CITY OF KEIZER MISSION STATEMENT

KEEP CITY GOVERNMENT COSTS AND SERVICES TO A MINIMUM BY PROVIDING BASIC CITY SERVICES TO THE COMMUNITY IN A COORDINATED, EFFICIENT AND LEAST COST FASHION.

A G E N D A

KEIZER CITY COUNCIL
Monday, October 1, 1990
7:30 p.m.
Keizer City Hall
Robert L. Simon Council Chambers

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC TESTIMONY - This time is provided for citizens to address the Council on matters not on the agenda.

4. COMMITTEE REPORTS

   a. Planning Commision presentation of awards.

   b. Planning Commission appointments.

5. PUBLIC HEARING

   a. Appeal of Keizer Conditional Use 90-8; Ruby Brady, applicant
   b. Statement of costs, noxious vegetation; Marvin Ferris, owner

6. DELIBERATION - Appeal of KCU 90-8, Ruby Brady.

7. DISCUSSION - Impact of Initiative Measure No. 5 on the City of Keizer

8. DISCUSSION - Funding for Municipal Court Judge position

9. ORDINANCE (Second Reading) - Establishing Park Rules and Regulations

10. ORDINANCE - Amending the Keizer Zone Code to provide for Manufactured housing overlay zone

11. ORDINANCE - Declaring lien against a certain property and directing the City Recorder to enter such lien in the minor lien docket pursuant to ordinance 83-014 (Noxious Vegetation)

12. CONSENT CALENDAR

a. September 12, 1990 Special Session Minutes
b. September 13, 1990 Special Session Minutes
c. September 17, 1990 Regular Session Minutes
d. Resolution - Underground Locating Agreement
e. Purchase of Police Vehicles
f. Resolution - Establishing Police Petty Cash at $100
g. Traffic Safety Grant - Acceptance of Second Year funding.

13. OTHER BUSINESS - This time is provided to allow Council members the opportunity to bring matters before the Council which are not on tonight's agenda

14. WRITTEN COMMUNICATIONS

15. AGENDA INPUT
October 15, 1990
-Report on Regional Issues

16. ADJOURN

f:\public\temp\agenda100190

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 1, 1990

AGENDA ITEM NO.: 4b

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: APPOINTMENT OF NEW MEMBERS TO THE PLANNING COMMISSION

DISCUSSION

There are currently three openings on the Keizer Planning Commission. Commission member, Lee Dunn's term expires September 30, 1990, as well as Commission Chairman Ray Hansen's term. Commissioner Al Wilson has resigned and moved from the city.

The Commission terms are for a period of three years and a Commission member can serve a maximum of two terms. Commission Chairman Ray Hansen has served two full three year terms and is not eligible for re-appointment to the Commission. Commissioner Lee Dunn has served one full three year term and is eligible for re-appointment. He has expressed his interest to continue on as a member of the Planning Commission. Commissioner Wilson's term expires September 30, 1991. Therefore, the individual that is appointed to fill his term will be appointed for only a one year term and will be eligible for re-appointment to two additional three year terms.

RECOMMENDATION

Since Commissioner Dunn has expressed an interest to continue on the Planning Commission and has shown a very active interest in the Commission, I would recommend that he be re-appointed to a three year term. The City Council should review the other applications and appoint two individuals, one to serve a three year term, in the place of Ray Hansen, and one to serve the completion of Commissioner Wilson's term.

DHO:clm

f:\admin\Comm.adg

Attachments

City of Keizer

930 Chemawa Rd. N.E. • ~~P.O. Box 8290 Box 389~~
Keizer, Oregon ~~97303-8290~~ • (503) 390-3700

1982

CITY OF KEIZER
ADMINISTRATION
P.O. Box 21000
Keizer, OR 97307-1000

COMMITTEE APPLICATION FORM

'90 JAN 5 AM 9 55

NAME DAVID G. CROSLEY

HOME ADDRESS 510 LARRY AVE. N. / KEIZER 97303

OCCUPATION MANAGEMENT ANALYST / OREGON DEPT. OF VETERANS' AFFAIRS

BUSINESS ADDRESS 700 SUMMER ST. NE. / SALEM 97310

HOME PHONE 390-4935 BUSINESS PHONE 373-2130

I would like to be considered for appointment to the following citizen committee(s):

PLANNING COMMISSION

I am applying for appointment to this committee because:

KEIZER HAS BEEN A GOOD PLACE TO LIVE & I WOULD LIKE TO GIVE SOMETHING IN RETURN.

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

UNITED WAY LOANED EXECUTIVE (1988) UNITED WAY FUNDS DISTRIBUTION COMMITTEE (1989) CITY OF SALEM INFORMATION TECHNOLOGY COMMISSION (1990-93)

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

David G Crosley
Signature of Applicant

1-3-90
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., KEIZER, OR 97303.

THANK YOU FOR YOUR INTEREST IN KEIZER!

comm.app

City of Keizer

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

RECEIVED
'90 SEP 20 AM 9 23
CITY OF KEIZER
OREGON 97303

COMMITTEE APPLICATION FORM

NAME KEN PALKE

HOME ADDRESS 4640 Shoreline Dr. N., Keizer

OCCUPATION Newspaper editor

BUSINESS ADDRESS 1400 Broadway NE, Salem

HOME PHONE 390-4281 BUSINESS PHONE 364-4674

I would like to be considered for appointment to the following citizen committee(s):

PLANNING Commission

I am applying for appointment to this committee because:

I'm interested in orderly growth for the city and planned expansion.

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

(1) Chemeketa College budget advisory committee.
(2) Director, Marion Soil and Water Cons. Dist.
(3) former Keizer Kiwanis member (See biography)

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

Kenneth A. Palke
Signature of Applicant

9-19-90
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

SEE ATTACHED!! C.G

Biography
of
Kenneth A. Palke

Kenneth Alan Palke, 41, is editor of the Capital Press newspaper, Salem, Ore., and has been employed by the weekly regional agricultural publication since April 1980.

He oversees the work of 11 staff reporters and more than a dozen correspondents in Oregon, Washington, Idaho and Northern California. He is in charge of the overall editorial content, design and makeup of the paper, which has a paid circulation of more than 34,000. He writes a column on conservation and other subjects.

EDUCATION AND BACKGROUND

Palke holds a bachelor's degree in Journalism from California State University, Long Beach. He minored in Political Science. Most recently, he has completed five of six courses to earn a certificate in the American Management Institute-Chemeketa Community College Management Program.

During his 16-year newspaper career, he has been a reporter and editor for the twice-weekly Palos Verdes Peninsula News, the Lomita News and Paramount Journal newspapers in Southern California. He was a reporter, columnist and editor for the Huntington Park Daily Signal and Southeast Daily News, based in Downey, Calif.

Palke served as editor of the weekly Itemizer-Observer newspaper in Dallas, Ore., before coming to the Capital Press.

During his career, he has also done public relations work for a homeowners' retail store, a congressional candidate and helped write the narration script for a full-length skiing motion picture.

BOARDS, ACTIVITIES

Palke was recently selected for a three-year term on the Chemeketa Community College budget advisory committee.

He is a director of the Marion Soil and Water Conservation District and a trustee of the Pacific International Livestock Exposition. He is co-chair of the Oregon Association of Conservation Districts public education and information committee.

Palke is a member of the Society of Professional Journalists and has been chairman of the Chemeketa Community College Journalism Student Advisory Board and an ex-officio member of an advisory board for the dean of the College of Agricultural Sciences at Oregon State University. He is a former member of the U.S. Ski Writers Association.

He is a member of American Legion Post 9 in Salem and the North Santiam Sportsmen's Club at Detroit Lake, Ore. He is a former vice president of the Keizer Kiwanis Club.

SERVICE: PAST, PRESENT

He served in the U.S. Navy on the aircraft carriers U.S.S America and U.S.S. Oriskany during the Vietnam War and later was in the Oregon Army National Guard's public affairs unit. He is a major in the volunteer Oregon State Defense Force and commands a security battalion.

OTHER

Palke is listed in an edition of the reference book, "Who's Who in the West."

He and his wife, Susan, have three children and reside in Keizer, Ore.

He enjoys baseball, U.S. history, snow skiing, stamp and baseball card collecting, fine arts and camping.

Address: 4640 Shoreline Dr. N., Salem, Ore. Phone: 503-390-4281.

City of Keizer

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COMMITTEE APPLICATION FORM

NAME Roy DUNCAN

HOME ADDRESS 6972 Offenbach Ct, NE

OCCUPATION Fiscal Coordinator for Oreg Dept of Transportation

BUSINESS ADDRESS

HOME PHONE 390-3567 BUSINESS PHONE 378-6578

I would like to be considered for appointment to the following citizen committee(s):

(A) Planning Commission or (B) Budget Committee.

I am applying for appointment to this committee because:

(A) I have concerns about Planning in Keizer

(B) I have fiscal training & experience

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

Currently, none. Previously, many.

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

Roy Duncan
Signature of Applicant

9/16/90
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

City of Keizer

1982

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COMMITTEE APPLICATION FORM

RECEIVED
'90 SEP 13 AM 10 18
CITY OF KEIZER
OREGON 97303

NAME Joseph J. Kurka

HOME ADDRESS 460 McNary Hts. Ct., N

OCCUPATION Commercial Real Estate Broker/Property Manager

BUSINESS ADDRESS 850 Lancaster Dr., SE, Salem, OR 97301

HOME PHONE 390-1767 BUSINESS PHONE 585-8050

I would like to be considered for appointment to the following citizen committee(s):

Planning Commission

Urban Renewal Citizen's Advisory

I am applying for appointment to this committee because:

I wish to help shape my community and have a voice in the community.

I believe that I have the knowledge and experience to help serve the community on the above mentioned committees.

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

United Way

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

Signature of Applicant

September 12, 1990
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

City of Keizer

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COMMITTEE APPLICATION FORM

NAME DONALD O CRONEMILLER

HOME ADDRESS 7795 O'NEIL RD NE, KEIZER 97303

OCCUPATION REGISTERED PROFESSIONAL LAND SURVEYOR (RET)

BUSINESS ADDRESS SAME AS ABOVE

HOME PHONE 393-1288 BUSINESS PHONE _____

I would like to be considered for appointment to the following citizen committee(s):

PLANNING COMMISSION

I am applying for appointment to this committee because:

IT IS INTERESTING WORK

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

NONE

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

Donald O Cronemiller
Signature of Applicant

9-12-90
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

City of Keizer

1982

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

RECEIVED
'90 SEP 12 AM 9 09
CITY OF KEIZER
OREGON 97303

COMMITTEE APPLICATION FORM

NAME SAMUEL T. GOESCH

HOME ADDRESS 1338 MARIGOLD ST NE KEIZER, OR 97303

OCCUPATION INSURANCE AGENT, STATE FARM INS. COS

BUSINESS ADDRESS EFF. 12/01/90 3975 RIVER RD SUITE 2 KEIZER, OR
PRESENT 1160 CAPITOL ST NE SALEM, OREGON

HOME PHONE 390-5046 BUSINESS PHONE 393-6252

I would like to be considered for appointment to the following citizen committee(s):

PLANNING COMMISSION

I am applying for appointment to this committee because:

I AM INTERESTED IN A LIVABLE AND ECONOMICALLY STRONG KEIZER. I FEEL THAT A STRONG PLANNING PROCESS NOW WILL ASSURE THAT OUTCOME. MY PERSONAL AND PROFESSIONAL LIFE NOW ALLOW ME THE TIME TO VOLUNTEER. I FEEL MY INTELLIGENCE, SKILLS AND STRONG POSITIVE FEELINGS ABOUT KEIZER QUALIFY ME FOR THIS COMMITTEE.

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

ADMINISTRATIVE AND TEACHING POSITIONS WITH THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS. PREVIOUS SERVICE WITH TWO LOCAL BOY SCOUT TROOPS.

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

Samuel T. Goesch
Signature of Applicant

SEPT. 11, 1990
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

Recd 9/12/90

City of Keizer

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COMMITTEE APPLICATION FORM

NAME Brian Noll

HOME ADDRESS 5752 Crestwood Ct. NE

OCCUPATION Salesman - Force 4 Computer Supplies Inc.

BUSINESS ADDRESS 7130 SW Fir Loop, Portland OR 97223

HOME PHONE 393-5275 BUSINESS PHONE 620-8888

I would like to be considered for appointment to the following citizen committee(s):

Planning Commission

I am applying for appointment to this committee because:

I have lived in Keizer since the early 60's and am very interested in the direction the city moves.

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

Salem Art Association, Mid Valley Childrens Guild.

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

B J Noll
Signature of Applicant

9-11-90
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

City of Keizer

1982

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COMMITTEE APPLICATION FORM

NAME Martin (Marty) Matiskainen

HOME ADDRESS 1771 Stonehedge Dr. N.E.

OCCUPATION Architect

BUSINESS ADDRESS 3085 River Road North, Salem

HOME PHONE 393-0824 BUSINESS PHONE 390-0821

I would like to be considered for appointment to the following citizen committee(s):

Planning Commission

I am applying for appointment to this committee because:

By education, training and experience I am involved in planning and developing the built environment

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

Keizer Urban Renewal Advisory Board
Keizer Rotary

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

Mart: Matisk
Signature of Applicant

9/10/90
Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

carlson/veit architects p.c.
3085 river road north • salem, oregon 97303 • phone 503 390-0281

MARTIN L. MATISKAINEN, AIA - Project Architect

Education: Montana State University, Bachelor of Architecture, 1974. Carroll College, Helena Montana.

Registration: Registered Architect: Oregon, Montana, NCARB Certified.

Experience: Martin Matiskainen has over 16 years of diversified experience on projects in Oregon, Washington, Montana, Wyoming, Colorado, Nevada, and New Mexico for both public and private clients. Expertise includes all aspects of architectural practice with emphasis on project administration and construction management. Experience includes ten years of practice as an architect/project manager for a design/build contractor and real estate developer. Project experience ranges in scope from educational, religious and office facilities through commercial, heavy industrial, and chemical plant facilities. Mr. Matiskainen's experience includes projects of all sizes and many with multimillion dollar construction budgets at locations across the nation.

Professional Affiliations: Member, Salem Chapter of American Institute of Architects; Treasurer, 1988; Secretary, 1989; President-Elect, 1990.
Oregon Council of Architects Board Member, 1990.

Civic Activities: Member, Keizer Rotary Club.
Member, Salem Chamber of Commerce.
Member, Keizer Chamber of Commerce.
Member, Keizer Urban Renewal Advisory Board.

Ms. Sue Darby, City Recorder
930 Chemawa Rd., NE
PO Box 2100
Keizer, OR 97307-1000

September 24, 1990

Ms. Darby:

I would like to be considered as an applicant for service to the Keizer City Planning Commission; I understand that there are three vacancies at this time.

I am volunteering for this service because of my interest in several key issues that Keizer is or will be facing in the near future:

- The proposed urban renewal plan, which would help control visual blight, enhance public access and mobility, improve certain over-capacity public facilities and (hopefully) provide a civic center to help provide an identity and sense of place for the city.
- The forthcoming update of the comprehensive plan as per the State of Oregon's Periodic Review process.
- Proposals to expand the urban growth boundary. Is such expansion needed? What alternatives exist? If expansion is required, where?
- Relationships with the City of Salem with regard to planning and public services.

My qualifications include a master's degree in City and Regional Planning, certification by the American Institute of Certified Planners (AICP), and over 14 years of experience as a professional planner. My experience has been primarily in the areas of comprehensive land use planning, public facility planning, and in issues concerning transportation and traffic management. I am presently employed by the City of Portland's Office of Transportation as a Senior Urban Projects Coordinator; prior to this position, I served the City of Salem for nearly seven years as a planner and manager in the Department of Public Works. With regard to service on other organizations, I am currently on the board of directors for the Oregon Chapter of the American Planning Association, and I previously served on this organization's Professional Development Committee.

I hope this information is helpful to the City Manager and Council as they make their selections for this commission. I hope I am given the opportunity to help shape the future of my city. If I may be of further information, please contact me. Thank you.

Sincerely,

David M. Siegel, AICP

City of Keizer

1982

930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COMMITTEE APPLICATION FORM

NAME David M. Siegel

HOME ADDRESS 2157 Waltman Court, NE, Keizer 97303

OCCUPATION City Planner/Manager (City of Portland)

BUSINESS ADDRESS 1120 SW 5th Ave, Room 730, Portland, OR 97204

HOME PHONE 390-4445 BUSINESS PHONE 796-5185

I would like to be considered for appointment to the following citizen committee(s):

City Planning Commission

I am applying for appointment to this committee because:

Please refer to cover letter.

I have served, or am serving, on the following civic, charitable, or service organizations: (LIST THOSE IN WHICH YOU ARE ACTIVE)

Board of Directors, American Planning Association (Oregon Chapter)

If appointed by the City Council, I agree to serve without reimbursement of any kind, and with the understanding and agreement that accident and medical coverage will NOT be provided by the City of Keizer.

David M. Siegel — Signature of Applicant

September 23, 1990 — Date of Application

Please return completed application to: CITY OF KEIZER, CITY HALL, 930 CHEMAWA ROAD N.E., P.O. BOX 21000, KEIZER, OR 97307-1000.

THANK YOU FOR YOUR INTEREST IN KEIZER!

f;\admin\comm.app

DAVID M. SIEGEL, AICP

2157 Waltman Court, NE
Keizer, Oregon, 97303

Work: (503) 796-5185
Home: (503) 390-4445

PUBLIC SECTOR EXPERIENCE

City of Portland, Oregon, Office of Transportation. 1989 - Present

Section Manager, Parking Management Section. Responsible for development and management of section work program and budget. Establish priorities, policies and operating procedures for implementation of a variety of transportation and parking programs. Fiscal resource and policy planning. Review of development proposals for impact upon transportation system and compliance with City policy and codes. Management of professional services contracts. Preparation of reports for Bureau management, Commissioner's office and City Council. Assemble and coordinate work of interdisciplinary task teams and public/private sector committees to address special projects. Substantial public contact and work with special interest groups. Supervise Section staff (five employees). Position: Senior Urban Projects Coordinator.

City of Salem, Oregon, Department of Public Works. 1985-1989

Division Manager, Transportation/Development Services Division. Responsible for management of major division charged with development of master plans for water, sewer, street and storm drainage facility networks, development review, building and construction plans check, transportation planning, land use planning coordination, traffic design engineering and operations, and engineering records management. Responsible for developing and meeting project and program schedules and for budget preparation and administration. Assist Director in establishing policies, procedures, objectives and priorities. Preparation of administrative, technical, and policy reports for Director, City Manager and City Council. Supervision of 20-30 professional and technical employees. Member of Department management team. Position: Transportation/Development Services Manager.

City of Salem, Oregon, Department of Public Works. 1982-1985

Section Head, Planning and Development Section. Responsible for Department coordination of special projects and land development/facilities review issues with other City departments. Project management and provision of technical environmental and planning assistance on public facility master plans. Direct and manage the work of staff responsible for development review, special planning/engineering projects, economic and industrial development assistance, and current and long-range planning. Liaison with City Planning Commission and Capitol Planning Commission. Policy analysis and preparation. Investigation and development of revenue sources; fiscal impact analysis. Preparation of reports and ordinances, budget and work program preparation and management, and supervision of six-person professional planning and engineering staff. Position: Principal Planner.

State of Oregon, Department of Land Conservation and Development. 1982

Review of city and county comprehensive land use plans and implementing measures to determine compliance with Statewide Planning Goals and related policy. Provision of technical planning and economic development assistance to local governments in the preparation of land use plans, special studies and ordinances. Consultation with other State agencies to ensure consistency between State programs and local plans. Research, preparation of findings of fact, report preparation. Position: Plan Review Specialist.

Polk County, Oregon, Department of County Development. 1978-1980

Section Head, Long-Range Planning Section. Directed revision of county comprehensive plan and implementing measures; responsible for plan elements regarding public facilities, growth management and urbanization, housing and economic development. Project manager for development of Overall Economic Development Plan. Served as lead county planning staff in preparation of a tri-jurisdictional comprehensive plan for the City of Salem, and a multi-jurisdictional Housing Opportunity Plan. Development of environmental studies. Provision of technical planning services to local communities under County contract; coordination of planning programs with those of the county and the state. Budget and grant proposal preparation. Supervision of six-person professional staff. Position: Senior Planner.

Polk County, Oregon, Department of County Development 1977-1978

Research and preparation of reports and documents to form data base for development of comprehensive plan. Preparation and presentation of plan policies, studies and alternative land use proposals to citizen groups and elected officials. Provision of planning services to contracting communities. Grant proposal and ordinance preparation. Administration of ordinances. Supervision of support staff. Position: Associate Planner.

City of Corvallis, Oregon, Department of Community Development 1976

Staff representative to Corvallis Downtown Commission. Research and presentation of alternative downtown planning processes and procedures. Preparation of land-use and space-use inventories. Mapping and analysis of data. Position: Downtown Planner.

PRIVATE SECTOR EXPERIENCE

CH2M Hill Northwest, Inc., Corvallis, Oregon (contract) 1982

Preparation of land suitability and capability analysis. Detailed research and analysis into geothermal resource development potential. Preparation of client report; preparation of draft implementation measures for resource development (geothermal overlay zone). Coordination of product with county staff and with Statewide Planning Goals. Position: Principal Planner.

Linn County, Oregon, Department of Planning and Building (contract) 1982

Conducted revision of comprehensive plan and ordinances for the City of Harrisburg to comply with Statewide Planning Goals and policy. Product control, citizen involvement and presentations, intergovernmental coordination. Position: Project Manager.

Morgan, Ryan and Associates, Inc., Salem, Oregon 1981-1982

Project development and management for public and private sector client base. Comprehensive planning and preparation of implementing measures for client cities. Processing of land use and development applications. Presentation of cases and proposals before local officials. Promotional activities and preparation of proposals. Position: Senior Planner.

EDUCATIONAL EXPERIENCE

Wittenberg University, Springfield, Ohio (B.A. 1974)
Bachelor of Arts: Political Science and Urban Studies

Ohio State University, Columbus, Ohio (M.C.R.P. 1976)
Master of City and Regional Planning

APPLICABLE SKILLS

Planning and public works management and administration. Comprehensive land use planning; economic and community development; public facility planning, programming, and financing; fiscal impact analysis; environmental planning; program planning and administration; policy development and analysis; site and neighborhood planning; data forecasting; grant proposal and budget preparation; personnel management and supervision; public presentations; intergovernmental coordination.

PROFESSIONAL ORGANIZATIONS

American Institute of Certified Planners (Member, AICP)
American Planning Association (APA)
APA Oregon Chapter, Board of Directors (Elected March, 1990)

PROFESSIONAL PUBLICATIONS/PRESENTATIONS

American Planning Association National Conference, 1984
"Zoning Techniques to Encourage Location of Manufactured Housing"
American Planning Association, Oregon Chapter
"Techniques in Planning Administration". 1986 APA Seminar
"Preparation For the AICP Examination". 1987 APA Chapter Conference
"Strategic Planning: A User's Guide". 1990 APA Seminar

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 1, 1990

AGENDA ITEM NO.: 5a

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER

SUBJECT: APPEAL OF CONDITIONAL USE PERMIT NO. 90-8

DISCUSSION

The city was notified that Keizer Conditional Use Permit No. 90-8 was approved by the Zoning Administrator and the city was given the opportunity to appeal such a decision. The staff felt, after conversations with Councilor Hart, that there were conditions that merited a review by the City Council. After discussion with the applicant, Ruby Brady, it was also apparent that Ms. Brady was not in agreement with the decision and the city's appeal enabled her to attempt to have a Condition of Approval amended by the City Council. Staff's request for appeal does not deal with the same Condition of Approval as Ms. Brady wants to have changed.

The concern of staff and Councilor Hart is that a non-conforming use is being permitted to be expanded through the issuance of a Conditional Use Permit. There is an underlying question as to whether a Conditional Use Permit is the proper method by which to attempt to expand a non-conforming use. Since the use is non-conforming to the zoning regulations, there is some feeling that it should not be permitted to be expanded, but would have to remain as is and, ultimately, replaced with a conforming use for the zone.

In this case, a single wide mobile home is being replaced with a larger mobile home at a different location on the property. It, in essence, is creating a new non-conformity by permitting the relocation of the existing mobile home, but also, is permitting an expansion of the non-conformity by removal of the existing mobile home and installation of a newer and larger mobile home.

Ms. Brady's concern is that the Conditions of Approval place a stipulation that the mobile home has to have been constructed after 1976. The mobile home that she has in mind moving to the property was constructed in 1970.

The specifics of this case are not the reason for the appeal of the decision. The question of permitting the expansion of

a non-conforming use, through a Conditional Use Permit, is the question that I feel the City Council needs to discuss. If the Council wishes to permit such expansion of non-conforming uses, I feel there should at least be a time limit or a time period for review by the Council of that decision to determine whether conditions have changed that would no longer justify the continuation of the non-conforming use.

RECOMMENDATION

It is recommended that the Council determine that it is appropriate to expand the non-conforming use through a Conditional Use Permit, that there be conditions placed on this approval that will require that the approval be automatically reviewed by the City Council annually and that, if necessary, additional Conditions of Approval be placed at that time.

DHO:clm

f:\admin\90-8.adg

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR, OR SELLER: ORS CHAPTER 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST PROMPTLY BE FORWARDED TO THE PURCHASER.

NOTICE OF DECISION
KEIZER CONDITIONAL USE CASE NO. 90-8

APPLICATION: Application of Ruby Brady to expand a non-conforming use by replacing an existing mobile home on a 0.20 acre parcel in an RM (MEDIUM DENSITY RESIDENTIAL) zone on property located at 800 Cade Street NE, Keizer (Sec. 11BD; T7S; R3W) GLADS #5800.

DECISION: Notice is hereby given that the Zoning Administrator for the City of Keizer has **APPROVED** the above described Conditional Use application subject to certain conditions.

This conditional use permit is valid only when exercised by September 4, 1992. The effective period of an approved application may be extended for an additional year subject to approval of an extension (Extension form available from the Planning Division).

This decision does not include approval of a building permit.

CONDITIONS: The following conditions must be met before the approved use is established:

1. The applicant shall obtain all necessary permits from the Marion County Building Inspection Division, and comply with all requirements of the Marion County Building Inspection Division.

2. The replacement mobile home shall comply with the requirements of Section 14.40(1) of the Keizer Zoning Ordinance regarding type of mobile home permitted and setback requirements for a single-family dwelling in the RM (MEDIUM DENSITY RESIDENTIAL) zone.

ADDITIONAL CONDITIONS: Once the approved use is established the following conditions must be continually satisfied:

3. The existing mobile home shall be removed within 30 days of receiving an occupancy permit for the replacement mobile home.

OTHER PERMITS AND RESTRICTIONS: This approval does not remove or affect any covenants or restrictions imposed on the subject property by deed or other instrument. The proposed use may require permits from other local, State or Federal agencies. This decision does not take the place of, or relieve the responsibility for obtaining other permits or satisfying any restrictions or conditions thereon. It is recommended that the agencies mentioned in

Finding #5, below, be contacted to identify restrictions or necessary permits. The applicant is advised of the following:

4. The applicant should contact the Keizer Fire District and obtain a copy of the District's Recommended Building Access and Identification Guidelines. For personal and property safety it is recommended that the applicant follow these guidelines.

PROCEDURE: The Keizer Zoning Ordinance provides that Conditional Use applications be considered first by the City Zoning Administrator. If there is any doubt that application conforms with conditional use criteria the Zoning Administrator must condition or deny the application. Any interested person who disagrees with the Zoning Administrator's decision may request that the application be decided by the Keizer Hearings Officer after a public hearing.

A public hearing is held on appeals subject to the appellant paying an $85.00 fee. The applicant may also request reconsideration on the basis of new information subject to signing a waiver of the 120 day time limit for review of zoning applications. If you have any questions about this application or the decision please call 588-5038 or visit the County Planning Division Office at the address below. Requests for reconsideration by the Zoning Administrator for a public hearing and decision by the Hearings Officer must be in writing and be received in the Marion County Planning Division, 220 High Street NE, Salem by 5:00 p.m. on September 4, 1990.

FINDINGS AND CONCLUSIONS: The findings and conclusions on which the Zoning Administrator based his decision are noted below.

1. The property is designated Medium-High Density Residential in the Keizer Comprehensive Plan. The purpose of this Plan designation and the corresponding RM (MEDIUM DENSITY RESIDENTIAL) zone is to provide land for multi-family housing.

2. The property is located on the south side of Cade Street, approximately 500 feet west of its intersection with Cherry Avenue. The approximate 10,000 square foot parcel contains a single-wide mobile home.

3. All surrounding property is zoned RM. Land uses include a mixture of single family dwellings and duplexes.

4. Mobile homes on individual lots are currently prohibited in the RM zone; the existing use is therefore non-conforming. The applicant is proposing to replace the existing mobile home on the property with a larger mobile home, thereby expanding the current non-conforming land use. Pursuant to Section 3.12(c) of the Keizer Zoning Ordinance the expansion of a non-conforming use requires a conditional use permit.

5. The City of Keizer, the Marion County Department of Public Works and the Marion County Building Inspection Division reviewed the proposal and offered no comment. The County Assessor's Office provided tax assessment information. No other contacted agency responded.

6. The conditional use decision criteria are established in Section 8.30 of the Keizer Zoning Ordinance. These criteria include: (a) the use is listed as a conditional use in the zone; (b) the parcel is suitable for the proposed use; (c) the proposed use, as conditioned, will not materially alter the character of the area; (d) the proposed use will not adversely affect existing wind and solar energy systems, and, (e) adequate public utility facilities are available.

7. Pursuant to Section 3.12, expansion of a non-conforming use requires a conditional use permit; this application is consistent with item 6(a). The parcel currently contains a mobile home and is of sufficient size and dimension to accommodate a larger one. The proposal does not establish additional mobile homes or create a mobile home park. The replacement mobile home is generally consistent with the existing land use and is not expected to materially alter the character of the area. The replacement mobile home will not affect existing or future solar and wind energy systems. Adequate public utility facilities are available to serve the site.

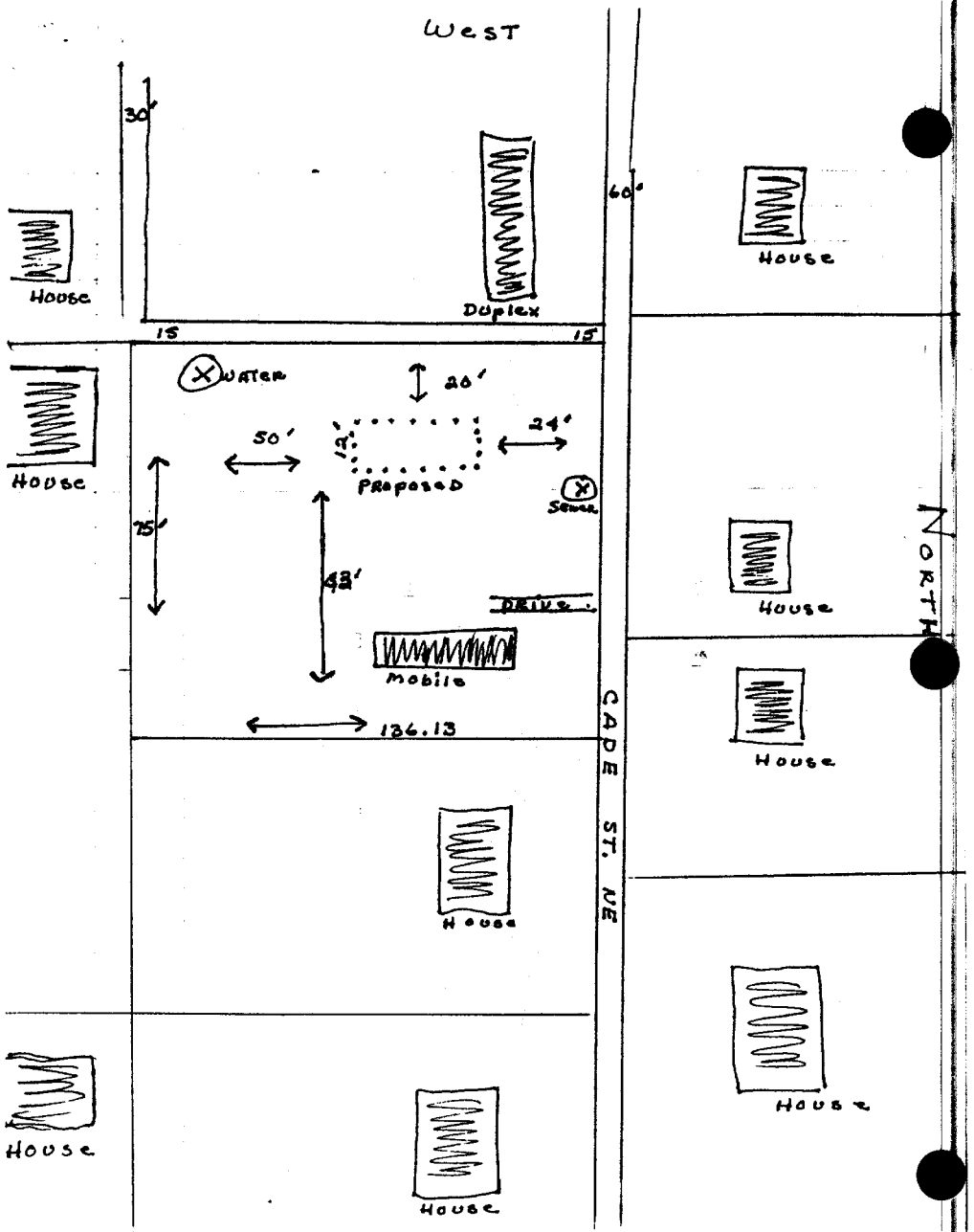
8. Section 14.40(1) establishes standards for mobile homes located within mobile home parks in the RM zone. These standards require the mobile home be constructed after June 15, 1976, contain a State "Insignia of Compliance", be at least 12 feet in width and contain at least 500 square feet. The placement of these standards as a conditional of approval is appropriate to maintain compatibility with the neighborhood.

9. This request is to replace the existing mobile home. For this reason, the existing mobile home must be removed from the property subsequent to the placement of the new mobile home. The new dwelling will also be required to comply with the setback requirements in the RM zone for single-family dwellings.

REPORT PREPARED BY: Skip Wendolowski, Associate Planner

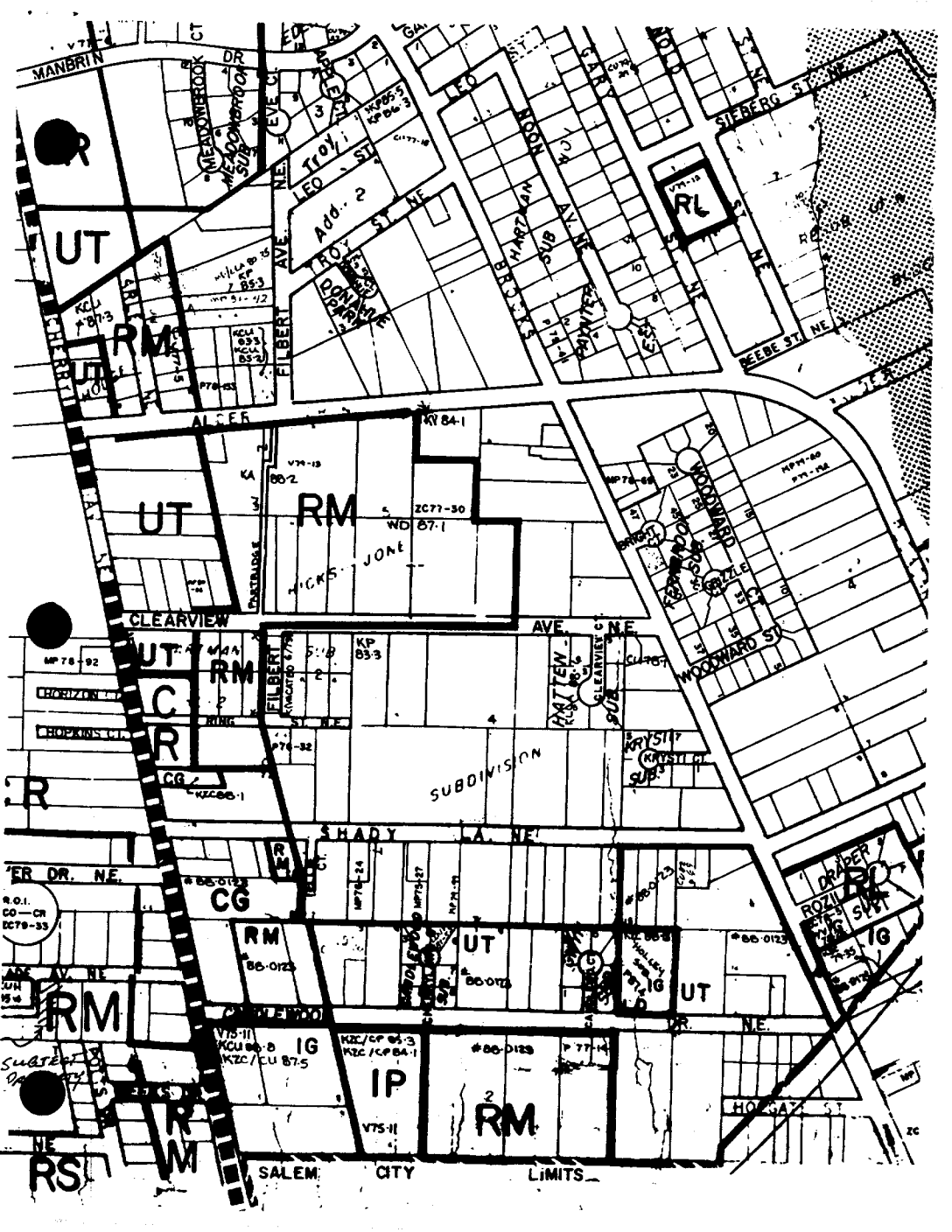
Russell Nebon
Zoning Administrator

August 23, 1990
Date



Ruby M. BRADY
800. CADE ST. NE

Sewer/water: city
proposal: HARDship


MANBRIN
DR
MEADOWBROOK
MEADOWBROOK SUB
EVE CT
LEO ST
Troy
Add. 2
TROY ST NE
FILBERT AVE. N.E.
DONAHUE PARK
HARTMAN SUB
PAYNTER
SIEBERG ST. NE
BEEBE ST. NE
RL
UT
RM
KCU 87.3
KP 85.3
KCU 83.3
KCU 85.2
ALDER
KY 84.1
KA 88.2
ZC77-30
WD 87.1
HICKS JONE
PARTRIDGE
WOODWARD
WOODWARD ST
CLEARVIEW
AVE. N.E.
KP 83.3
HATTEN
CLEARVIEW CT
SUB
KRYSTI
KRYSTI CT
SUB
SUBDIVISION
MP 78-92
HORIZON CT
HOPKINS CT
RING ST. N.E.
CG
KZC 88.1
SHADY LA. NE
DR. N.E.
CG
RM
88-0123
UT
IG
DRAPER
ROZIL
SUBT
CANDLEWOOD
DR. N.E.
KZC/CP 85.3
KZC/CP 84.1
KCU 88.8
KZC/CU 87.5
IP
RM
V75-11
HOLGATE ST
SALEM CITY LIMITS
RS

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 1, 1990

AGENDA ITEM NO.: 5b

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: CITY COUNCIL CONSIDERATION OF PROPERTY OWNER OBJECTIONS TO THE CORRECTNESS OF SPECIFIC STATEMENT OF COSTS REGARDING ABATEMENT OF NOXIOUS WEEDS AT S.W. CORNER LOT - CHEMAWA & CRATER

BACKGROUND

On September 17, 1990, the City Manager, in accordance with City Council adopted Ordinance 83-014, submitted to the City Council Statement of Costs for costs incurred by the city for removal of noxious vegetation at S.W. corner lot - Chemawa & Crater. Under the City's Noxious Vegetation Ordinance, property owners are to be provided an opportunity to be heard regarding the correctness of the costs. The City Council has set October 1, 1990 as the date for this property owner to bring forth any objections. The property owner has been notified of tonight's meeting and the opportunity to be heard regarding the Statement of Cost for removal of noxious vegetation from property under his ownership.

ANALYSIS

Attached for the Council's review is the Statement of Cost prepared for the property. The Statement of Cost has been prepared in accordance with the provisions of the City's Noxious Vegetation Ordinance. The Ordinance provides that each property, where it is determined that noxious vegetation exists, be given notice and an opportunity to remove the noxious weeds at their own expense. If, after a reasonable time, the noxious weeds are not removed, then the city notifies the property owner that the city will remove the weeds and bill the property owner for the expense of removing the weeds, based upon the fee schedule established in the Ordinance. The city then notifies its private mowing contractor to mow the weeds and the city is then billed, based upon the time spent by the city's contractor. The city then sends a billing to the property owner, based upon costs established under the Ordinance. After thirty days time, if the bill is not paid, then the matter is submitted to the City Council for public review. The subject property has gone through the above outlined process.

RECOMMENDATION

City Council to consider any property owner testimony regarding the reasonableness of cost as submitted herein.

DHO:clm

Attachment

f:\admin\noxious.adg

STATEMENT OF COSTS SUBMITTED TO CITY COUNCIL PURSUANT TO CITY OF KEIZER ORDINANCE 83-014

Name and address of person responsible:

Marvin Ferris
772 Chemawa Road North
Keizer, OR 97303

Location of property (street address, if any)

S.W. corner lot - Chemawa & Crater

More particularly described as:

See Exhibit "A" attached.

Amount due:

$125.00

Submitted on: SEPT 17, 1990

By Donald Kitterman
City Manager

CITYFORM.1

EXHIBIT "A"

Beginning in the middle of the county road, at a point which is 37.821 chains North 89°30' West from the Northeast corner of the Donation Land Claim in J. B. Keizer and wife, same being Claim #37 in Township 7 South, Range 3 West of the Willamette Meridian in Marion County, Oregon; said point being 89°30' West from the Northeast corner of a 9.69 acre tract of land described in Volume 217, page 270, Deed Records of Marion County, Oregon; thence South 0°15' East 3.47 chains parallel with the East boundary of said tract of land; thence North 89°30' West parallel with said county road 1.348 chains; thence North 0°15' West parallel with the East boundary of said tract of land 3.47 chains to the middle of said county road; thence South 89°30' East 1.348 chains to the place of beginning.

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 1, 1990

AGENDA ITEM NO.: 7

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: POPS INITIATIVE IMPACT ON THE CITY

ISSUE

To advise Council of updated information regarding impacts of property tax limitation initiative.

BACKGROUND

On June 18, 1990, a property tax limit initiative was certified by the Secretary of State as having received the necessary signatures for listing on the November, 1990 ballot. Ballot Measure 5 is commonly known as the P.O.P.S. (Protest Oregon Property Society) initiative. A recent Attorney General's (A.G.) opinion has been issued, which summarizes the impact of Measure 5. This A.G.'s opinion will be used to summarize the impact on the City of Keizer.

FACTS & FINDINGS:

On June 18, 1990, the Legislature requested the A.G. to review the initiative and to provide an opinion on twelve questions. Most of the questions addressed school financing issues. There were some which were germane to cities. The following attempts to summarize key issues raised by the opinion.

ISSUE:

What does Ballot Measure 5 (POPS) do?

Answer:

The initiative, if passed by the voters, does the following:

a. The initiative affects schools by establishing an initial maximum property tax rate for schools of $15/thousand and then incrementally ratcheting down school property taxes over five years to $5/thousand. The initiative mandates that the State Legislature make up the difference as school are weaned from the property

tax until 1995-96. It is silent as to what the Legislature is to do after 1995-96.

b. It would reduce the combined non-school local government tax rates for operations (either from tax base or special serial levies) in each tax location area to $10.00 per thousand. Tax levies for qualifying debt would be excluded from the $10.00 lid.

c. It places additional restrictions on fees and charges which may be charged by the city. It places additional restrictions on some types of debt issuance.

Issue:

What limits apply to the property taxes imposed on the excess value of an urban renewal district? May taxes imposed by urban renewal districts be used for non-school purposes?

In essence, this question asks if the remaining tax rate for school (incrementally ratcheted down to $5.00) may be used in calculating the revenue an urban renewal area receives from the increment above its frozen base.

Answer:

The opinion states that revenues from urban renewal tax increment finances are defined as "taxes". This means that the calculation of urban renewal revenues are subject to the $10.00 per thousand local government cap. The schools' property tax value may not be included in the calculation of an urban renewal district's annual revenue.

If this is the case, the urban renewal agencies tax increment flow would be reduced by $6,000,000 over the first 17 years of the project.

There is some confusion as to whether an urban renewal area is a taxing district in the same way that, for example, a school district or fire district is. There is apparently some difference of interpretation of fiscal impact between the A.G.'s opinion and Legislative Revenue's analysis. Staff is attempting to understand the exact standing of urban renewal. The most that can be gleaned at this time is that the opinion and fiscal impacts appear to make urban renewal areas compete with other jurisdictions for limited resources within the $10 non-school tax rate cap.

Issue:

How does the initiative affect the city's tax base? Is the voter approved tax base subject to the limitation?

Answer:

The Legislature asked if a tax base, as defined by the initiative, is subject to POPS. The A.G.'s opinion states that indirectly it is. An existing tax base, per se, is not affected, but the rate used to fund the base, per se, is not the $10.00 cap, no matter what the amount of the voter approved tax base is, or what the tax rate would be under present law. Were a local government to seek to increase its tax base, it could seek voter approval to do so. However, it could not collect revenues beyond those generated within the $10.00 per thousand cap.

The combined tax rate for non-school districts, in the City of Keizer, is as shown below:

AREA SERVED BY KEIZER FIRE	
CITY	$1.7832
COUNTY	4.6320
KEIZER FIRE	1.1902
	$7.6054

AREA SERVED BY MARION COUNTY #1	
CITY	$1.7832
COUNTY	4.6320
FIRE DIST. #1	2.5579
	$8.9731

This is based upon the 1989-90 tax rate approved by the voters. The tax rates, for fiscal year 1990-91, have not been set.

It is estimated that the city's tax rate will be $2.17 for fiscal year 1990-91. Keizer Fire District is attempting to pass a new tax base in November of this year. If the new tax base is approved by the voters and the city was to retain its current tax rate for 1990-91, the city would not be at the maximum $10.00 rate. Initially, it appears that the city would not be affected by POPS. However, as you will see later, the Measure will have an impact on the city in the future.

Issue:

How does this Measure impact the city's ability to obtain x base?

tax revenue losses from existing General Fund revenues. The resulting fiscal pressure placed on the State could lead to the reduction or termination of State aid to cities, such as State Alcoholic Beverage, Cigarette, Library Per Capita Grants and State General Revenue Sharing.

RECOMMENDATION

Informational only.

DHO:clm

f:\admin\POPS.adg

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 1, 1990

AGENDA ITEM NO.: 8

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: FUNDING FOR MUNICIPAL COURT JUDGE POSITION

ISSUE

Are there funds available to compensate a presiding Judge for the remainder of the fiscal year?

DISCUSSION

At the September 17, 1990, City Council meeting, the City Council requested that I review the Municipal Court budget to determine whether there are funds available to continue compensating the Municipal Court presiding Judge. The 1990 budget has budgeted a total of $1,500 for professional services for the Municipal Court. The city is currently compensating Eric Larson at a rate of $46.00 per hour for a total compensation of approximately $1,150 per month, depending upon the hours devoted by the Judge each month.

I have reviewed the total of funds received from the collection of fines and bails for traffic citations through our Municipal Court for the months of July through the first three weeks of September and compared the receipts for 1989 versus 1990. A copy of the summary of the information provided by the Court Clerk is attached to this agenda item. The city is receiving over three times the revenue, from the Municipal Court, than it received in 1989, for the same time period. This is due to a number of changes that have been made by the presiding Judge, pertaining to the collection of bail and fines and is also a reflection on the way that the Judge is handling arraignments. During the first three months of 1989, the Court was just beginning to operate and procedures have been established that have now resulted in an increase in revenue. The budgeted revenue for traffic citations for fiscal year 1990-91 is $100,000. It appears, by projecting the revenue that has been received to date over a twelve month period, the city will, in actuality, receive approximately $140,000 to $150,000 if the current level of Court activity continues. Therefore, there will be excess revenues from funds that will be received that were not budgeted. Those funds can take up the slack to hire the

Municipal Court presiding Judge.

However, from a technical budget law point of view, the city cannot, knowingly, over expend a budgeted item without preparing a supplemental budget for review by the City Council. That supplemental budget would reflect the increase in appropriations, as well as increases in expenditures.

There are, basically, two alternatives for the City Council to consider:

Alternative #1: Approve hiring a Municipal Court Judge and pay for the Judge's salary out of the General Fund Contingency. And, at a later date, adopt a supplemental budget that would reflect the increase in appropriations, as well as increases in expenditures and transfer the appropriations back to the Contingency Fund.

Alternative #2: The City Council could not hire, on a permanent basis, the presiding Judge until after a supplemental budget hearing has been conducted by the Budget Committee and City Council and the supplemental budget is approved.

RECOMMENDATION

I would recommend that the City Council authorize the expenditure, out of the Contingency, to keep the Court operating at its current level and begin the process of preparing a supplemental budget.

The second question that needs to be dealt with is the hiring of a Municipal Court Judge. The city has, on a temporary basis, retained the services of Eric Larson. Mr. Larson is doing a very good job in the position of presiding Judge. The City Council could either request additional applications and appoint a presiding Judge, after receipt of those applications, or could appoint Mr. Larson on a permanent basis. When Mr. Larson was appointed, as presiding Judge, the city did receive correspondence from other individuals that were interested in being appointed presiding Judge if the position was a salaried position. The City Council had received copies of that correspondence.

Since the city's Charter is very explicit regarding the City Manager's role in relationship to the Municipal Court, I will

not make a recommendation as to who should be appointed as presiding Judge. I would just say that the Municipal Court has been operating very smoothly over the past six weeks.

DHO:clm

f:\admin\Judge.adg

TO: DON/SUE

FROM: LA VERNE

DATE: SEPTEMBER 25, 1990

RE: MONEY BROUGHT INTO COURT

Don, listed below are the comparisons that you had asked me to put together for you. September of 1990 is not the complete report as we have one week left to collect fines/bails.

	(1989)		(1990)	
JULY -	Total	$ 2,764.00	JULY - Total	$9,713.00
	Weekly	$ 691.00	Weekly	$2,428.25
	Daily	$ 89.00	Daily	313.00
AUGUST	Total	$3,952.00	Total	$20,594.00
	Weekly	$ 988.00	Weekly	$ 5,148.50
	Daily	$ 127.00	Daily	$ 664.00
SEPTEMBER			Total	$13,605.00
	Total	$5,948.00		
	Weekly	487.00		
	Daily	198.00		
TOTAL		$12,664.00		$43,912.00

Please note that the weekly totals are based on a four week period and the daily figures are figured by the total days of the month. Also, these are close figures.

LT

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: October 1, 1990

AGENDA ITEM NO.: 9

TO: MAYOR AND CITY COUNCIL

FROM: KEVIN WICKMAN, PARKS DEPARTMENT

THRU: DONALD H. OTTERMAN, M.S.PA, CITY MANAGER DHO

SUBJECT: ORDINANCE (Second Reading) - Keizer Park Regulations

BACKGROUND

On September 17, 1990, the City Council reviewed and approved on first reading an ordinance to revise the Keizer park regulations. These revised regulations were drafted by the Parks Committee to establish a means by which certain activities will be prohibited or will be allowed only by permit. Violation of the ordinance will result in an infraction citation being issued.

The Council made one change to the ordinance to delete the statement which gave the City Manager authority to apply additional limitations as necessary. That statement has been deleted from the ordinance before the Council tonight.

RECOMMENDATION

Second and final reading of an ordinance establishing Keizer park regulations.

BILL NO. A BILL ORDINANCE NO. 90-_____

FOR

AN ORDINANCE

ESTABLISHING KEIZER PARK REGULATIONS

The City of Keizer ordains as follows:

Section 1. PROHIBITED ACTIONS. The following actions are prohibited in Keizer City parks:

a) Operating any motor vehicle, except authorized maintenance vehicles, in areas other than those designated for parking.

b) Overnight camping.

c) Walking or riding horses.

d) Hitting golf balls.

e) Riding or pushing skate boards or scooters on tennis courts.

f) Dumping of any items or materials.

g) Being present in a park when the park is closed.

h) Open fires.

i) Action in violation of a parks reservation or alcoholic beverage permit.

Section 2. PARK REGULATIONS. The following regulations apply in Keizer City parks:

a) Pets must be in the care, custody and control of their owners at all times.

b) Parks will be closed at sunset and reopen at sunrise on the following day. The City Manager or the City Manager's

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

designee may grant permission for use of a park after sunset if the proposed use is appropriate for the park or designated area and consistent with park policies and regulations.

c) Fires are allowed only in established fire pits or barbecues.

Section 3. PARK RESERVATIONS.

a) A group that has an approved reservation of a section or sections of a park will have exclusive use of said section or sections for the date and time outlined in its reservation form.

b) "Group" is defined as fifteen or more people wishing to use a specific City park area for a specific date and time.

c) A designated person from the group who will be responsible for the group's action while using the park and for the condition of the park after the scheduled event shall complete and sign the park reservation form.

d) The park reservation fee of $10.00 must be submitted along with the reservation form. If the reservation is denied, the reservation fee will be refunded to the designated person.

e) Reservations will be approved on a first come, first served basis provided that the proposed use by the group is appropriate for the designated area and consistent with park policies and regulations.

Section 4. USAGE OF KEIZER LITTLE LEAGUE PARK COMPLEX. The Keizer Little League Complex is a unique park and use of this park is limited to those persons or groups whose usage of this park will

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

not degrade its condition or alter its configuration or in any way interfere with the park functioning as the Little League Park Complex.

Section 5. ALCOHOLIC BEVERAGES IN PARKS.

a) Possession of alcoholic beverages in Keizer City parks is prohibited unless the person or group in possession of the alcoholic beverages has a valid permit.

b) "Group" has the meaning set forth in Section 3 b) of this Ordinance.

c) Persons or groups wishing to possess alcoholic beverages in the park must complete a permit application form setting forth the name of the group, if any, the number of persons in the group, the type of alcoholic beverages to be served, the date and time the alcoholic beverages will be served in the park, the park and the area of the park to be used, the name, address and phone number of the applicant and signed by the applicant who will also be responsible for compliance with park rules and regulations and the limitations set forth in the permit.

c) The permit allowing the use of alcohol in the park will only be granted if the proposed use is consistent with park regulations and policies and the following criteria:

(1) Any beverage with more than 14 percent alcohol content is prohibited.

(2) Alcoholic beverages are prohibited at Keizer Little League Park Complex and Sunset Park.

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

(3) Sale of alcoholic beverages is prohibited.

Section 6. REVOKING RESERVATION OR ALCOHOLIC BEVERAGE PERMIT. Violation of the terms of the park reservation or alcoholic beverage permit as determined by a police officer immediately revokes the reservation or alcoholic beverage permit.

Section 7. INFRACTION. Violation of this Ordinance is an infraction.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

824H.003

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 1, 1990

AGENDA ITEM NO.: 10

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: FIRST READING OF AN ORDINANCE AMENDING THE KEIZER ZONING ORDINANCE TO ADOPT CHAPTER 41 MANUFACTURED HOME OVERLAY ZONE; AND DECLARING AN EMERGENCY

DISCUSSION

The City Council conducted a public hearing on September 17, 1990, and approved, in concept, the attached Ordinance for establishment of a Manufactured Home Overlay Zone. The Ordinance has been prepared and is now ready for City Council approval.

It should be noted that this Ordinance will go part of the way in meeting the need to establish a mechanism to permit manufactured homes in, other than, mobile home parks. The passage of this Ordinance establishes the mechanism to apply for a Zone Change, however, it does not address the need for such manufactured homes in the city.

As a part of the Periodic Review that the city is currently undergoing, the need for manufactured homes, in the city, will be addressed and will be a part of Periodic Review and not part of the adoption of this Ordinance.

RECOMMENDATION

I would recommend that the City Council ADOPT this proposed Ordinance. After the Ordinance has been adopted, the Planning Commission will continue to work on the issue of needed housing in the community and discuss the issue of possibly placing the Manufactured Home Overlay Zone on properties within certain areas of the city, depending upon the outcome of the needed housing analysis that is being prepared as a part of Periodic Review. In addition, the Planning Commission will continue to work on a possible

alternative to a full Zone Change request to see if the intent of the legislation, as well as the concerns of the Commission, can be met and still make the process somewhat simpler.

DHO:clm
f:\admin\manord.adg
Attachment

BILL NO. _____ A BILL ORDINANCE NO. _____

FOR

AN ORDINANCE AMENDING THE KEIZER ZONING ORDINANCE TO ADOPT CHAPTER 41 MANUFACTURED HOME OVERLAY ZONE; AND DECLARING AN EMERGENCY

The City of Keizer ordains as follows:

Section 1. AMENDMENT. The Keizer Zoning Ordinance is hereby amended by the addition of "Chapter 41 Manufactured Home Overlay Zone" as set forth in Exhibit "A" attached to this Ordinance and by this reference incorporated herein.

Section 2. EFFECTIVE DATE. This act being necessary for the immediate preservation of public health, safety, and welfare, an emergency is declared to exist and this Ordinance shall take effect upon its passage.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
MAYOR

_____
CITY RECORDER

2476COK.003

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

EXHIBIT "A"

CHAPTER 41

MANUFACTURED HOME OVERLAY ZONE

Contents

Section	Title	Page
41.01	Purpose	1
41.02	Permitted Uses	1
41.03	Development Standards	1
41.04	Manufactured Home Requirements	2
41.05	Yard Requirements	2

41.01 **PURPOSE.** The purpose of the Manufactured Home Overlay Zone is to allow the placement of certain types of Manufactured Homes on individual lots planned and zoned for single-family residential use outside of designated mobile home subdivisions and mobile home parks in a manner that will be compatible with adjacent residential uses. Areas that may be appropriate for the Manufactured Home Overlay zone are located in the RS zones, and are designated for single-family residential development in the comprehensive plan.

41.02 **PERMITTED USES.** The following uses, when developed under the applicable development standards in the Zoning Ordinance, are permitted in the Manufactured Home Overlay zone in addition to the uses allowed in the underlying zone.

(1) Manufactured home on a lot outside of a designated mobile home subdivision or mobile home park.

41.03 **DEVELOPMENT STANDARDS.** In addition to the standards and regulations contained in this chapter, a manufactured home, and lot upon which such manufactured home is sited, are subject to the development standards, architectural requirements and minimum size requirements to which a conventional single-family residential dwelling on the same lot would be subject. No structure or use shall be approved until all requirements in this chapter and all other applicable development standards have been satisfied.

The provisions of this chapter are complementary and supplementary to other provisions of this ordinance. In the event of a conflict between a provision of this chapter and another provision of this ordinance applicable to a particular lot, structure or use, the more restrictive provision shall apply.

41.04 **MANUFACTURED HOME REQUIREMENTS.** Manufactured homes located on lots outside of a designated mobile home subdivision or mobile home park shall meet the following requirements:

(1) The manufactured home shall have been manufactured after June 15, 1976, and exhibit the Oregon Department of

Commerce "Insignia of Compliance" that indicates conformance with Housing and Urban Development (HUD) standards; and

(2) The manufactured home shall be multi-sectional and enclose a space of not less than 1,000 square feet; and

(3) The manufactured home shall be placed on an excavated and back-filled foundation enclosed at the perimeter. The manufactured home shall not be more than 1 foot above grade; and

(4) The manufactured home shall have a pitched roof with a nominal slope of 2 to 3 feet for each 12 feet in width; and

(5) The manufactured home shall have exterior siding and roofing which in color, material and appearance is similar to the exterior siding and roofing material commonly used on residential dwellings within the community or which is comparable to the predominant materials used on surrounding dwellings as determined by the Hearings Officer and/or City Council; and

(6) The manufactured home shall be certified by the manufacturer to have an exterior thermal envelope meeting performance standards which reduce heat loss equivalent to the performance standards required of single-family dwellings constructed under the state building code; and

(7) The manufactured home shall have an attached or detached garage or carport constructed of like materials and parking consistent with development standards for single-family dwellings in the underlying zone.

41.05 **YARD REQUIREMENTS**. The yard requirements for manufactured homes located on a lot outside of a designated mobile home subdivision or mobile home park shall be the same as provided for a single-family dwelling in the underlying zone except that interior side yards shall be at least 5 feet, and a manufactured home shall not be located closer than 10 feet to any other dwelling, mobile home or manufactured home.

41.06 **PROCEDURE**. The initiation and procedure for a Manaufactured Home Overlay Zone change shall be conducted as any residential zone change as provided in the Keizer Zoning Ordinance.

COUNCIL MEETING: OCTOBER 1, 1990
AGENDA ITEM NO.: 11

BILL NO. _____ ORDINANCE NO. _____

A BILL
FOR
AN ORDINANCE

DECLARING LIEN AGAINST A CERTAIN PROPERTY AND DIRECTING THE CITY RECORDER TO ENTER SUCH LIEN IN THE MINOR LIEN DOCKET PURSUANT TO ORDINANCE 83-014 (Noxious Vegetation)

WHEREAS, the City of Keizer Ordinance 83-014 provides there the person responsible (as defined in that Ordinance) shall have the duty to cut down or destroy noxious vegetation as often as needed in order to comply with such Ordinance; and,

WHEREAS, with regard to certain parcels within the City of Keizer, the person or persons responsible have failed to comply with such Ordinance after being duly given the notice required under such Ordinance; and,

WHEREAS, the City Manager, or his designee, was required to go upon such parcels to cut, remove or destroy such noxious vegetation under the power given to such City Manager, or designee, under the Ordinance; and,

WHEREAS, after such work was performed, the City Manager, or his designee, notified the person responsible by mail of the sum of money due to the City of Keizer for such work performed and such person did not pay such sums within thirty days of the billing date; and,

WHEREAS, pursuant to Ordinance 83-014 a State of Costs was filed with the City Council and the matter was heard

after reasonable opportunity for objections.

NOW, THEREFORE, the City of Keizer ordains as follows:

Section 1. The City Council declares the correctness of the State of Costs, as set forth in Exhibit "A", attached hereto, and by this reference incorporated herein.

Section 2. The amount set forth in the Statement regarding each parcel is declared to be a lien upon the property involved, as set forth in Exhibit "A".

Section 3. The City Recorder is directed to enter such amounts and properties in the minor lien docket.

Section 4. This act being necessary for the immediate preservation of the public peace, health, safety and welfare, an emergency is declared to exist and this Ordinance shall take effect immediately upon its passage.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

f:\admin\weed.ord

STATEMENT OF COSTS SUBMITTED TO CITY
COUNCIL PURSUANT TO CITY OF KEIZER
ORDINANCE 83-014

Name and address of person responsible:

Marvin Ferris
772 Chemawa Road North
Keizer, OR 97303

Location of property (street address, if any)

S.W. corner lot - Chemawa & Crater

More particularly described as:

See Exhibit "A" attached.

Amount due:

$125.00

Submitted on: SEPT 17, 1990

By Donald Hitterman
City Manager

CITYFORM.1

EXHIBIT "A"

Beginning in the middle of the county road, at a point which is 37.821 chains North 89°30' West from the Northeast corner of the Donation Land Claim in J. B. Keizer and wife, same being Claim #37 in Township 7 South, Range 3 West of the Willamette Meridian in Marion County, Oregon; said point being 89°30' West from the Northeast corner of a 9.69 acre tract of land described in Volume 217, page 270, Deed Records of Marion County, Oregon; thence South 0°15' East 3.47 chains parallel with the East boundary of said tract of land; thence North 89°30' West parallel with said county road 1.348 chains; thence North 0°15' West parallel with the East boundary of said tract of land 3.47 chains to the middle of said county road; thence South 89°30' East 1.348 chains to the place of beginning.

M I N U T E S

KEIZER CITY COUNCIL
KEIZER PLANNING COMMISSION
KEIZER URBAN RENEWAL ADVISORY BOARD

Wednesday, September 12, 1990
Keizer City Hall

CALL TO ORDER

Mayor Orcutt called the Special Session to order at 7:32 p.m. Roll call was taken as follows:

Planning Commission
Present:
Ray Hansen, Chairman
Mark Grenz
Dawn Meier
Jerry Watson

Absent:
Lee Dunn (arrived later)
Alan Youse

Urban Renewal Advisory Board
Present:
Les Zaitz
Ted Anagnos
Tim Smith
Dave Walery

City Council
Present:
Andrew J. Orcutt, Mayor
Phil Bay
Yvonne Fischer
Mike Hart
Bob Newton
Bob Pritchard
Joe Van Meter

Staff
Donald H. Otterman, City Manager
John Lien, City Attorney
Sue Darby, City Recorder

Consultants
John Spencer
Charles Kupper

NORTH RIVER ROAD URBAN RENEWAL PLAN DISCUSSION

Mr. Otterman indicated that the City's planning consultants, Spencer & Kupper, would be presenting the North River Road Urban Renewal Plan this evening. Once presented, the Planning Commission

will be asked to act on the plan by making its recommendation for approval to the City Council.

John Spencer stated that the City Council will hold a public hearing on adoption of the plan at its special meeting set for Thursday, September 14. He explained the three main thrusts of the plan:

1. To recognize that there is development pressure in the community, primarily on the northern end of town.

2. To recognize that south River Road is the oldest area and brings in proportionately fewer tax dollars than the other sections, and, through future design, to attempt to correct this situation.

3. To make more resources available to businesses throughout the community.

Mr. Spencer stressed that a healthy city has a healthy business district. He explained that the North River Road plan outlines public improvement projects which will take an estimated 17 to 20 years to complete.

Mr. Spencer then described the three phases of the project, adding that the total cost will amount to about $11.8 million. With administrative and financing costs, that amount will increase to $12+ million.

The project area, according to Mr. Spencer, contains 760 acres, or about 17% of the land area within the City of Keizer. The boundaries utilized in the plan generally follow the boundaries of commercially designed properties along with some residential properties which abut River Road.

Mayor Orcutt introduced and thanked Urban Renewal Advisory Committee members Ted Anagnos, Tim Smith, Dave Walery and Les Zaitz who were in the audience, along with Planning Commissioner Lee Dunn, for their work on the plan.

Responding to a question from Mr. Hansen, Mr. Spencer stated that no alterations in comprehensive plan designations are indicated in the plan.

Councilor Pritchard asked about private economic assistance, i.e., from utility companies, to participate in offsetting the costs of the project. Mr. Spencer stated that the plan encourages financial support whenever possible from other agencies and entities. However, it is possible to finance the project 100% from tax increment financing without outside funding assistance. He urged that the City of Keizer explore any and all potential funding sources.

In response to a question from Mr. Watson, Mr. Spencer discussed the effect the renewal plan will have on other taxing districts. Chart 7 in the Report outlines the potential tax effect to other districts in a worse case scenario. Mr. Spencer stated that although the tax consequence may hit a high of $0.35 per thousand dollars of assessed value, some of the public improvement projects, if done through general obligation bonds without the district, would offset at least a portion of that estimate. Mr. Watson noted that the average rate of $0.24 over the life of the plan could be compared against an approximate $27 in the current tax rate, thereby indicating a minimal adjustment.

Councilor Hart suggested the inclusion of a provision that low income housing be considered. Mr. Spencer responded that urban renewal funds could be utilized to build or subsidize low income housing within the project boundaries. Such assistance has not been identified to date because no projects are currently planned or envisioned. To include this provision at a later date would require a future amendment to the plan.

Mr. Zaitz suggested that the City could help stimulate redevelopment by creating an incentive for people to redevelop those areas typically considered as low income. Mayor Orcutt noted that while the ability to assist in rehabilitation programs is available, the City is not yet prepared to identify the specific projects and/or locations at this time. Councilor Hart agreed, adding that his concern is the absence of a statement in the plan that identifies that ability.

Responding to a question from Councilor Newton, Mr. Spencer stated that the streetscape plans will include looking very specifically at what opportunities are available for parks.

Councilor Newton also asked about potential drainage problems along the Claggett corridor. Mr. Spencer indicated that the drainage information has been taken directly from the City's Master Drainage Plan.

Responding to a question from Mr. Hansen, Councilor Hart stated that he would prefer that low income housing be included as a goal at this point rather than as a budgeted item. Mr. French indicated he would support this concept. Mr. Spencer suggested the wording in the plan might be stated as "Support the development of housing for low and moderate incomes."

Mr. Zaitz expressed concern that such a statement might raise the expectations of individuals in the community where, in contrast, there would not be any concrete assistance. Councilor Fischer agreed with Mr. Zaitz' comments, adding that she would hope that future City Councils would address the issue if problems are present.

Mr. Watson indicated his understanding of Councilor Hart's concern as one of a sense of responsibility. Councilor Hart stated that this urban renewal money may present the one and only time in the near future where the City may be able to support this type of project.

Mr. Zaitz suggested that Councilor Hart get together with several Advisory Committee members and City Council members to discuss this issue. Councilor Van Meter concurred in this idea, indicating that he would sit on such a committee.

Mr. Kupper stressed that there is nothing contained within the proposed urban renewal plan that would require anyone to be relocated. He noted that the wording in the proposed City Council ordinance with respect to housing displaced persons is required.

Ted Anagnos, representing the Keizer Chamber of Commerce, expressed strong support for the plan from the business community. The plan, he indicated, offers not only an improvement in the aesthetics, but also a tool to encourage diversity in the types of business. Mr. Anagnos stated that the residential community would improve along with the business community in terms of pride in ownership. A healthy business community helps to support the entire community.

Responding to a question from Mr. Hansen, Mr. Anagnos indicated that while he has not received any specific comments from Cherry Avenue property owners, the Chamber has held two well publicized, but sparsely attended, meetings. While there was no groundswell of opposition, there also appeared to be no great interest taken in the plan.

Tim Smith, a member of the Advisory Committee, indicated he received telephone calls from residents in the Weeks Drive/Cherry Avenue area. They appeared to be in support of the plan.

There was no response from Mayor Orcutt's invitation for members of the public to speak.

Mr. Spencer thanked the Advisory Committee for their work on this plan, and for the many meetings they attended. The Advisory Committee has recommended to the Planning Commission and the City Council that the plan be adopted. The Planning Commission is recommending to the City Council that the plan be adopted. The Planning Commission has found that the proposed urban renewal plan is consistent with the City's comprehensive plan.

Councilor Newton asked about the consequences should future Federal dollars be significantly reduced or eliminated. He noted that the existing level of City services will need all tax dollars available to sustain those services. Mr. Otterman responded that the City Council could, after public hearing, dissolve the urban renewal project provided there is no bonded indebtedness.

Mr. Hansen thanked the members of the Advisory Committee for the excellent job they have done on the plan.

Ms. Meier commented that she would support the addition of the statement regarding low income housing. Mr. Hansen concurred, adding that the term "support" does not necessarily include financial commitment.

Ms. Meier moved to add Objective 13 to state, "Support development of housing for low and moderate incomes." Mr. Grenz seconded the motion.

Mr. Dunn indicated that perhaps the City Council may wish to consider such development in areas of the city outside of the urban renewal district. Mr. Otterman explained that the plan cannot

contain an objective that would affect other areas of the city.

Mr. Watson noted that the most likely location for low to moderate income housing is in the south end of town, however, he would prefer to not lock this in by stating that such development must occur in that location. Mr. Grenz noted that the residential and urban transition property is located in the southern end of the district. Mr. Hansen recommended there be a balance.

With respect to the motion to include Objective 13, Mr. Watson suggested the term "encourage" be used rather than "support".

The motion passed unanimously on the following vote:

AYES: Dunn, Grenz, Hansen, Watson, Meier (5)
NAYS: None (0)
ABSENT: Youse (1)

Mr. Grenz moved to adopt an order recommending approval of the North River Road Urban Renewal Plan. Ms. Meier seconded the motion. The motion passed unanimously on the following vote:

AYES: Dunn, Grenz, Hansen, Watson, Meier (5)
NAYS: None (0)
ABSENT: Youse (1)

COMMUNITY DEVELOPMENT DIRECTOR

Mr. Otterman informed the Planning Commission that the City has hired John Morgan as the City's Community Development Director. Mr. Morgan will be in attendance at the next Planning Commission meeting on October 10.

SET NEXT MEETING

There being no further business to come before the Commission, the meeting adjourned at 8:52 p.m.

Respectfully submitted,

Susan Darby, City Recorder

Issue:

How does the initiative affect the city's tax base? Is the voter approved tax base subject to the limitation?

Answer:

The Legislature asked if a tax base, as defined by the initiative, is subject to POPS. The A.G.'s opinion states that indirectly it is. An existing tax base, per se, is not affected, but the rate used to fund the base cannot exceed the $10.00 cap, no matter what the amount of the voter approved tax base is, or what the tax rate would be under present law. Were a local government to seek to increase its tax base, it could seek voter approval to do so. However, it could not collect revenues beyond those generated within the $10.00 per thousand cap.

The combined tax rate for non-school districts, in the City of Keizer, is as shown below:

AREA SERVED BY KEIZER FIRE	
CITY	$1.7832
COUNTY	4.6320
KEIZER FIRE	1.1902
	$7.6054

AREA SERVED BY MARION COUNTY #1	
CITY	$1.7832
COUNTY	4.6320
FIRE DIST. #1	2.5579
	$8.9731

This is based upon the 1989-90 tax rate approved by the voters. The tax rates, for fiscal year 1990-91, have not been set.

It is estimated that the city's tax rate will be $2.17 for fiscal year 1990-91. Keizer Fire District is attempting to pass a new tax base in November of this year. If the new tax base is approved by the voters and the city was to retain its current tax rate for 1990-91, the city would not be at the maximum $10.00 rate. Initially, it appears that the city would not be affected by POPS. However, as you will see later, the Measure will have an impact on the city in the future.

Issue:

How does this Measure impact the city's ability to obtain a new tax base?

Answer:

The Measure places a cap of $10.00 per $1,000 assessed valuation. If the city obtains voter approval of a new tax base that, combined with the other taxing agencies, exceed the cap, the base approved by the voters would have to be reduced.

For example, if the voters approve a new city tax base that raises the rate to $12.00 per $1,000 assessed value, all of the taxing districts would have to reduce their revenue received by 20%, their proportionate share of the rate in excess of $10.00. Thus, a voter approval of a new tax that exceeded a total tax rate of $10.00 would result in a reduction of revenue to other taxing entities.

Issue:

What about general obligation bonds issued after the effective date, if the Measure is enacted?

Answer:

General obligation (g.o.) bonds for "capital construction or improvements" are specifically exempt from the limitation provided that they have been approved by the voters. After the Measure takes effect, there is the possibility that the city may not issue g.o. bonds to finance equipment or other personal property. Other means of financing would have to be utilized. In the future, other (and presumably more expensive) means of financing for equipment would have to be utilized.

Issue:

What happens to special assessment bonds (such as for street lights)?

Answer:

Presumably these could still be issued, but with tighter restrictions. Because the second pledge of security for these bonds is the general taxing power of the city, the opinion states that these types of bonds would require:

1. The ability to demonstrate benefit to specific properties.

2. Voter approval.

Issue:

Does the Measure affect taxes other than traditional property taxes?

Answer:

Yes. It limits the ability of local government to raise additional revenue, and severely limits the ability to levy fees and charges which are tied to property. Presumably a process would need to be developed to certify that all taxes and charges on a property do not exceed $10 per thousand. Examples which are subject to the POPS limitation are:

*Registration and licensing fees (motor vehicle)
*Underground storage tank fees
*Systems Development charges
*Certain types of improvement districts
*Amusement device taxes
*Sewer and water utility minimum charges

Consequently, revenues to the city from a number of sources are likely to be reduced. Only "incurred charges" that can be controlled or avoided by the property owner are excepted from the limitation's requirements. The A.G.'s opinion states, "The initiative does not ban other forms of government charges; it simply makes them subject to its limits". There are many ancillary issues associated with fees and charges; the impacts are not totally clear at this time.

Issue:

If all property related taxes, fees and charges are to be subject to the $10.00 cap, how will the city be impacted?

Answer:

At this time, it is difficult to calculate the impact. But, if the above are all subject to the Measure, then one can conclude that other revenues, in addition to those only generated by ad valorem property taxes, will be reduced. The A.G.'s opinion states that any revenues which can be defined as a tax ("any charge imposed by a governmental unit upon property or upon a property owner as a direct consequence of ownership of that property") would be subject to the limitations of the Measure, regardless of whether the property is real or personal.

The Legislative Revenue Office's comments are germane. A local government levy:

> "would not increase taxes on properties already at Measure 5 limits. It would, however, increase the district's proportional share of the limited taxes. This dynamic creates an unstable and confusing competition between taxing districts for limited funds. It is likely the Legislature would adopt laws to apportion levying authority to mitigate this competition."

Issue:

What is the impact of the Measure on the State General Fund budget?

Answer:

Based on the Legislative Revenue Office (Research Report, September 6, 1990), the following impact (in millions of dollars) assuming 9% assessed value growth is anticipated. It anticipates some moderate growth in State income tax revenues as the amount of property tax deductions from income taxes decrease. There are also some savings anticipated in property tax relief programs, such as the HAARP and senior citizen deferrals. However, the biennial cost of picking up school funding exceeds the revenue growth.

REVENUE	1989-91	1991-93	1993-95	1995-97
Current forecast	$4,596	$5,208	$5,914	$6,956
Incr income tax revenue	-	35	82	123
Total Revenue	$4,596	$5,243	$5,996	$7,079
EXPENDITURES				
School Replacement	-	$ 633	$1,717	$2,905
Tax Relief program savings	-	(7)	(17)	(29)
Total Measure 5 Costs	-	$ 626	$1,700	$2,876
LEFT FOR OTHER PROGRAMS				
Current dollars	$4,596	$4,617	$4,296	$4,203
Adjusted for inflation	4,596	4,211	3,523	3,181
M 5 costs as % of revenue	-	12%	28%	41%

While not directly affecting cities, the resulting fiscal pressure placed on the State could lead to the reduction or termination of State aid to cities, such as State Alcoholic Beverage, Cigarette, Library Per Capita Grants and State

General Revenue Sharing.

Per the FY 90-91 budget, these revenue to the city are as follows:

Alcohol Revenues	$ 119,322
Cigarette Tax	61,377
Revenue Sharing	65,000
Total	$ 245,699

Issue:

When will all unanswered questions on the initiative's impacts and requirements be answered?

Answer:

Some of the concerns raised, especially with regard to the treatment of urban renewal and the extent to which non "ad valorem" property taxes are subject to, the initiative may not have been definitively addressed by the A.G.'s opinion. Legal staff is of the opinion that many of the issues discussed above may only be ultimately solved by litigation or legislative action.

SUMMARY

While the A.G.'s opinion does not clearly identify the impacts of all aspects of Ballot Measure 5 (the POPS initiative), based on the opinion and materials supplied by the Legislative Revenue Office, the initiative will:

1. Have substantial impact on the city in the future when the city attempts to obtain voter approval on a new tax base.

2. Limit and reduce the ability to maintain revenues from fees, charges and utilities, presumably thereby further reducing General Fund revenues.

3. Reduce revenues from the renewal area by at least 40%, based on numbers supplied by Spencer & Kupper. Depending on how urban renewal areas' rates are calculated, there is reason to believe that urban renewal revenues may be placed in direct competition for funds with other jurisdictions and districts.

4. Force the State to make up most of the schools' property

tax revenue losses from existing General Fund revenues. The resulting fiscal pressure placed on the State could lead to the reduction or termination of State aid to cities, such as State Alcoholic Beverage, Cigarette, Library Per Capita Grants and State General Revenue Sharing.

RECOMMENDATION

Informational only.

DHO:clm

f:\admin\POPS.adg

M I N U T E S

KEIZER CITY COUNCIL
KEIZER URBAN RENEWAL AGENCY
Special Session
Thursday, September 13, 1990
Keizer City Hall

CALL TO ORDER — Mayor Orcutt called the special session to order at 7:38 p.m. Roll call was taken as follows:

Present
Andrew J. Orcutt, Mayor
Phil Bay, Councilor
Yvonne Fischer, Councilor
Mike Hart, Councilor
Bob Newton, Councilor
Bob Pritchard, Councilor
Joe Van Meter, Councilor

Absent
None

City Manager Don Otterman indicated that tonight's City Council meeting will be recessed and the Urban Renewal Agency meeting will be convened to hold a public hearing and discussion on the North River Road Urban Renewal Plan. Following the Agency meeting, the City Council will reconvene to receive and act on the recommendation of the Agency.

URBAN RENEWAL AGENCY MEETING — Mayor Orcutt recessed the City Council meeting and convened the meeting of the Urban Renewal Agency.

ROLL CALL — Roll call of the Urban Renewal Agency was taken as follows:

Present
Andrew J. Orcutt
Phil Bay
Yvonne Fischer
Mike Hart
Bob Newton
Bob Pritchard
Joe Van Meter

Absent
None

PUBLIC HEARING - NORTH RIVER ROAD URBAN RENEWAL PLAN

Mayor Orcutt opened the public hearing on the adoption of the proposed North River Road Urban Renewal Plan.

Planning Consultant John Spencer summarized the history involved in developing the proposed plan over the past six months. The main thrusts of the plan are:

1. Recognizing that the greatest growth in Keizer is occurring in the north section. This growth will have a major impact on streets, traffic, sewer and water services, and the quality of life throughout the community.

2. Recognizing that the south end of River Road and Cherry Avenue are the oldest in the community and that there are problems relating to streets, drainage and other issues that need to be addressed. Failure to address them will cause continued deterioration. Public improvements can help to turn that area around.

3. The need for diversity in the business community and to draw shoppers to those new as well as existing Keizer businesses.

Mr. Spencer stated that, through a series of public improvements, those needs can be met. He explained that the boundaries of the district are generally drawn around industrial and commercial property, along with some residential land which lies adjacent to River Road. The district encompasses 760 acres, representing about 17% of the total land area within the City of Keizer.

Mr. Spencer described the proposed improvements in each phase, as follows:

Phase I Improvement
Pavement overlays
River Road signals
Streetscape/utilities
Cherry Avenue improvements
Sanitary sewer lines
Design guideline standards
Management/marketing
Administration
Signage/Identity

This first phase is estimated to cost about $2,600,000.

Phase II Improvements
River Road/Lockhaven intersection
Streetscape/utilities
- Chemawa District
- Manbrin/Alder District
Lockhaven Drive improvements
North River Road widening
Water line upgrade
Sewer line extension
Elimination of billboards
Rehabilitation loans

The second phase is estimated to cost $4,410,000.

Phase III Improvements
Chemawa Road improvements
Streetscape/utilities
Trail Avenue/Harmony
Transit Center
Water line upgrade
Storm drainage improvements
- Cherry Avenue
- Dearborn Avenue
- Manbrin Drive
Community center
Redevelopment

The third phase is estimated to cost $4,810,000.

Mr. Spencer indicated that the total cost of the three phases is estimated at $11,820,000, with a grand total of about $16 million which would include interest and ongoing operational costs that will be paid through the urban renewal program. The program, he stated, is anticipated to span 15 to 17 years.

Mr. Spencer noted that the Planning Commission, at its September 12 meeting, voted to recommend approval of urban renewal plan to the City Council with one amendment regarding support for low and moderate income housing. In addition, the Planning Commission found that the urban renewal plan is consistent with and supports the City's comprehensive plan.

Mayor Orcutt read into the record a letter dated September 11, 1990 from Dave L. Walery of Walery's Premium Pizza, indicating support of the plan.

Les Zaitz, Chairman of the KBRAD Committee, indicated the committee's enthusiastic and unanimous support for adoption of the North River Road Plan. He noted that this committee has been actively involved in the development of the plan, and the members are excited about the possibilities the plan will bring to Keizer and the Keizer business community.

Wally Eubanks, 410 Evans N, Keizer, indicated he would prefer to speak to the City Council rather than the Urban Renewal Agency.

Jerry McGee, 4310 Shoreline Drive N, Keizer, stated that the plan contains many exciting features. Mr. McGee indicated that in a worst case scenario, it has been estimated that the tax impact may average $0.24 over a 15 to 17 year period. He believes this impact to be significant, however, the burden to bear would be light in contrast to the benefits to be provided. Mr. McGee urged support of the plan. He indicated that it may be discovered at a later date that an error has been made in the estimate or that a funding source may disappear. Because of this possibility, he suggested that the Council build into the ordinance the provision for a tax impact statement each year. In that way, the City would never be more than one year out of sync with actual figures.

Don Earl, 5750 Trail Avenue, Keizer, suggested some changes be made to the Trail Avenue and Harmony Drive area. He expressed concern with traffic cutting through Wilark Park. Mr. Earl also suggested a sky bridge be installed across Lockhaven to Whiteaker School. Mayor Orcutt suggested that Mr. Earl may wish to attend the upcoming Monday evening meeting at which time the Trail Avenue project will be discussed.

Shep Earl, 1065 Harmony Drive NE, Keizer, commended the Council for its long range planning. He expressed concern, however, with the lack of contact with the residents on Trail and Harmony. Mr. Earl stated that while Harmony and Trail are designated as arterial streets, they essentially remain residential streets.

Faye Walker, 392 Whitesell Court NE, Salem, indicated that she owns the duplex at the intersection of Weeks Drive and Cherry Avenue. She expressed concern with the general decline of that neighborhood over the past several years.

She hopes that the urban renewal plan will begin to revitalize that area. Mayor Orcutt noted that Cherry Avenue will receive some much needed drainage, as well as other improvements under the plan.

Mr. Otterman stated that he has put together some wording which the Agency may wish to consider for adoption. That wording would require the preparation of an annual financial report throughout the life of the program. The statement would require that an analysis be conducted each year to determine the effect of the project on each of the taxing districts. Mr. Otterman recommended that the report be completed by August 1. If the Agency concurs in the change, the Agency can recommend that addition to the City Council. This provision would be included as Section 1101.

Councilor Hart moved to include Section 1101, Annual Financial Report, as presented by the City Manager, and to require that such reports be presented to the Urban Renewal Agency by August 1 of each year. Councilor Pritchard seconded the motion. The motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Newton, Pritchard, Van Meter (7)
NAYS: None (0)

Mayor Orcutt noted that the Planning Commission has recommended adoption of the plan with the addition of Objective 13 to support development of housing for low and moderate incomes. Responding to a question from Councilor Newton, Mayor Orcutt explained that the Planning Commission discussed this addition at length, and determined that such a statement would not necessarily require any specific monetary commitment. By including the statement, the consideration for future low and moderate income housing would not be overlooked. Councilor Newton stated that while he has no objection to the first 12 objectives, Objective 13 surfaced only last night for the first time. He stressed that the City has not funded social services in the past, especially those that are handled through other agencies. He desired removal of Objective 13 until the issue has had a thorough public airing. Councilor Newton noted that Keizer is already an equal opportunity city. He commented that he has been around government a

long time and that this is how something gets a foot in the door.

Councilor moved to remove Objective 13 from page 6 of the draft plan. Councilor Van Meter seconded the motion.

Councilor Van Meter explained that he is supporting Councilor Newton's motion because he does not know the intent of the statement. He believes there may some consequences that should first be studied before including it in the plan Councilor Hart explained that page 5 of the plan talks about some of the deficiencies relating to the dilapidated buildings and the need for structural maintenance. For those buildings currently in a state of dilapidation, he questioned how those buildings will look 15 to 20 years from now without some improvements. Councilor Hart commented on the Salem Housing Authority which operates in the Keizer area. He said there are about 400 people in this community who are on a waiting list for housing.

Councilor Bay stated that the urban renewal plan should be looked at as an economic development plan for Keizer over the next 17 years. An area of economic concern is housing that needs improvement. The addition of Objective 13 would give the potential to address this need. Councilor Bay indicated he not favor a dedicated amount of funds for such purpose at this time. However, to leave out the objective would leave a void in a far reaching plan for the future of this community.

Councilor Newton suggested that the plan be adopted without Objective 13, and that the City conduct further research into the issue. The plan can be amended at a later time. Councilor Newton also stated that if low and moderate incoming housing can be assisted by the private industry, then government should not become involved. He objected to the application of any City tax money towards such a use.

Councilor Hart pointed out Objective 2, which states "Make public improvements needed to encourage new private investment." This, he indicated, should also be done with private development dollars, which may be the case with Objective 13.

The motion was defeated by the following vote:

AYES: Orcutt, Newton, Van Meter (3)
NAYS: Bay, Fischer, Hart, Pritchard (4)

Councilor Hart moved to add Section 1101, Annual Financial Statement, and Objective 13 to the plan and to recommend adoption of the North River Road Plan, as amended, to the City Council. Councilor Newton seconded the motion. The motion was approved by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Newton, Pritchard, Van Meter (7)
NAYS: None (0)

URBAN RENEWAL ADJOURNMENT

The meeting of the Urban Renewal Agency adjourned at 8:25 p.m.

RECONVENE CITY COUNCIL MEETING

Mayor Orcutt reconvened the City Council meeting. He noted that the Urban Renewal Agency has just recommended approval of the North River Road Urban Renewal Plan to the City Council, including Section 1101 and Objective 13.

Wally Eubanks, 410 Evans N, Keizer, believed that land owners within the district boundaries will be unfairly taxed, while benefits of the project will be enjoyed by the entire community. He noted that the average person does not understand the financing methods of such a plan. His prior employment with the Department of Revenue has afforded him with a knowledge of calculating property taxes. Mr. Eubanks indicated that even the proposed average of $0.24 would be significant to many low and border income people in this community. Mr. Eubanks objected to the instances where people have no say on what costs will be imposed on them. He suggested that general obligation bonds be considered, which would then need to be put to a vote with a thorough explanation of how the costs would affect property taxes. He understands that the City is anxious to begin the process prior to October 15 so that it may step back to property values two years past. Mr. Eubanks also commented that he believed it would be a conflict of interest for any Council members to vote on this matter if they own property within the subject district.

Councilor Hart indicated that he received a telephone call from Garry Fergueson who expressed concerns about the impact of tax increment

financing on the school district.

Councilor Bay noted that, overall, he is extremely pleased with the North River Road Urban Renewal Plan. Being the longest member of the City Council, he has seen many changes occur within the community. Councilor Bay commented on the goal setting sessions which are held annually by the City Council to determine the future direction of the City. Many projects have been completed as a result of those early goal setting sessions. The urban renewal plan goes beyond the goal setting status since it also provides the funding to accomplish the activities.

Councilor Bay noted that while Mr. Eubanks has some valid points, the manner of raising funds for these improvements would affect the low to moderate income people to a lesser degree than others. By including Objective 13, those low and moderate income people may receive some assistance.

Councilor Bay said that the plan has been well thought out and has input from the KBRAD Committee, Planning Commission, Urban Renewal Advisory Committee and the City Council. It will also be reviewed by the Keizer Tomorrow Committee.

Councilor Van Meter commented that the required Annual Financial Statement should resolve some of Mr. Eubanks' concerns in that the fiscal responsibility is placed directly on the City Council. He also noted that there is much concern about the liveability of the community because of the deterioration caused by rapid growth.

Mayor Orcutt added that some areas of the City are falling apart because of that deterioration. He believed the proposed plan will be the least expensive way to make those necessary improvements, and is the best way possible for the City to obtain the needed funds to make the improvements. He indicated support of the plan.

Councilor Pritchard moved to insert Section 1101 in the proposed North River Road Urban Renewal Plan. Councilor Bay seconded the motion. The motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Newton, Pritchard, Van Meter (7)

NAYS: None (0)

Councilor Pritchard moved for passage of a bill for an ordinance approving the North River Road Urban Renewal Plan, as amended, and directing that notice of approval be published. Councilor Newton seconded the motion. The motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Newton, Pritchard, Van Meter (7)
NAYS: None (0)

Mayor Orcutt thanked members of the Urban Renewal Advisory Committee for their many hours of hard work on the plan.

OTHER BUSINESS — There was no other business to come before the City Council.

ADJOURNMENT — The meeting adjourned at 8:40 p.m.

Respectfully submitted,

Susan Darby, City Recorder

APPROVED:

MAYOR

M I N U T E S

KEIZER CITY COUNCIL
Monday, September 17, 1990
Gubser Elementary School

CALL TO ORDER — Mayor Orcutt called the regular session to order at 7:32 p.m. Roll call was taken as follows:

Present
Andrew J. Orcutt, Mayor
Phil Bay, Councilor
Mike Hart, Councilor
Bob Newton, Councilor
Bob Pritchard, Councilor
Joe Van Meter, Councilor

Absent
Yvonne Fischer, Councilor

Staff
Donald H. Otterman, City Manager
John Lien, City Attorney
Joe Hobson, City Attorney
Shannon Johnson, City Attorney
Kevin Wickman, Parks Director
John Morgan, Community Development Coordinator
Bill Peterson, Consulting City Engineer
Bruce Schafer, Consulting Traffic Engineer
Sue Darby, City Recorder

INTRODUCTION OF COMMUNITY DEVELOPMENT DIRECTOR — Mr. Otterman introduced John Morgan who has recently been hired as Community Development Coordinator for the City of Keizer. Mr. Morgan's official hire date will be October 8, 1990.

PUBLIC TESTIMONY

Noise Complaints — Faye Walker, 392 Whitesell Court NE, Keizer, testified that she owns the duplex at Cherry Avenue and Weeks Drive. She expressed concern with the lack of a noise ordinance in the City. Ms. Walker noted that neighbors in that area do a lot of partying and create excessive noise. While she has contacted the Police Department on these occasions, the officers tell her that until the City Council adopts a noise ordinance, very little can be done to correct the situation.

Theresa Walker, 3555 Cherry Avenue NE, Keizer, stated that she has become afraid to stay home alone because of the activity of neighbors. Ms. Walker cited examples of drunk people and loud singing in the early mornings. Her nephew recently found a rusty knife on her property. She asked the Council that something be done to

rectify the problems. Mayor Orcutt indicated that he would ask the Police Chief to look into the problems.

COMMITTEE REPORTS

There were no committee reports to come before the Council.

PUBLIC HEARING - MANUFACTURED HOUSING OVERLAY ZONE

Mayor Orcutt reopened the public hearing on the Manufactured Housing Overlay Zone. This hearing had been continued from the City Council's September 4, 1990 meeting.

Mr. Otterman stated that the public hearing was continued in order to allow the Planning Commission an opportunity to address some issues raised by the State. The Planning Commission is recommending that the ordinance as originally proposed be adopted with very little alteration. Mr. Johnson addressed those alterations.

Donna Roner, 640 Madison Street, Salem, testified as the owner of properties at 632 Cummings and 4445 Delight. She had a mobile home at the latter address which she eventually sold and removed from the property. She wishes to place a manufactured home on this property and is waiting for approval of this ordinance before she can move back to Keizer.

Don Miner, representing the Oregon Manufactured Housing Association, thanked the Planning Commission and staff for their efforts on this issue. Mr. Miner indicated that he supports the objective standards portion of the proposed ordinance. He noted that a manufactured home can be made to essentially any specification required by the City. He objects, however, to the need for a zone change in order to site a manufactured home. Mr. Miner stated that a manufactured home is essentially a detached home. In 1989, HB 2863 mandated that manufactured homes be treated the same as conventional single family homes. He believed it was the Legislature's intent to remove a city's arbitrary authority in siting these homes.

Mr. Miner stated that a manufactured home should not be required to go through a process not required of conventional homes. If the Council approves the ordinance, he requested that sufficient land be set aside with the city limits to accommodate manufactured homes.

Mr. Johnson stated that a needs analysis will be conducted to determine the level of need for manufactured homes in the community. This analysis will be conducted as a part of the comprehensive plan periodic review process. Mr. Miner rebutted that ORS 197.303 was the deciding factor in determining the need for manufactured homes.

Mr. Otterman noted that the Planning Commission dealt with this issue when the ordinance was first prepared. The issue of whether an area should be zoned for manufactured homes or an overlay zone should be applied in any area was thoroughly reviewed by the Planning Commission. The Commission preferred to review each application on a case by case basis rather than singling out a specific area for manufactured homes. By doing this on a case by case basis, the surrounding area would be reviewed for each request. In periodic review, it would be necessary to show that a certain type of housing is needed. With the existing number of manufactured homes in this community, the City may already be meeting that need.

Councilor Hart indicated that this has probably been one of the most difficult things for the Planning Commission to address. By State law, the City must be able to provide consideration for manufactured housing and to show that the City has a particular zone to accommodate that housing.

There being no further comments to come before the City Council, Mayor Orcutt closed the public hearing.

PUBLIC HEARING - REGIONAL PLANNING ISSUES & LOCAL PERIODIC REVIEW

Mayor Orcutt opened the public hearing to receive testimony regarding regional planning issues and the local periodic review order.

Mr. Otterman stated that he met with representatives of the City of Salem to discuss possible segmented periodic review. In segmented periodic review, the jurisdictions would agree to submit all resolved items to LCDC.

Mr. Johnson believed that this may be the City of Salem's attempt to move forward with LCDC approval of their periodic review order without the City of Keizer. At a recent meeting with Salem, their representatives had a final form of periodic review for submittal to LCDC. Although

this final form has not yet been submitted to LCDC, the Salem City Council has held its first reading on the ordinance. Distributed to the Council was a sheet titled "Overview of Pending Regional Issues" which was prepared and provided by the City of Salem.

Mr. Otterman indicated that the issue regarding the area of influence around the Willow Lake Treatment Plant may be resolved following a 1991 study commissioned by Salem to test for hazards around the plant. The results of that study will be submitted to the Salem Council in 1992.

Another issue is one of residential densities as proposed by Marion County. Mr. Otterman believes that Salem will also oppose this issue. He will be meeting with Marion County on Tuesday to discuss regional issues. He has yet to schedule a meeting with Polk County.

With respect to the urban growth boundary issue, Mr. Otterman stated that the City of Salem feels it has sufficient property within its boundary to the south and west for the next five years, until the following periodic review. Mr. Otterman indicated that it may be periodic review time again before Keizer is built out.

Responding to a question from Councilor Pritchard, Mr. Otterman stated that if Keizer agreed to segmented periodic review, Keizer would need to submit its portion of periodic review to LCDC that is in concurrence with the other jurisdictions. Mr. Johnson added that if, after submittal to LCDC, there are objections, a hearing would be held. If jurisdictions were at an impasse, the jurisdictions might submit their recommendations anyway. The issues still under discussion would be left out of the submittal to LCDC.

Mayor Orcutt objected to segmented periodic review. He preferred that all issues be submitted together. Councilor Van Meter agreed.

Councilor Newton suggested that it be pointed out to the counties that political promises with regard to future expansion of the urban growth boundary ignored the incorporation of Keizer. If such promises were made, Councilor Newton believed that those promises would no longer be relevant upon Keizer's incorporation. He noted that Keizer is as anxious as Salem to move

forward on this process.

Mr. Otterman informed the Council that the Salem subcommittee would like to hold a meeting with the other subcommittees on either October 2 or October 4. He recommended that this issue be continued to the City Council's October 15 meeting.

There being no objection, the discussion was recessed until October 15.

TRAIL AVENUE REALIGNMENT

Mr. Otterman stated that, contrary to some concerns that have been expressed to him, the City will not be widening Manzanita Drive from Trail Avenue to River Road and punching it through to McLeod Lane. The Trail Avenue project was brought up at the last Council meeting by Jerry Watson, a resident in the area. Mr. Watson has distributed a flyer advertising tonight's meeting to neighbors in the Manzanita area. The City Council is expected to discuss the possible traffic impact on the surrounding area, and questions may be directed to the City Engineer and the Traffic Engineer.

Mr. Peterson provided the Council and audience with the background on the Trail Avenue Realignment Project. He explained that as a part of the McNary Estates development, a traffic study was required to determine the timing for the traffic signal at the McNary/River Road intersection. Along with that traffic light project was the alignment of Trail Avenue to form a four way intersection. Mr. Peterson noted that Trail Avenue and Harmony Drive are designated as collector streets. River Road is designated as an arterial.

Bruce Schafer, Traffic Engineer, stated that he has reviewed the August 13 and September 4 correspondence from Mr. Watson. Mr. Schafer agreed that the majority of traffic from McNary Estates and from the north should utilize North River Road and Lockhaven. Mr. Watson suggested a policy statement to the effect that traffic from non-residential streets should be kept from encroaching into residential neighborhoods. This, Mr. Schafer indicated, is contained within the City's comprehensive plan.

For various reasons, Mr. Schafer stated that speed bumps do not work to slow down traffic, nor do stop signs slow down traffic. He indicated

that in certain locations speed humps may be effective, however, the Oregon Traffic Control Device Committee has opted not to use speed humps in the State of Oregon.

Mr. Schafer indicated that posting of 25 mph signs require installation and maintenance costs. Aside from these factors, he noted that the speed limit in residential areas is 25 mph regardless of whether signs are posted.

Mr. Schafer stated that there will be some traffic that uses Manzanita Drive as a result of this realignment, however, it has been designed to make it more troublesome that using the main roads.

Mayor Orcutt asked whether "No Thru Traffic" signs are feasible. Mr. Schafer indicated they are, but only for those who respect them.

Gerald Watson, 1237 Manzanita Way NE, Keizer, indicated that he is speaking as an individual and not as a member of the Planning Commission. He expressed concern about the potential traffic increase and asked the City to consider certain steps, among other things, to lessen the impact on the neighborhood. He suggested that a task force be established with the City Engineer to study mitigation factors.

Shannon Thiess, 6270 Trail Avenue, Keizer, testified that she lives directly across the street from the gas station. She supports the realignment project, but added that the real issue here is the possibility of increased speed on Manzanita from Trail to 14th Avenue. That, she indicated, needs to be addressed.

Ms. Thiess said that the City Engineer has noted that little can be done, and that stop signs will not be effective. She said that there are many children in the area, and she expressed concern for their safety.

Ed Mueller, 1315 Manzanita NE, Keizer, testified that much of the problem involves young people going to and from high school who do not respect the speed limit. Mr. Mueller believed it would be helpful for a police officer to periodically patrol during the heaviest traffic hours. Mr. Mueller did not support the installation of stop signs or speed bumps.

Al Bennett, 1226 Manzanita Way NE, Keizer, suggested a traffic count be conducted both before and after the realignment project. This would show what type of alternatives, if any, may be necessary to alleviate a heavier traffic flow. Mr. Bennett indicated there is a problem at the intersection of Trail and Lockhaven when traffic wishing to turn off Trail to eastbound Lockhaven delays traffic wishing to turn westbound on Lockhaven. In addition, he has witnessed occasions when drivers wishing to turn left from Lockhaven onto Trail have created problems when drivers continuing eastbound pass the waiting vehicle and cause oncoming bicyclists to run off the road.

Peggy Thiess, 1286 Harmony NE, Keizer, testified that there is a much greater problem on Harmony because traffic travels at speeds up to 60 mph. Children walking along the street are put into a hazardous situation because there are no sidewalks.

Terry Harris, 1168 Marigold, Keizer, indicated there is also a problem with traffic at the intersection of 13th and Manzanita. He believes traffic will increase on Marigold as a result of this action. Mr. Harris suggested that a stop sign be installed at the 13th and Manzanita intersection.

Rich Barrows, 1337 Marigold, Keizer, stated that traffic flow is a function of restriction. He suggested something be done about the speed limit, including 25 mph signing and perhaps "no thru traffic" signs.

Don Flesch, 1684 Rockledge NE, Keizer, stated that the neighborhoods are being chopped up because of growth. Mr. Flesch believed that Manzanita will see increased traffic. Mr. Flesch indicated that McLeod is now almost unusable because of the traffic congestion with Lockhaven.

Milton Boone, 1199 Manzanita NE, also suggested a stop sign be installed at 13th and Manzanita. He recommended increased police patrols in the area to control speeders.

Mr. Schafer stated that the timing of the subject traffic light can be varied so that it is very restrictive for a short period of time. This, he indicated, can make traveling this route inconvenient for thru-traffic.

Mr. Peterson noted that most people coming out of McNary Estates will turn right and head toward City of Salem. Many others will turn north to access the freeway in Brooks as opposed to crossing residential neighborhoods to get to the Keizer freeway interchange.

Responding to a question from Councilor Hart, Mr. Schafer indicated that there are no current traffic counts on Manzanita. Councilor Hart also asked about the feasibility of placing a stop sign at 13th and Manzanita. Mr. Schafer responded that he would recommend looking at the current volume versus the volume following realignment and installation of the traffic light. In addition, Mr. Schafer stated that installing a stop sign just for speed control does not work. Drivers, becoming immune to the need to stop at that location, will tend to roll through the sign and, thereby, create a hazardous situation.

Councilor Newton asked about truck traffic. Mr. Schafer indicated that only truck traffic that has a specific need to be in the area would be allowed.

Councilor Van Meter asked if the City Manager can direct the Police Department to be more active in this neighborhood. Mr. Otterman responded that the police officers are now out of service for approximately 75% of their time. This means they may be available for a total of three hours out of each twelve hour shift for routine patrol on all streets. He also noted that the department is short three officers at the present time.

Mayor Orcutt asked that current counts be taken on Trail, Harmony and Manzanita, and that this come back to the Council in a few months following completion of the project.

Mr. Peterson stated that he does not believe traffic on the residential streets are overloading the capacity. Once the light is installed, they would encourage drivers to use the light because that is its intended purpose. Once the light is operative, then traffic counts can be taken.

Mr. Watson stated that there is a lot of food for thought here tonight. He appreciated the comments from the gentleman on Rockledge. Mr. Watson stated that his concern centers on the use

of the roads and degrading the neighborhood. He believed that early control is likely to be more effective.

At Councilor Newton's request, Mr. Peterson outlined the improvements that will be made to the Trail Avenue and Lockhaven Drive intersection, including the addition of a traffic signal, a portion of which will be paid for by the developers of the State Farm Insurance development. Mr. Peterson stated that a public hearing was held on this issue, but few people attended.

Mayor Orcutt stated that in the meantime, the City will attempt to increase police patrols in the area and the suggestion for a task force committee can be addressed by the City Engineer and Traffic Engineer. Councilor Newton suggested that the Traffic Safety Committee be reactivated for this purpose.

DELIBERATION - MANUFACTURED HOUSING OVERLAY ZONE

Mr. Otterman asked for City Council direction on how the Council wishes to proceed on the issue of amending the zoning ordinance to provide for a manufactured housing overlay zone.

Mayor Orcutt indicated that he agreed with the Planning Commission's recommendation on this matter. Mr. Otterman stated that the only difference is that there was no appeal procedure to the City Council. The Planning Commission felt that this procedure should be added.

Councilor Pritchard moved to direct legal counsel to prepare the final form of ordinance, as recommended by the Planning Commission, for consideration at the next City Council meeting. Councilor Van Meter seconded the motion.

Responding to a question from Councilor Hart, Mr. Johnson stated that the overlay zone would not apply to the UT zone because this is not a residential zone. Mr. Otterman added that a person would need to apply for a change to the RS zone with a manufactured housing overlay.

Councilor Hart expressed concern with requiring one individual who is to construct a manufactured home needing to obtain a zone change while a neighbor who constructs a conventional home will not need that approval. Mr. Johnson responded that this is a policy issue for the City Council. Councilor Newton agreed that he also has a

problem with this. Mr. Otterman explained that the Planning Commission discussed whether to designate a specific area of the city that would be suitable for manufactured housing. He noted that manufactured homes carry a stigma that they are not as good as stick built homes. The Planning Commission also discussed making manufactured homes a permitted use in the RS zone. However, this may create problems of incompatibility with the neighborhood. Under the proposed ordinance, manufactured homes must be compatible with their surrounding neighborhood, i.e., same roof material, type of siding, etc. The Planning Commission preferred to apply these types of controls on an individual basis.

Councilor Newton asked about checking how other jurisdictions handle manufactured housing. Mr. Hobson responded that the proposed ordinance is patterned after the one in use by Marion County. Marion County, however, is undertaking some significant changes in their ordinance. He was uncertain of what those changes are at this time.

The motion was passed by the following vote:

AYES: Orcutt, Bay, Hart, Newton, Pritchard, Van Meter (6)
NAYS: None (0)
ABSENT: Fischer (1)

KEIZER PARKS REGULATIONS

Mr. Wickman addressed the Council with respect to proposed park regulations as recommended by the Keizer Parks Advisory Board. He explained that due to an increase in usage of the parks and various citizen complaints about activities and vandalism, the Parks Committee has revised the rules and regulations to better enable the City to protect and maintain the parks and to allow enforcement of those rules.

Responding to a question from Councilor Newton, Mr. Wickman stated that if the City receives a complaint, for example, regarding excessive use of alcohol, abusive language, excessive noise, etc., the police department cannot take any formal action. This ordinance will give the department the authority to enforce those rules and regulations.

Councilor Pritchard believed the consumption of alcohol in the parks is prohibited unless by a permit. Mr. Otterman explained that if, for example, an individual is consuming alcohol in

the park without a permit, the police can enforce two regulations.

Councilor Newton expressed concern with passing an ordinance which will require more law enforcement personnel. Mr. Otterman stated that the bottom line is that the City has no authority to require compliance with the rules and regulations. He noted that if the police have been called, the situation has generally gotten out of hand.

The Council discussed the statement giving authority to the City Manager to impose other limitations as may be required to comply with the intent of the ordinance. Mr. Lien indicated that this phrase may be broad and that the Council may be more comfortable with specific guidelines. He explained that there may be circumstances which are not covered in the ordinance. This would give the City Manager the authority to take action as necessary.

Councilor Newton moved for passage of an ordinance establishing the Keizer Park regulations, striking lines 2 through 5 on page 4 of the proposed ordinance. Councilor Van Meter seconded the motion.

Mayor Orcutt stressed that passage of the ordinance does not mean that the City will be out in the park looking for violations. It will, however, give the police the authority to take action, if necessary, when complaints are received.

Councilor Newton stated that the City has, in the past, attempted to handle such problems without the need for law enforcement. It appears that the time has come where the City will need to enforce the rules and regulations.

Councilor Pritchard expressed concern that the phrase to be deleted may be needed. He suggested it be reworded so as not to be objectionable to any of the Council members.

Councilor Pritchard moved to table the issue. The motion died for lack of a second.

Councilor Newton suggested that the Council act favorably on the ordinance tonight, and then amend it at a later time. Mayor Orcutt indicated that the police and staff may receive complaints

about problems that are not specifically addressed in the ordinance.

Mr. Johnson addressed the concern of the Parks Board in allowing alcohol in the parks, i.e., how much, what kind, etc. Mr. Otterman explained that if someone is consuming alcohol in the park, they would need to have a permit on their person.

The motion passed on first reading by the following vote:

AYES: Orcutt, Bay, Hart, Newton, Van Meter (5)
NAYS: Pritchard (1)
ABSENT: Fischer (1)

MUNICIPAL JUDGE RECRUITMENT

Mr. Otterman explained that staff has advertised for a volunteer municipal judge. That advertisement has produced no interested attorneys. The next step is to determine the source of funding to pay for the services of a judge. Mr. Otterman indicated that because of the difference in how former Judge Cannon handled cases and how present Judge Larson handles cases, there may be additional revenue coming into the court this year. This additional revenue may be sufficient to pay the judge. Mr. Otterman indicated he would review the budgetary figures and report back to the Council.

Councilor Van Meter thanked staff's efforts in trying to locate a volunteer for Municipal Court Judge at his request.

CONSENT CALENDAR

The Consent Calendar consisted of:

- September 4, 1990 Regular Session Minutes
- Resolution - Declaring Northridge Park surplus property
- Statement of Costs - Noxious vegetation abatement costs; southwest corner Chemawa/Crater; Marvin Ferris, Owner.

Councilor Van Meter moved for approval of the Consent Calendar, correcting the September 4 minutes to show "Mr. Otterman" rather than "Mr. Orcutt" and removing the resolution regarding Northridge Park. The motion was passed by the following vote:

AYES: Orcutt, Bay, Hart, Newton, Pritchard, Van Meter (6)
NAYS: None (0)
ABSENT: Fischer (1)

The Council discussed the resolution declaring Northridge Park surplus property. Mr. Wickman noted that the property is essentially unusable because it is landlocked, and its access is limited to an unsafe, steep slope. Because it is public property, it cannot be posted "no trespassing".

Councilor Newton moved for passage of a resolution declaring Northridge Park surplus property. Councilor Van Meter seconded the motion. The motion was passed by the following vote:

AYES: Orcutt, Bay, Hart, Newton, Pritchard, Van Meter (6)
NAYS: None (0)
ABSENT: Fischer (1)

OTHER BUSINESS

Regional Issues Meeting

Mr. Otterman informed the Council that the City of Salem Regional Issues Subcommittee would like to meet with the Keizer subcommittee on either October 2 or October 4. Councilors Bay, Fischer and Hart sit on this subcommittee. Mr. Otterman indicated he would firm up the date and let the parties know.

Property Tax Limitation

Mr. Otterman indicated he would have on the next Council agenda discussion regarding the upcoming property tax limitation initiative. Councilor Hart noted that the Attorney General issued an opinion for the City of Salem today on this matter.

Municipal Court "No Shows"

Councilor Hart expressed concern with the continuing number of traffic defendants who fail to appear. Mr. Otterman noted that during the summer months, there are many itinerants included in this group.

ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 10 p.m.

Respectfully submitted,

Susan Darby, City Recorder

APPROVED:

MAYOR

(COUNCILOR FISCHER ABSENT)

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: October 1, 1990

AGENDA ITEM NO.: 12d

TO: MAYOR AND CITY COUNCIL

FROM: WALLY MULL, PUBLIC WORKS DIRECTOR

THRU: DONALD H. OTTERMAN, M.S.PA, CITY MANAGER

SUBJECT: RESOLUTION - UNDERGROUND UTILITY LOCATING AGREEMENT

BACKGROUND

The City of Keizer currently has a contract with the Salem/Keizer Utility Notification Center to provide a "one-call" locating service that will notify all utilities of the need for underground utility locates.

Northwest Natural Gas, Portland General Electric and U. S. West are leaving the Salem/Keizer Utility Notification Center and joining a firm called Utilities Notification Center of Portland. The Salem/Keizer Utility Notification Center will not be able to continue business without these three larger utilities.

The City of Salem, Salem Electric, Viacom Cablevision, Suburban East Salem Water District, AT&T, Contel, and GTE will need to move to the new system in Portland to maintain a "one-call" locate number. Currently, the City of Keizer responds to approximately 140 calls locate calls per month.

FISCAL IMPACT

The City of Keizer is currently paying $174 per quarter to the Salem/Keizer Utility Notification Center. The cost for the new Portland system is comparable, but final figures will not be available until call loads are determined. However, with the increased capabilities of the Portland system to isolate only Keizer requests, a savings is possible.

RECOMMENDATION

That the City enter into and ratify a subscription agreement with Utilities Notification System of Portland for "one-call" locating service effective October 1, 1990.

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R90- _____

AUTHORIZING AND RATIFYING AN AGREEMENT WITH UTILITIES NOTIFICATION SYSTEM OF PORTLAND

WHEREAS, the City of Keizer is in need of contracting for an underground utilities notification system; and

WHEREAS, Utilities Notification System of Portland has such service available; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Keizer that the City of Keizer authorizes and ratifies an agreement with Utilities Notification System of Portland with an effective date of October 1, 1990.

BE IT FURTHER RESOLVED that authorization and ratification of the Mayor's signature on said agreement is hereby granted.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

APPENDIX C

SUBSCRIPTION AGREEMENT

FOR THE

UTILITIES NOTIFICATION SYSTEM

UTILITIES NOTIFICATION SYSTEM

APPENDIX C

SUBSCRIPTION AGREEMENT

TABLE OF CONTENTS

Item		Page
Recitals		1
Agreement		2
Section 1.	General	2
1.1	Purpose	2
1.2	Service	2
Section 2.	Term	2
2.1	Term	2
2.2	Termination	2
Section 3.	Operations	2
3.1	General	2
3.2	Duties	3
Section 4.	Subscription Costs	3
4.1	General	3
Section 5.	Liability	3
5.1	Liability - Contractor	3
5.2	Liability - Subscriber	3
5.3	Limit of Liability	3
Section 6.	Miscellaneous	4
6.1	Communications	4
6.2	Severability	4
6.3	Headings	4
6.4	Governing Laws	4
Signature Page		

UTILITIES NOTIFICATION SYSTEM

SUBSCRIPTION AGREEMENT

THIS SUBSCRIPTION AGREEMENT, dated _____ is made and entered into by and between One Call Concepts, Inc. (hereinafter referred to as "Contractor"), a corporation having its principal offices at 14504 Greenview Dr., Suite 300, Laurel, Maryland 20708 and _____

_____

_____located at _____

_____

_____ (hereinafter referred to as "Subscriber") This Agreement sets forth the entire agreement between the Subscriber and the Contractor and supersedes any and all prior agreements of understandings with regard to the Subscriber's use of the Utilities Notification System (hereinafter referred to as "System")

RECITALS:

A. Subscriber owns, operates or conduct activities affecting subsurface utility facilities (including, but not limited to, electric, gas, telephone, water, cable-television or communications distribution system).

B. Subscriber desires to protect its subsurface utility facilities from damage, interruption or interference by anyone who intends to excavate, drill, blast or perform other work that might disturb the surface or subsurface of the earth.

C. Contractor has entered into an agreement with other utilities (hereinafter referred to as "Service Agreement") establishing a mechanism (Utilities Notification System) whereby those persons intending to perform proposed excavation within the service area may notify Contractor which will in turn notify the appropriate utility or utilities in lieu of contacting each respective utility individually.

D. In order to help protect its subsurface utility facilities, Subscriber desires to utilize the like services provided by Contractor as part of the System.

E. Subscriber wishes to enter into an agreement with Contractor whereby Subscriber may utilize the like services provided by Contractor as part of the System.

F. Subscriber wishes to enter into an agreement with Contractor whereby Subscriber may utilize the System without having Member status with respect thereto.

AGREEMENT:

The Subscriber and Contractor therefore Agree as follows:

Section 1. General

1.1 Purpose. Subscriber and Contractor are entering into this Agreement for the purpose of establishing the terms under which the Contractor will provide System service to the Subscriber.

1.2 Service. The Contractor shall provide the same service to Subscriber as Members now receive from the System.

Section 2. Term

2.1 Term. This Agreement shall become effective upon the date of execution by the Contractor and shall continue in full force and effect so long as Contractor is obligated to Members.

2.2 Termination. This Agreement can be terminated by either the Subscriber or Contractor after the giving of not less than ninety (90) days' notice.

Section 3. Operations

3.1 General. The Contractor will provide service to the Subscriber in accordance with the Operation Guidelines for The Utilities Notification Center of the Utilities Notification System (Appendix A to Service Agreement).

3.1.1 The Subscriber acknowledges receipt of a copy of the aforementioned Operational Guidelines.

3.1.2 The Subscriber agrees that this Agreement is subject to any and all changes, modifications, or amendments made to the Operational Guidelines that may be incorporated into the Operational Guidelines at some future date.

3.2 Duties. The respective duties of the Subscriber and Contractor are set forth in Section 2 of the Operation Guidelines and are hereby incorporated and made part of this Agreement.

Section 4. Subscription Costs

4.1 General. The responsiblity of the Subscriber for the Contractor's reasonable fees, costs and expenses are set forth in Section 4 of the Operation Guidelines and are hereby incorporated herein and made part of this Agreement.

Section 5. Liability

5.1 Liability - Contractor. Contractor hereby agrees to indemnify and save harmless Subscriber andd all of its respective officers, agents, servants and employees from and against any and all liability or expense on account of damage to property (including property of said Subscriber and injuries, including the death to any person, including any employees of Contractor and subcontractor and any other person performing any part of the work) which may arise from any act or omission of Contractor, its subcontractors, agents, servants or employees; and Contractor further agrees to defend at its own expense any actions or proceedings brought against said Subscriber or its officers, agents, servants and employees, or any of them on account thereof and to pay all expenses to satisfy all judgements which may be rendered against them or any of them in connection therewithin, except that the Contractor shall not be liable under this clause only if said liability of Contractor shall arise by reason of sole negligence of said Subscriber or any of its respective officers, agents, servants or employees.

5.2 Liability - Subscriber. Subscriber, its respective officers, agents, servants and employees, shall be held harmless by Contractor for any loss or damage to building, furniture, tools, equipment, property and materials of Contractor or his subcontractors, their servants or employees it being understood that Contractor may protect against such loss or damage by carrying insurance policy purchased shall contain a waiver of any right of subrogation against the Subscriber, its respective officers, agents, servants and employees.

5.3 Limit of Liability. The contractor shall only be liable to Subscriber to the extent and/or level of insurance coverage. Coverage shall be not less than $10 million in errors and omissions, with various other levels of insurance. Certificate of insurance is attached.

Section 6. Miscellaneous

6.1 Communications. Any notice, request, designation, direction, statement or other communication

under this Agreement shall be in writing and shall be delivered in person, sent via teletype, or mailed properly addressed and stamped with the required postage to such person(s) as specified below.

6.1.1 The name, title or position, and telephone number of the contact person(s) for the Subscriber executing this document is(are):

_____ _____ _____

_____ _____ _____

_____ _____ _____

_____ _____ _____

6.2 Severability. The invalidity or unenforceability of any provision of this Agreement shall not affect the other provisions hereof, and this Agreement shall be construed in all respects as if such invalid or unenforceable provisions were omitted.

6.3 Headings. The headings of sections, subsections and paragraphs of this Agreement are for convenience of reference only and are not intended nor should they be construed to restrict, affect or be of any weight in the interpretation or construction of the provisions of such section, subsections or paragraphs.

6.4 Governing Law. This Agreement shall be interpreted, construed and enforced in all respects in accordance with the laws of the state of Oregon.

IN WITNESS WHEREOF, the following parties have caused this instrument to be executed in such original copies as may be required.

ONE CALL CONCEPTS, INC.

_____ By _____
Date

SUBSCRIBER

Name of Organization _____

_____ By _____
Date

Title _____

DATE: 02/09/90

ER

Allied Underwriters Ins Assoc
9015 Rhode Island Avenue
ge Park, , MD 20740
345-0600

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHT UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW

COMPANIES AFFORDING COVERAGE

COMPANY LETTER	A	CNA Insurance Companies
COMPANY LETTER	B	United National Insurance Company
COMPANY LETTER	C	Lloyds London
COMPANY LETTER	D	
COMPANY LETTER	E	

INSURED

One Call Concepts Inc.

14504 Greenview Drive
Suite 300
Laurel, MD 20708

===== COVERAGES =====

THIS IS TO CERTIFY THAT POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS, AND CONDITIONS OF SUCH POLICIES.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE	POLICY EXPIRATION DATE	LIABILITY LIMITS IN 1000'S	EACH OCCURR.	AGGREGATE
A	GENERAL LIABILITY [X] COMPREHENSIVE FORM [X] PREMISES/OPERATIONS [ ] UNDERGROUND EXPLOSION & COLLAPSE HAZARD [X] PRODUCTS/COMP. OPERATIONS [ ] CONTRACTUAL [X] INDEPENDENT CONTRACTORS [X] BROAD FORM PROPERTY DAMAGE [ ] PERSONAL INJURY	0 00113669	01/01/90	01/01/91	BODILY INJURY	$	$
					PROPERTY DAMAGE	$	$
					BI & PD COMBINED	$ 1000	$ 1000
					PERSONAL INJURY		$
	[illegible]OBILE LIABILITY [ ] ANY AUTO [ ] ALL OWNED AUTOS(PRIV. PASS) [ ] ALL OWNED AUTOS(OTHER THAN (PRIV. PASS) [ ] HIRED AUTOS [ ] NON-OWNED AUTOS [ ] GARAGE LIABILITY [ ]				BOD INJ. (PERSON)	$	
					BOD INJ. ACCIDENT	$	
					PROPERTY DAMAGE	$	
					BI & PD COMBINED	$	
	EXCESS LIABILITY [X] UMBRELLA FORM [ ] OTHER THAN UMBRELLA	UMB 000591753	01/01/90	01/01/91	BI & PD COMBINED	$ 5000	$ 5000
	WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY	WC 032181908	01/01/90	01/01/91	STATUTORY		
						$ 100	(EACH ACCIDENT)
						$ 500	(DISEASE-POLICY)
						$ 100	(DISEASE-EA EMP)
	OTHER Errors & Omissions Errors & Omissions	XTP23092 and XTP23093 P300215 and B400007	04/24/89 04/24/89	04/24/90 04/24/90	8,000,000. 2,000,000.		

ESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

== [illegible]IFICATE HOLDER ==========

U[illegible] Notification Center
9620 S.W. Barbur Blvd.
Portland, Oregon 97219

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Keizer Police Department
930 Chemawa Rd. N.E. • P.O. Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000

COUNCIL MEETING: OCTOBER 1, 1990
AGENDA ITEM NO.: 12e

Charles R. Stull
Chief of Police

DATE: SEPTEMBER 25, 1990

TO: MAYOR AND CITY COUNCIL

THRU: DON OTTERMAN, CITY MANAGER DO

FROM: CHARLES R. STULL, CHIEF OF POLICE

SUBJECT: PURCHASING APPROVAL FOR NEW POLICE VEHICLES

ISSUE

Shall the City of Keizer purchase two (2) new police vehicles for patrol?

BACKGROUND

The 1990-91 Budget Committee approved the funding for the purchase of two (2) new police vehicles for patrol operations. The two new police vehicles will be placed in the patrol fleet to replace existing patrol vehicles (Units #30 and #35).

Currently, we have six (6) officers assigned to day shift operations who require patrol vehicles, i.e. one - sergeant, 3 - patrol, 2 - SRO.

The Keizer Police Department patrol fleet is currently comprised of eight (8) patrol vehicles and are listed as follows.

VEHICLE	MILEAGE	MAKE	MODEL	YEAR	ASSIGNMENT
UNIT #10	15,500	CHEV	CAPRICE	1989	PATROL
UNIT #15	28,500	CHEV	CAPRICE	1989	PATROL
UNIT #20	54,570	CHEV	CAPRICE	1988	PATROL
UNIT #25	60,888	CHEV	CAPRICE	1988	SRO
UNIT #30	77,000	CHEV	CAPRICE	1987	SRO
UNIT #35	90,828	CHEV	IMPALA	1983	K-9
UNIT #40	10,000	CHEV	CAPRICE	1990	SERGEANT
UNIT #45	4,452	CHEV	CAPRICE	1990	PATROL

ANALYSIS

Each year, the State of Oregon awards bids specifically for police vehicles based on stringent established criteria and guidelines. This year's award recipient is Wentworth Chevrolet in the city of Portland.

The vehicle which received the 1991 State bid was the Chevrolet Caprice. The cost per vehicle (unequipped) is $13,214.04.

RECOMMENDATION

It is my recommendation that the City Council approve the purchase of two (2) 1991 Chevrolet Caprice police vehicles from Wentworth Chevrolet Company for a total purchase price of $26,428.08.

CRS:cp

PURCHASE REQUEST

Page 1 of 1 Pages

STATE OF OREGON

Leave No. blank. See instructions.

NO.

SHIP TO
KEIZER POLICE DEPARTMENT
930 CHEMAWA ROAD N.E.
KEIZER, OREGON 97303

Agency No. KK2411
Date Wanted A.S.A.P.
Comm. Code 06100 PA#9643
Invoices

BILL TO
KEIZER POLICE DEPARTMENT
P.O. BOX 21060
KEIZER, OREGON 97307-1060

FUNDING SOURCE (Check one.)
___ Federal ___ State X Local
___ Combination (% Federal & % State)

VENDOR
WENTWORTH CHEVROLET COMPANY
107 S. E. GRAND
PORTLAND, OREGON 97214

ACCOUNTING INFORMATION

ITEM NO.	DESCRIPTION	QUANTITY & UNIT	EST. UNIT PRICE	EST. TOTAL PRICE
1	POLICE VEHICLE, FULL SIZE, PURSUIT, CHEVROLET CAPRICE SEDAN, 8 CYLINDER, 4 DOOR, 1991 MODEL	2 EACH	$13,136.00	$26,272.00
4	ADDED FACTORY WIRING PACKAGES:			
	B. AUXILIARY JUNCTION BOX	2 EACH	STD	STD
5	REAR DOOR HANDLES INOPERATIVE	2 EACH	10.66	21.32
6	REAR WINDOW INOPERATIVE	2 EACH	7.38	14.76
11	UNDERCOAT (DEALER APPLIED)	2 EACH	60.00	120.00
	COLORS: WHITE EXTERIOR/BLUE INTERIOR	2 EACH	------	------

EST. TOTAL FOR PURCHASE REQUEST $26,428.08

Ordered By: Charles R. Stull, Chief of Police — Date — Telephone No. 503-390-3713

Approved By — Date — Telephone No.

ATTACHMENTS:
___ Specifications (___ pages)
___ Drawings (___ pages)
___ Other:

Complete relevant portions of this section ONLY if this Purchase Request relates to continuation of an ongoing contract (for example, a price agreement or service contract).

Former Price Agreement No.
Former Bid No.
Former P.O. No.

DISTRIBUTION

White & Blue — Purchasing Division Pink & Yellow — Agency

DF 2006 (6-85)

COUNCIL MEETING: OCTOBER 1, 1990
AGENDA ITEM NO.: 12f

Keizer Police Department

930 Chemawa Rd. N.E. • P.O. Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000

Charles R. Stull
Chief of Police

DATE: SEPTEMBER 11, 1990

TO: MAYOR AND CITY COUNCIL

THROUGH: DON OTTERMAN, CITY MANAGER DAO

FROM: CHARLES R. STULL, CHIEF OF POLICE CRS

SUBJECT: RESOLUTION ESTABLISHING THE POLICE PETTY CASH AT $100

ISSUE

Shall the Keizer City Council approve increasing the Police Department Petty Cash Fund from $50.00 (fifty dollars) to $100.00 (one hundred dollars)?

BACKGROUND

During the past year, the Police Department has been experiencing an increase in citizen front counter traffic and, combined with our periodic expenditures for miscellaneous items, has caused a shortage of petty cash available. The Police Department Petty Cash Fund was established by Resolution on July 16, 1984 and setting the amount at $25.00 (twenty five dollars).

On March 16, 1987 the department was granted a $25.00 increase raising the limit to $50.00.

Due to the time involved in having the Accountant prepare a new check each time we run out of funds, the $100.00 allotment will sustain the department for a longer period of time.

FISCAL IMPACT

There is no additional fiscal impact as Petty Cash is a budget line item under Operating Supplies in the Police Department's Materials and Services category.

RECOMMENDATION

It is my recommendation that the Police Department Petty Cash allotment be raised to $100.00 by Council Resolution.

CRS:cp

DRAFT

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

RESOLUTION R90-_____

ESTABLISHING POLICE PETTY CASH FUND;
REPEALING RESOLUTION R87-259

BE IT RESOLVED by the City Council of the City of Keizer that Resolution R87-259 is hereby repealed in its entirety.

BE IT FURTHER RESOLVED that $100.00 be transferred from the General Fund to establish a Police Petty Cash Fund. The object and purpose of this account is for the payment of minor disbursements of the City of Keizer Police Department that arise from time to time and for providing correct change when copies of police reports are purchased.

BE IT FURTHER RESOLVED that the Police Chief, Chief's Secretary, Sergeants, Police Support Specialist, and Police Clerks are the only persons authorized to make disbursements or change from the Petty Cash Fund. Each disbursement shall be evidenced by a written report indicating the date and purpose of the expenditure. In addition to the receipt, the person authorizing the expenditure shall indicate the date, the amount, to whom the expenditure was made, and the current balance of the account on a log kept with the account. Monies received in the Police Petty Cash Fund shall be properly receipted, and a log of monies received shall be kept by the designee(s) and turned over to the City Accountant at the appropriate time along with any checks or cash received and recorded on said log.

BE IT FURTHER RESOLVED that the fund shall be under the care and custody of the department designee(s). The fund shall be reconciled and replenished from the General Fund by the City Accountant as needed but, in any event, not less than once a month. The account shall be reconciled by use of the written receipts and the log of expenditures and receipts.

BE IT FURTHER RESOLVED that no person shall expend or encumber or authorize expenditure or encumbrance of the balance of this fund in excess of the cash balance of the account, or for any purpose for which there is no appropriation or source of reimbursement authorized at the time.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

DRAFT 9/10/90 KPD

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R87-259

ESTABLISHING POLICE PETTY CASH FUND;
REPEALING RESOLUTION R84-073

BE IT RESOLVED by the City Council of the City of Keizer that Resolution R84-073 is hereby repealed in its entirety.

BE IT FURTHER RESOLVED that $50.00 be transferred from the general fund to establish a Police Petty Cash Fund. The object and purpose of this account is for the payment of minor disbursements of the City of Keizer Police Department that arise from time to time and for providing correct change when copies of police reports are purchased.

BE IT FURTHER RESOLVED that the Police Chief, Sergeants, Police Support Specialist and Police Clerk are the only persons authorized to make disbursements or change from the Petty Cash Fund. Each disbursement shall be evidenced by a written report indicating the date and purpose of the expenditure. In addition to the receipt, the person authorizing the expenditure shall indicate the date, the amount, to whom the expenditure was made and the current balance of the account on a log kept with the account. Monies received in the Police Petty Cash Fund shall be properly receipted, and a log of monies received shall be kept by the Police Support Specialist and turned over to the Senior Account Clerk on a daily basis, along with any checks or cash received and recorded on said log.

BE IT FURTHER RESOLVED that the fund shall be under the

care and custody of the Police Support Specialist. The fund shall be reconciled and replenished from the general fund by the Senior Account Clerk as needed but in any event not less than once a month. The account shall be reconciled by use of the written receipts and the log of expenditures and receipts.

BE IT FURTHER RESOLVED that no person shall expend or encumber or authorize expenditure or encumbrance of the balance of this fund in excess of the cash balance of the account, or for any purpose for which there is no appropriation or source of reimbursement authorized at that time.

PASSED this 16th day of March, 1987.

SIGNED this 18th day of March, 1987.

Mayor

City Recorder

Book

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R84-073

ESTABLISHING POLICE PETTY CASH FUND

BE IT RESOLVED by the City Council of the City of Keizer that $25.00 be transferred from the general fund to establish a Police Petty Cash fund. The object and purpose of this account is for the payment of minor disbursements of the City of Keizer Police Department that arise from time to time and for providing correct change when copies of police reports are purchased.

BE IT FURTHER RESOLVED that the Police Chief, Sergeant or Police Clerks are the only persons authorized to make disbursements or change from the Petty Cash fund. Each disbursement shall be evidenced by a written receipt indicating the date and purpose of the expenditure. In addition to the receipt, the person authorizing the expenditure shall indicate the date, the amount, to whom the expenditure was made and the current balance of the account on a log kept with the account. Monies received in the Police Petty Cash fund shall be properly receipted, and a log of monies received shall be kept by the Police Clerk and turned over to the City Recorder on a daily basis, along with any checks or cash received and recorded on said log.

BE IT FURTHER RESOLVED that the fund shall be under the care and custody of the Police Clerk. The fund shall be reconciled and replenished from the general fund by the City

Recorder as needed but in any event not less than once a month. The account shall be reconciled by use of the written receipts and the log of expenditures and receipts.

BE IT FURTHER RESOLVED that no person shall expend or encumber or authorize expenditure or encumbrance of the balance of this fund in excess of the cash balance of that account, or for purpose for which there is no appropriation or source of reimbursement authorized at that time.

PASSED this 16 day of July, 1984.

SIGNED this 18 day of July, 1984.

Mayor

City Recorder

CITY COUNCIL MEETING: OCTOBER 1, 199
AGENDA ITEM NO.: 12g

Keizer Police Department

930 Chemawa Rd. N.E. • P.O. Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000

Charles R. Stull
Chief of Police

DATE: SEPTEMBER 25, 1990

TO: MAYOR AND CITY COUNCIL

THRU: DON OTTERMAN, CITY MANAGER DAO

FROM: CHARLES R. STULL, CHIEF OF POLICE

SUBJECT: 1990-91 SELECTIVE TRAFFIC ENFORCEMENT/ ACCIDENT REDUCTION GRANT FUNDING PROPOSAL

ISSUE

Shall the City of Keizer accept the second year of the Selective Traffic Enforcement/Accident Reduction grant proposal as proposed by the Oregon Traffic Safety Commission?

BACKGROUND

On May 21, 1990 the Keizer Police Department applied for a Selective Traffic Enforcement/Accident Reduction Grant through the Oregon Traffic Safety Commission (OTSC). In June of 1990, we received verbal acknowledgment that our grant proposal had been accepted for funding but it was unclear exactly what dollar amount we would receive.

On September 25, 1990 I received information that we will receive a letter of confirmation approving our grant and OTSC will allocate funds in the amount of $55,122.00.

ANALYSIS

The 1990-91 Budget Committee approved the funding of two (2) Traffic Officers in the current adopted budget. If the Keizer City Council approves the acceptance of the OTSC grant proposal, then those funds received must be allocated toward budgeted costs as outlined in the grant budget proposal.

The current Keizer Police Department budget identifies the salaries for our two (2) Traffic Officers at $59,378.00 with an estimated benefits cost of $20,782.00 for a total of $80,160.00. Based on these projections, this should reflect a savings of salaries/benefits in the Police Department "Personnel Services" budget category of approximately $41,000.00 for FY 1990-91.

RECOMMENDATION

It is my recommendation that the Keizer City Council approve the acceptance of the second year funding for the Selective Traffic Enforcement/Accident Reduction Grant from the Oregon Traffic Safety Commission.

CRS:cp

JLC
* hand delivered 5-21-90

OREGON TRAFFIC SAFTY COMMISSION

Application for Traffic Safety Project Grant

1. Project Title: CITY OF KEIZER SELECTIVE TRAFFIC ENFORCEMENT/ ACCIDENT REDUCTION TASK FORCE
2. Project Period: From October 1, 1990 To September 30, 1991
3. Applicant Agency: KEIZER POLICE DEPARTMENT
4. Governmental Unit: LAW ENFORCEMENT
5. Project Director:

   Name: CHARLES R. STULL Title CHIEF OF POLICE
   Address 930 Chemawa Road NE/PO Box 21060 Keizer, Oregon 97303 Phone 503-390-3713
6. Authorizing Official of Governmental Unit:

   Name: DONALD H. OTTERMAN Title CITY MANAGER
   Address 930 Chemawa Road NE/PO Box 21000 Keizer, Oregon 97303 Phone 503-390-3700

The agency named above hereby applies for $ 68,145.00 in Section 402 Traffic Safety Funds to be matched with $ 45,912.00 in funds from (give source) KEIZER POLICE DEPARTMENT BUDGET to carry out a traffic safety project as described in the attached pages.

I have read and understand the Agreements and Assurances stipulating the conditions under which the applied for traffic safety funds will be available and can be utilized. The above named agency is prepared to become a recipient of the funds should the grant be awarded.

Charles R. Stull
Signature of Project Director — 5/21/90 Date

Donald H. Otterman
Signature of Authorizing Official of Governmental Unit — 5/21/90 Date

Submit to: Oregon Traffic Safety Commission
400 State Library Building
Salem OR 97310

OTSC-1 (Revised 12/88)

1. BRIEF INTRODUCTION/SYNOPSIS

The City of Keizer incorporates and area of 7.2 square miles and has approximately sixty (60) miles of paved and unpaved streets. Keizer has a population of approximately 21,000. The City's police department employs twenty three (23) sworn personnel, two of whom are employed under a federal selective traffic enforcement grant, and responsible for the total law enforcement functions within the City limits.

The City shares a common boundary with the City of Salem; is immediately adjacent to Interstate 5 (I-5) on the east and Interstate 305 (Salem Parkway) on the east and south. The City is bisected by State Highway 219, better known as River Road North. River Road is the primary arterial street through the City which carries traffic coming from I-5, I-305, the City of Salem, and areas north. The majority of the City's businesses are located along River Road. All motor vehicle traffic generated on the west side of the City must either cross or use River Road.

A study of state and local records for the years 1986 through 1989 highlighted the following traffic accident information.

YEAR	TOTAL ACCIDENTS	TOTAL RIVER ROAD ACCIDENTS
1986	257	118
1987	288	147
1988	257	116
1989	182	88

The size of the City's police department and the law enforcement related activities placed upon the officers does not permit designating one or two officers to do selective traffic enforcement as the agency has been able to do with its current project's funding. If funding continues, the two (2) sworn personnel would continue to do selective enforcement. Data and statistics would be compiled by a supervisor on a weekly basis with the ultimate goal of reducing all accidents, and particularly those on River Road, by twenty five percent (25%) for the next year.

2. IDENTIFY THE SPECIFIC NEED AND CAUSES OF THE PROBLEM

For four years, 1986 through 1989, the Keizer Police Department has investigated an average of 246 traffic accidents per year. These accidents were the result of drivers failing to yield the right of way to other vehicles, careless and reckless driving, and other miscellaneous factors that cause a serious threat to public safety on the roadways within the City of Keizer. 28.7% of these accidents resulted in injury to either one or more persons involved. The highest percentage of accidents were reported as non-injury. although the outcome of these non-injury accidents were medically less severe than the injury accidents, the threat to public safety remains equally hazardous.

An analysis of local and state records for traffic accidents in the City of Keizer for 1986-1989 reveal the following causes for the four year period.

CAUSE	1986	1987	1988	1989
Fail Yield Right-of-Way	55	101	46	45
Fail Obey Traffic Control Device	19	44	6	15
Speed Violations	23	7	5	27
Careless Drive	33	20	30	13
Reckless Drive	14	6	11	15
Following Too Close	5	1	5	25
Lane Use/Passing/Turning Violations	14	5	1	17
Hit-and-Run Accidents	43	28	49	18
Other/Cause Not Listed	51	76	104	7
TOTALS	257	288	257	182

The analysis also indicates that many of the violations were occurring at the same locations, during the same time of day, and the same day of the week.

The primary problem was directly attributed to a lack of law enforcement presence at these locations and, during these time, to serve as a deterrent. If it is known that at a given time of day and at a given location, one can disobey a traffic signal or stop sign and not suffer consequences, such violations are going to occur on a regular basis. When they do, the potential for an accident increases dramatically. The lack of personnel to properly investigate accidents, and to take the appropriate enforcement when violations do occur, sent the wrong message to the motoring public. Without proper and regular traffic enforcement, the hazards to the public will continue to exist and will likely increase. Without the proper investigation of accidents when they occur, statistical data is unavailable and sketchy which, in turn, makes selective enforcement even more difficult.

The majority of Keizer's businesses and primary route of travel is located within a relatively straight stretch of state highway that extends for approximately four (4) miles. Since the south end of Keizer adjoins the City of Salem, with a population near 100,000, this roadway has an extremely high volume of vehicular traffic. Statistics show that nearly half of the accidents reported during the four year period occurred on this particular roadway. The City of Keizer itself has a rapidly growing population which is placing ever increasing demands on its road systems and police services in general. Seven (7) housing developments and two (2) commercial developments are currently underway within the City which will bring additional traffic loads to the major streets of Keizer.

The City of Keizer has the lowest staffing ratio per population for cities of similar size in the state. The ratio is 1.1 officers per thousand population. Because of this understaffing, the calls for police services continue to overburden police personnel. A high accident rate on the City's streets mandates that selective enforcement efforts be continued. Without the two positions currently funded, it is anticipated that the traffic accident rate will begin to increase again.

3. PROJECT ACTIVITIES

Once this agency has received notification regarding award of the grant, two (2) officers will be continued in the selective enforcement assignments. These officers were selected on the basis of the following criteria:

1. Knowledge and experience in all phases of criminal investigations.

2. Knowledge and experience in traffic accident investigations.

3. Knowledge of traffic laws as evidenced by their traffic citation activity with regard to hazardous moving violations.

Assignments will continue to be made based upon a weekly analysis of traffic accidents and citation activity.

4. REALISTIC BUDGET AND BUDGET NARRATIVE

The .20 FTE staff position is a supervisory officer's position. This supervisor is highly trained and experienced in all phases of traffic enforcement and traffic accident investigation. This supervisor will have primary responsibility for supervision of the two (2) 1.0 FTE positions with duties to include:

1. Continued training of the two 1.0 FTE's in selective traffic enforcement.

2. Continued training of the two 1.0 FTE's in accident investigations and enforcement activities at accident scenes.

3. Training of other department personnel not assigned to selective traffic enforcement activities in the same manner as selective enforcement personnel so that uncommitted patrol time can be utilized for selective enforcement activities.

4. Response to accident scenes involving serious injury and/or death and criminal culpability while on duty or on call out to assist with and insure investigations are complete and timely.

5. Compile information, data, and statistics obtained from citizen complaints, officers, accident reports, and citation activity on a weekly basis to brief and assign the two 1.0 FTE's assigned to selective traffic enforcement activities.

The two (2) 1.0 FTE positions will continue to do selective traffic enforcement activities and traffic accident investigations. Their duties will be as follows:

1. Investigate all traffic accidents, determine causes, take appropriate enforcement actions, and prepare all necessary reports and diagrams.

2. Be the primary investigators while on duty or on call for all serious injury accidents and fatalities where criminal culpability is involved. The FTE's will investigate, take appropriate enforcement action, and prepare all repoarts, documents, and diagrams at such accident sites.

3. Do selective enforcement to educate the motoring public regarding factors which contribute to traffic accidents. Enforcement activity assignments would be based on complaints and information received from citizens and officers, citation activity, and analysis of accident reports.

4. Exhibit 1 is the applicable job description denoting special requirements for the two (2) 1.0 FTE positions.

VII. BUDGET AND COST SHARING

GRANT NO.
PT-91-32-12

This form should include all budget information. If additional information is required for clarity, please include on a seperate page, giving complete reference to the appropriate budget item.

	$402 FUNDS	MATCH	TOTAL
A. DIRECT COSTS			
1. Salaries and Wages*	$41,982	$25,116	$67,098
a. Staff assigned to project		$7,842.00 FTE Salary $17,274.00 O.T. for 2 FTE's/.2 FTE $25,116.00 TOTAL	
1 FTE @ *$25950/yr*			
1 FTE @ *$25950/yr*			
0.2 FTE @ *$18.85/hr*			
b. _____ Volunteer time hours @ $ _____ /hour			
c. _____ Trainee time hours @ $ _____ /hour			
2. *Employee Benefits (@ 31.3% of Item 1a)* Benefits include:	$13,140	$7,414	$20,554
3. Contractual Services ** Specify:			
4. Travel and Subsistence			
a. In-State, Regional (Purpose/Destination):		$500	$500
1) Food and Lodging: (days @ $ /diem)			
2) Mileage: (miles @ ¢/mile)			
3) Other (specify)			
b. Out-of-State** (Purpose/Destination):			
1) Food and Lodging: (days @ $ /diem)			
2) Airfare			
3) Other (specify)			

* Job descriptions for all positions assigned to grant .25 FTE or more are included in Exhibit B.

** OTSC approval required.

9/26/90 RPK:cp

	FUNDS	MATCH	TOTAL
5. Office Expenses (supplies, photocopy,telephone, postage)		$1,600	$1,600
6. Printing (specify item, quantity, and cost of each) 1) Reports (Title: 2) Brochures (Title: 3) Other (specify)			
7. Equipment including films (requires RVA) 1) 2)			
8. Other (specify) *1 Fully Equipped Patrol Vehicles* *2 Uniforms/Equipment*		$29,515 $4,000	$29,515 $4,000
B. INDIRECT COSTS*			
C. TOTAL	$55,122	$68,145	$123,267

D. COST SHARING SUMMARY

1. 402 Funds (Federal)	$55,122	45%
2. State	$68,145	55%
3. Local (specify source:		
4. Other (specify source:		
5. TOTAL COSTS	$123,267	100%

* Not eligible for OTSC funding, but may be used as match. Use no more than 10% of item A.1, salaries, or use actual indirect costs, and provide documentation.

EXHIBIT 1

Keizer Police Department
930 Chemawa Rd. N.E. • P.O. Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000
1982

Charles R. Stu
Chief of Police

POLICE OFFICER

POSITION DESCRIPTION

GENERAL STATEMENT OF DUTIES:

Performs law enforcement and crime prevention work including patrol and investigations; enforces federal, state and local laws, regulations and ordinances; does related work as required.

SUPERVISION RECEIVED:

Works under the supervision of a patrol supervisor or other superior officer who assigns and reviews the work for conformance with Oregon Revised Statutes and department rules and regulations.

EXAMPLES OF DUTIES:

1. Patrols streets, roads, business and residential areas of the City in the enforcement of State and Municipal traffic and criminal laws.
2. Conducts investigations and interviews.
3. Maintains records and prepares reports as required.
4. Makes arrests, books prisoners, maintains custody of transported prisoners, and maintains custody of evidence.
5. Assists citizens, businesses and schools with crime prevention.
6. Performs related work as assigned or as necessary.

REQUIREMENTS, KNOWLEDGE, SKILLS, AND ABILITIES:

Ability to understand and carry out oral and written instructions. Ability to deal firmly but courteously with the public. Ability to perform strenuous physical activity. Ability to prepare clear, concise yet comprehensive reports and maintain good records. Ability to communicate well in both written and oral form. Ability to maintain effective working relationships with other staff, personnel from tother agencies, and the public.

NECESSARY SPECIAL QUALIFICATIONS:

As set forth by the Oregon Board of Police Standards and Training (BPST) as authorized by ORS 181.640, police officers

must meet the following conditions:

1. Must be a citizen of the United States.

2. Must be at least 21 years of age.

3. Must be free of any criminal convictions, except for minor traffic violations.

4. Must possess or be able to obtain a valid Oregon driver's license.

5. Must be able to pass a physical, vision, and hearing examination.

6. Must be a high school graduate from a recognized high school or possess a GED equivalent.

7. Must meet the minimum standards for and obtain an Oregon BPST Basic Certificate within one year of the initial date of hire.

Additionally, police officers must satisfy the following requirements of the City of Keizer:

1. Must successfully complete the City of Keizer's one year probationary period.

2. Weight must be commensurate with height and age.

ADDITIONAL SPECIAL REQUIREMENTS:

1. Must have a minimum of two years experience as law enforcement with a public agency.

2. Must have knowledge and experience in enforcement of the Oregon Traffic Code.

3. Must have knowledge and experience in traffic accident investigation.

4. Must have knowledge and experience in DUII enforcement to include proficiency in the use of Horizontal Gaze Nystagmus.

5. Must be capable of dealing effectively with individuals who are distraught, injured, and/or intoxicated.

5. OBJECTIVES AND MEASURES

OBJECTIVE #1:

Continue to reduce, by twenty five percent (25%) annually, the total number of traffic accidents and specifically those traffic accidents on River Road.

As the data and statistical information continues to be more accurate and reliable, selective enforcement assignments can be more easily made with respect to location, time of day, day of week, and types of violations. The impact will be a reduction in traffic accidents at specific locations which should be measurable by comparison with previous years.

OBJECTIVE #2:

Continue to upgrade the quality of the accident investigations and the accuracy of reporting.

Prior to receiving the grant, investigations were not done thoroughly and properly due to a lack of personnel and the priority of other calls for service. A part of the problem can also be attributed to receiving only very basic training in traffic accident investigation. The result is that the contributing factors were not listed or listed improperly under a "catch all" violation.

The primary goal is to increase the number of better qualified traffic accident investigators who are knowledgeable and who can prepare more detailed and accurate reports. These same specialists can also serve a secondary training function and train those officers not assigned to selective enforcement and accident investigation, and who may be required to investigate an accident, so that reports reflect more accurately the cause of accidents and more appropriate enforcement action is taken.

The measure of success will be a noted decrease in the category "Other/Cause not Listed", a decrease in such catch-all violations as "Careless Drive", and an increase in the hazard's specific cause.

Another measure of success will be citations issued which are hazard specific and address the cause or primary contributing factor of the accident.

The final measure will be in the date and statistical information which will more accurately reflect what is actually occurring and aid in better selective traffic enforcement assignments.

6. AGENCY ABILITY/LETTER OF AGREEMENT

Authorization and direction comes from the Chief of Police to perform the activities listed. The presence of his signature along with the signature of the City Manager under Section J, "Contract Provisions and Signatures", is the agency's authority to receive the funds.

Authorization for the assignment of personnel and equipment to the project and for the training comes directly from the Chief of Police. The presence of this signature under Section J, "Contract Provisions and Signatures", is the agency's authority to commit such personnel and equipment.

The collection of data will be done on a weekly basis using a computer program developed by Don Webb of the Board on Police Standards and Training (BPST) for specifically that purpose. The program was installed in the agency's computer in May of 1989 and the supervisory officer was trained in its use by Mr. Webb.

The capabilities of the supervisory officer to carry out the training, investigation, and other related activities are listed as follows:

February, 1976	-	Oregon Traffic Code Training, Monmouth
April, 1977	-	Instructional Process Training, Monmouth
May, 1977	-	Basic Accident Investigation, Monmouth
February, 1979	-	Advanced Fatal Accident Investigation, Salem
January, 1982	-	Radar Training
May, 1983	-	Accident Reconstruction Course, Monmouth
September, 1984	-	Improved Sobriety Testing Instruction Course, Portland
July, 1985	-	FBI Instructor Development Course, Monmouth
December, 1987	-	Advanced Accident Reconstruction Course, Portland
May, 1988	-	Sobriety Testing (to include Drug Recognition) Instructor's Course, Salem

This officer has investigated over sixty (60) fatal traffic accidents as well as several hundred non-fatal accidents, investigated several hundred DUII cases, and been involved in traffic enforcement throughout his thirteen (13) year career.

With continuation of the two (2) FTE positions, the agency will be able to show a significant reduction for 1990-91 as it did for 1989-90 in the accident rate and also enhance the performance of all sworn personnel.

7. EVALUATION PLAN

A. EVALUATION QUESTIONS

1. Do traffic accident reports accurately reflect the actual causes of the accidents?

2. Do traffic citations issued address the violations that contributed to the cause of the accident?

3. Are date and statistical information being utilized routinely to plan selective enforcement activities and keep other agency personnel informed of the problems and corrective activities?

4. Is the selective enforcement activity reducing accident rates, particularly on those streets and roads where they have been most prevalent?

B. DATA REQUIREMENTS

1. Enforcement Index:

   A weekly report of hazardous moving citations for the following areas will be compiled by day, time, and location.

   a. Speeding
   b. Failure to yield right-of-way
   c. Following too close
   d. Disobeying traffic control devices
   e. Improper passing and turning
   f. DUII

2. Accidents will also be compiled in the same manner. This information will be disseminated weekly to all personnel.

3. The quarterly report will include the above information as Weekly Enforcement Index figures.

C. EVALUATION DESIGN

Data will be documented by the supervisor who will use the "STES" computer program designed by Don Webb of BPST. This data will be examined weekly by the Chief of Police and the supervisor. Personnel will be assigned, based upon the date, to areas and times when they will have the maximum effect. Comparison will include accidents and causes at various locations and times with citations written for those locations and times.

D. EVALUATION REPORTS

Evaluation data as noted in Section B, Data Requirements, will be included with each quarterly report. A final Evaluation Report will be submitted after the grant period that will evaluate the success of the project on each evaluation question. Data is already available for the previous four years at the project's beginning. A comparison with project data and data prior to the project will give a good indicator on the effectiveness of the selective traffic enforcement efforts.

8. EVALUATION OF PROJECT TO DATE

Accidents along River Road North (State Highway 219) have been reduced for the first four months of 1990 compared with the years 1986-1988. At the current rate, a total of 93 accidents will be recorded on River Road North for 1990. This compared with the three-year average of 127 and represents a 26.8% reduction on River Road North.

As can be seen in Exhibit 2, enforcement efforts on River Road North were about 40% of the total enforcement effort for the entire City.

Accidents for 1989 dropped to 182 compared with the previous three-year average of 267. This is a 31.8% reduction in total accidents in comparison to the previous three years.

Causes of accidents for which citations have been issued have become more specific and decreased the "catch-all" violation of Careless Drive. When a citation is issued for Careless Drive, it is now a Careless.

An added benefit of the selective enforcement effort has been the ability to better identify DUII offenses resulting in 38.3% increase in DUII arrests for the first four months of 1990 in comparison with 1989.

For the years 1986-1988, traffic accidents began to rise significantly in July, reaching their peaks in November and December. With the introduction of a selective traffic enforcement program, increases of the type seen in past years were not observed in the latter half of 1989, except in August.

Data tables for January, 1989, through April, 1990, are attached.

Keizer Police Department
930 Chemawa Rd. N.E. • P.O. Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000

Charles R. Stull
Chief of Police

ENFORCEMENT INDEX

CATEGORY	JAN. 90	FEB. 90	MAR. 90	QUARTER	APR. 90
RATIO: CITATIONS/ ACCIDENTS	12.556	14.889	39.077	20.449	21.045
RATIO: CITATIONS/ INJURY ACCIDENTS	45.200	134.000	169.333	100.200	51.444
RATIO: CITATIONS/ FATAL ACCIDENTS	0	0	0	0	0
RATIO: CITATIONS FOR CAUSE/ ACCIDENTS	0.722	0.500	0.539	0.592	0.682

5/21/90
RPK:cp

Keizer Police Department
930 Chemawa Rd. N.E. • P.O. Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000
1982

Charles R. Stull
Chief of Police

DATA TABLE

CATEGORY	OCT. 1989	NOV. 1989	DEC. 1989	QUARTER
NON-INJURY ACCIDENT	8	11	10	29
INJURY ACCIDENT	8	10	7	25
# PERSONS INVOLVED	10	14	13	37
FATAL ACCIDENTS	0	0	0	0
# FATALITIES	0	0	0	0
TOTAL ACCIDENTS	16	21	17	54
TOTAL CITATIONS	325	233	164	722

SERGEANT R. P. KERSHAW
1/5/90 cp

Keizer Police Department
930 Chemawa Rd. N.E. • P.O Box 21060
Keizer, Oregon 97307-1060 • 390-3713/390-2000
1982

Charles R. Stull
Chief of Police

ENFORCEMENT INDEX

CATEGORY	OCT. 1989	NOV. 1989	DEC. 1989	QUARTER
RATIO: CITATION/ACCIDENTS	20.313	10.095	9.647	13.370
RATIO: CITATION/ INJURY ACCIDENTS	40.625	21.200	23.429	28.880
RATIO: CITATION/ FATAL ACCIDENTS	0	0	0	0
RATIO: CITATION FOR CAUSE/ ACCIDENTS	0.750	0.714	0.824	0.759

SERGEANT R. P. KERSHAW
1/5/90 cp

DATA TABLE 1989

CATAGORY	YEAR-TO-DATE	FIRST QUARTER	SECOND QUARTER	THIRD QUARTER
Citations Issued	3204	955	1256	984
Total Accidents	125	37	44	44
Non-Injury Accidents	72	23	27	24
Injury Accidents	53	14	17	20
Fatal Accidents	1	0	0	1
Citation To Accident Ratio	25.632	26.892	28.546	22.364
Citation To Injury Accident Ratio	60.453	68.214	73.882	49.200
Citation to Fatal Accident Ratio	3204	0	0	984
Citations For Cause To Accident Ratio	0.632	0.487	0.614	0.773

The Selective Traffic Enforcement computer program enables the agency to make comparisons between citation activity and traffic accidents. That program has an enforcement index which permits the agency to measure the success of its efforts. The index lists the number of citations issued, the total number of injury accidents, the total number of fatal accidents, the total number of all accidents and computes the enforcement index. The results of those computations. Attached are the reports generated for the third quarter July 1, 1989 to September 30, 1989.

DATA TA[illegible]BY MONTH 1989

CATAGORY	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP
Citations Issued	311	296	348	481	408	367	356	260	381
Total Accidents	8	13	16	21	7	16	13	22	9
Non-Injury Accidents	4	8	11	14	5	11	9	10	5
Injury Accidents	4	5	5	7	2	5	4	12	4
Fatal Accidents	0	0	0	0	0	0	1	0	0
Citation/Accid. Ration	41.375	22.769	31.636	22.905	58.285	22.938	27.385	11.818	42.33
Citation/Injury Accident Ration	77.750	59.200	69.600	68.714	81.600	73.400	89.000	21.667	95.250
Citation/Fatal Accident Ratio	0	0	0	0	0	0	356	0	0
Citations For Cause/Accident Ratio	0.500	0.539	0.438	0.666	0.571	0.563	0.615	0.773	1.000

IX. AGREEMENTS AND ASSURANCES

The following agreements apply to all grants funded by the Oregon Traffic Safety Commission (OTSC):

A. General

1. The activity described in this grant, is undertaken under the authority of Title 23, United States Code, Sections 402–408, and is subject to the administrative regulations established by Federal Circulars A-21, A-87, A-102, A-110, A-122, 23 CFR Parts 1205,1250 and 1251, 48 CFR Part 31, and 49 CFR Part 18.

2. Any federal funds committed shall be subject to the continuation of funds made available to OTSC by the National Highway Traffic Safety Administration (NHTSA) and the Federal Highway Administration (FHWA) by statute or administrative action.

3. The grantee shall ensure compliance with 49 CFR Part 18.42 which addresses retention and access requirements for grant-related records. The state, the federal grantor agency and the Comptroller General of the United States, or any of their authorized representatives, shall have the right of access to any books, documents, papers or other records of the grantee which are pertinent to the grant. These records must be retained for a period of three years starting on the date the grantee submits its final request for reimbursement for this grant.

4. Any obligation of grant funds extends only to those costs incurred by the grantee after authorization has been given to proceed with the particular part of the program involving costs.

5. The grantee shall ensure that all project-related expenditures are included as a part of entity-wide audits conducted in accordance with the Single Audit Act of 1984 (31 USC 7561-7). The grantee shall obtain a copy of all audits which include grant-related expenditures.

6. The grantee shall promptly reimburse OTSC for any ineligible or unauthorized expenditures for which grant funds have been claimed and payment received as determined by a State or Federal review.

7. Grant funds shall not be used for activities previously carried out with the grantee's own resources.

8. If the grantee materially fails to comply with any term of an award, whether stated in Federal statute or regulation, an assurance, an application or notice of award, OTSC may withhold grant funds up to 10% of the grant award (or $2,000 minimum) pending correction of the deficiency.

B. Project Director's Responsibilities

The Project Director is responsible for fulfilling these agreements and establishing and maintaining procedures that will ensure the effective administration of the project objectives. The Project Director shall:

1. Establish or use an accounting system that conforms to generally accepted accounting principles, and ensure that source documents are developed which will reliably account for the funds expended.

2. Maintain copies of job descriptions and resumes of persons hired for all project-related positions which are funded at 0.25 FTE or more.

3. Maintain records showing actual hours utilized in project-related activity by all grant-funded personnel and by all other staff personnel or volunteers whose time is used as in-kind match.

4. Complete Quarterly Highway Safety Project Report (Form QR–2), including a Data Table as provided in Exhibit A. Each report must be signed by the Project Director and submitted to OTSC by the 10th of the month following the close of each calendar quarter for the duration of the grant period.

5. Submit Claims for Reimbursement (Form CR–2) within 35 days of the end of the calendar quarter in which expenses were incurred. Claims may be submitted monthly, and must be submitted at least quarterly

6. Complete and submit a Minority and Women Owned and Controlled Business Enterprises Contact Certificate (Form MBE) to OTSC if grant funds are used to acquire through purchase or contract any equipment, materials or services in excess of $5,000.

7. Prepare a project evaluation in accordance with the Evaluation Plan described in the grant document. A draft must be submitted to OTSC for review by the last day of the grant period. A final report incorporating OTSC staff comments must be submitted within one month after the OTSC review is completed.

C. Project Revision

1. Any proposed changes in the project objectives, key project personnel, time period, or budget must be requested, in writing, and receive the approval of OTSC. A Grant Adjustment Form (Form GA–1) will be signed by both OTSC and the grantee.

2. Any time extension in the project period must be requested at least six weeks prior to the end of the project period and approved by the federal grantor agency if federal funds are involved.

D. Non-Discrimination Assurance

1. The grantee and its contractors shall ensure that no person shall on the grounds of race, color, creed, sex or national origin be excluded from participation, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity under this project.

2. The grantee and its contractors shall ensure that employment and procurement of goods and services made in connection with the project will be provided without regard to race, color, creed, sex or national origin.

3. The grantee and its contractors shall take all necessary affirmative steps in accordance with 49 CFR Part 23 to ensure that minority business enterprises and/or business enterprises owned and controlled by women have the maximum opportunity to compete for and to perform contracts.

4. The grantee and its contractors shall ensure that no otherwise qualified handicapped person shall, solely by reason of his/her handicap, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity related to this grant.

5. The grantee shall ensure that any contracts and subcontracts awarded in excess of $10,000 shall contain a provision requiring compliance with the standards set in paragraphs 1 through 4 of this section.

E. Contracts (includes other service agreements)

Any contracts (or other service agreements) that are entered into by the grantee as part of this project shall be reviewed and approved by OTSC to determine whether procurement procedures are consistent with state and federal criteria, whether the work to be accomplished is consistent with the objectives of the project, and whether the provisions of paragraphs 2 through 4 of this section are considered.

2. All contracts awarded by the grantee shall include the provision that any subcontracts include all provisions stated in this section or the provision that no subcontracts shall be awarded.

3. The grantee shall ensure that each contractor adhere to applicable requirements established for the grant and that each contract include provisions for the following:

   a. Administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as may be appropriate.

   b. Mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (PL 94-163).

   c. Access by the grantee, the state, the federal grantor agency, the Comptroller General of the United States, or any of their duly authorized representatives, to any books, documents, papers, and records of the contractor which are directly pertinent to that specific contract, for the purpose of making audit, examination, excerpts, and transcriptions. Grantees shall require contractors to maintain all required records for three years after grantees make final payments and all other pending matters are closed.

   d. Notice of grantor agency requirements and regulations pertaining to reporting, requirements and regulations pertaining to patent rights with respect to any discovery or invention which arises or is developed in the course of or under such contract, and requirements and regulations pertaining to copyrights and rights in data.

4. Where applicable, contracts shall include the following provisions:

   a. Termination for cause and for convenience by the grantee including the manner by which it will be effected and the basis for the settlement. [Contracts in excess of $10,000]

   b. Compliance with Executive Order 11246, entitled "Equal Employment Opportunity," as amended by Executive Order 11375, and supplemented in Department of Labor regulations (41 CFR Part 60). [Construction contracts in excess of $10,000]

   c. Compliance with the Copeland "Anti-Kickback" Act (18 USC 874) as supplemented in Department of Labor regulations (29 CFR Part 3). [Construction or repair contracts]

   d. Compliance with the Davis-Bacon Act (40 USC 276a to a-7) as supplemented by Department of Labor regulations (29 CFR Part 5). [Construction contracts in excess of $2,000]

   e. Compliance with sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 USC 327-330) as supplemented by Department of Labor regulations (29 CFR Part 5). [Construction contracts in excess of $2,000 and other contracts in excess of $2,500 which involve the employment of mechanics or laborers]

   f. Compliance with all applicable standards, orders, or requirements issued under Section 306 of the Clear Air Act (42 USC 1857(h)), Section 508 of the Clean Water Act (33 USC 1368), Executive Order 11738, and regulations of the Environmental Protection Agency (40 CFR Part 15). [Contracts in excess of $100,000]

F. Travel

1. The grantee shall keep a record of all significant travel. In-state trips outside the grantee's jurisdiction should be summarized on Quarterly Highway Safety Reports. Reimbursement will only be authorized for those travel expenditures specified in the grant budget.

2. All out-of-state travel must be approved by OTSC. To receive authorization, the grantee shall submit a letter detailing the need, cost, and dates of travel at least two weeks prior to the planned departure date. Reports on out-of-state trips should be submitted to OTSC within two weeks of return.

3. Reimbursement will only be authorized for travel of persons employed by the grantee in project-related activities unless prior written approval is granted by OTSC.

G. Development of Printed or Production Materials

1. The grantee shall provide OTSC with draft copies of all materials to be printed or produced using grant funds. OTSC may suggest revisions and approve production.

2. All brochures; course, workshop and conference announcements; and other materials that are developed and/or printed using grant funds shall include a statement crediting OTSC participation.

3. Materials produced using grant funds may not be made available to another party for sale for profit.

H. Equipment Purchased with Grant Funds

1. A Residual Value Agreement (Form RVA) shall be completed and submitted to the OTSC if grant funds are used in whole or in part to acquire any material or equipment costing over $1,000. A copy of the original vendor's invoice indicating quantity, description, manufacturer's identification number and cost of each item should be attached to the signed agreement. All equipment should be identified with a property identification number.

2. Equipment shall be used in the program or activity for which it was acquired as long as needed, whether or not the project continues to be supported by grant funds. Ownership of equipment acquired with grant funds shall be vested with the grantee. Costs incurred for maintenance, repairs or support of such equipment shall be borne by the grantee.

3. If any equipment ceases to be used in project activities, the grantee agrees to promptly notify OTSC. In such event, OTSC may direct the grantee to transfer, return or otherwise dispose of the equipment.

I. Conditions of Project Approval

Actions taken by the Traffic Safety Commission, if any, regarding conditions under which this project is approved are given in Exhibit D. The grantee agrees to follow these conditions in implementing the project.

J. Contract Provisions and Signatures

It is understood and agreed that the activities covered by this proposal, including the attached Agreements and Assurances, is subject to all administrative regulations established by Federal and State authorities, and that continued funding is contingent on the applicant carrying out these activities to the full extent possible.

Charles R. Stull
Project Director (Applicant)

5/21/90
Date

Authorizing Government Official (Applicant)

5/21/90
Date

TO BE COMPLETED BY OTSC

Project # _____

Name: _____

Commission approval date: _____

Total project cost: $ _____

OTSC grant funds: $ _____

All matching funds: $ _____

Match source(s): _____

_____

_____
Oregon Traffic Safety Commission Administrator

_____
Date

CITY OF KEIZER MISSION STATEMENT

KEEP CITY GOVERNMENT COSTS AND SERVICES TO A MINIMUM BY PROVIDING BASIC CITY SERVICES TO THE COMMUNITY IN A COORDINATED, EFFICIENT AND LEAST COST FASHION.

A G E N D A

KEIZER CITY COUNCIL
Monday, October 15, 1990
7:30 p.m.
Keizer City Hall
Robert L. Simon Council Chambers

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC TESTIMONY - This time is provided for citizens to address the Council on matters not on the agenda.

4. COMMITTEE REPORTS

5. DISCUSSION - Report on Regional Issues for Periodic Review.

6. DISCUSSION - State Ballot Measure No. 5.

7. DISCUSSION - Noise Ordinance.

8. ORDINANCE - Conditional Use Case 90-8, Ruby Brady, Applicant.

9. ORDINANCE (Second Reading) - Manufactured Home Overlay Zone.

10. DISCUSSION - League of Oregon Cities Voting Delegate and Conference Registration.

11. CONSENT CALENDAR

    a. October 1, 1990, Regular Session Minutes

    b. October 2, 1990 - Special Session Minutes

    c. Resolution - Establishing Fees for the Cost of Making Records Available.

12. OTHER BUSINESS - This time is provided to allow Council members the opportunity to bring matters before the Council which are not on tonight's agenda.

REP. ON CHAMBER BOARD

13. WRITTEN COMMUNICATIONS - To inform the Council of significant written communications and petitions.

14. AGENDA INPUT - November 5, 1990

15. EXECUTIVE SESSION - ORS 192.660(f)
ORS 192.660(h)

16. ADJOURN

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 15, 1990

AGENDA ITEM NO.: 5

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: UPDATE ON STATUS OF PERIODIC REVIEW

DISCUSSION

The Cities of Salem and Keizer and Marion and Polk Counties representatives met on October 2, 1990, to discuss the four regional issues that still remain to be resolved. The negotiations were very fruitful and I feel that we have come very close to a resolution of most of the issues. Due to the sensitivity of the issues involved, the City Council needs to review the status of those negotiations in Executive Session and determine its strategy for negotiations in the future. Therefore, I would recommend the City Council not discuss, in any detail, the status of Periodic Review at this time, but adjourn to Executive Session to further discuss the issues.

If the Council wishes to discuss, in general, for the benefit of the public and presses the status of Periodic Review, I would be happy to provide an oral summary as a part of this agenda item.

DHO:clm

f:\admin\Periodic.adg

For Property A, the total tax rate for non-schools under current law is $12.50 per $1000 of property value. This rate on $100,000 value produces total non-school taxes of $1250. This exceeds the Measure 5 limit of $1000 ($10.00 per $1000 of property value). To get the taxes down to the limit, the tax going to each non-school district is reduced by the same percentage. In this case, the required percentage reduction is 20%.

Similarly, the school taxes on Property A exceed the $5 per $1000 limit. So the taxes to the K-12 school and the community college are each reduced 75% to comply with the limit. Note the school and non-school reductions are figured separately. So the reductions vary between the two categories.

Property B is not in a city. The remaining non-school taxes do not exceed the limit, so Property B's non-school taxes are not cut. Property B is in a different school district, but the total school taxes still exceed the limit. The required school cut is 60%.

Note the tax reductions also vary from property to property. Although both properties pay $400 to the county under current law, Property A's county taxes drop to $320 while property B's stay at $400. Similarly, Property A's community college taxes drop to $50 while Property B's drop to $80.

State Replacement of School Losses

During the first five years, Measure 5 requires the state General Fund to replace any revenue lost by schools due to these limits. However, the measure allows the state to limit its replacement so that total school revenue from property taxes and state replacement does not grow by more than 6% a year. The state is not required to replace revenue lost by non-schools.

Real Market Value

The limits apply to the real market value of each property. For practical purposes, real market value is the same as true cash value: the value most properties are currently assessed at.

There is one potential difference between real market value and current assessment practices. Currently property taxes are levied on each property's value as of January 1 of the previous year. For example, property taxes for the 1991-92 fiscal year are based on property values as of January 1, 1991. The Measure 5 limits apply to real cash value "during the period for which the property is taxed", which generally would be a year later than current practice.

EFFECT ON NON-AD VALOREM TAXES AND CHARGES

Definition of Tax

Measure 5 defines "tax" to be "any charge imposed by a governmental unit upon property or upon a property owner as a direct consequence of ownership of that property except incurred charges and assessments for local improvements."

This definition and the further definitions of "incurred charges" and "local improvement" can be interpreted in different ways. There is no doubt, though, that "tax" includes more taxes and charges than are commonly termed property taxes. What most people call "property taxes" are really "*ad valorem* taxes": taxes based on the value of the taxed property. Although the precise scope is uncertain, Measure 5 includes many taxes and charges beyond *ad valorem* taxes.

Some examples of non-*ad valorem* taxes that could be limited by Measure 5 are: registration and licensing fees, forest protection assessments, underground storage tank fees, taxes *in-lieu* of property taxes, special district assessments, economic improvement district assessments, system development charges, and seepage charges. For a discussion of Measure 5's definition of taxes, see the Attorney General's opinion (Question 3).

Implications of Broad Definition

One implication of the broad definition is administrative. Non-*ad valorem* taxes are currently imposed by many different mechanisms and at different times of the year. No process currently identifies the total taxes and charges on a property. Such a process is needed to implement Measure 5. The most likely procedure would be to certify every covered tax and charge to the county assessor. The assessor would add these taxes to the regular *ad valorem* taxes, compare the totals to the limits, and proportionately reduce taxes that exceed the limits.

The broad definition also has revenue implications. Most, if not all, non-*ad valorem* taxes fund non-school programs. Thus they fall under the $10 per $1000 non-school limit. For any particular non-*ad valorem* tax, the effect depends mainly on whether the tax is on a property that also pays *ad valorem* taxes.

If the property is exempt from *ad valorem* taxes, there is likely to be much more room within the $10 limit to impose the non-*ad valorem* tax. For example, automobiles are exempt from *ad valorem* taxes. So most auto registration fees are likely to fall within the limit and total collections may not be greatly affected.

If the property is subject to *ad valorem* taxes, there is likely to be much less room within the limit and revenues from the both the *ad valorem* and non-*ad valorem* taxes are likely to be reduced.

EFFECT ON AD VALOREM TAXES

Current Levy Process Unchanged

The state constitution currently limits *ad valorem* property tax levies. Under Article XI, section 11, the permanent levy (called a "tax base") of each district can grow by up to 6% a year. Voters can approve higher temporary levies or, once a year, a higher permanent levy.

Each year, taxing districts adopt a budget and certify a levy within the constitutional limits to the county assessor. The assessor, who has independently determined the value of each taxable property, calculates the tax rate on each property. On any particular property, the assessor calculates a number of taxes: one for each district the property is located in. The assessor adds these taxes to get a total tax on the property.

Measure 5 does not change the existing *ad valorem* property tax levy limits. Nor does it change any of the process outlined above. Measure 5 simply adds a new limit at the end of the process. If the total school or non-school taxes on a property exceed the Measure 5 limits, then the taxes on that property are reduced proportionately. The existing budget and levy process does not change, but each district's levy simply produces less money.

Uniformity Overridden

The state constitution (Article I, Section 32) requires all taxes to be levied uniformly on the same class of subjects. For property taxes, uniformity has meant all property of the same class in a district must pay the same tax rate.

Measure 5 overrides this requirement. The example on page 3 shows this. After the Measure 5 reductions, Property A pays an effective tax rate of $3.20 to the county and 50¢ to the community college, while Property B pays $4.00 to the county and 80¢ to the community college.

Measure 5 overrides uniformity only to the extent needed to conform to the Measure 5 limits and only through the proportional reduction process established by Measure 5. It does not repeal Article I, Section 32. Thus the current budget and levy process described above must continue to use uniform tax rates to calculate the initial taxes on each property.

Higher Taxes for Some?

Under current law, the assessor calculates a district's tax rate by dividing the certified levy by the district's total assessed value. This process produces a uniform tax rate and ensures the total taxes imposed do not exceed the district's constitutional levy limit.

Under Measure 5, as described earlier in this section, this process will often impose less total taxes than the levy limit.

In the opinion of the Attorney General (Question 10), the Legislature could change current law to calculate a higher tax rate as long as the higher rate would not impose total taxes greater than a district's levy limit. Using a higher rate would:

- Increase taxes on properties that otherwise would be below Measure 5's limits. In the example on page 3, if the county and port rates were increased, Property B's taxes would increase. Property A's total taxes would not increase, because they are already at the limit.

- Increase the district's proportional share of total taxes. If the county and port rates were increased but the city rate were not, the county and port would get a greater share of Property A's taxes.

For more on the potential revenue effect allowing higher rates, see page 15.

Competition Among Taxing Districts

As described earlier, Measure 5 does not change current budget and levy procedures. Thus a district may still ask voters to approve new tax levies. If approved, the new levy would not increase taxes on properties already at Measure 5 limits. It would, however, increase the district's proportional share of the limited taxes. This dynamic creates an unstable and confusing competition between taxing districts for limited funds. It is likely the Legislature would adopt laws to apportion levying authority to mitigate this competition.

SPECIALLY ASSESSED AND PARTIALLY EXEMPT PROPERTY

Current law taxes some property at less than its market value. The most common examples are farm land, forest land, open-space land, historic property, and property receiving a veteran's exemption.

Measure 5 does not change these special assessments or partial exemptions. However, the Measure 5 limits are based on the property's real market value, not the specially assessed or partially exempt value.

This means specially assessed or partially exempt property may get little or no tax reduction under Measure 5. For example, suppose Property B in the example on page 3 is a farm whose specially assessed value is $100,000 and real market value is $300,000. As the table at right shows, the school limit on Property B would now be $1500 and Property B would get no tax reduction.

For more on the potential revenue effect of this, see page 15.

FARM B
$100,000 assessed value
$300,000 real cash value

	Current Rate	Current Tax
K-12 school	$10.50	$1050
Community College	2.00	200
Total school	$12.50	$1250
Measure 5 school limit ($5 per $1000 x $300,000)		$1500

URBAN RENEWAL PROPERTY

Current Law

Urban renewal districts do not determine a levy and tax rate using the process described earlier for regular taxing districts. Instead, the assessed value of the urban renewal area is divided into two values: the base value and the excess value. The base (or "frozen") value is the value of property in the district when the district was created. The excess value (or "increment") is the growth in value since the district was created.

The base value is included in the value of taxing districts when the assessor calculates the tax rates for regular taxing districts. The taxes on the base value go to these taxing districts.

Taxes on the excess value go to the urban renewal district. However, the tax rate is not determined by dividing a levy by the excess value. Instead, the assessor simply extends total tax rate determined for the base value on all the value, and apportions the taxes on the excess value to the urban renewal district.

Effect of Measure 5

Measure 5 does not change this process. However, Measure 5 limits the total taxes imposed on any property and proportionately reduces these taxes if they exceed the limits.

Suppose Property A in the example on page 3 is in an urban renewal district. Also suppose $40,000 of Property A's value is base value and $60,000 is excess value. The table on page 9 shows the effect of Measure 5's limits.

URBAN RENEWAL PROPERTY A
$40,000 base value
$60,000 excess value

	Current Rate on Base	Current Rate on Excess	Current Tax	Measure 5 Tax	Measure 5 % Cut
County	$4.00		$160	$65	59%
Port	1.50		60	25	59%
City	7.00		280	114	59%
Urban R.		$32.50	1950	796	59%
Non-schools	12.50	32.50	2450	1000	59%
K-12 school	18.00		720	450	38%
C.College	2.00		80	50	38%
Schools	20.00		800	500	38%
TOTALS	$32.50	$32.50	$3250	$1500	54%

In the table, the current tax of each regular district is the district tax rate applied to the $40,000 base value. The current urban renewal tax is the regular district total rate ($32.50) applied to the $60,000 excess value. The urban renewal district is not a school, so its taxes must fit within the $10 non-school limit. Since the real cash value of the property is $100,000, the non-school limit is $1000 and the school limit is $500. This requires a 59% reduction of non-school taxes and a 38% reduction of school taxes.

Caveats

The example assumes all of the urban renewal district's taxes are subject to the Measure 5 limits. If, however, some of the taxes are used to service bonded debt, that portion of the taxes is exempt from the limits. This would increase the amounts going to all of the non-school districts.

The example does not demonstrate how the base and excess values of an individual property are determined. Under current law, these concepts are only applied to district levies, not to individual properties. If Measure 5 passes, the Legislature would have to determine the appropriate method.

STATEWIDE IMPACT OF MEASURE 5

General Methodology

This report forecasts the revenue lost by each school district in the state over the first five years of the measure and estimates the state General Fund cost to replace lost revenue over the next three bienniums. The report also forecasts the statewide total loss of revenue by non-schools in the first year of the measure. These forecasts are based on a number of assumptions. Due to data limitations, not all aspects of Measure 5 could be included in the forecasts. Following the forecasts, the report discusses the potential impact of adjusting some of the forecasts to include more features of Measure 5.

The base data for the forecasts are from the 1989-90 tax year. It is the most recent year of complete property tax data. For 1990-91, school district values were increased by amounts estimated by the county assessor in each county. The average value increase

statewide was about 9%. School district levies for 1990-91 were updated with actual figures if they were known. All other levies were increased by 7%.

For 1991-92 and thereafter, all levies under the current system are assumed to increase 7% a year. This is below the long run average (about 8.6% a year since 1969) but about the level of recent increases.

The forecasts make three different assumptions on value increases: 6%, 9%, and 12%. These are growth rates of total values, including any value growth from new construction. The forecasts are very sensitive to increases in value. Measure 5 effectively converts much of the state into a rate-based tax system. Increases in property value will increase taxes and revenue. Also, Oregon appears to be entering a period of renewed economic growth. Value growth over the next few years is highly uncertain. Nine percent is about the long run growth of value (average of 8.9% a year since 1967) and is considered the base forecast. The other two growth rates show the impact of varying the growth rate.

Impact on Schools

The table on the next page summarizes Measure 5's impact on schools. Assuming school operating levies would grow 7% a year under current law, and assuming property values grow 9% a year, Measure 5 will reduce school property taxes by $231 million in the first year of the measure (1991-92) and $1.53 billion in the fifth year (1995-96) when the $5 limit is fully phased in.

Of these amounts, the state would be required to replace $215 million in the first year and $1.42 billion in the fifth year. These numbers are lower than the forecasted loss because current law operating levies are assumed to grow 7% a year while the state is only required to replace losses from levy growth up to 6% a year.

The table shows value increases significantly affect the results. In the last three years of the phase-in, each 3% increment in compounded annual value growth decreases the loss from Measure 5 by about $100 million per year. Note every additional tax dollar generated by more rapid value growth directly reduces state replacement cost. The net school loss estimate is not affected by value growth.

The table at right shows state replacement cost by biennium. State cost declines with more rapid value growth. But even with relatively rapid growth, the state cost is very large. Note both of these tables show forecasts for 1996-97 even though the Measure 5's requirement to replace school losses ends after 1995-96. This is to give an idea of the biennial cost of full implementation of Measure 5, assuming someone will have to replace the losses.

STATE REPLACEMENT COST

	Value Growth		
	6%	9%	12%
1991-93	$735	$633	$536
1993-95	1,919	1,717	1,503
1995-97	3,123	2,905	2,657

All figures in millions.

IMPACT OF MEASURE 5 ON SCHOOLS

*** 6% ANNUAL VALUE INCREASE ***

	Total Assessed Value	Current Law Oper. Taxes	Current Law Av Tax Rate	Measure 5 Oper. Taxes	Measure 5 Eff Tax Rate	Tax Reduction	State Replace. Cost	School Net Loss
1990-91	$94.8	$1,612	$17.00					
1991-92	100.5	1,725	17.16	1,462	14.54	263	247	16
1992-93	106.5	1,845	17.32	1,323	12.42	522	488	34
1993-94	112.9	1,974	17.48	1,132	10.02	843	788	55
1994-95	119.7	2,113	17.65	904	7.55	1,209	1,131	78
1995-96	126.9	2,261	17.81	641	5.05	1,620	1,516	104
1996-97	134.5	2,419	17.98	680	5.05	1,739	1,607	133

*** 9% ANNUAL VALUE INCREASE ***

	Total Assessed Value	Current Law Oper. Taxes	Current Law Av Tax Rate	Measure 5 Oper. Taxes	Measure 5 Eff Tax Rate	Tax Reduction	State Replace. Cost	School Net Loss
1990-91	$94.8	$1,612	$17.00					
1991-92	103.4	1,725	16.68	1,494	14.45	231	215	16
1992-93	112.7	1,845	16.38	1,393	12.36	452	418	34
1993-94	122.8	1,974	16.08	1,227	9.99	747	692	55
1994-95	133.8	2,113	15.78	1,010	7.55	1,103	1,025	78
1995-96	145.9	2,261	15.49	736	5.05	1,525	1,421	104
1996-97	159.0	2,419	15.21	802	5.05	1,617	1,484	133

12% ANNUAL VALUE INCREASE

	Total Assessed Value	Current Law Oper. Taxes	Current Law Av Tax Rate	Measure 5 Oper. Taxes	Measure 5 Eff Tax Rate	Tax Reduction	State Replace Cost	School Net Loss
1990-91	$94.8	$1,612	$17.00					
1991-92	106.2	1,725	16.24	1,523	14.34	201	185	16
1992-93	118.9	1,845	15.51	1,460	12.28	385	351	34
1993-94	133.2	1,974	14.82	1,327	9.96	647	592	55
1994-95	149.2	2,113	14.16	1,124	7.53	989	911	78
1995-96	167.1	2,261	13.53	842	5.04	1,418	1,314	104
1996-97	187.2	2,419	12.92	943	5.04	1,476	1,343	133

Values in billions, taxes and costs in millions. Assessed value does not include urban renewal excess values.

Finally, please note the average effective tax rate under Measure 5 appears to be higher than the limit in the last three years of the phase-in. This occurs because urban renewal excess values are not included in the assessed value total. If they are included, the average effective tax rate drops below the limit.

Impact on Non-Schools

The table at right summarizes the effect of Measure 5 on non-schools. Assuming current law levy growth of 7% a year and value growth of 9%, non-school districts will lose about $85 million in property tax revenue in 1991-92. Cities lose the most, about $49 million, a reduction of 13%. Urban renewal districts have the greatest percentage reduction, about 20%.

IMPACT OF MEASURE 5 ON NON-SCHOOLS
1991-92

	Current Law	Measure 5					
		6%		9%		12%	
	Taxes	Taxes	Loss	Taxes	Loss	Taxes	Loss
Cities	$377	$323	$54	$328	$49	$334	$43
Counties	255	228	27	231	24	233	22
Special Districts	155	152	3	152	3	152	3
Urban Renewal	44	35	9	35	9	36	8
TOTAL	$831	$738	$93	$746	$85	$754	$77

Figures in millions. Excludes bond levies, except urban renewal.

Impact on State General Fund

IMPACT ON STATE GENERAL FUND
Assuming 9% value growth

	1989-91	1991-93	1993-95	1995-97
REVENUE				
Current forecast	$4,596	$5,208	$5,914	$6,956
Income tax feedbacks	—	35	82	123
Total revenue	$4,596	5,243	5,996	7,079
EXPENDITURES				
School replacement	—	633	1,717	2,905
Relief program savings	—	-7	-17	-29
Total Measure 5 costs	—	626	1,700	2,876
Left for other programs				
Current dollars	4,586	4,617	4,296	4,203
Adjusted for inflation	4,586	4,211	3,523	3,181
M5 costs as % of revenue	—	12%	28%	41%

Figures in millions. Assumes constant cash carryover. 1989-91 other program costs are actual appropriations. Forecast from Executive Department (September 1, 1990), except 1995-97.

By far the largest impact on the state is the required replacement of lost school revenue shown earlier. There are some other relatively minor impacts. Lower property taxes mean lower deductions on income tax returns, increasing General Fund revenue. Lower property taxes will also reduce the cost two existing state property tax relief programs: the Homeowners and Renters Relief Program (HARRP) and the senior deferral.

The table at left summarizes the impact on the state Gen-

eral Fund. Assuming 9% annual growth in assessed value, the cost of replacing school revenue will consume 41% of forecasted revenue, leaving $4.2 billion for other programs. Adjusting for inflation, but not population growth, this represents a 31% cut in the current level of appropriations for other programs.

Average Tax Reduction

Assuming 9% growth in total values, Measure 5 will reduce property taxes by an average of 12% in the first year (1991-92), rising to an average reduction of 45% in the last year of the phase-in (1995-96). These are averages. Reductions will vary widely. Generally, property currently paying high tax rates will get greater reductions than property currently paying lower rates.

ASSUMPTIONS AND THEIR IMPACT

Due to data limitations, not all aspects of Measure 5 could be included in the preceding forecasts. This section describes the principal simplifying assumptions and, where possible, estimates the probable statewide effect if the assumption were relaxed.

Non-Ad Valorem Taxes Not Included

The effect of including non-*ad valorem* taxes and charges in the limit is not included in the preceding statewide forecasts or the individual school forecasts at the end of this report. This means the forecasts tend to underestimate the revenue loss to non-schools, especially cities.

The table on the next page lists some of the taxes and charges that may be limited by Measure 5. There is much uncertainty about the scope of Measure 5's definition of tax. So inclusion on this list does not necessarily mean the tax is definitely covered by Measure 5, nor does exclusion mean a tax or charge is not covered.

The table shows the total revenue currently raised from each source and makes a very rough guess of the amount affected by Measure 5. For taxes on property not currently paying *ad valorem* taxes, the listed tax will lose the amount listed. For taxes on property also paying *ad valorem* taxes, the listed tax will not lose all of the amount listed. Some of the loss will be borne by districts levying *ad valorem* taxes.

IMPACT OF MEASURE 5 ON NON-AD VALOREM TAXES

	Gross Revenue	Possible Loss	Affected programs
PROPERTY NOT PAYING AD VALOREM TAXES			
Timber severance & forest products harvest taxes	$56	$43	Schools, counties, spec. dists., forest programs
Motor vehicle registration fees	70	4	Highway Fund
Port in-lieu taxes	–	0	
Rural telephone in-lieu	0.1	?	Local taxing districts
Electric co-op in-lieu	3	?	Schools, counties
PROPERTY PAYING AD VALOREM TAXES			
Special assessment additional taxes	4	most	Local taxing districts
Special district assessments	20	?	Special districts
Amusement device taxes	2	most	State, counties
Forest assessments	2	some	Forest fire protection
Economic improvement assessments	2	most	EID's
Manufactured dwelling assessments	0.2	half	Housing Agency
Underground storage tank fees	0.5	?	DEQ
System development charges	15	most	Cities, counties
Real estate transfer taxes	2	most	Counties
Other	?		

Figures in millions.

Limit Applies to the Value on Tax Roll

The forecasts assume Measure 5's limits apply to the value on the existing tax rolls. This assumption tends to overestimate the revenue loss in two ways. Most importantly, the forecasts apply Measure 5's limits to the reduced value of specially assessed and partially exempt property. Unfortunately, little data exist on the real market value of specially assessed property and no data on the amount of it by school district.

Most of the specially assessed property is farm and forest land. Almost all this property is in rural areas where the non-school rate is already below $10 per $1000. So using a higher value to figure the limit will not affect the non-school taxes on the property.

Using a higher value will affect school taxes. It could reduce the Measure 5 loss by as much as $22 million a year after the $5 limit fully phases in. This would reduce state replacement cost by $44 million in the 1995-97 biennium. Note this does not mean Measure 5 is increasing taxes on farm and forest property, the property is just not getting as much of a reduction as it otherwise would.

The most important partial exemption is the veteran's exemption. Using the real market value to calculate the limit would reduce the school loss about $1 million per year after full phase-in and the non-school loss by about $200,000.

Secondly, current law determines property values as of January 1 of the prior tax year. As described earlier, the measure uses a more current value to figure the limit. In a period of rising values, this value would be higher than is currently used. However, using a more current value may not be practical administratively. Also, to the extent properties go down in value, this assumption tends to underestimate revenue loss.

County School Fund Not Separately Levied

The forecasts assume counties will not separately designate the county school fund levy. Measure 5 does not appear to reduce the amount a county is required to contribute to the county school fund, even if a separately designated levy produces less revenue because of Measure 5. So a county would generally choose to separately designate the levy only if it got more revenue. But after full phase-in, the school limit will almost always be tighter than the non-school limit. So few counties would choose to separately designate the levy.

Current Law Tax Rates Not Increased

As described earlier, the measure appears to allow higher tax rates, as long as total taxes (after Measure 5 limits are imposed) are under existing constitutional levy limits. The forecasts assume the Legislature does not allow this.

Allowing higher tax rates produces more revenue only if some property is not at the Measure 5 limit. Thus higher tax rates would generally not reduce the school loss, especially after the $5 rate phases in.

However, only about 35% of the state's property value would be up against the $10 non-school limit. If the Legislature allowed higher non-school tax rates, most of the non-school loss probably could be eliminated. The higher rates would increase taxes on properties in areas currently below the $10 non-school limit, thus tending to create an $10 effective tax rate across all property in the affected areas.

Other Assumptions

The forecasts also assume: the state limits its school replacement cost as permitted by the measure; offsets continue to apply to levies, but Measure 5 applies to taxes imposed after offsets; all bond levies on the current tax roll are exempt form Measure 5's limits, and the base proportion of each urban renewal property's total value is the same as the base proportion for the entire code area in which the property is located.

IMPACT ON LOCAL SCHOOLS

Attached to this report are forecasts of the impact of Measure 5 on each school district, education service district (ESD), and community college in the state. The forecasts cover the first five years of Measure 5. These forecasts are based on the same assumptions described earlier for the statewide forecasts.

The tables contain four lines of information for each district.

Line 1: The district's estimated net operating property tax levy under current law. The estimate assumes a 7% increase in the levy each year from the district's levy in 1990-91. If the district's 1990-91 levy was not known, it was assumed to be a 6% increase from its 1989-90 levy.

Line 2: Loss in property tax revenue due to Measure 5 assuming a 6% annual increase in property value. The 6% annual value increase is applied to the county assessors estimate of value for 1990-91 for each district. To get the total Measure 5 revenue, simply subtract the loss from the current law levy.

Line 3: Loss in property tax revenue due to Measure 5 assuming a 9% annual increase in property value. Same as line 2 except value is assumed to grow 9% a year.

Line 4: Loss in property tax revenue due to Measure 5 assuming a 12% annual increase in property value.

In looking at the tables, please note:

- The loss estimates are not estimates of the amount of state replacement. The state's responsibility to replace lost revenue is limited. Also, the state is apparently only required to replace lost revenue to the system as a whole, not to each individual taxing district. For a discussion of this, please see the Attorney General's opinion (Question 7)

- There is no simple way to adjust the loss estimates for different assumptions of current law revenue. This is because changing the current law levy changes the district's proportional share of the Measure 5 limit. Generally speaking, lowering a district's current law levy will decrease its Measure 5 revenue. However, the district's Measure 5 revenue will go down more if the district is currently getting a small share of total levy and if the total rate is close to the limit. The district's Measure 5 revenue will go down less if the district is currently getting a large share of the total levy and the total rate is far above the limit. Also, changing the current law levy of any district changes the Measure 5 revenue of all other districts taxing the same property.

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
COVE CEMETERY	4,887	4,887	-	-
ELGIN CEMETERY	7,007	6,296	711	10.1
ISLAND CITY CEMETERY	14,639	14,145	494	3.4
LA GRANDE CEMETERY	93,352	70,135	23,217	24.9
NORTH POWDER CEMETERY	7,660	7,660	-	-
SUMMERVILLE CEMETERY	16,118	16,118	-	-
UNION CEMETERY	33,380	33,380	-	-
COVE RFPD	19,505	19,505	-	-
ELGIN RFPD	10,265	10,135	130	1.3
IMBLER RFPD	37,300	37,300	-	-
LA GRANDE RFPD	53,097	53,097	-	-
NORTH POWDER J (BAKER) RFPD	8,697	8,697	-	-
UNION RFPD	16,147	16,147	-	-
ISLAND CITY AREA SANITARY	0	0	-	-
UNION CO VECTOR CONTROL	15,425	13,295	2,130	13.8
WALLOWA COUNTY				
WALLOWA COUNTY	851,742	851,576	166	-
ENTERPRISE	247,608	247,300	308	0.1
JOSEPH	91,408	91,408	-	-
LOSTINE	1,460	1,460	-	-
WALLOWA	47,722	47,722	-	-
JOSEPH 6 SCHOOL	403,375	385,471	17,904	4.4
WALLOWA 12 SCHOOL	201,550	180,273	21,277	10.6
ENTERPRISE 21 SCHOOL	550,105	425,635	124,470	22.6
TROY #54 SCHOOL	8,062	7,929	133	1.6
WALLOWA ESD	3,129,612	2,777,658	351,954	11.2
ENTERPRISE CEMETERY	8,023	8,016	7	0.1
JOSEPH CEMETERY	6,075	6,075	-	-
LOSTINE CEMETERY	5,357	5,357	-	-
WALLOWA CEMETERY	9,722	9,722	-	-
ALDER CEMETERY	0	0	-	-
WALLOWA R F P D	8,261	8,261	-	-
WALLOWA SWCD	51,054	51,044	10	-
WALLOWA LAKE SERVICE	0	0	-	-
CO COUNTY				
WASCO COUNTY	4,070,181	3,168,852	901,329	22.1
ANTELOPE	0	0	-	-
DUFUR	23,167	19,430	3,737	16.1
MAUPIN	68,174	52,811	15,363	22.5
MOSIER	14,952	14,622	330	2.2
SANIKO	0	0	-	-
THE DALLES	1,830,685	1,144,823	685,863	37.5
CHENOWITH 9 SCHOOL	2,368,429	1,352,105	1,016,324	42.9
THE DALLES 12 SCHOOL	5,604,457	3,764,313	1,840,144	32.8
PETERSBURG 14 SCHOOL	507,608	417,514	90,094	17.7
DUFUR 29 SCHOOL	572,411	411,303	161,108	28.1
TYGH VALLEY 40 SCHOOL	207,319	113,235	94,084	45.4
WAMIC 42 SCHOOL	199,092	154,137	44,955	22.6
MAUPIN 84 SCHOOL	492,747	321,625	171,122	34.7
WASCO COUNTY UH1 SCHOOL	731,682	493,178	238,504	32.6
WASCO ESD	1,015,197	675,246	339,951	33.5
TREATY OAK AED	633,681	423,658	210,023	33.1
JUNIPER FLAT RFPD	13,145	13,145	-	-
MOSIER RFPD	15,100	15,100	-	-
WASCO RFPD	508,378	402,852	105,527	20.8
WASCO RFPD BONDS # 2	0	0	-	-
DUFUR PARK & REC	27,815	26,856	959	3.4
NORTHERN WASCO PARK & REC	312,798	204,206	108,592	34.7
PORT OF THE DALLES	116,814	84,613	32,200	27.6
WASHINGTON COUNTY				
WASHINGTON COUNTY	20,585,566	20,580,199	5,368	-
BANKS	31,652	31,652	-	-
BEAVERTON	9,312,164	9,312,164	-	-
CITY OF BEAVERTON (DIFF)	32,983	32,983	-	-
CORNELIUS	533,197	533,197	-	-
DURHAM	31,838	31,838	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
FOREST GROVE	1,479,081	1,479,081	-	-
GASTON	69,213	58,752	10,461	15.1
HILLSBORO	4,390,598	4,390,598	-	-
KING CITY	115,540	115,540	-	-
NORTH PLAINS	92,291	92,291	-	-
SHERWOOD	262,882	262,882	-	-
TIGARD	2,250,503	2,250,503	-	-
TIGARD (RATE DIFFERENTIAL)	166,992	166,992	-	-
TUALATIN	1,952,717	1,952,717	-	-
WEST UNION SCHOOL DIST #1	1,662,504	1,443,590	218,914	13.2
HILLSBORO 7 SCHOOL	8,722,536	6,920,680	1,801,856	20.7
BANKS 13 SCHOOL	2,198,220	1,749,946	448,274	20.4
FOREST GROVE 15 SCHOOL	9,703,193	8,118,942	1,584,251	16.3
TIGARD 23J SCHOOL	27,263,342	27,263,342	-	-
REEDVILLE 29 SCHOOL	3,988,008	3,043,685	944,323	23.7
GRONER 39 SCHOOL	543,073	439,361	103,712	19.1
BEAVERTON 48J SCHOOL	88,412,351	78,375,825	10,036,526	11.4
FARMINGTON VIEW 58J SCHOOL	507,888	440,696	67,192	13.2
NORTH PLAINS 70 SCHOOL	566,610	453,421	113,189	20.0
SHERWOOD 88J SCHOOL	5,910,652	4,950,858	959,794	16.2
GASTON 511J SCHOOL	926,929	780,865	144,064	15.6
HILLSBORO UH3J SCHOOL	19,694,155	15,754,768	3,939,388	20.0
WASHINGTON ESD	2,853,619	2,531,106	322,513	11.3
CORNELIUS R F P D	46,511	46,511	-	-
FOREST GROVE R F P D	223,040	223,040	-	-
GASTON J R F P D	136,555	134,567	1,988	1.5
TRI-CITY R F P D	177,271	177,271	-	-
WASHINGTON COUNTY 1J R F P D	17,909,782	17,909,782	-	-
WASHINGTON COUNTY 2 R F P D	550,736	550,736	-	-
TUALATIN HILLS PARK & REC DI	5,025,356	5,025,356	-	-
RAINBOW LANES SPECIAL RD DIS	2,390	2,390	-	-
UNIFIED SEWERAGE AGNCY J SNT	0	0	-	-
METZGER: GARDEN HOME A BOND	0	0	-	-
METZGER INDEBTEDNESS WATER	0	0	-	-
METZGER COMBINED WATER	0	0	-	-
RALEIGH WATER	0	0	-	-
TIGARD WATER	0	0	-	-
WEST SLOPE J WATER	0	0	-	-
WOLF CREEK HWY WATER	0	0	-	-
WOLSBORN FARM WATER	0	0	-	-
LEVETON UR	64,727	19,888	44,839	69.3
TUALATIN UR	1,205,394	433,794	771,600	64.0
ENHANCED SHERIFF PATROL	3,371,000	3,371,000	-	-
HILLSBORO ECO DEV DIST	0	0	-	-
WHEELER COUNTY				
WHEELER COUNTY	111,689	111,071	618	0.6
FOSSIL	54,728	52,394	2,334	4.3
MITCHELL	7,247	7,247	-	-
SPRAY 1	0	0	-	-
FOSSIL 21J	0	0	-	-
MITCHELL 55	0	0	-	-
WHEELER ESD	770,842	754,784	16,058	2.1
YAMHILL COUNTY				
YAMHILL COUNTY	4,922,287	4,922,287	-	-
AMITY	72,028	72,028	-	-
CARLTON	56,215	56,215	-	-
DAYTON	47,907	47,907	-	-
DUNDEE	176,747	176,747	-	-
LAFAYETTE	82,238	82,238	-	-
MCMINNVILLE	2,738,786	2,738,786	-	-
NEWBERG	1,615,878	1,615,878	-	-
SHERIDAN	140,596	140,596	-	-
WILLAMINA	125,076	125,076	-	-
YAMHILL	33,417	33,417	-	-
AMITY 4J SCHOOL	1,380,204	1,006,595	373,610	27.1
DAYTON 8 SCHOOL	1,309,599	1,063,453	246,146	18.8
CARLTON 11 SCHOOL	444,799	318,242	126,558	28.5

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
YAMHILL 16 SCHOOL	647,971	480,187	167,784	25.9
NEWBERG 29J SCHOOL	9,112,421	8,894,114	218,307	2.4
WILLAMINA 30J SCHOOL	2,050,866	1,631,502	419,364	20.4
MCMINNVILLE 40 SCHOOL	7,316,527	7,288,540	27,987	0.4
SHERIDAN 48J SCHOOL	1,236,967	1,019,297	217,670	17.6
YAMHILL-CARLTON UNT SCHOOL	935,782	684,160	251,622	26.9
YAMHILL ESD	1,903,874	1,767,326	136,548	7.2
AMITY J R F P D	69,141	69,141	-	-
CARLTON R F P D	14,754	14,754	-	-
DAYTON J R F P D	69,825	69,825	-	-
DUNDEE R F P D	25,397	25,397	-	-
MCMINNVILLE R F P D	94,248	94,248	-	-
NEWBERG R F P D	155,827	155,827	-	-
SHERIDAN J R F P D	158,419	158,419	-	-
WILLAMINA J R F P D	89,032	89,032	-	-
YAMHILL R F P D	70,069	70,069	-	-
CHEHALEM PARK & REC DIST	604,761	604,761	-	-
OTTER CREEK HYLAND ROAD DIST	1,060	1,060	-	-
CASAVANT SP. RD. DIST.	0	0	-	-
YAMHILL SWCD	83,384	83,384	-	-
YAMHILL CO EXTENSION SERV	106,027	106,027	-	-

City	Dollar Decrease	PerCent Decrease
Oakland	13,574	11.6
Powers	10,050	11.4
Albany	642,261	11.4
Turner	12,706	11.3
Metolius	3,192	10.7
Pendleton	216,335	10.1
Klamath Falls	348,873	10.0
Roseburg	476,324	9.4
Fairview	10,898	8.8
Eugene	2,554,434	8.4
Vernonia	22,072	8.1
Sweet Home	72,431	7.5
Stayton	47,921	7.3
Wood Village	5,728	5.3
Lincoln City	87,183	5.2
Fossil	2,334	4.3
Corvallis	164,659	2.5
Monroe	1,047	2.5
Adair	492	2.4
Mill City	2,781	2.2
Mosier	330	2.2
Cottage Grove	23,822	1.8
Burns	4,786	1.8
Coos Bay	36,190	1.4
Mt. Angel	3,319	1.2
Waldport	399	.2
Enterprise	308	.1
Stanfield	33	.1
Milwaukie	506	--

Total - 76 cities = $45.1 million

Urban Renewal Districts - $24.1 million

*Based on 1989-90 assessed values.

Information provided by Office of Legislative Revenue, 7/30/90.

1989-90 IMPACT SIMULATION FOR P.O.P.S.
CITIES ONLY

City	Dollar Decrease	PerCent Decrease
Condon	66,813	48.0
Moro	17,326	46.8
Arlington	39,672	39.4
The Dalles	685,863	37.5
Athena	57,673	36.7
Heppner	83,439	36.6
Nyssa	125,130	35.9
Gervais	30,864	35.3
Lakeview	182,298	34.0
Elgin	57,331	33.1
LaGrande	660,297	32.8
Seneca	4,492	31.4
Weston	51,438	31.4
Culver	27,135	31.2
Helix	8,445	30.9
Huntington	17,224	30.1
Aumsville	50,149	28.2
Astoria	666,348	28.1
Lebanon	391,750	27.5
Grass Valley	2,850	26.7
Rufus	4,178	26.6
Boardman	40,938	26.0
Woodburn	498,831	25.3
Troutdale	191,783	25.2
Brownsville	52,805	25.2
Portland	30,276,106	24.3
Wasco	4,724	23.9
Maupin	15,363	22.5
Vale	44,420	22.0
Philomath	88,217	21.0
Baker	279,714	20.9
Salem	4,465,376	20.8
John Day	51,079	17.9
Winston	63,651	16.9
Dufur	3,737	16.1
Reedsport	144,631	15.9
Madras	52,189	15.5
Gaston	10,461	15.1
Silverton	103,164	15.1
Echo	5,013	14.9
Myrtle Point	63,467	14.9
Irrigon	6,924	14.6
Ione	2,580	14.5
Newport	307,319	14.2
Clatskanie	36,118	12.6
Hermiston	170,604	12.6
Hubbard	24,983	11.9

STATE OF OREGON
LEGISLATIVE REVENUE OFFICE
140 STATE CAPITOL BUILDING
SALEM, OREGON 97310-1347

LEGISLATIVE REVENUE OFFICER
JAMES R. SCHERZINGER
AREA CODE 503
378-8873

IMPACT OF MEASURE 5
1.5% Property Tax Limit

RESEARCH REPORT 3-90
September 6, 1990

INTRODUCTION

On November 6 Oregonians will again vote on a property tax limit. If voters approve, Measure 5 will make major changes in Oregon's tax system. This report contains:

- A general description of Measure 5
- A more detailed description of Measure 5's effect on the existing property tax system
- A forecast of the statewide impact on the state and local taxing districts
- A summary and analysis of the assumptions used to prepare this report
- A forecast of the effect on each school district in the state.

DESCRIPTION

Measure 5 is an initiative to amend the Oregon Constitution. It limits the total taxes and government charges on each property in the state based on the property's real market value.

Tax Categories

Measure 5 divides property taxes and charges into two categories: (1) school taxes and charges and (2) non-school taxes and charges. Schools include all public schools from pre-kindergarten through college and graduate school. Non-schools include everything else.

The taxes of *ad valorem* property tax districts would generally fall into these categories as shown in the table at right.

AD VALOREM PROPERTY TAX DISTRICTS

SCHOOL	NON-SCHOOL
Common Schools	County
Union High	City
Education Service	Rural Fire
Community College	Port
County School Fund*	Urban Renewal
	Road
	Park
	METRO
	Other

*if separately levied

MEASURE 5 LIMITS
for each $1000 of property value

Fiscal Year	School Taxes	Non-school Taxes	Total
1991-92	$15.00	$10.00	$25.00
1992-93	$12.50	$10.00	$22.50
1993-94	$10.00	$10.00	$20.00
1994-95	$7.50	$10.00	$17.50
1995-96	$5.00	$10.00	$15.00

Limit Phase-in

At the end of a five year phase-in, Measure 5 limits total school taxes and charges to $5 per $1000 of each property's real market value and total non-school taxes and charges to $10 per $1000. The limits during the phase-in are shown in the table at left. Note the $10 non-school limit takes effect in the first year, while the school limit phases down from $15 in 1991-92 to the $5 permanent limit in 1995-96.

Measure 5 sets these limits in the Oregon Constitution. They could not be increased by local voters.

Taxes and Charges Covered by Limit

The limits in Measure 5 generally apply to all state and local taxes and charges on property. However, the limits do not apply to:

- Charges incurred for the cost of providing goods or services requested by an owner

- Assessments for capital construction that provide a special benefit to the property and that can be paid off over at least ten years
- Taxes to repay bonded debt authorized by the state constitution
- Taxes to repay existing bonded debt for capital construction
- Taxes to repay new bonded debt for capital construction if approved by voters.

Later sections in this report cover this area in more detail.

Reducing Taxes to the Limits

If taxes and charges levied on a property exceed the school or non-school limits, Measure 5 reduces each tax and charge proportionately. The school and non-school proportions are figured separately. The reductions may vary from property to property.

EXAMPLE PROPERTY TAX REDUCTIONS
After full phase-in of Measure 5
1995-96

	PROPERTY A $100,000 value					PROPERTY B $100,000 value			
	Current		Measure 5			Current		Measure 5	
	Rate	Tax	Tax	% Cut		Rate	Tax	Tax	% Cut
County	$4.00	$400	$320	20%	County	$4.00	$400	$400	0%
Port	1.50	150	120	20%	Port	1.50	150	150	0%
City	7.00	700	560	20%					
Non-schools	12.50	1250	1000	20%	Non-schools	5.50	550	550	0%
K-12 school	$18.00	$1800	$450	75%	K-12 school	$10.50	$1050	$420	60%
C.College	2.00	200	50	75%	C.College	2.00	200	80	60%
Schools	20.00	2000	500	75%	Schools	12.50	1250	500	60%
TOTALS	$32.50	$3250	$1500	54%	TOTALS	$18.00	$1800	$1050	42%

The table above shows the reduction for two example properties. The table uses the permanent rate limits: those that apply after the five year phase-in. For simplicity, the table assumes only a few districts levy a property tax on each property and there are no other covered taxes or charges on either property.

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
[redacted]COUSE SCHOOL DIST 32	5,555	4,882	673	12.1
[redacted]IELDS SCHOOL DIST 33	22,134	16,348	5,786	26.1
CRANE UH 1 SCHOOL DIST	168,233	137,389	30,844	18.3
HARNEY (E) ESD	1,537,477	1,190,052	347,425	22.6
HARNEY (H) ESD	1,333,349	1,034,941	298,408	22.4
HIGH DESERT PARK/REC	42,454	42,136	318	0.7
HOOD RIVER COUNTY				
HOOD RIVER COUNTY	979,396	979,396	-	-
CASCADE LOCKS	74,021	74,021	-	-
HOOD RIVER	594,732	594,732	-	-
HOOD RIVER 1 SCHOOL DIST	9,295,994	7,635,128	1,660,865	17.9
DEE R F P D	20,580	20,580	-	-
ODELL R F P D	77,872	77,872	-	-
PARKDALE R F P D	95,284	95,284	-	-
PINE GROVE R F P D	50,393	50,393	-	-
WEST SIDE R F P D	92,854	92,854	-	-
PARKS & REC	107,790	107,790	-	-
CASCADE LOCKS PORT DIST	1,662	1,662	-	-
HOOD RIVER PORT DIST	23,584	23,584	-	-
ODELL SANITARY DIST	0	0	-	-
PARKDALE SANITARY DIST	0	0	-	-
CASCADE LOCK UR	22,732	4,839	17,892	78.7
HOOD RIVER UR	213,580	51,769	161,811	75.8
JACKSON COUNTY				
JACKSON COUNTY	1,069,493	1,069,493	-	-
ASHLAND	1,413,835	1,413,835	-	-
BUTTE FALLS	48,541	48,541	-	-
CENTRAL POINT	969,000	969,000	-	-
EAGLE POINT	208,239	208,239	-	-
GOLD HILL	92,446	92,446	-	-
JACKSONVILLE	187,953	187,953	-	-
MEDFORD	8,120,309	8,120,309	-	-
[redacted]HOENIX	226,969	226,969	-	-
[redacted]OGUE RIVER	198,497	198,497	-	-
SHADY COVE	47,158	47,158	-	-
TALENT	153,003	153,003	-	-
PHOENIX-TALENT SCHOOL #4	6,052,494	6,004,489	48,005	0.8
ASHLAND 5 SCHOOL DIST	10,555,674	9,600,106	955,568	9.1
CENTRAL POINT 6 SCHOOL DIST	7,938,750	7,286,786	651,964	8.2
EAGLE POINT 9 SCHOOL DIST	7,201,644	6,211,303	990,341	13.8
ROGUE RIVER 35 SCHOOL DIST	2,797,131	2,797,131	-	-
APPLEGATE 40 SCHOOL DIST	479,974	479,974	-	-
PROSPECT 59 SCHOOL DIST	472,834	403,146	69,688	14.7
BUTTE FALLS 91 SCHOOL DIST	197,080	197,080	-	-
PINEHURST 94 SCHOOL DIST	163,503	163,503	-	-
MEDFORD 549 SCHOOL DIST	29,978,493	27,502,836	2,475,657	8.3
JACKSON ESD	4,978,516	4,597,960	380,556	7.6
CENTRAL POINT R F P D	1,808,295	1,808,295	-	-
EVANS VALLEY R F P D	126,543	126,543	-	-
MEDFORD R F P D	671,742	671,742	-	-
PROSPECT R F P D	22,260	22,260	-	-
ROGUE RIVER R F P D	385,608	385,608	-	-
SHADY COVE-TRAIL RFPD #4	203,380	203,380	-	-
TALENT RFPD #5	1,030,251	1,030,251	-	-
APPLEGATE VALLEY RFPD	243,305	243,305	-	-
LAKE CREEK RFPD (JACKSON)	12,997	12,997	-	-
BEAR CREEK VALLEY SAN.DIST.	0	0	-	-
BEAR CREEK (BOND-SOUTH)	0	0	-	-
BEAR CREEK (BOND-TALENT)	0	0	-	-
WHITE CITY SANITARY DIST	0	0	-	-
CHARLOTTE ANN WATER DIST	0	0	-	-
ELK CITY WATER DIST.	0	0	-	-
JACKSONVILLE WATER DIST	0	0	-	-
KINGS HIGHWAY WATER DIST	0	0	-	-
[redacted]JACKSON VECTOR DIST	278,645	278,645	-	-
[redacted]JACKSON CO URBAN RENEWAL	134,222	38,967	95,255	71.0
[redacted]ROGUE VALLEY TRANSPORTATION	808,736	808,736	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
RAILWAY R/W	0	0	.	.
JACKSON CO LIBRARY	2,058,313	2,058,313	.	.
JACKSON CO HISTORICAL	1,037,467	1,037,467	.	.
JEFFERSON COUNTY				
JEFFERSON COUNTY	1,911,224	1,852,678	58,546	3.1
CULVER	86,985	59,850	27,135	31.2
MADRAS	336,662	284,473	52,189	15.5
METOLIUS	29,775	26,583	3,192	10.7
CULVER SCHOOL DIST 4	1,004,625	844,776	159,849	15.9
CULVER SCHOOL 4 (BOND)	0	0	.	.
ASHWOOD SCHOOL DIST 8	32,210	32,210	.	.
BLACK BUTTE SCHOOL DIST 41	93,104	93,104	.	.
MADRAS 509J SCHOOL DISTRICT	4,366,737	4,301,900	64,837	1.5
JEFFERSON ESD	227,006	218,794	8,212	3.6
CRR RFPD (SERIAL)	78,434	78,434	.	.
JEFFERSON CO R F P D	320,090	303,138	16,952	5.3
MT. VIEW HOSPITAL	117,937	114,173	3,765	3.2
CRR ROAD (SERIAL)	70,000	70,000	.	.
JEFFERSON CO GENERAL ROAD	203,681	197,441	6,240	3.1
FED ST CO ROAD (SERIAL)	14,122	13,689	433	3.1
JOSEPHINE COUNTY				
JOSEPHINE COUNTY	590,423	590,423	.	.
CAVE JUNCTION	59,406	59,406	.	.
GRANTS PASS	2,594,963	2,594,963	.	.
GRANTS PASS 7 SCHOOL DIST	12,162,900	11,413,455	749,445	6.2
JOSEPHINE COUNTY UNIT SCHOOL	11,377,585	11,377,585	.	.
ROGUE COM COLLEGE	2,752,894	2,676,701	76,193	2.8
ILLINOIS VALLEY 1 R F P D	248,588	248,588	.	.
WILLIAMS R F P D	61,586	61,586	.	.
WOLF CREEK RFPD	13,639	13,639	.	.
HARBECK-FRUITDALE SANITARY	0	0	.	.
REDWOOD SANITARY DIST	0	0	.	.
URBAN RE 3RD BRIDGE CORR	162,111	37,026	125,084	77.2
KLAMATH COUNTY				
KLAMATH COUNTY	3,435,354	3,354,505	80,849	2.4
BONANZA	8,396	8,396	.	.
CHILOQUIN	60,977	60,977	.	.
KLAMATH FALLS	3,502,094	3,153,221	348,873	10.0
MALIN	38,600	38,600	.	.
MERRILL	40,221	40,221	.	.
KLAMATH CO UNIT ELEMENTARY	12,204,225	11,958,943	245,282	2.0
KLAMATH CO UNIT HIGH	4,246,537	4,215,377	31,160	0.7
KLAMATH FLS ELEMENTARY 1 SCH	4,000,954	4,000,954	.	.
UNION HIGH NO. 2 SCHOOL	5,311,846	5,199,077	112,769	2.1
BONANZA CEMETERY	9,168	9,168	.	.
MALIN CEMETERY	6,095	6,095	.	.
MERRILL CEMETERY	4,450	4,450	.	.
MT. LAKI CEMETERY	7,463	7,463	.	.
BONANZA RFPD	41,223	41,223	.	.
CHEMULT RFPD	24,864	24,864	.	.
CRESCENT RFPD	45,337	45,337	.	.
HARRIMAN RFPD	13,590	13,590	.	.
KENO RFPD	112,251	112,251	.	.
MALIN RFPD	23,806	23,806	.	.
KLAMATH CO #4 RFPD	46,945	46,945	.	.
KLAMATH RFPD 1 (RENAMED)	1,849,513	1,849,513	.	.
MERRILL RFPD	14,632	14,632	.	.
BLY RURAL RFPD	4,370	4,370	.	.
KLAMATH R F P D #5	30,632	30,632	.	.
CRESCENT LAKE RFPD	0	0	.	.
CHILOQUIN A.L. R F P D	84,068	84,068	.	.
KLAMATH CO #3 RFPD	1,055	1,055	.	.
LAPINE RFPD	6,755	6,755	.	.
BONANZA BIG SPRINGS PARK/REC	17,821	17,821	.	.
MALIN PARK/REC	75,533	75,533	.	.
MERRILL PARK/REC	20,705	20,705	.	.

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
POE VALLEY PARK/REC	2,581	2,581	-	-
WIARD PARK/REC	84,547	84,547	-	-
NIMROD PARK SPEC ROAD DIST	0	0	-	-
KENO PINES SPEC ROAD DIST	7,500	7,500	-	-
JACK PINE VILLAGE SPEC RD DI	3,000	3,000	-	-
KLAMATH RVR ACRES SPEC RD DI	18,981	18,981	-	-
RIVER PINES ESTS SPEC RD DIS	6,591	6,591	-	-
SPRAGUE RVR PINES SPEC RD DI	0	0	-	-
RAINBOW PARK ROAD	5,384	5,384	-	-
WOODLAND PARK SP.RD. DIST.	6,379	6,379	-	-
YONNA WOODS SP. RD. DIST.	0	0	-	-
GOLDFINCH SP.RD.DIST.	3,032	3,032	-	-
PINEGROVE SP. RD. DIST.	9,750	9,750	-	-
ANTELOPE MEADOWS ROAD DIST	7,056	7,056	-	-
KLAMATH FOR.EST.SP.RD.	8,879	8,879	-	-
VALLEY ACRES SP.RD. DIST.	3,979	3,979	-	-
CEDAR TRAILS ROAD	5,621	5,621	-	-
BLY SANITARY	0	0	-	-
CRESCENT SANITARY	0	0	-	-
SOUTH SUBURBAN SANITARY	0	0	-	-
WEST SIDE SANITARY	0	0	-	-
MODOC POINT SANITARY	0	0	-	-
NIMROD PARK SANITARY	0	0	-	-
BLY WATER	6,667	6,667	-	-
MAYINA WATER	0	0	-	-
KLAMATH COUNTY DRAINAGE	0	0	-	-
BASIN VIEW DRAINAGE	0	0	-	-
BLY VECTOR CONTROL	26,976	26,976	-	-
BONANZA L.V. VECTOR	36,620	36,620	-	-
CHILOQUIN VECTOR	11,083	11,083	-	-
KLAMATH VECTOR	219,718	211,527	8,191	3.7
POE VALLEY VECTOR	20,200	20,200	-	-
BASIN TRANSIT	350,037	333,943	16,094	4.6
COUNTY				
LAKE COUNTY	839,281	779,632	59,649	7.1
LAKEVIEW	535,957	353,659	182,298	34.0
PAISLEY	0	0	-	-
UNION 5 SCHOOL	107,983	107,983	-	-
LAKEVIEW 7 SCHOOL	1,742,966	1,735,884	7,082	0.4
PAISLEY 11 SCHOOL	272,875	272,875	-	-
SILVER LAKE 14 SCHOOL	480,186	480,186	-	-
PLUSH 18 SCHOOL	15,862	15,862	-	-
ADEL 21 SCHOOL	51,939	51,939	-	-
LAKE ESD	357,603	356,870	733	0.2
LAKE COUNTY CEMETERY	36,380	32,475	3,905	10.7
CHRISTMAS VALLEY RFPD	22,472	22,472	-	-
LAKEVIEW SUBURBAN RFPD	28,921	28,921	-	-
NEW PINE CREEK RFPD	10,299	10,299	-	-
SILVER LAKE RFPD	8,817	8,817	-	-
THOMAS CREEK-WESTSIDE RFPD	23,796	23,796	-	-
LAKE CO HEALTH DIST.	275,696	248,499	27,197	9.9
CHRISTMAS VALLEY PARK/REC	20,163	20,163	-	-
LAKE VIEW SUBURBAN SANITARY	8,745	8,745	-	-
CHRISTMAS VALLEY WATER	11,568	11,568	-	-
LANE COUNTY				
LANE CO	10,393,108	10,011,218	381,890	3.7
COBURG	123,832	123,832	-	-
COTTAGE GROVE	1,302,332	1,278,510	23,822	1.8
CRESWELL	146,056	146,056	-	-
DUNES CITY	0	0	-	-
EUGENE	30,334,347	27,779,913	2,554,434	8.4
EUGENE TAX 5	18,308	18,308	-	-
EUGENE TAX 6	31,097	31,097	-	-
EUGENE TAX 10	1,631	1,631	-	-
EUGENE TAX 11	1,340	1,340	-	-
EUGENE TAX 12	1,051	1,051	-	-
EUGENE TAX 13	4,927	4,927	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
EUGENE TAX 14	122	122	-	-
EUGENE TAX 60	796	796	-	-
FLORENCE	540,689	540,689	-	-
JUNCTION CITY	695,532	694,844	688	0.1
LOWELL	37,351	37,351	-	-
OAKRIDGE	412,108	412,108	-	-
SPRINGFIELD	6,292,825	6,292,825	-	-
VENETA	300,142	261,901	38,242	12.7
WEST FIR	49,971	33,074	16,897	33.8
PLEASANT HILL 1	3,789,016	1,919,671	1,869,345	49.3
EUGENE 4J	63,259,678	44,960,613	18,299,065	28.9
SPRINGFIELD 19	25,867,558	18,778,654	7,088,904	27.4
FERN RIDGE 28J	3,624,462	2,538,138	1,086,324	30.0
MAPLETON 32	1,059,057	712,964	346,093	32.7
CRESWELL 40	2,571,570	1,696,601	874,969	34.0
SOUTH LANE 45J	7,527,455	5,281,473	2,245,982	29.8
BETHEL 52	11,162,991	8,701,360	2,461,632	22.1
CROW-APPLEGATE 62	1,445,894	857,681	588,213	40.7
MCKENZIE 68	1,342,493	1,267,372	75,121	5.6
JUNCTION CITY 69	4,507,608	3,362,253	1,145,355	25.4
LOWELL 71	1,259,291	644,487	614,804	48.8
OAKRIDGE 76	2,036,985	1,386,701	650,283	31.9
MARCOLA 79J	839,718	543,329	296,389	35.3
BLACHLY 90	426,839	251,012	175,827	41.2
SIUSLAW 97J	4,406,427	4,364,787	41,640	0.9
LINCOLN 143J	113,721	113,721	-	-
LINCOLN 165J	22,641	22,641	-	-
LANE ESD	6,287,402	4,580,483	1,706,919	27.1
LANE COMMUNITY COLLEGE	15,241,480	11,084,463	4,157,017	27.3
BAILEY-SPENCER RFPD	36,076	36,076	-	-
COBURG RFPD	69,988	69,988	-	-
CRESWELL RFPD	79,805	79,805	-	-
CROW VALLEY RFPD	223,600	223,600	-	-
DEXTER RFPD	62,415	62,415	-	-
ELMIRA-NOTI RFPD	154,142	154,142	-	-
EUGENE 1 RFPD	53,771	53,771	-	-
GOSHEN RFPD	141,646	141,646	-	-
JUNCTIN CITY RFPD	81,365	81,365	-	-
LANE 1 RFPD	584,492	584,492	-	-
LOWELL RFPD	70,385	70,385	-	-
MARCOLA RFPD	119,890	119,890	-	-
PLEASANT HILL RFPD	94,006	94,006	-	-
SANTA CLARA RFPD	315,617	315,617	-	-
SIUSLAW 1 RFPD	157,285	157,285	-	-
SIUSLAW 2 RFPD	34,704	34,704	-	-
S.LANE CO. RFPD	280,306	280,306	-	-
SWISSHOME RFPD	22,726	22,726	-	-
MOHAWK VALLEY RFPD	0	0	-	-
VENETA RFPD	291,593	274,486	17,107	5.9
WILLAKENZIE RFPD	164,492	164,492	-	-
ZUMWALT RFPD	83,298	83,298	-	-
WALTON RFPD	11,551	11,551	-	-
MCKENZIE RFPD	266,798	266,798	-	-
LORANE RFPD	27,060	27,060	-	-
LAKE CREEK RFPD (LANE)	25,092	25,092	-	-
UPR MCK RFPD	19,762	19,762	-	-
NIMROD RFPD	0	0	-	-
WEST LANE HOSPITAL	301,144	301,144	-	-
SIUSLAW PARK & REC	0	0	-	-
RIVER ROAD PARK & REC	717,231	717,231	-	-
WILLAMALANE PARK & REC	3,093,066	3,093,066	-	-
BL RV PARK	0	0	-	-
SIUSLAW PORT	86,810	86,810	-	-
LE BLEU ROAD	0	0	-	-
DEXTER SANITARY	0	0	-	-
BLUE RIVER WATER DIST	9,133	9,133	-	-
GLENWOOD WATER DIST	66,737	66,737	-	-
HECETA WATER DSIST	0	0	-	-
MAPLETON WATER DIST	0	0	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	OPERATING LEVY (AFTER OFFSETS) MEASURE 5	DECREASE	PERCENT DECREASE
[redacted]ARCOLA WATER DIST	3,965	3,965	-	-
[redacted]RAINBOW WATER DIST	289,014	289,014	-	-
RIVER ROAD WATER DIST	450,478	450,478	-	-
SANTA CLARA WATER DIST	0	0	-	-
SHANGRI-LA WATER DIST	0	0	-	-
WESTRIDGE WATER DIST	0	0	-	-
MCKENZIE PALISADES WATER DIST	2,596	2,596	-	-
BLACHLY WATER CONTROL	0	0	-	-
DEARBORN WATER CONTROL	0	0	-	-
JCT CITY WATER CONTROL	107,334	107,334	-	-
RIVER ROAD WATER CONTROL	0	0	-	-
RIVER RD SUB 1 WATER CONTROL	3,793	3,793	-	-
METRO WASTE WATER SERVICE	0	0	-	-
EUGENE URBAN RENEWAL DISTRICT	1,890,355	590,283	1,300,072	68.8
VENETA URBAN RENEWAL DISTRICT	66,327	20,154	46,173	69.6
RIVERFRONT UR DISTRICT	11,779	3,678	8,101	68.8
DOWN TOWN DEVELOPMENT DIST	0	0	-	-
CENTRAL LINCOLN PUD	0	0	-	-
EMERALD PUD	0	0	-	-
SIUSLAW PUD	131,586	131,586	-	-
LINCOLN COUNTY				
LINCOLN COUNTY	6,352,701	6,150,575	202,126	3.2
DEPOE BAY	0	0	-	-
LINCOLN CITY	1,680,692	1,593,510	87,183	5.2
NEWPORT	2,158,652	1,851,333	307,319	14.2
SILETZ	5,134	5,134	-	-
TOLEDO	0	0	-	-
WALDPORT	203,222	202,822	399	0.2
YACHATS	16,996	16,996	-	-
LINCOLN COUNTY UNIT SCHOOL	20,574,941	20,574,941	-	-
OR CST COMM. COLLEGE	439,427	439,427	-	-
DEPOE BAY RFPD	163,094	163,094	-	-
[redacted]DEVILS LAKE R F P D	211,596	205,550	6,046	2.9
[redacted]NEWPORT R F P D	53,329	53,329	-	-
SEAL ROCK RFPD	69,457	69,374	83	0.1
TAFT-NELSCOTT-DELAKE R F P D	112,984	108,270	4,714	4.2
TOLEDO R F P D	57,904	57,904	-	-
WALDPORT-TIDEWATER R F P D	16,292	16,292	-	-
YACHATS R F P D	54,650	54,650	-	-
SILETZ RFPD	59,249	59,249	-	-
LINCOLN HOSPITAL DIST	0	0	-	-
NORTH LINCOLN HOSPITAL DIST	403,851	393,875	9,975	2.5
PACIFIC COMMUNITIES HOSP DIS	374,396	355,720	18,676	5.0
ALSEA PORT	13,667	13,662	5	-
NEWPORT PORT	34,782	31,446	3,336	9.6
TOLEDO PORT	72,706	72,706	-	-
RD-WINDY BEND SPECI	848	848	-	-
RD-SANDPIPER VILLAGE	5,000	5,000	-	-
BAYSHORE ROAD DIST	43,000	43,000	-	-
GLENEDEN BEACH ROAD DIST	9,426	9,426	-	-
LAKE POINT ROAD DIST	7,422	7,357	65	0.9
LITTLE SWITZERLAND ROAD DIST	6,751	6,751	-	-
PANTHER CREEK ROAD DIST	10,577	10,577	-	-
WALDPORT 3 ROAD DIST	50,570	50,471	99	0.2
WESTWOOD ROAD DIST	4,682	4,682	-	-
PACIFIC SHORES ROAD DIST	7,542	7,542	-	-
FOR FAR ROAD DIST	4,984	4,946	38	0.8
LOST CREEK PARK ROAD DIST	11,349	11,313	36	0.3
SURFLAND 1 ROAD DIST	4,000	4,000	-	-
BOULDER CR RETREAT ROAD DIST	7,147	7,147	-	-
MAKAI SP.RD. DIST.	15,866	15,866	-	-
STARR CREEK RD. DIST	5,000	5,000	-	-
PETERSON PARK ROAD	0	0	-	-
ECHO MTN PARK ROAD	0	0	-	-
ROAD BELLE MER SIGL	0	0	-	-
[redacted]CORONADO SHORES ROAD	0	0	-	-
[redacted]PINE ST ROAD	0	0	-	-
[redacted]GLENEDEN BEACH SANITARY DIST	0	0	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
ROADS END SANITARY DIST	0	0	.	.
SILETZ KEYS SANITARY DIST	6,185	6,185	.	.
S W LINCOLN SANITARY DIST	0	0	.	.
SALISHAN SANITARY	0	0	.	.
SAL-LA-SEA SANITARY	0	0	.	.
CARMEL-FOUL SANITARY	0	0	.	.
OLALLA ACRES SANITARY	0	0	.	.
BEVERLY BEACH WATER DIST	7,462	7,462	.	.
KERNVL-GNDL BCH-LNCLN WTR DI	0	0	.	.
MIROCO WATER DIST	0	0	.	.
OTTER ROCK WATER DIST	0	0	.	.
PANTHER CREEK WATER DIST	14,771	14,771	.	.
SEAL ROCK WATER DIST	27,814	27,702	112	0.4
SEAL ROCK WATER DISTRICT (BO	0	0	.	.
SW LINCOLN WTR DIST.	0	0	.	.
LOWER SILETZ WATER	0	0	.	.
CAR-MEL BEACH WATER	0	0	.	.
DEVILS LAKE WID (OUT)	51,379	48,881	2,498	4.9
DEVILS LAKE WID (IN)	39,720	38,333	1,387	3.5
LINCOLN CO EXTENSION	115,265	111,596	3,669	3.2
SOUTH BEACH UR DISTRICT	16,363	4,949	11,414	69.8
LINCOLN CITY UR DISTRICT	53	24	30	55.4
NEWPORT UR DISTRICT	1,466,483	628,241	838,242	57.2
WALDPORT UR DISTRICT	25,001	11,186	13,815	55.3
LINCOLN CO HISTORICAL	52,360	50,691	1,669	3.2
LINN COUNTY				
LINN COUNTY	5,773,856	5,433,662	340,194	5.9
ALBANY	5,627,960	4,985,699	642,261	11.4
BROWNSVILLE	209,462	156,657	52,805	25.2
HALSEY	74,138	74,138	.	.
HARRISBURG	159,385	159,385	.	.
LEBANON	1,422,182	1,030,432	391,750	27.5
LYONS	28,080	28,080	.	.
MILL CITY	127,524	124,743	2,781	2.2
MILLERSBURG CITY	0	0	.	.
SCIO	53,883	53,883	.	.
SODAVILLE	4,532	4,532	.	.
SWEET HOME	959,193	886,780	72,413	7.5
TANGENT	0	0	.	.
WATERLOO	0	0	.	.
SODAVILLE 13 SCHOOL	127,918	98,487	29,431	23.0
LEBANON 16 SCHOOL	2,693,486	1,766,659	926,827	34.4
SCHOOL 29 JT LYONS (MARION)	406,547	381,332	25,215	6.2
SANDRIDGE 30 SCHOOL	124,744	97,574	27,170	21.8
HAMILTON CREEK 33 SCHOOL	293,181	236,346	56,836	19.4
HARRISBURG 42J SCHOOL	792,741	493,169	299,572	37.8
HARRIS 46 SCHOOL	79,988	53,669	26,319	32.9
SWEET HOME 55 SCHOOL	4,934,139	3,632,409	1,301,730	26.4
WYATT 63J SCHOOL	169,403	109,008	60,395	35.7
LACOMB 73 SCHOOL	454,089	308,446	145,643	32.1
GORE 81 SCHOOL	169,137	107,802	61,335	36.3
CROWFOOT 89 SCHOOL	1,369,691	793,042	576,649	42.1
SCIO 95 SCHOOL	1,171,374	893,179	278,195	23.7
TENNESSEE 102 SCHOOL	182,879	134,706	48,173	26.3
LOURDES 124 SCHOOL	55,524	55,524	.	.
MILL CITY 129J SCHOOL	1,235,282	1,137,042	98,240	8.0
CENTRAL LINN 552 SCHOOL	3,161,083	2,722,599	438,484	13.9
LEBANON UH1 SCHOOL	3,323,626	2,210,985	1,112,641	33.5
HARRISBURG UH5J SCHOOL	862,998	543,724	319,274	37.0
ALBANY 8J (BENTON 8J) SCHOOL	19,057,926	15,460,974	3,596,952	18.9
LINN-BENTON (E) ESD	2,214,054	1,652,207	561,847	25.4
LINN-BENTON (H) ESD	1,108,972	824,797	284,175	25.6
LINN-BENTON COM COLLEGE	7,243,883	5,388,606	1,855,276	25.6
SWEET HOME CEMETERY	70,793	67,334	3,459	4.9
ALBANY 1 R F P D	346,802	346,778	24	.
BROWNSVILLE 2 R F P D	75,452	75,452	.	.
HALSEY-SHEDD 5 R F P D	137,569	137,569	.	.
HARRISBURG 6 R F P D	50,529	50,529	.	.

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	OPERATING LEVY (AFTER OFFSETS) MEASURE 5	DECREASE	PERCENT DECREASE
LEBANON 9 R F P D	1,376,679	1,202,595	174,084	12.6
LYONS 10 R F P D	66,468	66,468	-	-
SCIO 12 R F P D	206,875	206,875	-	-
SWEET HOME 14 R F P D	52,022	52,022	-	-
TANGENT 15 R F P D	139,360	139,360	-	-
LINN-MILL CITY 11J R F P D	59,535	58,768	767	1.3
SWEET HOME AMBULANCE	77,250	74,678	2,572	3.3
LYONS MEHAMA J WATER	0	0	-	-
SANTIAM WATER	0	0	-	-
LINN SWCD	0	0	-	-
DENVER-CONNOR WATER CONT.	0	0	-	-
NORTH LEBANON WTR CONT. DIST	6,771	6,765	6	0.1
SOUTH SANTIAM J WATER CONTRO	6,789	6,789	-	-
GRAND PRAIRIE WATER CONT.	0	0	-	-
GRAND PRAIRIE WATER CONT. SUB	0	0	-	-
LITTLE MUDDY CREEK	0	0	-	-
OAKVILLE COMM. CENTER	0	0	-	-
LEBANON UR DISTRICT	180,792	48,626	132,167	73.1
ALBANY UR DISTRICT	694,660	233,337	461,323	66.4
MALHEUR COUONTY				
MALHEUR COUNTY	1,790,329	1,744,385	45,944	2.6
ADRIAN CITY	0	0	-	-
JORDAN VALLEY	9,951	9,951	-	-
NYSSA	348,668	223,538	125,130	35.9
ONTARIO	1,454,278	1,454,278	-	-
VALE	202,256	157,836	44,420	22.0
BROGAN 1 SCHOOL	23,798	18,972	4,826	20.3
JORDAN VALLEY 3 SCHOOL	145,129	110,014	35,115	24.2
ONTARIO 8 SCHOOL	6,210,963	3,828,771	2,382,192	38.4
JUNTURA 12 (CODES 5 & 21) SC	44,225	42,670	1,555	3.5
JUNTURA 12 (CODE 22) SCHOOL	34,461	33,580	881	2.6
VALE 15 SCHOOL	723,689	478,123	245,566	33.9
NYSSA 26 SCHOOL	1,332,512	1,032,710	299,802	22.5
ANNEX 29 SCHOOL	281,047	194,805	86,242	30.7
WILLOWCREEK 42 SCHOOL	141,706	90,814	50,892	35.9
MCDERMITT 51 SCHOOL	37,191	35,821	1,370	3.7
ADRIAN 61 SCHOOL	664,978	401,348	263,630	39.6
HARPER 66 (CDS 16,17,44)SCH	140,322	94,866	45,456	32.4
HARPER 66 (CODE 23) SCHOOL	39,453	25,862	13,591	34.4
AROCK1 81 (CODE 39) SCHOOL	95,899	61,315	34,584	36.1
AROCK2 81 (CODE 40) SCHOOL	17,564	12,466	5,098	29.0
JORDAN VALLEY UH 1 SCHOOL	131,753	99,260	32,493	24.7
VALE UH 3 SCHOOL	734,881	488,064	246,817	33.6
MALHEUR (E) ESD	793,575	522,497	271,078	34.2
MALHEUR (H) ESD	7,880	6,532	1,348	17.1
TREASURE VALLEY COM COLLEGE	3,231,066	2,105,462	1,125,604	34.8
DELL-BROGAN CEMETERY	6,533	6,533	-	-
FAIRVIEW CEMETERY	2,161	2,161	-	-
IRONSIDE CEMETERY	2,997	2,997	-	-
JORDAN VALLEY CEMETERY	14,499	14,499	-	-
OWYHEE CEMETERY	7,988	7,988	-	-
VALLEY VIEW CEMETERY	44,443	42,079	2,364	5.3
ADRIAN R F P D	13,468	13,468	-	-
ANNEX R F P D	6,233	6,233	-	-
NYSSA RFPD	20,775	20,775	-	-
ONTARIO RFPD	52,538	52,538	-	-
MALHEUR MEMORIAL HOSPITAL	303,368	273,150	30,218	10.0
PIONEER NURSING HOME HOSPITA	0	0	-	-
NYSSA 2 ROAD	209,000	209,000	-	-
ONTARIO 3 ROAD	298,053	298,053	-	-
JUNTURA 4 ROAD	9,099	9,099	-	-
IRONSIDE 5 ROAD	29,692	29,692	-	-
OWYHEE WATER CONTROL	0	0	-	-
MARION COUNTY				
MARION COUNTY	22,473,649	19,828,758	2,644,891	11.8
AUMSVILLE	177,731	127,582	50,149	28.2
AURORA	56,091	56,091	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
DETROIT	20,831	20,831	-	-
DONALD	13,515	13,515	-	-
GATES	3,051	3,051	-	-
GERVAIS	87,044	56,360	30,684	35.3
HUBBARD	209,975	184,992	24,983	11.9
IDANHA	10,000	10,000	-	-
JEFFERSON	56,590	56,590	-	-
MOUNT ANGEL	271,329	268,010	3,319	1.2
SAINT PAUL	15,251	15,251	-	-
SALEM	21,429,023	16,963,647	4,465,376	20.8
SCOTTS MILLS	2,545	2,545	-	-
SILVERTON	684,718	581,554	103,164	15.1
STAYTON	659,184	611,263	47,921	7.3
SUBLIMITY	38,824	38,824	-	-
TURNER	112,370	99,664	12,706	11.3
WOODBURN	1,969,436	1,470,605	498,831	25.3
KEIZER	783,158	783,158	-	-
SILVERTON SCHOOL DISTRICT	1,583,833	1,498,493	85,340	5.4
SUBLIMITY SCHOOL DISTRICT	458,633	378,792	79,841	17.4
EVERGREEN SCHOOL DISTRICT	66,612	62,939	3,673	5.5
AUMSVILLE SCHOOL DISTRICT	634,743	601,222	33,521	5.3
PIONEER SCHOOL DISTRICT	70,334	70,018	316	0.4
JEFFERSON SCHOOL DISTRICT	1,878,861	1,321,877	556,984	29.6
NORTH MARION SCHOOL DISTRICT	2,802,078	2,417,521	384,557	13.7
MARION SCHOOL DISTRICT	141,900	117,052	24,848	17.5
SALEM-KEIZER SCHOOL DISTRICT	60,358,306	51,256,473	9,101,833	15.1
BROOKS SCHOOL DISTRICT	376,074	376,074	-	-
VICTOR POINT SCHOOL DISTRICT	214,159	214,159	-	-
SAINT PAUL SCHOOL DISTRICT	772,648	584,508	188,139	24.3
PRATUM SCHOOL DISTRICT	128,214	124,407	3,807	3.0
NORTH HOWELL SCHOOL DISTRICT	83,641	72,521	11,120	13.3
ELDRIEDGE SCHOOL DISTRICT	129,093	127,408	1,686	1.3
WEST STAYTON SCHOOL DISTRICT	91,204	77,889	13,315	14.6
BETHANY SCHOOL DISTRICT	133,771	133,771	-	-
SCOTTS MILLS SCHOOL DISTRICT	142,042	142,042	-	-
GERVAIS SCHOOL DISTRICT	349,788	275,772	74,016	21.2
STAYTON SCHOOL DISTRICT	1,581,198	1,491,183	90,015	5.7
TURNER SCHOOL DISTRICT	479,361	359,044	120,317	25.1
PARKERSVILLE SCHOOL DISTRICT	41,960	41,960	-	-
MOUNT ANGEL SCHOOL DISTRICT	918,848	809,493	109,356	11.9
SILVER CREST SCHOOL DISTRICT	153,769	153,769	-	-
WOODBURN SCHOOL DISTRICT	5,297,219	4,721,496	575,723	10.9
DETROIT SCHOOL DISTRICT	522,846	348,050	174,796	33.4
NORTH SANTIAM SCHOOL DISTRICT	58,711	52,109	6,602	11.2
BUENA CREST SCHOOL DISTRICT	110,855	103,109	7,745	7.0
MONITOR SCHOOL DISTRICT	216,473	187,982	28,491	13.2
CLOVERDALE SCHOOL DISTRICT	188,754	179,462	9,292	4.9
CENTRAL HOWELL SCHOOL DISTRICT	154,238	154,238	-	-
GERVAIS UNION HIGH	1,237,866	1,174,709	63,157	5.1
STAYTON UNION HIGH	1,671,094	1,544,768	126,326	7.6
CASCADE UNION HIGH	1,709,651	1,520,755	188,896	11.0
SILVERTON UNION HIGH	1,414,871	1,359,425	55,446	3.9
MARION (E) ESD	2,625,134	2,266,165	358,969	13.7
MARION (H) ESD	1,310,934	1,132,609	178,325	13.6
CHEMEKETA COMMUNITY COLLEGE	13,903,216	11,998,229	1,904,987	13.7
AUMSVILLE FD	202,706	188,612	14,094	7.0
AURORA FD	102,914	102,914	-	-
DRAKES CROSSING FD	57,558	57,558	-	-
GATES FD	37,229	37,228	1	-
HUBBARD FD	64,998	60,687	4,311	6.6
IDANHA FD	24,032	24,032	-	-
JEFFERSON FD	296,061	296,061	-	-
KEIZER FD	526,366	526,366	-	-
MARION #1 FD	2,232,500	2,232,500	-	-
MOUNT ANGEL FD	53,546	53,546	-	-
SALEM SUBURBAN FD	299,039	299,039	-	-
SAINT PAUL FD	38,986	38,986	-	-
SCOTTS MILLS FD	33,318	33,318	-	-
SILVERTON FD	351,897	326,761	25,136	7.1

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
STAYTON FD J	414,902	397,449	17,453	4.2
SUBLIMITY FD	64,963	64,963	-	-
TURNER FD	192,292	188,132	4,160	2.2
WOODBURN FD	983,160	812,007	171,153	17.4
JEFFERSON PARK & RECREATION	46,172	46,172	-	-
LABISH VILLAGE SEWER & DRAINAGE	0	0	-	-
KEIZER WATER	0	0	-	-
SUBURBAN EAST SALEM WATER	0	0	-	-
BEAVER CREEK WATER	0	0	-	-
SANTIAM WATER CONTROL	0	0	-	-
MARION SOIL & WATER	0	0	-	-
EAST SALEM SERVICE	0	0	-	-
KEIZER SERVICE	0	0	-	-
FAIRVIEW UR DISTRICT	319,622	104,324	215,298	67.4
RIVERFRONT UR DISTRICT	2,283,923	745,469	1,538,455	67.4
PRINGLE CREEK UR DISTRICT	1,199,693	391,578	808,115	67.4
SALEM AREA TRANSIT	1,587,839	1,357,470	230,369	14.5
MORROW COUNTY				
MORROW COUNTY	4,434,517	4,347,765	86,752	2.0
BOARDMAN	157,419	116,481	40,938	26.0
HEPPNER	228,053	144,614	83,439	36.6
IONE	17,782	15,202	2,580	14.5
IRRIGON	47,336	40,412	6,924	14.6
LEXINGTON	3,085	3,085	-	-
MORROW COUNTY SCHOOL	8,595,667	8,595,667	-	-
BOARDMAN CEMETERY	5,730	5,417	313	5.5
HEPPNER CEMETERY	24,729	21,748	2,981	12.1
IONE-LEXINGTON CEMETERY	18,976	18,811	165	0.9
IRRIGON CEMETERY	5,376	5,228	148	2.8
BOARDMAN RFPD	24,141	24,141	-	-
HEPPNER RFPD	11,850	11,850	-	-
IRRIGON RFPD	28,456	27,137	1,319	4.6
IONE RFD	104,448	102,610	1,838	1.8
BOARDMAN PARK & REC	60,674	56,279	4,395	7.2
IRRIGON PARK & REC	21,320	20,732	588	2.8
WILLOW CREEK PARK	0	0	-	-
PORT OF MORROW	51,040	50,042	999	2.0
HEPPNER WATER CONTROL	7,329	6,165	1,164	15.9
MORROW VECTOR CONTROL	55,753	55,149	604	1.1
MULTNOMAH COUNTY				
MULTNOMAH COUNTY	84,271,600	67,890,607	16,380,993	19.4
FAIRVIEW	123,426	112,528	10,898	8.8
GRESHAM	9,580,428	9,580,428	-	-
MAYWOOD PARK	0	0	-	-
PORTLAND	124,517,954	94,241,847	30,276,106	24.3
TROUTDALE	761,470	569,687	191,783	25.2
WOOD VILLAGE	108,909	103,181	5,728	5.3
PORTLAND 1J SCHOOL	226,543,955	175,394,982	51,148,973	22.6
PARKROSE 3 SCHOOL	13,057,331	13,057,331	-	-
GRESHAM 4 SCHOOL	10,332,182	8,273,314	2,058,868	19.9
ORIENT 6J SCHOOL	1,322,557	1,028,595	293,962	22.2
REYNOLDS 7 SCHOOL	17,454,445	14,949,718	2,504,726	14.4
SAUVIE ISLAND 19 SCHOOL	384,980	384,980	-	-
CENTENNIAL 28J SCHOOL	11,362,105	7,670,600	3,691,504	32.5
CORBETT 39 SCHOOL	1,783,517	1,164,873	618,644	34.7
DAVID DOUGLAS 40 SCHOOL	16,899,969	12,239,900	4,660,069	27.6
BONNEVILLE 46 SCHOOL	154,734	149,657	5,077	3.3
RIVERDALE 51J SCHOOL	1,544,254	1,544,254	-	-
GRESHAM UH2J SCHOOL	9,061,869	7,192,401	1,869,468	20.6
MULTNOMAH (E) ESD	18,901,575	14,945,345	3,956,230	20.9
MULTNOMAH (H) ESD	9,450,787	7,470,096	1,980,691	21.0
MT HOOD COM COLLEGE	10,101,924	8,350,310	1,751,614	17.3
PORTLAND COM COLLEGE	26,029,447	21,922,583	4,106,864	15.8
MULTNOMAH 1 R F P D(JANTZEN)	67,249	67,249	-	-
MULTNOMAH 4 R F P D	124,214	124,214	-	-
MULTNOMAH 10 R F P D	5,319,116	5,121,970	197,146	3.7
MULTNOMAH 11J R F P D	371,351	371,351	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
MULTNOMAH 14 R F P D	175,366	174,703	663	0.4
MULTNOMAH 20 R F P D	34,162	34,162	-	-
MULTNOMAH 30 R F P D	49,443	49,443	-	-
PORTLAND J PORT	3,866,543	3,505,087	361,456	9.3
PORTLAND J-BOND 1973 PORT	0	0	-	-
SKYLINE CREST ROAD DIST	1,736	1,736	-	-
RAMSEY-WALMAR ROAD	6,214	6,214	-	-
ALTO PARK WATER DIST	14,478	14,478	-	-
BURLINGTON WATER DIST	71,779	67,757	4,022	5.6
CORBETT WATER DIST	64,587	64,579	8	-
DARLINGTON WATER DIST	0	0	-	-
GILBERT WATER DIST	0	0	-	-
HAZELWOOD WATER DIST	0	0	-	-
LUSTED WATER DIST	0	0	-	-
PALATINE HILL J WATER DIST	0	0	-	-
PLEASANT HOME J WATER DIST	0	0	-	-
POWELL VALLEY RD WATER DIST	0	0	-	-
RICHLAND WATER DIST	0	0	-	-
ROCKWOOD WATER DIST	0	0	-	-
ROSE CITY WATER DIST	0	0	-	-
SYLVAN WATER DIST	0	0	-	-
VALLEY VIEW WATER DIST	130,664	130,664	-	-
CENTRAL COUNTY 3 SERVICE DIS	0	0	-	-
DUNTHROPE-RIVERDALE 1 SRV DI	0	0	-	-
METRO J SERVICE DIST	5,497,957	4,933,186	564,771	10.3
WEST HILLS 2 SERV. DIST.	0	0	-	-
NORTHWEST FRONT UR	2,228,032	683,496	1,544,536	69.3
DOWN TOWN UR	12,444,968	3,817,758	8,627,210	69.3
ST JOHN UR	18,592	5,704	12,889	69.3
SOUTH PARK BLOCK UR	3,285,602	1,007,928	2,277,674	69.3
CENTRAL EAST SIDE UR	115,772	35,515	80,256	69.3
COLUMBIA S. SHORE UR	1,121,416	393,912	727,503	64.9
CONVENTION CENTER U.R.	0	0	-	-
POLK COUNTY				
POLK COUNTY	1,883,592	1,857,542	26,050	1.4
DALLAS	889,373	889,373	-	-
FALLS CITY	50,696	50,696	-	-
INDEPENDENCE	402,656	402,656	-	-
MONMOUTH	378,580	378,580	-	-
DALLAS 2 SCHOOL	4,745,298	3,967,097	778,200	16.4
CENTRAL 13J SCHOOL	4,558,833	3,319,213	1,239,620	27.2
PERRYDALE 21 SCHOOL	533,856	283,651	250,205	46.9
FALLS CITY 57 SCHOOL	137,761	137,761	-	-
POLK (E) ESD	582,076	458,212	123,864	21.3
POLK (H) ESD	291,548	229,506	62,042	21.3
DALLAS CEMETERY	21,136	21,136	-	-
FIR CREST CEMETERY	10,063	10,063	-	-
HILLTOP CEMETERY	15,033	15,033	-	-
PEDEE CEMETERY	1,397	1,397	-	-
SALT CREEK CEMETERY	0	0	-	-
SOUTHEAST RFPD	488,521	488,521	-	-
SOUTHWEST R F P D	98,621	98,621	-	-
SPRING VALLEY R F P D	22,239	22,239	-	-
PEDEE RFPD	1,149	1,149	-	-
GRAND RONDE SWR DIST	0	0	-	-
AMERICAN BOTTOM WATER CONTRO	591	591	-	-
ASH CREEK WATER CONTROL	13,667	13,667	-	-
JONT CREEK WID	0	0	-	-
SOUHT ASH CREEK WID	0	0	-	-
POLK SWCD	0	0	-	-
SHERMAN COUNTY				
SHERMAN COUNTY	1,059,906	925,031	134,875	12.7
GRASS VALLEY	10,684	7,834	2,850	26.7
MORO	36,999	19,673	17,326	46.8
RUFUS	15,736	11,558	4,178	26.6
WASCO	19,788	15,064	4,724	23.9
RUFUS 3 SCHOOL	270,790	191,081	79,709	29.4

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	OPERATING LEVY (AFTER OFFSETS) MEASURE 5	DECREASE	PERCENT DECREASE
WASCO 7 SCHOOL	354,055	225,458	128,597	36.3
MORO 17 J (WASCO 67J) SCHOOL	483,161	370,413	112,748	23.3
SHERMAN UH1J (WASCO UH1J) SC	751,385	539,825	211,560	28.2
SHERMAN ESD	269,151	193,368	75,783	28.2
MORO R F P D	17,000	15,012	1,988	11.7
NORTH SHERMAN CO RFPD	20,522	18,107	2,415	11.8
TILLAMOOK COUNTY				
TILLAMOOK COUNTY	2,389,807	2,389,807	-	-
BAY CITY	62,258	62,258	-	-
GARIBALDI	104,765	104,765	-	-
MANZANITA	47,219	47,219	-	-
NEHALEM	9,286	9,286	-	-
ROCKAWAY	116,329	116,329	-	-
ROCKAWAY (ANNEX)	0	0	-	-
TILLAMOOK	347,816	347,816	-	-
WHEELER	39,235	39,235	-	-
BEAVER 8 SCHOOL	238,933	238,933	-	-
TILLAMOOK 9 SCHOOL	5,577,482	4,497,614	1,079,868	19.4
HEBO 13J SCHOOL	151,487	142,936	8,551	5.6
CLOVERDALE 22 SCHOOL	583,368	583,368	-	-
NEAH-KAH-NIE 56 SCHOOL	2,597,952	2,597,952	-	-
NESTUCCA UH3 SCHOOL	874,878	871,322	3,556	0.4
TILLAMOOK ESD	1,578,693	1,462,203	116,490	7.4
TILLAMOOK BAY AED	458,625	424,731	33,894	7.4
GARIBALDI R F P D	16,157	16,157	-	-
NEDONNA R F P D	7,558	7,558	-	-
NEHALEM R F P D	7,300	7,300	-	-
NESTUCCA R F P D	483,245	483,245	-	-
NETARTS R F P D	20,944	20,944	-	-
OCEANSIDE R F P D	17,793	17,793	-	-
TILLAMOOK R F P D	157,953	157,953	-	-
N TILLAMOOK CO HOSP DIST	9,270	9,270	-	-
TILLAMOOK CO EMERGENCY 911	257,360	257,360	-	-
PORT OF BAY CITY	74,351	74,351	-	-
NEHALEM PORT	38,434	38,434	-	-
TILLAMOOK BAY PORT	16,782	16,782	-	-
THREE-RIVERS ROAD DIST # 7	3,997	3,997	-	-
CLOVERDALE SANITARY	928	928	-	-
NESKOWIN REGIONAL SAN. AUTH.	0	0	-	-
NETARDS-OCEANSIDE SAN. DIST.	4,955	4,955	-	-
N TILLAMOOK CO SAN AUTHORITY	105,862	105,862	-	-
PACIFIC CITY SANITARY	0	0	-	-
TWIN ROCKS SANITARY	0	0	-	-
TWIN ROCK DELE.	0	0	-	-
FAIRVIEW WATER	4,653	4,653	-	-
NEAH-KAH-NIE WATER	32,986	32,986	-	-
NESKOWIN WATER DIST.	0	0	-	-
NETARTS BAY WATER	0	0	-	-
OCEANSIDE WATER	0	0	-	-
PACIFIC CITY WATER	7,345	7,345	-	-
TWIN ROCKS WATER	6,184	6,184	-	-
WATSECO BARVIEW WATER	0	0	-	-
WILSON RIVER WATER	5,753	5,753	-	-
CLOVERDALE WATER DIST	1,369	1,369	-	-
BEAVER WATER DIST	0	0	-	-
TILLAMOOK CO 4H & EXTENSION	93,473	93,473	-	-
HEBO SERVICE DISTRICT	0	0	-	-
UMATILLA COUNTY				
UMATILLA COUNTY	4,307,701	4,115,200	192,501	4.5
ADAMS	15,150	15,150	-	-
ATHENA	157,211	99,538	57,673	36.7
ECHO	33,613	28,600	5,013	14.9
HELIX	27,348	18,903	8,445	30.9
HERMISTON	1,349,416	1,178,812	170,604	12.6
MILTON-FREEWATER	206,818	206,818	-	-
PENDLETON	2,151,452	1,935,117	216,335	10.1
PILOT ROCK	53,297	53,297	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
STANFIELD	33,975	33,942	33	0.1
UKIAH	0	0	-	-
UMATILLA	179,609	179,609	-	-
WESTON	163,973	112,535	51,438	31.4
HELIX 1 SCHOOL	760,058	498,846	261,212	34.4
PILOT ROCK 2 SCHOOL	1,069,915	721,434	348,481	32.6
PILOT ROCK 2 SCHOOL (BOND)	0	0	-	-
ECHO 5 SCHOOL	813,796	412,232	401,564	49.3
UMATILLA 6 SCHOOL	1,454,956	1,020,512	434,444	29.9
HERMISTON #81 SCHOOL	6,507,961	4,617,053	1,890,908	29.1
FERNDALE 10 SCHOOL	835,948	558,058	277,890	33.2
PENDLETON 16 SCHOOL	7,184,420	5,574,258	1,610,162	22.4
ATHENA-WESTON 29 SCHOOL	1,645,331	1,060,388	584,943	35.6
MILTON FREEWATER 31 SCHOOL	1,414,755	994,152	420,603	29.7
STANFIELD 61 SCHOOL	946,336	636,409	309,926	32.8
UKIAH 80 SCHOOL	108,643	89,629	19,014	17.5
MCLOUGHLIN UH 3 SCHOOL	1,529,084	1,055,815	473,269	31.0
UMATILLA ESD	2,529,983	1,811,058	718,925	28.4
BLUE MOUNTAIN COM COLLEGE	4,249,910	3,492,611	757,299	17.8
ATHENA 1 CEMETERY	21,616	19,672	1,944	9.0
WESTON 2 CEMETERY	20,573	18,129	2,444	11.9
MILTON FREEWATER 3 CEMETERY	11,973	11,973	-	-
HELIX 4 CEMETERY	8,050	7,840	210	2.6
PILOT ROCK 5 CEMETERY	9,507	9,507	-	-
STANFIELD 6 CEMETERY	6,243	6,228	15	0.2
ECHO 7 CEMETERY	14,825	14,435	390	2.6
HERMISTON 8 CEMETERY	39,845	37,554	2,291	5.8
PILOT ROCK 7-401 RFPD	35,173	35,173	-	-
STANFIELD 7-402 RFPD	101,342	101,295	47	-
ECHO 7-403 RFPD	21,183	20,648	535	2.5
HERMISTON 7-404 RFPD	287,800	287,800	-	-
UMATILLA 7-405 RFPD	94,963	94,963	-	-
RIVERSIDE 7-406 RFPD	29,523	29,523	-	-
LOWER MCKAY 7-409 RFPD	0	0	-	-
MCKAY DAM 7-410 RFPD	37,100	37,100	-	-
HELIX RFPD 7-411	24,500	23,846	654	2.7
UMATILLA HOSPITAL	0	0	-	-
HELIX PARK & REC	25,000	24,428	572	2.3
WATSON-ATHENA PARK	10,972	9,671	1,302	11.9
PILOT ROCK PARK & REC	5,728	5,728	-	-
PORT OF UMATILLA	238,762	228,090	10,672	4.5
RIETH WATER SUPPLY	1,430	1,430	-	-
BIRCH CREEK WATER CONTROL	5,367	5,367	-	-
LOWER MCKAY CRK WATER CONTRO	6,030	5,481	549	9.1
MILTON FREEWATER WATER CONTR	5,000	5,000	-	-
RIVERSIDE-MISSION WTR CONTRO	16,026	15,513	513	3.2
UMATILLA RVR NO 1 WTR CONTRO	5,009	4,278	731	14.6
UMATILLA RVR NO 2 WTR CONTRO	15,034	14,084	950	6.3
WEST UMATILLA VECTOR CONTROL	98,315	94,299	4,016	4.1
EAST UMATILLA CHEMICAL CONTR	8,145	8,145	-	-
UMATILLA SP. LIBRARY	488,625	472,346	16,279	3.3
UNION COUNTY				
UNION COUNTY	2,009,614	1,732,144	277,470	13.8
COVE	4,784	4,784	-	-
ELGIN	173,396	116,065	57,331	33.1
IMBLER	541	541	-	-
ISLAND CITY	27,723	27,723	-	-
LA GRANDE	2,011,606	1,351,309	660,297	32.8
NORTH POWDER	19,794	19,794	-	-
SUMMERVILLE	818	818	-	-
UNION	79,764	79,764	-	-
LA GRANDE 1 SCHOOL	5,130,128	4,124,938	1,005,190	19.6
UNION 5 SCHOOL	732,269	513,598	218,671	29.9
NORTH POWDER 8J (BAKER 25J)	511,469	427,902	83,567	16.3
IMBLER 11 SCHOOL	550,362	378,788	171,574	31.2
COVE 15 SCHOOL	447,888	310,854	137,034	30.6
ELGIN 23 SCHOOL	965,248	677,004	288,244	29.9
UNION ESD	1,426,928	1,106,792	320,136	22.4

WHEREAS, the City Council of the City of Keizer finds and determines that the interests of the citizens of this community are not well served by the inability to make accurate financial predictions, by the inability to allocate funding on the basis of their priorities, and by the increased competition among local taxing units expected to result from Ballot Measure #5; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Keizer that this municipality actively opposes the property tax limitation measure contained in Ballot Measure #5.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

mgenh210

STATE OF OREGON
LEGISLATIVE REVENUE OFFICE
140 STATE CAPITOL BUILDING
SALEM, OREGON 97310-1347

LEGISLATIVE REVENUE OFFICER
JAMES R. SCHERZINGER
AREA CODE 503
378-8873

July 30, 1990

To: Senator Jane Cease, Chair
Representative Bruce Hugo, Vice-Chair

FROM: Stephen Meyer, Economist SM

SUBJECT: 1989-90 Impact Simulation for Ballot Measure 5 (P.O.P.S.)

As part of the work to evaluate the revenue impact of Ballot Measure 5, I have prepared a computer simulation of its impact as if it were in effect in 1989-90. The attached computer printout lists tax districts by county with the amount and percent of decreased operating property taxes collected, if any.

The table shows total 1989-90 reduced property tax collections as follows:

K-12 Schools	$ 223.8 million
E.S.D.s	15.5
Comm. Colleges	19.0
School Replacement Cost	258.3
Counties	$ 22.4 million
Cities	45.1
Special	2.6
Urban renewal	24.1
Non-School Sub-total	94.2
Total Prop. Tax Decrease	$ 352.5 million

The major assumptions used in the calculations are as follows:

1. For schools, only the first year impact is simulated (rate limit of $15/$1,000).

2. The calculation of state replacement cost for schools assumes no growth limit on school operating levies from 1988-89.

3. Urban renewal district revenue is the non-school rate up to the $10 limit multiplied by excess value.

4. Offsets are allocated between operating and bond levies.

5. All serial levies are considered operating levies.

The data set is large and a few errors may surface. Calculations require data for each code area in the state.

If you have questions, please call.

1989-90 SIMULATION OF BALLOT MEASURE 5 IMPACT
(School Rate Limit = $15/$1,000)

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	OPERATING LEVY (AFTER OFFSETS) MEASURE 5	DECREASE	PERCENT DECREASE
BAKER COUNTY				
BAKER COUNTY	1,766,048	1,624,066	141,983	8.0
BAKER	1,337,874	1,058,161	279,714	20.9
HAINES	20,097	20,097	.	.
HALFWAY	8,463	8,463	.	.
HUNTINGTON	57,172	39,948	17,224	30.1
RICHLAND	4,939	4,939	.	.
SUMPTER	21,352	21,352	.	.
BAKER 5J SCHOOL (UNION 25J)	3,803,454	3,803,454	.	.
HUNTINGTON 16J SCHOOL (MALHE	525,558	332,548	193,010	36.7
BURNT RIVER 30J SCHOOL(MALHE	374,345	248,758	125,587	33.5
PINE EAGLE 61 SCHOOL	1,678,614	1,334,708	343,906	20.5
BAKER ESD	683,144	629,481	53,663	7.9
EAGLE VALLEY CEMETERY	7,476	7,476	.	.
HAINES CEMETERY	11,097	11,097	.	.
PINE VALLEY CEMETERY	8,233	8,233	.	.
PINE VALLEY RFPD	10,665	10,665	.	.
BAKER CO RFPD	33,275	33,274	1	.
UNITY COMM. HALL REC.DIST.	3,263	3,263	.	.
BAKER VALLEY VECTOR CONTROL	94,005	80,180	13,825	14.7
BAKER CO LIBRARY DIST	250,844	230,676	20,168	8.0
DURKEE COMM. BLDG	6,425	6,425	.	.
HEREFORD COMM BLD	2,418	2,418	.	.
BENTON COUNTY				
BENTON COUNTY	6,504,999	6,364,084	140,915	2.2
ADAIR VILLAGE	20,596	20,104	492	2.4
CORVALLIS	6,700,758	6,536,098	164,659	2.5
MONROE	41,748	40,701	1,047	2.5
PHILOMATH	420,168	331,951	88,217	21.0
PHILOMATH ANNEX	5,286	5,286	.	.
ALSEA 7J SCHOOL	437,878	348,513	89,365	20.4
PHILOMATH 17J SCHOOL	3,056,358	2,320,159	736,199	24.1
BELLFOUNTAIN 23 SCHOOL	84,015	70,080	13,935	16.6
IRISH BEND 24 SCHOOL	69,722	55,367	14,355	20.6
MONROE 2SJ SCHOOL	306,948	216,708	90,240	29.4
ALPINE 26 SCHOOL	156,457	100,681	55,776	35.6
CORVALLIS 9J SCHOOL	26,147,536	17,871,396	8,276,139	31.7
MONROE UH1J SCHOOL	623,178	455,546	167,632	26.9
ALSEA CEMETERY MAINT DIST	531	531	.	.
CORVALLIS 1J R F P D	477,794	477,794	.	.
NORTH ALBANY 2 R F P D	268,855	268,855	.	.
ADAIR 3 R F P D	69,562	69,203	359	0.5
PHILOMATH 4 R F P D	218,661	203,238	15,423	7.1
PALESTINE 6 R F P D	32,064	32,064	.	.
ALSEA 7 R F P D	21,803	21,803	.	.
BENTON-MONROE 5J R F P D	90,365	90,088	277	0.3
HOSKINS-KINGS VALLEY 8 RFPD	8,088	8,088	.	.
BLODGETT-SUMMIT 9 RFPD	7,806	7,806	.	.
COUNTRY ESTATES ROAD DIST	7,500	7,500	.	.
SKYLINE TERRACE RD	6,000	6,000	.	.
BROWNLEY MARSHAL RD	4,600	4,600	.	.
MARY'S RIVER ROAD DIST	15,998	15,998	.	.
NORTH "F" ST ROAD DIST	3,346	3,346	.	.
OAKWOOD HEIGHTS ROAD	0	0	.	.
ROSEWOOD ROAD DIST	6,800	6,800	.	.
VINEYARD MT ROAD DIST	15,933	15,933	.	.
RIDGEWOOD ROAD DIST	13,797	13,797	.	.
CHINOOK DRIVE ROAD DIST	8,965	8,965	.	.
WESTWOOD HILLS ROAD DIST	15,000	15,000	.	.
MCDONALD FOREST EST ROAD DIS	7,006	7,006	.	.
NORTH ALBANY CO SERVICE DIST	0	0	.	.
CORVALLIS DTD	85,000	72,657	12,343	14.5

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
CLACKAMAS COUNTY				
CLACKAMAS COUNTY	6,657,510	6,655,762	1,748	.
BARLOW	1,199	1,199	.	.
CANBY	1,045,938	1,045,938	.	.
ESTACADA	179,541	179,541	.	.
GLADSTONE	1,590,436	1,590,436	.	.
HAPPY VALLEY	113,133	113,133	.	.
JOHNSON	0	0	.	.
LAKE OSWEGO	7,341,660	7,341,660	.	.
MILWAUKIE	3,502,640	3,502,134	506	.
MOLALLA	547,455	547,455	.	.
OREGON CITY	3,082,703	3,082,703	.	.
RIVERGROVE	0	0	.	.
SANDY	556,596	556,596	.	.
WEST LINN	2,342,010	2,342,010	.	.
WILSONVILLE	715,055	715,055	.	.
WEST LINN 3J SCHOOL DIST	15,750,426	14,638,431	1,111,995	7.1
LAKE OSWEGO 7J SCHOOL DIST	24,404,997	23,245,648	1,159,349	4.8
NORTH CLACKAMAS 12 SCHOOL DI	39,857,891	34,529,471	5,328,421	13.4
WELCHES 13 SCHOOL DIST	1,036,613	1,036,613	.	.
DICKEY PRAIRE 25 SCHOOL DIST	147,881	118,033	29,848	20.2
DAMASCUS-UNION 26 SCHOOL DIS	1,487,305	1,138,507	348,798	23.5
CARUS 29 SCHOOL DIST	866,324	543,906	322,418	37.2
CLARKES 32 SCHOOL DIST	451,194	315,371	135,823	30.1
MOLALLA 35 SCHOOL DIST	2,239,606	1,684,451	555,155	24.8
BORING 44 SCHOOL DIST	1,189,492	910,706	278,786	23.4
BULL RUN 45 SCHOOL DIST	305,901	209,503	96,398	31.5
SANDY 46 SCHOOL DIST	3,007,340	2,476,332	531,008	17.7
COLTON 53 SCHOOL DIST	1,577,180	1,170,389	406,791	25.8
OREGON CITY 62 SCHOOL DIST	16,634,568	12,042,938	4,591,630	27.6
BUTTE CREEK 67J SCHOOL DIST	375,678	297,245	78,433	20.9
[illegible]HUBEL 80 SCHOOL DIST	218,633	128,562	90,071	41.2
[illegible]ULINO 84 SCHOOL DIST	528,681	404,918	123,763	23.4
CANBY 86 SCHOOL DIST	4,414,799	3,989,009	425,790	9.6
MAPLE GROVE 87 SCHOOL DIST	43,932	43,932	.	.
NINETY-ONE 91 SCHOOL DIST	518,429	464,930	53,500	10.3
RURAL DELL 92 SCHOOL DIST	404,960	255,016	149,943	37.0
COTTRELL 107 SCHOOL DIST	388,872	279,374	109,497	28.2
ESTACADA 108 SCHOOL DIST	4,459,202	4,036,301	422,902	9.5
GLADSTONE 115 SCHOOL DIST	4,433,441	3,176,860	1,256,581	28.3
REDLAND 116 SCHOOL DIST	1,608,350	1,293,893	314,457	19.6
CANBY UH1 SCHOOL DIST	3,918,847	3,446,213	472,634	12.1
SANDY UH2 SCHOOL DIST	3,724,703	3,222,404	502,299	13.5
MOLALLA UH4 SCHOOL DIST	2,596,895	1,928,354	668,541	25.7
CLACKAMAS (E) ESD	6,475,506	5,607,705	867,801	13.4
CLACKAMAS (H) ESD	3,237,754	2,810,480	427,274	13.2
CLACKAMAS COM COLLEGE	8,734,245	7,397,839	1,336,406	15.3
ESTACADA CEMETERY	26,701	26,701	.	.
CLACKAMAS COUNTY 1J R F P D	2,071,035	2,071,035	.	.
OAK LODGE 51 R F P D	2,091,057	2,091,057	.	.
OAK LODGE 51 RFPD (RES BOND)	0	0	.	.
BEAVERCREEK 55 R F P D	380,207	380,207	.	.
LAKE GROVE 57 R F P D	449,359	449,359	.	.
MONITOR 58J R F P D	50,594	50,594	.	.
BORING 59 R F P D	881,540	881,540	.	.
CANBY 62 R F P D	564,432	564,432	.	.
ROSEMONT 67 R F P D	64,525	64,525	.	.
CLARKES 68 R F P D	111,695	111,695	.	.
ESTACADA 69 R F P D	593,768	593,768	.	.
COLTON 70 R F P D	99,574	99,574	.	.
CLACKAMAS 71 R F P D	3,774,571	3,774,571	.	.
SANDY 72 R F P D	658,695	658,695	.	.
MOLALLA 73 R F P D	245,072	245,072	.	.
HOODLAND 74 R F P D	503,525	503,525	.	.
[illegible]UALATIN 64 BOND LIABILITY	0	0	.	.
[illegible]AKE GROVE PARK & REC DIST	73,699	73,699	.	.
[illegible]S CLACKAMAS PARK & REC DIST	0	0	.	.

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
OREGON CITY 1 ROAD DIST	0	0	.	.
RIVERGROVE ROAD (17J) WASH	0	0	.	.
LAKE OSWEGO 3J ROAD DIST	0	0	.	.
MILWAUKIE 4J ROAD DIST	0	0	.	.
GLADSTONE 5 ROAD DIST	0	0	.	.
SANDY RD 6	0	0	.	.
ESTACADA 7 ROAD DIST	0	0	.	.
CANBY 8 ROAD DIST	0	0	.	.
BARLOW 9 ROAD DIST	0	0	.	.
MOLALLA 10 ROAD DIST	0	0	.	.
HAPPY VALLEY 11 ROAD DIST	0	0	.	.
PORTLAND 12J ROAD DIST	0	0	.	.
TUALITIN ROAD 14J (WASH)	0	0	.	.
WEST LINN ROAD 2	0	0	.	.
JOHNSON CITY 16 ROAD DIST	0	0	.	.
WILSONVILLE ROAD 15J (WASH)	0	0	.	.
GOVERNMENT CAMP 2 SANI DIST	4,549	4,549	.	.
OAK LODGE 2 (=S D 5) SANI DI	0	0	.	.
USA SERVICE 1 JT (BOND)	0	0	.	.
BARWELL PARK 1 WATER DIST	9,446	9,446	.	.
CLACKAMAS 2 WATER DIST	0	0	.	.
MT SCOTT 3 J WATER DIST	0	0	.	.
OAK LODGE 4 WATER DIST	0	0	.	.
PARK PLACE 8 WATER DIST	0	0	.	.
COLTON 11 WATER DIST	0	0	.	.
MOSSY BRAE 12 WATER DIST	0	0	.	.
FOREST HIGHLANDS 13 WATER DI	0	0	.	.
RIVERGROVE 14 J WATER DIST	0	0	.	.
LAKE GROVE 15 WATER DIST	0	0	.	.
SHADOWOOD 17 WATER DIST	0	0	.	.
CLAIRMONT 18 WATER DIST	32,797	32,797	.	.
CLAIRMONT 18 B.O. (CODE 62-2	0	0	.	.
DAMASCUS 20 WATER DIST	19,559	19,559	.	.
DAMASCUS 20 BOND LIABILITY	0	0	.	.
SOUTHWOOD PARK 21 WATER DIST	0	0	.	.
MULINO 23 WATER DIST	31,476	31,476	.	.
BORING 24 WATER DIST	0	0	.	.
MT VIEW 25 WATER DIST	0	0	.	.
SLEEPY HOLLOW WATER DIST.	0	0	.	.
ALD.CR. BARLOW WATER DIST	0	0	.	.
COUNTRY CLUB WATER DIST.	0	0	.	.
WILD WD ANNEX WATER DIST.	0	0	.	.
RIVERSIDE WATER DIST.	0	0	.	.
SHADY DELL 2 WTR CONTROL DIS	0	0	.	.
CLACKAMAS BEND 3 WTR CNTRL D	0	0	.	.
CLACKAMAS RVR 4 WTR CNTRL DI	0	0	.	.
EAGLE CREEK DRAINAGE DIST	0	0	.	.
MOLALLA RIVER WATER CONT. 5	0	0	.	.
CLACKAMAS VECTOR CONTROL DIS	14,684	14,680	4	.
SERVICE DIST 1	0	0	.	.
CLAC. COUNTY(RESID.BOND LIB.	0	0	.	.
SERVICE DIST 1 (BOND 2)	0	0	.	.
SERVICE DIST 1 (BOND 3)	0	0	.	.
SERVICE DIST 1 (BOND 4)	0	0	.	.
CLACKAMAS COUNTY SER 1A	0	0	.	.
CLACKAMAS COUNTY SER 1B	0	0	.	.
DUNTHORPE-RIVERDALE 5 SERVIC	0	0	.	.
TRI-CITY SERVICE DIST.	0	0	.	.
CLACKAMAS TOWN CENTER UR1	3,202,015	807,527	2,394,488	74.8
CLACKAMAS UR #2 INDUSTRIAL A	1,024,814	254,888	769,926	75.1
LAKE OSWEGO UR1	291,817	91,949	199,868	68.5
OREGON CITY UR1	28,758	8,802	19,956	69.4
CLACKAMAS COUNTY SHERIFF	11,218,246	11,215,299	2,947	.
CLACKAMAS COUNTY LIBRARY	2,687,964	2,687,258	706	.
CLATSOP COUNTY				
CLATSOP COUNTY	3,078,842	2,947,978	130,863	4.3
ASTORIA	2,372,618	1,706,270	666,348	28.1
CANNON BEACH	245,088	245,088	.	.

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	OPERATING LEVY (AFTER OFFSETS) MEASURE 5	DECREASE	PERCENT DECREASE
[redacted]EARHART	106,149	106,149	-	-
[redacted]AMMOND	56,633	56,633	-	-
SEASIDE	884,364	884,364	-	-
WARRENTON	187,200	187,200	-	-
ASTORIA 1 SCHOOL	3,700,338	2,981,458	718,880	19.4
LEWIS & CLARK #5 SCHOOL	968,699	786,792	181,907	18.8
JEWELL 8 SCHOOL	145,674	145,674	-	-
SEASIDE 10 SCHOOL	5,802,875	5,802,875	-	-
OLNEY 11 SCHOOL	137,375	137,375	-	-
WARRENTON 30 SCHOOL	1,791,983	1,470,560	321,423	17.9
COLUMBIA 5J (W/CLATSOP)	5,634,969	5,634,969	-	-
CLATSOP ESD	1,756,934	1,632,485	124,449	7.1
CLATSOP COM COLLEGE	2,518,904	2,378,765	140,139	5.6
CANNON BEACH R F P D	144,794	144,794	-	-
GEARHART R F P D	28,049	28,049	-	-
JOHN DAY-FERNHILL R F P D	18,623	18,623	-	-
KNAPPA-SVENSEN BURNSIDE RFPD	39,456	39,456	-	-
LEWIS & CLARK R F P D	63,325	63,325	-	-
SEASIDE R F P D	12,488	12,488	-	-
WARRENTON R F P D	9,821	9,821	-	-
WESTPORT-WAUNA R F P D	24,861	24,861	-	-
ELSIE VINEMAPLE RFPD	29,676	29,676	-	-
HAMLET R F P D	12,191	12,191	-	-
UNION HEALTH DIST	143,085	143,085	-	-
CLATSOP CARE & REHAB CENTER	38,531	35,583	2,948	7.7
SUNSET PARK DISTRICT	271,056	271,056	-	-
ASTORIA PORT DIST	241,059	230,812	10,247	4.3
CANNON BEACH ROAD DIST	94,355	94,355	-	-
GEARHART ROAD DIST	9,500	9,500	-	-
HAMMOND ROAD DIST	0	0	-	-
ROAD DIST 1	774,738	774,738	-	-
SEASIDE ROAD DIST	94,991	94,991	-	-
WARRENTON ROAD DIST	26,892	26,892	-	-
ASTORIA ROAD DIST.	99,995	71,910	28,085	28.1
[redacted]ESTPORT SEWER DIST	0	0	-	-
SHORELINE SANITARY DIST	0	0	-	-
FALCON COVE WATER DIST	10,813	10,813	-	-
WAUNA WATER DISTRICT	0	0	-	-
ARCH CAPE WATER DIST	0	0	-	-
WICKIUP WATER DIST	0	0	-	-
BURNSIDE WATER DIST	0	0	-	-
ARCH CAPE SEWER SERV.DIST.	0	0	-	-
CLATSOP CO EXTENSION SERV	87,042	82,850	4,192	4.8
TRAILS END URBAN RENEWAL	1,064,382	429,313	635,069	59.7
ASTOR EAST UR	58,630	18,028	40,602	69.3
CLATSOP CO. AMBULANCE DIST	256,516	245,613	10,903	4.3
COLUMBIA COUNTY				
COLUMBIA COUNTY	1,783,817	1,775,572	8,245	0.5
CLATSKANIE	287,503	251,385	36,118	12.6
COLUMBIA CITY	31,535	31,535	-	-
PRESCOTT	561	561	-	-
RAINIER	311,368	311,368	-	-
ST HELENS	605,298	605,298	-	-
SCAPPOOSE	420,664	420,664	-	-
VERNONIA	272,904	250,832	22,072	8.1
SCAPPOOSE 1J SCHOOL	3,320,054	3,320,054	-	-
RAINIER 13 SCHOOL	4,691,326	4,691,326	-	-
VERNONIA 47J SCHOOL	1,359,855	1,359,855	-	-
ST HELENS 502 SCHOOL	6,790,599	6,494,396	296,203	4.4
COLUMBIA ESD	684,581	677,169	7,412	1.1
RAINIER CEMETERY	31,032	31,032	-	-
CHAPMAN R F P D	10,476	10,476	-	-
CLATSKANIE R F P D	523,745	511,818	11,927	2.3
RAINIER R F P D	16,999	16,999	-	-
SCAPPOOSE R F P D	203,296	203,296	-	-
ST HELENS R F P D	2,158,531	2,158,531	-	-
[redacted]VERNONIA R F P D	15,747	15,747	-	-
[redacted]MIST-BIRKENFELD R F P D	32,305	32,305	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
COLUMBIA HEALTH DIST	0	0	-	-
CLATSKANIE PARK & REC	66,118	64,707	1,411	2.1
SCAPPOOSE PARK	0	0	-	-
ST HELENS PORT DIST	128,741	128,282	459	0.4
COLUMBIA SWCD	0	0	-	-
COLUMBIA VECTOR	180,985	180,340	645	0.4
COLUMBIA 4H & EXTENSION	81,580	81,202	378	0.5
COLUMBIA RIVER PUD	0	0	-	-
SCAP. PARK LIBRARY	75,213	75,213	-	-
CLATSKANIE LIBRARY DIST	48,520	47,484	1,036	2.1
CLATSKANIE PUD	0	0	-	-
COOS COUNTY				
COOS COUNTY	2,996,310	2,970,936	25,374	0.8
BANDON	59,556	59,556	-	-
COOS BAY	2,572,027	2,535,838	36,190	1.4
COQUILLE	507,081	506,959	122	-
LAKESIDE	0	0	-	-
MYRTLE POINT	425,812	362,345	63,467	14.9
NORTH BEND	1,405,635	1,405,635	-	-
POWERS	88,319	78,269	10,050	11.4
COQUILLE 8 SCHOOL	2,903,238	2,060,440	842,798	29.0
COOS BAY 9 SCHOOL	9,846,971	7,449,944	2,397,027	24.3
NORTH BEND 13 SCHOOL	6,749,993	4,564,708	2,185,285	32.4
POWERS 31 SCHOOL	301,102	225,016	76,086	25.3
MYRTLE POINT 41 SCHOOL	2,542,749	1,598,474	944,275	37.1
BANDON 54 SCHOOL	2,549,538	2,069,881	479,658	18.8
COOS ESD	2,391,819	1,737,694	654,125	27.3
SOUTHWESTERN OREGON COM COL	3,766,455	2,832,129	934,326	24.8
BUNKER 1 R F P D	23,248	23,248	-	-
COQUILLE 3 R F P D	70,311	70,311	-	-
LAKESIDE 4 R F P D	66,353	66,353	-	-
MILLINGTON 5 R F P D	42,279	42,279	-	-
CHARLESTON 6 R F P D	197,646	197,646	-	-
GREENACRES 7 R F P D	28,924	28,924	-	-
BANDON 8 R F P D	66,569	66,569	-	-
NORTH BAY 9 R F P D	133,898	133,898	-	-
FAIRVIEW 14 R F P D	23,539	23,539	-	-
SUNNER 11 R F P D	32,320	32,320	-	-
HAUSER 12 R F P D	46,111	46,111	-	-
LIBBY 13 R F P D	19,990	19,990	-	-
DORA SILKUM RFPD	4,518	4,518	-	-
TIMBER PK 17 RFPD	0	0	-	-
BRIDGE 16 RFPD	8,687	8,687	-	-
BAY AREA HOSPITAL	0	0	-	-
COQUILLE VALLEY HOSPITAL	0	0	-	-
SOUTH COOS GENERAL HOSPITAL	205,906	205,906	-	-
MILLICOMA PARK	3,552	3,552	-	-
BANDON PORT	136,973	136,967	6	-
COOS BAY PORT	628,988	625,622	3,366	0.5
COQUILLE RIVER PORT	14,999	14,219	780	5.2
CARLSON HGTS ROAD DIST	670	670	-	-
SHOREWOOD ROAD DIST	0	0	-	-
STEWART'S ROAD DIST	1,306	1,306	-	-
COOS RANCHETTES ROAD DIST	1,778	1,778	-	-
BAKER RIVERTON SP. ROAD DIST	2,051	2,051	-	-
PACIFIC RIVIERA RD. DIST	1,590	1,590	-	-
TIMBER VALLEY SP. ROAD DIST	0	0	-	-
GLADEWD. H ROAD	0	0	-	-
BUNKER HILL SANITARY	102,871	102,871	-	-
CHARLESTON SANITARY	22,742	22,742	-	-
B-P MILLINGTON WATER	0	0	-	-
LAKESIDE WATER	20,244	20,244	-	-
SRCA WATER	17,187	17,152	35	0.2
COOS BAY URBAN RENEWAL	0	0	-	-
COOS CO UR BANDON	9,054	1,651	7,403	81.8
UR COOS CTY 2	2,102	253	1,849	88.0
COOS COUNTY UR	109	36	72	66.6
COOS CO UR 3	37,730	4,536	33,194	88.0

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
[redacted]OOS CO UR 4	140	44	96	68.5
[redacted]OOS CO UR 5	0	0	-	-
COOS CO UR 6	0	0	-	-
COOS CO UR 7	213,749	37,058	176,691	82.7
COOS CO UR 8	0	0	-	-
COOS CO UR 9	3,112	906	2,206	70.9
COOS CO UR 10	885	96	788	89.1
COOS CO UR 11	0	0	-	-
COOS CO UR 12	0	0	-	100.0
COOS CO UR 13	0	0	-	-
CROOK COUNTY				
CROOK COUNTY	1,589,460	1,587,420	2,040	0.1
PRINEVILLE	422,494	422,494	-	-
CROOK COUNTY UNIT SCHOOL	4,769,471	4,769,471	-	-
CROOK COUNTY CEMETERY	58,634	58,559	75	0.1
ZONE II RFPD	121,767	121,414	353	0.3
CROOK CO PARK & REC	253,084	253,084	-	-
PRINEVILLE LAKE RD.DIST	4,906	4,906	-	-
OCHOCO WEST SANITARY	9,857	8,223	1,634	16.6
OCHOCO WEST WATER	10,286	8,581	1,705	16.6
JUNIPER CANY. WATER	6,930	6,930	-	-
CROOK VECTOR CONTROL	28,266	28,266	-	-
AGRICULTURAL EXTENSION SERVI	54,890	54,820	70	0.1
CROOK COUNTY HISTORICAL FUND	40,890	40,838	52	0.1
CURRY COUNTY				
CURRY COUNTY	540,564	540,564	-	-
BROOKINGS	547,893	547,893	-	-
GOLD BEACH	166,637	166,637	-	-
PORT ORFORD	97,978	97,978	-	-
PORT ORFORD-LANGLOIS 2CJ S D	1,005,773	1,005,773	-	-
GOLD BEACH 3 SCHOOL DIST	1,112,808	1,112,808	-	-
AGNESS 4 SCHOOL DIST	27,178	27,178	-	-
[redacted]PHIR 12 SCHOOL DIST	199,198	199,198	-	-
PISTOL RIVER 16 (ELEM)	39,409	39,409	-	-
PISTOL RIVER 16 (NON-HIGH)	19,037	19,037	-	-
BROOKINGS-HARBOR 17C SCHL DI	3,319,663	3,319,663	-	-
UPPER CHETCO 23 SCHOOL DIST	123,432	123,432	-	-
GOLD BEACH UH1 SCHOOL DIST	1,100,218	1,100,218	-	-
CURRY ESD	885,614	885,614	-	-
LANGLOIS CEMETERY	2,684	2,684	-	-
PISTOL RIVER CEMETERY	896	896	-	-
PORT ORFORD CEMETERY DIST	4,628	4,628	-	-
ROGUE RIVER CEMETERY DIST	16,904	16,904	-	-
SOUTH CURRY CEMETERY DIST	22,067	22,067	-	-
GOLD BEACH-WEDDERBURN R F P	67,332	67,332	-	-
HARBOR R F P D	46,391	46,391	-	-
DAWSON TRACT R F P D	29,599	29,599	-	-
OPHIR R F P D	8,597	8,597	-	-
LANGLOIS R F P D	22,980	22,980	-	-
PORT ORFORD R F P D	35,426	35,426	-	-
CURRY SIXES RFPD	6,854	6,854	-	-
SQUAW VALLEY NORTH BANK RFPD	8,400	8,400	-	-
BROOKINGS-HARBOR HEALTH DIST	456,458	456,458	-	-
CURRY HEALTH DIST.	219,078	219,078	-	-
BROOKINGS PORT DIST	75,910	75,910	-	-
GOLD BEACH PORT DIST	88,469	88,469	-	-
PORT ORFORD PORT DIST	30,503	30,503	-	-
CAMELLIA PARK SANITARY	0	0	-	-
HARBOR SANITARY	0	0	-	-
KNOXTOWN SANITARY	0	0	-	-
WEDDERBURN SANITARY	16,293	16,293	-	-
HARBOR WATER DIST	0	0	-	-
HUNTER CREEK WATER DIST	22,063	22,063	-	-
LANGLOIS WATER DIST	10,847	10,847	-	-
[redacted]NESIKA BEACH WATER DIST	0	0	-	-
[redacted]PHIR WATER DIST	0	0	-	-
CURRY SWCD	0	0	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
CURRY CO 4H SERVICE	96,026	96,026	-	-
CHETCO COMM. LIB. DIST.	73,987	73,987	-	-
CURRY PUB. LIB. DIST.	76,218	76,218	-	-
LANGLOIS LIB. DIST.	13,492	13,492	-	-
PORT ORFORD LIB. DIST.	43,674	43,674	-	-
DESCHUTES COUNTY				
DESCHUTES COUNTY	5,892,037	5,890,352	1,685	-
BEND	3,168,755	3,168,755	-	-
REDMOND	1,200,473	1,200,473	-	-
SISTERS	148,668	148,668	-	-
BEND SCHOOL DIST 1	23,956,476	23,956,476	-	-
BEND (1973 BOND) DIST 1	0	0	-	-
BEND (77 & 79 BOND) DIST 1	0	0	-	-
REDMOND SCHOOL DIST 2J	9,050,848	6,981,416	2,069,432	22.9
REDMOND (1978 BOND) DIST 2J	0	0	-	-
SISTERS SCHOOL DIST 6	2,354,134	2,354,134	-	-
BROTHERS SCHOOL DIST 15	67,008	67,008	-	-
DESCHUTES ESD	1,223,718	1,170,020	53,698	4.4
CENTRAL OREGON CON COLLEGE	5,926,259	5,697,862	228,397	3.9
REDMOND 1 RFPD	568,037	566,884	1,153	0.2
BEND 2 RFPD	952,702	952,702	-	-
CLOVERDALE RFPD	50,488	50,488	-	-
LA PINE RFPD	507,261	505,781	1,480	0.3
BLACK BUTTE RANCH RFPD	406,850	406,850	-	-
RFPD SISTERS CAMP SHERMAN	238,112	238,112	-	-
CENTRAL OREGON HOSPITAL	97,429	97,342	87	0.1
BEND METRO PARK/REC DIST	1,429,702	1,429,702	-	-
CENTRAL OREGON PARK/REC DIST	246,401	246,180	221	0.1
SPEC ROAD DIST 1	54,980	54,980	-	-
SPEC ROAD DIST 6	10,000	10,000	-	-
LAZY RIVER SPEC ROAD DIST	7,300	7,300	-	-
SPEC ROAD DIST 4	0	0	-	-
RIVER FOREST ACRES SPEC RD D	17,375	14,681	2,694	15.5
HOWELL HILLTOP ACRES SP.RD.	12,200	10,528	1,672	13.7
SP. RD. DIST. B	13,292	13,292	-	-
VANDEVERT ACRES SP. ROAD DIS	2,968	2,968	-	-
RIVER BEND ESTATES SP.RD. DI	7,500	7,500	-	-
SQUAWK CREEK SP.RD. DIST.	0	0	-	-
PANORAMIC ACCESS SP.RD.	9,385	9,385	-	-
MORGAN SP. RD. DIST.	0	0	-	-
OR WTR WOND. 1 RD. DIST	0	0	-	-
D.R.R.H UNIT8 PT3 ROAD	0	0	-	-
NEWBERRY EST SP. RD	6,525	6,525	-	-
BEND CASCADE V EST TR 2 RD	6,211	6,211	-	-
OREG WTR WONDRLND II SANT DI	0	0	-	-
SUNRISE VILLAGE SANITARY DIS	0	0	-	-
DESCHUTES PINES SANITARY DIS	0	0	-	-
HILLMAN ADDN SANITARY DIST	0	0	-	-
STARWOOD SANITARY DIST.	0	0	-	-
LAPINE SP. SEWER DIST.	0	0	-	-
RIMROCK WEST SANITARY	0	0	-	-
TERREBONE WATER DIST	0	0	-	-
LAIDLAW WATER DIST.	0	0	-	-
LAZY RIVER VECTOR CONTROL	9,927	9,927	-	-
VECTOR DIST. D.R.R.H.	2,990	2,990	-	-
FOUR RIVER VECTOR CONTROL	41,974	41,682	292	0.7
DESCHUTES CO EXT. SERV.	106,284	106,254	30	-
DESCHUTES CO OPERATION 911	374,042	373,935	107	-
DOUGLAS COUTNY				
DOUGLAS COUNTY	3,041,466	2,952,148	89,318	2.9
CANYONVILLE	163,700	163,700	-	-
DRAIN	34,326	34,326	-	-
ELKTON	11,339	11,339	-	-
GLENDALE	49,831	49,831	-	-
MYRTLE CREEK	387,970	387,970	-	-
OAKLAND	117,066	103,492	13,574	11.6
REEDSPORT	907,242	762,611	144,631	15.9

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
RIDDLE	115,620	115,620	-	-
ROSEBURG	5,054,754	4,578,430	476,324	9.4
SUTHERLIN	493,686	493,686	-	-
WINSTON	376,930	313,279	63,651	16.9
YONCALLA	19,495	19,495	-	-
OAKLAND 1 SCHOOL	1,165,700	892,984	272,716	23.4
ROSEBURG 4 SCHOOL	13,772,393	13,308,891	463,502	3.4
GLIDE 12 SCHOOL	3,793,653	2,968,589	825,064	21.7
DAYS CREEK 15 SCHOOL	690,108	535,687	154,421	22.4
SOUTH UMPQUA 19 SCHOOL	3,364,860	2,805,014	559,846	16.6
CANAS VALLEY 21 SCHOOL	390,345	294,353	95,992	24.6
NORTH DOUGLAS 22 SCHOOL	1,075,991	823,493	252,498	23.5
YONCALLA 32 SCHOOL	883,443	706,851	176,592	20.0
ELKTON 34 SCHOOL	558,029	558,029	-	-
UMPQUA 45 SCHOOL	156,743	156,743	-	-
RIDDLE 70 SCHOOL	1,735,729	1,283,884	451,845	26.0
GLENDALE 77 SCHOOL	1,438,989	1,013,391	425,598	29.6
REEDSPORT 105 SCHOOL	3,448,613	3,092,868	355,745	10.3
WINSTON-DILLARD 116 SCHOOL	4,040,698	3,172,195	868,503	21.5
ASH VALLEY 125 SCHOOL	16,243	16,243	-	-
SUTHERLIN 130 SCHOOL	2,313,314	1,784,981	528,333	22.8
DOUGLAS ESD	3,014,301	2,629,734	384,567	12.8
UMPQUA CON COLLEGE	2,589,780	2,251,612	338,168	13.1
RIDDLE CEMETERY	0	0	-	-
DOUGLAS 2 R F P D	1,892,325	1,892,285	40	-
FAIR OAKS R F P D	35,421	35,421	-	-
GARDINER R F P D	2,488	2,488	-	-
MYRTLE CREEK R F P D	14,676	14,676	-	-
RIDDLE R F P D	69,767	69,767	-	-
SOUTH UMPQUA R F P D	17,588	17,588	-	-
TRI-CITY R F P D	84,107	84,107	-	-
WINCHESTER BAY R F P D	20,988	20,988	-	-
WINSTON-DILLARD 5 R F P D	729,699	689,977	39,722	5.4
GLIDE RFPD	57,814	57,814	-	-
CALAPOOYA R F P D	20,098	20,098	-	-
DRAIN RFPD	77,792	77,792	-	-
ELKTON RFPD	23,237	23,237	-	-
MILO VOLUNTEER RFPD	7,447	7,447	-	-
LOOKINGGLASS RFPD	19,535	19,535	-	-
TEN-MILE RFPD	17,614	17,614	-	-
TILLER R F P D	11,232	11,232	-	-
SCOTTSBURG R F P D	17,612	17,612	-	-
RICE HILL RFPD	19,955	19,955	-	-
GLENDALE RFPD	14,084	14,084	-	-
OAKLAND R F P D	38,837	36,516	2,321	6.0
DAYS CREEK RFPD	11,337	11,337	-	-
YONCALA RFPD	29,856	29,856	-	-
CANAS VALLEY RFPD	16,441	16,441	-	-
LOWER UMPQUA HOSPITAL	504,892	473,943	30,949	6.1
R BEND PARK & REC DIST	0	0	-	-
RIDDLE PARK & REC DIST	0	0	-	-
SUTHERLIN PARK & REC DIST	0	0	-	-
PARK YONCALA	0	0	-	-
UMPQUA PORT	85,207	80,444	4,762	5.6
SPRINGBROOK SP.RD. DIST.	4,346	4,346	-	-
SOUTH TRI-CITY RD. DIST.	0	0	-	-
UPPER CLEVELAND RAPID RD.	0	0	-	-
BAR "L" RANCH ROAD DIST	4,198	4,198	-	-
ROAD SABLE DR	7,090	7,090	-	-
GARDINER SANITARY DIST	0	0	-	-
GREEN SANITARY DIST	0	0	-	-
TRI CITY SANITARY DIST	35,160	35,160	-	-
WINCHESTER BAY SANITARY DIST	0	0	-	-
ROSEBURG UR SANITARY DIST	0	0	-	-
UNION GAP SANITARY DIST	0	0	-	-
CANYONVILLE SANITARY	0	0	-	-
ROBERTS CREEK WATER DIST	0	0	-	-
TRI CITY WATER DIST	10,753	10,753	-	-
WINSTON-DILLARD WATER DIST	0	0	-	-

TAX DISTRICT	OPERATING LEVY (AFTER OFFSETS) CURRENT LAW	MEASURE 5	DECREASE	PERCENT DECREASE
CALAPOOIA WATER DIST	0	0	-	-
INDIAN SP WATER DIST	0	0	-	-
LAWSON A WATER DIST	0	0	-	-
RIDGEWOOD WATER DIST	0	0	-	-
SO. SIDE WATER DIST	0	0	-	-
UNION CAP WATER DIST.	0	0	-	-
CANYONVILLE WATER	0	0	-	-
WINSCHESTER WATER	0	0	-	-
SUTHERLIN WATER CONTOL DIST	84,946	84,946	-	-
LOOKINGLASS-OLALLA WATER CON	0	0	-	-
ROSEBURG DOWNTOWN DEV. DIST.	30,000	22,567	7,433	24.8
GILLIAM COUNTY				
GILLIAM COUNTY	588,384	542,376	46,008	7.8
ARLINGTON	100,610	60,938	39,672	39.4
CONDON	139,085	72,272	66,813	48.0
ARLINGTON SCHOOL DIST 3	554,962	554,962	-	-
OLEX SCHOOL DIST 11	100,896	100,896	-	-
CONDON SCHOOL DIST 25J	1,094,948	634,916	460,032	42.0
GILLIAM ESD	328,151	271,534	56,617	17.3
NORTH GILLIAM CEMETERY	10,350	9,675	675	6.5
SOUTH GILLIAM CEMETERY	30,930	27,356	3,574	11.6
SOUTH GILLIAM RFPD	16,932	16,932	-	-
NORTH GILLIAM CO R F P D	29,000	29,000	-	-
SO. GILLIAM HEALTH DIST	53,124	46,986	6,138	11.6
ARLINGTON PORT	10,837	10,262	575	5.3
GRANT COUNTY				
GRANT COUNTY	776,194	748,748	27,446	3.5
CANYON CITY	49,695	49,695	-	-
DAYVILLE	2,695	2,695	-	-
JOHN DAY	286,032	234,953	51,079	17.9
LONG CREEK	6,490	6,490	-	-
MONUMENT	0	0	-	-
MT. VERNON	19,856	19,856	-	-
PRAIRIE CITY	67,108	67,108	-	-
SENECA	14,309	9,817	4,492	31.4
JOHN DAY SCHOOL DIST 3	395,262	395,262	-	-
PRAIRIE CITY SCHOOL DIST 4	152,172	152,172	-	-
MT. VERNON SCHOOL DIST 6	139,104	139,104	-	-
MONUMENT SCHOOL DIST 8	61,317	61,317	-	-
DAYVILLE SCHOOL DIST 16J	84,858	84,858	-	-
LONG CREEK SCHOOL DIST 17	107,147	107,147	-	-
GRANT ESD	1,298,781	1,298,781	-	-
DAYVILLE CEMETERY	2,809	2,809	-	-
FOX CEMETERY	2,051	2,051	-	-
LONG CREEK CEMETERY	5,323	5,323	-	-
MID-COUNTY CEMETERY	42,854	40,228	2,626	6.1
MONUMENT CEMETERY	3,176	3,176	-	-
PRAIRIE CEMETERY	8,295	8,295	-	-
JOHN DAY RFPD	18,524	18,524	-	-
MT. VERNON RFPD	12,684	12,684	-	-
PRAIRIE RFPD	9,961	9,961	-	-
BLUE MOUNTAIN HOSPITAL DIST	309,298	298,361	10,937	3.5
GRANT CO EXTENSION SERV	52,787	50,920	1,867	3.5
HARNEY COUNTY				
HARNEY COUNTY	1,162,074	1,157,111	4,963	0.4
BURNS	265,288	260,502	4,786	1.8
HINES	100,418	100,418	-	-
BURNS SCHOOL DIST 3	1,287,231	977,320	309,911	24.1
CRANE SCHOOL DIST 4	109,256	82,265	26,991	24.7
PINE CREEK SCHOOL DIST 5	11,018	8,887	2,131	19.3
DIAMOND SCHOOL DIST 7	39,198	24,249	14,949	38.1
SUNTEX SCHOOL DIST 10	33,752	28,821	4,931	14.6
DREWSEY SCHOOL DIST 13	4,856	4,775	81	1.7
FRENCHGLEN SCHOOL DIST 16	23,195	18,952	4,243	18.3
DOUBLE "O" SCHOOL DIST 28	4,449	3,790	659	14.8
ANDREWS SCHOOL DIST 29	0	0	-	-

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: OCTOBER 15, 1990

AGENDA ITEM NO.: 6

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

SUBJECT: FINANCIAL IMPACT ON THE CITY OF KEIZER IF STATE BALLOT MEASURE 5 PASSES

DISCUSSION

The City Council has requested that I prepare an analysis of the possible impact upon the City of Keizer if State Ballot Measure 5 passes in November. If State Ballot Measure 5 passes, the City of Keizer will be impacted immediately by the passage of the Measure. But more importantly, the city will be substantially affected in the future.

The chart below shows the estimated property tax rates for all governmental entities, with the exception of schools, that levy a property tax within the City of Keizer. These rates are based upon the 1990-91 tax rates that have been confirmed by the County. The estimates for fiscal year 1991-92 rates were prepared by increasing the assessed valuation of the city by 10%, while only increasing the tax base of each of the taxing entities by 6%. The rates that were calculated for the water minimum charges and systems development charges are based upon the total gross receipt from those two resources, divided by the assessed valuation.

As you can see from the chart, it is projected that in 1991-92 fiscal year, the governmental entities and other charges related to property will exceed the $10.00 limit by approximately 50 cents. The 50 cent overage is 5% in excess of the $10.00 limit, therefore, all entities would have to have their revenues reduced by 5% to make the maximum tax rate $10.00.

In 1992-93, it is anticipated that the tax rate would be approximately 65 cents over the $10.00 rate and all entities would have to reduce their revenues accordingly.

CHART 1
Fiscal Year 1991-92

City Rate	2.25
County Rate	4.17
Fire Rate	2.02
Lighting District	.3444
Water Min.	1.39
Systems Development	.2067
Urban Renewal	.1204
TOTAL	10.50

CHART 2
Fiscal Year 1992-93

City Rate	2.17
County Rate	4.02
Fire District	1.95
Lighting District	.3318
Water Min.	1.32
Systems Development	.2310
Urban Renewal	.6284
TOTAL	10.65

It is very important to point out that the city's tax rate, shown in the above charts, are projected based upon an one-year operating levy rate of $2.33. The city is in the process of preparing the necessary data and working with the Keizer Tomorrow Committee to establish a new tax rate to be voted on by the voters in 1992. The city tax rate could substantially change between 1991-92 and 1992-93, which would be the first year that the city could levy its new tax base. If the city did obtain approval of a tax base, it would definitely exceed the $10.00 maximum limit for all governmental entities, which would require a reduction in revenues to all other jurisdictions.

FISCAL IMPACT

The financial impact upon the city will continue to worsen as time goes by with the tax increment revenues included in the $10.00 limit and the systems development charges also included in the $10.00 limit.

The city has been attempting to pass on the costs of growth to the new development and not require the existing residents to pay for that new growth. With the system development

charges included in the $10.00 maximum rate, the cost of growth will have to be born by all property owners, which, in the long run, will mean that the existing property owners pay more for growth than the new property owners.

RECOMMENDATION

Based upon the financial impact that Measure 5 will have upon the City of Keizer, immediately as well as in the future, I would recommend to the City Council that it take a position of being AGAINST Measure 5 and inform the Keizer electorate of that fact.

Attached are two proposed Resolutions for the Council to consider adopting. Both Resolutions express opposition to Ballot Measure 5, however, the last paragraph on the first page is different on each draft. It is requested that the Council, if it passes a Resolution, clarify for the staff if it is Alternative 1 or Alternative 2 that passes.

DHO:clm

Attachments

f:\admin\Ballot5.adg

ALTERNATIVE 1

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R90- ____

OPPOSING BALLOT MEASURE #5

WHEREAS, Ballot Measure #5, a property tax limitation measure appearing on the November 1990 general election ballot, creates sweeping changes to the current property tax system in the State of Oregon; and

WHEREAS, the property tax limitation measure contained in Ballot Measure #5 contains an arbitrary formula for determing each local taxing unit's share of the limited property tax dollars and does not permit the citizens of this community to apportion their tax dollars on the basis of their priorities; and

WHEREAS, Ballot Measure #5, if passed, would require that cities, counties and school districts compete directly for the available property tax dollars, rather than encouraging cooperation and development of viable priorities among them; and

WHEREAS, the complexity of the revisions sought to be imposed by Ballot Measure #5 will make it extremely difficult, if not impossible, to predict the annual effect of the property tax limitation on this city's ability to provide essential services on a continuing basis; and

WHEREAS, this city may be forced by the competition for property tax dollars to eliminate or reduce services without regard to the importance of those services to the members of this community; and

WHEREAS, the City Council of the City of Keizer finds and determines that the interests of the citizens of this community are not well served by the inability to make accurate financial predictions, by the inability to allocate funding on the basis of their priorities, and by the increased competition among local taxing units expected to result from Ballot Measure #5; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Keizer that this municipality actively opposes the property tax limitation measure contained in Ballot Measure #5.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

ALTERNATIVE 2

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R90- ____

OPPOSING BALLOT MEASURE #5

WHEREAS, Ballot Measure #5, a property tax limitation measure appearing on the November 1990 general election ballot, creates sweeping changes to the current property tax system in the State of Oregon; and

WHEREAS, the property tax limitation measure contained in Ballot Measure #5 contains an arbitrary formula for determing each local taxing unit's share of the limited property tax dollars and does not permit the citizens of this community to apportion their tax dollars on the basis of their priorities; and

WHEREAS, Ballot Measure #5, if passed, would require that cities, counties and school districts compete directly for the available property tax dollars, rather than encouraging cooperation and development of viable priorities among them; and

WHEREAS, the complexity of the revisions sought to be imposed by Ballot Measure #5 will make it extremely difficult, if not impossible, to predict the annual effect of the property tax limitation on this city's ability to provide essential services on a continuing basis; and

WHEREAS, this city will be forced by the property tax limitation to eliminate or reduce services already provided in this community because of a decrease in available funding: and

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

1982

COUNCIL MEETING: October 15, 1990

ITEM NO.: 7

TO:

FROM:

SUBJECT:

ISSUE

Councilor Ne... on the
Council agen... e City
Council con... ance?"

BACKGROUND

In 1986 an... for
adoption o... ise within
the city ... ty Attorney
for Counc... l
discussio... such a noise
ordinance... Department
due to l... nat, in lieu
of a noi... e and
disorder... ment. In
additio... noise problem
to use ...

DISCUSSION

Attached to this agenda item is ... of September 15, 1986 which includes a memorandum from ... ty Attorney, a proposed noise ordinance and information regarding the Neighbor to Neighbor Mediation Service. In addition to these attachments is a copy of an ordinance that was utilized by the city where I was formerly employed. It is an ordinance that is very general in nature and leaves the discretion to the enforcing officer as to whether the noise being created is a public nuisance.

The question is whether the City needs a noise ordinance and, if so, whether the ordinance should be technical in nature or should be prepared in a general nature to be utilized at the discretion of the enforcing officer.

Does the City of Keizer need a noise ordinance?

If the City Council feels that it is appropriate for the City to become involved in neighborhood disputes regarding excessive noise, then the City must pass a noise ordinance. There have been occasions in the past that the City has been called by a complainant with a request that the City take action against a person who is making excessive noise. The Police Department has chosen not to take action to enforce the State laws due to the fact that the District Attorney's office will not prosecute a violation of such law due to work load, and that it takes a large number of individuals complaining about the noise before the State law can be invoked. The City does not have its own noise ordinance to enforce and, therefore, complaints regarding excessive noise are not handled by the City. In most instances, neighbors should be able to handle a problem with another neighbor regarding excessive noise. However, in some occasions, the neighbor causing the excessive noise is not considerate of other neighbors and will not cease and desist the noise making activity without being told to by an enforcing officer. Those are the occasions that City ordinances are drafted to resolve. As is the case in 99% of the situations, laws are prepared because of a small minority of individuals. An example of such a situation was the topic of letters to the City Council in December of 1986 regarding outdoor pool parties conducted during the summer that lasted until dawn.

The City is beginning to receive more complaints regarding excessive noise and, as the City grows, adds population and the population density increases, such noise problems will also increase due to the increase in population density.

If the City needs a noise ordinance, to what extent should the City go in drafting such an ordinance?

The City Attorney, in his memorandum dated August 18, 1986, discusses two types of ordinances: the technical ordinance and the general ordinance. He raises a concern regarding the general ordinance due to the fact that it requires considerable judgment on the part of the enforcement officer and, consequently, could be subject to some abuse. He goes on to state that the courts have raised questions about such ordinances for that very reason. The other type of ordinance, the technical ordinance, is an ordinance that requires equipment to enforce but is based upon scientifically determined levels of noise that are easily enforceable, whether by the enforcement officer or in the court. The trend seems to be that the technical ordinances are being prepared for adoption by other

cities. However, I question whether the City needs to go to the extend of preparing such a technical ordinance due to the fact that in almost every instance, the violator creating excessive noise will cease and desist the activity that is creating that noise if an enforcement officer requests that he do so and states that there is an ordinance against excessive noise. The appearance of an enforcement officer with the authority to require the reduction of noise level is almost always adequate to handle the situation.

If a technical ordinance is adopted, what would be the cost for enforcement?

A hand held noise meter adequate to enforce a technical ordinance would cost approximately $300. When I say "adequate to enforce a technical ordinance," I mean adequate to obtain readings by the enforcement officer to determine whether or not he should take action to have the noise reduced. If there is a question that the violation will be taken to court, readings from a hand held noise meter would probably not be adequate. If the matter does go to court and the noise is a continuing problem, acoustical engineers can be retained by the City to take noise readings that will provide printouts of noise levels to be entered as evidence in court.

Do we have the personnel necessary to enforce such an ordinance?

Our police officers are out of service handling calls for an extremely high percentage of their day. Adding another ordinance to enforce will increase the out of service time. The question is, "How many complaints could the City safely assume would be registered if a noise ordinance is adopted by the City Council?"

The department currently does respond to all complaints or requests for service, whether there is an ordinance in effect covering the complaint or not. In other words, if an individual calls and complains about a large party, the department will respond and request that the person conducting the party reduce the noise level. In almost all cases, the violator does comply even though the City does not have an ordinance in effect but is simply requesting from a public relations standpoint that the noise be reduced. If there was a noise ordinance adopted, the amount of complaints handled by the department would not increase dramatically. But, adoption of the ordinance would give the officers authority to take further legal action if necessary.

It is requested that the City Council discuss the options of adoption of a noise ordinance and determine if adoption of such an ordinance is a priority of the City Council. If the Council wishes staff to prepare a general ordinance, that can be done. If the Council wishes a more technical ordinance, the ordinance that was prepared in 1986 could be slightly revised and adopted by the Council.

1982

City of Keizer

930 Chemawa Rd. N.E. • P.O. Box 8900, Sp. 292
Keizer, Oregon 97303-0890 • (503) 390-3700

COUNCIL MEETING: SEPTEMBER 15, 1986

AGENDA ITEM NO.: 11

TO: MAYOR AND CITY COUNCIL

FROM: ROY PAYNE, CITY MANAGER

SUBJECT: DISCUSSION - NOISE ORDINANCE

ISSUE

Shall the City Council adopt a noise ordinance making the creation of excessive, unnecessary or unusually loud noises a violation of City law based upon maximum permissible sound levels established by the City Council?

BACKGROUND

The Council Council, both collectively and individually, has previously received requests from Keizer residents desiring adoption of a noise ordinance. The Council, on August 18, 1986, reviewed various approaches to noise enforcement and directed Staff to proceed with the development of a noise ordinance based upon a technical approach which establishes maximum permissible decibel levels of sound for various activities.

ANALYSIS

The City Council in the past has viewed the creation of new City regulations and ordinances as the last resort in attempting to solve an identified problem. The philosophy of the Council has been to stick to basic City services and to minimize the amount of regulation within the City.

Noise problems can occur because of noisy machinery, barking dogs, unmufflered motorcycles, and radios or stereos, building construction activity, traffic, trains, fire alarms, football games, etc. A comprehensive noise ordinance should address all of these possible noise sources and establish the acceptability of certain noises and exempt them from regulation or establish maximum acceptable noise levels for each noise source. A lot of noise irritation occurs between neighbors as a result of neighborhood disputes or low-tolerance levels of certain individuals. It is a difficult item for a police department to enforce without objective standards to measure the "loudness" of a noise or sound.

The approach the Council suggested regarding a technical approach to enforcement is the most comprehensive. However, it is also the most expensive with regard to equipment required and the time involvement required for investigation and follow-up enforcement.

Other options available to the City are as follows:

1. Take no action. This would continue the status quo and give the City minimum noise enforcement ability. The State statutes on noise would still apply. ORS166.025 establishes unreasonable noise as disorderly conduct if the noise causes public inconvenience.

   Along with the option, the City could encourage neighbors who have a noise problem to utilize the Neighbor-to-Neighbor Mediation Service which is available in the Keizer/Salem area.

2. Establish a general noise regulation similar to Portland's or the general provisions of the Salem Ordinance which states:

   "It shall be unlawful for any person knowingly or create, assist in creating, permit, continue, or permit the continuance of any noise disturbance. A noise disturbance is any sound which annoys, disturbs, injures or endangers the comfort, repose, health, peace, or safety of others within the limits of the City."

   This would give the City more authority than currently found under State law and would not require any additional cost in terms of sound measurement equipment. It could also be expanded to include the more specific, technical regulations in the future, if a determination is made to further regulate noise disturbances.

RECOMMENDATION

The City Manager recommends either Option 1 or Option 2 as an approach to noise regulation rather than the more costly technical approach.

Attachment

RP/clm

noise.adg

COUNCIL MEETING: AUG. 18, 1986

M E M O R A N D U M AGENDA ITEM NO.: 11

To: The Mayor, City Council and City Manager

From: City Attorney JAR

Re: Noise Regulation

Date: August 14, 1986

The City staff and some councilors have been approached regarding the regulation of noise in the City of Keizer. I have attached copies of the ordinances regulating noise for the Cities of Salem, Eugene, and Portland. The three ordinances are examples of the three approaches to regulation of noise.

Section 14.24.150 of the Portland City Code is an example of the general approach to noise regulation. The ordinance is only one sentence and is framed in very general terms. The ordinance does go on to specifically address sound producing or reproducing equipment.

The City of Eugene's former noise ordinance takes a somewhat more comprehensive approach. The ordinance starts from the same general premise as Portland's, however, it then attempts to define some of the actions that would constitute a violation of the ordinance. Eugene went on to provide for a permit for some construction activity. The City of Eugene has subsequently revised its noise ordinance and has gone more toward the technical approach that the City of Salem has adopted. I hope to have a copy of their new ordinance for you to review also.

The City of Salem has a reasonably comprehensive and technical noise ordinance. The focus is on decibel levels for various activities in various neighborhoods. However, the ordinance does include a general prohibition similar to Portland and Eugene's. Salem does include a variance procedure also.

The general approach to noise regulation and the technical approach offer different advantages and disadvantages which usually are the converse of one another. The general approach offers considerable flexability and does not necessarily require technical equipment. By that same token, it is subject to considerable judgment on the part of the enforcement officers and consequently, could be subject to some abuse. The Courts have raised questions about such ordinances for that very reason.

The old Eugene ordinance attempts to address some of those problems with definitions of particular actions that would violate the ordinance. The obvious problem is you can't necessarily list every action that may violate the ordinance. As a result, you end up with some judgment required of the enforcement officers but not perhaps as much as in the simpler, general prohibition. Eugene has apparently revised its ordinance and gone more toward the technical ordinance that Salem has adopted.

Salem's technical ordinance has the advantage of being more definitive. Its ordinance goes a long way toward eliminating judgment calls on the part of enforcement officers. Consequently, it can be viewed as reasonably objective. However, it is complicated and does require special equipment to enforce it. As a result, it may be hard for citizens to know in advance whether they are in compliance with the ordinance without the special equipment available to make that determination. As a practical matter, I am advised that the City of Salem usually seeks enforcement of noise violations under their more general provision rather than the technical part.

The variance provisions of Salem's ordinance would require additional administrative involvement on the part of the city staff. It would provide a mechanism for regulation of particular noise producing activities however.

The general trend for noise regulation appears to be toward the more technically oriented ordinances. The feeling seems to be the technical standards eliminate the judgment calls and provide a more objective basis for determining whether or not the activity constitutes a violation. This approach avoids the court's concern about vague ordinances and also helps to blunt the common assertion in these cases that the complaining neighbor or enforcement officer is simply "out to get" the offending person.

/t

HAVE A PROBLEM?

USE YOUR NEIGHBOR-TO-NEIGHBOR MEDIATION SERVICE

SOME PROBLEMS WE MEDIATE:

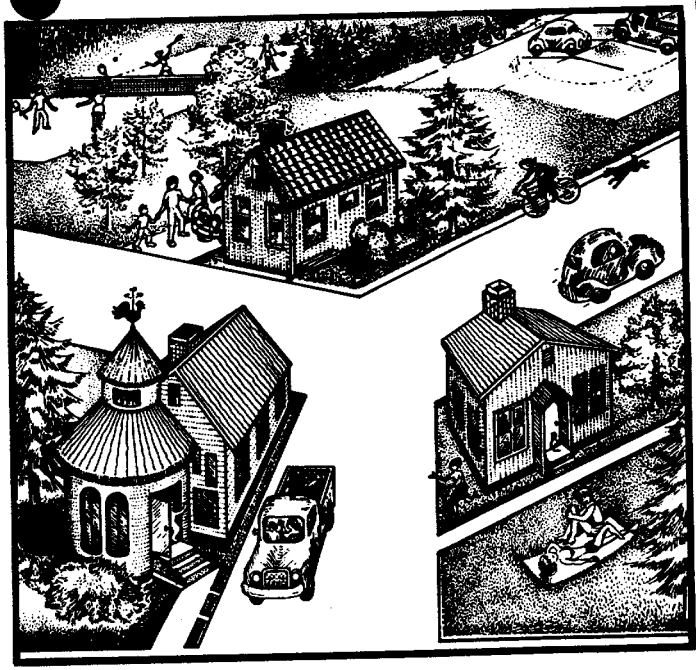
- Noise
- Parking
- Animals
- Litter
- Property Damage
- Trespassing
- Business Relationships
- Workplace Relations
- Teacher/Parent/ Student Relationships
- Money
- Harrassment
- Landlord/Tenant
- Vandalism

HOW WE WORK:

1. Individuals with problems contact our office.
2. A trained community volunteer is sent to speak with both parties involved in the problem.
3. If both parties agree to use our service, a mediation session is scheduled.
4. The session is held in a neutral setting.
5. Trained community volunteers serve as panel members at the hearing. The panel does not determine guilt, or decide who is right or wrong. The panelists work with the parties to help them reach their own solution to the problem.
6. When a solution is reached, the agreement is written and signed by the parties.
7. Follow-up is done to see how well the solution is working.

WHO WE ARE:

Neighbor-to-Neighbor is an affiliate of Salem Neighborhoods, Inc. We are a group of community volunteers trained to help others resolve conflicts within their own communities.



NEIGHBOR-TO-NEIGHBOR BOARD:

Joyce Wilson
Dave Hunt
Lorraine Pullman
Jan Alsever
Roy Patton, M.D.
Bryan Johnston
Gary Pullman
Katherine Krueger
Karen Fabos
Margie Baum
Hugh Dierker
Rosa Leonardi
Julio Viamonte, VI

OUR PROCESS IS QUICK, EFFECTIVE, INFORMAL, AND FREE.

For More Information, Call Neighbor-to-Neighbor 581-9726

or

write PO Box 3653 Salem, Oregon 97302

BILL NO. A BILL FOR ORDINANCE NO. 86-_____

AN ORDINANCE PROHIBITING NOISE AND PROVIDING FOR VARIANCE

The City of Keizer ordains as follows:

Section 1. PURPOSE. It is hereby found and declared that:

A) The making and creation of excessive, unnecessary or unusually loud noises within the limits of the City of Keizer is a condition which has existed for some time and the extent in volume of such noises is increasing;

B) The making, creation, or maintenance of such excessive, unnecessary, unnatural, or unusually loud noises which are prolonged, unusual and unnatural in their time, place and use affect and are a detriment to public health, comfort, convenience, safety, welfare, and prosperity of the residents of the City of Keizer, and

C) The necessity in the public interest for provisions and prohibitions hereinafter contained in this chapter, is declared as a matter of legislative determination and public policy, and it is further declared that the provisions and prohibitions hereinafter contained are in pursuance of and for the purpose of securing and promoting the public health, comfort, convenience, safety, welfare, and prosperity and the peace and quiet of the City of Keizer and its inhabitants.

Section 2. DEFINITIONS. As used in this ordinance:

A) "A-scale (dBA)" means the sound level in decibels

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

measured using the A-weighted network as specified in American National Standard Specification for Sound Level Meters (ANSI S 1.4-1971).

B) "Commercial" means any use of an office, service establishment, hotel, motel, retail store, park, amusement or recreation facility, or other use of the same general type, and rights-of-way appurtenant thereto, whether publicly or privately owned.

C) "Decibel (dB)" means a unit for measuring the volume of a sound, equal to 20 times the logarithm to the base 10 of the ratio of the pressure of the sound measured to the reference pressure. The reference pressure is 20 micropascals (20 micronewtons per square meter).

D) "Domestic power equipment" means power tools or equipment used for home or building repair, maintenance, alteration or other home manual arts projects, including but not limited to powered hand tools, lawn mowers, garden equipment and snow removal equipment.

E) "Frequency" means the time of repetition of a periodic phenomenon, measured in Hertz (H_z).

F) "Impulse sound" means a single pressure peak or single burst (multiple pressure peaks) for a duration of less than one second as measured on a peak unweighted sound level meter.

G) "Industrial" means any use of a warehouse, factory, mine, wholesale trade establishment, or other use of the same general type, and rights-of-way appurtenant thereto, whether publicly

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

or privately owned.

H) "Motor vehicle" means any land vehicle which is designed to be self-propelled.

I) "Noise sensitive" means any use of a church, temple, synagogue, day care center, hospital, rest home, retirement home, group care home, school, dwelling unit (single family dwelling, duplex, triplex, multifamily dwelling, or mobile home), or other use of the same general type, and rights-of-way appurtenant thereto, whether publicly or privately owned.

J) "Octave band" means an interval in Hertz between two frequencies having a ratio of two to one. For purposes of this chapter, octave band sound pressure levels may be measured at any of the following center frequencies: 31.5, 63, 125, 250, 500, 1000, 2000, 4000 and 8000 Hz.

K) "Plainly audible" means unambiguously communicated to the listener. Plainly audible sounds include, but are not limited to understandable musical rhythms, understandable spoken words, and vocal sounds other than speech which are distinquishable as raised or normal.

L) "Sound level" in dBA, means the weighted sound pressure level, measured by the use of an A-weighted sound level meter set at a fast meter response.

M) "Sound level meter" means a sound level measuring device, either Type 1 or Type 2, as defined by American National Standard Speficiation for Sound Level Meters (ANSI S1.4-1971).

N) "Sound pressure level," in dB, is 20 times the logarithm

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

to the base 10 of the ratio of the root-mean square of the pressure of a given sound to the reference pressure. The reference pressure is 20 micropascals (20 micronewtons per square meter).

Section 3. NOISE DISTURBANCE PROHIBITED. A) Generally. In addition to the specific prohibitions in subsection B) of this section and Section 5, it shall be unlawful for any person knowingly to create, assist in creating, permit, continue, or permit the continuance of any noise disturbance. A noise disturbance is any sound which annoys, disturbs, injures, or endangers the comfort, repose, health, peace, or safety of others, within the limits of the City.

B) Specific prohibitions. Unless exempted by Section 6, the following acts are declared to be noise disturbances, provided that this enumeration shall not be deemed to be exclusive:

1) Dynamic braking devices. Using any dynamic braking device on any motor vehicle, except to avoid imminent danger to persons or property. A dynamic braking device is one used primarily on trucks and busses to convert a motor from an internal combustion engine to an air compressor for the purpose of vehicle braking without the use of wheel brakes.

2) Idling engines on motor vehicles. Operating for more than 15 consecutive minutes on any idling engine in such a manner as to be plainly audible within any dwelling unit between 10:00 p.m. and 7:00 a.m.

3) Motor vehicle repair and testing. Repairing or testing

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

any motor vehicle in such a manner as to be plainly audible within any dwelling unit between 10:00 p.m. and 7:00 a.m.

4) Steam whistles. Blowing any steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work.

5) Sirens. Sounding a stationary siren.

6) Railroad whistles and horns. Blowing a railroad train whistle or electric horn at any private roadway crossing or at any public crossing at which are installed and operating flashing light signals, audible signals, and gate arms or equivalent warning devices which are automatically activated by the approach of railroad trains or equipment on the tracks, except where the person blowing the whistle or horn deems it to be necessary in the exercise of sound judgment to prevent an accident.

Section 4. MOTOR VEHICLE RACE TRACKS. It shall be unlawful for any person to operate or permit to be operated a motor vehicle race track in any residentially zoned district within the City.

Section 5. MAXIMUM PERMISSIBLE SOUND LEVELS. A) Except as specifically provided elsewhere in this chapter, no person shall cause or permit sound to be received on property used as specified herein if the sound exceeds the limits set forth in subsections B) and C). For purposes of this section "day" hours are between 7:00 a.m. and 10:00 p.m., and "night" hours are between 10:00 p.m. and 7:00 a.m.

B) Table of Maximum Permissible Sound Levels (in dBA).

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1835

Type of Source by Use	Type of Receiver by Use					
	Noise Sensitive		Commercial		Industrial	
	Day	Night	Day	Night	Day	Night
Noise Sensitive	55	45	60	55	65	60
Commercial	55	50	70	65	70	65
Industrial	55	50	70	65	Not Applicable	

1) No sound received on a property shall exceed the established maximum permissible sound levels in the Table of Maximum Permissible Sound Levels by 10 dBA.

2) No sound received on a property shall exceed the established maximum permissible sound levels in the Table of Maximum Permissible Sound Levels by 5 dBA for a cumulative total of greater than one minute, but less than five minutes in any ten minute period.

3) No sound received on a property shall exceed the established maximum permissible sound levels in the Table of Maximum Permissible Sound Levels for a cumulative total of five minutes or more in any ten minute period.

C) Exceptions.

1) Octave band sound. Notwithstanding any other sound levels in this section, no person shall operate or permit the operation of a noise source if the sound produced by such operation is measured at a median octave band sound pressure level which exceeds the levels set forth in the following table:

//

//

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

Median Octave Band Sound Pressure Levels (in dB)

Octave Band Center	Day	Night
31.5	68	65
63	65	62
125	61	56
250	55	50
500	52	46
1000	49	43
2000	46	40
4000	43	37
8000	40	34

2) Impulse sound. Notwithstanding any other sound levels in this section, no person shall operate or permit the operation of a noise source which emits an impulse sound which has a peak sound pressure level in excess of 100 dB in the day or 80 dB in the night.

3) Sound producing, amplifying, or reproducing equipment. During night hours, no person shall cause or permit sound produced by a musical instrument, radio, television, phonograph, loudspeaker, or other similar equipment to be plainly audible within any dwelling unit other than the source. This standard replaces the table in subsection B) of this Section for night sounds only; day sounds shall be governed by that table.

4) Domestic power equipment. The day sound levels in the table in subsection B) of this section do not apply to sounds produced by domestic power equipment.

During night hours, no person shall operate domestic power equipment in such a manner as to be plainly audible within any dwelling unit other than the source.

5) Commercial construction. The day sound levels in the

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

table in subsection B) of this section do not apply to sounds produced in commercial construction activity.

6) Off-highway vehicles. No person shall operate any self-propelling motor vehicle designed for or capable of travel on or over natural terrain, including but not limited to motorcycles, minibikes, motor scooters, dune buggies, and jeeps, off a public right-of-way in such a manner that the sound level generated thereby exceeds 60 dBA in the day or 55 dBA in the night as measured at or within the boundary of a noise sensitive receiver property.

7) Auxiliary equipment on motor vehicles. No person shall cause, allow, permit, or fail to control the operation of any auxiliary equipment on a motor vehicle for more than 30 minutes when the sound level generated thereby exceeds 55 dBA in the day or 50 dBA in the night as measured at or within the boundary of noise sensitive property. Auxiliary equipment means a mechanical device which is built in or attached to a motor vehicle, including, but not limited to, refrigeration units, compressors, compactors, chippers, power lifts, mixers, pumps, and blowers.

D) Measurement of sound levels under this section shall be made at one of the following points, whichever is farther from the sound source:

1) 25 feet from that point on a receiver building nearest the sound source, or

2) That point on the receiver property line nearest the

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

sound source.

Section 6. EXEMPTIONS. The following sounds are exempted from the provisions of this ordinance:

A) Sounds made by work necessary to restore property to a safe condition following a public calamity, or work required to protect persons or property from imminent exposure to danger.

B) Sounds made by warning devices to protect persons or property from imminent exposure to danger, provided however that burglar or fire alarms shall not operate continuously for more than fifteen minutes.

C) Sounds made by an emergency vehicle, as defined in ORS 801.260, when responding to or from an emergency or when in pursuit of an actual or suspected violator of the law.

D) Sounds made by current employment of land and buildings on a farm for the purpose of obtaining a profit in money by raising, harvesting, and selling crops or by the feeding, breeding, management, and sale of livestock, poultry, fur-bearing animals or honeybees, or the produce thereof, or for dairying and the sale of dairy products or any other agricultural or horticultural operations or any combination thereof including the preparation and storage of the products raised for man's use and animal use and disposal by marketing or otherwise by a farmer on such farm.

E) Sounds made by activities by or on direction of the City of Keizer in maintenance, construction, or repair of public improvements in public rights-of-way or easements.

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

F) Sounds produced pursuant to a specific variance granted by the Oregon Environmental Quality Commission, or under Section 8 of this ordinance.

G) Sounds produced by sound amplifying equipment at athletic events sponsored by Salem-Keizer School District 24J.

H) Sounds made by motor vehicle exhaust systems that comply with the provisions of ORS 815.250, but this exemption does not apply to violation of Section 3(B)[2] of this ordinance.

Section 7. ENFORCEMENT RESPONSIBILITY AND AUTHORITY. This chapter shall be jointly enforced by the police department and the City Manager's designee.

Section 8. VARIANCES, Generally. Any person who owns, controls, or operates any sound source which does not comply with a provision of this chapter may apply for:

A) A Class A Variance, for an event or activity which does not exceed 72 hours in duration; or

B) A Class B Variance, for an event or activity or series of related events, or activities which are 72 hours or more in duration.

Section 9. VARIANCE APPLICATION. A) An applicant for a variance shall submit in writing:

1) A reference to the provision from which the variance is sought;

2) The reason or reasons why the variance is necessary;

3) The physical characteristics of the involved sound;

4) The times when the involved sound will be emitted and

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

the anticipated duration of the sound;

5) Where the sound will not be generated by a mobile source which moves beyond the boundaries of one block, a site plan sketch which shows the area of sound generation and designates whether the uses in the area within 400 feet of the source of the involved sound are commercial, industrial, or noise sensitive as defined in Section 2, or a combination thereof;

6) Any other supporting information which the building official or council may reasonably require to allow consideration of the conditions set forth in Section 11.

B) The applicant for a Class A Variance shall submit the application to the City Manager's designee. The applicant for a Class B Variance shall submit the application to the City Recorder, who shall place the matter on the agenda for the forthcoming council meeting.

Section 10. PUBLIC NOTIFICATION FOR CLASS B VARIANCE. The applicant for a Class B Variance shall notify in writing any person residing or owner of a business within 400 feet of the sound source that an application for a variance is to be considered by the council. Notice under this section shall state the date the council will consider the application, the nature and substance of the variance to be considered, and that recipients of the notification may file written comments on the application with the City Recorder before the council meeting at which the application will be considered.

Section 11. VARIANCE REVIEW. The City Manager or the City

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

Manager's designee or council may grant a variance, after considering the written application for variance and any written comments submitted by persons specified in Section 10, when it appears that the following conditions exist:

1) There are unnecessary or unreasonable hardships or practical difficulties which can be most effectively relieved by granting the variance;

2) That granting the application will not be unreasonably detrimental to the public welfare.

Section 12. VARIANCE DECISION. A) The City Manager or the City Manager's designee shall grant or deny a Class A Variance within 3 days of receipt of a complete variance application, excluding Saturdays, Sundays, and holidays.

B) The council shall grant or deny a Class B Variance within 30 days of receipt of the application, and may, on its own motion, hold a public hearing on the application before deciding to grant or deny the variance.

C) The City Manager or council may impose such limitations, conditions, and safeguards as deemed appropriate, so that the spirit of this chapter will be observed, and the public safety and welfare secured. A violation of any such condition or limitation shall constitute a violation of this ordinance.

D) A decision to grant or deny a variance shall be in writing and shall state the reasons for such decision. The Council or City Manager shall notify the applicant of the decision and shall make it available to any person who has

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

submitted written comments on the application.

Section 13. REVIEW. The decision of the council to grant or deny a variance is final. The City Manager shall file his written decision with the city recorder, who shall place the matter on the agenda for the forthcoming council meeting. The decision of the City Manager is final on the date of that council meeting unless the council, on its own motion, decides to reverse or modify the decision of the City Manager to schedule a public hearing on the application. If a public hearing is held, the council shall grant or deny the variance within 30 days after the hearing, and may impose conditions on the granting of the variance as set forth in Section 12.

Section 14. VIOLATIONS: A) Violation of any provision of this ordinance is an infraction.

Section 15. EMERGENCY. This ordinance being necessary for the immediate preservation of the public health, safety, and welfare, an emergency is declared to exist and this ordinance shall take effect immediately upon its passage.

PASSED this_____day of_____, 1986.

SIGNED this_____day of_____, 1986.

_____
Mayor

_____
City Recorder

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
503/390-1635

LAST TUESDAY

12.07.010
OSMOND

NOISY BUILDING CONSTRUCTION

ORD. NO. 8594 (11-1-75) Eff. 5-22-64

An ordinance prohibiting between certain hours and on Sundays, noisy building construction.

The Board of Supervisors of the County of Los Angeles do ordain as follows:

Sec. 1. Board. "Board" means the Board of Supervisors of the County of Los Angeles.

Sec. 2. Person. "Person" means an individual, parternship, firm or corporation.

Sec. 3. Section. "Section" means a section of this ordinance.

Sec. 4. Reference to ordinance or statute. Whenever any reference is made to this, or any other ordinance, or to any statute, such reference shall apply to all amendments and additions thereto now or hereafter made.

Sec. 5. Severance Clause. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance, and the application of such provision to other persons or circumstances, shall not be affected thereby.

Sec. 6. Except as otherwise provided in this ordinance, a person on any Sunday, or at any other time between the hours of 8 P.M. and 6:30 A.M. the following day, shall not perform any construction or repair work of any kind upon any building or structure, or perform any earth excavating, filling, or moving, where any of the foregoing entails the use of any air compressors; jack-hammers; power-driven drill; riveting machine; excavator, diesel-powered truck, tractor or other earth moving equipment; hand hammers on steel or iron, or any other machine, tool, device or equipment which makes loud noises to the disturbance of persons occupying sleeping quarters in a dwelling, apartment, hotel, mobile-home, or other place of residence. (Amended by Ord. 9818 Eff. 7-25-69).

Sec. 7. The provisions of Section 6 do not apply to any person who performs the construction, repair, excavation or

earthmoving work involved pursuant to the express written permission of the County Engineer to perform such work at times prohibited in Section 6. Upon receipt of an application in writing therefor, stating the reasons for the request and the facts upon which such reasons are based, the County Engineer may grant such permission if he finds that:

(a) the work proposed to be done is effected with a public interest, or

(b) hardship, or injustice or unreasonable delay would result from the interruption thereof during the hours and days specified in Section 6, or

(c) the building or structure involved is devoted or intended to be devoted to a use immediately incident to public defense. (Amended by Ord. 9818 Eff. 7-25-69).

Sec. 8. Any person dissatisfied with the decision of the County Engineer may appeal to the Public Welfare Commission as provided in Ordinance No. 5860, entitled "An Ordinance regulating and licensing businesses and other activities," adopted November 27, 1951, including the appointment of, and reference to, a referee, as in the case of a notification by the Tax Collector that he intends to deny a license.
(Amended by Ord. 9849 Eff. 9-19-69).

Sec. 9. The provisions of Section 6 do not apply to the construction, repair, or excavation during prohibited hours as may be necessary for the preservation of life or property when such necessity arises during such hours as the offices of the County are closed or where such necessity requires immediate action prior to the time at which it would be possible to obtain a permit pursuant to Section 7, if the person doing such construction, repair or excavation obtains a permit therefor within one day after the office of the County Engineer are first opened subsequent to the making of such construction, repair or excavation.
(Amended by Ord. 9849 Eff. 9-19-69).

Sec. 10. The provisions of Section 6 do not apply to the construction, repair, or excavation by a public utility which is subject to the jurisdiction of the Public Utilities Commission as may be necessary for the preservation of life or property and where such necessity makes it necessary to construct, repair, or excavate during the prohibited hours.

Sec. 11. The provisions of this ordinance do not apply in any territory which is in a zone in which Ordinance No. 1494, entitled "The Zoning Ordinance," adopted September 12, 1927, prohibits any residential use and which is not less than five hundred feet from any territory in any residential zone as defined in Section 201 of said Ordinance No. 1494, or any territory in a residential zone in any city.

Sec. 12. Any person violating any provision of this ordinance is guilty of a misdemeanor punishable by a fine of not more than five hundred dollars or by imprisonment in the County Jail for not more than six months or by both such fine and imprisonment. Every such person is guilty of a separate offense for every day during any portion of which any violation of any of the provisions of this ordinance is committed, continued or permitted by such person and shall be punished as provided by this ordinance.

12.08.550 Vehicle or motorboat repairs and testing.
12.08.560 Vibration.

12.08.430 Acts deemed violations when. Notwithstanding any other provisions of this chapter, the acts set out in this Part 4, and the causing or permitting thereof, are declared to be in violation of this chapter. (Ord. 11778 § 2 (Art. 5 § 501 (part)), 1978: Ord. 11773 § 2 (Art. 5 § 501 (part)), 1978.)

12.08.440 Construction noise. A. Operating or causing the operation of any tools or equipment used in construction, drilling, repair, alteration or demolition work between weekday hours of 7:00 p.m. and 7:00 a.m., or at any time on Sundays or holidays, such that the sound therefrom creates a noise disturbance across a residential or commercial real-property line, except for emergency work of public service utilities or by variance issued by the health officer is prohibited.

B. Noise Restrictions at Affected Structures. The contractor shall conduct construction activities in such a manner that the maximum noise levels at the affected buildings will not exceed those listed in the following schedule:

1. At Residential Structures.

a. Mobile Equipment. Maximum noise levels for non-scheduled, intermittent, short-term operation (less than 10 days) of mobile equipment:

	Single-family Residential	Multi-family Residential	Semiresidential/ Commercial
Daily, except Sundays and legal holidays, 7:00 a.m. to 8:00 p.m.	75dBA	80dBA	85dBA
Daily, 8:00 p.m. to 7:00 a.m. and all day Sunday and legal holidays	60dBA	64dBA	70dBA

b. Stationary Equipment. Maximum noise level for repetitively scheduled and relatively long-term operation (periods of 10 days or more) of stationary equipment:

	Single-family Residential	Multi-family Residential	Semiresidential/ Commercial
Daily, except Sundays and legal holidays 7:00 a.m. to 8:00 p.m.	60dBA	65dBA	70dBa
Daily, 8:00 p.m. to 7:00 a.m. and all day Sunday and legal holidays	50dBA	55dBA	60dBA

2. At Business Structures.

a. Mobile equipment. Maximum noise levels for nonscheduled, intermittent, short-term operation of mobile equipment:

Daily, including Sunday and legal holidays, all hours: maximum of 85dBA.

C. All mobile or stationary internal-combustion-engine powered equipment or machinery shall be equipped with suitable exhaust and air-intake silencers in proper working order.

D. In case of a conflict between this chapter and any other ordinance regulating construction activities, provisions of any specific ordinance regulating construction activities shall control. (Ord. 11778 § 2 (Art. 5 § 501(c)), 1978: Ord. 11778 § 2 (Art. 5 § 501(c)), 1978.)

12.08.450 Forced-air blowers in tunnel car washes. Operating or permitting the operation of any forced-air blower in a tunnel car wash between the hours of 7:00 a.m. and 8:00 p.m. in such a manner as to exceed any of the following sound levels is prohibited:

ORDINANCE NO. 144

AN ORDINANCE OF THE CITY OF LA CANADA FLINTRIDGE
ADDING SECTION 5.20.100 TO THE LA CANADA FLINTRIDGE
MUNICIPAL CODE RELATING TO ANIMAL NOISES

THE CITY COUNCIL OF THE CITY OF LA CANADA FLINTRIDGE HEREBY ORDAINS AS FOLLOWS:

Section 1. Chapter 5.20 of the La Canada Flintridge Municipal Code is hereby amended by adding thereto a new Section 5.20.100 to read as follows:

5.20.100 Animal Nuisances. No person shall keep or maintain or permit the keeping of, upon any premises owned, occupied or controlled by such person, any animal otherwise permitted to be kept which by any sound or cry shall cause annoyance or discomfort to a reasonable person of normal sensitivity in any residential zone.

Section 2. This ordinance shall take effect within thirty (30) days after its final passage and within fifteen (15) days after its passage, the City Clerk shall cause it to be published in the La Canada Valley Sun, a newspaper of general circulation in the City of La Canada Flintridge and hereby designated for that purpose.

PASSED, APPROVED AND ADOPTED this 19th day of January 1987.

Mayor

ATTEST:

City Clerk

ORDINANCE NO. 172

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA CANADA FLINTRIDGE AMENDING SECTION 5.32.020 OF THE LA CANADA FLINTRIDGE MUNICIPAL CODE AS IT RELATES TO LANDSCAPING NOISE AND ACTIVITY

The City Council of the City of La Canada Flintridge does hereby ordain as follows:

SECTION 1. Section 5.32.020 of the La Canada Flintridge Municipal Code is hereby amended to read as follows:

Section 5.32.020. Regulation of Landscape Maintenance Activity

(a) Definition.

For the purposes of this Section, "landscape maintenance equipment" shall include, but not be limited to the following: domestic power tools, such as lawnmowers, lawnblowers, portable engines or motor powered equipment, electrical tools, compressors, chippers, chain saws, etc.; hand tools such as hammers, saws, etc; large equipment such as tractors, trailers, flat-beds, fork lifts, cranes, etc.

(b) Permitted Hours of Use.

No landscape maintenance equipment shall be loaded or unloaded or used in any residential use zone during the hours of 9:00 p.m. of one day through 7:00 a.m. of the following day nor shall any preparatory or post-landscaping work, of any nature, be performed during said hours.

SECTION 2. If any section, subsection, sentence, phrase, portion or part of this ordinance is, for any reason, held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it intends and desires that the remaining parts of the ordinance continue to be effective without any parts that have been declared invalid.

SECTION 3. This ordinance shall take effect thirty (30) days after its final passage and within fifteen (15) days after its passage, the City Clerk shall cause it to be published in the La Canada Valley Sun, a newspaper of general circulation in the City of La Canada Flintridge and hereby designated for that purpose

PASSED, APPROVED AND ADOPTED this 5th day of September, 1989.

Edmund J. Kraus
Mayor

ATTEST:

Patricia Anderson
City Clerk

ORDINANCE NO. 166

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA CANADA FLINTRIDGE ADDING CHAPTER 5.32 TO THE LA CANADA FLINTRIDGE MUNICIPAL CODE REGULATING NOISE LEVELS AND PROHIBITING LANDSCAPING ACTIVITIES DURING CERTAIN HOURS IN RESIDENTIAL ZONES

WHEREAS, the City Council of the City of La Canada Flintridge finds it necessary to control the use of certain landscape maintenance equipment in order to protect the peace, health and general welfare of the community; and

WHEREAS, the City Council of the City of La Canada Flintridge finds that appropriate control necessitates restrictions on the permitted use, operation and hours of operation of certain landscape maintenance equipment;

NOW, THEREFORE, the City Council of the City of La Canada Flintridge does hereby ordain as follows:

SECTION 1. Chapter 5.32 is hereby added to Article 5 of the La Canada Flintridge Municipal Code to read as follows:

Chapter 5.32
LANDSCAPE MAINTENANCE NOISE RESTRICTIONS

Section 5.32.010. Noise Level Restrictions.

It shall be unlawful for any person, in the course of providing landscape maintenance services, to willfully make or continue, or willfully cause to be made or continued, any noise, from any source, on any parcel in any residential zone which exceeds a decibel level of 65 dba as measured from any adjacent residential property line.

Section 5.32.020. Regulation of Landscape Maintenance Equipment

(a) Definition.

For the purposes of this Section, "landscape maintenance equipment" shall include, but not be limited to the following: domestic power tools, such as lawnmowers, lawnblowers, portable engines or motor powered equipment, electrical tools, compressors, chippers, chainsaws, etc.; hand tools such as hammers, saws, etc.; large equipment such as tractors, trailers, flat-beds, fork lifts, cranes, etc.

(b) Permitted Hours of Use.

No landscape maintenance equipment shall be used in any residential use zone during the hours of 9:00 p.m. of one day through 7:00 a.m. of the following day.

Section 5.32.030. Punishment for Violation

(a) Any person violating any of the provisions of this chapter not more than once in any twelve month period shall be deemed guilty of an infraction punishable by a fine of $25.00.

(b) Any person having been found guilty of violating the provisions of this ordinance who, within a period of twelve months, commits a violation of the same provisions of this ordinance, shall be guilty of a misdemeanor punishable by a fine not to exceed $250.00.

Section 5.32.040. Exceptions

The following are specifically excluded from the provisions of this chapter:

1. Any noise generated in a residential area during the time specified in this ordinance that is caused as a result of construction rather than landscape maintenance. Such noise and the regulation thereof shall be adhered to as prescribed in Section 5.16.070 of this Code.

2. Any landscaping activity or noise generated in the provision of emergency services or repair, or under other circumstances where necessary to prevent or to stop a threat to the public health, safety or general welfare.

SECTION 2. If any section, subsection, sentence, phrase, portion or part of this ordinance is, for any reason, held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it intends and desires that the remaining parts of the ordinance continue to be effective without any parts that have been declared invalid.

SECTION 3. The City Clerk shall certify to the passage and adoption of this ordinance and shall cause the same to be posted as required by law.

PASSED, APPROVED AND ADOPTED this 20th day of March, 1989.

John C Leehan
Mayor

ATTEST

Patricia Anderson
City Clerk

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

ORDER

IN THE MATTER OF THE APPLICATION OF RUBY BRADY FOR A CONDITIONAL USE PERMIT TO CHANGE A NON-CONFORMING USE BY REPLACING AN EXISTING MOBILE HOME ON A 0.20 ACRE PARCEL IN A RM (MEDIUM DENSITY RESIDENTIAL) ZONE ON PROPERTY LOCATED AT 800 CADE STREET N.E., KEIZER, OREGON (CASE NO. KCUP 90-8).

Section 1. THE APPLICATION. This matter comes before the Keizer City Council on appeal by the City of the Zoning Administrator's grant of a conditional use permit to Ruby Brady to replace the existing mobile home located at 800 Cade Street, N.E., with a larger mobile home.

Section 2. JURISDICTION. The land in question in this order is within the city limits of the City of Keizer. The City Council is the governing body for the City of Keizer. As the governing body, the City Council has the authority to make final land use decisions concerning land within the city limits of the City of Keizer.

Section 3. PUBLIC HEARING. A public hearing was held on this matter before the Keizer City Council on October 1, 1990. The following persons either appeared at the hearing or provided written testimony on the application:

1) Skip Wendolowski, Marion County Planning

2) Ruby Brady, Applicant

Section 4. EVIDENCE. Evidence before the City Council in this matter is summarized in Exhibit "A" attached.

Section 5. OBJECTIONS. No objections have been raised as to notice, jurisdiction, alleged conflicts of interest, evidence presented or testimony taken at the hearing.

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

Section 6. CRITERIA AND STANDARDS. The criteria and standards relevant to the decision in this matter are set forth in Exhibit "B" attached.

Section 7. FACTS. The facts before the City Council in this matter are set forth in Exhibit "C" attached.

Section 8. JUSTIFICATION. Justification for the City Council's decision in this matter is explained in Exhibit "D" attached.

Section 9. ACTION. The decision of the City Council is set forth in Exhibit "E" attached.

Section 10. FINAL DETERMINATION. This order is the final determination in this matter.

Section 11. EFFECTIVE DATE. This order being necessary for the immediate preservation of the public health, safety, and welfare, an emergency is declared to exist and this order shall take effect immediately upon its passage.

Section 12. APPEAL. A party aggrieved by the final determination in a proceeding for a discretionary permit or a zone change may have it reviewed under ORS 197.830 to ORS 197.845.

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

3073C0E.001

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

EXHIBIT "A"
Evidence

Mayor Orcutt opened the public hearing on the appeal of Conditional Use Case 90-8, Ruby Brady, applicant.

Skip Wendolowski of Marion County Planning reviewed the staff report regarding this appeal. He highlighted Mr. Otterman's memorandum to the Council, noting that Ms. Brady's concern with the Zoning Administrator's decision is different from City staff's concern about expansion of a nonconforming use.

Ruby Brady, 800 Cade Street, Keizer, stated that she presently has a 1954 mobile home on the subject property. The decision of the Zoning Administrator indicates that approval would be granted for a 1976 or newer mobile home. She explained that she can place her mother's 1970 mobile home on the property except for this condition. Ms. Brady noted that she is unable to afford a newer mobile home, and that she views the change as an improvement to the neighborhood. Ms. Brady stated that she lives on less than $300 per month. The 1954 mobile home, of which she submitted photographs into the record, is a one bedroom, 344 square foot unit. This mobile was extensively damaged in the kitchen by a fire last year. Her mother's mobile is 12' x 58', and contains two bedrooms, two baths, a utility room, a tip out awning and a deck. She understands that the main concern over a pre-1976 model consists of the wiring. Ms. Brady submitted a statement from Eagle Electric indicating that much of the wiring was in stable condition and listing the necessary improvements. The Marion County Building Inspector has given approval on the electrical wiring improvements.

Ms. Brady believed her situation to be unique and without precedent. Ms. Brady noted the general decline and deterioration of the surrounding neighborhood. She cited one next door neighbor who has 19 vehicles in the backyard, another with travel trailers, and an abandoned mobile home on another. One property contains garbage in the yard, and yet another neighbor has up to 1,000 plastic buckets stacked in his yard. Ms. Brady also introduced photographs showing the 1970 mobile.

There being no further testimony to come before the Council, Mayor Orcutt entered the statement from Eagle Electric and the five photographs into the record, then closed the public hearing.

EXHIBIT "B"

Criteria and Standards

The criteria and standards relevant to this application are found in the City of Keizer Zoning Ordinance (KZO) and the Keizer Comprehensive Plan (KCP). Of importance in this particular application are the procedures from KZO Chapters 3, 5 and 8.

3073COK.003

EXHIBIT "C"

Facts

1. The property is designated Medium-High Density Residential in the Keizer Comprehensive Plan. The purpose of this Plan designation and the corresponding RM (MEDIUM DENSITY RESIDENTIAL) zone is to provide land for multi-family housing.

2. The property is located on the south side of Cade Street, approximately 500 feet west of its intersection with Cherry Avenue. The approximate 10,000 square foot parcel contains a single-wide mobile home.

3. All surrounding property is zoned RM. Land uses include a mixture of single family dwellings and duplexes.

4. Mobile homes on individual lots are currently prohibited in the RM zone; the existing use is therefore non-conforming. The applicant is proposing to replace the existing mobile home on the property with a larger mobile home, thereby expanding the current non-conforming land use. Pursuant to Section 3.12(c) of the Keizer Zoning Ordinance the expansion of a non-conforming use requires a conditional use permit.

5. The City of Keizer, the Marion County Department of Public Works and the Marion County Building Inspection Division reviewed the proposal and offered no comment. The County Assessor's Office provided tax assessment information. No other contacted agency responded.

6. The existing 1954 mobile home is in a condition of disrepair and the replacement of such mobile home with the 1970 mobile home, though still non-conforming, will be an improvement to the property.

3073COK.004

EXHIBIT "D"

Justification

The applicant has the burden of proving that the application meets the relevant standards and criteria to be applied in a particular case. In the current case, the applicant is requesting a conditional use permit to allow her to replace a 1954 mobile home with a 1970 mobile home on her property located at 800 Cade Street. Mobile homes are prohibited uses in the RM zone. The applicant's mobile home is therefore a non-conforming use.

The relevant section of the Keizer Zoning Ordinance is Section 3.12(b) and (c). Subsection (b) indicates that a non-conforming building, structure or development may be altered, enlarged or replaced as provided as in Subsection (c) as long as such change is otherwise lawful.

Section 3.12(c) states that should an applicant wish to expand or change the non-conforming use, the applicant shall have the burden of showing either 1) that the alteration of the use or structure is necessary to comply with a lawful requirement or 2) the expansion or change will not result in a greater adverse impact on the neighborhood. In addition, the section states that granting of the conditional use allowing the alteration does not remove the non-conforming status of the use or structure.

It is apparent that the applicant would contend that the second criteria is met in this case; that is, that the replacement mobile home will not result in a greater adverse impact on the neighborhood.

The applicant testified that the replacement mobile home would be an improvement to the neighborhood. Photos produced by applicant and entered into the record indicate that the neighborhood and the subject property would be improved by such replacement mobile home. There was no contrary testimony.

Because this permit would allow the continuation of a non-conforming use, the application of conditions is appropriate. When the appropriate conditions are in place, any adverse impacts from this use will be minimized.

3073COK.005

EXHIBIT "E"
Action

The City of Keizer orders as follows:

The application for a conditional use permit is GRANTED, subject to the following conditions:

The following conditions must be met before the approved use is established:

1) The applicant shall obtain all necessary permits from the Marion County Building Inspection Division, and comply with all requirements of the Marion County Building Inspection Division.

2) The applicant must comply with all land use regulations, including, but not limited to, setback requirements for a single-family dwelling in the RM (MEDIUM DENSITY RESIDENTIAL) zone.

3) The applicant shall execute a Removal Agreement which incorporates the conditions of approval. Such Removal Agreement shall be in a form acceptable to the Keizer City Attorney and shall be recorded in the Marion County Real Property Records.

Once the approved use is established, the following conditions must be continually satisfied:

4) The existing mobile home shall be removed within thirty days of receiving an occupancy permit for the replacement mobile home.

5) This approval is not an acceptance by the City of a non-conforming use. The use of a mobile home on the property continues to be a non-conforming use. The grant of this permit is personal to applicant and does not run with the land. Upon the sale of the property, the death of the applicant, or absence of the applicant from the premises for 90 consecutive days or more, this permit is subject to immediate revocation.

This permit is subject to review by the Planning Commission and/or City Council at any time, and shall be subject to revocation if any conditions are not complied with.

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: October 15, 1990

AGENDA ITEM NO.: 9

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN, M.S.PA, CITY MANAGER DHO

SUBJECT: ORDINANCE (Second Reading) - AMENDING THE KEIZER ZONING ORDINANCE TO ADOPT CHAPTER 41, MANUFACTURED HOME OVERLAY ZONE; AND DECLARING AN EMERGENCY

At its meeting on October 1, 1990, the City Council passed the attached ordinance on first reading, with Councilor Hart dissenting. The ordinance returns for second and final reading tonight.

BILL NO. 169 A BILL ORDINANCE NO. 90-187

FOR

AN ORDINANCE AMENDING THE KEIZER ZONING ORDINANCE TO ADOPT CHAPTER 41 MANUFACTURED HOME OVERLAY ZONE; AND DECLARING AN EMERGENCY

The City of Keizer ordains as follows:

Section 1. AMENDMENT. The Keizer Zoning Ordinance is hereby amended by the addition of "Chapter 41 Manufactured Home Overlay Zone" as set forth in Exhibit "A" attached to this Ordinance and by this reference incorporated herein.

Section 2. EFFECTIVE DATE. This act being necessary for the immediate preservation of public health, safety, and welfare, an emergency is declared to exist and this Ordinance shall take effect upon its passage.

PASSED ON FIRST READING this 1st day of October, 1990

PASSED this _____ day of _____, 1990.

SIGNED this _____ day of _____, 1990.

_____
MAYOR

_____
CITY RECORDER

2476COK.003

LIEN & HOBSON
Attorneys at Law
4855 River Rd. N.
Keizer, Oregon 97303
(503) 390-1635

EXHIBIT "A"

CHAPTER 41

MANUFACTURED HOME OVERLAY ZONE

Contents

Section	Title	Page
41.01	Purpose	1
41.02	Permitted Uses	1
41.03	Development Standards	1
41.04	Manufactured Home Requirements	2
41.05	Yard Requirements	2

41.01 **PURPOSE.** The purpose of the Manufactured Home Overlay Zone is to allow the placement of certain types of Manufactured Homes on individual lots planned and zoned for single-family residential use outside of designated mobile home subdivisions and mobile home parks in a manner that will be compatible with adjacent residential uses. Areas that may be appropriate for the Manufactured Home Overlay zone are located in the RS zones, and are designated for single-family residential development in the comprehensive plan.

41.02 **PERMITTED USES.** The following uses, when developed under the applicable development standards in the Zoning Ordinance, are permitted in the Manufactured Home Overlay zone in addition to the uses allowed in the underlying zone.

(1) Manufactured home on a lot outside of a designated mobile home subdivision or mobile home park.

41.03 **DEVELOPMENT STANDARDS.** In addition to the standards and regulations contained in this chapter, a manufactured home, and lot upon which such manufactured home is sited, are subject to the development standards, architectural requirements and minimum size requirements to which a conventional single-family residential dwelling on the same lot would be subject. No structure or use shall be approved until all requirements in this chapter and all other applicable development standards have been satisfied.

The provisions of this chapter are complementary and supplementary to other provisions of this ordinance. In the event of a conflict between a provision of this chapter and another provision of this ordinance applicable to a particular lot, structure or use, the more restrictive provision shall apply.

41.04 **MANUFACTURED HOME REQUIREMENTS.** Manufactured homes located on lots outside of a designated mobile home subdivision or mobile home park shall meet the following requirements:

(1) The manufactured home shall have been manufactured after June 15, 1976, and exhibit the Oregon Department of

Commerce "Insignia of Compliance" that indicates conformance with Housing and Urban Development (HUD) standards; and

(2) The manufactured home shall be multi-sectional and enclose a space of not less than 1,000 square feet; and

(3) The manufactured home shall be placed on an excavated and back-filled foundation enclosed at the perimeter. The manufactured home shall not be more than 1 foot above grade; and

(4) The manufactured home shall have a pitched roof with a nominal slope of 2 to 3 feet for each 12 feet in width; and

(5) The manufactured home shall have exterior siding and roofing which in color, material and appearance is similar to the exterior siding and roofing material commonly used on residential dwellings within the community or which is comparable to the predominant materials used on surrounding dwellings as determined by the Hearings Officer and/or City Council; and

(6) The manufactured home shall be certified by the manufacturer to have an exterior thermal envelope meeting performance standards which reduce heat loss equivalent to the performance standards required of single-family dwellings constructed under the state building code; and

(7) The manufactured home shall have an attached or detached garage or carport constructed of like materials and parking consistent with development standards for single-family dwellings in the underlying zone.

41.05 **YARD REQUIREMENTS.** The yard requirements for manufactured homes located on a lot outside of a designated mobile home subdivision or mobile home park shall be the same as provided for a single-family dwelling in the underlying zone except that interior side yards shall be at least 5 feet, and a manufactured home shall not be located closer than 10 feet to any other dwelling, mobile home or manufactured home.

41.06 **PROCEDURE.** The initiation and procedure for a Manaufactured Home Overlay Zone change shall be conducted as any residential zone change as provided in the Keizer Zoning Ordinance.

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: October 15, 1990

AGENDA ITEM NO.: 10

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN, M.S.PA, CITY MANAGER

SUBJECT: DISCUSSION - LEAGUE OF OREGON CITIES' CONFERENCE

The 65th Annual League of Oregon Cities' Conference is scheduled for November 10-12, 1990 at the Red Lion Inn at Jantzen Beach in Portland. Enclosed is preliminary information regarding the conference.

Staff recommends that the City Council discuss and direct staff on the following:

1. Designation of voting delegate.
2. Indication of who wishes to register for the conference.
3. Decision on whether Council wishes to hold annual dinner.

LEAGUE OF OREGON CITIES
1990 ANNUAL CONFERENCE AND BUSINESS MEETING

Designation of Voting Delegate At Annual Business Meeting

The annual business meeting will be held Monday, November 12, at 7:30 a.m. Each city is entitled to cast one vote at the business meeting; all city officials are encouraged to attend.

Use this form to indicate those persons who will represent your city as a voting delegate and alternate delegate. The voting delegate or alternate should pick up a voting card at the Conference Registration Desk on Monday morning prior to the business meeting. **NOTE: Delegates may not vote without a voting card, and voting cards will be issued only to a person indicated on this form. Voting by proxy will not be permitted.**

VOTING DELEGATE

Name _____

Title _____

ALTERNATE

Name _____

Title _____

Submitted by: _____
(Signature)

Name _____
(Print)

Title _____

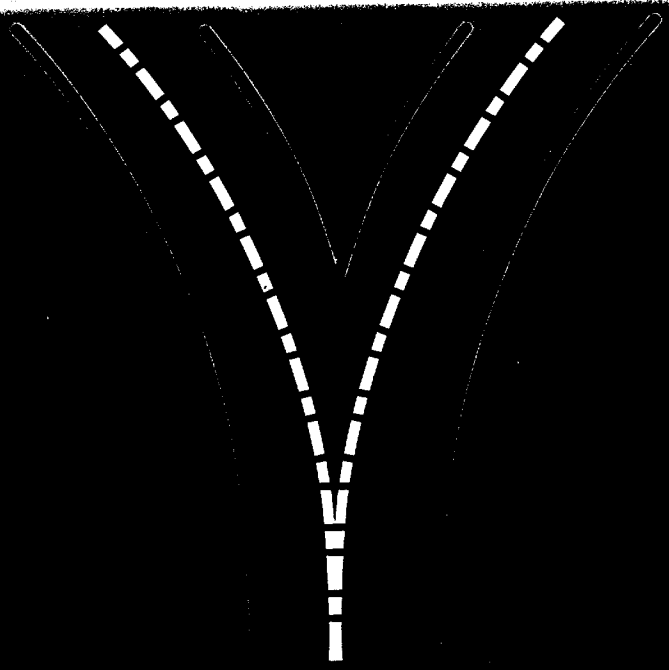
City _____

Telephone _____

Return by **October 31** to:

League of Oregon Cities
P.O. Box 928
Salem, OR 97308

LEAGUE OF OREGON CITIES



CHALLENGES & CHOICES

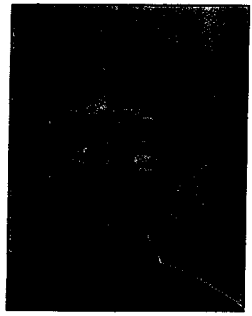
LEAGUE OF OREGON CITIES

65th Annual Conference

November 10-12, 1990

Red Lion

Jantzen Beach



Dear Colleagues:

On behalf of the League of Oregon Cities, welcome to the 65th Annual Conference and Business Meeting.

The 1990's are an exciting and challenging time to be involved in city government. Our problems do have solutions and this conference will help us find them. Our 1990 conference program provides us with the chance to actively participate in municipal policy development and to learn about local, state and federal issues. Through the general sessions, workshops and training seminars, we will receive ideas and tools to aid us as local government leaders.

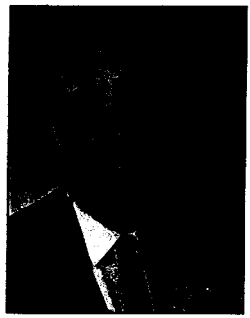
I urge you to attend the many sessions, join in the debate on policy issues at the meeting of the Resolutions Committee, participate Monday in the League's Business Meeting, and cast your vote for the election of city officials who will best serve you as officers and directors of the Board.

In addition to the substantive program, the various social functions provide an opportunity for each of you to renew old friendships and to acquire new ones.

The success of Oregon cities depends on the continuing commitment of individuals like yourselves, who provide enthusiastic, active leadership. I look forward to meeting you and to an informative, productive conference.

Sincerely,

Emily Schue
President
Councilor, Eugene



WELCOME!

On behalf of the City of Portland, I would like to extend a warm invitation to the members of the League of Oregon Cities to attend the 65th Annual Conference being held November 10-12, 1990. We are proud to be hosting this year's conference.

"Challenges and Choices" is certainly appropriate and timely for all of us concerned with the quality of life in Oregon cities. The program being planned will assist us in developing a meaningful city agenda for years to come.

During your stay in Portland, I hope you will take the time to enjoy the various attractions that our city has to offer. I am certain you will find Portland to be a vibrant, progressive at community. I am looking forward to personally welcoming each of you.

Kindest regards,

Bud

J.E. Bud Clark
Mayor, Portland

League of Oregon Cities' 65th Annual Conference and Business Meeting
November 10-12, 1990
Red Lion Inn, Jantzen Beach

Elected and appointed officials have a special responsibility to serve the needs of their citizens. The League of Oregon Cities' 65th Annual Conference is important because it provides an opportunity to learn from its many workshops, general sessions, and speeches designed to help city officials respond more effectively to the needs of their citizens. The 1990 Annual Conference is dedicated to assisting you in meeting the challenges and choices of the coming year.

Conference Registration Information

Every delegate, guest, speaker, representative of the media, and any other conference participant MUST REGISTER with this form. Please complete the form in full and return it along with your check or voucher covering payment of all appropriate conference registration fees payable to: League of Oregon Cities' Conference, P.O. Box 928, Salem, Oregon, 97308.

NOTE: No registration will be processed without payment in full or an accompanying purchase order or city voucher. No registration will be taken over the telephone.

Preregistration Saves Money! Register by October 26th and save $10. Also, by preregistering, you will be assured that you have meal reservations and a full packet of conference materials including a name badge, conference program, and tickets to meals and special events ready for you upon your arrival at the Red Lion Inn.

Conference Registration Fees. "Member" rates include city officials and staff from cities as well as state, regional, county, and federal officials. "Non-member" rates include individuals from private organizations and other interested parties.

There is a minimal fee of $20 for spouse/guest registration. This fee helps to defray the cost of handling guest registrations and the programming of special events for spouses and guests of conference participants. It also entitles your spouse/guest to a badge, to attend all general conference sessions, and admission to hosted receptions and special events.

Cancellations/changes. Registration and meal cancellations and changes will be accepted by the League office until November 7th at no charge. Cancellations made after 5 p.m. November 7th, 1990, will not be refunded. Because space is limited, it is advisable to preregister for conference meal functions. Vegetarian meals can be arranged; please indicate on registration form by marking a "V" by the meal and indicate how many.

Parking. There is ample free parking at the Red Lion Inns. The hotels are within walking distance of each other and with the abundance of parking, no shuttle will be provided.

Guest Tours

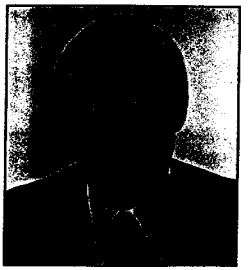
TIMBERLINE LODGE, MT. HOOD
Sunday, November 11, 1990
10:00 a.m. - 4:00 p.m.

Traveling east from Portland into the Cascade Mountain Range, the coach will climb snow covered Mt. Hood to the elevation of 6,000 feet. Here we will visit Timberline Lodge, the largest wooden structure in Oregon, built during the Great Depression. From this vantage point you will have a panoramic view including miles of virgin forest, clear mountain lakes and the snow covered peaks of the Cascade Range. There will also be an opportunity to hike the trails, ride the chair lift, explore the lodge and watch a movie depicting the building of Timberline Lodge. Lunch is on your own in one of the restaurants at the Lodge. On the return trip we will stop at Janz Berryland and the Wasson Winery for an opportunity to purchase fresh Oregon fruits, preserves, or wines. *Minimum of 20 people required.*

PORT OF PORTLAND
Monday, November 12, 1990
1:00 p.m. - 4:30 p.m.

Spend an interesting and informative afternoon touring the bustling Port of Portland facilities. You will see the ship repair yard, the dry docks, and the ship terminals. Also included will be a behind the scenes look at the Portland International Airport. *Minimum of 20 people required.*

CHANGES IN AMERICA: THE FORCES THAT WILL SHAPE AMERICA IN THE 1990's



James Crupi

As the Berlin Wall comes down and the Middle East crisis heats up, forces are at work which will influence local government in Oregon. James Crupi was a dynamic keynote speaker at last year's NLC conference who impressed the audience with his technical and personal approach to events shaping our lives.

Founder and President of the International Leadership Center, James Crupi is a recognized expert in leadership development, community power structures and international business. Dr. Crupi is also a business and strategic planning consultant, advisor, author, and educator. His Center is a leadership research and development corporation that was founded in 1985. It has received international recognition for its research, consulting activities and training programs.

A former consultant to Citicorp, James Crupi was a consultant to the Office of the President, Washington D.C. He holds a Ph.D. from the University of Florida and did advanced study at the London Business School, London, and the International Management Institute, Geneva. Dr. Crupi will speak at the opening lunch, Sunday, November 11. *Registration required.*

LEADERSHIP

Glenn S. Jacobus

What do efficiency, motivated employees, quality of work life, reduced turnover, and greater job satisfaction all have in common? They are all sought by most businesses but they are all by-products of something else. That "something else" is an excellent organization - and that is what we're here to help you create, improve or maintain if that's your goal.

We're sure you know excellent organizations don't just happen. And, if you've created one, you also know they don't just stay that way, either. They need never-ending work and commitment. They also need people with a very specialized set of skills; people skills. More and more businesses are realizing that expertise in a chosen field or profession does not guarantee expertise in leading people. Yet leadership is the key to success in the 1990's.

For too long America has been over-managed and under-led. Mr. Jacobus can help you fix that. He's tough on the principles which create excellence. He's tender on the ways in which we help others to discover them. What makes an excellent organization? Three things - great leadership, great teamwork, and a commitment to service. Join Glenn Jacobus for the principles that could change your organization. *Leadership Training is Monday, November 12, 1-4 PM. Limited to first 150 registrants. Registration required.*

Program Outline

(tentative)

Saturday, November 10

9:00 a.m. - 5:00 p.m.	Registration
10:00 a.m. - 2:15 p.m.	LOC Board of Directors
10:00 a.m. - 2:15 p.m.	Mayors Roundtables
10:00 a.m. - 2:30 p.m.	O-ICMA Training
1:00 p.m. - 4:00 p.m.	Newly Elected Officials Orientation
2:30 p.m. - 5:00 p.m.	OMA Business Meeting
5:00 p.m. - 6:30 p.m.	Reception (exhibit area)

4:30 p.m. - 6:30 p.m. Exhibits

Sunday, November 11

6:30 a.m. - 5:00 p.m.	Registration
7:30 a.m. - 8:45 a.m.	Affiliate Breakfasts/Business Meetings (O-ICMA, personnel, attorneys, planners, AORA, municipal recorders, OMEU, OMFOA, police/fire, librarians, parks and recreation)
9:00 a.m. - 11:30 a.m.	Resolutions Committee
11:45 a.m. - 1:30 p.m.	Lunch
1:45 p.m. - 3:15 p.m.	Concurrent Sessions: community controversy, transportation finance, legislative issues, health issues, downtown development
1:45 p.m. - 4:00 p.m.	Resolutions Committee (continued)
1:45 p.m. - 5:00 p.m.	Concurrent Sessions: growth management, legal issues, small city issues, budget training
3:30 p.m. - 5:00 p.m.	Concurrent Sessions: infrastructure,LeagueBase, federal update, risk management, parks and open space, health insurance, public safety
5:30 p.m. - 6:30 p.m.	Nominating Committee
	Dinner on your own

** If Ballot Measure 5 passes, two additional sessions will be offered Sunday, November 11, 1:45-3:15 p.m. and repeated again at 3:30-5:00 p.m.*

11:00 a.m. - 5:00 p.m. Exhibits

Monday, November 12

6:30 a.m. - 5:30 p.m.	Registration
7:30 a.m. - 9:45 a.m.	LOC Breakfast/Business Meeting
10:00 a.m. - 11:30 a.m.	Roundtable Discussions: economic development, city identity and image, electioneering Concurrent Sessions: water, housing, recycling, small cities' SDC's, qualification based selection
11:30 a.m. - 12:45 p.m.	Lunch (exhibit area)
1:00 p.m. - 2:30 p.m.	Concurrent Sessions: livable cities, lobbying, local government education, municipal courts, effective meetings, emergency communications
1:00 p.m. - 4:15 p.m.	Systems development charges (SDC's), personnel issues, budget training
1:00 p.m. - 4:00 p.m.	Leadership Training
2:45 p.m. - 4:15 p.m.	Concurrent Sessions: community network, tourism, school finance/sales tax, sister cities, substance abuse, dispute resolution, user fees, cable TV
5:30 p.m. - 6:30 p.m.	Reception (exhibit area)
6:30 p.m. - 12:00 MM	Banquet & Dance

11:30 a.m. - 6:30 p.m. Exhibits

The Community Visioning Process
O-ICMA WORKSHOP

Join your fellow managers in a presentation and discussion on the development of a visioning process for your community. This timely workshop will provide 1) an overview of the importance of creating a vision for your community; 2) ideas for a process that will work in your community; 3) a discussion of the information that will lend credibility to your project, and 4) a preview of some of the products a local government can expect. The workshop will be facilitated by Jim Griesemer (University of Denver) and Chris Gates (National Civic League).

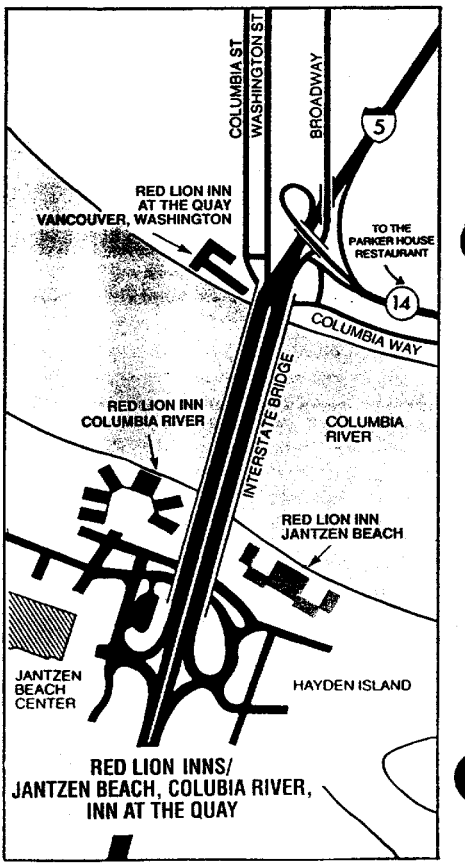
Ten $25.00 scholarships will be available for the workshop. They will be awarded on a first come, first served basis. Contact Doreen Fillman at the League Office to request a scholarship (588-6550). This O-ICMA workshop will be held Saturday, November 10. Lunch included. *Registration required.*

OMA ROUNDTABLES

If POPS passes, cities will face enormous new challenges. But, pass or fail, it's clear that the new Governor and the next legislature will be working on tax reform.

How will our communities be affected? How can the Oregon Mayors Association assure that our communities will benefit? The answers to these and other important questions may come out of this session - but only if you're there. The session will be held Saturday, November 10. Lunch included.

CABARET BERET
This talented versatile band will entertain you throughout the evening with the Big Band sounds of the 40's, Rock & Roll of the 60's,



Housing Reservation Information

Deadline: Reservations must be made by October 16th

Red Lion Inn, Jantzen Beach is the headquarters hotel. All conference sessions will be held in this facility. The overflow ty listed below is holding a room block for our conference. Rates and locations of the hotels are indicated.

Procedures. All room reservations will be made directly with the hotels. Toll free numbers are listed below. When making reservations please identify yourself as a delegate of the League of Oregon Cities in order to receive special room rates.

Please do not call the League office for room reservations. Room confirmations will be sent directly from the hotel.

Requests for room reservations must be received no later than October 16th. After that date any available rooms will cost the regular rate, which is considerably higher. Any additions, changes, or cancellations of reservations should be made by contacting the hotel directly.

The rooms at Red Lion Inn, Jantzen Beach will be filled first, then Red Lion Inn, Columbia River, unless otherwise specified.

Should you have any questions about the preregistration or housing reservation process, please call the League of Oregon Cities, (503) 588-6550. We look forward to seeing you at our 65th Annual Conference and Business Meeting.

Conference Hotels

		Single (1 person)	Double (2 people)	Double/Double	Suite
1.	Red Lion Inn, Jantzen Beach 909 North Hayden Island Dr. Portland, OR 97217 1-800-547-8010 Direct (503) 283-4466	$54	$64	*	Vary
2.	Red Lion Inn, Columbia River 1401 North Hayden Island Dr. Portland, OR 97217 1-800-547-8010 Direct (503)283-2111	$54	$64	*	Vary

*Double/Double is double rate plus $10 per person. Rates do not include city room tax.

1990 Conference Registration Form

(please fill out one form per registrant)

This is my first League Conference ☐

Name _____

Title _____ Representing _____

Billing Address _____ City _____ Zip _____

Spouse/Guest Full Name (if attending) _____ Phone _____

COMPLETE AND RETURN THIS FORM TO: League of Oregon Cities, P.O. Box 928, Salem, OR 97308
Registration must be accompanied by voucher or payment in full

Registration fee includes admission to all general sessions, workshops and receptions. Meals, pre-conference sessions (Sat.) and spouse/guest activities are additional.

		Price	No.	Amount
Registration				
Member Fee (prior to Oct. 26)		$ 70.00	___	___
* _____	1 day	60.00	___	___
(after Oct. 26)		80.00	___	___
* _____	1 day	70.00	___	___
Non-member Fee		140.00	___	___
* _____	1 day	120.00	___	___
Spouse/Guest Registration		20.00	___	___
*indicate which day attending				
Saturday, November 10				
Newly Elected Officials Orientation			___	N/C
O-ICMA Workshop (including lunch)		60.00	___	___
OMA Roundtables (including lunch)		12.00	___	___
Sunday, November 11				
Breakfast Meetings (✓ below)		$ 9.00	___	___
AORA ___				
Attorneys ___		$ 9.00	___	___
Finance Officers ___		9.00	___	___
Librarians ___		9.00	___	___
Municipal Recorders ___		9.00	___	___
OMEU ___		9.00	___	___
O-ICMA ___		9.00	___	___
Parks & Rec. ___		9.00	___	___
Personnel Directors ___		9.00	___	___
Planners ___		9.00	___	___
Police/Fire ___		9.00	___	___
Luncheon/General Session		14.00	___	___
Guest Tour		20.00	___	___
Monday, November 12				
LOC Breakfast/Business Meeting		$11.00	___	___
Exhibit Lunch		14.00	___	___
Leadership Training		40.00	___	___
Guest Tour		16.00	___	___
Annual Banquet		21.00	___	___

Cancellations will be accepted by the League office until November 7th at no charge. Any cancellation made after 5 p.m. November 7th, 1990 will not be refunded.

FOR OFFICE USE ONLY

Pd. $ _____ PO# _____ CODE# _____

League of Oregon Cities
65th ANNUAL CONFERENCE and BUSINESS MEETING
November 10-12, 1990 -- Red Lion Inn, Jantzen Beach

Dear Colleagues:

On behalf of the League of Oregon Cities, welcome to the 65th Annual Conference and Business Meeting.

The 1990s are an exciting and challenging time to be involved in city government. Our problems do have solutions and this conference will help us find them. Our 1990 conference program provides us with the chance to actively participate in municipal policy development and to learn about local, state and federal issues. Through the general sessions, workshops and training seminars, we will receive ideas and tools to aid us as local government leaders.

I urge you to attend the many sessions, join in the debate on policy issues at the meeting of the Resolutions Committee, participate Monday in the League's Business Meeting, and cast your vote for the election of city officials who will best serve you as officers and directors of the Board.

In addition to the substantive program, the various social functions provide an opportunity for each of you to renew old friendships and to acquire new ones.

The success of Oregon cities depends on the continuing commitment of individuals like yourselves, who provide enthusiastic, active leadership. I look forward to meeting you and to an informative, productive conference.

Sincerely,

Emily Schue

Emily Schue, President
Councilor, Eugene

Conference Registration Information

All city elected officials, managers and department heads will be sent the conference promotional piece, which includes a registration form and hotel/housing information. If you do not receive this material, please contact the League.

Preregistration Saves Money! Register by **October 26th** and save $10. Also, by preregistering, you will be assured that you have meal reservations and a full packet of conference materials including a name badge, conference program, and tickets to meals and special events ready for you upon your arrival at the Red Lion Inn.

Conference Registration Fees. "Member" rates include city officials and staff from cities, as well as state, regional, county, and federal officials. "Non-member" rates include individuals from private organizations and other interested parties.

There is a minimal fee of $20 for spouse/guest registration. This fee helps to defray the cost of handling guest registrations and the programming of special events for spouses and guests of conference participants. It also entitles your spouse/guest to a badge, to attend all general conference sessions, and admission to hosted receptions and special events.

Cancellations/changes. Registration and meal cancellations and changes will be accepted by the League office until November 7th at no charge. Cancellations made after 5 p.m. November 7th, 1990, will not be refunded. Because space is limited, it is advisable to preregister for conference meal functions. Vegetarian meals can be arranged; please indicate on the registration form by marking a "V" by the meal and indicate how many.

Parking. There is ample free parking at the Red Lion Inns. The hotels are within walking distance of each other, and with the abundance of parking, no shuttle will be provided.

Saturday workshops. The Oregon Section of the International City Management Association and Newly Elected Officials conduct training workshops on Saturday, November 10. The Oregon Mayors' Association will hold their annual business meeting on Saturday afternoon, November 10. Everyone is invited to an informal "get acquainted" reception following their meetings, hosted by the participating exhibitors, at 5:00 p.m. in the exhibit area.

Breakfast/business meetings have been scheduled on Sunday morning, November 11, for the Association of Oregon Redevelopment Agencies; Oregon City Attorneys Association; Oregon Municipal Finance Officers Association; Oregon Library Association; Oregon Association of Municipal Recorders; Oregon Municipal Electric Utilities; Oregon Section, International City Management Association; Oregon Parks and Recreation Society; City Personnel Managers; Oregon City Planning Directors Association; and Joint Oregon Association of Chiefs of Police and Oregon Fire Chiefs Association.

Registration waiver for business meeting attendance ONLY. Individuals attending one or more League of Oregon Cities conference events, other than an Association Breakfast and Business Meeting on Sunday, are required to register and pay either the one-day or three-day conference fee. However, for persons who only attend an association breakfast meeting (from 7:30 - 8:45 a.m. on November 11), you will have the opportunity to receive a registration WAIVER. Upon adjournment of the breakfast meeting, individuals wishing a WAIVER may turn in their badge at the League's Registration Desk. At that time a WAIVER form will be issued, and those individuals will only be charged for the breakfast events. However, if the individual fails to turn in his or her badge before the beginning of the 9:00 a.m. Resolutions Committee meeting, he or she will be responsible for the one-day registration fee.

Badges. Badges must be worn at all times. No one will be admitted to a general session, business meeting, meal function or social function without the badge issued upon registration.

Voting at the Annual Business Meeting, Monday, November 12. The business meeting will be held at 7:30 a.m. on Monday, November 12, in the East Ballroom. At this meeting, League members will vote on resolutions and amendments to *Oregon Municipal Policy* and the *LOC Constitution* developed by the League's Resolutions Committee. Members will also elect League officers and board members for 1991.

Each city is entitled to cast one vote at the annual business meeting. The voting delegate or alternate may pick up a voting card at the conference registration desk Monday morning prior to the business meeting. Delegates may not vote without a voting card. Voting by proxy is not permitted.

Changes in America: The Forces That Will Shape America in the 1990s

James Crupi

As the Berlin Wall comes down and the Middle East crisis heats up, forces are at work which will influence local government in Oregon. James Crupi was a dynamic keynote speaker at last year's NLC conference who impressed the audience with his technical and personal approach to events shaping our lives.

Founder and President of the International Leadership Center, James Crupi is a recognized expert in leadership development, community power structures and international business. Dr. Crupi is also a business and strategic planning consultant, advisor, author and educator. His Center is a leadership research and development corporation that was founded in 1985. It has received international recognition for its research, consulting activities and training programs.

A former consultant to Citicorp, James Crupi was a consultant to the Office of the President, Washington, D.C. He has a Ph.D. from the University of Florida and did advanced study at the London Business School, London, and the International Management Institute, Geneva. Dr. Crupi will speak at the opening lunch, Sunday, November 11. *Registration required.*

Leadership

Glenn S. Jacobus

What do efficiency, motivated employees, quality of work life, reduced turnover, and greater job satisfaction all have in common? They are all sought by most businesses but they are all by-products of something else. That "something else" is an excellent organization -- and that is what we're here to help you create, improve or maintain if that's your goal.

We're sure you know excellent organizations don't just happen. And, if you've created one, you also know they don't just stay that way, either. They need never-ending work and commitment. They also need people with a very specialized set of skills; people skills. More and more businesses are realizing that expertise in a chosen field or profession does not guarantee expertise in leading people. Yet leadership is the key to success in the 1990s.

For too long America has been over-managed and under-led. Mr. Jacobus can help you fix that. He's tough on the principles which create excellence. He's tender on the ways in which we help others to discover them. What makes an excellent organization? Three things -- great leadership, great teamwork, and a commitment to service. Join Glenn Jacobus for the principles that could change your organization. Leadership Training is Monday, November 12, 1:00 - 4:00 p.m. *Limited to first 150 registrants. Registration required.*

The Community Visioning Process

O-ICMA Workshop

Join your fellow managers in a presentation and discussion on the development of a visioning process for your community. This timely workshop will provide 1) an overview of the importance of creating a vision for your community; 2) ideas for a process that will work in your community; 3) a discussion of the information that will lend credibility to your project; and 4) a preview of some of the products a local government can expect. The workshop will be facilitated by Jim Griesemer (University of Denver) and Chris Gates (National Civic League).

Ten $25 scholarships will be available for the workshop. They will be awarded on a first-come, first-served basis. Contact Doreen Fillman at the League office to request a scholarship (588-6550). This O-ICMA workshop will be held Saturday, November 10. Lunch included. *Registration required.*

OMA Roundtables

If POPS passes, cities will face enormous new challenges. But, pass or fail, it's clear that the new governor and the next legislature will be working on tax reform.

How will our communities be affected? How can the Oregon Mayors Association assure that our communities will benefit? The answers to these and other important questions may come out of this session -- but only if you're there. The session will be held Saturday, November 10. Lunch included. *Registration required.*

League of Oregon Cities
65th ANNUAL CONFERENCE and BUSINESS MEETING
November 10-12, 1990 -- Red Lion Inn, Jantzen Beach

Preliminary Program

Saturday, November 10

9:00 a.m. - 5:00 p.m. **REGISTRATION** *(West Ballroom)*
The LOC Registration Desk will be located in the West Ballroom of the Red Lion Inn, Jantzen Beach. Those who have preregistered will have a full packet of conference material ready upon arrival. Member registration fee (prior to October 26) $70; one-day attendance $60; non-member $140; spouses and guests of delegates $20. After October 26, the registration fee increases by $10.

10:00 a.m. - 2:15 p.m. **LEAGUE OF OREGON CITIES' BOARD OF DIRECTORS MEETING**
Presider: Emily Schue, President, LOC; Councilor, Eugene

10:00 a.m. - 2:15 p.m. **OREGON MAYORS ASSOCIATION ROUNDTABLES** *(Preregistration required)*
Presider: Clifford Clark, President, OMA; Mayor, Forest Grove
If POPS passes, cities will face enormous new challenges. But, pass or fail, it's clear that the new governor and the next legislature will be working on tax reform. How will our communities be affected? How can the Oregon Mayors Association assure that our communities will benefit? The answers to these and other important questions may come out of this session -- but only if you're there.

10:00 a.m. - 2:30 p.m. **OREGON SECTION, INTERNATIONAL CITY MANAGEMENT ASSOCIATION WORKSHOP** *(Preregistration required)*
Speakers: James Griesemer, Vice-Chancellor, University of Denver
Chris Gates, Vice President, National Civic League
"The Community Visioning Process" -- Join your fellow managers in a presentation and discussion on development of a visioning process for your community. This timely workshop will provide 1) an overview of the importance of creating a vision for your community; 2) ideas for a process that will work in your community; 3) a discussion of the information that will lend credibility to your project; and 4) a preview of some of the products a local government can expect. The workshop will be facilitated by Jim Griesemer (University of Denver) and Chris Gates (National Civic League).

1:00 p.m. - 4:00 p.m. **NEWLY ELECTED OFFICIALS ORIENTATION -- What You Need to Know But Won't Have Time to Ask** *(Preregistration required)*
This session is designed for newly elected officials, or others that want a refresher. The program will include: legal responsibilities; public meetings; records and ethics laws; local government finance; land use processes; personnel management; the role of the elected officials in working with your council, staff, community and the press; and LOC services. The session will be equally useful for large and small city officials, and numerous handouts will be provided.

2:30 p.m. - 5:00 p.m. **OREGON MAYORS ASSOCIATION ANNUAL BUSINESS MEETING**
Presider: Clifford Clark, President, OMA; Mayor, Forest Grove

4:30 p.m. - 6:30 p.m. **EXHIBITS** *(West Ballroom)*
Conference attendees will find a wide array of displays by various businesses and agencies serving local government. You are encouraged to visit these exhibitors whose participation has aided in making this conference more diverse and interesting. Have your "CARD" validated by the exhibitors and become eligible for the many prizes being offered daily during the raffle drawings.

5:00 p.m. - 6:30 p.m. **INFORMAL "GET ACQUAINTED" WINE AND BEER RECEPTION** *(Exhibit Area)*

Sunday, November 11

6:30 a.m. - p.m.

REGISTRATION *(West Ballroom)*
The LOC Registration Desk will be located in the West Ballroom of the Red Lion Inn, Jantzen Beach. Those who have preregistered will have a full packet of conference material ready upon arrival. Member registration fee (prior to October 26) $70; one-day attendance $60; non-member $140; spouses and guests of delegates $20. After October 26, the registration fee increases by $10.

7:30 a.m. - 8:45 a.m.

OREGON SECTION, INTERNATIONAL CITY MANAGEMENT ASSOCIATION BREAKFAST and BUSINESS MEETING *(Preregistration required)*
Presider: Burke Raymond, President, O-ICMA; Administrator, Jackson County

7:30 a.m. - 8:45 a.m.

OREGON MUNICIPAL FINANCE OFFICERS ASSOCIATION BREAKFAST AND BUSINESS MEETING *(Preregistration required)*
Presider: Bonnie Kraft, President, OMFOA
If Ballot Measure 5 passes, Jim Shannon of Rankin, Mersereau, and Shannon will speak on the impact of POPS. If Ballot Measure 5 fails, Peter Mersereau will speak on Certificates of Participation. A business meeting will be held. Agenda items include a vote on the revised dues structure and approval of the 1991 OMFoA budget.

7:30 a.m. - 8:45 a.m.

OCAA BREAKFAST *(Preregistration required)*

7:30 a.m. - 8:45 a.m.

PERSONNEL DIRECTORS BREAKFAST *(Preregistration required)*

7:30 a.m. - 8:45 a.m.

PLANNING DIRECTORS BREAKFAST *(Preregistration required)*

7:30 a.m. - 8:45 a.m.

AORA BREAKFAST *(Preregistration required)*

7:30 a.m. - 8:45 a.m.

OREGON MUNICIPAL RECORDERS BREAKFAST *(Preregistration required)*

a.m. - a.m.

OREGON MUNICIPAL ELECTRIC UTILITIES BREAKFAST AND BUSINESS MEETING *(Preregistration required)*
Presider: John Harshman, Manager, McMinnville Water and Light

7:30 a.m. - 8:45 a.m.

CITY PARKS ADMINISTRATORS BREAKFAST *(Preregistration required)*
Presiders: Rene Moye, Parks and Recreation Director, Corvallis
Dave Clark, Parks and Recreation Director, Albany

7:30 a.m. - 8:45 a.m.

OREGON LIBRARY ASSOCIATION BREAKFAST *(Preregistration required)*
Presider: Carole Dickerson, Newport Public Library

7:30 a.m. - 8:45 a.m.

OREGON ASSOCIATION OF CHIEFS OF POLICE AND OREGON FIRE CHIEFS ASSOCIATION JOINT BREAKFAST *(Preregistration required)*
Presiders: Thomas J. McCann, President, OACP; Police Chief, Stanfield
Bruce Caldwell, President, OFCA; Fire Chief, McMinnville

9:00 a.m. - 11:30 a.m.

GENERAL MEETING OF THE OREGON ASSOCIATION OF CHIEFS OF POLICE
Presider: Thomas J. McCann, President, OACP; Police Chief, Stanfield

9:00 a.m. - 11:30 a.m.

O-ICMA PARTNERS

9:00 a.m. - 5:00 p.m.

RESOLUTIONS COMMITTEE

11:00 a.m. - 5:00 p.m.

EXHIBITS *(West Ballroom)*
Conference attendees will find a wide array of displays by various businesses and agencies serving local government. You are encouraged to visit these exhibitors whose participation has aided in making this conference more diverse and interesting. Have your "CARD" validated by the exhibitors and become eligible for the many prizes being offered daily during the raffle drawings.

11:45 a.m. - 1:30 p.m. **LUNCHEON and GENERAL SESSION** *(East Ballroom) (Preregistration required)*

Speaker: James Crupi

As the Berlin Wall comes down and the Middle East crisis heats up, forces are at work which will influence local government in Oregon. James Crupi was a dynamic keynote speaker at last year's NLC conference who impressed the audience with his technical and personal approach to events shaping our lives.

Concurrent Sessions:

1:45 p.m. - 3:15 p.m **POPS** *(If Ballot Measure #5 passes)*

1:45 p.m. - 3:15 p.m. **NOT IN OUR NEIGHBORHOOD!**

Issues such as arterial street widening through existing neighborhoods, annexations, subdivision approvals and conditional uses often erupt at City Hall. Dealing effectively with affected neighborhoods to resolve these issues is difficult at best. Panelists will discuss several approaches which enabled their cities to handle these hot topics.

1:45 p.m. - 3:15 p.m. **ISSUES FOR SMALL CITIES**

Too often the heavy demands of running a city are overwhelming. They include government processes and regulations, limited staff and financial resources, and responding to citizen concerns. This session will target cities around 2,500 population and below. The presentations will include: getting the job done with limited resources and where to find additional help coping with state and federal requirements; and community partnerships. Bring your problems and questions. The session will be structured to allow time for roundtable discussions.

1:45 p.m. - 3:15 p.m. **AVENUES FOR TRANSPORTATION POLICY CHANGE: THE 1990S**

Presider: R. Charles Vars, Mayor, Corvallis

Local governments and the state boldly made "the Right Turn" in the mid-1980s, developing one of the nation's most successful joint road finance agendas. Where are the next destinations? Will new avenues effectively bypass the absence of a strong federal transportation role and budget policy? Will transportation progress avoid stalling out due to gas prices? State transportation leaders are building a process that may yield far-reaching policy initiatives for the 1990s. This session will preview the proposals for developing a multi-modal plan for a comprehensive transportation strategy for Oregon, discuss intergovernmental roles and relationships, and discuss how the city/county/state Road Finance Studies will fit into the larger effort.

1:45 p.m. - 3:15 p.m **LEGISLATIVE ISSUES: WHAT'S HOT AND WHAT'S NOT**

As we head into 1991, legislators are, once again, preparing to move to Salem. If past experience is a guide, roughly one of every three bills they consider will change the way cities do business. Come find out what city priorities will be and how they'll fit into the Legislature's agenda.

1:45 p.m. - 3:15 p.m. **LONG TERM HEALTH CARE TRENDS: IMPLICATIONS FOR LABOR NEGOTIATIONS**

Presider: Loran Wiese, Trust Board Member; Councilor, Coquille

Health insurance has become the second most expensive compensation issue (next to salaries) that cities negotiate. This session will cover health care trends from both the cost and regulatory perspectives. The discussion will highlight the implications for local decision making on benefit plan designs, shared premium contributions, retiree health benefits, who must be provided insurance, etc. The session should provide you with helpful insights as you attempt to develop short- and long-term strategies to deal with this aspect of your city's compensation package.

1:45 p.m. - 3:15 p.m. **DOWNTOWN DEVELOPMENT**

1:45 p.m. - 5:00 p.m. **GROWTH MANAGEMENT: IS THE TOOL KIT HALF-FULL OR HALF-EMPTY?**

1973's pioneering land use laws provide a framework for handling growth but they don't provide avenues for several remaining city problems. What can you do about wetlands? What should be done about annexation authority? Is regionalization of service-provisions the hoped-for solution? Must/should the character of your community change as it grows? This session will focus on exploring some of the answers.

1:45 p.m. - 5:00 p.m. **LEGAL ISSUES**

Presider: Liz Fancher, Assistant City Attorney, Bend

Topics to be discussed include: proposed ethics law legislation; hazardous materials and law enforcement; current indigent prisoner medical cost litigation; press violation of executive session confidentiality; litigation resulting from the Nollan decision.

1:45 p.m. - 5:00 p.m. **BASIC BUDGETING FOR MEMBERS OF GOVERNING BODIES**

Speaker: Judy Wendland, Finance Director, Lebanon

This session will provide basic budgeting training to members of local governing bodies. The elected official's role and responsibility in the budget process will be stressed. This session will be limited to 30 participants on a first come, first served basis.

Concurrent Sessions:

3:30 p.m. - 5:00 p.m. **POPS** *(If Ballot Measure #5 passes)*

p.m. - p.m. **INFRASTRUCTURE**

3:30 p.m. - 5:00 p.m. **LEAGUEBASE**

3:30 p.m. - 5:00 p.m. **FEDERAL UPDATE: THEY'RE BAA-AACK**
Most of the same people who brought you tax reform; Gramm-Rudman and Savings and Loan deregulation will convene as the 102nd Congress in the nation's capital in January. Will they redefine wetlands, again? Will they enact new mandates? Will they ever send money? This session will suggest a number of interesting topics to discuss with your congressional representatives.

3:30 p.m. - 5:00 p.m. **RISK MANAGEMENT, INSURANCE, AND LOSS CONTROL**
Presider: Kent Taylor, CIS Trustee; City Manager, McMinnville
This will be a program filled with practical "nuts and bolts" advice to assist cities in coping with the tight insurance market. Topics will include: ways to reduce property and liability insurance costs; techniques for implementing loss control; how to handle claims and work with loss adjusters; what to expect in municipal insurance coverage and cost in the future; and how to reduce losses (and keep little losses from becoming big ones). Time for questions will be provided. Attendees are invited to attend the CIS Annual Meeting and Reception following this session.

3:30 p.m. - 5:00 p.m. **CREATIVE VISION FOR PARKS AND RECREATION**

3:30 p.m. - 5:00 p.m. **QUESTIONS AND ANSWERS: EBS TRUST HEALTH AND LIFE INSURANCE PLANS**
This is an informal opportunity for EBS Trust members to ask questions about aspects of their insurance plans or get answers to special problems they may have. Some individuals may want to ask about the recent changes to federal COBRA legislation or other of EBS' administrative policies. This is the chance to inquire about the increasingly complex world of health and life insurance from your EBS Trust staff.

p.m. - p.m. **PUBLIC SAFETY**
As demands for public safety services increase, how does your city set priorities? Do you commit resources -- and increasingly scarce funds -- to prevention, enforcement or reaction? Come and listen to this panel discuss how to concentrate your efforts where they will do the most good.

5:00 p.m. - 6:00 p.m. **LEAGUE OF OREGON CITIES NOMINATING COMMITTEE**
City officials are invited to make nominations to the committee for persons to serve as officers and directors of the League during 1991. The committee will present a slate of 12 nominees at the business meeting on Monday.

5:00 p.m. - 6:00 p.m. **CIS BUSINESS MEETING**

6:00 p.m. **DINNER ON YOUR OWN**
There are many options available to conferees . . . dining guides will be available.

Monday, November 12

6:30 a.m. - 5:30 p.m. **REGISTRATION** *(West Ballroom)*
The LOC Registration Desk will be located in the West Ballroom of the Red Lion Inn, Jantzen Beach. Those who have preregistered will have a full packet of conference material ready upon arrival. Member registration fee (prior to October 26) $70; one-day attendance $60; non-member $140; spouses and guests of delegates $20. After October 26, the registration fee increases by $10.

7:30 a.m. - 9:45 a.m. **LEAGUE OF OREGON CITIES' BREAKFAST, ANNUAL BUSINESS MEETING, and ELECTION OF OFFICERS** *(East Ballroom) (Preregistration required)*
Presider: Emily Schue, President, LOC; Councilor, Eugene
Final action will be taken at this meeting on resolutions and amendments to the *Oregon Municipal Policy* and *LOC Constitution*. The officers and Board of Directors for 1991 will be elected. Each city is entitled to cast one vote at the annual business meeting. Designated city voting delegates should pick up voting cards at the registration desk prior to the business meeting. Following the business meeting, President Schue will announce the winners of the Awards for Excellence competition.

Concurrent Sessions:

This morning's roundtable sessions give conference delegates a break from the traditional panel setting, and provide opportunities to exchange thoughts with others in the room. The following roundtables will begin with short remarks from individuals to frame the subject then the audience will be asked to participate in discussion of the topics.

10:00 a.m. - 11:30 a.m. **ROUNDTABLE I: IS IT ECONOMIC SURVIVAL OR ENHANCEMENT?**

Economic development opportunities take on different character in cities throughout Oregon. Some have developed key opportunities to enhance their chances of increased industrial and commercial development. Some cities are one step beyond and now wonder how to slow down development that seems out of control. Still other communities face the challenge of mill and business closures and lack the ability to either diversify or entice new businesses. Do any of those descriptions fit? Join the discussion and share with others your problems and answers.

10:00 a.m. - 11:30 a.m. **ROUNDTABLE II: WOULD SOMEONE WHO LOVES "CITY HALL" PLEASE STAND UP?**

How well do your citizens understand what the role of city government is? Throughout the nation there continues to be a lack of awareness of local government functions backed by apathy on the one side, or initiative petitions on the other. Cities in Oregon continue to try to breach the gap with newsletters, radio and cable TV, local government education in the schools, private and public sector partnerships and programs. What has been tried, what works and what wouldn't you try again?

10:00 a.m. - 11:30 a.m. **ROUNDTABLE III: ELECTIONEERING: HOW TO ORGANIZE A WINNER**

The November general election is five days old and many cities went to the voters for advice and comment. This roundtable will explore how cities have presented issues to the voters and what community campaigns have provided successful. Succeeding in an election takes a lot of thought and preparation. Are there any folks in the audience that can share their theories?

10:00 a.m. - 11:30 a.m. **WATER CONSERVATION: CITY INITIATIVES -- STATE POLICIES**

Water is the issue of the 90s and it's clear that all of us must learn how to use it more efficiently. We'll discuss how to use conservation to stretch your supply. The Water Resources Department will fill you in on new state conservation policies including water management and metering.

10:00 a.m. - 11:30 a.m. **HOUSING**

10:00 a.m. - 11:30 a.m. **RECYCLING FOR THE MARKET**

Major recycling legislation will pass this next session. Help us shape the role for cities, counties, and the state in collection and the creation of markets for recycled materials.

10:00 a.m. - 11:30 a.m. **SDCs**

10:00 a.m. - 11:30 a.m. **QBS: SELECTING AN ARCHITECT OR ENGINEER FOR YOUR CITY'S PROJECT**

City requirements for design services vary greatly depending on the individual project. In today's city, the question of how to select the right design professional requires a complicated answer. Come find out how to get help in selecting -- and contracting with -- the right architect or engineer for your project.

11:30 a.m. - 12:45 p.m. **EXHIBITOR'S LUNCH** *(East Ballroom)*

Lunch is dedicated to our conference exhibitors. Enjoy the buffet lunch, live music, and visit with the exhibitors.

11:30 a.m. - 6:30 p.m. **EXHIBITS** *(West Ballroom)*

Conference attendees will find a wide array of displays by various businesses and agencies serving local government. You are encouraged to visit these exhibitors whose participation has aided in making this conference more diverse and interesting. Have your "CARD" validated by the exhibitors and become eligible for the many prizes being offered daily during the raffle drawings.

Concurrent Sessions:

1:00 p.m. - 2:30 p.m. **SDCs FOR WATER, SEWER, DRAINAGE SYSTEMS**

1:00 p.m. - 2:30 p.m. **CREATING AN INFORMED CITIZENRY**

Today's citizens know very little about local government, how city hall functions, and what services are available. This lack of knowledge often leads to confusion and distrust of city activities. It can lead to low voter turnout, poor volunteerism for city programs, and little enthusiasm by the public for local government in general. This roundtable discussion will focus on ways in which local governments can and are contributing to creating an informed, responsible citizenry. Participants will share ideas/programs which they have found to be successful, as well as brainstorm for new ones. An educator, who is also a member of the Oregon Council of Social Studies, will be on hand to lead discussion as to how these programs can be skillfully integrated into the education system for maximum benefit to the local entity.

1:00 p.m. - 2:30 p.m. **AVOIDING THAT SLIP TWIXT CUP AND LIP: HOW TO LOBBY YOUR LEGISLATOR**

Most legislators will admit that the issues they face in Salem are too multiple and too complex for them to make consistently-wise policy decisions. They need your advice if they are to perform effectively as legislators. This session will help you determine how to establish your mutual legislative process and avoid communication problems with your legislator.

1:00 p.m. - 2:30 p.m. **PERSONNEL AND LABOR RELATIONS I**

Presider: Joe Windell, City Administrator, Lebanon

The Americans With Disabilities Act places a great responsibility upon employers to hire and accommodate individuals with disabilities. This session will provide you with an overview of the requirements and pointers on what to do now to reduce the risk of penalties and lawsuits.

1:00 p.m. - 2:30 p.m. **LIVABLE CITIES**

The function of the city is to put the highest concerns of man at the center of all his activities: to unit the scattered fragments of human personality, turning bureaucrats, specialists, "experts", depersonalized persons into complete human beings. In this session we will focus on two attempts to create a "livable" city, one the largest city in the state and the other one of the smallest. The goal of each is to make the individual the most important component -- rather than the automobile, shopping center or smoke stack. A study of Portland and Tualatin.

1:00 p.m. - 2:30 p.m. **MUNICIPAL COURTS: ARE TRANSFERS OF JURISDICTION WORTHWHILE?** *(Flanders)*

Presider: Shirley Huffman, Mayor, Hillsboro

If your city has been concerned about the efficiency of the municipal court and the court's ability to continue to function in an era of rising crime and reduced budgets, this session will answer some of your questions about how to evaluate the court, and what the affect of transferring some of its jurisdiction to district court will be on the court, city budget, and law enforcement. Repreeantatives of three cities will describe the factors that led them to transfer some of their municipal court jurisdiction to state courts and evaluate the results of that transfer.

1:00 p.m. - 2:30 p.m. **EFFECTIVE MEETINGS**

Are your governing body and planning commission members not speaking? Do your public meetings turn into free-for-alls? Is the behavior of some of your councilors inappropriate? This session will teach you how to handle these and similar difficulties in the most productive fashion. It will explain legal limitations on citizen participation, the importance of a strong chair for public bodies, and the most productive relations with subordinate committees.

1:00 p.m. - 2:30 p.m. **EMERGENCY COMMUNICATIONS**

Statewide E911: What is it? How should it operate? Who pays, and how much? How much training do emergency dispatch operators really need, and who should be trained? This session will focus on what is being proposed, how the program is working in communities that have E911, and how it might be set up in your city.

1:00 p.m. - 4:00 p.m. **LEADERSHIP TRAINING** *(Preregistration required)*

Speaker: Glenn S. Jacobus

Organizations become great because of great leaders. All great leaders share a few common characteristics. They innovate and take risks, they learn from their mistakes and aren't afraid to make some, they inspire, they empower, and they model the way themselves. In three stimulating and entertaining hours we will consider how to create an atmosphere in which people WANT to do a better job (which, of course, leads to greater organizational efficiency and effectiveness). We'll look, as leaders, at the things which can impair our own leadership attitudes and we'll learn some specific techniques for dealing more effectively with different kinds of employees. Previous seminar participants report that this program has helped them to look at familiar people and events in a whole new way with entirely new insights. One person reported, "This program did more to reverse my 'management burnout' than I ever thought possible!" Join Mr. Jacobus for the principles that could change your organization.

1:00 p.m. - 4:15 p.m. **BASIC BUDGETING FOR MEMBERS OF GOVERNING BODIES**

This session will provide basic budgeting training to members of local governing bodies. The elected official's role and responsibility in the budget process will be stressed. This session will be limited to 20 participants on a first come, first served basis.

Concurrent Sessions:

2:45 p.m. - 4:15 p.m. **COMMUNITY NETWORKING: A FORMULA FOR SUCCESS**

City issues often are community issues. Networking with your chamber of commerce, school board, or county commissioners can help communicate your message in your community. Whether it's lobbying legislators, planning a major community facility, or passing a tax base or levy, regular communication among community leaders can make a real difference! In this session you will hear how several cities are building successful networks and coalitions.

2:45 p.m. - 4:15 p.m. **PERSONNEL AND LABOR RELATIONS II**
Presider: Kathleen Stockton, City Manager, Lincoln City
This session will provide an update on current issues and trends in personnel and labor relations.

2:45 p.m. - 4:15 p.m. **TOURISM**

2:45 p.m. - 4:15 p.m. **SCHOOL FINANCE/SALES TAX**

2:45 p.m. - 4:15 p.m. **WHAT'S NEW IN CABLE TELEVISION**
Cities large and small have an interest in cable television. Congress continues to tussle over cable legislation addressing rate regulation and franchise management. Small cities are increasing their involvement in local public, educational, and governmental programming. Other cities are banding together to place cable management under a single agency. Come hear from our panel of experts on what's new in cable television in Oregon and the nation.

2:45 p.m. - 4:15 p.m. **SISTER CITIES: A GLOBAL OPPORTUNITY**
Sister city programs offer a variety of opportunities for communities to establish cultural, educational and economic linkages. The number of sister city relationships around the world is growing. This session will include presentations on how to form a program and successfully build ties with a sister city.

2:45 p.m. - 4:15 p.m. **SUBSTANCE ABUSE**
Oregon Together! A community-based approach to the problem of substance abuse. Learn how to get everyone in your community working together to understand the problem and to begin to develop effective solutions.

2:45 p.m. - 4:15 p.m. **STATE PROGRAMS IN DISPUTE RESOLUTION**
If you would like to resolve conflicts before you go to court, and settle disputes without bad feelings on any side of the issue, then this session is where you should be. In 1989, the Oregon Legislature adopted policy and established the Dispute Resolution Commission to support the use of negotiation and mediation to resolve public disputes. The Commission is guiding the development of community and public policy dispute resolution programs that will assist citizens, local governments, and state agencies in resolving disputes and developing skills in conflict resolution. This session examines the supporting policy and programs and reviews some situations in which collaborative dispute resolution processes are being used successfully at the local level.

2:45 p.m. - 4:15 p.m. **TRANSPORTATION FINANCE**

5:30 p.m. - 6:30 p.m. **OREGON WINE AND CHEESE RECEPTION** *(Exhibit Area)*

6:30 p.m. - 12:00 mm **ANNUAL BANQUET AND DANCE** *(East Ballroom)*
Presider: Emily Schue, President, LOC; Councilor, Eugene
President Emily Schue will announce the recipient of the James C. Richards and Herman Kehrli Awards following the banquet. Then, get ready to dance your way through the years with Cabaret Beret.

M I N U T E S

KEIZER CITY COUNCIL
Monday, October 1, 1990
Robert L. Simon Council Chambers
Keizer City Hall

CALL TO ORDER

Mayor Orcutt called the regular session to order at 7:30 p.m. Roll call was taken as follows:

Present
Andrew J. Orcutt, Mayor
Phil Bay, Councilor
Yvonne Fischer, Councilor
Mike Hart, Councilor
Bob Pritchard, Councilor

Absent
Bob Newton, Councilor
Joe Van Meter, Councilor

Staff
Donald H. Otterman, City Manager
Wally Mull, Public Works Director
Chuck Stull, Police Chief
John Lien, City Attorney
Shannon Johnson, City Attorney
Skip Wendolowski, Marion County Planner
Sue Darby, City Recorder

PUBLIC TESTIMONY

There was no public testimony offered to the City Council.

COMMITTEE REPORTS

Planning Commission Awards

Mayor Orcutt presented a plaque for distinguished service to Mr. Ray Hansen. Mr. Hansen served on the Keizer Planning Commission from July, 1984 through September, 1990, and as chairman from March, 1989 through September, 1990. Mayor Orcutt expressed the City's appreciation for Mr. Hansen's service.

Alan Wilson was also recognized for his service on the Keizer Planning Commission. Mr. Wilson has moved to Portland and was unable to receive his plaque this evening.

Planning Commission Appointments

As the Council representative to the Planning Commission, Councilor Hart noted the expertise that Lee Dunn has contributed to the commission.

Councilor Hart moved to appoint Lee Dunn for a three year term on the Planning Commission. Councilor Pritchard seconded the motion. The

motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

Councilor Bay stated that he is impressed with Marty Matiskainen's background and expertise.

Councilor Bay moved to appoint Marty Matiskainen to a three year term on the Planning Commission. Councilor Pritchard seconded the motion.

Mayor Orcutt noted that Mr. Matiskainen was actively involved with the Urban Renewal Advisory Committee.

Responding to a question from Councilor Hart, Mr. Otterman indicated that State laws stipulate that only one person from each type of occupation may serve on a Planning Commission.

The motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

Councilor Pritchard moved to appoint David Siegel to complete the remainder of a three year term vacated by Al Wilson. Councilor Fischer seconded the motion. The motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

PUBLIC HEARING - CONDITIONAL USE CASE 90-8, RUBY BRADY

Mayor Orcutt opened the public hearing on the appeal of Conditional Use Case 90-8, Ruby Brady, applicant.

Skip Wendolowski of Marion County Planning reviewed the staff report regarding this appeal. He highlighted Mr. Otterman's memorandum to the Council, noting that Ms. Brady's concern with the Zoning Administrator's decision is different from City staff's concern about expansion of a nonconforming use.

Ruby Brady, 800 Cade Street, Keizer, stated that she presently has a 1954 mobile home on the subject property. The decision of the Zoning Administrator indicates that approval would be

granted for a 1976 or newer mobile home. She explained that she can place her mother's 1970 mobile home on the property except for this condition. Ms. Brady noted that she is unable to afford a newer mobile home, and that she views the change as an improvement to the neighborhood. Ms. Brady stated that she lives on less than $300 per month. The 1954 mobile home, of which she submitted photographs into the record, is a one bedroom, 344 square foot unit. This mobile was extensively damaged in the kitchen by a fire last year. Her mother's mobile is 12' x 58', and contains two bedrooms, two baths, a utility room, a tip out awning and a deck. She understands that the main concern over a pre-1976 model consists of the wiring. Ms. Brady submitted a statement from Eagle Electric indicating that much of the wiring was in stable condition and listing the necessary improvements. The Marion County Building Inspector has given approval on the electrical wiring improvements.

Ms. Brady believed her situation to be unique and without precedent. Ms. Brady noted the general decline and deterioration of the surrounding neighborhood. She cited one next door neighbor who has 19 vehicles in the backyard, another with travel trailers, and an abandoned mobile home on another. One property contains garbage in the yard, and yet another neighbor has up to 1,000 plastic buckets stacked in his yard. Ms. Brady also introduced photographs showing the 1970 mobile.

There being no further testimony to come before the Council, Mayor Orcutt entered the statement from Eagle Electric and the five photographs into the record, then closed the public hearing.

PUBLIC HEARING - STATEMENT OF COSTS - NOXIOUS VEGETATION/ MARVIN FERRIS

Mayor Orcutt opened the public hearing to receive comments on the Statement of Costs for noxious vegetation; Marvin Ferris, owner.

Mr. Otterman stated that it does not appear that Mr. Ferris is in attendance at tonight's public hearing.

There being no further testimony to come before the Council, Mayor Orcutt closed the public hearing.

DELIBERATION - Conditional Use 90-8, Ruby Brady

At the request of Councilor Bay, Mr. Johnson outlined the procedurally correct applications for conditional use permits.

Mr. Wendolowski indicated there are a couple of ways to look at nonconformity. One way is to require that it conform should the use change. Another way is to allow a change if it does not create a more intensive use. He explained that Marion County, along with many other jurisdictions, require variance approval in order to change a nonconforming use. He noted that such a variance is very difficult to obtain and that economics cannot be brought into the matter. Mr. Wendolowski explained that Keizer's ordinance is slightly different in that it allows some flexibility for economic forces and other conditions which may be present.

Responding to a question from Councilor Bay, Mr. Wendolowski explained that normal setbacks would be required. He also noted that there were no comments received from neighbors.

Councilor Hart stated that under most circumstances, nonconforming uses need to conform when a change occurs. However, there are occasions in land use planning where hardships enter into the picture. When those hardships arise, the rules can be bent to accommodate those needs. Councilor Hart proposed that should the circumstances change for Ms. Brady, e.g., she no longer resides on the subject property, then the nonconforming use should cease.

Mayor Orcutt agreed that he would support the conditional use request, conditioned upon Ms. Brady residing on the property. The proposed mobile home will, he indicated, better the property and the neighborhood in general.

Responding to a question from Councilor Hart, Mr. Wendolowski indicated that his knowledge of the difference between the 1976 model mobile homes and earlier ones is the HUD sticker.

Councilor Bay commented on the need for a concrete block or other permanent type of foundation, as well as skirting around the mobile. Mr. Wendolowski indicated it would be appropriate for the Council to require these as conditions if it deems necessary. Mr. Otterman noted that the mobile will have skirting but

the photographs distributed by Ms. Brady show the skirting removed from the mobile to prepare for its relocation. Ms. Brady agreed with this.

Councilor Hart moved to direct the City Attorney to draft the appropriate document for City Council approval of the conditional use permit, deleting Item #8 from the Zoning Administrator's decision, and including a statement to the effect that once the applicant no longer lives on the subject property, the nonconforming use will cease. Councilor Pritchard seconded the motion. The motion passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

BALLOT MEASURE NO. 5 IMPACT ON THE CITY OF KEIZER

Presented in the staff report was a summary of how State Initiative Ballot Measure No. 5 may impact the City of Keizer if it passes in the November general election. Mr. Otterman explained that he is waiting for additional information from the League of Oregon Cities. Once this is received, he anticipates preparing additional information for the Council meeting on October 15.

In essence, the ballot measure would require local jurisdictions to limit their combined tax rate to $10. This limit would apply to such charges as minimum sewer and water rates, systems development charges, etc. For the first few years, school districts would receive reimbursement from the State. This, he stated, may further reduce City revenues which are now received from the State.

Mr. Otterman stated that if an entity passes a new tax base, for example, and the total combined amount exceeds the $10 rate, all districts must reduce their respective rates in order to reduce the overall rate. This means that the City of Keizer may never be able to get a tax base that would support an adequate level of service.

Mayor Orcutt noted that Measure 5 would severely handicap government agencies.

Responding to a question from Councilor Hart, Mr. Otterman explained that if a taxing agency requests and receives approval for a new rate,

and the combined total then exceeds $10, then all jurisdictions must reduce their rate to no more than the combined $10.

MUNICIPAL JUDGE FUNDING AND SELECTION

Mr. Otterman explained that Erik Larson has been serving as Keizer's presiding Municipal Judge over the past few months since Bob Cannon's resignation. Mr. Otterman has reviewed the budget and believes there will be revenues available to pay a judge. Mr. Otterman explained that Judge Larson has been setting higher fines for defendants, and also requires the payments sooner than the former judge.

Mr. Otterman suggested that if the Council wishes to hire a permanent presiding judge, that it authorize the expenditure from the General Fund contingency fund and that a supplemental budget be passed later this year to show the increase in appropriations and expenditures.

Councilor Bay expressed concern with the amount of defendants who fail to appear or fail to pay. Mr. Otterman indicated that these figures should drop once the migrant workers move out of the area following the end of the harvest season.

Responding to a question from Councilor Bay, Chief Stull stated that, from the Police Department's perspective, the court is operating very smoothly and efficiently. He explained that many of those defendants who fail to appear or pay will, over a six month period, begin to show up and pay off their citations. The fail to appear rate has been in the area of 25% to 30%.

Councilor Pritchard asked whether Mr. Larson wishes to continue as the presiding judge. Mayor Orcutt and Mr. Otterman both agreed that Mr. Larson has expressed interest in doing so.

Councilor Pritchard moved to contract with Erik Larson to serve as permanent presiding judge and to direct the City Manager to prepare a supplemental budget to authorize the expenditures from the contingency fund. Councilor Bay seconded the motion. The motion passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

PARKS ORDINANCE

Councilor Hart moved for passage of an ordinance on second reading establishing Keizer park regulations. Councilor Fischer seconded the motion. The motion passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

MANUFACTURED HOUSING OVERLAY ZONE

Mr. Otterman reported that the City Council held a public hearing on September 17 and approved, in concept, establishment of a manufactured housing overlay zone. The ordinance to formalize that approval is before the Council tonight for first reading. He explained that the ordinance includes an emergency clause which would make the ordinance effective immediately. Without the emergency clause, there would be a 30 day delay before it takes effect. The ordinance requires that the manufactured housing overlay zone be applied through the zone change application procedure. If the decision of the Hearings Officer is not appealed within 10 days, the recommendation would go to the City Council for final approval.

Councilor Hart expressed concern with requiring a zone change in order to apply the overlay zone. He questioned whether this is appropriate when a conventionally built home does not require the same process. Mr. Johnson responded that this is the method recommended by the Planning Commission. The Commission preferred this to designating a specific area where mobile homes can be constructed within the City. He noted that the City of Portland, for example, has certain objective standards which all manufactured homes must meet, i.e., siding, foundation, roofing, etc., in order to be allowed. While the Planning Commission discussed this criteria, the members preferred taking each application on a case by case basis.

Responding to a comment from Councilor Hart, Mr. Otterman explained that manufactured home subdivisions would be allowed.

Councilor Pritchard moved for passage of a bill for an ordinance amending the Keizer Zoning Ordinance to adopt Chapter 141, Manufactured Home Overlay Zone, and declaring an emergency. Councilor Bay seconded the motion. The motion passed on first reading by the following vote:

AYES: Orcutt, Bay, Fischer, Pritchard (4)
NAYS: Hart (1)
ABSENT: Newton, Van Meter (2)

MARVIN FERRIS LIEN

Councilor Bay moved for passage of a bill for an ordinance declaring a lien against a certain property and directing the City Recorder to enter such lien in the minor lien docket pursuant to Ordinance 83-014 (Noxious Vegetation). Councilor Pritchard seconded the motion. The motion passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

CONSENT CALENDAR

The Consent Calendar consisted of the following items:

- September 12, 1990 Special Session Minutes
- September 13, 1990 Special Session Minutes
- September 17, 1990 Regular Session Minutes
- Resolution - Underground Locating Agreement
- Purchase of Police Vehicles
- Resolution - Establishing Police Petty Cash at $100
- Traffic Safety Grant - Acceptance of Second Year Funding

Councilor Bay asked that the September 17, 1990 minutes be pulled off the Consent Calendar because he was absent from that meeting. The minutes were so noted.

A correction was made on page 6 of the September 13 minutes to insert Councilor Newton's name as the maker of the motion to remove Objective 13 from the proposed North River Road Urban Renewal Plan.

Councilor Fischer moved for approval of the remainder of the Consent Calendar, as amended. Councilor Hart seconded the motion. The motion was passed by the following vote:

AYES: Orcutt, Bay, Fischer, Hart, Pritchard (5)
NAYS: None (0)
ABSENT: Newton, Van Meter (2)

Councilor Pritchard moved for approval of the September 17, 1990 minutes. Councilor Fischer seconded the motion. The motion passed by the following vote:

AYES: Orcutt, Fischer, Hart, Pritchard (4)
NAYS: None (0)
ABSTAIN: Bay (1)
ABSENT: Newton, Van Meter (2)

OTHER BUSINESS

Mr. Otterman indicated that the joint meeting between Salem and Keizer regarding regional issues has been set for Tuesday noon at Salem City Hall. It was noted that Councilor Newton, one of the Council Subcommittee members, would be out of town. Therefore, Mayor Orcutt appointed the remaining committee members, Councilors Bay and Fischer, along with Councilor Hart, to represent the City at the meeting. The Council also decided to meet on Tuesday morning at 11 a.m. to discuss strategy for the noon meeting.

ADJOURNMENT

The meeting adjourned at 8:36 p.m.

Respectfully submitted,

Susan Darby, City Recorder

APPROVED:

MAYOR

(COUNCILOR NEWTON ABSENT)

(COUNCILOR VAN METER ABSENT)

M I N U T E S

KEIZER CITY COUNCIL
Tuesday, October 2, 1990
Robert L. Simon Council Chambers
Keizer City Hall

CALL TO ORDER

Mayor Orcutt called the special session to order at 10:08 a.m. Roll call was noted as follows:

Present
Andrew J. Orcutt, Mayor
Phil Bay, Councilor
Yvonne Fischer, Councilor
Mike Hart, Councilor
Bob Pritchard, Councilor

Absent
Bob Newton, Councilor
Joe Van Meter, Councilor

Staff
Donald H. Otterman, City Manager
Shannon Johnson, City Attorney
Sue Darby, City Recorder

REGIONAL ISSUES

Mr. Otterman distributed to the Council an agenda prepared by the City of Salem for the 12:00 noon meeting today. This item outlined the unresolved regional issues related to periodic review.

With respect to the issue involving review of comprehensive plan amendments of more than 15 acres, Mr. Otterman stated that this is Marion County's proposal. He noted that the City of Salem would like to see this concurrence requirement removed. He has attempted to get Marion County to agree to wording which would give each jurisdiction the opportunity to comment on such amendments, but not to have veto power. If a jurisdiction disagrees with an amendment, it can appeal the amendment to the Land Use Board of Appeals (LUBA). If the County agrees to this rewording, then Keizer can move forward with its Chemawa Activity Center plan. The Council concurred in this proposal.

Also made an issue by Marion County is one of minimum residential densities. Mr. Otterman stated that the City of Salem also objects to this proposal. Wording will be proposed that will show the minimum densities as a goal rather

than as a requirement to be reviewed annually. Mr. Johnson interjected that the City of Salem left this off their final review order. He stated that an argument could be made whether the other jurisdictions should be forced to deal with this proposal. Mr. Johnson suggested that no formal agreement be made until staff has had the opportunity to discuss this with John Spencer.

Responding to a question from Councilor Bay, Mr. Otterman indicated that he would prefer not to average out the density. It may be that Marion County will settle for some vague wording this time if the jurisdictions will take another look at it during next periodic review.

With respect to the Willow Lake Treatment Plant, Mr. Otterman stated that the issue is whether there should be limits placed on uses within the area of influence because of the odor. Councilor Pritchard commented that the City of Salem has had plenty of time to determine whether there is any impact on the surrounding area. He believed that the proposal of one unit per acre is far too restrictive. Mr. Otterman commented that Salem may be anxious to complete the periodic review process, however, they have not proposed any changes to the Willow Lake Treatment Policy. Councilor Bay believed that Salem had a deadline on a grant that was being withheld because periodic review has not been finalized.

Mr. Johnson noted that the issue of the urban growth boundary expansion still remains unresolved. It was Mr. Johnson's impression, from a meeting with Salem staff, that although there was some political pressure being placed, Salem staff believed the parties might be able to move forward without this statement. Mr. Otterman explained that the "first out, first in" policy is not in Keizer's comprehensive plan. He believes that to require this would be a violation of State goals which Keizer may wish to address with LUBA. It was noted that this is a big issue with Polk County. Councilor Hart commented that it may be two to four periodic reviews down the road before this issue comes into factual play. Mr. Otterman suggested that an alternative might be to indicate that the urban growth boundary expansion will be addressed during the next periodic review. Mayor Orcutt preferred to deal with the issue

now. Litigation may cost in the area of $15,000 to $20,000, according to earlier cost figures from the City Attorneys.

Councilor Pritchard noted that the areas which would be reinstated to the urban growth boundary in the west and south areas of Salem are very hilly and rocky. He indicated it would be too expensive to extend improvements to these areas, adding that the flat farmland north of Keizer would be preferable for residential growth from that standpoint. Mr. Johnson stated that from the State's point of view, Keizer and Salem are in one urban area. Whether Keizer fills up first would not have an effect on which area should expand its urban growth boundary. Mr. Johnson indicated that he would argue that expansion on the north end would make as much sense as expansion on the south or west sides.

Mr. Otterman stated that he believes Salem will want to come up with wording that says a lot but means very little as far as the jurisdictions not giving up anything. Councilor Hart noted that while it was easy for that "first out, first in" statement to be made years ago, Keizer was not yet an involved party.

The Council agreed to see what proposals Salem suggests on these issues.

ADJOURNMENT The meeting adjourned at 11:40 a.m.

Respectfully submitted,

Susan Darby, City Recorder

APPROVED:

MAYOR

(COUNCILOR NEWTON ABSENT)

(COUNCILOR VAN METER ABSENT)

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

COUNCIL MEETING: October 15, 1990

AGENDA ITEM NO.: 11c

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN, M.S.PA, CITY MANAGER DHO

SUBJECT: COST OF PROVIDING INFORMATION TO THE PUBLIC

ISSUE

Shall the City Council adopt a policy and fee schedule to offset the cost of providing information to the public?

BACKGROUND

The City, on occasion, receives requests from the public, including the media, to provide information. While the majority of these requests require a minimum of staff time and research, some requests are extensive and require hours or days of research time.

Staff has conducted a survey of other cities and their policies on charging fees for extensive research. The results of the responding cities are as follows:

Ashland	Hourly rate of staff person doing research plus 35% overhead.
Aumsville	No charge. However, they publish monthly newsletter which they feel reduces the number of requests for information from the public.
Jefferson	Hourly rate of staff person doing research plus 20% overhead.
Lebanon	No charge at this time.
Salem	$5 service fee (fees are waived for media).
Tualatin	$10 per hour per staff person.

At this time, Keizer charges a $1 research fee plus photocopy charges of $0.15 for the first 10 pages and $0.10 for each page

after 10 pages. This has generally been satisfactory for the majority of requests. However, there have been times where staff spends hours or even days researching public records to compile information on specific requests.

DISCUSSION

There are times when an individual will request information, for which staff spends an extensive amount of time on research. Staff learns after the information is compiled that the original request was incomplete or the individual was uncertain of what information was needed. The employee must then spend additional time compiling new information.

An alternative to having City staff physically prepare the information is to allow public access to the City's records. While this is certainly possible, it does create other problems because a staff person must oversee the removal and replacement of records, thereby taking the employee away from his or her normal work and possibly jeopardizing the integrity of the records.

Allowing the public access to City records could, in some instances, create even bigger problems if those records are located on computer, especially if an employee must first train the public to use the City's computer system. In addition, information could be accidentally altered or deleted by an unfamiliar user.

Staff has found it easier, in most cases, to research the information and provide it to the public in order to protect the records.

As the City grows, the number of requests for information are increasing. As stated earlier, while most of the requests can be handled quickly with a minimum of expense, there are some requests which are time consuming and expensive. It is staff's belief that the general public should not be required to pay the cost of providing records in these instances. Rather, the person requesting the information should be prepared to pay the cost of gathering the data.

RECOMMENDATION

Based on the survey of other cities, and based on the City's overhead costs of approximately 32%, staff recommends that the City Council adopt the attached resolution setting forth a fee schedule for providing information to the public.
f:\admin\agenda\fees

CITY COUNCIL, CITY OF KEIZER, STATE OF OREGON

Resolution R90- ____

ESTABLISHING FEES FOR THE COST OF MAKING RECORDS AVAILABLE; REPEALING RESOLUTION R84-078

WHEREAS, the city is called upon from time to time to provide an opportunity to inspect, compile and/or copy certain public records; and

WHEREAS, the city is called upon from time to time to provide information and/or copies of certain public records; and

WHEREAS, the City Recorder is called upon from time to time to certify the accuracy of certain copies of public records; and

WHEREAS, the city may establish fees reasonably calculated to reimburse it for its actual cost in making such records available, ORS 192.440(3);

BE IT RESOLVED by the City Council of the City of Keizer, that the following fees shall be charged to persons according to the request:

Charge for searching the record to locate the correct item (for requests taking 30 minutes or less)	$1.00
Charge for searching the record to compile or gather information (for requests taking more than 30 minutes)	Hourly rate of staff person conducting the research plus 35% overhead
Charge for copying documents requested	$0.15 per page (1-10) $0.10 per page (11+)
Charge for certification by the City Recorder	$3.00

BE IT FURTHER RESOLVED that Resolution R84-078 is hereby repealed in its entirety.

PASSED this _____ day of _____, 1990.

PASSED this _____ day of _____, 1990.

_____
Mayor

_____
City Recorder

COUNCIL MEETING: OCTOBER 15, 1990
AGENDA ITEM NO.: 15

City of Keizer

Administration
930 Chemawa Rd. N.E. • P.O. Box 21000
Keizer, Oregon 97307-1000 • (503) 390-3700

CONFIDENTIAL

TO: MAYOR AND CITY COUNCIL

FROM: DONALD H. OTTERMAN M.S.PA, CITY MANAGER DHO

DATE: OCTOBER 11, 1990

SUBJECT: STATUS OF PERIODIC REVIEW

Attached is a copy of a summary of the issues involved in Periodic Review. The summary has been prepared by Marion County and, I feel it is a fair representation of the status of three out of four issues. The issue regarding the Willow Lake Treatment Plant has not been discussed and the proposal as the Council finds is only a proposal from the City of Salem and has not been reviewed, or discussed, by the City of Keizer.

I feel that the jurisdictions have come to agreement on three out of four issues. The regional issues regarding urban growth boundary expansion, residential development densities and concurrence regarding Comprehensive Plan amendments have been resolved by the proposed wording. The issue regarding the Willow Lake Treatment Plant needs to have further discussion amongst the jurisdictions, but I think needs to be reviewed first by the City Council so that the City Council can give staff and the negotiating sub-committee directions for future negotiations.

It is requested that the Council review the attached summary of negotiations and be prepared to discuss the issues, in detail, in Executive Session, after the Council meeting on October 15, 1990.

DHO:clm

Attachment

f:\admin\Period.adg

MEMORANDUM

TO: DON OTTERMAN, CITY OF KEIZER
RUSS NEBON, MARION COUNTY
DALE JORDAN, POLK COUNTY

FROM: ROGER J. BUDKE, ASSISTANT PLANNING ADMINISTRATOR

DATE: OCTOBER 4, 1990

SUBJECT: VERIFICATION OF CONSENSUS PROPOSAL OF OCTOBER 2, 1990 WORK SESSION

The attached materials represents our understanding of the consensus reached by the elected officials attending the joint work session October 2, 1990 on unresolved regional issues pertaining to periodic review.

Please leave me a phone message by Tuesday, October 9, indicating your agreement that the attached positions from October 2 are accurately stated.

Upon reaching staff agreement on October 9 we will distribute the position statements for consideration and concurrence by the four elective bodies.

My phone number is 588-6173.

Enclosure

cc: Kenn Battaile

RECEIVED
'90 OCT 5 AM 9 08
CITY OF KEIZER

FROM THE OCTOBER 2, 1990 JOINT WORK SESSION

PROPOSALS TO RESOLVE REGIONAL ISSUES

PERIODIC REVIEW

SALEM URBAN AREA COMPREHENSIVE PLAN

1. Review of Comprehensive Plan Amendments of More Than 15 Acres

It is suggested that the following wording be used as an alternative for Item 6 page 27:

> Any amendment to a regional policy ~~and any change in the Comprehensive Plan map in the land use designations of 15 or more acres~~ shall be considered a regional planning action.

The wording above would mean that all actions of 15 acres or more would be treated as any other "non-regional planning actions." The process which is number 2 on page 31 is stated:

Non Regional Planning Actions

Non regional planning actions within the Salem Keizer Urban Area shall be acted upon by Salem, Keizer, Polk County, and Marion County respectively for areas over which each exercises exclusive jurisdiction. Each jurisdiction shall give notice to the others as set forth herein. All jurisdictions shall have an opportunity to be heard on the matter at or before the final public hearing.

a. Each jurisdiction shall notify all other jurisdictions of pending non regional planning actions within their respective urban areas and a dual interest area requiring such notice.

b. If a disagreement is reached, the jurisdiction having authority to take the action is free to act, and any other jurisdiction is free to appeal such action to the Land Use Board of Appeals.

2. and 3. UGM Expansion and Residential Density

It is suggested the Urban Growth Boundary policies 2 and 4 on pages 32 and 33 be modified as follows:

3. Changes to the Salem/Keizer urban growth boundary to accommodate non-residential development shall be based upon consideration of the following factors. This consideration does not include comparison of the proposed change with lands within the Salem/Keizer urban growth boundary.

   a. Demonstrated need to accommodate long-range urban population growth requirements consistent with State land use goals.

   b. Need for employment opportunities and livability.

   c. Orderly and economic provision for public facilities and services.

   d. Environmental, energy, economic and social consequence.

   e. Retention of agricultural land as defined, with Class I being the highest priority for retention and Class VI the lowest priority.

   f. Compatibility of the proposed urban uses with nearby agricultural activities.

   g. Other criteria as required by the State Land Use Goals and Administrative rules.

~~4. If the Urban Growth Boundary is expanded to include additional land for residential development, first priority shall be given to lands that have been removed from the original boundary.~~

4. There shall be no expansion of the Urban Growth Boundary for residential purposes until there is an adopted regional policy for the purpose of expanding the Urban Growth Boundary.

4. Willow Lake Area of Influence

See the attached matrix and proposals for a dual interest agreement.

SUMMARY OF WILLOW LAKE AREA OF INFLUENCE

DUAL INTEREST PROPOSALS

JURISDICTION	SALEM		KEIZER
DATE OF PROPOSAL	MARCH 5, 1990	OCTOBER 2, 1990	JULY 10, 1990
ELEMENTS			
1. Legal Description of Area	■	■	■
2. Impact Study (1992) and Improved Rules	■	■	■
3. Amendments Agreed by All 3 Jurisdictions	■	■	*
4. Interim Use List (Until 1992 Study Rules Adopted)			
a. Agricultural	*	*	*
b. Industrial	Ag Only	*	*
c. Commercial	Ag Only	*	*
d. Residential	O	O	1 DU/Acre
5. Interim Procedures			
a. Uses Limited to Odor/Noise Compatible	*	*	O
b. Continued Development	O	O	*
c. Continued Agricultural Zoning	*	O	O
d. Hold Harmless Clause	*	*	*
e. Opportunity to Comment on Land Use Decisions	*	*	O
f. No Subdivision	*	*	O
g. Area North of UGB	O	O	O

LEGEND

■ Permanent
* Temporary
O None

October 2, 1990

CITY OF SALEM PROPOSAL, OCTOBER 2, 1990

WILLOW LAKE TREATMENT PLANT DUAL INTEREST AREA AGREEMENT

The suggested revisions are:

WILLOW LAKE TREATMENT PLANT POLICY

A. The Willow Lake Treatment Plant dual interest area is defined by an adopted legal description. Development requirements are established in the Willow Lake Treatment Plant dual interest area agreement.

WILLOW LAKE TREATMENT PLANT DUAL INTEREST AREA AGREEMENT

1. The Willow Lake Treatment Plant dual interest is described in the following legal description:

2. The cities of Salem and Keizer and Marion County shall participate jointly in studies to establish the feasibility of improvements to minimize the adverse impacts of the sewage treatment plant and corresponding revisions to land use policies for the dual interest area. The studies shall be completed prior to the next periodic review of the Salem and Keizer Comprehensive Plans. Amendments to land use policies will coincide with both the adoption of the studies by the cities of Salem and Keizer and Marion County and the implementation of improvements suggested by the studies for the Willow Lake Treatment Plant.

3. Until the studies noted in Policy 2 are adopted and implements, the following policies shall govern development within the Willow Lake Treatment Plant dual interest area:

   a. Development within the Willow Lake Treatment Plan dual interest area will be limited to uses that will not be adversely affected by noise and odor originating at the Willow Lake Treatment Plant.

   b. Within the Willow Lake Treatment Plan dual interest area uses allowed will include:

      (1) Agricultural and related uses, and
      (2) Industrial and commercial uses

   c. Prior to issuance of building permits for any new dwelling, commercial, or industrial development or improvement to an existing development in the Willow Lake Treatment Plan dual interest area the property owner shall acknowledge through a signed statement recorded in the County deed records wherein the property owner agrees to hold harmless the Willow Lake Treatment Plan operator for any adverse noise or air quality related to the treatment plant operations.

   d. Subdivision of parcels existing as of August 1, 1981 within the Willow Lake Treatment Plan dual interest area shall be prohibited.

   e. An opportunity to comment prior to a land use decision or hearing shall be offered all jurisdictions which are parties to this agreement for land use actions considered in the Willow Lake Treatment Plan dual interest area. If disagreements arise the parties shall attempt to reach a compromise prior to any decision or hearing in a matter. In all cases comment and suggestions will be taken into consideration in any land use decision in the area subject to this agreement.

4. Amendment of this agreement shall be mutually agreed to by all jurisdictions - City of Salem, City of Keizer, and Marion County.

KEIZER'S JULY 10, 1990 PROPOSAL

WILLOW LAKE TREATMENT PLANT POLICY

A. **The Willow Lake Treatment Plant dual interest area is defined by an adopted legal description. Development requirements are established in the Willow Lake Treatment Plant dual interest area agreement.**

WILLOW LAKE TREATMENT PLANT DUAL INTEREST AREA AGREEMENT

1. The Willow Lake Treatment Plant dual interest area is described in the following legal description:

2. The cities of Salem and Keizer and Marion County shall participate jointly in studies to establish the feasibility of improvements to minimize the adverse impacts of the sewage treatment plant and corresponding revisions to land use policies for the dual interest area. The studies shall be completed prior to the next periodic review of the Salem and Keizer comprehensive plans. Amendments to land use policies will coincide with both the adoption of the studies by the cities of Salem and Keizer and Marion County and the implementation of improvements suggested by the studies for the Willow Lake Treatment Plant.

3. Until the studies noted in policy 2 are adopted and implemented, the following policies shall govern development within the Willow Lake Treatment Plant dual interest area:

   a. Development within the Willow Lake Treatment Plant dual interest area shall be continued.

   b. Within the Willow Lake Treatment Plant dual interest area uses allowed will include:

      (1) agricultural and related uses,
      (2) industrial and commercial uses
      (3) residential development with a maximum density of ~~one dwelling unit per acre~~ provided that a redevelopment plan showing ultimate development of the property shall be filed at the same time and future development of the property will be permitted based upon the findings of the study as required in Section A2.

   c. Prior to issuance of building permits for any new dwelling, commercial, or industrial development or improvement to an existing development in the Willow Lake Treatment Plant dual interest area, the property owner shall acknowledge through a signed

statement recorded in the county deed records wherein the property owner agrees to hold harmless the Willow Lake Treatment Plant operator for any adverse noise or air quality related to the treatment plant operations.

d. Amendment of this agreement shall be mutually agreed to by all jurisdictions - City of Salem, City of Keizer, and Marion County.