

CITY COUNCIL
AGENDA

April 6, 1981

- I. CALL MEETING TO ORDER
- II. ROLL CALL
- III. APPROVE MINUTES OF PREVIOUS MEETINGS
- IV. REQUESTS:
 - A. Request from Peggy Campbell to speak to City Council
RE: Tree People.
 - B. Request by Mrs. Claudine Word
RE: Water Hook-up
 - C. Request from Home Builder's Assoc. of Metro-Portland
Urging the City to support the President's Economic
Recovery Program.
- V. PUBLIC HEARINGS:
 - A. Continuation of Public Hearing on Comprehensive Plan.
 - B. Public Hearing RE: Comprehensive Plan Amendment and
Zone Change from High Density Residential to C-2 located
at the NW Corner of Second St. and St. Paul Highway -
Requesting Party - Lee W. Anderson.
- VI. COMMITTEE REPORTS:
 - A. Report from Mayor on Mayor's Task Force.
- VII. REPORTS FROM CITY ADMINISTRATOR:
 - A. Report on letter from Chehalem Valley Heritage, Inc.
RE: Newberg's Centennial
 - B. Report on Status of Revenue Sharing and other Federally
Funded Programs.
 - C. Report on Article RE: Innovative Revenue Sources
 - D. Report on "B" Ballot items.
 - E. Report on Property Insurance.
- VIII. OLD BUSINESS
- IX. NEW BUSINESS:
 - A. Report from Hospital Administrator
RE: Bids for Carpeting in Hospital
 - B. Report from Hospital Administrator
RE: Bid for an Ophthalmic Microscope
 - C. Approve Accounts Payable
- X. RESOLUTIONS:
 - A. Resolution placing before the voters of the City of Newberg
the questions of Special Tax Levies under the A & B ballots
for General Fund Operation.
 - B. Resolution placing before the voters the question of an
additional Special Tax Levy under the B Ballot for Needed
Street Maintenance and Improvements.
- XI. ORDINANCES:
 - A. Ordinance declaring City's election to receive State Revenues.
 - B. Ordinance pursuant to Comp Plan Hearing.

Executive Session RE: Personnel/Labor Negotiations

CITY COUNCIL
AGENDA
A CONTINUED MEETING OF THE CITY COUNCIL
MONDAY, APRIL 13, 1981
7:30 P.M.

- I. CALL MEETING TO ORDER.
- II. ROLL CALL
- III. APPROVE MINUTES OF PREVIOUS MEETING.
- IV. REQUESTS
- VI. REPORTS FROM CITY ADMINISTRATOR:
 - A. Report on Letter from Chehalem Valley Heritage Inc.
RE: Newberg's Centennial
 - B. Report on Status of Revenue Sharing and Other
Federally Funded Programs.
 - C. Report on Article RE: Innovative Revenues Sources
 - D. Report on Property Insurance
- VI. OLD BUSINESS
- VII. NEW BUSINESS
- VIII. RESOLUTION:
 - A. Support of the President's Economic Recovery Program
(Request of Home Builder's Assoc. of Metro-Portland)
- IX. ORDINANCE:
 - A. Ordinance Declaring City's Election to Receive State
Revenues.

ACCOUNTS PAYABLE
April, 1981

4/81

American Library Association	59.66	Newsweek	32.50
Associated Janitor Supply	63.90	NW Business Systems, Inc.	725.10
B. J.'s Photo Service	2.54	NW Law Enforcement Equipment	851.02
Bennett & Miller	120.00	NW Natural Gas Co.	1,455.34
Burroughs Corp.	82.00	Nudelman Brothers	42.75
Butler Chevrolet	457.58	Oregon Meter Repair	465.00
Buy Wise Drug	83.23	Pacific States Cast Iron Pipe	39,798.20
C.E. Little Fire Equipment	31.50	Pacific Water Works Supply	956.28
C & G Auto	274.50	Pitney Bowes	49.50
CH2M Hill	30.68	Portland General Electric	11,500.00***
Cardiff Publishing Co.	51.00	Quality Office Machines	17.28
Cascade Employers Association, Inc	21.60	R.R. Bowker	58.82
Case Equipment	8.49	Rankin, McMurry, Osburn, Etc.	2,788.00
Chehalem Valley Sr. Citizens	1,000.00	Revenue Sharing Advisory Service	38.00
City of McMinnville	21.00	Riley Studio	22.90
Coast to Coast	190.47	Rowell & Wickersham	465.00
Columbia Equipment	60.80	Gary Spencer	363.00
Consolidated Supply	301.75	Spice West Co.	16.95
Crowell Auto Parts	94.09	Stead & Baggerly	141.17
Dent's	172.07	Thomas Bouregy & Co.	35.50
Dept. of Transportation	6.40	Traffic Safety Supply	347.11
Eugene Concrete Pipe	540.00	W.R. Grace-The Baker Taylor Co.	98.39
FarmGro Supply	238.25	Waide's Mobil	25.00
Ferguson Rexall Drug	4.92	Water, Food & Research Lab	58.50
Ferron Janitorial	501.00	Watt Welding	6.30
Fisher Electric	482.14	Waterworks Supplies	414.51
Fowler Tire Service	73.56	Western Auto	24.48
Fox Union	125.00	Weston Woods	257.60
Gateway Ford	130.00	Westside Automotive	189.88
Gaylord Brothers	29.64	Wheel Graphics	276.75
General Telephone	1,378.30	Willamette Car Care Center, Inc.	40.00
Hach Chemical	100.75	Willamette Industries	13.97
Home Laundry	19.65	Yamhill County Clerk	4.25
IFG Leasing	100.13	Yamhill County Assessor's Office	5.50
Johnson's Hardware	29.71	Yamhill County Sheriff's Office	42.65
Kelly Services	445.25	Ziprint	139.00
Kilham Stationery	39.66		
Galen Litfin	344.45		
London's Lawn & Garden	13.35		
Terrence Mahr, Attorney	1,803.92		
Meyer Brothers	23.35		
Meter Box Equipment Co.	342.78		
Micom-Electronics Co.	46.50		
Midget Motors	13.95		
Munnell & Sherrill Inc.	56.28		
Nap's IGA	98.64		
Newberg Auto Freight	166.50		
Newberg Auto Parts	50.92		
Newberg Clerical Services	140.25		
Newberg Graphic	535.82		
Newberg Lock & Key, Inc.	4.00		
Newberg Police Reserves	217.44		
Newberg Radiator Service	32.50		
Newberg Ready Mix	60.85		
Newberg River Rock Products	269.50		
Newberg Sand & Gravel	82.50		
Newberg Western Wear	66.00		
Newman Signs	401.82		
		TOTAL	73,908.74

[Handwritten signatures: "GJ" and "HAG"]

[Handwritten initials: "CMA" and "MS"]

ACCOUNTS PAYABLE

April, 1981

American Library Association	59.66	Newsweek	32.50
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Fisher Electric	482.14	Waterworks Supplies	414.51
Fowler Tire Service	73.56	Western Auto	24.48
Fox Union	125.00	Weston Woods	257.60
Gateway Ford	130.00	Westside Automotive	189.88
Gaylord Brothers	29.64	Wheel Graphics	276.75
General Telephone	1,378.30	Willamette Car Care Center, Inc.	40.00
Hach Chemical	100.75	Willamette Industries	13.97
Home Laundry	19.65	Yamhill County Clerk	4.25
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Newberg Radiator Service	32.50		
Newberg Ready Mix	60.85		
Newberg River Rock Products	269.50		
Newberg Sand & Gravel	82.50		
Newberg Western Wear	66.00		
Newman Signs	401.82		
		TOTAL	73,908.74

CABLE T.V. yes

R.L.R.

Council
4/6/81

(P)

April 6, 1981

Please distribute these letters
to the members of the Council
before tonight's meeting.

Thank you.

Luelle Adams

1404 Hoskins Street
Newberg, Oregon 97132
April 6, 1981

Members of the City Council
City Hall
Newberg, Oregon 97132

Dear Members of the Council:

I am concerned about the rezoning of a parcel of land north of Mountainview Drive and immediately west and east of Zimri.

I would like to see this parcel zoned R-1, as is the land west of it. But if developers are pressing the city and the city is determined to have an R-2 zoning, I have this suggestion:

Divide this parcel into two zones. On the south side of the parcel, which abuts Mountainview Drive, zone a strip as R-2. But designate the northern part as R-1, low density, for single-family dwellings.

Please do what you can to avoid urban sprawl. Be careful in zoning agricultural land outside the city. Try to preserve productive land and save the beauty of this valley for posterity.

I appreciate the efforts of the city manager and the new city council in trying to control growth and regulate building.

Sincerely,

Lucille Adams

Lucille Adams

April 6, 1981

Attn:
City Councilmembers

Please register the votes of Dale & Debbie Fessenden, 110 W 5th, in opposition to the upzoning of the parcel of land on West 5th street.

We have talked with the County Commissioner, Newberg city engineer, and Planning Commissioner in addition to numerous concerned neighbors in this Little Homes Area. We feel it would not be desirable to include West Fifth in your upzoning plans.

We are aware of the 6 criterias that were used in evaluating these parcels for consideration. We wish to remind you that West Fifth met only 2 of these, and one of those quite meagerly.

We do thank you for your time in listening to our opinion. Please consider it when voting.

Thank you,
Dale E. Fessenden
Deborah A. Fessenden

Property owners
110 West Fifth Street
Newberg, Oregon 97132

City Council

Newberg City Council
City Hall
Newberg, Oregon 97132

64

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF THE DRAINAGE DIP, WEST OF MAIN, SOUTH OF COLUMBIA.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following:

1. property tax increase
2. increased traffic flow
3. noise!
4. overcrowded schools
5. disruption of the family unit, ie: contrasting lifestyles of temporary dwellers

Respectfully submitted,

1	Billy Marshall	200 Pinhurst Dr.	36
2	Betha Goughlin	201 Pinhurst Dr.	37
3	Byrle Hall	205 Pinhurst Dr.	38
4	Quint Cluff	301 PINHURST DR.	39
5	E.A. Goughlin	208 PINHURST DR.	40
6	Janice Roth	109 Pinhurst Dr.	
7	Jim Vandorick	304 Pinhurst Dr.	
8	Daryl Vandorick	1711 W. main	
9	Deborah M. Mearns	400 Pinhurst	
10	Patricia Mearns	"	
11	Yvonne V. Parenteau	401 Pinhurst	
12	Bland E. Parenteau	401 Pinhurst	
13	Becky Cluff	301 Pinhurst	
14	James Hall	205 Pinhurst	
15	Frank Goughlin	208 Pinhurst	
16	Laura K. Louie	405 Pinhurst	
17	Michael H. Sault	"	
18	Waverly Hunt	108 Pinhurst	
19	Tim Berts	604 Pinhurst	
20	Jan Harris	"	
21	Richard M. Jones	500 Pinhurst	
22	Linda N. H. Pike	501 Pinhurst	
23	David Clark	404 Pinhurst	
24	Jim Vandorick	304 pinhurst	
25	Ruth Wilkinon	505 Pinhurst	
26	Kim Wilkinon	505 Pinhurst	
27	Joyce Goode	509 Pinhurst	
28	Alfred Goode	509 Pinhurst	
29	Barbara Crawford	409 Pinhurst	
30	Laurence S. Cole	100 Pinhurst	
31	Shelly J. Cole	100 Pinhurst	
32	KEITH MARSHALL	200 PINHURST	
33	Freeman Galt	104 Pinhurst	
34	Freeman Galt	"	
35			

Newberg City Council
City Hall
Newberg, Oregon 97132

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF ILLINOIS, WEST OF MAIN, SOUTH OF THE DRAINAGE DIP.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following:

1. property tax increase
2. increased traffic flow
3. noise!
4. overcrowded schools
5. disruption of the family unit, ie: contrasting lifestyles of temporary dwellers

Respectfully submitted,

NAME	ADDRESS	NAME	ADDRESS
1. Don Canfield	115 E. ILLINOIS		
2. Richard Smith	307 E. Illinois		
3. Fern Dutton	201 E. Illinois		
4. Mrs. & Mrs. Stenderoff	309 E. Illinois		
5. Mr. & Mrs. James Schuetz	209 E. Ill		
6. Clifford C. Williamson			
7. Clifford D. Williamson			
8. Don Canfield	115 E. ILLINOIS		
9. Allen & Debbie DePaolo	707 N. Main		
10. Sandra L. Abrams	303 E. Illinois		
11. Anthony J. Moreira	309 Mission Dr.		
12. Bernice H. Moreira	309 Mission Dr.		
13. Janet S. Hamel	307 Mission Dr.		
14. Nancy D. Johnson	310 Mission Dr.		
15. Helma Svendsen	400 Mission Dr.		
16. James Svendsen	400 Mission Dr.		

Newberg City Council
City Hall
Newberg, Oregon 97132

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF THE DRAINAGE DIP, WEST OF MAIN, SOUTH OF COLUMBIA.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following:

1. property tax increase
2. increased traffic flow
3. noise!
4. overcrowded schools
5. disruption of the family unit, ie: contrasting lifestyles of temporary dwellers

Respectfully submitted,

1. Carol S. Hutchinson 100 Pinhurst
2. Elizabeth Piller 112 Pinhurst
3. Theopetore Piller 112 Pinhurst
4. Shane Donovan 1507 N. MAIN
5. Pat Murrpman 104 Pinhurst Ct.
6. Amy White 200 Pinhurst Ct.
7. Krist Haslam 200 Pinhurst Ct.
8. Barbara Jones 208 Pinhurst Ct.
9. Miles Jones 208 Pinhurst Ct.
10. Pam Fowler 212 Pinhurst Ct.
11. Melinda Conchick 1711 N. Main

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF ILLINOIS, EAST OF MAIN, WEST OF COLLEGE, SOUTH OF THE DRAINAGE DIP.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following:

1. property tax increase
2. increased traffic flow
3. noise!
4. overcrowded schools
5. disruption of the family unit, ie: contrasting lifestyles of temporary dwellers

Respectfully submitted,

NAME	ADDRESS	NAME	ADDRESS
1 Jane Canfield	115 E. ILLINOIS	23 Carole Bixler	501 E. Illinois
2 Robert J. Hatha	281 E. Main	24 Daniel A. Truitt	501 E. Illinois
3 Terri Dutton	201 E. Illinois	25 Elsie Reed	501 E. Illinois
4 & Mrs E. H. Steindorff	305 E. Illinois	26 Anthony J. Moxie	309 Mission Dr.
6 & Mrs James Schuetz	209 E. Illinois	27 Bernice H. McQuire	309 Mission Dr.
8 Sifford E. Wilhelmsen	728 N. MAIN	28 Janet J. Daniel	307 Mission Dr.
9 Clifford S. Wilhelmsen	728 N. MAIN	29 Nancy D. Johnson	310 Mission Dr.
10 John Chisum	720 E. Main	30 James Swensen	400 Mission Dr.
11 Virginia Brous	111 E. Illinois	31 Thelma Swendsen	400 Mission Dr.
12 Ted F. Bore	111 E. Illinois		
13 Scott Canfield	115 E. Illinois		
14 Rose	135 N. College		
15 & Debbie DePaolo	707 N. Main		
17 Pamela L. Adams	303 E. Illinois		
18 John W. Swenker	501 E. Illinois		
19 Bernice Hodgdon			
20 Vera Hodgdon			
21 Winifred Tunison	501 E. Ill #7		
22 Jennie Lumsford	501 E. Ill #11		

Newberg City Council
City Hall
Newberg, Oregon 97132

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF ILLINOIS, EAST OF MAIN, WEST OF COLLEGE, SOUTH OF THE DRAINAGE DIP.

Our opinion: Issue: We do not want apartments, triples, or duplexes in the above mentioned area because of the following:

1. property tax increase
2. increased traffic flow
3. noise!
4. overcrowded schools
5. disruption of the family unit, ie: contrasting lifestyles of temporary dwellers

Respectfully submitted,

1	Rutha Ronghi	201 Pinchurst Dr.	36
2	Dary Wall	205 Pinchurst Dr.	37
3	Quint Cluff	301 PINCHURST DR	38
4	C. A. Gjennich	208 PINE HURST DR	39
5	Tom Vondrachek	304 Pinchurst Dr.	40
6	Daugh & Vondrachek	1711 N. MAIN ST	
7	Joe Marie W. Moser	406 Pinchurst	
8	Tom Vondrachek	" "	
9	Vernon J. Parenteau	401 Pinchurst	
10	Bob & Rose Parenteau	401 Pinchurst	
11	Billy Cluff	301 Pinchurst	
12	Yagmy Wall	205 Pinchurst	
13	Billy G. Marshall	200 Pinchurst	
14	Frankie Gossard	208 Pinchurst	
15	Paula A. Sawicki	605 Pinchurst	
16	Michael A. Sawicki	" "	
17	Walter Hunt	108 Pinchurst	
18	Tim DeRits	604 Pinchurst	
19	Jan Harris		
20	Richard Myjoms	500 Pinchurst	
21	Linda H. McPike	501 Pinchurst	
22	Bonnie Clark	404 Pinchurst	
23	Jan Vondrachek	304 Pinchurst	
24	Mike Wilson	505 Pinchurst	
25	Kim Wilkinson	505 Pinchurst	
26	Joyce Goode	509 Pinchurst	
27	Lloyd Goode	509 Pinchurst	
28	Larry Crawford	409 Pinchurst	
29	Lawrence & Cole	100 Pinchurst	
30	Shelly A. Cole	100 Pinchurst	
31	KEITH ANNIS/ALL	200 PINE HURST	
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Newberg City Council
City Hall
Newberg, Oregon 97132

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF ILLINOIS, EAST OF MAIN, WEST OF COLLEGE, SOUTH OF THE DRAINAGE DIP.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following;

1. Property tax increase
2. Increased traffic flow
3. Noise!
4. Overcrowded schools
5. Disruption of the family unit,
ie: contrasting lifestyles of
temporary dwellers

Respectfully submitted,

1. Carol S. Hutchison
2. Elisabeth Piller, 112 Pinhurst
3. Heedore Piller
4. Diane Donovan 1507 N MAIN
5. Pat Harriman 104 Pinhurst Ct.
6. Jeffery White 200 Pinhurst Ct.
7. Kristi Haslam 200 Pinhurst Ct.
8. Barbara S. Jones 208 Pinhurst Ct.
9. Mike Jones 208 PINEHURST CT.
10. Pam Jewell 212 Pinhurst Ct.
11. Mehle Vondrahek 1711 N. Main
12. Rosemary C. Gatt 104 Pinhurst
13. ~~Dee White~~ u
- 14.
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Newberg City Council
City Hall
Newberg, Oregon 97132

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We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF ILLINOIS, WEST OF MAIN, SOUTH OF THE DRAINAGE DIP.

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2. increased traffic flow
3. Noise!
4. overcrowded schools
5. disruption of the family unit, ie: contrasting lifestyles of temporary dwellers

Respectfully submitted,

1	Rebecca Bongiorno	201 Pinchurst Dr.	36
2	Sheryl Wall	205 Pinchurst Dr.	37
3	Quint Cluff	301 PINCHURST	38
4	E.A. Bjornlund	208 PINCHURST	39
5	Don Vondrahek	304 Pinchurst	40
6	Daugha Anderson	1711 N. MAIN ST.	
7	Debbie Main	400 Pinchurst	
8	Patricia Main	"	
9	Jennifer V. Parvian	401 Pinchurst	
10	Patricia V. Parvian	401 Pinchurst	
11	Becky Cluff	301 Pinchurst	
12	Jammy Wall	205 Pinchurst	
13	Sally J. Marshall	200 Pinchurst	
14	Franklin L. Givens	208 Pinchurst	
15	Paula K. Lowe	605 Pinchurst	
16	Michael A. Sample	"	
17	Walter Hunt	108 Pinchurst	
18	Kim BEEKS	601 Pinchurst	
19	Jan Harris		
20	Richard M. Jones	500 Pinchurst	
21	Shirley W. McKee	501 Pinchurst	
22	Lorrie Clark	404 Pinchurst	
23	Jan Vondrahek	304 Pinchurst	
24	Mike Wilkin	505 Pinchurst	
25	Kim Wilkin	505 Pinchurst	
26	Joyce Hoode	509 Pinchurst	
27	Royce Hoode	509 Pinchurst	
28	Robert Hoode	409 Pinchurst	
29	Lawrence S. Cole	100 Pinchurst	
30	Shelly A. Cole	100 Pinchurst	
31	KEITH MARSHALL	200 PINCHURST	
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Newberg City Council
City Hall
Newberg, Oregon 97132

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF THE DRAINAGE DIP, WEST OF MAIN, SOUTH OF COLUMBIA.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following:

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Respectfully submitted,

NAME	ADDRESS	NAME	ADDRESS
① Jane Canfield	115 E. ILLINOIS		
② Robert H. Hutto	201 E. Illinois		
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Newberg City Council
City Hall
Newberg, Oregon 97132

We the undersigned oppose the upzoning of R1 property (low density, single family units) to R2 (medium density, multiple dwelling units).

NORTH OF ILLINOIS WEST OF MAIN SOUTH OF THE DRAINAGE DIP.

Our opinion: Issue: We do not want apartments, triplexes, or duplexes in the above mentioned area because of the following:

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Respectfully submitted,

1. Carol S. Hutchison
2. Elizabeth Piller, 112 Pinehurst
3. ~~Elizabeth Piller~~ 4
4. Duane Donovan 1507 N MAIN
5. Cat Harreman 104 Pinehurst Ct.
6. Jeffery Walsh 200 Pinehurst Ct.
7. Kristi Haslam 200 Pinehurst Ct.
8. Barbara Jones 208 Pinehurst Ct.
9. Mike Jones 208 PINEHURST CT.
10. Pam Fowler 212 Pinehurst Ct.
11. Michele Vondraheke 1711 N. Main
12. Rosemary Gott 104 Pinehurst
13. ~~Donna~~ V

DATE _____

Edward Van Dornstein	415 S. LINCOLN	4-4-81
Cynthia Rinde	429 S. Main	4-5-81
Tat Merham	429 So. Main	4/5-81
Margaret Morse	116 W. Fifth	4/4/81
Kath Beckler	112 W 5	4-4-81
Debbie Fessenden	110 W. 5th	4-5-81

6

DATE _____

[illegible]

3

We, the undersigned, are residents of the area in southwest Newberg that is being considered for "upzoning" from R-1 to R-2. We believe such a change would be detrimental to the stable character of our neighborhood and petition the City Council not to approve this zoning change.

NAME

ADDRESS

DATE

James W. Fadley	300 W - 5 th	Sept-1
Chris Morse	116 West. 5th St Newberg	April 1, 1981
Robert Hill	214 West 5th St. Newberg	4-1-81
Mary Swetnam	203 West 5th. Newberg	4-2-81
Ernest T Olson	117- West 5th Newberg	4-2-81
Ike Biler	424 S. Lincoln, Newberg Ore	4-2-81
Larva Biler	" " " Newberg Ore	4-2-81
Gary T Harper	429 Lincoln Newberg	4-2-81
Dan W Christy	209 West 5th	4-3-81
Elizabeth A. Christy	209 W. 5th	4-3-81
Don Quince	414 W. Lincoln	4/3/81
Robin Brown	309 W. 5th	4-3-81
Randy Madgwick	400 W 5th	
Alfred L. L. L.	409 W. 5th	4-3-81
Bright Hageman	510 W 5th	4-4-81
Conroe Whiteline	318 W. 5th	4-4-81
Sam Bailey	420 S. HARRISON	4-4-81
James Sparks	419 S Harrison	4-4-81
JP Christanson	407 S. Harrison	4-4-81
JP Christanson	414 S. Harrison	4-4-81
Debrah V Christanson	407 S. Harrison	4-4-81
Debrah V Christanson	414 S. Harrison	4-4-81

Council
4/6/81

(a)

TREE PEOPLE

Chairperson: Peggy Campbell

Treasurer: Gail Bolstad

Board of Directors: Bruce Brietling
Jane Parisi-Mosher
Jere Jackson
Clay Moorehead
Mikki Snell

Purpose: To beautify and maintain the Newberg downtown area and work with other groups of concerned citizens to preserve and maintain historic Newberg.

Current Project: Placement of street trees in downtown Newberg

50 36" x 36" reinforced, round concrete pots

Proposed trees: Columnar Norway Maple
Columnar Cedar
Weeping Cherries Automnalis
Zelkova Serrulata
Japanese Redpine
Sweet Gum

Baltic Ivy to cascade down containers.

Target date for completion: Spring 1981.

April
October 11, 1981

Exhibit 1
Council 4/13/81

Newberg City Council
Newberg, Oregon 97132

or

To Whomever this
may concern:

Yamhill County Board
of County Commissioners
McMinnville, Oregon 97128

Affected Area: Property south of Pinehurst, north of the drainage dip, and west of Main.

We, the undersigned; property owners, adjoining property owners, and residents surrounding the above affected area wish to make our opposition known to the events and actions which occurred at the Newberg City Council meeting Monday, April 6, 1981.

Statement of Fact: Proposed and recommended upzoned properties (by the Planning Commission of Newberg and C.I.A.C.) were deleted and switched, at random, to other UNrecommended areas without proper rebuttal and due process.

We first attended the City of Newberg Planning Commission/C.I.A.C. joint meeting of February 17, 1981, after seeing the map (Exhibit A), that appeared in the Newberg Graphic. The above area was not recommended to the City Council for up-zoning to R2 at that time, therefore we felt this area was not in jeopardy. We also felt out of jeopardy because of Clay Moorhead's, (the City Planner) assurances that we had nothing to worry about. At the following meeting of the Newberg Planning Commission/C.I.A.C. the above described property was not considered for recommendation to the City Council for up-zoning. Because of the above meetings' outcomes and the assurances by Clay Moorhead, we did not pursue further action to prevent the possible up-zoning of this area.

Weeks later, a concerned neighbor happened to see Exhibit B published in the Newberg Graphic. We attended the City Council meeting of April 6, 1981 in which we presented the Council with petitions objecting to any and all recommended or considered up-zoning in the areas north of Illinois, south of Columbia, east and west of Main.

These petitions evidently did prove to have an effect in the denial of up-zoning an area north of Illinois, east and west of Main, up to the drainage dip, but was ignored by the City Council when rushing to switch properties to appease property owners in the above recommended for up-zoning area.

At this point the Public Hearing had been closed and we were denied our rights as involved and concerned citizens, and taxpayers of this community to speak in rebuttal before a vote was taken. We were completely surprised and appalled by the council's inconsiderate, inconsistent and hasty decision to up-zone property not recommended by the Planning Commission.

We feel we were denied fair consideration for many reasons including the late hour and the fact that the council members were tired, under stress and pressure to meet the deadline set by L.C.D.C. for the next day, April 7, 1981.

APRIL
October 11, 1981

Page 2

We once again submit a petition opposing the up-zoning of property North of Illinois, South of Columbia, East and West of Main in the hopes that this injustice will be rectified.

The following is our criteria for remaining an R1 zoned area:

1. The present condition of Main Street; potholes, narrow, no sidewalks, traffic congestion.
2. The existing area schools already are overcrowded. Our Single Family property taxes should allow us first priority to public open spaces and schools.
3. If described area is up-zoned to R2, new improvements and construction of existing road would be required at taxpayer's expense. Other areas would not require as extensive road repair.
4. Noise pollution
5. Disruption of the Single Family unit due to the contrasting lifestyles of temporary dwellers.
6. Devaluation of our properties which were invested in because of planned R1 zoning.

We appeal to you..

1	Jeffrey Stahl	260 W. Pinehurst Ct.	18	Julie Nelson	1810 N Main
2	Mike Jones	208 PINEHURST CT.	19	Sue Stanton	1900 N. Main
3	Baitana Jones	208 Pinehurst Ct.	20	Tom Stanton	1900 N Main
4	Ken Funder	212 PINEHURST CT.	21	Karen Nelson	200 Pinehurst Ct.
5	Pam Fowler	212 Pinehurst Ct.	22		
6	Dary Wall	205 Pinehurst Dr.	23		
7	Quint Wuff	301 Pinehurst Dr.	24		
8	Bob and Paulette	401 Pinehurst St.	25		
9	Jennifer J. Parenteau	401 Pinehurst	26		
10	Frances L. Ross	405 Pinehurst	27		
11	Joyce Goode	509 Pinehurst	28		
12	Raymond Goode	509 Pinehurst	29		
13	Sally Marshall	200 Pinehurst	30		
14	Karen M. Marshall	200 Pinehurst	31		
15	Edward Roth	109 Pinehurst	32		
16	Michele Vondrachek	1711 N. Main	33		
17	Dan & Sue Vondrachek	1711 N. MAIN	34		

April
October 11, 1987

Page 2

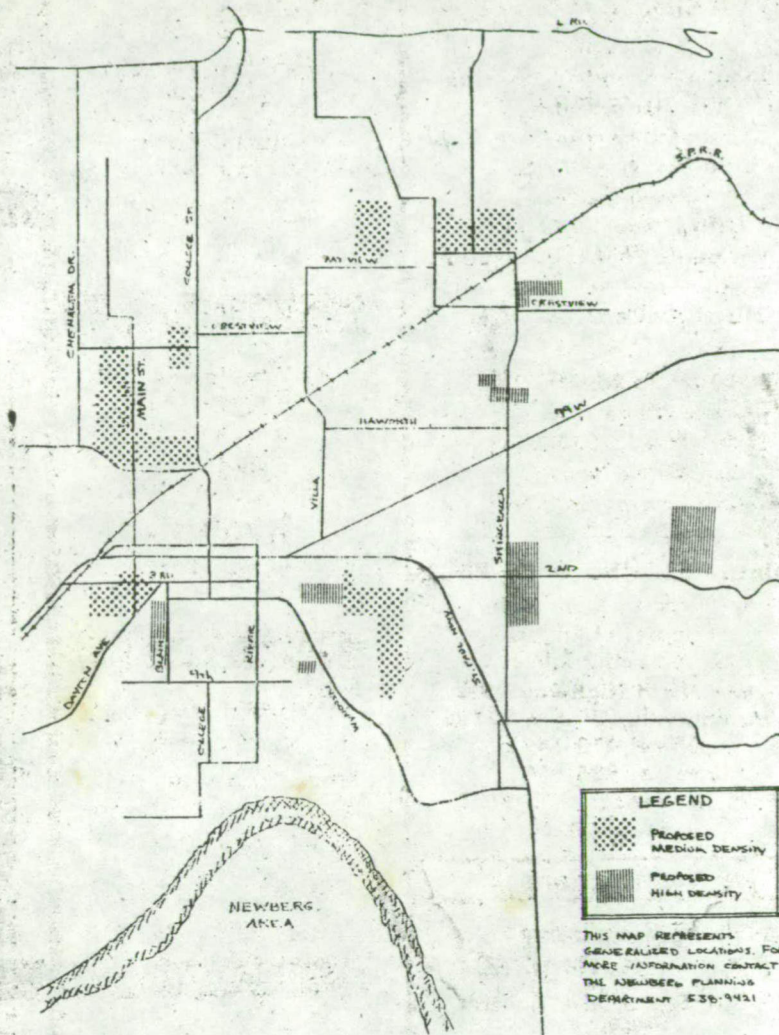
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4. Noise pollution
5. Disruption of the Single Family unit due to the contrasting lifestyles of temporary dwellers.
6. Devaluation of our properties which were invested in because of planned R1 zoning.

We appeal to you..

1. Pat Harrington	104 Pinehurst Ct.	17
2. Charles John	204 PINEHURST CT	18
3. Joe Schneider	1119 N Main	19
4. Frank Donovan	1507 N. MAIN	20
5. Marion Donovan	1507 N. Main	21
6. Lawrence S. Galt	100 Pinehurst	22
7. Shelly A. Galt	100 Pinehurst	23
8. Philip Roth	109 Pinehurst Dr.	24
9. C. A. Myrland	208 Pinehurst DR	25
10. Gordon Yvonne	208 Pinehurst Dr.	26
11. Bernice Clark	404 Pinehurst Dr.	27
12. Larry C. Clark	404 Pinehurst DR	28
13. Rosemary Clark	104 Pinehurst Dr	29
14. Joanne Roth	109 Pinehurst Dr	30
15. Joe Wall	104 Pinehurst Dr	31
16.		32



NOTICE OF PROPOSED AMENDMENTS TO THE NEWBERG COMPREHENSIVE PLAN AND THE INVENTORY OF NATURAL AND CULTURAL RESOURCES, THE NEWBERG COMPREHENSIVE PLAN MAP AND THE NEWBERG ZONING MAP AND TEXT.

NOTICE IS HEREBY GIVEN that a public hearing will be held by the City Council of the City of Newberg, Oregon, on March 23, 1981, Monday, at the hour of 7:30 P.M. in the Council Chambers, City Hall, Newberg, Oregon on the following matter.

The Planning Commission and Citizen Involvement Advisory Committee will review and make a recommendation of the request to the City Council at a special meeting, March 12, 1981 at 7:00 P.M. in the Council Chambers.

Amendments to the Newberg Comprehensive Plan, the Newberg Comprehensive Plan Map and Newberg Zoning Map and Text and the Inventory of Natural and Cultural Resources relating to the Statewide LCDC Goals. Amendments are proposed to the general policies and inventory data relating to Housing, Economic, Future Land Use Needs, Open space and general wildlife habitat, justification of the Newberg Urban Growth Boundary population projections, noise pollution inventory and other related matters.

As part of the amendments, the City of Newberg will review proposed changes to the Newberg Comprehensive Plan Map and Zoning Map which would increase the acreages now found in the Medium Density (R-2) zoning by approximately 64 acres and High Density (R-3) zoning by approximately 32 acres and corresponding Plan designations.

Areas that are being reviewed for a proposed change to High Density include the following:

1. Along Blaine Street, being west of Memorial Park from Third to the bus barns.
2. In and around the area located at the intersection of Third Street and Everest Road.
3. The northeast corner of the intersection of Crestview and Springbrook Sts.
4. Portions of the Werth Property located south of Highway 99W and east of Springbrook Road.
5. Near the intersection of Second Street and Springbrook Road.
6. On Deborah Road across from Mabel Rush School.
7. Along Wynooski Street near Eighth Street.
8. Along Springbrook Street north of the Payless Plaza.

Areas that are being reviewed for a proposed change to Medium Density include the following:

1. Around and between Third and Fifth Streets being west of Dayton Ave.
2. North of Illinois Street west of Main Street up to Columbia Dr.
3. North of Illinois Street east of Main, south of Mission Drive.
4. Near Columbia Drive and College
5. North of Mountainview and west of Hess Creek.
6. In the area north of Mountainview on both sides of Zimri Road.
7. In an area south of Second Street, east of Everest Road and west of the Sportsman Airport.

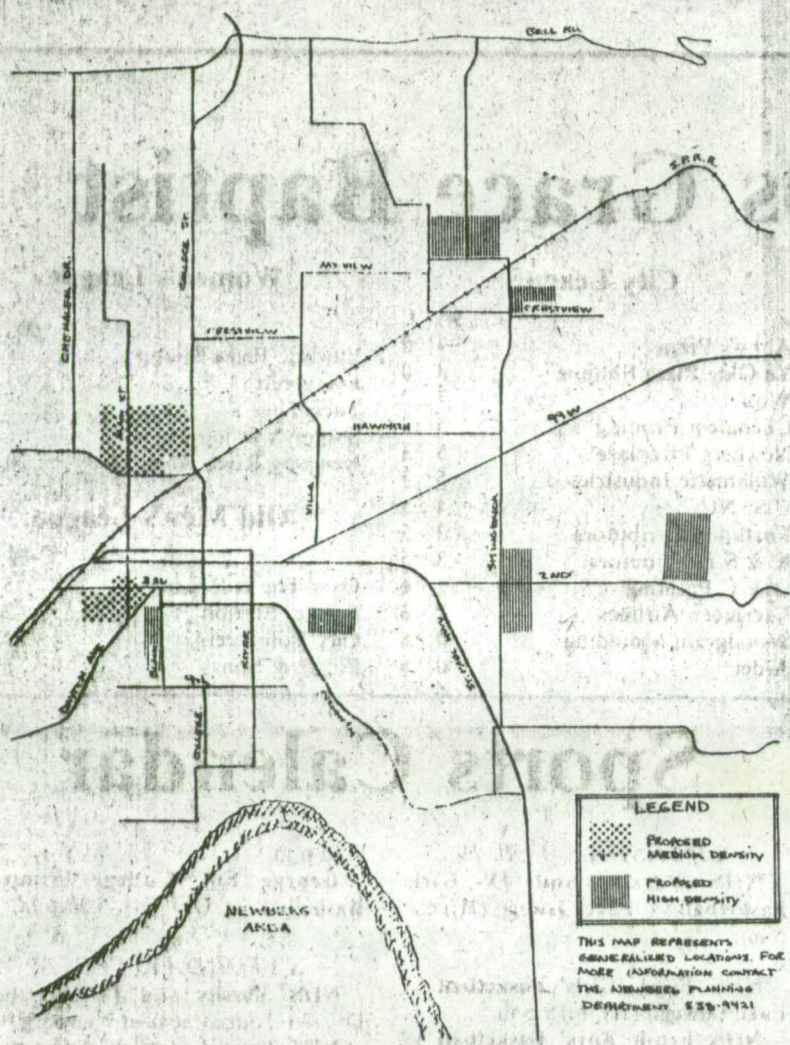
NOTE: Only a portion of the possible areas mentioned above are proposed to be rezoned to meet the deficient acreage needs for Newberg's 20 Year Comprehensive Plan.

Any person wishing to speak for or against the proposed amendments may do so in person or by attorney at the public hearing. Also, written objections may be filed with the City Recorder, City Hall, Newberg, Oregon, at any time prior to the scheduled public hearing. A copy of the proposed locations may be viewed in the lobby of the Newberg City Hall. For more information contact the Newberg Planning Department.

Arvilla Page
City Recorder

Published: March 11, March 18, 1981

Legal



NOTICE OF PROPOSED AMENDMENTS TO THE NEWBERG COMPREHENSIVE PLAN AND THE INVENTORY OF NATURAL AND CULTURAL RESOURCES, THE NEWBERG COMPREHENSIVE PLAN MAP AND THE NEWBERG ZONING MAP

NOTICE IS HEREBY GIVEN that a public hearing will be held by the City Council of the City of Newberg, Oregon, on March 2, 1981 Monday, at the hour of 7:30 P.M. in the Council Chambers, City Hall, Newberg, Oregon on the following matter:

Amendments to the Newberg Comprehensive Plan, the Newberg Comprehensive Plan Map and Newberg Zoning Map and the Inventory of Natural and Cultural Resources relating to the Statewide LCDC Goals. Amendments are proposed to the general policies and inventory data relating to Housing, Economic, Future Land Use Needs, Openspace and general wildlife habitat, justification of the Newberg Urban Growth Boundary population projections, noise pollution inventory and other related matters.

As part of the amendments, the City of Newberg will review proposed changes to the Newberg Comprehensive Plan Map and Zoning Map which would increase the acreages now found in the Medium Density (R-2) and High Density (R-3) Zoning and Plan designations.

Areas proposed for a change to High Density include the following:

1. Along Blaine Street, being west of Memorial Park from Third to the bus barns.
2. In and around the area located at the intersection of Third and Church Streets.
3. The northeast corner of the intersection of Crestview and Springbrook.
4. Portions of the Werth Property located south of Highway 99W and east of Springbrook Road.
5. Near the intersection of Second and Springbrook Road.
6. In the area north of Mountainview between Zimri and Springbrook Road.
7. Along Wynoski Street.

Areas proposed for a change to Medium Density include the following:

1. Around and between Third and Fifth Streets being west of Dayton Avenue.
2. North of Illinois St. and south of Pinehurst St.

The Planning Commission will review and make a recommendation of the request to the City Council at the regular monthly Planning Commission meeting, February 17, 1981 at 7:30 P.M. in the Council Chambers.

The Citizen Involvement Advisory Committee and the Newberg Planning Commission will hold a joint hearing on these matters on February 24, 1981 at 7:00 in the Council Chambers, 414 E. First St., Newberg, OR.

Any person wishing to speak for or against the proposed amendments may do so in person or by attorney at the public hearing. Also, written objections may be filed with the City Recorder, City Hall, Newberg, Oregon, at any time prior to the scheduled public hearing. A copy of the proposed locations may be viewed in the lobby of the Newberg City Hall. For more information contact the Newberg Planning Department.

Arvilla Page
City Recorder

Monday, 7:30 P.M.

March 2, 1981

A REGULAR MEETING OF THE
NEWBERG CITY COUNCIL

Council Chambers

Newberg, Oregon

The meeting was called to order by Council President Roger Gano.

Roll Call:

Present - Maybelle DeMay	Quentin Probst
Roger Gano	Richard Rementeria
Alan Halstead	Tom Tucker
Fred LaBonte	
C. Eldon McIntosh	

Staff Present - Michael Warren, City Administrator
Richard Faus, City Attorney
Herbert Hawkins, Chief of Police
Clay Moorhead, City Planner
Arvilla Page, City Recorder
John Paola, Fire Chief
Robert Sanders, Public Works Director
Robert Weisenback, Building Official

Also Present - 60 plus citizens

Minutes of the previous meetings were approved as presented.

Requests from the floor:

Diane Raines requested permission to hold a craft fair on a regular basis Saturdays and Sundays only. There would be a small charge for the booth. The location is undecided at this point. Booths would be of a uniform type. The operation would be similar to the Saturday Market in Portland. After questions by the Councilmembers, Mr. Gano asked that she contact the Administrator with more definite plans and for staff comment.

Mr. Warren reported that a joint meeting had been planned for the City Council on March 23rd to review the recommendations of the Planning Commission and see Citizens Involvement Advisory Committee on the LCDC requirements. Also, at that meeting he would like to present some proposals on the plan development process to the Council.

Don Elsom presented bids received for the Newberg Community Hospital office furnishings. Bids were received from 6 vendors. The Board has recommended accepting bids on various items from each of the six bidders. They recommend bids totaling from Smith \$7,540.87; from B & I International \$11,152.56; from Boise \$7,610.94; from Kuble \$1,955.42; from Peters \$8,076.00 and from Oregon Stationers \$22,899.90 for a total of \$59,235.69. Motion: Halstead-Tucker to approve the Board's recommendations and accept the bids. Carried unanimously.

Public Hearing: Newberg State Bank
Appeal of conditions placed on conditional use permit
by the Planning Commission.

No Council Members wished to abstain.

Mr. Warren reported on the appeal. They are particularly appealing conditions 3 and 6. Three would require Newberg State Bank to install sidewalks on Villa Road and 99W. Condition six would require that Newberg Realty, the owner of the property on which the conditional use permit is being granted, would be required to dedicate 10 feet to the City for street purposes. The City Planner presented report on the Planning Commission's action on the conditional use request. He outlined three options that the Council could take on the appeal. He presented maps of the area showing the location of the temporary bank facility, Newberg Realty, the new construction and he read the conditional use permit section of the zoning ordinance.

Proponent: George Layman, 113 N. Washington St., representing Newberg State Bank. Mr. Layman stated they particularly object to items 3 and 6 which require sidewalks and dedication of land by Newberg Realty. He pointed out that these are not outside developers but are entirely local people. All members of the Bank Board are present. The conditions are burdensome and unnecessary. Parking for the bank will be entirely on bank property. This is purely a temporary installation and it is improper to suggest that the bank make improvements at their expense on property not owned by the bank. At present, Newberg Realty, does not want to give up the property. Estimated cost to the bank would be about \$15,000. This is a large expense for a temporary use of someone else's property. The temporary bank building can be moved 15 feet to the east even though it would be in the way of construction if conditions are not relieved. They request that the Council grant conditional use permit on the Newberg State Bank property instead of the Newberg Realty property.

Proponent: Robert Hurford, 105 N. Meridian, stated he is opposed to the two conditions. Two years ago the Council approved location of a mobile home on hospital property with no conditions. This is asking for severe restriction on the applicant for five months use.

No one wished to cross examine the proponents.

Opponent to the appeal: John Cache, Rt. 2, Box 99B, member of the Planning Commission. An error was made when the bank applied for a conditional use permit on neighboring property. Newberg Realty should have been the applicant. They will benefit from the project, therefore, condition nine is not unreasonable.

Other proponents of the appeal were Jack Nulsen, 817 E. First Street; Millard Leslie of Newberg Realty citing the loss of parking space to Newberg Realty if condition three were imposed and Jim DeYoung, 2404 Willow, contractor on the project.

Mr. Moorhead questioned Mr. Layman regarding status of Newberg State Bank as an authorized agent for Newberg Realty. Mr. Layman stated that they were not.

Public hearing closed.

Council members questioned the proponents of the appeal regarding the parking area that is being constructed, driveways on Villa Road, the size of the driveway easement and the length of time on the easement and the value received by Newberg Realty

in exchange for the property. The easement will be paved to a 24 foot width. In addition, a portion of the parking lot which is now unpaved will be paved to make up for loss of space occupied by the trailer.

Resolution 81-882 was read which would grant the conditional use permit with conditions 1, 2, 4, 5, 7, 8 and 9 as recommended by the Planning Commission. Mr. Layman stated he needed clarification of Exhibit "A" referred to in condition 7. Mr. Tucker pointed out that there was no map available matching option C recommended by the Planner. Motion: Halstead-Tucker to table the resolution on the floor for clarification between the Planner and the applicant. Carried unanimously.

Reports from the City Administrator.

Motion: Halstead-McIntosh to have an adjourned meeting March 23, 1981 on the Comprehensive Plan and Development Procedures. Carried unanimously.

Mr. Warren reported on editorial published in the Newberg Graphic which reported the requirement of a city to publish all ordinances. He stated this was a charter requirement of that particular City and did not affect Newberg. Newberg's ordinances do not have to be published.

Mr. Warren reported on the Block Grant Program. He stated that Newberg is too small to compete well with other applicants for block grants. Projects most often funded are housing rehabilitation. He will work with Mr. Spring at the County and attempt to get rehabilitation block grants for Newberg.

Old Business

Motion: Probst-McIntosh to reconsider request of Dale Compton for water hook-up. Motion carried. One Nay - LaBonte.

Allyn Brown, attorney, representing the Comptons stated ordinance denies new water service outside the city limits. Water at the current residence is unfit to drink. There were once 32 hook-ups at this location for a motel and store. Vested rights should still be in existence. The applicant would relinquish any future claims for additional water use rights. These motel units were originally served by Home Acres Water District. Home Acres was terminated and the residence is now served by Sunny Acres. The Comptons would agree to pay the past due charges for previous use.

Staff Report: Mr. Warren reported the ordinance and Comprehensive Plan would need changed to grant the request. City Attorney Faus reported that no water right exists. There was no contract after this service was discontinued.

Motion: Halstead-DeMay to deny the request for a water hook-up. Carried unanimously.

Motion: Halstead-Tucker to remove from the table discussion on the conditional use permit appeal of Newberg State Bank. Carried unanimously.

Mr. Moorhead stated that Newberg Realty plans future development on the lot that will be used as a parking lot and did not want to be restricted by access locations.

Motion: Halstead-DeMay to delete condition 7 and amend the resolution. Carried unanimously.

The amended resolution carried unanimously.

Motion: Tucker-McIntosh to postpone to April 6th the request by Lee Anderson to rezone property located at Second Street and St. Paul Highway. Carried unanimously.

Motion: Rementeria-McIntosh to postpone to April 6th the request for street vacation of North Street by Allen Fruit Company. Carried unanimously with Fred LaBonte abstaining.

New Business

Brugato/Buckley appeal of Council action allowing use of trailers in R-1 zone. Their appeal upheld by the Land Use Board of Appeals. The Administrator reported that staff advised and he concurs that no action be taken by the City.

Janitorial Service for City Hall. Mr. Warren reported that Boyes Janitorial has requested discontinuance of their service. Bids were called for for the janitorial service. Four bids were submitted. Bids were at a variety of prices for a variety of service. Bids were received from Ferron Janitorial Service, Tualatin, Oregon; CY Cleaning Service, Newberg, Oregon; Struck Jones Janitorial Services, Newberg, Oregon; and ADC Janitorial, McMinnville, Oregon. He recommends the Council accept Ferron Janitorial Service at \$501. per month, supplies to be furnished and billed to the City at cost. Contract will be good for one year. Mr. Boyes reported that he had had no contract to clean the City Hall. The Police Department required extra services but he was always required to keep the cost low. He did not feel he was being treated fairly by Mr. Warren.

Nancy Jones questioned accepting lowest bid. Mr. Warren stated the bid was reviewed with the bidder. Motion: LaBonte-Halstead to award the contract to Ferron at \$501. per month. Carried unanimously.

Liquor License Application by Rocky's. The Public Safety Committee did not meet but the Chief of Police recommends approving this application. Motion: Halstead-McIntosh to approve Rocky's liquor license application. Carried unanimously.

Motion: Halstead-Tucker to approve the Accounts Payable for February. Carried unanimously.

Appeal of denial of a building permit for a 10-plex at the corner of Walnut Street and Deborah Road by David and Kathy Solberg. Dick Sadler, attorney representing Solbergs, stated further action is needed. No decision was made on whether the applicant has a right to a building permit. The applicant made application for a 10-plex building permit. The City Council then changed the zoning specifications on the lot and would then permit only a 4-plex. The letter received from City Planner Moorhead stated nothing that indicated that construction had to be completed within one year. The Uniform Building Code does not require completion within one year. If Solberg had been told construction would have to be completed in 2 months, it could have been done. The building permit should have been renewed or reissued. This 10-plex would not devastate a large area. Similar development is in the area. Commercial is on two sides of it. Over \$12,000 was invested in the lot. The Council has previously been given an itemized accounting of the investment. No case law has been found on continuation of construction.

Councilman Rementeria asked if it was not true that the only work done was excavation for foundation. Mr. Sadler replied that gravel was hauled in for a parking area. Mr. Gano asked whether his client was aware of a change in City ordinance. The answer was that he knew some changes would be made. Did his client write a letter of opposition? He asked for clarification of status. Mr. Faus asked what was motive for doing work at site. Was it done to show vested interest and to stay the affect of down zoning or was it done to build a 10-plex? Mr. Sadler answered it was a 10-plex but financing problems developed. Mr. Moorhead asked whether the permit did expire, did he have authority to reissue the permit?

That section of the Uniform Building Code regarding timing of construction was read.

Building Inspector Weisenback stated he had contacted the applicants office to warn of the expiration of the building permit.

Mr. Faus asked whether the question is the issue of the new permit or is it an extension of the old permit? Mr. Moorhead stated the applicant had no right to an extension or new issue.

Motion: Tucker-Halstead to grant Solberg his request for a 10-plex building permit based on the fact that vested interest is not spelled out in our ordinance. 1 Aye - Tucker. 7 Nay. The motion failed.

Motion: DeMay-Rementeria that staff not issue the permit for a 10-plex on this property. Tie vote. Motion failed.

Motion: DeMay-Halstead to deny the appeal of Solberg. 7 Aye. 1 Nay - Tucker. Motion carried.

Request by Robin Hamblin that the Council initiate vacation on North Street at Washington Street. Motion: Halstead-McIntosh to initiate street right-of-way vacation on North Street at Washington Street. Carried unanimously.

Resolution 81-883 authorizing Mayor and City Administrator to sign the Deferred Income Plan with First Federal Savings and Loan was read. Motion: Probst-LaBonte to adopt the resolution. Carried unanimously.

A resolution was read which would update the interest rates charged on water and sewer tap and development fees when paid on the installment basis. Current rate is 8%. Resolution states 12%. The Council discussed whether the City should assist in financing water and sewer tap fees and what the amount should be that the City would finance. City Attorney stated that he has found reference to this matter in another ordinance.

Motion: LaBonte-Probst that when City requires connection to water and sewer that financing be made available at 10% down and 24 months payment at interest to be established. Carried unanimously.

Motion: DeMay-LaBonte to postpone action on the resolution. Carried unanimously.

Motion: Halstead-McIntosh to read Ordinance 2045, the issuance and sale of Bancroft Bonds in the amount of \$1,088,475.83. Carried unanimously. The ordinance was then read. Roll Call: Aye 8 - DeMay, Gano, Halstead, LaBonte, McIntosh, Probst, Rementeria, Tucker. Nay 0. The Council President then declared the ordinance passed.

Vacation of eastern half of alley between Seventh and Eighth Streets and Chehalem and Willamette Streets. Applicant Larry Roberts/Ileana Daniels. No proponents or

opponents wished to be heard. Public hearing closed.

Motion: Halstead-LaBonte to read Ordinance No. 2047. Carried unanimously. The ordinance was then read. Motion: Halstead-LaBonte to correct the pronoun he as used in the ordinance. Carried unanimously. Roll Call on the amended ordinance. Aye 8 - DeMay, Gano, Halstead, LaBonte, McIntosh, Probst, Rementeria, Tucker. Nay 0. Council President then declared the ordinance passed.

Motion: LaBonte-Rementeria to read Ordinance No. 2048 amending Ordinance No. 929 relating to sidewalks to update and modify the ordinance to allow the City Engineer to require the placement of sidewalks in areas where there is need. Carried unanimously. Roll Call: Aye 8 - DeMay, Gano, Halstead, LaBonte, McIntosh, Probst, Rementeria, Tucker. Nay 0. The Council President then declared the ordinance passed.

Motion: Halstead-Rementeria to adjourn to March 23, 1981. Carried unanimously.

MEMO

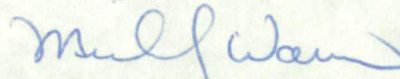
TO: City Council
FROM: City Administrator
SUBJECT: Tree People

DATE: April 2, 1981

Mrs. Peggy Campbell, representing the Tree People, has requested that sometime at the City Council meeting to address the Council, Staff and audience with an introduction to the Tree People. This request will merely give the City Council an idea on what they are attempting to do in the beautification of Newberg and will allow the City Council to see some slides of other communities and see what they have done.

The Public Works Director, the Planning Director and myself have all attended meetings and have been working closely with the Tree People in an effort to insure that whatever project they undertake will be done correctly (i.e. if they are going to plant trees along First Street, we must make sure that the business community is aware of the idea and the maintenance of those trees is handled by a designated person or body.)

It is my feeling that the Tree People are moving in the right direction and although they would like to begin the project immediately, they have deferred their target dates because they have been made aware of the absolute necessity of planning this carefully.



Michael Warren
City Administrator

MW/bjm

MEMO

TO: City Council

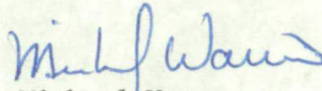
DATE: April 1, 1981

FROM: City Administrator

SUBJECT: Water service for Claudine Word

The attached memorandum from the Public Works Director indicates not only a request from Mrs. Word for water hookup but a recommendation to proceed with her request. The last paragraph is important in that the City Council should indicate to staff on future requests.

My feelings are that in this particular case we should hook Mrs. Word up to the West Sheridan Street Water District. In the future we could do it on an individual basis, but generally hook other people up too. It represents a substantial amount of income and according to the Public Works Director may not hinder our supply at all.


Michael Warren
City Administrator

MW/bjm

Enc.

MEMORANDUM
1 April 1981

Tape
call Mrs Word
to let her know
it will be on
Agenda Monday

TO: Mike Warren, City Administrator
FROM: Bob Sanders *BIS*
RE: Water Service to Claudine Word through the W. Sheridan Street
Water District

After reviewing this request to use City water through the water district due to the attached hardship request, I would recommend the following:

1. Allow the W. Sheridan Street Water District to connect Ms. Word.
2. Collect a development fee of \$1,500 from Ms. Word.
3. The water service will be at the County rate--double the City rate.
4. In the future, an additional surcharge may be added to the service charge which would be comparable to the rate the City residences are paying for the bond debt on the water improvements.

The W. Sheridan Street Water District has agreed to connect Ms. Word according to her; however, there will be a pressure reduction in this district due to the additional service connection. The City will not make any improvements to the existing City maintained system near this district due to the additional service.

There are quite a few requests coming in for connection outside the City. I feel we should have some Council action on this subject so I know how to respond to the people. I will outline my thinking on this subject in a separate memo.

2-25-81

TO: Bob Sanders

Mrs. Word states in her letter that she is in the Sheridan Water System. What she means is that she is in the area served by the West Sheridan St. Water District. She told me their line runs directly along her property, and she wants to be allowed to attach.

She would like to be notified when this will be considered by the council.

Debbie Noyes

538-3949

Pauline

ILB

February 24, 1981
Rte. 1, Box 333-A
Newberg, Oregon 97132

Newberg City Council
Newberg, Oregon

Dear Sirs:

RE: Tax Lot # 3219-3001

This is a petition to the Council asking for permission to connect to the city water system. I live at Rte. 1, Box 333-a, Newberg and am in the Sheridan Water System.

I have lived here a year, having put down a well, water from which has so much iron and sulphur it is impossible to use for drinking, washing, or cleaning. This has cost me \$1500. and several well drillers in the area say it will cost from \$3000. to \$5000. to go deeper without any assurance of getting more or better water. Since I am 78 years old and a widow, I live on a very limited income. I respectfully request the City Council to consider granting permission to hook up to city water.

Respectfully,

Claudine Word

Claudine Word

Rte. 1, Box 333-A

Newberg, Oregon 97132

Phone: 538-6965

MEMO TO: Mike Warren, City Administrator
FROM: Rick Faus, City Attorney
DATE: April 9, 1981
SUBJECT: Resolution requested by the Home Builders Association
of metropolitan Portland to support the President's
economic recovery program.

Attached is a draft resolution as requested by the Council at it's meeting April 6th. It has been adapted from the resolution submitted by the Home Builders Association and more closely reflects the way such a resolution should read coming from a public body such as the City.

RDF:fj

MEMO TO: Mike Warren, City Administrator
FROM: Rick Faus, City Attorney
DATE: April 9, 1981
SUBJECT: Resolution requested by the Home Builders Association
of metropolitan Portland to support the President's
economic recovery program.

Attached is a draft resolution as requested by the Council at it's meeting April 6th. It has been adapted from the resolution submitted by the Home Builders Association and more closely reflects the way such a resolution should read coming from a public body such as the City.

RDF:fj

RESOLUTION NO.

WHEREAS, on February 18, 1981 President Reagan presented to Congress a comprehensive program for curing the ills that now plague the nation's economy; and

WHEREAS, the President's program, which is known as Americas New Beginning, a program for economic recovery which includes cutting federal spending in the national deficit reducing unnecessary federal regulations and taxes and lowering the present interest rates is in the best interests of the nation; and

WHEREAS, the objectives of the President's program are necessary for a strong economy.

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

1. That the Council of the City of Newberg strongly endorses the President's program for national recovery and further
2. The Council of the City of Newberg urges and requests that other elected officials in Oregon support the President by rapidly endorsing and passing the necessary legislation to implement the President's program for economic recovery.

ADOPTED by the Council this 13th day of April, 1981.

Arvilla Page - Recorder



Home Builders Association of Metropolitan Portland

3140 N. E.
Broadway /
Portland, Oregon
97232 /
Telephone
288-0121

OFFICERS
PAT M. BRIDGES
President
National Director
JAMES R. IRVINE
1st Vice President
National Director
STEVE SMELSER
Vice President-Treasurer
National Director
MICHAEL W. ROBINSON
Vice President-Secretary
National Director
MIKE KIMBERLING
Associate Vice President
JAMES M. GOODRICH
Executive Vice President

DIRECTORS
DALE C. JOHNSON
Immediate Past President
National Director
DONALD D. McCAFFERTY
Builder Director
GARY REID
Builder Director
W. RICHARD COOLEY
Builder Director
W. ROSS DEY
Builder Director
MARVIN WYATT
Subcontractor Director
MIKE HAGEMENAS
Supplier Director
RAY SIMONSON
Associate Director
ROY G. ASBAHR
Chairman
Past Presidents Council
EARL SMELSER
Chairman
Clackamas County Division
JAMES R. SPURLING
Chairman
Multnomah County Division
ROBERT N. McDOUGALD
Chairman
Washington County Division
VINCE HAWORTH
Chairman
Yamhill County Division
JIM NICOLAISEN
President
Multifamily Housing Council
JOHN A. McLEOD
National Life Director
WILLIAM R. LAMB
National Life Director
DALE C. DeHARPPORT
National Director
RICHARD E. EDWARDS
National Director
ROBERT S. MILLER
National Director
ALLEN EDWARDS, JR.
National Director
GABE SUGARMAN
National Director
RICHARD SMELSER
OSHBA Director
National Director
CLIFF SCHILLING
NAHB Oregon Representative

HONORARY DIRECTORS
VINCENT RASCHIO
AL NORBRATEN
FRANK D. EVANS
KENNETH HODSON
TED R. ASBAHR
ARCHIE HODGES
WILLIAM J. COOLEY
RAY HALLBERG
RYCHEN M. PADDACK
ROBERT B. ROGERS

City of Newberg
Mayor Elvern Hall
414 East 1st Street
Newberg, OR 97132

Dear Elected Official:

Attached please find a resolution adopted by our Association concerning the President's program for national recovery. The resolution represents the opinion of our 1,300 member companies and we believe the vast majority of Americans across the country.

We urge your support of the President. Although cutting the federal budget means sacrifices for all of us, we believe that the only way to stop our common enemy, inflation, is through reducing federal spending.

Thank you for your consideration of our resolution.

Sincerely,

Pat M. Bridges
President
HBA of Metro

cc: Chamber of Commerce,
National and Portland
Oregon HBA's

PMB/djgb

IV C

R E S O L U T I O N

Whereas, on February 18, President Reagan presented to Congress a comprehensive program for curing the ills that now plague the nation's economy, and;

Whereas, the President's program which is known as America's New Beginning: A program for Economic Recovery, and includes cutting federal spending and the national deficit, reducing unnecessary regulations and taxes, and lowering the present interest rates, and;

Whereas, the objectives of the President's program are necessary for a strong economy and strong housing industry, now;

Therefore be it resolved, that the Home Builders Association of Metropolitan Portland strongly endorses the President's program for national recovery, and that further;

We urge and request that Oregon's Elected Officials support the President by rapidly passing the necessary legislation to implement the program.

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Comprehensive Plan

DATE: April 2, 1981

The attached memo from the Planning Director indicates a strong recommendation for the Comprehensive Plan to be adopted by the City Council in order for it to go to the State Land Conservation and Development Commission. The Planning Director, City Attorney and myself met with the Director of LCDC in an effort to air some differences, at least on my part, and to become better acquainted with their position in regards to our Comprehensive Plan. This meeting was arranged by Assemblyman Bill Rutherford. I explained to the director that the City of Newberg is attempting to do some different things in the Planning and Development processes that would change the image of Newberg. In essence, the restrictions placed on the City by LCDC would at the very least hinder our progress. I also recognized the fact that LCDC is simply caught in the middle much like the City Council. In other words, the LCDC is attempting to carry through the dictates of the voters and by doing such they incur the wrath of the City Council's and Staff's within the State.

As much as I would like to advise the City Council to determine it's own destiny and allow the people of Newberg to shape their own City, I cannot in good conscience. The State of Oregon does have some laws that must be abided and at this point in the process I do not see how Newberg can go off by itself. Another factor that influences my recommendation is the amount of time the Planning Director and the City Attorney have put in on the Comprehensive Plan. To get it done and out of the way, would be helpful for the entire staff.

The third paragraph of the Planning Director's memo indicates that LCDC does not have any major objections relating to this plan and that it, in all likelihood will be approved by their Staff once it is submitted. I made it perfectly clear to the LCDC Director that should this plan be submitted after the City of Newberg has in essence complied with every wish of LCDC and not be approved by the LCDC Staff, I would recommend that we not spend anymore time in attempting to comply with the wishes of LCDC. I mentioned this no less than two times in the meeting and I intended to do it not as a threat but as an indication of the frustration along with the hard work that has been related to this plan.

My recommendation to the City Council is to adopt the plan unless there are major objections (See last paragraph of Planning Director's memo) and continue to work on the Comprehensive Plan even after approval to insure that we do not create any problem areas, because of the requirements of LCDC upon our plan.

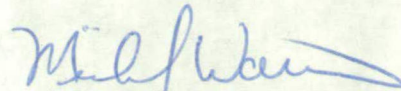
IVA

Page 2

April 2, 1981

Memo on Comprehensive Plan

I strongly recommend that we continue to get the upgrading of our Planning process in a development area and that we implement the changes that will be before the City Council at future meetings. The reason for this is rather simple - with a higher density in some neighborhoods, future development is going to not only need to be planned but need to be done correctly. If it is not, then we will undoubtedly create some blighted areas, some problem areas for the Police Department and some very serious social problems. If we can have adequate open space, good living conditions and condominiums or homes that look nice from day one then it will minimize our risks with future problems.


Michael Warren
City Administrator

MW/bjm

Enc.

IV A

Tape

MEMORANDUM
2 April 1981

TO: Mike Warren, City Administrator

FROM: Clay Moorhead, Planning Director *CMB*

RE: Adoption of the Newberg Comprehensive Plan

As you are aware, the proposed amendments to the Newberg Comprehensive Plan have been coordinated with various State and County departments and agencies as well as the 1000 Friends of Oregon. Through these discussions and negotiations, it appears that the proposed amendments will satisfactorily comply with the State LCDC goals and guidelines. From these discussions then, it would appear that these amendments, once submitted to the Land Conservation and Development Commission, would enable the City of Newberg to receive acknowledgement of the Comprehensive Plan.

The State Land Conservation and Development Commission will schedule a hearing as soon as possible to review the plan. The hearing on the Newberg plan will most likely be in June or August of 1981. With the acknowledgement of the Newberg Comprehensive Plan, the City's land use requests will be based primarily upon the Comprehensive Plan rather than the review of these requests as they may relate to the LCDC goals and guidelines. In addition, the State will have substantially completed their process with the City of Newberg and will then move on to acknowledgement of other cities which is expected to take several more years.

The County Planning Commission has approved the Newberg Comprehensive Plan by a 5 to 0 vote with one abstention. The Yamhill County Coordinator's objections relating to the Newberg Comprehensive Plan have now been addressed and satisfied. The City of Newberg Citizen Involvement Advisory Committee has recommended the adoption of the document by a unanimous vote and the Newberg Planning Commission has done the same. Recently, because of our meeting with the Director of the Department of Land Conservation and Development, the LCDC Field Representative and a representative of Bill Rutherford's office, it was apparent that the State does not have any major objections relating to the Plan at this point.

Because of all these factors, I would strongly recommend that the Plan be adopted at this time and submitted to the Yamhill County Board of Commissioners for their approval. Once approved by the Board of Commissioners, the Plan will be submitted to the Department of Land Conservation and Development so that a hearing can be scheduled on the Plan.

Memorandum - Adoption of Newberg Comprehensive Plan
Page 2

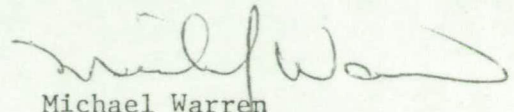
Relating to the zone change process associated with the adoption of the Comprehensive Plan, the City Council may recognize and re-zone those lands that have been recommended for up-zoning by the Citizen Involvement Advisory Committee and the Newberg Planning Commission or the City Council may substitute other lands which were reviewed through the hearing process. It is recommended that, if the City Council does decide to substitute alternate lands for up-zoning, the same quantity of land be substituted. In other words, if 20 acres were deleted from one area, the Council should then recognize 20 acres to be included at another location.

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Request by Lee Anderson for Zone Change

DATE: February 26, 1981

As the Council can note from the attached memo from the Planning Director it is recommended that this action be continued to the April meeting.



Michael Warren
City Administrator

MW/bjm

Enc.

742

MEMORANDUM
24 February 1981

TO: Mike Warren, City Administrator

FROM: Clay W. Moorhead, Planning Director

RE: File No. C-1-81/Z-1-81, a request by Lee W. Anderson for a Comprehensive Plan Amendment and zone change from High Density Residential to Community Commercial (C-2) located at the N. W. corner of the intersection of Second St. and the St. Paul Highway.

This matter came before the Newberg Planning Commission on February 17, 1981 at which time the applicant addressed the Planning Commission and requested that the matter be continued for a one-month period in order to allow the applicant additional time to respond to the staff report relating to the matter. The Newberg Planning Commission then made a decision to continue the matter to their regular meeting, March 17, 1981. *

For the reasons as mentioned above, it would be premature for the Council to review this request. Therefore, it is recommended that the matter be continued to the Newberg City Council's regular meeting on April 6, 1981.

MEMO

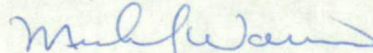
TO: City Council
FROM: City Administrator
SUBJECT: Mayor's Task Force

DATE: April 2, 1981

Most of the members of the City Council have already heard about the Mayor's Task Force. It stems from the enthusiasm that is evident in the City and the need for assistance to achieve some of the goals that we have been talking about at the Council level. The committee is made up of some people that have worked in this area and demonstrated enthusiasm, imagination and an ability to accomplish the tasks that they have worked towards.

I am very hopeful that through the support of the City and the Newspaper, the Mayor's Task Force will work with other organizations in achieving these goals that will be outlined in the next month or so. If nothing else occurs, however, the Task Force will serve a purpose in acting as sounding board for many of the organizations that would like to have input or direction in specific areas.

I sincerely hope that the City Council will support the Task Force and review their recommendations to the City Council with careful consideration.


Michael Warren
City Administrator

MW/bjm

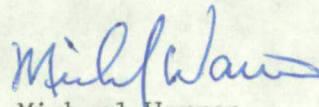
MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Centennial Committee

DATE: April 1, 1981

The attached letter from the Chehalem Valley Heritage, Inc. President describes the enthusiasm that is building in this organization toward an observance of the 100th anniversary of the City of Newberg. For your information our City was incorporated as a town in 1889 and incorporated as a City in 1893. The Chehalem Valley Heritage, Inc would like to have input into this type of event even though it is seven and half years away.

It would be a good idea for the City Council to begin thinking of a Committee that would start gathering material for the centennial celebration. My suggestion would be that the Chehalem Valley Heritage, Inc. work with the Mayor's Task Force in determining goals and be given the okay to act, as least for the time being, as the lead organization organizing the centennial committee and all of the events thereof.


Michael Warren
City Administrator

MW/bjm

Enc.

Type

CHEHALEM VALLEY HERITAGE, INC.
503 EAST HANCOCK STREET
NEWBERG, OREGON 97132

March 24, 1981

Elvern Hall
City of Newberg Mayor
414 E. First St.
Newberg, Oregon 97132

Dear Mr. Mayor:

The Chehalem Valley Heritage, Inc. voted at a regular meeting on March 20, 1981 "to suggest to the City of Newberg that plans be started in 1981 for the observance of the 100th Anniversary in 1989."

Officers and members of the Chehalem Valley Heritage because of our great concern for history offer our assistance in the planning and development of a Centennial observance.

We will look forward to reaction to this suggestion by the City Council, the City of Newberg staff, and other interested citizens and organizations.

Sincerely yours,

CC Mike Warren ✓
Clay Moorhead

Arthur J. Stanley
Chehalem Valley Heritage, Inc.
President

March 24, 1981

MEMO TO MAYOR HALL

FROM Art Stanley

Re: Proposed Plan to coordinate the planning of all concerned groups and organizations in the City of Newberg

The following is an example

City of Newberg	City Hall	Sewer Improvements	Other planning groups 39 Listed in the appendix of the Comprehensive Plan Inventory document
1981	We have		
1982	Determine location	Secure funds	
1983	Secure Architect	Let the contract	
1984	Above Plans		
1985	Start Building or remodeling	Completed	
1986			
1987			
1988	Dedication		
1989			
1990			

Ten more years could be added

The above is only suggestive and my own dreaming. The City Council would have to determine the goals and dates for achievements.

This idea for planning is submitted to you as a method of having all planning groups working together during the next decades and beyond for the advancement of the City of Newberg.

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Revenue Sharing

DATE: March 19, 1981

As the City Council knows the General Fund is having a growing dependency upon the Revenue Sharing money that is being received and expected to be received in the next few years. This is a vital concern to all of us because it represents approximately \$270,000 a year. There has been some talk about Revenue Sharing ending especially since President Reagan's economic recovery plan.

In a newsletter from the League of Oregon Cities dated March 19, 1981 various city programs that would be vulnerable under the economic plan were listed and indicated as to whether they would be cut or left to stand. General Revenue Sharing money of \$4,600,000,000 would not be cut at all, in fact it is the only one that is in this category.

While proposing no cut in General Revenue Sharing for local governments the President is not asking for the \$2.3 billion authorized for States. In other words, cities have been spared.

For your information, here is what has happened in other Federally funded programs:

CETA Public Services jobs would be eliminated and \$689 million carried over from fiscal year 1981 to phase out the program.

Environmental Protection Agency, Wastewater Construction Grants would be ended unless Congress enacts reforms and then the President will ask for \$2.4 billion for fiscal year 1982.

The Community Development Block Grant Program was not cut but Urban Development Action Grants (UDAG) rehab loans and low income weatherization programs would be terminated and absorbed into the Block Grant program, probably without additional funding.

HUD's Housing Assistant Programs would be cut by \$9.3 billion. A reduction of \$2.3 billion is proposed in the Farmers Home Administration loans for housing and other community facility activities.

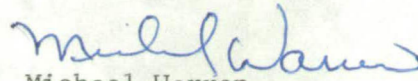
Economic Development Administration (EDA) and most regional economic development programs would be completely terminated in 1982 and an additional \$502,000,000 of unobligated 1980 funds would be rescinded.

Mass Transit Capital Grants would be cut by \$950 million plus purchases and upgrading of existing rail systems, which continue to be funded but new rail transit starts including the Banfield, light rail project in Portland, are in trouble.

Environmental Protection Agency, Wastewater Treatment Grants will be cut by \$1 billion in 1981 and \$3.6 billion in 1982 to eliminate the program. If Congress should adopt proposed reforms which restrict

Memo to City Council
Revenue Sharing

funds to enviromentally necessary projects and sharply reduce the long-term Federal financial commitment an appropriation of \$2.4 billion would be proposed.



Michael Warren
City Administrator

MW/bjm

MEMO

TO: City Council

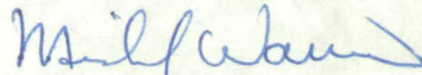
DATE: March 27, 1981

FROM: City Administrator

SUBJECT: Innovative Revenue Sources

The attached article was taken out of Public Management Magazine, February 1981 issue. As you read this you will notice that the City of Newberg is not unique in it's financial predicament. But the positive end of this article is that with some innovative ideas something can be done to arrest the problem.

If you have any ideas on the article, I would appreciate either a phone call or something in writing. Perhaps, if the Department Heads and the City Council all put their ideas to work we can turn this situation around.



Michael Warren
City Administrator

MW/bjm

Enc.

cc: Department Heads

VII c

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: B Ballot Items

DATE: April 2, 1981

The City Council is faced with the possibility of two decisions either tonight or sometime in the future. The first decision is-What should the B ballot entail? The second decision is-Should we advertise all the details of the B ballot so that voters know exactly what they will be voting on? The first decision has to be made. In the case of the B ballot failing then the staff has to regroup and know exactly what to do to balance the budget. The second decision has some pros and cons. If we identify everything to the voters then obviously they will be cognizant of what is on the B ballot. The catch is that some voters may think that it is "black mail" or holding something over their heads. We of course know that the money has to come from somewhere and what we are attempting to do in the City is to keep the level of service at a maximum with expenditures at a minimum. This means that, although everything is needed, we must dispense with the personnel or items that have the least affect on services (although we know that there will be some affect).

If the B ballot does fail it will represent a 19½% cut in the service as provided currently. If the A ballot fails it will represent another 18½% or a total of 38% cut in the current level of service. These figures are not meant to distort the situation, worry or threaten the people or in anyway exaggerate the seriousness of the money shortage. They are meant to give realistic appraisals of the real possibility of the money not being there. If you combine these figures along with the contributions from other funds and the contributions from Revenue Sharing funds you will see that the City is supported by 60% from outside sources. The tax base that hasn't been changed since 1916 merely represents a little over 5% of the General Fund revenues. No one can expect the City to operate with this level of service on \$118,000 a year.

Regardless of what happens in the future, please be assured that the City Administrator and the Staff in City Hall will continue to work as diligently as ever and provide the best level of service possible with the money available.

The following list of departments will tell the basic items that will be included on the B ballot and the general affect on that department:

FIRE DEPARTMENT - inclusion of two fireman and inclusion of moneys that have been traditionally set aside for future purchase of capital equipment such as fire truck or tank truck.

The affect is obvious - 50% of the paid personnel other than the Fire Chief will be eliminated. The total inclusion is \$58,000.

POLICE DEPARTMENT - Police Officer - \$25,000
Dispatch Secretary - \$15,000
Supplies - \$3,000
Dog Control Supplies - \$250

VII D

April 2, 1981
Memo on B Ballot Items

POLICE DEPARTMENT (Continued)

Training - \$1,000
Radio - \$3,000
Gasoline - \$1,000
Police Evidence - \$2,000
Overtime - \$3,000
Equipment - \$4,000
Capital Fund - \$18,500

This allows for the purchase of one car. The total is \$75,750.

NOTE: The Police Chief has recommended this is about as low as he can go and provide a decent level of service.

As you will learn from the continuation of this memo the inclusion on the B Ballot is not enough, consequently, I would recommend another position be put on the B ballot for the Police Department. Approximate cost to be \$20,000 to \$25,000.

LIBRARY - Supplies - \$250
Books and Periodicals - \$10,000
Building Maintenance - \$4,200

This will not allow the Library to keep up with maintenance of building or books and periodicals.

STREET LIGHTING - We currently spend \$68,400 on street lighting. We may have to eliminate 2/3 of the street lights to save half of the money or approximately \$34,000 would go on the B ballot.

CITY HALL - Repairs to Building - \$1,500 (the affect is obvious)

ENGINEERING - Professional Services - \$40,000
Dues, Meeting & Travel - \$200
Surveying supplies - \$750
Capital Equipment - \$10,000
Salaries - \$13,000 to \$20,000

The inclusion and professional services would be the elimination of the transportation and traffic safety plan and the inspections on the LID projects. The Capital Equipment will allow for not even keeping up with what is needed. The salary would either be the elimination of $\frac{1}{2}$ of an Engineering aide position or a full position in maintenance. The question still has to be answered is whether or not we can transfer the money that would have gone towards the maintenance position in the Street Fund back into the General Fund. If this could be done, I would recommend we eliminate the full maintenance person.

The Public Works Director informs me that this will allow the answering of phones, action on complaints and the inspection of LID's. Little more could be done in Engineering besides that.

BUILDING INSPECTION - Dues, Meeting & Travel - \$500
Capital Equipment - \$4,900
Building Inspector - \$20,000

VII D

April 2, 1981

Memo on B Ballot Items

This would mean that building inspection would be cut essentially by 1/3.

LEGAL - Dues, Meeting & Travel - \$400
Books & Publications - \$1,000

PLANNING - $\frac{1}{2}$ Clerical Position - \$6,389
Dues, Meeting & Travel - \$500
Printing & Advertising - \$1,000

FINANCE - Dues, Meeting & Travel - \$300
Clerical - \$6,500

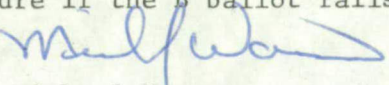
ADMINISTRATION - Dues, Meeting & Travel - \$300
Salaries - \$1,000

SOCIAL SERVICES - \$23,352

TOTAL FOR DEPARTMENTS:

Fire Department	-	\$58,000
Police Department	-	\$75,750
Library	-	\$14,450
Street Lighting	-	\$34,000
City Hall	-	\$ 1,500
Engineering	-	\$70,950
Building Inspection	-	\$25,400
Legal	-	\$ 1,400
Planning	-	\$ 7,889
Finance	-	\$ 6,800
Administration	-	\$ 1,300
Social Service	-	\$23,352
TOTAL		<u>\$320,791</u>

As you can see this still falls short of the \$394,000 that is needed to be included on the B Ballot. We will continue to work diligently in seeing where we can cut. But it is difficult and very touchy for all of the Department Heads. I welcome any City Council members suggestions for inclusion on the B Ballot or ideas for the future if the B ballot fails.


Michael Warren
City Administrator

MW/bjm

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Property Insurance

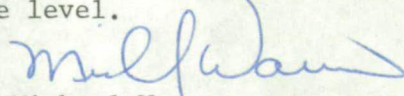
DATE: April 3, 1981

The League of Oregon Cities is working toward the the eventual goal of self-insurance. A middle ground however, is the pooling of insurance by many cities in order to gain a discount from an insurance company. Obviously, a company is going to give a discount for the mere volume that an entity is willing to provide. The League is acting as that entity or a clearing house for many such cities. They will be ready to go on property insurance along with liability and worker's comp. no earlier than May 1, 1981. We did not learn this until recently and asked for bids to be submitted from Buckley Insurance Agency and Rushlow-Busch Insurance Agency. Low bid was \$3,856 on our property insurance of \$6,218,758. This was with a \$5,000 deductible. With a \$1,000 deductible the bid was \$4,200.

As you can see from the attached memo from the Director of Administrative Services, the League will offer insurance for \$2,798 or over \$1,200 savings. The League is also offering a \$1,000 deductible.

Our policy with Buckley expired April 1, 1981 and there of course is a 30-day lapse between the beginning of the League's policy. I have authorized the Director of Administrative Services to proceed with insurance coverage with Marsh & McLennan for the 30-day period. This is also advantageous to us in that they will not charge a penalty fee for those 30-days.

Given the rate that we were charged this fiscal year and the value of our property we would have been paying \$6,281 for property insurance. Going out to bid like we did brought it down to the \$3,856 figure or the \$4,200 figure depending upon the deductible. The League of Oregon Cities, because of the pooling can bring it down even further. The Council will be even more surprised when we become self-insured and see that this figure can be further reduced. All of the above coverages are at or exceed our current coverage level.


Michael Warren
City Administrator

MW/bjm

Tape

MEMO

TO: City Administrator DATE: April 4, 1981

FROM: Dan Palmer

SUBJECT: Property Insurance

The League of Oregon Cities, working through Marsh & McLennan has obtained group property coverage for \$.045 per hundred. Based on our insurable amounts the annual premium would be an estimated \$2,798 (\$6,218,758 x .045). This represents an annual savings of \$1,200 over the proposals from Buckley and Rushlow-Busch presented in my memo of March 25, 1981.

Policies will not be written until May 1, 1981 leaving a 30-day interim period between the expiration of our existing coverage and the beginning of the group coverage. To cover us during that brief period I requested from Buckley the pro-rata premium if we were to extend our present coverage. He quoted me a price of \$730 of which \$400 was penalty. I then called Mike Chaney at Marsh & McLennan who said he could arrange a pro-rata binder for us at the group rate for the 30 day period with no penalty.

Acting with your approval I cancelled without penalty our present policy with Buckley on the anniversary date of April 1, 1981.

At present we are covered through Marsh & McLennan pending our decision on joining the group. I am anticipating that we will. In conversation with Noel Klein of the League of Oregon Cities I learned that he is moving in the direction of self insurance. The group is a step in that direction.

Dan Palmer
Dan Palmer
Director of Administrative
Services

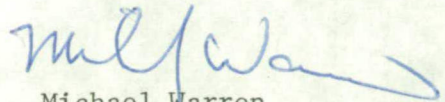
DP/bjm

MEMO

TO: City Council
FROM: City Administrator
SUBJECT: Hospital Bid for Carpeting

DATE: March 26, 1981

The Hospital Administrator has attached a competitive bid sheet for carpeting base in the new and remodeled areas of the Hospital project. Bids were reviewed by the Executive Committee with a recommendation that the low bid of Wallace Floor Coverings in Portland, Oregon be accepted. The total bid is estimated at \$16,345.



Michael Warren
City Administrator

MW/bjm

Enc.



NEWBERG COMMUNITY HOSPITAL

501 VILLA RD. NEWBERG, OREGON 97132 (503) 538-3121

March 24, 1981

RECEIVED

MAR 26 1981

CITY OF NEWBERG, ORE.
OFFICE OF RECORDER

Mike Warren, City Administrator
City of Newberg
414 East First Street
Newberg, Oregon 97132

Dear Mike:

I have attached a competitive bid sheet for carpeting, base in the new and remodeled areas of our hospital project. The bids have been reviewed by the Executive Committee of the Hospital Commission and it is our recommendation that the low bid of Wallace Floor Coverings, Portland, Oregon be accepted. The total bid as submitted is \$16,345.

I should point out that there were nine suppliers picked up plans and specifications for furnishing carpeting and base in our project but only two finally submitted bids. We contacted each of the suppliers that had picked up plans and specifications and all gave justifiable reasons why they did not submit bids. Most felt unable to furnish a firm price for the carpeting and other materials as the laying of carpet will be done over a two to three month period beginning in June. One other company stated that it was too big a job for them and they did not feel capable of handling it.

As a point of interest, the hospital purchase of equipment and accessories for the current building project was budgeted to be \$494,000 and at the present time we are approximately \$26,000 under budget on those items we have purchased to date. I would request that you furnish the information concerning the carpeting and floor base bids to the City Council for their ratification at the next regularly scheduled meeting.

Sincerely yours,

Donald S. Elsom
Administrator

DSE:jp

enc.

IIA

NEWBERG COMMUNITY HOSPITAL

BUILDING PROJECT
COMPETITIVE BID ANALYSIS

BID OPENING DATE: March 9, 1981

BY: *[Signature]*

WITNESS: *Betty L. [Signature]*

ITEM (S) Carpeting

HOSPITAL SPECIFICATIONS	QTY	BUDGET	SUPPLIER 1	SUPPLIER 2	SUPPLIER 3	SUPPLIER 4
Per attached specifications		\$14,175.00	Johnsons	Wallace		
			\$18,920.00	\$16,345.00		

II
4

MEMO

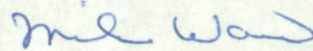
TO: City Council

DATE: March 30, 1981

FROM: City Administrator

SUBJECT: Hospital Bid for Ophthalmic Microscope

The Hospital Administrator has written a short note explaining that the Hospital Board of Commissioners have approved the award of a bid for a ophthalmic microscope to Bartells and Stout at a cost of \$14,739. Although this is not the low bid it represents the most reasonable bid given the specifications that were required.



Michael Warren
City Administrator

MW/bjm



NEWBERG COMMUNITY HOSPITAL
501 VILLA RD. NEWBERG, OREGON 97132 (503) 538-3121

March 27, 1981

RECEIVED

MAR 30 1981

CITY OF NEWBERG, ORE
OFFICE OF RECORDER

Mr. Mike Warren
City Administrator
City of Newberg
Newberg, Oregon 97132

Dear Mike:

The Executive Committee of the Hospital Board of Commissioners has approved the award of bid for an ophthalmic microscope to Bartels and Stout for a Zeiss Operating Microscope at a total cost of \$14,739.00.

I have attached a copy of the competitive bid analysis which shows we received four bids. As you will note the low bidder was Storz Company for an Olympus Operating Microscope for \$11,800.00. This item did not meet the specifications that we required. This microscope is not in general production as yet and there are no other microscopes of this brand located on the West Coast. It was recommended that we not accept the low bid in this case.

If you have any questions, I will be happy to respond to you.

We would ask that this purchase approval be placed on the agenda of the next City Council Meeting.

Thank you very much.

Sincerely yours,

Donald S. Elsom,
Administrator

DSE/mb

Enc:

NEWBERG COMMUNITY HOSPITAL

BUILDING PROJECT COMPETITIVE BID ANALYSIS

BID OPENING DATE: March 16, 1981

BY: Donald S. Elsom, Administrator

WITNESS: Betty Lovell, Purchasing

ITEM (S) OPHTHALMIC MICROSCOPE

HOSPITAL SPECIFICATIONS	QTY	BUDGET	SUPPLIER 1	SUPPLIER 2	SUPPLIER 3	SUPPLIER 4
			STORTZ CO.	BARTELS & STOUT	V. MUELLER	WECK
OPHTHALMIC MICROSCOPE	1 ea	\$17,000	Olympus \$11,800. Does Not Meet Specifications a. No locking diapters. b. No hand control panel, no manual override on zoom. c. Not in use in U.S. as of now. New Manufac- turer	Zeiss \$14,739. F.O.B. Hospital	Zeiss \$17,720.20 Freight Unknown 12 function foot panel instead of six Hand Control?	Weck \$17,233. No hand control panel No manual over- ride

IX
96

8

MEMO

TO: City Council

FROM: City Administrator

SUBJECT: A/B Ballots Resolutions

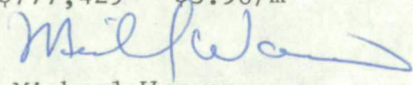
DATE: April 2, 1981

There are a total of five items attached to the memo. Two are resolutions and three are ballot descriptions. The first resolution must be passed in order to begin the implementation of the A/B Ballot that is necessary to operate the General Fund. The second resolution is for the second B Ballot on needed street maintenance.

The resolutions are fairly standard and although they will provide you some information, they really can't be changed too much. The City Attorney prepared them in accordance with the Government Code. What you should be looking at, however, are the explanations of the ballot question paragraphs. While some of this is necessary according to Government Code the major part of it is a description that is purely subjective on my part. If this is okay with the City Council it will appear on the ballot. If the Council has any suggestions or changes, then we should discuss it tonight.

Here are some interesting figures and millage that I am sure will be needed information for the future:

Tax Base	\$118,373 = 59¢/m
A Ballot	\$376,612 = \$1.89/m
Storm Sewer	\$35,000 = 18¢/m
B Ballot	\$394,610 = \$1.98/m
Second B Ballot	\$122,673 = 62¢/m
Debt Service	\$777,429 = \$3.90/m


Michael Warren
City Administrator

MW/bjm

X A + B

type

RESOLUTION NO. 81--

A RESOLUTION PLACING BEFORE THE VOTERS OF THE CITY OF NEWBERG THE QUESTIONS OF SPECIAL TAX LEVIES UNDER THE A AND B BALLOTS TO FINANCE THE CITY'S OPERATIONS DURING THE FISCAL YEAR 1981-1982.

WHEREAS, the City Council met in a special meeting at 10:00 P.M. o'clock on March 16, 1981 in the Council Chambers pursuant to the Mayor's authority under Section 15, Chapter 4 of the Newberg City Charter to consider and act upon ballot measure tax levies to be submitted for election on the date of May 19, 1981; and

WHEREAS, the Budget Committee after several public hearings has recommended to the Council to adopt the budget for 1981-1982 as amended; and

WHEREAS, the Council has reviewed the budget as recommended by the Budget Committee and approves the budget and calls for an election.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL AS FOLLOWS, TO-WIT:

1. The City Recorder is hereby directed to certify ballot titles, which ballot titles are attached as Exhibit "A", on the following issues to the Yamhill County Elections Office which present the following questions concerning a special tax levy for 1981-1982 to finance the operations of the City during the fiscal year 1981-1982:

"A Ballot Title within the maximum amount allowed under an "A" Ballot which shall present the question of authorization of a special property tax levy in the amount of \$376,612. which the State will partially finance"; and

"A Ballot Title within the amount allowed under a "B" Ballot which shall present the question of a special tax levy outside the adjusted levy in the amount of \$394,537. which will be totally financed by local tax payers without a partial State payment."

2. These questions shall be referred to the voters of the City at a special election to be held May 19, 1981.

3. The City Recorder is further directed to send all necessary notices and documents to the Yamhill County Elections Office.

ADOPTED by the Council this 6th day of April, 1981.

Arvilla Page - City Recorder

X A

"A" Ballot

51 "A" Ballot Budget levy - City of Newberg - Fiscal Year 1981-1982

Shall the City of Newberg be authorized a \$376,612. special property tax levy for 1981-1982 outside Constitutional limits? YES _____

The purpose of the special property tax levy is to provide \$376,612. NO _____
outside the limitation set forth in Section 11, Article XI of the Oregon Constitution in order to finance the operations of the City of Newberg during the fiscal year 1981-1982 in accordance with the 1981-1982 budget of the City of Newberg.

Explanation of the Ballot Question

Without the approval of the voters, the City Council has authority to levy only the tax base of the City which is \$118,373 and which was originally established in 1916. This sum, together with available non-tax revenue, is insufficient to meet increased costs of operation, salaries, fixed charges and essential City services. In lieu of a new tax base the people of Newberg have continued to support an "A" Ballot. The "A" Ballot is not a supplement to the operation of the General Fund but rather essential for the continuation of the General Fund. The "A" Ballot represents 18½% of the needed funds to provide the same level of service as has been provided in previous years. If the "A" and "B" Ballot do not pass, General Fund services must be reduced 38%. If this measure is approved, \$529,985 of the taxes levied will be financed partially by the State of Oregon which will result in an estimated rate of \$2.66 per \$1,000. of assessed value exclusive of levies for bond principal and interest and serial levies for capital construction.

Referred to the People by the City Council

"B" Ballot

53 Newberg Budget Outside Adjusted Levy Fiscal Year 1981-1982

Shall the City of Newberg be authorized a \$122,673 special property tax levy for the 1981-1982 outside Constitutional limit?

YES _____

NO _____

This levy, which is outside the adjusted levy, in addition to the funds requested in the "A" Ballot is needed for street maintenance and improvement for the City of Newberg for the fiscal year 1981-1982 and is outside the limits set forth in Section 11, Article XI of the Oregon Constitution.

Explanation of the Ballot Question

Without voter approval the City Council has the authority to levy only the City tax base of \$118,373., which was originally established in 1916. City roadway reconstruction and resurfacing has diminished drastically because of the shortage in state gas tax funds. The roadway system in older City areas is badly deteriorated and/or requires an overlay to preserve the surface. This levy will provide funds for maintenance of 1.9% of the street system in addition to the 1.1% provided in the "A" Ballot. Non-city funding for street projects is scarce requiring the City to fund its scheduled projects. Basic roadway cleaning and repairs are not adequate due to aging sweeping equipment and the lack of basic pavement repair equipment. This levy will provide the improvements and basic street maintenance described above. If this measure is approved, \$122,673. of the taxes levied will be totally financed by local taxpayers without any partial State payment which will result in an estimated rate of 62¢ per \$1,000. of assessed value.

Referred to the People by the City Council

X B

RESOLUTION NO. 81-

A RESOLUTION PLACING BEFORE THE VOTERS OF THE CITY OF NEWBERG THE QUESTION OF AN ADDITIONAL SPECIAL TAX LEVY UNDER THE B BALLOT TO FINANCE THE CITY'S OPERATIONS WITH REGARD TO NEEDED STREET MAINTENANCE AND IMPROVEMENT DURING THE FISCAL YEAR 1981-1982.

WHEREAS, the City Council met in a special meeting at 10:00 P.M. o'clock on March 16, 1981 in the Council Chambers pursuant to the Mayor's authority under Section 15, Chapter 4 of the Newberg City Charter to consider and act upon ballot measure tax levies to be submitted for election on the date of May 19, 1981; and

WHEREAS, during said meeting additional funding for needed street maintenance and improvement was discussed and it was determined that an additional \$122,673. would be required for these purposes; and

WHEREAS, the Budget Committee after several public hearings has recommended to the Council that it adopt the budget for 1981-1982 as amended; and

WHEREAS, the Council has reviewed the budget as recommended by the Budget Committee and approves the budget and calls for an election.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL AS FOLLOWS, TO-WIT:

1. The City Recorder is hereby directed to certify a ballot title in addition to those ballot titles approved by the Council in Resolution No. 81-____ which ballot title is attached as Exhibit "A" on the issue of additional funds for street maintenance and improvement to the Yamhill County Elections Office which presents the following question concerning a special tax levy for 1981-1982 to finance the operation of the City during the fiscal year 1981-1982:

"A ballot title within the amount allowed under a "B" Ballot which shall present the question of a special tax levy outside the adjusted levy in the amount of \$122,673. which will be totally financed by local taxpayers without a partial State payment."

2. This question, in addition to the questions previously approved in Resolution 81-____ shall be referred to the voters of the City at a special election to be held May 19, 1981.

3. The City Recorder is further directed to send all necessary notices and documents to the Yamhill County Elections Office.

ADOPTED by the Council this 6th day of April, 1981.

Arvilla Page - City Recorder

X B

"B" Ballot

53 Newberg Budget Outside Adjusted Levy Fiscal Year 1981-1982

Shall the City of Newberg be authorized a \$122,673 special property tax levy for the 1981-1982 outside Constitutional limit?

YES _____

NO _____

This levy, which is outside the adjusted levy, in addition to the funds requested in the "A" Ballot is needed for street maintenance and improvement for the City of Newberg for the fiscal year 1981-1982 and is outside the limits set forth in Section 11, Article XI of the Oregon Constitution.

Explanation of the Ballot Question

Without voter approval the City Council has the authority to levy only the City tax base of \$118,373., which was originally established in 1916. City roadway reconstruction and resurfacing has diminished drastically because of the shortage in state gas tax funds. The roadway system in older City areas is badly deteriorated and/or requires an overlay to preserve the surface. This levy will provide funds for maintenance of 1.9% of the street system in addition to the 1.1% provided in the "A" Ballot. Non-city funding for street projects is scarce requiring the City to fund its scheduled projects. Basic roadway cleaning and repairs are not adequate due to aging sweeping equipment and the lack of basic pavement repair equipment. This levy will provide the improvements and basic street maintenance described above. If this measure is approved, \$122,673. of the taxes levied will be totally financed by local taxpayers without any partial State payment which will result in an estimated rate of 62¢ per \$1,000. of assessed value.

Referred to the People by the City Council

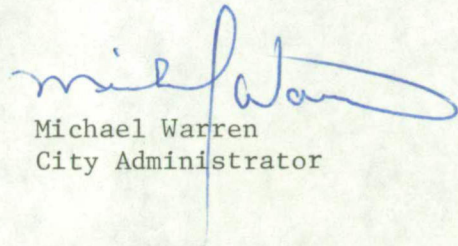
MEMO

TO: City Council
FROM: City Administrator
SUBJECT: State Revenue Sharing Money

DATE: March 30, 1981

The attached ordinance was drafted by the Finance Director in regards to the City's compliance with State Law in receiving State Revenue Sharing money. It is self-explanatory and is one of the pre-requisites prior to the City receiving any money.

I recommend passage of this ordinance.



Michael Warren
City Administrator

MW/bjm

Attachment

ORDINANCE NO.

AN ORDINANCE DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUES.

WHEREAS, the Oregon State Legislature in 1977 established a State Revenue Sharing Program for the distribution of certain State proceeds to cities in the State of Oregon with payments being made to eligible cities in August, November, January and May of each fiscal year; and

WHEREAS, the City of Newberg is eligible to receive these revenues in the 1981-1982 budget year and has received these revenues in the past, particularly pursuant to Ordinance No. 2004, passed and approved April 7, 1980.

THE CITY OF NEWBERG ORDAINS AS FOLLOWS;

Section 1. Pursuant to ORS 221.770, the City hereby elects to receive State Revenues for the fiscal year 1981-1982.

PASSED by the Council of the City of Newberg this 6th day of April, 1981 by the following votes:

Ayes:

Nays:

Absent:

Arvilla Page - City Recorder

APPROVED by the Mayor this 6th day of April, 1981.

Elvern Hall - Mayor

will be notified by the City at least forty-eight (48) hours in advance to being compelled to take the time off. Under no circumstances will an employee lose his accumulated compensatory time.

Section 6. Compensatory time off shall be granted an employee upon written request 7 days prior to taking such leave. If the City is unable to grant the leave due to an emergency, the employee shall be notified 5 days prior to date the leave was to start. In the event two employees request the same leave period the leave granted will be on the basis of seniority.

ARTICLE XV - SICK LEAVE

Section 1. Sick leave shall accrue at the rate of one (1) day for each month of service from the date of employment. A maximum of ninety (90) days sick leave may be accrued by an employee.

Section 2. Sick leave may be used for:

- (a) Illness or physical incapacity of the employee.
- (b) Quarantine of the employee due to exposure to contagious disease.
- (c) Employees may use up to five ³(5) days of accrued sick leave per year due to medical, optical, dental or other serious illness of spouse, child, or parent.

Section 3. In order to qualify for sick leave, the employee, if reasonably possible, shall notify the immediate superior of such leave at least one ²(2) hour before the leave begins, unless physically unable to do so.

Section 4. The City may require satisfactory evidence of employee's illness or disability before sick leave will be paid. The

City will pay the cost of a doctor's verification of illness if it so requires. Abuse of sick leave benefits will result in disciplinary action.

Section 5. When employees use sick leave because of a physical condition, for which they receive workman's compensation from the State,

- (a) the pay that they receive from the City while thus on leave shall be merely at a rate that is the difference between the rate of the disability payment and the regular rate of pay.
- (b) Whenever they receive a check from the commission,
 - (1) they shall report to the City Recorder the amount of the check and the period for which it represents payment,
 - (2) the check may in no event be endorsed over to the City,
 - (3) the Recorder shall cause an additional check to be drawn in favor of the employee for the difference between the Compensation check and the employee's normal pay, less required withholding, provided they have sufficient accrued sick leave to justify the pay, and
- (c) For each working day that an employee is on sick leave and the City pays a portion of the full pay, the employee's sick leave accumulation will be charged at the rate determined by dividing the portion paid by the employee's monthly salary. Upon depletion of sick leave accumulation, an employee disabled by other than physical contact with another party shall receive compensation only from SAIF.

Employees disabled through physical contact, in the line of duty, will receive the difference between the rate of the disability payment and the regular rate of pay, less

required withholding, for a period of one hundred eighty (180) working days, which will include any accumulated sick leave and compensatory time benefits.

Dele with Sandy
Section 6. No compensation for sick leave shall be allowed an employee upon termination of employment with the City.

Except upon Retirement (1/2 unused)

Section 7: Employees will be charged sick leave on the basis of actual time off.

ARTICLE XVI - LEAVE OF ABSENCE

Section 1. Any employee may be granted a leave of absence without pay for personal reasons when the work of the department will not be handicapped by his absence. *have 1 approval may be for max of 3 months*

Any request for a leave of absence without pay shall be answered promptly in writing. If a request for leave of absence without pay is denied by the Chief of Police, the request may be referred to the City Mayor. *Employee must request leave on a month basis Request shall be in writing at least 10 days prior to termination of leave.* A copy of any such leave of absence or request for leave of absence shall be sent to the Union.

Section 2. Any employees may be granted leaves of absence with pay for the following reasons:

- (a) jury duty
- (b) appearance required as a subpoenaed witness, or in line of official duty. *[subpoena fee must be turned into city for on duty cases]*
- (c) death in the immediate family (defined as spouse, parents, children, brother, or sister of the employee, and of the employee's spouse), provided, however that such leave shall extend no more than three (3) working days and if further leave is necessary it shall be charged against accumulated sick leave.

- (d) mandatory attendance at a conference or convention with a direct relationship to the employee's work with the City of Newberg.
- (e) for any other reason approved by the City Mayor.
- (f) compensatory time may be used for voluntary training at the Chief's discretion.

Section 3. Each employee, who is granted such leave, and who for the performance of the civil duties involved, receives any compensation, shall be paid by the City for the time he is absent only in the amount of the excess of his regular salary over the compensation so received.

ARTICLE XVII - MATERNITY LEAVE

Maternity leave without pay shall be granted to employees to commence at such time as the employee's physical condition shall materially interfere with the performance of her duties or endanger her health or her safety. Such leave of absence shall terminate when the employee has reasonable ability to return to work without materially interfering with her health or safety. The City may require the employee to provide a statement from her physician to verify that either it will not materially interfere with her health or safety to continue working or that it would materially interfere with her health to return to work. An employee returning from maternity leave will be reinstated at the same seniority level, position, and job assignment she occupied prior to the leave of absence. Employees shall not lose seniority rights during maternity leave.

ARTICLE XVIII - MILITARY LEAVE

All employees engaged in active duty with Reserve or National Guard units will be allowed military leave in accordance with state laws.

ARTICLE XIX - VACATIONS

Section 1. All permanent employees after one (1) year of continuous service shall be entitled to vacations with pay as set forth in the following schedule:

		Maximum paid vacation days	
1 day per month for the first year of employment, to be taken after the first year of employment.	1-5 yrs 12	25 days	Now 10
1 1/4 days per month for year 2 through year 5	5-10 15	30 days	
1 1/2 days per month for year 6 through year 16	10-15 18	35 days	
2 days per month for year 17 to retirement	15+ 20	35 days	

Section 2. Accrued vacation shall be credited as earned vacation for each month of service, or pro-rata for each fractional month of service, ^{not less than 1/2 month} in accordance with the schedule in Section 1, except that vacation accrued during the first six (6) months of employment shall not be credited as earned vacation until the employee completes the first twelve (12) months of employment.

^{exceeded}
Section 3. If an employee's earned, but unused vacation credits reach a maximum accumulation allowed in accordance with Section 1, the City shall give reasonable notice of mandatory vacation of sufficient duration, at a time mutually convenient to the employee and the City as soon as possible to reduce unused credits to a level below the maximum allowable accumulation. ^{of 15 days}
If the City is unable to so schedule such a mandatory vacation, the value of any vacation credit in excess of the maximum accumulation shall be paid to the employee, prior to the end of the month in which they are earned at the employee's current wage rate. ^{referred to Dept and carried over upon approval of Dept Head & City Manager}

ARTICLE XX - HOLIDAYS

Section 1. The following days shall be recognized by the City as official Holidays:

✓ New Year's Day	✓ Veteran's Day
✓ Washington's Birthday	✓ Thanksgiving Day
✓ Memorial Day	✓ Day after Thanksgiving Day
✓ Independence Day	December 24
✓ Labor Day	✓ Christmas Day
Columbus Day	✓ Employee's Birthday
	✓ Employees Choice

Section 2.

(a) Employees not required for duty on above holidays shall receive eight (8) hours of holiday pay at their current pay rate.

(b) Employees required for duty on above holidays shall receive ~~eight (8) hours of holiday pay~~ ^{normal overtime} at their current pay rate in addition to one and one-half (1 1/2) times the current rate of pay for each hour worked on the holiday, or, time off at a mutually agreeable date at the time and one-half (1/2) rate for each hour worked on the holiday.

Employees shall not accumulate more than six (6) holidays to be taken at a later time.

(c) Holidays off will be granted to employees on a rotating basis by seniority.

ARTICLE XXI - RETIREMENT

The City agrees to continue to participate in the Public Employee Retirement System or its successor.

ARTICLE XXII - HEALTH INSURANCE PROGRAM

Section 1. Medical Insurance

The City shall pay to the Oregon Teamsters Employers Trust, for all employees covered by this agreement who have been employed for forty (40) hours in the previous month, the current regular rate of contributions as fixed by the Trustees of such Trust to pay for each of the following benefits for such employees:

- (a) Health and Welfare Plan C-W (including benefit increases which became effective July 1, 1978);
- (b) Dental Plan 4
- (c) Vision Care Plan 2
- (d) Prescription Drugs
- (e) Legal Insurance Coverage

Should the Trustees of the plan, during the term of this agreement, deem it necessary to increase the monthly premiums on a uniform basis in order to maintain the present schedule of benefits, the City agrees to pay such increased premiums.

Time loss due to illness, injury on or off the job, jury duty, funeral leave, vacations, and/or holidays shall count as time worked for qualification under the above employee benefit plans.

ARTICLE XXIII - LIABILITY INDEMNIFICATION

The City agrees to provide liability insurance, providing protection for possible claims arising out of acts committed by the employees in the discharge of their duties and in the course of their employment, provided the claims do not result in a judgment resulting from the willful acts of such employees. Such insurance shall cover all costs, including attorney's fees connected with proposed or threatened suits and negotiated settlements.

ARTICLE XXIV - LIFE INSURANCE

Section 1. The City agrees to provide ten thousand dollars (\$10,000) of term life insurance covering employees against both occupational and non-occupational related death.

N Section 2. An employee may, through payroll deduction, insure the lives of his family under this plan.

ARTICLE XXV - MILEAGE AND LODGING

Section 1. When an employee is authorized to use his own vehicle in the performance of his official city duties, he shall be compensated at the rate of twenty cents (20¢) per mile.

Section 2. When an employee on duty authorized by the Chief of Police is beyond thirty-five (35) miles of ^{Willamina} Willamina, the City agrees to pay their actual expenses for meals and lodging not to exceed the following schedule:

Lodging	Actual expense
Breakfast	\$4.00 per day
Lunch	\$4.00 per day
Dinner	\$8.00 per day

Section 3. The procedure for submitting mileage and lodging shall be as follows:

(a) An employee shall be reimbursed for lodging and meals as soon as is practicable after the employee furnishes the Chief of Police receipts, or copies of receipts, for lodging and meals.

(b) An employee shall be reimbursed for mileage as soon as is practicable after the employee informs the Chief of Police of the amount of mileage incurred during the performance of his official city duties.

ARTICLE XXVI - WORKING CONDITIONS

Section 1. The City agrees to promptly repair or replace any piece of equipment, or part thereof reported to the City by an employee to be operating improperly, in a sub-standard or unsafe manner, and to install any additional equipment that may be needed for the safety of the employee.

by whom?

Section 2. Before any employee is required to aid in the search, restraint, transportation, or any contact or supervision of any prisoner, said employee shall be given adequate training in restraint and self-protection procedures.

by whom?

ARTICLE XXVII - UNIFORMS

1250/100
11/10/11
11/10/11
Section 1. Uniforms, protective clothing, or any type of protective device required as a condition of employment, shall be furnished to the employee by the City. The cost of maintaining the uniform or protective clothing or device in proper condition, including tailoring, shall be paid by the City. The Union recognizes that title to such items furnished remains with the City, and upon termination from City employment, the employee will be required to return to the City the uniforms, or any part thereof, in his possession at the time of termination. Final wages will be withheld pending receipt of uniform and equipment. The City agrees to replace uniforms that have become unsightly or irreparable.

Section 2. The City agrees to pay \$15.00 per month as a uniform cleaning allowance.

ARTICLE XXVIII - SUCCESSORS

Section 1. This contract shall be binding upon the successors and assignees of the parties hereto, and no provision, term or obligation herein contained shall be affected, modified, altered or changed in any respect whatsoever by the consolidation, merger, sale, transfer, or assignment of either party hereto, or affected, modified, altered, or changed in any respect whatsoever by the change of any kind of ownership, management or governmental entity of either party hereto.

Section 2. This agreement may be amended, altered, or added to by written agreement of the parties.

Section 3. All references to employee in this contract refers to both sexes, and wherever the male gender is used, it shall be construed to include male and female employees.

ARTICLE XXIX - SAVINGS CLAUSE

Section 1. Should any provision of this Agreement be found by a court of competent jurisdiction to be in violation of any federal, state, or city law, the provision will be submitted to negotiation to bring the affected provision into compliance with the law.

ARTICLE XXX - TERM OF AGREEMENT

This agreement shall become effective on the first day of _____, and, shall remain in full force and effect through _____. ~~This agreement shall be automatically renewed from year to year after _____, unless either party notifies the other in writing, not later than February 1 of 198_, or any subsequent year that it wishes to modify or terminate this agreement. In the event such notice is given, negotiations shall begin not later than thirty (30) days after said notice.~~

DATED this _____ day of _____, 1981.

CITY OF WILLAMINA

TEAMSTERS LOCAL No. 670

By: _____

By: _____
L. B. Day
Secretary-Treasurer

*Add Agent
Cane*

MEMO

TO: City Council

FROM: City Administrator

SUBJECT: Proposed Labor Agreement

DATE: April 1, 1981

Last week I met with Teamsters Local Union 670, for the first time. The meeting was one-sided in that the Union presented their proposal which is attached. They discussed it paragraph by paragraph. By far the major portion of time was spent on their desire to have the bargaining unit and hopefully the entire city switch it's insurance program to that handled by the Teamsters.

In general, the contract is not outrageous. Although, the salary increase request of 33 1/3% and the vacation being requested is out of line, the rest of the contract is not too bad.

I will go over the proposed contract page by page and give my thoughts at this time. However, two days from the writing of this memo I will be meeting with Cascade Employers Assoc., who has done an analysis on the proposed contract and have come up with a recommended counter proposal. At the City Council meeting I would like to discuss this with the City Council in an Executive Session. I will then give the City Council the recommended counter proposal and some more insight into the proposal submitted by the Union. In return, I would like to get direction from the City Council as to what path to follow that may differ from my comments which are listed below.

PAGE 1.

Basicly okay, except that Dog Control Officer has requested that he not be in the bargaining unit.

PAGE 2.

We do discriminate on age and handicap. I am not sure whether this is in there as standard contract language or whether the Union will really attempt to enforce it.

SECTION 2.

The last sentence will clarify that the City will not discriminate or interfere with an employee working in legal off-duty activity. The balance of the page is okay.

PAGE 3.

SECTION 3.

The City should not have to send notice of verbal warning to Union. Also the Police Chief shall determine gross misconduct.

SECTION 4 (1)

The first sentence is not acceptable. The second sentence insert "ten days" instead of "five days." Eliminate the last sentence in this section.

SECTION 4 (2)

Somewhere in this section we should insert "*relatives of employees shall not be hired in the same department.*"

PAGE 4.

The paragraph dealing with Affirmative Action is eliminated. The balance of the page is okay, except the last sentence on the page should have added to it *"after clearance through Police Chief."*

PAGE 5.

Sections 1, 2, and 3 are not acceptable. The balance of the page is okay.

PAGE 6.

SECTION 8. The City shall allow time off of a *maximum of 2 hours per month.....*

ARTICLE VII - Section 1.

The last sentence substitute *"10 days"* for *"2 weeks"* and eliminate the last three words of the same sentence.

Sections 2 and 3 of Article VII are not acceptable.

PAGE 7.

SECTION 1.

Add *"and City Administrator."*

ARTICLE IX - Grievance Procedure

Before giving my opinion, I would like to get the City Council's opinion on grievance procedure.

PAGE 8.

The grievance procedure is carried onto this page.

PAGE 9.

Generally okay.

PAGE 10.

Sections 4, 5, 6 and 7, I do not like for the simple reason that if layoffs do occur, I would like, at the very least, to have a factor in determining who gets layed off be job performance and not solely seniority.

SECTION 7.

This section states that the first 6 months of a persons employment is a probationary period. This period should have the opportunity to be extended for another 6 months.

PAGE 11.

SECTION 6.

Change "5 days" to "3 days."

PAGE 12.

SECTION 10.

What they are trying to get here is to only have to report to one person. This is fine if that one person is there, but if the one person is not there then this could create problems. Section 10 - eliminate.

ARTICLE XIII - Section 1.

At the bottom of the page should have a sentence added stating:
"If a person is promoted to higher classification he/she shall be considered a probationary employee as outlined in Section 7, Article XI."

PAGE 13.

Not acceptable until Section 1 of Article XIV-Overtime.

SECTION 4.

Substitute the word "may" for "will" and leave off "at the employee's request."

SECTION 5.

Our Personnel Rules state that compensatory time can be accumulated for no more than 40 hours, I think that this is too many hours but perhaps because it is in our Personnel Rules already we can negotiate it out to 40 hours. Substitute "4" for "8" in this same section. And "Police Chief" for "City Council", in the same section.

PAGE 14.

SECTION 6.

Substitute "may" for "shall".

ARTICLE XV - SECTION 2.

Substitute "3" for "5".

SECTION 3.

Substitute "2 hours" for "1 hour" and delete the words "unless physically unable to do so."

PAGE 15.

Generally okay.

PAGE 16.

SECTION 1.

After the first sentence insert "Leave of absence, if approved, may be for a maximum of 3 months, thereafter the employee must request in writing a continued leave of absence on a monthly basis. Requests should be to the City Administrator at least 10 days prior to termination of leave."

SECTION 2.

Eliminate this section as it repetative and unnecessary.

PAGE 17.

This page is okay.

PAGE 18.

SECTION 1.

Vacation leave is currently 0-5 years, 10 days; 5-10 years, 12½ days; 10-15 years, 15 days; 15-20 years, 17½ days; 20+ years, 20 days. A settlement offer for all employees that would bring us more in line with other cities is as follows:

- 1-5 years - 12 days
- 5-10 years - 15 days
- 10-15 years - 18 days
- 15-20 years - 20 days
- 20+ years - 22 days.

SECTION 2.

The first sentence would read *"Accrued vacation shall be credited as earned vaca~~ti~~on for each month of service, not less than ½ month*

SECTION 3.

The first sentence should read *"If an employee's earned, but unused vacation credits reach or exceed a maximum of 5 days the City shall give reasonable notice of mandatory vacation of sufficient duration, at a time mutually convenient to the employee and the City as soon as possible to reduce unused credits to a level below the maximum allowable accumulation."*

Under unusual circumstances an employee may request of his department head with approval of the City Administrator a carryover of days exceeding the 5 days.

PAGE 19.

The City currently has all vacation days requested except for Columbus Day, December 24 and in place of employee's birthday, the City does have a floating holiday. My suggestion is that the City not give employee's birthday but rather keep it as a floating holiday. Also, perhaps we can add one more day - December 24 - to the holiday list.

SECTION 2.

(b) Employees required for duty on above holidays shall receive *normal overtime pay...*

PAGE 20.

At this time I cannot comment on the health insurance program, because the union has not provided me with a breakdown of the coverage. Obviously, I cannot compare the City's current coverage with the union's. At the time of the City Council meeting I hope to have this information for you. The Union did provide me with the costs of the coverage and it is attached. The

cost does represent a family plan in all cases.

PAGE 21.

SECTION 2.

This section eliminated (we already have Section 1).

ARTICLE XXV - SECTION 1

I feel that this is fair.

The balance of the page does not present a problem.

PAGE 22.

SECTION 1.

No.

SECTION 2.

As long as adequate training is determined by the Police Chief.

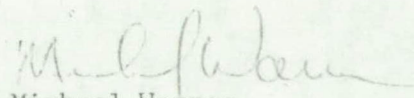
ARTICLE XXVII - SECTION 1

The City currently pays \$12.50 per month to dispatchers for their uniform and cleaning. When a new employee comes on board the City purchases the uniform and debits their clothing allowance for the cost of the uniform. When the uniform is payed for, the employee then begins to receive \$12.50. The \$12.50 per month must include not only the purchase of the uniforms but also the cleaning of the uniforms. The big thing to look at here is the effect it has on the Police Officers, and the Fire Department. If a substantial change is made in this area, regardless of fairness, you can bet that the Police Officers and the Fire Department will come in and ask for something similar. My suggestion is that we give the dispatchers \$15.00 clothing allowance.

PAGE 23 and PAGE 24.

These pages are okay.

In addition to their contract I will undoubtly have some more wording, including a management clause, which I will present to the City Council at the City Council Meeting.


Michael Warren
City Administrator

MW/bjm

Enc.

Newberg
CURRENT PAY RATES:

Start A	6 Mo. B	1 Yr. C	3 Yrs. D	E	F
\$864	\$908	\$953	\$1,001	\$1,051	\$1,103

Reflecting a 33 1/3 percent increase:

\$1,152	\$1,211	\$1,271	\$1,335	\$1,401	\$1,471
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EMPLOYER CONTRIBUTIONS

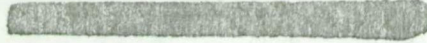
PLANFamilyRATE

C/W	\$ 88.89
D4	19.34
V2	4.30
Prescription	6.40
Legal	9.23

\$128.16

PROPOSED
CONTRACT AGREEMENT

WITH
CITY OF NEWBERG



LABOR AGREEMENT

between

CITY OF NEWBERG

and

TEAMSTERS LOCAL 670

This contract entered into on this ____ day of _____, 1981, between the CITY OF NEWBERG, OREGON, hereinafter referred to as the City and TEAMSTER LOCAL UNION No. 670 hereinafter referred to as the Union, has as its purpose the promotion of harmonious relations between the City and the Union; the establishment of an equitable and peaceful procedure for the resolution of differences; and the establishment of rates of pay, hours of work, and other conditions of employment.

ARTICLE I - RECOGNITION

The City recognizes the Union as the sole and exclusive bargaining agent for the following positions of the Newberg Police Dispatchers and Dog Control Officer. The Union is the bargaining agent for all members of the bargaining unit for the purpose of establishing salaries, wages, hours, and other conditions of employment.

ARTICLE II - NO DISCRIMINATION

Section 1. The provisions of this Agreement shall be applied equally to all employees in the bargaining unit without discrimination

as to age, sex, marital status, national origin, religion,
→ race, political affiliation, handicap. The Union and the City shall
share equally in the responsibility for applying the provisions of
this Article in accordance with the affirmative action goals required
under lawful regulations.

Section 2. The City agrees there shall be no discrimination,
interference, restraint, or coercion by the City or any City rep-
resentative against any employee because of Union membership or
→ because of any member's ^{res. duty} activity in any capacity on behalf of the
Union.

ARTICLE III - MAINTENANCE OF STANDARDS

✓ No employee shall suffer a reduction in wages or related
economic benefits as a result of the signing of this contract. How-
ever, nothing in this section shall be construed to mean the City
does not have the right to determine the actual number of people
employed in the Police Department, or working mainly under the super-
vision of the Police Department.

ARTICLE IV - RULES, ORDERS AND PROCEDURES

See page 1
Section 1. The City agrees to furnish each employee of the
bargaining unit with a copy of the current City of Newberg Police
Department Manual, and to keep such guide and manual updated. New
employees shall be provided with the above at the time of their
appointment.

Section 2. The City will furnish the Union with a copy of
all Police Department general or special orders pertaining to wages,

hours of work, conditions of employment, and assignment of Union members, as soon as is practicable after such orders have been issued, prior to their being implemented.

Section 3. The City shall not discharge or suspend any employee having completed probationary period without just cause. At least two (2) warning notices, including verbal, if notice sent to the Union, will be issued to employees in violation of rules, procedures or orders established in Sections 1 and 2 of this Article. Copies of warning notices will be furnished to the Union. No prior warning notice need be given before an employee is discharged or suspended if the cause is gross misconduct. *Not send verbal notice*
Gross misconduct shall be determined by mgmt.

No Section 4(1). Warning notices or reprimands to seniority employees, as provided above, shall be removed from their file and returned to the employee after a period of not more than twelve (12) months from the date of issuance. *no way* Warning notices must be issued not later than five (5) days after knowledge of occurrence of the violation claimed by the City. ~~Any warning notice issued is subject to the grievance procedure.~~

Section 4(2).

a. Discrimination. There shall be no discrimination against any employee because of affiliation with or bona fide activity on behalf of the Union.

There shall be no discrimination against any employee because of race, color, religion, sex, age, or national origin, mental or physical disability, or marital status unless based upon a bona fide occupational qualification. *relatives of employees / not be hired.* The Union and City representatives shall work cooperatively to assure the achievement of equal employment opportunity. Any employee who fails to cooperate toward this end shall be subject to disciplinary action. Furthermore, employees who feel they

have been discriminated against, shall be required to use the grievance procedures provided under this agreement prior to seeking relief through other channels.

NO { The City and the Union hereby undertake to mutually support and implement an affirmative action program to further equal employment opportunities within the bargaining unit.

b. Strikes and Lockouts. The Union and its members, as individuals or as a group, will not initiate, cause, permit, or participate or join in any strike, work stoppage, or slowdown, picketing affecting the operations of the City Police Department, or any other restriction of work at any location in the City. Employees in the bargaining unit, while acting in the course of their employment, shall not refuse to cross any picket line established by any labor organization when called upon to cross such picket line in the line of duty. The City shall not lock out any employee during the term of this agreement.

c. Notice of New Employees. The City shall notify the Union within seven (7) days of the date an employee ^{in the bargaining unit} is placed on the payroll by providing the Union with the employee's name, position for which employed, and the date of employment. If a person ^{in the bargaining unit} is employed but not placed on the payroll for security reasons, the employee will, nevertheless, be covered by this agreement and the City shall, when the employee is placed on the payroll, conform to the requirements of this agreement retroactively to the date of such employment.

ARTICLE V - BULLETIN BOARDS

Section 1. The City agrees to furnish and maintain a suitable bulletin board in a convenient place in the work area to be used by employees. The Union may post notices and bulletins on such bulletin board. *After clearance from Palm City*

ARTICLE VI - UNION SECURITY

Section 1. All employees covered by this Agreement shall become and remain members of the Union in good dues standing, within thirty (30) days after their employment, except as provided in Sections 2 and 3 of this Article.

Section 2. Employees, not members of the Union as provided above, shall, as a condition of employment, pay to the Union an amount of money equal to the usual dues of members of the Union as a fair share agreement.

Section 3. Employees objecting to Union membership, based on bona fide religious tenets or teachings of a church or religious body of which the employee is a member, shall not be required to join the Union as a condition of employment or enter into a fair share agreement. Such an employee shall pay an amount of money equivalent to the regular dues, initiation fees and assessments to the Union, who will donate same to a non-religious charity or to another charitable organization mutually agreed upon by the employee and the Union. The Union shall furnish written proof to the City and the employee that this has been done.

Section 4. The City, when so authorized and directed in writing by an employee on an authorization form approved by the City, will deduct Union dues from the wages of such employee.

Section 5. Any changes of authorization for payroll deductions may be made by an employee upon written notice to the City and the Union prior to the 15th day of each month, to be effective on the first day of the following month.

Section 6. The City will not be held liable for deduction errors, but will make proper adjustments with the Union for errors as soon as is practicable.

Section 7. Notice shall be given by representatives of the Union to the City in writing at least thirty (30) days prior to any dues change. Modification of dues shall be limited to two (2) times within the term of the contract.

Section 8. The City shall allow time off to no more than one (1) employee representing the Union involved in negotiations, mediation, fact-finding or arbitration, so long as overtime payments are not required.

ARTICLE VII - RESIGNATIONS AND VACANCIES

Section 1. Employees intending to resign their employment shall give a two (2) week written notification to the Chief of Police, unless prevented by extenuating circumstances. The City shall provide a two (X) week written notification to employees and the Union affected by lay-offs or department reorganization.

Section 2. The City agrees to fill personnel vacancies no later than thirty (30) days after the date the Chief of Police has notice that a vacancy will exist within the Police Department, unless there are extenuating circumstances.

Section 3. Bargaining unit employees will be considered to fill personnel vacancies before new employees are hired.

ARTICLE VIII - OUTSIDE EMPLOYMENT

Section 1. Employees wishing to engage in off duty employment

→ must obtain approval from the Chief of Police. ✓ *Mon.*

Section 2. Part-time work must meet the following conditions:

- OK
- (a) Be compatible with the employee's city duties;
 - (b) In no way detract from the efficiency of the employee's responsibility to the City;
 - (c) Not take preference over extra duty required by City employment.

ARTICLE IX - GRIEVANCE PROCEDURE

Section 1. Any dispute which arises during the term of this Agreement shall be handled by the following procedure in the settlement of all grievances:

Step 1. In cases involving a complaint by an employee or employees, the representatives of the Union or the aggrieved employee or employees, with or without the presence of the representative of the Union, shall present the complaint, within ten (10) working days after it arises, to the designated representative of the City, except that a complaint by an employee who returns to work after layoff, with respect to his or her position on the seniority list, shall be submitted in not to exceed the thirty (30) days following the employee's return to work.

*Work at City
within 10 days
of return*

Step 2. If the complaint, having been presented to the designated representative of the City in compliance with Step 1, is not satisfactorily resolved within five (5) working days thereafter, the representative of the Union or the aggrieved employee or employees may file it as a grievance, in writing, with the designated representative of the City.

Step 3. If no agreement is reached at Step 2 within five (5) working days after it is submitted at Step 2, and, upon written request of either party, the matter shall be referred to a Joint Conference Board for settlement. The Board shall be chosen as follows: One member to be chosen by the City and one member to be chosen by the Union; these two (2) to choose a third disinterested party. The Board shall be chosen within seven (7) calendar days from the time of written referral of the grievance to Step 3, and shall meet within ten (10) days to hear the grievances.

Any of the time limitations specified in the above prescribed procedure may be extended by mutual consent of the parties. In the absence of such mutual consent, non-compliance with any of the prescribed time limitations shall constitute waiver of the complaint or grievance.

Section 2. Joint Conference Board:

(a) The Board shall act only on the contractual obligations inherent in this Agreement and may provide for an appropriate remedy. It shall not have the right to change, modify, or add to the provisions of this Agreement in any way nor to require of either party any act not required by this Agreement.

(b) The Board's decision shall be final and binding on all parties to the complaint or grievance as shall any agreement or settlement reached in accordance with Steps 1 and 2 of the procedures outlined above.

(c) The expenses and fees of the neutral party serving on the Board shall be shared equally by the City and the Union. All other expenses shall be borne by the party incurring them.

Section 3. Time limits specified in this procedure may be extended by mutual agreement between the parties.

ARTICLE X - PERSONNEL FILE

Employees shall have access to their own personnel file in accordance with ORS 652.750.

ARTICLE XI - SENIORITY

Section 1. Seniority, as used in this Agreement is determined by the uninterrupted length of an employee's service with the Police Department.

Section 2. The City shall provide the Union with copies of the seniority list on July 1 of each year and shall post the list in a conspicuous place available to all employees. Any objections to the seniority list as posted shall be reported to the City via the grievance procedure.

Section 3. In the event two (2) or more employees hold equal time in any classification the City will use its discretion in deciding which employee is to be deemed the senior employee.

Section 4. In the event it becomes necessary to lay off employees for any reason, employees shall be laid off in the inverse order of their seniority in their classification. The City will decide in which classification it wishes to lay off employees.

Section 5. Employees shall be recalled from lay off in their classification according to their seniority in that classification.

→ Section 6. No new employees shall be hired in one of the classifications ^{Q: 1st to 6 mo. re. work} until all employees in that classification on lay-off status desiring to return to work have been notified by certified mail, return receipt requested. Employees must provide the City with their current address.

Section 7. New employees shall be on probation without seniority for the first six (6) months of their employment. ^{probation period 6 mo. 6 mo. with 1st year} During this probationary period employees may be laid off or terminated ^{for reasonable cause} upon written notification to the employee and the Union. After ~~six (6) months~~ ^{probation period 6 mo. 6 mo. with 1st year}, new employees will be assigned permanent work status, and given seniority rights as of the date of their employment.

ARTICLE XII HOURS OF WORK

OK Section 1. The regular hours of work each day shall be consecutive, except for interruptions for lunch periods and coffee breaks. Reference to consecutive hours of work in the balance of this Article shall be construed generally to include lunch periods and coffee breaks.

OK Section 2. The work week shall consist of five (5) consecutive eight (8) hour days.

Section 3. Eight (8) consecutive hours of work within a twenty-four (24) hour period shall constitute the regular work day.

Section 4. Eight (8) consecutive hours of work shall constitute a work shift. All employees shall be scheduled to work a regular work shift and each work shift shall have a regular starting and quitting time.

Section 5. For each eight (8) hour shift, employees shall be allowed one-half (1/2) hour for lunch. During each eight (8) hour shift, employees will receive two (2) fifteen (15) minute breaks. For each two (2) hours thereafter, employees will be entitled to a fifteen (15) minute break.

Section 6. Work schedules showing the employee's shifts, workdays, and hours shall be posted on all department bulletin boards at all times. Except for emergency situations, or scheduling for police schools, work schedules shall not be changed without five ³/~~5~~ days advance notice to the employees.

Section 7. Should the Chief of Police decide to implement a Four-Ten Schedule for certain units within the Police Department, such schedule will consist of four (4) ten (10) hour days per work week. Ten (10) consecutive hours of work shall constitute a work shift. All employees shall be scheduled to work on a regular work shift and each work shift shall be a regular starting and quitting time. Normal lunch breaks and coffee breaks as on an eight (8) hour shift will be in effect. This will be in lieu of Section 5 above.

Section 8. The Union and the City recognize that rotating personnel among the three duty shifts is beneficial to both parties

in that it both raises the morale of the employees and makes for increased efficiency. Therefore, the Union and the City agree that nothing in this contract shall be so construed as to cause the payment of overtime or compensatory time off because of scheduling irregularities normally incidental to shift changes. Such irregularities include, but are not limited to, working more than five (5) consecutive days because of a change in days off and doubling back after less than sixteen (16) hours off duty. In return, the City agrees to use its best efforts to maintain regular shift rotation schedules for all employees, indicating scheduled days off for each shift that provides equity in providing days off.

Section 9. Any employee required to report early for any duty prior to start of shift will be compensated for that time at the overtime rate. One and one-half (1 1/2) times the normal rate.

Section 10. Any order, reports, or communication required to the normal operation of the job shall be carried out through a direct chain of command. [The chain of command will be negotiated between the City and the Union.]

ARTICLE XIII - WAGES AND SALARIES

Section 1. Wages shall be in accordance with the wage schedules as set forth in Schedule "A", attached hereto and by this reference incorporated herein. The pay grade assigned to each existing classification and the pay grade assigned to each new classification shall remain in effect and as assigned during the term of this Agreement. The City shall not lower the classification assigned to the positions which are the subject of this Agreement, and no person shall be assigned a classification lower than that which is currently assigned to the position he is filling without mutual agreement of the City and the Union. If a person is promoted to higher classification he/she shall be considered a probationary employee as outlined in Section 7.

no
Section 2. If any existing classification is changed or if a new classification is established by the City, the City will consult with the Union and establish a rate of pay for that classification. Any disagreement to the rate will be resolved through the grievance procedure.

no
Section 3. (a) Employees assigned to work on the swing shift shall receive a 5 percent premium on their present wage rate.

no
(b) Employees assigned to work on the graveyard shift shall receive a 10 percent premium on their present wage rate.

ARTICLE XIV - OVERTIME

ok
Section 1. The City agrees to pay overtime at the rate of one and one-half (1 1/2) times the employee's current wage rate.

3 ok
Section 2. Employees will be paid for no less than ^{two 2} four (4) hours overtime or receive compensatory time when required to appear in court as a witness for the City or the State of Oregon in line with official duties, at a time other than their regular work shift.

ok
Section 3. Employees will be paid overtime at the rate of one and one-half (1 1/2) times the employee's current wage rate for time worked if they are required to work outside the scheduled work week.

ok
Section 4. Compensatory time at the rate of one and one-half (1 1/2) hours off for each hour worked ^{may} ~~will~~ be given in lieu of paid overtime for any time worked in addition to the employee's regular work shift. ~~at the employee's request.~~

Rules
Section 5. Compensatory time will not be allowed to accumulate for more than forty ¹⁶ (40) hours. However, no employee shall be required by the City to take compensatory time off in a quantity less than eight ⁴ (8) hours at a time unless mutually agreed upon by the Chief of Police and the employee. If the employee's compensatory time accumulates past a maximum limit, as established by the ^{Police Chief} ~~City Council~~, or for any reason the City requires the employee to take compensatory time off, the employee

ARTICLE XXX - TERM OF AGREEMENT

This agreement shall become effective on the first day of _____, and, shall remain in full force and effect through _____. This agreement shall be automatically renewed from year to year after _____, unless either party notifies the other in writing, not later than February 1 of 198_, or any subsequent year that it wishes to modify or terminate this agreement. In the event such notice is given, negotiations shall begin not later than thirty (30) days after said notice.

DATED this _____ day of _____, 1981.

CITY OF WILLAMINA

TEAMSTERS LOCAL No. 670

By: _____

By: _____

L. B. Day
Secretary-Treasurer

*Add Agent
Cane*