

MISSION STATEMENT

The City of Sweet Home will work to build an economically strong community with an efficient and effective local government that will provide infrastructure and essential services to the citizens we serve. As efficient stewards of the valuable assets available, we will be responsive to the community while planning and preparing for the future.



CITY OF SWEET HOME CITY COUNCIL AGENDA

WIFI Passcode:
guestwifi

December 10, 2019, 6:30 p.m.
Sweet Home City Hall, 3225 Main Street
Sweet Home, OR 97386

PLEASE silence all cell phones – Anyone who wishes to speak, please sign in.

A. Call to Order and Pledge of Allegiance

B. Roll Call:

- | | |
|-------------------|-----------------|
| Councilor Coleman | Mayor Mahler |
| Councilor Gerson | Councilor Nash |
| Councilor Goble | Councilor Trask |
| Councilor Gourley | |

C. Consent Agenda:

- a) Approval of Minutes: November 26, 2019 City Council Minutes
November 26, 2019 City Council Work Session

D. Recognition of Visitors and Hearing of Petitions:

- a) FFA Architects – Library Update Presentation

E. Old Business:

F. New Business:

- a) Request for Council Action – 9th Avenue Property Line Adjustment

G. Ordinance Bills

- i. **Request for Council Action and First Reading of Ordinance Bills**
 - (1) Request for Council Action – Ordinance No. 8 for 2019 – Ordinance No. ____ - Sweet Home Ordinance Pertaining to the Use of Transit Shelters in the City of Sweet Home
- ii. **Second Reading of Ordinance Bills**
- iii. **Third Reading of Ordinance Bills (Roll Call Vote Required)**
 - (1) Ordinance No. 7 for 2019 – An Ordinance Pertaining to Enhanced Law Enforcement Area in the City of Sweet Home

H. Reports of Committees:

Administrative & Finance/Property

Goble

The location of the meeting is accessible to the disabled. If you have a disability that requires accommodation, advanced notice is requested by notifying the City Manager's Office at 541-367-8969.

MISSION STATEMENT

The City of Sweet Home will work to build an economically strong community with an efficient and effective local government that will provide infrastructure and essential services to the citizens we serve. As efficient stewards of the valuable assets available, we will be responsive to the community while planning and preparing for the future.

Park and Tree Committee	Trask
Youth Advisory Council	Gourley
Chamber of Commerce	Gerson
Council of Governments	Gerson
Area Commission on Transportation	Mahler
Solid Waste Advisory Council	Goble
Ad Hoc Committee on Health	Gourley
Legislative Committee	Coleman

I. Reports of City Officials:

- a) Mayor’s Report
- b) City Manager’s Report
- c) Department Director’s Reports: (1st Meeting of the Month)
 - i. Library Services Director
 - (1) Department Report
 - (2) Circulation Stats
 - (3) Patron Stats
 - ii. Community and Economic Development Director
 - (1) Department Report
 - iii. Public Works Director
 - (1) Department Report
- d) Department Director’s Reports: (2nd Meeting of the Month)
 - i. Finance Director
 - ii. Police Chief
 - iii. City Attorney’s Report

J. Council Business for Good of the Order:

K. Adjournment

Meeting Canceled -
Lack of Quorum

SWEET HOME CITY COUNCIL
MEETING MINUTES

November 26, 2019

Mayor Mahler called the meeting to order at 6:30 p.m. in the Sweet Home City Hall. The Pledge of Allegiance was recited.

Staff Present: City Manager Ray Towry, City Attorney Robert Snyder, Public Works Director Greg Springman, Finance Director Brandon Neish, Police Chief Jeff Lynn, Community and Economic Development Director Blair Larsen, Library Services Director Rose Peda, Utilities Manager Steven Haney, and Administrative Assistant Julie Fisher

Visitors Registered to Speak: Janet McInerney, William Whipple

Media: Sean Morgan, The New Era

Roll Call:	Councilor Coleman	P	Mayor Mahler	P
	Councilor Gerson	P	Councilor Nash	P
	Councilor Goble	P	Councilor Trask	P
	Councilor Gourley	P		

Consent Agenda: **Motion was made to approve the Consent Agenda as submitted (Gerson/Goble) Motion passed with 7 Ayes, 0 Opposed, 0 Absent**

Items on the consent agenda are as follows:
Approval of Minutes: November 12, 2019 Council Minutes
Excuse Councilor Nash from October 30, 2019 Executive Session and Work Session

Recognition of Visitors & Hearing of Petition:

Regional Accelerator Innovation Network (RAIN) Presentation
Corey Wright gave the Council an update on RAIN and reviewed a scorecard evaluating areas where RAIN is successful and additional areas where RAIN can improve. The impact of RAIN in Sweet Home was discussed and local events for entrepreneurs happening in Sweet Home were announced.

Janet McInerney
Janet McInerney announced the opening of a warming center in Sweet Home at Fir Lawn Lutheran Church.

William Whipple
William Whipple stated his concerns regarding the Enforced Law Enforcement Area Ordinance. City Manager Ray Towry addressed his concerns.

Old Business:
Information Only – Transit Shelter Ordinance
Ken Bronson, Executive Director of the Sweet Home Linn Shuttle, addressed the City Council on challenges they are facing when bus shelters are being occupied as a camping spot and not able to be used by riders. A draft transit ordinance was presented that

would only allow use of bus shelters for those individuals who intended on riding the bus. Consensus of the Council was to bring the proposed ordinance back as an agenda item at the next meeting.

Request for Council Action – Adoption of System Development Charges Timeline

Preston VanMeter with Murraysmith presented Council with information to consider regarding System Development Charges (SDC). A timeframe was presented for updating the SDC including a 90-day notice of the Public Hearing for SDC rate adoption occurring approximately June 9, 2020.

Motion to adopt Murraysmith’s timeline for the evaluation of the City’s System Development Charges (SDCs) (Coleman/Gerson), Motion passed with 7 Ayes, 0 Opposed and 0 Absent.

Request for Council Action – IGA Mid Valley Prosperity Partnership Economic Strategy and Action Plan

Motion to Authorize the Mayor and City Manager to sign the MVP Intergovernmental Agreement (Gourley/Coleman) Motion passed with 7 Ayes, 0 Opposed and 0 Absent.

New Business

Request for Council Action and First Reading of Ordinance Bills

None

Second Reading:

Ordinance No. 7 for 2019 – Sweet Home Ordinance Pertaining to Expulsion from Enhanced Law Enforcement Areas of the City of Sweet Home.

City Attorney Snyder read by title only Ordinance No. 7 for 2019 - Sweet Home Ordinance Pertaining to Expulsion from Enhanced Law Enforcement Areas of the City of Sweet Home.

With no objection by Council Ordinance No. 7 for 2019 – Sweet Home Ordinance Pertaining to Expulsion from Enhanced Law Enforcement Areas of the City of Sweet Home will move to third and final reading on December 10, 2019 (Trask/Goble) Motion passed with 6 Ayes, 1 Opposed (Gourley) and 0 Absent.

Third and Final Reading of Ordinance Bills:

None

Administration and Finance/Property Committee

No Report

Park and Tree Committee

Councilor Trask announced playground equipment has been bought and received for Sankey Park.

Youth Advisory Council

Councilor Gourley reported the YAC meets the third Wednesday of each month.

Chamber of Commerce

Councilor Gerson reported the Chamber is working on updates to policies and budget.

Council of Governments

Councilor Gerson reported the next meeting is December 5th.

Area Commission on Transportation

No Report

Solid Waste Advisory Council No Report
(SWAC)

Ad Hoc Committee on Health No Report

Legislative Committee No Report

Reports of City officials

Mayor's Report Mayor Mahler announced he will be out of town till December 16th,
Pro-Tem Diane Gerson will conduct the next meeting.

City Manager's Report City Manager Towry reported he will be out of the office Monday
December 2nd, Tuesday December 3rd and maybe Wednesday
December 4th. City Manager will also be out December 16th thru
December 20th.
City Manager Towry reported a Supervisor Training on December 4th
and an All staff training December 11th.

Department Directors Reports Written reports were submitted by the following Departments:
Police Department and Finance Department

City Attorney City Attorney Snyder submitted memo regarding smoking in public.

Council Business for Good of the Order: Finance Director Brandon Neish gave a presentation on a new
Transparency Portal for the public to have easy access to
information.

Adjournment: With no further business the meeting adjourned at 7:56pm.

The foregoing is a true copy of the proceedings of the City Council at the November 26, 2019 regular
City Council Meeting.

Mayor

ATTEST:

City Manager – Ex Officio City Recorder

SWEET HOME CITY COUNCIL
SPECIAL MEETING WORK SESSION MINUTES

November 26, 2019

The City Council Work Session was opened at 5:42 p.m. in the Sweet Home Council Chambers.

Roll Call:	Councilor Coleman	P	Mayor Mahler	P (5:46pm)
	Councilor Gerson	P	Councilor Nash	P
	Councilor Goble	P	Councilor Trask	P
	Councilor Gourley	P (5:39pm)		

Staff: City Manager Ray Towry, Finance Director Brandon Neish, Public Works Director Greg Springman, Community and Economic Development Director Blair Larsen, City Engineer Joe Graybill, and Recording Secretary Julie Fisher

Media: Sean Morgan, The New Era

The purpose of the meeting was to review System Development Charges.

Preston VanMeter, Murraysmith and Deb Galardi, Galardi Rothstein Group, presented the Council with an overview of SDCs and the necessity of SDCs related to future growth and development of infrastructure. Statutes relating to SDCs were reviewed. The process for modification, policy considerations, and adoption was discussed. The proposed timeline for the SDCs review, update and adoption was offered and will be presented to City Council during the regular Council meeting for consideration of adoption.

No decisions were made during the City Council Work Session.

The meeting adjourned at 6:21 p.m.

The foregoing is a true copy of the proceedings of the City Council at the November 26, 2019 City Council Work Session Meeting.

Mayor

ATTEST:

City Manager – Ex Officio City Recorder



REQUEST FOR COUNCIL ACTION

PREFERRED AGENDA: December 10, 2019	TITLE: Property Line Adjustment for City Owned 9 th Ave. Property	TYPE OF ACTION: <input type="checkbox"/> RESOLUTION
SUBMITTED BY: B. Larsen, CEDD Director	ATTACHMENTS: PLA19-11 Application and Site Maps	<input checked="" type="checkbox"/> MOTION
REVIEWED BY: R. Towry, City Manager		<input type="checkbox"/> OTHER
RELEVANT CODE/POLICY: SHMC 16.32 Property Line Adjustment	TOWARD COUNCIL GOAL: Aspiration I: Desirable Community	

PURPOSE OF THIS RCA:

Request for City Council to approve a Property Line Adjustment of the City’s property on 9th Avenue.

BACKGROUND/CONTEXT:

The City’s property at 1730 9th Avenue at one time housed the City’s water treatment plant. After the construction of the current water treatment plant, the property became vacant. Eventually, the property was listed for sale, and Anthony and Michelle Larsen have entered into an agreement with the City to purchase the property. The City desires to retain the river access available through the property in order to provide public access to the South Santiam River for recreational purposes. To accomplish this, the City has included in the sale agreement a provision that the City will retain a portion of the property, as shown on the accompanying map. Staff proposes that this be accomplished through a property line adjustment that would move the existing property line to the west, so that the property that the City wishes to retain becomes a part of the adjacent parcel, 1755 9th Avenue, which is also owned by the City.

THE CHALLENGE/PROBLEM:

How does the City make surplus property available for development, while at the same time preserve public access to the river?

STAKEHOLDERS:

- Sweet Home City Council. As the owner of the properties, the City of Sweet Home, through its elected representatives, the City Council, is responsible for any land use applications affecting the properties that it owns, including this one. The Council is also responsible for providing park land and amenities to the public, and making efficient use of surplus real property.
- City of Sweet Home Residents. Sweet Home residents deserve good access to the South Santiam River for recreational purposes.
- Anthony and Michelle Larson. They are purchasing the City’s property, and have agreed to the property line adjustment, if it can be completed within 6 months of the signing of the purchase agreement.

ISSUES & FINANCIAL IMPACTS:

1. City of Sweet Home – The property line adjustment will require filing recording documents with the county. We anticipate that the fees will be under \$200.

ELEMENTS OF A STABLE SOLUTION:

A property line adjustment moving the desired parcel from 1730 9th Avenue to 1755 9th Avenue is agreeable to the purchasers and would serve the public's interest.

OPTIONS:

1. Do Nothing. Leave the property as is, and either retain the entire property, or give up access to the South Santiam River.
2. Approve and authorize the City Manager to sign Application PLA19-11 as presented.
3. Recommend a different configuration of property lines for the affected parcels. Staff would take these recommendations and revise the proposed property line adjustment map for review at a future Council meeting.

RECOMMENDATION:

Staff recommends option 2, Motion to approve and authorize the City Manager to sign Application PLA19-11 as presented.



Community and Economic Development Department

City of Sweet Home
1140 12th Avenue
Sweet Home, OR 97386
541-367-8113
Fax 541-367-5113
www.ci.sweet-home.or.us

Application for a Property Line Adjustment
or a Property Line Adjustment / Replat

Date Received:
Date Complete:
File Number:
Application Fee \$:
Receipt #:

Applicant's Name:
Applicant's Address:
Applicant's Phone and e-mail:

Within 30 days following the filing of this application,
the City Planner will make a determination of
completeness regarding the application. If deemed
complete, the application will be processed.

Property A
Owner's Name:
Owner's Address:
Owner's Phone and e-mail:
Property Address:
Assessor's Map and Tax Lot:
Property Size Before: Property Size After:
Zoning Classification

Property B
Owner's Name:
Owner's Address:
Owner's Phone and email:
Property Address:
Assessor's Map and Tax Lot:
Property Size Before: Property Size After:
Zoning Classification:

Submittal Requirements

The checklist on the other side of this application lists the required items must be submitted with this
application and the Criteria the request must meet. Please address all items that apply to this request.

I certify that the statements contained on this application, along with the submitted materials, are in
all respects true and are correct to the best of my knowledge and belief.

Applicant's Signature:
Property Owner's Signature:
Property Owner's Signature:
Property Owner's Signature:
Property Owner's Signature:

Date:
Date:
Date:
Date:
Date:

SHMC 16.32.030 APPLICATION REQUIREMENTS

An application for a property line adjustment must meet the submittal requirements and the decision criteria noted below.

- _____ 1. An application for a property line adjustment shall be signed by all property owners involved in the proposed adjustment, and a map showing the following details shall be submitted:
 - _____ a. The scale, north arrow and date of the map.
 - _____ b. The Linn County Tax Map and Tax Lot number identifying each parcel involved in the adjustment
 - _____ c. The location, width and purpose of any existing or proposed easements.
 - _____ d. Existing and proposed driveway accesses to a public right-of-way.
 - _____ e. The current and proposed property lines for each subject property.
 - _____ f. The existing and proposed dimensions of each property and the lot area of each property.
 - _____ g. All existing structures on the properties.
 - _____ h. Existing and proposed utility services and stub locations, including the following:
 - _____ 1. Water
 - _____ 2. Sanitary sewer
 - _____ 3. Storm and surface water drainage
 - _____ 4. Power
 - _____ 5. Gas
 - _____ 6. Telephone
 - _____ 7. Cable
 - _____ 8. Other utilities
- _____ 2. Adjacent public right-of-ways, including the width of each.
- _____ 3. The legal description for each subject property involved in the adjustment describing their new boundaries.

SHMC 16.32.020 PROPERTY LINE ADJUSTMENT CRITERIA.

The City Planner will approve, approve with conditions, or deny the request for a property line adjustment based on the following criteria:

- _____ A. The property line adjustment does not create a new lot or a land-locked parcel.
- _____ B. The adjusted properties are not reduced below the minimum standards of the zoning district and do not otherwise violate standards of this title or Title 17 or any applicable building code.
- _____ C. The adjusted properties do not encroach into required yard setbacks, existing buildings or easements.
- _____ D. The adjusted properties comply with any previous requirements or conditions imposed on the property in previous land use decisions or permitting processes.
- _____ E. A property line adjustment within a subdivision or partition plat will conform to O.R.S. 92.190.
- _____ F. Lot line adjustments shall be surveyed and monumented as required by O.R.S. Chapter 92.



P19-12
1730 9th Avenue
13S01E31BA02900

Date: 8/7/2018



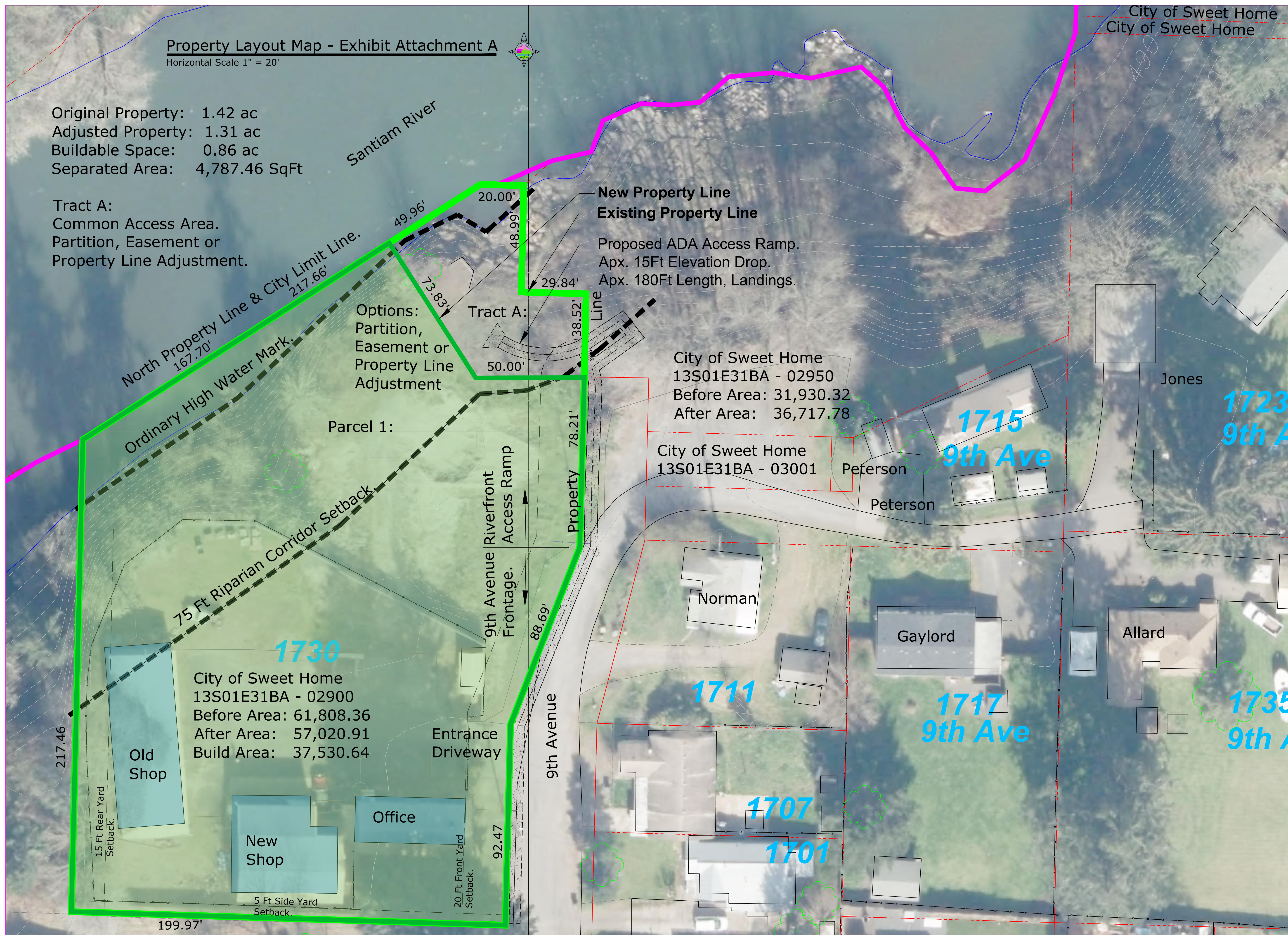
1 inch = 124 feet

Property Layout Map - Exhibit Attachment A

Horizontal Scale 1" = 20'

Original Property: 1.42 ac
 Adjusted Property: 1.31 ac
 Buildable Space: 0.86 ac
 Separated Area: 4,787.46 SqFt

Tract A:
 Common Access Area.
 Partition, Easement or
 Property Line Adjustment.



DWG No.	13S01E31BA - 02900	DATE	06-06-2017
Project Name	Private Property Option, Lot 13S01E31BA - 02900	Scale	1" = 20'
Author	Public Works Department	Checked	SHPW1822
Rev.	Description	PRINT DATE	06-06-2017
		Scale	1" = 20'
		Checked	SHPW1822
		Approved	
		Size	D

CITY OF SWEET HOME, Public Works Department
 Engineering Division, 1140 12th Avenue,
 1341-367-6977, F341-367-8440

LINE IS 2 INCHES FULL SIZE
 IF NOT TO SCALE ACCORDINGLY

R1 Zone
 Layout : Single Lot with Riverfront
 Private & Public Access.

TITLE

SHEET NUMBER
 1 of 1



REQUEST FOR COUNCIL ACTION

PREFERRED AGENDA: December 12 th , 2019	TITLE: Improper Use of Transit Shelter	TYPE OF ACTION: <input type="checkbox"/> RESOLUTION <input type="checkbox"/> MOTION <input checked="" type="checkbox"/> OTHER
SUBMITTED BY: J. Lynn, Chief of Police	ATTACHMENTS: Proposed Unlawful Use of Transit Shelter Ordinance	
REVIEWED BY: R. Towry, City Manager	TOWARD COUNCIL GOAL: Community safety Vision #1 – A desirable place to live	
RELEVANT CODE/POLICY:		

PURPOSE OF THIS MEMO:

To present council with a proposed ordinance relating to the Unlawful Use of a Transit Shelter.

BACKGROUND/CONTEXT:

On November 26, 2019 Council was presented information associated with a proposed City ordinance that would restrict the use of transit shelters or transit benches throughout the City.

The need for such an ordinance was brought forth to the Police Department and City by the Director of the Linn Shuttle. The concerns center around the intended use of the public transit shelters that are throughout the community. The Director wanted to ensure that the citizens that are using the public transit system have access to the transit shelters and benches.

The proposed ordinance would prohibit persons from occupying the use of a transit shelter for purposes other than boarding, disembarking or waiting for an approved bus service. It would also prevent individuals from lying down on or across the seats or the floor of a transit shelter seating, remain in or within 20 feet of a transit shelter seating for a period in excess of one hour within a 24-hour period, placing any object or substance on the seats of a transit shelter seating that inhibits the proper use of such seats, or block or obstruct the use of the seats or floor area of a transit shelter.

THE CHALLENGE/PROBLEM:

Should the City restrict the use of public transit shelters to only those accessing and using the public transit system?

STAKEHOLDERS:

- *City of Sweet Home Residents.* An Ordinance associated with the Improper Use of a Transit Shelter could further promote the use of the public transit system by

ensuring that necessary seating is available for passengers while they wait for the bus.

- Sweet Home Police Department. An Ordinance such as this could potential be utilized as a tool to promote the use of the transit shelters, non-covered bench areas and transit system in general.

ISSUES & FINACIAL IMPACTS:

1. Police Department. No financial impact is expected related to the Police Department.
2. City of Sweet Home. The proposed ordinance could be seen as a means to prevent homeless individuals from camping in the transit shelters. It should be noted that this ordinance would not prevent any individual from lawfully using the public transit system or the transit shelters.

OPTIONS:

1. Do Nothing. Take no action.
2. Adopt the proposed Improper Use of a Transit Shelter Ordinance. This would make the act a City Code Violation.
3. Revise the proposed Improper Use of a Transit Shelter Ordinance. Make additional changes or additions to the proposed ordinance.

RECOMMENDATION:

Staff recommends option #2, make a motion to adopt the proposed SHMC Improper Use of a Transit Shelter Ordinance. The proposed ordinance can a tool to promote the safe and appropriate use of the transit shelters within the community.

ORDINANCE BILL NO. 8 FOR 2019

ORDINANCE NO. _____

**SWEET HOME ORDINANCE PERTAINING TO THE USE OF TRANSIT SHELTERS
IN THE CITY OF SWEET HOME**

WHEREAS, the City desires to provide for the safety, convenience, and comfort of transit passengers, ~~for safety of City of Sweet Home personnel,~~ **while boarding, disembarking or waiting for public bus transportation, to assist in providing the preservation of service quality for the public bus transportation system in the City's ability to assist in providing a cost-effective source of reliable transportation, in the City of Sweet Home** and to prevent transit system security vulnerabilities – **all of which is a benefit to the Sweet Home Community and to the transit passengers.**

NOW THEREFORE,

The City of Sweet Home does ordain as follows:

Section 1. Sweet Home Municipal Code Section **10.08.055** titled IMPROPER USE OF TRANSIT SHELTERS is created to read as follows:

A. Definitions.

"Transit shelter" shall mean any and all ~~City-owned or managed~~ bus **stop** shelters, **and non-covered bench areas related to bus transportation that are used by the general public for boarding, disembarking or waiting for an approved bus service.**

"Approved Bus Service" shall include the Linn Shuttle, Sweet Home Shopper and Dial-a-Bus services.

B. Improper use of transit shelter.

No person shall:

- (1) Enter or remain upon, occupy or use a transit shelter for purposes other than boarding, disembarking or waiting for an approved bus service;
- (2) Lie down on or across the seats or the floor of a transit shelter seating;
- (3) Remain in or within 20 feet of a transit shelter seating for a period in excess of one hour within a 24-hour period.;
- (4) Place any object or substance on the seats of a transit shelter seating that inhibits the proper use of such seats; or
- (5) Block or obstruct the use of the seats or floor area of a bus **transit** shelter.

C. Exclusion.

In addition to other measures provided for in City or State laws, the City may exclude an individual from any or all transit shelters for a violation of any provision of this section, or a violation of any ~~criminal law~~ **city ordinance** of the City of Sweet Home or

any statute of State of Oregon while in or within 20 feet of a transit shelter as set forth below.

D. Issuance of exclusion notice.

In addition to any other remedies or penalties provided by law any Police Officer may exclude any person who violates the provisions of this ~~chapter~~ **section**, city ordinances **of the City of Sweet Home** or ~~state law~~ **any statute of the State of Oregon** from any and all transit shelters in accordance with the provisions of this section.

E. Procedure for exclusion.

(1) An exclusion issued under the provisions of this section shall be for 30 days. If the person to be excluded has been excluded from any transit shelter at any time within two years before the date of the present exclusion, the exclusion shall be for 90 days.

(2) At the time a person is cited to appear and/or arrested **a police officer** may deliver to that person a written notice excluding that person from any or all transit shelters and the area within 20 feet of the shelter. The exclusion shall take place immediately and apply to all ~~City-owned~~ transit shelters. A violation of a second or subsequent offense of this ~~article~~ **section** during the specified **exclusion time** period may result in a charge of criminal trespass in the second degree (ORS 164.245) **and/or interfering with public transportation (ORS 166.116)**.

(3) The notice shall specify the area from which the person is excluded, the length of the exclusion, the penalty for entering the excluded area and contain information concerning the right to appeal the exclusion to the City Manager.

F. Appeal and variance.

(1) Any person receiving an exclusion notice may appeal the issuance of such notice by appealing to the City Manager. The appeal of the exclusion must be made to the City Manager within five business days of the date of the issuance of the exclusion notice. The City Manager or designee shall conduct a hearing on the appeal within ten days from receipt of the appeal notice. At the hearing both the appellant and the city shall be given an opportunity to provide evidence on the exclusion. The City Manager or designee shall decide if an offense did occur and if the length of expulsion is correct by substantial evidence on the record. The hearing held under this section may be informal in nature but the presentation of evidence at the hearing shall be consistent with the presentation of evidence required for contested cases under O.R.S. 183.450. An appeal of an exclusion notice automatically stays the exclusion period until a decision on appeal is issued by the City Manager or designee. **The decision shall be final and not appealable by either party to the hearing.**

(2) An individual with a disability who is transit-dependent shall not be issued a complete exclusion from the transit shelters unless the person engaged in violent, seriously disruptive criminal conduct, or in conduct posing a serious threat to the safety of others or to the operation of the transit system. Absent such a finding, if the City Manager determines that a violation ~~was more probable than not~~, **occurred**, the City Manager shall order a qualified exclusion to permit the person with a disability to use the transit system for trips of necessity, including travel to and from medical and legal appointments, school or training classes, places of employment, obtaining food, clothing and necessary household items, or for accessing any critical services. Any person asserting the right to a qualified exclusion on the basis of transit dependence shall have the burden of establishing transit dependence by a preponderance of the evidence.

(3) ~~All variances~~ **Any qualified exclusion** may be granted at any time during the exclusion period by the Chief of Police, his or her designee or by the City Manager.

(4) ~~All variances~~ **qualified** exclusions shall be in writing, for a specific period of time and only to accommodate a specific purpose, all of which shall be stated in the ~~variance~~ **qualified exclusion**.

(5) The person shall keep the ~~variance~~ **qualified exclusion** on his or her person at all times the person is within the area of exclusion.

(6) In the event a person is found to be outside the scope of the terms ~~variance~~ **of the qualified exclusion**, ~~the variance~~ **the qualified exclusion** shall immediately become void and that person is subject to arrest for the crime of criminal trespass in the second degree (ORS 164.245) and/or interfering with public transportation (ORS 166.116).

(7) Except as otherwise stated above for violations of ORS, violation of this section constitutes a violation and may be prosecuted under the provisions of **SHMC** Chapter 9.36.

Passed by the Council and approved by the Mayor this ____ day of _____, 2020.

Mayor

ATTEST:

City Manager - Ex Officio City Recorder

ORDINANCE BILL NO. 8 FOR 2019

ORDINANCE NO. _____

**SWEET HOME ORDINANCE PERTAINING TO THE USE OF TRANSIT SHELTERS
IN THE CITY OF SWEET HOME**

WHEREAS, the City desires to provide for the safety, convenience, and comfort of transit passengers while boarding, disembarking or waiting for public bus transportation, to assist in providing the preservation of service quality for the public bus transportation system in the City of Sweet Home and to prevent transit system security vulnerabilities – all of which is a benefit to the Sweet Home Community and to the transit passengers.

NOW THEREFORE,

The City of Sweet Home does ordain as follows:

Section 1. Sweet Home Municipal Code Section 10.08.055 titled IMPROPER USE OF TRANSIT SHELTERS is created to read as follows:

A. Definitions.

“Transit shelter” shall mean any and all bus stop shelters, and non-covered bench areas related to bus transportation that are used by the general public for boarding, disembarking or waiting for an approved bus service.

“Approved Bus Service” shall include the Linn Shuttle, Sweet Home Shopper and Dial-a-Bus services.

B. Improper use of transit shelter.

No person shall:

- (1) Enter or remain upon, occupy or use a transit shelter for purposes other than boarding, disembarking or waiting for an approved bus service;
- (2) Lie down on or across the seats or the floor of a transit shelter seating;
- (3) Remain in or within 20 feet of a transit shelter seating for a period in excess of one hour within a 24-hour period.;
- (4) Place any object or substance on the seats of a transit shelter seating that inhibits the proper use of such seats; or
- (5) Block or obstruct the use of the seats or floor area of a transit shelter.

C. Exclusion.

In addition to other measures provided for in City or State laws, the City may exclude an individual from any or all transit shelters for a violation of any provision of this section, or a violation of any city ordinance of the City of Sweet Home or any statute of State of Oregon while in or within 20 feet of a transit shelter as set forth below.

D. Issuance of exclusion notice.

In addition to any other remedies or penalties provided by law any Police Officer may exclude any person who violates the provisions of this section, city ordinances of the City of Sweet Home or any statute of the State of Oregon from any and all transit shelters in accordance with the provisions of this section.

E. Procedure for exclusion.

(1) An exclusion issued under the provisions of this section shall be for 30 days. If the person to be excluded has been excluded from any transit shelter at any time within two years before the date of the present exclusion, the exclusion shall be for 90 days.

(2) At the time a person is cited to appear and/or arrested a police officer may deliver to that person a written notice excluding that person from any or all transit shelters and the area within 20 feet of the shelter. The exclusion shall take place immediately and apply to all transit shelters. A violation of a second or subsequent offense of this section during the specified exclusion time period may result in a charge of criminal trespass in the second degree (ORS [164.245](#)) and/or interfering with public transportation (ORS [166.116](#)).

(3) The notice shall specify the area from which the person is excluded, the length of the exclusion, the penalty for entering the excluded area and contain information concerning the right to appeal the exclusion to the City Manager.

F. Appeal and variance.

(1) Any person receiving an exclusion notice may appeal the issuance of such notice by appealing to the City Manager. The appeal of the exclusion must be made to the City Manager within five business days of the date of the issuance of the exclusion notice. The City Manager or designee shall conduct a hearing on the appeal within ten days from receipt of the appeal notice. At the hearing both the appellant and the city shall be given an opportunity to provide evidence on the exclusion. The City Manager or designee shall decide if an offense did occur and if the length of expulsion is correct by substantial evidence on the record. The hearing held under this section may be informal in nature but the presentation of evidence at the hearing shall be consistent with the presentation of evidence required for contested cases under O.R.S. 183.450. An appeal of an exclusion notice automatically stays the exclusion period until a decision on appeal is issued by the City Manager or designee. The decision shall be final and not appealable by either party to the hearing.

(2) An individual with a disability who is transit-dependent shall not be issued a complete exclusion from the transit shelters unless the person engaged in violent,

seriously disruptive criminal conduct, or in conduct posing a serious threat to the safety of others or to the operation of the transit system. Absent such a finding, if the City Manager determines that a violation occurred, the City Manager shall order a qualified exclusion to permit the person with a disability to use the transit system for trips of necessity, including travel to and from medical and legal appointments, school or training classes, places of employment, obtaining food, clothing and necessary household items, or for accessing any critical services. Any person asserting the right to a qualified exclusion on the basis of transit dependence shall have the burden of establishing transit dependence by a preponderance of the evidence.

(3) Any qualified exclusion may be granted at any time during the exclusion period by the Chief of Police, his or her designee or by the City Manager.

(4) All qualified exclusions shall be in writing, for a specific period of time and only to accommodate a specific purpose, all of which shall be stated in the qualified exclusion.

(5) The person shall keep the qualified exclusion on his or her person at all times the person is within the area of exclusion.

(6) In the event a person is found to be outside the scope of the terms of the qualified exclusion, the qualified exclusion shall immediately become void and that person is subject to arrest for the crime of criminal trespass in the second degree (ORS [164.245](#)) and/or interfering with public transportation (ORS [166.116](#)).

(7) Except as otherwise stated above for violations of ORS, violation of this section constitutes a violation and may be prosecuted under the provisions of SHMC Chapter 9.36.

Passed by the Council and approved by the Mayor this ____ day of _____, 2020.

Mayor

ATTEST:

City Manager - Ex Officio City Recorder

ORDINANCE BILL NO. 7 FOR 2019

ORDINANCE NO. 1280

SWEET HOME ORDINANCE PERTAINING TO EXPULSION FROM ENHANCED LAW ENFORCEMENT AREAS OF THE CITY OF SWEET HOME

WHEREAS, the City desires to reduce unlawful behavior in certain areas within the City of Sweet Home by expelling certain persons therefrom that are the cause of said unlawful behavior;

NOW THEREFORE,

The City of Sweet Home does ordain as follows:

Section 1. Sweet Home Municipal Code Section 9.20.050 titled ENHANCED LAW ENFORCEMENT AREAS is created to read as follows:

A. Enhanced law enforcement areas are designed to protect the public from those whose illegal conduct poses a threat to safety, health or welfare. Enhanced law enforcement areas include the area within the City of Sweet Home encircled by the following boundary (and including those portions of the streets and rights-of-way mentioned herein): See Exhibit A attached hereto for area in blue.

B. A person is subject to expulsion for a period of 30 days from entering or remaining within an enhanced law enforcement area if that person has been cited to appear and/or arrested within an enhanced law enforcement area for a total of three (3) or more instances of unlawful behavior within the enhanced law enforcement area within the last 12 months. If the person to be expelled has been expelled from that enhanced law enforcement area at any time within two years before the date of the present expulsion, the expulsion shall be for 90 days. For purposes of this Section, unlawful behavior means violating or being charged with violating the crimes and violations listed below:

1.	Criminal Homicide	O.R.S. 163.005
2.	Rape, Sodomy, and Unlawful Sexual Penetration	O.R.S. 163.355 to O.R.S. 163.411
3.	Menacing and Recklessly Endangering Another Person	O.R.S. 163.190 and O.R.S. 163.195
4.	Intimidation	O.R.S. 166.155 and O.R.S. 166.165
5.	Harassment	O.R.S. 166.065
6.	Disorderly Conduct II	O.R.S. 166.025
7.	Discharge of Weapons	O.R.S. 166.630 and O.R.S. 166.635 SHMC §§ 9.32.010, 9.32.020, 9.32.030 (See O.R.S. 166.172)
8.	Providing Liquor	O.R.S. 471.410
9.	Minor in Possession of Alcohol	O.R.S. 471.430
10.	Assault and Strangulation	O.R.S. 163.160 to O.R.S. 163.187

11.	Sexual Abuse, Contributing to the Delinquency of a Minor and Sexual Misconduct	O.R.S. 163.415, O.R.S. 163.425, O.R.S. 163.427, O.R.S. 163.435, and O.R.S. 163.445
12.	Public Indecency	O.R.S. 163.465
13.	Controlled Substances	O.R.S. 167.222, O.R.S. 167.262 and O.R.S. 475.525 to O.R.S. 475.894
14.	Criminal Mischief	O.R.S. 164.345 to O.R.S. 164.365
15.	Criminal Mistreatment	O.R.S. 163.200 and O.R.S. 163.205
16.	Criminal Trespass	O.R.S. 164.245 and O.R.S. 164.255
17.	Unlawful Use of a Weapon	O.R.S. 166.220
18.	Prostitution and Related Offenses	O.R.S. 167.007 to O.R.S. 167.017
19.	Theft	O.R.S. 164.015 to O.R.S. 164.140
20.	Placing Offensive Substances in Waters, on Highways or Other Property and Offensive Littering	O.R.S.164.785 and O.R.S. 164.805
21.	Arson and Related Offenses	O.R.S. 164.315 to O.R.S. 164.335
22.	Purchasing Sex with a Minor	O.R.S. 163.413
23.	Urinating or Defecating in Public Places	SHMC 9.24.050
24.	Consumption or Possession of Alcoholic Beverages in Public Places	SHMC 9.20.030
25	Any attempt to commit (as defined by O.R.S. 161.405) or conspiracy to commit (as defined by O.R.S. 161.450 and O.R.S. 161.455) any of the above offenses.	

C. If a person expelled from an enhanced law enforcement area is found within the perimeter of the enhanced law enforcement area during the expulsion period, that person may be arrested for trespass in the second degree, as defined by ORS 164.245. A person is not considered to be within the enhanced law enforcement area if the person is within a vehicle that is passing through the expulsion area.

D. The Chief of Police is designated as the person in charge of enhanced law enforcement areas for the purpose of issuing expulsion notices in accordance with this Section. Any Sweet Home Police Officer can issue expulsion notices in accordance with this Section.

E. At the time a person is cited to appear and/or arrested within an enhanced law enforcement area for any of the offenses specified in this Section, the officer making such cite to appear and/or arrest may deliver to that person a written notice expelling that person from the enhance law enforcement area. Any expulsion notice shall not take effect until the sixth day after the notice is issued.

1. The notice shall specify the area from which the person is expelled, the length of the expulsion, the penalty for entering the excluded area and contain information concerning the right to appeal the expulsion to the Sweet Home Municipal Court.

2. The person to whom the expulsion is issued shall sign a written acknowledgment of receipt or the officer shall make a written record of the refusal.

F. The person to whom an expulsion notice is issued shall have the right to an appeal from the issuance of the notice. The expulsion notice will notify the person of the right to appeal and process for appeal.

1. An appeal of the expulsion must be filed, in writing, within five business days of the issuance of the notice. The appeal must be filed with the Municipal Court. A hearing on the appeal shall be held before the Judge of the Municipal Court within 20 business days of the appeal. The expulsion shall be stayed during the pendency of the appeal. The decision of the Judge of the Municipal Court shall be final.

2. The City shall have the burden to show by a preponderance of evidence that the expulsion was based upon the conduct proscribed by this Section. Copies of documents in its control and which are intended to be used by the City at the hearing shall be made available to the appellant at least two days prior to the hearing.

3. A determination of the Judge of the Municipal Court that the officer who issued the expulsion notice at the time had probable cause to cite and/or arrest the person to whom the expulsion notice was issued for the conduct described in this Section shall be prima facie evidence that the expulsion was based on conduct prohibited by those statutes, ordinances or code.

G. Variances from the expulsion may be granted at any time during the expulsion period by the Chief of Police, or by the Municipal Court.

1. The Chief of Police or the Municipal Court shall grant a variance to any person who can establish that he or she is a resident of the expulsion area, is employed within the expulsion area, or will use the waiver to visit the residence of a family member, to consult with an attorney, to attend alcohol or drug treatment sessions, to attend religious services or otherwise exercise a constitutional right, to pass through the expulsion area, to attend a public meeting, to attend a court hearing, to engage in any activity ordered by a court, to obtain social, medical or like services, or for employment purposes. A variance may also be granted when, in the discretion of the Chief of Police or the Municipal Court, the expulsion order is no longer necessary to preserve public safety, health or welfare. The denial of a variance may be appealed within five business days to the Municipal Court using the same procedures as for an appeal of the imposition of the expulsion. The decision of the Judge of the Municipal Court shall be final.

2. All variances shall be in writing, for a specific period of time and only to accommodate a specific purpose, all of which shall be stated on the variance.

3. The person shall keep the variance on his or her person at all times the person is within the expulsion area.

Passed by the Council and approved by the Mayor this 10th day of December, 2019.

Mayor _____

ATTEST:

City Manager - Ex Officio City Recorder



City of Sweet Home Ordinance Bill No. 7 for 2019.
Ordinance No. 1280
Exhibit A

MEMORANDUM



TO: Ray Towry, City Manager
FROM: Rose Peda, Library Services Director
DATE: December 3, 2019
SUBJECT: Sweet Home Library Activities Report / November, 2019

Statistics

Patrons checked out 3329 items.

Patrons placed 310 items on hold.

Staff issued 21 new library cards to patrons and 6 nonresident cards.

380 individuals signed on to use the computers in the library and printed 693 pages.

Resource sharing savings was \$4,172.93 for the month of November.

Events

The library held 7 storytimes for babies, toddler and preschoolers with 81 children and 52 adults in attendance. The Library and local businesses participated in a "Gingerbread Man" hunt. Children went in search of the elusive Gingerbread Man only to find him at All Star Pizza. The cookies were yummy! Staff read to 63 first and second graders at Oak Heights Elementary.

Update on the Adult Literacy Program

We have 5 tutors signed up to participate in the Adult Literacy Program and 1 tutee.

Library staff, City Manager, Ray Towry and City Engineer, Joe Graybill met with FFA Architects to review the preliminary proposals from the Library Needs Assessment.

**QUARTERLY CIRCULATION STATISTICS
BY ITEM TYPE**

2019	September	October	November
Auto Manuals	0	1	0
Books on CD	102	96	95
Children's Board Books	152	131	103
Children's Easy Readers	199	224	208
Children's Fiction	264	297	231
Children's Graphic Novels	110	123	106
Children's NonFiction	227	181	208
Children's Picture Books	401	502	471
Children's Ready to Read	90	61	81
Children's 100 Books	49	47	29
Children's VOX Books	121	135	105
DVDs	643	829	827
Fiction	316	341	399
Magazines	51	34	33
Music CD	22	34	11
Mystery	273	276	217
New Fiction	188	222	182
New NonFiction	62	78	58
New Mystery	91	105	99
New Science Fiction	3	2	4
NonFiction	241	235	193
Northwest	23	19	31
Paperback General	15	3	7
Paperback Mystery	39	29	22
Paperback Romance	33	21	28
Paperback Westerns	0	0	1
Paperback Science Fiction	2	3	0
Science Fiction / Fantasy	38	37	21
Teen Fiction	101	96	117
Teen Graphic Novel	36	31	50
Teen NonFiction	5	2	10
Westerns	59	42	53
Ukuleles	0	1	2
TOTALS	3956	4238	4002

2019 Statistics for September		Statistics for October		Statistics for November	
PATRON ACTIVITY		PATRON ACTIVITY		PATRON ACTIVITY	
OPAC Logins	255	OPAC Logins	290	OPAC Logins	310
SIP2 Logins	439	SIP2 Logins	419	SIP2 Logins	448
CIRCULATION AND RENEWALS		CIRCULATION AND RENEWALS		CIRCULATION AND RENEWALS	
Checkouts	3244	Checkouts	3574	Checkouts	3329
Renewals by Staff	456	Renewals by Staff	394	Renewals by Staff	390
Renewals by OPAC	256	Renewals by OPAC	270	Renewals by OPAC	283
HOLDS REQUESTED		HOLDS REQUESTED		HOLDS REQUESTED	
Holds by Staff	142	Holds by Staff	141	Holds by Staff	192
Holds by OPAC	138	Holds by OPAC	145	Holds by OPAC	184
ACTIVE PATRONS	2337	ACTIVE PATRONS	2324	ACTIVE PATRONS	2316
NEW PATRONS		NEW PATRONS		NEW PATRONS	
Resident	35	Resident	28	Resident	21
NonResident	7	NonResident	7	NonResident	6
ITEM COUNTS	36175	ITEM COUNTS	35970	ITEM COUNTS	36160
PUBLIC ACCESS COMPUTERS		PUBLIC ACCESS COMPUTERS		PUBLIC ACCESS COMPUTERS	
Logins this month	413	Logins this month	493	Logins this month	380
Pages printed	687	Pages printed	794	Pages printed	693
Resource Sharing Savings \$2,676.04		Resource Sharing Savings \$3,043.77		Resource Sharing Savings \$4,172.93	

MEMORANDUM



TO: City Council
Ray Towry, City Manager
Interested Parties

FROM: Blair Larsen, Community and Economic Dev. Director

DATE: December 10, 2019

SUBJECT: Community and Economic Development Department Report for November, 2019

The Community and Economic Development Department (CEDD) consists of the City's Building, Planning, Engineering, Economic Development, Code Enforcement, and Parks and Recreation programs. The following is a summary of activities and notes on current projects from November 1st, to November 30th, 2019.

1. BUILDING

- Summary of Building Program Permits Issued.

Construction Category	Number of Permits
Residential 1 and 2 Family Dwellings	3
Residential Manufactured Dwellings	0
Residential Structural	0
Residential Mechanical Permits	8
Residential Plumbing	0
Residential Demolition	0
Commercial Mechanical	4
Commercial Structural	3
Commercial Plumbing	0
Commercial Demolition	0
Commercial Site Development	0
Total Permits	18
Value Estimate of All Permits	\$832,436.08
Fees Collected	\$11,675.39

2. PLANNING

- Summary of Planning Division Applications Approved.

Application Type	Number of Permits
Conditional Use	0
Variance	0
Partition	0
Property Line Adjustments	2

- The Department is currently working on updates to the Sweet Home Municipal Code (SHMC), Planning Commission procedures, and updating and improving Land Use Applications with OCWCOG staff. A comprehensive code update is being readied for staff and peer review, and will be presented to the Planning Commission and public through the review process. We have submitted a grant application to the Oregon Department of Land

Use and Conservation to complete this work, however we have recently learned that our application was not approved.

- There are 6 applications in the queue for November.

3. ECONOMIC DEVELOPMENT

- Work on a property partition and right-of-way width change for 24th Ave is progressing. This is part of a comprehensive 24th Avenue Corridor Improvement Project. Due to requests from the neighboring property owners, the plan to partition the City’s Maintenance Yard property will now move to the planning commission in order to approve a required access easement. Once the easement has been approved, the partition will be completed and the appropriate documents for the land swap will be drafted and signed. A Request for Council Action will be necessary to approve the partition application and adopt a resolution to swap the land. We hoped to bring that before you at the November 12th meeting, however state law requires an appraisal of the property. We are now in the process of collecting bids for that work, and will bring the issue to you after we have an appraisal report. Unfortunately, the appraisal is not expected to be complete until March, 2020.
- Staff met with ODOT and Representative Sprenger and learned that prior communication from ODOT was incorrect, and that an application for a new rail crossing at 24th Avenue can be approved if the City and Railroad are in agreement, and if the proposed crossing meets ODOT’s safety requirements. We are preparing an application and we have begun negotiating with Albany & Eastern Railroad to ensure that we are in agreement prior to submitting the application to ODOT.
- Staff is working on a Master Plan of the old Weyerhaeuser mill site that will detail property divisions, zoning designations, and roadway accesses. The Linn County Roadmaster has reached out to us to begin the process of dedicating land to rights-of-way.

4. CODE ENFORCEMENT

- Summary of Actions.

CE currently has 54 open cases. Violations resolved in November: 6. Cases in Progress (Investigating): 17. Notices issued: 3. Pending Citations: 0. Citations: 0. Complaints with no violation noted: 0.

Enforcement Type	Number of Cases
Abandoned Vehicles	1
Animal	4
Public Right-of-way	2
Illegal Dumping	1
Minimum Housing	2
Occupying an RV	9
Public Nuisance	1
Tall Grass & Weeds	1

The City’s Code Enforcement Officer responds to complaints submitted through the City’s website, and actively patrols the City and works to resolve identified code violations.

5. PARKS

- Ground has been broken, and we are preparing site plans for Phase II of the Sankey Park Improvements. Playground equipment has been ordered and received.

- The Park and Tree Committee has begun to discuss and review the City's street tree policies.
- Staff is working on completing the City's Tree City USA Application.
- Staff has begun work on the Sweetheart Run, which is planned for next February. We have received a \$2,000 grant from the Confederated Tribes of Siletz Indians for this event.

6. OTHER PROJECTS

- Preliminary work on the 18th Ave & Willow St Neighborhood Water LID (Proposed) is making progress. Staff has a list of properties and owners, and a boundary and cost estimate for a Water Line Local Improvement District. Work is commencing on proposed street and sidewalk improvements for the same area.
- Now that the Council has authorized ownership of the sculpture in the ODOT right-of-way near the East Linn Museum, we are waiting on a proposed Intergovernmental Agreement from ODOT, which will come before you when it is ready.
- Consultation with ODOT improvements at 22nd Ave & Main St. is ongoing, multiple options are on the table, including lighting, location, median refuge, RRFB pedestrian lights, etc. Staff is working on an informational RCA on the issue.
- The property line adjustment for the east property line at the NCH is still pending. The adjacent owners are in favor of it, and a map has been created. A Request for Council Action is necessary to authorize the property line adjustment and adopt a resolution for the land swap. However, state law requires an appraisal of the properties, and we are now in the process of collecting bids for that work. After we receive an appraisal report, we will bring the issue before you at a Council meeting. Unfortunately, the appraisal is not expected to be complete until March, 2020.
- The ODOT Foster Lake Sidewalk Project: ODOT has begun site survey work. Construction is estimated to start next year.

MEMORANDUM



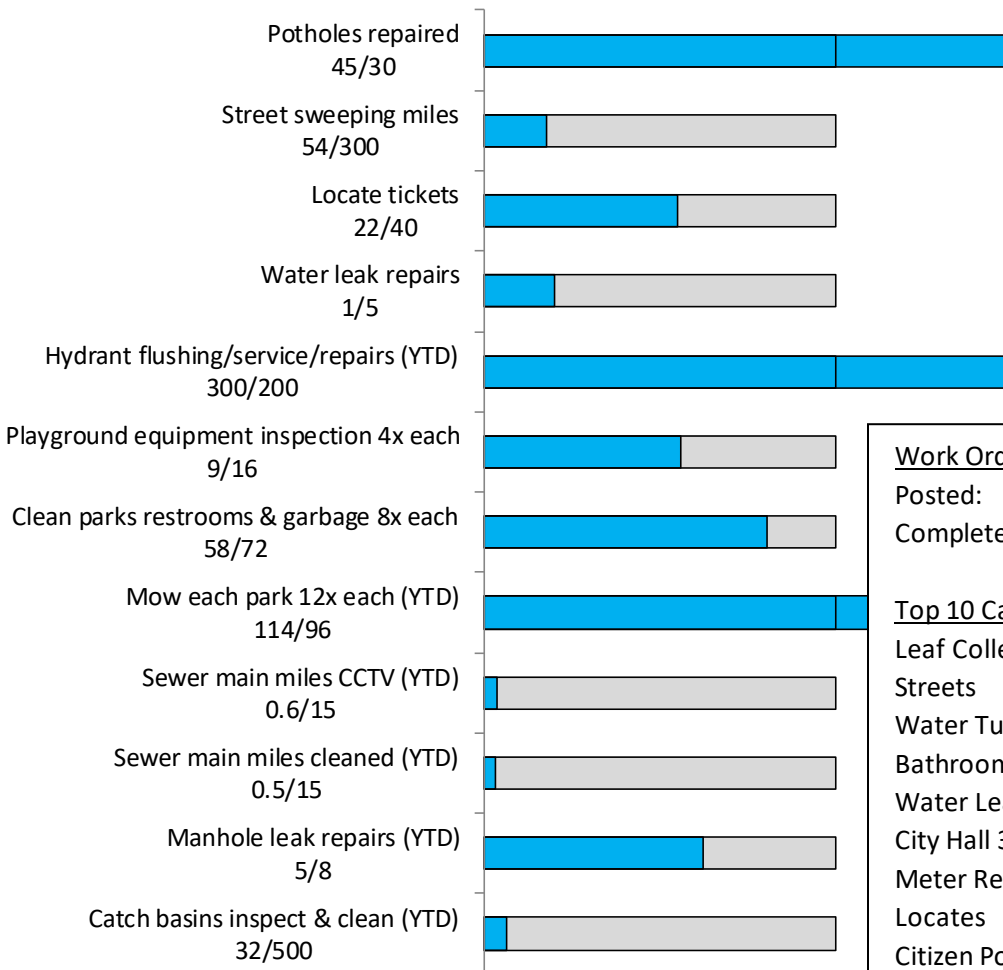
TO: Ray Towry, City Manager
 FROM: Greg Springman, Public Works Director
 DATE: December 4, 2019
 SUBJECT: Public Works Activities Report/November 2019

This memorandum provides a brief periodic update of specific projects, WTP/WWTP O&M and Compliance status, and activities performed by the Public Works Department.

Key Performance Indicators (KPI's) Dashboard

This dashboard section summarizes work done on key maintenance activities. Goals will be adjusted over time as workloads shift to keep up with current requirements. Routine activities are tracked monthly. Seasonal activities are tracked on a year-to-date basis.

November 2019



<u>Work Orders</u>	
Posted:	701
Completed:	708
<u>Top 10 Categories</u>	
Leaf Collection Vacuuming - Streets	204
Water Turn Ons/Offs	82
Bathrooms/Garbage	58
Water Leak Investigation	30
City Hall 3225 Main	28
Meter Re-Read	25
Locates	22
Citizen Portal - Leaf collection	20
Other - Water	19
Public Works Facility	15

WWTP and WTP Key Performance Indicators (KPIs)

Waste Water Treatment Facility – October 2019

30.5 MG of wastewater treated this month

1.31 MG max daily flow discharged

0.98 MG average daily flow discharged 20,196 lbs. solids inventory

Notes: No violations for October 2019

Water Treatment Facility – October 2019

33.88 MG treated this month

1.13 MG used for backwashing filters

1.09 MG average daily demand

Notes: No violations for October 2019

Current & Upcoming Projects

Wastewater Treatment Plant Improvement Project

Scope: Upgrades to equipment & processes for DEQ Compliance.

Status: Project on schedule. WWTP Final design commenced in August, 2019. In September 2019, staff met with Architect designing the WWTP Admin building to discuss building layout, vision for the structure and project schedule.

Water Loss

Scope: Staff will continue to identify water leaks throughout the 54 miles of water distribution system.

Status: PW staff has completed all repairs on the identified water leaks. Over 100 repairs have been completed by PW staff to date. Staff will calculate water loss quarterly. Staff purchased new leak detection equipment to begin program in-house.

Radar Speed Signs

Scope: Purchase 6 radar speed signs throughout the community.

Status: Staff ordered 6 radar speed signs. Installed two signs, one on 1st Avenue, second on Airport Road. Permits applications has been submitted to ODOT for multiple location along State Highway 20 and Highway 228.

City Engineer of Record Selection

Scope: Contract Engineering Services to assist with City projects and development/planning support.

Status: Staff developed RFP to select consultant. The selection process is closed, and staff selected Murraysmith for the Engineer of Record in July, 2019.

Sankey Park Improvements

Scope: Install new paths, lighting, and playground equipment.

Status: Staff will schedule a meeting to “value engineer” the Sankey Park project in November 2019.

2019 Overlay Project

Scope: 2” pavement overlay on Juniper St., 32nd Ct., 45th Ave., and 46th Ave. at Main St.

Status: Project in design.

DEQ - 18th Ave Groundwater Contamination Resolution

Scope: Support DEQ project to resolve neighborhood issue of contaminated groundwater east of 18th Ave and north of Tamarack St.

Status: DEQ determined that the apparent groundwater contamination was mainly the result of chemical byproducts created during the sample test process, and that the groundwater is within established safety limits. Community members will proceed with LID.

Water Distribution System Evaluation

Scope: Murraysmith will perform a hydraulic water model of the water distribution system to pinpoint operations deficiencies and develop a plan to mitigate water system deficiencies.

Status: Kick off meeting water held in September 2019. City staff issued Murraysmith Task Order to begin the project.

Linn Shuttle Bus Shelters

Scope: Support Linn Shuttle grant project to install bus shelters at highway locations.

Status: Shelter construction is complete.



November 26, 2019

Ray Towry
City of Sweet Home
City Manager
1140 12th Avenue
Sweet Home, OR 97386

Re: Important Information – Price Changes

Dear Ray,

At Comcast, we're committed to delivering the entertainment and services that matter most to our customers in the City of Sweet Home, as well as exciting experiences they won't find anywhere else. As we continue to invest in our network, products, and services, the cost of doing business rises. Programming fees – the cost associated with carrying the programming our customers demand, especially broadcast television and sports programming – continue to rise each year and are one of our biggest expenses. While we absorb some of these costs, these fee increases affect service pricing. As a result, starting January 1, 2020, prices for certain services and fees will be increasing, including the Broadcast TV Fee and the Regional Sports Network Fee. Please see the enclosed Customer Notice for more information.

While some prices may increase, we continue to invest in technology to drive innovation. We work hard to bring our customers great value every day and exciting new developments, including:

- Xfinity Stream app included with Xfinity TV has the most free shows and movies
- Apps like Netflix, Pandora, Amazon, and YouTube integrated on our X1 platform and easily accessed using our Voice Remote
- 163,000+ shows and movies on Xfinity On Demand
- Enhanced control of in-home Wi-Fi with Xfinity xFi
- Advanced security with the Xfinity Wireless Gateway
- The fastest Internet speeds in the country
- 19 million Xfinity WiFi hotspots nationwide

We know you may have questions about these changes. If I can be of any further assistance, please contact me at (503) 605-6015.

Sincerely,

Kirk Nord
Director, Government & Regulatory Affairs
Oregon/SW Washington Region

Important Information Regarding Xfinity Services and Pricing

Effective January 1, 2020

To our viewers, streamers, gamers, and online shoppers,

At Xfinity, we love keeping you connected to what matters most. We're proud to deliver exciting experiences you won't find anywhere else.

We want to let you know about some improvements we've made to your services, and also to tell you the cost of some of our services will be increasing. Nobody likes price increases, including us, but they happen periodically for a few reasons. Network programming fees—the amount networks charge us to put their channels on our cable system—go up every year, and they are among our biggest expenses. While we absorb some of these costs, these fee increases affect service pricing. You will also see changes in the "Other Charges, Service Fees, and Taxes" section of your bill to reflect current tax rates and adjustments.

We continue to invest in our products and services. These investments lead to big improvements year after year, including:

- Powerful in-home WiFi and a more reliable network with more capacity
- The fastest Internet speeds in the country
- Exciting new technology you depend on, and the integration of the apps you use every day
- Thousands of shows and movies available to watch on any screen, for our TV and Internet customers alike

You deserve the best, so we won't compromise on the experiences we create for you. As always, we sincerely thank you for being an Xfinity customer.

Your Xfinity Team

If you currently have a promotional offer or minimum term agreement with your services, those prices will stay the same throughout your promotional period or contract term. However, equipment charges, charges for additional features, taxes, and other fees, including the Broadcast TV Fee and Regional Sports Network Fee, may change. When your promotional offer or contract term ends, your bill will reflect our new package prices

Experience the benefits of Xfinity

Xfinity Internet:

The fastest Internet speeds in the country

Advanced security with our Xfinity Wireless Gateway

19 million Xfinity WiFi hotspots nationwide

Xfinity TV:

Xfinity Stream app included with Xfinity TV has the most free shows and movies

Stream apps like Netflix, Pandora, Prime Video, and YouTube on X1 with the Voice Remote

163,000+ shows and movies on Xfinity On Demand

More details on these price changes are enclosed. For additional information, go to xfinity.com/pricechanges. For details on Xfinity features included with your service, see my.xfinity.com.

Important Information Regarding Xfinity Services and Pricing

Effective January 1, 2020

BASIC SERVICES	Current	New
Broadcast TV Fee (Albany, Albany-Linn County, Linn County)	\$10.00	\$14.95
Broadcast TV Fee (Adair Village, Albany-Benton County, Benton County, Corvallis, Philomath)	\$9.35	\$14.30

XFINITY TV EQUIPMENT	Current	New
TV Box Limited Basic	\$2.50	\$4.85
TV Box	\$2.50	\$4.85
HD TV Box Limited Basic	\$2.50	\$4.85
CableCARD	\$1.50	\$0.00

MISCELLANEOUS	Current	New
Regional Sports Fee	\$5.80	\$6.10
Regional Sports Fee	\$6.65	\$7.00

XFINITY Internet	Current	New
Performance Select	\$71.95	\$55.00
Gigabit	\$126.95	\$100.00
Internet/Voice Equipment Rental	\$13.00	\$14.00

Adair Village, Albany, Benton County, Corvallis, Lebanon, Linn County, Millersburg, Philomath, Sodaville, Sweet Home, Tangent, Waterloo, OR