

Goal Setting Session



MEMORANDUM

Administration Department

To: Mayor and City Council

Date: February 5, 2009

From: John Hitt, City Manager

Subject: Annual City Council Goal Setting

Once again this year we will have Doris Johnston from Pacific Power to help facilitate the Council's Goal Setting.

Attached to this memo is a Goal Setting Agenda, status update on the current Council Goals, and a few staff proposals for possible new, or revised goals. At the session, staff will provide an oral update of current goals as well as provide additional information about proposed goals.

As you will note on the agenda, we've made a special effort to invite participation from the business community, as well as the public. As a result of that input, City Council may wish to revise current goals or formulate new ones.

Please remember that Goal Setting starts at 3:00. Dinner will be provided at 6:30 or whenever Goal Setting ends.

LEBANON CITY COUNCIL GOAL SETTING MEETING

Wednesday, February 11, 2009

3:00 p.m.

(Santiam Travel Station - 750 3rd Street)

A G E N D A

- 1. Introductions of Facilitator, City Council and Staff..... 3:00 – 3:05**
- 2. Overview of Economic Situation 3:05 – 3:15**
Staff, Chamber of Commerce, Partners for Progress
- 3. Chamber of Commerce Input..... 3:15 – 3:25**
- 4. Partners for Progress Input 3:25 – 3:35**
- 5. Comments from Public..... 3:35 – 3:50**
- 6. Staff Comments 3:50 – 4:00**
- 7. City Council Discussion 4:00 – 4:15**
- 8. Break..... 4:15 – 4:30**
- 9. Current Goal Status Report..... 4:30 – 4:45**
- 10. City Council Discussion and Revision of Current Goals 4:45 – 5:00**
- 11. City Staff Proposed New Goals..... 5:00 – 5:15**
- 12. City Council Discussion of Staff Proposals..... 5:15 – 5:30**
- 13. City Council Discussion of City Needs 5:30 – 5:45**
- 14. Comments from Public..... 5:45 – 5:55**
- 14. City Council Goal Additions and Ranking 5:55 – 6:30**
- 15. Dinner Break 6:30 – 7:00**

CURRENT
FY 08/09 CITY COUNCIL GOALS (updated 1/15/09)
Administration (A)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
A1	Facilities Assessment	Jan-08	Completed review of long term viability of current facilities for city administration, finance, community development & engineering sections.	New	Fall 2009	Have not yet commenced due to emphasis on building projects.
A2	New City Website	Jan-08	Contract out for the design, creation and maintenance training of new citywide website	Vendor has been selected.	Spring 2009	Expect the design process to begin Jan/Feb 2009
A3	Electronic Citizen Request/Suggestion Form	Nov-07	On-line form	Staff has reviewed 2 vendors and are scheduled to review 2 more in Jan/Feb. The ongoing cost of having such a program is more than ever anticipated.	Summer/Fall 2009	On hold; awaiting implementation of new web page.
A4	City Entrance Signs Update Report to City Council	Oct-05	Council approves new entrance sign(s)	Received \$10K from Wal-Mart/Citizen Committee Formed	Summer 2009	Engineering/Design has begun

Administration - Economic Development (B)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
B1	Establishment of a new URD	Jan-08	New URD formed that can facilitate economic development in north area of the city.		Completed Sept 2008	Working on EDA with Samaritan Health Services.
B2	Attract Hotel/Motel and Restaurant Facilities	Oct-05	Assist Lebanon Community Hospital to Attract Hotel/Motel and Restaurant Facilities	Goal Redefined Jan 2008	2010	New Hotel should start construction Summer of 2009.

CURRENT
FY 08/09 CITY COUNCIL GOALS (updated 1/15/09)
Community Development (C)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
C1	Permit Tracking Software	Jan-08	GIS compatible software to improve tracking of development activities by affected departments & agencies.	State will provide software for free, instillation in Summer or Fall 2009, saving the Department at least \$325,000.	Summer 2009	Pilot electronic permitting system in place.
C2	Develop Code Handbook	Jan-08	To assist the public, developers & staff	Will be completed on schedule.	Spring 2009	Work has begun.
C3	Continue to Promote Downtown Revitalization (attract new businesses downtown)	2004	Promote downtown revitalization thru URD, zoning, research & alternative developments & handling parking.	CD Manager is a member of the Partners for Progress Board and assisted in obtaining a Ford Family Foundation Grant.		501(c)3 "Partners for Progress" group has formed. They are working on holiday decorations & promotions.

Information Services (D)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
D1	Council / Planning Commission Meeting Room Upgrade	Jan-08	Upgrade PA System that is acoustically designed for the current room @ STS (includes digitally recorded minutes to be posted online).	New	9/1/2009	Received proposals from A/V, lighting and HVAC consultants. Refining proposals and scope and testing lighting options.

Library (E)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
E1	Pursue Library District	2003	City part of County or sub-County Library Dist.	Linn Library League is currently evaluating options.	N/A	On hold pending 2010 election.

CURRENT
FY 08/09 CITY COUNCIL GOALS (updated 1/15/09)
Police Department (F)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
F1	"Best Practice" Patrol Scheduling (links w/Goal #2)	Jan-08	Staff for an average of 30 minutes unobligated patrol time per hour.	On-Going. Request for addtl. personnel in 09/10 fiscal year.	Winter 2010	Objective & accurate way of measuring staffing needs. As patrol increases other staffing needs should be reviewed to support the increases. Calculation/study of current status underway. Should be available February 2, 2009.
F2	Enhanced police presence - Reduce Part I crime rate to below state average	Nov-02	Increased police presence on streets/ reduction of Index Crime Rate to less than state average	PD 5-year Strategic Plan to achieve goal in process of implementation.	7/1/2010	Index crime rate down over 46% from 2003. Two new patrol positions have been added. Staff believes new jail will enhance reaching of goal. Current rate of calendar year 2008 is 586 compared to 2005 statewide average of 491. 2008 is running slightly less than 2007.

CURRENT

FY 08/09 CITY COUNCIL GOALS (updated 1/15/09) Public Works - Engineering (G)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
G1	Railroad Reload Operation	2004	Relocate Existing Railroad Reload Operation to a new site	Under construction	1/10/2009	Awaiting Wetlands permits.

Public Works - Parks & Recreation (H)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
H1	Acquire Park Property - Cheadle Lake Access	Jan-08	Acquire park property, or the right to purchase property according to the Cheadle Lake Master Plan. Establish initial public access to the lake.	New <i>Partial completion by 7/1/2009.</i>	7/1/2010	City has acquired 10.21 and 3.3 acres assuring public access to the lake at its northeast corner. Cheadle Lake North Park (Spillway Property) is scheduled to be opened to the public late this spring.
H2	Pursue trail inter-connectivity through planning & property acquisition as described in the Parks Master Plan.	Sep-01	Complete initial Trail Segment Refinement Plans, pursue 2008/09 RARE Program Intern, open a new trail segment to the public.	Grants acquired; continuing to search for grant opportunities. Trails Refinement Plan is underway by our Rare Intern.	1/1/2010	Mark's Slough Trail Complete. Several grants pending to purchase/complete more trails. Trails Refinement Plan to be presented to City Council in Summer of 2009.
H3	Form a Parks & Recreation District	2004	Investigate the formation of a Parks and Recreation District.	Group in town is currently pursuing this goal; a survey is contemplated. Unknown completion		City Staff participating in and supporting a group sponsored by the Chamber of Commerce. A public survey has been proposed for Summer, 2009.

Public Works - Sewer (I)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
I1	Sewer Lateral Replacement Policy	Jan-08	Modify the existing Assistance Program to increase the level of assistance offered by the City	New	Completed April 2008	Reused sewer lateral replacement policy approved by City Council in April 2008.
I2	Pursue Wastewater Master Plan Recommendations	Jan-08	Provide City Council with a refined Wastewater Capitol Improvement Plan	New	Completed Winter of 2008	City Council approved a new Wastewater Capitol Implement Plan in the winter of 2008. Some of the improvements have been completed.

CURRENT
FY 08/09 CITY COUNCIL GOALS (updated 1/15/09)
Public Works - Storm Drain (J)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
J1	Storm Drainage Strategy	Jan-08	Identify 5 highest Priority Problem Locations, identify a solution, and develop a funding strategy	New	6/30/2009	Five Highest Priority Problems will be presented to City Council in the Spring of 2009. Funding for two problem areas was cut from the proposed 2008-09 Budget.

Public Works - Streets (K)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
K1	Streets Funding Strategy	Jan-08	Develop a Funding Strategy to bring the street Maintenance levels back up to historic levels. Identify high priority sidewalk needs	New	8/30/2009	Improvements on south Williams have begun. Actual street re-build/repairing will go to bid in 2009. Funding Strategy is pending the outcome of the State stimulus program opportunities. High priority sidewalk identification is underway.

Public Works - Water (L)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
L1	New Water Treatment Plant	Jan-08	Identify the site, project scope, and funding strategy for a new treatment plant.	New	Summer 2010	Site Selection, project scope, and funding strategy will be presented to City Council in February and March of 2009.

Senior and Disabled Services (M)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
M1	Expand Parking Lot	Jan-08	Double the amount of current parking for patrons at the time the Library & Justice Center are paved.	New	Completed Oct 2009	Completed within budget and getting lots of use!

PROPOSED FY 09/10 NEW CITY COUNCIL GOALS

Administration (A)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
A1	Purchase New Downtown Holiday Decorations	Dec-08	Partner with the Chamber & Fire District (each paying 1/3 of the cost) to purchase new decorations		Oct-09	Contingent upon financing from other agencies.
A2						

Administration - City Clerk (B)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
B1	Establish New Archive System & Records Management Program	Jan-09	Create records management program and relocate archive room to City Hall.	New	2010/11	Will require remodeling and shelving systems in current Police Patrol area; pending Police move to new facility.
B2						

Administration - Custodial (C)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
C1						
C2						

Administration - Economic Development (D)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
D1						
D2						

PROPOSED FY 09/10 NEW CITY COUNCIL GOALS

Administration - Human Resources (E)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
E1						

Community Development (F)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
F1	Economic Opportunities Analysis (EOA)	2009	Amend Comprehensive Plan to adopt the 2007 EOA, including an update of the industrial land inventory.		Jun-10	This will begin implementation measures of the previously completed EOA.
F2	Buildable Lands Inventory	2009	Update our inventory of all buildable lands and analyze information by GIS		Jun-10	Material is approximately five years out of date and needs to be updated to reflect recent growth.

FINANCE AND COURTS (G)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
G1	Utility Customer Financial Assistance	Jan-09	Customers faced with disconnect of service receive help paying their bill.	New	Jan-10	Will need to establish assistance criteria, identify funding source, and identify agency to refer customers to.

Information Services (H)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
H1						

Library (I)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
I1						

PROPOSED FY 09/10 NEW CITY COUNCIL GOALS

Police Department (J)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
J1	Begin housing sentenced misdemeanor offenders in municipal jail by November 2009.	Jan-09	Sentenced misdemeanor prisoners being held in jail.	Facility being constructed presently. Completion estimated at July 2009.	Nov-09	July through October will be used to ready the jail and train staff to handle/house sentenced prisoners.

Public Works - Engineering (K)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
K1	State and Federal Economic Incentive Program(s)	Feb-09	Match any State or Federal Economic Incentive opportunities to Lebanon infrastructure needs according to our adopted Capital Improvement Program. Pursue funding for any needs which might be competitive.		New	

Public Works - Parks & Recreation (L)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
L1	Pursue trail inter-connectivity through planning and property acquisition as described in the Trails Strategic Plan	Sept-01	Pursue obtaining an Intern to acquire trail easements and/or ROW for future trail segment development. Open a new trail segment to the public.	Revision of an earlier goal	1/1/2011	

Public Works - Sewer (M)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
M1						

PROPOSED FY 09/10 NEW CITY COUNCIL GOALS

Public Works - Storm Drain (N)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
N1	Storm Drainage Strategy	Jan-08	Pursue Funding for the 5 highest Priority Problem Locations	Revision of an earlier goal	6/30/2010	

Public Works - Streets (O)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
O1						

Public Works - Water (P)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
P1	Water Treatment Plant	Jan-08	Acquire Property and complete design for a new WTP Site. Begin off-site improvements.	Revision of a current goal.	Fall 2010	
P2	Water Capital Improvement Program	Feb-09	Identify highest priority water distribution needs. Present to City Council a funding strategy.	New	7/1/10	

SENIOR AND DISABLED SERVICES (Q)

No.	Goal Description	Date Formed	Definition of Goal Accomplishment/Achievement	Current Goal Status	Estimated Completion Date	Comments
Q1						

LEBANON CITY COUNCIL MEETING

Wednesday, February 11, 2009

7:00 p.m.

(Santiam Travel Station - 750 3rd Street)

AGENDA

REGULAR SESSION - CALL TO ORDER/FLAG SALUTE

ROLL CALL

APPROVAL OF CITY COUNCIL MINUTES: Regular Session – January 14, 2009

CONSENT CALENDAR (Approve/Amend by Motion):

AGENDA: Lebanon City Council Agenda – February 11, 2009

APPOINTMENT(S):

- ⇒ Parks Committee Tree Board – Sally Skaggs (reappointment)

CITY OF LEBANON MINUTES:

- ⇒ Parks Committee Tree Board Meeting – November 18, 2008
- ⇒ Library Advisory Board Meeting – December 10, 2008

EASEMENTS (Access):

- ⇒ Century Park (along north side of existing gravel road)
- ⇒ Lebanon Rail Reload Facility (construction of bioswale)
- ⇒ Lebanon Rail Reload Facility (granting Western Warehouse access)

LIQUOR LICENSE APPLICATIONS:

- ⇒ Downtown Dog (New Outlet) – 780 Main Street
- ⇒ Air Thai Cuisine II (New Outlet) – 693 Main Street

CITIZEN COMMENTS – *Those citizens with comments concerning public matters may do so at this time. Please identify yourself before speaking and print your name and address on the sign-up sheet.*

ITEMS FROM COUNCIL

REGULAR SESSION

1) Library and Justice Center Buildings' Dedication Committee

Presented by: John Hitt, City Manager

DISCUSSION

2) Approval to Purchase – UPS Backup System

Presented by: Tom Oliver, Information Technology Director

Approval/Denial by MOTION

3) Recommendation to the State Marine Board – Boating on Cheadle Lake

Presented by: Jim Ruef, Public Works Director

DISCUSSION

4) Manager's Report

Presented by: John Hitt, City Manager

DISCUSSION

ADJOURNMENT

Approval of Minutes

**LEBANON CITY COUNCIL MEETING
MINUTES
January 14, 2009**

Council Present: Mayor Ken Toomb and Councilors Bob Elliott, Floyd Fisher, Tim Fox, Rebecca Grizzle, Don Thoma and Ray Weldon.

Staff Present: City Manager John Hitt, City Attorney Tom McHill, Finance Director Casey Cole, Police Chief Mike Healy, Public Works Director Jim Ruef, IT Director Tom Oliver, Community Development Manager Walt Wendolowski, Assistant to the City Manager Ginger Allen and City Clerk/Recorder Linda Kaser.

CALL TO ORDER/FLAG SALUTE/ROLL CALL

Mayor Toomb called the Regular Session of the Lebanon City Council to order at 7:00 p.m. in the Santiam Travel Station Board Room. Roll call was taken; all Councilors were present.

OATH OF OFFICE (Mayor Toomb and Councilors Grizzle, Thoma and Weldon)

Re-elected Mayor Toomb and Councilors Grizzle, Thoma and Weldon were sworn in by City Clerk/Recorder Kaser.

ELECT COUNCIL PRESIDENT

Councilor Grizzle moved, Councilor Thoma seconded, to nominate Councilor Elliott as Council President. The motion passed unanimously by roll call vote.

SEATING OF CITY COUNCIL

APPROVAL OF COUNCIL MINUTES – December 10, 2008

- ❖ Work Session: Lebanon Development Code – December 10, 2008
- ❖ Regular Session – December 10, 2008

Councilor Fox moved, Councilor Elliott seconded, to approve the City Council's Regular Session and Work Session Minutes as presented. The motion passed unanimously by roll call vote with Councilor Grizzle abstaining as she was absent on December 10, 2008.

CONSENT CALENDAR

- ❖ City Council Agenda – January 14, 2009
- ❖ Accept Lebanon Library Advisory Board Meeting Minutes - November 12, 2008
- ❖ Accept Easement: Cheadle Lake Sanitary Sewer (Part 1)
- ❖ Accept Easement: Cheadle Lake Sanitary Sewer (Part 2)
- ❖ Accept Easement: Lowe's Regional Distribution Warehouse
- ❖ Accept Easement: E. Oak Street Sewer (Cleveland to Franklin)
- ❖ Accept Easement: Samaritan Lebanon Community Hospital (Public Storm Drain)
- ❖ Accept Easement: Samaritan Lebanon Community Hospital (Public Water Line)
- ❖ Accept Easement: Santiam River Trail

- ❖ Accept Right of Way: Century Subdivision Trail
- ❖ Accept Right of Way: Lowe's Regional Distribution Center
- ❖ Liquor License Application: Dottie's Grillhouse (change of ownership)
- ❖ Appoint CWACT Representative: Bob Elliott

Councilor Fox moved, Councilor Grizzle seconded, to approve the Consent Calendar as presented. The motion passed by roll call vote with 5 yeas (Councilors Elliott, Fisher, Fox, Grizzle and Thoma) and 1 nay (Councilor Weldon).

CITIZEN COMMENTS - *There were no citizen comments.*

ITEMS FROM COUNCIL

Councilor Elliott asked Councilor Weldon why he voted not to approve the Easement for Samaritan Lebanon Community Hospital as well as the other items on the consent calendar. Councilor Weldon indicated that it was because all of the items on the Consent Calendar are listed together. Mayor Toomb pointed out that the Consent Calendar can be approved with exceptions. Councilor Weldon stated that he will continue to vote against the Consent Calendar until "Citizen Comments" is also placed at the end of the agenda. Mayor Toomb noted that Council had previously agreed on this format.

PUBLIC HEARING

1) South Santiam Enterprise Zone Amendment

Mayor Toomb declared the Public Hearing open at 7:09 p.m. to consider a Resolution expanding the South Santiam Enterprise Zone to include portions of the Cities of Millersburg and Albany.

City Manager Hitt reported that the South Santiam Enterprise Zone is a State-approved tool to allow property tax forgiveness for new or expanding businesses that create new jobs. In 2001, the zone was expanded to include property outside city limits in Albany and Millersburg. This was followed at a later date with expansion in Lyons.

John Pascone, Director of AMEDC, presented for Council's consideration an amendment to the South Santiam Enterprise Zone, which would expand the zone encompassing industrially zoned land in Albany and Millersburg.

By State law, the limit for enterprise zone property can only be 12 square miles. About 159 acres that was rezoned or should not now be in the Zone is being replaced with about the same amount. This would leave a balance of about 20 acres if we find we need to add property. This action will not affect the City of Lebanon or any of its property in the Zone.

Linn County, Albany, Lebanon and Millersburg are co-sponsors of the South Santiam Enterprise Zone. Linn County and Millersburg have already approved this amendment. This is also on the agenda for the City of Albany tonight.

Hearing no comments regarding this amendment, Mayor Toomb closed the Public Hearing at 7:13 p.m.

City Attorney McHill read the title of the Resolution.

Councilor Fox moved, Councilor Elliott seconded, to approve a RESOLUTION AMENDING THE LEBANON SOUTH SANTIAM ENTERPRISE ZONE INCLUDING PORTIONS OF THE CITY OF ALBANY AND CITY OF MILLERSBURG FOR THE ECONOMIC BENEFIT OF THE CITIES AND LINN COUNTY. The motion passed unanimously by roll call vote.

2) CDGB Housing Rehab Grant

Mayor Toomb declared the Public Hearing open at 7:15 p.m. as part of the closing out process for HR-605, a Community Development Block Grant, in conjunction with Willamette Neighborhood Housing Services, for the purpose of housing rehabilitation.

Finance Director Cole stated that the Linn County Housing Rehabilitation Partnership received an Oregon Community Development Block Grant for housing rehabilitation in 2006. Since the grant for \$350,000 has been fully expended, a public hearing must be held to review the results of the project and to provide citizens an opportunity to comment on the performance of the City and of the program manager, Willamette Neighborhood Housing Services.

Garrick Harmel, Willamette Neighborhood Housing Services Program Manager, explained that this housing rehabilitation program helps low to moderate-income families by offering them a 0% deferred interest loan for major housing quality-standard issues.

Charmain Kleint, Rehabilitation Specialist, provided statistics on the Block Grant. They rehabilitated 17 homes, of which 27 people were affected. Seventy-three percent of them were very low-income families. The average loan recipient was 60 years old. Fifty percent of all applicants receive SSI as their main source of income. Seventy-two percent were female head of households.

Councilor Grizzle asked whether the statistics are combined or are just from Lebanon residents. Ms. Kleint stated that the majority of the rehabilitations were from Lebanon with some also from Scio and Brownsville.

Hearing no comments, Mayor Toomb closed the Public Hearing at 7:19 p.m.

REGULAR SESSION

3) Skate Park Support

Councilor Weldon requested that Council consider approving a letter of support for a new skatepark to be located northwest of the new Justice Center. This letter would assist the group in raising money and obtaining grants.

He pointed out that there is no reference in the draft letter about the City being a non-profit organization and who will be acting as the holder of donations. Hitt indicated that this was an oversight and would be added to the letter.

Scott Hicks thanked Council for the opportunity to present this request. He stated that a skatepark would be a benefit to the community and provide a safe place for kids to skateboard. A letter of support from the City would be a great asset to the portfolio he will present to local businesses.

Councilor Grizzle stated that she is in support of a skatepark and asked for more information about their organization. Mr. Hicks stated that their group, called the Lebanon Skateboard Park Committee, was handed down from Kim [Clark]. The group consists of President Scott Hicks,

Assistant Raleigh Henshaw, a secretary, and a treasurer (the woman who owns Rock the Caffe). He invited everyone to attend their meetings, which are held at Rock the Caffe at 6:00 p.m. on the 15th of every month.

Councilor Weldon moved, Councilor Grizzle seconded, to approve a letter of support for the skatepark with added language to reflect that the City of Lebanon is a non-profit organization who will be receiving the donations.

In response to Councilor Grizzle's question, Cole stated that a separate general ledger item is already in place for any donations.

The motion passed unanimously by roll call vote.

Councilor Weldon asked if the City is working with the group to incorporate things helpful to the construction of the skatepark. Police Chief Healy stated that a skatepark is part of the Master Plan, but nothing has been built because the bond money cannot be used for this purpose. However, design of the Justice Center site will make future development of a skatepark somewhat easier.

Mr. Henshaw stated that they are just getting their group together so their plans are not yet complete.

4) Proposed Business Registration Ordinance 5.02

Kaser presented the proposal requiring all storefront businesses to register with the City as was discussed at the Council Work Session late last year. The business registration program is a key element to help facilitate the recently adopted liquor license application ordinance and the chronic nuisance ordinance (Agenda Item 5), as well as provide pertinent contact information.

Under this program, businesses located within the City limits would be required to register annually. The required registration fees were set by Council in November via the revised City Fee Schedule to help offset the cost of administering the program.

Councilor Fisher remarked that the wording sounds as though there is an annual registration fee, rather than a one-time charge. Kaser indicated that an annual registration is required, but not an annual fee. Fees include:

- Initial Business Registration (One-time fee) – \$25
- Annual Renewal submitted late – \$20
- Annual Renewal – timely submitted (no changes) – \$0
- Annual Renewal with changes – \$7.50
- Change in business ownership, responsible person, location or contact information – \$5.00

Businesses exempt from paying fees (5.02.030) are still required to register annually. While this ordinance would not become effective until next January, staff asks for approval tonight in order to begin the implementation process.

McHill read the title of the Ordinance.

Councilor Elliott moved, Councilor Fox seconded, to approve A BILL FOR AN ORDINANCE CONCERNING BUSINESS REGISTRATION AND CREATING A NEW CHAPTER 5.02 BUSINESS REGISTRATION. The motion passed unanimously by roll call vote.

5) Proposed Chronic Nuisance Property

Healy presented for Council's consideration an ordinance creating a new chapter in the City's nuisance code to provide a procedure to effectively address properties that have become a nuisance due to the disorderly and/or criminal activity that occurs on or within 200 feet of the property. Presently, there are very little, if any, procedures for the City to use in order to hold a property owner accountable for the disorderly and destructive behavior of their clientele once they leave the immediate confines of the business property.

Creating a procedure for the City to follow provides ample opportunity for the owners or responsible parties of the property to work with the City through the Chief of Police to address and mitigate the problems with a cooperative plan. It also provides an enforcement procedure should a cooperative approach not achieve the desired results.

The Council has heard reports from business owners involved with Partners for Progress about the disruptive and destructive behaviors of the downtown bar clientele and their desire to hold business owners accountable. He believes this ordinance will provide the City with a tool to aid in eliminating or reducing disorderly, destructive, and illegal behavior on or near nuisance properties.

McHill mentioned that Council should be aware that if working with the responsible parties does not work, a court process is followed before the ultimate sanction of closing a business. There are still provisions for emergency situations. This broadens the ability of the City to ensure that areas are free of people causing problems and making those who are responsible for them have some accountability.

Councilor Grizzle asked if this type of ordinance is also used by other cities. McHill stated that the City of Portland has a similar ordinance.

McHill read the title of the Ordinance.

Councilor Fox moved, Councilor Thoma seconded, to approve A BILL FOR AN ORDINANCE CONCERNING CHRONIC NUISANCE PROPERTY AND CREATING A NEW CHAPTER 8.06 CHRONIC NUISANCE PROPERTY. The motion passed unanimously by roll call vote.

6) Approval to Purchase – Telephone and Network Equipment

IT Director Oliver presented a request to purchase network and telephone infrastructure and equipment from Cisco Systems. Necessary upgrades to the current telephone system would exceed 75% of the cost of a new system and would still only result in four to five years of serviceable life.

The majority of the network switching equipment is also reaching the end of its serviceable life and is scheduled for replacement. By deploying Cisco's network infrastructure and telephone system, in conjunction with the existing radio system that is also manufactured by Cisco, we will be able to accomplish things that would not be possible if we were using different manufacturers. By combining both purchases, we are also able to receive even more favorable pricing (between 50 and 75% from list pricing).

The cost for the total project is \$360,000 and the funding source would be: \$125,000 from the bond funds, \$215,000 from the Equipment and Replacement Fund, and \$25,000 from the Fire District because they are also part of the City's system. \$125,000 from the Equipment and Replacement Fund is what was to be used to replace the existing equipment. \$75,000 is from future funding, so for the next couple of years, the IS transfers into the Equipment Fund will be used to pay this.

Councilor Grizzle questioned whether this expenditure was approved by the Fire District. Oliver indicated that it has not yet received Fire District Board approval, but this will be finalized before purchase.

Councilor Grizzle commented that she is pleased to see the foresight taken with this purchase. Oliver indicated that the City will be able to take advantage of new tools and features that were not previously available. These systems will blend completely with the wireless network and the City network resulting in very useful applications.

Councilor Grizzle asked if the City would be able to have the Caller I.D. feature. Oliver stated that staff has been diligently working with CenturyTel to encourage them to upgrade their switch in Lebanon. He has been told that this purchase has been approved and is making its way through the organization. If that falls through, this system would give the City the ability to implement other alternatives for sourcing the dial tone, which would allow the City to keep Lebanon numbers and still have Caller I.D. This system also provides additional flexibility in the way redundancy is handled for each facility and system-wide.

In response to Councilor Grizzle's question, Healy stated that the emergency notification system is not a part of this system.

Councilor Fox moved, Councilor Grizzle seconded, to advise staff to proceed with the purchase of this new telephone and network equipment according to the following breakdown: \$125,000 from the bond fund, \$215,000 from the Equipment and Acquisition Fund, and \$25,000 from the Fire District. The motion passed unanimously by roll call vote.

7) Vacancy – Municipal Court Judge

Since Municipal Court Judge Larry Houchin resigned his position effective December 31, 2008, Hitt suggested discussing the process and timeline to appoint a new judge. He distributed a copy of the municipal court judge contract for the Council's information. The current salary of the municipal judge is \$3,112 per month with approximately 30-40 hours per month in actual court work and about an additional 10 hours per month in various administrative tasks.

In a quick survey of cities of the same size, he found that two cities offer salaries in the same range. Another city pays \$104 per hour, which is somewhat higher than what Lebanon pays. He listed some other considerations for the position.

Assistant to the City Manager Allen explained that the City refined its recruitment process to ensure alignment with State regulations. Guidelines were also put in place to avoid possible litigation. She provided a brief overview of the hiring process.

She encouraged the Council to think about assembling a job description for this position to help define the desired screening criteria process and questions regarding a candidate's knowledge, skills, abilities, competencies, and qualifications.

The City also assembles a trained interview panel knowledgeable about questions that can be asked. A range of criteria, such as age or a law degree requirement, should be looked at. Allen stated that she can provide more details on the hiring process in writing. Staff will provide support for the screening and the application packets.

Councilor Weldon questioned whether someone would do this as a part-time side job. Allen indicated that it is not uncommon for attorneys to do this in addition to their regular job. There were also comments that this position may interest someone who is retired/semi-retired or someone that serves multiple cities.

Councilor Weldon wondered how this job posting would be advertised. Allen stated that, as well as regular advertising, there are many professional agencies through which the City can advertise.

Although the law does not require a law degree for this position, McHill recommended that this be part of the criteria.

Mayor Toomb directed staff to start developing a job description and asked for help with the recruitment process. Councilor Grizzle suggested emailing the draft job description soon so that input can be included before it comes back before Council. Allen indicated that she has already started working on a job description, so a draft can be provided through email by next Wednesday. She will also include comparables from other cities for review.

Councilor Grizzle remarked that she would be interested in being involved in the hiring process. Toomb stated that Allen will put together an interview committee.

In response to Mayor Toomb's question, Cole informed Council that the City is currently being served by a pro tem judge, Johanna Witzig, who indicated that she is available until a new judge is hired. Cole and McHill remarked that it would be nice for this process to move along fairly quickly.

8) City Manager's Report

Hitt provided a brief report on the following:

Library/Justice Center Projects – Healy reported that substantial completion is scheduled for June with operations to take place in July. We are almost to the last phase of determining the interior materials. He will be bringing something back to Council in February. Hitt suggested contacting Healy, Oliver or Lee for a tour of the facility.

City Council Goal Setting Session – A Council goals update will be provided on January 28 [2009]. The work session is scheduled for February 11 [2009] at 4:00 p.m. with dinner to be provided.

Albany & Eastern Railroad Event – Information on the event to dedicate new rail lines and work between Lebanon and Lyons are included in the Council Read File.

Mid-Year FY 08/09 Financial Report – The financial status report of the largest funds was distributed. Hitt pointed out that total expenses for the General Fund are at 47.2%. A couple of funds look a little out of balance because of timing of the projects and transfers, but we do not anticipate this to be a problem at the end of the fiscal year.

If there are questions about a particular fund, please contact Hitt, Cole, or the appropriate department manager.

Tentative Budget Calendar – The budget calendar was distributed. There were no conflicts to the proposed budget public hearing dates of May 20-21 [2009]. We hope to have the proposed budget delivered by May 13. If any of the Councilors would like to see figures prior to this date, we will likely have some good numbers well in advance of this. Any questions can be discussed with Hitt, Cole, or the department head.

New Lebanon Development Code – Community Development Manager Wendolowski indicated that the new Development Code went into effect at 8:00 a.m. on Monday morning. Two applications have already been submitted. Under the new easy system, one has already been processed. Hitt stated that copies are available for Councilors if they would like one.

In response to Councilor Grizzle’s question, Wendolowski stated that the new Code is on the City’s website.

Mayor Toomb adjourned the Regular Session at 8:02 p.m. and stated that Council would convene into Executive Sessions after a five -minute recess. Council will not reconvene into Regular Session after the Executive Session.

EXECUTIVE SESSION *Per: ORS 192.660(2)(e) To conduct deliberations with persons designated by the Council to negotiate real property transactions.*

ADJOURNMENT

Mayor Toomb adjourned the meeting at 8:35 p.m.

[Meeting recorded and transcribed by Donna Trippett]

Kenneth I. Toomb, Mayor	<input type="checkbox"/>
Bob Elliott, Council President	<input type="checkbox"/>

ATTESTED:

Linda Kaser, City Clerk/Recorder

Consent Calendar

AGENDA: Lebanon City Council Agenda – February 11, 2009

APPOINTMENT(S):

- ⇒ Parks Committee Tree Board – Sally Skaggs (reappointment)

CITY OF LEBANON MINUTES:

- ⇒ Parks Committee Tree Board Meeting – November 18, 2008
- ⇒ Library Advisory Board Meeting – December 10, 2008

EASEMENTS (Access):

- ⇒ Century Park (along north side of existing gravel road)
- ⇒ Lebanon Rail Reload Facility (construction of bioswale)
- ⇒ Lebanon Rail Reload Facility (granting Western Warehouse access)

LIQUOR LICENSE APPLICATIONS:

- ⇒ Downtown Dog (New Outlet) – 780 Main Street
- ⇒ Air Thai Cuisine II (New Outlet) – 693 Main Street



MEMORANDUM

Maintenance Department

To: Mayor, Ken Toombs **Date:** 1/21/2009
From: Rod Sell, Maintenance Services Division Manager
Subject: Parks Committee member recommendation

At a recent Parks Committee meeting the ending of the term for committee member, Sally Skaggs was discussed. The Committee unanimously recommended Sally to serve a second term on the Committee. Sally's position on the committee is serving as a "Member at Large".

With your approval Sally will serve a second - four year term. This second term will be from January 1st 2009 to December 31, 2013.

With your approval and official re-appointment the Parks Committee is anxiously awaiting the opportunity to again welcome Sally Skaggs to the Parks Committee.

Sincerely,

Rodney Sell
Maintenance Services
Division Manager
541-258-4283



City of Lebanon
Parks Committee Tree Board

Meeting Minutes
November 18, 2008

MEMBERS PRESENT: John Dinges, Bob Elliott, Gary Heintzman, Joan Williams and Ronn Passmore.

STAFF/ADVISORY PRESENT: Rod Sell, Garry Black, and Shannon Muskopf

GUEST: Pat Dunn

CALL TO ORDER: John Dinges, Chair called the meeting of the City of Lebanon Parks Committee Tree Board to order at 5:13 p.m. on October 21, 2008 in the Santiam Travel Station at 750 3rd Street.

APPROVAL OF MINUTES: The October 21, 2008 minutes were approved as written.

PUBLIC COMMENT: none

TREE BOARD: The two White Oaks that Patricia Lovejoy would like to donate were discussed. As these trees do not do well in a sandy or wet soil, most locations would not work. At River park there is an area N. of the apartments that has been cleared. Rod will meet with Patricia to discuss this location and report to the committee in January.

BOYS AND GIRLS CLUB: Allen Stanley was not present to give an update. It was asked if the irrigation works at Bob Smith Park. Garry will find out if it does and report back.

CHEADLE LAKE RECREATION AREA The National Park Service will meet with Rod and Jim Ruef tomorrow. This will be the first meeting of many to come in the next 1-2 years on the Master Plan. The 10.21 property has closed and is now in the name of the City. The City would also like to work towards purchasing the approximate 27 acres between the 10.21-acre site and the festival grounds. The Santiam Steel headers will be temporarily using the Cheadle Lake building to build gangways. The NW Steel headers are working on fishing platforms they also applied for an Oregon Department of Fish and Wildlife grant for a boat ramp but ODFW funding will not be available until July 2009.

GRANT UPDATES: The Youth Legacy Grant agreement has been signed and returned to the State. The notice to proceed is expected soon but with the leaving of the State Grant Coordinator may be delayed. We are still waiting for the agreement on the Small (50,000) Local Government Grant and the Land and Water Conservation Grant. Jim and Rod are working on a proposed strategy for the next grant cycle.

SUB COMMITTEE MEETINGS:

TRAILS COMMITTEE: Last months hike was the West Riverview hike. The hike started at Riverview Park to Gills Landing, then to Milton and then to the River Drive walk Bridge. A hike flyer for the next hike on 12/13/08 at Marks Slough Trail was handed out. BLT applied for a grant to the Santiam Spokes. In addition, The Recreational Trails Grant for Marks Slough Phase II is being developed for submittal in January 2009.

BARK PARK: Rod met with Lynn and a 3-acre site near Marks Slough Trail is thought to be a suitable site. At the January Parks meeting the Bark Park Rules and Plans for the park and fencing will be shared. The Bark Park Advisory Committee will be doing the policing of the site. Rod stated the recommendation is the Bark Park Committee should report to the PCTB either by sending us minutes, an update or someone from their group attending the meeting.

PIONEER CEMETERY COMMITTEE: An article on the book was printed in the Lebanon Express. Since the Kiosk dedication, 5-6 books have been sold.

SKATE PARK: No update.

TERM EXPIRATIONS: Sally and Rod are working on writing letters to the mayor. As the Chamber and Boys and Girls Club groups are mentioned in the “Resolution to create the Lebanon Park Committee/Tree Board”, they are standing members and do not need to be re-appointed by the mayor.

ARBOR DAY: ODF would like 150 communities to be involved with the State’s 150 birthday. Plaques will be given to communities who participate. There is a grant available for up to 100 trees and Shannon will send the information to the Committee Members. It was thought that doing a tree planting as done in the past few years at the Boys and Girls Club and Century Park would be the same theme for this year. John offered to keep the trees at his green house to assure they live. Garry will contact Pacific Power about Arbor Day tree donation funding and to see if someone has filled Jay Neil’s place and can be an advisory to the committee.

PARK FACILITIES REPORT REVIEW: A handout was included in the packet.

GENERAL DISCUSSION: None

NEXT MEETING: A bus tour of Cheadle Lake will be held on December 16, 2008 at 2:30 pm meeting at the Santiam Travel Station in lieu of a 5:15 pm meeting.

The next Parks Committee Tree Board meeting is January 20, 2009 from 5:15 p.m. to 6:45 p.m. meeting at the Santiam Travel Station, 750 S. 3rd Street in Lebanon.

ADJOURN: There being no further business; John Dinges adjourned the Parks Committee Tree Board meeting at 6:15 p.m.



CITY OF LEBANON

It's easier from here.

LEBANON PUBLIC LIBRARY

Advisory Board Meeting Minutes

December 10, 2008

The Library Advisory Board meeting was called to order at 5:35 p.m. by Chairperson Tom Stewart. Attending were Sharon Follingstad, Harlan Mastenbrook, Kathy Pointer, Sue Spiker, Tom Stewart and Library Director, Denice Lee. Minutes of the November 12th meeting were approved.

Director's Report:

<u>Circulation:</u>	November 2008	10,301	YTD 2008	53,923
	November 2007	9,338	YTD 2007	45,358

Closure December 8th: The scheduled closure was cancelled because the new computers to be installed hadn't arrived, nor was the software for the print management system out of the development stages. The library will try to reschedule this closure when the technology is available.

Building Project Update: The project is still on budget and essentially on time. There has been a delay in the windows but the crews are making up time on other projects during the delay. The bricklayers have moved from the justice center to the library. They invited the director to lay a row of bricks on the fireplace end of the building. The roof is on the library, with the openings for the skylights visible. Kendra and Denice participated in a "sit test" at the architects' office last week. Selections were made for office seating, computer tables and seating and soft seating for all ages. The stack schedule is in the hands of the architects and will come back for the director's approval before being finalized and ordered.

Bi-lingual Story Time: Dave Copeland, a retired teacher who is bi-lingual, has led the first two Spanish language story times. The story times began in October and will continue on the second Wednesday of the month through May. The library director and Kathy Dannen will continue to work on promoting this program to increase attendance. We are trying to connect with the Spanish speaking population by posting flyers in restaurants and contacting Spanish speaking churches. We've also sent flyers to teachers through Maggie Powers, the ELL coordinator for the Lebanon School District. The goal of the session is two-fold: first, give Spanish-speaking families an opportunity to celebrate their culture; second, give non-Spanish-speaking families an opportunity to learn more about the Spanish culture and language.

Oregon Reads/Chautauqua: Library staff is coordinating the Oregon Reads event with the Chautauqua lecture series to present 3 programs that focus on the historical reality of diversity in our state as we celebrate Oregon's 150th birthday in 2009. The director will bring more detailed information as the planning develops. The availability of the lecturers through the Chautauqua program is the key element to finalize before plans can be completed.

LIBRARY SERVICES

The Oregon Chautauqua program is sponsored by the Oregon Council for the Humanities and is available free to public libraries.

Middle School Book Club: Sheri Miller has 2 adult leaders committed to the Middle School Book Club for 2009. The Friends of the Library increased their funding of this program from \$620 to \$650 at their last meeting. The Book Club meets on Tuesday evenings after the library closes during the months of January, February and March. For the month of March, the goal is to have the adult leader use Bat 6 for the book so the middle school students are able to participate in the Oregon Reads program being sponsored by the Oregon State Library as part of the Sesquicentennial Celebration being held state-wide.

Grants: The library has been awarded three grants in the past month: a \$25,000 grant from both The Oregon Community Foundation, and the Weyerhaeuser Foundation; and a \$35,000 grant from the Collins Foundation. Grants from the Miller Foundation and the Paul Allen Family Foundation are pending.

Friends Report:

Harlan reported the income from the November book sale and from the ongoing book sales the Friends of the Library split with the Senior Center. He reminded us that there is no monthly book sale in December because of the holiday.

New Business:

There was general discussion about a community meeting room policy for the new library. Some of the recommendations of the board included a cleaning deposit; a written application form; no fee charged for non-profit groups; the identification of a key individual to assume responsibility from groups wanting to schedule a meeting; and making the room available to group of young people as long as there was a supervising adult. This discussion will be continued in coming months as the policy takes form.

Adjournment:

The meeting was adjourned at 6:35 p.m.

Next meeting January 14, 2009 5:30 p.m. 750 3rd Street Santiam Travel Station



MEMORANDUM

Engineering Division

To:	Dan Grassick, PE Director of Engineering/City Engineer	Date: February 4, 2009
From:	Ed Patton, PE, PLS <i>E.P.</i> Senior Engineer	
Subject:	Access Easement	

The attached access easement is for use at the next City Council meeting. The purpose of this easement is to provide legal access to two existing single-family residential properties along the north side of W. Carolina Street between 5th Street and 6th Street (see attached map).

The easement provides access to existing residents along the north side of Century Park (W. Carolina Street). Property owners at 435 W. Carolina Street have been told Linn County records indicate there is no legal access to their property. The Bank has refused financing unless legal access is provided. The residence at 475 W. Carolina is also without legal access.

The easement is the quickest way to resolve the matter. Also, nose in parking would be prohibited by Subsection 16.14.20(N) of the Development Code if W. Carolina Street was dedicated right of way. This existing parking area offers several perpendicular or angled (nose in) gravel parking spaces for use during ball games.

THIS AGREEMENT, made and entered into this _____ day of _____, 20____ by and between the **CITY OF LEBANON**, a Municipal Corporation, herein called Grantors, and William Lee Sullivan and Darlene R. Sullivan and also Vesta L. Desplancke, herein called Grantees.

WITNESSETH:

That for and in consideration of the total compensation to be paid by the Grantees, the Grantor does bargain, sell, convey and transfer unto the Grantees, a perpetual and permanent easement, including the right to enter upon the real property hereinafter described for the purpose of providing access over and across the lands hereinafter described.

This agreement is subject to the following terms and conditions:

- 1. The access easement hereby granted is described as follows:

SEE "EXHIBIT A" ATTACHED

- 2. The permanent easement described herein grants to the grantees and to its successors, assigns, the perpetual right to enter upon said easement at any time for access to and from those lands described in deed reference MF1689-27 and deed reference MF1660-723 of Linn County Records.
3. The Grantor retains the right and privilege to restrict or prohibit parking temporarily or permanently within the easement at any time the Grantor shall so choose.
4. The easement granted is in consideration of \$ 1.00, the receipt of which is hereby acknowledged.
5. The Grantor does hereby covenant with the Grantees that Grantor is lawfully seized and possessed of the real property above described, has a good and lawful right to convey it or any part thereof.

IN WITNESS WHEREOF, we have set our hands hereto this _____ day of _____, 20_____.

STATE OF OREGON)
County of Linn)ss.
City of Lebanon)

By: _____
Kenneth I. Toomb, Mayor []
Bob Elliott, Council President []

By: _____
Linda Kaser, City Clerk/Recorder

GRANTORS

On the ____ day of _____, 20____, personally appeared _____ and LINDA KASER, who each being duly sworn, did say that the former is the Mayor/Council President and the latter is the Recorder for the City of Lebanon, a Municipal Corporation, and that the seal affixed to the foregoing instrument was signed and sealed in behalf of said corporation by authority of its City Council, which granted this easement on the _____ day of _____, 20____, and each of them acknowledged said instrument to be its voluntary act and deed.

BEFORE ME: _____
NOTARY PUBLIC FOR OREGON

Commission expires: _____

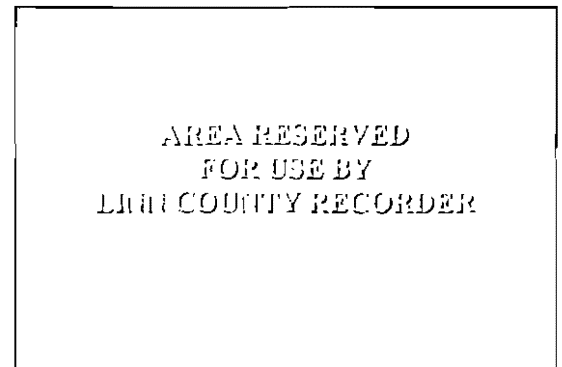


EXHIBIT "A"

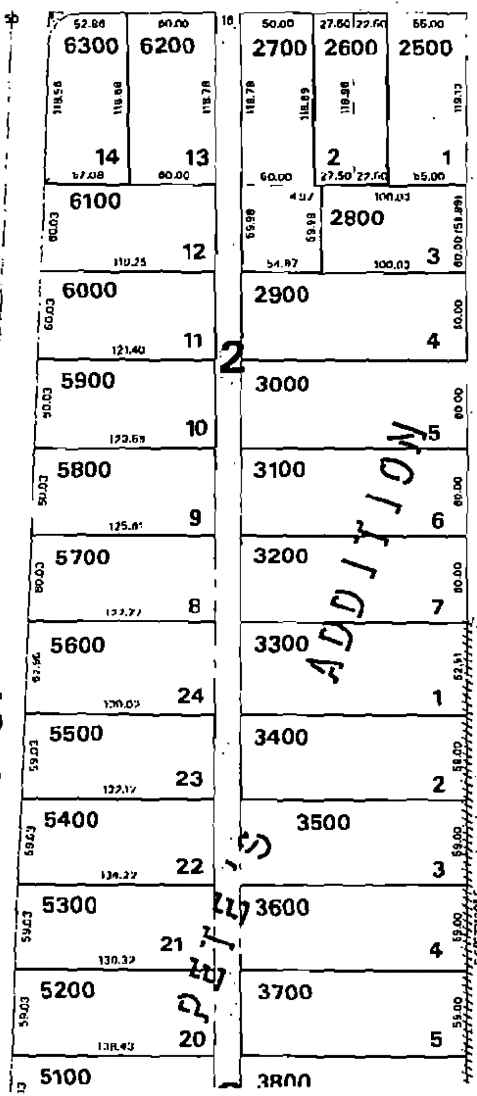
An easement for access over a strip of land, 24 feet of even width, located within that land described in deed reference Book 228 Page 438 of Linn County Records, located in the Northeast quarter of Section 10, Township 12 South, Range 2 West, Willamette Meridian, in the incorporated City of Lebanon, Linn County, Oregon, more particularly described as follows:

Beginning at the southeast corner of that land described in deed reference Volume 1046 Page 603 of Linn County Records, said point being on the west right of way line of South Fifth Street; thence, South 89°44" West (per Linn County Survey 7157) along the north boundary of that land described in deed reference Book 228 Page 438 of Linn County Records (land known as Century Park), 286.69 feet to the southeast corner Lot 7, of Block 1, in Pete's Addition to the City of Lebanon; thence, South 0°21" East, 24 feet; thence, North 89°44" East 286.69 feet to the west right of way line of Fifth Street; thence, North 0°21" West along said west right of way line, 24 feet to the point of beginning.

355.42' E OF SW COR. CL 43

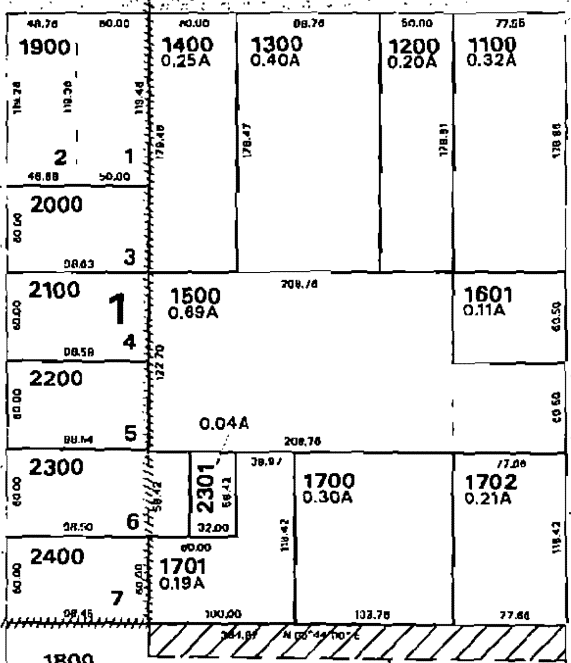
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SEVENTH ST



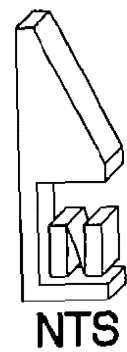
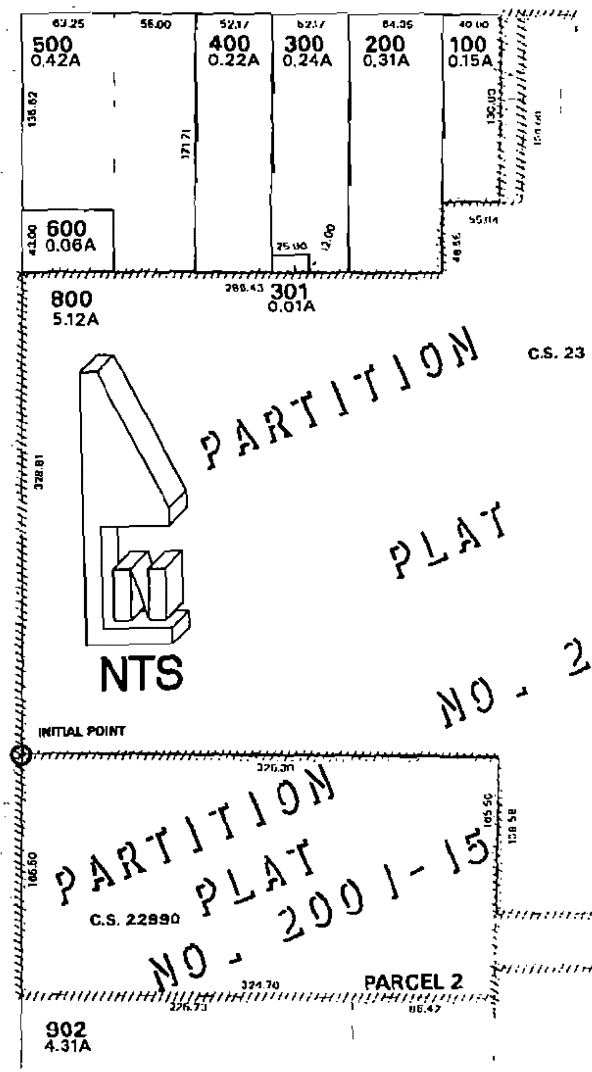
ADDITION

SIXTH ST



Access Easement

FIFTH ST



NTS

PARTITION PLAT NO. 2

PARTITION PLAT NO. 2001-15

PARCEL 2

C.S. 23

902 4.31A



MEMORANDUM

Engineering Division

To: Dan Grassick, PE ^{DJG}
Director of Engineering / City Engineer

Date: 1/22/09

From: Scott Jones
Engineer Associate

Subject: Public Utility Easements – Lebanon Rail Reload Facility

Staff recommends that the City Council approve via the consent calendar the two easements attached to this memorandum.

One easement is for the construction of the bioswale on the Rail Reload Facility and the other easement is for granting Western Warehouse access to the entrance road to the Reload Facility.

After Recording, Return To:
City of Lebanon - Comm. Dev.
925 Main Street
Lebanon, Oregon 97355

EASEMENT AGREEMENT FOR BIOSWALE

THIS EASEMENT AGREEMENT FOR BIOSWALE (this "**Agreement**"), is made and entered into as of _____, 2009 by and between **WESTERN WAREHOUSING LLC**, an Oregon limited liability company, herein called "**Grantor**", and the **CITY OF LEBANON**, a Municipal corporation, herein called "**City**" or "**Grantee**."

WITNESSETH:

That in consideration of City executing and delivering to Grantor for recording in the Records of Linn County, Oregon (immediately prior to or immediately following the recording of this Agreement in the Records of Linn County, Oregon) that certain Access Easement Agreement dated this same date between City, as grantor, and Grantor, as grantee (the "**Access Easement Agreement**") and for other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor does grant unto City a perpetual easement (the "**Easement**") over and across the Easement Area (defined in Section 1 below) for the purposes described in Section 2 below.

This Agreement is subject to the following terms and conditions:

1. The Easement Area is legally described on attached Exhibit A and is shown on the sketch attached as Exhibit B.

2. The Easement described herein grants to the City and to its successors, assigns, authorized agents or contractors, the perpetual right to enter upon the Easement Area at any time that it may see fit for purposes of construction, maintenance, use, evaluation and/or repair of a grassed bioswale (the "**Bioswale**") on the Easement Area to serve a roadway constructed or hereafter constructed by or for City on property to the south of the south boundary line of the Easement Area and/or to the west of the west boundary line of the Easement Area. All work on the Easement Area by or on behalf of City shall be performed in a good and workmanlike manner, in compliance with all applicable laws and regulations, and pursued diligently to completion.

3. The City shall maintain the Easement Area, including the Bioswale constructed on the Easement Area, in good, safe and proper working condition and repair and in compliance

with applicable governmental laws and regulations. The City shall keep the Easement Area free from any liens caused by the City, its agents, independent contractors or employees.

4. Grantor reserves to itself, its tenants (and subtenants of its tenants), licensees, agents, invitees, successors and assigns the right to use the Easement Area, for purposes of constructing, using, maintaining, repairing and reconstructing utility lines under or across the Easement Area and any other purpose that does not unreasonably interfere with the rights granted to City in this Agreement. City shall not obstruct, or permit its employees, agents or contractors to obstruct, free passage through the Easement Area. City shall not park, load or unload (or permit its employees, agents or contractors to park, load or unload) any vehicle in the Easement Area.

5. In the event of damage to the Easement Area because of the negligence of City or City's agents, employees, contractors or licensees, City shall be solely responsible for repairing the damage.

6. The Easement granted hereby shall be nonexclusive and subject to all matters of record. Grantor reserves the right to grant other easement rights in and to the Easement Area; provided, that such easement rights shall not unreasonably interfere with the easement rights granted herein.

7. Subject to the Oregon Tort Claims Act, City shall indemnify, hold harmless, reimburse and, at Grantor's selection, defend Grantor and Grantor's officers, directors, shareholders, partners, members, managers, employees, affiliates, tenants and guests for, from and against any and all claims, loss, damage, expense and liability for injury to or illness or death of any person, or injury to, loss or destruction of any property resulting from or arising out of the construction, installation, maintenance or use of any Bioswale constructed by or on behalf of City in the Easement Area or arising out of City's use of the Easement Area.

8. This Agreement shall run with the land and shall be binding upon and inure to the benefit of City and Grantor and their successors and assigns.

[Signature Page Follows]

GRANTOR(S):

IN WITNESS WHEREOF, we have set our hands hereto this ___ day of _____, 2009.

WESTERN WAREHOUSING LLC, an Oregon limited liability company

By: _____
Name/Title _____

STATE OF OREGON)
) ss.
County of Linn)

This instrument was acknowledged before me on _____, 2009 by _____, the _____ of Western Warehousing LLC on its behalf.

BEFORE ME:

NOTARY PUBLIC FOR OREGON
My commission expires: _____

CITY:

IN WITNESS WHEREOF, we have set our hands hereto this ___ day of _____, 2009.

CITY OF LEBANON

By: _____
Kenneth I. Toombs, Mayor []
Bob Elliott, Council President []

Linda Kaser, City Clerk/Recorder

STATE OF OREGON)
) ss.
County of Linn)

On the ___ day of _____, 2009, personally appeared _____ and Linda Kaser, who each being duly sworn, did say that the former is the _____ and the latter is the Recorder for the City of Lebanon, a Municipal Corporation, and that the seal affixed to the foregoing instrument was signed and sealed in behalf of said corporation by authority of its City Council, which accepted this easement on the ___ day of _____, 2009; and each of them acknowledged said instrument to be its voluntary act and deed.

BEFORE ME:

NOTARY PUBLIC FOR OREGON
My commission expires: _____

**EXHIBIT A
TO
EASEMENT AGREEMENT FOR BIOSWALE**

Easement Area Legal Description

An area of land in the Northwest ¼ Section of Section 10. Township 12 South, Range 2 West, Willamette Meridian, City of Lebanon, Linn County, Oregon, being more particularly described as follows:

Beginning at a 5/8" iron rod marking the Southwest most corner of Parcel 1 of Linn County Partition Plat 2006-103 in the Northwest ¼ of Section 10, Township 12 South, Range 2 West Willamette Meridian, City of Lebanon, Linn County, Oregon; thence North 00°35'15" West 33.96 feet; thence Southeasterly along the arc of a 34.00 foot radius curve to the left 53.23 feet (chord bearing South 45°37'35" East 47.96 feet); thence South 8°17'47" West 33.96 feet to the point of beginning, area containing 247.42 square feet, more or less.

**EXHIBIT B
TO
EASEMENT AGREEMENT FOR BIOSWALE**

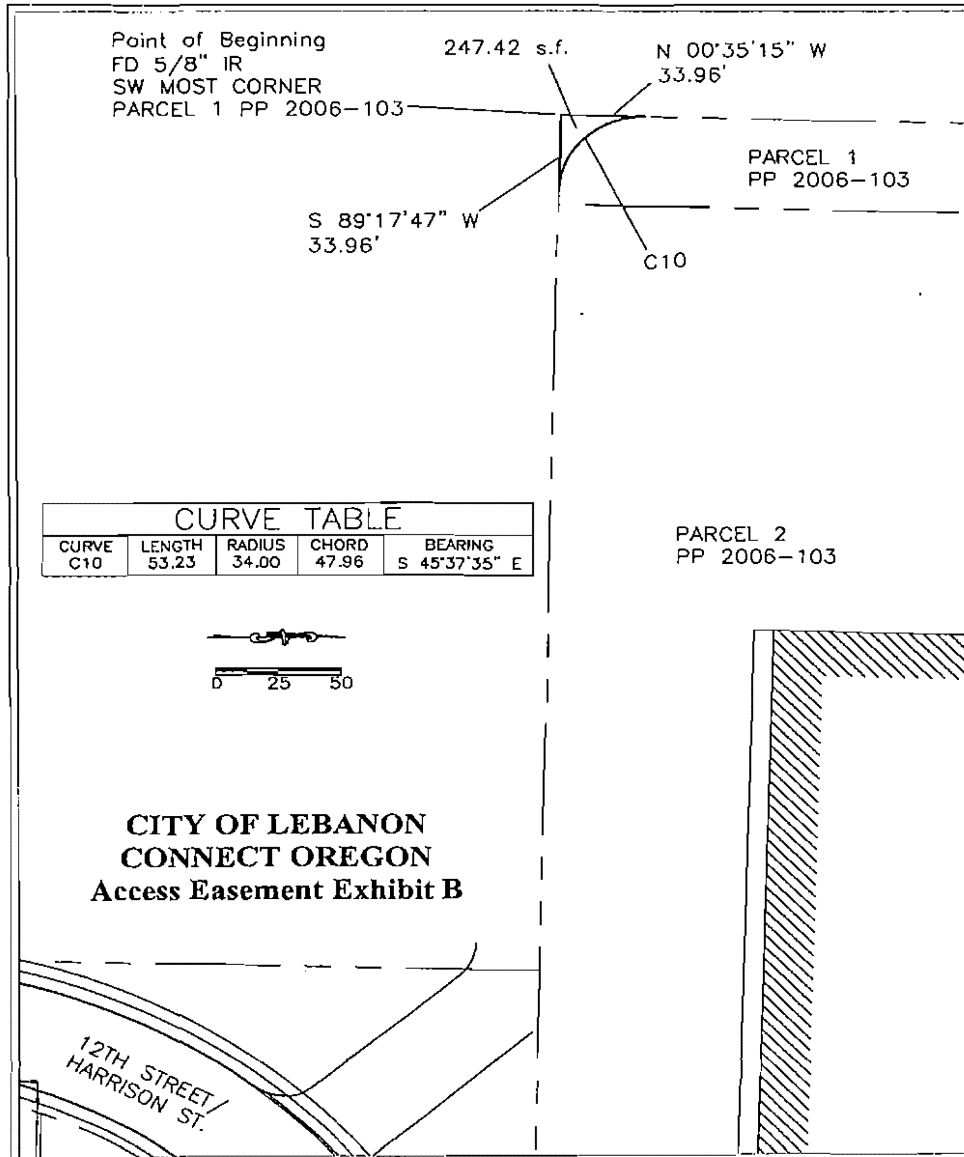


Exhibit B

CONSENT AND AGREEMENT

The undersigned holds the beneficiary's interest under a Deed of Trust (the “**Lien Instrument**”) dated March 20, 2006 and recorded on March 29, 2006 as Instrument No. 2006-07204, Records of Linn County, Oregon with respect to that portion of the real property described on Exhibit A thereto that was not later reconveyed by that partial reconveyance instrument dated March 22, 2007 and recorded on March 22, 2007 as Instrument No. 2007-07051, Records of Linn County, Oregon. The undersigned hereby consents to the execution of the foregoing Easement Agreement for Bioswale instrument and the easement granted therein (the “**Easement Instrument**”) by Western Warehousing LLC, the fee owner of such property, for the purposes stated therein, and agrees that foreclosure of its Lien Instrument will not terminate the Easement Instrument as to such property.

IN WITNESS WHEREOF, the undersigned has executed this Consent and Agreement on this _____ day of _____, 2009.

BANK OF AMERICA

By: _____
Name: _____
Title: _____

STATE OF _____)
)ss
County of _____)

This instrument was acknowledged before me on _____, 2009 by _____, the _____ of Bank of America, on its behalf.

Notary Public for _____
My Commission Expires: _____

AFTER RECORDING, RETURN TO:

Western Warehousing LLC
PO Box 39
Lebanon, Oregon 97355

ACCESS EASEMENT AGREEMENT

THIS ACCESS EASEMENT AGREEMENT (this “**Agreement**”) is made as of _____, 2009, between **THE CITY OF LEBANON**, a municipal corporation (“**Grantor**”), whose address is 925 Main Street, Lebanon, Oregon 97355 and **WESTERN WAREHOUSING LLC**, an Oregon limited liability company (“**Grantee**”), whose address is PO Box 39, Lebanon, Oregon 97355.

Recitals

A. Grantor is the owner of the real property located in the City of Lebanon, Linn County, Oregon, described on the attached Exhibit A and shown on the drawing attached as Exhibit A-1 (“**Easement Area**”).

B. Grantee is the owner of the real property located in the City of Lebanon, Linn County, Oregon, described on the attached Exhibit B (“**Grantee’s Property**”).

C. Grantor is constructing a paved road (the “**Roadway**”) on the Easement Area. Grantee has requested that Grantor grant to Grantee an easement for purposes of access over the Roadway and Easement Area.

D. Grantor is willing to grant such easement to Grantee on the terms and conditions set forth in this Agreement provided that Grantee executes and delivers to Grantor for recording in the Records of Linn County, Oregon (immediately prior to or immediately following the recording of this Agreement in the Records of Linn County, Oregon) that certain Easement Agreement for Bioswale dated this same date between Grantee, as grantor, and Grantor, as grantee (the “**Bioswale Easement Agreement**”).

Agreements

In consideration of the mutual promises contained herein and Grantee’s executing and delivering to Grantor the Bioswale Easement Agreement for recording in the Records of Linn County, Oregon (immediately prior to or immediately following the recording of this Agreement

in the Records of Linn County, Oregon) and for other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **GRANT OF EASEMENT.** Grantor grants to Grantee, for the benefit of and as an appurtenance to Grantee's Property, a perpetual, nonexclusive easement over, across and through the Easement Area for purposes of vehicular and pedestrian ingress and egress, including vehicular ingress and egress over the Roadway. Neither party (nor their agents, employees, tenants, invitees, licensees or contractors) shall obstruct free passage through the Easement Area. Neither party (nor their agents, employees, tenants, invitees, licensees or contractors) shall have the right to park, load or unload any vehicle in the Easement Area.

2. **CONSTRUCTION OF ROADWAY.** Grantor, at its expense, shall cause the Roadway (as shown on the drawing attached as Exhibit A-1) to be diligently completed in accordance with all applicable laws and regulations.

3. **RESERVATION.** Grantor reserves to itself and its tenants the nonexclusive right to use the Easement Area for ingress and egress purposes and any other purpose that does not unreasonably interfere with the rights granted to Grantee in this Agreement.

4. **MAINTENANCE AND REPAIR.** Except to the extent of Grantee's obligations under Section 5 of this Agreement, Grantor shall be responsible for maintaining the Easement Area (including the Roadway) in reasonably good operating condition and repair. All work on the Easement Area shall be performed in a good and workmanlike manner and pursued diligently to completion.

5. **DAMAGE TO ROADWAY.** In the event of damage to the Easement Area (including the Roadway) because of the negligence of any owner of the Easement Area or Grantee's Property, or such owner's agents, employees, tenants, invitees, contractors or licensees, or due to operation of vehicles of a weight which exceed the designed carrying capacity of the roadway located on the Easement Area or other excessive use, such owner shall be solely responsible for repairing the damage.

6. **BREACH OF OBLIGATIONS.** In the event a party shall fail to perform its obligations under this Agreement, the other party or parties shall be entitled to require such performance by suit for specific performance, or, where appropriate, injunctive relief. Such remedies shall be in addition to any other remedies afforded under Oregon law.

7. **ATTORNEYS' FEES.** In the event suit or action is instituted to interpret or enforce the terms of this Agreement, the prevailing party shall be entitled to recover from the other party such sum as the court may adjudge reasonable as attorneys' fees at trial, on appeal of such suit or action, and on any petition for review, in addition to all other sums provided by law.

8. **BENEFITS AND BURDENS.** The benefits and burdens of the easement granted by and covenants contained in this Agreement shall run with the property so benefited and burdened, including any division or partition of such property. The rights, covenants and obligations contained in this Agreement shall bind, burden, and benefit each party's successors

and assigns, lessees, mortgagees, or beneficiaries under a deed of trust. Any reference to Grantor under this Agreement shall apply only so long as Grantor owns the fee title the Easement Area, and thereafter such reference shall apply to Grantor's successor or assign. Any reference to Grantee under this Agreement shall apply only so long as Grantee owns the fee title to Grantee's Property, and thereafter such reference shall apply to Grantee's successor or assign. Any transferee of the Easement Area or Grantee's Property shall automatically be deemed, by acceptance of title to such property, to have assumed all of the obligations set forth in this Agreement imposed on the owner of such property. The transferor shall, once such transfer is consummated, be relieved of liability that arises thereafter under this Agreement, but such transferor shall not thereby be relieved of liability that arose before such time and which remains unsatisfied.

9. **NOTICES.** Any notice under this Agreement shall be in writing and shall be effective when actually delivered, or if mailed, two (2) days after posted as certified mail, return receipt requested, postage prepaid. Mail shall be directed to the mail address of the parties at their address set forth above, or to such other address as the party may specify by notice to the other parties.

10. **AMENDMENTS.** Except as otherwise set forth herein, this Agreement may not be modified, amended, or terminated except by the written agreement of both parties.

11. **GOVERNING LAW.** This Agreement will be governed and construed in accordance with the laws of the State of Oregon.

GRANTOR:

CITY OF LEBANON

By: _____

Name: _____

Title: _____

GRANTEE:

WESTERN WAREHOUSING LLC,
an Oregon limited liability company

By: _____

Name: _____

Title: _____

STATE OF OREGON)
)ss.
County of _____)

The foregoing instrument was acknowledged before me this ____ day of _____, 2009, by _____, the _____ of the City of Lebanon, on its behalf.

Notary Public for _____
My commission expires: _____

STATE OF OREGON)
)ss.
County of _____)

The foregoing instrument was acknowledged before me this ____ day of _____, 2009, by _____, the _____ of Western Warehousing LLC, an Oregon limited liability company on its behalf.

Notary Public for _____
My commission expires: _____

**EXHIBIT A
TO
ACCESS EASEMENT AGREEMENT**

Legal Description of Easement Area

A strip of land in the Northwest 1/4 of Section 10, Township 12 South, Range 2 West, Willamette Meridian, City of Lebanon, Linn County, Oregon being more particularly described as follows:

All of that portion of the flag strip belonging to Parcel 1 of Linn County Partition Plat number 2008-43 in the Northwest 1/4 of Section 10, Township 12 South, Range 2 West, Willamette Meridian, City of Lebanon, Linn County, Oregon lying South of a point which is 487.23 feet North of the Southwest corner of Parcel 1 of Linn County partition Plat number 2006-103.

Exhibit A

**EXHIBIT A-1
TO
ACCESS EASEMENT AGREEMENT**

Drawing Showing Easement Area

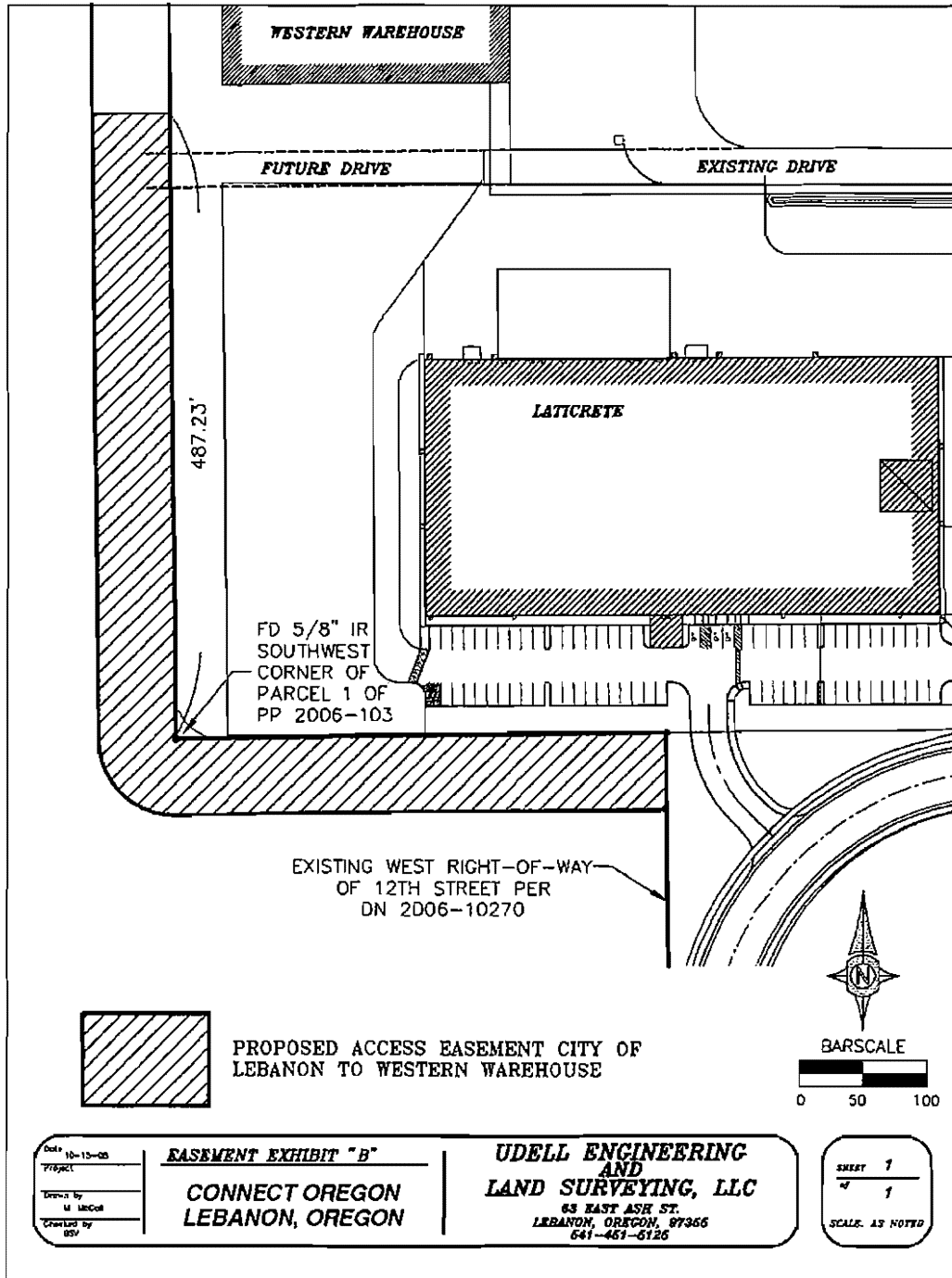


Exhibit A-1

**EXHIBIT B
TO
ACCESS EASEMENT AGREEMENT**

Legal Description of Grantee's Property

Parcel 1, PARTITION PLAT NO. 2006-103, Records of the Partition Plats, Linn County, Oregon.

DATE SENT FOR STAFF RECOMMENDATION: 1/27/2009

New Outlet: Renewal:

LIQUOR LICENSE APPLICATION FOR: Downtown Dog

Business Address: 780 Main street, Lebanon, OR 97355

Applicant: Theresa A. Wisser

New Owner of Existing Business: Previous Owner (If applicable)

Type of License(s):

Full On-Premises Sales	<input type="checkbox"/>	Lmtd. On-Premises Sales	<input checked="" type="checkbox"/>	Off-Premises Sales	<input type="checkbox"/>
Brewery-Public House	<input type="checkbox"/>	Winery	<input type="checkbox"/>	Brewery	<input type="checkbox"/>
Certificate of Approval	<input type="checkbox"/>	Distillery	<input type="checkbox"/>	Growers Sales Privilege	<input type="checkbox"/>

Department	Official	Approval	*Denial	Date	Additional Comments or Conditions of Approval
Building	Jason Bush	<input checked="" type="checkbox"/>	<input type="checkbox"/>	1/29/2009	
Fire	Mark Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	01/30/09	
Planning	Walt Wendowlowski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	1/28/2009	
Police	Mike Healy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	2/4/09	

** All recommendations for denial must be accompanied by supporting documentation. Upon completion of investigation, return this form and any supporting documentation to the City Clerk's Office.*

CITY COUNCIL RECOMMENDATION DATE:

LIQUOR LICENSE RECOMMENDATION TO OLCC				
Department	Official	Approval	Denial	Additional Comments or Conditions of Approval
City Clerk	Linda Kaser	<input type="checkbox"/>	<input type="checkbox"/>	

OREGON LIQUOR CONTROL COMMISSION
LIQUOR LICENSE APPLICATION



RECEIVED
JAN 22 2009

PLEASE PRINT OR TYPE

Application is being made for: LICENSE TYPES <input type="checkbox"/> Full On-Premises Sales (\$402.60/yr) <input type="checkbox"/> Commercial Establishment <input type="checkbox"/> Caterer <input type="checkbox"/> Passenger Carrier <input type="checkbox"/> Other Public Location <input type="checkbox"/> Private Club <input checked="" type="checkbox"/> Limited On-Premises Sales (\$202.60/yr) <input type="checkbox"/> Off-Premises Sales (\$100/yr) <input type="checkbox"/> with Fuel Pumps <input type="checkbox"/> Brewery Public House (\$252.60) <input type="checkbox"/> Winery (\$250/yr) <input type="checkbox"/> Other: _____		ACTIONS <input type="checkbox"/> Change Ownership <input checked="" type="checkbox"/> New Outlet <input type="checkbox"/> Greater Privilege <input type="checkbox"/> Additional Privilege <input type="checkbox"/> Other _____	FOR CITY AND COUNTY USE ONLY The city council or county commission: <u>City of Lebanon</u> (name of city or county) recommends that this license be: Granted <input type="checkbox"/> Denied <input type="checkbox"/> By: _____ (signature) (date) Name: <u>Linda Kaser</u> Title: <u>City Clerk/Recorder</u>
Applying as: <input checked="" type="checkbox"/> Individuals <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Limited Liability Company		OLCC USE ONLY Application Rec'd by: <u>LJK</u> Date: <u>1/14/09</u> 90-day authority: <input type="checkbox"/> Yes <input type="checkbox"/> No	

1. Applicant(s): [See SECTION 1 of the Guide]
 ① Theresa A. Wisler ③ _____
 ② _____ ④ _____

2. Trade Name (dba): DOWNTOWN DOG

3. Business Location: 780 MAIN LEBANON LANE DR. 97355
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: SAME
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: (541) 259-5573
(phone) (fax)

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

7. If yes to whom: NA Type of License: NA

8. Former Business Name: NA

9. Will you have a manager? Yes No Name: NA
(manager must fill out an individual history form)

10. What is the local governing body where your business is located? Lebanon, - Lane
(name of city or county)

11. Contact person for this application: Theresa Wisler
(name) (phone number(s))

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

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

Applicant(s) Signature(s) and Date:
 ① Theresa A. Wisler Date 12/30/08 ③ _____ Date _____
 ② _____ Date _____ ④ _____ Date _____



OREGON LIQUOR CONTROL COMMISSION
BUSINESS INFORMATION

Please Print or Type

Applicant Name: Theresa A. Wiser Phone: (541) 259-5573

Trade Name (dba): DOWNTOWN DOG

Business Location Address: 780 MAIN

City: Lebanon ZIP Code: 97355

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday	<u>Closed</u> to _____
Monday	<u>10</u> to <u>9</u>
Tuesday	<u>10</u> to <u>9</u>
Wednesday	<u>10</u> to <u>9</u>
Thursday	<u>10</u> to <u>9</u>
Friday	<u>10</u> to <u>9</u>
Saturday	<u>10</u> to <u>9</u>

Outdoor Area Hours:

Sunday	_____ to _____
Monday	<u>10</u> to <u>9</u>
Tuesday	<u>10</u> to <u>9</u>
Wednesday	<u>10</u> to <u>9</u>
Thursday	<u>10</u> to <u>9</u>
Friday	<u>10</u> to <u>9</u>
Saturday	<u>10</u> to <u>9</u>

The outdoor area is used for:

- Food service Hours: 10 to 9
- Alcohol service Hours: 10 to 9
- Enclosed, how stands w/ chain

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

_____ (Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: _____

ENTERTAINMENT

Check all that apply:

- | | |
|--|---|
| <input type="checkbox"/> Live Music | <input type="checkbox"/> Karaoke |
| <input checked="" type="checkbox"/> Recorded Music | <input type="checkbox"/> Coin-operated Games |
| <input type="checkbox"/> DJ Music | <input type="checkbox"/> Video Lottery Machines |
| <input type="checkbox"/> Dancing | <input type="checkbox"/> Social Gaming |
| <input type="checkbox"/> Nude Entertainers | <input type="checkbox"/> Pool Tables |
| | <input type="checkbox"/> Other: _____ |

DAYS & HOURS OF LIVE OR DJ MUSIC

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

SEATING COUNT

Restaurant: 44 Outdoor: 6

Lounge: _____ Other (explain): _____

Banquet: _____ Total Seating: 44

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

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

Applicant Signature: Theresa Wiser Date: 12/30/08

DATE SENT FOR STAFF RECOMMENDATION: 1/6/2009

New Outlet: Renewal:

LIQUOR LICENSE APPLICATION FOR: Air Thai Cuisine II

Business Address: 693 Main Street, Lebanon, OR 97355

Applicant: Khambang Air Chanthabandith

New Owner of Existing Business: Previous Owner (If applicable)

Type of License(s):

Full On-Premises Sales	<input type="checkbox"/>	Lmtd. On-Premises Sales	<input checked="" type="checkbox"/>	Off-Premises Sales	<input type="checkbox"/>
Brewery-Public House	<input type="checkbox"/>	Winery	<input type="checkbox"/>	Brewery	<input type="checkbox"/>
Certificate of Approval	<input type="checkbox"/>	Distillery	<input type="checkbox"/>	Growers Sales Privilege	<input type="checkbox"/>

Department	Official	Approval	*Denial	Date	Additional Comments or Conditions of Approval
Building	Jason Bush	<input checked="" type="checkbox"/>	<input type="checkbox"/>	1/9/20 09	
Fire	Mark Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	1/8/20 09	
Planning	Walt Wendowlowski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	1/9/09	
Police	Mike Healy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	1/8/20 09	

** All recommendations for denial must be accompanied by supporting documentation. Upon completion of investigation, return this form and any supporting documentation to the City Clerk's Office.*

CITY COUNCIL RECOMMENDATION DATE:

LIQUOR LICENSE RECOMMENDATION TO OLCC					
Department	Official	Approval	Denial	Additional Comments or Conditions of Approval	
City Clerk	Linda Kaser	<input type="checkbox"/>	<input type="checkbox"/>		



OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE APPLICATION

PLEASE PRINT OR TYPE

Application is being made for: LICENSE TYPES <input checked="" type="checkbox"/> Full On-Premises Sales (\$402.60/yr) <input checked="" type="checkbox"/> Commercial Establishment <input type="checkbox"/> Caterer <input type="checkbox"/> Passenger Carrier <input type="checkbox"/> Other Public Location <input type="checkbox"/> Private Club <input checked="" type="checkbox"/> Limited On-Premises Sales (\$202.60/yr) <input type="checkbox"/> Off-Premises Sales (\$100/yr) <input type="checkbox"/> with Fuel Pumps <input type="checkbox"/> Brewery Public House (\$252.60) <input type="checkbox"/> Winery (\$250/yr) <input type="checkbox"/> Other: _____		ACTIONS <input type="checkbox"/> Change Ownership <input checked="" type="checkbox"/> New Outlet <input type="checkbox"/> Greater Privilege <input type="checkbox"/> Additional Privilege <input type="checkbox"/> Other _____	FOR CITY AND COUNTY USE ONLY The city council or county commission: <u>City of Lebanon</u> <small>(name of city or county)</small> recommends that this license be: Granted <input type="checkbox"/> Denied <input type="checkbox"/> By: _____ <small>(signature) (date)</small> Name: <u>Linda Kaser</u> Title: <u>City Clerk/ Recorder</u>
Applying as: <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Limited Liability Company <input checked="" type="checkbox"/> Individuals		OLCC USE ONLY Application Rec'd by: <u>OLCC Pending</u> Date: <u>12/22/08</u> <u>FD</u> 90-day authority: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

RECEIVED

1. Entity or Individuals applying for the license: [See SECTION 1 of the Guide] **OREGON LIQUOR CONTROL COMMISSION**
 ① Khang Air Chanthabandith ③ _____
 ② _____ ④ _____
SALEM REGIONAL OFFICE
 2. Trade Name (dba): AIR THAI CUISINE II
 3. Business Location: 693 MAIN ST Lebanon Linn OR 97355
(number, street, rural route) (city) (county) (state) (ZIP code)
 4. Business Mailing Address: PO Box 31 HARRISBURG OR 97446
(PO box, number, street, rural route) (city) (state) (ZIP code)
 5. Business Numbers: _____
(phone) (fax)
 6. Is the business at this location currently licensed by OLCC? Yes No
 7. If yes to whom: _____ Type of License: _____
 8. Former Business Name: _____
 9. Will you have a manager? Yes No Name: _____
(manager must fill out an individual history form)
 10. What is the local governing body where your business is located? Lebanon
(name of city or county)
 11. Contact person for this application: Khang Air Chanthabandith
(name) (phone number(s))

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

I understand that if my answers are not true and complete, the OLCC may deny my license application.
Applicant(s) Signature(s) and Date:
 ① Khang Date 12/16/08 ③ _____ Date 12/16/08
 ② _____ Date _____ ④ _____ Date _____



OREGON LIQUOR CONTROL COMMISSION BUSINESS INFORMATION

Please Print or Type

Applicant Name: Khambang Air Chanthabandith Phone: (541) 258-2377

Trade Name (dba): AIR Thai Cuisine

Business Location Address: 693 MAIN Street

City: Lebanon ZIP Code: 97355

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday Closed to _____
 Monday 11 AM to 9 PM
 Tuesday " to "
 Wednesday " to "
 Thursday " to "
 Friday " to "
 Saturday " to "

Outdoor Area Hours:

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

The outdoor area is used for:

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

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

(Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: _____

ENTERTAINMENT

Check all that apply:

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

DAYS & HOURS OF LIVE OR DJ MUSIC

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

SEATING COUNT

Restaurant: 60 Outdoor: _____
 Lounge: _____ Other (explain): _____
 Banquet: _____ Total Seating: 60

OLCC USE ONLY

Investigator Verified Seating: _____ (Y) _____ (N)
 Investigator Initials: _____
 Date: _____

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

Applicant Signature: X Khambang Date: 12/16/08

1-800-452-OLCC (6522)

www.oregon.gov/olcc

(rev. 12/07)

Agenda Item 1



CITY OF LEBANON

It's easier from here.

MEMORANDUM

Administration Department

To: Mayor and City Council

Date: February 5, 2009

From: John Hitt, City Manager 

Subject: Library and Justice Center Dedication Committee

Staff would request that the City Council approve a "Dedication Committee" that would work with the City staff, contractor, and members of the public to develop the appropriate level of community recognition as part of the completion of these two buildings and their official grand opening.

Agenda Item 2



MEMORANDUM

Geographical & Information Technology Services

To: Mayor Toomb and City Councilors

Date: 22 January 2009

From: Tom Oliver

Subject: Approval to purchase – UPS backup system and data center cabinets

At the January 28th meeting, I will be asking for approval to purchase server cabinets and the Uninterruptible Power Supply (UPS) backup system necessary to equip the data center at the new justice center.

The UPS ensures that servers, network, telephone and radio equipment, as well as our dispatch center, remain functional during a power outage, bridging the gap between utility failure and generator startup. Additionally, the unit provides power conditioning and environmental monitoring of the data facility.

As the server cabinets that we use are made by the same manufacturer as the UPS, we included the cabinets in the bid solicitation. By bidding both at the same time, we are able to realize better pricing for the project.

We solicited three bids for the system, manufactured by APC. The best pricing was offered by Mountain States Networking, at \$101,053.76.

The justice center project budget included \$125,000 for the UPS and server cabinets. Therefore, this purchase will be funded wholly by bond proceeds.

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Agenda Item 3

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MEMORANDUM

Public Works Department

To: John Hitt, City Manager **Date:** February 4, 2009
From: Jim Ruef, Director of Public Works *JOR*
Subject: Boating Restrictions on Cheadle Lake

One of City Council's Goals for this budget year was to move forward with allowing public access to Cheadle Lake. After considerable effort and a great deal of help, staff believes that we will be in a position to achieve this goal sometime this spring.

There are a few regulatory types of issues which we would like to discuss with City Council. They are:

Hours of Operation

Our current parks ordinance allows public access from dawn to dusk. Staff feels that this will work well for Cheadle Lake. Since the lake will be part of the Lebanon Parks System (once it is open) no change will be needed in the Lebanon Municipal Code.

Fishing Regulations

The State of Oregon through the Oregon Fish and Game Commission regulate fishing regulations for "Waters of the State" in Oregon. Cheadle Lake clearly falls within the definition of Waters of the State and therefore the owner of the Lake (City of Lebanon) cannot regulate fishing on the lake. Oregon Department of Fish and Game has been very excited about Cheadle Lake. It is not very often that a brand new fishing opportunity comes along in Oregon, especially one which is so close to Oregon's population centers. They have offered to conduct fish surveys, habitat surveys, and water quality tests to guide us towards improving the fish habitat. They are also willing to stock the lake with appropriate species of game fish. They have indicated that as soon as the lake is open to public access, the regulations for the Willamette Zone will automatically cover the lake. For the types of game fish we know that Cheadle Lake contains, fishing is open all year round. Certain fish species have a daily limit.

As the owners of the Lake, the City of Lebanon could recommend to the State that those existing regulations be adjusted. There are many fishing regulation exceptions for different bodies of water in the Willamette Region. Oregon Fish and Game is recommending that we wait until the studies are completed and the fishing patterns are established before we consider a change in the regulations. Staff agrees with this recommendation.

Boating Restrictions

This is an important issue for Cheadle Lake. It is large enough that many different types of boating activities could be accommodated on the lake. Each activity brings with it a unique impact to other boaters and to the other users of the Cheadle Lake Park. Because the Lake will be considered Waters of the State once it is open to the public, the State Marine Board is the only governing body which can set regulations restricting boating on the lake. As owners of the Lake, they are interested in our opinion.

Some things to consider are:

- Impact to the experience and enjoyment of the lake by other boaters
- Impact to the experience and enjoyment of the lake by other users of the parks (picnickers, walkers, bikers, bird watchers, etc.)
- Impact to habitat
- Erosion of lake shoreline
- Safety of Boaters
- Safety of Swimmers

We have discussed this issue with staff from the State Marine Board and concluded the following:

- So far, we have not heard any desire to allow unrestricted boating on Cheadle Lake.
- Restricting the lake to non-motorized boating is a very viable option but may be too restrictive to that segment of the population who have physical limitations and may be unable to manage a paddle craft or sail boat.
- Allowing only those citizens with physical limitations the use of electric motors on Cheadle Lake is impossible to manage and enforce.
- Those few lakes in Oregon which allow only electric motors or non-motorized boats have not experienced a boat speeding problem.
- The owner of the lake (City of Lebanon) should have the power (through its City Manager) to make exceptions to any boating restrictions in the case of emergency services, maintenance activities, or for special events.

Staff recommends that the City Council send a request to the Oregon Marine Board to restrict Boating on Cheadle Lake to electric motors and that the power be vested in the City of Lebanon to make exceptions to this regulation for emergency services, maintenance activities, or for special events.

Tonight, staff will be hosting a public meeting to talk about the progress we have made at Cheadle Lake. We will also be covering the regulatory issues mentioned above and asking the public's advice about these issues. We will bring those public comments to City Council at their next meeting. Staff's recommendations listed above may be amended by what we hear at this meeting.

LEBANON CITY ATTORNEY

80 East Maple Street P Lebanon, Oregon 97355 P Phone: (541) 258-3194 P Fax:
(541) 258-7575

MEMORANDUM

DATE: February 4, 2009
TO: Jim Ruef
FROM: Thomas McHill, Lebanon City Attorney
Re: Regulation of Lakes, Rivers and Streams within Local Jurisdictions

This is a follow up to our conversation this morning about the City's desire to have input into the regulation of Cheadle Lake, which is within the corporate boundaries of the City. As you know, the Oregon Marine Board has "original jurisdiction" of these matters. ORS 830.110.

While the legislature has entered this arena and has made parts of the ORS controlling on certain waterways, the usual method by which the Marine Board regulates particular waterways is by adopting administrative rules. For instance, OAR 250-020-0240 sets out regulations for Linn County:

"250-020-0240 Boat Operations in Linn County

- (1) No person shall operate a motorboat for any purpose in the following areas:
 - (a) On Lake Ann;
 - (b) On Carmen Reservoir.
- (2) No person shall operate a motorboat in excess of 10 MPH in the following areas:
 - (a) On Lost Lake;
 - (b) On Smith Reservoir;
 - (c) On Trail Bridge Reservoir;
 - (d) On East, Middle, and West Freeway Lakes.

(3) No person shall operate a motorboat in excess of a "Slow–No Wake" [sic] speed within a distance of 50 feet of the boat dock and launching ramps at Bowman Park in the City of Albany.

(4) The following area is designated a racing motorboat testing area: On the Willamette River near Albany from the Southern Pacific Railroad Bridge to the east boundary of Bowman Park. Testing will be limited to Wednesdays between the hours of 8 a.m. and 12 noon."

ORS 830.175 provides a mechanism for local jurisdictions to provide input into regulations for lakes or reservoirs or for boat regulations within the boundaries of the local jurisdiction:

"(1) The State Marine Board, upon consideration of the size of a body of water and traffic conditions, may make special regulations consistent with the safety and the property rights of the public or when traffic conditions become such as to create excessive congestion, relating to the operation of boats in any waters within the territorial limits of any political subdivision of this state. The regulations may include, but need not be limited to, the establishment of designated speeds, the prohibition of the use of motorboats and the designation of areas and times for testing racing motorboats.

(2) The governing body of a political subdivision of this state may apply to the board for special regulations relating to the designation of moorage areas on lakes or reservoirs which are under the jurisdiction of a public agency, or to the operation of boats on the waters within the territorial limits of the political subdivision. Within a reasonable time, the board shall act upon the application in the manner provided in subsection (1) of this section. When special regulations have been established within a political subdivision in accordance with this subsection, the governing body shall establish and maintain the navigational markers prescribed by the board."

In addition, local jurisdictions may apply to the Board for a temporary suspension of a speed restriction on a specific body of water within the territorial limits of the political subdivision and, after a hearing upon notice, the Board may suspend the restriction, but not to exceed 72 hours. ORS 830.190. So, there is a mechanism by which you could have speed races or the like for a limited period of time, but the restriction must be waived, after a hearing, by the State Marine Board.

No particular application are mentioned by the statute, so you may wish to check with the Marine Board to see if the Council should pass a resolution, or just approve a request in principle, followed by a formal application process.

Other duties that the Marine Board is charged with is to help enforcement of the laws dealing with boating, publicize the advantage of public boating, study plan and recommend boating facilities and, of course, make rules.

I hope that this will be helpful to you as you field public comments about the possible restrictions or regulations that might be requested of the State Marine Board for Cheadle Lake.



MEMORANDUM

Maintenance Department

To: Jim Ruef, Director of Public Works **Date:** February 4, 2009
From: Rod Sell, Maintenance Services Division Manager
Subject: Progress at Cheadle Lake

Cheadle Lake and the City owned properties adjacent to the lake have seen many improvements since the City became owners of the properties in January of 2008.

Grant funds have been the biggest financial contributor to the improvements. The grants include the 2008 Large and 2008 Small, Local Government Grants, the 2008 Land and Water Conservation Fund Grant and the Youth Legacy Grant. Work at the site has been completed by a large coalition of volunteers with the help of City employees and equipment.

Numerous wildlife and native vegetation surveys and research projects are currently underway and are part of the Youth Legacy Grant Project. A listing of the projects and schedule is attached.

Summary of the projects and improvements undertaken in the previous 13 months.

- Installed new power sources to office and metal storage buildings
- Install telephone service to buildings
- Install security systems to buildings
- Install security lighting
- Install security camera
- Abandon fire system supply from mill property to buildings
- Abandon water supply system from mill property to buildings
- Salvage all steel piping for storm drain piping and culverts
- Remove and reuse water main line piping from pump house to mill property for culverts
- Repair and install storm drain lines
- Install catch basin
- Install new roof on office building
- Install new rain gutters and downspouts
- Install underground rain drain system to office building
- Install new cyclone fencing and security gates
- Remove, salvage and reuse existing gates and cyclone fencing
- Repair lake water outfall structure
- Install protective railings around lake water outfall structure (Northwest Steel Headers)
- Install a security gate on the north shore trail north of LCF Festival site property
- Remove failed exterior coatings on office building
- Repair and repaint exterior of office building

(Cont. Summary of projects)

Remove and salvage disconnected fire systems from inside and outside of buildings
Repair siding on storage building
Removed covered walkway between buildings
Remove abandon fire system building on south of storage building
Remove boiler and shed on north side of storage building
Remove / salvage, abandon electrical systems from storage building
Construct a secure tool storage area for volunteers
Cover the open trench area inside office building
Salvage historic materials from pump house
Remove pump house
Rebuild canal bank area where pump house was removed
Leave power pole by pump station for future osprey or raptor nest site
Salvage guide wire from removed poles for future use securing docks and misc.
Create a work space in office for Parks Maintenance activities and volunteer projects
Remove industrial debris and recycle and salvage
Remove wood spoils from parking areas (Oregon National Guard)
Remove logs from north shore and stockpile (Oregon National Guard)
Fill and grade North Park future parking areas
Fill abandon settlement pond with materials for Grant Street Bridge deconstruction site
Moved fill material from islands to future north parking area
Build a dike along southwest property line for future fence
Remove non native vegetation by hand and with power equipment
Remove and reuse existing gate at beginning of north shore trailhead
Remove and reuse logs and wood debris from lake shore
Rebuild protective wall along the north shore using recycled logs and existing H beams
Remove trash from north shore of lake
Cut, remove and re-secure ¾" cable along H beams.
Remove steel pilings used to secure log rafts along banks.
Reshape outfall ditch line in preparation for mechanical mowers
Remove corrugated 36" drainage pipe from north shore and recycle
Build a berm along the north property line in preparation for removing existing fence line
Locate, mark and record PPL and NNG utility easements
Complete a lot line adjustment
Coordinate and work with Linn County Work Crews removing brush from south settlement pond
Haul away woody debris from south settlement pond
Remove unusable gate controls from outfall structure
Requested and received donation of 4 used boat docks from Linn County Parks
Work with Northwest Steelheaders to repair salvaged boat docks
Build gangway (Northwest Steelheaders) install with 2 used docks for 1st fishing platform
Gravel in primitive boat ramp on north shore
Clear brush and remove danger trees from islands
Build 2400 foot land trail
Build access road to islands
Remove industrial debris from islands
Level and reseed largest island with donation grass screenings from Hayes Farms
Cultural Survey (Complete)
Wetland Delineation (In process)

Scheduled improvements for the next few months

Construction and placement of 8 interpretative signs (Lebanon High School)

Complete construction of 2400 feet of gravel land trail along the north shore

Non-native vegetation removal along the north bank

Planting 1800 native plants along the north bank

Student designed blog of Cheadle Lake Youth Legacy work

Student designed flyer of Cheadle Lake improvements

Student design, construction and installation of an historic 1/10th scale log raft

Installation of wood duck boxes

Numerous surveys with the help of ODFW.

- Native and non-native plant, land and aquatic plant survey
- Winter Waterfowl Survey
- Raptor Survey
- Establish photo point and develop a photo history
- Survey lake depth, bottom type, available logs, existing trees
- Survey water quality, temperature, dissolved oxygen
- Survey percentage of coverage of aquatic vegetation
- Survey lake productivity using plankton tows
- Survey existing fish populations
- Survey native and non-native turtles in the lake

Staff is currently developing grant applications for the 2009 round of funding. These grants will be for acquisitions, habitat restoration with youth involvement and for trail development along the north shore.

Partnerships to date include:

Albany Chapter of the Association of Northwest Steel-headers
Build Lebanon Trails (BLT)
Community Health Improvement Partnership
Community Services Consortium, Youth Built
Extreme Graphics
John Dinges Landscaping
KGAL/KSHO
Lebanon Community Foundation
Lebanon Community Hospital
Lebanon Optimist Club
Lebanon Police Department
Linn Benton Family Fly-fisher's
Linn County Work Crew
MykeWeb
Governors, Oregon 150 Committee
Oregon Department of Fish and Wildlife
Oregon Department of Forestry
Oregon Hunters Association
Oregon National Guard
Oregon State Parks
Polk Bass Busters
Previous property owners (Partial Land Donations)
National Parks Service, River and Trails and Conservation Assistance Program (RTCA)
Native Grounds Nursery
Numerous private citizens
South Santiam Watershed Council
The River Center
USDA Forest Service

Schools and Youth Groups:

- FFA, Future Farmers of America
 - Lebanon High School teachers and Students
 - Lebanon High School, students and teachers
 - Pioneer School teachers and students
 - Riverview School students and teachers
 - Santiam Wilderness Academy, students and teachers
 - Seven Oaks students and teachers
 - Seventh Day Adventist, students and mentors
 - Sweet Home High School, students and teachers
-

2008/09 Youth Legacy Grant

Revised 1/29/09		Month:								Task Status	Group assigned
Item #	Tasks	November	December	January	February	March	April	May	June		
1	Pre-planning	X								IP	All Partners
2	Fence Construction	X	X								Youth Build, Tony, City
3	Interpretative signage design	X	X	X						IP	City SWSC and K.C. Briggs USDA with Riverview Sch Students
4	Interpretative sign frame const.		X	X	X	X					SHHS for land trail, LHS for water trail
5	Locate sign locations (8)	on Map	X							IP	Project Partners, one historic sign on log raft, one historic sign at west trailhead by fishing platform, possibly one historic on raised concrete anchor on southside water trail
6	Students build pamphlet		X	X	X	X	X				SWA - CSC - SWSC
7	Remove invasive non-native plants	X	X	X	X						City and CSC students, Becky Lippmann's (LHS) students, Jake Bent-Rview, Jordon Ford-7-Oak, FFA Lindsey Whitcomb, SWA Jennifer Costelo, Al Miguelucci - Freshmen Students
8	Interpretative signage install						X	X			SHHS for land trail, LHS for water trail (City)
9	Student managed Blog	X									SWA
10	Design boardwalk for Phase II		X	X	X						SWA, SWSC, CSC
11	Design bridge for Phase II		X	X	X						LHS ???
12	Design 1/10th scale log raft		X								CSC Youth Build, Katie
13	Plan for placement location of wood duck Boxes	X									ODFW, City
14	Develop plan for Riparian planting area	X								IP	NPS?, SWSC, Brownsville Nurseryman
15	Install Wood Duck Boxes					X	Anytime			IP	Katie will organize, Riverview School Students
16	Monitor wood duck boxes (ODFW)							X	X		ODFW and Students
17	Plant riparian area	X	X	X	X	X	X	X	X		All Students and Partners, Rsell-Rview
18	Water plants in riparian areas	X	X	X	X	X	X	X	X		City or Volunteers
19	Build 1 1/10th scale log raft					X					Youth Build, Katie
20	Install 1 1/10th scale log raft						X				City and Youth Build
21	Survey native and non-native plants (ODFW)					X	X	X	X		ODFW and Becky Lippmann Students
22	Winter Waterfowl Survey (ODFW)		X	X							ODFW and Jim Blackwood/ SDA Youth
22	Raptor Survey			X							ODFW and Jennifer Costelo SWA Students
23	Establish/monitor photo points for habitat changes (ODFW)				X	X	X	X			ODFW and Becky Lippmann Students
24	Map lake depth, bottom type, available logs, trees (ODFW)	X	X	X	X	X	X	X			ODFW and Students
25	Monitor water quality, temp,dissolved oxygen (ODFW)					X	X	X	X		ODFW and Students of Chris St. Germaine LHS
26	Survey aquatic vegetation and percent of coverage (ODFW)					X	X	X	X		ODFW and Students
27	Survey lake productivity using plankton tows (ODFW)						X	X			ODFW and Students
28	Survey existing fish populations (ODFW)						X	X			ODFW and Jennifer Costelo SWA Students
29	Complete habitat enhancements (ODFW)					X	X	X	X		ODFW and Becky Lippmann Students
30	Survey native and non-native turtle use (ODFW)										ODFW and Emily Latimer students
31	Cast with a Cop (ODFW)							X			Lebanon Police Department
32	Water Trail 5100'						X				City
33	Gravel trail 2400'						X				All Students and Partners
34	Install Sesquicentennial Monument							X			All Students and Partners
35	Grand Opening Celebration							X	X		All Participants

IP = In process

C = completed

SWA = Santiam Wilderness Academy (Works on Tuesdays and Wednesdays starting in mid January)

SWSC = Santiam Watershed Council

CSC = Community Services Consortium

LHS = Lebanon High School

RVS = Riverview Elementary School

ODFW = Oregon Department of Fish and Wildlife

NPS = National Parks Service.

LPD = Lebanon Police Department

USDA = United State Department of Agriculture - Forest Service

SDA = Seventh Day Adventist Youth Group

City = City of Lebanon



Cheadle Lake Recreation Area

Meeting Notes

February 4, 2009

6:30 p.m. to 8:00 p.m.

Attendance: Dave Young, Willis Hill, Pam Hill, Dave Madarus, Maureen Madarus, Mary McCall, Warren Beeson, Bob Elliott, Robin Hoef, Mollie Kerins, Nancy Kirks, Sierra Engler, John Turner, Katie Stubblefield, Christine Davies, Greg Nervino, John Brown, Ronn Passmore, Allen Martin, Deb Fell-Carlson, Mark Swenson, Brian Carroll, Eric Hartstein, Josph Moody, Mike Vitkauskas, Shelly Garrett, and Michael Mattick

City Staff: Garry Black, Jim Ruef, Rod Sell, Shannon Muskopf and Jack Hemelstrand.

According to a head count last night of 34 there are 2 people missing from the above lists of attendees.

Day Use suggestion by Jim Ruef Dawn to Dusk: No other suggestions

Fishing Regulations suggestion by Jim Ruef to follow the fishing regulation for year round fishing: No other suggestions

Motorized/Non Motorized Boating:

1. Electric motors are the perfect solution with a 10 mph speed limit. He agrees this would benefit those with disabilities.
2. Second gentleman agreed with the first gentleman's statement.
3. Day to day speed limit is a good idea for electric motors as things [technology] can change.
4. Chamber feels that electric motors would help boost economy and open the lake to more people.
5. Rod Sell stated he had two contacts before the meeting one person stated non motorized so it would not disturb wildlife and the other was from the NW steelheaders who wrote a letter of support for electric motors.

Questions that were brought up:

1. What is going to be done with the Flume/Flooding?
2. Will we be getting rid of sludge?
3. Are there plans to change the configuration of the islands?



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Agenda Item 4



MEMORANDUM

Administration Department

To: Mayor and City Council

Date: February 5, 2009

From: John Hitt, City Manager *JHitt*

Subject: City Manager's Report

At the February 11 City Council meeting I will provide a brief, oral report on the following:

- FY 09/10 Budget Preparation
- Reuse of Police Department area
- Reuse of current Library
- Miscellaneous Matters