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COUNCIL AGENDA



2-26-91

1991 CITY COUNCIL GOALS

- 1) DEVELOP A FUNDING BASE THAT ENSURES CONTINUED STABILITY AND ALSO ALLOWS FOR PLANNED GROWTH
- 2) ENCOURAGE ECONOMIC DEVELOPMENT
- 3) IMPROVE UTILITY AND TRANSPORTATION SYSTEMS
- 4) CONTINUE EFFORTS TO IMPROVE COMMUNICATIONS WITH THE COMMUNITY
- 5) CONTINUE TO EVALUATE SERVICE DELIVERY SYSTEMS TO BETTER MEET THE EXPECTATIONS OF THE COMMUNITY
- 6) ENCOURAGE DOWNTOWN REVITALIZATION
- 7) FOSTER COMMUNITY PRIDE
- 8) PROMOTE POSITIVE INTERGOVERNMENTAL RELATIONS
- 9) BROADEN CULTURAL AND RECREATIONAL OPPORTUNITIES

LEBANON CITY COUNCIL

February 27, 1991

7:30 p.m.

485 S. 5th Street
Lebanon School District Offices
Board Room

CALL TO ORDER/FLAG SALUTE

ROLL CALL

APPROVAL OF MINUTES

- 1) Minutes of the February 13, 1991 Lebanon City Council meeting

SPECIAL PRESENTATION

- 2) Special award to be given to Susan Messersmith, Library Program Manager, for Safety Person of the Year

LEGISLATIVE ACTION

- 3) **ELDERLY NUTRITION PROGRAM REQUEST**

Presented by: Tom Hyder, Dir. of Senior Services, Council of Governments

RESOLUTION authorizing transfer of funds for the Elderly Nutrition Program

- 4) **BURGLARY AND ROBBERY ALARM ORDINANCE**

Presented by: Walt Richmond, Chief of Police

ORDINANCE establishing Lebanon Municipal Code Chapter 5.48, Burglary and Robbery Alarms

- 5) **WATER/WASTEWATER RATES AND REQUEST FOR SALE OF WATER BOND**

Presented by: Judy Wendland, Finance Director

RESOLUTION adopting water rates

RESOLUTION adopting wastewater rates

RESOLUTION authorizing sale of water bond

ORDINANCE clarifying definition of commercial (Lebanon Municipal Code 13.04.400)

6) **SIX-YEAR PLAN**

Presented by: Jim Ruef, Dir. of Public Works/City Engineer

RESOLUTION approving Highway Task Force Priority Endorsement for 6-year plan

7) **GRANT STREET PROJECT**

Presented by: Jim Ruef, Dir. of Public Works/City Engineer

Update on Grant Street project (for informational purposes only)

RESOLUTION initiating Grant Street LID

MINUTES/MONTHLY REPORTS

8) Library Advisory Board Minutes - January 23, 1991

CITIZEN COMMENTS

ADJOURNMENT

AGENDA ITEM 1

MINUTES OF THE FEBRUARY 13, 1991 LEBANON CITY COUNCIL MEETING

The Lebanon City Council met in regular session on February 13, 1991. The meeting was called to order by Mayor Bob Smith at 7:30 p.m., in the Lebanon School District Offices conference room. Present in addition to Mayor Smith were Councilors Lyle Winters, Ron Miller, Jr., John Richard, Diane Branson, and Ken Toombs. Councilor Rieskamp was not present. Also present were City Attorney Tom McHill, Police Chief Walter Richmond, Finance Director Judy Wendland, and Director of Public Works Jim Ruef, Library Program Manager Susan Messersmith, and Senior and Disabled Services Program Manager LouAnn Grosch.

The Minutes of the January 23, 1991, City Council meeting, were approved as submitted.

City Attorney Tom McHill presented a request to approve a Resolution in support of the Community Stability Act of 1991 (HR4909). City Attorney McHill explained that the Community Stability Act requires Congress and the agencies of Congress who are putting together planning (particularly for National forests and public lands) to also consider the impact of those plans on the local communities. He went on to explain that Section 3 of the proposed legislation spells out the policy that is coming into play with this proposed legislation. City Attorney McHill said that what this committee plans to do is to marshal support for this type of legislation so it will have a better chance of being re-introduced at the Congressional level, and will be considered more seriously. The passing of this Resolution would show that the City has chosen to support this legislation in Congress.

A RESOLUTION IN SUPPORT THE COMMUNITY STABILITY ACT OF 1991 (HR4909) was read by title only. Motion by Councilor Winters, seconded by Councilor Branson. Motion passed unanimously.

Director of Public Works Jim Ruef presented a request to adopt a Resolution to accept funds donated by the Leprechaun organization. The organization is disbanding and wishes to see the money used by the City for its donated purpose. He added that the organization has collected the money over the years with the intentions of utilizing it for signs to advertise community events. Mr. Ruef said the City staff has no project in mind at this time, but would be willing to hold the donation until such time an opportunity arises, should the Resolution be approved.

Finance Director Judy Wendland added that the money would be placed in a special trust, as the request was made that it be used for a specific purpose.

A RESOLUTION APPROPRIATING DONATED FUNDS was read by title only. Motion by Councilor Toombs, seconded by Councilor Richard. Motion passed unanimously.

Director of Public Works Jim Ruef appeared before Council regarding a proposed Resolution to remove a portion of "No Parking" on Park Drive. Mr. Ruef stated that he received a request from Mrs. Chris Bartell, who resides 1233 Park Drive, Lebanon, to remove a "No Parking" zone along the east side of Park Drive from Milton Street southward. He said a 108 foot restriction zone was originally placed there because of the narrowness of Park Drive. He added that, after further study of the area, removing a 23 foot portion of the "No Parking" zone would not present a problem with traffic using the intersection.

A RESOLUTION REMOVING A PORTION OF NO PARKING ON PARK DRIVE was read by title only. Motion by Councilor Branson, seconded by Councilor Toombs. Motion passed unanimously.

Director of Public Works Jim Ruef appeared before Council regarding a proposed Resolution to restrict parking to compact cars along a portion of Park Street.

AGENDA ITEM 2

SPECIAL PRESENTATION

AGENDA ITEM 3



CITY OF LEBANON

M E M O R A N D U M

TO: Joseph A. Windell, City Administrator DATE: February 12, 1991

FROM: Lou Ann Grosch, Program Manager
Maxine Gassner, Advisory Board Chair

SUBJECT: Elderly Nutrition Programs Request

We would like to ask you to reconsider your recommendation to City Council to approve the request from the Elderly Nutrition Program (ENP) for \$16,465 to cover the programs projected cost over run for this fiscal year.

It goes with out question that this program is vital to our senior community and that the City of Lebanon, the Lebanon Senior Center and the Senior and Disabled Services Advisory Board fully support the ENP.

We do feel that before this request is considered that there are some questions that need to be addressed.

What changes in the program have been developed and what is the implementation process, to reduce the size of this deficit?

From observation and general information on the ENP we see a potential to generate revenue from several sources. Examples of these are: a more concentrated effort to collect from congregate participants; program volunteers could be expected to donate for their lunch; frozen meal recipients could purchase/donate for the extra meal; volunteers and participants could purchase/ donate for the extra food that they take home. It is understood that there are exceptions to some of the examples listed, such as Title XIX clients and low income participants.

The Lebanon ENP serves approximately 275 seniors in the Lebanon area. Between the congregate site and the meals-on-wheels it is not unreasonable to estimate that 50-60% of the programs participants live out side the city limits.

Have other sources, such as Linn County, been requested to contribute a portion of the \$16,465 to assist with the costs for non-city residents?

A concern that is often brought to our attention is that there are individuals who are regular participants at the congregate site who can well afford the suggested donation and do not contribute. We are aware that the Older Americans Act funds regulate the donation page

2. ENP Request

process, but, we have to recognize that we are being asked to help subsidize people who are financially capable of paying for the meal they receive.

We would like to recommend that City Council reconsider this funding request when:

1. Changes have been made and implemented from within the ENP program.
2. A procedure is developed to significantly reduce or eliminate future program over runs.
3. Other financial sources are requested to provide funds.
4. The dollar amount considered by the City is based on the actual over run incurred.

Thank you for taking this request under consideration.



Elderly Nutrition Program

408 SW Monroe • Corvallis, Oregon 97333 • (503) 757-6851 • Fax (503) 757-7020

February 6, 1991

The City Council
City of Lebanon
925 Main St.
Lebanon, OR 97355

Dear City Council Members:

I am writing to request \$16,465 to serve 7,282 meals in the Lebanon Elderly Nutrition Program meals projected to be served over budget for this current fiscal year (ending June 30, 1991). This money would be used to pay the contract price of the meal, \$2.275. No other costs are included.

Based on the past history of the program and the number of dollars available, our current budget planned for a 2% increase in fiscal year 1991. At the current rate of service, the program will serve 17% more meals than budgeted.

This increase appeared to be based on the following:

- 1) The Congregate Meal Program increased sharply after the move to the senior center in October.
- 2) The need for home delivered meals has also sharply increased as more frail homebound seniors were in need of this nutritional support.

The attached graphs will show the growth pattern of both congregate and home delivered meals. The actual meals served for FY 1990 and projected meals for this year are compared.

Linn-Benton Sub-District

Benton County:

Adair Village, Corvallis, Monroe, Philomath

Linn County:

Albany, Brownsville, Halsey, Harrisburg, Lebanon, Lyons, Millersburg, Scio, Sweet Home, Tangent

Lincoln Sub-District

Lincoln County:

Confederated Tribes of Siletz, Depoe Bay, Lincoln City, Newport, Port of Newport, Port of Toledo, Siletz, Toledo, Waldport, Yachats

The following shows the total meals for the past fiscal year and the projected year of 1991:

<u>FY 1990</u> (July 1, 1989-June 30, 1990) Lebanon	<u>Meals Served</u> 35,690
<u>FY 1991</u> (July 1, 1990-June 30, 1991) 36,404	<u>Meals Budgeted</u>
<u>FY 1991</u> (July 1, 1990-June 30, 1991)	<u>Meals Projected to Serve</u> 43,936

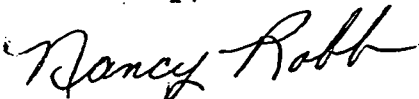
The projected meals represents a 17% increase over budgeted meals.

(3,600 of these meals are Title XIX meals served to very low income, medically needy seniors. The program is reimbursed by state general funds for those meals. They have been subtracted from the total increase.)

The rapid increase has created a budget crisis that must be addressed immediately or some type of limit on meals will need to be implemented.

Tom Hyder, Senior Services Director and I plan to meet with you at your February 13th meeting to answer any questions and discuss the problem. We sincerely appreciate your attention and consideration of this request.

Sincerely,

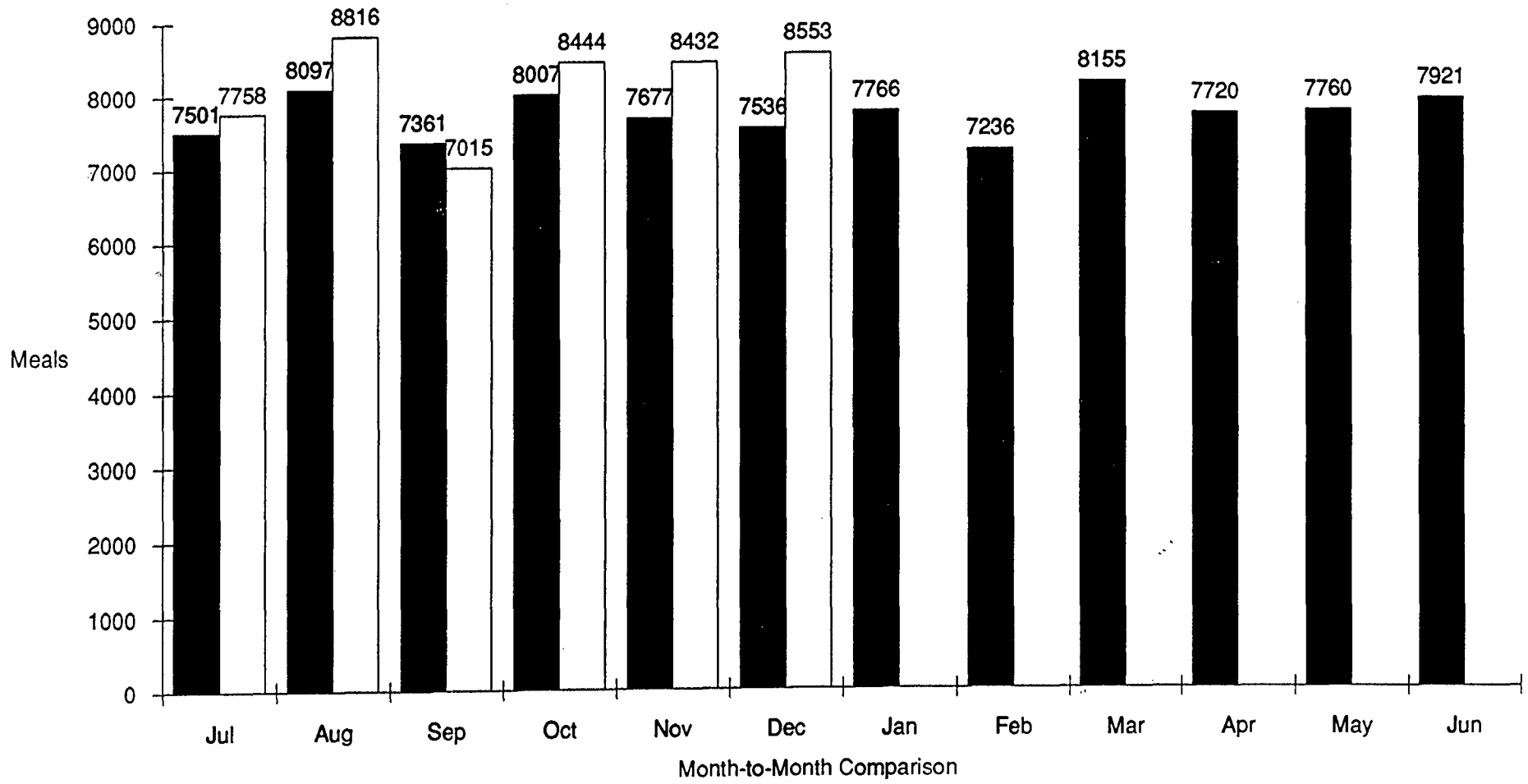
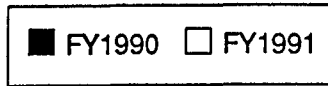


Nancy Robb
Elderly Nutrition Manager

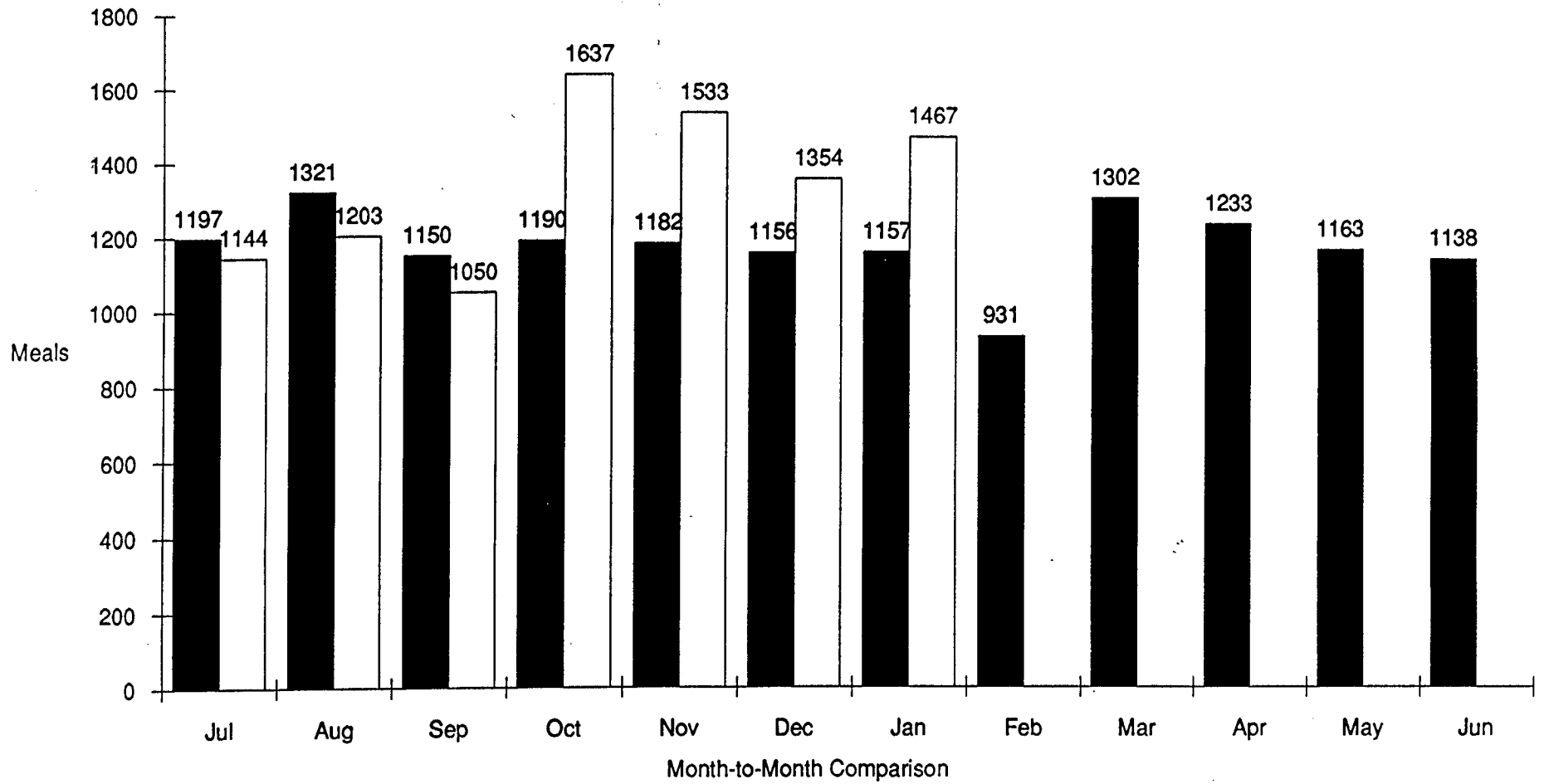
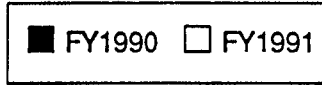
NR/ckc

sites\lebbudg.91

All Meal Sites
Home Delivered Meals



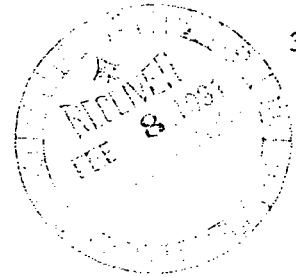
Lebanon Meal Site
Congregate Meals





CITY OF LEBANON

M E M O R A N D U M



3(8)

TO: Joseph A. Windell, City Administrator DATE: February 1, 1991

FROM: Lou Ann Grosch, Program Manager

SUBJECT: FY Donation to the Elderly Nutrition Program

It is my understanding the Tom Hyder, Director of Senior Services will be attending the City Council meeting on Wednesday, February 13, 1991 requesting an increase in the City's donation to the Elderly Nutrition Program (ENP) for FY 91-92. I thought it might be helpful for Council Members to have the following information.

Five year donation history:

FY 86-87	\$ 3000
FY 87-88	3000
FY 88-89	4553
FY 89-90	4553
FY 90-91	4500

As the Council is aware, during FY 90-91 the Senior Center remodeled the kitchen to accommodate the ENP. This project totaled \$ 18,541.66 from which, City general fund money contributed \$ 12,151.92. Other expenses directly related to housing the ENP that are or have been paid from the Senior Center budget include: electric bills which have increased an average of \$105.00/month, two additional trash pick ups totaling \$23.30/month, and in the four months the program has operated from the Senior Center an additional \$551.72 for equipment repair and servicing.

Out of curiosity I called to find out how the City of Albany and Corvallis contribute to their meal sites. The City of Albany contributes \$ 2800/year. This money is budgeted directly through the City's administrative services. The Senior Center charges the ENP program \$15/day, which is applied to their building revenue. The City of Corvallis contracts the administrative duties for distributing the City's community social service funds through Benton County United Way. Through United Way the City contributes \$3500/year to Senior Services. The Corvallis Senior Center also charges the ENP \$15/day which is placed in a fund to pay for repairs and/or additional equipment.

If Council members have any questions regarding this information I will be in attendance at the February 13th. meeting.



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

TO: Joseph A. Windell, City Administrator DATE: February 22, 1991

FROM: Judy Wendland, Finance Director *JW*

SUBJECT: Transfer Resolution for Senior Meals

Attached is the resolution required to allow for expenditure of additional funds for the Senior Nutrition Program.

JW/LGK

A RESOLUTION AUTHORIZING)
CERTAIN INTRA-FUND TRANSFERS)
IN THE 1990-91 BUDGET)

RESOLUTION NO. _____
FOR 1991

WHEREAS, ORS 294.450 authorizes fund transfers with the official action of the governing body, NOW THEREFORE:

BE IT RESOLVED that the Council of the City of Lebanon herein authorizes those transfers as specified by fund, activity and amount in the attached "EXHIBIT A" made a part thereof.

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

Robert G. Smith, Mayor

ATTEST:

Joseph A. Windell, City Administrator

EXHIBIT A

	<u>USE</u>	<u>SOURCE</u>
General Fund, Senior Center		
10-195-80005 Contingencies		16,500
10-195-61240 Department Operating Expenses	16,500	

Justification: For unanticipated costs of meals for Elderly Nutrition Program.

AGENDA ITEM 4



CITY OF LEBANON

M E M O R A N D U M

TO: Joseph A. Windell
City Administrator

DATE: February 20, 1991

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

SUBJECT: Alarm Ordinance

In 1990, the Lebanon Police Department responded to 405 alarms that were not actual emergencies. As you are aware, these alarms occupy a considerable amount of officer time. In an attempt to encourage alarm users to assume increased responsibility for maintaining the integrity of their alarm systems, we are proposing an alarm ordinance.

The Police Department monitors 44 alarms in our dispatch center. We mailed letters and a copy of the proposed ordinance to these alarm owners. We also mailed a letter to Professional Security Alarm Company and Security Alarm Corporation. We advised them we would notify their clients of the proposed ordinance if they wished us to do so. On February 19, 1991, we received a listing of Security Alarm Corporation's customers, so we sent them a letter also.

I have received some response in regards to the proposed ordinance; a letter with comments is attached. I also had one telephone conversation with an alarm owner who stated the proposed ordinance was "a good piece of legislation." The opposition that has been expressed to me centers around the permit and the ten-dollar permit fee. There has been some objection to the fees, stating they are too high. I have not received any objections to the theory of the ordinance. In addition, I have attached some background information that also contributed to the decision of proposing an alarm ordinance.

ACTION: I recommend approval of the ordinance.

ref

217 MAIN S.E.
ALBANY, OREGON 97321
1-800-346-4544 Ext. 155
928-4544 - ALBANY
363-4544 - SALEM
683-4544 - EUGENE
259-4544 - LEBANON
389-4544 - BEND
753-2342 - CORVALLIS
967-6200 - CENTRAL STATION

SAC

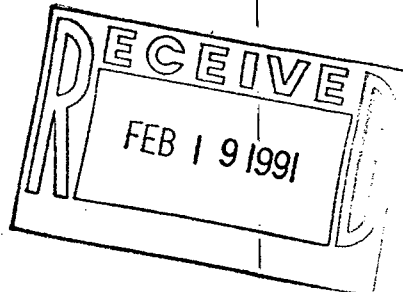
SECURITY ALARM CORP.

BUSINESS
RESIDENTIAL
INDUSTRIAL

STATE
LICENSED

BONDED

February 18, 1991



City of Lebanon
ATTN: Walter Richmond
40 East Maple Street
Lebanon, OR 97355

RE: Alarm Ordinance

Dear Mr. Richmond:

Enclosed is a list of our current customers who reside in the City of Lebanon per your letter requesting this information. Please note there are two lists, page 1 & 2 are alarms we monitor in our Central Station and page 3 & 4 are locals only.

If we can be of further service please don't hesitate to contact our office.

Sincerely,

Jeff Martin
Manager
Special Services

JM:tjs

Enclosure

MEMBER:



CHARTER MEMBER:
OREGON BURGLAR FIRE
ALARM ASSOCIATION

ESTABLISHED 1973



February 20, 1991

Dear Alarm Owner:

The Lebanon Police Department responded to over 400 alarms in 1990. The vast majority of these alarms were of non-emergency nature, therefore, necessitating an unnecessary emergency police response. In an attempt to encourage alarm users to assume increased responsibility for maintaining the integrity of their alarm systems, the Lebanon City Council will be considering the attached alarm ordinance. Presently, it is planned that this will appear on the agenda for the February 27, 1991, Council Meeting, which begins at 7:30 p.m. Persons who are interested should watch their local newspaper for confirmation of the date. This will be your opportunity to make comments concerning the ordinance.

The fees that are outlined in the ordinance are not intended to offset the costs of alarm responses. They are designed to encourage alarm users to use their alarm systems properly.

We apologize for such short notice, however, we received the list of SAC customers on February 19, 1991.

Thank you for your cooperation.

Sincerely yours,

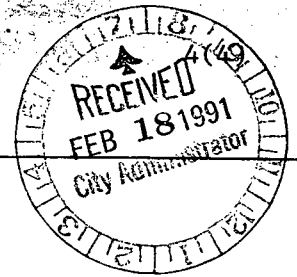
Walter R. Richmond
Chief of Police

ref
Enclosure

GEORGE B. CROSS DMD PC

General Dentistry

144 W. Vine
Lebanon, OR 97355
503-451-1176



February 13, 1991

City Administrator
925 Main Street
Lebanon, Oregon 97355

RE: Proposed Alarm Ordinance

Dear Sir:

Several times, our alarm system has been activated for reasons that are beyond our control, i.e.; electrical surges, lightning, wind storms, workers on telephone and/or cable wires. I would like to know if these types of alarms will be charged and also how the determination will be made as to the cause of each alarm.

Other than the above, I think that the alarm ordinance is justified and that owners of alarms need to assume responsibility for unnecessary alarm activations.

Yours truly,

A handwritten signature in cursive script, appearing to read "G. Bart Cross".

G. Bart Cross, D.M.D.

GBC/sd

WART,

please call Dr. Cross and discuss with him his questions.

Trux
Jan



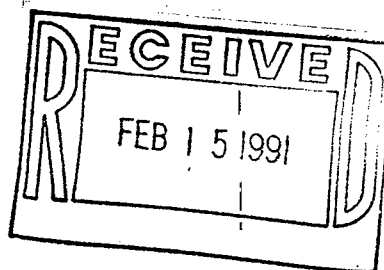
PROFESSIONAL SECURITY ALARM CO.

2535 SO. SECOND
1911 PACIFIC BLVD. S.E.

LEBANON, OREGON 97355
ALBANY, OREGON 97321

503-451-1330
503-967-8114

February 11, 1991



Lebanon Police Department
40 East Maple Street
Lebanon, Oregon 97355

Dear Walt:

I want to follow up on our telephone conversation the other day regarding the proposed charge for alarm users in the city of Lebanon.

I feel it necessary to stress some of the points I made and I am certainly planning on being present at the council meeting in February 27, 1991.

The first point I want to make is that it seems like a penalty to own an alarm system. The people that have gone that extra step to safeguard their property and help curb crime in the city are going to have to pay an extra fee to do that. It seems like you could get a current list of all alarm systems installed from the different alarm companies in the area or even send each company a form to be completed and sent to the police department as the alarm is installed so you can keep up on who has alarms.

The "false alarm" penalty is understandable as long as you correctly identify a "false alarm". Sometimes what appears to be a false alarm is in fact only the alarm system doing what it is suppose to do. Are you going to charge a fee for user error and have the responding police officer make a judgmental call with each occurrence?

You indicate in your letter that the Lebanon Police Department spent a vast majority of the time responding to non emergency alarms in contrast to emergency alarms. Have you also a log of the time spent on "cold burglaries and thefts" where there was not an alarm present and the police had to spend precious manhours trying to track down when the break-in occurred? Is there a charge for that?



Another point I would like to bring up is discriminating against age. In your proposal it states that anyone over age 62 without a business exposure does not have to pay. It is my experience that these are the people that are having the most problems with the false alarms as they are not as educated in the "new fangled" computer age. As far as the fee goes I can sincerely say that all of the people I install alarms for can afford the \$10.00 a year even though they are over 62. I can't understand why age makes a difference.

The fee schedule for "false alarms" seems awfully steep. You are giving people only two chances to have mistakes and then there will be a charge. In the permit period which for some people could be as much as 17 months that isn't very much lee-way. The people I sell alarms to do not want their alarms to go off intentionally. They feel very bad if something happens to make them go off. I spend a lot of time educating my client to avoid any user errors. There is a toll free phone number that our clients call if they should happen to accidentally set off their alarm while they are in the vicinity of their home or business. If it goes off while they are away there is usually an understandable reason for it.

Will there be any kind of bonus for people who don't use their allotted two false alarms?

Thus far I have had an excellent reputation with the Lebanon Police Department. If I am not doing a good job and they think this ordinance is in order because of my equipment or educational skills with my clients, I would be very receptive to a meeting in which I could improve on any downfalls. The way my alarms are set up with the monitoring company we can tell instantly which zone has been violated and it has been a great help in the investigation of break-ins in the past.

In closing I would like to express my thanks for the fantastic job the Police Department does when I need their help. They are always professional and prompt and very easy to work with. Whatever comes of this proposal, I will support the City in every way. I am first a citizen of Lebanon (a proud one), a homeowner, and a security alarm owner. If there is anything else I can do to make this easier please feel free to call me.

Sincerely,



Ross Meyers

Professional Security Alarm Co.

cc: Bob Smith, Mayor

Joe Windell, City Administrator

City Council:

Diane Branson
Ron Miller
John Richard

Wayne Rieskamp
Ken Toombs
Lyle Winters

January 29, 1991

PROPOSED ALARM ORDINANCE

The Lebanon Police Department responded to over 400 alarms in 1990. The vast majority of these alarms were of non-emergency nature, therefore, necessitating an unnecessary emergency police response. In an attempt to encourage alarm users to assume increased responsibility for maintaining the integrity of their alarm systems, the Lebanon City Council will be considering the attached alarm ordinance. Presently, it is planned that this will appear on the agenda for the February 27, 1991, Council Meeting. Persons who are interested should watch their local newspaper for confirmation of the date. If you wish, to make comments concerning this ordinance, please do so by writing to the City Administrator, 925 Main Street, by February 20, 1991 for inclusion in the City Council Agenda packet.

The fees that are outlined in the ordinance are not intended to offset the costs of alarm responses. They are designed to encourage alarm users to use their alarm systems properly.

Thank you for your cooperation.

WALTER R. RICHMOND, CHIEF OF POLICE

ref
Enclosure

SENT TO EACH ALARM COMPANY

January 29, 1991

x

Dear x:

The Lebanon Police Department responded to over 400 alarms in 1990. The vast majority of these alarms were of non-emergency nature, therefore, necessitating an unnecessary emergency police response. In an attempt to encourage alarm users to assume increased responsibility for maintaining the integrity of their alarm systems, the Lebanon City Council will be considering the attached alarm ordinance. Presently, it is planned that this will appear on the agenda for the February 27, 1991, Council Meeting. Persons who are interested should watch their local newspaper for confirmation of the date. If you wish, to make comments concerning this ordinance, please do so by writing to the City Administrator, 925 Main Street, by February 20, 1991 for inclusion in the City Council Agenda packet.

The fees that are outlined in the ordinance are not intended to offset the costs of alarm responses. They are designed to encourage alarm users to use their alarm systems properly.

We would like you to notify your alarm customers of the proposed ordinance, however we are willing to do this for you if you provide us with a list of your customers' names and addresses who reside within the city limits of Lebanon. You are encouraged to provide written comment.

Thank you for your cooperation.

Sincerely yours,

Walter R. Richmond
Chief of Police

ref
Enclosure



CITY OF LEBANON
MEMORANDUM



TO: Joseph A. Windell
City Administrator

DATE: December 19, 1989

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

SUBJECT: Alarms

Officer Greg Burroughs expressed an interest in researching the Department's responses to alarms. I have attached a copy of his memo for your information. Also attached are some sample ordinances. Adopting an alarm ordinance is something that will most likely cause some concern among our business community and citizens with alarms at their residences. This move has been contemplated in the past, but for reasons unknown to me, was not done.

I like the simplicity of the Eugene ordinance, however, I feel the fees used in Corvallis are more appropriate. I don't agree with an alarm license; I don't feel we should exercise any control except denying "dialers" direct to the Police Department.

ref

*Walt,
See me about this.
12/20 Joe*



CITY OF LEBANON

M E M O R A N D U M

TO: WALT RICHMOND

DATE: 12-14-89

FROM: GREG BURROUGHS *GB*

SUBJECT: ALARMS

As you and I have discussed, I have been looking into the alarm problem in Lebanon. The amount of alarms we respond to and the amount of time spent at an alarm scene is quite high. Below are the number of alarms per month for the 12 month period from November 1988 through October 1989.

Nov '88 - 47	Mar '89 - 26	Jul '89 - 46
Dec '88 - 21	Apr '89 - 42	Aug '89 - 27
Jan '89 - 21	May '89 - 33	Sep '89 - 43
Feb '89 - 37	Jun '89 - 37	Oct '89 - 36

In this 12 month period there were a total of 415 alarms; less than 2.5% of these turned out to be actual emergencies.

Just to give you some idea how this breaks down time wise: October 1989 had 36 alarms. A total of 66 Officers spent a total of 135 minutes (2 hours-15 minutes) responding to these alarms. Once on scene these Officers spent 675 minutes (11 hours-15 minutes) waiting for the responsible person and searching the premise. This is a total of 810 minutes (13.5 hours) tied up on false alarms. Subsequently, there were no "real" alarms in this month.

Having this enormous amount of alarms is bad in all ways. There is a risk to Officers and citizens safety when we respond to alarms. In October 1989 you can see 135 minutes were spent by Officers responding "code" through town to get to alarms. Once on scene Officers become lackadaisical thinking "it's just another alarm". This proved to be a bad thought pattern looking back a few years ago at the Pill Box.

It is true that accidents do happen and that alarms will be set off accidentally. But the businesses that continue to set off their alarm and not care is a business that should, in some way, be dealt with. For instance, we have responded to one business in town 13 times in the same 12 month period listed above. Four of these alarms were in a two week period set off by the same manager and each time she was instructed to call the station if set off accidentally and she never did.

I'm not sure what the best way to deal with false alarms is. Attached you will find some copies of alarm ordinances from local cities. Perhaps adopting something like this will take care of the problem.

**POLICE DEPARTMENT**40 EAST MAPLE STREET
LEBANON, OREGON 97355

(503) 451-7412

October 19, 1987

X
X
X**FALSE ALARMS**

I have attached a copy of the "Mayor's Corner" column that appeared in the March 11, 1987, Lebanon Express. This article addresses false alarm responses and their impact on police efficiency and effectiveness. As you can see from the article, there is also a monetary consideration.

During the past year, we have experienced over a 12 percent increase in false alarms. It is imperative that this increase stop. The City of Lebanon does not presently have an alarm ordinance, and it is my preference that we not have one. Therefore, I would like to solicit your assistance in preventing this from occurring. Each of you, businesses and homeowners alike, need to take a renewed interest in avoiding false alarms. If the Police Department can be of assistance to you in this process, don't hesitate to contact us.

I look forward to cooperating with you in this area of mutual concern, and I want to thank you for your efforts to improve your alarm procedures.

Walter R. Richmond
WALTER R. RICHMOND
CHIEF OF POLICE

ref

This letter was sent to each person, or business, with an alarm.

Leb. Express
3-11-87

Mayor's Corner

False alarms costing money

Responding to unnecessary false alarms is becoming a serious problem for our Police Department.

During 1986, police officers responded to 355 business and residential alarms, 99 percent of which were false alarms activated accidentally by careless or untrained employees, or homeowners.

Each year the number of false alarms has increased significantly. Alarm responses interrupt whatever other activities our police employees are involved in at that time. Un-

By
 Ronn
 Passmore

Mayor
 of
 Lebanon



necessary responses have a negative impact on police efficiency and effectiveness, cause unnecessary risk to officers and citizens, and, most importantly, waste taxpayer's money.

The 355 alarms translate into approximately 444 hours of employee time, which equals an expense of nearly \$5,000.

If the number of false alarms cannot be significantly reduced, the city will have to consider the implementation of a False-Alarm Ordinance which will result in businesses and homeowners being charged for false-alarm responses that are a result of carelessness.

I strongly encourage those persons who have alarm systems to train employees to properly activate alarms when departing businesses and residences, and to properly deactivate them upon returning home, or when opening their businesses.

Only with your cooperation can this problem be resolved.

September 28, 1987

TO: Chief Richmond

FROM Sergeant Stonehouse *D. S.*

SUBJECT: Alarm Responses

Listed below are the alarm responses requested listed as accidental alarms, faulty alarms, and false alarms. March, 1986, through September 14, 1986, are listed as well as March, 1987, through September 14, 1987.

MONTH	ACCIDENTAL ALARMS		FAULTY ALARMS		FALSE ALARMS		TOTAL ALARMS	
	1986	1987	1986	1987	1986	1987	1986	1987
MARCH	13	10	8	5	7	22	28	37
APRIL	17	6	8	5	12	23	37	34
MAY	9	15	8	5	18	13	35	33
JUNE	5	4	6	6	14	16	25	26
JULY	5	10	6	8	18	15	29	33
AUGUST	3	4	3	2	17	28	23	34
SEPTEMBER	6	4	4	2	10	18	20	24

DRS

rf

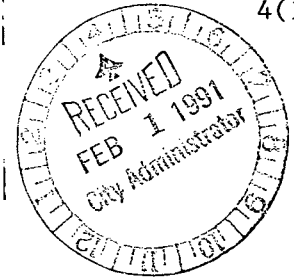
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CITY OF LEBANON
M E M O R A N D U M



4(14)

TO: Joseph A. Windell
City Administrator

DATE: Jan. 31, 1991

FROM: Thomas A. McHill
City Attorney

SUBJECT: Burglary and Robbery Alarms Ordinance

I have redrafted portions of the proposed new chapter to the Lebanon Municipal Code regarding burglary and robbery alarms. If this ordinance meets with the Council's approval on February 27, it should be considered at that time. Please note that this has an emergency clause in effect which would require alarm users to obtain the permits within 30 days from the Council approving the proposed ordinance. Should the Council desire additional time, it could delete the emergency clause, and according to the Charter, the ordinance would become in effect in 30 days. This would give an additional 30 days for alarm users to pay the permit fees.

If any further changes need to be made, please feel free to contact me.

cc: Chief Walt Richmond

A BILL FOR AN ORDINANCE CREATING) ORDINANCE BILL NO. _____
 A NEW CHAPTER TO THE LEBANON) For 1991
 MUNICIPAL CODE, CHAPTER 5.48,)
 BURGLARY AND ROBBERY ALARMS, AND) ORDINANCE NO. _____
 DECLARING AN EMERGENCY.)

WHEREAS, the City Council of the City of Lebanon finds that unnecessary police emergency responses to false alarms within the City of Lebanon cause an unnecessary use of emergency response capability of the Lebanon Police Department; and

WHEREAS, the Council further finds that it is in the best interests of the people of the City of Lebanon to maintain emergency response capabilities at the highest level; and

WHEREAS, the Council further finds that conditions exist within the boundaries of the City of Lebanon whereby many false alarms occur because of the improper use of alarm systems;

NOW, THEREFORE, the people of the City of Lebanon do ordain as follows:

Section 1. Lebanon Municipal Code, Chapter 5.48, Burglary and Robbery Alarms, is hereby established to read as follows:

Chapter 5.48

BURGLARY AND ROBBERY ALARMS

Sections:

- 5.48.010 Policy.
- 5.48.020 Purpose.
- 5.48.030 Definitions.
- 5.48.040 Alarm system permits required.
- 5.48.050 Application for permit.
- 5.48.060 Permit fees.
- 5.48.070 Sound emission cut off feature.
- 5.48.080 False alarms.
- 5.48.090 Right of appeal.
- 5.48.100 Confidentiality.
- 5.48.110 Enforcement and penalties.

Chapter 5.48

BURGLARY AND ROBBERY ALARMS

5.48.010 Policy. This chapter governs burglary and robbery alarms, sets requirements, establishes acceptable standards, and establishes a system for administrators.

5.48.020 Purpose. This chapter is to encourage alarm users to assume increased responsibility for maintaining the mechanical reliability and the proper use of alarm systems. The goal of the chapter is to prevent unnecessary police emergency responses to false alarms and thereby to protect the emergency response capability of the City from misuse.

In addition, this chapter will require the issuance of a permit for any burglary and/or robbery alarm and will thereby provide emergency responders with up to date information concerning the use of the premises and responsible parties.

5.48.030 Definitions. For the purpose of this chapter, the following mean:

(1) Alarm User. A person or other entity in control of any building, structure, or facility in which a burglary alarm or robbery alarm is maintained.

(2) Alarm System. A burglary or robbery alarm as defined herein.

(3) Burglary Alarm. An alarm system designed to signal an entry or attempted entry into a protected area requiring urgent attention to which police are requested to respond.

(4) Robbery Alarm. An alarm system designed to signal a robbery or attempted robbery requiring urgent attention to which police are requested to respond.

(5) False Alarm. Any burglary or robbery alarm requesting a response by police personnel when a situation requiring such response does not in fact exist. It does not include an alarm signal caused by violent conditions of nature or other extraordinary circumstances not reasonably subject to control by the alarm user.

(6) Government Political Unit. Any tax-supported agency, including the federal government or any government agency as defined in ORS 165.075.

5.48.040 Alarm System Permits Required. A permit shall be obtained from the City of Lebanon for the use of a burglary or robbery alarm system within thirty (30) days of the effective date of this ordinance and thereafter within thirty (30)

days of the time any newly installed system becomes operative, or after the expiration of a prior permit. Each permit shall be valid for a period of one (1) year. No person shall use or permit the use of an alarm system on any premises owned, occupied, or controlled by such person, without a valid alarm system permit.

Alarm permits are issued on a calendar year basis and expire on December 31. New permits for systems installed after August 1 of each year will be valid until December 31 of the following year.

5.48.050 Application for Permit. An applicant for a permit shall submit the application to the Lebanon Police Department. The application shall include the following information:

- (1) The street address and telephone number of the location where the alarm system is to be used.
- (2) The name, address and telephone number of the alarm user.
- (3) The address to which notices should be mailed.
- (4) Whether the alarm is a burglary alarm or a robbery alarm, and whether the alarm or alarms are audible, silent, or both.
- (5) If the alarm is audible, whether it is designed to automatically reset after a certain number of minutes, and if so, the period of time it is designed to function before automatically resetting.
- (6) In the order of their priority, the name, address and telephone number of at least three (3) persons, including the alarm user, who can be contacted in the event of an alarm to assist the police in turning off the alarm or investigating any suspected criminal activity.
- (7) If applicable, the type of business at the alarm system location.
- (8) If applicable, the type of residence such as house, condominium, apartment, or other, at the alarm system location.
- (9) The alarm user's date of birth, if over the age of 62 and requesting an exemption from the permit fee.

5.48.060 Permit Fees.

- (1) The fee for alarm system permits shall be \$10.00 per calendar year.

(2) If an alarm user is over the age of 62 where an alarm system is in use, and no business is conducted at the location, the permit application fee is not required. All other charges for false alarms or delinquency will apply.

(3) An alarm user who is a governmental political unit shall be required to obtain a permit, but shall not be required to pay fees. All other charges for false alarms or delinquency will apply.

(4) A delinquency charge of \$15.00 shall be assessed if an alarm user:

(a) Fails to obtain a permit within the time periods set forth above.

(b) Fails to renew a permit before February 1 of each year.

(c) Fails to report a change in any of the provided information on the permit form within thirty (30) days following the change (no charge shall be assessed for reporting a change of information if the information is reported within thirty (30) days of the date of change and involves the same alarm user).

5.48.070 Sound Emission Cut Off Feature. Alarm systems which emit audible sound which can be heard outside the building, structure or facility of the alarm user, shall be equipped with a sound emission cut off feature which will stop the emission of sound 15 minutes or less after the alarm is activated.

5.48.080 False Alarms. Alarm permit fee surcharges will be assessed to the alarm user by the Chief of Police, or his designee, for excessive false alarms during the permit year, as follows:

3rd False Alarm	\$ 50.00 (each)
4th thru 9th False Alarm	75.00 (each)
10th and additional False Alarm	100.00 (each)

The Chief of Police, or his designee, will notify the alarm user of the false alarm, by mail. The mail will be directed to the address of the alarm user which is set forth in the permit application, or in any written notice received by the Chief of Police, or his designee, subsequent to the permit application which sets forth a new address. Failure to receive such notice will not be a defense to the imposition of the surcharge. The notification will include information for the user as to how many false alarms have been recorded during the permit year and the consequences of not complying with this chapter. In the event the false alarm meets the criteria for

one of the required surcharges, the notification will also inform the alarm user of his/her right to appeal the validity of the false alarm and the procedures for such appeal.

5.48.090 Right to Appeal.

(1) Any alarm user who has been notified of a false alarm, or assessed a false alarm surcharge may appeal the determination that the alarm was a false alarm or the surcharge, to the City Administrator, by giving written notice to the City Administrator of said appeal. Such notice must be received by the City Administrator within thirty (30) days of the date of mailing of the false alarm notice. Failure to contest the determination of the Chief of Police, or his designee, within the time period set forth above results in a conclusive presumption for all purposes that the alarm was false.

(2) If a hearing is requested, written notice of the time and place of the hearing shall be mailed to the user by certified mail at least ten (10) days prior to the date set for hearing.

(3) The hearing shall be before the City Administrator. The alarm user shall have the right to present written and oral evidence. The City Administrator shall issue written findings waiving, expunging, or entering a false alarm designation on the alarm user's record. If false alarm designations are entered on the alarm user's record and surcharges are thereby due, such surcharges must be paid within thirty (30) days of notification of the decision on appeal, and any failure to pay the surcharge shall be a violation subject to the penalty provisions of LMC 5.48.110.

(4) The City Administrator may appoint another person to be a hearings officer to hear the appeals and to render judgment.

(5) The decision rendered shall be final.

5.48.100. Confidentiality. All information provided on the application shall be held in the strictest confidence and shall be deemed a public record exempt from disclosure pursuant to State statute.

5.48.110. Enforcement and Penalties.

(1) Violation of any provision of this chapter shall be punishable subject to the penalties set forth in LMC 1.12.010.

(2) The remedies contained herein are cumulative and in addition to any and all other enforcement remedies available at law.

Section 2. 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 _____, 1991.

MAYOR

ATTEST:

City Recorder

AGENDA ITEM 5



CITY OF LEBANON

M E M O R A N D U M

TO: Joseph A. Windell, City Administrator DATE: February 20, 1991

FROM: Judy Wendland, Finance Director *JW*

SUBJECT: New Water and Wastewater Rates

Attached is the legislation for increases to the Water and Wastewater Rates. The increases are 10% for Water and 20% for Wastewater. At the request of Councillor Miller, I have asked the economist, Ray Bartlett, who prepared the rate study to provide two alternatives for the sewer rates:

1. Moving the break from tier one to tier two and from 3 units to 4 units for average winter water consumption.
2. Creating a fourth tier which would include 4 to 6 units average winter water consumption.

I hope to have this available for the Council work session which will be held on Wednesday, February 27 at 6:00 p.m. in the upstairs conference room. If the information is not available by then, there will still be time to consider a change in the rate structure before the programming changes need to be made for the bills that will go out May 1.

Along with the resolution is an ordinance which has a new definition of commercial which was requested by the Utility Rate Review Committee. The definition has been approved by the City Attorney. It was also sent to the Utility Rate Review Committee for review, and I have received no negative comments.

Also attached is the resolution allowing for beginning the process for selling the Water bonds. If the Council approves the rate increases, then they will need to approve the resolution for the bond sale, which sets the clock running. The soonest we can sell bonds is 60 days after publication of the official notice. If the economist's projections show that it is financially possible, we are hoping to be able to sell the bonds soon enough to take advantage of the extremely low interest rates--about 5.5 to 6% currently.

Action required:

Approval of the rate increase resolutions by motion.
 Approval of the Ordinance defining commercial by motion and roll call vote.
 Approval of the resolution to sell bonds by motion.

JW/lgk

RESOLUTION ADOPTING) RESOLUTION NO. _____
 WATER RATES) for 1991

WHEREAS, the City Council of the City of Lebanon did on November 28, 1987 adopt Section 13.04.380 of the Municipal Code providing that Water Use Rates should be established by Resolution; and

WHEREAS, on October 29, 1991 the Utility Rate Review Committee recommended to the City Council that Water Rates should be increased and;

WHEREAS, The City Council received public testimony on the new rates and;

WHEREAS, The City Council finds that such increases are fair and equitable and required to protect the health and safety of the citizens of the City of Lebanon;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LEBANON AS FOLLOWS:

Effective April 1, 1991 the water use fees shall be:

WATER USE FEE SCHEDULE

Domestic Service Charge

For each domestic account a monthly service charge shall be assessed as follows:

Commodity Charge - Domestic

<u>Meter Size</u>	<u>Base Rate</u>	First Block	Second Block	<u>Special Summer Rate</u>
		<u>1 - 6 Units</u>	<u>7 & Up Units</u>	
3/4"	7.92	2.68	1.34	.67
1"	10.69	2.68	1.34	.67
1 1/4"	16.01	2.68	1.34	.67
1 1/2"	23.91	2.68	1.34	.67
2"	42.57	2.68	1.34	.67

Special Summer Water Rate for Domestic Users

For those domestic users whose usage during the months June, July, August, and September (billed on or about the first of July, August, September, and October) exceeds nine (9) units, the rate shall be one half (1/2) of the second block rate. The second block rate is the rate charged per unit for more than six (6) units of water use.

For those whose average usage during the months of November, December, January, February and March is fewer than nine (9) units, the special rate shall apply to all usage which exceeds the average usage for the five (5) month period. The average shall be calculated on the greater of actual use or one (1) unit per month. This special rate, like the other summer rates, shall apply to those months billed on or about the first of July, August, September and October.

Base Rate:

The base rate of each water bill shall consist of two components: a fee for availability of the system (70% of the base fee), and a fee for bill collection costs (30% of the base fee). Each component shall be separately stated on the bill.

Multi-family Dwelling Units:

Each dwelling unit within the multi-family structure which is not separately metered, shall be charged one base fee per month equal to the base fee for a 3/4" residential meter. The consumption charge shall be based on the size of meter actually connected to the service. If the meter provides service only to dwelling units, there is no additional base fee for the meter connected to the structure.

COMMERCIAL AND INDUSTRIAL SERVICE CHARGE

For each Commercial or Industrial account a monthly service charge shall be assessed as follows:

<u>Minimum Fee</u>	<u>Size of Meter</u>	<u>Minimum Fee Includes # Units</u>
\$ 15.33	3/4" or less	5
20.72	1"	5
31.10	1 1/4"	6
46.27	1 1/2"	7
82.56	2"	10
151.29	3"	14
261.42	4"	24
495.31	6"	126

Commodity Charge

\$3.94 per 100 cu. ft. for the first 1,200 cu. ft. per inch of meter size.
 \$1.50 per 100 cu. ft. for the next 1,200 cu. ft. per inch of meter size.
 \$1.01 per 100 cu. ft. for all additional cu. ft.

Note: The size of the 1,200 cu. ft. blocks are for a 1 inch meter and will be increased or decreased for each 1/4" of meter size but in no event will said blocks be reduced below those for a 3/4" meter.

PRIVATE FIRE PROTECTION SERVICE CHARGE

For each Private Fire Protection Service account, a monthly service charge shall be assessed as follows:

<u>Privately Owned and Maintained Hydrants</u>	<u>City Owned and Maintained Hydrants</u>
\$ 5.25 each 2" connection or smaller	\$9.87 each 4" hydrant (nominal size)
7.08 each 4" connection	
11.57 each 6" connection	
18.66 each 8" connection	

SPECIAL SERVICE FEES:

<u>Service Connection Fees</u>	<u>Size of Meter</u>
\$ 300	3/4"
Cost of materials and labor	1"
Cost of materials and labor	1 1/2"
Cost of materials and labor	2"

Turn On Charge: \$20.00 during normal working hours
\$40.00 after normal working hours

Service Deposit: \$75.00

Establishing Two Billing Addresses for the Same Service Address:

\$12.50 one time cost, per service address

Meter installation to existing service:

\$60.00

STANDBY WATER SERVICE CHARGE

For all Residential, Commercial, or Industrial, including irrigation meters, Standby Water Services the charge shall be:

<u>Meter Size</u>	<u>Monthly Charge</u>
3/4"	\$ 7.92
1"	10.69
1 1/4"	16.01
1 1/2"	23.91
2"	42.57
3"	75.90
4"	126.50
6"	253.00

NOTE: Should the water use for a Standby Water Service exceed 1 unit in any one meter read period the service charge will resort to the standard Residential or Commercial rate as appropriate for that month.

FIRE HYDRANT METER DEPOSIT

<u>Deposit</u>	<u>Size of Meter</u>
\$ 125	3/4"
175	1"
485	1 1/2"
550	2"

Meter Test Deposit: \$10.00

Pressure Test Deposit: \$10.00

Section 2. This Resolution supersedes and replaces all prior resolutions.

Passed by the Council by a vote of _____ for and _____ against and approved by the Mayor this 27th day of February, 1991.

MAYOR

ATTEST:

CITY ADMINISTRATOR

RESOLUTION ADOPTING
WASTEWATER RATES

)
)

RESOLUTION NO. _____
for 1991

WHEREAS, the City Council of the City of Lebanon did on November 28, 1987 adopt Section 13.04.080 of the Municipal Code providing that Wastewater Use Rates should be established by Resolution; and

WHEREAS, on October 29, 1991 the Utility Rate Review Committee recommended to the City Council that Wastewater Rates should be increased and;

WHEREAS, The City Council received public testimony regarding the rates and:

WHEREAS, The City Council finds that such increases are fair and equitable and required to protect the health and safety of the citizens of the City of Lebanon;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LEBANON AS FOLLOWS:

Effective April 1, 1991 the wastewater use fees shall be:

WASTEWATER FEE SCHEDULE

For purposes of this resolution, average winter water consumption shall be calculated each year and the new monthly rate set for the bills sent out each May 1.

Domestic User Rates

For each domestic user, the monthly sewage charge is based on Average Winter Water Consumption (AWWC) as outlined in Section 13.04.520 as follows

	<u>Rate</u>
Category one 0 to 3 units AWWC	\$ 6.85
Category two 4 to 10 units AWWC	18.88
Category three 11 or more units	27.47

The basic fee to account for users who are not served by the City of Lebanon's water system and do not wish to install a meter on their water service line shall be \$ 18.88

The monthly charge each domestic wastewater bill shall consist of two components: a fee for bill collection costs (\$1.85 of the monthly charge) and a fee for availability of the system (remainder of the base fee). Each component shall be separately stated on the bill.

Commercial User Rates

For each commercial user, the monthly sewage charge is based on Average Winter Water Consumption (AWWC) as outlined in Section 13.04.530 as follows

	<u>Rate</u>
Category one 0 to 3 units AWWC	\$ 6.85
Category two 4 to 10 units AWWC	18.88
Category three 11 to 15 units AWWC	27.47
Category four more than 15 units AWWC	
Base	\$ 27.47
Volumetric	2.16

The monthly charge each commercial wastewater bill shall consist of two components: a fee for bill collection costs (\$1.85 of the monthly charge) and a fee for availability of the system (remainder of the base fee). Each component shall be separately stated on the bill.

Schools

For each school, the monthly sewage rate is based upon the following formula as outlined in Section 13.04.540 of the Lebanon Municipal Code.

A = FG

where: A = Monthly sewage charge

F = Total student enrollment

G = Sewerage charge per student
(Middle School and High School) \$.59

G = Sewerage charge per student
(elementary schools) \$.37

Industrial User Rates

For each industrial user, the monthly sewage rate is based upon the following formula as outlined in section 13.04.550 of the Lebanon Municipal Code.

$I = (TSS) J + (BOD) K + L + (Q) M + N$ Fee

where: I = Monthly sewage charge

TSS = Total suspended solids per month

J = Use charge for TSS \$.20 per pound

BOD = Total Biochemical Oxygen demand per month

K = Use charge for BOD \$.82 per pound

L = Demand charge \$125.00

Q = Monthly flow of discharge

M = Volumetric Rate \$ 1.44/100 cubic feet

N = Billing fee \$ 1.85

Section 2:

This resolution supersedes and replaces all prior resolutions.

Passed by the Council by a vote of _____ for and _____ against and approved by the Mayor this 27th day of February, 1991.

Mayor

ATTEST:

Recorder

JW/lgk

A RESOLUTION OF THE COMMON COUNCIL)
OF THE CITY OF LEBANON, OREGON)
AUTHORIZING THE ISSUANCE OF WATER)
REVENUE BONDS)

RESOLUTION NO. _____
For 1991

WHEREAS, the City of Lebanon, Oregon (the "Issuer") plans to construct certain additions and improvements to the Issuer's water system (the "Facilities"); and

WHEREAS, the cost of the additions and improvements to the Facilities will not exceed \$5,000,000 and the Issuer intends to issue bonds to finance the cost of the additions and improvements to the Facilities; and

WHEREAS, the Issuer finds it desirable to issue water revenue bonds (the "Bonds") in an amount not to exceed \$5,000,000 to finance the cost of the additions and improvements to the Facilities pursuant to Oregon Revised Statutes 288.805 to 288.945, inclusive, and to pledge for payment of the Bonds the unobligated net revenues of the Issuer's water system, being a revenue producing facility providing services related to the services to be financed by the Bonds;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF LEBANON:

Section 1. The Issuer hereby authorizes the issuance of the Bonds in a principal amount not to exceed \$5,000,000 for the purpose of financing the cost of construction of the additions and improvements to the Facilities and paying for engineering fees, attorney fees and other related costs.

Section 2. The Bonds shall not be general obligations of the Issuer or a charge upon the tax revenues of the Issuer. The unobligated net revenues of the Issuer's water system are hereby pledged to the payment of the principal of and interest on the Bonds, after payment of the ordinary operation and maintenance expenses of the water system from the gross revenues thereof. So long as the Bonds are outstanding, the Issuer shall fix rates and collect charges for water services adequate to provide sufficient revenues to pay, in addition to all other expenses and obligated indebtedness, principal of and interest on the Bonds.

Section 3. The Issuer hereby designates the Bonds for purposes of paragraph (3) of Section 265(b) of the Internal Revenue Code of 1986, as amended, (the "Code") as "qualified tax-exempt obligations" and covenants that the Bonds do not constitute private activity bonds as defined in Section 141 of the Code, and that not more than \$10,000,000 aggregate principal amount of obligations, the interest on which is excludable under Section 103(a) of the Code from gross income for federal income tax purposes (excluding, however, private activity bonds other than qualified 501(c)(3) bonds) including the Bonds, have been or shall be issued by the Issuer, including all subordinate entities of the Issuer, if any, during the calendar year 1991.

Section 4. The City Administrator is authorized and directed to publish a Notice of Intent to Issue Bonds and describing the purposes for which the Bonds are to be sold, in the form attached hereto as Exhibit A, in one issue of the Lebanon Express, a newspaper of general circulation within the geographical boundaries of the Issuer. In addition, the City Administrator shall cause the Notice of Intent to Issue Bonds to be given in the same manner as are other public notices of the Issuer. The Bonds may not be sold at public competitive bid, nor shall a purchase agreement be executed for a private negotiated sale, for at least 60 days following publication of the Notice of Intent to Issue Bonds.

Section 5. Voters residing within the geographical boundaries of the Issuer may file a petition with the Issuer asking to have the question of whether to issue the Bonds referred to a vote. If the Issuer receives petitions containing valid signatures of the Issuer's electors totaling not less than five percent (5%) of the Issuer's electors, the question of issuing the Bonds shall be placed on the ballot at the next legally available election date. In the event the Issuer receives such a petition within 60 days from publication of the Notice of Intent to Issue Bonds, the Bonds shall not be sold until this resolution is approved by a majority of the electors of the Issuer voting on this Resolution.

Passed by the Common Council of the City of Lebanon by a
vote of _____ for and _____ against, and approved by
the Mayor this ____ day of February, 1991.

Mayor

ATTEST:

City Recorder

CITY OF LEBANON, OREGON

NOTICE OF INTENT TO ISSUE
WATER REVENUE BONDS

NOTICE IS HEREBY GIVEN that on _____, 1991, the Common Council of the City of Lebanon, Oregon (the "City") adopted Resolution No. _____ authorizing the issuance of Water Revenue Bonds (the "Bonds") as authorized by Oregon Revised Statutes 288.805 to 288.945, inclusive, in an amount not to exceed \$5,000,000 for the purpose of financing the cost of certain additions and improvements to the City's water system.

Principal of and interest on the Bonds are expected to be paid solely from the unobligated net revenues of the City's water system and shall not be a general obligation of the City or a charge upon the tax revenues of the City.

Voters residing within the City may file a petition with the City within 60 days from publication of this Notice, asking to have the question of whether to issue the Bonds referred to a vote. If not less than five percent (5%) of the City's registered voters sign petitions, the question of issuing such Bonds shall be placed on the ballot at the next legally available election date. If sufficient petitions are not filed, the City may proceed to issue the Bonds.

Resolution No. _____ is available for inspection at the office of the City Administrator, City Hall, 925 Main Street, Lebanon, Oregon, 97355.

CITY OF LEBANON, OREGON

A BILL FOR AN ORDINANCE AMENDING)	ORDINANCE BILL NO. _____
SECTION 13.04.400 OF THE LEBANON)	FOR 1991
MUNICIPAL CODE REGARDING WATER)	
CHARGES AND USER FEES FOR)	ORDINANCE NO. _____
COMMERCIAL USERS.)	

The people of the City of Lebanon do ordain as follows:

Section 13.04.400, subsections A, B and C of the Lebanon Municipal Code are hereby amended to read as follows:

13.04.400 User Fee - Commercial and Industrial User.

A. "Commercial and industrial user" means all facilities not defined as domestic. This includes, but is not limited to industries, stores, offices, motels, hospitals, schools, churches, mercantile establishments and apartments except those in which service to each apartment is metered separately. It also includes residential facilities, such as group homes and foster care homes, where the proprietor provides services to the residents beyond building maintenance. Previous domestic users who open a business in their home shall be reclassified as commercial upon the opening of the business. Domestic users who do not request the change shall be responsible for back fees from the inception of the business or for one year, whichever is less.

B. Fees for commercial and industrial users, except multi-family dwelling units, will consist of a different minimum charge for each size of meter installed and a commodity charge with a set rate for the first twelve hundred cubic feet per inch of meter size, a lower rate for the next twelve hundred cubic feet per inch of meter size, and a still lower rate for all additional cubic feet. For the purposes of computing the commodity rate, all 3/4" and smaller size meters will be considered to be 3/4" meters.

C. Fees for multi-family dwelling units which are not separately metered, shall be charged one base fee per month equal to the base fee for a 3/4" residential meter. The consumption charge shall be based on the size of meter actually connected to the service. If the meter provides service only to dwelling units, there is no additional base fee for the meter connected to the structure.

Passed by the Council by a vote of _____ for and _____ against and approved by the Mayor this 27th day of February, 1991.

MAYOR

ATTEST:

CITY ADMINISTRATOR

AGENDA ITEM 6



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

TO: JOSEPH WINDELL
CITY ADMINISTRATOR

DATE: FEBRUARY 21, 1991

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

SUBJECT: HIGHWAY TASK FORCE RECOMMENDATIONS

It is once again time to submit the City of Lebanon request for highway projects to be included in the new Highway 6-Year Plan. This plan contains 6 years' worth of highway projects located throughout Oregon. It is updated every 2 years which means this update will span the years 1993 through 1998.

One of the more effective ways the City of Lebanon has of encouraging the inclusion of our priority projects in the plan is through OD4COG's Highway Task Force. This group is made up of representatives of various governmental agencies from the 3-county area containing Linn, Benton and Lincoln counties. The goal of this group is to seek a consensus of all interested groups in this area for the priorities of the various highway projects needed in the area. This permits a unified approach which has been instrumental in accelerating the construction of various projects within the 6-year plan.

The primary focus of the group has been improvements to Highway 20 and 34 from Newport to Sweet Home. The success of this effort is reflected in the fact that nearly all sections we originally focused on are currently in the 6-Year Plan or in some stage of construction.

As in the past, Lebanon's highway improvement emphasis is Highway 34 from I-5 to Lebanon. The task force agreed that more effort was needed to move the proposed projects on this section along. The attached recommendations move the 4-lane improvement project (Pacific HWY - Main Street) from "Reconnaissance" to "1996 Construction". This is actually quite ambitious for such a large project but it can be accomplished.

Although the name of the project leads one to believe that Highway 34 will be rebuilt to Main Street (Hwy 20). Only the Reconnaissance work will go that far. Once the new alignment is determined, it is anticipated that the project will be broken into 2 different projects for construction. It is the first phase that we are pushing for construction in 1996. This phase would likely reconstruct Hwy 34 from I-5 to a point somewhere between the west city limits and Denny School Road.

Phase II is also included in the recommendation of the Highway Task Force as the Lebanon Bypass (project #34). This will take the improvements from the end of Phase I through or around Lebanon to Highway 20. The scope of this work has yet to be determined.

Memo to Joseph Windell
Highway Task Force Recommendations
2/21/91
Page 2

I have had the opportunity to meet with State Senator Mae Yih twice in the past 3 weeks concerning this project. She shares our interest in the project and is attempting to promote it by letting representatives of the Oregon Department of Transportation know that it has a high priority.

A resolution in support of the Highway Task Force recommendations is included for City Council review.

arg



Community and Economic Development

408 SW Monroe • Corvallis, Oregon 97333 • (503) 757-6851 • FAX (503) 757-7072

MEMORANDUM

TO: Regional Highway Advocates

FROM: Mike Kain, Program Director *MEK*

DATE: February 1, 1991

RE: Resolution to Adopt Regional Highway Priorities

After considerable deliberation and local input during December and January, the OD4COG Highway Improvement Task Force, on January 15, submitted a priority list of recommended highway improvements for our region to the Oregon Department of Transportation. This was in response to the state's request for local input on the development of the 1993-1998 Six-Year Highway Improvement Program.

To show that our region is united behind the submitted recommendations, the state would like to see all jurisdictions adopt resolutions of support. This will greatly enhance our ability to influence the decision-making of the state Transportation Commission over the next eighteen months. In prior years this unified regional approach has paid significant dividends in the amount of money and attention given to Lincoln, Benton and Linn Counties by ODOT.

With that in mind, on January 17, the COG Board of Directors passed a resolution to adopt the recommendations of the Highway Task Force. A copy of the resolution, another sample resolution and the regional recommendations are attached. Please feel free to use the sample in drafting your own resolution of support. I am hopeful that all jurisdictions can return their adopted resolutions to me by March 15. Let me know if that will be a problem.

Thank you for your support. I can assure you that it will not go unrecognized by the Transportation Commission. It will also give the Task Force a firmer standing in its on-going efforts to influence the Commission.

cc: Highway Task Force Members

Linn-Benton Sub-District

Benton County:

Adair Village, Corvallis, Monroe, Philomath

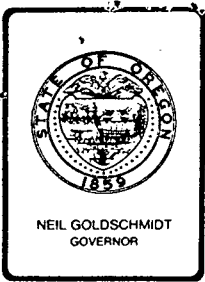
Linn County:

Albany, Brownsville, Halsey, Harrisburg, Lebanon, Lyons, Millersburg, Scio, Sweet Home, Tangent

Lincoln Sub-District

Lincoln County:

Confederated Tribes of Siletz, Depoe Bay, Lincoln City, Newport, Port of Newport, Port of Toledo, Siletz, Toledo, Waldport, Yachats



Department of Transportation
HIGHWAY DIVISION

Region 2

2960 E STATE STREET, SALEM, OREGON 97310 PHONE 378-2626

September 13, 1990

In Reply Refer to
 File No.:

The Honorable Mae Yih
 State Senator
 34465 Yih Lane NE
 Albany, OR 97321

Dear Senator Yih:

This is in response to your recent inquiry about the Reconnaissance project on Highway 34 between I-5 and Lebanon. As promised by Bob Pool, the reconnaissance study will be completed by December 1991.

If the reconnaissance study indicates that the highway improvements are feasible and cost effective, the next step would be to add the project to the Developmental Section of the 1993-1998 Six-Year Highway Improvement Program. More specifically, the preparation of an Environmental Impact Statement.

It should take two to three years to prepare the Environmental Impact Statement and another two to three years to prepare final plans and acquire the right-of-way for the project. Of course, all of these assumptions depend on where this particular project fits into the Region's priorities and available funding.

Also, enclosed for your information is a map outlining the various Region and District boundaries in the State. If you have any questions concerning the map or other information, please call me.

Sincerely,

Kenneth E. Husby, P.E.
 Region 2 Administrator

KEH:RTS:bh

Enclosure

1213b6

**Oregon District 4 Council of Governments
HIGHWAY IMPROVEMENT TASK FORCE**

**REGIONAL RECOMMENDATIONS FOR HIGHWAY IMPROVEMENT
For Inclusion in FY 1993-1998 State Highway Improvement Program
January 10, 1991**

	ROUTE	COUNTY	SECTION NAME	COST (\$1,000)	OUR REGIONAL RECOMMENDATION	CURRENT STATUS
1	I-5	Linn	Halsey Interchange - Lane County M.P. 203.5-216.5	8,000	1993 CONSTRUCTION	1993 Construction
2	I-5	Linn	Corvallis/Lebanon Interchange M.P. 227.7-228.3	5,500	1993 CONSTRUCTION	1993 Construction
3	US-101	Lincoln	US 101 @ Boiler Bay State Park M.P. 126.1-126.4	480	1993 CONSTRUCTION	1993 Construction
4	US-101	Lincoln	Depoe Bay Bridge M.P. 127.6-127.7	1,000	1993 CONSTRUCTION	1993 Construction
5	US-101	Lincoln	Thiel Creek - "B" Street M.P. 145.9-146.5	560	1993 CONSTRUCTION	1993 Construction
6	OR-34	Linn	Riverside Dr - Lake Cr M.P. 3.0-6.3	2,200	1993 CONSTRUCTION	1993 Construction
7	US-20	Linn	Left turn lane west of Trout Creek Campground to serve proposed Elk View station	200	1993 CONSTRUCTION	New
8	US-20	Linn	Left turn lane to serve Kiosk rest area M.P. 44	200	1993 CONSTRUCTION	New
9	US- 20	Benton	Install traffic signal at US-20 and Circle Blvd.	110	1993 CONSTRUCTION	New
			TOTAL FY 1993	<u>18,250</u>		
10	US-20	Lincoln	Little Elk Cr Store - Oglesby Cr M.P. 25.2-27.7	7,600	1994 CONSTRUCTION	1994 Construction
11	US-20	Lincoln	Oglesby Creek - Cline Mountain M.P. 27.7-29.4	5,600	1994 CONSTRUCTION	1994 Construction
12	US-20	Benton	53rd Street - Neer Street (Corvallis) M.P. 53.4-54.3	2,410	1994 CONSTRUCTION	1994 Construction

EXHIBIT A

ROUTE	COUNTY	SECTION NAME	COST (\$1,000)	OUR REGIONAL RECOMMENDATION	CURRENT STATUS
13	US-101	Lincoln Collins Creek - Silver Sands Road M.P. 152.1-153.3	1,200	1994 CONSTRUCTION	1994 Construction
14	OR-228	Linn Brownsville - Sweet Home M.P. 6.5-20.6	3,600	1994 CONSTRUCTION	1994 Construction
15	US-20	Benton Wren - Wren Hill M.P. 44.5-46.6	1,600	1994 CONSTRUCTION	1995 Construction
16	US-20	Benton Wood Creek - Philomath M.P. 47.9-49.7	1,960	1994 CONSTRUCTION	1995 Construction
17	US-20	Linn Campground left turn lanes M.P. 48, 49, 51 and 54	250	1994 CONSTRUCTION	New
			TOTAL FY 1994	24,220	
18	OR-18	Lincoln Longfinger Road - Murphy Hill; Comb-2C M.P. 11.3-16.8	2,500	1995 CONSTRUCTION	1995 Construction
19	OR-99E	Linn Pacific Blvd - 9th Street Couplet (Albany) M.P. 1.2-2.1	3,100	1995 CONSTRUCTION	1995 Construction
20	US-20	Benton 19th St (Philomath) - 53rd St (Corvallis) M.P. 51.0-53.4	6,180	1995 CONSTRUCTION	Development
21	US-101	Lincoln 3rd Street - Bayley Street (Newport) <u>Parkway</u> M.P. 140.2-147.	6,200	1995 CONSTRUCTION	Reconnaissance
			TOTAL FY 1995	17,980	
22	OR-22	Linn Bugaboo Road - Straight Creek Road M.P. 67.8 - 68.8	910	1996 CONSTRUCTION	1996 Construction
23	OR-34	Linn Pacific Highway - Main Street (Lebanon) M.P. 10.2-18.1	4,000	1996 CONSTRUCTION	Reconnaissance
24	US-101	Lincoln 49th St. - 73rd St. (Newport) <u>Parkway</u>	6,000	1996 CONSTRUCTION	New
			TOTAL FY 1996	10,910	
25	US-20	Lincoln Pioneer Mountain - Eddyville M.P. 11.0-25.2	31,200	1997 CONSTRUCTION	Development

ROUTE	COUNTY	SECTION NAME	COST (\$1,000)	OUR REGIONAL RECOMMENDATION	CURRENT STATUS	
43	OR-18	Lincoln	Otis Junction - National Forest Boundary M.P. 0.0-8.5	19,000	RECONNAISSANCE	Considered
44	OR-34	Linn	Grade Separation at Oakville Road	N/A	RECONNAISSANCE	New
45	OR-99W	Benton	Corvallis By-pass (North unit)	25,000	RECONNAISSANCE	Considered

**THE FOLLOWING PROJECTS ARE SHOWN IN THE CURRENT SIX-YEAR PLAN
AS SCHEDULED FOR CONSTRUCTION IN FY '91 AND '92.**

THEY WILL NOT BE LISTED IN THE NEW SIX-YEAR PLAN

ROUTE	COUNTY	SECTION NAME	COST (\$1,000)
US-101	Lincoln	Boiler Bay - Otter Rock Hwy M.P. 126.0-132.0	280
US-101	Lincoln	Oregon Coast Hwy @ Pacific Plaza Shopping Center M.P. 139.2-139.2	110
US-101	Lincoln	Oregon Coast Hwy @ Olive Street (Newport)	100
US-101	Lincoln	Yaquina Bay Bridge (Newport) S Approach M.P. 141.3-141.9	6,290
US-101	Lincoln	Alsea Bay Bridge Historic Interpretive Center M.P. 155.8	500
US-99E	Linn	Cox Creek Pedestrian Facility (Albany) M.P. 0.6	80
OR-99W	Benton	Mary's River - Lincoln School; Comb-2B M.P. 84.2-85.1	1,750
OR-99W	Benton	Lincoln School - Kiger Island (Corvallis); Comb-2B M.P. 85.1-86.5	2,530
US-101	Lincoln	N 26th St - 53rd St (Lincoln City) (Parkway) M.P. 113.6-116.1	6,200
OR-34	Linn	Willamette River - Riverside Dr M.P. 0.3-3.0	1,900

A RESOLUTION ENDORSING THE OREGON)
DISTRICT 4 COUNCIL OF GOVERNMENTS,)
HIGHWAY IMPROVEMENT TASK FORCE'S)
REGIONAL RECOMMENDATIONS FOR HIGH-)
WAY IMPROVEMENT)

RESOLUTION NO. _____
for 1991

WHEREAS, the City of Lebanon has reviewed the list of Regional Recommendations for Highway Improvements as presented by the Highway Improvement Task Force; and

WHEREAS, the list represents a consensus of local jurisdictions concerning construction and development of highway projects which will benefit the region as a whole, as well as the State of Oregon; and

WHEREAS, the list includes projects of great importance to the City of Lebanon;

NOW, THEREFORE, the City of Lebanon does hereby approve and endorse the "Regional Recommendations for Highway Improvement" (Exhibit A) and authorizes staff and elected officials to actively pursue incorporation of the projects as listed, within the proposed State Six-Year Highway Improvement Program for FY 93-98.

Passed by the Council by a vote of _____ for and _____ against, and approved by the Mayor this _____ day of _____, 1991.

Mayor

ATTEST:

City Recorder

AGENDA ITEM 7



CITY OF LEBANON

M E M O R A N D U M

TO: JOSEPH WINDELL
CITY ADMINISTRATOR

FROM: JAMES P. RUEF
DIRECTOR OF PUBLIC WORKS

SUBJECT: EAST GRANT STREET UPDATE

DATE: FEBRUARY 21, 1991

The attached memo from Jim Clark, Senior Engineer, describes the current status of the East Grant Street Project. The key features of the project are:

- * Widen the street to 44 feet from Williams Street to the Santiam bridge.
- * A slight realignment of the Williams Street/Grant Street Intersection.
- * Overlay Grant Street from Williams Street to Park Street.
- * Rebuild Grant Street from Park Street to Main Street. We should note that the county has not agreed with the need to rebuild this section. Further investigations of the street will be made to prove our concerns.
- * New 16" water main from the Santiam bridge to Grove Street.
- * Miscellaneous sanitary sewer improvements.
- * New sidewalks on the south side of the street from Williams Street to the Santiam bridge.

Since the county will not fund the curb, gutter and sidewalk replacement, staff is suggesting that Systems Development Charges (SDC) be used for those sections where curb, gutters and sidewalk already exist. The section that will be widened will have all the existing curb, gutter and sidewalk on the south side removed. Since this work constitutes "oversizing" the street, SDC funds are available. It is up to City Council to determine the appropriateness of this funding method.

arg



CITY OF LEBANON

M E M O R A N D U M

TO: Jim Ruef
Public Works Director

DATE: February 20, 1991

FROM: Jim Clark *mc*
Senior Engineer

SUBJECT: Status Report for the East Grant Street Project

The City of Lebanon and Linn County are currently working on a cooperative project to improve East Grant Street. Although the project is at an early stage, the project will soon be deliberated by the City Council and the affected neighborhood.

This project status report provides a context for these discussions. A summary of project scope and funding is provided, along with a review of a proposed Local Improvement District and upcoming neighborhood meeting.

Project Scope

Improvements to East Grant Street are proposed from Main Street to the South Santiam River bridge. All work will occur within the existing right-of way.

From Main Street to the Santiam Canal bridge, the work will primarily involve an overlay of the existing street. In this section, the Grant/Williams intersection would be realigned within the existing right of way. Presently, we disagree with Linn County as to the work required between Main Street and Park. We believe reconstruction is required for this section of Grant Street.

Most of the work would occur from Hiatt to the South Santiam River bridge. This section will be reconstructed and widened from the present 32 feet to 44 feet, measured curb to curb. Within this section, new pavement, curb and gutter, waterline replacement, sewer replacement and sidewalk replacement (on the south side only) will be provided. The proposed street section would include a five foot bike lane, two 13 foot travel lanes, another five foot bike lane, and an eight foot parking lane, from north to south. A sketch of the existing and proposed street sections are attached. The widening will occur mostly to the south to allow a consistent centerline alignment, and to avoid major relocation of the large utility services on the north side.

Project Funding

Linn County's street reconstruction program provides funding for paving and associated storm drainage. Lebanon will be required to fund most other features such as replacement curb and gutter, sidewalks, driveways, waterline replacement and sewer replacement. City funding for the utility replacements will come from the Water and Wastewater CIP, and Street SDC is proposed to replace curb, gutter and sidewalks required by the widening. The approximate city costs and funding sources are summarized below:

<u>Item</u>	<u>Approximate Cost</u>	<u>Funding Source</u>
Replacement curb & gutter	\$44,000	Street SDC
Replacement sidewalk	28,000	Street SDC
Driveway replacement	14,000	Street SDC
Waterline replacement	347,000	Water CIP
Sewerline replacement	<u>320,000</u>	Wastewater CIP
TOTAL	\$753,000	

Adequate funding is available in the Street SDC, Water CIP and Wastewater CIP funds to finance the improvements.

Local Improvement District

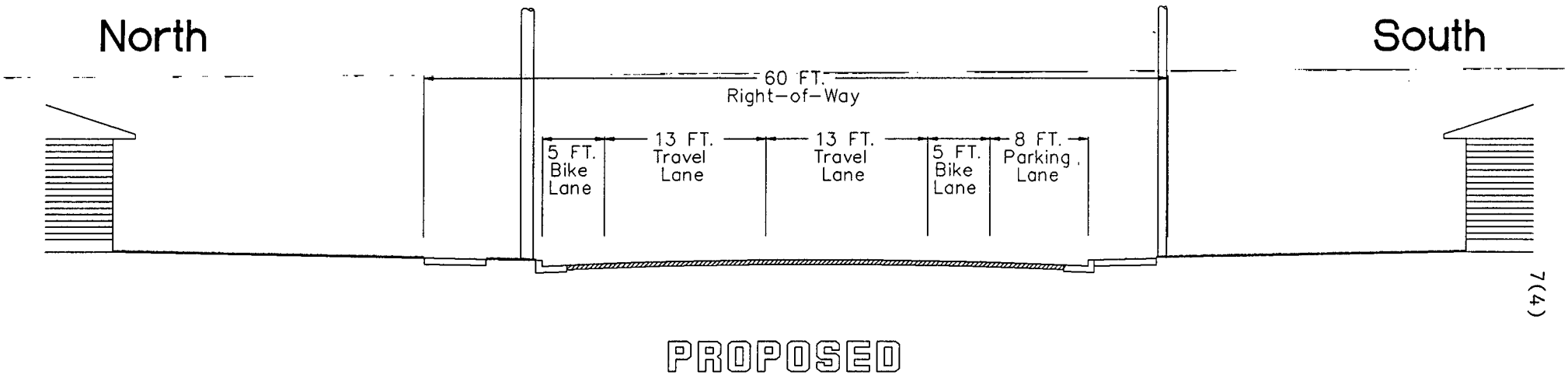
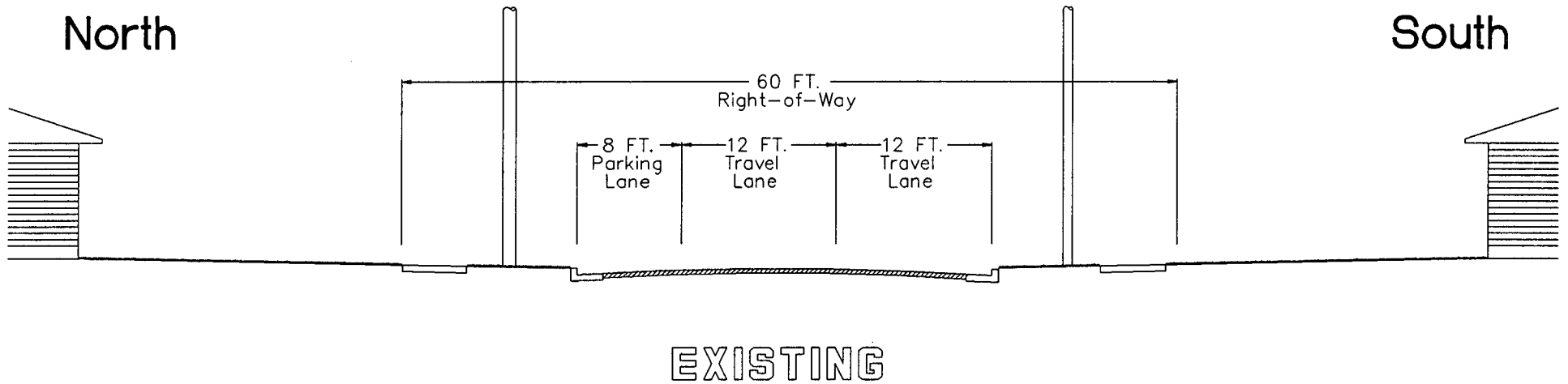
In addition to the above city funding, Local Improvement District (LID) funding is proposed. From about River Street east, Grant street is not to city standards. For the most part, curb, gutter, sidewalks and driveways have not been constructed. In keeping with past policy and practice, funding is proposed to come from the abutting property owners through an LID. The total assessable cost for the LID is approximately \$25,000. This cost does not include paving costs normally included with a street assessment since that work is being funded by Linn County. A resolution initiating the LID will be considered at the February 27, 1991 City Council meeting. A preliminary map indicating the extent of the LID and the properties affected is attached.

Neighborhood Meeting

A neighborhood meeting will be held on Thursday, February 21, 1991, 7:00 PM at the Bethlehem Lutheran Church on Grant Street. The purpose of the meeting will be to share information about the project and to receive comments and suggestions from the neighborhood. Those affected by a potential LID will be informed of the LID process and may wish to discuss the initiation of the district at the February 27 Council meeting.

C: Judy Wendland, Finance Director

PROPOSED EAST GRANT STREET IMPROVEMENTS

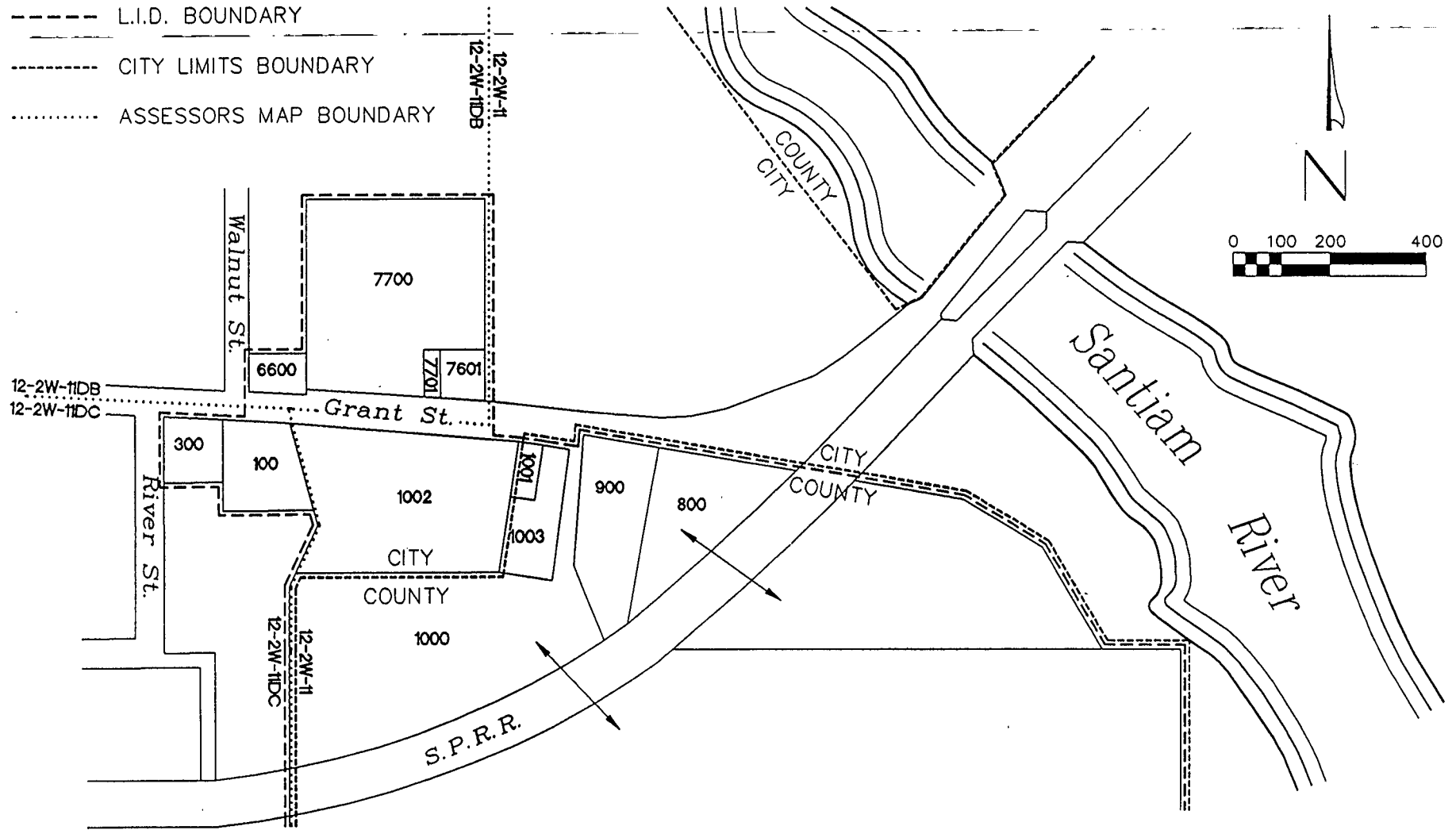


Preliminary East Grant Street L.I.D.

for
Curbs, Gutters, Driveways and Sidewalks
2-13-91

LEGEND

- L.I.D. BOUNDARY
- - - - CITY LIMITS BOUNDARY
- ASSESSORS MAP BOUNDARY





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

TO: JOSEPH WINDELL
CITY ADMINISTRATOR

DATE: FEBRUARY 22, 1991

FROM: JAMES P. RUEF
DIRECTOR OF PUBLIC WORKS

SUBJECT: EAST GRANT STREET LID

While most of East Grant Street (Main Street to the Santiam bridge) already has curb, gutter and sidewalks, there are eleven parcels at the extreme east end of the project which have not paid to have the city standard improvements. Staff is proposing to have these parcels pay for the curb, gutters, sidewalks and driveways along their frontage as part of the Grant Street Project. This is not unlike the Oak Street project in which all adjacent parcels contributed to the costs of the project. The only difference between that project and East Grant Street is that only a small number of parcels will be involved.

A map has been included of a possible boundary for the Local Improvement District (LID). The attached resolution would initiate the LID and authorize staff to prepare the Preliminary Engineers Report.

arg



CITY OF LEBANON

M E M O R A N D U M

TO: Jim Ruef
Public Works Director

DATE: February 11, 1991

FROM: Jim Clark *JMC*
Senior Engineer

SUBJECT: East Grant Street Local Improvement District

This memo reviews the work to be performed on the East Grant Street Reconstruction project and recommends a Council resolution to initiate a Local Improvement District (LID) for curb, gutter and sidewalks.

Background

As you are aware, the City of Lebanon and Linn county are working on a cooperative project to widen and reconstruct East Grant Street. Under Linn County's street reconstruction program, the county will fund the paving portion of the project. Lebanon's responsibility is to fund most other features such as replacement curb and gutter, sidewalks, driveways, waterline replacement and sewer replacement. City funding for the utility replacements will come from the Water and Wastewater CIP, and Street SDC will fund replacement curb, gutter and sidewalks required by the widening.

From about River Street east, Grant street is not to city standards. For the most part, curb, gutter and sidewalk has not been constructed. Because this project will bring that section to urban standards, funding should come from the abutting property owners through a LID. The LID would not include paving costs normally included with a street assessment since that work is being funded by Linn County.

I have attached a preliminary map indicating the extent of the LID and the properties affected.

Recommendation

I recommend the City Council adopt the attached resolution to initiate a LID for East Grant Street.

C: Tom McHill, City Attorney

A RESOLUTION DIRECTING THE CITY)
ENGINEER TO PREPARE AN ENGINEERING)
REPORT FOR SIDEWALK, CURB & GUTTER)
IMPROVEMENTS IN A DISTRICT TO BE)
KNOWN AS THE "EAST GRANT STREET LID")

RESOLUTION NO. _____
for 1991

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LEBANON AS FOLLOWS:

Section 1. The City Council intends to initiate a Local Improvement District known as the "EAST GRANT STREET LID".

Section 2. The City Engineer is hereby authorized and directed to prepare a map and engineering report as defined in Ordinance No. 1681, Chapter 12.20, *Lebanon Municipal Code*.

Section 3. The costs of said report shall be charged to the local improvement district upon its creation.

Passed by the Council by a vote of _____ for and _____ against and approved by the Mayor this _____ day of _____, 1991.

Mayor

ATTEST:

City Administrator

AGENDA ITEM 8



LEBANON PUBLIC LIBRARY
 626 Second St.
 Lebanon, Oregon 97355

(503)451-7461

LIBRARY ADVISORY BOARD MINUTES

The January 23, 1991 meeting of the Lebanon Public Library Advisory Board was called to order at 6:04 P.M. by Chairperson Pat Dunn. Also present at the meeting were board members Shirley Foulds, Marge Lowe, Sharon Gilbert and Jim Slusser; City Council representative John Richard and Program Manager Susan Messersmith.

The minutes of the November 14, 1991 meeting were approved as corrected.

FRIENDS OF THE LIBRARY REPORT

Shirley Foulds reported that the Friends have been notified that they will receive a grant in the amount of \$1050.00 from the Libri Foundation for the purchase of children's books. The Libri foundation is a national non-profit organization which donates quality children's books to small, rural public libraries in the United States.

Mrs. Foulds announced that the Friends will elect officers in April and that neither she nor Treasurer Betty Scott will seek re-election. Both have held their respective offices for several years.

PROGRAM MANAGER'S REPORT

Susan reported that the library's second annual Food for Fines drive was a successful one. Many patrons chose to pay their fines with canned/boxed food items between Thanksgiving and Christmas. Donations were given to Lebanon FISH for local distribution.

Circulation for the first six months of the fiscal year remains nearly equal with last year at 58,999 items. The library was open 151 days with an average circulation of 390.7 items per day.

Susan reported on several building maintenance items. The roof developed a leak for the second time this winter when extremes in temperatures were experienced. A very cold couple of weeks followed by a warming trend caused the split in the roof to lengthen. More extensive repairs made in January are expected to last through the winter months. A decision on roof repairs will be part of the budget process for the 1991-92 fiscal year.

LIBRARY ADVISORY BOARD MINUTES

-2-

According to Susan, the American flag was stolen from the library's flag pole on January 15. The decision was made to fly the flags only during daylight hours for the next several months or until the Gulf War tensions diminish.

Susan reported that four smoke detectors have been placed at strategic points in the library as a safety precaution. Although the detectors are not required, staff recommended their installation.

Two personnel issues were discussed by Susan. First, the library has the services of high school senior Michelle Estep through a work experience program which is sponsored by the Community Services Consortium. Michelle will work approximately 160 hours over the next several months. Secondly, Susan reported that Library Assistant Kristine Smith resigned her position to accept full time employment. Her position has not been filled due to the impact that Ballot Measure 5 will have on the library's 1991-92 budget. Current staff are temporarily working Kris' schedule.

SOLICITATION POLICY

Susan reported that she had discussed the idea of a solicitation policy with city attorney Tom McHill as directed by the board at the November meeting. Mr. McHill said that, while the library could put a solicitation policy in place, the need did not seem to be evident. Susan noted that should the need occur a policy could then be put in place. The board concurred.

BALLOT MEASURE 5

Pat Dunn began the discussion on Ballot Measure 5 impacts by reminding the board that all city departments are facing budget cuts and are in this together. She also stated that the board needs to take a hard look at all areas of the library's budget (programs and services, materials, personnel) and will need to consider initiating some fees for services above the basic level of support. Pat emphasized the need for the board to put forth their best effort so that the library can emerge from this with the greatest amount of program with the least amount of hurt.

Susan presented the board with an example of a "worse case scenario" for the library: a 60% reduction in the library's 1990-91 budget. The board spent some time going over the line items noting status quo, reduction or elimination.

Susan then discussed with the board some fee considerations for the 1991-92 budget year. Board member Sharon Gilbert stated that she felt that library card fees for outside city residents should not be subsidized by city taxpayers. Other suggestions included eliminating free photocopies of reference materials (ten copies allowed per day per patron currently) and the elimination of the 16mm projector rental.

LIBRARY ADVISORY BOARD MINUTES

-3-

Several new fee considerations were discussed. These include fees to cover the cost of mailing interlibrary loan requests; reserves on library materials; and storyhour registrations. No action was taken.

The board spent some time discussing various ways in which the library could solicit funds from organizations, businesses and corporations and from the public in general. The suggestions included encouraging monetary donations to the library through the Library Trust Fund and the Friends of the Library and soliciting magazine subscriptions from the public.

The next meeting of the Advisory Board was set for February 20, 1991.

There being no further business, the meeting was adjourned at 7:50 P.M. by Chairperson Pat Dunn.

Respectfully submitted,

Susan Messersmith
Susan Messersmith
Secretary

February 25, 1991

Robert Smith, Mayor, City of Lebanon, Or
40 W. Maple st, Lebalnon, Or 97355

Dear Bob,

I am writing this letter in opposition to the TAX which the City of Lebanon is proposing for those of us who have purchased and use a Security Alarm for our homes. I refer to this as a tax because I believe that it is just that. I also question the legality of this fee and request proof to the contrary.

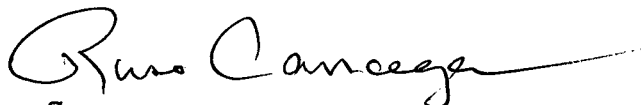
Also, the penalty fee assessed on those who have false alarms is unreasonable. I feel that instead of making our city a safer place to live, the City is putting out the message that for those who are willing (at great expense) to install systems to help protect their property will be penalized financially. I also concede that in the event of a large number of false alarms by a single homeowner, a fee should be assessed to offset the additional expense incurred by the city.

I would like to express my view that these systems do not hinder but rather help our law enforcement officers in carrying out their efforts in preventing crime in our city. It appears that the tax and penalties proposed could discourage individuals in protecting their property. It also appears that for the police to respond within a few minutes from the alarm is an advantage rather than arriving at the scene of a crime perhaps days after it has occurred.

I would like to compliment Chief Richmond and his officers in the excellent and professional manner in which they have responded to the alarms at my home in the past.

Lastly, I would encourage you and our Council to NOT adopt this tax and assessment but rather encourage the community to protect and assist our police force in making Lebanon a safer place to live, work and play.

Respectfully,



Russ Canaga
460 Wheeler
Lebanon, Or 97355

Bob
Please read this into
the minutes of 2/27/41
around minutes. for
Kam

DIALS BY SUSI

SUSAN S. RAMSAY
2060 South Fifth Street
Lebanon, Oregon 97355
(503) 258-8930

February 22 1991

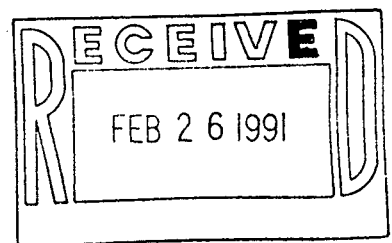
Dear Sirs:

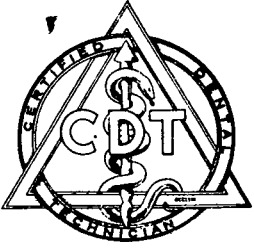
Re: Alarm ordinance

We have not had an alarm in over a year.
We heartily approve of user fees such as this.
The taxpayer cannot continue to subsidize
special users. If all layers of government
do this (user fees) we may not need more taxes
from the property tax payer.

Sincerely yours -

Susan S. Ramsay





MELOTT DENTAL ARTS

A QUALITY FULL SERVICE DENTAL LABORATORY
P. O. BOX 25, LEBANON, OREGON 97355

(503) 258-6561

February 27, 1991

Lebanon City Council
City of Lebanon
Lebanon, Or. 97355

Dear Council Members,

As we can not be present tonight when you consider a proposed Alarm Fee and since we have an alarm system in our home--we respectfully ask that you consider our opinion.

We have no argument with the "false alarm" fee--it does seem that inordinate false alarms can be an unnecessary nuisance for the Police. We would hope that the fees are not so out of line that they discourage the use of the alarm system, however.

The proposed yearly fee for the use of our own alarm system is ridiculous, however. We, as tax payers, have seen fit to make a considerable investment in fighting crime and protecting our home--to pay for the right to use the system does not make much sense to us--especially from the stand point that the most significant advantage of an alarm system is its immediate deterrent--in most cases the system is working because it is turned on--and at absolutely no service from the city!

If you do require a permit for having an alarm system then we respectfully demand that you document what service will be provided and that you absolutely guaranty that it will be provided.

Thank you so much for considering our view--

Sincerely,

Paul and Betty Melott

Lebanon Meal Site Statistics
July 1, 1991 to February 25, 1991

There have been 300 different people who have participated in the Elderly Nutrition Program since the beginning of the fiscal year. Those people are ones who come to the program at the senior center and the homebound receiving home delivered (Meals-on-Wheels) meals.

Home Delivered (Meals-on-Wheels)

90 different people have received these meals.

69 (77%) live in the city limits of Lebanon
21 (23%) live outside the city limits

Congregate Meals Participants

210 different people have come to the meal site this year.

149 (71%) live in the city limits of Lebanon
61 (29%) live outside the city limits

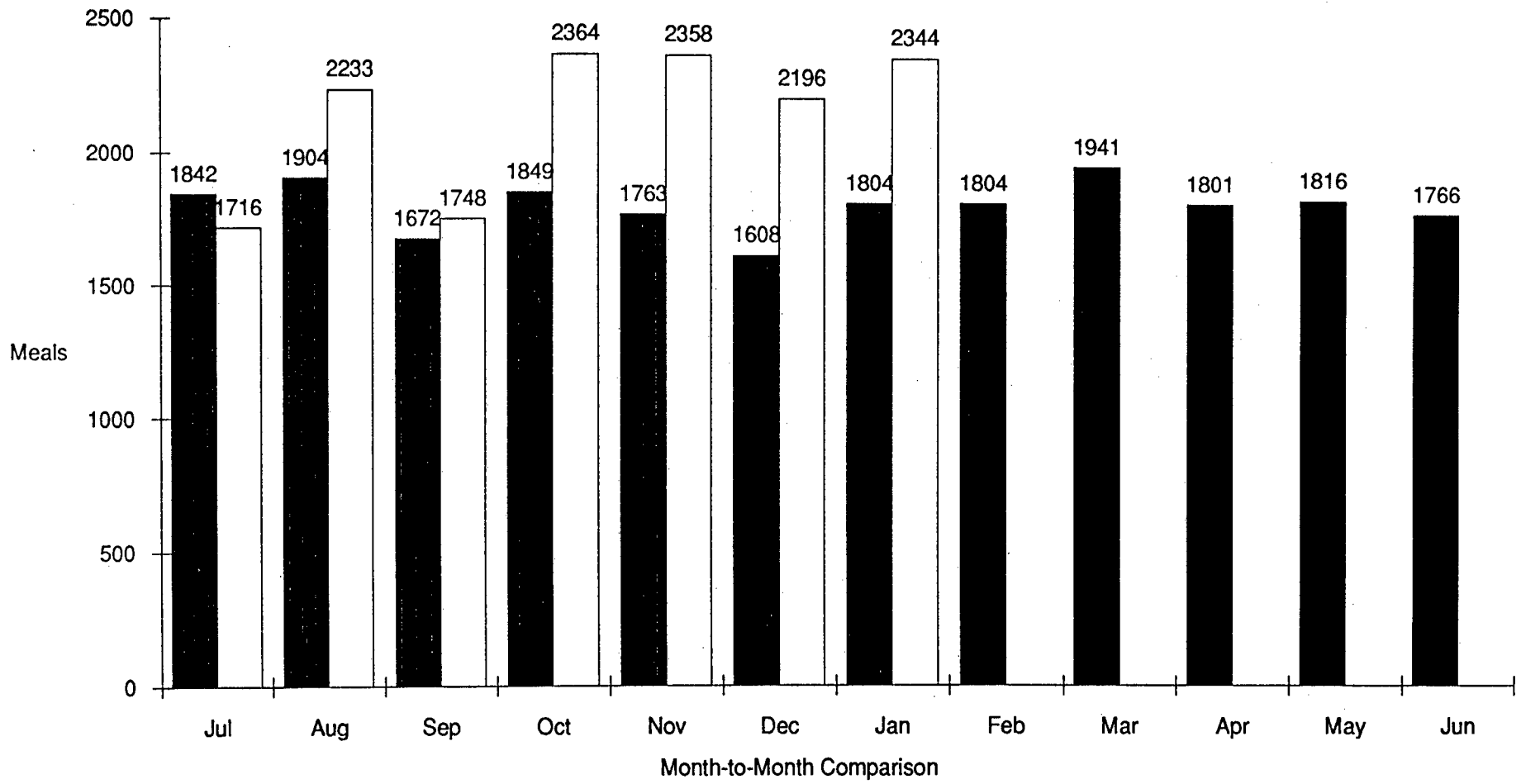
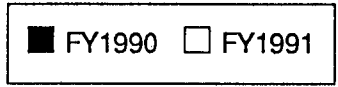
Volunteers in the Meal Site Program

93 active volunteers

58 (62%) live inside the city limits of Lebanon
35 (38%) live outside the city limits

enp\sites\lebanon.cit

Lebanon Meal Site
Home Delivered Meals



Lebanon Meal Site
Meals Served, FY87-91

