6.04.320(2) above and shall, additionally, not permit the dog to be off the owner's property unless the dog is muzzled and restrained by an adequate Leash being held by a person over the age of 18 and capable of controlling the dog.
- (4) Any dog that has been found to have engaged in Class A Civil Infraction dangerous behavior pursuant to WCC 6.04.310 (3)(c)–(d) may be euthanized. In addition, the court has the authority to suspend, for a period of time, the dog owner's right to be the owner of any dog in Washington County, including dogs currently owned by that person.
- (5) To ensure correct identification, all dogs that have engaged in dangerous behavior described in WCC 6.04.310 shall be implanted with a microchip. The dog may also be required to wear an identifying collar and ID tag as determined by animal services.
- (6) In addition to the normal licensing fees established in WCC 6.04.160 above, there shall be an additional licensing and supervision fee for dogs that have been determined to have engaged in dangerous behavior pursuant to WCC 6.04.310. This additional fee shall first be payable at the time that determination is made, and renewals are due upon the anniversary of the determination.
- (7) A person whose dog has been classified as a dangerous dog, and who has complied with the restrictions imposed pursuant to WCC 6.04.320 for at least one year, may request in writing that the restrictions be lifted or reduced. Modifications to the restrictions or declassification of the dog may be made at the discretion of the manager upon consideration of proof of additional training, successful temperament testing, or other evidence that the dog's dangerous behavior has been mitigated.
- (8) A person who fails to comply with the provisions of WCC 6.04.320 commits a Class C Civil Infraction.

(Ord. No. 794, § 2(Exh. A), 1-20-2015)

Minutes are unofficial until approved by Council.

1. CALLED TO ORDER AND ROLL CALL:

Mayor Peter Truax called the regular City Council meeting to order at 7:02p.m. and led the Pledge of Allegiance.

ROLL CALL: COUNCIL PRESENT: Thomas Johnston, Council President; Richard Kidd; Victoria Lowe; Ronald Thompson; Elena Uhing; Malynda Wenzl; and Mayor Peter Truax.

STAFF PRESENT: Jesse VanderZanden, City Manager; Paul Downey, Administrative Services Director; Jon Holan, Community Development Director; and Anna Ruggles, City Recorder.

2. SECOND READING OF ORDINANCE NO. 2016-10 AMENDING FOREST GROVE CITY CODE BY ADDING NEW CODE SECTION 5.248 PROHIBITING THE ESTABLISHMENT OF RECREATIONAL MARIJUANA PRODUCER LOCATIONS WITHIN THE CITY OF FOREST GROVE AND DECLARING AN IMMEDIATE EFFECTIVE DATE (AUTOMATICALLY REPEAL ON AUGUST 5, 2016)

The first reading of Ordinance No. 2016-10 read in its entirety occurred at the Council meeting of April 25, 2016.

Staff Report:

Holan presented the above-proposed ordinance for second reading, noting the proposed ordinance is establishing a temporary prohibition on recreational marijuana producer (grower) locations with an automatic repeal date of August 5, 2016, and declaring an immediate effective date. Holan reported the above-proposed ordinance was added to the Council Meeting Agenda on April 25, 2016, for first reading and was read in its entirety, noting the purpose of this evening's Special Council Meeting is to conduct a Public Hearing and to consider second reading of the proposed ordinance. Holan referenced the City's official zoning map showing the areas the Development Code currently allows recreational marijuana producer locations, noting the areas affected by the adoption of the proposed ordinance are Light Industrial and General Industrial zones. In conclusion of the above-noted staff report, Holan advised staff is recommending Council adopt the proposed ordinance establishing a temporary ban on recreational marijuana producer locations within light industrial and general industrial zones only, noting Council has the ability to repeal the ordinance at any time prior to August 5, 2016, and enact regulations establishing time, place and manner of

marijuana grower operations or outright ban grow operations, which requires submitting a proposal to the voters.

Public Hearing Opened:

Mayor Truax opened Public Hearing and explained hearing procedures.

Written Testimony Received:

No written testimony was received prior to April 28, 2016, 5:00 p.m.

Proponents:

David Morelli, Forest Grove, testified in support and voiced concerns pertaining to agriculture waste burn and requiring applicants to submit Covenants, Conditions and Restrictions (CCRs) and provide 24-hour surveillance for adjacent properties.

No one else testified and no written comments were received.

Opponents:

Stewart Wilson, Hillsboro, testified in opposition of the proposed ordinance, stating he is affected directly by this meeting, because he has an approved site plan review with a deadline of appeal ending tomorrow (Friday, April 29, 2016) or his application becomes final. Elliott stressed he thinks the Council's action this evening is specifically directed at his application, noting he does not think the ordinance was drafted during the meeting (April 25, 2016). Elliott voiced concern because the ordinance was added to the agenda without any public notice, noting he learned about the ordinance a couple of days ago and he was given no time to select counsel. Wilson stressed the Oregon Liquor Control Commission requires a Land Use Compatibility Statement signed by the local government (to determine whether a land use proposal is consistent with local government's comprehensive plan and land use regulations) and he has tried for weeks to have the City accept this form and staff refused its acceptance against state law. Elliott went on to say that once he got through the design review process with an approval on the current code ordinances, he thought that he was moving forward with his application. Elliott also pointed out that he has a \$12M contract to grow marijuana, stressing if anyone on the Council wanted to stop his application, Council should have come to him and let him know that he could not do this (in Forest Grove) and he would have gone somewhere else, but now it is not possible to go anywhere else. In addition, Elliott stressed he believes this action was done in a "secret session" behind closed doors, and he should have been notified about any meetings as he had been attending meetings up until this point, noting he would have attended (April 25 meeting) had he been notified.

Dr. Wayde Elliott, Warren, Oregon, testified in opposition of the proposed ordinance, stating he has an economic impact as the lessor and has a signed lease for \$30,000

per year with Mr. Wilson and an \$18,000 investment on the facility and an application that would be final tomorrow (Friday, April 29, 2016).

No one else testified and no written comments were received.

Others:

No one testified and no written comments were received.

Public Hearing Closed:

Mayor Truax closed the Public Hearing.

Council Discussion:

Council President Johnston explained the City Attorney drafted the proposed ordinance, which was present in a session open to the public on April 25, 2016, noting he objects to comments heard that discussions were held in "secret". In response to Council President Johnston's inquiry pertaining to the applicant's pending application, Holan affirmed if Council approves the proposed ordinance this evening, recreational grow would be prohibited and the pending application would be denied, noting the applicant would need to reapply after new regulations are enacted and/or after August 5, 2016, whichever comes first, and the regulations would be based on code requirements at time of approval.

Wenzl added the process has been incredibly difficult, noting she is not personally against selling or growing marijuana, but she has a responsibility to all citizens. Wenzl noted she wants time to make sure citizen advisory input is solicited and the process is done correctly for Forest Grove.

Lowe explained Council has been forging through legal laws; new voter-approved recreational marijuana regulations; and now new laws enacted for recreational growers, processors and wholesalers, noting Council is making the best decisions with as much input as Council can get, while not regulating so stiffly that it regulates the possibility right out of the community. Lowe added the reason for doing a temporary ban is to allow extra time to make sure that the new information will be useable before getting to the final operation phases, noting the ordinance is not meant to try to block or stop a particular investment, but to make sure that an application goes forward without difficulty and processes are not challenged. Lowe also voiced support for medical marijuana, noting she would never do anything that would backstab medical marijuana. In addition, Lowe apologized to the applicants for lack of notification and concluded she is considering abstaining and voting no, because there is a perceived deadline and perception of not having good processes.

Uhing explained she has spent at least two years researching and trying to understand

marijuana and has attended as many meetings as she could in Salem and Washington County and she has had very little guidance on regulations that are changing and evolving daily, noting it has been frustrating. Uhing voiced support for medical marijuana, noting she stood behind medical marijuana, because she researched and pushed staff and Council to take tours of other medical marijuana facilities and gave encouragement to keep open minds. Uhing added the laws are clear when things must be done within certain timelines, noting Council must listen to the voters; understand regulations better; and know whom these regulations are going to impact. Uhing explained she has to look at the community as a whole and her decision comes down to a leadership decision, noting Council's discussions have all been held in sessions that are open to the public.

In response to various Council's concerns and inquiries pertaining to the City's processes, VanderZanden affirmed the Council work sessions were publicized in the Council agendas and posted as required. VanderZanden referenced the City's zoning map showing the areas being affected, noting the proposed ordinance is temporarily prohibiting one of seven marijuana-related activities and it is restricting recreational marijuana producer locations within light industrial and general industrial zones only. In addition, VanderZanden gave a status update on the pending application (property site located at the south end of Elm Street, known as Forest Grove Storage), noting the application received tentative approval and has a 14-day appellant period, which ends Friday, April 29, 2016, before a Notice of Final Decision can be issued by the City. VanderZanden affirmed no other applications have been submitted to the City. In addition, VanderZanden advised state law prohibits the banning of medical marijuana grow operations, pointing out the motion to prohibit outdoor grow operations in industrial zone areas, which failed 6-1 on March 28, 2016, might have affected medical marijuana grow operations as well and may have violated state law, which is most likely why the vote failed.

Hearing no further discussion from the Council, Mayor Truax asked for a roll call vote on the motion made at the meeting of April 25, 2016.

VanderZanden read Ordinance No. 2016-10 by title for second reading.

ROLL CALL VOTE: AYES: Councilors Johnston, Kidd, Thompson, Uhing, Wenzl, and Mayor Truax. NOES: Councilor Lowe. MOTION CARRIED 6-1.

3. ADJOURNMENT:

Mayor Truax adjourned the regular meeting at 7:48 p.m.

Respectfully submitted,

Anna D. Ruggles, CMC, City Recorder

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APPROVED

Minutes

CITY OF FOREST GROVE
COMMITTEE FOR CITIZEN INVOLVEMENT
COMMUNITY AUDITORIUM CONFERENCE ROOM, 1915 MAIN STREET
TUESDAY, October 6th, 2015 - 5:30 P.M.

Sebastian B. Lawler (Chair)

Martha Ochoa
Kathy Karppinen
Betsy Brower

Stephanie Rose
David Andersen

Council Liaison: Malynda Wenzel

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Present: Sebastian B. Lawler, Stephanie Rose, Betsy Brower, David Andersen, Kevin Canales, Kathy Karppinen

Absent: Martha Ochoa

Council Liaison: Malynda Wenzl

City Staff: Jon Holan, Community Development Director

Guest: Briana Larios, Brian Schimmel, Rob Foster, Dan Schauer

Call to Order: The meeting was called to order at 5:30 pm at the Community Auditorium Conference Room by Chair Sebastian B. Lawler.

1) Community Connection Inbox

None

2) Liaison Reports

Council Liaison –

1. LOC(Leave of City Conference),
2. attended Latino event and received great feedback
3. plan a summit with food, music (something to celebrate?), invite City Staff and the Police Chief
4. Maybe a meet and greet with staff and Police Chief

3) Business

- Bicycle Plan Event

1. Clicker question run thru
2. Brief over view of the agenda/timeline for the event
3. Lots of specification for clarifying each question

4. David suggested rewording the event topic to clarify between the commissions and the public goals (or to specify what the "mission" is)
5. The mission is to inform the public about the bike plan and to listen to the input(voice)
6. Rob Foster gave a brief overview of his presentation for the event

- ATM

1. Possible topic- Police Facility (re: expanding city facilities)
2. Going to seek the City Staff's input on the topic and name of the event
3. Malynda suggested a forum to see what the interest would be regarding topic. "Full Service City Moving Forward"

4) Guest- Dan Schauer CPO Program (county committee)

1. Washington county CCI recruitment
2. CPO 12C- Cornelius, Dairy Creek; CPO 12F- Forest Grove
3. Ask; watch and tell regarding county issues
4. Get on participation list to be in the know or if interested
5. The meetings take place the 3rd Tuesday's of the month at the Aloha Fire Station

Next CCI meeting will b Tuesday November 3rd, 2015.

Adjourned: The meeting was adjourned at 6:43pm by Chair Sebastian B. Lawler.

APPROVED

CITY OF FOREST GROVE
COMMITTEE FOR CITIZEN INVOLVEMENT
COMMUNITY AUDITORIUM CONFERENCE ROOM, 1915 MAIN STREET
TUESDAY, November 3rd, 2015 - 5:30 P.M.

Sebastian B. Lawler (Chair)

Martha Ochoa
Kathy Karppinen
Betsy Brower
Briana Larios

Stephanie Rose
David Andersen
Kevin Canales

Council Liaison: Malynda Wenzel

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Present: Sebastian B. Lawler, Betsy Brower, David Andersen, Kathy Karppinen, Martha Ochoa

Absent: Stephanie Rose, Kevin Canales

Council Liaison: Malynda Wenzel

City Staff: Jon Holan, Community Development Director

Guest:

Call to Order: The meeting was called to order at 5:30 pm at the Community Auditorium Conference Room by Chair Sebastian B. Lawler.

1) Community Connection Inbox

Sebastian has decided to step down as chair of the CCI. Applications and voting will happen in December. New officers to take office February, 2016.

2) Liaison Reports

Council Liaison –

The City Council meeting was moved to Friday October 30, 2015.

1. The Japanese students are going to Disneyland
2. The City hosted at dinner for and with the students
3. Metro property visit to City property South of Forest Grove. Community input in needed to assist in the decision of what to do with the property. There is a possibility that CCI would be assisting in the community engagement portion of the project.
4. The Times Litho building has successfully been demolished. The City has started a negotiation process to determine assistance needed for future development.

3) Business

Food Composting Forum

A white paper was written on the possibility of combining yard waste and food waste, with a small increase in rates (\$1.68 per month). The paper was reviewed by Waste Management and Nature's Needs (in North Plains). The City Council consented to proceeding with program as a result of a work session held on October 19, 2015. Mayor Truax suggested taking it to the public for feedback. The increased rates would cover transportation to North Plains and public education. The City has already received feedback emails in support and opposition for this program. A forum requesting more feedback will occur December 9, 2015. There will be a

survey on the City website which was advertised in the last billing flyer. This forum will be an educational one, without breakout sessions.

- a. Questions around forum:
 - i. What does CCI support look like for the forum?
 1. A general consensus indicated the forum would be set up similarly to the past few. With few volunteers needed.
- b. Motion passed endorsing event, 5:0.

ATM

Possible topics and recommendations (current and past):

1. City facility upgrades: Power, City Hall, Police, etc. (Jon)
2. Full Service City (Malynda)
3. Economic Development (David)
4. Campus designations instead of industrial/technology. Property south of City would be developed as the "gateway" to Forest Grove (Sabastian)
 - a. A greater jobs/housing balance might be a good fit for this suggestion
5. Revisit the future of Forest Grove, a sequel to Future and Fate of Forest Grove. Name suggestion "Back to the future of Forest Grove"
 - a. What's going on? How are we moving forward? What did we propose in 2010? What have we done since then?
 - b. Can we bring more business to the City?
 - c. Is the City going to evolve into a "bedroom community" or will be continue to develop the local economy?
 - d. Potential Speakers:
 - i. Julia with the City of Sherwood – Jon to contact
 - ii. Howard Sullivan from the Chamber of Commerce – Martha to contact
 - iii. Dan Rearden
 - iv. Jeff Kind from City – Jon to contact
 - e. Format of ATM:
 - i. 5 year retrospective of changes/improvements (how far we've come)
 1. Video?
 2. Slideshow?
 3. Speakers
 4. Clicker session
 - a. Yes and no questions
 5. Breakout session

Next CCI meeting will be Tuesday December 3rd, 2015.

Adjourned: The meeting was adjourned at 6:30 pm by Chair Sebastian B. Lawler.

APPROVED

CITY OF FOREST GROVE
COMMITTEE FOR CITIZEN INVOLVEMENT
COMMUNITY AUDITORIUM CONFERENCE ROOM, 1915 MAIN STREET
TUESDAY, January 5th, 2016 - 5:30 P.M.

Sebastian B. Lawler (Chair)

Martha Ochoa
Kathy Karppinen
Betsy Brower

Stephanie Rose
David Andersen
Briana Larios
Kevin Canales

Council Liaison: Malynda Wenzel

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Present: Sebastian B. Lawler, Stephanie Rose, Betsy Brower, David Andersen, Briana Larios, Kathy Karppinen, Martha Ochoa

Absent: Kevin Canales

Council Liaison: Malynda Wenzl

City Staff: Jon Holan, Community Development Director

Guest: Jesse VanderZanden, City Manager

Call to Order: The meeting was called to order at 5:30 pm at the Community Auditorium Conference Room by Chair Sebastian B. Lawler.

1) Community Connection Inbox

None

2) Liaison Reports

Council Liaison –

1. Times Litho Development Update- A Tokola representative attended the December 4th City Council meeting. As of right now, no financials has been discussed with Tokola Development regarding the land use.
2. Urban Renewal- The Council is discussing private vs. public funding for the new development and will be addressed by the City through a separate disposition and development agreement (DDA).
-Interns at Pacific University provided the Council with information regarding different examples of project around the greater Portland Metro area.
3. Utility rates have increased 4.5% which will be reflected in the next billing cycle (January 16th)

3) Business

1. CCI Office Elections- 3 available positions; for the intervening period, Stephanie Rose and Betsy Brower will act as Co-Secretaries; interim co-chair system will be implemented between

the remaining members of the committee until a new permanent Chair member has been appointed.

2. ATM-

-Final review/run thru of the final copy of the event agenda

-Will need to provide maps, pens and tablets for the tables (We are expecting 70-100 attendees/participants)

-A CCI member will be assigned to specific tables to facilitate questions, act as recorder, and make sure everyone has the opportunity to participate. CCI member will also be responsible for asking group for key questions that will be reported back during the Report Out session.

- Break out groups will discuss the questions that come from the maps, notepads, etc. from the community members, attendees will be encouraged to write questions as speakers present, to be prepared for breakout sessions. Questions to be considered: 1 What type of businesses would you like to see? 2. Where would you like to see recreational areas in the city, etc.

-Report Out session questions will be reviewed at Council retreat.

- Jon will send Frye's the new CCI logo, for CCI members to purchase logo polo shirts for the ATM, to unify the group.

-Discussed publicity opportunities: Flyer to be distributed to local businesses (which will include a picture of the DeLorean and updated by Stephanie Rose), Billing statement will include a small reminder, Martha to contact Dr. Tidwell to get announcement on his digital reader board, Jon to try to get the large banner updated and displayed on Pacific Avenue.

-CCI meeting to do a dry-run of the actual ATM is TBD, and may be handled over email.

Next CCI meeting will be Tuesday February 2nd, 2016.

Adjourned: The meeting was adjourned at 6:28pm by Chair Sebastian B. Lawler.

APPROVED

CITY OF FOREST GROVE
COMMITTEE FOR CITIZEN INVOLVEMENT
COMMUNITY AUDITORIUM CONFERENCE ROOM, 1915 MAIN STREET
TUESDAY, February 2, 2016 - 5:30 P.M.

David Andersen (Interim Chair)

Stephanie Rose Betsy Brower
Kevin Canales

Student Advisor: Briana Larios
Council Liaison: Malynda Wenzel

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Present: Betsy Brower, David Andersen, Kevin Canales

Absent: Briana Larios, Stephanie Rose

Council Liaison: Malynda Wenzl

City Staff: Jon Holan, Community Development Director

Guest: MJ Guidetti

Call to Order: The meeting was called to order at 5:31 pm at the Community Auditorium Conference Room by Interim Chair David Andersen.

Approval or Changes to Last Months Minutes: Approved.

1) Community Connection Inbox

- a. Chahalem Ridge Trail. Ellen Wyoming-Deloy did not respond to Dave’s email expressing interest in supporting Metro Events regarding the Trail.
 - i. Metro is holding a meeting at Central de Cultural (in Cornelius) on February 24th from 6-8 pm, eliciting community feedback on plans/desires for the trail area. Ms. Wyoming may like help scheduling the event or advertising it. CCI to act once we hear from Ms. Wyoming.

2) Liaison Reports

- a. Last City Council Meeting
 - i. Main topic was the Tokola project.
 - 1. The Council heard 2-3 hours of citizen testimony.
 - ii. Major trends were that local business owners supported the project, while citizens were generally concerned about housing equity and that “luxury apartments” didn’t fall into the equity category.
 - iii. Council liaison sees the real question as “Will this project revitalize the downtown area?” Council approved the Tokola land use proposal 5:1
 - iv. There is a \$1.5 million dollar gap between what Tokola can spend and how much the project will cost to build.
 - v. Going forward the Council will hold public open houses on *how* the urban renewal agency works (February 11th & 18th)

- vi. The Council and The Urban Renewal Agency will resolve this issue on February 22nd
 - vii. Urban Renewal
 - 1. Malynda explained the Urban Renewal Agency, its role, and how it works.
 - 2. Urban Renewal 101 slides can be found at http://www.forestgrove-or.gov/images/stories/government/boards/Urban_Renewal_Agency/Projects/URA_101_Website_Final.pdf
 - b. Stars of Forest Grove is happening in March Stars in the Grove - Forest Grove Chamber - Sat Feb 27 at 7:00PM
 - i. Taylor Meade Performing Arts Center, Pacific University Forest Grove OR - <http://visitforestgrove.com/>
- 3) Business**
- a. Does the meeting time still work for everyone (First Tuesday of the Month, 5:30 pm)
 - i. Consensus is that the meeting time is still good for everyone.
 - b. Do we have enough material to have a meeting next month?
 - i. Plan on meeting, hoping that the notes from ATM will yield something to talk about & that Ms. Wyoming from Metro will have made contact to CCI.
- 4) Urban Renewal 101**
- a. These are the two events on February 11th & 18th.
 - b. CCI to act as sponsor to these events. **Attendance is highly encouraged** of CCI members to support the Council.
- 5) ATM Debrief**
- a. What went well:
 - i. Speaker diversity was helpful to many
 - ii. Teamwork was apparent, it felt like everyone did their part
 - b. What didn't go well:
 - i. Some individuals got caught up in trivial things and were unable to get over them during the commenting portion of the meeting (ie. High downtown rents)
 - ii. Too much information given, maybe overwhelming for some
 - iii. Time management. The report outs were too long.
 - iv. Publicity was lacking (no business flyers were handed out, the utility flyer blub should be closer to the actual event.)
 - c. Betsy & Stephanie to type up notes collected from ATM (post-its and notepads) by **FEB 21st** to Councilor Wenzel for distribution to Council member at the retreat. **DONE**
 - d. Ideas to consider for next year:
 - i. 4 major discussion topics to narrow report outs?
 - ii. A "Gripe Box" that would be submitted to the Council. Maybe a second acknowledgement at the ATM

Next CCI meeting will be Tuesday March 1, 2016.

Adjourned: The meeting was adjourned at 6:23pm by Interim Chair David Andersen.

APPROVED

CITY OF FOREST GROVE
COMMITTEE FOR CITIZEN INVOLVEMENT
COMMUNITY AUDITORIUM CONFERENCE ROOM, 1915 MAIN STREET
TUESDAY, March 1, 2016 - 5:30 P.M.

David Andersen (Interim Chair)

Stephanie Rose Betsy Brower
Kevin Canales MJ Guidetti

Student Advisor: Briana Larios
Council Liaison: Malynda Wenzel

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Present: Betsy Brower, MJ Guidetti, Briana Larios

Absent: David Andersen, Stephanie Rose, Kevin Canales

Council Liaison: Malynda Wenzl

City Staff: Dan Riordan

Guest: Pacific Student, attending to take notes only

Call to Order: The meeting was called to order at 5:39 pm at the Community Auditorium Conference Room by acting Chair Betsy Brower

Approval or Changes to Last Months Minutes: Not approved due to lack of quorum.

1) Community Connection Inbox

- i. Nothing to report

2) Liaison Reports

- a. Last City Council Meeting
 - i. Tokola Project: The Council approved the land use agreement 5:1
 - ii. The Council was given a presentation explaining next steps. This includes the authorization for the Executive Director to move ahead with financials: capping the amount of public funding.
- b. Urban Renewal 101 meetings: the meetings were only attended by about four citizens. However, the citizens that did attend were concerned with transparency through the process.
 - i. No CCI members were able to attend.
 - ii. A suggestion was voiced about reminding residents that the PowerPoint is still online and very informational (maybe in one of the next utility bulletin.)
- c. Stars of Forest Grove happened the last Saturday in February.
 - i. It will always occur the last weekend in February
 - ii. This year Valley Art was the beneficiary of all proceeds raised.

3) ATM Debrief Continued

- a. Does CCI want to present findings to the Council, as done in the past?
- b. For the future:

- i. How do we make it more relevant?
 - ii. How do we expand the demographic/diversity of attendees?
 - 1. Can we interest high school students?
 - 2. Maybe a youth centered Town Meeting?
 - a. Maybe host a town meeting/City council meeting in a HS auditorium
 - 3. MJ will talk to Ford Leadership group regarding a youth event
 - 4. CCI to Talk to Brian Shimmel regarding second Latino Summit and the need to get more diversity at ATM.
 - iii. Ideas:
 - 1. Short list of topics
 - 2. Booth at Farmer's Market asking for topics and names of people that might want to be involved
 - 3. Send out agenda before event
 - 4. Gripe box – the help find a balance
 - 5. Better allow people to be heard, yet focused
 - 6. Better planning, in October? Targeting small businesses with flyer.
- 4) Business:
- a. Talk to Brian Shimmel regarding more work for us, how can CCI help them?
 - b. Chehalem Ridge: **MAY** is a better meeting time with Ms. Wyoming
 - i. Where is it?
 - 1. Between Forest Hills Golf Course and Gaston
 - ii. Will it be a fee based park? Undecided.

Next CCI meeting will be Tuesday March 5, 2016.

Adjourned: The meeting was adjourned at 6:15pm by acting Chair Betsy Brower

APPROVED

CITY OF FOREST GROVE
COMMITTEE FOR CITIZEN INVOLVEMENT
COMMUNITY AUDITORIUM CONFERENCE ROOM, 1915 MAIN STREET
TUESDAY, April 5, 2016 - 5:30 P.M.

David Andersen (Interim Chair)

Stephanie Rose Betsy Brower
Kevin CanalesMJ Guidetti

Student Advisor: Briana Larios
Council Liaison: Malynda Wenzel

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Present: David Andersen, Betsy Brower, Kevin Canales, MJ Guidetti, Briana Larios, Stephanie Rose

Absent:

Council Liaison: Malynda Wenzl

City Staff: Jon H

Guest: Karen Martinez-Navarro & Karla Maldonado

Call to Order: The meeting was called to order at 5:30 pm at the Community Auditorium Conference Room by acting Chair David Andersen

Approval or Changes to Last Months Minutes: Both February and March minutes approved

1) Community Connection Inbox

i. Guests: Karen & Karla

1. Inquired about discussions around homelessness. We suggested talking to homeless advocates around town (Eric Cannon, Russ Dondera, the UCC Church, and Sunrise Church)

ii. What is CCI's mission?

1. Jon's input:

- a. The committee is based on State planning goals; a. CCI is to evaluate citizen involvement program around land use planning.
- b. Since the adoption of City's vision that is "timeless" which focuses on what the citizens feel is the essence of Forest Grove, CCI should be reporting back on how the other committees and boards are executing program's practices of citizen involvement/ feedback.
- c. Now we are more of an interface between the City government and citizens.
- d. Topics of events have included ATM, Planning commission, bicycle safety, waste recycling, and plastic bag use.

2. Dave's input:

- a. CCI is here to increase the opportunity for citizens to become more involved, whether that is voicing concerns or feedback by hosting and planning town meeting and other gatherings.
- 3. Malynda
 - a. The Council uses the commissions and boards to push out feedback/input from the public.
 - b. The Liaison position should be reporting the hot topics from each commission and board back to the Council
- 4. MJ
 - a. Where is the involvement with the other commissions?
- 5. Going forward:
 - a. Possible outreach to other commissions and boards to inform of what CCI is, does and how we can help.
 - b. CCI members are to consider looking through the missions of the other commissions to join as a liaison.
- iii. Upcoming Events to assist with?
 - 1. May 18- Latino Summit, Contacts are Brian Shimmel and Karen Pfeiffer

2) Liaison Reports

- a. Council met and discussed Goals for next session
 - i. Nothing was formally approved
 - 1. Rough goals
 - a. Promote a safe, livable and sustainable city
 - b. Promote a prudent financial plan to maintain effective service levels of a Full-Service City
 - i. CCI can be involved with the Full service definition
 - ii. What are budget implications associated with a full service city?
 - 1. Next steps: Schedule joint work session with CCI regarding ATM format and topic. (What does the Council want to see at the next ATM?)
 - c. Promote Interest...
- b. The levy is coming up soon
- c. Marijauna
 - 1. Approved store hours are 8am to 10pm.
- d. Community Enhancement Projects/Presentations (CEP)
 - 1. CEPs are for Non-profits, in the Forest Grove city limits
 - 2. A pool of funds will be given to awardees to assist in their endeavors.
 - a. Funds are generated from the Waste Management transfer station through Metro.
 - 3. The City Council sees presentations then chooses who gets the funding. Each Council member can give up to 1/8th of funding to any specific awardee.
 - 4. Presentations are due in April
- e. The Council also discussed budget decisions

3) ATM Debrief Continued

- a. Joint Session with Council in September

- b.
 - i. The agenda will need to be all buttoned up to present to the Council

4) Myvancouver

- a. Dave presented an idea to consider.
- b. The my Vancouver app is an app focused on citizen involvement that Vancouver has implemented. The App would cost \$\$\$. But there is a free app called Next Door which the FG PD is already using.
- c. This may be good way to connect with younger citizens in Forest Grove
- d. Big questions
 - i. Who would be responsible for content
 - ii. Could CCI present this as CEP next year?

Next CCI meeting will be Tuesday May 3, 2016

Adjourned: The meeting was adjourned at 6:35pm by Chair Dave Andersen

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APPROVED

30

**COMMUNITY FORESTRY COMMISSION
CITY AUDITORIUM
MAIN STREET, FOREST GROVE, OR
April 20, 2016**

Meeting called to order at 5:33:00. President Jen Warren in Chair.

Members Present – Jen Warren, Dale Wiley, David Hunter, Mike Howell
Bruce Countryman, Mark Nakajima, Lance Schamberger

Members Absent –

Staff Present: Dan Riordan

Council Liaison: Ron Thompson

Meeting Minutes Approval: March minutes were approved.

Citizen Communication: None

Citizen New Member / Introduction:

OLD BUSINESS

Minutes were read. David moved and Bruce seconded approval of the minutes.

ARBOR DAY TREE PLANTING - Jen reported on the Arbor Day Tree Planting at the school district offices. It was well attended by the Charter School students.

URBAN FORESTRY MANAGEMENT PLAN

Brief discussion on how to proceed with the inclusion of the UFMP into the Parks Master Plan.

NEW BUSINESS

POSSIBLE PROJECTS - Discussion on some other potential projects to move on to now that the UFMP was complete and adopted.

Possible Projects include:

1. Work on Street tree code and specifications.
2. Work on the bare root standards for City street tree planning projects.
3. General consensus was that the Ask an Arborist program needs to take a break for a year or two and then reevaluate how and if that might move forward again.

PLANNING SESSION – September was mentioned and agreed to schedule a planning session for activities for the CFC in the coming year.

METRO PROPERTIES – Dale mentioned concerns with the current management of the Metro properties within the City limits, specifically the B Street Trail to Gales Creek and the Gales Creek to Elm Street properties. It was noted that the survival rates on these plantings was very good, and that was creating issues with the type of urban forest it was going to result in. Concern both for what the ongoing management issues were the potential for destructive fire activity in close proximity to the South Old Town neighborhoods.

Mark suggested that we draft a letter to Metro outlining some of our concerns and requesting to open a dialog with them about our observations and concerns. Bruce mentioned that he has a contact in Metro that he would be willing to contact and see what could happen as far as some discussion on the subject issues would be.

CENTRALIZED TREE PLANTING COORDINATION – It was also discussed that it would be nice to have some type of centralized contact that all stake holders or community tree planting participants could contact or notify prior to tree planting events in the City. This would hopefully allow some review by the CFC of these planned projects and provide at least a cursory review of the planned projects to insure compatibility with the UFMP and City codes.

MEMBER UPDATES

Mark commented on his Central Oregon trip for a wedding and the nice venue they had at Brasada Ranch, and recommended the location for a visit and activities in Central Oregon.

Bruce commented that some of his wood working pieces would possibly be on display at the World Forestry Center soon. No dates given for the showing, Bruce would let us know.

No other input for other members.

NEXT MEETING

Next meeting will be May 18, 2016 at the Community Auditorium meeting room at 5:30 pm

MEETING ADJOURNMENT

David moved and Mark seconded to adjourn the meeting. Unanimous affirmative vote adjourned the meeting. Meeting was adjourned at 6:38:00 pm.

Respectfully submitted,

Dale Wiley
CFC Secretary

APPROVED

30

Members Present: Jennifer Brent, George Cushing, MJ Guidetti-Clapshaw Kaylene Toews, Holly Tsur, Larissa Whalen Garfias (01 vacancy)
Staff Present: James Reitz
Council Liaison: Richard Kidd
Citizens Present: 01

1. **Call to Order:** Tsur opened the meeting at 7:20 p.m.

2. **Citizen Communication:** None.

3. **Action Items / Discussion:**

A. **Renovation Grant Request – Broderson House at 2204 “A” Street (Washington County Tax Lot 1N3 31CC-5100). Applicant: Barry Berdahl. File Number: 311-16-000010-PLNG.** Barry Berdahl was present to discuss his project, a water intrusion remedy in his basement. He noted that the repair would include upgrading his existing French drain and enlarging it as necessary. The second part would be the installation of drains in the basement to remove any water that does get in, with a sump pump to remove the water and send it out to the street. **Toews/Cushing to award a \$1,000 grant. Motion carried unanimously.**

B. **Strategic Plan Update:** The Board began review of the tentative to-do list provided by the consultants. Toews expressed concern that this was just a to-do list and not a plan i.e., that the to-do list not become the plan.

2016-2017 Task List. The Board noted that the first couple years appeared to be very intensive, but it was also noted that the first year would be spent formalizing objectives. Garfias asked about the types of historic survey and Reitz explained them. The proposal to expand our outreach efforts to include local students reminded Tsur of a recent conversation she had with the Sustainability Commission chair, who noted that that commission has a student member (Jacob Rose), who is the Pacific University Student Liaison Coordinator; he is specially tasked to coordinate between the University and local high school students.

More information is needed about the Main Street program to determine its effectiveness and the amount of effort the Board would need to put into it. Concerning the potential code amendments, it was noted those would be primarily City Council actions. A preservation blog would need constant updates and that would not be realistic for the Board to commit to, but providing articles for the FHFG newsletter would be a desirable objective. The advocacy group may not be a task for the HLB, but the Board could support the effort to create one.

2018-2019 Questions were raised about the downtown district designation process.

2019-2020 It was noted that the downtown district outreach effort should be done sooner.

2020-2021 It was noted that the context statements prepared to date all end at about 1950. The purpose of a post-WW II context statement would be to better understand and document the history of the town since then.

Two items the Board would like to see included are some kind of seismic upgrade program; and the identification of alternative funding sources.

Reitz was requested to forward all of the Board's comments to HPNW.

- C. **Stewart Award Nomination and Preservation Month Planning:** The proclamation and Stewart Award presentation are on the Council agenda for May 9th. Cushing has also arranged to have the display board in the library.

The Board will be sponsoring a class put on by Mary Jo Morelli about Forest Grove's history. Those classes will be May 4, 11, and 25 from 7:00 to 8:30 pm. A tour is included in the price of admission

4. Old Business/New Business:

- Approval of HLB Meeting Minutes. **The meeting minutes of March 22, 2016 were approved as submitted.**
- Council Liaison Report: Kidd updated the Board on various items of interest.
- CEP Application: Tsur noted that the presentation to the Council went well.
- Cushing said he had not yet contacted other boards about working together.
- Tsur requested the Board's help in getting photos of all recent renovation grant project houses so as to be ready for next year's boards and commissions presentation.
- The FHFG will be hosting a book-signing on September 7. They have invited the Board to participate.

- 5. Adjournment:** The April 26, 2016 meeting adjourned at 8:59 p.m.

These minutes respectfully submitted by George Cushing, Secretary

APPROVED

35

1. **CALL TO ORDER:**

Chairman Beck called the meeting to order at 7:00 p.m.

Planning Commission Present: Tom Beck, Lisa Nakajima, Dale Smith, Phil Ruder.

Absent: Carolyn Hymes, Sebastian B. Lawler, and Hugo Rojas.

Sustainability Commission Present: Brian Schimmel, Deke Gundersen, Robin Lindsley, Mitch Taylor, John Hayes, and Edgar Sanchez-Fausto.

Absent: Hope Kramer, Dale Feik, Diane Taniguchi-Dennis, Jacob Rose, Leslie Applegate Lanzar, Elaine Cole, and Karin Pfeiffer-Hoyt.

Staff Present: James Reitz, Senior Planner; Marcia Phillips, Assistant Recorder.

2. **PUBLIC MEETING:**

2.1 **PUBLIC COMMENT PERIOD FOR NON-AGENDA ITEMS:** None.

2.2 **PUBLIC HEARING:** None scheduled.

2.3 **ACTION ITEMS:** None.

2.4 **WORK SESSION ITEMS:**

Discussion with Sustainability Commission.

Chairman Beck welcomed the Sustainability Commission (S.C.) to the work session. He said there were three main items to be discussed with which the Sustainability and Planning Commissions have common issues and interests. The first item was parking lots and the use of permeable materials, landscaping, etc. The second item was living in close proximity. With the Westside area being brought in how should it be zoned? The issue of people in Forest Gale Heights who shop outside of town, and the need for commercial in the northwest area. The third item was density and more use of energy, because residences do not pay for themselves so we cannot have a bedroom community.

Commissioner Ruder: I would like to hear input from the S.C. as to whether streets should be wider or narrower.

Commissioner Nakajima: S.C. issues impact what the Planning Commission does. This is a farming community with history, and people new to the community do not understand that.

Chairman Beck: The Planning Commission approves or recommends approval to the City Council on land use. We deal with where buildings can be located and how they look on the outside.

Mr. Schimmel: For the S.C. this is an introductory discussion to get a basic understanding of what we can weigh in on, and what the Planning Commission does.

Chairman Beck: The Planning Commission is always working on the Development Code, and recently did some changes and updates. Most things in the Code are standard, but we also make

**PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM**

March 21, 2016-7:00 P.M.

PAGE 2 of 5

decisions about Planned Residential Developments such as Gales Creek Terrace. Some things we consider and then send them up to the City Council for approval. The Planning Commission denied Gales Creek Terrace because the applicant wanted to put in skinny single-family residences which make a bigger footprint instead of multi-family units, but we were overruled by the City Council. Testimony from the S.C. would have been good. There was also a church that we reviewed, a stake center, and they had a very large asphalted parking lot. The question is, does something like that have to be all asphalt? There is also the balance between public safety and conservation of energy with parking lot lighting. When should a parking lot be lit?

Commissioner Ruder: The S.C. could look at specifics, and then come in force for smaller footprints and less asphalt.

Mr. Taylor: I have worked with Rob Foster, City Engineer, to learn about the Transportation System Plan (TSP), which is about getting people from here to there. Forest Grove does not have good connectivity. In the TSP there is a pretty good plan, but the money to implement it is the difficulty.

Chairman Beck: By law we are not allowed to require a developer to do anything that is not directly related to their project.

Mr. Schimmel: Can the S.C. be made aware of what is going to be reviewed by the Planning Commission, so the S.C. can weigh in on any issues?

Chairman Beck: It just so happens I will be writing a column for the News Times about what the Planning Commission will be doing. Jon Holan, Director of Community Development, is also a good resource.

Commissioner Ruder: City staff has a list of what is coming up, and they let the Planning Commissioners know.

Mr. Hayes: One issue is tiny houses on existing property that are allowed to be up to 720 square feet. They have low energy requirements and are affordable. This could provide housing for those who may not be able to afford regular-sized houses. What kind of barriers would people run into? One of my neighbors was told he would have to pay \$10,000 for a storm system.

Chairman Beck: We refer to these as mother-in-law houses or Accessory Dwelling Units (ADU). Issues would include meeting setback requirements and access. I did a lot line adjustment to my property and had to go to Clean Water Services (CWS) for a service provider letter that just stated it was not a wetland.

Mr. Reitz: Your neighbor's property on 15th Avenue does not have storm drainage, and that is where the cost comes in. They would have to link into the City's storm drain. Another issue with Accessory Dwelling Units is permit costs, which are about half as much as a full-sized single family residence. Some of the fees are not ours such as the CWS fee and the Transportation Development Tax, so we have no control over them. Some are our fees such as the park fee. Permit fees for ADUs are about \$15,000. People are enthusiastic until they hear what it is going to cost.

**PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM**

March 21, 2016-7:00 P.M. **PAGE 3 of 5**

Chairman Beck: My lot line adjustment had to be surveyed, which costs a lot.

Mr. Reitz: To be considered an ADU the structure must have sleeping quarters, a kitchen and a bathroom. Without one of these it is just a glorified family room, and some people leave one of these out, such as the kitchen, and just use a microwave/hotplate to avoid some of the fees.

Chairman Beck: Parking is very controversial. Portland wants to eliminate cars, but now day's people have cars. Decades ago Forest Grove wanted people to think about mass transit, so there are no parking requirements downtown.

Mr. Hayes: If a developer wants to build 50 houses that use a lot of energy, are there ways to reduce fees?

Chairman Beck: Something the Planning Commission just did was raise the density in some of our zones to 40 dwelling units per acre, and we have rules the developer must follow to get the density.

Commissioner Ruder: So this helps developers who are going up, not spreading out 50 houses.

Chairman Beck: There is the issue of landscaping in parking lots. We want shade, but it has always been a practice to surround trees with a curb and put them up higher than the grade of the parking lot, but then you have to water them. One option would be to put trees where the run off would water them at least partially. The S.C. might want to think about giving suggestions for this. Excessive lighting versus public safety is another area that the S.C. might want to make suggestions for. An example was the Hundley project, which was a big L-shape project back off the street, so lighting was required for safety.

Mr. Hayes: Where are you on the Westside Planning project?

Chairman Beck: We are almost done. We will be updated in the next meeting or two. Another area you could lobby is the issue of road standards on county roads within the city limits. The Planning Commission wrote a letter to the County asking that the City be allowed to require our street standards for county roads inside our jurisdiction. Thatcher Road is an example of a street inside the city limits that is built to County standards.

Mr. Hayes: Thatcher Road is dangerous for pedestrians and bicyclists.

Chairman Beck explained the concept of Planned Residential Developments (PRD). He explained that the Forest Grove School District is always notified, but the Planning Commission has yet to hear anything from them.

Mr. Hayes: The School District gets funding for more students, so they will never say no to a development.

**PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM**

March 21, 2016-7:00 P.M.

PAGE 4 of 5

Chairman Beck: Regarding development of the area northwest of Thatcher/David Hill Road, what kind of homes do we want up there? How should it be zoned? How do we get utilities to it? We could work together on this.

Ms. Lindsley: Forest Grove needs to be resilient. School gardens are a great concept, so kids will know how to plant food for their families. Most food is trucked in and distributed. How are we going to produce food here if that distribution is cut off? What if we put gardens all over this town like school gardens, neighborhood gardens, and private family gardens? How can we sustain them (weeding & watering)?

Chairman Beck: The open space in PRDs could be community gardens. Flood plain areas that do not flood all the time could be community gardens. Some PRDs have 22-foot wide homes with no yards, so growing gardens would have to be done somewhere else. The S.C. should meet with the Parks Department.

Ms. Lindsley: People take food for granted – it just shows up in stores.

Commissioner Ruder: That education piece is not just for school kids – it is for adults too.

Ms. Lindsley: We will be selling plant starts at 19th Avenue and Birch Street. This is the future location of a natural food store.

Mr. Schimmel: I am hearing that a couple of things the S.C. can do is make recommendations about sustainable best practices, and make recommendations after studying the Development Code and TSP.

Chairman Beck: Work on these suggestions and then give them to the Planning Commission. As a Planning Commission we can make changes through the process.

Mr. Reitz: Article #8 in the Development Code and the Design Guidelines Handbook are the two documents to initially review. They are available online on the City's website.

Mr. Schimmel: The S.C. would like a calendar of what the Planning Commission is reviewing so we can give input.

Mr. Reitz: The difficulty with commissions that meet once a month is that you may know about what the Planning Commission is reviewing, but there would be no time to notify the S.C. when a decision is sent up to the City Council.

Mr. Schimmel: We are considering a S.C. liaison to drop in to Planning Commission and City Council meetings to become more aware of what is going on.

Mr. Taylor: Staff and the Planning Commission can notify us when there is something relevant to us.

Mr. Schimmel: This is a great start.

PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM

March 21, 2016-7:00 P.M. PAGE 5 of 5

Councilor Kidd: I appreciated sitting in on this work session. It was very informative. I encourage you if you have any suggestions please contact us.

3.0 BUSINESS MEETING:

- 3.1 **APPROVAL OF MINUTES:** Commissioner Nakajima made a motion to approve the minutes from the February 15, 2016 meeting. Commissioner Ruder seconded. Motion passed 4-0.
- 3.2 **REPORTS FROM COMMISSIONERS/SUBCOMMITTEES:** None.
- 3.3 **DIRECTOR'S REPORT:** None.
- 3.4 **ANNOUNCEMENT OF NEXT MEETING:** To be determined.
- 3.5 **ADJOURNMENT:** The meeting was adjourned at 8:22 p.m.

Respectfully submitted by:
Marcia Phillips
Assistant Recorder

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APPROVED

1. **CALL TO ORDER:**

Chairman Beck called the meeting to order at 6:59 p.m.

Planning Commission Present: Carolyn Hymes, Tom Beck, Lisa Nakajima, Dale Smith, Phil Ruder and Hugo Rojas.

Absent: Sebastian B. Lawler

Staff Present: Jon Holan, Community Development Director; Dan Riordan, Senior Planner; Marcia Phillips, Assistant Recorder.

2. **PUBLIC MEETING:**

2.1 **PUBLIC COMMENT PERIOD FOR NON-AGENDA ITEMS:** None.

2.2 **PUBLIC HEARING:** None scheduled.

2.3 **ACTION ITEMS:** None.

2.4 **WORK SESSION ITEMS:**

Discussion of David Hill area including the area within the UGB and the Urban Reserve area.

Chairman Beck opened the meeting and explained that he requested this work session because he thought it useful for the Planning Commission to get a heads up of what is going on and what should go on in the David Hill area.

Chairman Beck: We need to think about what is most appropriate in this area. There are slope issues and there are some flat spots. It is easy to run a road along a topo line, then houses will be built up the hill and down the hill from the road. There will have to be cut and fill.

Mr. Holan: Part of this conversation is premature. The Technical Advisory Committee on the infrastructure report will discuss slopes and roadways. Between Thatcher Rd. and Purdin Rd. the slopes will exceed 12% and approach 15%. The key for slopes for development in the Development Code is 25%. Greater than 25% must remain open space. We have had an extensive amount of discussion with the property owners and public testimony regarding land use. The Planning Commission can do something else, but again there has been a lot of discussion already.

Chairman Beck: What are the consultants working on regarding water?

Mr. Holan: Actually it is the City's Engineering Department, and they are thinking there would be two reservoirs. There is a proposed location around the 650-foot elevation for one. The second one would serve the Urban Reserve area.

Chairman Beck: A tank?

Mr. Holan: Yes. There is already an existing tank just outside the city limits.

**PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM**

May 2, 2016–7:00 P.M. **PAGE 2 of 4**

Mr. Riordan: It will cost about \$1.8 million dollars for the upper one – the first one.

Mr. Holan: The main use is for fire – not domestic use. The main issue with development at this time is the cost of bringing up the sewer.

Commissioner Ruder: What would be the expense per lot? Would development fees cover the cost entirely?

Mr. Holan: That is what we are trying to determine. The development fees may not cover the cost entirely, so the City may contribute.

Commissioner Ruder: It seems preposterous that if private parties do not want to develop because of cost, why would the City want to do this?

Mr. Holan: Typically, services get extended incrementally. Once the services get close enough for a developer to extend, then they pay for the extension. Any reimbursement for oversizing funded through SDCs collected from past development. Downstream analysis shows there is sufficient capacity in Clean Water Service's (CWS) main sewer trunk line along Hwy 47. Purdin Rd. development will contribute to that system also.

There is a creek that forms the north boundary line at Purdin Rd., and this creek goes under Thatcher Rd. which means there is not enough slope for sewer. The consultant's alternative is to raise Thatcher Rd. to address their constraint CWS is willing to run a sewer line along David Hill Rd. to serve the David Hill area, and it would also potentially serve development in the Purdin Hill area also. Another infrastructure cost issue is that Thatcher Rd. is a single loaded road (development on only one side). This is why we argue for MSTIP funds.

Chairman Beck: I want to bring up two things. The first is water runoff and what a challenge it is on hillsides. Secondly, the City is pushing to be a sustainable city, but the development of the David Hill area is the worst place to put development. It is further from downtown, etc. There is no way to put commercial up there to serve that neighborhood. There will be no school up there. I just wanted to throw that out there. We are spending a lot of time and money on something we should not do.

Mr. Holan: There are issues pertaining to the urban reserves, not part of the urban growth area, which is the focus of the Westside Planning project.

Chairman Beck: Why would we ever want to bring it into the City? Why spend \$2 million to serve people on 1-acre lots? Metro is contradictory on sustainability to want to build something like this.

Commissioner Nakajima: It gives us a place to grow without using farmland. It is a balance. We want a mixture here – low end and high end. It is too expensive to develop right now, but it is what property people want.

Commissioner Hymes: I do think it will happen, but it is nuts.

**PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM**

May 2, 2016–7:00 P.M. **PAGE 3 of 4**

Commissioner Ruder: Ten years out one would hope to see a MAX line with higher density along it. I see pressure from public transportation to have high density.

Chairman Beck: Why are we doing this in 2016 when we are looking at such long projections? I think in ten years this sustainability mode will be even stronger.

Mr. Holan: David Hill development will depend on industrial growth. We have already had inquiries about development and need to have land use designation and infrastructure planning in place. The idea is to create a walkable neighborhood, but that is questionable considering the topography. We are getting a lot of ridership on GroveLink from the northwest suspect area which was not expected . These are families with two cars.

Councilor Lowe: GroveLink is not firmly financially grounded. We keep it alive by doing lots of different things. When we talk about financing services in that area are we looking at funding GroveLink?

Mr. Holan: Metro has committed to maintaining GroveLink. It is part of the Transportation Master Plan for Forest Grove. Fortunately all we are talking about running are buses to serve new urban development. It would be the cost of additional fuel and possibly impact on the scheduling the transit service.

Chairman Beck: The Planning Commission will make the first decisions in the first go around.

Chairman Beck: We need a street plan before development to get streets that make sense. There are two things I want to mention. We spent a lot of time on the sign ordinance. PrimeTime put up a sign that looks illegal to me. It looks like a short pole sign. The second thing is the development at 21st Ave. and Hawthorne St. They cut all the trees down before the development has come before the Commission.

Mr. Holan: Regarding the trees, these are not street trees or protected trees, so they are not covered by ordinance.

Chairman Beck: Things happen that look questionable before the development comes before the Commission.

Chairman Beck: They submit something and it is approved, and then they give us something else. There needs to be a fine.

3.0 BUSINESS MEETING:

3.1 APPROVAL OF MINUTES: None.

3.2 REPORTS FROM COMMISSIONERS/SUBCOMMITTEES: None.

3.3 DIRECTOR'S REPORT:

On June 6th the Commission will review the marijuana business again with potential amendments

**PLANNING COMMISSION MEETING MINUTES
FOREST GROVE COMMUNITY AUDITORIUM**

May 2, 2016-7:00 P.M.

PAGE 4 of 4

to the Development Code. The City Council approved a temporary moratorium until August 5th to give time to look at time, place and manner. The second meeting in June will be infrastructure review.

There is approval for iPads in next year's budget.

3.4 ANNOUNCEMENT OF NEXT MEETING: Next meeting will be held on June 6, 2016.

3.5 ADJOURNMENT: The meeting was adjourned at 8:14 p.m.

Respectfully submitted by:

Marcia Phillips

Planning Commission Coordinator

3F

Monthly Building Activity Report

May-16

2015-2016

Category	Period: May-15		Period: May-16	
	# of Permits	Value	# of Permits	Value
Man. Home Setup			1	
Sing-Family New	8	\$1,915,795	6	\$2,053,125
SFR Addition & Alt/Repair	4	\$28,821	3	\$382,315
Mult. Fam. New/At			2	\$89,375
Group Care Facility				
Commercial New	2	\$944,150		
Commerical Addition				
Commercial Alt/Repair	4	\$73,775	3	\$2,364,100
Industrial New				
Industrial Addition				
Industrial Alt/Repair				
Gov/Pub/Inst (new/add)				
Signs	1	\$12,400		
Grading				
Demolitions				
Total	19	\$2,974,941	15	\$4,888,915

Fiscal Year-to-Date

2014-2015		2015-2016	
Permits	Value	Permits	Value
243	\$33,478,844	271	\$38,282,413

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A place where businesses and families thrive

CITY RECORDER USE ONLY:

AGENDA ITEM #: 36

FINAL ACTION: _____

LIQUOR LICENSE RECOMMENDATION

BUSINESS NAME / INDIVIDUAL: Ballad Town Billiards (Applicant: Tony LaMar)

BUSINESS LOCATION ADDRESS: 2036 Pacific Avenue

LIQUOR LICENSE TYPE: Full On-Premises Sales

CITY BUSINESS LICENSE: BL-00005

TYPE OF LICENSE REQUESTED:

Liquor License Application is for the following:

<p>1. LICENSE TYPE:</p> <p><input checked="" type="checkbox"/> F-COM – Full On-Premises Sales, Commercial</p> <p><input type="checkbox"/> F-CAT – Full On-Premises Sales, Caterer</p> <p><input type="checkbox"/> F-FPC/F-CLU – Full On-Premises Private Club</p> <p><input type="checkbox"/> F-PL – Full On-Premises Public Location</p> <p><input type="checkbox"/> TSL – Temporary Sales License</p> <p><input type="checkbox"/> Other _____</p>	<p><input type="checkbox"/> L – Limited On-Premises</p> <p><input type="checkbox"/> O – Off-Premises Sales</p> <p><input type="checkbox"/> BP – Brewery Public House</p> <p><input type="checkbox"/> SEW – Special Event Winery</p> <p><input type="checkbox"/> SEG – Special Event Grower</p> <p><input type="checkbox"/> SED – Special Event Distillery</p>	<p>2. LICENSE FEE:</p> <p><input type="checkbox"/> New Application \$100</p> <p><input type="checkbox"/> Temporary \$35</p> <p><input checked="" type="checkbox"/> Change \$75</p> <p><input type="checkbox"/> Annual Renewal \$35</p> <p><input type="checkbox"/> Event \$22.60</p> <p><input checked="" type="checkbox"/> Other <u>New Owner</u></p>
<p><input checked="" type="checkbox"/> FULL ON-PREMISES SALES:</p> <p>F-COM – Allows sale and service of distilled spirits, malt beverages, wine and cider for consumption on licensed premises and required to have dining seating. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises. Also allows applying for temporary use of annual license for special events off-premises.</p>	<p><input type="checkbox"/> BREWERY - PUBLIC</p> <p>BP – Allows manufacturing malt beverages and to sell and distribute to patrons and wholesalers. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises.</p>	<p><input type="checkbox"/> LIMITED ON-PREMISES SALES:</p> <p>L – Allows sale and service of malt beverages, wine and cider for consumption on licensed premises. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises. Also allows applying for temporary use of annual license for special events off-premises.</p> <p><input type="checkbox"/> OFF-PREMISES SALES:</p> <p>O – Allows the sale of malt beverages, wine and cider in factory sealed containers for consumption off licensed premises. Also allows applying for sample tasting on premises.</p>

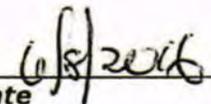
APPLICABLE CRIMINAL RECORDS CHECK:

NONE SUPPORTING DOCUMENTATION ATTACHED

RECOMMENDED ACTION:

FORWARD WITH APPROVAL REJECT APPLICATION (Memorandum Required)


 J. F. Schutz, Chief of Police/Designee


 Date



OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE APPLICATION

EH

Application is being made for:

LICENSE TYPES

Full On-Premises Sales (\$402.60/yr)

Commercial Establishment

Caterer

Passenger Carrier

Other Public Location

Private Club

Limited On-Premises Sales (\$202.60/yr)

Off-Premises Sales (\$100/yr)

with Fuel Pumps

Brewery Public House (\$252.60)

Winery (\$250/yr)

Other: _____

ACTIONS

Change Ownership

New Outlet

Greater Privilege

Additional Privilege

Other _____

L# 234909
P# 41029

90-DAY AUTHORITY

Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

APPLYING AS:

Limited Partnership Corporation Limited Liability Company Individuals

CITY AND COUNTY USE ONLY

Date application received: _____

The City Council or County Commission: _____

(name of city or county)

recommends that this license be:

Granted Denied

By: _____

(signature) (date)

Name: _____

Title: _____

OLCC USE ONLY

Application Rec'd by: [Signature]

Date: 5-19-2016

90-day authority: Yes No

- Entity or Individuals applying for the license: [See SECTION 1 of the Guide]
- ① Tcl Ventures LLC ③ _____
- ② _____ ④ _____
- Trade Name (dba): Ballad Town Billiards
- Business Location: 2036 Pacific Avenue Forest Grove, Washington, Oregon, 97116
(number, street, rural route) (city) (county) (state) (ZIP code)
- Business Mailing Address: P.O. Box 997 Forest Grove, OR. 97116
(PO box, number, street, rural route) (city) (state) (ZIP code)
- Business Numbers: 503-357-1111
(phone) (fax)
- Is the business at this location currently licensed by OLCC? Yes No
- If yes to whom: Ballad Town Billiards LLC Type of License: Full On-Premise Sales
~~WBR Ventures, Inc.~~
- Former Business Name: Ballad Town Billiards
- Will you have a manager? Yes No Name: _____
(manager must fill out an Individual History form)
- What is the local governing body where your business is located? Forest Grove
(name of city or county)
- Contact person for this application: Tony Latta _____
(name) (phone number(s))

(address) (fax number) (e-mail address)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date: _____

RECEIVED

① Ty Latta Date 5-1-16 ③ _____ Date _____

② _____ Date _____ ④ _____ Date _____

MAY 17 2016



OREGON LIQUOR CONTROL COMMISSION
BUSINESS INFORMATION

Please Print or Type

Applicant Name: TCL Ventures LLC Phone: 503-547-7503

Trade Name (dba): Ballad Town Billiards

Business Location Address: 2036 Pacific Avenue

City: Forest Grove ZIP Code: 97116

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday 12pm to 2:30AM
 Monday 3pm to 2:30AM
 Tuesday 3pm to 2:30AM
 Wednesday 3pm to 2:30AM
 Thursday 3pm to 2:30AM
 Friday 12pm to 2:30AM
 Saturday 12pm to 2:30AM

Outdoor Area Hours:

Sunday _____ to _____
 Monday _____ to _____
 Tuesday _____ to _____
 Wednesday _____ to _____
 Thursday _____ to _____
 Friday _____ to _____
 Saturday _____ to _____

The outdoor area is used for:

- Food service Hours: _____ to _____
 Alcohol service Hours: _____ to _____
 Enclosed, how _____

The exterior area is adequately viewed and/or supervised by Service Permittees.

(Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: _____

ENTERTAINMENT

Check all that apply:

- Live Music Karaoke
 Recorded Music Coin-operated Games
 DJ Music Video Lottery Machines
 Dancing Social Gaming
 Nude Entertainers Pool Tables
 Other: _____

DAYS & HOURS OF LIVE OR DJ MUSIC

Sunday _____ to _____
 Monday _____ to _____
 Tuesday _____ to _____
 Wednesday _____ to _____
 Thursday _____ to _____
 Friday 9pm to 12AM
 Saturday 9pm to 12AM

SEATING COUNT

Restaurant: _____ Outdoor: _____
 Lounge: 50 Other (explain): _____
 Banquet: _____ Total Seating: 50

OLCC USE ONLY
 Investigator Verified Seating: ___(Y)___(N)
 Investigator Initials: _____
 Date: _____

I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: [Signature] Date: 5-1-16

OREGON LIQUOR CONTROL COMMISSION
LIMITED LIABILITY COMPANY QUESTIONNAIRE



1209534-92

Please Print or Type

LLC Name: TCL Ventures, LLC Year Filed: 2016

Trade Name (dba): Ballad Town Billiards

Business Location Address: 2036 Pacific Avenue

City: Forest Grove ZIP Code: 97116

List Members of LLC:

Percentage of Membership Interest:

1. Tony LaMar
(managing member)

50%

2. Tonya LaMar
(members)

50%

3. _____

4. _____

5. _____

6. _____

(Note: If any LLC member is another legal entity, that entity must also complete an LLC, Limited Partnership or Corporation Questionnaire. If the LLC has officers, please list them on a separate sheet of paper with their titles.)

Server Education Designee: Tonya LaMar DOB: 6/22/73

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Signature: [Signature] (name) Managing Member (title) Date: 5-1-16



A place where businesses and families thrive.

CITY RECORDER USE ONLY:

AGENDA ITEM #: 3H

FINAL ACTION: _____

LIQUOR LICENSE RECOMMENDATION

BUSINESS NAME / INDIVIDUAL: My Place (Thomas Lepschat)

BUSINESS LOCATION ADDRESS: 1930 21st Ave

LIQUOR LICENSE TYPE: F-COM - Full On-Premises Sales

CITY BUSINESS LICENSE: BL-000481

TYPE OF LICENSE REQUESTED:
Liquor License Application is for the following:

<p>1. LICENSE TYPE:</p> <p><input checked="" type="checkbox"/> F-COM – Full On-Premises Sales, Commercial</p> <p><input type="checkbox"/> F-CAT – Full On-Premises Sales, Caterer</p> <p><input type="checkbox"/> F-FPC/F-CLU – Full On-Premises Private Club</p> <p><input type="checkbox"/> F-PL – Full On-Premises Public Location</p> <p><input type="checkbox"/> TSL – Temporary Sales License</p> <p><input type="checkbox"/> Other _____</p>	<p><input type="checkbox"/> L – Limited On-Premises</p> <p><input type="checkbox"/> O – Off-Premises Sales</p> <p><input type="checkbox"/> BP – Brewery Public House</p> <p><input type="checkbox"/> SEW – Special Event Winery</p> <p><input type="checkbox"/> SEG – Special Event Grower</p> <p><input type="checkbox"/> SED – Special Event Distillery</p>	<p>2. LICENSE FEE:</p> <p><input type="checkbox"/> New Application \$100</p> <p><input type="checkbox"/> Temporary \$35</p> <p><input checked="" type="checkbox"/> Change \$75</p> <p><input type="checkbox"/> Annual Renewal \$35</p> <p><input type="checkbox"/> Event \$22.60</p> <p><input type="checkbox"/> Other _____</p>
<p><input checked="" type="checkbox"/> FULL ON-PREMISES SALES:</p> <p>F-COM – Allows sale and service of distilled spirits, malt beverages, wine and cider for consumption on licensed premises and required to have dining seating. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises. Also allows applying for temporary use of annual license for special events off-premises.</p>	<p><input type="checkbox"/> BREWERY - PUBLIC</p> <p>BP – Allows manufacturing malt beverages and to sell and distribute to patrons and wholesalers. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises.</p>	<p><input type="checkbox"/> LIMITED ON-PREMISES SALES:</p> <p>L – Allows sale and service of malt beverages, wine and cider for consumption on licensed premises. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises. Also allows applying for temporary use of annual license for special events off-premises.</p> <p><input type="checkbox"/> OFF-PREMISES SALES:</p> <p>O – Allows the sale of malt beverages, wine and cider in factory sealed containers for consumption off licensed premises. Also allows applying for sample tasting on premises.</p>

APPLICABLE CRIMINAL RECORDS CHECK:

NONE SUPPORTING DOCUMENTATION ATTACHED

RECOMMENDED ACTION:

FORWARD WITH APPROVAL REJECT APPLICATION (Memorandum Required)

J. F. Schutz, Chief of Police/Designee

5/23/16

Date



OREGON LIQUOR CONTROL COMMISSION
LIQUOR LICENSE APPLICATION

E.H.

Application is being made for:

LICENSE TYPES

Full On-Premises Sales (\$402.60/yr)
 Commercial Establishment
 Caterer
 Passenger Carrier
 Other Public Location
 Private Club

Limited On-Premises Sales (\$202.60/yr)
 Off-Premises Sales (\$100/yr)
 with Fuel Pumps
 Brewery Public House (\$252.60)
 Winery (\$250/yr)
 Other: _____

ACTIONS

Change Ownership
 New Outlet
 Greater Privilege
 Additional Privilege
 Other _____

*L# 233964
P# 3358*

90-DAY AUTHORITY

Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

APPLYING AS:

Limited Partnership Corporation Limited Liability Company Individuals

CITY AND COUNTY USE ONLY

Date application received: _____

The City Council or County Commission: _____
 (name of city or county)

recommends that this license be:

Granted Denied

By: _____
 (signature) (date)

Name: _____

Title: _____

OLCC USE ONLY

Application Rec'd by: *Intact*

Date: *5/17/2016*

90-day authority: Yes No

1. Entity or Individuals applying for the license: [See SECTION 1 of the Guide]

① *Thomas Lepschat* ③ *Plimsoll Inc.*
 ② *Jean Lepschat* ④ _____

2. Trade Name (dba): *My Place Tavern*

3. Business Location: *1930 21st Ave Forest Grove Oregon 97116*
 (number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: *1930 21st Ave. Forest Grove, Or 97116*
 (PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: *503-357-4456*
 (phone) (fax)

6. Is the business at this location currently licensed by OLCC? Yes No

7. If yes to whom: *Plimsoll Inc.* Type of License: *Limited on Premises*

8. Former Business Name: *My Place Tavern*

9. Will you have a manager? Yes No Name: _____
 (manager must fill out an Individual History form)

10. What is the local governing body where your business is located? *Forest Grove*
 (name of city or county)

11. Contact person for this application: *TOM Lepschat*

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① *[Signature]* Date *8-11-15* ③ _____ Date _____
 X ② *Jean Lepschat* Date *9-24-15* ④ _____ Date _____



OREGON LIQUOR CONTROL COMMISSION
BUSINESS INFORMATION

Please Print or Type

Applicant Name: Plimsoil Inc Phone: 503-357-4456
Trade Name (dba): My Place Tavern
Business Location Address: 1930 21st. Ave.
City: Forest Grove ZIP Code: 97116

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday 10 AM to 11 PM
Monday to
Tuesday to
Wednesday to
Thursday to
Friday 10 to 12 PM
Saturday 10 to 12 PM

Outdoor Area Hours:

Sunday to
Monday to
Tuesday to
Wednesday to
Thursday to
Friday to
Saturday to

The outdoor area is used for:

Food service Hours: to
Alcohol service Hours: to
Enclosed, how
The exterior area is adequately viewed and/or supervised by Service Permittees.
(Investigator's Initials)

Seasonal Variations: Yes No If yes, explain:

ENTERTAINMENT

Check all that apply:

- Live Music
Recorded Music
DJ Music
Dancing
Nude Entertainers
Karaoke
Coin-operated Games
Video Lottery Machines
Social Gaming
Pool Tables
Other:

DAYS & HOURS OF LIVE OR DJ MUSIC

Sunday to
Monday to
Tuesday to
Wednesday to
Thursday to
Friday to
Saturday to

SEATING COUNT

Restaurant: Outdoor:
Lounge: Other (explain):
Banquet: Total Seating:

OLCC USE ONLY
Investigator Verified Seating: (Y) (N)
Investigator Initials:
Date:

I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: Date: 8-11-15

1-800-452-OLCC (6522)
www.oregon.gov/olcc

(rev. 12/07)



OREGON LIQUOR CONTROL COMMISSION
CORPORATION QUESTIONNAIRE

549671-88

Please Print or Type

Corporation Name: Dlimsoll Inc. Year Incorporated: 1997
Trade Name (dba): My Place ~~Forest~~
Business Location Address: 1930 21st Ave.
City: Forest Grove ZIP Code: 97116

List Corporate Officers:

(name) Jean Lepschat President
(title) Thomas Lepschat Secretary

List Board of Directors:

(name) Same as above

List Stockholders: (Note: If any stockholder is another legal entity, that entity may also need to complete another Corporation Questionnaire. See Liquor License Application Guide for more information.)

Stockholders:	Number of Shares Held:	Number of Stock Shares:
<u>Jean Lepschat</u>	<u>37.5</u>	Issued: <u>100</u>
<u>TOM Lepschat</u>	<u>62.5</u>	Unissued: _____
_____	_____	Total Shares Authorized to Issue: <u>100</u>
_____	_____	

Server Education Designee: Tom Lepschat DOB: 11-08-66
(See Liquor License Application Guide for more information)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Officer's Signature: [Signature] (name) Secretary (title) Date: 9-24-15



A place where businesses and families thrive

CITY RECORDER USE ONLY:

AGENDA ITEM #: J. 1

FINAL ACTION: _____

LIQUOR LICENSE RECOMMENDATION

BUSINESS NAME / INDIVIDUAL: Pac Thai (Prawet Khunsamart)

BUSINESS LOCATION ADDRESS: 1923 Pacific Ave

LIQUOR LICENSE TYPE: L-Limited On-Premises

CITY BUSINESS LICENSE: BL-000341

TYPE OF LICENSE REQUESTED:
Liquor License Application is for the following:

<p>1. LICENSE TYPE:</p> <p><input type="checkbox"/> F-COM – Full On-Premises Sales, Commercial</p> <p><input type="checkbox"/> F-CAT – Full On-Premises Sales, Caterer</p> <p><input type="checkbox"/> F-FPC/F-CLU – Full On-Premises Private Club</p> <p><input type="checkbox"/> F-PL – Full On-Premises Public Location</p> <p><input type="checkbox"/> TSL – Temporary Sales License</p> <p><input type="checkbox"/> Other _____</p>	<p><input checked="" type="checkbox"/> L – Limited On-Premises</p> <p><input type="checkbox"/> O – Off-Premises Sales</p> <p><input type="checkbox"/> BP – Brewery Public House</p> <p><input type="checkbox"/> SEW – Special Event Winery</p> <p><input type="checkbox"/> SEG – Special Event Grower</p> <p><input type="checkbox"/> SED – Special Event Distillery</p>	<p>2. LICENSE FEE:</p> <p><input type="checkbox"/> New Application \$100</p> <p><input type="checkbox"/> Temporary \$35</p> <p><input type="checkbox"/> Change \$75</p> <p><input checked="" type="checkbox"/> Annual Renewal \$35</p> <p><input type="checkbox"/> Event \$22.60</p> <p><input type="checkbox"/> Other _____</p>
<p><input type="checkbox"/> FULL ON-PREMISES SALES:</p> <p>F-COM – Allows sale and service of distilled spirits, malt beverages, wine and cider for consumption on licensed premises and required to have dining seating. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises. Also allows applying for temporary use of annual license for special events off-premises.</p>	<p><input type="checkbox"/> BREWERY - PUBLIC</p> <p>BP – Allows manufacturing malt beverages and to sell and distribute to patrons and wholesalers. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises.</p>	<p><input checked="" type="checkbox"/> LIMITED ON-PREMISES SALES:</p> <p>L – Allows sale and service of malt beverages, wine and cider for consumption on licensed premises. Allows sale of malt beverages, wine and cider in securely covered container (growler) for consumption off licensed premises. Also allows applying for temporary use of annual license for special events off-premises.</p> <p><input type="checkbox"/> OFF-PREMISES SALES:</p> <p>O – Allows the sale of malt beverages, wine and cider in factory sealed containers for consumption off licensed premises. Also allows applying for sample tasting on premises.</p>

APPLICABLE CRIMINAL RECORDS CHECK:

NONE SUPPORTING DOCUMENTATION ATTACHED

RECOMMENDED ACTION:

FORWARD WITH APPROVAL REJECT APPLICATION (Memorandum Required)



J. F. Schutz Chief of Police/Designee

5/23/16

 Date

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Family Justice Center of Washington County

The Path to Safety, Healing and Hope

Patrick Lemmon – Project Manager

What Is A Family Justice Center....





The Big Vision

- **A safe and welcoming place where...**
 - All the needs of victims are met
 - Trauma Informed Care
 - Children are protected
 - Violence is not tolerated
 - Aggressors are held accountable
 - Economic justice increases
 - Families and communities heal and thrive
 - Generational cycles of violence are broken
 - Hope is restored, and
 - We ALL work together

Why Do This in Washington County?

WCCCA DV Calls by Precinct

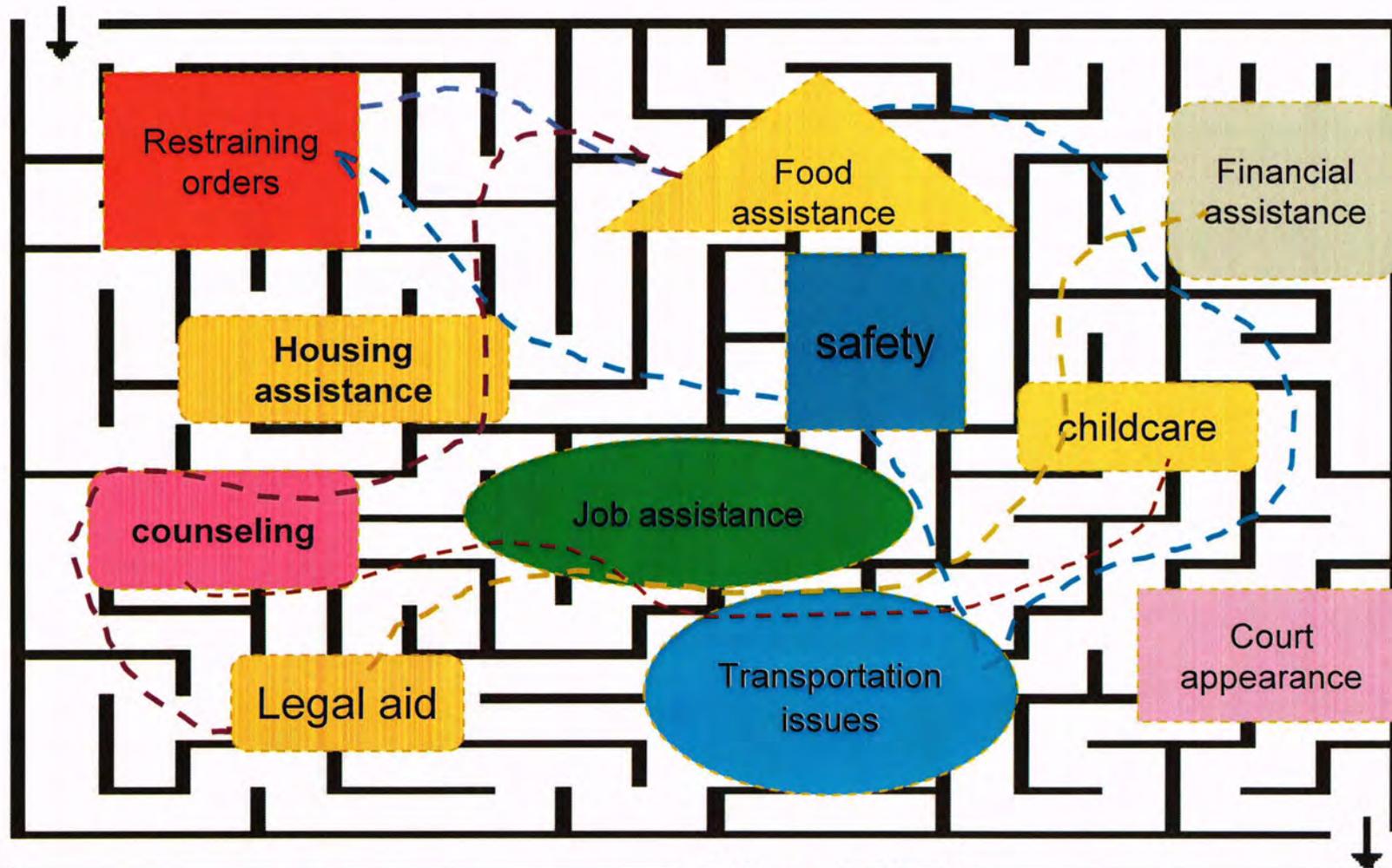
	2014		2015
Banks	24	20	
Beaverton	1,175		1,233
Cornelius	161		141
Forest Grove	347		323
Gaston	15	14	
Hillsboro	1,330		1,361
King City	26		29
North Plains	21		26
Sherwood	123		125
Tigard	627		626
Tualatin	342		362
WC Sheriff	<u>1,807</u>		<u>1,870</u>
	5,998		6,130

Why do this in Washington County?

- Domestic violence is at the root of many homicides in Washington County.
- Since 2000, the county has had 125 homicides. Of those, 31 people have died in slayings that involved a current or former intimate partner killing another, according to data kept by The Oregonian. Another 22 have died in family violence, including children who were killed by a parent.
- In 2013 four young Washington County mothers were killed by their intimate partners, all leaving behind young children.
- The cost of a murder prosecution is \$1-\$1.5 million, the lifetime cost of imprisonment is close to \$1 million.
- If there are children, the cost of care is enormous and there is a reasonable fear of intergenerational abuse from learned conduct .

The ability to serve more domestic violence victims greatly reduces overall DV. The Clackamas County FJC (A Safe Place) reports a doubling of domestic violence clients since opening in late 2013. We are not even scratching the surface!

The path to healing and hope is daunting....



Guidance from Alliance for Hope International Team



Key Findings from WACO Study Tour, FJC Conference, and FJC Evidence Based Data

- With FJC - victims are more likely to remove themselves from abuse and stay away.
- Victims are more likely to appear for trial and defendants more likely to seek diversion.
- Lethality diminishes. DV homicides are reduced up to 50% in FJC communities.
- Washington County has a long history of working together through the Domestic Violence Intervention Council (DVIC) and other community collaborations. DVIC had previously considered a Family Justice Center here as early as 2003.
- Domestic Violence Resource Center (DVRC) has served DV victims here for 40 years and offers RO services and the only Shelter in Washington County, but they need more connection and collaboration.
- Washington County is long past due for a Family Justice Center, and our providers, law enforcement, city officials, legal teams and most importantly, survivors all agree.
- The time is now for Washington County!

Support from Beaverton, Tigard, Forest Grove, Tualatin and Hillsboro Police Departments and Washington County Sheriff's Office



Chiefs Spalding, Orr and Dobrowolski - Sheriff Pat Garrett

First Lady of Beaverton, DA of Washington County, Chiefs of Police, providers, advocates and victim-survivors all working together during our two day strategic planning session...



Now we need a building

- Looking for up to 25K to 30K square feet
- Near the max line and/or bus line
- Possibly in central Washington County-Beaverton/Aloha





Please join us...



to end the cycle of domestic violence

Thank You!

Patrick Lemmon

971-202-8280

patricklemmon@gmail.com

www.fjcwashco.org

Facebook

Family Justice Center of Washington County

5B

CITY OF FOREST GROVE

Financial Report For The Quarter Ending March 31, 2016

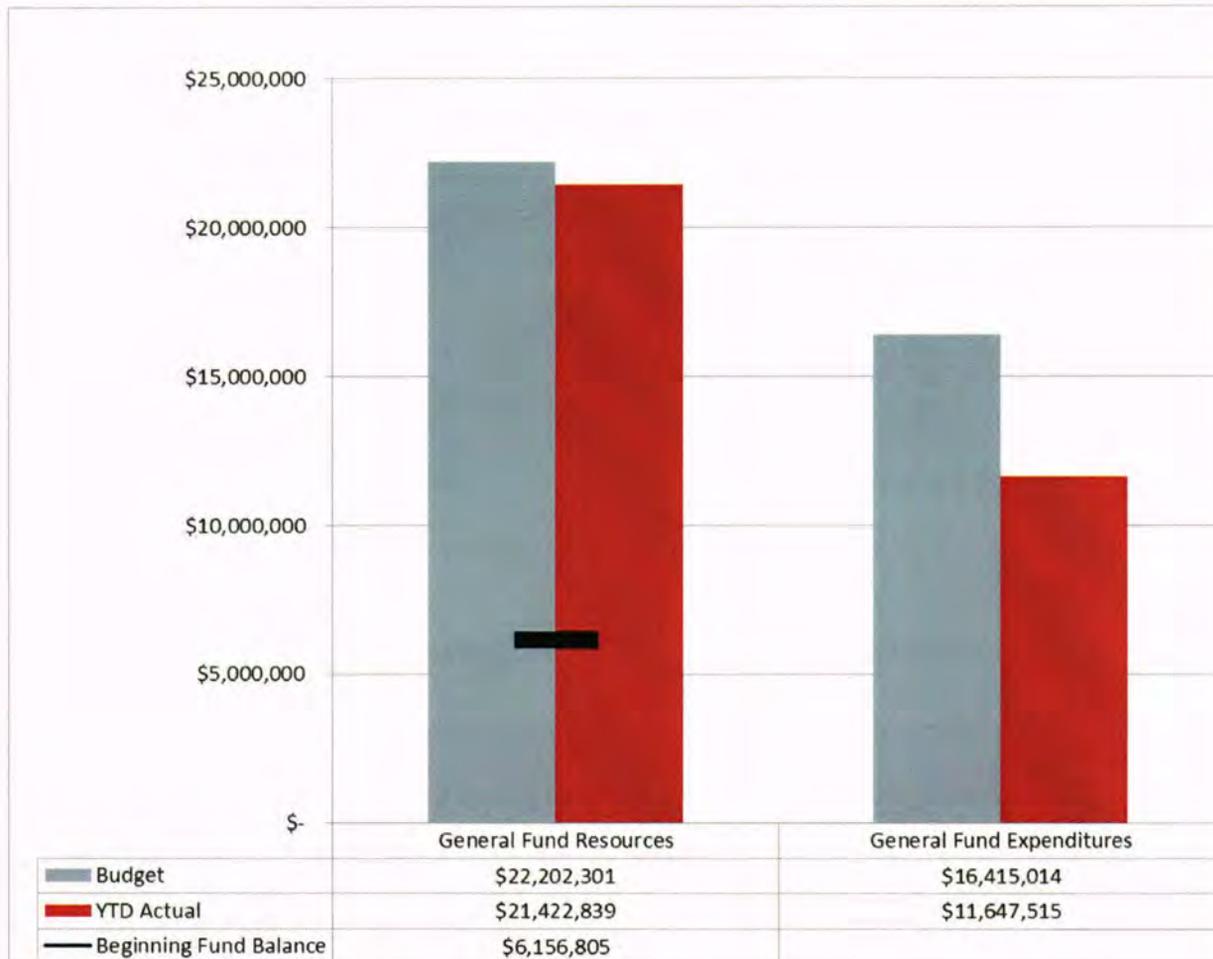
This is the quarterly financial report for the quarter ending March 31, 2016. This is the 3rd quarter of the City's fiscal year ending June 30, 2016. If revenues and expenditures were received and spent evenly throughout the year, they would be at 75% received or spent at March 31, 2016.

The quarterly report compares the budget to the year-to-date revenues and expenditures.

The revenues include Beginning Fund Balances for each Fund. For the expenditures, the Contingency and Unappropriated Fund Balances have been removed to show a "true cost" outlook on each fund. When you look at the charts, the total revenues and the total expenditures will not balance. The difference is the Contingency and Unappropriated Fund Balance which are not included with the expenditures.

<u>PAGE</u>	<u>DESCRIPTION</u>
2	General Fund Overview
3	General Fund Revenues
4-6	General Fund Specific Department Breakdowns
7	Building Fund
8	Light and Power Fund
8	Street Fund
9	Sewer Fund
9	Water Fund
10	Surface Water Management Fund
10	Information Systems Fund
11	Equipment Fund
11	Other Funds

General Fund



The General Fund receives the most focus throughout the year and during the budget cycle. The General Fund houses property taxes and the major service areas the public associates with local government – police, fire, parks, aquatics and the library, in addition to administrative and planning functions. Below is a summary of the General Fund. General Fund revenues and expenditures are next broken down into categories and departments, respectively. Line item detail for each revenue source and expense item follows in the detail section of this report.

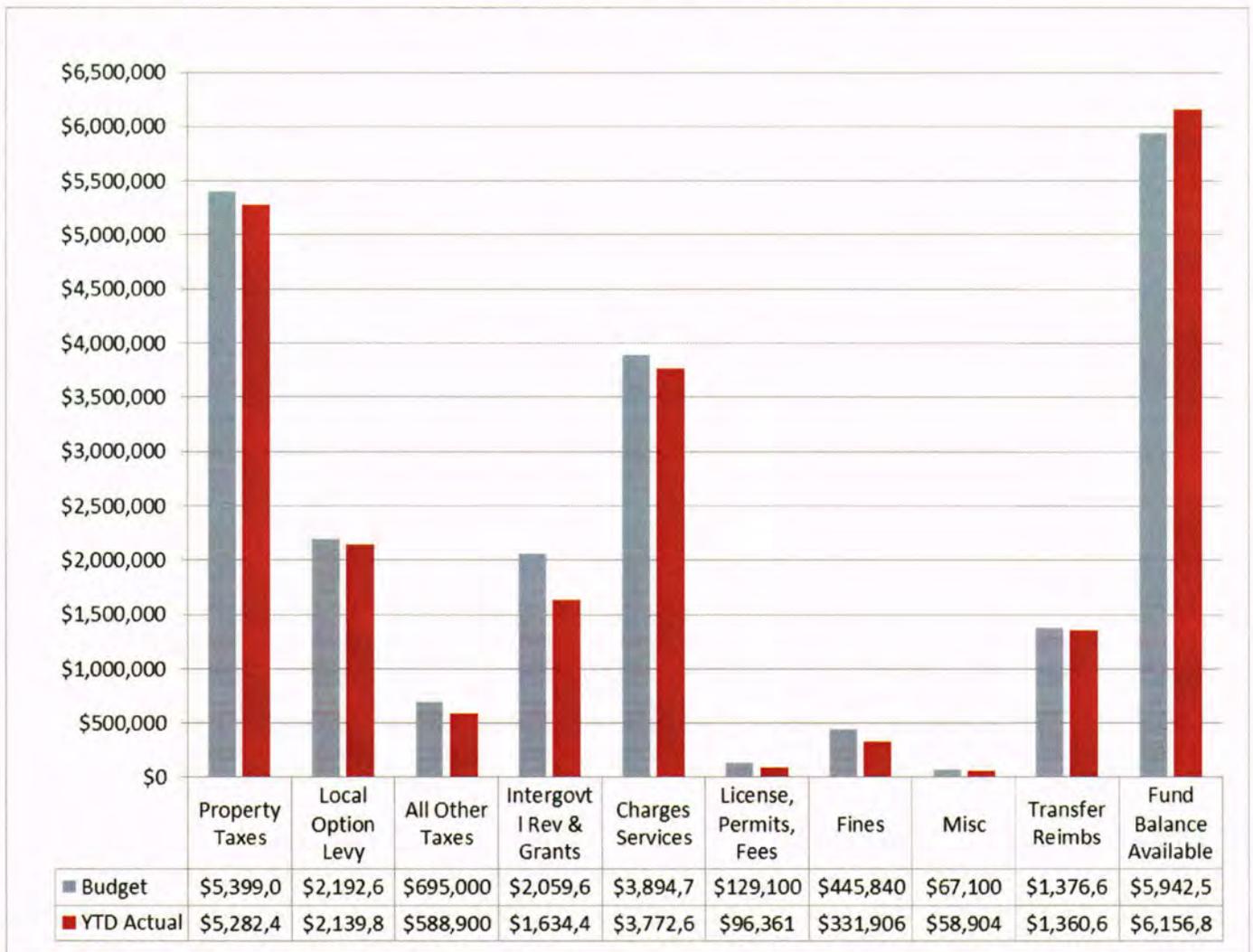
The General Fund's financial position is good through the third quarter of FY 2015-16. The Beginning Fund Balance for FY 2015-16 is just over \$6.15 Million which is \$214,000 over what the five-year financial forecast estimated the balance would be for FY 2015-16. Most General Fund revenue for the current fiscal year has been received now that most of the property tax revenue for the current fiscal year have been received.

General Fund Revenue

The following graph displays the General Fund Revenue broken out into separate revenue categories. Budgeted Amounts are shown in BLUE and the Year to Date Actuals are shown in RED.

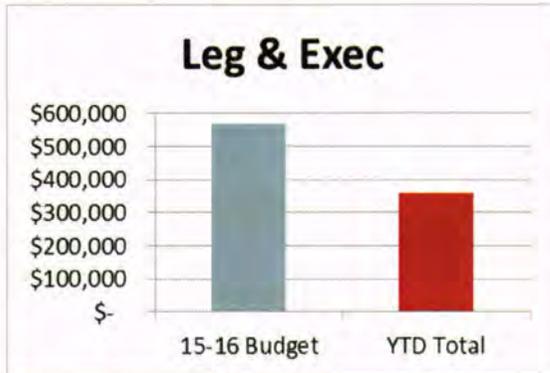
- Property taxes revenues are received mostly in the second quarter of the fiscal year.
- Charges for Services and Transfers/Reimbursement categories are shown as almost achieving their budgeted amounts. This is because the majority of revenues come from other internal funds and departments at the beginning of each fiscal year.
- In the Charges for Services category, the largest revenue item is overhead charges to the enterprise funds.

As noted in the summary, the Unaudited Beginning Fund balance is stated as \$6,156,805 giving the City of Forest Grove a healthy starting point for the fiscal year in 2015-2016 and looking forward into 2016-2017.



General Fund Expenditures

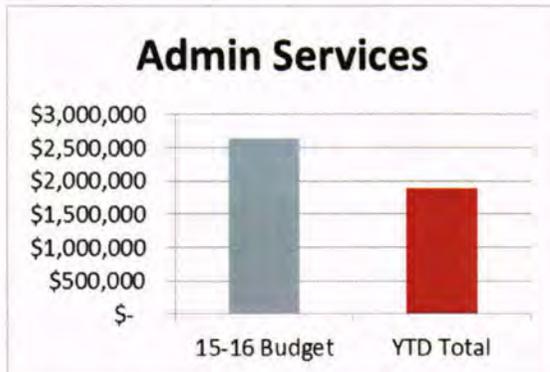
The following charts display each General Fund Department Expenditures. Brief comments are included with each department.



Legislative and Executive

Percentage of Budgeted Expenses Spent: 63%

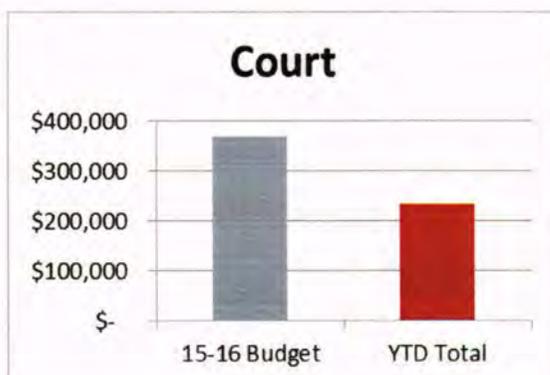
Four specific accounts are overspent (\$13,341). The largest over expenditure is recruiting expenses for the City Manager which will be offset by not paying the full City Manager salary during the recruitment. No budget transfer is needed or expected.



Administrative Services

Percentage of Budgeted Expenses Spent: 72%

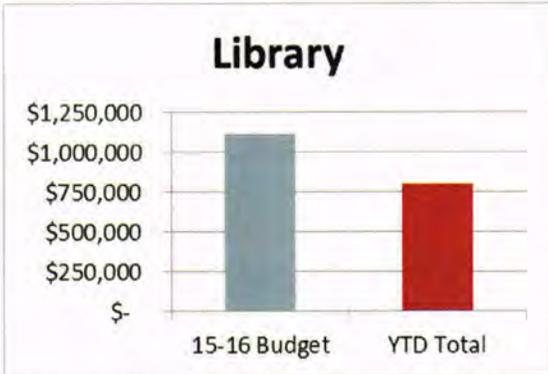
Four specific accounts are overspent (\$6,930). Overall department expenditures are well under budgeted amounts though and should not need any adjustments.



Court

Percentage of Budgeted Expenses Spent: 64%

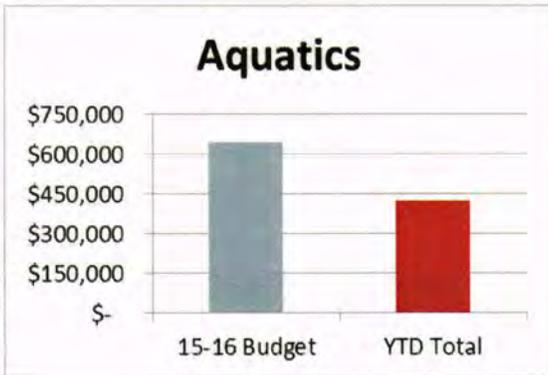
Fine revenue is lower than expected in both the Forest Grove and Cornelius courts due to lower citation volume. Court expenditures are tracking lower due to the lower assessment payments to the State and County due to lower fine revenue.



Library

Percentage of Budgeted Expenses Spent: 72%

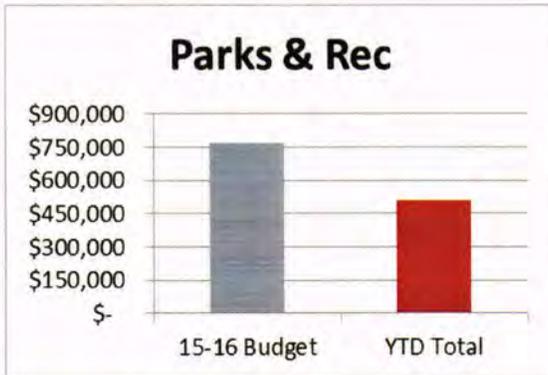
Library expenditures are on target. Temporary employee wages are over spent due to covering for part-time staff vacancies. Part-time wages will be underspent so the two line items will balance each other. No budget transfer is needed or expected.



Aquatics

Percentage of Budgeted Expenses Spent: 66%

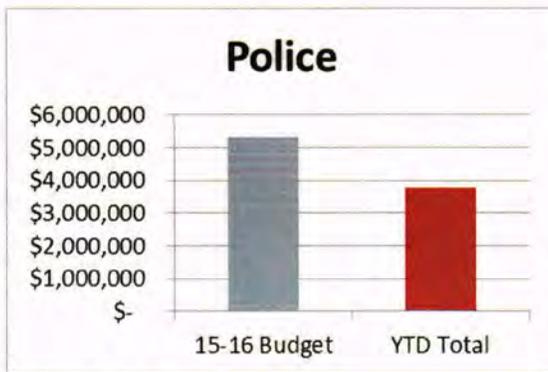
Expenditures are under budget for the year. The Aquatics Center will use savings from other Materials and Services line items to replace some old system controllers which are failing. No budget transfer is needed or expected due to the replacement of the controllers.



Parks and Recreation

Percentage of Budgeted Expenses Spent: 67%

The budget is on track.
No budget transfer is needed or expected.

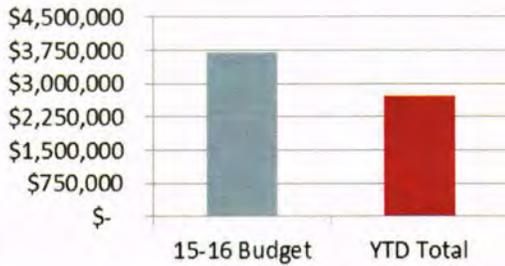


Police

Percentage of Budgeted Expenses Spent: 71%

Wages are underspent due to vacancies which the department is actively recruiting to fill. A few accounts are overspent, but the overall department budget is under budget so no adjustment should be needed.

Fire

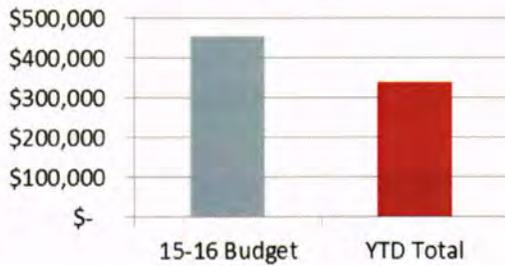


Fire

Percentage of Budgeted Expenses Spent: 73%

Contracts for Services is overspent by \$16,000 but this line item will be offset by grant revenue to be received.

Planning

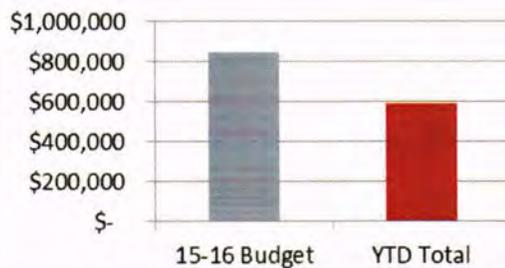


Planning

Percentage of Budgeted Expenses Spent: 74%

This budget is on track and no budget transfer is needed or expected. Attorney Services and Professional Services are over spent, but departmental expenditures are under budget so no transfer should be needed.

Engineering



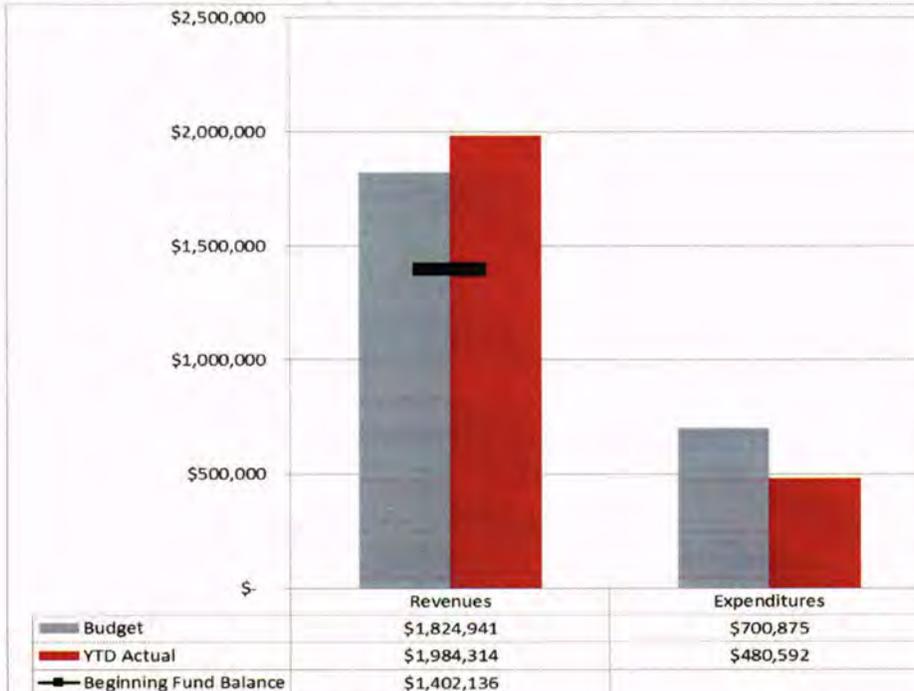
Engineering

Percentage of Budgeted Expenses Spent: 70%

This budget is tracking as expected and no budget transfer is needed or expected.

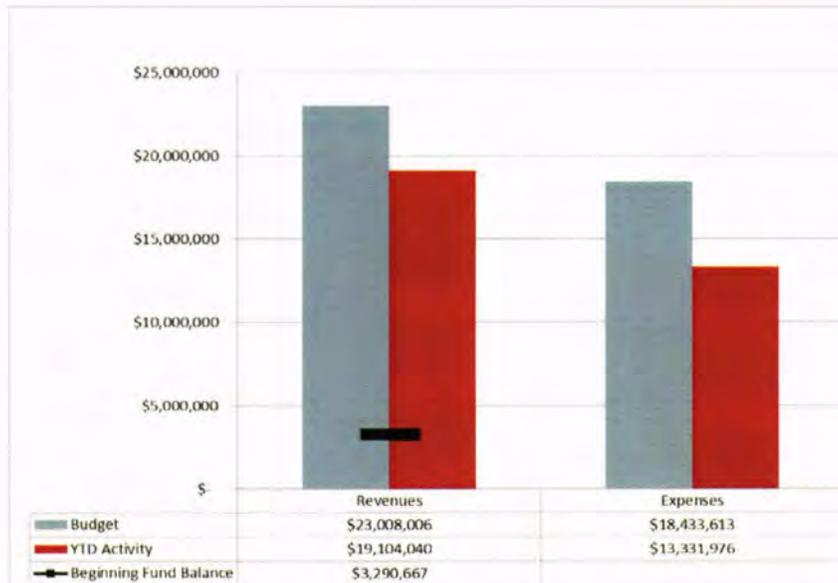
Building Fund

SINGLE FAMILY NEW PERMITS ISSUED							Prior Year Avg.
<i>By Fiscal Year; July 1 through June 30</i>							
	10/11	11/12	12/13	13/14	14/15	15/16	
July	5	6	6	5	16	3	
August	3	6	6	7	7	19	
September	3	11	11	5	17	19	
Q3 Total	11	23	23	17	40	41	23
October	5	8	8	13	5	10	
November	5	5	5	8	8	7	
December	7	8	8	6	1	7	
Q4 Total	17	21	21	27	14	24	20
January	5	12	10	10	3	10	
February	7	5	23	5	2	9	
March	6	7	17	2	11	8	
Q1 Total	18	24	50	17	16	27	25
April	7	8	23	14	14		
May	7	9	22	9	8		
June	4	8	23	15	10		
Q2 Total	18	25	68	38	32	0	36
Grand Total =	64	93	162	99	102	92	



As of March 2016, this fund has received 109% of the Budgeted Revenue. This fund has spent 69% of Budgeted Expenses. One notable overspent account is "Bank Service Fees" by \$1,604. This is due in part to the new online and state-run building permits system that started this year. There is no need for a budget adjustment due to the fund still being at 50% spent of budgeted expenses.

Light Fund



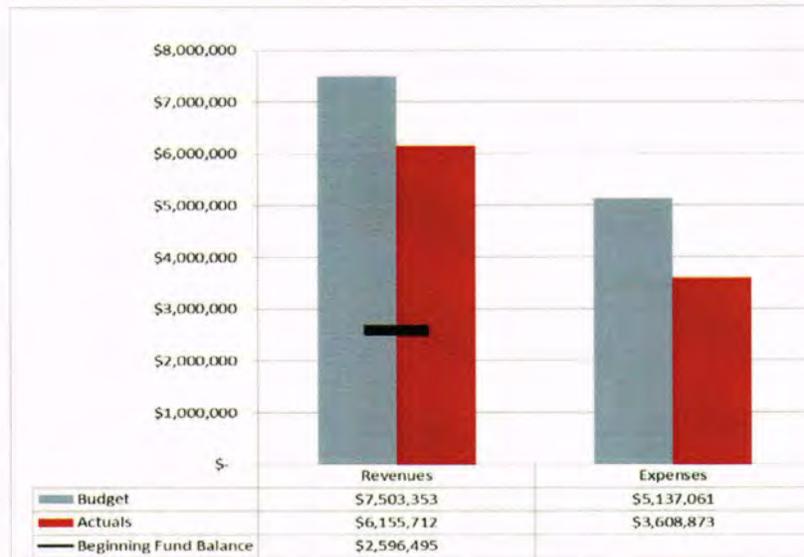
As of March 2016, this fund has received 83% of the Budgeted Revenue. This fund has spent 72% of Budgeted Expenses. Five accounts are overspent, however since the overall Materials and Services budget is only spent at 72%, it does not require any budget adjustments and none are expected towards the end of the fiscal year at this time.

Street Fund



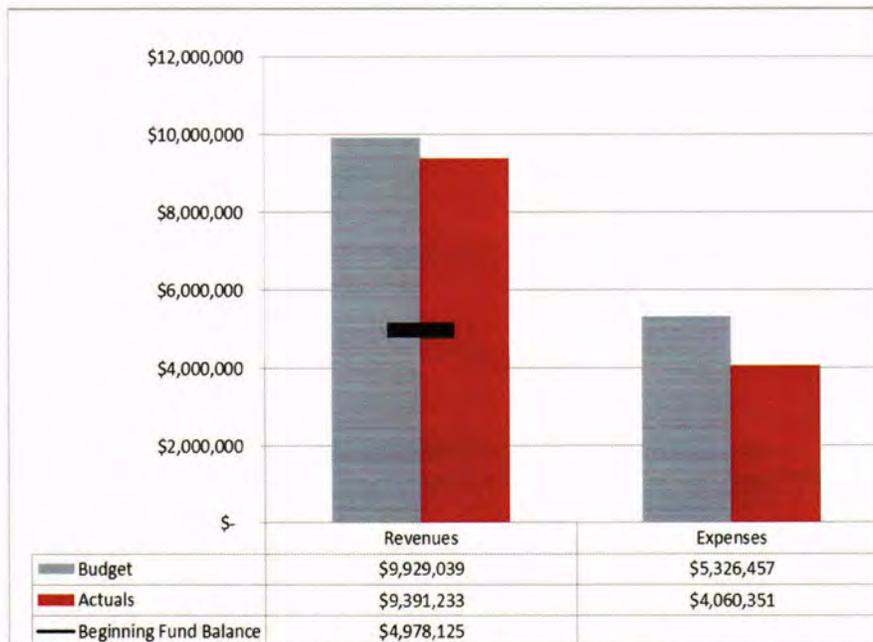
As of March 2016, this fund has received 90% of the Budgeted Revenue. This fund has spent 66% of budgeted expenses. Activity in the Street Fund varies during the year, so staff does not anticipate any budget adjustments be needed toward the end of the fiscal year at this time.

Sewer Fund



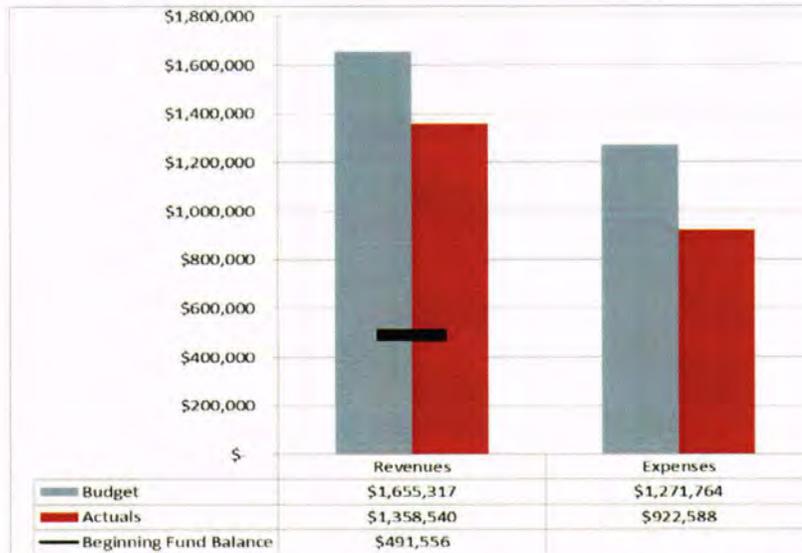
As of March 2016, this fund has received 82% of the Budgeted Revenue. This fund has spent 70% of Budgeted Expenses. No specific expenditure accounts are overspent.

Water Fund



As of March 2016, this fund has received 95% of the Budgeted Revenue. Timber harvest revenue is coming in slower than anticipated mostly due to the weather. This fund has spent 76% of budgeted expenses. Expenditure line items are tracking as expected and no budget adjustments are expected towards the end of the fiscal year at this time.

Surface Water Management Fund



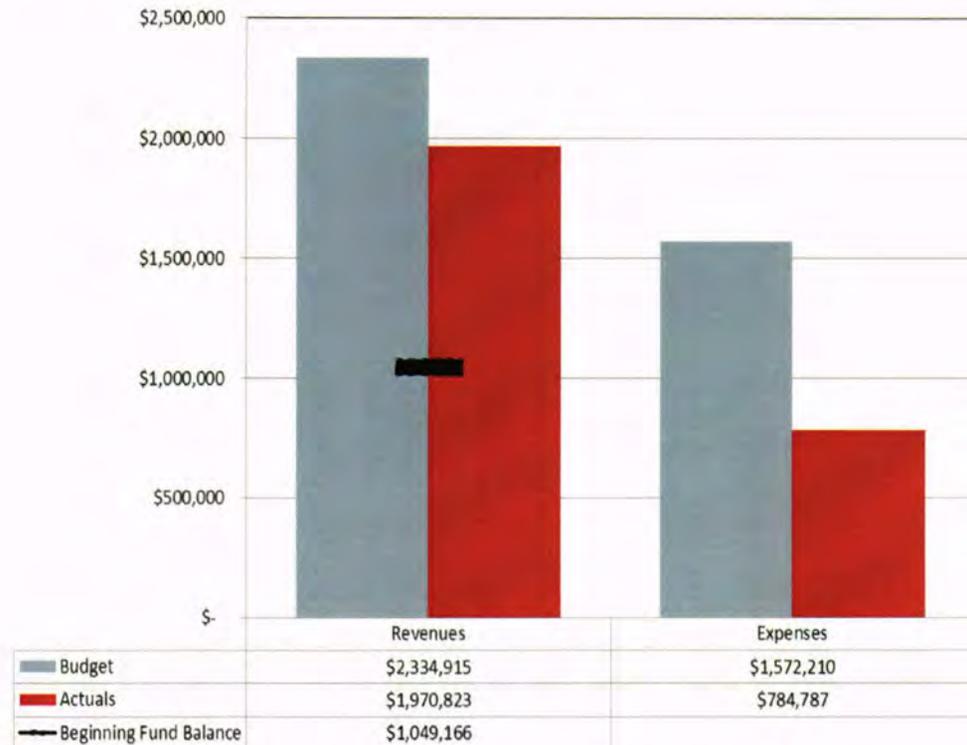
As of March 2016, this fund has received 82% of the Budgeted Revenue and has only spent 73% of Budgeted Expenses. No specific expenditure accounts are overspent. The main revenue item for this fund is the Management Fees received from Utility Bills, which is fairly static. Expenses are well on-track and no specific expense accounts are overspent.

Information Systems Fund



As of March 2016, this fund has received 100% of the Budgeted Revenue and has only spent 64% of Budgeted Expenses. This fund is internal, so revenue should remain fairly static because it comes from other City funds.

Equipment Fund



As of March 2015, this fund has received 84% of the Budgeted Revenue and has only spent 50% of Budgeted Expenses. No specific expense accounts are overspent and revenue is fairly static since the Equipment Fund is an internal fund within Public Works, which is the fund where all vehicles (other than the Fire and Light & Power Dept. vehicles) are purchased and serviced from.

Other Funds

The revenue in the Funds that collect system development charges is tracking higher than expected because revenue from development was conservatively budgeted.

100 - General Fund

Department #11 - Legislative & Executive

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440025	Copy Service	30	0	(30)	0%
440029	General Fund Spt Svc (522023)	370,888	370,618	(270)	100%
	REVENUES TOTAL	370,918	370,618	(300)	100%
EXPENDITURES					
511005	Regular Employee Wages	(294,202)	(186,443)	107,759	63%
511010	Part-Time Employee Wages	(10,680)	(6,504)	4,176	61%
512005	Health & Dental Benefits	(61,056)	(44,919)	16,137	74%
512008	Health Reimb Arrangement	(2,848)	(2,043)	805	72%
512010	Retirement	(69,200)	(27,825)	41,375	40%
512015	FICA	(23,324)	(14,365)	8,959	62%
512020	Workers Comp	(248)	(248)	0	100%
512025	Other Benefits	(358)	(3,158)	(2,800)	882%
512030	Other Payroll Taxes	(5,572)	(1,671)	3,901	30%
520110	Operating Supplies	(750)	(1,105)	(355)	147%
520120	Organization Business Expense	(8,000)	(10,708)	(2,708)	134%
520180	Subscriptions & Books	(100)	(30)	70	30%
520220	Small Equipment	(5,430)	0	5,430	0%
520503	Printing	(3,000)	(2,543)	457	85%
520506	Postage	(500)	(166)	334	33%
520509	Telephone	(452)	(316)	136	70%
520521	Public Information	(9,250)	(5,991)	3,259	65%
520524	Publications	(110)	0	110	0%
520530	Memberships	(5,016)	(4,589)	427	91%
520533	Recruiting Expenses	(10,000)	(17,479)	(7,479)	175%
520563	Sister City Contribution	(8,900)	(3,470)	5,430	39%
520578	Insurance & Bonds	(1,485)	(1,485)	0	100%
521003	Training/Conferences	(9,825)	(4,498)	5,327	46%
521004	Legislative Conferences & Trainin	(31,700)	(15,917)	15,783	50%
521006	Travel	(200)	0	200	0%
521150	Professional Services	(1,500)	(675)	825	45%
522003	Equipment Maint & Oper Supplies	(500)	0	500	0%
522021	Equipment Fund Charges	(3,218)	(2,414)	804	75%
522022	Information Systems Fund Charge	(1,835)	(1,835)	0	100%
	EXPENDITURES TOTAL	(569,259)	(360,397)	208,862	63%
	Department Net Totals	(198,341)	10,221		

100 - General Fund

Department #12 - Administration Services

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
430455	Metro Cleanup Grant	833	0	(833)	0%
432280	Healthy Benefits Grant	0	500	500	0%
440022	Lien Searches	14,500	13,985	(515)	96%
440025	Copy Service	2,550	229	(2,321)	9%
440028	Passport Execution Fee	8,750	8,900	150	102%
440029	General Fund Spt Svc (522023)	2,104,657	2,104,657	0	100%
440030	Reserved Parking	1,280	1,269	(11)	99%
440040	New Account Set-Up Fee	27,500	19,904	(7,596)	72%
440042	Door Hanger Fee	30,000	24,158	(5,842)	81%
440044	Online Phone Pymt Convenience	0	310	310	0%
440046	Failed Payment Arrangement Fee	3,600	3,962	362	110%
440048	UT Account Transfer Fees	0	1,282	1,282	0%
450055	Business License Late Fees	0	27	27	0%
450056	Business License	37,000	30,384	(6,616)	82%
450057	Other	0	2,000	2,000	0%
471021	Donations	1,500	0	(1,500)	0%
472005	Miscellaneous	0	1,241	1,241	0%
480006	Reimbursements	12,500	0	(12,500)	0%
	REVENUES TOTAL	2,244,670	2,212,809	(31,861)	99%
EXPENDITURES					
511005	Regular Employee Wages	(1,053,091)	(736,995)	316,096	70%
511010	Part-Time Employee Wages	(120,845)	(103,114)	17,731	85%
511015	Overtime	(2,000)	(418)	1,582	21%
511020	Temporary Employee Wages	0	(4,415)	(4,415)	0%
511021	Unemployment Compensation	0	(636)	(636)	0%
512005	Health & Dental Benefits	(382,553)	(271,647)	110,906	71%
512008	Health Reimb Arrangement	(13,443)	(9,230)	4,213	69%
512010	Retirement	(223,200)	(152,655)	70,545	68%
512015	FICA	(89,959)	(63,580)	26,379	71%
512020	Workers Comp	(5,611)	(5,611)	0	100%
512025	Other Benefits	(12,851)	(7,715)	5,136	60%
512030	Other Payroll Taxes	(9,031)	(6,556)	2,475	73%
520110	Operating Supplies	(6,600)	(3,091)	3,509	47%
520120	Organization Business Expense	(4,000)	(2,642)	1,359	66%
520150	Utilities	(12,000)	(9,434)	2,566	79%
520180	Subscriptions & Books	(500)	(456)	44	91%
520190	Computer Software	(250)	(187)	63	75%
520200	Computer Software Maintenance	(64,969)	(62,642)	2,327	96%
520220	Small Equipment	(1,600)	(149)	1,451	9%
520503	Printing	(21,100)	(19,115)	1,985	91%
520506	Postage	(72,000)	(43,698)	28,302	61%
520509	Telephone	(6,600)	(4,895)	1,705	74%
520521	Public Information	(2,500)	(731)	1,769	29%
520524	Publications	(1,202)	(225)	977	19%
520530	Memberships	(21,715)	(19,275)	2,440	89%
520533	Recruiting Expenses	(3,000)	(2,213)	787	74%
520557	Intergovernmental Services	(4,180)	(6,007)	(1,827)	144%
520560	Senior Center	(44,000)	(43,416)	584	99%
520578	Insurance & Bonds	(16,365)	(16,365)	0	100%
521003	Training/Conferences	(35,400)	(7,128)	28,272	20%
521006	Travel	(2,000)	(2,051)	(51)	103%

100 - General Fund

Department #12 - Administration Services

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
521113	Attorney Services	(57,000)	(29,028)	27,972	51%
521150	Professional Services	(34,900)	(19,228)	15,672	55%
521165	Contracts for Services	(6,000)	(4,666)	1,334	78%
521171	Financial Services, Auditing, Inves	(40,250)	(36,770)	3,480	91%
521172	Bank Service Fees	(1,570)	(1,153)	417	73%
522003	Equipment Maint & Oper Supplies	(37,060)	(23,717)	13,343	64%
522021	Equipment Fund Charges	(8,919)	(6,690)	2,229	75%
522022	Information Systems Fund Charge	(85,324)	(85,324)	0	100%
522303	Custodial	(6,000)	(4,056)	1,944	68%
522306	Rents & Leases	(1,475)	(1,368)	107	93%
522309	Building/Facility Rental	(21,860)	(16,394)	5,466	75%
522312	Facility Maintenance Supplies	(12,600)	(3,038)	9,562	24%
522315	Facility Mnt/Repairs	(88,455)	(52,644)	35,811	60%
	EXPENDITURES TOTAL	(2,633,978)	(1,890,367)	743,611	72%
	Department Net Totals	(389,308)	322,442		

100 - General Fund

Department #13 - Municipal Court

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
460115	Parking Fines (PK)	8,900	11,776	2,876	132%
460120	Traffic Fines (TR)	203,450	159,698	(43,752)	78%
460121	Cornelius Court Revenue	160,250	111,174	(49,076)	69%
460125	PD Ordinance Fines	1,250	1,025	(226)	82%
460130	Marijuana Fines/Fees (ML)	860	1,636	776	190%
460135	Minor in Possession Fines/Fees (I	5,130	3,730	(1,400)	73%
470105	Interest	0	2,242	2,242	0%
472005	Miscellaneous	0	61	61	0%
480006	Reimbursements	2,160	2,641	481	122%
	REVENUES TOTAL	382,000	293,983	(88,017)	77%
EXPENDITURES					
511005	Regular Employee Wages	(107,834)	(78,125)	29,709	72%
511010	Part-Time Employee Wages	(17,952)	(6,840)	11,112	38%
512005	Health & Dental Benefits	(38,475)	(29,471)	9,004	77%
512008	Health Reimb Arrangement	(1,299)	(983)	316	76%
512010	Retirement	(20,684)	(14,932)	5,752	72%
512015	Fica	(9,623)	(6,333)	3,290	66%
512020	Workers Comp	(149)	(149)	0	100%
512025	Other Benefits	(1,329)	(615)	714	46%
512030	Other Payroll Taxes	(969)	(662)	307	68%
520110	Operating Supplies	(1,000)	(265)	735	26%
520120	Organization Business Expense	(200)	(26)	174	13%
520200	Computer Software Maintenance	(7,360)	(5,987)	1,373	81%
520220	Small Equipment	(2,738)	(2,847)	(109)	104%
520503	Printing	(400)	(57)	343	14%
520506	Postage	(1,665)	(1,111)	554	67%
520509	Telephone	(250)	(106)	144	42%
520521	Public Information	(100)	0	100	0%
520524	Publications	(500)	(160)	340	32%
520530	Memberships	(195)	(100)	95	51%
520539	Assessment - County	(26,050)	(16,005)	10,045	61%
520557	Intergovernmental Services	(30,800)	(9,788)	21,012	32%
520566	Assessment - State	(81,675)	(50,207)	31,468	61%
520578	Insurance & Bonds	(640)	(640)	0	100%
521003	Training/Conferences	(2,600)	(725)	1,875	28%
521150	Professional Services	(7,184)	(2,653)	4,531	37%
521172	Bank Service Fees	(2,950)	(1,097)	1,853	37%
522022	Information Systems Fund Charge	(4,971)	(4,971)	0	100%
522309	Building/Facility Rental	(784)	(589)	195	75%
	EXPENDITURES TOTAL	(370,376)	(235,448)	134,928	64%
	Department Net Totals	11,624	58,535		

100 - General Fund

Department #14 - Library

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
420035	W.C.C.L.S.	742,491	644,400	(98,091)	87%
430601	Public Library Support Grant	3,500	3,693	193	106%
440019	WCCLS Collection Agency Charg	750	520	(230)	69%
440021	Library Charges	5,500	4,374	(1,126)	80%
440023	Print Fees	3,200	2,709	(491)	85%
440025	Copy Service	1,020	1,216	196	119%
440301	Rental Income	1,300	1,045	(255)	80%
450057	Other	0	550	550	0%
460500	Library Late Fines	24,000	18,429	(5,571)	77%
471020	Unrestricted Donations	100	61	(39)	61%
471022	Restricted Library Memorials	500	100	(400)	20%
REVENUES TOTAL		782,361	677,097	(105,264)	87%
EXPENDITURES					
511005	Regular Employee Wages	(392,397)	(294,898)	97,499	75%
511010	Part-Time Employee Wages	(262,042)	(167,863)	94,179	64%
511020	Temporary Employee Wages	(5,000)	(12,115)	(7,115)	242%
512005	Health & Dental Benefits	(103,359)	(75,676)	27,683	73%
512008	Health Reimb Arrangement	(6,465)	(4,236)	2,229	66%
512010	Retirement	(108,920)	(75,346)	33,574	69%
512015	FICA	(50,447)	(34,952)	15,495	69%
512020	Workers Comp	(524)	(524)	0	100%
512025	Other Benefits	(6,379)	(2,103)	4,276	33%
512030	Other Payroll Taxes	(5,114)	(3,707)	1,407	72%
520110	Operating Supplies	(5,500)	(3,346)	2,154	61%
520120	Organization Business Expense	(500)	(689)	(189)	138%
520140	Library Materials	(88,950)	(71,702)	17,248	81%
520150	Utilities	(2,050)	(1,492)	558	73%
520220	Small Equipment	(6,500)	(5,001)	1,499	77%
520506	Postage	(1,650)	(810)	840	49%
520509	Telephone	(1,360)	(1,014)	346	75%
520521	Public Information	(800)	(466)	334	58%
520530	Memberships	(750)	(460)	290	61%
520557	Intergovernmental Services	(2,520)	(1,173)	1,347	47%
520578	Insurance & Bonds	(7,818)	(7,818)	0	100%
521003	Training/Conferences	(4,000)	0	4,000	0%
521006	Travel	(750)	0	750	0%
521150	Professional Services	(3,000)	0	3,000	0%
521165	Contracts for Services	(3,500)	(1,241)	2,259	35%
521172	Bank Service Fees	(1,010)	(569)	441	56%
522003	Equipment Maint & Oper Supplies	(4,550)	(1,247)	3,303	27%
522021	Equipment Fund Charges	(663)	(498)	165	75%
522022	Information Systems Fund Charg	(23,872)	(23,872)	0	100%
522312	Facility Maintenance Supplies	(4,400)	(3,203)	1,197	73%
522315	Facility Mnt/Repairs	(6,700)	(3,764)	2,936	56%
EXPENDITURES TOTAL		(1,111,490)	(799,782)	311,708	72%
Department Net Totals		(329,129)	(122,685)		

100 - General Fund

Department #15 - Aquatics

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440004	Swimming Pool	319,000	234,419	(84,581)	73%
440010	Lockers/Vending Machines	13,000	8,992	(4,008)	69%
	REVENUES TOTAL	332,000	243,410	(88,590)	73%
EXPENDITURES					
511005	Regular Employee Wages	(142,155)	(102,299)	39,856	72%
511010	Part-Time Employee Wages	(199,117)	(134,745)	64,372	68%
511015	Overtime	0	(24)	(24)	0%
512005	Health & Dental Benefits	(40,892)	(26,881)	14,011	66%
512008	Health Reimb Arrangement	(2,231)	(1,458)	773	65%
512010	Retirement	(40,283)	(27,884)	12,399	69%
512015	FICA	(26,107)	(17,199)	8,908	66%
512020	Workers Comp	(5,059)	(5,059)	0	100%
512025	Other Benefits	(3,762)	(1,071)	2,691	28%
512030	Other Payroll Taxes	(2,759)	(1,920)	839	70%
520110	Operating Supplies	(30,000)	(18,765)	11,235	63%
520120	Organization Business Expense	(400)	(347)	53	87%
520130	Personnel Uniforms & Equipment	(400)	0	400	0%
520150	Utilities	(75,000)	(38,763)	36,237	52%
520220	Small Equipment	(5,600)	(3,158)	2,442	56%
520503	Printing	(2,800)	(1,620)	1,180	58%
520506	Postage	(550)	(193)	357	35%
520509	Telephone	(600)	(603)	(3)	100%
520521	Public Information	(1,800)	(1,689)	112	94%
520530	Memberships	(400)	0	400	0%
520557	Intergovernmental Services	(1,350)	(1,428)	(78)	106%
520578	Insurance & Bonds	(6,152)	(6,152)	0	100%
521003	Training/Conferences	(2,000)	(646)	1,354	32%
521150	Professional Services	(1,000)	0	1,000	0%
521168	Misc Medical Services	0	(126)	(126)	0%
521172	Bank Service Fees	(2,200)	(2,513)	(313)	114%
522003	Equipment Maint & Oper Supplies	(1,500)	(73)	1,427	5%
522021	Equipment Fund Charges	(663)	(498)	165	75%
522022	Information Systems Fund Charge	(5,645)	(5,645)	0	100%
522312	Facility Maintenance Supplies	(13,000)	(5,975)	7,025	46%
522315	Facility Mnt/Repairs	(29,900)	(19,847)	10,053	66%
	EXPENDITURES TOTAL	(643,325)	(426,581)	216,744	66%
	Department Net Totals	(311,325)	(183,171)		

100 - General Fund

Department #16 - Parks & Recreation

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440007	Recreation User Fees	43,000	23,141	(19,859)	54%
440029	General Fund Spt Svc (522023)	128,397	128,397	0	100%
	REVENUES TOTAL	171,397	151,538	(19,859)	88%
EXPENDITURES					
511005	Regular Employee Wages	(331,006)	(238,816)	92,190	72%
511015	Overtime	0	(20)	(20)	0%
511020	Temporary Employee Wages	(41,171)	(16,855)	24,316	41%
512005	Health & Dental Benefits	(96,186)	(56,850)	39,336	59%
512008	Health Reimb Arrangement	(4,051)	(2,967)	1,084	73%
512010	Retirement	(74,501)	(54,035)	20,466	73%
512015	FICA	(28,471)	(19,007)	9,464	67%
512020	Workers Comp	(6,569)	(6,569)	0	100%
512025	Other Benefits	(3,257)	(1,727)	1,530	53%
512030	Other Payroll Taxes	(2,854)	(1,970)	884	69%
520110	Operating Supplies	(2,800)	(307)	2,493	11%
520120	Organization Business Expense	(100)	(24)	76	24%
520130	Personnel Uniforms & Equipment	(2,000)	(1,446)	554	72%
520150	Utilities	(9,000)	(4,668)	4,332	52%
520220	Small Equipment	(10,000)	(7,636)	2,364	76%
520506	Postage	(150)	0	150	0%
520509	Telephone	(2,800)	(564)	2,236	20%
520521	Public Information	(200)	0	200	0%
520530	Memberships	(1,800)	(1,684)	116	94%
520557	Intergovernmental Services	(400)	(218)	183	54%
520578	Insurance & Bonds	(4,382)	(4,382)	0	100%
521003	Training/Conferences	(2,500)	(1,003)	1,497	40%
521150	Professional Services	(12,000)	(8,093)	3,907	67%
521168	Misc Medical Services	0	(524)	(524)	0%
522003	Equipment Maint & Oper Supplies	(3,000)	(325)	2,675	11%
522012	Fuel/Oil	(600)	(456)	144	76%
522021	Equipment Fund Charges	(83,027)	(62,270)	20,757	75%
522022	Information Systems Fund Charge	(1,140)	(1,140)	0	100%
522306	Rents & Leases	(500)	0	500	0%
522312	Facility Maintenance Supplies	(24,000)	(10,938)	13,062	46%
522315	Facility Mnt/Repairs	(20,000)	(6,669)	13,331	33%
	EXPENDITURES TOTAL	(768,465)	(511,162)	257,303	67%
	Department Net Totals	(597,068)	(359,624)		

100 - General Fund

Department #18 - Non-Departmental

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
411003	Property Taxes	5,399,003	5,282,432	(116,571)	98%
411010	Local Option Levy	2,192,655	2,139,823	(52,832)	98%
411150	Property Tax Prior Years	125,000	105,481	(19,519)	84%
413001	Franchise Tax	570,000	483,420	(86,580)	85%
420020	State Revenue Sharing	249,857	171,992	(77,865)	69%
420055	Metro Construction Excise Tax	1,500	1,516	16	101%
422045	Transient Room Tax	85,000	80,645	(4,355)	95%
422055	SD15 Construction Excise Tax	7,200	8,040	840	112%
470105	Interest	65,000	47,544	(17,456)	73%
470150	Enterprise Zone Repayment	0	200	200	0%
480050	In-Lieu of Tax	1,128,831	1,128,831	0	100%
481005	Transfer from Other Funds	76,063	76,063	0	100%
495005	Fund Bal Avail. for Approp.	5,942,538	6,156,805	214,267	104%
	REVENUES TOTAL	15,842,647	15,682,793	(159,854)	99%
EXPENDITURES					
570127	Transfer to Other Funds	(457,500)	(450,961)	6,539	99%
580206	Contingency	(750,000)	0	750,000	0%
590304	Unapp Fund Balance	(4,579,697)	0	4,579,697	0%
	EXPENDITURES TOTAL	(5,787,197)	(450,961)	5,336,236	8%
	Department Net Totals	10,055,450	15,231,832		

100 - General Fund

Department #21 - Police

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
420005	Alcoholic Beverages	356,939	248,126	(108,813)	70%
430320	Bulletproof Vest Grant	0	1,670	1,670	0%
430329	SPF SIG Grant	4,500	0	(4,500)	0%
430335	DEC/DUII Police Grant	3,600	3,508	(92)	97%
440025	Copy Service	3,100	1,916	(1,184)	62%
450050	Liquor Licenses	2,250	2,723	473	121%
450051	Police Permits	100	713	613	713%
450057	Other	0	207	207	0%
450225	Impound Fees	100	118	18	118%
450230	Abatement Cost Billed	150	0	(150)	0%
460105	State Court Fines	42,000	24,204	(17,797)	58%
460116	Immobilization Fees	0	235	235	0%
471021	Donations	0	3,000	3,000	0%
472005	Miscellaneous	0	2,691	2,691	0%
480006	Reimbursements	0	10,990	10,990	0%
480010	SRO Reimbursement	66,225	66,225	0	100%
480011	Overtime Reimbursement	0	910	910	0%
	REVENUES TOTAL	478,964	367,235	(111,729)	77%
EXPENDITURES					
511005	Regular Employee Wages	(2,778,768)	(1,843,244)	935,524	66%
511010	Part-Time Employee Wages	(27,699)	(12,609)	15,090	46%
511015	Overtime	(158,294)	(121,346)	36,948	77%
512005	Health & Dental Benefits	(584,127)	(412,175)	171,952	71%
512008	Health Reimb Arrangement	(24,435)	(41,995)	(17,560)	172%
512010	Retirement	(565,063)	(376,610)	188,453	67%
512015	FICA	(226,804)	(149,174)	77,630	66%
512020	Workers Comp	(49,443)	(49,443)	0	100%
512025	Other Benefits	(36,813)	(13,829)	22,984	38%
512030	Other Payroll Taxes	(22,581)	(15,159)	7,422	67%
520110	Operating Supplies	(53,475)	(36,190)	17,285	68%
520120	Organization Business Expense	(4,255)	(2,842)	1,413	67%
520130	Personnel Uniforms & Equipment	(23,660)	(20,445)	3,215	86%
520150	Utilities	(3,000)	(2,463)	537	82%
520190	Computer Software	(4,390)	(4,896)	(506)	112%
520200	Computer Software Maintenance	0	(50)	(50)	0%
520220	Small Equipment	(7,000)	(7,244)	(244)	103%
520225	Reserve Officer Expenses	(9,000)	(4,694)	4,306	52%
520270	Miscellaneous	(500)	(660)	(160)	132%
520274	Hands and Words Project	(3,273)	0	3,273	0%
520503	Printing	(3,650)	(950)	2,700	26%
520506	Postage	(2,000)	(1,624)	376	81%
520509	Telephone	(17,745)	(15,387)	2,358	87%
520518	Volunteer Reimbursable Expens	(300)	0	300	0%
520521	Public Information	(4,775)	(4,989)	(214)	104%
520524	Publications	(2,025)	(190)	1,835	9%
520530	Memberships	(1,500)	(480)	1,020	32%
520557	Intergovernmental Services	(23,140)	(22,293)	847	96%
520558	WCCCA	(264,378)	(260,799)	3,579	99%
520578	Insurance & Bonds	(64,580)	(64,580)	0	100%
521003	Training/Conferences	(29,675)	(27,786)	1,889	94%
521150	Professional Services	(14,135)	(7,478)	6,657	53%

100 - General Fund

Department #21 - Police

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
521168	Misc Medical Services	(3,075)	(10,621)	(7,546)	345%
522003	Equipment Maint & Oper Supplies	(6,310)	(7,947)	(1,637)	126%
522009	Vehicle Maint & Oper Supplies	(1,800)	(341)	1,459	19%
522010	Vehicle Maint External	(700)	(111)	590	16%
522012	Fuel/Oil	(100)	(123)	(23)	123%
522021	Equipment Fund Charges	(200,727)	(150,546)	50,181	75%
522022	Information Systems Fund Charge	(50,801)	(50,801)	0	100%
522306	Rents & Leases	(6,060)	0	6,060	0%
522312	Facility Maintenance Supplies	(1,600)	(1,771)	(171)	111%
522315	Facility Mnt/Repairs	(3,520)	(4,463)	(943)	127%
550181	Major Tools & Work Equipment	(25,000)	(27,843)	(2,843)	111%
	EXPENDITURES TOTAL	(5,310,176)	(3,776,193)	1,533,983	71%
	Department Net Totals	(4,831,212)	(3,408,957)		

100 - General Fund

Department #22 - Fire

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
420015	Cigarette	26,577	21,908	(4,669)	82%
420050	Rural Fire District	559,637	267,627	(292,010)	48%
420065	State Fire Conflagration Reimburs	0	141,836	141,836	0%
430214	Homeland Security Grant	0	30,300	30,300	0%
440025	Copy Service	100	117	17	117%
446010	Transport Revenue	2,500	3,802	1,302	152%
446020	CPR Training Revenue	0	2,750	2,750	0%
472005	Miscellaneous	0	1,764	1,764	0%
480008	Fire Chief Reimbursement	82,863	53,661	(29,202)	65%
480015	Fire Dept Reimbursement	8,000	21,360	13,360	267%
	REVENUES TOTAL	679,677	545,124	(134,553)	80%
EXPENDITURES					
511005	Regular Employee Wages	(1,714,594)	(1,248,339)	466,255	73%
511010	Part-Time Employee Wages	(20,658)	(15,044)	5,614	73%
511015	Overtime	(111,696)	(83,531)	28,165	75%
511019	Volunteer Firefighter Stipend	(62,880)	(51,833)	11,047	82%
511020	Temporary Employee Wages	(20,000)	(18,561)	1,439	93%
512005	Health & Dental Benefits	(406,282)	(302,411)	103,871	74%
512008	Health Reimb Arrangement	(15,917)	(12,256)	3,661	77%
512010	Retirement	(409,480)	(267,278)	142,202	65%
512015	FICA	(147,564)	(101,816)	45,748	69%
512020	Workers Comp	(46,812)	(46,812)	0	100%
512025	Other Benefits	(21,399)	(10,190)	11,209	48%
512030	Other Payroll Taxes	(15,234)	(10,712)	4,522	70%
512035	Volunteer Fringe Benefits	(3,064)	0	3,064	0%
520110	Operating Supplies	(18,000)	(15,539)	2,461	86%
520120	Organization Business Expense	(4,300)	(3,737)	563	87%
520130	Personnel Uniforms & Equipment	(15,000)	(9,545)	5,455	64%
520150	Utilities	(28,881)	(15,783)	13,098	55%
520190	Computer Software	(3,500)	0	3,500	0%
520220	Small Equipment	(10,000)	(8,347)	1,653	83%
520230	Tools- 50/50	(182,900)	(93,985)	88,915	51%
520300	Emergency Operations Center	(3,500)	(1,194)	2,306	34%
520503	Printing	(500)	0	500	0%
520506	Postage	(700)	(207)	493	30%
520509	Telephone	(5,000)	(5,392)	(392)	108%
520521	Public Information	(1,800)	(175)	1,625	10%
520524	Publications	(1,600)	(1,949)	(349)	122%
520530	Memberships	(1,184)	(1,710)	(526)	144%
520557	Intergovernmental Services	(1,400)	(1,237)	163	88%
520558	WCCCA	(164,469)	(163,521)	948	99%
520578	Insurance & Bonds	(37,626)	(37,626)	0	100%
521003	Training/Conferences	(27,000)	(18,087)	8,913	67%
521150	Professional Services	(29,040)	(18,230)	10,810	63%
521165	Contracts for Services	0	(16,000)	(16,000)	0%
521168	Misc Medical Services	(29,000)	(16,384)	12,616	56%
522003	Equipment Maint & Oper Supplies	(9,000)	(8,291)	709	92%
522009	Vehicle Maint & Oper Supplies	(55,000)	(50,098)	4,902	91%
522012	Fuel/Oil	(32,000)	(15,152)	16,848	47%
522021	Equipment Fund Charges	(3,658)	(2,743)	915	75%
522022	Information Systems Fund Charge	(28,575)	(28,575)	0	100%

100 - General Fund

Department #22 - Fire

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
522303	Custodial	(1,500)	0	1,500	0%
522312	Facility Maintenance Supplies	(3,500)	(2,107)	1,393	60%
522315	Facility Mnt/Repairs	(12,000)	(9,001)	2,999	75%
	EXPENDITURES TOTAL	(3,706,213)	(2,713,398)	992,815	73%
	Department Net Totals	(3,026,536)	(2,168,273)		

100 - General Fund

Department #31 - Planning

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
420070	Payment from FG Urban Renewal	5,000	0	(5,000)	0%
430460	SHPO Grant	13,000	0	(13,000)	0%
430587	Grant Match - Other Agencies	0	8,650	8,650	0%
440020	Code Enforcement Revenue	1,800	2,548	748	142%
440025	Copy Service	100	7	(93)	7%
440029	General Fund Spt Svc (522023)	77,921	77,921	0	100%
450054	Metro Business License	12,000	13,937	1,937	116%
450101	Planning Fees	37,500	41,904	4,404	112%
	REVENUES TOTAL	147,321	144,967	(2,354)	98%
EXPENDITURES					
511005	Regular Employee Wages	(240,869)	(172,448)	68,421	72%
511010	Part-Time Employee Wages	(4,541)	(3,253)	1,288	72%
512005	Health & Dental Benefits	(40,924)	(27,404)	13,520	67%
512008	Health Reimb Arrangement	(2,129)	(1,641)	488	77%
512010	Retirement	(57,042)	(41,951)	15,091	74%
512015	FICA	(18,774)	(13,042)	5,732	69%
512020	Workers Comp	(205)	(205)	0	100%
512025	Other Benefits	(2,396)	(1,168)	1,228	49%
512030	Other Payroll Taxes	(1,864)	(1,344)	520	72%
520110	Operating Supplies	(1,912)	(671)	1,241	35%
520120	Organization Business Expense	(2,000)	(105)	1,895	5%
520170	Code Enforcement Expenditures	(4,500)	(3,240)	1,261	72%
520190	Computer Software	(3,150)	0	3,150	0%
520200	Computer Software Maintenance	0	(799)	(799)	0%
520220	Small Equipment	(900)	0	900	0%
520503	Printing	(2,100)	(66)	2,034	3%
520506	Postage	(2,400)	(2,300)	100	96%
520509	Telephone	(800)	(421)	379	53%
520521	Public Information	(1,800)	(2,080)	(280)	116%
520524	Publications	(800)	0	800	0%
520530	Memberships	(2,700)	(1,845)	855	68%
520557	Intergovernmental Services	(1,200)	(350)	850	29%
520578	Insurance & Bonds	(1,098)	(1,098)	0	100%
521003	Training/Conferences	(2,300)	(1,065)	1,235	46%
521113	Attorney Services	(10,000)	(13,283)	(3,283)	133%
521150	Professional Services	(22,000)	(26,430)	(4,430)	120%
521172	Bank Service Fees	0	(43)	(43)	0%
522003	Equipment Maint & Oper Supplies	(4,140)	(2,674)	1,466	65%
522021	Equipment Fund Charges	(1,591)	(1,192)	399	75%
522022	Information Systems Fund Charge	(17,525)	(17,525)	0	100%
522309	Building/Facility Rental	(1,573)	(1,180)	393	75%
523006	SHPO Grant Expense	(3,000)	(1,070)	1,930	36%
	EXPENDITURES TOTAL	(456,233)	(339,892)	116,341	74%
	Department Net Totals	(308,912)	(194,925)		

100 - General Fund

Department #51 - Engineering

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440025	Copy Service	1,400	519	(881)	37%
440029	General Fund Spt Svc (522023)	728,946	728,946	0	100%
450122	Engineering Inspection Fees	40,000	3,799	(36,201)	9%
	REVENUES TOTAL	770,346	733,264	(37,082)	95%
EXPENDITURES					
511005	Regular Employee Wages	(431,993)	(309,864)	122,129	72%
511010	Part-Time Employee Wages	(45,879)	(30,795)	15,084	67%
512005	Health & Dental Benefits	(96,664)	(66,346)	30,318	69%
512008	Health Reimb Arrangement	(4,290)	(3,165)	1,125	74%
512010	Retirement	(98,103)	(70,525)	27,578	72%
512015	FICA	(36,557)	(25,512)	11,045	70%
512020	Workers Comp	(4,034)	(4,034)	0	100%
512025	Other Benefits	(5,460)	(3,954)	1,506	72%
512030	Other Payroll Taxes	(3,643)	(2,613)	1,030	72%
520110	Operating Supplies	(3,250)	(1,757)	1,493	54%
520120	Organization Business Expense	(250)	(258)	(8)	103%
520130	Personnel Uniforms & Equipment	(500)	(102)	398	20%
520190	Computer Software	(750)	0	750	0%
520200	Computer Software Maintenance	(3,000)	(3,596)	(596)	120%
520220	Small Equipment	(3,300)	(516)	2,784	16%
520503	Printing	(2,500)	(383)	2,117	15%
520506	Postage	(550)	(281)	269	51%
520509	Telephone	(2,350)	(631)	1,719	27%
520521	Public Information	(500)	(91)	409	18%
520524	Publications	(1,300)	(139)	1,162	11%
520530	Memberships	(2,530)	(1,224)	1,306	48%
520557	Intergovernmental Services	(650)	(301)	349	46%
520578	Insurance & Bonds	(2,775)	(2,775)	0	100%
521003	Training/Conferences	(6,050)	(1,514)	4,536	25%
521113	Attorney Services	(3,000)	0	3,000	0%
521150	Professional Services	(10,520)	(2,461)	8,059	23%
522003	Equipment Maint & Oper Supplies	(3,440)	(2,373)	1,067	69%
522021	Equipment Fund Charges	(15,685)	(11,764)	3,921	75%
522022	Information Systems Fund Charge	(46,442)	(46,442)	0	100%
522306	Rents & Leases	(9,624)	0	9,624	0%
522312	Facility Maintenance Supplies	0	(376)	(376)	0%
522315	Facility Mnt/Repairs	0	(443)	(443)	0%
	EXPENDITURES TOTAL	(845,589)	(594,235)	251,354	70%
	Department Net Totals	(75,243)	139,029		

100 - General Fund

Department #51 - Engineering

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
	Fund Total Revenues	22,202,301	21,422,839		
	Fund Total Expenditures	(22,202,301)	(12,098,417)		
	Fund Net	0	9,324,422		

205 - Building Permits Fund
Department #32 - Building Services
For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440025	Copy Service	0	236	236	0%
450074	Structural Building Permits	177,675	248,810	71,135	140%
450076	Manufactured Home Permits	329	1,262	933	383%
450078	Plumbing Permits	46,394	56,263	9,869	121%
450080	Mechanical Permits	14,320	24,803	10,483	173%
450082	Structural State Surcharge	26,143	29,534	3,391	113%
450084	Manuf. Housing State Surcharge	39	130	91	333%
450086	Plumbing State Surcharge	6,663	6,665	2	100%
450088	Mechanical Plans St. Surcharge	1,718	2,956	1,238	172%
450106	Structural Plan Review Fees	102,004	156,326	54,322	153%
450108	Plumbing Plan Review Fees	572	1,883	1,311	329%
450110	Mechanical Plan Review Fees	2,605	4,171	1,566	160%
450112	FL&S Plan Review Fees	12,971	12,086	(885)	93%
450124	Erosion Control Fees	22,000	31,922	9,922	145%
450126	Misc - Reinspect & Invstg Fee	600	37	(563)	6%
450130	Cornelius Permit Revenue	40,000	0	(40,000)	0%
470105	Interest	4,500	5,096	596	113%
495005	Fund Bal Avail. for Approp.	1,366,408	1,402,136	35,728	103%
	REVENUES TOTAL	1,824,941	1,984,314	159,373	109%
EXPENDITURES					
511005	Regular Employee Wages	(321,284)	(206,499)	114,785	64%
511010	Part-Time Employee Wages	(9,771)	(6,507)	3,264	67%
512005	Health & Dental Benefits	(61,689)	(40,906)	20,783	66%
512008	Health Reimb Arrangement	(3,441)	(2,209)	1,232	64%
512010	Retirement	(62,228)	(41,373)	20,855	66%
512015	FICA	(25,326)	(15,955)	9,371	63%
512020	Workers Comp	(2,056)	(2,056)	0	100%
512025	Other Benefits	(3,363)	(1,515)	1,848	45%
512030	Other Payroll Taxes	(6,489)	(1,641)	4,848	25%
520110	Operating Supplies	(975)	(1,046)	(71)	107%
520120	Organization Business Expense	(400)	(45)	355	11%
520130	Personnel Uniforms & Equipment	(500)	(514)	(14)	103%
520200	Computer Software Maintenance	0	(187)	(187)	0%
520220	Small Equipment	(5,130)	0	5,130	0%
520503	Printing	(1,500)	(268)	1,232	18%
520506	Postage	(420)	(308)	112	73%
520509	Telephone	(1,770)	(1,798)	(28)	102%
520521	Public Information	(150)	(242)	(92)	161%
520530	Memberships	(950)	(485)	465	51%
520557	Intergovernmental Services	(44,564)	(36,274)	8,290	81%
520578	Insurance & Bonds	(1,394)	(1,394)	0	100%
521003	Training/Conferences	(4,250)	(1,508)	2,742	35%
521113	Attorney Services	(3,000)	0	3,000	0%
521150	Professional Services	(25,500)	(5,280)	20,220	21%
521172	Bank Service Fees	(150)	(1,754)	(1,604)	1,169%
522003	Equipment Maint & Oper Supplies	(1,100)	(18)	1,082	2%
522021	Equipment Fund Charges	(10,655)	(7,991)	2,664	75%
522022	Information Systems Fund Charge	(14,027)	(14,027)	0	100%
522023	General Fund Admin Services	(55,130)	(55,130)	0	100%
570103	Transfer to General Fund	(33,663)	(33,663)	0	100%

205 - Building Permits Fund
Department #32 - Building Services
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
580206	Contingency	(250,000)	0	250,000	0%
590304	Unapp Fund Balance	(874,066)	0	874,066	0%
	EXPENDITURES TOTAL	(1,824,941)	(480,592)	1,344,349	26%
	Department Net Totals	0	1,503,722		
	Fund Total Revenues	1,824,941	1,984,314		
	Fund Total Expenditures	(1,824,941)	(480,592)		
	Fund Net	0	1,503,722		

210 - Street Fund

Department #52 - Streets & Traffic

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
422015	State Gas Tax	1,296,653	1,004,829	(291,824)	77%
422025	County Gas Tax	84,000	63,791	(20,209)	76%
440172	Streetlight Fee	146,400	110,306	(36,094)	75%
450057	Other	0	3,005	3,005	0%
450100	Street Improv Fee-N Central Proj	0	14,350	14,350	0%
450114	Street Improv Fee-Pac Cross-SG	0	2,400	2,400	0%
470105	Interest	3,500	2,259	(1,241)	65%
470131	Sidewalk Program Interest	0	511	511	0%
470132	Sidewalk Program Principal	23,100	6,083	(17,017)	26%
470133	Sidewalk Program Pymt in Full	100,000	0	(100,000)	0%
495005	Fund Bal Avail. for Approp.	845,581	1,043,656	198,075	123%
495006	Restricted Fund Balance	9,125	9,125	0	100%
	REVENUES TOTAL	2,508,359	2,260,313	(248,046)	90%
EXPENDITURES					
511005	Regular Employee Wages	(186,575)	(148,447)	38,128	80%
511015	Overtime	(7,094)	(1,503)	5,591	21%
512005	Health & Dental Benefits	(59,853)	(43,677)	16,176	73%
512008	Health Reimb Arrangement	(2,175)	(1,664)	511	77%
512010	Retirement	(40,206)	(32,903)	7,303	82%
512015	FICA	(14,816)	(11,434)	3,382	77%
512020	Workers Comp	(4,677)	(4,677)	0	100%
512025	Other Benefits	(1,871)	(966)	905	52%
512030	Other Payroll Taxes	(1,502)	(1,062)	440	71%
520110	Operating Supplies	(2,000)	(750)	1,250	38%
520120	Organization Business Expense	(150)	0	150	0%
520130	Personnel Uniforms & Equipment	(3,000)	(1,929)	1,071	64%
520150	Utilities	(70,000)	(72,151)	(2,151)	103%
520190	Computer Software	(3,000)	(1,610)	1,390	54%
520220	Small Equipment	(3,500)	(799)	2,701	23%
520240	Construction Supplies	(68,000)	(34,624)	33,376	51%
520280	Street Light Maint. (610-440170)	(88,350)	(73,000)	15,350	83%
520503	Printing	(400)	(322)	78	80%
520506	Postage	(200)	(49)	151	25%
520509	Telephone	(1,100)	(400)	700	36%
520521	Public Information	(300)	0	300	0%
520524	Publications	(300)	0	300	0%
520530	Memberships	(100)	0	100	0%
520557	Intergovernmental Services	(22,000)	(12,213)	9,787	56%
520578	Insurance & Bonds	(3,699)	(3,699)	0	100%
521003	Training/Conferences	(2,000)	(879)	1,121	44%
521150	Professional Services	(83,900)	(310)	83,590	0%
521168	Misc Medical Services	(300)	(272)	28	91%
521172	Bank Service Fees	(700)	(682)	18	97%
522003	Equipment Maint & Oper Supplies	(1,700)	(2,005)	(305)	118%
522012	Fuel/Oil	(500)	(310)	190	62%
522021	Equipment Fund Charges	(61,101)	(45,825)	15,276	75%
522022	Information Systems Fund Charge	(3,618)	(3,618)	0	100%
522023	General Fund Admin Services	(515,365)	(515,365)	0	100%
522306	Rents & Leases	(10,000)	(4,500)	5,500	45%
522309	Building/Facility Rental	(3,150)	(2,361)	789	75%

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210 - Street Fund

Department #52 - Streets & Traffic

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
522315	Facility Mnt/Repairs	(500)	0	500	0%
550181	Major Tools & Work Equipment	(10,000)	(4,309)	5,692	43%
550563	Construction Maintenance	(385,000)	(276,117)	108,883	72%
550575	Street Construction	(198,314)	(25,463)	172,851	13%
550580	Sidewalk Program	(100,000)	(205)	99,795	0%
551066	Safe Routes to School	(65,000)	2,329	67,329	-4%
580206	Contingency	(100,000)	0	100,000	0%
590304	Unapp Fund Balance	(382,343)	0	382,343	0%
EXPENDITURES TOTAL		(2,508,359)	(1,327,772)	1,180,587	53%
Department Net Totals		0	932,541		
Fund Total Revenues		2,508,359	2,260,313		
Fund Total Expenditures		(2,508,359)	(1,327,772)		
Fund Net		0	932,541		

212 - Street Tree Fund

Department #31 - Planning

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
450140	Tree Planting Fees	40,000	16,269	(23,731)	41%
470105	Interest	30	16	(14)	54%
472025	Tree Compensation Revenue	0	13	13	0%
495005	Fund Bal Avail. for Approp.	8,550	9,967	1,417	117%
	REVENUES TOTAL	48,580	26,265	(22,316)	54%
EXPENDITURES					
520290	Street Tree Planting	(47,380)	(20,125)	27,255	42%
570103	Transfer to General Fund	(1,200)	(1,200)	0	100%
	EXPENDITURES TOTAL	(48,580)	(21,325)	27,255	44%
	Department Net Totals	0	4,940		
	Fund Total Revenues	48,580	26,265		
	Fund Total Expenditures	(48,580)	(21,325)		
	Fund Net	0	4,940		

220 - Forfeiture Sharing Fund

Department #21 - Police

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
460150	Forfeiture Sharing Revenue	0	-4,638	4,638	0%
	REVENUES TOTAL	0	4,638	4,638	0%
	Department Net Totals	0	4,638		
	Fund Total Revenues	0	4,638		
	Fund Total Expenditures				
	Fund Net	0	4,638		

225 - Fire Equipment Repl. Fund
Department #23 - Fire Equipment Repl Fund
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
420010	Rural District Share	177,500	95,424	(82,076)	54%
445015	Sale of Equipment	12,500	52,400	39,900	419%
470105	Interest	2,000	788	(1,212)	39%
481005	Transfer from Other Funds	167,000	125,250	(41,750)	75%
495005	Fund Bal Avail. for Approp.	472,388	431,175	(41,213)	91%
	REVENUES TOTAL	831,388	705,038	(126,350)	85%
EXPENDITURES					
550166	Building Improvements	(160,000)	(156,573)	3,427	98%
550181	Major Tools & Work Equipment	(65,000)	776	65,776	-1%
551261	Equipment Replacement	(130,000)	(98,574)	31,426	76%
580206	Contingency	(100,000)	0	100,000	0%
590304	Unapp Fund Balance	(376,388)	0	376,388	0%
	EXPENDITURES TOTAL	(831,388)	(254,372)	577,016	31%
	Department Net Totals	0	450,666		
	Fund Total Revenues	831,388	705,038		
	Fund Total Expenditures	(831,388)	(254,372)		
	Fund Net	0	450,666		

226 - Fire SAFER Grant Fund

Department #22 - Fire

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
430214	Homeland Security Grant	94,993	32,741	(62,252)	34%
495005	Fund Bal Avail. for Approp.	0	1,136	1,136	0%
	REVENUES TOTAL	94,993	33,877	(61,116)	36%
EXPENDITURES					
511005	Regular Employee Wages	(54,739)	(35,372)	19,367	65%
512005	Health & Dental Benefits	(13,176)	(15,000)	(1,824)	114%
512008	Health Reimb Arrangement	(489)	0	489	0%
512010	Retirement	(13,302)	(14,601)	(1,299)	110%
512015	Fica	(4,188)	(4,927)	(739)	118%
512020	Workers Comp	(1,138)	(1,138)	0	100%
512025	Other Benefits	(396)	(618)	(222)	156%
512030	Other Payroll Taxes	(734)	(514)	220	70%
520110	Operating Supplies	(6,831)	(385)	6,446	6%
	EXPENDITURES TOTAL	(94,993)	(72,556)	22,437	76%
	Department Net Totals	0	(38,679)		
	Fund Total Revenues	94,993	33,877		
	Fund Total Expenditures	(94,993)	(72,556)		
	Fund Net	0	(38,679)		

240 - Bikeway Development Fund
 Department #52 - Streets & Traffic
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
422015	State Gas Tax	13,100	10,150	(2,950)	77%
470105	Interest	60	0	(60)	0%
495005	Fund Bal Avail. for Approp.	20,939	21,124	185	101%
	REVENUES TOTAL	34,099	31,274	(2,825)	92%
EXPENDITURES					
550169	General Capital Outlay	(34,099)	(1,659)	32,440	5%
	EXPENDITURES TOTAL	(34,099)	(1,659)	32,440	5%
	Department Net Totals	0	29,615		
	Fund Total Revenues	34,099	31,274		
	Fund Total Expenditures	(34,099)	(1,659)		
	Fund Net	0	29,615		

265 - Transportation Services Fund
Department #12 - Administration Services
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
430725	DHS Transportation Grant	500,000	267,065	(232,935)	53%
	REVENUES TOTAL	500,000	267,065	(232,935)	53%
EXPENDITURES					
523015	Transportation Grant	(500,000)	(168,119)	331,881	34%
	EXPENDITURES TOTAL	(500,000)	(168,119)	331,881	34%
	Department Net Totals	0	98,946		
	Fund Total Revenues	500,000	267,065		
	Fund Total Expenditures	(500,000)	(168,119)		
	Fund Net	0	98,946		

270 - Facility Major Maintenance Fund
Department #12 - Administration Services
For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
470105	Interest	3,200	3,241	41	101%
472005	Miscellaneous	0	7,170	7,170	0%
481007	Transfer from General Fund	450,000	450,000	0	100%
495005	Fund Bal Avail. for Approp.	808,209	786,447	(21,762)	97%
	REVENUES TOTAL	1,261,409	1,246,858	(14,551)	99%
EXPENDITURES					
550166	Building Improvements	(511,409)	(8,799)	502,610	2%
550170	Capital Projects - Support Service	0	(56,933)	(56,933)	0%
550173	Capital Projects - Aquatic Center	0	(85,341)	(85,341)	0%
590304	Unapp Fund Balance	(750,000)	0	750,000	0%
	EXPENDITURES TOTAL	(1,261,409)	(151,073)	1,110,336	12%
	Department Net Totals	0	1,095,784		
	Fund Total Revenues	1,261,409	1,246,858		
	Fund Total Expenditures	(1,261,409)	(151,073)		
	Fund Net	0	1,095,784		

275 - Community Enhancement Fund
Department #12 - Administration Services
For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
420025	Metro Enhancement Fee	104,741	74,435	(30,306)	71%
431001	Repayment of Grants	0	500	500	0%
495005	Fund Bal Avail. for Approp.	13,589	21,014	7,425	155%
	REVENUES TOTAL	118,330	95,949	(22,381)	81%
EXPENDITURES					
523003	Comm Enhancement Grants	(100,000)	(60,585)	39,415	61%
523004	CEP Carryover	(7,434)	(1,931)	5,503	26%
523005	Funding Not Allocated	(10,396)	0	10,396	0%
570103	Transfer to General Fund	(500)	0	500	0%
	EXPENDITURES TOTAL	(118,330)	(62,516)	55,814	53%
	Department Net Totals	0	33,434		
	Fund Total Revenues	118,330	95,949		
	Fund Total Expenditures	(118,330)	(62,516)		
	Fund Net	0	33,434		

280 - Public Arts Fund

Department #11 - Legislative & Executive

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
470105	Interest	90	34	(56)	38%
471025	Public Arts Comm. Donations	2,000	1,295	(705)	65%
495005	Fund Bal Avail. for Approp.	10,625	8,908	(1,717)	84%
	REVENUES TOTAL	12,715	10,237	(2,478)	81%
EXPENDITURES					
520564	Public Arts Comm. Expenditures	(12,715)	(1,289)	11,426	10%
	EXPENDITURES TOTAL	(12,715)	(1,289)	11,426	10%
	Department Net Totals	0	8,948		
	Fund Total Revenues	12,715	10,237		
	Fund Total Expenditures	(12,715)	(1,289)		
	Fund Net	0	8,948		

310 - Traffic Impact Fund
Department #52 - Streets & Traffic
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
470105	Interest	15,000	12,546	(2,454)	84%
495005	Fund Bal Avail. for Approp.	3,151,107	3,149,983	(1,124)	100%
	REVENUES TOTAL	3,166,107	3,162,529	(3,578)	100%
EXPENDITURES					
550169	General Capital Outlay	(3,166,107)	0	3,166,107	0%
	EXPENDITURES TOTAL	(3,166,107)	0	3,166,107	0%
	Department Net Totals	0	3,162,529		
	Fund Total Revenues	3,166,107	3,162,529		
	Fund Total Expenditures	(3,166,107)	0		
	Fund Net	0	3,162,529		

311 - Transportation Development Tax Fund

Department #52 - Streets & Traffic

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
451070	Transportation Development Tax	675,000	801,163	126,163	119%
470105	Interest	16,500	20,338	3,838	123%
495005	Fund Bal Avail. for Approp.	4,207,857	4,399,571	191,714	105%
	REVENUES TOTAL	4,899,357	5,221,072	321,715	107%
EXPENDITURES					
550169	General Capital Outlay	(4,899,357)	0	4,899,357	0%
	EXPENDITURES TOTAL	(4,899,357)	0	4,899,357	0%
	Department Net Totals	0	5,221,072		
	Fund Total Revenues	4,899,357	5,221,072		
	Fund Total Expenditures	(4,899,357)	0		
	Fund Net	0	5,221,072		

320 - Park Acq. & Dev Fund
Department #16 - Parks & Recreation
For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
430708	State Parks Grant	250,000	0	(250,000)	0%
451009	Parks SDC	270,000	312,000	42,000	116%
470105	Interest	9,000	5,980	(3,020)	66%
495005	Fund Bal Avail. for Approp.	1,370,116	1,458,090	87,974	106%
	REVENUES TOTAL	1,899,116	1,776,071	(123,045)	94%
EXPENDITURES					
521150	Professional Services	(250,000)	(67,086)	182,914	27%
550200	Parks Projects - General	(1,329,116)	0	1,329,116	0%
550248	Trails and Greenways	(320,000)	(147,042)	172,958	46%
	EXPENDITURES TOTAL	(1,899,116)	(214,128)	1,684,988	11%
	Department Net Totals	0	1,561,943		
	Fund Total Revenues	1,899,116	1,776,071		
	Fund Total Expenditures	(1,899,116)	(214,128)		
	Fund Net	0	1,561,943		

330 - Capital Projects Fund

Department #12 - Administration Services

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
470105	Interest	8,500	6,875	(1,626)	81%
481005	Transfer from Other Funds	261,803	261,803	0	100%
495005	Fund Bal Avail. for Approp.	1,578,378	1,573,531	(4,847)	100%
	REVENUES TOTAL	1,848,681	1,842,209	(6,472)	100%
EXPENDITURES					
521150	Professional Services	0	(3,216)	(3,216)	0%
550169	General Capital Outlay	(1,491,481)	0	1,491,481	0%
550178	Main Street Sidewalks	0	(4,476)	(4,476)	0%
550188	Times Litho Site	(357,200)	(418,109)	(60,909)	117%
	EXPENDITURES TOTAL	(1,848,681)	(425,800)	1,422,881	23%
	Department Net Totals	0	1,416,409		
	Fund Total Revenues	1,848,681	1,842,209		
	Fund Total Expenditures	(1,848,681)	(425,800)		
	Fund Net	0	1,416,409		

350 - CIP Excise Tax Fund
Department #12 - Administration Services
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
450200	C.I.P. Fees	330,000	251,095	(78,905)	76%
470105	Interest	475	154	(321)	32%
495005	Fund Bal Avail. for Approp.	131,253	141,671	10,418	108%
	REVENUES TOTAL	461,728	392,920	(68,808)	85%
EXPENDITURES					
550170	Capital Projects - Support Service	(99,198)	(9,256)	89,942	9%
550171	Capital Projects - Public Safety	(67,350)	(10,757)	56,593	16%
570127	Transfer to Other Funds	(295,180)	(228,412)	66,768	77%
	EXPENDITURES TOTAL	(461,728)	(248,425)	213,303	54%
	Department Net Totals	0	144,495		
	Fund Total Revenues	461,728	392,920		
	Fund Total Expenditures	(461,728)	(248,425)		
	Fund Net	0	144,495		

410 - General Debt Service Fund
Department #19 -
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
411003	Property Taxes	468,528	455,893	(12,635)	97%
411150	Property Tax Prior Years	9,500	7,502	(1,998)	79%
470105	Interest	500	1,450	950	290%
495005	Fund Bal Avail. for Approp.	44,672	47,171	2,499	106%
	REVENUES TOTAL	523,200	512,016	(11,184)	98%
EXPENDITURES					
562008	Principal - 2010 Series	(505,000)	0	505,000	0%
562048	Interest - 2010 Series	(18,200)	(9,100)	9,100	50%
	EXPENDITURES TOTAL	(523,200)	(9,100)	514,100	2%
	Department Net Totals	0	502,916		
	Fund Total Revenues	523,200	512,016		
	Fund Total Expenditures	(523,200)	(9,100)		
	Fund Net	0	502,916		

430 - SPWF-Debt Service Fund

Department #19 -

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
451200	Assessment Charges	5,507	10,377	4,870	188%
470130	Interest - Assessments	1,509	2,512	1,003	166%
481007	Transfer from General Fund	7,500	961	(6,539)	13%
495005	Fund Bal Avail. for Approp.	11,118	11,118	0	100%
	REVENUES TOTAL	25,634	24,968	(666)	97%
EXPENDITURES					
562020	Principal - 95 S.P.W.F. Loan	(23,610)	(23,610)	0	100%
562055	Interest - 95 S.P.W.F. Loan	(1,358)	(1,358)	0	100%
590304	Unapp Fund Balance	(666)	0	666	0%
	EXPENDITURES TOTAL	(25,634)	(24,968)	666	97%
	Department Net Totals	0	0		
	Fund Total Revenues	25,634	24,968		
	Fund Total Expenditures	(25,634)	(24,968)		
	Fund Net	0	0		

505 - Library Endowment Fund

Department #14 - Library

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
470105	Interest	225	184	(41)	82%
495005	Fund Bal Avail. for Approp.	486	490	4	101%
495006	Restricted Fund Balance	41,187	41,186	(1)	100%
	REVENUES TOTAL	41,898	41,860	(38)	100%
EXPENDITURES					
520220	Small Equipment	(711)	0	711	0%
590304	Unapp Fund Balance	(41,187)	0	41,187	0%
	EXPENDITURES TOTAL	(41,898)	0	41,898	0%
	Department Net Totals	0	41,860		
	Fund Total Revenues	41,898	41,860		
	Fund Total Expenditures	(41,898)	0		
	Fund Net	0	41,860		

610 - Light Fund

Department #41 - Light & Power

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440035	NSF Handling Charge	1,500	868	(632)	58%
440105	Residential Sales	7,935,730	5,974,325	(1,961,405)	75%
440110	General Service - 1 ph Sales	697,727	497,351	(200,376)	71%
440112	General Service - 3 ph Sales	698,107	609,388	(88,719)	87%
440120	Industrial Service - Special Contr	1,901,673	1,219,966	(681,707)	64%
440125	Large Commercial Industrial	4,086,782	3,123,945	(962,837)	76%
440130	Public Street Lighting Sales	68,875	61,437	(7,438)	89%
440135	Rental Lights	105,295	70,709	(34,586)	67%
440140	Irrigation Service	5,927	4,574	(1,353)	77%
440150	Green Power Units	10,800	5,096	(5,704)	47%
440165	Connection Charges	60,000	111,854	51,854	186%
440170	Street Light Maint. (210-520280)	73,000	73,000	0	100%
440175	Disconnect/Reconnect Charges	22,500	16,590	(5,910)	74%
440180	Pole Rental	21,748	21,429	(319)	99%
440302	Auditorium Rental	24,142	19,095	(5,047)	79%
445005	Sale of Scrap	15,000	6,302	(8,698)	42%
445010	Sale of Materials	2,500	203	(2,297)	8%
445015	Sale of Equipment	3,000	21,917	18,917	731%
450057	Other	30,000	57,300	27,300	191%
470003	Proceeds from Debt Issuance	3,800,000	3,822,000	22,000	101%
470105	Interest	31,020	14,326	(16,694)	46%
480020	Conservation Incentive Reimburs	300,000	81,699	(218,301)	27%
495005	Fund Bal Avail. for Approp.	3,112,680	3,290,667	177,987	106%
	REVENUES TOTAL	23,008,006	19,104,040	(3,903,966)	83%
EXPENDITURES					
511005	Regular Employee Wages	(2,102,285)	(1,482,944)	619,341	71%
511010	Part-Time Employee Wages	(32,685)	(26,725)	5,960	82%
511015	Overtime	(99,878)	(77,743)	22,135	78%
511020	Temporary Employee Wages	0	(13,152)	(13,152)	0%
512005	Health & Dental Benefits	(399,876)	(292,926)	106,950	73%
512008	Health Reimb Arrangement	(21,879)	(18,438)	3,441	84%
512010	Retirement	(463,021)	(333,073)	129,948	72%
512015	Fica	(170,966)	(118,489)	52,477	69%
512020	Workers Comp	(19,461)	(19,461)	0	100%
512025	Other Benefits	(21,463)	(8,344)	13,119	39%
512030	Other Payroll Taxes	(16,938)	(12,207)	4,731	72%
520110	Operating Supplies	(12,000)	(8,220)	3,780	68%
520120	Organization Business Expense	(15,650)	(12,927)	2,723	83%
520130	Personnel Uniforms & Equipment	(32,500)	(13,371)	19,129	41%
520150	Utilities	(33,136)	(20,884)	12,252	63%
520180	Subscriptions & Books	(1,000)	(380)	620	38%
520190	Computer Software	(12,500)	(6,213)	6,287	50%
520200	Computer Software Maintenance	(6,800)	(2,631)	4,169	39%
520220	Small Equipment	(25,000)	(17,283)	7,717	69%
520240	Construction Supplies	(205,000)	(112,466)	92,534	55%
520260	Purchased Power	(8,835,330)	(7,282,853)	1,552,477	82%
520270	Miscellaneous	(1,000)	(145)	855	15%
520503	Printing	(2,000)	(409)	1,591	20%
520506	Postage	(3,000)	(427)	2,573	14%
520509	Telephone	(9,000)	(5,221)	3,779	58%

610 - Light Fund

Department #41 - Light & Power

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
520521	Public Information	(37,000)	(17,134)	19,866	46%
520524	Publications	(2,150)	(332)	1,819	15%
520530	Memberships	(99,821)	(93,853)	5,968	94%
520533	Recruiting Expenses	(3,500)	(375)	3,125	11%
520542	Bill Paying Assistance Program	(75,000)	(56,495)	18,505	75%
520554	Conservation Incentives	(50,000)	(13,718)	36,282	27%
520555	Industrial Conservation Augmenta	(300,000)	(125,238)	174,762	42%
520556	Green Power Info & Promotion	(2,000)	0	2,000	0%
520557	Intergovernmental Services	(16,500)	(18,515)	(2,015)	112%
520578	Insurance & Bonds	(43,006)	(43,006)	0	100%
521003	Training/Conferences	(38,400)	(16,897)	21,503	44%
521113	Attorney Services	(5,000)	0	5,000	0%
521150	Professional Services	(18,800)	(10,218)	8,582	54%
521162	Consultants	(20,000)	0	20,000	0%
521165	Contracts for Services	(95,000)	(32,565)	62,435	34%
521168	Misc Medical Services	(3,850)	(1,703)	2,147	44%
521171	Financial Services, Auditing, Inves	0	(16,971)	(16,971)	0%
521172	Bank Service Fees	(42,000)	(40,599)	1,401	97%
522003	Equipment Maint & Oper Supplies	(30,000)	(26,389)	3,611	88%
522006	Equipment/Vehicle Rental	(5,000)	(1,060)	3,940	21%
522009	Vehicle Maint & Oper Supplies	(39,500)	(30,062)	9,438	76%
522010	Vehicle Maint External	(24,000)	(23,781)	219	99%
522012	Fuel/Oil	(41,355)	(23,408)	17,947	57%
522022	Information Systems Fund Charge	(96,813)	(96,813)	0	100%
522023	General Fund Admin Services	(1,246,421)	(934,817)	311,604	75%
522306	Rents & Leases	(14,650)	(3,697)	10,953	25%
522312	Facility Maintenance Supplies	(10,700)	(2,683)	8,017	25%
522315	Facility Mnt/Repairs	(12,500)	(8,967)	3,533	72%
550166	Building Improvements	(10,000)	(1,987)	8,013	20%
550181	Major Tools & Work Equipment	(223,000)	(204,245)	18,755	92%
550959	Substation Improvements	(2,063,500)	(773,819)	1,289,681	38%
550962	System Additions & Upgrades	(50,000)	0	50,000	0%
551260	Vehicle Replacement	(165,000)	(76,557)	88,443	46%
562075	Interest - Substation Improvement	(60,000)	(45,652)	14,348	76%
570127	Transfer to Other Funds	(150,598)	(106,295)	44,303	71%
570130	In-Lieu of Tax	(796,181)	(597,137)	199,044	75%
580206	Contingency	(1,000,000)	0	1,000,000	0%
590304	Unapp Fund Balance	(3,574,393)	0	3,574,393	0%
EXPENDITURES TOTAL		(23,008,006)	(13,331,917)	9,676,089	58%
Department Net Totals		0	5,772,123		
Fund Total Revenues		23,008,006	19,104,040		
Fund Total Expenditures		(23,008,006)	(13,331,917)		
Fund Net		0	5,772,123		

620 - Sewer Fund

Department #54 - Sewer

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440105	Residential Sales	3,809,900	2,665,662	(1,144,238)	70%
440106	Commercial Sales	943,700	711,798	(231,902)	75%
440120	Industrial Service - Special Contr	219,300	160,476	(58,824)	73%
450057	Other	0	3,673	3,673	0%
451040	Sewer Laterals	2,000	7,853	5,853	393%
470105	Interest	11,500	9,755	(1,745)	85%
495005	Fund Bal Avail. for Approp.	2,516,953	2,596,495	79,542	103%
	REVENUES TOTAL	7,503,353	6,155,712	(1,347,641)	82%
EXPENDITURES					
511005	Regular Employee Wages	(226,584)	(113,348)	113,236	50%
511015	Overtime	(2,069)	(1,421)	648	69%
512005	Health & Dental Benefits	(68,883)	(51,186)	17,697	74%
512008	Health Reimb Arrangement	(2,552)	(1,917)	635	75%
512010	Retirement	(50,119)	(24,693)	25,426	49%
512015	FICA	(17,492)	(8,781)	8,711	50%
512020	Workers Comp	(5,351)	(5,351)	0	100%
512025	Other Benefits	(2,262)	(1,155)	1,108	51%
512030	Other Payroll Taxes	(1,766)	(1,250)	516	71%
520110	Operating Supplies	(3,000)	(987)	2,013	33%
520120	Organization Business Expense	(150)	0	150	0%
520130	Personnel Uniforms & Equipment	(3,000)	(2,439)	561	81%
520150	Utilities	(2,100)	(1,915)	185	91%
520190	Computer Software	(4,900)	(2,710)	2,190	55%
520220	Small Equipment	(9,000)	(5,487)	3,513	61%
520240	Construction Supplies	(10,000)	(1,709)	8,291	17%
520503	Printing	(100)	(189)	(89)	189%
520506	Postage	(400)	0	400	0%
520509	Telephone	(1,200)	(253)	947	21%
520521	Public Information	(200)	0	200	0%
520524	Publications	(300)	0	300	0%
520530	Memberships	(1,000)	(160)	840	16%
520557	Intergovernmental Services	(3,788,550)	(2,516,422)	1,272,128	66%
520578	Insurance & Bonds	(26,255)	(26,255)	0	100%
521003	Training/Conferences	(2,700)	(1,285)	1,415	48%
521150	Professional Services	(3,500)	(254)	3,246	7%
521168	Misc Medical Services	(500)	(565)	(65)	113%
521172	Bank Service Fees	(20,000)	(13,134)	6,866	66%
522003	Equipment Maint & Oper Supplies	(1,900)	(105)	1,795	6%
522012	Fuel/Oil	(100)	(13)	87	.13%
522021	Equipment Fund Charges	(87,497)	(65,624)	21,873	75%
522022	Information Systems Fund Charge	(3,617)	(3,617)	0	100%
522023	General Fund Admin Services	(507,080)	(507,080)	0	100%
522306	Rents & Leases	(1,000)	0	1,000	0%
522309	Building/Facility Rental	(6,300)	(4,725)	1,575	75%
522312	Facility Maintenance Supplies	(300)	0	300	0%
522315	Facility Mnt/Repairs	(500)	0	500	0%
550763	Sewer Construction	(30,000)	0	30,000	0%
562001	Principal-CWS/City Phase III Reh	(89,780)	(89,780)	0	100%
562041	Interest - CWS/City Phase III Reh	(4,224)	(4,224)	0	100%
570127	Transfer to Other Funds	(75,000)	(75,000)	0	100%

620 - Sewer Fund

Department #54 - Sewer

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
570130	In-Lieu of Tax	(75,830)	(75,830)	0	100%
580206	Contingency	(750,000)	0	750,000	0%
590304	Unapp Fund Balance	(1,616,292)	0	1,616,292	0%
	EXPENDITURES TOTAL	(7,503,353)	(3,608,865)	3,894,488	48%
	Department Net Totals	0	2,546,847		
	Fund Total Revenues	7,503,353	6,155,712		
	Fund Total Expenditures	(7,503,353)	(3,608,865)		
	Fund Net	0	2,546,847		

622 - Sewer SDC Fund

Department #54 - Sewer

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
430706	CDBG Grant	240,000	0	(240,000)	0%
451005	System Development Charge	555,650	537,653	(17,998)	97%
451042	Sunset Sewer Connection Fee	1,000	2,250	1,250	225%
470105	Interest	5,000	2,765	(2,235)	55%
495005	Fund Bal Avail. for Approp.	1,179,962	1,208,508	28,546	102%
	REVENUES TOTAL	1,981,612	1,751,175	(230,437)	88%
EXPENDITURES					
520557	Intergovernmental Services	(444,520)	(430,122)	14,398	97%
550760	Construction Projects	(836,000)	(637)	835,363	0%
562002	Principal-CWS/City Sunset Drive	(108,912)	(108,912)	0	100%
562042	Interest - CWS/City Sunset Drive	(13,082)	(13,082)	0	100%
570127	Transfer to Other Funds	(261,803)	(261,803)	0	100%
580206	Contingency	(100,000)	0	100,000	0%
590304	Unapp Fund Balance	(217,295)	0	217,295	0%
	EXPENDITURES TOTAL	(1,981,612)	(814,557)	1,167,055	41%
	Department Net Totals	0	936,618		
	Fund Total Revenues	1,981,612	1,751,175		
	Fund Total Expenditures	(1,981,612)	(814,557)		
	Fund Net	0	936,618		

630 - Water Fund

Department #53 - Water

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440105	Residential Sales	2,530,488	1,926,695	(603,793)	76%
440106	Commercial Sales	797,582	622,152	(175,430)	78%
440118	Multi-Family Sales	379,455	290,916	(88,539)	77%
440120	Industrial Service - Special Contra	309,384	225,508	(83,876)	73%
440160	Non-Metered Sales	39,669	10,200	(29,469)	26%
440165	Connection Charges	46,305	35,149	(11,156)	76%
440190	External Work Performed	0	516	516	0%
440305	Building Rental Income	48,862	27,035	(21,827)	55%
445020	Raw Water Sales	0	160,713	160,713	0%
445025	Timber Sales - Even Fiscal Years	1,245,000	1,086,324	(158,676)	87%
450057	Other	5,000	8,773	3,773	175%
470105	Interest	18,500	19,127	627	103%
495005	Fund Bal Avail. for Approp.	4,508,794	4,978,125	469,331	110%
	REVENUES TOTAL	9,929,039	9,391,233	(537,806)	95%
EXPENDITURES					
511005	Regular Employee Wages	(555,122)	(393,585)	161,537	71%
511015	Overtime	(29,560)	(20,905)	8,655	71%
512005	Health & Dental Benefits	(165,193)	(118,851)	46,342	72%
512008	Health Reimb Arrangement	(6,352)	(5,053)	1,299	80%
512010	Retirement	(115,817)	(81,323)	34,494	70%
512015	FICA	(44,728)	(31,517)	13,211	70%
512020	Workers Comp	(13,101)	(13,458)	(357)	103%
512025	Other Benefits	(5,645)	(2,990)	2,655	53%
512030	Other Payroll Taxes	(4,536)	(3,240)	1,296	71%
520110	Operating Supplies	(105,850)	(28,395)	77,455	27%
520120	Organization Business Expense	(250)	(363)	(113)	145%
520130	Personnel Uniforms & Equipment	(8,200)	(4,584)	3,616	56%
520150	Utilities	(87,415)	(56,817)	30,598	65%
520190	Computer Software	(4,400)	(2,257)	2,143	51%
520220	Small Equipment	(19,200)	(15,470)	3,730	81%
520240	Construction Supplies	(86,700)	(56,519)	30,181	65%
520250	JWC Water Purchases	(250,000)	(194,324)	55,676	78%
520503	Printing	(2,800)	(1,277)	1,523	46%
520506	Postage	(1,100)	(934)	166	85%
520509	Telephone	(5,186)	(3,900)	1,286	75%
520521	Public Information	(250)	(181)	69	73%
520524	Publications	(300)	0	300	0%
520530	Memberships	(4,220)	(820)	3,400	19%
520533	Recruiting Expenses	0	(1,000)	(1,000)	0%
520548	Watershed Management	(26,300)	(12,972)	13,328	49%
520550	Watershed Maintenance	(20,000)	(7,340)	12,660	37%
520551	Timber Harvesting - Odd Fiscal Ye	(500,000)	(452,824)	47,176	91%
520557	Intergovernmental Services	(82,307)	(27,803)	54,504	34%
520578	Insurance & Bonds	(28,361)	(28,361)	0	100%
521003	Training/Conferences	(8,700)	(1,402)	7,298	16%
521113	Attorney Services	(6,500)	(478)	6,023	7%
521150	Professional Services	(249,100)	(22,077)	227,023	9%
521165	Contracts for Services	(20,000)	(11,652)	8,348	58%
521168	Misc Medical Services	0	(979)	(979)	0%
521172	Bank Service Fees	(18,000)	(12,984)	5,016	72%

630 - Water Fund

Department #53 - Water

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
522003	Equipment Maint & Oper Supplies	(7,600)	(3,615)	3,985	48%
522012	Fuel/Oil	(200)	(89)	111	44%
522021	Equipment Fund Charges	(157,881)	(118,410)	39,471	75%
522022	Information Systems Fund Charge	(14,699)	(14,699)	0	100%
522023	General Fund Admin Services	(906,075)	(906,075)	0	100%
522303	Custodial	(800)	0	800	0%
522306	Rents & Leases	(3,000)	0	3,000	0%
522312	Facility Maintenance Supplies	(14,700)	(10,403)	4,297	71%
522315	Facility Mnt/Repairs	(27,000)	(11,134)	15,866	41%
550181	Major Tools & Work Equipment	(415,000)	(332,071)	82,929	80%
550660	Joint - Capital Equipment	(142,941)	0	142,941	0%
550663	JWC - Other Projects	0	(166,509)	(166,509)	0%
550666	Water Line Extension	(100,000)	0	100,000	0%
550669	Water Treatment Plant Equip	(219,000)	(131,735)	87,265	60%
550672	Watershed Capital	(130,000)	0	130,000	0%
550760	Construction Projects	0	(22,398)	(22,398)	0%
562011	2013 Refunding FFCO - Principal	(290,000)	(290,000)	0	100%
562030	Principal - Scoggins Reservoir	(35,348)	(48,429)	(13,081)	137%
562046	2013 Refunding FFCO - Interest	(70,281)	(70,281)	0	100%
562070	Interest - Scoggins Reservoir	(37,449)	(38,643)	(1,194)	103%
570127	Transfer to Other Funds	(58,199)	(58,129)	70	100%
570130	In-Lieu of Tax	(221,091)	(221,091)	0	100%
580203	JWC - Contingency	(333,250)	0	333,250	0%
580206	Contingency	(450,000)	0	450,000	0%
580212	Debt Service Contingency	(440,000)	0	440,000	0%
590304	Unapp Fund Balance	(3,379,332)	0	3,379,332	0%
EXPENDITURES TOTAL		(9,929,039)	(4,060,347)	5,868,692	41%
Department Net Totals		0	5,330,886		
Fund Total Revenues		9,929,039	9,391,233		
Fund Total Expenditures		(9,929,039)	(4,060,347)		
Fund Net		0	5,330,886		

632 - Water SDC Fund

Department #53 - Water

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
451005	System Development Charge	395,000	478,885	83,885	121%
470105	Interest	17,000	17,793	793	105%
495005	Fund Bal Avail. for Approp.	3,911,523	4,002,253	90,730	102%
	REVENUES TOTAL	4,323,523	4,498,931	175,408	104%
EXPENDITURES					
550760	Construction Projects	(388,000)	0	388,000	0%
570103	Transfer to General Fund	(1,200)	(1,200)	0	100%
580206	Contingency	(100,000)	0	100,000	0%
590304	Unapp Fund Balance	(3,834,323)	0	3,834,323	0%
	EXPENDITURES TOTAL	(4,323,523)	(1,200)	4,322,323	0%
	Department Net Totals	0	4,497,731		
	Fund Total Revenues	4,323,523	4,498,931		
	Fund Total Expenditures	(4,323,523)	(1,200)		
	Fund Net	0	4,497,731		

640 - Surface Water Management Fund

Department #55 - Surf Water Mgmt

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440101	Surface Water Management Fees	1,246,000	865,742	(380,258)	69%
450057	Other	0	1,054	1,054	0%
470105	Interest	1,700	188	(1,512)	11%
495005	Fund Bal Avail. for Approp.	407,617	491,556	83,939	121%
	REVENUES TOTAL	1,655,317	1,358,540	(296,777)	82%
EXPENDITURES					
511005	Regular Employee Wages	(227,370)	(199,718)	27,652	88%
511015	Overtime	0	(1,890)	(1,890)	0%
512005	Health & Dental Benefits	(72,978)	(53,481)	19,497	73%
512008	Health Reimb Arrangement	(2,674)	(2,045)	629	76%
512010	Retirement	(49,045)	(43,440)	5,605	89%
512015	FICA	(17,394)	(15,355)	2,039	88%
512020	Workers Comp	(7,744)	(7,744)	0	100%
512025	Other Benefits	(2,151)	(1,132)	1,019	53%
512030	Other Payroll Taxes	(1,761)	(1,318)	443	75%
520110	Operating Supplies	(2,000)	(601)	1,399	30%
520120	Organization Business Expense	(150)	0	150	0%
520130	Personnel Uniforms & Equipment	(3,000)	(2,320)	680	77%
520190	Computer Software	(3,300)	(2,310)	990	70%
520220	Small Equipment	(6,000)	(4,224)	1,776	70%
520240	Construction Supplies	(12,000)	(1,632)	10,368	14%
520503	Printing	(250)	(157)	93	63%
520506	Postage	(50)	0	50	0%
520509	Telephone	(800)	(147)	653	18%
520521	Public Information	(2,000)	(1,518)	482	76%
520524	Publications	(300)	0	300	0%
520530	Memberships	(200)	0	200	0%
520557	Intergovernmental Services	(274,976)	(180,479)	94,497	66%
520578	Insurance & Bonds	(10,768)	(10,768)	0	100%
521003	Training/Conferences	(2,000)	(270)	1,730	14%
521150	Professional Services	(55,000)	(6,518)	48,482	12%
521168	Misc Medical Services	(500)	(377)	123	75%
521172	Bank Service Fees	(3,800)	(2,695)	1,105	71%
522003	Equipment Maint & Oper Supplies	(2,000)	(120)	1,880	6%
522012	Fuel/Oil	(100)	(99)	1	99%
522021	Equipment Fund Charges	(183,095)	(137,321)	45,774	75%
522022	Information Systems Fund Charge	(1,311)	(1,311)	0	100%
522023	General Fund Admin Services	(180,468)	(180,468)	0	100%
522306	Rents & Leases	(400)	0	400	0%
522309	Building/Facility Rental	(3,200)	(2,399)	801	75%
522312	Facility Maintenance Supplies	(500)	0	500	0%
550863	Storm Sewer Construction	(81,750)	0	81,750	0%
570127	Transfer to Other Funds	(25,000)	(25,000)	0	100%
570130	In-Lieu of Tax	(35,729)	(35,729)	0	100%
580206	Contingency	(60,000)	0	60,000	0%
590304	Unapp Fund Balance	(323,553)	0	323,553	0%
	EXPENDITURES TOTAL	(1,655,317)	(922,588)	732,729	56%
	Department Net Totals	0	435,952		

640 - Surface Water Management Fund

Department #55 - Surf Water Mgmt

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
	Fund Total Revenues	1,655,317	1,358,540		
	Fund Total Expenditures	(1,655,317)	(922,588)		
	Fund Net	0	435,952		

642 - SWM SDC Fund

Department #55 - Surf Water Mgmt

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
451006	SWM SDC Quality	0	675	675	0%
451007	SWM SDC Quantity	21,000	25,699	4,699	122%
470105	Interest	2,000	1,756	(244)	88%
495005	Fund Bal Avail. for Approp.	417,803	424,420	6,617	102%
	REVENUES TOTAL	440,803	452,551	11,748	103%
EXPENDITURES					
550860	Quantity System Improvements	(75,000)	0	75,000	0%
550861	Quality System Improvements	(75,000)	0	75,000	0%
550863	Storm Sewer Construction	(161,750)	(80)	161,670	0%
580207	SWM SDC Cont. Quality	(89,053)	0	89,053	0%
580208	SWM SDC Cont. Quantity	(40,000)	0	40,000	0%
	EXPENDITURES TOTAL	(440,803)	(80)	440,723	0%
	Department Net Totals	0	452,471		
	Fund Total Revenues	440,803	452,551		
	Fund Total Expenditures	(440,803)	(80)		
	Fund Net	0	452,471		

710 - Information Systems Fund
Department #12 - Administration Services
For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
430651	MACC PCN Connection Grant	49,210	49,210	0	100%
440225	Equipment Charges	403,986	403,986	0	100%
450057	Other	0	2,721	2,721	0%
470105	Interest	2,000	1,410	(590)	70%
495005	Fund Bal Avail. for Approp.	450,126	447,137	(2,989)	99%
	REVENUES TOTAL	905,322	904,464	(858)	100%
EXPENDITURES					
520110	Operating Supplies	(500)	(586)	(86)	117%
520190	Computer Software	(62,900)	(54,984)	7,916	87%
520200	Computer Software Maintenance	(59,921)	(40,647)	19,274	68%
520210	Computer Supplies	(28,000)	(12,354)	15,646	44%
520220	Small Equipment	(46,243)	(15,528)	30,715	34%
520506	Postage	0	(14)	(14)	0%
520509	Telephone	(3,000)	(215)	2,785	7%
520557	Intergovernmental Services	(9,939)	(11,646)	(1,707)	117%
521150	Professional Services	(70,000)	(38,555)	31,445	55%
522003	Equipment Maint & Oper Supplies	(8,028)	(2,052)	5,976	26%
550051	Office Equipment & Furniture	(94,910)	(37,556)	57,354	40%
580206	Contingency	(40,000)	0	40,000	0%
590304	Unapp Fund Balance	(481,881)	0	481,881	0%
	EXPENDITURES TOTAL	(905,322)	(214,136)	691,186	24%
	Department Net Totals	0	690,328		
	Fund Total Revenues	905,322	904,464		
	Fund Total Expenditures	(905,322)	(214,136)		
	Fund Net	0	690,328		

720 - Equipment Fund

Department #56 - Equipment Rental & Repl

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
440190	External Work Performed	1,000	0	(1,000)	0%
440220	Equipment Rental	553,127	414,847	(138,280)	75%
440221	City Hall Vehicle Replacement	19,500	14,625	(4,875)	75%
440222	Parks Veh & Equipment Replacem	29,633	22,226	(7,407)	75%
440224	Public Works Veh & Equipment R	265,251	162,088	(103,163)	61%
440227	Light/Fire Maintenance	50,000	37,215	(12,785)	74%
440228	Sale of Gas & Oil	66,000	36,256	(29,744)	55%
445015	Sale of Equipment	10,000	25,931	15,931	259%
450057	Other	0	747	747	0%
470105	Interest	4,000	4,560	560	114%
481005	Transfer from Other Funds	228,180	203,162	(25,018)	89%
495005	Fund Bal Avail. for Approp.	1,108,224	431,776	(676,448)	39%
495010	City Hall Veh Fund Bal Avail	0	79,360	79,360	0%
495011	Parks Veh Fund Bal Avail	0	99,623	99,623	0%
495012	Police Veh Fund Bal Avail	0	159,183	159,183	0%
495013	PW Veh Fund Bal Avail	0	279,223	279,223	0%
	REVENUES TOTAL	2,334,915	1,970,823	(364,092)	84%
EXPENDITURES					
511005	Regular Employee Wages	(144,540)	(104,194)	40,346	72%
511015	Overtime	(2,069)	0	2,069	0%
512005	Health & Dental Benefits	(45,186)	(34,260)	10,926	76%
512008	Health Reimb Arrangement	(1,605)	(1,268)	337	79%
512010	Retirement	(27,343)	(19,753)	7,590	72%
512015	FICA	(11,216)	(7,902)	3,314	70%
512020	Workers Comp	(3,207)	(3,207)	0	100%
512025	Other Benefits	(1,604)	(887)	717	55%
512030	Other Payroll Taxes	(1,133)	(809)	324	71%
520110	Operating Supplies	(1,500)	(702)	798	47%
520130	Personnel Uniforms & Equipment	(1,000)	(444)	556	44%
520190	Computer Software	(7,000)	(3,719)	3,281	53%
520220	Small Equipment	(2,000)	(612)	1,388	31%
520503	Printing	(100)	(29)	71	29%
520506	Postage	(1,000)	(41)	959	4%
520509	Telephone	(350)	(252)	98	72%
520557	Intergovernmental Services	(1,000)	(703)	297	70%
520578	Insurance & Bonds	(28,686)	(28,936)	(250)	101%
521003	Training/Conferences	(1,000)	(123)	877	12%
521150	Professional Services	(3,000)	(3,058)	(58)	102%
521168	Misc Medical Services	0	(142)	(142)	0%
521172	Bank Service Fees	(200)	(170)	30	85%
522003	Equipment Maint & Oper Supplies	(1,600)	(1,581)	19	99%
522009	Vehicle Maint & Oper Supplies	(68,000)	(32,163)	35,837	47%
522010	Vehicle Maint External	(25,000)	(9,815)	15,185	39%
522012	Fuel/Oil	(250,000)	(98,040)	151,960	39%
522022	Information Systems Fund Charge	(3,771)	(3,771)	0	100%
522306	Rents & Leases	(200)	0	200	0%
522309	Building/Facility Rental	(23,400)	(17,550)	5,850	75%
550181	Major Tools & Work Equipment	(14,000)	(13,685)	315	98%
551262	City Hall Veh Replacement	(50,000)	(44,549)	5,451	89%
551263	Parks Veh & Equipmnt Replacem	(72,500)	(58,703)	13,797	81%

720 - Equipment Fund

Department #56 - Equipment Rental & Repl

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
551264	Police Veh & Equipmnt Replacem	(154,000)	(127,359)	26,641	83%
551265	Public Works Veh & Equipmnt Re	(625,000)	(165,538)	459,462	26%
580206	Contingency	(250,000)	0	250,000	0%
590304	Unapp Fund Balance	(463,572)	0	463,572	0%
	EXPENDITURES TOTAL	(2,285,782)	(783,966)	1,501,816	34%
	Department Net Totals	49,133	1,186,857		
	Fund Total Revenues	2,334,915	1,970,823		
	Fund Total Expenditures	(2,285,782)	(783,966)		
	Fund Net	49,133	1,186,857		

730 - City Utility Fund

Department #12 - Administration Services

For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
481005	Transfer from Other Funds	150,598	106,295	(44,303)	71%
481010	Transfer from Water Fund	58,199	58,129	(70)	100%
	REVENUES TOTAL	208,797	164,425	(44,372)	79%
EXPENDITURES					
520151	City Hall Utilities	(30,750)	(17,983)	12,767	58%
520152	Library Utilities	(32,250)	(25,749)	6,501	80%
520153	Aquatics Utilities	(46,000)	(33,066)	12,934	72%
520154	Parks Utilities	(57,000)	(56,795)	205	100%
520155	Police Utilities	(23,100)	(17,560)	5,540	76%
520156	Fire Utilities	(16,097)	(11,319)	4,778	70%
520157	Engineering Building Utilities	(3,600)	(1,952)	1,648	54%
	EXPENDITURES TOTAL	(208,797)	(164,425)	44,372	79%
	Department Net Totals	0	0		
	Fund Total Revenues	208,797	164,425		
	Fund Total Expenditures	(208,797)	(164,425)		
	Fund Net	0	0		

740 - Risk Management Fund
Department #12 - Administration Services
For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
444126	P/L Insurance - General Fund	142,921	142,921	0	100%
444127	P/L Insurance - Other Funds	142,169	142,169	0	100%
444128	WC Insurance - General Fund	117,900	118,654	754	101%
444129	WC Insurance - Other Funds	61,475	56,735	(4,740)	92%
470105	Interest	2,525	1,994	(531)	79%
471035	SAIF Dividend	0	45,599	45,599	0%
472005	Miscellaneous	0	7,976	7,976	0%
495005	Fund Bal Avail. for Approp.	600,053	598,257	(1,796)	100%
	REVENUES TOTAL	1,067,043	1,114,305	47,262	104%
EXPENDITURES					
520585	Property/Liability Premiums	(288,762)	(298,357)	(9,595)	103%
520586	P/L Claims - General Fund	(5,000)	(6,400)	(1,400)	128%
520587	P/L Claims - Public Works Funds	0	(1,373)	(1,373)	0%
520589	Risk Management Activities	(14,234)	0	14,234	0%
520590	Worker's Compensation Premium	(181,065)	(188,633)	(7,568)	104%
520591	WC Claims - General Fund	(6,000)	(3,289)	2,711	55%
550460	Accounting System	(344,437)	(204)	344,233	0%
570103	Transfer to General Fund	(40,000)	(40,000)	0	100%
580206	Contingency	(50,000)	0	50,000	0%
590303	Reserved Fund Balance	(137,545)	0	137,545	0%
	EXPENDITURES TOTAL	(1,067,043)	(538,256)	528,787	50%
	Department Net Totals	0	576,048		
	Fund Total Revenues	1,067,043	1,114,305		
	Fund Total Expenditures	(1,067,043)	(538,256)		
	Fund Net	0	576,048		

850 - Forest Grove Urban Renewal Agency
Department #85 - Forest Grove Urban Renewal Agency
 For the Period Ending: March, 2016

Budget Year Elapsed → 75%

G/L Account #	Account Name	Budget	YTD Activity	Balance	% Used
REVENUES					
411003	Property Taxes	43,021	27,079	(15,942)	63%
470105	Interest	50	83	33	166%
	REVENUES TOTAL	43,071	27,162	(15,909)	63%
EXPENDITURES					
520110	Operating Supplies	(250)	0	250	0%
520270	Miscellaneous	(6,446)	0	6,446	0%
520530	Memberships	(250)	0	250	0%
520557	Intergovernmental Services	(5,000)	0	5,000	0%
521113	Attorney Services	(8,000)	0	8,000	0%
521171	Financial Services, Auditing, Inves	(2,500)	0	2,500	0%
562085	Interest - Forest Grove Urban Rer	(20,625)	0	20,625	0%
	EXPENDITURES TOTAL	(43,071)	0	43,071	0%
	Department Net Totals	0	27,162		
	Fund Total Revenues	43,071	27,162		
	Fund Total Expenditures	(43,071)	0		
	Fund Net	0	27,162		

ORDINANCE NO. 2016-12**ORDINANCE AMENDING FOREST GROVE CITY CODE CHAPTER 7
BY ADDING NEW CODE SECTIONS 7.900 TO 7.930 PROHIBITING
THE USE OF SINGLE-USE PLASTIC CARRYOUT BAGS**

WHEREAS, there has been a proliferation of plastic bags that has resulted in environmental degradation;

WHEREAS, it is in the public interest that the City of Forest Grove minimize the proliferation of plastic bags from entering into the City's waste stream through the use of recyclable bags;

WHEREAS, the Sustainability Commission in 2015 developed a proposed amendment to ban plastic carryout bags;

WHEREAS, the Sustainability Commission conducted substantial outreach on the subject throughout much of 2015 including, but not limited to, holding a public hearing on the matter at a Sustainability Commission meeting on March 26 and a forum on September 2;

WHEREAS, the City Council held a duly-noticed Public Hearing on May 23 and continued the hearing on June 13, 2016, on the proposed ordinance.

NOW, THEREFORE, THE CITY OF FOREST GROVE ORDAINS AS FOLLOWS:

Section 1. Forest Grove City Council hereby amends Forest Grove City Code Chapter 7 by adding new Code Sections 7.900 to 7.930 prohibiting the use of "Single-Use Plastic Carryout Bags", as set forth in the attached Exhibit A.

Section 2. This ordinance shall be effective 30 days following its enactment by the City Council.

PRESENTED AND PASSED the first reading the 23rd day of May, 2016.

PASSED the second reading this 13th day of June, 2016.

Anna D. Ruggles, City Recorder

APPROVED by the Mayor this 13th day of June, 2016.

Peter B. Truax, Mayor

Exhibit A

ORDINANCE NO. 2016-12

CHAPTER 7 – BUSINESS

CITY OF FOREST GROVE CODE AMENDMENTS

NEW CODE SECTIONS 7.900 – 7.930

SINGLE-USE PLASTIC CARRYOUT BAGS

7.900 Purpose. The purpose of Code Sections 7.900 – 7.930 is to prohibit use of single-use plastic carryout bags at retail establishments, any city facilities, city managed concessions, city sponsored events and/or city permitted events, and requires retailers to charge at least five cents for a paper bag.

7.905 Plastic Bag Use; Definitions.

For purposes of Code Sections 7.900 – 7.930, the following terms are defined as follows:

ASTM standard. The American Society for Testing and Materials (ASTM)'s International D-6400.

Carryout bag. Any bag that is provided by a retail establishment at the point of sale to a customer for use to transport or carry away purchases, such as merchandise, goods or food, from the retail establishment.

"Carryout bag" does not include:

- (1) Bags used by consumers inside retail establishments to:
 - a) Package bulk items, such as fruit, vegetables, nuts, grains, candy or small hardware items;
 - b) Contain or wrap frozen foods, meat, fish, whether packaged or not;
 - c) Contain or wrap flowers, potted plants, or other items where dampness may be a problem;
 - d) Contain unwrapped prepared foods or bakery goods;
or
 - e) Pharmacy prescription bags;
- (2) Laundry-dry cleaning bags or bags sold in packages containing multiple bags intended to be used for home food storage, garbage waste, pet waste, or yard waste;
- (3) Product bags.

City sponsored event. Any event organized or sponsored by the city or any department of the city.

Customer. Any person obtaining goods from a retail establishment or from a vendor.

Food provider. Any person in the City that provides prepared food for public consumption on or off its premises and includes, without limitation, any retail establishment, shop, sales outlet, restaurant, grocery store, delicatessen, or catering truck or vehicle.

Grocery store. Any retail establishment that sells groceries, fresh, packaged, canned, dry, prepared or frozen food or beverage products and similar items and includes supermarkets, convenience stores, and gasoline stations.

Pharmacy. A retail use where the profession of pharmacy by a pharmacist licensed by the State of Oregon's Board of Pharmacy is practiced and where prescription medications are offered for sale.

Product or produce bag. Any bag without handles provided to a customer for use within a retail establishment to assist in the collection or transport of products to the point of sale within the retail establishment. A product or produce bag is not a carryout bag.

Recyclable paper bag. A paper bag that meets all of the following requirements:

- a) Is 100% recyclable and contains a minimum of 40% post-consumer recycled content;
- b) Is capable of composting consistent with the timeline and specifications of the ASTM Standard D6400 as defined in this section.

Retail establishment. Any store or vendor located within or doing business within the geographical limits of the city that sells or offers for sale goods at retail.

Reusable bag. A bag made of cloth or other material with handles that is specifically designed and manufactured for long-term multiple reuses and meets all of the following requirements:

- a) If cloth, is machine washable; or
- b) If plastic, has a minimum plastic thickness of 4.0 mils; and
- c) Does not contain lead, cadmium, or any other heavy metal in toxic amounts as defined by applicable state and federal standards and regulations for packaging or reusable bags.

Vendor. Any retail establishment, shop, restaurant, sales outlet or other commercial establishment located within or doing business within the geographical limits of the City that provides perishable or nonperishable goods for sale to the public.

Single-use plastic carryout bag. Any plastic carryout bag made predominately of plastic, either petroleum or biologically based, and made available by a retail establishment to a customer at the point of sale. It includes compostable and biodegradable bags but does not include reusable bags, recyclable paper bags, or product or produce bags.

Undue hardship. Circumstances or situations unique to the particular retail establishment such that there are no reasonable alternatives to single-use

plastic carryout bags or a recyclable paper bag pass-through cannot be collected.

7.910 **Plastic Bag Use - Regulations.** Except as exempted in Section 7.920 of this Code:

- a) No retail establishment shall provide or make available to a customer a single-use plastic carryout bag;
- b) No person shall distribute or provide a single-use plastic carryout bag at any city facility, city managed concession, city sponsored event, or city permitted event.

7.915 **Plastic Bag Use - Cost Pass-Through.** When a retail establishment with more than 10 full-time-equivalent employees makes a recyclable paper bag available to a customer at the point of sale pursuant to section 7.920(b) of this code, the retail establishment shall:

- a) Charge the customer a reasonable pass-through cost of not less than 5 cents per recyclable paper bag provided to the customer; and
- b) Not rebate or otherwise reimburse any customer any portion of the pass-through cost; and
- c) Except for the exemption in 7.920(d), indicate on the customer's transaction receipts the total amount of the recyclable paper bag pass-through charge.

7.920 **Plastic Bag Use - Exemptions.** Notwithstanding Sections 7.910 and 7.915 of this Code:

- a) Retail establishments with 10 or fewer full-time-equivalent employees may charge for provided paper bags but are not required to do so. If such establishments do charge for paper bags, they are exempt from the requirement to note the cost on receipts.
- b) Single-use plastic carryout bags may be distributed to customers by food providers for the purpose of safeguarding public health and safety during the transportation of hot prepared take-out foods and prepared liquids intended for consumption away from the food provider's premises.
- c) Retail establishments may distribute product bags and make reusable bags available to customers whether through sale or otherwise.
- d) A retail establishment shall provide a reusable bag or a recyclable paper bag at no cost at the point of sale upon the request of a customer who uses a voucher issued under the Women, Infants and Children Program established in the Oregon Health Authority under ORS 413.500.
- e) Vendors at retail fairs such as a farmers' market or holiday fair are not subject to indicating on the customer's transaction receipt the total amount of the recyclable paper

bag pass-through charge required in section 7.915(b) of this Code.

- f) The City Manager or the designee may exempt a retail establishment from the requirement set forth in sections 7.910 – 7.915 of this Code for a period of not more than one year upon the retail establishment showing, in writing, that this Code would create an undue hardship or practical difficulty not generally applicable to other persons in similar circumstances. The decision to grant or deny an exemption shall be in writing, and the City Manager's or designee's decision shall be final.

7.925 **Promotion of Reusable Bags.** Retail establishments and vendors are strongly encouraged to educate their staff to promote reusable bags and to post signs encouraging customers to use reusable bags.

7.930 **Violations and Penalties.**

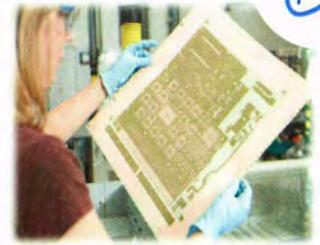
(1) Any retail establishment or vendor violating Sections 7.900 – 7.920 is subject to:

- A. Upon the first violation, the Enforcement Officer shall issue a warning notice to the retail establishing or vendor that a violation has occurred.
- B. Upon subsequent violations, the following penalties shall apply:
 - a. \$100 for the first violation after the written warning in a calendar year;
 - b. \$200 for the second violation in the same calendar year; and
 - c. \$500 for any subsequent violation within the same calendar year.
- C. No more than one penalty shall be imposed upon any single location of retail establishment or vendor within a 7-day period.

(2) Upon making determination that a violation of this code or regulations has occurred, the Enforcement Officer will send a written notice of the violation by mail to the retail establishment or vendor specifying the violation and the applicable penalty as set forth in subsection 1.

(3) Any retail establishment or vendor receiving a notice of violation must pay to the City the stated penalty or appeal the finding of a violation in accordance with the procedures set forth in Code Section 1.090.

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Proposed Plastic Bag Ordinance

Plastic Bag Ordinance – Second Reading
Council Considerations

June 13, 2016

A place where families and businesses thrive.

Public Comments

Staff will summarize written public comments received at the meeting. This will include comments received up to the June 13th hearing. This will include those comments already reported at the May 23rd meeting.

Staff Recommendations

Staff recommends the City Council take appropriate action on Ordinance Number 2016-12. Such action may be:

- Adopt the ordinance as proposed;
- Adopt the ordinance with modifications. Such modifications may include:
 - Remove the fee;
 - Allow the store the option to either charge for paper bag or provide an incentive (i.e. rebate) to use recyclable bags;
 - Phase-in enforcement; and/or
 - Other modifications as accepted by the Council;
- Refer the ordinance back to the Sustainability Commission with specific direction for reconsideration; or
- Deny the ordinance.

Plastic Bag Ordinance Provisions

To facilitate Council consideration, the following is an outline of the proposed Ordinance:

- Use Regulations – Prohibit Plastic Carryout Bags (Section 7.910)
 - Retail Establishments
 - At city facility, city concession, or sponsored or permitted event
- Cost Pass-Through (Section 7.915)
 - 5¢ charge
- Exemptions (Section 7.920)
 - Exemption to charge - retail establishments 10 or less FTE
 - Plastic carryout bags for hot foods
- Promotion of Reusable Bags (Section 7.925)
- Violations (Section 7.930)

ADDITIONAL WRITTEN TESTIMONY RECEIVED CITY COUNCIL MEETING OF June 13, 2016

Item: 6: CONTINUE PUBLIC HEARING FROM MAY 23, 2016: SECOND READING OF ORDINANCE NO. 2016-12 AMENDING FOREST GROVE CITY CODE CHAPTER 7 BY ADDING NEW CODE SECTIONS 7.900 TO 7.930 PROHIBITING THE USE OF SINGLE-USE PLASTIC CARRYOUT BAGS

1. Letter date-stamped May 23, 2016, submitted by Jeff Haboush
2. E-mail date-stamped May 24, 2016, submitted by Valerie Snyder
3. E-mail date-stamped May 24, 2016, submitted by Kee Her
4. Letter date-stamped May 26, 2016, submitted by Allan Vanderzanden
5. E-mail date-stamped May 27, 2016, submitted by Todd Mabee
6. E-mail date-stamped May 27, 2016, submitted by Charles Noll
7. E-mail date-stamped May 27, 2016, submitted by A. Wentz
8. E-mail date-stamped May 30, 2016, submitted by Susan Cooper
9. E-mail date-stamped received June 2, 2016, submitted by Hope Kramer

5-23-16
To, Anna Ruggles - City Recorder

I'm writing in regards to the proposed plastic bag ban. I don't really care about plastic bags one way or another. I do recycle all the plastic bags I get but I prefer paper.

I don't live in Forest Grove, I live near Banks, but I do all my shopping in Forest Grove and Banks.

If you make it mandatory that I have to pay to get a paper bag I will no longer shop in Forest Grove.

It's that simple. I won't be bullied into paying a tax that will probably go into the City Council's pay fund.

Jeff Haboush

H Jeff Haboush
17045 NW Highway 47
Banks, OR 97106

PORTLAND OR 970

23 MAY 2016 PM 6 L

Anna Ruggles

From: Valerie Snyder [REDACTED] >
Sent: Tuesday, May 24, 2016 10:18 AM
To: Anna Ruggles
Subject: Please ban single-use plastic bags

Dear Forest Grove City Council,

For decades, billions of pounds of plastic and other trash have been carried by wind and waves into the Pacific. All this plastic has formed the Pacific Garbage Patch, a toxic soup of trash swirling off our coast. It's becoming an environmental disaster for ocean wildlife. Thousands of sea turtles, whales, birds and seals die every year from contact with plastic pollution.

It's critical that we reduce the number of single-use plastic bags in the ocean, and Forest Grove can help make that happen. I urge you to cut the flow of pollution into the ocean by banning disposable plastic bags.

Valerie Snyder
3311 Valley Crest Way
Forest Grove, OR 97116

Anna Ruggles

From: Kee Her [REDACTED]
Sent: Tuesday, May 24, 2016 9:47 PM
To: Anna Ruggles
Subject: Please ban single-use plastic bags

Dear Forest Grove City Council,

For decades, billions of pounds of plastic and other trash have been carried by wind and waves into the Pacific. All this plastic has formed the Pacific Garbage Patch, a toxic soup of trash swirling off our coast. It's becoming an environmental disaster for ocean wildlife. Thousands of sea turtles, whales, birds and seals die every year from contact with plastic pollution.

It's critical that we reduce the number of single-use plastic bags in the ocean, and Forest Grove can help make that happen. I urge you to cut the flow of pollution into the ocean by banning disposable plastic bags.

Kee Her
3546 SW 17th Ct
Gresham, OR 97080

May 26,, 2016

P.O.Box 326
Forest Grove, Or. 97116

Attn: Anna Ruggles

Reference: Forest Grove bag ban debate

The solution to this debate is simple. I stop shopping in Forest Grove and start doing all my shopping in Hillsboro. The ban is a hair brained concept worthy only of someone like the city of Portland. What ever happened to "save the trees."? No paper bags please.

Thanks for hearing my opinion.

Allan Vanderzanden
36440 N.W. Harrington Rd.
Cornelius, Or. 97113

Allan Vanderzanden
36440 NW Harrington Rd.
Cornelius, Or. 97113

PORTLAND, OR 9720

27 MAY 2016 11A 3 3

Anna Ruggles

From: Todd Mabee <[REDACTED]>
Sent: Friday, May 27, 2016 8:49 AM
To: Anna Ruggles
Cc: Todd J. Mabee
Subject: Letter in support of plastic ban ordinance

To whom it may concern,

I wanted to express my support for the plastic bag ordinance proposed for Forest Grove. Plastic bags do not decompose and are not only a visual nuisance on the landscape but they are a known threat for various species of wildlife. I also support the incentive approach (i.e., rebate for using recyclable bags) and/or the 5 cent tax to create a disincentive for using paper bags.

Sincerely,

Todd Mabee
Wildlife Biologist
resident of Forest Grove

Anna Ruggles

From: Charles R Noll <[REDACTED]>
Sent: Friday, May 27, 2016 12:39 PM
To: Anna Ruggles
Subject: Proposed Plastic Bag Ban

To the Forest Grove City Recorder:

I write in opposition to the proposed Forest Grove ordinance that bans plastic bags and charges five cents for a recyclable paper bag.

I believe the ordinance is punitive to the city's businesses; is short-sighted in its second and third-order effects; provides limited to no benefit to the city's residents; apes poorly a successful recycling program; and is questionable in its environmental benefit. In short, this is bad law.

Punitive to the city's businesses. Forest Grove already is challenged to attract and keep viable businesses that benefit both the residents they serve and the business owners who assume the financial risk. Banning the convenience of plastic bags, then mandating that the business charge for a paper bag, will do nothing except send customers to other businesses outside the city limits where they can shop and bag with convenience. Hence, instead of enhancing the shopping experience within the city, this ordinance sends the message that being a merchant in Forest Grove is not worth the risk -- the city is effectively closed to new business and punishing to established ones.

Second and third order effects. This ordinance has not been assessed with respect to the second and third order effects that it will cause. For example, instead of using sanitary plastic or paper bags, customers will be forced to use so-called reusable bags that are of questionable sanitation, or worse, old plastic or paper bags. Additionally, shopping carts will be used as shopping bags, being taken off the lots and left all over the city, yet another expense on the business (or the city) to recover and return. In short, this ordinance will make shopping harder, both to consumer and retailer alike.

Limited to no benefit to the city's residents. This ordinance has limited to no benefit to the city's residents; it only inconveniences them. Banning plastic shopping bags and charging for a paper grocery bag does not improve the quality of life in Forest Grove. The proposed benefits -- fewer plastic bags in the landfills and heightened environmental consciousness -- are overwhelmed by the prevailing shopping habits state-wide where plastic and paper bags are readily available. Consequently, bans by a couple cities within the state are meaningless unless the ban is state-wide. Imposing this ban to Forest Grove just penalizes the city's residents for benefits that are questionable at best, misguided at worse.

Flawed Recycling Incentive. Charging five cents for a recyclable paper bag when there is no mechanism to reclaim the deposit makes a hash of the state's success with recycling, for example, the bottle bill. Whereas cans and selected bottles can be redeemed for the deposit paid upon

purchase, where is the mechanism in this ordinance whereby paper bag charge can be redeemed? Truth be told, paper bags, just like cans and bottles, are being recycled currently through the household recycling cans. As written, the paper bag charge is but a bald penalty or tax.

Questionable Environmental Benefit. The case has not been made that the use of plastic bags presents an environmental threat, no matter how the threat is defined. Plastic and paper bags do wind up in the landfills, but so does an overwhelming amount of other material. Some of it will decompose, some will not. This ban does little to nothing to address the problem of land-fills, assuming there is a problem in the first place, which has not been proven.

In sum, this ordinance is bad law. This ordinance is punitive in its effect and misguided in its intent. The businesses in Forest Grove and the city residents should not be made to be the bill payers for questionable, unscientific assertions by the city's Sustainability Commission (or any elected official, for that matter) -- assertions that are simply opinion masquerading as fact, assertions that "feel good" but don't "do good". Therefore, any ordinance that will impact the quality of life in the city as this bag ban will, requires, at a minimum, a cost-benefit analysis performed by a disinterested party. When feel-good opinion and global advocacy are stripped away, this bag ban provides no benefit; it only costs both resident and business alike.

Charles R. Noll

3045 19th Ave. #25
Forest Grove, Oregon 97116

Mailing: PO Box 610; Cornelius, OR 97113

Anna Ruggles

From: [REDACTED]
Sent: Friday, May 27, 2016 1:20 PM
To: Anna Ruggles
Subject: plastic bag ordinance

Hi, I'd like to state my support for a plastic bag ban in Forest Grove. I live near the B street transfer station, so there always seem to be some floating around the road...I think they come flying off the trucks. I am also told they tangle up the sorting machinery when people put them in with their regular recycling. Some of our local stores bag things in plastic without even asking me my preference. I'm able to reuse paper bags for sorting recycling, but the plastic ones are just useless...often full of holes after a single use. I fail to see any point to them. Since they have to be delivered to the store for recycling, they are a hassle to recycle, and I fear that means they aren't being recycled much, thus becoming a choking hazard to wildlife and blight on the environment. Reusable bags are plentiful and inexpensive, and I don't think paying 5 cents for a paper bag is going to break anyone's budget. Even if a person bought 20 bags of groceries a month, that would only be a dollar a month for bags. The only thing I can think of that plastic bags may be better for is carrying groceries in the rain, either by hand or on a bike. And when one is buying so little that one can transport it in such a manner, one can easily tote that many reusable bags along to do it with. Each plastic bag can only hold about 5 pounds, and when they are doubled to hold more, it is twice as much plastic to later get rid of. I care a lot about social equity and making sure our lower income residence have what they need, so additionally I propose Waste Management or the City of Forest Grove offer some free reusable bags to residents upon the start of the ban, much as low energy light bulbs and low flow shower heads were. Perhaps this cost could be recouped quickly with the 5 cent per bag tax. Thank you, hope you have a great weekend.
-A. Wentz

Anna Ruggles

From: Susan Cooper [REDACTED] >
Sent: Monday, May 30, 2016 8:44 PM
To: Anna Ruggles
Subject: In Support of Plastic bag ban in Forest Grove

Hello

I am a Forest Grove resident these past 21 years. I have been using my own re-usable cloth grocery bags almost exclusively during this entire time. Plastic bags don't break down, they get into the environment in places they should not be, and become harmful to our environment, both as debris and as pollution. Animals ingest plastic and die. Plastic garbage gets into our oceans and never breaks down or goes away, it just remains garbage in our oceans.

I was in Tariffa, Spain 20 years ago, and the residents there brought their own bags to the markets. It is just a habit that people have to develop, similar to any other habit you or I can imagine. I have found it not to be a hardship to bring my own bags to market. I like the idea of charging money for people who do not bring their own bags. I think we should charge enough to make it so that people WILL remember their own bags. How about \$0.50/bag, rather than the proposed \$.05. A nickel is just not enough. And it certainly IS NOT A HARDSHIP to anyone. And I don't think a store should get a 'bye' to ignore this ban, no matter the size of the store. It is time for U.S. citizens to begin to act like citizens of the world, and not just citizens of their little corner of the world. Thanks for your help with this important move. Progress!!

Susan Cooper
3230 Watercrest Rd
F.Grove, OR 97116

Anna Ruggles

From: kranunzio [REDACTED] >
Sent: Thursday, June 02, 2016 8:33 AM
To: Anna Ruggles
Subject: Plastic bag comment

Hello

I would like to make the following comment as I may not be able to attend the next City Council meeting.

I support the plastic bag ban as written by the sustainability commission and I hope the council does also.

We do not need any more plastic bags in our world. Charging for a paper bag helps the stores recoup some of the cost of moving away from plastic. I think it will be easier for the business to charge for the bag if it is a requirement. If it was not required the business would be pressured not to charge.

The businesses can always offset that charge to the consumer by offering a discount if they use their own bag.

Please move forward and support this ordinance.

Thanks
Hope Kramer

Sent from my T-Mobile 4G LTE Device

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A place where families and businesses thrive.

<i>CITY RECORDER USE ONLY:</i>	
AGENDA ITEM #:	7.
MEETING DATE:	_____
FINAL ACTION:	_____

CITY COUNCIL STAFF REPORT

TO: *City Council*

FROM: *Jesse VanderZanden, City Manager*

MEETING DATE: *June 13, 2016*

PROJECT TEAM: *Paul Downey, Administrative Services Director*

SUBJECT TITLE: *Report on Waste Management Rate Increase Request and Request to Add Food Waste to the Yard Debris Recycling Container*

ACTION REQUESTED:	<input type="checkbox"/> Ordinance	<input type="checkbox"/> Order	<input checked="" type="checkbox"/> Resolution	<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Informational
--------------------------	------------------------------------	--------------------------------	--	--	--

X all that apply

ISSUE STATEMENT: The City has received a rate increase request from Waste Management (WM) to increase rates for operations by 5.1% effective July 1, 2016. The City is considering implementing a program in which residential food waste would be recycled with yard debris in a program scheduled to begin on July 1, 2016. The proposed cost of that program would be \$1.50 per month. Staff has reviewed the WM proposal and is recommending a 4% increase to all rates except the 20 and 35 gallon roll carts which staff is recommending be increased by 5.1%. Staff has prepared a resolution to increase WM's rates and the residential food waste recycling program on July 1, 2016.

Staff had discussed presenting two separate rate increases at May 23, 2016, City Council meeting. However due to procedural concerns and future tracking of resolutions, staff is presenting both increases on one resolution. If the Council chooses to implement only one of the two rate increase requests, staff will have amended rate schedules available at the June 13, 2106 meeting.

BACKGROUND: The food waste program has been discussed at previous Council work sessions on January 11, 2016, and on April 11, 2016 at which the proposed rate increase was discussed. Staff will provide a recap of that report as part of this presentation but no numbers have been changed since that staff report.

Staff presented basic findings related to WM 5.1% rate increase at the May 23, 2016, City Council meeting. Staff has further reviewed the rate increase request since that date and has a recommendation to increase rates by 4% as of July 1, 2016, with the exception of the 20 and 35 gallon roll carts which staff is recommending increase by the requested increase of 5.1%.

As shown in the findings at the May 23, 2016, Council meeting, WM's main reason for the operational rate increase is that allowable costs have increased faster than revenue resulting in WM's rate of return being lower than the assumed rate of return of 8% to 12%. WM's rate of return in 2015 was 6.4%. The recommended rate increase should generate a rate of return of about 10% if the rate increase was effective for a full year. Since the rate increase in 2016, if approved, would only be for six months, the effect on the 2016 actual rate of return will be less.

Staff will be presenting more information in a PowerPoint presentation attached to this staff report.

One slide will compare residential rates to other jurisdictions in the Metro area. Some of the services provided in different cities varies but no jurisdiction has more frequent collections than Forest Grove. The slide shows that for the 20 and 35-gallon carts, after adding WM's operational increase and the increase to add food waste recycling, Forest Grove's collection rates are less than all other jurisdictions than the City of Hillsboro which has every other week collection of recycling. The 20- and 35-gallon roll carts are 10% and 70% of Forest Grove's residential customer base.

Forest Grove is more expensive than the some other jurisdictions for its 60-gallon roll carts (18% of its residential customers) and is more expensive than all other jurisdictions for its 90-gallon roll carts (2% of its residential customers).

FISCAL IMPACT: The City receives a 5% franchise fee on gross revenue from WM's Forest Grove collection operations. Both increases will generate additional franchise fees to the City. The total additional franchise fees generated over a full year should be approximately \$12,000 for the General Fund. In addition to receiving franchise fees, WM does not charge for the collection of City trash and recycling with the exception of construction waste.

STAFF RECOMMENDATION: Staff is requesting Resolution No. 2016-24, which was present at the Council meeting of April 11, 2016, be cancelled, and instead staff recommends that the Council adopt the attached resolution approving the increase in rates for WM operations and to implement the food waste recycling program.

ATTACHMENT(s): Resolution and PowerPoint Presentation



A place where families and businesses thrive.

**CONTINUANCE OF PUBLIC HEARING
PROPOSED INCREASE OF WASTE MANAGEMENT
RESIDENTIAL RATES FOR THE CITY OF FOREST GROVE**

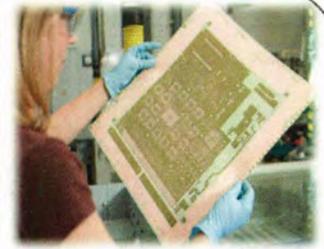
NOTICE IS HEREBY GIVEN that the Forest Grove City Council will hold a Public Hearing on **Monday, June 13, 2016, at 7:00 p.m.** or thereafter, in the Community Auditorium, 1915 Main Street, Forest Grove, to consider adopting a resolution that would increase Waste Management (WM) Residential Rates for all residential customers and \$1.50 per month for the purpose of implementing Residential Food Waste Collection to all sizes of yard debris recycling roll carts. The proposed WM rate increase would be effective upon approval by the City Council and shall become effective on July 1, 2016.

This hearing is open to the public and interested parties are encouraged to attend. A copy of the report and proposed resolution are available for inspection before the hearing at the City Recorder's Office or by visiting the City's website at www.forestgrove-or.gov. Written comments or testimony may be submitted at the hearing or sent to the attention of the City Recorder's Office, P. O. Box 326, 1924 Council Street, Forest Grove, OR 97116, prior to the hearing. For further information, please call Anna Ruggles, City Recorder, at 503.992.3235

Anna D. Ruggles, CMC, City Recorder
City of Forest Grove

Continuance of Public Hearing from Council Meeting of April 11, 2016

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Solid Waste Rate Increase Requests

City Council
May 23, 2016

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Rate Increases

- Currently there are two rate increase requests for solid waste collection rates under consideration for July 1, 2016
 - A 5.1% rate increase request from WM for increased operational costs resulting in a lower rate of return
 - A second rate increase for \$1.50 per month is for a program requested by the City Sustainability Committee to start mixing food waste with yard debris
- Staff has reviewed the requests and has put its recommendation into a single rate increase resolution for Council consideration.

Rate Increases

- Staff has presented information on both requests at prior information but will provide some of that information again at this meeting
- The information for the increases will be presented separately but Council will be asked to consider both rate increases at the same time.
- If the Council chooses an option other than the staff recommendation, staff will have rate tables for each separate rate request available.



Waste Management Operational Rate Increase Request

Recap

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Waste Management Operations

- Rates of Return
 - Franchise agreement allows franchise holder the allowable costs to provide services under the franchise and a reasonable rate of return.
 - A reasonable rate of return is considered to be 8 to 12 percent. Typically the City has targeted about a 10% rate of return.
- WM has had two rate increases since 2010:
 - Effective January 1, 2011, 4.37% increase for 20, 35, 60, and 90 gallon roll carts for residential and commercial services.
 - Effective January 1, 2014, 4.0% increase across all classes of services

Rates of Return

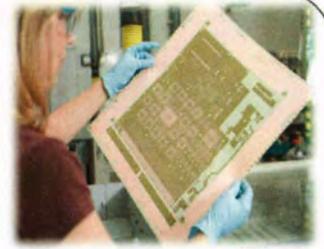
- Since 2012, WM has had the following rates of return:
 - 2015 – 6.4%
 - 2014 – 9.8% (after 4% rate increase 01/2014)
 - 2013 – 8.5%
 - 2012 – 4.7%
- WM is projecting a 5.3% rate of return for 2016 – staff has not reviewed this projection

WM's Reasons for Rate Increase

- 5.1% rate increase is composed of:
 - 2.5% of the increase is due to increases in direct wages and benefits
 - 1.8% of the increase is due to increases in disposal costs. Tipping fees have increased from \$95.00 per ton to \$97.50 and are scheduled to increase to \$99.50 per ton due to increased Metro fees and a \$0.68 per ton increase in DEQ fees. The franchise agreement allows for a pass-through of these costs in the rates so this is the minimum rate increase that should be considered.
 - 0.8% is increase in other costs due to CPI

Staff Review of Costs

- Direct wages and benefits increased by 6.7% in 2015 after decreasing by 0.3% in 2014
- Disposal costs increased 13.1% in 2015 and 3.3% in 2014
- Vehicle related expenses increased in 2015 due to the replacement of old vehicles with vehicles that operate on Compressed Natural Gas (CNG). Depreciation and interest expense for those vehicles increased significantly by about \$147,000 in 2015 but were largely offset by about a \$90,000 decrease in fuel and repair costs.
- Indirect costs declined by \$10,000 in 2015 due to a decline of \$25,000 in allocated corporate overhead costs.



Food Waste Recycling Program

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Food Waste Recycling

- One objective of the Materials Management portion of the Sustainability Action Plan, as adopted by the City Council on November 10, 2014, is to evaluate opportunities regarding recycling and food waste such as the expansion of current recycling options.
- The Sustainability Commission has been working with staff on how to recycle food waste into compost. The resulting proposal is to combine food waste with yard debris and take it to a facility that can convert both to compost.
- The program would require the combined food waste and yard debris recycling to be taken to Recology in North Plains which is the only certified facility that can recycle residential food waste.
- City and Washington County staff were successful in obtaining a grant from Oregon DEQ to purchase kitchen pails for all residential customers to initially put the food waste in prior to taking it out to the large container.

Food Waste Recycling Fee

- WM estimated that a \$1.50 per month fee was needed to implement this program based on:
 - Increased tipping rate per ton at Recology versus the current drop-off site in Cornelius. Recology's tipping rate will be \$36.00 per ton until October 1, 2016, at which time they are projecting to increase the tipping rate to \$37.80 per ton. The projected rate increase has been included in the proposed rate.
 - Increased travel time to Recology in North Plains which increases driver labor and vehicle costs. WM has estimated the increased time by doing sample runs from Forest Grove to Recology.
 - Currently, not all yard debris roll carts are left at the curb for weekly pick-up. WM's current rates are not based on 100% of all roll carts being left out on a weekly basis. WM is projecting that more yard debris/food waste roll carts will be left out on a weekly basis once this program starts which increases the costs of collection time due to more stops. How much of an increase will not be known until the program has started.

Food Waste Recycling Fee (cont.)

- The proposed rate increase was reduced by an estimate for the tons of food waste that will not have to be taken to the Riverbend Landfill for disposal. The tipping rate at the landfill is higher than the tipping rate at Recology. WM estimated that approximately 245 tons of food waste will be diverted from the landfill on an annual basis.
- Costs will also increase due to WM being allowed a reasonable rate of return on costs incurred and City franchise fees will increase as WM is collecting higher gross revenue. WM has requested a ten percent rate of return which is in the middle of the range for what the City has traditionally used as a reasonable rate of return.

Staff Conclusions

- Staff concludes that WM has sufficient justification for the Council to consider a rate increase for operational expenses to be effective July 1, 2016.
- Staff reviewed the WM estimate of the costs for the food waste recycling program and has concluded that those costs are reasonable as estimated. Actual costs will not be known until after the program has commenced and both WM and the City see how quickly the participation in the new program builds up.

Staff Recommendations

- For the WM operational increase, staff recommends a 4% across-the-board increase for all rates except the 20-gallon and 35-gallon carts for which staff is recommending the requested 5.1% rate increase.
- For the food waste recycling program, staff is recommending the \$1.50 per month,
- With the food waste recycling increase being an estimate, staff decided to recommend a lower operational increase to allow for fluctuation in the estimates. Once the food waste recycling program starts, it will be combined with yard debris on the annual financial reports filed by WM and actual costs will be known.

Residential Rate Comparisons

Residential Garbage Rates

Container Size & Service	Washington County (Rural)	Washington County (Urban)	Beaverton	Gresham	Hillsboro	Cornelius	Forest Grove (current)	Forest Grove with WM Operational	Forest Grove with WM & Food Waste	Milwaukie	Portland	Tigard	Tualatin
20-gallon Can										\$ 26.00			
20-gallon Cart	\$ 21.51	\$ 21.09	\$ 22.05	\$ 25.91	\$ 19.10	\$ 21.35	\$ 18.05	\$ 19.00	\$ 20.50		\$ 24.75	\$ 21.51	\$ 21.79
32/35-gallon Can	\$ 23.36									\$ 29.90			
32/35-gallon Cart	\$ 23.36	\$ 22.96	\$ 25.20	\$ 29.69	\$ 22.85	\$ 23.35	\$ 20.65	\$ 21.70	\$ 23.20	\$ 29.90	\$ 29.35	\$ 24.50	\$ 25.54
60/65 gallon Can/Cart	\$ 35.04	\$ 33.32	\$ 38.85	\$ 38.99	\$ 32.85	\$ 30.25	\$ 33.65	\$ 35.00	\$ 36.50	\$ 39.40	\$ 35.65	\$ 36.43	\$ 33.69
90/95 gallon Can/Cart	\$ 41.65	\$ 39.40	\$ 45.15	\$ 43.61	\$ 42.65	\$ 39.25	\$ 48.20	\$ 50.15	\$ 51.65	\$ 46.35	\$ 42.05	\$ 43.50	
Yard Debris: Cart Size	NA	60-gallon	60-gallon	60-gallon	60-gallon	60-gallon	60-gallon	60-gallon	60-gallon	65-gallon	60-gallon	60-gallon	90-gallon
Yard Debris: Frequency	NA	EOW	Weekly	Weekly	EOW	EOW	Weekly	Weekly	Weekly	Weekly	Weekly	EOW	Weekly
Recycling: Container	Cart	Cart	Cart	Cart	Cart	Cart	Cart	Cart	Cart	Cart	Cart	Cart	Cart
Recycling: Size	96 gallon	96 gallon	60 gallon	60 gallon	95 gallon	60-gallon	60 gallon	60 gallon	60 gallon	60 gallon	60 gallon	90 gallon	65 gallon
Recycling: Frequency	EOW	EOW	Weekly	Weekly	EOW	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly
Recycling: Glass	EOW	EOW	Weekly	Weekly	EOW	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Monthly	Weekly
Garbage: Frequency	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	Weekly	EOW	Weekly	Weekly

EOW = Every-Other-Week

Source: Washington County Solid Waste except for Forest Grove increases

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RESOLUTION NO. 2016-36

**RESOLUTION FIXING SOLID WASTE RATES TO BE CHARGED BY FRANCHISE
IN THE CITY OF FOREST GROVE AND REPEALING RESOLUTION NO. 2013-72**

WHEREAS, the City Council has adopted Ordinance No. 87-2, known as the Forest Grove Solid Waste Management Ordinance; and

WHEREAS, Section 8, Paragraph 4 of Ordinance no. 87-2 allows the Franchisee or the City to apply for a rate adjustment when there has been a significant increase or decrease in the Franchisee's costs of operations; and

WHEREAS, the City is considering a \$1.50 per month increase to residential recycling rates to add food waste to the yard debris recycling program, and

WHEREAS, on April 5, 2016, Waste Management requested a 5.1% increase due to increased operating costs; and

WHEREAS, City staff is recommending approving the \$1.50 per month increase for the food waste recycling program and a 4% rate for Waste Management with the exception of 20-gallon and 35-gallon roll carts for which City staff is recommending the 5.1% increase; and

WHEREAS, the City Council held a duly-noticed Public Hearing on June 13, 2016, and concurred with City staff's recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FOREST GROVE AS FOLLOWS:

Section 1. Effective July 1, 2016, solid waste service rates within the City of Forest Grove shall be uniform for the same service and shall not exceed those rates set forth in Exhibit A.

Section 2. Resolution No. 2013-72 is hereby repealed effective July 1, 2016, and Resolution No. 2016-24 is hereby cancelled.

Section 3. This resolution is effective immediately upon its enactment by the City Council.

PRESENTED AND PASSED this 13th day of June, 2016.

Anna D. Ruggles, City Recorder

APPROVED by the Mayor this 13th day of June, 2016.

Peter B. Truax, Mayor

City of Forest Grove Residential Rates

Effective July 1, 2016 Exhibit A

WEEKLY ROLL CART SERVICE	Monthly Rate
One - 20gal cart - 1 pickup per week	\$ 20.50
One - 35gal cart - 1 pickup per week	\$ 23.20
Each additional 35gal cart	\$ 14.50
One - 60gal cart - 1 pickup per week	\$ 36.50
Each additional 60gal cart	\$ 27.60
One - 90gal cart - 1 pickup per week	\$ 51.65
Each additional 90gal cart	\$ 41.25
WILL CALL SERVICE	
Will call billed - 35gal cart	\$ 5.20
Will call container rental - 35gal cart (Includes Weekly Recycling)	\$ 10.90
EXTRAS	
Additional Recycling Roll Cart (added 2007)	\$ 5.15
Garbage - can or bag	\$ 8.40
Yard Debris - bag or 2x2 bundle	\$ 3.30
RECYCLING ONLY	
One Pickup per Week	\$ 9.40
YARD DEBRIS ONLY	
Bi-weekly pickup - 60 gal cart	\$ 4.75
Additional Yard Debris Cart	\$ 4.75
Bi-weekly pickup - 90 gal cart	\$ 5.25
Additional Yard Debris Cart	\$ 5.75
MISCELLANEOUS	
Call Back Charge	\$ 15.50
Distance Charge	\$ 2.60
Cart Delivery/Pickup Charge	\$ 14.50

**City of Forest Grove
Commercial and Multi-Family Rates**

Effective July 1, 2016

Exhibit A

Rate Category	Serviced per Week	Monthly Adopted Rates	
<u>Commercial Rollcart Service (Loose)</u>			
	<u>Stops/wk</u>		
20 Gallon	1	\$	19.00
35 Gallon	1	\$	21.70
60 Gallon	1	\$	35.00
90 Gallon	1	\$	50.15
<u>Commercial Container Service (Loose)</u>			
	<u>Container Size</u>		<u>Stops/wk</u>
Commercial Front Load Containers			
One yard	1	\$	97.80
Each Additional		\$	86.00
One yard	2	\$	178.50
Each Additional		\$	161.20
One yard	3	\$	262.80
Each Additional		\$	238.00
One yard	4	\$	347.20
Each Additional		\$	313.70
One yard	5	\$	431.60
Each Additional		\$	389.40
One and 1/2	1	\$	130.80
Each Additional		\$	120.00
One and 1/2	2	\$	252.00
Each Additional		\$	228.20
One and 1/2	3	\$	372.10
Each Additional		\$	336.30
One and 1/2	4	\$	492.10
Each Additional		\$	445.60
One and 1/2	5	\$	612.10
Each Additional		\$	554.80
Two yards	1	\$	164.40
Each Additional		\$	150.40
Two yards	2	\$	315.80
Each Additional		\$	287.70
Two yards	3	\$	470.50
Each Additional		\$	425.00
Two yards	4	\$	581.90
Each Additional		\$	563.50
Two yards	5	\$	700.90
Each Additional		\$	665.20
Three yards	1	\$	235.80
Each Additional		\$	218.50
Three yards	2	\$	455.30
Each Additional		\$	421.80
Three yards	3	\$	676.00
Each Additional		\$	625.10
Three yards	4	\$	895.50
Each Additional		\$	828.50
Three yards	5	\$	1,116.20
Each Additional		\$	1,031.90

**City of Forest Grove
Commercial and Multi-Family Rates**

Effective July 1, 2016

Exhibit A

Rate Category	Serviced per Week	Monthly Adopted Rates
<u>Commercial Container Service (Loose)</u>		
<u>Commercial Front Load Containers</u>		
Container Size	Stops/wk	
Four yards	1	\$ 299.60
Each Additional		\$ 282.30
Four yards	2	\$ 581.90
Each Additional		\$ 547.20
Four yards	3	\$ 864.20
Each Additional		\$ 813.40
Four yards	4	\$ 1,146.50
Each Additional		\$ 1,078.40
Four yards	5	\$ 1,428.80
Each Additional		\$ 1,344.40
Six yards	1	\$ 394.80
Each Additional		\$ 373.20
Six yards	2	\$ 769.00
Each Additional		\$ 726.90
Six yards	3	\$ 1,144.30
Each Additional		\$ 1,080.60
Six yards	4	\$ 1,518.60
Each Additional		\$ 1,433.10
Six yards	5	\$ 1,893.80
Each Additional		\$ 1,785.70
Eight yards	1	\$ 511.60
Each Additional		\$ 473.70
Eight yards	2	\$ 979.90
Each Additional		\$ 904.20
Eight yards	3	\$ 1,447.20
Each Additional		\$ 1,333.60
Eight yards	4	\$ 1,915.50
Each Additional		\$ 1,764.00
Eight yards	5	\$ 2,382.70
Each Additional		\$ 2,193.50
<u>Commercial Container Services - Recycling</u>		
35 Gallon Rollcart		\$ 6.10
60 Gallon Rollcart		\$ 8.40
90 Gallon Rollcart		\$ 9.70
1 Yard Container		\$ 15.30
1.5 Yard Container		\$ 19.60
2 Yard Container		\$ 22.70
3 Yard Container		\$ 31.60
4 Yard Container		\$ 40.80
6 Yard Container		\$ 50.80
8 Yard Container		\$ 64.60

**City of Forest Grove
Commercial and Multi-Family Rates**

Effective July 1, 2016

Exhibit A

Rate Category	Serviced per Week	Monthly Adopted Rates
<u>Commercial Container Services - Will Call</u>		
1 Yard Container - Rental		\$ 16.50
1 Yard Container - Dump Fee Per Pull		\$ 23.30
2 Yard Container - Rental		\$ 23.80
2 Yard Container - Dump Fee Per Pull		\$ 46.40
3 Yard Container - Rental		\$ 32.70
3 Yard Container - Dump Fee Per Pull		\$ 69.70
<u>Commercial Container Services - Temporary</u>		
2 Yard Container - Delivery Fee		\$ 41.00
2 Yard Container - Dump Fee Per Pull		\$ 46.40
3 Yard Container - Delivery Fee		\$ 41.00
3 Yard Container - Dump Fee Per Pull		\$ 693.70
4 Yard Container - Delivery Fee		\$ 41.00
4 Yard Container - Dump Fee Per Pull		\$ 92.90

**City of Forest Grove
Roll-off Drop Box Service - Rates**

Effective July 1, 2016 Exhibit A

	Adopted Rate
Non-Compacted	
10 Yard	\$ 166.40
20 Yard	\$ 166.40
30 Yard	\$ 194.50
40 Yard	\$ 221.50
Wet Waste Rate	
10 Yard	\$ 188.20
20 Yard	\$ 199.70
30 Yard	\$ 246.50
40 Yard	\$ 280.80
Compacted	
10 Yard	\$ 221.50
20 Yard	\$ 221.50
30 Yard	\$ 237.10
40 Yard	\$ 272.50
Wet Waste Rate	
10 Yard	\$ 272.50
20 Yard	\$ 272.50
30 Yard	\$ 340.10
40 Yard	\$ 406.60
Exchange Service	
20 Yard	\$ 147.70
30 Yard	\$ 176.80
40 Yard	\$ 233.00
Wet Waste Rate	
20 Yard	\$ 181.00
30 Yard	\$ 228.80
40 Yard	\$ 292.20
Demmorage	
10-20 Yard	\$ 8.40
30 Yard	\$ 10.70
40 Yard	\$ 14.90
Wet Waste Rate	
10-20 Yard	\$ 8.40
30 Yard	\$ 10.70
40 Yard	\$ 14.90



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<i>CITY RECORDER USE ONLY:</i>	
AGENDA ITEM #:	8.
MEETING DATE:	_____
FINAL ACTION:	_____

CITY COUNCIL STAFF REPORT

TO: *City Council*

FROM: *Jesse VanderZanden, City Manager*

MEETING DATE: *June 13, 2016*

PROJECT TEAM: *Rob Foster, Public Works Director
Paul Downey, Administrative Services Director
Matthew Brown, Senior Management Analyst*

SUBJECT TITLE: *Water Rate Increase Effective July 1, 2016*

ACTION REQUESTED:

<input type="checkbox"/>	Ordinance	<input type="checkbox"/>	Order	<input checked="" type="checkbox"/>	Resolution	<input checked="" type="checkbox"/>	Motion	<input type="checkbox"/>	Informational
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X all that apply

ISSUE STATEMENT: The attached resolution proposes to increase water rates by a system-wide average of 4.25%.

BACKGROUND: The City hired FCS Group in 2011 to perform a cost of service analysis to ensure that water rates were recovering adequate revenue in an equitable manner. In 2015, the City hired FSC Group to perform an updated water rate analysis due to significant revisions in the capital improvement program. The revisions were mostly due to changes in the JWC capital program with larger capital expenditures being moved out to future years. The results of that update was a need for the City to increase water rates by a system-wide average of 3.5% for the next several years to pay for ongoing operational expenses and to fund needed investments to maintain and expand the water capital infrastructure. Staff is proposing to continue that increase.

As part of the budget process for FY 2016-17, City staff explained the need to make changes to the actuarial assumptions for the City's Defined Benefit Retirement Plan which will increase the annual contribution costs for that plan by \$1.2 million per year. The Water Fund's share of those increased annual costs, which will be implemented over the next three years, are \$98,368. The annual increase to the Water Fund will be \$32,790 per year over the next three years until the full costs is implemented. Staff is proposing to add an additional rate increase of 0.75% to pay for the first year's increase. The total rate increase requested on July 1, 2016, is 4.25%.

Staff is proposing to implement the 4.25% rate increase across the board for all non-residential rate charges. For residential rates, staff is proposing that the rate increase for the monthly fixed charge and the first tier usage of 7,000 gallons be assigned to the fixed charge with the usage rates for the second and third tiers being increased by 4.25%. This change is an attempt to receive more revenue from the rate increase. Over the past several years, the City has raised

rates and has received less revenue than anticipated from those rate increases. To ensure the capital improvements are adequately funded and to keep the City from having to issue debt earlier than projected in about 2025, the City needs to recover the revenue from the increased rates.

The attached resolution proposes to increase water rates by a system-wide average of 4.25%. For an average residential user, the proposed changes mean the water bill will increase by about \$1.46 per month.

FISCAL IMPACT: The proposed rate increase and the adjustment to residential rate schedule should be adequate to fund operational requirements including the increased retirement costs and upcoming capital improvement projects.

STAFF RECOMMENDATION: Staff recommends the Council approve the attached resolution.

ATTACHMENT(s): Resolution



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NOTICE OF PUBLIC HEARING PROPOSED INCREASE OF WATER RATES FOR THE CITY OF FOREST GROVE

NOTICE IS HEREBY GIVEN that the Forest Grove City Council will holding a Public Hearing **Monday, June 13, 2016, at 7:00 p.m.** or thereafter, in the Community Auditorium, 1915 Main Street, Forest Grove, to consider adopting a resolution that would increase water rates for all customer classes to achieve an overall 4.25 percent (4.25%) water revenue increase and water service outside the city would be set at the new rate, plus 100 percent (100%). Other pass-through sewer rates, surface water management rates and sewer system development charges increased by Clean Water Services, please visit: <http://www.cleanwaterservices.org>. The City is not proposing to increase its sewer surcharge. The City's proposed resolution would be effective upon approval by the City Council and shall become effective July 1, 2016.

The hearing is open to the public and interested parties are encouraged to attend. A copy of the report and proposed water rates are available for inspection before the hearing at the City Recorder's Office or by visiting the City's website at <http://www.forestgrove-or.gov/>. Written comments or testimony may be submitted at the hearing or sent prior to the hearing to the attention of the City Recorder's Office, P.O. Box 326, 1924 Council Street, Second Floor, Forest Grove, OR 97116-0326 or e-mail aruggles@forestgrove-or.gov, 503.992.3235, for more information.

Anna D. Ruggles, CMC, City Recorder
City of Forest Grove

Published Wednesday, June 6, 2016
NewsTimes

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RESOLUTION NO. 2016-37**RESOLUTION FIXING WATER RATES FOR THE
CITY OF FOREST GROVE, EFFECTIVE JULY 1, 2016,
AND REPEALING RESOLUTION NO. 2015-39**

WHEREAS, Forest Grove Code Section 4.035 and 3.800 authorizes the City Council to fix water rates, water connection charges, and system development charges by resolution; and

WHEREAS, the City Council has determined that water fund revenue requirements will necessitate that water rates be increased; and

WHEREAS, a duly-noticed Public Hearing was held June 13, 2016.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FOREST GROVE AS FOLLOWS:

Section 1: That the water rates within the city limits of Forest Grove shall be as follows:

SF RESIDENTIAL CUSTOMER CLASS				
METER SIZE	MONTHLY FIXED RATE	MONTHLY USAGE RATES		
		TIER 1	TIER 2	TIER 3
		0 kgal to 7 kgal	7 kgal to 15 kgal	15 kgal & Over
3/4" & Less	\$23.50	\$1.77	\$3.76	\$5.45
1"	\$32.88	\$1.77	\$3.76	\$5.45
1.5"	\$48.49	\$1.77	\$3.76	\$5.45
2"	\$67.24	\$1.77	\$3.76	\$5.45

MF RESIDENTIAL CUSTOMER CLASS			COMMERCIAL CUSTOMER CLASS		
METER SIZE	MONTHLY FIXED RATE	MONTHLY USAGE RATE (kgal)	METER SIZE	MONTHLY FIXED RATE	MONTHLY USAGE RATE (kgal)
3/4" & Less	\$18.06	\$2.56	3/4" & Less	\$21.96	\$2.71
1"	\$24.88	\$2.56	1"	\$28.69	\$2.71
1.5"	\$36.29	\$2.56	1.5"	\$42.18	\$2.71
2"	\$49.91	\$2.56	2"	\$63.74	\$2.71
3"	\$86.33	\$2.56	3"	\$106.87	\$2.71
4"	\$127.31	\$2.56	4"	\$174.25	\$2.71
6"	\$241.05	\$2.56	6"	\$309.01	\$2.71
8"	\$377.58	\$2.56	8"	\$485.94	\$2.71

INDUSTRIAL CUSTOMER CLASS			COMPOUND METERS		
METER SIZE	MONTHLY FIXED RATE	MONTHLY USAGE RATE (kgal)	MONTHLY FIRE SERVICE CHARGE	\$67.59	MFR compound meter example: 2" domestic plus compound meter: \$112.71
3/4" & Less	\$20.34	\$2.36			
1"	\$30.62	\$2.36			
1.5"	\$47.74	\$2.36			
2"	\$68.27	\$2.36	FIRE SERVICE		
3"	\$123.05	\$2.36	MONTHLY FIRE SERVICE CHARGE	\$8.15	
4"	\$184.67	\$2.36			
6"	\$355.84	\$2.36			
8"	\$561.19	\$2.36			

	USAGE RATE (kgal)
FIRE HYDRANT WATER <i>(permit required)</i>	\$3.05

Section 2: That the following rules shall govern the definition of various customers classes:

- a. Whenever one water meter serves more than one type of customer class, the higher of the two rates shall be charged for all water used.
- b. In order to be classified as a residential water user, the water customer must meet the following definition:

The term residential user is applicable to all single family, multiple family, and mobile home buildings where residential customers receive metered water service, and which structures house family dwelling units. A residential dwelling unit is defined to include dwelling units designed for permanent occupation by family and which include kitchens and bathroom facilities.

- c. In order to be classified as an industrial water user, a water utility customer must meet all three requirements listed below:

- (1) A water system customer's status is determined by using the Standard Industrial Classification Manual and the customer must belong to a major industrial group in Division A (agriculture, forestry, and fishing), Division B (mining), Division D (manufacturing), or Division F (wholesale trade) as defined in most current Standard Industrial Classification Manual.

- (2) A water system customer's historical annual water use, documented by City of Forest Grove Water Utility water billing records, must equal or exceed an average of 10,000 gallons per day.
- (3) A water system customer's water meter size must equal or exceed two inches in diameter.
- d. A water user who does not meet the requirements contained in Section 2(b) residential user of section 2(c) industrial user shall be classified and billed for water as a commercial class customer.
- e. Any water taken from fire hydrant or other unmetered facility other than for an authorized city use shall be charged at the rate listed Section 1 above for Fire Hydrant Water, plus the current permit fee.

Section 3: That the monthly charge when there is no water consumption shall be the monthly fixed rate contained in Section 1 of the meter size and customer class for the service being provided.

Section 4: That meters set on "stand-by" service shall be charged as set out by the fee Resolution 2014-45.

Section 5: That the following rules shall govern the definition of a meter on stand-by service:

- a. A meter on stand-by service is out of service;
- b. The property owner may make application for stand-by service to the City, or the City may place a water meter on stand-by at its discretion after seven (7) or more months of non-use;
- c. The water meter must be out of service for seven (7) or more consecutive months from the date the property owner applies, or the seven (7) preceding months if the City places a meter on stand-by;
- d. If a meter is taken off of stand-by service before the passage of seven (7) consecutive months, Section 3 will apply retro-actively from the date the meter was placed on stand-by;
- e. Once brought back into service, the water meter must remain in service for twelve (12) consecutive months before becoming eligible to be placed on stand-by service again;
- f. If the water meter remains on stand-by service for sixty (60) or more consecutive months, in order to put the meter back in service, the prevailing meter drop-in charges will apply.

Section 6: That the applicable rate for water service outside the city limits shall be those contained in Section One (1) through Section Four (4), plus 100%, except as otherwise noted.

Section 7: The above water rates shall become effective July 1, 2016.

Section 8: Resolution No. 2015-39 is hereby repealed upon the effective implementation date of the foregoing water rates.

Section 9: This resolution is effective immediately upon its enactment by the City Council.

PRESENTED AND PASSED this 13th day of June, 2016.

Anna D. Ruggles, City Recorder

APPROVED by the Mayor this 13th day of June, 2016.

Peter B. Truax, Mayor



A place where families and businesses thrive.

<i>CITY RECORDER USE ONLY:</i>	
AGENDA ITEM #:	9.
MEETING DATE:	_____
FINAL ACTION:	_____

CITY COUNCIL STAFF REPORT

TO: *City Council*

FROM: *Jesse VanderZanden, City Manager*

MEETING DATE: *June 13, 2016*

PROJECT TEAM: *Jeffrey King, Economic Development Manager; George Cress, Light and Power Director*

SUBJECT TITLE: *Report and Resolution Approving City to Sponsor and Administer an Application to Re-Designate Forest Grove/Cornelius Enterprise Zone*

ACTION REQUESTED:	<input type="checkbox"/> Ordinance	<input type="checkbox"/> Order	<input checked="" type="checkbox"/> Resolution	<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Informational
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X all that apply

ISSUE STATEMENT:

In June, 2006, the City of Forest Grove was granted an enterprise zone program by the Oregon Business Development Department, for purposes of promoting job and investment growth in the local economy. The program works by providing property tax exemptions to a business in exchange for new private investment and job creation. Per state regulations, the Forest Grove-Cornelius Enterprise Zone is set to terminate on June 30, 2016. City staff is presenting a resolution to re-designate the Forest Grove-Cornelius Enterprise Zone for another ten year period beginning July 1, 2016.

BACKGROUND:

Overview

Enterprise Zones in Oregon were first enacted by the Oregon State Legislature in 1985. An enterprise zone may consist of multiple cities. Since enactment, sixty zones have been implemented that include 121 cities, 30 counties and 2 tribes that are local sponsors. The program was designed to encourage the creation of new jobs and investment by providing property tax exemptions to attract new companies or expansion of existing ones.

The program operates by providing an exemption of property taxes of new investment for three years under the standard program. A company may be able to receive an extended property tax exemption if they pay substantially higher wages. An extended exemption for either four or five years must be negotiated and approved by City Council.

In order to receive any property tax exemption, a business must:

- Be an eligible use: traded sector industrial companies including manufacturing, assembly, processing, software publishing, energy generation as well as certain special conditions such as: a hotel/motel, certain types of call centers and headquarter facilities.
- Increase the number of full time jobs by 10% over existing full time employment count and maintain these job increases over the entire incentive period.
- Must compensate the new hires at least 150% of minimum wage.
- Must invest a minimum of \$50,000 in a new plant or equipment. In practice, the lowest investment in Forest Grove has been \$285,000 and median \$2.23 million.
- Jobs must be created before the first year of tax exemption is provided.
- Businesses must file each year for exemption and document actual investment and job creation.

Local Experience

The enterprise zone program was established in Forest Grove in 2006. In 2008, it was expanded to include Cornelius. To date six businesses, all in Forest Grove, have been assisted by Enterprise Zone benefits. A seventh project came in last week as a major new plant expansion for Old Trapper, which will result in \$12.5 million of new investment and a minimum of 10 new jobs. Of the projects, five were expansions of local companies and the sixth, Chaucer, was a new recruitment. Collectively they provided Forest Grove with:

- 172 jobs created and \$21.86 million in new investment
- Leveraged \$6,544 private dollars to every \$1 of public Forest Grove property tax incentive.
- Total value of Forest Grove property tax exemption benefits to businesses was \$33,331 annually or an estimated \$333,644 over 11 years.
- Estimated new property taxes to be generated annually to Forest Grove upon completion of the existing project is \$111,215.

Enterprise Zone Need

While the Forest Grove economy has made gains, there remain significant challenges. These include:

- Economic Indicators:
 - Per Capita income in Forest Grove-Cornelius is only 60% and Median Household Income 81% of Portland MSA average
 - Poverty is at 17.2 % which is 24% higher than the Portland MSA
- Economic Competitiveness and Growth
 - Currently there are 121 cities in Oregon. Recently Beaverton, Hillsboro and Tigard have added Enterprise Zones. Maintaining the enterprise zone in Forest Grove helps keep the City reasonably competitive with cities in Oregon, including the mentioned nearby communities.
- Economic Perception of Community

- All sizable industrial leads that we receive request information on local incentives including enterprise zones. While not the leading factor, clearly it is an important consideration into site location decisions.
- Oregon has few business incentive programs compared to competitor states. Enterprise Zones are the leading business development tool in Oregon
- Presence of an Enterprise Zone is perceived by companies as being more business-friendly.

As determined by state regulations, the current Forest Grove-Cornelius Enterprise Zone is set to terminate on June 30, 2016 unless authorized by the respective City Councils to be re-designated.

On May 2nd, the Cornelius City Council approved re-authorization by a unanimous vote. At their May 5th meeting, the Forest Grove Economic Development Commission recommended approval of re-authorization also by unanimous vote.

FISCAL IMPACT:

The Enterprise Zone Program provides property exemptions on new investment only for a standard period of three years and potentially up to a maximum five years. There is no loss of existing property taxes due to this program.

STAFF RECOMMENDATION: Staff recommends that Council adopt the attached resolution to re-designate the Forest Grove – Cornelius Enterprise Zone for a ten-year period.

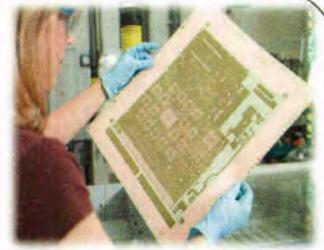
ATTACHMENT(s):

Resolution

Exhibit A – Enterprise Zone Boundary Map

Exhibit B - Tax Lot List of Properties in Forest Grove – Cornelius Enterprise Zone

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Enterprise Zone 10 Year Re-Designation Application

City Council
June 13, 2016

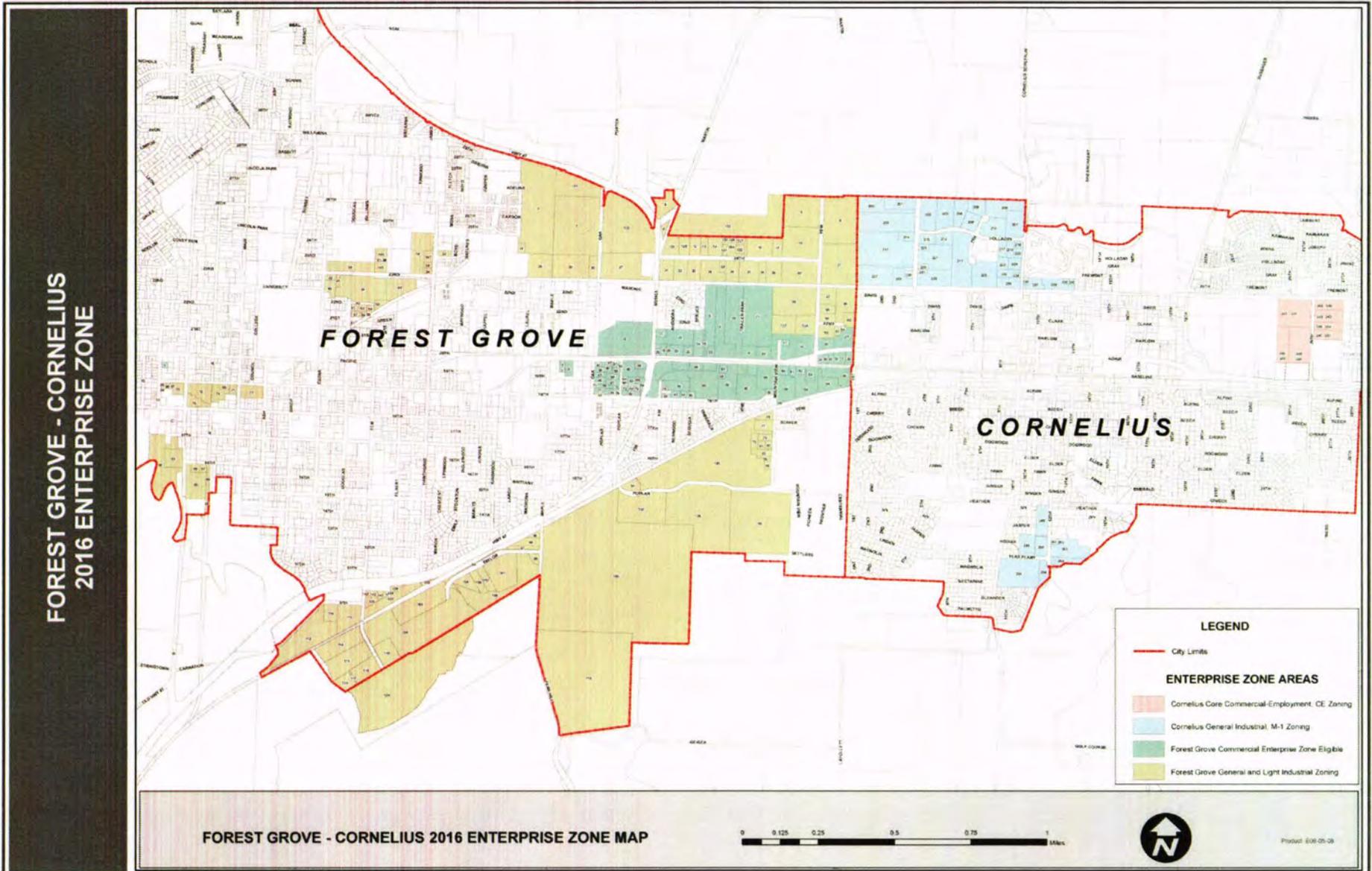
Jeffrey King, Economic Development
George Cress, Director Light & Power

A place where families and businesses thrive.

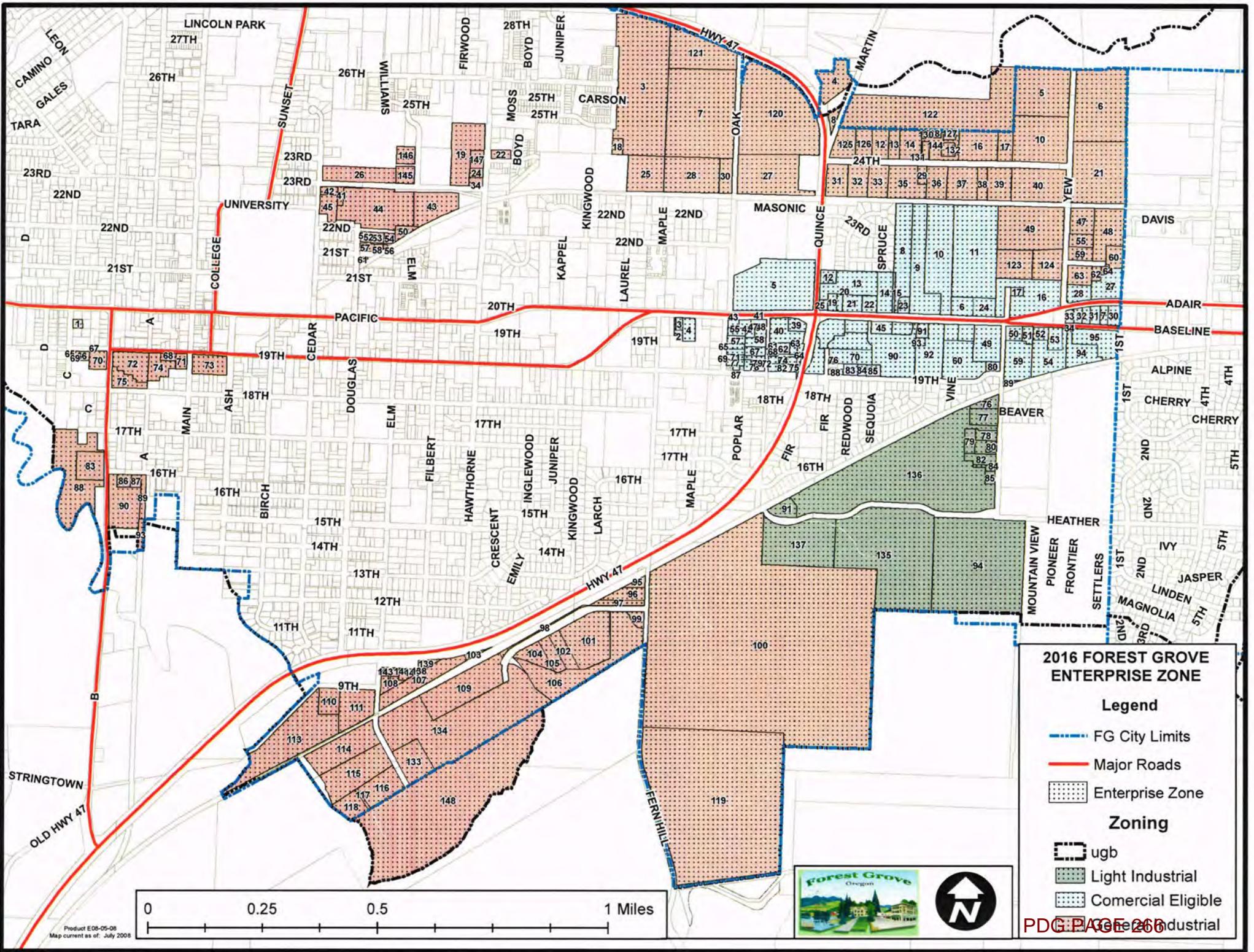
Enterprise Zone: Resolution

- Allows for 10-year Re-Designation of the Enterprise Zone for 10-year period from July 1, 2016 to June 30, 2026 on exactly the same terms as the current zone
- Operates only within area and boundary defined by attached map and tax lots list in Cities of Forest Grove and Cornelius
- Allows Forest Grove to continue hotel/motel option only within limited section of Community Commercial Zone as defined on attached map and tax lot list
- Allows Enterprise Zone to be administered locally by the City of Forest Grove Economic Development Manager
- Was passed unanimously by Cornelius City Council on May 2nd
- Intent is to Create New Jobs and Investment by Attracting New Companies and Expansion of Local Companies

Enterprise Zone in Forest Grove



FOREST GROVE - CORNELIUS
2016 ENTERPRISE ZONE



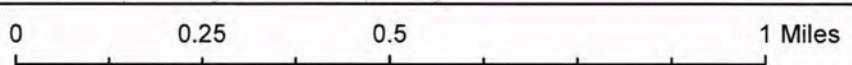
2016 FOREST GROVE ENTERPRISE ZONE

Legend

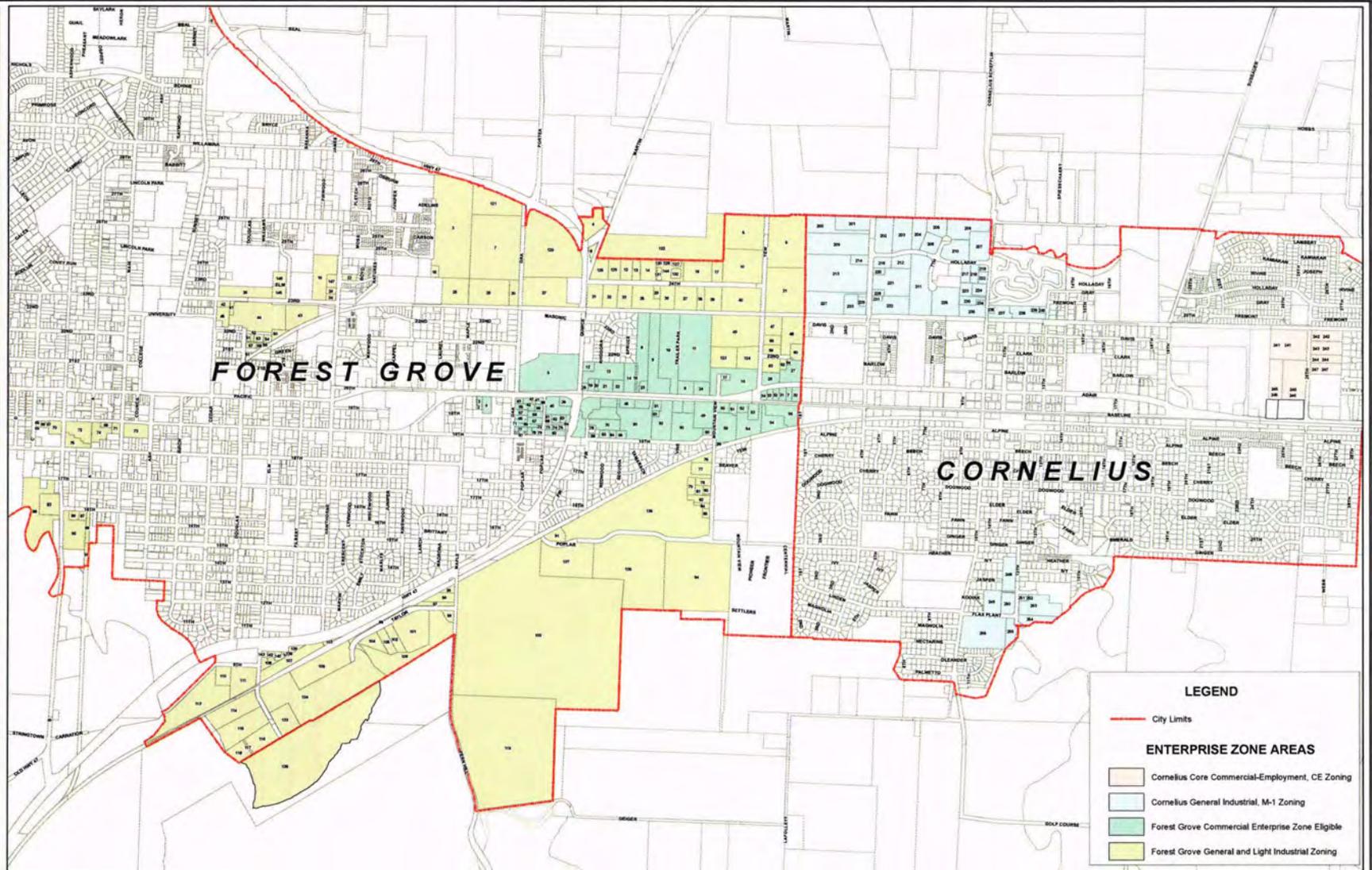
-  FG City Limits
-  Major Roads
-  Enterprise Zone

Zoning

-  ugb
-  Light Industrial
-  Commercial Eligible
-  Industrial



**FOREST GROVE - CORNELIUS
2016 ENTERPRISE ZONE**



FOREST GROVE - CORNELIUS 2016 ENTERPRISE ZONE MAP



Product E08-05-08

Enterprise Zone: Next Steps

- ***Next Steps:***
 - Upon passage of Resolution by City Council, City staff will submit Re-Designation application to Oregon Business Development Department prior to June 30, 2016.

Questions?

Enterprise Zone in Forest Grove

- **History:**

- Initially Established in June 2006
- Expanded to Include Cornelius in 2008
- Forest Grove and Cornelius are Joint Local Sponsors
- Enterprise Zone located only in industrial zoned properties except hotel/motel
- Program will terminate on June 30, 2016 unless Re-Authorized
- Cornelius City of Council passed resolution to Re-Authorize on May 2nd, 2016

- **Businesses Assisted**

- Six Businesses have applied for and received Enterprise Zone benefits. All in Forest Grove to Date:
- Henningsen Cold Storage, Old Trapper, Pascor, Chaucer, Lieb Foods (twice), McMenamins Grand Lodge
- Six projects have been local businesses expanding, one was a new recruitment

- **Results**

- A total of 172 jobs created and \$21.86 million in new investment
- Leverage \$6,544 private dollars investment to every \$1 of public Forest Grove property tax incentive
- Value of property taxes benefit to business –Forest Grove City Taxes, \$30,331 annually or an estimated \$333,644 over 11 years.
- Estimated new property taxes to be generated annually to Forest Grove: \$111,215

Forest Grove - Industrial Enterprise Zone

Reference #	Taxlot ID	Owner	Site Address	GIS Acres
0	1N330CD02201	WASHINGTON COUNTY		0.31512924
1	1N332C000403	WASHINGTON COUNTY		0.0047123
3	1N332C000700	WOODFOLD-MARCO MFG INC		21.03062621
4	1N332C000204	WASHINGTON COUNTY		2.79507821
5	1N332D000106	HENNINGSEN COLD STORAGE CO		7.9073499
6	1N332D000104	HENNINGSEN COLD STORAGE CO		11.34363675
7	1N332C000500	WOODFOLD-MARCO MFG INC	2810 OAK ST	18.26986984
8	1N332C000202	ABUDAKAR MOHAMMAD TRUST	904 MARTIN RD	0.47960701
10	1N332D000103	HENNINGSEN COLD STORAGE CO	4115 24TH AVE	7.64094941
12	1N332D000402	KIEF BARBARA T REVOC TRUST	3707 24TH AVE	1.48533749
13	1N332D000404	ATKINSON VICKI LIVING TRUST	3801 24TH AVE	0.98791596
14	1N332D000403	OREGON ROSES INC	3821 24TH AVE	1.95761345
16	1N332D001600	TAKLE FAMILY TRUST		3.51282344
17	1N332D000406	PENDARVIS LLC	4071 24TH AVE	1.33781592
18	1N332C000800	POLICH DONALD M AND DARYL S	2355 NW KINGWOOD ST	0.51955264
19	1N331DB01800	PACIFIC AIR SWITCH CORP	2412 HAWTHORNE ST	4.76827386
21	1N332D000102	NEW SEASON FOODS INC	2329 YEW ST	10.03914243
22	1N331DB01300	MATIACO ANNE L LIVING TRUST	2339 HAWTHORNE ST	0.51012874
24	1N331DC00103	EC INDUSTRIAL INC		0.36749718
25	1N332C000900	WOODFOLD-MARCO MFG INC	2304 MAPLE ST	3.99460933
26	1N331CA03601	ZURBRUGG DEVELOPMENT CO	2321 23RD ST	3.33253546
27	1N332C001200	GRAND LODGE OF ANCIENT FREE		7.62937514
28	1N332C001000	FOREST GROVE CITY OF	2301 MAPLE ST	5.96204027
29	1N332D000514	SBA STRUCTURES INC	3830 24TH AVE	0.4974197
30	1N332C001100	UNITED STATES OF AMERICA	2302 OAK ST	1.38165528
31	1N332D000505	TEUFEL FRED R & JEAN M	2345 QUINCE ST	2.07339325
32	1N332D000509	AVENT MICHAEL F &	3700 24TH AVE	2.00130988
33	1N332D000510	STARK-JETTON PROPERTIES LLC		1.97829928
34	1N331DC00104	EC INDUSTRIAL INC	2617 23RD AVE	0.36709811
35	1N332D000512	D M H INC	3800 24TH AVE	3.29266187
36	1N332D000501	AURA ASSET HOLDINGS LLC	3900 24TH AVE	2.00617077
37	1N332D000507	HIGH TECH CRATING INC	4028 24TH AVE	3.02769759

38	1N332D000506	COONEY FAMILY TRUST	4040 24TH AVE	1.01529967
39	1N332D000101	HENNINGSEN COLD STORAGE CO	4124 24TH AVE	2.38571883
40	1N332D000109	HENNINGSEN COLD STORAGE CO	4124 24TH AVE	5.43043367
41	1N331DC00601	ZURBRUGG DEVELOPMENT CO		0.37635152
42	1N331DC00702	ZURBRUGG DEVELOPMENT CO		0.43727001
43	1N331DC00105	LIEB PROPERTIES LLC		3.53226409
44	1N331DC00500	LIEB FOODS LLC	2570 23RD AVE	8.26982755
45	1N331DC00700	FORDHAM INVESTMENT CO LLC	2223 CEDAR ST	1.23626775
47	1N333CC00101	F DAVIS PROPERTIES LLC	2235 YEW ST	1.89808832
48	1N333CC01300	FOREST GROVE CITY OF		3.95448517
49	1N332D001506	CHAUCER FOODS	2238 YEW ST	8.65990671
50	1N331DC05000	O'NEIL STEVEN L & LISA K	2500 22ND ST	0.60888921
51	1N331DC04900	SALGADO GARCIA LUIS D	2147 DOUGLAS ST	0.19675223
52	1N331DC04901	BECKER RODNEY A/RHONDA	2408 22ND AVE	0.13468006
53	1N331DC04800	LEE MILTON BONNIE	2420 22ND AVE	0.42340105
54	1N331DC04700	COP DAVID R	2430 22ND AVE	0.33669388
55	1N333CC00200	RELCOM INC	2221 YEW ST	0.96249956
56	1N331DC04500	VALHALLA VALLEY LLC		0.04314252
57	1N331DC04400	VALHALLA VALLEY LLC	2133 DOUGLAS ST	0.33735141
58	1N331DC04501	VALHALLA VALLEY LLC		0.18094497
59	1N333CC00300	VARGAS-CHACON ELODIO &	2205 YEW ST	0.96465448
60	1N333CC01301	VANDYKE NORMAN A &	4405 ADAIR ST	1.07658956
61	1N331DC04300	VALHALLA VALLEY LLC	2119 DOUGLAS ST	0.10834527
62	1N333CC01100	CONTRERAS MARIA G GARCIA	4306 22ND AVE	0.39025738
63	1N333CC00400	HEIKES DWAYNE E TRUST		1.43548461
64	1N333CC01200	TANNER JOSEPH	4350 22ND AVE	0.15827326
65	1S401AA05400	ZURBRUGG DEVELOPMENT CO	1710 19TH AVE	0.09947796
66	1S401AA05300	SCHRADER ELMER C LIVING TRUST &	1714 19TH AVE	0.16811262
67	1S401AA05200	HEISLER CARL W &	1716 19TH AVE	0.1188031
68	1S306BB12300	CROWELL DAVID	1922 19TH AVE	0.34927891
69	1S401AA05401	TRAN CHINH N &	1833 C ST	0.09297924
70	1S401AA05100	COUNCIL CREEK PROPERTIES LLC	1840 B ST	0.98868316
71	1S306BB13900	WOODFOLD-MARCO MFG INC		0.51143916
72	1S306BB13300	WOODFOLD MFG INC	1850 19TH AVE	2.60190238

73	1S306BB13800	WOODFOLD-MARCO MFG INC		2.04150222
74	1S306BB13901	WOODFOLD MFG INC		1.60656853
75	1S306BB13400	WOODFOLD MFG INC	1819 B ST	1.38665247
76	1S305AD00100	TYRRELL RON	1828 MOUNTAIN VIEW LN	0.79622878
77	1S305AD00200	RITCHIE ROBERT J 2005 TRUST &	1818 MOUNTAIN VIEW LN	1.39729369
78	1S305AD00400	KLEIN SHARON	1804 MOUNTAIN VIEW LN	0.67556417
79	1S305AD00700	BORAIN GROUP LLC	1776 MOUNTAIN VIEW LN	0.78890406
80	1S305AD00500	BORAIN GROUP LLC	1782 MOUNTAIN VIEW LN	0.36654596
81	1S305AD00600	BORAIN GROUP LLC	1778 MOUNTAIN VIEW LN	0.50807547
82	1S305AD00800	BORAIN GROUP LLC	1774 MOUNTAIN VIEW LN	0.91142547
83	1S4010000202	AYM PARTNERSHIP	1610 B ST	2.39103247
84	1S305AD00900	ROJAS MISAEL MIRANDA &	1758 MOUNTAIN VIEW LN	0.30377562
85	1S305AD01000	MENDOZA MAURICIO	1740 MOUNTAIN VIEW LN	0.38248931
86	1S306BC09500	MORELLI FRANK L/MARY HELEN	1812 16TH AVE	0.53462811
87	1S306BC09502	CORRA JACK A BARBARA A	1832 16TH AVE	0.39730002
88	1S4010000203	FOREST GROVE CITY OF		8.31947125
89	1S306BC09700	WASTE MANAGEMENT OF OREGON INC		0.70011353
90	1S306BC09501	METROPOLITAN DISPOSAL & RECYCLIN	1527 B ST	4.05770266
91	1S3050001000	PORTLAND PROPERTY LLC		1.17877056
93	1S306CB00600	METROPOLITAN DISPOSAL & RECYCLIN		0.56554646
94	1S3050000800	WHITE OAK RIVER INC	4114 HEATHER ST	25.86608684
95	1S305CB05800	COBLE JACKIE R & BEVERLY L	1344 FERN HILL RD	0.41016807
96	1S305CB05900	PECORILLA STEVE & CONNIE		1.31704774
97	1S305CB06000	PECORILLA STEVE & CONNIE	1280 SW FERN HILL RD	0.81624847
98	1S306D000600	FOREST GROVE SCHOOL DIST #15		0.57001707
99	1S306D000100	GERDES RONALD A		0.60401461
100	1S305C000100	CLEAN WATER SERVICES		125.6081546
101	1S306D000200	OREGON STATE OF		6.458824
102	1S306D001400	OREGON MILITARY DEPARTMENT	2900 TAYLOR WAY	1.45845327
103	1S306D001700	UNITED STATES OF AMERICA		0.22843338
104	1S306D001600	SCHOENKY ONE LLC	2800 TAYLOR WAY	1.6232426
105	1S306D001500	PARKER BRUCE K & MELINDA J		1.31462003
106	1S306D000500	HAWORTH HALLY L &		9.0066194
107	1S306D000900	UNION PACIFIC RAILROAD CO		3.69836025

108	1S306D000800	STRASSEL THOMAS MARK & DEBRA JE		0.78233472
109	1S306D001200	FOREST GROVE SCHOOL DIST #15	2701 TAYLOR WAY	7.48673211
110	1S306C001100	PREMIER COMMUNITY BANK	2336 9TH AVE	1.64184537
111	1S306C002400	SAKEONE CORPORATION	820 ELM ST	3.71298003
113	1S306C002500	SAKEONE CORPORATION		10.57700488
114	1S307AB00600	COLUMBIA SELF STORAGE INC		5.44932117
115	1S307AB00700	COLUMBIA SELF STORAGE INC	620 ELM ST	6.02716031
116	1S307AB00800	FOREST GROVE CITY OF	320 ELM ST	3.1979163
117	1S307AB00401	FRIENDS OF HISTORIC	240 ELM ST	0.18189191
118	1S307AB00500	FRIENDS OF HISTORIC	240 ELM ST	1.84477134
119	1S3080000400	CLEAN WATER SERVICES		60.47495096
120	1N332C000400	WOODFOLD-MARCO MFG INC		17.92526585
121	1N332C000600	WOODFOLD-MARCO MFG INC		6.31365426
122	1N332D000201	EVERS MARCELLA L TRUST &	910 NW MARTIN RD	19.24631831
123	1N332D001501	ROSE GROVE MOBILE HOME PARK LTD	3839 PACIFIC AVE	3.14652264
124	1N332D001505	ROSE GROVE MOBILE HOME PARK LTD	3839 PACIFIC AVE	2.72020177
125	1N332D001900	ABUDAKAR MOHAMMAD		1.95221162
126	1N332D002000	JETTON ERIC ROSS &		1.4917735
127	1N332D090011	USHER INDUSTRIES LLC	3855 24TH AVE	0.29501116
128	1N332D090021	DRAPER THOMAS F III & SHELLEY S	3847 24TH AVE	0.22184554
130	1N332D090031	DRAPER THOMAS F III & SHELLEY S	3839 24TH AVE	0.16763311
131	1N332D090041	BLACK LABS ENTERPRISES LLC	3831 24TH AVE	0.36485658
132	1N332D090051	USHER INDUSTRIES LLC	3863 24TH AVE	0.53764401
133	1S306D001800	MALNERICH PROPERTIES LLC		3.23289159
134	1S306D001900	WOODBURN INDUSTRIAL CAPITAL		22.67723758
135	1S3050001200	GARDIEN USA INC		24.36594632
136	1S3050001300	MERIX CORPORATION		34.24726624
137	1S3050001400	CLEAN WATER SERVICES		9.81620193
138	1S306DB09908	FOREST GROVE CITY OF		0.02816222
139	1S306DB09905	SHARP DAVID G & SHARON K	2542 10TH AVE	0.4172725
140	1S306DB08800	VANDERZANDEN HAROLD C TR &	2530 10TH AVE	0.32794335
141	1S306DB08701	VANDERZANDEN HAROLD C TR &	2540 10TH AVE	0.21005687
142	1S306DB08600	VANARNAM GEORGE F TR	2516 10TH AVE	0.2202623
143	1S306DB08200	STRASSEL THOMAS MARK & DEBRA JE	919 ELM ST	0.20715941

144	1N332D090000	FOREST GROVE BUSINESS PARK		1.82630236
145	1N331DC00400	CNC HOLDINGS LLC	2541 23RD AVE	0.96892019
146	1N331DC00300	UNITED STATES OF AMERICA	2330 ELM ST	0.96738445
147	1N331DC00101	INGRAM HOLDINGS LLC	2328 HAWTHORNE ST	0.72975419
148	1S3070000100	HAWORTH HALLY L &	600 ELM ST	38.44966768
			TOTAL	685 ACRES

Forest Grove - Commercial Eligible Zone

Refrence #	Taxlot ID	Owner	Site Address	GIS Acres
0	1S401AA00501	PRAMUKH KRUPA LLC	1925 C ST	0.25367868
1	1S305BB00302	PRAMUKH ENTERPRISE LLC	3224 PACIFIC AVE	0.18116474
2	1S305BB00301	PRAMUKH ENTERPRISE LLC	3234 PACIFIC AVE	0.27761165
3	1S305BB00203	BHAGWATI LLC	3306 PACIFIC AVE	0.88740506
4	1N332C001300	GRAND LODGE AFAM	3505 PACIFIC AVE	11.69193843
5	1N332D001300	BDS LLC	4011 PACIFIC AVE	1.2396468
6	1N333CC00901	PRAMUKH SWAMI LLC	4433 PACIFIC AVE	0.45319069
7	1N332DC00600	ROSE GROVE MOBILE HOME PARK LTD	3831 PACIFIC AVE	4.81261936
8	1N332DC00300	ROSE GROVE MOBILE HOME PARK LTD	3831 PACIFIC AVE	5.92399669
9	1N332DC00201	ROSE GROVE MOBILE HOME PARK LTD	3839 PACIFIC AVE	8.0145819
10	1N332D001301	ROSE GROVE MOBILE HOME PARK LTD	3839 PACIFIC AVE	12.40563966
11	1N332DC01101	SENKO SUSAN K	2135 QUINCE ST	0.62535838
12	1N332DC01100	SENKO VILLA	2131 QUINCE ST	3.66244641
13	1N332DC00700	CRYSTAL WATERS LLC	3731 PACIFIC AVE	1.89845157
14	1N332DC00500	CRYSTAL WATERS LLC		0.27615581
15	1N332D001500	DOHERTY FORD INC	4223 PACIFIC AVE	6.09632032
16	1N332D001503	DOHERTY FORD INC		0.32188954
18	1N332DC00901	QUAY RONALD W & DONNA L	3619 PACIFIC AVE	0.4554371
19	1N332DC00902	3627 PACIFIC LLC	3627 PACIFIC AVE	0.29180863
20	1N332DC00900	CRYSTAL WATERS LLC	3675 PACIFIC AVE	0.99926973
21	1N332DC00800	O'REILLY AUTO ENTERPRISES LLC	3705 PACIFIC AVE	0.77199968
22	1N332DC00400	PERTE FLORIAN &	3821 PACIFIC AVE	0.55527116
23	1N332D001400	ROSE GROVE MOBILE HOME PARK LTD	3839 SW PACIFIC AVE	1.24686633
24	1N332DC01000	HEISLER CARL W &	3605 PACIFIC AVE	0.27740758

26	1N333CC01000	F & F PROPERTIES LLC	4383 ADAIR AVE	2.32660923
27	1N333CC00500	HESS WILLARD B		1.19695624
28	1N333CC00901	PRAMUKH SWAMI LLC	4433 PACIFIC AVE	0.45319069
29	1N333CC00900	PRAMUKH KRUPA LLC	1925 C ST	0.25367868
30	1N333CC00902	CHOI YOON SUH & SOON JA	4419 PACIFIC AVE	0.546862
31	1N333CC00800	F & F PROPERTIES LLC	4403 PACIFIC AVE	0.41602807
32	1N333CC00700	F & F PROPERTIES LLC	4315 PACIFIC AVE	0.37658107
33	1N333CC00600	BRABHAM EDWARD L & JANIS M TRS	2001 YEW ST	0.33337194
38	1S305BA00100	JCR RESOURCES LLC	3532 PACIFIC AVE	0.64274853
39	1S305BA00200	ABS SURPLUS-O LLC	3510 PACIFIC AVE	1.97370802
40	1S305BA00300	RICE YVONNE TRUST &	3438 PACIFIC AVE	0.21489134
41	1S305BA00501	RICE YVONNE TRUST ET AL	3412 PACIFIC AVE	0.56524014
42	1S305BA00600	JKT PROPERTIES LLC	3406 PACIFIC AVE	0.26625849
44	1S305AB00500	MGP X REIT LLC	3738 PACIFIC AVE	0.77530383
46	1S305BA00500	CLEAR CHANNEL OUTDOOR INC		0.06831845
47	1S305BA00401	GONZALEZ GUADALUPE CANTU &	1948 POPLAR ST	0.15299349
48	1S305AA00400	OREGON CONFERENCE ADVENTIST	1950 MOUNTAIN VIEW LN	3.0106933
49	1S305AA00300	COLUMBIA STATE BANK	4110 PACIFIC AVE	0.7263426
50	1S305AA00302	EUGENE O ZURBRUGG BUILDING	4150 PACIFIC AVE	0.52685657
51	1S305AA00200	ALERY JOSEPH & CAROL	4200 PACIFIC AVE	0.6005877
52	1S305AA00100	OSWEGO LODGE INC	4202 PACIFIC AVE	0.98056425
53	1S305AA00101	GILBERT DIANNE C	4204 PACIFIC AVE	3.10092624
54	1S305BA01700	RICE YVONNE TRUST ET AL	1943 OAK ST	0.42262695
55	1S305BA01900	ABS SURPLUS-O LLC	1942 POPLAR ST	0.31857187
56	1S305BA01600	SOMERVILLE DAVID J &	1937 OAK ST	0.43360849
57	1S305BA02000	ABS SURPLUS-O LLC	1934 POPLAR ST	0.56420518
58	1S305AA00301	ZURBRUGG DEVELOPMENT CO	1905 MOUNTAIN VIEW LN	3.18953139
59	1S305AA00500	OREGON CONFERENCE ADVENTIST	4021 19TH AVE	4.13282975
60	1S305BA03600	ABS SURPLUS-O LLC	1931 POPLAR ST	0.14194409
61	1S305BA03500	ABS SURPLUS-O LLC	3519 19TH PL	0.41422748
62	1S305BA03400	ABS SURPLUS-O LLC	3539 19TH PL	0.26386091
63	1S305BA02800	ABS SURPLUS-O LLC		0.38932709
64	1S305BA01500	ABS SURPLUS-O LLC	1927 OAK ST	0.29390779
66	1S305BA02100	ABS SURPLUS-O LLC	1924 POPLAR ST	0.56548366

67	1S305BA03700	ABS SURPLUS-O LLC	1925 POPLAR ST	0.13944313
68	1S305BA01400	ALDERSON JASON	1921 OAK ST	0.29318887
69	1S305AB00800	HOUSING AUTHORITY OF	1921 FIR RD	1.76257412
70	1S305BA01300	GLEASON JOHN L BETTY J	1915 OAK ST	0.28136239
71	1S305BA02200	ABS SURPLUS-O LLC	1916 POPLAR ST	0.27439381
72	1S305BA03100	ABS SURPLUS-O LLC	1913 POPLAR ST	0.23762288
73	1S305BA03200	ABS SURPLUS-O LLC	3520 19TH PL	0.21213702
74	1S305BA03300	ABS SURPLUS-O LLC	3530 19TH PL	0.2134992
75	1S305AB00900	STUCK JOHN D	1919 FIR RD	0.18626624
76	1S305BA01200	CHRISTOPHERSON FREEDA M TRUST	1909 OAK ST	0.32366835
77	1S305BA02400	ABS SURPLUS-O LLC	1904 POPLAR ST	0.44228748
78	1S305BA02300	ABS SURPLUS-O LLC	1910 POPLAR ST	0.21960217
79	1S305AA00501	ETHINGTON ROGER & JUDY	1904 MOUNTAIN VIEW LN	0.40793673
81	1S305BA03001	ABS SURPLUS-O LLC	1907 POPLAR ST	0.67719612
82	1S305AB01200	POND TERRY L & JULIA L	3705 19TH AVE	0.48678696
83	1S305AB01300	SCHMITZ STEVE A &	3715 19TH AVE	0.28951128
84	1S305AB01400	FRANCK CHARLES W &	3729 19TH AVE	0.47959407
86	1S305BA01100	WEST TUALITY HABITAT FOR HUMANIT	3429 19TH AVE	0.09440253
87	1S305AB01100	DOYLE M JAMES &	1905 FIR RD	0.24359272
88	1S305AA00502	MORENO PABLO & BENIGNO &	1835 SW MOUNTAIN VIEW LN	0.14645028
89	1S305AB00400	MGP X REIT LLC	3820 PACIFIC AVE	5.74822059
90	1S305AB00200	NOYES EDWIN A & EMMA R JOINT LI	3838 PACIFIC AVE	0.4952198
91	1S305AB00100	NHI-REIT OF OREGON LLC	3900 PACIFIC AVE	3.84498644
92	1S305AB00300	NOYES EDWIN A & EMMA R JOINT LI	3840 PACIFIC AVE	0.22627894
93	1S304BB00500	EAGLE CREST FG LLC	4300 PACIFIC AVE	2.22508517
94	1S304BB00400	CLEAR CHANNEL OUTDOOR INC	4450 PACIFIC AVE	2.93746396

TOTAL 117 ACRES

Cornelius - Enterprise Zone

Refrence #	Taxlot ID	Owner	Site Address	GIS Acres
200	1N333CA01900	GEHR-STROUPE PROPERTIES LLC		3.62602549
201	1N333CA01800	GEHR-STROUPE PROPERTIES LLC	913 N 4TH AVE	2.83247396
202	1N333CA00400	DAVIS FAMILY TRUST		3.60280389

203	1N333CA00100	DAVIS FAMILY TRUST		3.65760445
204	1N333DB00700	DAVIS FAMILY TRUST		2.29257035
205	1N333DB00500	DAVIS FAMILY TRUST		1.93010776
206	1N333DB00400	DAVIS FAMILY TRUST		4.01377758
207	1N333DB00100	DUYCK JEFFREY L & LAURA K	1035 NW CORNELIUS-SCHEFF	3.46381638
208	1N333DB00600	DAVIS FAMILY TRUST		1.84954714
209	1N333CA00700	PROSSER FREDRICK W &	825 N 4TH AVE	7.73035514
210	1N333DB00300	DAVIS FAMILY TRUST		2.94014877
211	1N333DB01000	JSTT INC		6.94320239
212	1N333CA00200	JSTT INC	495 N HOLLADAY ST	1.50898553
213	1N333CA00900	DAVIS FAMILY TRUST		12.42724267
214	1N333CA00800	LEOS JOSE I & ROSALINDA	747 N 4TH AVE	0.97391606
215	1N333CA00300	JSTT INC	495 N HOLLADAY ST	1.13229062
217	1N333DB02000	LUCLARE PROPERTIES LLC		0.94262701
218	1N333DB02100	LUCLARE PROPERTIES LLC		0.88768451
219	1N333DB02200	LUCLARE PROPERTIES LLC		0.3989572
220	1N333CA01700	HOLMES MARCUS A	706 N 4TH AVE	0.45102297
221	1N333CA01600	JSTT INC	495 N HOLLADAY	5.06678619
222	1N333DB01700	ALBERTINA KERR CENTERS	681 N 10TH AVE	0.65936259
223	1N333DB02400	GALVAN MIGUEL		1.03348198
224	1N333DB02500	GALVAN MIGUEL		1.00082984
225	1N333DB01100	CROP PRODUCTION SERVICES INC	574 N 7TH CT	4.46045149
226	1N333CA01500	JSTT INC	560 N 4TH AVE	0.43309597
227	1N333CA01001	GROVE PROPERTIES LLC		5.14956875
229	1N333CA01100	AHLBERG ALAN B &	547 N 4TH AVE	0.44000226
230	1N333DB02300	GALVAN MIGUEL	605 N 10TH AVE	1.00164505
231	1N333CA01400	JSTT INC	550 N 4TH AVE	0.29224055
232	1N333CA01300	JSTT INC	512 N 4TH AVE	3.61246419
233	1N333CA01200	SUMMIT NATURAL ENERGY CORP	535 N 4TH AVE	2.00424333
234	1N333DB01500	HOLSCHER WILMA &	569 N 10TH AVE	0.26013659
235	1N333DB01600	KNIGHT NEAL D & CHRISTINE E	539 N 10TH AVE	1.79367749
236	1N333DA02600	BAGGETT JOE	502 N 10TH AVE	0.28858849
237	1N333DA02700	PARK PLACE INDUSTRIAL PARK LLC		1.33081876
238	1N333DA02100	BOARDWALK INDUSTRIAL PARK LLC	1214 N FREMONT LN	2.02746184

239	1N333DA02101	FOREST HILLS-MCGILL LLC	570 N 10TH AVE	0.22309787
240	1N333DA02000	SILLS JOHN R ELAINE J	537 N 13TH AVE	0.25643971
241	1N334DC04400	HAZELNUT GROWERS OF OREGON	401 N 26TH AVE	6.35431477
242	1N334DC01801	FRATERNAL ORDER OF EAGLES	424 N 26TH AVE	1.92792887
243	1N334DC01802	SHELDON MANUFACTURING INC	400 N 26TH AVE	2.40956516
244	1N334DC01901	AIR PRODUCTS & CHEMICALS INC	300 N 26TH AVE	1.4454574
245	1N334DC04500	HANEY INDUSTRIAL PROPERTIES INC	273 N 26TH AVE	4.50605381
246	1N334DC04600	HANEY INDUSTRIAL PROPERTIES INC	87 N 26TH AVE	7.87872909
247	1N334DC04800	LEWIS CONTROLS INC		1.99997055
248	1S304DB02300	LEAHY KENNETH C TRUST AGREEMENT	915 S 12TH AVE	2.56542927
249	1S304DB02600	WOLF CLYDE D & ROBERTTA L	1088 S FLAX PLANT RD	2.42816874
250	1S304DB02500	HORDICHOK WALTER R LIV TRUST	1123 S 12TH AVE	1.67500928
251	1S304DB06500	MARTIN RONALD C & ELLA S	1160 S 12TH AVE	0.2442637
252	1S304DB06600	JOHNSON HAROLD		0.11498795
253	1S304DB02100	JOHNSON RONALD E	1182 S 12TH AVE	4.25875506
254	1S304DB02200	DOUGLAS GARY R	1214 S 12TH AVE	1.59861944
255	1S304DC04600	EMMERT TERRY W	1085 S FLAX PLANT RD	8.14845588
256	1S304D001700	KING ALGIA A JR & RICHEE E	1177 S FLAX PLANT RD	1.50762342

TOTAL 144 ACRES

Summary:

Total Acres for the Forest Grove Enterprise Zone:

802

Summary:

Total Acres for the Cornelius Enterprise Zone:

144

Summary:

Total Acres for the Forest Grove and Cornelius Enterprise Zones Together:

946

RESOLUTION NO. 2016-38

**RESOLUTION APPROVING THE CITY OF FOREST GROVE TO SPONSOR
AND ADMINISTER AN APPLICATION TO RE-DESIGNATE THE
FOREST GROVE/CORNELIUS ENTERPRISE ZONE**

WHEREAS, the City of Forest Grove and the City of Cornelius are co-sponsoring an application for re-designation of the existing Forest Grove –Cornelius Enterprise Zone which will terminate on June 30, 2016; and

WHEREAS, the City of Forest Grove and the City of Cornelius are currently co-sponsoring governments of the Forest Grove-Cornelius Enterprise Zone. A resolution in support of re-designation was passed unanimously by Cornelius City Council on May 2nd, 2016; and

WHEREAS, in 2006, the City of Forest Grove successfully applied for an enterprise zone, which was designated as the Forest Grove Enterprise Zone by the Director of the Oregon Economic and Community Development Department on April 17, 2006 and extended to the City of Cornelius on July 14, 2008; and

WHEREAS, the municipal corporations, school districts, special service districts, and so forth that receive operating revenue through the levying of *ad valorem* taxes on real and personal property in any area of this enterprise zone were sent notice and invited to a public meeting on April 15, 2106, regarding its designation, in order for the sponsoring governments to effectively consult with these other local taxing districts; and

WHEREAS, the designation of an enterprise zone does not grant or imply permission to develop land within the zone without complying with all prevailing zoning, regulatory and permitting processes and restrictions of any and all local jurisdiction; nor does it indicate any public intent to modify those processes or restrictions, unless otherwise in agreement with applicable comprehensive land use plans; and

WHEREAS, this Enterprise Zone and the three to five-year property tax exemption that it offers for new investments in plant and equipment by eligible business firms are critical elements of local efforts to businesses and to secure and diversify the local economic base; and

WHEREAS, the availability of enterprise zone exemptions to business firms that operate hotels, motels or destination resorts would help diversify local economic activity, provide useful employment for some segments of the labor force, and facilitate the expansion of accommodations for visitors which in turn will spend time and money in the area for business, recreation and other purposes and improving the economic competitiveness of Forest Grove and Cornelius; and

WHEREAS, the City of Forest Grove shall fulfill its duties and implement provisions jointly with other the City of Cornelius under ORS 285C.105 or elsewhere in ORS Chapter 285C and related parts of Oregon Law, including but not limited to having appointed a local enterprise zone manager, and to preparing a list or map of local, publicly owned lands and buildings in this enterprise zones for purposes of ORS 285C.110; and

WHEREAS, enterprise zone benefits has led to 166 new jobs and over \$20 million of investment in Forest Grove during the first ten years of the program in Forest Grove; and

WHEREAS, despite economic gains, Forest Grove and Cornelius are still economically challenged with the highest unemployment and poverty rates and lowest median household income in Washington County; and

WHEREAS, the proposed enterprise zone contains significant land that is reserved for industrial use, as indicated by the land use zoning map submitted with the application, consistent with the Forest Grove and Cornelius Comprehensive Plans acknowledged by the Land Conservation and Development Commission, such industrial sites are accessible, serviced or serviceable, and otherwise ready for use and further development; and

WHEREAS, the proposed enterprise zone has a total area of 1.48 square miles, and meets other statutory limitations on size and configuration; It is depicted on the drawn-to-scale map Exhibit A and described in Exhibit B. All enterprise zone boundaries are within the Cities of Forest Grove and Cornelius.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FOREST GROVE AS FOLLOWS:

Section 1. The City of Forest Grove under ORS 285C.065 & 285C.245 propose re-designation of the Forest Grove-Cornelius Enterprise Zone in the boundary and area of which are described in the exhibits, for a ten year period beginning July 1, 2016, and request that the director of the State Oregon Business Development Department order the re-designation of this enterprise zone .

Section 2. The City Manager is authorized to submit the enterprise zone re-designation documentation to Oregon Business Development Department under ORS 285C.074 on behalf of the sponsor and to make any technical changes to the application materials, as necessary, after adoption of this resolution.

Section 3. The City of Forest Grove as a sponsor of the Forest Grove-Cornelius Enterprise Zone exercises its option herewith under ORS 285C.070 that qualified property of and operated by a qualified business as a hotel, motel or destination resort shall receive the property tax exemption in the Zone, and that such business firms are eligible for purposes of authorization in the Zone

Section 4. Forest Grove commits, upon re-designation, to re-appoint a local enterprise zone manager.

Section 5. This resolution is effective immediately upon its enactment by the City Council.

PRESENTED AND PASSED this 13th day of June, 2016.

Anna D. Ruggles, City Recorder

APPROVED by the Mayor this 13th day of June, 2016.

Peter B. Truax, Mayor



A place where families and businesses thrive.

<i>CITY RECORDER USE ONLY:</i>	
AGENDA ITEM #:	10.
MEETING DATE:	_____
FINAL ACTION:	_____

CITY COUNCIL STAFF REPORT

TO: *City Council*

FROM: *Jesse VanderZanden, City Manager*

MEETING DATE: *June 13, 2016*

PROJECT TEAM: *Paul Downey, Administrative Services Director*

SUBJECT TITLE: *Revised Defined Benefit Retirement Plan Funding Policy*

ACTION REQUESTED:

	Ordinance	Order	X Resolution	Motion	Informational
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X all that apply

ISSUE STATEMENT: The City adopted a Funding Policy for the City's Defined Benefit Retirement Plan (Plan) on December 14, 2015. Since then, the City has changed some of the actuarial assumptions for the Plan resulting in a need to revise the Funding Policy. Attached is a resolution adopting the Funding Policy for the City of Forest Grove Retirement Plan.

BACKGROUND: The actuary presented significant changes to the current actuarial assumptions which the City Council discussed at work session and budget committee meetings. The assumptions if implemented immediately would have added approximately \$1.2 million to the City's contributions to the Plan. The City decided to make the changes to the actuarial assumptions but implement the financial impact of those changes over three years.

There are two revisions proposed to the current Funding Policy:

- When developing the amortization schedule for a given amortization base, payments will be assumed to increase at 2.50% per annum instead of the previous rate of 2.75%. This change is be consistent with the new inflation assumption for the Plan.
- The other change adds the sections "Contributions under Temporary Phase-in Policy" that describes that the additional contributions resulting from the updated actuarial assumptions will be phased in over three years.

FISCAL IMPACT: Over the next three years, the City will need to add \$1.2 million in ongoing annual contributions to the City's Defined Benefit Plan contributions. This amount will be allocated to the funds that have employees in the Defined Benefit Plan.

STAFF RECOMMENDATION: Staff recommends approval of the resolution.

ATTACHMENT(s): Resolution



RESOLUTION NO. 2016-39

RESOLUTION ADOPTING REVISED PENSION FUNDING POLICY FOR THE CITY OF FOREST GROVE RETIREMENT PLAN

WHEREAS, the City of Forest Grove has defined benefit pension plan for some employees known as the City of Forest Grove Retirement Plan (Plan); and

WHEREAS, the City adopted a Plan Pension Funding Policy effective December 14, 2015; and

WHEREAS, the City has changed some actuarial assumption resulting in a need to revise the adopted funding policy.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FOREST GROVE AS FOLLOWS:

Section 1. The City Council adopts the City of Forest Grove Retirement Plan Pension Funding Policy marked as Exhibit A.

Section 2. Resolution No. 2015-88 is hereby repealed.

Section 3. This resolution is effective immediately upon its enactment by the City Council.

PRESENTED AND PASSED this 13th day of June, 2016.

Anna D. Ruggles, City Recorder

APPROVED by the Mayor this 13th day of June, 2016.

Peter B. Truax, Mayor

CITY MANAGER'S REPORT

June 9, 2016

CITY MANAGER:

- LOC has completed the committee process and 29 proposals have been identified as candidates for the 2017 Legislative Agenda. LOC is requesting member cities identify their top four priorities, not necessarily in order, and return to LOC by July 22. An e-mail was sent to each Councilor requesting they submit their top 5 proposals to the City Recorder by June 30th for discussion at the July 11th CC meeting. The LOC Board will review the results, along with the recommendations of the policy committees, and determine the League's 2017 legislative agenda.
- More than 1,300 comments were received through the online and three in-person open houses regarding the 150% MSTIP list. Decision makers will be reviewing all comments before compiling the final project list which will be presented to the Washington County Board of Commissioners in September. Two projects from Forest Grove are on the list: 1) Hwy 47 / Maple / Fern Hill Intersection Safety improvements (\$15.1M) and 2) Martin Rd (Hwy 47 to Verboort Rd) widen and provide 8' shoulders (\$8.6M.). Staff is working with County staff to clarify the scope and cost of each project.
- The Fire Department is participating in a conflagration for the Akawana Fire burning 13 miles north of Sisters. Governor Kate Brown invoked the Conflagration Act Wednesday afternoon leading to the mobilization of four task forces from Linn, Marion, Washington, and Yamhill counties. The fire is currently at 1930 acres and approximately 912 homes in the Three Rivers Grandview are under a level 2 evacuation notice indicating that residents must be prepared to leave at a moment's notice.

ADMINISTRATIVE SERVICES

- Matt Brown's last day with the City of Forest Grove will be June 17, 2016. He will become the Finance Director at the City of St. Helens on June 20, 2016. We wish Matt well in his new position. The recruitment for his replacement closes on June 15, 2016.
- Negotiations with the IBEW union have commenced. The contract has not been negotiated for six years as the current contract was rolled over for another three years in 2013 with only increases in wages.
- Finance staff held the project kick-off meeting with the software vendor to start the process of implementing the new financial and human resources software. The first task is to finalize the City's Chart of Accounts in the new system. That process could take a few months. It is a crucial step as it drives the implementation of the rest of the project. When that process is nearing completion, staff and the vendor will finalize the planned implementation schedule.
- Staff is preparing the resolutions needed to adopt the FY 2016-17 Budget for the June 27, 2016, City Council meeting. Staff is anticipating limited changes to the Budget approved by the Budget Committee.

PARKS AND RECREATION:

- The Parks, Recreation and Open Space Master Plan had several events in the past week including two open houses (one in Spanish), a Citizens Advisory Committee, and a Technical Advisory Committee. The meetings and workshops were the final information gathering elements for the plan and an opportunity to share results regarding the public phone and web surveys, draft site-specific park plans, and discuss funding methods for potential CIP projects. The staff and consultants are in the final steps of developing the draft master plan, draft recommendations related to the recreation center study, development of the CIP list, SDC methodology and new SDC fees.
- Adult coed softball is underway using Thatcher Park on Sundays. They begin play at 8 a.m. and end play at 5 p.m. from now until the middle of August.

- The City of Forest Grove and Pacific University will be hosting teams playing in the Les Schwab Bowl game to be played at Hillsboro Stadium on June 25th. Teams will be housed at Pacific and practicing at Lincoln Park the week prior. Community use of Bond and Sherman Fields will not be effected.
- The summer aquatic program kicks off June 13th. Lesson registration of all summer sessions can be done at the aquatic center front desk during regular business hours.
- Parks staff has been coordinating with the Arts Commission for the installation of the Art in the Park sculpture. The sculpture will be officially dedicated July 9th at 12 noon at Lincoln Park. This celebration will be held in conjunction with an Open Air arts festival also in the park.

PUBLIC WORKS:

- The City and United Church of Christ (UCC) recently signed an easement permitting the City to install a locking powerbox on Main Street for various community-sponsored events throughout the year.
- ADA Curb Ramps: The RFP and scope of work is being updated this week.
- Highway 47/8 Quince Intersection: TVID is preparing final design for waterline replacement project for later this year. Staff is working on water utility relocate plan for city utilities.
- GroveLink Bus Shelters: The bus shelters arrived from the vendor this week. Staff is coordinating construction installation efforts with the contractor.
- Hawthorne Street Drainage: Staff is preparing the RFP packet and is working with CWS to determine sensitive area related to the drainage ditch.
- Firwood Lane Sewer Project: Staff is finalizing construction plans. The project will go out to bid soon.
- Water Treatment Plant: Staff is working on replacing the backwash pump.
- 24th Avenue Industrial Area: Staff is working on water system capacity analysis and finalizing the report which is expected later this summer.
- JWC: 1) Water Treatment Plant Expansion: Staff is finalizing CM/GC contractor selection process. Workshop No. 4 is scheduled. 2) Staff is reviewing curtailment plan and WTP facility plan issues.
- 2016 Timber Harvest: The 2015 harvest is wrapping up. The new harvest will start soon.
- Silverstone Planned Residential Development: Construction has started.
- Pacific Crossing Phase 4: The Engineering Office issued an early grading permit and the Developer is finalizing the Public Improvement Agreement. Construction is anticipated to start by end of June.
- Pacific University – Jefferson Parking Lot Addition: Staff completed the preconstruction meeting. The project started this week.
- Green Grove Co-Housing: Onsite construction will start soon. Public Improvements (water line) are expected to start later this summer.
- Old Trapper: Staff is reviewing preliminary plans for public improvements.

COMMUNITY DEVELOPMENT:

- Westside Planning Project: The Technical Advisory Committee (TAC) reviewed the final infrastructure analysis from the consultants for the David Hill and Purdin Road areas. The consultants will begin preparing a financial analysis report. Afterward, the documents will be placed on the City's website and a work session with the Planning Commission will be scheduled. Originally the work session was targeted for June 20th but will be delayed likely until August because of a land use permit for a new 21 unit apartment house that needs consideration on the same date. This additional time will allow the consultants to complete their products and the public a longer opportunity to review the document.
- Marijuana Code Update: On June 5th, the Planning Commission reviewed proposed time, place and manner requirements including recommendations made by the Public Safety Advisory Commission (PSAC) and endorsements of those recommendations by the Economic Development Commission. The Planning Commission accepted three of the five PSAC recommendations including:
 - no open grow for recreational production;
 - prohibit marijuana facilities in mixed-use or residential areas; and

- require conditional use permits rather than site plan review for all marijuana facilities.
- The Commission also approved limiting marijuana production, processing and wholesaling to the General Industrial district with no buffers. They did not accept PSAC's recommendations to prohibit marijuana facilities within 1,000 feet of a school, city parks and libraries, and prohibit any marijuana processing or production within 1,000 feet of a residential zone.
- The Commission also accepted proposed staff recommended zoning text amendments pertaining to allowed uses in the industrial districts, development regulations pertaining to marijuana related facilities and definitions.
- Future key dates are:
 - June 27th – First reading of a proposed ordinance by the City Council; and
 - July 11th – Second reading by the City Council.
- Marijuana projects – Based on the passage of Ordinance 2016-10, staff denied an application on a proposed outdoor grow operation on Elm Street. The property owner and Friends of Historic Forest Grove have filed appeals on this action. The Planning Commission conducted a de novo public hearing (meaning open record) on the appeals. The Commission voted to support the actions taken by staff, that is, they approved the site plan review application for the expansion of the storage operation with one additional condition related to drainage, and they voted to uphold the denial of the proposed open marijuana grow facility.
- Food Compost proposal: Staff will propose a rate increase to City Council for Waste Management to provide the service the June 13th Council meeting. Staff has also been working with Washington County Solid Waste to implement the program if the rate increase is approved by the City Council.
- Attached is a document from Metro regarding population and employment forecasts through 2040 for each jurisdiction in the Metro area. The estimates are based on current city limit boundaries.

LIGHT AND POWER:

- Current designs being drawn and routed for review are: A secondary service re-route, LED installation, Pacific Crossing phase 4 and Old Trapper expansion.
- Two engineering department employees are attending NWPPA training this week. Topics are staking/surveying and distribution system planning and design.
- Plan reviews of new homes are ongoing with five received last week.
- Preconstruction meetings were held for Pacific Crossing phase 4 and Silverstone subdivisions.
- GIS data review continues. Dial-in meetings occur every Thursday. Missing data during the preliminary migration has been identified. A solution has been provided and will be included in the next migration. Alternatives to the transformer and conductor data model have been presented by L&P.
- Virginia Transformer technicians were onsite to re-test one of two newly received substation transformers at Forest Grove. The techs completed additional "touch-up" work on all three units.

POLICE:

- The Chief addressed the FGHS Equity Club in relation to the previous student walk-out from the high school to Central Office. A dialogue was opened up where questions were asked and answered.
- FGPD had a booth at First Wednesday with many people coming by to ask questions.
- The department is sending personnel to take part in the area wide disaster relief training called Cascadia Rising. A special emphasis was placed on the Scoggins Dam area.
- Three new officers were sworn in on Monday 6/4 along with two new Reserve Officers.
- Planning is still moving forward with the National Night Out event scheduled for 8/2/16.
- The next Coffee with a Cop event is scheduled for 7/6/16 at "Coffee House in the Grove".
- Officer Scott Griffith was honored at a retirement function on 5/31/16 after 25 years of service.

LIBRARY:

- On Your Mark, Get Set, READ!" Is the theme for this year's Summer Reading Program. Sign up began on June 1st and so far 255 children and 60 teens have signed up to read this summer.
- Jim Jatkevicius has been hired as an Adult Services Librarian. Jim has been working as an On-Call librarian since January and is now a permanent member of the staff. Jim replaces Geralyn Schultz who accepted a position with the Hillsboro Library.
- Also joining the staff this month is Jessica Fehr. Jessica is a Library Assistant replacing Elizabeth Crain who is moving to North Carolina. Jessica also works part-time for the Cornelius Library.
- The Friends of the Library have raised \$5,671 from their on-line sales this fiscal year. The new in-house book sales have also been popular with patrons.

Exhibit A

2040 HOUSEHOLD FORECAST DISTRIBUTION

Created: May 5, 2016

REVISED: January 2016 (jurisdiction TAZ review and accepted by Research Center)

City household estimates prorated with 2015 PSU population estimates and Census household size imputations

2015	FINAL 2040
Households	Household Forecast

INSIDE Metro UGB

Clackamas County

Damascus (former area / city of:)	3,585	11,281
Gladstone	4,481	4,877
Happy Valley	5,344	10,219
Johnson City	270	278
Lake Oswego	15,760	17,648
Milwaukie	8,677	10,151
Oregon City	12,682	16,206
Rivergrove	180	195
West Linn	9,723	10,962
Wilsonville	9,553	11,706
Uninc. Clackamas County /future city annex.	35,068	45,143

Multnomah County

Fairview	3,771	4,243
Gresham	38,412	45,785
Maywood Park	307	327
Portland	261,804	381,913
Troutdale	5,657	6,544
Wood Village	1,367	1,557
Uninc. Multnomah County /future city annex.	7,247	15,789

Washington County

Beaverton	37,808	43,100
Cornelius	3,234	4,908
Durham	777	854
Forest Grove	8,432	13,190
Hillsboro	34,468	47,227
King City	2,005	3,222
Sherwood	6,639	7,454
Tigard	19,585	28,291
Tualatin	10,653	11,362
Uninc. Washington County /future city annex.	79,218	116,605

TOTAL in Metro UGB (today)	626,707	871,038
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OUTSIDE Metro UGB (including urban reserves/ future UGB adds)

Rural Cities	15,255	22,151
Uninc. Clackamas County /future city annex.	31,677	39,092
Uninc. Multnomah County /future city annex.	3,923	5,193
Uninc. Washington County /future city annex.	9,574	23,844

TOTAL outside Metro UGB	60,429	90,280
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Tri-county TOTAL	687,136	961,318
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City estimates are based on 2015 city limits and unchanged for 2040 figures.

Cities in multiple counties are tabulated to the county of majority.

2040 POPULATION FORECAST DISTRIBUTION

Created: May 5, 2016

City population prorated to match 2015 PSU population estimates

	2015 Population Estimate (PSU estimate)	FINAL 2040 Population Forecast
INSIDE Metro UGB		
<u>Clackamas County</u>		
Damascus (former area / city of:)	10,625	32,269
Gladstone	11,505	12,083
Happy Valley	17,510	32,314
Johnson City	565	561
Lake Oswego	37,300	40,311
Milwaukie	20,505	23,149
Oregon City	33,940	41,857
Rivergrove	495	515
West Linn	25,605	27,861
Wilsonville	22,870	27,046
Uninc. Clackamas County /future city annex.	93,728	116,447
<u>Multnomah County</u>		
Fairview	8,940	9,708
Gresham	107,065	123,162
Maywood Park	750	771
Portland	613,355	863,509
Troutdale	16,020	17,884
Wood Village	3,910	4,298
Uninc. Multnomah County /future city annex.	17,809	37,448
<u>Washington County</u>		
Beaverton	94,215	103,651
Cornelius	11,900	17,432
Durham	1,880	1,996
Forest Grove	23,080	34,844
Hillsboro	97,480	128,901
King City	3,425	5,310
Sherwood	19,080	20,674
Tigard	49,280	68,701
Tualatin	26,590	27,372
Uninc. Washington County /future city annex.	213,493	303,279
TOTAL in Metro UGB (today)	1,582,920	2,123,354
OUTSIDE Metro UGB (including urban reserves/ future UGB adds)		
Rural Cities	42,355	59,608
Uninc. Clackamas County /future city annex.	84,667	100,838
Uninc. Multnomah County /future city annex.	9,641	12,315
Uninc. Washington County /future city annex.	25,802	62,017
TOTAL outside Metro UGB	162,465	234,778
Tri-county TOTAL	1,745,385	2,358,132

City estimates are based on 2015 city limits and unchanged for 2040 figures.

Cities in multiple counties are tabulated to the county of majority.

Exhibit A

2040 EMPLOYMENT FORECAST DISTRIBUTION

Created: May 5, 2016

REVISED: January 2016 (jurisdiction TAZ review and accepted by Research Center)

City employment prorated to match 2015 job estimates from QCEW data and OED county estimates

	2015 Employment	FINAL 2040 Employment Forecast
INSIDE Metro UGB		
<u>Clackamas County</u>		
Damascus (former area / city of:)	1,333	4,941
Gladstone	2,700	4,231
Happy Valley	2,858	10,363
Johnson City	8	13
Lake Oswego	19,381	25,265
Milwaukie	12,764	17,376
Oregon City	14,100	22,534
Rivergrove	9	13
West Linn	4,541	6,199
Wilsonville	18,495	26,168
Uninc. Clackamas County /future city annex.	45,554	71,731
<u>Multnomah County</u>		
Fairview	2,919	6,180
Gresham	35,459	51,998
Maywood Park	16	20
Portland	434,723	559,848
Troutdale	7,893	14,274
Wood Village	2,227	4,190
Uninc. Multnomah County /future city annex.	487	3,585
<u>Washington County</u>		
Beaverton	57,053	78,471
Cornelius	2,696	4,594
Durham	1,436	1,785
Forest Grove	6,442	9,359
Hillsboro	74,379	114,123
King City	709	1,143
Sherwood	5,463	8,416
Tigard	46,041	63,919
Tualatin	27,342	38,596
Uninc. Washington County /future city annex.	45,040	78,078
TOTAL in Metro UGB (today)	872,066	1,227,414
OUTSIDE Metro UGB (including urban reserves/ future UGB adds)		
Rural Cities	13,926	24,229
Uninc. Clackamas County /future city annex.	14,960	20,946
Uninc. Multnomah County /future city annex.	2,576	4,527
Uninc. Washington County /future city annex.	6,772	11,936
TOTAL outside Metro UGB	38,234	61,638
Tri-county TOTAL	910,300	1,289,052

City estimates are based on 2015 city limits and unchanged for 2040 figures.

Cities in multiple counties are tabulated to the county of majority.