

COUNCIL AGENDA

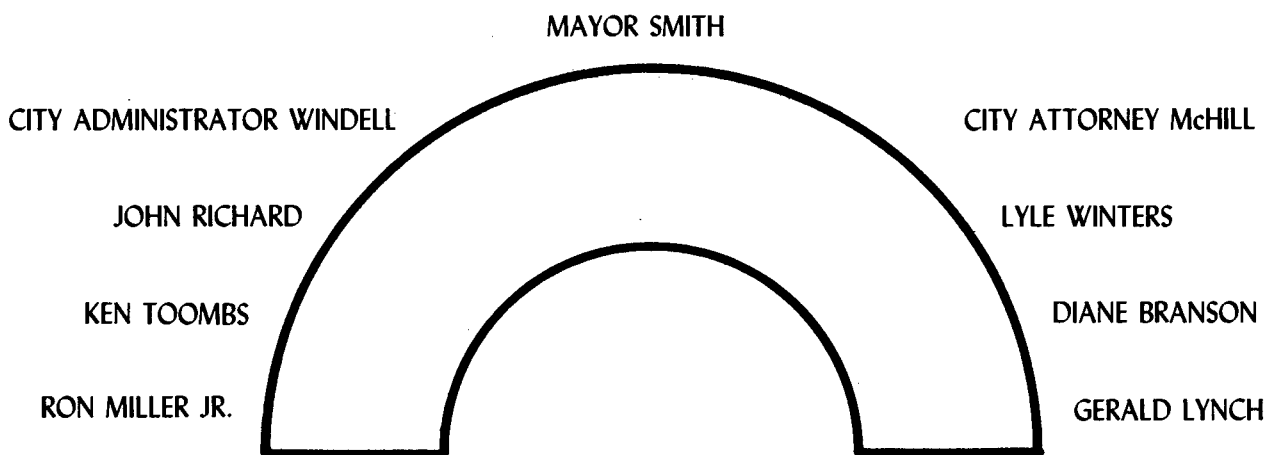


5-9-90

THE LEBANON CITY COUNCIL WELCOMES YOU!

Whether you have come to observe this meeting because of general interest, because a particular item has special importance to you or because you wish to address the Council on a non-agenda matter, your presence helps to insure informed and responsible City government.

For your convenience in following the progress of the meeting, Council members and others are seated as shown below:



THE COUNCIL REPRESENTS THE PEOPLE OF LEBANON!

You elect the Mayor and City Council to serve as the governing body for the City. The Mayor, who presides at the Council meetings, is elected at large for a two-year term. Council members are elected for four-year terms from the City's three wards. The Mayor and Council members' names and addresses and a ward map are shown on the back page of this agenda. The Mayor and Council provide community leadership, make policy decisions for municipal activity and encourage citizen understanding and involvement. The Council appoints a City Administrator who is responsible for the administration and execution of the City's policies and ordinances. .

PUBLIC HEARINGS

The Mayor will announce when the public hearing is open. The Mayor will first ask for staff comment, then ask those in favor to speak and then those opposed. If you wish to participate, please come forward to the podium in front of the Council and state your name and address. When you have finished speaking, the Mayor will ask the Council if there are any questions of you, so please remain a moment before you return to your seat. Remarks should be limited to **five minutes**.

TO SPEAK ON MATTERS OTHER THAN THOSE SCHEDULED FOR PUBLIC HEARING

"Citizen Comments"

The first 15-minutes of each Council meeting is the time designated on every council agenda for questions or statements by persons in the audience on any item of City business, other than those items appearing on the agenda. You will be invited to come forward in a manner similar to that prescribed for public hearings. Remarks should be limited to **five minutes**.

TO GET ITEMS ON THE AGENDA

All communications and matters to appear on the Council Agenda must be submitted to the City Administrator by noon on Wednesday prior to the Wednesday of the Council meeting. If you have some item you wish to bring before the City Council in the future, you are encouraged to mail or bring written communication to the City Administrator's office, 925 Main Street, P.O. Box 247, prior to the deadline.

**IF YOU HAVE ANY QUESTIONS OR SUGGESTIONS, PLEASE CALL THE MAYOR AND
CITY ADMINISTRATOR'S OFFICE AT 451-7421.**

LEBANON CITY COUNCIL
MAY 9, 1990
7:30 P.M.

Lebanon School District Board Room
485 S. 5th Street

NO NOON SESSION

CALL TO ORDER/FLAG SALUTE

ROLL CALL

APPROVAL OF MINUTES

- 1) Minutes of the April 25, 1990 City Council Meeting

LEGISLATIVE ACTION

- 2) AMENDMENT OF RESOLUTION #11, REGARDING THE SETTING OF FEES FOR PROCESSING LIQUOR LICENSE APPLICATIONS

Presented by: City Attorney Tom McHill

Adoption of amended RESOLUTION regarding the setting of fees for processing liquor license applications

(City Attorney will bring amended Resolution to Wed. meeting which will bring the City in compliance with state guidelines)

- 3) ANNUAL LIQUOR LICENSE RENEWALS

Presented by: Police Chief Walt Richmond

Approval/disapproval of liquor license renewals by MOTION

7-Eleven Store #24230

owner(s): Southland Corporation/Timothy & Novella Ciochon
1490 S. Main Street

Classification: Package Store

Stiffler's Market

owner(s): Jim and Martha Stiffler
960 Main Street

Classification: Package Store

Applebee's Restaurant
owner(s): Bob and Sharon Mitchell
1890 S. Main Street
Classification: Dispenser Class A

Safeway Store #308
owner: Safeway Stores, Inc.
30 E. Oak Street
Classification: Package Store

Lebanon Elks Lodge #1663
owner(s): Lebanon Elks Lodge
633 Park Street
Classification: Dispenser Class B

Lebanon Town Tavern
owner: Leona C. Moore
679 Main Street
Classification: Retail Malt Beverage

M & M Mart #4
owner: M & M Rentals Co.
1550 Main Street
Classification: Package Store

Roth's Store #7
owner: Roth's Foodliner Inc.
2540 Santiam Hwy S.
Classification: Package Store

Fore's Shop-N-Kart
owner: Fore's Mark & Pak
2175 S. Main
Classification: Package Store

Redbeard's Inc.
owner: Von L. Hansen
1581 S. Main
Classification: Restaurant

Jack's Market
owner: Glenda Sue Evans
590 W. Tangent
Classification: Package Store

Woodchipper's Haven Inc.
owner: Gale Kleint
76 E. Sherman
Classification: Dispenser Class A

Buckboard Saloon
owner: Gale Kleint
86 E. Sherman
Classification: Retail Malt Beverage

Linn Lanes
owner: Gary Heintzman
2250 S. Main Rd.
Classification: Dispenser Class C

Oregon Trail Pizza Inn
owner(s): Richard and Marilyn Burroughs
1704 S. Main Street
Classification: Restaurant

American Legion #51
owner: American Club Post #51
480 Main Street
Classification: Dispenser Class B

Pay Less Drug Store
owner: Payless Drug Stores, NW, Inc.
2680 S. Santiam Hwy
Classification: Package Store

delay 4)
YEAR END INTRA-FUND BUDGET TRANSFER

Presented by: Finance Director Judy Wendland

Authorize intra-fund transfer for FY 1989-90 by RESOLUTION

(no Resolution is included in packet; to be distributed on Wed. evening)

5)
CROSS CONNECTION CONTROL ORDINANCE

Presented by: Director of Public Works Jim Ruef

Adoption of ORDINANCE creating a Cross Connection Control Program and backflow device installation standards

6)

OREGON REVENUE SHARING

Presented by: Finance Director Judy Wendland

Adoption of ORDINANCE declaring the City to receive state revenue sharing money

Approval of RESOLUTION certifying city provides municipal services for purposes of eligibility in receiving state shared revenue payments

OTHER MATTERS

- 7) Discussion of Cascade School Conditional Use Permit - Bill Lane, Lebanon Public School Superintendent
- 8) Discussion of Municipal Court's Community Service Program - Municipal Court Judge John Wittwer
- 9) Planning Commission Re-appointments for Kay Wilkerson and Verlyn Betz - Appointment by Mayor Smith
- 10) Proclamation declaring May 14-20 as "SAFE KIDS WEEK" - Mayor Smith

CITIZEN COMMENTS

ADJOURNMENT

AGENDA ITEM 1

MINUTES OF THE APRIL 25, 1990 LEBANON CITY COUNCIL MEETING

The Lebanon City Council met in regular session on April 25, 1990 at 7:30 p.m. in the Board Room of the Lebanon School District Offices, 485 S. 5th Street. The meeting was called to order by Mayor Bob Smith. Present in addition to Mayor Smith were Councilors Lyle Winters, Ron Miller Jr., John Richard, Diane Branson, Gerald Lynch and Ken Toombs. Also in attendance were City Attorney Tom McHill, Police Chief Walt Richmond, Finance Director Judy Wendland and Director of Public Works Jim Ruef.

The minutes of the April 11, 1990 City Council meeting were approved as submitted.

Bill Cahill, Community & Economic Development Program Manager for Oregon District 4, Council of Governments and Keith L. Miller, Project Coordinator for Linn-Benton Regional Strategy addressed the Council regarding the background and philosophy of the Regional Strategy Program. They also presented Council with an overview of the budget and upcoming program developments. Mr. Miller explained that Linn County's focus for this program is the renewable resource area of agriculture and forestry. He further explained that the Regional Strategies Program was developed to assist existing and new businesses bring forward new products and services into the area to help diversify the local industry. They also can help provide management counseling, investment incentive funds as well as applied research funds.

Mr. Cahill stated that the Regional Strategies office has only been operational for just over a year and that they have assisted new developments of over seventeen entrepreneurs and businesses.

Mr. Cahill stated that they are in the process of developing the direction that the program will take for next couple of years. He added that they will be conducting public hearings to gather public input. Mr. Cahill stated that it has already been determined that the emphasis will continue to be a technology transfer-oriented strategy. He added that not as much money would be available during this next biennium. Mr. Cahill asked for Council suggestions or comments about the upcoming programs or the work currently being done at Regional Strategies.

Mr. Ed Kelso, Representative from the Lebanon Chamber of Commerce L.A.D.D.E.R. Promotion Committee addressed the Council regarding a request for closure of a one block area of West Ash Street between Main and Park for the purposes of conducting a motorcycle and trailer show. The show would be held on Saturday, June 16, 1990 between 10:00 am and 4:00 pm. Mr. Kelso also presented the Council with a signed letter of approval from all of the businesses on Ash Street between Main and Park who would be affected by the closure. The L.A.D.D.E.R. Promotion Committee has indicated that they would be responsible for the placement and removal of the barricades to block traffic for the event.

Motion by Councilor Toombs, seconded by Councilor Richard to approve the request as presented. Motion passed unanimously.

MINUTES OF THE APRIL 25, 1990 LEBANON CITY COUNCIL MEETING PG.2

City Attorney Tom McHill addressed the Council regarding the vacation of a portion of Cleveland Street south of East Vine Street. The area encompasses approximately 133ft. with two adjoining property owners, Donald & Peggy Tomlin and Fred and Evelyn Anderson. In a memo written to the Council, City Administrator Windell explained that the area would normally be vacated after all adjoining property owners have agreed. He further explained that one of the property owners, Mr. & Mrs. Anderson are not agreeable to this situation, because they feel by vacating the property that the additional property would create additional property taxes that he is not willing to pay for. He added that Mr. Anderson is also concerned about an easement to his garage area that is facing the east. The other property owner, Mr. Tomlin is agreeable to take all property and provide an easement for Mr. Anderson. Even under this arrangement, the Andersons are not agreeable.

Mr. McHill stated that by State statute the City can cause the vacation to occur. Mr. McHill indicated that the area has been littered with grass trimmings, limbs and other debris which in turn could become a potential liability for the City.

Motion by Councilor Miller, seconded by Councilor Toombs to authorize staff to proceed with the vacation action. Motion passed unanimously.

Director of Public Works Jim Ruef addressed the Council regarding a recommendation from the Sidewalk Committee based upon a five-year Sidewalk Construction Program beginning July 1, 1990. Mr. Ruef explained that the program incorporates the present incentives and each year of the plan, certain areas of the City would be "targeted" for sidewalk installation. He added that each year a priority list of sidewalk areas would be presented to the Council and then adopted. He stated that property owners in the "targeted" area would be notified and encourage them to install sidewalks and to use the benefit of the sidewalk incentive program. If after one year, the property owner does not install the walks, they would not be eligible for the incentive program and then be ordered by the Council to construct the walk. Mr. Ruef added that the Sidewalk Committee has also proposed that the amount of the incentive to be offered to the property owner shall be increased each year. The amount of the yearly increase shall be determined by the Portland Consumers Price Index. He also added that if these new changes are adopted, that the next increase will occur on July 1, 1990 which at that time would change from \$3.00 per linear foot to \$3.15 per linear foot.

Councilor Toombs indicated that he did not believe that increasing the yearly incentive program amount would make anymore citizens use the program. He felt that more citizens would take advantage of the program if it was patterned similarly like the Downtown Rehabilitation program.

Director of Public Works Ruef suggested offering persons on the sidewalk priority list be able to choose from a higher incentive and the remainder would be offered an incentive amount of \$3.00 per linear foot. Councilor Toombs stated that he would agree to that proposal.

MINUTES OF THE APRIL 25, 1990 LEBANON CITY COUNCIL MEETING PG. 3

Motion by Councilor Lynch, seconded by Councilor Winters to adopt the recommendations from the Sidewalk Committee's Five-Year Program as presented. Motion passed by a vote of 5-1. (Councilor Toombs nay)

Richard Ramsey, 39012 Golden Valley Drive, Lebanon addressed the Council regarding the changes in the new water and sewer rates which are coming into effect. Mr. Ramsey stated that he owns a rental at 410 Walker Road and has recently received the news of the increased water rates by letter. He added that prior to this letter, he was not informed of the upcoming increases. He also added that he contacted the Finance Department today and they had indicated to him that the new rate changes were advertised in the local newspapers of which he does not subscribe to. Mr. Ramsey stated that the increases will affect his renters which are elderly residents that cannot afford an increase.

Mayor Smith responded that meetings were held in various places in Lebanon this winter which discussed the rate changes and explained how they were arrived at. He added that these meetings were publicized in the newspapers and the informational meetings notices were printed on the back of a water bill prior to the meetings.

Mr. Ramsey stated he did not turn the bill over to see that message and that he is should not be held responsible for paying for a service that he is not using. He also added that the changes should be put before the voters for them to decide and inquired how to go about getting the city do just that.

City Attorney McHill suggested that Mr. Ramsey contact his own attorney and for him to indicate how he would go about placing a matter before the voters would be constitute a conflict of interest since he represents the City as a legal advisor.

Councilor Miller asked Mr. Ramsey if he would be interested in receiving a copy of the water and wastewater studies that were done earlier in the year explaining why the changes would be occurring. Mr. Ramsey indicated that he would. Finance Director Wendland stated that staff would send him a copy.

B.J. Schwegman, 1083 "F" Street addressed Mr. Ramsey's question and suggested that he contact his attorney for clarification and direction.

Councilor Winters indicated that several citizens have contacted him regarding questions concerning the new Historical Resources Program. He stated that some of the questions he does not have answers for and would like to know when these persons should address the Council.

Mayor Smith responded that he would be looking into this matter and would get the information back to the Council.

MINUTES OF THE APRIL 25, 1990 LEBANON CITY COUNCIL MEETING PG.4

City Attorney McHill stated that a Council work session may be conducted to better inform the Council of the historical program but he will need to clarify this with the City Planner who is out of town this week.

There being no further business to come before the Council, the meeting was adjourned at 9:04 p.m.

Mayor

ATTEST:

City Administrator

AGENDA ITEM 2



Oregon Liquor Control Commission

9079 SE McLOUGHLIN BLVD., PORTLAND, OREGON
 (Mailing Address: PO BOX 22297, PORTLAND, OR 97222)

April 26, 1990

Thomas A. McHill
 Lebanon City Attorney
 P. O. Box 98
 80 E. Maple Street
 Lebanon, OR 97355

Re: LEBANON CITY ORDINANCE #2071 FOR 1990

Dear Mr. McHill:

I have reviewed the City of Lebanon's bill for an ordinance providing procedure and criteria for city recommendation to the Oregon Liquor Control Commission regarding liquor license applications for premises located in the City of Lebanon. I determined that it is consistent with the State Liquor Control Act, although it provides for broader grounds to recommend refusal than the Commission could legally support.

I discussed with you by telephone on April 26th to assure that you understand that the OLCC may refuse to issue a license only for grounds stated in Oregon Administrative Rules, Chapter 845 Division 5, and in Oregon Revised Statutes Chapter 471 and 472.

I hereby approve the City of Lebanon Ordinance Providing Procedure and Criteria for City Recommendations to the OLCC.

I would also like to point out, as we discussed, that the proposed resolution setting fees for processing liquor license applications sets out fees that are inconsistent with state law. I refer you to ORS 471.210(4).

Yours truly,

Jerry Kosovich
 License Process Manager
 Regulatory Process Division

JK:jm

c: Joseph A. Windell
 City Administrator




CITY OF LEBANON



M E M O R A N D U M

TO: Joseph A. Windell
City Administrator

DATE: May 1, 1990

FROM: Thomas A. McHill 
City Attorney

SUBJECT: OLCC Criteria

I trust that by the time you receive this memo, you have also received a copy of Jerry Kosovich's letter from OLCC approving the criteria used for making recommendations to OLCC for licenses. As expected, Mr. Kosovich and I had a discussion with regard to the fact that some of the grounds for recommending denial are not legally supportable for the Commission to deny a license application.

I also discussed with Mr. Kosovich the fees for the license application. I must confess that I did not review ORS 471.210(4) as carefully as I might have because it was my understanding that the fees you inserted were from ordinances and resolutions which had previously been approved. I apologize for the oversight.

In any event, the statute states that the most that can be charged for an original application is \$100; \$75 for a change in ownership, location or privilege application; and \$35 for a renewal or temporary application. I understand from Walt that our resolution charges more than that on license renewals.

Therefore, I would suggest that we amend our resolution and refund the difference in the fees to those who have previously deposited them. If you wish to have me draft the amendment, please let me know.

TAM:lkh

cc: Walt Richmond, Chief of Police

AGENDA ITEM 3



CITY OF LEBANON
M E M O R A N D U M

TO: Joseph A. Windell
City Administrator

DATE: May 2, 1990

FROM: Walter R. Richmond *WR*
Chief of Police

SUBJECT: Liquor License Renewals

The attached seventeen businesses have been reviewed for the purposes of their annual liquor license renewal. This review has involved the Department of Agriculture, Department of Environmental Health, planning, engineering, Lebanon Fire District, and a site visit by myself. At this time, there is no documentation to support denial of any of these applications; therefore, I recommend approval of their renewal requests.

ref

LIQUOR LICENSE RENEWAL REQUEST

The proprietors individually specified below are applying for liquor license renewal:

BUSINESS: 7-ELEVEN STORE #24230
 OWNER(S): SOUTHLAND CORPORATION/CIOCHON, NOVELLA & TIMOTHY
 ADDRESS: 1490 S. MAIN ST.
LEBANON OR 97355

CLASSIFICATION: PACKAGE STORE

BUSINESS: STIFFLER'S MARKET
 OWNER(S): STIFFLER, JIM AND MARTHA
 ADDRESS: 960 MAIN STREET
LEBANON OR 97355

CLASSIFICATION: PACKAGE STORE

BUSINESS: APPLEBEE'S RESTAURANT
 OWNER(S): MITCHELL, BOB AND SHARON
 ADDRESS: 1890 S. MAIN ST.
LEBANON OR 97355

CLASSIFICATION: DISPENSER CLASS A

BUSINESS: SAFEWAY STORE #308
 OWNER(S): SAFEWAY STORES, INCORPORATED
 ADDRESS: 30 E OAK ST
LEBANON OR 97355

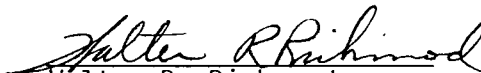
CLASSIFICATION: PACKAGE STORE

BUSINESS: LEBANON ELKS LODGE #1663
 OWNER(S): LEBANON ELKS LODGE
 ADDRESS: 633 PARK STREET
LEBANON OR 97355

CLASSIFICATION: DISPENSER CLASS B

There have been no liquor-related violations at these locations over the past year. The Police Department does not possess any documented evidence to support the denial of these requests.

Date: 04-17-90


 Walter R. Richmond
 Chief of Police

Applicant Name: 7-ELEVEN STORE #24230 Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: <u>HEALTH</u>	<u>Jaqueline Lopez</u> Signature	<u>4-30-90</u> Date	✓
CITY ENGINEER:	<u>James P. Ruff</u> Signature	<u>5/1/90</u> Date	✓
PLANNING OFFICIAL:	<u>Doug Parker</u> Signature	<u>5/1/90</u> Date	✓
FIRE DISTRICT:	<u>Mark Wilson</u> Signature	<u>5-1-90</u> Date	✓
POLICE CHIEF:	<u>Walt Richmond</u> Signature	<u>05-03-90</u> Date	✓

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: STIFFLER'S MARKET Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{HEALTH}	<u>Jaqueline Sainz</u> Signature	<u>4-30-90</u> Date	<input checked="" type="checkbox"/>
CITY ENGINEER:	<u>James P. B...</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
PLANNING OFFICIAL:	<u>Douglas...</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
FIRE DISTRICT:	<u>Mark Wilson</u> Signature	<u>5-1-90</u> Date	<input checked="" type="checkbox"/>
POLICE CHIEF:	<u>Walt Richmond</u> Signature	<u>05-03-90</u> Date	<input checked="" type="checkbox"/>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: APPLEBEE'S RESTAURANT Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:

APPROVAL DENIAL*

BUILDING ^{HEALTH} OFFICIAL:	<u>Holly Bauer</u>	<u>4/30/90</u>	<u>✓</u>	<u> </u>
	Signature	Date		

CITY ENGINEER:	<u>James P. Ruff</u>	<u>5/1/90</u>	<u>✓</u>	<u> </u>
	Signature	Date		

PLANNING OFFICIAL:	<u>Douglas</u>	<u>5/1/90</u>	<u>✓</u>	<u> </u>
	Signature	Date		

FIRE DISTRICT:	<u>Mark Wilson</u>	<u>5-1-90</u>	<u>✓</u>	<u> </u>
	Signature	Date		

POLICE CHIEF:	<u>Walt Richmond</u>	<u>05-03-90</u>	<u>✓</u>	<u> </u>
	Signature	Date		

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: SAFEWAY STORE #308 Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
HEALTH BUILDING OFFICIAL:	<u><i>Jacqueline Stapp</i></u> <u>4-30-90</u> Signature Date	<u>✓</u>	<u> </u>
CITY ENGINEER:	<u><i>James B. Puff</i></u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
PLANNING OFFICIAL:	<u><i>Dunfeker</i></u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
FIRE DISTRICT:	<u><i>Mark Wilson</i></u> <u>5-1-90</u> Signature Date	<u>✓</u>	<u> </u>
POLICE CHIEF:	<u><i>Walt Richmond</i></u> <u>05-03-90</u> Signature Date	<u>✓</u>	<u> </u>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: LEBANON ELKS LODGE #1663 Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL:	<i>Wally Brown</i> Signature _____ Date <u>4/30/90</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CITY ENGINEER:	<i>James P. Ruff</i> Signature _____ Date <u>5/1/90</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
PLANNING OFFICIAL:	<i>Doug Parker</i> Signature _____ Date <u>5/1/90</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FIRE DISTRICT:	<i>Mark Wilson</i> Signature _____ Date <u>5-1-90</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
POLICE CHIEF:	<i>Walt Richmond</i> Signature _____ Date <u>05-03-90</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

LIQUOR LICENSE RENEWAL REQUEST

The proprietors individually specified below are applying for liquor license renewal:

BUSINESS: LEBANON TOWN TAVERN
 OWNER(S): LEONA CHRISTINE MOORE
 ADDRESS: 679 MAIN STREET
LEBANON OR 97355

CLASSIFICATION: RETAIL MALT BEVERAGE

BUSINESS: M & M MART #4
 OWNER(S): M & M RENTALS CO
 ADDRESS: 1550 MAIN STREET
LEBANON OR 97355

CLASSIFICATION: PACKAGE STORE

BUSINESS: ROTH'S STORE #7
 OWNER(S): ROTH IGA FOODLINER INC
 ADDRESS: 4895 INDIAN SCHOOL RD NE
SALEM OR 97305

CLASSIFICATION: PACKAGE STORE

BUSINESS: FORE'S SHOP-N-KART
 OWNER(S): FORE'S MARK & PAK
 ADDRESS: 2175 S MAIN
LEBANON OR 97355

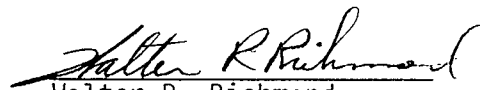
CLASSIFICATION: PACKAGE STORE

BUSINESS: REDBEARDS, INC.
 OWNER(S): VON L. HANSEN
 ADDRESS: 1581 S. MAIN
LEBANON, OR 97355

CLASSIFICATION: RESTAURANT

There have been no liquor-related violations at these locations over the past year. The Police Department does not possess any documented evidence to support the denial of these requests.

Date: APRIL 10, 1990


 Walter R. Richmond
 Chief of Police

Applicant Name: LEBANON TOWN TAVERN Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{HEALTH}	<u>Nolly Brown</u> Signature	<u>4/30/90</u> Date	<u>✓</u> <u> </u>
CITY ENGINEER:	<u>James P. Ruff</u> Signature	<u>5/1/90</u> Date	<u>✓</u> <u> </u>
PLANNING OFFICIAL:	<u>Dauphina</u> Signature	<u>5/1/90</u> Date	<u>✓</u> <u> </u>
FIRE DISTRICT:	<u>Ray Fair</u> Signature	<u>5/1/90</u> Date	<u>✓</u> <u> </u>
POLICE CHIEF:	<u>Walt Richmond</u> Signature	<u>05-03-90</u> Date	<u>✓</u> <u> </u>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: M & M MART #4 Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: <i>HEALTH</i>	<u><i>Regulation stays</i></u> Signature	<u>4/30/90</u> Date	<input checked="" type="checkbox"/>
CITY ENGINEER:	<u><i>Jones P. Ruf</i></u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
PLANNING OFFICIAL:	<u><i>Dougherty</i></u> Signature	<u>5/1/90</u> Date	<input type="checkbox"/>
FIRE DISTRICT:	<u><i>Ray Jui</i></u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
POLICE CHIEF:	<u><i>Halt Richmond</i></u> Signature	<u>05-03-90</u> Date	<input checked="" type="checkbox"/>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: ROTH'S STORE #7 Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
HEALTH BUILDING OFFICIAL:	<u>Jaqueline Hayes</u> Signature	<u>4-30-90</u> Date	<input checked="" type="checkbox"/>
CITY ENGINEER:	<u>James P. Ruf</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
PLANNING OFFICIAL:	<u>Danofaker</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
FIRE DISTRICT:	<u>Ray Jui</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/>
POLICE CHIEF:	<u>Walt Richmond</u> Signature	<u>05-03-90</u> Date	<input checked="" type="checkbox"/>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: FORE'S SHOP-N-KART Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:

APPROVAL DENIAL*

~~BUILDING~~ **HEALTH**

OFFICIAL:

Regulene Stays 4-30-90
Signature Date

✓ _____

CITY ENGINEER:

James P. Ruff 5/1/90
Signature Date

_____ _____

PLANNING OFFICIAL:

Doug Parker 5/1/90
Signature Date

✓ _____

FIRE DISTRICT:

Ray Fini 5/1/90
Signature Date

✓ _____

POLICE CHIEF:

Walt Richmond 05-03-90
Signature Date

✓ _____

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: REDBEARDS, INC. Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{HEALTH}	<u>Nolly Braun</u> Signature	<u>4/30/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
CITY ENGINEER:	<u>James P. Ruf</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
PLANNING OFFICIAL:	<u>Douglaska</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
FIRE DISTRICT:	<u>Ray Fani</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
POLICE CHIEF:	<u>Walt Richmond</u> Signature	<u>05-03-90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

LIQUOR LICENSE RENEWAL REQUEST

The proprietors individually specified below are applying for liquor license renewal:

BUSINESS: JACKS MARKET
 OWNER(S): GLEND A SUE EVANS
 ADDRESS: 590 W. TANGENT
LEBANON OR 97355

CLASSIFICATION: PACKAGE STORE

BUSINESS: WOODCHIPPERS HAVEN INC
 OWNER(S): GALE KLEINT
 ADDRESS: 76 E SHERMAN
LEBANON OR 97355

CLASSIFICATION: DISPENSER CLASS A

BUSINESS: BUCKBOARD SALOON
 OWNER(S): GALE KLEINT
 ADDRESS: 86 E SHERMAN STREET
LEBANON OR 97355

CLASSIFICATION: RETAIL MALT BEVERAGE

BUSINESS: LINN LANES
 OWNER(S): GARY HEINTZMAN
 ADDRESS: 2250 S MAIN RD
LEBANON OR 97355

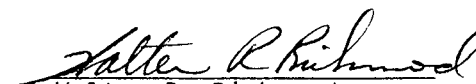
CLASSIFICATION: DISPENSER CLASS A

BUSINESS: OREGON TRAIL PIZZA INN
 OWNER(S): BURROUGHS, RICHARD AND MARILYN
 ADDRESS: 1704 S MAIN ST
LEBANON OR 97355

CLASSIFICATION: RESTAURANT

There have been no liquor-related violations at these locations over the past year. The Police Department does not possess any documented evidence to support the denial of these requests.

Date: APRIL 6, 1990


 Walter R. Richmond
 Chief of Police

Applicant Name: JACKS MARKET Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: <u>HEALTH</u>	<u>Magdalena Stump</u> Signature	<u>4-30-90</u> Date	<u>✓</u>
CITY ENGINEER:	<u>James P. Ruf</u> Signature	<u>5/1/90</u> Date	<u>✓</u>
PLANNING OFFICIAL:	<u>Douglas</u> Signature	<u>5/1/90</u> Date	<u>✓</u>
FIRE DISTRICT:	<u>Mark Wilson</u> Signature	<u>5-1-90</u> Date	<u>✓</u>
POLICE CHIEF:	<u>Altt Richmond</u> Signature	<u>05-03-90</u> Date	<u>✓</u>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: WOODCHIPPERS HAVEN INC Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{HEALTH}	<u>Holly Brown</u> Signature	<u>4/30/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
CITY ENGINEER:	<u>James R. Ruff</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
PLANNING OFFICIAL:	<u>Doug Baker</u> Signature	<u>5/1/90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
FIRE DISTRICT:	<u>Mark Wilson</u> Signature	<u>5-1-90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>
POLICE CHIEF:	<u>Matt Richmond</u> Signature	<u>05-03-90</u> Date	<input checked="" type="checkbox"/> <input type="checkbox"/>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: BUCKBOARD SALOON Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: <i>Health</i>	<i>Holly Brown</i> Signature	<i>4/30/90</i> Date	✓
CITY ENGINEER:	<i>James P. Ruf</i> Signature	<i>5/1/90</i> Date	✓
PLANNING OFFICIAL:	<i>Doug Parker</i> Signature	<i>5/1/90</i> Date	✓
FIRE DISTRICT:	<i>Mark Wilson</i> Signature	<i>5-1-90</i> Date	✓
POLICE CHIEF:	<i>Kalt Richmond</i> Signature	<i>05-03-90</i> Date	✓

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: LINN LANES Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{HEALTH}	<u>Holly Brown</u> <u>4/30/90</u> Signature Date	<u>✓</u>	<u> </u>
CITY ENGINEER:	<u>James P. Ruff</u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
PLANNING OFFICIAL:	<u>Doug Parker</u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
FIRE DISTRICT:	<u>Mark Wilson</u> <u>5-1-90</u> Signature Date	<u>✓</u>	<u> </u>
POLICE CHIEF:	<u>John Richmond</u> <u>05-03-90</u> Signature Date	<u>✓</u>	<u> </u>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: OREGON TRAIL PIZZA Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{Health}	<u>Holly Brouer</u> Signature	<u>4/30/90</u> Date	<u>✓</u> <u> </u>
CITY ENGINEER:	<u>James P. Ruff</u> Signature	<u>5/1/90</u> Date	<u>✓</u> <u> </u>
PLANNING OFFICIAL:	<u>Doug Parker</u> Signature	<u>5/1/90</u> Date	<u>✓</u> <u> </u>
FIRE DISTRICT:	<u>Mark Wilson</u> Signature	<u>5-1-90</u> Date	<u>✓</u> <u> </u>
POLICE CHIEF:	<u>Scott Richmond</u> Signature	<u>05-03-90</u> Date	<u>✓</u> <u> </u>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

LIQUOR LICENSE RENEWAL REQUEST

The proprietors individually specified below are applying for liquor license renewal:

BUSINESS: AMERICAN LEGION #51
 OWNER(S): AMERICAN LEGION CLUB POST #51
 ADDRESS: 480 MAIN ST
LEBANON OR 97355

CLASSIFICATION: DISPENSER CLASS B

BUSINESS: PAY LESS DRUG STORE
 OWNER(S): PAY LESS DRUG STORES NW INC
 ADDRESS: 2680 S SANTIAM HWY
LEBANON OR 97355

CLASSIFICATION: PACKAGE STORE

BUSINESS: _____
 OWNER(S): _____
 ADDRESS: _____

CLASSIFICATION: _____

BUSINESS: _____
 OWNER(S): _____
 ADDRESS: _____

CLASSIFICATION: _____

BUSINESS: _____
 OWNER(S): _____
 ADDRESS: _____

CLASSIFICATION: _____

There have been no liquor-related violations at these locations over the past year. The Police Department does not possess any documented evidence to support the denial of these requests.

Date: APRIL 26, 1990


 Walter R. Richmond
 Chief of Police

Applicant Name: AMERICAN LEGION #51 Date: APRIL 26, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:		<u>APPROVAL</u>	<u>DENIAL*</u>
BUILDING OFFICIAL: ^{HEALTH}	<u>Holly Brown</u> <u>4/30/90</u> Signature Date	<u>✓</u>	<u> </u>
CITY ENGINEER:	<u>James P. Ruf</u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
PLANNING OFFICIAL:	<u>Doug Parker</u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
FIRE DISTRICT:	<u>Ray Fair</u> <u>5/1/90</u> Signature Date	<u>✓</u>	<u> </u>
POLICE CHIEF:	<u>Walt Richmond</u> <u>05-03-90</u> Signature Date	<u>✓</u>	<u> </u>

*NOTE: Recommendation for denial must be accompanied by supporting documentation.

Applicant Name: PAY LESS DRUG STORE Date: APRIL 30, 1990

FOR OFFICE USE ONLY

RECOMMENDATION:

HEALTH
~~BUILDING~~ OFFICIAL:

Marguerite Stang 4-30-90
Signature Date

APPROVAL DENIAL*

✓ _____

CITY ENGINEER:

James P. Ruff 5/1/90
Signature Date

✓ _____

PLANNING OFFICIAL:

Doug Parker 5/1/90
Signature Date

✓ _____

FIRE DISTRICT:

Ray Jui 5/1/90
Signature Date

✓ _____

POLICE CHIEF:

Pat Richmond 05-03-90
Signature Date

✓ _____

*NOTE: Recommendation for denial must be accompanied by supporting documentation.


AGENDA ITEM 4



CITY OF LEBANON
M E M O R A N D U M

TO: Joseph A. Windell, City Administrator

DATE: May 2, 1990

FROM: Judy Wendland, Finance Director 

SUBJECT: Budget Transfer Resolution

I will be presenting a budget transfer resolution to the City Council at its May 9th meeting. However, I have not been able to complete the computations yet. I will distribute them to the Council at the meeting.

AGENDA ITEM 5



CITY OF LEBANON

M E M O R A N D U M

TO: MAYOR AND CITY COUNCIL DATE: MAY 5, 1990

FROM: JAMES P. RUEF, DIRECTOR OF PUBLIC WORKS *JPR*

SUBJECT: CROSS CONNECTION CONTROL ORDINANCE

The state mandate for a Cross Connection Control Program has been around for many years. The Oregon State Health Division has required some kind of a program for each water system since well before the City of Lebanon ever purchased the Lebanon Water System from PP&L. The last two years have seen the state strengthen and stiffen the laws and have made it desirable for the City of Lebanon to officially adopt an ordinance dealing with this program.

The need for the program is unquestionable. The attached examples of cross connection contaminations are just a few of the many that have occurred across the nation. This past year alone we have had two cases in Lebanon. One confirmed, and one still being investigated. They usually start the same - a call from the property owner complaining that the city water has a bad taste or has air coming from the tap. In both cases only the building water pipes contained the contamination and as far as we know it did not enter the city water system. One case involved carbon dioxide gas and the other was a case of compressed air. Neither involved a hazardous material.

This program will not come without a cost. The minimum price of installing the backflow device on a single family residence is around \$250. Many residences will have to pay more. Any residence currently connected to the water system with an alternative source of water on the property (in most cases this would be an irrigation well), **even if there is no direct connection between the well and the city system**, will be required to install a device or eliminate the well.

Most industrial and many commercial customers will be faced with the need to install these devices. For the largest services the cost may well be over \$10,000.

The cost of installing these devices will be left up to the property owner. The property owner will also need to bear the cost of the once-a-year testing of the device. The city is offering some assistance to each property owner by offering to test, at our expense, any alternative source of water for bacterial contamination and performing the first test of the device with our personnel at no charge. We are also very involved in assisting each property owner with the location, placement, and final approval of the device.

JPR/arg



CITY OF LEBANON

M E M O R A N D U M

TO: Jim Ruef
Director of Public Works

DATE: May 1, 1990

FROM: Brian R. Hall *Brian*
Division Manager, Maintenance Services

SUBJECT: Cross Connection Control Ordinance

Attached is the final draft for an ordinance pertaining to cross connection control and the installation of backflow prevention devices. The ordinance itself is fairly short but refers to and incorporates two sections of the Oregon Administrative Rules that deal specifically with these two issues.

Over the past two years we have been steadily increasing the amount of hours spent in the identification and prevention of cross connections in the water system. The State of Oregon requires us as a water suppliers to control and eliminate cross connections. Because we have worked for some time to come up with an ordinance that would cover everything we felt was necessary, we have up to this point worked under the authority of this state mandate. We believe that this ordinance will now allow us to carry out the program easier and with more authority.

The city attorney has suggested that when the ordinance is adopted we do not specifically attach the Oregon Administrative rules as exhibits. However he does suggest we send it to the printers for codification as appendices to the code sections for easy review in our Lebanon Municipal Code.

Along with the draft of the ordinance I have attached a most recent copy of the two sections of Oregon Administrative Rules that are cited therein. I have also attached examples of cross connections and problems they have caused in the past. Perhaps these will be helpful to you in explaining the program to others.

If you need and further information please let me know.

A BILL FOR AN ORDINANCE)	ORDINANCE BILL NO. _____
CREATING A CROSS CONNECTION)	For 1990
CONTROL PROGRAM AND ADOPTING)	
BACKFLOW DEVICE INSTALLATION)	ORDINANCE NO. _____
STANDARDS)	

It is hereby ordained by the people of the City of Lebanon as follows:

Section 1. There is established a Cross Connection Control and Backflow Prevention Program, to be administered by the Department of Public Works for the City of Lebanon.

Section 2. "Backflow", as used in this chapter, means the reverse of flow from its normal or intended direction of flow. Backflow can be caused by backpressure or backsiphonage.

Section 3. "Cross Connection", as used in this chapter, means any actual or potential physical connection between a potable water line and any pipe or vessel containing a non-potable fluid so that it is possible to introduce the non-potable fluid into the potable fluid by backflow.

Section 4. The purpose of this chapter shall be to establish programs for controlling and eliminating cross connections and to establish standards for the installation of backflow prevention devices.

Section 5. If the City has reasonable cause to believe that an existing or potential cross connection is located on the consumer's premises, the City shall deny or discontinue water service to those premises which contain an existing or potential cross connection until:

1. a state approved backflow device or method is installed; or
2. the cause of the hazard is eliminated.

Service may also be denied or discontinued if access to the consumer's premises for inspection to determine whether a cross connection or potential cross connection exists is denied.

Section 6. The City adopts and incorporates herein by reference the "cross connection control requirements" dated 1990, Oregon Administrative Rule 333-61-070, with the following amendments:

- A. There shall be added to Oregon Administrative Rule 333-61-070(4) a subsection (f) which shall read as follows: The service is larger than two inches.

Section 7. The City adopts and incorporates herein by reference the "backflow device installation standards", dated 1990, Oregon Administrative Rule 331-61-099.

Section 8. If the City has not received the results of the annual test, as required in this chapter, within thirty days of the anniversary date for such annual testing, or within ten days of the date of installation or relocation of the device, or the date of the City's discovery that the device was installed without testing as applicable, the City may order the test and add the cost of the test onto the property owner's water bill.

Section 9. In the event that the results of the tests required by this chapter and ordered by the City or the property owner indicate that repairs are necessary, the repairs must be made at the owners' expense and a new test made and results of the test forwarded to the City within ten days of the date of the first test. In the event that the City has not received evidence of the repairs and the results of the second test within ten days of the first test, the City may cause to have the repairs made and

add such costs to the water bill of the property owner. This section shall apply to all tests and repairs until a test shows the backflow device is functioning properly.

Section 10. The City may discontinue the water service of any person who refuses or fails to pay such testing or repair charges added to the customer's water bill.

Section 11. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council of the City of Lebanon by a vote of _____ for and _____ against, and approved by the Mayor this _____ day of May, 1990.

Mayor

ATTEST:

City Recorder

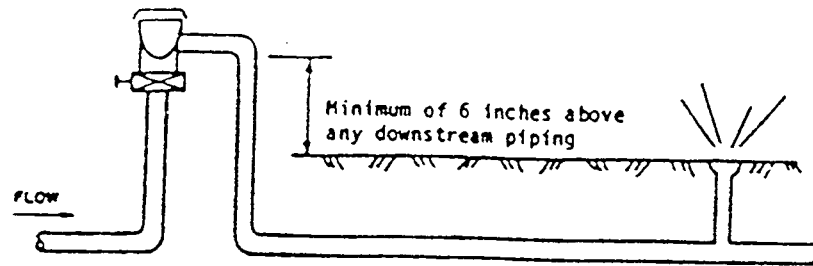
333-61-070 CROSS CONNECTION CONTROL REQUIREMENTS

- (1) Water suppliers shall undertake programs for controlling and eliminating cross connections:
 - (a) In community water systems, water suppliers shall identify and evaluate the premises where potential cross connections exist;
 - (b) In community water systems where the water supplier has reasonable cause to believe that an existing or potential cross connection is located on the user's premises, the water supplier shall deny or discontinue service to those premises until an appropriate backflow prevention device assembly is installed or until the cause of the hazard is eliminated;
 - (c) Where the water supplier owns and/or operates a non-community water system, the water supplier shall assure that cross connections do not exist. Inspections to assure compliance with this section may be made by the licensing agency where licensing is required or by the Department of Commerce under ORS 447.020.
- (2) In community water systems having more than 300 service connections, water suppliers shall make provision for at least one person certified in cross connection control inspection to carry out the cross connection control program unless specifically exempted by the Division.
- (3) Whenever a water user or the owner of the premises obtaining water from a public water system treats the water in any way or adds any chemical or substance to the water they shall notify the water supplier.
- (4) Backflow prevention device assemblies for protecting community water systems shall be installed at the service connection to premises where an approved airgap does not exist and:
 - (a) There is an auxiliary water supply which is, or can be, connected to the potable water piping;
 - (b) There is piping for conveying liquids other than potable water, and where that piping is under pressure and is installed and operated in a manner which could cause a cross connection;
 - (c) There is intricate plumbing which makes it impractical to ascertain whether or not cross connections exist;
 - (d) There is backsiphonage potential.
 - (e) Cross connections or potential cross connection exists.
- (5) Backflow prevention device assembly for protecting non-community water systems shall be installed at or near the points of water use where potential cross connections are identified.
- (6) The type of backflow prevention required under sections (4) and (5) of this rule, shall be commensurate with the degree of hazard which exists:
 - (a) An approved air gap of at least twice the inside diameter, but not less than one inch, of the incoming

- purveyor. Backflow prevention devices found not to be functioning properly shall be promptly repaired by the water user or owner of the device or the water supplier may deny or discontinue service as provided in subsection (1)(b) of this rule. Devices shall be tested immediately after installation and after they are moved. Reports on the tests shall be prepared by the certified tester and copies of the reports shall be provided to the water user or the owner of the premises and to the water supplier. The water supplier shall prepare a summary of the tests performed and shall submit that summary once per calendar quarter to the Division. Tests shall be performed by certified testers in conformance with procedures established by the Foundation for Cross Connection Control and Hydraulic Research, Manual of Cross Connection Control, 8th Edition, June 1988, University of Southern California. Copies of reports on tests performed at non-community water system device assemblies shall be sent to the Division.
- (11) The Division shall maintain a current list of individuals who are certified.
 - (12) Certification as an inspector or as device tester may be obtained by successful completion of a training course approved by the Division.
 - (13) Certification as a device tester must be renewed on January 1, annually by submitting evidence to the Division that:
 - (a) during the past calendar year the certificate holder has satisfactorily tested at least four (4) devices;
 - (b) has had their test gauges calibrated satisfactorily;
 - (c) and has attended a refresher course at least every other year from the date of the original certification.
 - (14) Certification as an inspector must be renewed on January 1, annually by submitting evidence to the Division that they have attended a refresher course or have obtained 0.5 CEUs pertaining to cross connection activities at least every other year from the date of the original certification.
 - (15) The Division may refuse or revoke the certification if it finds, after opportunity for hearing under ORS 183 that:
 - (a) the inspector is incompetent in identifying potential or existing cross connections or in selecting appropriate backflow prevention devices commensurate with degree of hazard.
 - (b) the device tester:
 - (A) is incompetent in performing device testing;
 - (B) has falsified a test report; or
 - (C) has allowed any other person to use their certificate number.
 - (16) Water suppliers may adopt requirements which are more stringent than those set forth in this rule.
 - (17) Backflow prevention device assemblies installed before the effective date of these rules which were approved at the time they were installed but are not on the current list of

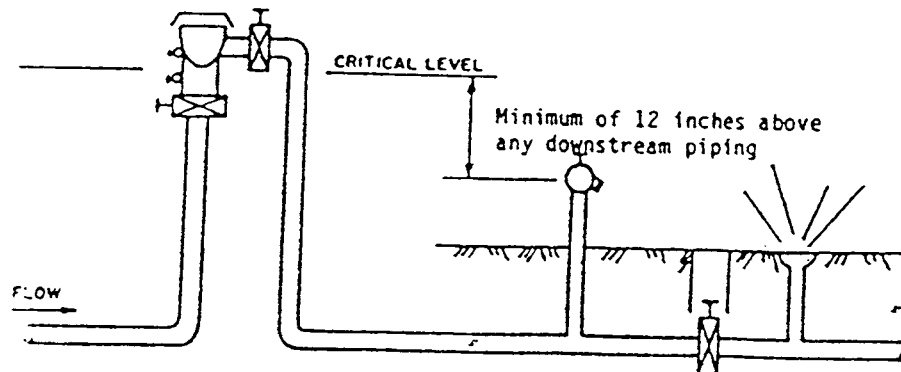
333-61-099 BACKFLOW DEVICE INSTALLATION STANDARDS

(1) TYPICAL INSTALLATION OF AN AVB



- NOTE:
1. Absolutely no means of shut-off on the downstream or discharge side of the vacuum breaker.
 2. For intermittent use only. Must not be pressurized for more than 12 hours in any 24 hour period.
 3. Shall not be subject to any backpressure.
 4. Shall not be installed in dusty or corrosive atmospheres.
 5. Shall not be installed where subject to flooding.

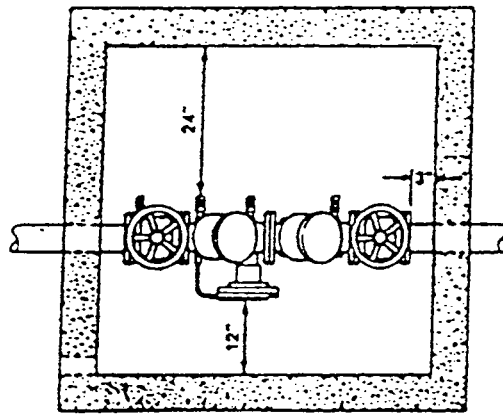
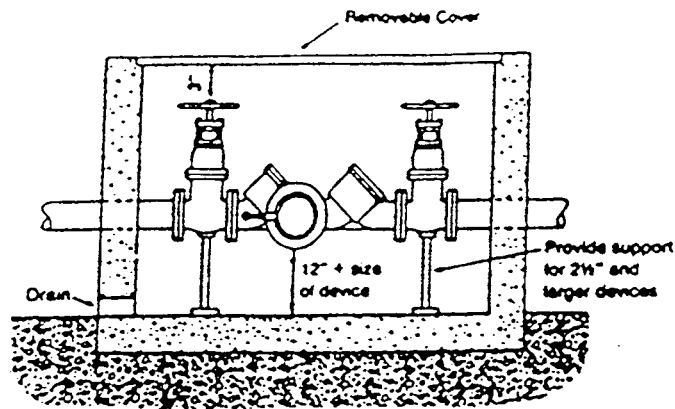
(2) TYPICAL INSTALLATION OF A PVB



- NOTE:
1. Downstream side of vacuum breaker may be maintained under pressure by a valve. But, there may be absolutely no means of imposing pressure by pump or other means.
 2. PVBs are designed to protect against back siphonage only, not backpressure..
 3. It shall be installed where occasional water discharge from the device caused by pressure fluctuations will not be objectionable.
 4. Adequate spacing shall be available for maintenance and testing.
 5. Shall not be subject to flooding.

(4)

MINIMUM CLEARANCE FOR RPBD INSTALLATION



- NOTE:
1. Bottom and side clearances apply when devices are installed inside building. Access doors may be provided on side of above-ground vault.
 2. RPBDs shall always be installed horizontally, never vertically.
 3. RPBDs shall always be installed above the 100 year (1%) flood level.
 4. Relief valves shall never be extended or plugged.
 5. Protection from freezing should be provided.
 6. A provision for an air gapped drain shall be provided.
 7. RPBDs shall not be installed in an enclosed vault or box unless a bore-sighted drain to daylight is provided.

DATE OF OCCURRENCEOctober, 1982

LOCATIONSpringfield, Oregon

SOURCE OF INFORMATIONLane County Health Division

SUMMARY:

A cross connection between the potable water system and a non-potable process water and fire system in a lumber mill was the probable cause of seven confirmed cases of Giardiasis.

DETAILS:

Information from the Lane County Health Division indicates that seven confirmed cases of Giardiasis have been documented among employees of a lumber company in Springfield, Oregon. The probable cause for this problem was a cross connection between the potable water system and a non-potable process water and fire system in the lumber mill. An unauthorized connection was made at an edger which resulted in process water from a surface source contaminating the potable water at the lunchroom drinking fountain. Water samples collected at the mill's lunchroom showing an absence of coliform bacteria indicated that the cross connection had been eliminated.

DATE OF OCCURRENCE1983

LOCATIONEastern U.S.

SOURCE OF INFORMATIONWatts Regulator Company
"Stop Backflow"

SUMMARY:

A ship's salt water fire system pumped river water into a shipyard's water supply system.

DETAILS:

Water fountains at an east coast shipyard were posted "No Drinking" as workers flushed the water mains to eliminate raw river water that had entered the shipyard following contamination from an incorrectly connected water line between a ship and the shipyard's fire hydrant. The shipyard trucked in potable water so employees could obtain drinking water. However, some third shift employees drank the river water before the pollution was discovered and later complained of stomach cramps and diarrhea. Fortunately, the contamination was confined just to the area of the shipyard complex and did not enter the adjacent city water system.

The cause of the problem was a direct cross connection between the on board salt water fire protection system on the ship and the domestic water system on the dock. While the shipyard had been aware of the need for backflow protection devices at the dockside area, the devices had not been delivered and installed prior to the time of the incident. As a result of the ship's fire pump being operated at a greater pressure than the potable shipyard system, river water backflowed into the shipyard's system.

DATE OF OCCURRENCEAugust, 1984

LOCATIONBellevue, Washington

SOURCE OF INFORMATIONBellevue Public Works/Utilities Dept.

SUMMARY:

The temporary shut down of water service to a nursing home resulted in the back siphonage of sodium silicate into the building's potable water system.

DETAILS:

On August 4th, 1984 the City Of Bellevue had to shut down the water supply to a nursing home as a result of a valve repair. The water main was shut down about an hour. When water service was resumed, the residents of the nursing home notified Bellevue Water of burning sensations in their mouths.

The temporary pressure loss caused an injector to introduce a large amount of sodium silicate into the water lines, and when pressure was restored, the high concentration of anti-corrosive in the water was carried throughout the plumbing system. There was no backflow prevention device on the injection system to the boiler.

The nursing home ceased use of City water for 3 days, until after the main and their service were flushed thoroughly, and subsequent samples proved the water safe to drink. Other than a few temporary upset stomachs and a burning sensation in their mouths, no one was seriously ill or injured from the experience. Shortly thereafter a R.P.B.D. was installed upstream of the injection feed system to the boiler.

DATE OF OCCURRENCEJanuary, 1986

LOCATIONBonner Springs, Kansas

SOURCE OF INFORMATIONAmerican Backflow Prevention Association
"Backflow Prevention" Vol.3, No.4. April, 1986

SUMMARY:

Two employees of a grain mill became ill after drinking water contaminated with the pesticide Malathion.

DETAILS:

Two employees of a grain mill in Bonner Springs, Kansas were taken to the hospital on January 10th, 1986 after they became ill from drinking water contaminated with the pesticide Malathion. The plant mills various cereal products. The grain arrives in railroad hopper cars and is shipped from the plant in bags and packages. It is normal procedure to treat all raw grain with a pesticide before other processing is started.

An aspirator device is used to feed a pesticide, such as Malathion, and dilute it with water to the proper application strength. The aspirator uses city water pressure. During spraying, the Malathion mixture was drawn into the plant's plumbing. The city official that arrived shortly after the backflow incident reported that the basement floor contained standing water, which suggested a plumbing leak may have caused "irregular" water pressures within the plant's water piping. City officials maintained that there was never a drop in pressure within the city's distribution system. The city assisted plant personnel in flushing the plumbing system and directed the company to discontinue use of the aspirator device until protection could be provided to prevent backflow.

DATE OF OCCURRENCEMarch, 1986

LOCATIONVictoria, British Columbia

SOURCE OF INFORMATIONVictoria Water Department

SUMMARY:

The domestic water system in the Provincial Museum was contaminated by the backflow of water from an air conditioning/humidifier unit that contained a corrosion inhibitor.

DETAILS:

In March of 1986 the City of Victoria Water Department received a complaint from the Provincial museum that their water "smelled of ether". The odor was a reoccurring problem, with its strongest level being noticed in the early morning.

The inspection of the museum confirmed the odor. By following the water system to the area of the strongest odor, it was concluded that the source was the museum's air conditioning/humidifier unit installed in the basement. The make-up water tank for this unit contained a corrosion inhibitor that smelled like ether. The unit's pump operated at a pressure higher than the city water pressure.

A reduced pressure principle backflow prevention device was ordered installed on the water connection to the air conditioning/humidifier unit and the water system was ordered flushed.

DATE OF OCCURRENCEJune, 1986

LOCATIONSan Luis Obispo, California

SOURCE OF INFORMATIONCounty Engineering Department
San Luis Obispo County

SUMMARY:

Defective operating valves on a lawn sprinkler system allowed surface water to be siphoned into the water distribution system resulting in bacteriological contamination.

DETAILS:

The bacteriological quality of the drinking water in one of the service areas of the San Luis Obispo County water system did not meet drinking water standards during the months of April and June, 1986.

Investigation by the service area operators found an underground sprinkler system installed without an approved backflow prevention device. It was shown by subsequent testing that the operating valves for the sprinkler system were defective and allowed surface water to be siphoned into the main distribution system. The water supply to the sprinkler system was turned off and later tests showed the problem to be solved.

The property owner was notified that his service would remain turned off until a proper backflow prevention device was installed or the lawn sprinkler system was physically cut off from the main distribution system.

The operators of the water service area flushed and disinfected the water distribution system to restore water quality.

AGENDA ITEM 6



CITY OF LEBANON
M E M O R A N D U M

TO: Joseph A. Windell, City Administrator DATE: May 4, 1990

FROM: Judy Wendland, Finance Director *JW*

SUBJECT: Resolution and Ordinance to Receive Oregon Revenue Sharing

Each year the Oregon Statutes require the city to approve the attached Ordinance and Resolution in order to be eligible to receive state shared revenues. Approximately \$46,000 will be received this year and next year into the city's General Fund from this funding source.

Action Required:

Approve Ordinance and Resolution.

JW/lgk

A BILL FOR AN ORDINANCE DECLARING)	ORDINANCE BILL _____
THE CITY'S ELECTION TO RECEIVE)	FOR 1990
STATE REVENUES)	ORDINANCE NO. _____

THE CITY OF LEBANON ORDAINS AS FOLLOWS:

Section 1. Pursuant to ORS 221.770, the City hereby elects to receive state revenues for fiscal year 1990-91.

Passed by the City Council this _____ day of May, 1990. Approved by the Mayor this _____ day of _____, 1990.

Mayor

ATTEST:

City Administrator

A RESOLUTION CERTIFYING CITY OF) RESOLUTION NO. _____
 LEBANON PROVIDES MUNICIPAL SERVICES)
 FOR PURPOSES OF ELIGIBILITY IN) FOR 1990
 RECEIVING STATE SHARED REVENUE PAYMENTS)

WHEREAS, ORS 221.760 provides as follows:

Section 1. The officer responsible for disbursing funds to cities under ORS 323.455, 366.785 to 366.820 and 471.805 shall, in the case of a city located within a county having more than 100,000 inhabitants according to the most recent federal decennial census, disburse such funds only if the city provides four or more of the following services:

- 1) Police Services
- 2) Fire Protection
- 3) Street construction, maintenance and lighting
- 4) Sanitary Sewers
- 5) Storm Sewers
- 6) Planning, zoning and subdivision control
- 7) One or more utility services

and

WHEREAS, City officials recognize the desirability of assisting the state officer responsible for determining the eligibility of cities to receive such funds in accordance with ORS 221.760, NOW THEREFORE,

BE IT RESOLVED, that the City of Lebanon hereby certifies that it provides the following four or more municipal services enumerated in Section 1, ORS 221.760

- 1) Police Protection
- 2) Fire Protection

- 3) Street construction, maintenance and lighting
- 4) Sanitary sewers
- 5) Storm sewers
- 6) Planning, zoning and subdivision control
- 7) One or more utility services

Passed by the Council by a vote of _____ for and _____ against and approved by the Mayor this _____ day of _____, 1990.

Mayor

ATTEST:

City Administrator

AGENDA ITEM 7

Lebanon Public Schools

Union High School No. UH-1 • Elementary Schools No. 16c.

May 3, 1990



Joe Windell, City Administrator
925 S. Main
Lebanon, OR 97355

Dear Joe:

I am sending you the following information hoping you can share it with the city council prior to the meeting next Wednesday.

The District would like to build the gym at Cascades without the stipulation that we pave the parking at the time of construction. We understand the city's position on parking lots and the reasoning behind it, and we are willing to abide by the code. Because the District is dependent upon local property taxes we feel strongly that we need to spend that tax money in the most judicious manner possible. The District would like to postpone the paving project until 7th Street is paved. We know that we could get a better price at that time.

We are also willing to put in the sidewalk in front of the District property when 7th street is completed. Seventh street is certainly a safety hazard for the children that can only be resolved by putting in a walk for them to use to and from school.

The District also has another parking problem at Green Acres School that presents a safety hazard. It is much greater than any problem at Cascades. This needs to be addressed at the same time as the parking at Cascades or before.

William G. Lane - Superintendent
485 South Fifth • P.O. Box 518 • Lebanon, Oregon 97355
(503) 451-1800


Page 2

The 16c School District has, for the past two years, had as one of its goals resolving our parking and bus loading problems. We feel that our goal of paving both Cascades and Green Acres as soon as the opportunity and finances will allow will meet the city's needs as well as the school district's. The District will place money to meet these obligations in the in the budget in 1991-92 and present it to the budget committee. It is also our hope that you will understand our financial problems and work with us on this matter.

I will be at the meeting on May 9, 1990 and will be willing to answer any questions you may have.

Sincerely,

LEBANON PUBLIC SCHOOLS



William G. Lane
Superintendent

/cd

AGENDA ITEM 8

LEBANON MUNICIPAL COURT
925 Main Street
Lebanon, OR 97355

telephone 451-7485

April 25, 1990

The Honorable Bob Smith, Mayor
City Hall
Lebanon, OR 97355

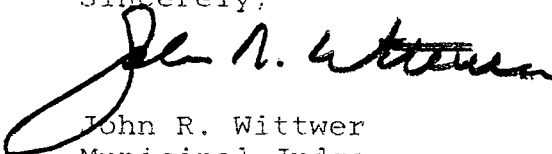
Dear Mayor Smith:

I continue to allow convicted defendants in our court to perform community service in lieu of payment of fines. I believe that much good has resulted from that policy. As you may have noticed from the recent adoption of a road crew program (for lack of a better-known term, the old "chain gang") in Linn County patterned after Benton County's long-successful program, this idea of indigent criminal defendants working to discharge court obligations retains an attractive vitality.

Our present system requires the defendant to find the work him- or herself, without involvement with a referral agency (Linn CIRVS in Albany acts as a referral agency for the state courts but, because of great caseload, will not accept referrals from our court except in rare cases). As you may guess, our present system is actually a non-system and the number of agencies in the community who traditionally have provided volunteer work opportunities for criminal or traffic-offense defendants seems to be diminishing.

As I ponder the continuing financial pressure on local governments and the seeming endless stream of unemployed who are obligated to the City in the court system, I remain convinced it ought to be somehow possible to kill two birds with one stone. My personal resources for a study of such prospects are limited but I solicit the response of the Council to an idea that potentially could have great benefit. Is there interest among the Council to pursue this in earnest beyond an association with the Linn County program? Are there among the citizens of Lebanon within the circle of the Council's influence a few capable, willing and available to devote time to such a project?

Sincerely,



John R. Wittwer
Municipal Judge

AGENDA ITEM 9



C I T Y O F L E B A N O N
M E M O R A N D U M

TO: CITY COUNCIL

DATE: MAY 3, 1990

FROM: DOUG PARKER, CITY PLANNER *DP*

SUBJECT: PLANNING COMMISSION RE-APPOINTMENTS

The terms of appointment for Commissioners Betz and Wilkerson expired in April and re-appointment to another two-year term is appropriate at this time.

They are both valuable members of the Planning Commission and, in my opinion, unquestionably warrant re-appointment for two-year terms that would expire on April 1, 1992.

DP/arg

AGENDA ITEM 10

SAFE KIDS Week
May 14-20, 1990

PROCLAMATION

WHEREAS, during the week of May 14-20, 1990 the National Coalition to prevent childhood injury has scheduled a local and national campaign to increase public awareness of the high incidence of accidental injury among children; and

WHEREAS, each year, nearly 8,000 children up to age fifteen die from injuries sustained in accidents, thereby making unintentional injuries and trauma the leading killer in children in the United States; and

WHEREAS, each year, approximately one in four children under the age of fifteen receives an injury serious enough to require medical attention; and

WHEREAS, the incidence of childhood accidental injury doubles during the trauma season, the time when children are released from school for the summer vacation and spend a great deal of their recreational hours outdoors; and

WHEREAS, the sponsors of this campaign believe that it is critically important to focus attention on the problem of accidental injury, the need for preventative measures, and the need to educate the public on prevention and emergency response;

NOW THEREFORE, I, Robert G. Smith, Mayor of Lebanon, do hereby proclaim May 14-20, 1990 as

SAFE KIDS WEEK

in Lebanon and call upon all the residents of this great state to join with me in supporting the aims, goals, and programs of the National Coalition to prevent childhood injury, for the benefit of our state's most precious resource, its children.

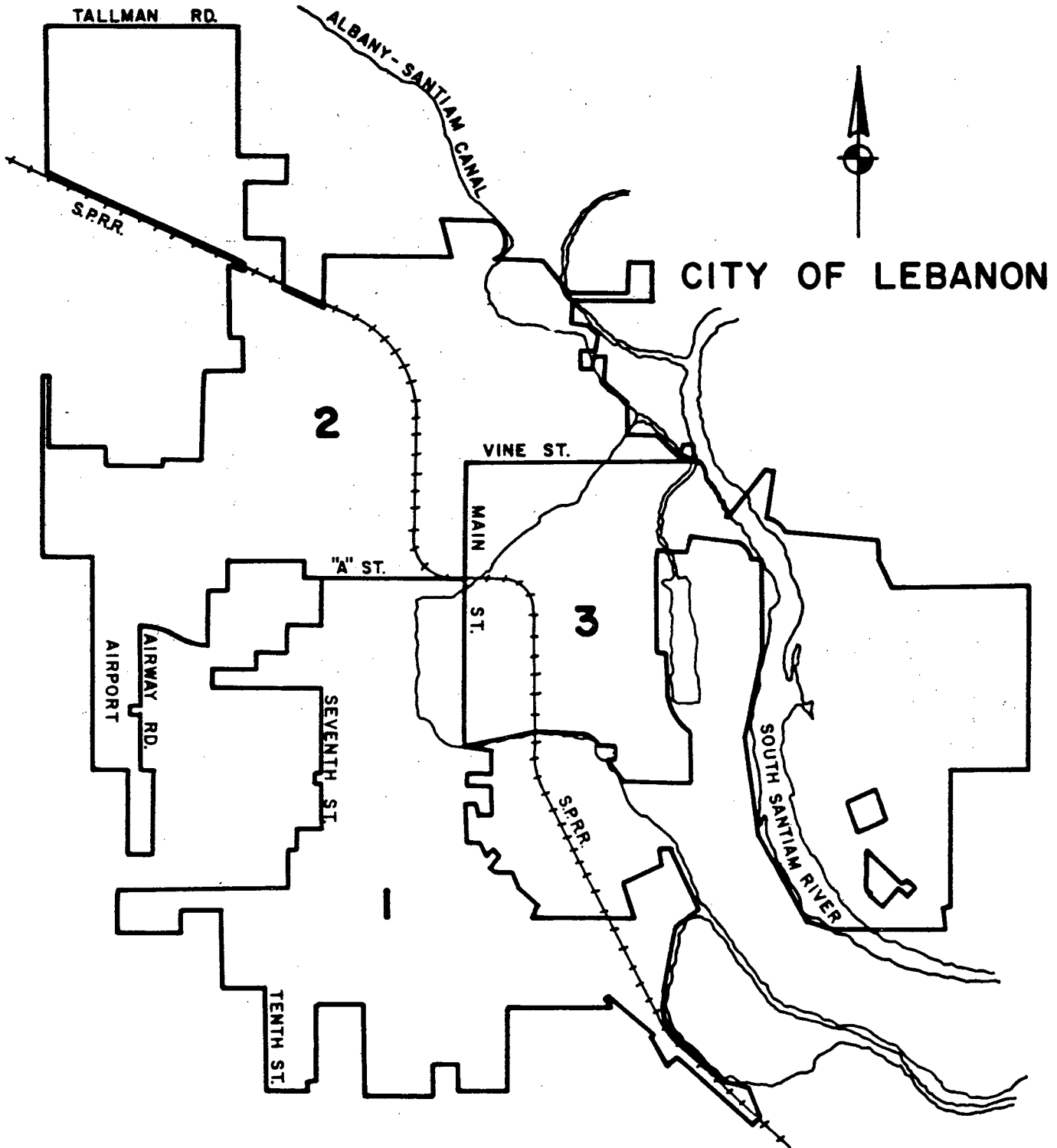
IN WITNESS WHEREOF, I hereunto set my hand and cause the seal of the City of Lebanon to be affixed this _____ day of May, 1990.

Mayor



Names, Addresses & Telephone Numbers (office/home) of Mayor & Council Members

MAYOR	WARD I	WARD II	WARD III
Bob Smith 1111 Walker Rd. 259-3914	Gerald Lynch 2425 Third St. 451-5239 hm	Lyle Winters 144 2nd Street 451-2930 hm	Ron Miller Jr. 1115 Franklin 259-2475/451-3257
	Diane Branson 295 Violet 451-5745 hm	John Richard 600 E. Isabella St. 258-3488	Ken Toombs 1299 Franklin 451-1449/258-7825





CITY OF LEBANON

M E M O R A N D U M

TO: Councilor Toombs

DATE: May 9, 1990

FROM: Thomas A. McHill
City Attorney

SUBJECT: School District

In the event that the Council wishes to take some action on the school district's proposal this evening, I suggest the following language be used in the form of a motion:

Based upon the new information received this evening by the City Council, which was information that was not presented to the Planning Commission, I move that the City Council find that it is in the best public interest that the Council approve the conditional use permit regarding the Cascades Elementary School expansion, Planning Commission File No. CU-90-1, with the added amendment that condition No. 1 shall be amended to allow that the improvement on the parking lot to full city standards shall be accomplished at such time as the city or county shall improve South 7th Street to full city standards.

This is basically a proposed format of the motion and I think it could be changed depending upon the exact evidence presented by the School Board. I want it to be understood that under the Lebanon Municipal Code, this is not technically allowable. The more correct position would require a public hearing on the school district's appeal. This would require notice and postponement of action, but it's my understanding that the Council may want to take action on this issue immediately.

TAM:lkh

cc: Joseph A. Windell

Lebanon Public Schools

Union High School No. UH-1 • Elementary Schools No. 16c.

DATE: May 9, 1990
TO: Lebanon City Council
FROM: William G. Lane, Superintendent
RE: Parking at Cascades and Green Acres Schools

CAPITAL PROJECTS 16C SCHOOL DISTRICT

School Year 1990-91 Budget

\$230,000 was placed in the building fund to bring the total amount to \$750,000. This is to complete the gym/music room addition at Cascades. It is estimated that it will take this total amount to build the addition.

School Year 1991-92 Budget

\$100,000 will be recommended for the building fund to be used in the following manner:

- Completion of the paving of required 20 parking spaces at Cascades School. This is to be bid at the time the county will be paving 7th Street to obtain a price break.
- Begin classroom building project at Queen Anne Elementary School.
- Develop plans for expanded parking at Green Acres Elementary School.

School Year 1992-93 Budget

\$100,000 will be recommended to be placed in the building fund to work toward completion of the previous years project.

School Year 1993-94 Budget

\$100,000 will be recommended to be placed in the building fund to complete the 1991-92 project.

ADMIN3:paving.16c

William G. Lane - Superintendent
485 South Fifth • P.O. Box 518 • Lebanon, Oregon 97355
(503) 451-1800