

REVISED AGENDA

CITY OF NEWBERG
CITY COUNCIL
AGENDA
TUESDAY, SEPTEMBER 8, 1987
7:30 P.M.
CITY COUNCIL CHAMBERS

- I. CALL MEETING TO ORDER
- II. ROLL CALL
- III. ACCEPTANCE OF COUNCILMAN PROBST'S RESIGNATION
 - 1. Presentation of Plaque of Appreciation to Quentin Probst.
 - 2. Break for Cake and Coffee.
- IV. PRESENTATIONS:
 - 1. Award presentation to Police Department for being the Best Dressed Police Department from the Police Uniforms Manufacturers Organization
- V. CONSENT CALENDAR:
 - 1. Approve minutes of regular Council meeting on August 3, 1987 and special Council meeting on August 18, 1987.
 - 2. Approve Financial Statements for July, 1987.
 - 3. Approve membership in Rotary for City Manager.
 - 4. Resolution adopting a new job description for the Assistant Finance Director/Computer Systems Manager.
 - 5. Resolution authorizing transfer of funds from General Fund Reserve for Contingency Account to General Fund Police Department to cover the cost of hiring a word processing clerk.
 - 6. Resolution awarding contract for the River Street Sewer Replacement Project.
- VI. APPOINTMENTS BY MAYOR:
 - 1. Appointment of Gerry Harthun to the Centennial Committee.
- VII. REQUESTS FROM FLOOR AND COMMUNICATIONS:
- VIII. PUBLIC HEARINGS:
 - 1. Public hearing on alley vacation located between Tax Lot No. 3220 CB-7900 and -8000 and bounded by Center, River, Eighth and Ninth Streets. June Wright, agent for Guston Estates is the applicant.
 - 2. Continued Public Hearing on Urban Growth Boundary.

CITY COUNCIL AGENDA
SEPTEMBER 8, 1987

IX. REPORTS FROM CITY MANAGER:

1. Report on Second Street traffic re-routing.

X. REPORTS FROM YAMHILL COUNTY COMMISSIONER.

XI. REPORT FROM CHAMBER OF COMMERCE REPRESENTATIVE.

XII. OLD BUSINESS:

1. Sidewalk Ordinance

XIII. NEW BUSINESS:

XIV. RESOLUTIONS:

1. Resolution adopting a new job description for the Assistant Finance Director/Computer Systems Manager. (Refer to Item V-4.)
2. Resolution authorizing transfer of funds from General Fund Reserve for Contingency Account to General Fund Police Department to cover the cost of hiring a word processing clerk. (Refer to Item V-5.)
3. Resolution awarding contract for the River Street Sewer Replacement Project. (Refer to Item V-6.)

XIV. ORDINANCES:

1. Ordinance vacating an alley located between Tax Lot No. 3220 CB-7900 and -8000 and bounded by Center, River, Eighth and Ninth Streets. (Refer to Item VIII-1.)

Monday, 7:30 p.m.

August 3, 1987

MINUTES OF A REGULAR MEETING
OF THE NEWBERG CITY COUNCIL

Council Chambers

Newberg, Oregon

The meeting was called to order by Mayor Elvern Hall.

Roll Call:

Present:	Roger Gano	Marily Rementeria
	Harold Grobey	Tommy Tucker
	Donna Proctor	Joe Young

Absent:	Alan Halstead	Quentin Probst
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Staff Present:	Elmer Christensen, Fire Chief
	Terry Mahr, City Attorney
	Clay Moorhead, Planning Director
	Bert Teitzel, Public Works Director
	Doreen Turpen, Librarian
	Jim Watson, City Manager

Others Present:	Senator Tony Meeker and approximately 30 Citizens
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Consent Calendar:

The Consent Calendar was as follows:

1. Approve minutes of regular Council meeting on July 6, 1987.
2. Proclamation in honor of Senator Tony Meeker.
3. Liquor license request of Sentry Market.
4. Resolution No. 87-1267 approving Non-Resident Library Card Fees.
5. Resolution No. 87-1268 approving an agreement with CCRLS/Chemeketa.
6. Resolution No. 87-1269 authorizing expenditure of \$1,500 for Communication Equipment Study.
7. Resolution No. 87-1270 approving contract on Street Overlay Project.
8. Resolution No. 87-1271 approving contract on Slurry Seal Coat Project.
9. Resolution No. 87-1272 extending contract with KCM.

Councilman Gano called the Council's attention to Item 4 on the Consent Calendar. He noted that the resolution had been changed from the one in their packets.

Councilman Grobey requested that Item 2 on the Consent Calendar be read.

Motion: Grobey-Gano to approve the Consent Calendar. Carried unanimously.

Terry Mahr read the proclamation honoring Senator Tony Meeker. Mayor Hall read and presented Senator Meeker with a plaque honoring him for his years of service to the citizens in Newberg and Yamhill County.

Senator Meeker thanked the Council and citizens of Yamhill County for their expression of appreciation.

Appointments by Mayor:

Motion: Gano-Grobey to accept the appointment of Donna McCain, Debbie Ratzloff, Clyde Goin and Barry Hubbell to the Centennial Committee. Carried unanimously.

Motion: Tucker-Young to accept the appointment of Quentin Probst as Council representative to YCAP. Carried unanimously.

Motion: Young-Grobey to accept the appointment of Roger Gano as Council representative to the Senior Center Committee. Carried unanimously.

Motion: Tucker-Gano to accept the reappointment of Gerry Harthun to the Library Board. Carried unanimously.

Doreen Turpen informed the Council that Gerry Harthun was present at the request of the Finance Committee and would be happy to answer any questions the Council might have. She further stated that Mr. Harthun was presently Chairman of the Library Board.

Councilman Grobey asked Mr. Harthun if he thought what the Council was doing in increasing the non-resident Library card rates was acceptable. Mr. Harthun asked the Council what justification they used in arriving at the new fee for the Library cards for non-residents. Councilman Grobey stated that the Council felt that non-residents had access to free use of the Library for one year through the grant. With the absence of grant fees in the current budget year, fees needed to be increased for non-residents to help cover the costs of providing service. However, it was felt that a smaller increase at this point would make a smoother transition for non-resident users in the future.

Requests From Floor and Communications:

1. Shirley Cooper, 1011 Sitka, stated she wanted to present a statement to the Council from Sitka Avenue residents regarding traffic problems on Sitka. A survey she had conducted in the area showed 98% of the Sitka Avenue residents were concerned about traffic problems on Sitka resulting from rezoning problems, high school traffic, excessive traffic, and speeding. Ms. Cooper informed the Council that residents in the area had previously appeared before the Traffic Safety Committee, the Planning Commission and the School Board. To date, no action has been taken on

the complaints. The statement is a plea for help from the Council asking for speed bumps, an alternate entrance to the High School, and that traffic problems be taken into consideration in future zoning permits and traffic control.

Councilman Gano asked Ms. Cooper to name the specific rezoning problems. Ms. Cooper named property on Haworth which was rezoned from residential to professional, property on Marie which was changed from single family to multi-family, property on Sitka which was rezoned commercial and the back-up of traffic from Villa Road.

Councilman Young stated that the key to the problem in this area is the westbound traffic entering Newberg on Villa Road. He further suggested that the School Board is considering closing campus this year which would reduce traffic during the day.

Councilman Tucker asked Ms. Cooper if more traffic is going to or coming from the school. Ms. Cooper stated that more traffic is coming from the school.

Councilman Young stated the crux of the problem could have been alleviated by proper construction of Elliott Road at the time the school was built.

Councilwoman Rementeria asked Ms. Cooper when this matter first went before the Traffic Safety Committee. Ms. Cooper said the matter came before the Traffic Safety Committee for the first time in February, 1987. She further stated that the situation has become worse in the last two years.

Councilman Gano asked Ms. Cooper what the Sitka Avenue residents recommended to correct the traffic problem. Ms. Cooper named the following as possible solutions:

1. By-pass of Highway 99W as a long-term goal.
2. High School entrance located on Douglas to Springbrook Road or using Deborah Road as an entrance due to commercial zoning of Deborah Road.
3. Speed Bumps.
4. Careful consideration of traffic problems in future rezoning.
5. Better traffic control in the area.

Councilman Grobey concurred that the By-pass of Highway 99W would solve a large part of the problems. He further stated that the City continues to have an inability to improve streets to handle increased traffic. LID's in the area have failed and there are very few other methods of financing of improvements available.

Councilman Grobey requested that Chief Bishop check into more traffic enforcement in this area.

Councilman Tucker asked Ms. Cooper if commercial use included the swimming pool and school buses. Ms. Cooper responded that the swimming pool traffic was no problem to residents.

Councilman Tucker asked Ms. Cooper if the alternate entrance to the High School had been brought before the School Board. Ms. Cooper said it had been. She stated that the School Board decided on the present entrance due to the easy turnaround available to the school buses.

Mayor Hall stated that the matter would be referred to the Traffic Safety Committee for an update to the Public Safety Committee and a recommendation from the Public Safety Committee to the Council at a future date.

Councilman Tucker asked whether a school bus is classified as a school bus or a truck. The Public Works Director stated that a school bus causes more damage than a truck but is classified as a bus, not a truck.

2. Jack Marontate, 12155 Honey Lane, owner and operator of Newberg Marine Center. Mr. Marontate stated he wanted to discuss with the Council landscape requirements as a part of his remodel project. He stated he wanted to request a variance from the 10 feet of landscaping required between the sidewalk and where the parking lot begins as this does not lend itself to retail sales.

The City Attorney called a point of order to the Mayor's attention. He stated that Mr. Marontate was requesting a variance to landscape requirements on commercial property and that there was an administrative procedure to be followed in obtaining a variance. Mayor Hall referred Mr. Marontate to the City Planner for information on how to properly file an application for a variance.

Public Hearings:

1. Public Hearing on Urban Growth Boundary.

Mayor Hall opened the public hearing and asked the City Manager to make his opening remarks regarding the public hearing. The City Manager stated that the purpose of the public hearing is to review the Urban Growth Boundary which is one element of the Comprehensive Plan. The City Manager stated he had received a letter from Smurfit Newsprint opposing any inclusion of Smurfit's property into the city limits. He introduced the letter into the record. The City Manager requested that the Council take introductory testimony, obtain further information from staff, and continue this matter for at least one month.

Mayor Hall introduced into the record a letter he had received from Roger Schaad and Sanda Schaad, 29410 N.E. Wilsonville Road, opposing any change in the UGB. The City Attorney read the letter.

Mayor Hall asked for proponents or opponents who wished to speak at this time.

Opponent, Craig Eagleson, 29455 Wilsonville Road, stated he had not been advised by CIAC of any action involving his property. He was notified and appeared before the Planning Commission in opposition to any change. Mr. Eagleson presented a petition signed by a majority of the residents in the proposed extension of the UGB and a letter in opposition from Mr. and Mrs. Peter Snow, 28815 N.E. Wilsonville Road.

Mayor Hall asked Mr. Eagleson if this list of signatures was previously presented to the Planning Commission. Mr. Eagleson stated it had not been presented to the Planning Commission.

Mr. Eagleson stated he objects to the total destruction of prime agricultural lands in favor of residential uses. He stated he felt there were many flaws which he will address in a written statement at a later date.

The City Manager asked the Planning Director to present a brief overview of the proposed change. The Planning Director called the Council's attention to an overall memorandum to the City Manager, an introduction, five pages of findings of fact supporting inclusion of the proposed Alternatives A, B and C, and maps of the three areas. All of these items were included in the Council packets.

The Planning Director stated that in almost all circumstances industrial areas are surrounded by other land uses so no expansion can occur. Smurfit's property is well-developed and abuts the City boundaries. Industrial zoning towards the landfill is proposed to be changed to Riverfront to allow for other uses. The Werth property is presently marketed as a single industrial site. There have been two recent zone changes in the area which involved Current Electronics and A.R.E. Machining.

The Planning Director pointed out the areas involved on a large map. He showed the exception areas, areas where only a portion of the property would be included in the UGB, truck routes, and sewerage service availability in the area.

Mr. Moorhead reported that the Planning Commission had held three public hearings on this matter. He further stated that as a result of the input at the hearings, the Planning Commission had decided to basically use property lines and Springbrook Creek as criteria in designating lands to be zoned industrial.

The Planning Commission's recommendation is to include Alternatives A, B, and C in the UGB. Inclusion of these properties will blend the areas together and allow for growth. Going through the review process will give the Council input into the overall future make-up of the community.

Staff recommends that the Council review the UGB amendments in the northern exception area, the Newberg/Dundee corridor area, that testimony be taken, a consensus be reached by the Council, and the matter be continued to a later date.

Mayor Hall asked for proponents or opponents who wished to speak at this time.

Opponent, Neal Coates, 1612 S. Sandoz, stated his property was located in Alternative C. He was concerned with the zone change to industrial. He asked several questions regarding tax status, farm deferral status, future annexation of the property and minimum lot size. The City Planner informed Mr. Coates that there would be no effect on the tax implications related to his property. He further stated that state law allows no annexation of property unless it is requested or part of a large group being annexed. He stated that the zoning and minimum lot size on the property would remain the same until the property is annexed.

Opponent, Sandra Mason, 816 S. Springbrook Road. Ms. Mason stated she has a small lot which is 80 feet by 145 feet. She is opposed to the zone change to industrial. Her property is currently in the UGB as Medium Density Residential. Several homes are located in this area. Ms. Mason feels her investment will be lost if the zoning is changed to industrial.

Opponent, Lawrence W. Anderson, 3700 E. Fernwood Road, stated his property is located at the northwest corner of Alternative A. His property is a ravine with a 20% slope. He stated he is opposed to zoning the property industrial because it will make his land useless.

Opponent, Dave Strait, 29400 S. E. Wilsonville Road, stated he felt the changes were inevitable, but he wanted to know what politics were involved in the Werth property. He also asked if there was any process available for reversing the actions taken by the Council. Mr. Strait further stated he opposes any changes to the UGB.

Mayor Hall gave a brief history of the Werth property. He stated that at the time the Werth property was annexed it was a good program as proposed. However, the investment company involved went bankrupt and there has been no further action on the property. The Mayor stated he is not aware of any process available to de-annex property from the City.

Mayor Hall closed the Public Hearing.

Motion: Tucker-Gano to continue the public hearing on the Urban Growth Boundary to September 8, 1987. Carried unanimously.

2. **Public Hearing on Street Classification and Bikeway Plan.**

Mayor Hall opened the public hearing and asked the City Manager to give an overview of the purpose of the hearing.

The City Manager stated that this matter had been discussed at the July 6, 1987 Council meeting and continued to this meeting.

The Public Works Director gave an overview of the street classification plan. He reported that the traffic counts the Council requested at their July meeting were not available for Villa Road and Springbrook Road. He stated that a traffic count was conducted in July. This traffic count does not take into account school traffic and should be adjusted accordingly.

The Public Works Director stated that Villa Road should be designated as a collector street at this point. When the UGB review is finished a comprehensive traffic study should be done for all roads in the system.

No proponents or opponents wished to be heard.

Motion: Gano-Rementeria to close the public hearing. Carried unanimously.

Motion: Gano-Grobey to read **Ordinance No. 2213** establishing a street classification plan by title only. Carried unanimously. The ordinance was then read by title only. Roll Call: Aye - 6, Gano, Grobey, Proctor, Rementeria, Tucker, Young; Nay - 0; Absent - 2, Halstead, Probst. The Mayor declared the ordinance passed.

Motion: Grobey-Gano to adopt **Resolution No. 87-1273** classifying certain streets within the City. Carried unanimously.

Reports from City Manager:

1. The City Manager reported he had researched the record and found no formal action on the part of the Council as to where the new post office should be located. He asked that the Council reach a clear consensus on whether to pursue attempting to have the new post office located in the downtown area as far east as South River Street. He stated he had received a letter from the Postal Service indicating a reluctant willingness to locate in the downtown area if suitable property could be found within the project's budget. The letter stated that financial considerations would be a deciding factor in the location.

Motion: Grobey-Gano that the City of Newberg go on record in favor of citing the new post office in the downtown area as designated by the City Manager. Carried unanimously.

2. The City Manager reported that the UGB includes exception lands in the County which are buildable parcels of 1 - 10 acres. Building is occurring in the County which could present future health hazards due to inadequate sewer and water systems, and excessive density. The County is considering rezoning of this property. This is a prime time to approach the County and ask them to stop development in the exception areas. It is also an opportunity to develop management agreements with the County. The City Manager recommended that the Council direct City representatives to go to the County and in a friendly manner to object to the rezoning by the County.

Motion: Gano-Tucker to give the City Manager the authority to represent the City in both issues, express concerns, and proceed on the management agreements. Carried unanimously.

The City Attorney explained two possible areas the management agreements could include. The first is to move our UGB and develop an urban area management agreement. The other area is an urban area of input boundary agreement which would extend the City's control.

The City Manager stated that at this point a dialog should be started on the exception lands and that LCDC will eventually become involved. The Planning Director stated that there is support in this area from both LCDC and 1000 Friends because the exception lands can be developed as one acre homesites.

Councilman Grobey stated that the City should use all appropriate planning tools to get the best possible handle on excessive growth in an area not presently serviced by the City.

Report from Yamhill County Commissioners:

County Commissioner Don Porter welcomed the new City Manager. Mr. Porter thanked the Council for their willingness to work with the County. He stated that the City's UGB establishment is very important to the County. He expressed a willingness to help the City accomplish it's goals and potentials for growth. He further stated the County is willing to work with the City to smooth the process and that advance planning is essential.

Mr. Porter thanked the Council for their expression of appreciation to Senator Meeker.

Report from Chamber of Commerce:

Art Kruger, member of the Economic Development Committee of the Chamber, showed a drawing of proposed entrance signs for the City of Newberg. He stated that he serves on a subcommittee of the Economic Development Committee that deals with attitude and community spirit. The sign proposed would be made of redwood with a rock base and pillars. He

stated the sign would be approximately 8 feet high and 12 feet long. The locations desired for placing the signs are on the north side of Highway 99W across from the Newberg Veterinary Clinic and at the intersection of Hancock and First Street. He stated that it is hoped the signs can be in place prior to the centennial celebration (Spring of 1989). Fund raising efforts will be directed towards citizens and businesses. Mr. Kruger stated the approximate cost of the signs will be \$4,500. and that the Chamber was before the Council tonight to make a request for some matching funds to help fund the project.

Councilman Gano expressed his support for entrance signs at the east and west entrances to the City. He also expressed a desire to have the signs placed in a landscaped, grassy area that would be well-maintained. He also wishes to see the signs lighted.

Councilman Tucker expressed his desire to see the signs lighted.

Councilman Grobey recommended that this matter be referred to the Public Works Committee, Traffic Safety Committee, and Finance Committee. The Council concurred with the recommendation.

Old Business:

Update of Contract with Roger Gano on Compost Marketing Plan and Equipment Purchase. Councilman Gano declared a conflict and stepped down and out of the room.

The City Manager asked the Public Works Director to give a brief history and what is proposed in the extension of the contract. The Public Works Director stated that 60 additional hours were needed to complete the Compost Marketing Plan and 105 additional hours were need to complete the purchase of equipment for the sewer treatment plant. The original contract expired on March 31, 1987. A resolution extending the contract from March 31, 1987 to July 31, 1987 needs to be approved. In addition, two new contracts need to be entered into to finish these projects.

Motion: Grobey-Tucker to adopt Resolution No. 87-1274 extending Roger Gano's original contact to July 31, 1987. Carried unanimously; Gano abstained.

Motion: Grobey-Tucker to adopt Resolution No. 87-1275 entering into contracts with Roger Gano for personal services to complete purchase of equipment and develop a compost marketing plan. Carried unanimously; Gano abstained.

Councilman Grobey stated that at the time the new contracts with Roger Gano expire the new Public Works Director and City Manager should be in a position to take over any additional work in these areas.

New Business:

Councilman Gano returned to the room.

1. Request of June Wright to vacate an alleyway Tax Lots 3220 CB-7900 and -8000.

Motion: Grobey-Proctor to initiate the process for vacation of an alley near Center Street at Eighth Street, Tax Lots 3220 CB-7900 and -8000. Carried unanimously.

2. Hospital Insurance coverage for Directors and Officers.

The City Manager explained that this was a late item added to the agenda. He asked the City Attorney to review the matter with the Council.

The City Attorney stated that the Hospital has been considering the costs they are incurring under their general liability insurance policy. These costs have been approximately \$200,000 per year. A self-insurance plan has been considered. Recent legislation has changed the tort limits from \$100,000 in any one instance and \$300,000 aggregate to \$200,000 and \$500,000. The Hospital has moved to go with a Health Futures Plan. This will provide the Hospital with \$1,000,000 coverage. The Hospital will join with another group of hospitals in pooling money to offset a \$25,000 per incident or claim deductible. It will result in a \$100,000 savings to the Hospital. This insurance plan will not have a comprehensive errors and omissions policy for the officers and directors. Under the current governmental tort act, the City as a governing body is obligated to defend, save harmless, and indemnify any of its officers, employees and agents, whether elected or appointed, against any tort claim or demand, groundless or otherwise, arising out of any alleged act or omission occurring in the performance of duty. The City Attorney asked the Council for clear authority that the City will defend and indemnify any officers, employees, and agents against claims as a result of errors and omissions within the limits allowable by the law. He stated that this would not include defending and indemnifying against malfeasance in office or willful or wanton neglect of duty. He further stated that the limits set by the state law are solidly fixed.

Motion: Gano-Young that the Council of the City of Newberg moves that the City shall defend and indemnify any officers, employees, and agents of Newberg Community Hospital in the same manner and to the same extent as Newberg City Councilmembers would be defended and indemnified while acting in their official capacity. Carried unanimously.

Ordinances:

Motion: Gano-Grobey to read by title only Ordinance No. 2214 declaring structures used for certain illegal conduct involving controlled substances, gambling and prostitution to be specified crime property and

allowing for their closure. The ordinance was then read by title only.
Roll Call: Aye - 6, Gano, Grobey, Proctor, Rementeria, Tucker, Young;
Nay - 0; Absent - 2, Halstead, Probst. The Mayor declared the ordinance passed.

Pat Haight, 500 S. River, questioned how much research the Council had put into the formulation of this ordinance. She feels this ordinance will only by-pass the real issues.

The Mayor informed Ms. Haight that the ordinance had been passed just prior to her asking to address the Council. He stated that this ordinance is just another tool being put in place for the Police Department to use in control of the problem. The Mayor stated that the Police Department has some very fine programs in place to deal with drug problems. The Mayor stated that the Public Safety Committee would be directed to discuss drug problems in Newberg.

Mayor Hall adjourned the Council into **Executive Session** at 10:20 p.m. pursuant to ORS 192.660(1)(h) regarding pending litigation. The Mayor excused all those who were not necessary to the discussion. The press representative was invited to remain.

Mayor Hall adjourned the Executive Session to **Regular Session** at 10:35 p.m.

Motion: Gano-Grobey to adjourn to August 18, 1987 at 7:30 p.m. at the Library. Carried unanimously.

Tuesday, 7:30 P.M.

August 18, 1987

AN ADJOURNED MEETING OF THE
CITY COUNCIL

Newberg Public Library

Newberg, Oregon

The meeting was called to order by Mayor Elvern Hall.

ROLL CALL:

Council

Present:	Roger Gano	Quentin Probst
	Harold Grobey	Donna Proctor
	Alan Halstead	Marily Rementería

Absent:	Tommy Tucker	Joe Young
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Staff Present:

Alan Barnes, Building Official
Terry Mahr, City Attorney
Becky Manning, Recording Secretary
Clay Moorhead, Planning Director

Others Present:

Approximately 27 citizens.

Mayor Hall called the public hearing on the Economic Improvement District open.

Proponent: Brad Berry, President of the Newberg Downtown Association, 501 E. First Street, spoke as a proponent of the Economic Improvement District. The figures that have been received show that there is sufficient opposition to the EID to kill the proposal. Mr. Berry stated that there is support of development of the downtown but the proposal which was before the property owners was not what they wanted. Many people worked on the project yet when two-thirds of the property owners need to be for the project and they are not the proposal can go no further.

Councilman Grobey asked Mr. Berry if more time was needed to convince those who are in opposition to change their minds. Mr. Berry stated that yes more time would be needed yet he did not know if enough people would change their minds. The State statute provides that if written objections are received which total more than 33% of the assessment then the EID must fail. The City Council at that point would have no ability to enact the EID.

The City Attorney read the statute and stated that the hearing procedure could not be continued according to the statute.

Councilman Tucker now present.

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Opponent: Jack Nulsen, 404 E. First Street, stated he was spokesman for those people who are in opposition of the EID. They feel that the proposal needs to go back to the drawing board and be redone. The property owners are not against development of the downtown nor are they against the NDA. People generally say no to anything that involves dollars and especially tax dollars. They would like to see an organized, concrete plan. They would like to see the Council and City handle the funds to make the improvements to downtown. The problems downtown need to be solved and these problems include the need for more parking facilities and rerouting of traffic. He suggested that the City buy the vacant lots downtown and turn them into parking facilities. There is a need to work together to solve the problems.

Councilor Rementeria asked Mr. Nulsen if he felt that the NDA can continue without a NDA Manager. He stated yes, with the combined efforts of those in the downtown area things can get done. People can find time when they want to get something done.

Councilor Gano asked Mr. Nulsen who will take over the project. Mr. Nulsen stated that either himself or the NDA will take over the project. It is an important issue which must not be dropped.

Proponent: Janet Ker, 311 Mountainview Court, Director of the Chamber of Commerce. Thanked all those people who have worked so hard on this project. She felt it was the beginning of the end when redevelopment was defeated last year. She felt that tax increment financing is a good way to solve the development problems in a downtown area. Problems always come with large price tags and someone has to foot the bill one way or another. Short term solutions will not make the problems go away and donations will not fix them. She stated that people need to wake up because if the problems are not solved now things will be ten times worse later. The proposed plan needs to be looked at again and find a way to implement the plan in the manner which people can accept. She noted that if the downtown deteriorates then everything else goes too. She cited the situation in Seaside where they used tax increment financing to improve their downtown and how well that has been accepted and worked for them. She feels that a partnership needs to be formed between the Chamber of Commerce and the City to find out what exactly needs to be done and what the price of the project will be. Any committee which takes on this project need not give up but go at it in a different way.

Councilor Grobey agreed with Ms. Ker's statements and suggested that a task force be formed to look into the project. He agrees that tax increment financing is the way to go and that it should be put before the voters. He also volunteered to be on a committee that will work on this project.

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Councilor Tucker agreed with Mr. Grobey and stated that the task force should contact the affected property owners and find out the impact of the project on each person. Everyone should be working toward a common goal and try to figure out a solution without public money.

Planning Director Clay Moorhead stated that written objections had been received from the property owners which totaled 38.91% of the total amount of the assessment. This is more than needed to terminate the project. [Written objections had been received by the City from property owners totaling 45.78% of the total amount of the assessment. At the hearing written withdrawals of such objections were received from property owners which totaled 6.87% of the total objections. This left written objections from property owners totaling 38.91% of the total assessment. The statute indicates that if the City receives written objections from property owners which totals more than 33% of the total assessment then the EID must be terminated. Attached to these minutes are the original written objections along with the written withdrawal of objections.]

Motion: Grobey-Halstead to accept the submitted objections. Carried unanimously.

With the submission of these objections the Economic Improvement District is terminated.

Public hearing closed.

Jack Nulsen asked if anything has been done regarding the rerouting of traffic onto Second Street.

City Manager Watson stated that he has instructed the engineering staff to look into the rerouting of traffic. They are working on a proposal to present to the Council than to the State Highway Department involving Second Street.

Old Business:

Ordinances:

Motion: Halstead-Grobey to read Ordinance No. 2215 amending Ordinance No. 1740 adopting the State Uniform Building Code by title only. Carried unanimously. The ordinance was then read by title only. Roll Call: Aye - 7, Gano, Grobey, Halstead, Probst, Proctor, Rementeria, Tucker. Nay - 0. Absent - 1, Young. The Mayor declared the ordinance passed.

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City Council Minutes
August 18, 1987

Report on National League of Cities Conference:

City Manager Watson reported that the Finance Committee had stated some concern regarding the number of Council representatives who should go to the conference which will be held in Las Vegas in December. They would like to see only a minority group go from the City. Mayor Hall and Councilman Tucker are members of National League Committees and should go to the conference.

The Councilors discussed the benefits of the conference which they all agreed is very educational and beneficial to those who attend. It was brought up that the perception of the citizens of Newberg about the City spending money to send a majority of the Council to such a conference should be considered.

After going over all of the pros and cons of attending the conference it was decided that the City would send those members of the Council that signed up and wished to attend.

Report on Riverfront Committee:

The City Manager reported that the Riverfront Committee needed to schedule a meeting in the near future to establish the goals and ideas to be presented to the County Commissioners. A meeting time of 7:30 p.m. Thursday, September 3rd at the Library was decided upon.

Councilor Halstead requested that the Sidewalk Ordinance be reviewed and discussed at the regular September Council meeting.

Mayor Hall adjourned the Council into **Executive Session** at 8:30 p.m. pursuant to ORS 192.660(1)(a) relating to personnel. The Mayor excused all those who were not necessary to the discussion.

Mayor Hall adjourned the Executive Session to **Regular Session** at 9:35 p.m.

Motion: Grobey-Gano to adjourn. Carried unanimously.

3c Zone

<u>Tax Lot</u>	<u>Owner</u>	<u>3cprop/sq.ft.</u>
19AA-5200	Francis Ent.	\$ 154.50
19AA-10500	Francis Ent.	124.08
19AB-9600	Francis Ent.	154.50
19AA-10600	Tilden, H & R	78.00
19AA-6400	Hurford, R	216.30
19AA-8100	Bartolotti, S & E	64.80
19AA-6200	Baxter, G & O	247.20
19AA-7900	Hopp, R & B	56.70
19AA-10000	Baker, R & F	84.24
19AA-5700	Mills, M & D	275.01
19AA-4100	Allen Boyce Instruments	154.50
19AA-5100	Manka, F & M	77.25
19AA-6800	Barker, R & C	330.00
19AB-7200	Clements, J & J	154.50
19AA-10900	Gowin, G & E	170.73
19AB-7100	Wilson, G & W	61.80
19AB-10400	Flatters, A & W	98.88
19AB-6001	Sause, L	227.25
19AB-8200	Heinzel, R & J	154.50
19AB-6500	Rutschman, J & J	67.98
19AB-6000	Gahan, R & A	139.50
19AB-6400	Heinzel, R & J	77.25
19AA-7100	Pilkenton, R & D	97.20
19AA-7200	Pilkenton, R & D	190.44
19AA-8600	Pilkenton, R & D	118.80
19AA-700 (1/2)	Pilkenton, R & D	345.00
19AA-5000	Chamberlin, H & C	154.50
19AA-5600	Cain, J & D	135.96
19AA-8300	Pyke, N	93.15
19AB-9500	Fisher, G & A	126.69
19AA-7800	Ochsner, F & G	197.40
19AB-8300	Nulsen, J & P	77.25
19AB-10500	Bauer, D & W	80.34
19AB-10600	Bauer, D & W	468.60
19AB-10700	Bauer, D & W	306.90

Total

\$5,561.70

2c Zone

19AB-1800	Hatfield & Fawcett	226.00
19AB-3200	Snyder, B	105.10
19AB-11400	Snyder, B	33.48
19AB-3000	Snyder, V & B	55.80
19AB-5400	Snyder, V & B	279.00
19AB-5500	Snyder, V & B	55.80
19AB-11300	Snyder, V & B	74.40
19AA-9300	Robbins, M & L	83.10
19AA-11600	Robbins, M & L	116.28
19AA-700	Columbia Excavating	187.50
19AB-5700	Moore, A	111.60
19AB-5800	Pantera Corp.	111.60
19AA-11000	Gowen, G & E	218.20
19AA-7000 (1/2)	Pilkenton, R & D	230.00
20BB-1500	Yamada, R & K	124.70
20BB-1600	Yamada, R	233.92
19AB-2300	Day, D & L	269.70
19AB-2500	Day, D & L	102.30
19AB-2600	Day, D & L	74.40
19AB-2900	Day, D & L	130.20
20BB-3100	Pilkenton, R & D	240.00
19BD-200	Lehmann, M & M	300.00
19AA-2200	Cain, J & D	202.80
19AA-2300	Cain, J & D	120.00
19AA-2400	Cain, J & D	120.00
19AB-11700	Cain, J & D	105.10
19AB-17400	Schoen, V	207.92
19AB-11400	Riley Studio	51.00
19AB-2800	Gombos, J & T	182.28
19AA-14600	Ochsner, F & G	236.88
19AA-9290	Gillingham, P	100.00
19AB-3400	Bernard, G & A	120.00
19AA-500	Hepner, E & E	120.00
19AA-7500	Herring, F & M	101.52
19AB-9200	Hanson, L & V	113.00
19AB-9000	Buckley's Lockers Inc.	226.00
19AA-6900	Veatch, C & M	240.00
19AA-1300	Ellis, D & J	142.50
19AB-5200	Piscitelle, P	210.18
19AB-5300	Piscitelle, P	210.18
19AB-3300	Boucher, T	105.10
3219AB-11500	Houser, A	59.52
3219AB-11600	Houser, A	105.10
3219AB-11800	Houser, A	210.18
3219AB-9900	Bauer, D & P	512.56

Total

\$7,164.90

Total Assessment . \$27,799.85

Objecting (7-8-87)	\$ 4,827.33
Objecting (7-23-87)	\$ 4,490.34
Objecting (8-6-87)	\$ 1,665.73
Objecting (8-12-87)	\$ 374.80
Objecting (8-17-87)	\$ 1,368.40

Total Objecting \$ 12,726.60

45.78% OF THE TOTAL ASSESSMENT
HAVE OBJECTED TO DATE - 8/17/87

CITY OF NEWBERG
STATEMENT OF REVENUES
COMMENT SHEET
JULY 1987

GENERAL FUND:

Consistent with the prior year, the City does not receive any large revenues during July. One area of interest is that traffic fines are at \$7,875, this is 15% of the total amount budgeted for the year. This amount is also \$1,600 greater than traffic fines assessed during July of 1986. Most of this is attributable to increased enforcement by the Police Department.

STATE TAX STREET FUND:

As you can see, the state tax street fund has received very little revenue in July, this is consistent with the prior year.

SANITARY SEWER FUND:

The major revenue item for the sewer fund is user fees in the amount of \$65,000. This amount is reasonable based on the rate increases and the current users on the system.

WATER FUND:

Due to the rate increase and the higher than normal water usage, users fees are up by approximately \$25,000 over the prior year. However, the billings are only \$11,000 over my initial projections which were used during the budget process.

SUMMARY:

I will be getting back to the Finance Committee over the next several months regarding water and sewer rates and the user fees that are being generated. I will be specifically looking at actual revenues compared to the budgeted revenues.

GENERAL LEDGER
CITY OF NEWBERG

REVENUE ANALYSIS
AS OF 07/31/87

08/21/87

FUND	DEPT	ACCOUNT	DESCRIPTION	BUDGETED REVENUE	CURR. MO REVENUE	YTD REVENUE	UNCOLLECTED BALANCE	PERCENT RECEIVED
001			GENERAL FUND					
001	000	300.000	BEG F/B-NET WRKG CAPITOL	324,155.00	0.00	0.00	324,155.00	0.000
001	000	310.000	CURRENT YEAR TAXES	1237,658.00	0.00	0.00	1237,658.00	0.000
001	000	311.000	PRIOR YEAR TAXES	155,471.00	0.00	0.00	155,471.00	0.000
001	000	321.001	FRANCHISES	297,000.00	0.00	0.00	297,000.00	0.000
001	000	321.002	AMUSEMENT MACHINES	500.00	0.00	0.00	500.00	0.000
001	000	321.003	HOTEL/MOTEL TAXES	2,500.00	0.00	0.00	2,500.00	0.000
001	000	321.004	OTHER BUS. & LIQUOR TAX	1,000.00	35.00	35.00	965.00	3.500
001	000	322.001	BUILDING PERMITS	30,000.00	3,431.67	3,431.67	26,568.33	11.440
001	000	322.002	PLBG/MECHANICAL PERMITS	5,000.00	1,677.66	1,677.66	3,322.34	33.550
001	000	322.003	STREET/CURB PERMITS	500.00	40.00	40.00	460.00	8.000
001	000	322.004	OCCUPANCY PERMITS	500.00	60.00	60.00	440.00	12.000
001	000	322.005	MOBILE HOME PLACEMENT	500.00	0.00	0.00	500.00	0.000
001	000	322.008	MISC LIC/PERMITS	50.00	2.00	2.00	48.00	4.000
001	000	334.003	LIBRARY GRANTS	1,000.00	0.00	0.00	1,000.00	0.000
001	000	334.005	PLANNING GRANT	6,000.00	0.00	0.00	6,000.00	0.000
001	000	335.003	STATE LIQUOR TAX	74,000.00	0.00	0.00	74,000.00	0.000
001	000	335.004	STATE CIGARETTE TAX	45,000.00	0.00	0.00	45,000.00	0.000
001	000	336.002	CHEM. PARK & REC LEASE	865.00	0.00	0.00	865.00	0.000
001	000	336.003	DUNDEE COMMUNICATIONS	6,340.00	3,170.00	3,170.00	3,170.00	50.000
001	000	336.005	LEGAL - HOSPITAL	2,400.00	200.00	200.00	2,200.00	8.330
001	000	336.006	PRISONER REIMBURSEMENT	2,650.00	0.00	0.00	2,650.00	0.000
001	000	338.001	REIMBURSED COSTS-LIBRARY	0.00	1.77	1.77	-1.77	***.***
001	000	338.002	REIMBURSED-CABLE ACCESS	5,000.00	0.00	0.00	5,000.00	0.000
001	000	338.004	REIMBURSED TOWING COSTS	100.00	0.00	0.00	100.00	0.000
001	000	341.002	MISCELLANEOUS SALES	500.00	140.25	140.25	359.75	28.050
001	000	341.003	PLANNING/SUBDIVISION FEES	3,000.00	580.40	580.40	2,419.60	19.350
001	000	341.019	GAS & GARAGE/HOSPITAL	0.00	183.00	183.00	-183.00	***.***
001	000	342.001	DOG CONTROL REVENUE	2,800.00	333.00	333.00	2,467.00	11.890
001	000	342.002	FIRE PROTECTION CONTRACT	134,719.00	0.00	0.00	134,719.00	0.000
001	000	342.004	ENGINEERING FEES	500.00	650.08	650.08	-150.08	130.020
001	000	342.006	CENTRAL SERVICES	231,971.00	19,331.10	19,331.10	212,639.90	8.330
001	000	342.007	POLICE PROT/CAT CONTROL	50.00	0.00	0.00	50.00	0.000
001	000	346.001	LIBRARY RECEIPTS	2,800.00	280.00	280.00	2,520.00	10.000
001	000	351.000	TRAFFIC FINES	50,000.00	7,875.24	7,875.24	42,124.76	15.750
001	000	351.003	PARKING FINES	800.00	60.00	60.00	740.00	7.500
001	000	360.000	MISCELLANEOUS REVENUES	5,000.00	115.70	115.70	4,884.30	2.310
001	000	361.000	INTEREST EARNED	15,000.00	137.89	137.89	14,862.11	0.920
001	000	364.000	SALE OF ASSETS	200.00	50.00	50.00	150.00	25.000
001	000	367.000	CONTRIB.-SPEC. & PRIVATE	50.00	0.00	0.00	50.00	0.000
001	000	377.000	VICTIM ASSISTANCE PROGRAM	500.00	0.00	0.00	500.00	0.000
001	000	390.010	TRANSFER FROM FED REV SHR	100,000.00	0.00	0.00	100,000.00	0.000
001	000	390.013	TRANSFER FROM 911 EMERG	42,000.00	0.00	0.00	42,000.00	0.000
001	000	390.015	TRANSFER FROM LIB GRANT	1,430.00	0.00	0.00	1,430.00	0.000
001	000	390.016	TRANSFER FROM ST REV SHRG	165,000.00	0.00	0.00	165,000.00	0.000
001	000	390.036	TRANS FROM STP BLDG FUND	10,000.00	0.00	0.00	10,000.00	0.000
			FUND TOTAL	2964,509.00	38,354.76	38,354.76	2926,154.24	1.290
002			STATE TAX STREET FUND					
002	000	300.001	BEG F/B-STREET	386,360.00	0.00	0.00	386,360.00	0.000

GENERAL LEDGER
CITY OF NEWBERG

REVENUE ANALYSIS
AS OF 07/31/87

08/21/87

FUND	DEPT	ACCOUNT	DESCRIPTION	BUDGETED REVENUE	CURR. MO. REVENUE	YTD REVENUE	UNCOLLECTED BALANCE	PERCENT RECEIVED
002	000	335.000	GAS TAXES	264,000.00	0.00	0.00	264,000.00	0.000
002	000	338.000	REIMBURSED COSTS	1,500.00	188.61	188.61	1,311.39	12.570
002	000	349.002	TRAFFIC CONTROL FEES	700.00	0.00	0.00	700.00	0.000
002	000	360.000	MISCELLANEOUS INCOME	2,000.00	-25.00	-25.00	2,025.00	-1.250
002	000	361.000	INTEREST EARNED	10,000.00	0.00	0.00	10,000.00	0.000
			FUND TOTAL	664,560.00 *	163.61 *	163.61 *	664,396.39 *	0.020 *
004			CAPITAL IMPROVEMENT FUND					
004	000	300.002	BEG F/B-FIRE	7,519.00	0.00	0.00	7,519.00	0.000
004	000	300.004	BEG F/B-OFFICE EQUIP	2,506.00	0.00	0.00	2,506.00	0.000
004	000	300.005	BEG F/B-PW BUILDING	1,545.00	0.00	0.00	1,545.00	0.000
004	000	300.006	BEG F/B-PW EQUIPMENT	13,493.00	0.00	0.00	13,493.00	0.000
004	000	361.000	INTEREST EARNED	4,937.00	0.00	0.00	4,937.00	0.000
			FUND TOTAL	30,000.00 *	0.00 *	0.00 *	30,000.00 *	0.000 *
006			SANITARY SEWER FUND					
006	000	300.000	BEG F/B-NET WRKG CAPITAL	287,335.00	0.00	0.00	287,335.00	0.000
006	000	338.000	REIMBURSED COSTS	1,200.00	50.00	50.00	1,150.00	4.170
006	000	348.001	USER FEES	1050,000.00	65,142.35	65,142.35	984,857.65	6.200
006	000	349.002	CONNECTION CHARGES	5,000.00	0.00	0.00	5,000.00	0.000
006	000	360.000	MISCELLANEOUS	100.00	0.00	0.00	100.00	0.000
006	000	361.000	INTEREST-INVESTMENTS	20,000.00	0.00	0.00	20,000.00	0.000
006	000	361.001	INTEREST-RECEIVABLES	2,000.00	6.37	6.37	1,993.63	0.320
006	000	364.000	SALE OF ASSETS	50,000.00	0.00	0.00	50,000.00	0.000
006	000	390.036	TRANS FROM STP BLDG FORCE	15,000.00	0.00	0.00	15,000.00	0.000
			FUND TOTAL	1430,635.00 *	65,198.72 *	65,198.72 *	1365,436.28 *	4.560 *
007			WATER FUND					
007	000	300.000	BEG F/B-NET WRKG CAPITAL	193,381.00	0.00	0.00	193,381.00	0.000
007	000	338.000	REIMBURSED COSTS	1,200.00	1,235.40	1,235.40	-35.40	102.950
007	000	348.001	USER FEES	760,000.00	70,679.75	70,679.75	689,320.25	9.300
007	000	349.002	CONNECTION CHARGES	5,000.00	-191.17	-191.17	5,191.17	-3.820
007	000	360.000	MISCELLANEOUS RECEIPTS	1,500.00	792.62	792.62	707.38	52.840
007	000	361.000	INTEREST-INVESTMENTS	30,000.00	0.00	0.00	30,000.00	0.000
007	000	361.001	INTEREST-RECEIVABLES	50.00	0.00	0.00	50.00	0.000
			FUND TOTAL	991,131.00 *	72,516.60 *	72,516.60 *	918,614.40 *	7.320 *
008			BAIL FUND					
008	000	351.000	BAIL RECEIPTS	0.00	3,207.00	3,207.00	-3,207.00	*** **
008	000	375.000	DIVERSION REVENUES	0.00	924.00	924.00	-924.00	*** **
008	000	376.000	ALCOHOL EVALUATION ASSESS	0.00	383.00	383.00	-383.00	*** **
008	000	377.000	VICTIM ASSISTANCE	0.00	472.00	472.00	-472.00	*** **
008	000	378.000	DWS ASSESSMENT	0.00	10.00	10.00	-10.00	*** **
			FUND TOTAL	0.00 *	4,996.00 *	4,996.00 *	-4,996.00 *	*** ** *
009			DEBT SERVICE FUND					
009	000	300.000	BEG F/B-NET WRKG CAPITAL	1343,634.00	0.00	0.00	1343,634.00	0.000
009	000	310.000	CURRENT YEAR TAXES	401,498.00	0.00	0.00	401,498.00	0.000
009	000	311.000	PRIOR YEAR TAXES	83,000.00	0.00	0.00	83,000.00	0.000

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
COMMENT SHEET
JULY 1987

GENERAL FUND:

As you can see, there are only a couple departments which exceeded the 8.33%. The general government department materials, services and supplies account is at 15.75% of the year's budget at this point in time. The reason for this is that most of our dues are payable in July and August. As an example, we paid the League of Oregon Cities, the National League of Cities, the Chamber of Commerce and Cascade Employers Association which amounted to \$9,317 in July. We have also incurred approximately \$3,000 of our audit fees to date.

The building department has also exceeded the 8.33%. The reason for this is capital outlay expenditures and payments for conferences which the building inspector is attending.

The library department is also above the 8.33% at this time. This is mostly attributable to purchase of magazine subscriptions which expire around this time of year and new subscriptions are purchased.

The general fund is at 8% of its budget at this time.

STATE TAX STREET FUND:

Personal services in the street fund are at 10% of budget at this time due to the crack sealing project which is underway at this time.

The overall budget is at 2.1% at this time.

SANITARY SEWER FUND:

All departments in the sewer fund are under the 8.33% at this time. The total fund is at 4.6% of budgeted expenditures.

WATER FUND:

The water fund has two departments which have exceeded the 8.33% at this time. These are: the plant maintenance department and source of supply department.

The plant maintenance department is over budget due to the capital outlay expenditures which are at 83.33%. This is not unusual as the capital outlay items are generally purchased at the beginning of the year.

Statement of Expenditures
Comment Sheet

The source of supply department is over budget due to an exceptionally high electricity bill in July. This July's bill was almost \$900 greater than the prior year's. This is due to the excessive pumping to meet the high water demand over the last month.

SUMMARY:

The overall budget looks good at this point in time based on comparing actual expenditures to budgeted expenditures. The key numbers which I will be bringing to you, as soon as they are available, are the carry over balances for fiscal year 86-87.

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
BUDGET AND ACTUAL
PERIOD ENDING 07/31/87

PERCENTAGE COMPARISON

8.33%

	MO TO DATE * EXPENDITURES *	YR TO DATE *	BUDGET AMOUNT	ACTUAL AS AS % OF BUDGET	UNUSED BUDGET
GENERAL FUND					
NONDEPARTMENTAL					
MATL. SERV. SUPPLIES	5,897	7,097	184,111	3.85	177,014
TOTAL	5,897*	7,097*	184,111*	3.85*	177,014*
GENERAL GOVERNMENT					
PERSONAL SERVICES	70	70	2,500	2.80	2,430
MATL. SERV. SUPPLIES	11,835	11,860	75,322	15.75	63,462
CAPITAL OUTLAY	0	0	1,500	0.00	1,500
TOTAL	11,905*	11,930*	79,322*	15.04*	67,392*
RECORDER					
PERSONAL SERVICES	98	98	1,080	9.07	982
MATL. SERV. SUPPLIES	70	70	2,650	2.64	2,580
CAPITAL OUTLAY	0	0	170	0.00	170
TOTAL	167*	167*	3,900*	4.28*	3,733*
COURT					
PERSONAL SERVICES	2,873	2,873	34,489	8.33	31,616
MATL. SERV. SUPPLIES	338	343	7,450	4.60	7,107
TOTAL	3,211*	3,217*	41,939*	7.67*	38,722*
ADMINISTRATION					
PERSONAL SERVICES	3,065	3,065	45,458	6.74	42,393
MATL. SERV. SUPPLIES	339	386	8,410	4.59	8,024
CAPITAL OUTLAY	0	382	1,000	38.20	618
TOTAL	3,404*	3,833*	54,868*	6.99*	51,035*
FINANCE					
PERSONAL SERVICES	6,708	6,708	83,471	8.04	76,763
MATL. SERV. SUPPLIES	402	466	8,250	5.65	7,784
CAPITAL OUTLAY	80	80	400	20.00	320
TOTAL	7,190*	7,254*	92,121*	7.87*	84,867*
LEGAL					
PERSONAL SERVICES	6,296	6,296	77,339	8.14	71,043
MATL. SERV. SUPPLIES	712	718	9,245	7.77	8,527
CAPITAL OUTLAY	0	0	500	0.00	500
TOTAL	7,008*	7,014*	87,084*	8.05*	80,070*
PLANNING					
PERSONAL SERVICES	8,105	8,105	99,953	8.11	91,848
MATL. SERV. SUPPLIES	609	615	10,400	5.91	9,785
CAPITAL OUTLAY	0	0	750	0.00	750
TOTAL	8,715*	8,720*	111,103*	7.85*	102,383*
POLICE					

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
BUDGET AND ACTUAL
PERIOD ENDING 07/31/87

PERCENTAGE COMPARISON

8.33%

	MO TO DATE * EXPENDITURES *	YR TO DATE *	BUDGET AMOUNT	ACTUAL AS AS % OF BUDGET	UNUSED BUDGET
GENERAL FUND					
PERSONAL SERVICES	80,083	80,083	941,317	8.51	861,234
MATL. SERV. SUPPLIES	12,180	12,506	88,561	14.12	76,055
CAPITAL OUTLAY	0	0	30,600	0.00	30,600
TOTAL	92,262*	92,588*	1060,478*	8.73*	967,890*
FIRE					
PERSONAL SERVICES	19,578	19,578	234,931	8.33	215,353
MATL. SERV. SUPPLIES	2,704	3,054	54,810	5.57	51,756
CAPITAL OUTLAY	390	400	2,750	14.55	2,350
TOTAL	22,673*	23,033*	292,491*	7.87*	269,458*
BUILDING					
PERSONAL SERVICES	6,166	6,166	62,829	9.81	56,663
MATL. SERV. SUPPLIES	1,109	1,109	4,250	26.09	3,141
CAPITAL OUTLAY	0	195	830	23.49	635
TOTAL	7,275*	7,470*	67,909*	11.00*	60,439*
ENGINEERING					
PERSONAL SERVICES	2,848	2,848	32,476	8.77	29,628
MATL. SERV. SUPPLIES	378	382	9,000	4.24	8,618
CAPITAL OUTLAY	0	0	4,551	0.00	4,551
TOTAL	3,226*	3,230*	46,027*	7.02*	42,797*
CITY BUILDING					
MATL. SERV. SUPPLIES	825	1,061	62,950	1.69	61,889
TOTAL	825*	1,061*	62,950*	1.69*	61,889*
STREET LIGHTING					
MATL. SERV. SUPPLIES	7,071	7,071	85,000	8.32	77,929
CAPITAL OUTLAY	0	0	5,000	0.00	5,000
TOTAL	7,071*	7,071*	90,000*	7.86*	82,929*
CITY GARAGE					
PERSONAL SERVICES	4,894	4,894	57,614	8.49	52,720
MATL. SERV. SUPPLIES	128	128	4,000	3.20	3,872
CAPITAL OUTLAY	0	0	650	0.00	650
TOTAL	5,022*	5,022*	62,264*	8.07*	57,242*
LIBRARY					
PERSONAL SERVICES	12,145	12,145	141,484	8.58	129,339
MATL. SERV. SUPPLIES	3,014	7,411	74,160	9.99	66,749
TOTAL	15,159*	19,556*	215,644*	9.07*	196,088*
SOCIAL SERVICES					
MATL. SERV. SUPPLIES	2,859	2,859	35,804	7.99	32,945
TOTAL	2,859*	2,859*	35,804*	7.99*	32,945*

TRANSFERS

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
BUDGET AND ACTUAL
PERIOD ENDING 07/31/87

PERCENTAGE COMPARISON 8.33%

	MO TO DATE * EXPENDITURES *	YR TO DATE	BUDGET AMOUNT	ACTUAL AS % OF BUDGET	UNUSED BUDGET
GENERAL FUND					
TRANSFERS	0	0	48,300	0.00	48,300
TOTAL	0*	0*	48,300*	0.00*	48,300*
RESERVE FOR CONTINGENCIES					
RESERVES	0	0	328,194	0.00	328,194
TOTAL	0*	0*	328,194*	0.00*	328,194*
FUND TOTAL	203,869	211,120	2964,509	7.12	2753,389

Total Fund

8%

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
BUDGET AND ACTUAL
PERIOD ENDING 07/31/87

PERCENTAGE COMPARISON 8.33%

	MO TO DATE * EXPENDITURES *	YR TO DATE	BUDGET AMOUNT	ACTUAL AS AS % OF BUDGET	UNUSED BUDGET
STATE TAX STREET FUND					
STREET MAINTENANCE					
PERSONAL SERVICES	10,841	10,841	108,450	10.00	97,609
MATL. SERV.SUPPLIES	2,138	2,911	58,273	5.00	55,362
CAPITAL OUTLAY	0	0	460,028	0.00	460,028
TOTAL	12,980*	13,752*	626,751*	2.19*	612,999*
TRANSFERS OUT					
TRANSFERS	0	0	25,919	0.00	25,919
TOTAL	0*	0*	25,919*	0.00*	25,919*
RESERVES					
TOTAL	0	0	11,890	0.00	11,890
	0*	0*	11,890*	0.00*	11,890*
FUND TOTAL	12,980	13,752	664,560	2.07	650,808

Total Fund

2.1%

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
BUDGET AND ACTUAL
PERIOD ENDING 07/31/87

PERCENTAGE COMPARISON 8.33%

	MO TO DATE * EXPENDITURES *	YR TO DATE *	BUDGET AMOUNT	ACTUAL AS % OF BUDGET	UNUSED BUDGET
SANITARY SEWER FUND					
ADMINISTRATION					
PERSONAL SERVICES	9,949	9,949	129,202	7.70	119,253
MATL, SERV, SUPPLIES	9,939	10,194	160,769	6.34	150,575
CAPITAL OUTLAY	0	875	4,381	19.97	3,506
TOTAL	19,888*	21,018*	294,352*	7.14*	273,334*
PLANT MAINTENANCE					
PERSONAL SERVICES	15,262	15,262	184,868	8.26	169,606
MATL, SERV, SUPPLIES	9,258	11,610	309,280	3.75	297,670
CAPITAL OUTLAY	0	0	1,500	0.00	1,500
TOTAL	24,520*	26,872*	495,648*	5.42*	468,776*
COLLECTION					
PERSONAL SERVICES	5,143	5,143	78,516	6.55	73,373
MATL, SERV, SUPPLIES	466	466	17,640	2.64	17,174
CAPITAL OUTLAY	0	0	1,800	0.00	1,800
TOTAL	5,609*	5,609*	97,956*	5.73*	92,347*
TRANSFERS OUT					
TRANSFERS	0	0	277,761	0.00	277,761
TOTAL	0*	0*	277,761*	0.00*	277,761*
RESERVES					
RESERVES	0	0	264,918	0.00	264,918
TOTAL	0*	0*	264,918*	0.00*	264,918*
FUND TOTAL	50,017	53,498	1430,635	3.74	1377,137

Total Fund

4.67%

CITY OF NEWBERG
STATEMENT OF EXPENDITURES
BUDGET AND ACTUAL
PERIOD ENDING 07/31/87

PERCENTAGE COMPARISON 8.33%

	MO TO DATE * EXPENDITURES *	YR TO DATE *	BUDGET AMOUNT	ACTUAL AS % OF BUDGET	UNUSED BUDGET
WATER FUND					
NONDEPARTMENTAL					
MATL. SERV. SUPPLIES	31	31	700	4.43	669
TOTAL	31*	31*	700*	4.43*	669*
ADMINISTRATION					
PERSONAL SERVICES	9,026	9,026	117,780	7.66	108,754
MATL. SERV. SUPPLIES	9,853	10,108	159,199	6.35	149,091
CAPITAL OUTLAY	0	875	4,381	19.97	3,506
TOTAL	18,879*	20,008*	281,360*	7.11*	261,352*
PLANT MAINTENANCE					
PERSONAL SERVICES	7,652	7,652	92,508	8.27	84,856
MATL. SERV. SUPPLIES	5,905	5,980	73,880	8.09	67,900
CAPITAL OUTLAY	0	5,000	6,000	83.33	1,000
TOTAL	13,557*	18,632*	172,388*	10.81*	153,756*
DISTRIBUTION SYSTEM					
PERSONAL SERVICES	13,611	13,611	143,320	9.50	129,709
MATL. SERV. SUPPLIES	2,368	2,505	71,960	3.48	69,455
CAPITAL OUTLAY	0	2,025	3,735	54.22	1,710
TOTAL	15,979*	18,141*	219,015*	8.28*	200,874*
SOURCE OF SUPPLY					
MATL. SERV. SUPPLIES	5,616	5,616	61,250	9.17	55,634
TOTAL	5,616*	5,616*	61,250*	9.17*	55,634*
TRANSFERS OUT					
TRANSFERS	0	0	18,000	0.00	18,000
TOTAL	0*	0*	18,000*	0.00*	18,000*
RESERVES					
RESERVES	0	0	238,418	0.00	238,418
TOTAL	0*	0*	238,418*	0.00*	238,418*
FUND TOTAL	54,061	62,428	991,131	6.30	928,703

MEMO

AGENDA: September 8, 1987

SUBJECT: Resolution adopting a new job description for the Assistant Finance Director/Computer Systems Manager.

BACKGROUND: The Finance Committee directed the staff to prepare a new job description for the Assistant Finance Director/Computer Systems Manager. It is anticipated that the majority of the work on the EPA grant will be completed during the current fiscal year. Therefore, the new job description eliminates all specific references to the accounting and fiscal management requirements for the Sewage Treatment Plant EPA grant.

RECOMMENDATION: The Finance Committee recommends approval of the attached resolution and job description. The Finance Committee wishes to convey to the Assistant Finance Director/Computer Systems Manager that his job is in no way jeopardized by the completion of the sewage treatment plant and the close out of the grant.

COST: There are no direct costs associated with the establishment of this new job description. However, it is timely to point out that the completion of the sewage treatment plant and the resulting close out of the grant will terminate all reimbursements for administrative time spent on the grant.

Currently, the personnel costs associated with this position are split three quarters to the general fund and one quarter to the sewer fund. With the changes in the job description a new allocation of personnel costs for this position is anticipated for the 1988-89 year. A split similar to the Finance Director and the City Manager, i.e., one-third general fund, one-third sewer fund, one-third water fund, will be the most likely recommendation.

Respectfully Submitted:



Brenda Stroud-Finance Director

Approved: 
Jim Watson-City Manager

ASSISTANT FINANCE DIRECTOR/COMPUTER SYSTEMS MANAGER

Range 131

M

DEFINITION: The position is under the direction of the Finance Director. Shall perform work independently in the area of finance, general administration and computer systems work. Must be able to make independent decisions regarding computer hardware and software needs for the City. Must be able to function as Finance Director when requested.

DISTINGUISHING CHARACTERISTICS: Assistant Finance Director/Computer Systems Manager shall be well acquainted with fund accounting and cost accounting systems and have ability to work through difficult projects as a supervisor, yet, also have the personality and desire to perform necessary non-supervisory work. Working knowledge of micro-computers and ability to work with City department heads in coordinating computerization of their departments is essential.

TYPICAL DUTIES: (May include, but not limited to)

1. Assist Finance Director on major and incidental projects and in the day to day operations of the Finance Department.
2. Prepares monthly journal entries for all investments, shared revenues, tax turn-overs and state pool withdrawals.
3. Assist Department Heads and Finance Director with preparation of City Budget.
4. In absence of Finance Director represent Finance Director at City Council meetings, public meetings and staff meetings.
5. Plan, organize, direct and control computerization of City functions. Direct systems development and application programming utilizing outside consultants. Requires working with individual departments to determine computer needs and priorities, coordinating purchases of all computer hardware and packaged software and maintaining service contracts for hardware and software.
6. Determine ongoing hardware/software training/support needs and provide for either directly or by coordinating with outside consultants or suppliers.
7. Coordinate/perform all accounting/fiscal management requirements on federal and state grants. Will involve active involvement in establishing accounting system. Will involve day-to-day clerical requirements in supervisory role and in support role. Will involve posting to ledger/computers, obtaining all support documents, etc.
8. Performs other duties as required.

MINIMUM QUALIFICATIONS:

Knowledge, Skill and Ability: Considerable knowledge of fund accounting, cost accounting, micro-computer hardware and software, and federal and state grant requirements. Ability to effectively communicate both orally and in writing. Ability to supervise others. Ability to work harmoniously with other employees and to present a positive image to the public.

Experience and Training: Degree in accounting or similar business area with a thorough understanding of fund accounting, double entry bookkeeping, and micro-computers. Experience as an accountant in a municipality or similar environment is desirable. Experience working with federal and state grants is desirable.

V-4

MEMO

AGENDA: SEPTEMBER 8, 1987

SUBJECT: Resolution authorizing transfer of funds from the General Fund Reserve for Contingency Account to the General Fund Police Department.

BACKGROUND:

The Finance Committee met on August 25, 1987, to discuss the initiation of a traffic enforcement program in the Police Department in order to allow the police officers more time out in the field enforcing traffic violations. The Chief of Police is recommending a new clerical position be established in the Police Department. The main focus of this position would be the preparation of typed police officer reports. The clerk would be typing from dictated reports prepared by the officers. This will save officer time in report preparation.

RECOMMENDATION:

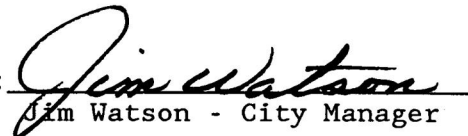
The Finance Committee unanimously recommends approval of the attached resolution.

COST:

The funding of this position for ten months will cost the City \$17,000. in salary and benefits. The proposed group classification is a 103 which is consistent with other clerical positions in the City.

Respectfully Submitted:


Brenda Stroud - Finance Director

Approved: 
Jim Watson - City Manager

A RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM THE GENERAL FUND RESERVE FOR CONTINGENCY ACCOUNT TO THE GENERAL FUND POLICE DEPARTMENT.

WHEREAS, it is necessary to transfer from the General Fund Reserve for Contingency Account to the General Fund Police Department the amount of \$17,000.00 to cover the cost of hiring a word processing clerk; and

WHEREAS, the funds must be appropriated from the fund and account above listed in order for the City to be able to expend the funds; and

WHEREAS, the Finance Committee met to consider transfer and expenditure of funds on August 25, 1987, and recommended that funds in the amount of \$17,000.00 be used as described above; and

WHEREAS, the City of Newberg has considered the transfer between the funds and accounts as set forth in the budget for the fiscal year 1987-88, which transfers are enumerated below and has determined that the expenditures hereinafter listed and the transfer of funds hereinafter listed should be allowed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newberg, Oregon, to-wit:

1. That the information contained in the whereas clauses above are hereby incorporated herein at this point by reference.

2. That the following transfer of funds from the General Fund Reserve for Contingency Account (1-495.800000) in the total amount of \$17,000.00 is hereby authorized and expenditure of funds are authorized for the purpose stated as follows:

<u>Fund/Purpose</u>	<u>Amount</u>
General Fund:	
Police Department	\$17,000.00
 TOTAL GENERAL FUND	 <u>\$17,000.00</u>

3. That the foregoing transfer shall be made from accounts as set forth in the budget of the City of Newberg for the fiscal year 1987-88.

ADOPTED by the City Council of the City of Newberg, Oregon, this day
of , 1987.

Jim Watson - City Recorder

MEMO
AGENDA SEPTEMBER 8, 1987
CITY COUNCIL

SUBJECT: RIVER ST. SEWER REPLACEMENT PROJECT FROM
TWELFTH ST. TO SIXTH ST.

BACKGROUND:

The River St. Sewer was the first collector sewer built in Newberg. It collected all Newberg's sewage from the downtown and residential areas to the outfall in the Willamette River. It is a 16" diameter clay pipe with mortared joints every 2 feet and about 10 service laterals per block.

The system is undersized for today's needs and anticipated growth. Frequent backups occur during the winter months causing sewage to flood basements in the area.

This project was identified as an "Immediate Need" sewer to be constructed with the Eighth St. Pump Station 12" Force Main, and Twelfth St. Collector Sewer. The River St. sewer will connect these two lines.

The Public Works Committee reviewed the project and approved proceeding with award of a contract at their August 14, 1987 meeting.

Bids were opened August 27, 1987. Cascade Ditching Co. of Salem, Oregon was the low bidder with a bid of \$257,471.40. Other bids received are listed in the attached bid tabulation. The Engineer's Estimate was \$269,000.

RECOMMENDATION:

I recommend the contract be awarded to Cascade Ditching Co. for the low bid price of \$257,471.40.

COST:

The cost to the City will be \$284,000. Funds are budgeted in the sewer replacement reserves for this project.

RESPECTFULLY SUBMITTED:


PUBLIC WORKS DIRECTOR

APPROVED


CITY MANAGER

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWBERG AWARDING THE CONTRACT FOR THE RIVER STREET SEWER REPLACEMENT PROJECT.

WHEREAS, the River Street Sewer was the first collector sewer built in Newberg; and

WHEREAS, the system is undersized for today's needs and anticipated growth; and

WHEREAS, the Public Works Committee reviewed the project and approved proceeding with award of a contract at this meeting on August 14, 1987; and

WHEREAS, bids were called for the project and were opened on August 27, 1987 in accordance with City of Newberg Ordinance No. 1793; and

WHEREAS, the low bidder on the project was Cascade Ditching Co.; and

WHEREAS, the Engineering Estimate on the bid was \$269,000.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newberg, Oregon, as follows, to-wit:

1. That the City does accept the low bid for the River Street Sewer Replacement Project from Twelfth Street to Sixth Street from Cascade Ditching Co. in the amount of \$257,471.40.

2. That the City Manager is authorized to execute necessary contract documents with Cascade Ditching Co. upon approval of said documents by the City Attorney.

ADOPTED by the City Council of the City of Newberg, Oregon, this day
of , 1987.

Jim Watson - City Manager

CITY OF NEWBERG

BID TABULATIONPROJECT: RIVER STREET SEWER REPLACEMENT PROJECTBID OPENING DATE: August 27, 1987 2:00 p.m.

BIDDER	AMOUNT	ALTERNATES
CASCADE DITCHING CO.	257,471.40	
RICHARD T. ROBERTSON, INC.	297,761.60	
ALLIANCE CORP.	304,280.60	
KIZER EXCAVATING	310,178.30	
K & R PLUMBING CONSTRUCTION CO.	315,974.65	
EMERY & SONS CONSTRUCTION CO.	328,114.20	

MEMO
AGENDA SEPTEMBER 8, 1987

SUBJECT: APPOINTMENT TO CENTENNIAL COMMISSION

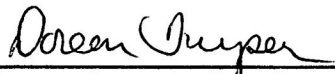
BACKGROUND:

In response to your letter inviting boards and organizations to submit names of potential participants for the planning committee for Newberg's Centennial, the Library Board voted to recommend Board Chairman, Gerry Harthun.

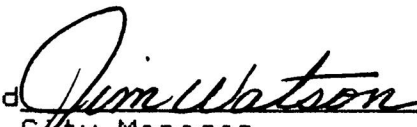
Gerry accepted the nomination enthusiastically and expressed considerable interest in becoming involved with this committee.

RECOMMENDATION:

That the City Council appoint Gerry Harthun as a member of the Centennial Committee.



Department Head

Approved 
City Manager

MEMO
AGENDA September 8, 1987

SUBJECT:

Public Hearing:

Applicant: June Wright, agent for Guston estate
Request: Vacation of the east-west alleyway located between tax lots 3220CB-7900 and -8000 and bounded by Center and River, 8th and 9th Streets.
Location: Adjacent to 814 S. Center
Tax Lot: Adjacent to 3220CB-7900 and -8000
File No: VAC-2-87

BACKGROUND:

The City has received a request from June P. Wright, Personal Representative of the estate of Gerald Guston, deceased, to vacate the east-west unimproved alley between Center and River, 8th and 9th Streets. The portion of the alley to be vacated abuts the north side of 814 S. Center. An ordinance and a copy of a map identifying the alley proposed to be vacated is attached.

The City Council initiated this alleyway vacation at their last regular meeting, and referred it to the Planning Commission for review. As of this date, no opposition to the vacation has been voiced.

The alleyway vacation is being processed in conjunction with a minor partition request by the same applicant. In addition to the condition noted below, other conditions relating to sidewalks will be required through the partitioning procedure.

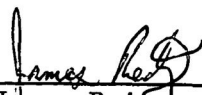
Recommendation:

The Planning Commission unanimously recommended to the City Council that the east-west alleyway located between tax lots 3220CB-7900 and -8000 and bounded by Center and River, 8th and 9th Streets be vacated based on the Staff Report findings and with the condition that a five foot standard sidewalk be completed on Center Street across the vacated alleyway.

Cost:

A \$175.00 processing fee has been paid by the applicant to defray referral and filing expenses.

Respectfully Submitted:



James Reitz
Associate Planner

Approved 

City Manager

ORDINANCE NO.

AN ORDINANCE VACATING A CERTAIN PUBLIC RIGHT-OF-WAY LOCATED WITHIN THE CORPORATE CITY LIMITS OF NEWBERG, OREGON.

WHEREAS, The City Council of Newberg has initiated a vacation proceeding as authorized by ORS 271.130; and

WHEREAS, Notice was placed within the Newberg Graphic Newspaper once a week for four consecutive weeks prior to the final public hearing of the City Council on September 8, 1987; and

WHEREAS, The Newberg City Council did hold a public hearing on September 8, 1987 to hear and consider the vacation and any written objections or remonstrances; and

WHEREAS, No objections or remonstrances have been received relating to the right-of-way vacation; and

WHEREAS, The Newberg Planning Commission has reviewed this matter at a public hearing on August 20, 1987 and recommends through a unanimous vote that the City Council approve the vacation subject to conditions.

NOW, THEREFORE, THE CITY OF NEWBERG ORDAINS AS FOLLOWS:

Section 1. That the following described public right-of-way within the City of Newberg, County of Yamhill, State of Oregon, being more particularly described as follows, to-wit:

A tract of land in Section 20 T3S R2W of the Willamette Meridian in Yamhill County, Oregon, being a 12 foot wide alley running East to West in Block 55 of Edwards Addition to the Town of Newberg, a duly recorded plat in the City of Newberg, more particularly described as follows:

Beginning at the Northwest corner of Lot 15 of said Block and Subdivision and the East line of Center Street thence North 12 feet to the Southwest corner of lot 16 in said block; thence East along the South line of Lots 16, 17 and 18 to the Southeast corner of Lot 18 in said block; thence South 12 feet along the Southerly extension of the West line of an alley that runs North to South in said Block to the Northeast corner of Lot 13 in said Block to the East line of Center Street and the point of beginning.

Being 900 square feet more or less.

BE AND THE SAME IS HEREBY VACATED.

Section 2. The Recorder of the City of Newberg is hereby directed to file for recording with the County Clerk and Ex-Officio Recorder of Conveyances of the County of Yamhill, State of Oregon, a certified copy of this ordinance and a map of said public right-of-way so vacated, and the Recorder is further directed to file a copy of this ordinance and a map with the Surveyor and the Assessor of said Yamhill County, Oregon, respectively.

Section 3. That the title to the real property included within said alley right-of-way hereby vacated shall attach to the property abutting said alley right-of-way, in accordance with the provisions of ORS 271.140.

PASSED by the Council of the City of Newberg this 8th day of September, 1987 by the following votes:

AYES:

NAYS:

ABSENT:

Jim Watson, City Recorder

APPROVED by the Mayor this 8th day of September, 1987.

Elvern Hall, Mayor

3100	4
16 17 18	5
75	6
3200	7
3300	8
	9
	10
15 14 13	11
75	12

3400	4
	5
	6
3401	7
3300	8
	9
	10
	11
	12

3800	5
	6
3900	7
	8
4000	9
	10
4100	11
	12

4400	
18 17 16	
4300	
4200	
13 14 15	
75	

4700	
8 7 6 5	4 3
4800	4900
9 10 11 12	13 14

60

8th

0

N 17,633.31
E 42,730.27

ST.

CENTER

8100	75
8000	
16 17 18	
7900	
15 14 13	
75	

7500	1
7600	
7700	7
7800	10
	11
	12

Site of Proposed
Alleyway Vacation
File # VAC-2-87

RIVER

7400	1
7300	5
7201	7
7200	10
	11
	12
6900	
7000	
7101	
7100	
13 14 15	

CHEHALEM

6800	6500
8 7 6 5	4 3
6702	6600
6700	
9 10 11 12	13 14

MEMO

AGENDA: September 8, 1987

SUBJECT: Review of sidewalk ordinance of the City of Newberg.

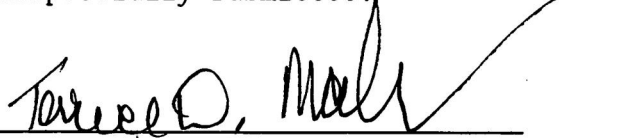
BACKGROUND: The Council adopted Ordinance No. 929 which provides for provisions and standards for placing sidewalks within the City of Newberg. At the last Council meeting, Councilman Halstead indicated that he would like to review the sidewalk ordinance. It seems that his reference was to construction of sidewalks along Highway 99W which is section 30, page 7 of the ordinance.

That section calls for the Council, at its April meeting each year, to review the economic feasibility of implementing a mandatory date for construction of sidewalks along 99W. This has been a topic of discussion for a number of years.

RECOMMENDATION: The matter could be referred to the Public Works Committee. Contact with the property owners along 99W for their input in establishing a mandatory date of construction would be needed. The Public Works Committee could hold a hearing to make a recommendation to the Council on establishing such a date. Of course, the Council itself could hold such hearings to establish the dates but it would probably be easier to have the Public Works Committee hold such hearings.

COST: The cost of the construction of the sidewalks would be borne by the property owners, perhaps a local improvement district could be implemented which would shift some administrative costs to the City. I am not aware of any previous mandatory date being established or any previous local improvement district being proposed for this area.

Respectfully Submitted:


Terrence D. Mahr, City Attorney

Approved: 
Jim Watson-City Manager

ORDINANCE NO. 929

AN ORDINANCE PROVIDING THE GENERAL PLAN OF CONSTRUCTING SIDEWALKS AND CURBS IN THE CITY OF NEWBERG; SPECIFYING THE KIND OF SIDEWALKS AND CURBS TO BE BUILT, THE WIDTH AND THE LOCATION THEREOF, THE MATERIALS TO BE USED AND THE SPECIFICATIONS FOR THE CONSTRUCTION THEREOF; AND PROVIDING FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

The City of Newberg ordains as follows:

Section 1. SIDEWALK WIDTHS. All public sidewalks (except sidewalk property of Chehalem Park and Recreation District located on Haworth Avenue) hereafter constructed or relaid within the corporate limits of the City of Newberg shall be constructed of concrete as hereinafter set forth. All such sidewalks shall be at least four feet in width, except along and upon the following described streets or portions thereof:

On all streets, sidewalks constructed after October 1, 1976, shall be at least five feet in width when constructed adjacent to the street curb. Except cul de sacs. Sidewalks constructed on cul de sacs with 50 feet street right-of-way may be 4 feet in width.

On Meridian Street from the north side of First Street north to the south side of Franklin Street, on which said portion of Meridian Street, walks shall be five feet in width.

On First Street from Main Street east to Center Street, where sidewalks shall be of sufficient width to fill completely the space between the curb and the property line; provided, however, that wherever any sidewalk more than four feet in width shall have been heretofore constructed along or upon any portion of any street for which sidewalks four feet in width are provided herein, all sidewalks hereafter constructed on the same side of any block in which such wider sidewalks have been heretofore constructed shall be built and constructed so as to be of the same width as those previously constructed. (Amended by Ord. 992, passed 11-4-46; and Ord. 1656, passed 6-5-72; and Ord. 1831, passed 10-4-76)

Section 2. GRADE AND ALIGNMENT OF SIDEWALK. Sidewalks shall be so constructed that there shall be 12 inches between the street line as determined by the City Engineer and the property edge of the sidewalk or sidewalks shall be constructed adjacent to the curb. The elevation of the sidewalk at its inner or property edge shall coincide with the grade of such sidewalk as determined by the City Engineer of the City of Newberg. Every space intervening between the inner edge of any sidewalk and any fence, hedge, building or grass plot shall be filled in with earth or other suitable materials sufficiently to make its elevation not more than two inches below the top of the adjacent sidewalk. Every embankment that shall support sidewalks shall extend not less than six inches beyond the edges of such sidewalk unless otherwise permanently held in place, and shall have a slope of not more than 36 degrees (Ord. 1831, passed 10-4-76)

Section 3. GRADE AND CURB ALIGNMENT. All curbs shall be set so as to coincide with the grade prescribed therefor as determined from the grade of the street upon which the same are constructed, and at such a distance from the center of the street as now is or may hereafter be prescribed by ordinance of the City of Newberg.

Section 4. CURB CORNERS. Whenever the sidewalk shall not occupy all the space between the curb and the property line, the radius of the curb corner at the intersection shall be at least equal in length to the width of the narrowest parking at the intersection. The parking shall be considered as being the space between the sidewalk and the outside of the curb.

All curbs shall be returned to the street line at each curb line of all intersection streets and at each side of all alleys and private drives. Where concrete sidewalks are used, the return curbs shall not extend through the sidewalks.

Section 5. SIDEWALKS. All sidewalks within the City of Newberg shall be constructed or reconstructed in compliance with the City of Newberg standard specifications and drawings as adopted by resolution or resolutions of the City Council of the City of Newberg, Oregon. (As amended by Ord. 2156, passed 12/3/84).

Sections 6 through 20 of Ordinance No. 929 have been repealed by Ordinance No. 2156, passed 12/3/84.

Please remove these pages from the ordinance book and replace with this page.

Section 21. PERMITS. Any person who may desire to construct or is required by the City Engineer to construct any sidewalk or curb upon public property in the City of Newberg shall, before commencing work thereon, apply to the City Engineer of said City for a permit therefor; and such application shall specify the property along which such walk or curb is to be laid, the name of the person for whom same is to be constructed, by whom the same is to be done, and the time within which same is to be completed.

It is hereby made the duty of the City Engineer to issue permits and, upon the request of any person to whom a permit has been issued as herein provided and within a reasonable time thereafter, to set the grade and line stakes for the construction of the walk described in said permit, and to explain fully to such applicant the meaning and intent of such stakes. No person shall construct or cause to be constructed any walk or curb in the City of Newberg until such grade and line stakes have been set. (Amended by Ord. 2048, passed 3/2/81).

Section 22. RECORDS AND REPORTS. The City Engineer shall keep a permanent record of all permits that are issued under and by virtue of this ordinance, and shall, once in each month, make a written report to the Council, which report shall contain all the information contained in said record. (Amended by Ord., passed 3/2/81) (SECTION 22 REPEALED BY ORD. NO. 2156, PASSED 12/3/84).

Section 23. CONSTRUCTION AND MAINTENANCE OF SIDEWALKS. It shall be the duty of the owners of land adjoining any street or highway within the City of Newberg, Oregon to construct a portland cement sidewalk when directed by the City Engineer. It shall be the duty of the City Engineer to serve written notice to the property owner in accordance with Section 24. It shall be the duty of the owners of land adjoining any sidewalk or curb, if the two are integral, to maintain both the sidewalk or curb in good repair to provide safe public access. (Amended by Ord. 2089, passed 7-7-82).

Section 24. NOTICE. If the owner of any such land adjoining any street in said City of Newberg shall fail to have and keep in good repair the sidewalk and/or curb in front of, along and abutting upon such land and/or where no sidewalk or curb exists and in the opinion of the City Engineer a sidewalk and/or curb or both is needed, the City Engineer of said City shall post a notice of such land describing the sidewalk to be constructed, repaired or reconstructed by termini or otherwise and directing such owner or his agent or the occupant of such land to immediately construct, reconstruct or repair such sidewalk in a good and substantial manner and in accordance with the provisions of this ordinance. Such notice shall describe such land by street number or otherwise shall state the date of posting same, shall require such owner, occupant or agent to complete such construction, reconstruction and/or repair within 90 days after such date of posting and shall state that a lien may be levied and assessed upon such land for the cost of the construction, reconstruction and/or repair of such sidewalk and that such owner, occupant or agent may be subjected to the penalties provided by this ordinance in the event of failure to so construct, reconstruct and/or repair said sidewalk within the time specified

by said notice. Said notice shall also set forth the provisions of Section 27 of this ordinance as amended. Said City Engineer shall file with the Recorder of City an affidavit of posting such notice stating the date and place of such posting and said Recorder shall upon receiving such affidavit of posting send a similar notice by mail to the owner of such land if known or to the agent of such owner if known, directed to the last known post office address of such owner or agent or if no address is known, then such notice shall be mailed to Newberg, Oregon. A mistake in the name of the owner or agent or a name other than that of the true owner or agent of such property shall not render void such notice but in such case, the posted notice shall be sufficient. (Amended by Ord. 1145, passed 2/1/54 and Ord. 2048, passed 3/2/81).

Section 25. REPAIR PERMITS AND ENFORCEMENT. Before reconstructing and/or repairing any such sidewalks, such owner, agent or occupant shall obtain a permit from said City Engineer describing the nature and type of construction repair and/or reconstruction which is to be done, together with the materials and specifications therefor, and the name of the contractor who will do the work, all in accordance with the provisions of this ordinance. Said owner, agent or occupant shall proceed to complete such construction, repair and/or reconstruction in accordance with such permit in this ordinance within the said period of 90 days of posting such notice. If the owner, agent or occupant of such land shall fail, neglect or refuse to so complete such construction, repairs and/or reconstruction within said time, said City Engineer shall make and complete the same keeping an accurate record and account of cost of labor and materials for the work done on the sidewalk or sidewalks in front of or abutting each parcel of land. Said City Engineer shall report to the Council of said City of Newberg the cost of such construction, repairs and/or reconstruction of segregated as to the sidewalk or portion thereof in front of, adjacent or abutting upon each separate lot or parcel of land. Said report shall also describe each lot or parcel of land in manner sufficient for identification. (Amended by Ord. 1145, passed 2-1-54; and Ord. 2048, passed 3-2-81).

Section 26. ASSESSMENT. That Council of the City of Newberg, Oregon, shall exercise general supervision and authority over all sidewalk construction, repairs and/or reconstruction within the said City and it shall inspect and examine all reports of sidewalk construction, reconstruction and/or repair made by said City Engineer and if it deems the cost thereof to be reasonable, it shall approve the same. Thereafter, said Council shall by ordinance, assess upon each of the lots, tracts or parcels of land fronting on or abutting or adjoining such sidewalk so constructed, repaired and/or reconstructed. The cost of such construction, repairs and/or reconstruction as approved by said Council, together with the additional sum of 10% of such cost to defray cost of notice, engineering and advertising. Such assessment shall be entered on the docket of the City liens and collected in the same manner as is provided for special assessments for street improvements. The provisions of this ordinance, relative to special assessments for sidewalk construction, repair and/or reconstruction shall constitute an alternative and additional method therefor, which may be used in lieu of the provisions of Ordinance No. 1348 of said City, passed and approved November 5, 1951, but which are not

intended to replace said Ordinance No. 1348. (As amended by Ord. 1145, passed 2-1-54 and Ord. 2048, passed 3-2-81).

Section 27. LIABILITY FOR DAMAGES. All owners of land within the corporate limits of the City of Newberg, Oregon, who shall fail to keep and maintain in good repair all sidewalks constructed or existing along, abutting or adjacent to their said land, shall be liable for all damages to any person or property, resulting or arising from their fault or negligence in failing to so keep and maintain such sidewalks in good repair. A failure of said city, its officers or agents to give any notice in this ordinance provided shall not constitute a defense to any cause of action for damages to person or property arising under this section. (Amended by Ord. 1145, passed 2-1-54).

Section 28. PENALTIES. Any person violating any of the provisions of this ordinance shall have committed a City Class 5 civil infraction and shall be processed in accordance with the procedure set forth in the "Uniform Civil Infraction Procedure Ordinance" of this City. (As amended by Ord. 2163, 4-1-85).

Section 29.

(A) Concurrent with the issuance of a building permit for the construction of a building for residential use or business structures or an addition to a dwelling or business structure, the value at which is \$5,000. or more except as the City Engineer may require on building permits of lesser value in accordance with Section 23, the owner, builder or contractor to whom the building permit is issued shall meet the following requirements:

1. Construct a sidewalk within the dedicated right-of-way for the full frontage in which a sidewalk in good repair does not exist. The sidewalk construction shall be completed within the building construction period or prior to issuance of an occupancy permit, whichever is the lesser.
2. Dedicate right-of-way to provide a minimum of 25 feet from the center line of all adjacent streets excepting those cases where existing structures would then be located in the public right-of-way.

(B) The City Engineer may issue a permit and certificate allowing noncompliance with the provisions of subsection (A) to the owner, builder or contractor when, in his opinion, the construction of a sidewalk is impractical for one or more of the following reasons:

1. Sidewalk grades have not and cannot be established for the property in question within a reasonable period of time.
2. Future installation of public utilities or street paving would of necessity cause severe damage to existing sidewalks.
3. Topography or contours make the construction of a sidewalk impractical.
4. The noncompliance provided in subsection (1) and (2) shall be temporary and shall cease to exist when grades are established for

sidewalks by the public works department or when public utilities or street paving have been constructed. The permit shall indicate the reason for its issuance.

(C) If the owner, builder or contractor considers any of the requirements impractical for any reason, the planning commission shall recommend to the Council whether a permit and certificate of noncompliance shall or shall not be granted, and the council may grant a permit and certificate of noncompliance.

(D) If a sidewalk is not constructed within the time required by this section, then the City may construct it for the full street frontage in front of the property and proceed with the construction, assessment and collections of costs as provided for in Section 26 of this ordinance. (Amended by Ord. 1857, passed 5-2-77; and Ord. 2048, passed 3-2-81).

Section 30. CONSTRUCTION OF SIDEWALKS ALONG HIGHWAY 99W. It is hereby made the duty of the property owners along Highway 99W, between River Street and Vittoria Way to:

1. Construct portland cement concrete sidewalks adjacent to their property with all building and/or site improvements which require a City building permit or planning action, regardless of the value.
2. Construct portland cement concrete sidewalks adjacent to their property when the existing asphaltic concrete sidewalks are posted for repair by the City Engineer in accordance with Section 24.
3. Construct portland cement concrete sidewalks adjacent to their property, including vacant land, by a date set by resolution of the Council, if no building or site improvements are made prior to that date.

Each year at the April City Council meeting, the Council shall review the economic feasibility of implementing a mandatory date for construction of the portland cement concrete sidewalks. The mandatory date set by the resolution shall be in the month of October of the following year of the resolution to provide two construction seasons to complete the work. Any property owner who has not completed construction of the portland cement concrete sidewalks by the mandatory date shall be served notice in accordance with Section 24. (As added by Ord. No. 2089, passed 7-7-82).

Section 31. CONSTRUCTION OF SIDEWALKS ALONG THE NORTH SIDE OF MISSION DRIVE. It is hereby made the duty of the property owner of Tax Lot No. 3218 DB-800, the First Presbyterian Church, to construct a portland cement concrete sidewalk adjacent to the church prior to October 31, 1984. If the sidewalk is not in place by this date, the City Engineer shall proceed with construction in accordance with Sections 24 and 26 of this ordinance and Section 4C of Ordinance No. 1348 of the City of Newberg. (As added by Ord. No. 2103, passed 11-1-82).

United States Senate

WASHINGTON, D.C. 20510

September 4, 1987

Dear Mayor:

The Commission on the Bicentennial of the United States Constitution is sponsoring an event called "Bells Across America" on September 17th at 1:00 p.m. PDT, the actual date and time of the signing of our Constitution.

We urge you to issue a proclamation asking that all churches, institutions and individuals ring bells for 200 seconds at this time. In addition, groups are invited to release 200 red, white and blue balloons into the sky at this time.

The Commission will send a Certificate of Recognition suitable for framing to all groups which participate in the event (please see enclosure).

Thank you for your consideration.

Sincerely,



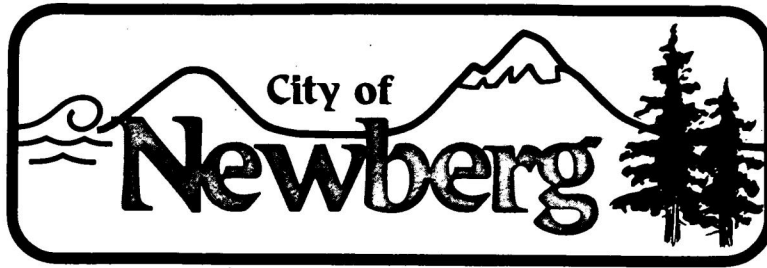
MARK O. HATFIELD
United States Senator

BOB PACKWOOD
United States Senator

SEPTEMBER 17, 1987
BICENTENNIAL OF CONSTITUTION CELEBRATION
SCHEDULE OF EVENTS

1:00 P.M. CITY HALL (CORNER OF FIRST AND HOWARD STREET)
- RELEASE OF BALLOONS BY GEORGE WASHINGTON
(MAYOR ELVERN HALL)

IMMEDIATELY FOLLOWING THE BALLOON RELEASE REFRESHMENTS
WILL BE SERVED AT THE FIRE HALL AT SECOND AND HOWARD
STREET.



Office of Mayor and City Council
(503) 538-9421

September 11, 1987

414 E. First St.
Newberg, Oregon 97132

Newberg Area Churches

RE: "Bells Across America" - September 17, 1987, 1:00 P.M.
Pacific Daylight Time

Attached is a letter from Senators Hatfield and Packwood requesting participation in "Bells Across America" and a description of "Bells Across America" furnished by the Commission on the Bicentennial of the U. S. Constitution.

On September 8, 1987, the Newberg City Council passed a proclamation supporting this event and urging all churches to participate in the bell ringing and release of balloons. This event is of special significance in the history of our country. A copy of the proclamation is attached.

On Thursday, September 17, 1987, at 1:00 P.M., Pacific Daylight Time, the City will be releasing 200 red, white and blue balloons in front of City Hall at the corner of First and Howard Street. Immediately following the release of balloons, all in attendance are invited to the Fire Hall at Second and Howard Street for refreshments.

I would appreciate it if an announcement could be made to your congregation during your Sunday Service this week. A schedule of events is enclosed for your convenience. Please contact City Hall at 538-9421 if your church is planning an activity to honor of the Bicentennial of the signing of the U. S. Constitution as we would like to know what events will be taking place on September 17th. Thank you for your assistance in this important event.

Sincerely,

Elvern Hall
Mayor

EH:fj



Enclosures

Home of Old Fashioned Festival

PROCLAMATION

A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF NEWBERG PROCLAIMING SEPTEMBER 17, 1987, AT 1:00 P.M PDT AS A SPECIAL DATE IN OUR COUNTRY AND URGING PARTICIPATION IN "BELLS ACROSS AMERICA".

WHEREAS, the actual signing of the United States Constitution took place on September 17, 1987, at 1:00 p.m. PDT; and

WHEREAS, the City Council of the City of Newberg would like to urge all churches, institutions and individuals to honor this event; and

WHEREAS, the Commission on the Bicentennial of the United States Constitution is sponsoring an event called "Bells Across America".

NOW, THEREFORE, IT IS PROCLAIMED by the City Council of the City of Newberg that September 17, 1987, is a date of special importance in the history of our Country.

IT IS FURTHER PROCLAIMED that the City supports the event "Bells Across America".

AND, IT IS FURTHER PROCLAIMED that the City urges all churches, institutions and individuals to participate fully in this event by ringing bells for 200 seconds and releasing 200 red, white and blue balloons into the sky at 1:00 p.m. PDT on September 17, 1987, to mark the 200th anniversary of the signing of the United States Constitution.

DATED this 8th day of September, 1987.


Elvern Hall - Mayor

Bells Across America -- A Ringing Tribute



A Ringing Tribute
to the United States
Constitution



All Americans



September 17, 1987
4 p.m. E.D.T.



In Every Community



To Honor the
200th Anniversary
of the Signing of
the Constitution

September 17, 1987, is the 200th anniversary of one of the most significant events in history, the signing of the United States Constitution. On this date in 1787, 39 men signed their names to a document which established the world's first government of the people, by the people and for the people.

Today, the U.S. Constitution is the world's oldest written instrument of national government. It is the cornerstone of the American republic, a symbol of our national ideals of freedom, justice and equal opportunity. To commemorate the historic moment when the Constitution was signed, the Commission on the Bicentennial of the United States Constitution is inviting every American and every institution -- from religious and educational to social, service and professional -- to join in "Bells Across America -- A Ringing Tribute to the Constitution."

- The ringing tribute will start at 4 p.m. E.D.T., the time of the signing of the Constitution. Individuals and groups across the nation will simultaneously ring bells for 200 seconds.
- The tribute can be made with bells, chimes and carillons to echo the sentiments of a grateful nation.
- During the 200 seconds, organizations are invited to release red, white and blue helium-filled balloons into the air.
- During the 200 seconds Americans can reflect upon the blessings of liberty and the ideals of justice and equal opportunity made possible by the Constitution.

Notify the Commission of your participation in "Bells Across America." To recognize your group's participation, the Commission will send you a certificate suitable for framing. Write to:

Bells Across America
Commission on the Bicentennial of the U.S. Constitution
736 Jackson Place, N.W.
Washington, D.C. 20503



*Sponsored by the Commission on the Bicentennial
of the United States Constitution*

Red, White and Blue balloons with the Bicentennial Logo may be purchased from
Seven Star, Inc., 3985 Fort St.
Lincoln Park, MI 48148 (313) 386-1279

TO THE MEMBERS OF THE NEWBERG, OREGON CITY COUNCIL;
UGB.DOC

File:

Greetings:

This communication relates to the matter of the proposed extension of the Urban Growth Boundary for the City of Newberg.

Certain of the "Findings and Conclusions" of the "Notice to property owners" appear to be of questionable accuracy, and therefore doubt is cast on their validity as reasons supporting the proposed extension of the U.G.B. Specifically:

(1) Re: Finding No.1 - "Committed" industrial land. The statement regarding the Smurfit properties is un-true according to Mr. John Engelbrecht on August 3, 1987. According to him, during an interview, the company has no specific plans for the parcels on Dog Ridge Road. This acreage should not be excluded from the inventory of industrial land.

(2) The statement is made that Newberg cannot be competitive in bidding for industrial development without offering incentives of ADDITIONAL available lands. Why must it offer additional lands when the inventory of lands zoned for industrial use now stands at 280 acres? (Werth property and parcels along River Road now in the UGB) The tax lots include parcels of the most attractive size, according to the "Growth Industries Survey" of the Oregon Economic Trends Project.

(3) Re: Newberg's "Identity". Who is "struggling" to maintain Newberg's "identity"? Is there any indication of broad public demand such as citizen's committees buying media advertizements to proclaim this, or hundreds of petition signers demanding industrial growth? Does Newberg frequently pass large tax levies for schools to provide a magnet for new employers of large work forces? Or is it only City Officials and Realtors infected with the "we MUST get bigger faster" monetary virus? (to H... with the owner's wishes.) The idea is propounded that to prevent Newberg becoming just a bedroom community to Portland, the "Alternate Areas A, B, C. must be added to the UGB. Is it good resource conservation to provide for the eternal destruction of class I agricultural land by industrial development on a mere presumption that Newberg will thus avoid becoming a bedroom community? Proximity to Portland will probably doom this cherished desire anyway. Destruction of choice agricultural land is a high price to pay for a vain hope.

(4) What governmental agency is expected to remove all 48 acres now zoned for industry along the Willamette River for recreational purposes? Has the City money for immediate development for such use? This is at best a presumption, and not a valid reason for condemning ten times as much agricultural land for industrial development. Does the public need for recreation in a particular area outweigh the need to preserve choice farmland for the continual production of food? And if so much recreational land is needed, why has the City not developed this tract already? Evidently there has been no public demand.

(5) Re: Soils and Crops. It is NOT true that the primary use of land in the Alternative Areas is for pasture, "a low value crop". The

largest area is in the production of grain, followed by nuts, fruit, hay, grass seed and forest. Even if the crops grown in 1987 were of low value, the rich soil is there ready for intensive agriculture. To convert it to industrial use is to destroy it forever for agricultural production. Factor 6 of Goal 14 is blithely ignored by the planners.

(7) The argument that homes are often not compatible with agricultural uses is false! (with the possible exception of hog or poultry raising). Rather homes are more often incompatible with industry because of noise pollution, traffic congestion, need wider roads, obstruction of pleasing pastoral and forest views; to name a few of the reasons there is such violent objection to the proposed extension of the present UGB into Alternate areas A.B. C.

(8) Re: County Planning. The implication is made that Yamhill County has made exceptions to the land use zoning and encouraged small-lot home construction in the Alternate Areas. In fact, the lands in the smaller acreages occupied by homes were partitioned years before zoning was established, and therefore can be built upon without an exception to the land use plan. Please note that more than half of Alternate Area "A" is zoned "EF-40" which contradicts the thrust of paragraph #7

(10) Also in Alternative area "C" are a number of homes along Dog Ridge Road whose owners strenuously object to being included in a UGB boundary zoned for industrial development.

(12) Re: Available parcels of land larger than 10 acres. There is a considerable area of land within the proposed Alternate Areas that is unsuitable for industrial development - primarily along Springbrook Creek and its tributaries. By visual assessment of the maps it appears that of the 620 acres in the proposed UGB enlargement there are only 13 or 14 owners of properties exceeding 10 acres in size. Is there assurance that these owners will be willing to subdivide and sell for lower prices per acre than smaller tracts in the area and therefore fulfill the Newberg Planer's objective of creating industrial lands in their desired range of sizes at lower cost ?

(14) The expense of "going through this type of process" is totally irrelevant. It appears that it is acceptable to "gore someone's else ox" for the saving of a few dollars for the elusive (dare I say illusionary ?) industrial immigrant.

(15) Is it not the Planning Department, and not Mr. Werth that wishes to market the subject property as a single unit? Mr. Dean Werth has told neighbors of his willing to subdivide reasonable and sell.

(16 17) It is agreed that it was a mistake to bisect the properties along Springbrook Road with the current UGB. To cure this problem it is not mandatory to extend the UGB - Rather a simpler and more agreeable solution would be to retract the boundary to the center of Springbrook Road.

(18) It is stated that new industrial areas should be situated to take advantage of presently designated truck routes, one of which is Springbrook road and Hiway 219. The City of Newberg has declined to provide funds to assist Yamhill County in the improvement of Springbrook Road for heavy truck traffic. There is vigorous opposition by home owners along

Springbrook Road to any increase in truck traffic along it. The City should have provided for direct access to Hiway 99-W from Hiway 219 through the new Flightway Industrial park.

(19) Business and traffic congestion seems always to follow convenient road access. The aim of developing traffic flow along Springbrook Road is counter to the stated goal of revitalizing "Downtown Newberg" in forcing growth of commerce to the East of the core area, and dooming the latter to decay.

In conclusion, it appears that this document is not exactly a "finding of fact" but a series of statements and opinions contrived for the purpose of justifying a cherished plan on the part of the Newberg Planning Department.

No consideration what-so-ever has been given to the preservation of prime agricultural lands or the wishes of the property owners of the areas designated for inclusion in the City's Urban Growth Boundary extension. Nor has any study been made public of potential industrial development West of the City along the railroad and Hiway 99-W, or east of Springbrook within the present UGB that might more logically fulfill the hypothesized need for industrial growth. The stated aim in extending the Urban Growth Boundary to include Aletrnate Areas A. B. C. is to provide cheaper land for industrial development at the expense of the farmers and homeowners in the area concerned. This aim is not praiseworthy !

Sincerely submitted by

Graig Eagleson
29453 Wilsonville Rd.
Newberg 538-5310

United States Senate

WASHINGTON, D.C. 20510

September 4, 1987

Dear Mayor:

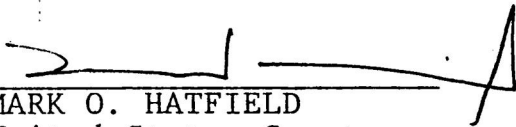
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Sincerely,



MARK O. HATFIELD
United States Senator



BOB PACKWOOD
United States Senator

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to the United States
Constitution



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