

ROSEBURG CITY COUNCIL AGENDA – JULY 25, 2022

City Council Chambers, City Hall

900 SE Douglas Avenue, Roseburg, Oregon 97470

Public Online Access:

City website at <https://www.cityofroseburg.org/your-government/mayor-council/council-videos>

Facebook Live at www.Facebook.com/CityofRoseburg



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Comments on Agenda Items and Audience Participation can be provided in person or electronically via Zoom. See next page for instructions on how to participate in meetings.

7:00 p.m. Regular Meeting

- 1. Call to Order – Mayor Larry Rich**
- 2. Pledge of Allegiance**
- 3. Roll Call**

Shelley Briggs Loosley	Beverly Cole	Bob Cotterell	Sheri Moothart
Brian Prawitz	Kylee Rummel	Patrice Sipos	Andrea Zielinski
- 4. Mayor Reports**
- 5. Commission Reports/Council Ward Reports**
 - A. Homeless Commission Member Resignation – Mike Fieldman
- 6. Audience Participation – In Person or via Zoom/See Information on the Reverse**
- 7. Consent Agenda**
 - A. Minutes of July 11, 2022 Council Meeting
 - B. Resolution No. 2022-24 – FAA Grant Acceptance – Reconfigure Taxiway A – Phase I Design
- 8. Resolutions**
 - A. Resolution No. 2022-25 – ODOT Local Bridge Program (LBP) Grant Acceptance to Authorize the LBP Funding Agreement for the Replacement of the Parker Street/Newton Creek Bridge
 - B. Resolution No. 2022-26 – Amending the Roseburg Public Library Circulation Policy
- 9. Ordinances**
 - A. Ordinance No. 3573 – Amending Subsection 2.34.050(B)(5) of the Roseburg Municipal Code, Second Reading
 - B. Ordinance No. 3574 – Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products, and Declaring an Emergency, First and Second Reading with Resolution No. 2022-27 – Approving Referral to the Electors of the City of Roseburg the Question of Banning Psilocybin Service Centers and the Manufacture of Psilocybin Products
- 10. Department Items**
 - A. League of Oregon Cities Legislative Priorities
 - B. Reconfigure Taxiway A – Phase 1 Design Task Order Award Recommendation – 22GR18
- 11. Items from Mayor, City Council and City Manager**
- 12. Adjourn**
- 13. Executive Session ORS 192.660(2)**

Informational

- A. City Manager Activity Report
- B. Municipal Court Quarterly Report

AUDIENCE PARTICIPATION INFORMATION

The Roseburg City Council welcomes and encourages participation by citizens at all our meetings, with the exception of Executive Sessions, which, by state law, are closed to the public. To allow Council to deal with business on the agenda in a timely fashion, we ask that anyone wishing to address the Council follow these simple guidelines:

Comments may be provided in one of three ways:

- In person during the meeting in the Council Chambers, Roseburg City Hall, 900 SE Douglas Ave.
- Email by sending an email by 12:00 p.m. the day of the meeting to info@cityofroseburg.org
- Virtually during the meeting. Contact the City Recorder by phone (541) 492-6866 or email (info@cityofroseburg.org) by 12:00 p.m. the day of the meeting to get a link to the meeting.

Provide your name, address, phone number and which item on the agenda you wish to speak.

When participating virtually, log or call in prior to the start of the meeting using the link or phone number provided.

- When accessing the meeting through the **ZOOM link**, click “Join Webinar” to join the meeting as an attendee.
- When accessing the meeting through the **phone**, call the number provided.
- All attendees will be held in a “waiting room” until called on to speak.

Persons addressing the Council must state their name and address for the record, including whether or not they are a resident of the City of Roseburg. All remarks shall be directed to the entire City Council. The Council reserves the right to delay any action requested until they are fully informed on the matter.

TIME LIMITATIONS

With the exception of public hearings, each speaker will be allotted a total of 6 minutes. At the 4-minute mark, a warning bell will sound at which point the Mayor will remind the speaker there are only 2 minutes left. All testimony given shall be new and not have been previously presented to Council.

A total of 30 minutes shall be allocated for the “Audience Participation” portion of the meeting.

CITIZEN PARTICIPATION

- Anyone wishing to speak regarding an item on the agenda may do so when Council addresses that item.
- Anyone wishing to speak regarding an item on the Consent Agenda, or on a matter not on the evening’s agenda, may do so under “Audience Participation.”

PROVIDING COMMENTS

For each item in which speakers have requested to speak, the order will be as follows:

1. Speakers who attend in person will be called up to speak by the Mayor in the order in which they signed up.
2. Speakers on Zoom (video or phone only) will be called on to speak by the Mayor in the order in which they signed up. Each speaker will be brought in from the “waiting room” into the meeting to provide comments, then moved back to the “waiting room” after comments are provided.
3. Emailed comments to be read by the Mayor

If a matter presented to Council is of a complex nature, the Mayor or a majority of Council may:

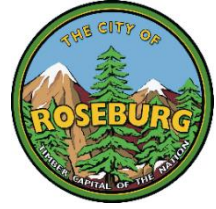
1. Postpone the public comments to “Items from Mayor, Councilors or City Manager” after completion of the Council’s business agenda, or
2. Schedule the matter for continued discussion at a future Council meeting.

The Mayor and City Council reserve the right to respond to audience comments after the audience participation portion of the meeting has been closed.

The City Council meetings are on Facebook Live and available to view on the City website the next day at:
<https://www.cityofroseburg.org/your-government/mayor-council/council-videos>

The full agenda packet is available on the City’s website at: <https://www.cityofroseburg.org/your-government/mayor-council/council-agendas>

ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY



HOMELESS COMMISSION RESIGNATION

Meeting Date: July 25, 2022

Department: Administration

www.cityofroseburg.org

Agenda Section: Council Reports

Staff Contact: Koree Tate, Management Asst

Contact Telephone Number: 541-492-6866

ISSUE STATEMENT AND SUMMARY

Homeless Commission Member Mike Fieldman has resigned his position on the Commission.

BACKGROUND

A. Council Action History.

n/a.

B. Analysis.

Mr. Fieldman informed Staff of his resignation effective July 7, 2022. An appointee to this position may reside in city limits or be at-large. Upon Council's acceptance of the resignation, Staff will begin soliciting from interested parties through the local news media, social media and City's website.

C. Financial/Resource Considerations.

n/a.

D. Timing Considerations.

It is recommended action be taken as soon as practical to accept Mr. Fieldman's resignation and take steps to fill the position.

STAFF RECOMMENDATION

Staff recommends the City Council accept Mr. Fieldman's resignation.

SUGGESTED MOTION

"I MOVE TO ACCEPT MIKE FIELDMAN'S RESIGNATION FROM THE HOMELESS COMMISSION, WITH REGRETS."

ATTACHMENTS:

Attachment #1 – Subject Resignation

Sent: Thursday, July 7, 2022 11:43 AM
To: Larry Rich
Cc: Nicole A. Messenger; Amy L. Sowa
Subject: Commission Resignation

Larry, as I have shared with you, my wife is retiring this week. We are really looking forward to this next stage in our lives where we will have more time to travel and to do other things together. We already have plans to go to Australia to see our daughter as well as looking forward to her wedding down there next year.

Additionally, I have shared that I will be tied up through the summer and into the fall with personal needs that will severely limit my availability for meetings. Because of these two realities in my life, I think it is appropriate for me to tender my resignation from the Homeless Commission as my availability going forward will be very constrained.

It has been my distinct honor and privilege to serve on the Commission. I feel we have been very successful in getting it established and moving forward, and with the recent opening of the Gary Leif Navigation Center we have had our first great success and have taken the first steps in providing a meaningful service and shelter option for some of our unhoused population. It has been gratifying to have played a role in making this a reality.

As I know you are aware, despite this success, there is still much that needs to be done to truly meet the housing needs of our community's unhoused population. The primary goal for this population needs to be the development of an adequate number of affordable housing units, which can include the construction of tiny homes. Providing a quality home setting for everyone, under a Housing First model, needs to be the final goal of any interim steps and actions that the Commission and the City undertake.

Of course, in the interim, before this lofty goal can be reached, there needs to be additional transitional shelter options developed, including more pallet shelters as well as approved and operational places for tent and vehicle camping to occur. I have confidence the Commission and the City, in partnership with our local non-profit and faith-based organizations, will be able to make these a reality over time. It may take proactive action by the Commission and the City, beyond just making them allowable by resolution, as well as some level of incentivization to make these options and others a reality. To not be effective in these areas will only cause the current situation to continue or get worse in the future, a reality no one would consider to be acceptable or a success.

My best wishes to the Commission and the City as you all continue to work on this critical community issue. You have a great group of people on the Commission who bring much to the table and I know you will all continue to make great strides in addressing the housing and service needs of the many people in our community who are unhoused.

Good luck and know that I am available to help out however I can.

Mike Fieldman

**MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL MEETING
July 11, 2022**



Mayor Larry Rich called the regular meeting of the Roseburg City Council to order at 7:00 p.m. on July 11, 2022 in the City Hall Council Chambers, 900 SE Douglas Avenue, Roseburg, Oregon. Councilor Prawitz led the Pledge of Allegiance.

ROLL CALL

Present: Councilors Shelley Briggs Loosley, Beverly Cole, Brian Prawitz, Kylee Rummel, Patrice Sipos and Andrea Zielinski.

Absent: Councilors Sheri Moothart and Bob Cotterell

Others Present: City Manager Nikki Messenger, Assistant City Manager/Recorder Amy Sowa, City Attorney Jim Forrester, Community Development Director Stuart Cowie, Finance Director Ron Harker, Library Director Kris Wiley, Police Chief Gary Klopfenstein, Interim Fire Chief Gary Garrisi, Assistant Fire Chief Tyler Christopherson, Public Works Director Dawn Easley, Management Assistant Koree Tate and Communications Specialist Suzanne Hurt.

MAYOR REPORTS

Mayor Rich introduced Gary Garrisi as the interim Fire Chief, and welcomed Tyler Christopherson, Assistant Fire Chief, and Dawn Easley as the Public Works Director.

PARKS AND RECREATION MONTH PROCLAMATION

Mayor Rich proclaimed the month of July 2022 as Parks and Recreation Month. Ms. Easley said parks were a vital part of the community and sometimes a first introduction to nature. She appreciated the recognition of their vital work and shared the variety of park programs taking place during the summer that included movies, golf, Zumba, yoga and more.

COMMISSION REPORTS

Councilor Cole chaired a Parks and Recreation Commission Meeting on July 6, 2022. They did not have a quorum, but those present received a brief update on current park programs.

WARD REPORTS

Councilor Prawitz thanked the police department for their work during the downtown graffiti cruise event and noted it was a reminder of a great event for Roseburg and how nice it was to have things back in full swing.

AUDIENCE PARTICIPATION

No one asked to provide any comments.

SPECIAL PRESENTATION – ROSEBURG PUBLIC LIBRARY UCAN AMERICORPS MEMBER PRESENTATION BY LYDIA RATHE

Ms. Wiley introduced Lydia Rathe, UCAN AmeriCorps Member, and said no matter what was asked, Ms. Rathe rose to the challenge. The library team was better for her contributions and help with patrons. Ms. Wiley thanked Council, Staff and UCAN for the opportunity to be part of the AmeriCorps Member program. Ms. Rathe shared her work with fifteen programs in the

midst of the COVID-19 pandemic. One of her favorite presenters was Les Zaitz who was a longtime investigative journalist who closely followed and reported on the Rajneeshpuram of Antelope, Oregon. Aside from programming, she helped with youth services, online and in-person story times, craft kits, summer and winter reading programs, community connections, Dolly Pardon Imagination Library and more. She developed relationships with the childcare programs at the Boys and Girls Club of Umpqua Valley and the YMCA of Douglas County to provide local youth with grab-and-go kits. She remembered using the library where she grew up after school and enjoyed helping others in the library now. She knew it was easy for some people to forget the importance of having a library, but for some they had nowhere else to go. She was glad to be part of a team that could help others who did not have email, phones, internet, books or transportation.

Ms. Rathe had a passion for the arts and had a successful term at Umpqua Community College. She attributed her success to Ms. Wiley and Youth Services Librarian Aurora Ropp who helped her learn a lot about herself as an individual and allowed her to work her schedule around college needs. In response to Mayor Rich, her final day was July 30, 2022, she planned to visit family, and then return to Roseburg for another term at UCC before transferring to Portland to continue her education. She thanked Council and the City for her opportunity.

SPECIAL PRESENTATION – HISTORIC MAPPING PROGRAM PRESENTATION BY COMMUNITY DEVELOPMENT RARE AMERICORPS PARTICIPANT KATE BENTZ

Mr. Cowie introduced Kate Bentz, RARE AmeriCorps Participant, who had exceeded all expectations and put together three different mapping projects while working in the Community Development Department. Many functions in their department were reactionary, but the maps were for community members to help them better navigate information for their needs. Ms. Bentz explained that as a local certified government, the City agreed to preserve historic districts, have a Historic Resource Review Commission, adopt the historic review ordinance, and was part of the state historic program. Ms. Bentz compiled inventories for historic ratification as most items were gradually adopted in the early 1980's to early 2000's. Much of the information in older inventories needed digitized. For the general public, she knew it was not easy to find information, so she wanted to make the experience more engaging. The process stemmed two paths, one was a user-friendly map to search sites and the other was a story map that shared a broad overview of Roseburg's past. There was a bonus section about the history of the Roseburg blast. All the information mentioned was currently on the City website under the Community Development Department.

Ms. Bentz provided a demonstration that showed a zoom feature on the map that displayed the four historic districts. Depending on available information, some areas would have basic information while others had short descriptions. When an address was typed to search, the location on the map would be highlighted. Depending on what was available, some properties might include history of the map or have links to the state historic database. Another feature was to include a Google map street view with a snapshot feature showing how the property changed from year to year. People would be able to navigate by scrolling or by specific chapter as to what Roseburg was like pre-incorporation, learn about early history, and early inventory overview. There was a lot of detailed information for Ms. Bentz to review to complete the mapping program. Historic photos were provided from the Douglas County Museum for use.

Ms. Bentz felt it was important to add a bonus history section regarding the blast that took place downtown in 1959. She took text from a walking tour brochure and spliced it together with photos and video from the Douglas County Museum. Some photos could be clicked on to make larger, eyewitness accounts were included, and she took an old map and superimposed where the blast happened with the added information as to the cost of the blast damage in today's money. She thanked Council for their time and said she appreciated working for the City and with all the people who helped make it happen. In response to Mayor Rich, Ms. Bentz explained she applied as a planner in other communities and was planning to move back home outside the Salem area.

CONSENT AGENDA

Councilor Prawitz moved to approve the following Consent Agenda items:

- A. Minutes of June 27, 2022 Special Council Meeting
- B. Minutes of June 27, 2022 Council Meeting
- C. Resolution No, 2022-22 – Southern Oregon Medical Workforce Development Center Grant Acceptance
- D. Intergovernmental Agreement – Douglas County Communications Services and Radio Usage Agreement

The motion was seconded by Councilor Zielinski. In response to Councilor Cole, Mr. Klopfenstein explained the Douglas County Communications Services and Radio Agreement did not have an increase for radio expenses, but there was a 3% increase for dispatch services. The motion was approved with the following vote: Councilors Briggs Loosley, Cole, Prawitz, Rummel, Sipos and Zielinski voted yes. No one voted no.

RESOLUTION NO. 2022-23 – APPROPRIATIONS TRANSFER FOR FISCAL YEAR 2022-23 SETTING UP TRANSFERS TO THE OFF STREET PARKING FUND

Mr. Harker explained there was new lease for the parking area located at 1200 NE Stephens Street. The lease was month to month with a thirty-day termination clause for either party. The annual value of the lease was \$18,000. Since the asset was owned by the General Fund, the revenues from the lease were received into the General Fund. The City had already received lease payments for May and June 2022 totaling \$3,000. Consequently, it was proposed to transfer a total of \$21,000 from the General Fund to the Off Street Parking Fund during the 2022-23 fiscal year. Since the appropriation transfer addressed revenues that were not included in the original budget, there was no detrimental financial impact to the General Fund. Revenue diversification and stabilization in the Off Street Parking Fund was a positive financial impact. As the Off Street Parking Fund had very limited resources to support its operations, it was beneficial to authorize the transfer.

Councilor Prawitz moved to adopt Resolution No. 2022-23, entitled, "A Resolution Authorizing an Appropriation Transfer for Fiscal Year 2022-23." The motion was seconded by Councilor Briggs Loosley and approved with the following vote: Councilors Briggs Loosley, Cole, Prawitz, Rummel, Sipos and Zielinski voted yes. No one voted no. Mayor Rich declared Resolution No. 2022-23 as adopted.

ORDINANCE NO. 3573 – AMENDING SUBSECTION 2.34.050(B)(5) OF THE ROSEBURG MUNICIPAL CODE, AND UPDATING THE AUDIENCE PARTICIPATION INSTRUCTIONS TO MATCH THE CODE, FIRST READING

Ms. Sowa reported that Council was asked to consider an ordinance amending the code and updating the Audience Participation instructions to no longer require the public to state their address during public comment at regular Council Meetings. As times have changed, more people were concerned about giving personal information regarding place of residence, phone number, etc. Years ago, most cities put into place the practice of asking speakers to provide their name and address when speaking to the Council. A couple of reasons for doing this included to determine if the person was a city resident, and to gather information for any follow-up. For land use issues, having the name and address of those testifying during the public hearing was important in order to notify those interested parties as required by law as the process moves forward.

Ms. Sowa explained that many cities were moving away from requiring speakers to state their name and address aloud during the meeting and asked only for the person's name and city. In order to gather information for follow-up, many of those cities did require the speaker to complete a speaker card, or as in Roseburg, write their information on the Audience Participation Sign-in Sheet. Mayor Rich questioned what a person would say if they lived in the area locally known as Green. Ms. Sowa explained they would say Roseburg because their city and zip code would reflect that.

Council agreed for the City Recorder to proceed with a first reading of Ordinance No. 3573. Ms. Sowa read Ordinance No. 3573, entitled, "An Ordinance Amending Subsection 2.34.050 – Meeting Agendas and Order of Business – of the Roseburg Municipal Code," for the first time.

Ms. Sowa discussed the audience participation process for changes added to the back of the agenda. She recommended changes to match the current discussion when providing comments in person, still complete the sign-up sheet, but when addressing Council, just state name and city of residence. Mayor Rich added Council had accepted other changes when they conducted meetings electronically via Zoom.

Councilor Prawitz moved to approve the amended audience participation information as presented with an effective date of August 24, 2022. The motion was seconded by Councilor Zielinski and approved with the following vote: Councilors Briggs Loosley, Cole, Prawitz, Rummel, Sipos and Zielinski voted yes. No one voted no.

MEASURE 109 – PSILOCYBIN FACILITIES DISCUSSION

Ms. Sowa stated that in November 2020, Measure 109 was passed regarding psilocybin facilities. Psilocybin was the active psychedelic chemical in some mushroom varieties and was illegal under federal law in the United States and classified as a Schedule I controlled substance. There was increased interest in using psilocybin for treatment of addictions, depression and other mental psychological disorders; however, it had not currently accepted medical use for treatment in the United States. Measure 109 created a license and regulatory framework in Oregon for production of psilocybin and facilitation of psilocybin services for adults 21 years of age and older. The new law allowed the manufacture, delivery, and administration of psilocybin at supervised, licensed facilities. It did not allow for the sale or delivery of

psilocybin products outside the tightly controlled confines of the program. It created a state enforcement/taxation system, advisory board, and administration fund. This measure did not create a consumer market for psilocybin, allow for export or import of psilocybin, or allow licensees to interact with unregulated markets.

Ms. Sowa continued that the Oregon Health Authority (OHA) would be responsible for establishing the program and creating regulations. An Oregon Psilocybin Advisory Board (OPAB) would advise the OHA and clients would be allowed to purchase, possess, and consume psilocybin at a psilocybin service center and under the supervision of a psilocybin service facilitator after undergoing a preparation session. Under Measure 109, OHA determined who was eligible to be licensed as a facilitator, determined what qualifications, education, training, and exams were needed, and created a code of professional conduct for facilitators. OHA would set psilocybin dosage standards, labeling and packaging rules.

There were four types of licenses issued through the Oregon Psilocybin Services (OPS), a new section housed within OHA. Those licenses were:

- **Manufacturer License:** Cultivates fungi and manufactures psilocybin products. Cannot be located on public land, must have defined boundaries, cannot have outdoor cultivation, and must be approved by the property owner. A product tracking system is required to track manufacturing, sale, and transfer of psilocybin products.
- **Laboratory License:** All psilocybin products must be tested by a licensed lab accredited by the Oregon Environmental Laboratory Accreditation Program prior to sale.
- **Facilitator License:** Supervises sessions where clients consume psilocybin. Must complete OHA approved training program and pass an exam approved and administered by OHA.
- **Service Center License:** Transfers psilocybin products to client for use during administration session. Cannot be located within 1000 feet of a school, cannot be located on public land, cannot be located within a residence, cannot be located in an area within city limits that is zoned exclusively for residential use, and must have defined boundaries.

Applicants for Manufacturer or Service Center licenses were required to request a land use compatibility statement (LUCS) from their local government before submitting a license application.

Local governments had several options per Section 128 of the Oregon Psilocybin Services Act related to manufacturers and service centers.

1. Adopt an ordinance prohibiting psilocybin manufacturers and service centers in Roseburg, and adopt a resolution referring a ballot measure for the November 8, 2022, General Election prohibiting psilocybin manufacturers and service centers in the City; or
2. Adopt an ordinance placing a two-year moratorium on psilocybin manufacturers and service centers in Roseburg, and adopt a resolution referring a ballot measure for the November 8, 2022, General Election placing a two-year moratorium on psilocybin manufacturers and service centers in Roseburg; or
3. Adopt time, manner, and place regulations for Manufacturers and Service Centers similar to those in place for marijuana facilities.

The Oregon Psilocybin Services Act did not give cities and counties authority to prohibit or place a two-year moratorium on licensed laboratories/testing facilities. Ms. Sowa noted as a reference, when marijuana became legal in Oregon, the Council adopted an ordinance in March of 2014, placing a two-year moratorium on medical marijuana facilities in the city limits of Roseburg and forming a Citizen Advisory Committee to propose appropriate zoning locations for medical marijuana. That moratorium was lifted effective November 1, 2014, and an ordinance was adopted establishing regulations relating to the operation of medical marijuana dispensaries and other commercial marijuana activities. In February of 2016, Council adopted an ordinance establishing regulations relating to the operation of recreational marijuana dispensaries and other commercial marijuana activities, including hours of operation.

The OPS was in the process of developing rules related to psilocybin. Those rules were expected to be approved and effective December 30, 2022. OHA would begin accepting applications for licensure on January 2, 2023. If Council chose to move forward with a ballot measure prohibiting manufacturers and service centers in Roseburg city limits, or placing a two-year moratorium on those facilities locating in Roseburg city limits, it would need to go back to the voters at a future election to make any changes allowing those facilities in the city. There were no known financial or resource considerations in any of the actions available to the Council. Psilocybin was not taxable by cities, and there was no anticipated revenue to cities from those facilities.

Mayor Rich questioned if there was a current place for manufacturing. Ms. Sowa explained a separate license would be needed for those who manufacture. There would be a lab and only people licensed to administer would be able to obtain the product. It would not be for sale to the general public. It was an extract of a specific type of mushroom that used to be recreational, but was illegal. It would be very regulated by the state. Ms. Messenger added it was difficult for the City to react to information that was not fully available and try to determine a time, place and manner. This was not like the process for marijuana so Council could ban this, take it to the voters or do nothing and it would become legal in January 2023 and the City could adopt land use rules at that time.

Mayor Rich reiterated it was illegal, but now they wanted a facility to manufacture and have locations and rules for us. Ms. Sowa explained for specific treatment, it would be administered by a licensed professional. If nothing was done, those types of facilities could be opened in Roseburg. Council could limit the hours of operation and where they could operate similar to marijuana. Councilor Sipos had heard about the process of being monitored the whole time by a doctor or licensed provider. Ms. Sowa agreed and added a person would not be able to take it home for personal use. Councilor Cole questioned if this was placed on the ballot for voters, how much information could be provided. Ms. Sowa said information would be limited to factual only and could not advocate one way or another.

Council Prawitz said he could see this come up in the news and wanted to know if they made a mistake on this and wanted to reverse or pass an ordinance to allow it, how would that process work. Ms. Sowa explained it would have to go back to the voters. In response to Mayor Rich, Ms. Sowa explained a moratorium just delayed the process for two years so nothing could be done during that time which allowed them to learn about rules and develop a plan to adopt ordinances for a time, place and manner. Attorney Forrester confirmed if the City

07/25/2022

wanted to ban psilocybin it would need to go on the November ballot. The decision was whether the City wanted to put this on the ballot to ban or do nothing. Ms. Messenger added this was the only option of time when Council could ban psilocybin as the opportunity would not present itself again. Councilor Cole liked the recommendation to ban it now since there would not be another opportunity. Councilor Rummel agreed this was a large issue and more people needed to weigh in on the topic. Councilor Zielinski wanted to have it go to the voters to see if they were open to having this type of option. Voters also needed educational information for the topic so they understood what the vote was about and could make an informed decision.

Council directed staff to draft an ordinance and resolution referring a ballot measure for the November 8, 2022, General Election prohibiting manufacturers and service centers in city limits of Roseburg. Ms. Sowa said she would bring something back to Council at the next meeting.

PURCHASE OF REAL PROPERTY – 1108 NW TROOST STREET

Ms. Messenger reported that as part of the upcoming effort to apply for an Urban Growth Boundary (UGB) swap, the City hired a consultant to perform a traffic impact study analyzing the impacts of future traffic should the area in question be developed to urban standards. The study found that the intersection of Troost Street and Loma Vista Drive be within acceptable standards upon buildout. Given the geometry of the intersection, the study provided some preliminary recommendations for future improvements. The design and construction of any of those improvements would require obtaining right-of-way from the property addressed as 1108 NW Troost. In fact, a 1950 survey showed the existing roadway encroached onto the parcel. Since the entire 0.75 acre property was currently listed for sale, it was prudent to purchase the property to ensure available right-of-way for future street improvements. Once the design and/or construction were complete, the remaining property could be adjusted and surplus, should Council decide to do so.

Ms. Messenger continued that the parcel was outside of the city limits, but within the current Urban Growth Boundary. The asking price for the property was \$120,000. According to the County Assessor's site, the property last sold for \$97,000 in 2004. The current assessed value was \$114,950 and funds were available in American Rescue Plan Fund to buy this property. \$1,200 was put down for earnest money and she sought authorization to move forward and execute the documents to purchase. In response to Councilor Sipos, Ms. Messenger said part of the property could be used to straighten the curve and add bike lanes. Any excess property could be sold in the future. Currently the need was for the right-of-way.

Councilor Prawitz moved to authorize the City Manager to execute the required documents to purchase the property at 1108 NW Troost Street for \$120,000. The motion was seconded by Councilor Briggs Loosley and approved with the following vote: Councilors Briggs Loosley, Cole, Prawitz, Rummel, Sipos and Zielinski voted yes. No one voted no.

ITEMS FROM MAYOR/CITY COUNCIL/CITY MANAGER

Ms. Messenger reminded Council of the deadline to send Ms. Sowa their top five League of Oregon Cities priorities so she could present it at the next meeting.

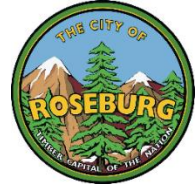
ADJOURNMENT

The meeting adjourned at 7:59 p.m.



Koree Tate
Management Assistant

ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY



FAA GRANT ACCEPTANCE – RECONFIGURE TAXIWAY A – PHASE 1 RESOLUTION NO 2022-24

Meeting Date: July 25, 2022
Department: Administration
www.cityofroseburg.org

Agenda Section: Consent
Staff Contact: Nikki Messenger
Contact Telephone Number: 541-492-6866

ISSUE STATEMENT AND SUMMARY

The FAA has forwarded a grant offer to cover ninety percent of the costs for the design of the taxiway extension project. The issue for the Council is whether to adopt the attached resolution authorizing grant acceptance.

BACKGROUND

A. Council Action History.

None.

B. Analysis.

In its current configuration, the north end of the taxiway is approximately 400 feet shorter than the runway. In order to use the entire length of the runway, an aircraft may be forced to back-taxi, which can be a safety issue. The subject grant would utilize the airport's non-primary entitlement funding to reimburse ninety percent of the costs associated with the design phase of the taxiway extension project. This phase would take the project through bidding. A grant for construction of the improvements is tentatively scheduled for federal fiscal year 2024.

C. Financial/Resource Considerations.

The grant will cover ninety percent of the design phase costs as outlined below:

Environmental/Document CatEx	\$ 11,740
Design	\$172,352
IFE	\$ 4,000
Admin Costs	\$ 3,000
Total	<u>\$191,092</u>
	x 0.90
FAA Grant Amount	\$171,982

D. Timing Considerations.

The FAA has requested the City execute the grant agreement no later than August 5, 2022, which requires previous Council authorization.

COUNCIL OPTIONS

The Council has the following options:

1. Adopt the attached resolution authorizing grant acceptance; or
2. Not adopt the attached resolution, which will delay the project at least one year.

STAFF RECOMMENDATION

Staff recommends the Council adopt the attached resolution authorizing acceptance of an FAA grant for the Reconfigure Taxiway A (Phase 1 - Design) project. The Airport Commission discussed this grant and resolution at their July 21 meeting. Staff will report on the results of that discussion at the Council meeting.

SUGGESTED MOTION

“I move to adopt Resolution No. 2022-24, A Resolution Authorizing Acceptance of a Grant Offer from the Federal Aviation Administration in the Maximum Amount of \$171,982 to be used towards the Reconfigure Taxiway A (Phase 1 – Design), AIP #3-41-0054-030-2022, in the Development of the Roseburg Regional Airport.”

ATTACHMENTS:

Attachment #1 – Resolution No. 2022-24

RESOLUTION NO. 2022-24

A RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT OFFER FROM THE FEDERAL AVIATION ADMINISTRATION IN THE MAXIMUM AMOUNT OF \$171,982 TO BE USED TOWARDS THE RECONFIGURE TAXIWAY A (PHASE 1 – DESIGN), AIP #3-41-0054-030-2022, IN THE DEVELOPMENT OF THE ROSEBURG REGIONAL AIRPORT

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG as follows:

Section 1: That the City of Roseburg shall accept a Grant Offer from the Federal Aviation Administration in the maximum amount of \$171,982 for the Reconfiguration of Taxiway A (Phase 1 – Design) Project for the Roseburg Regional Airport; and

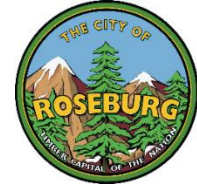
Section 2: That the City Manager of the City of Roseburg is hereby authorized and directed to execute the grant agreement on behalf of the City of Roseburg; and

Section 3: Once received, a true copy of the Grant Offer referred to herein shall be attached hereto and made a part hereof.

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 25th DAY OF JULY, 2022.

Amy L. Sowa, Assistant City Manager/City Recorder

ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY



RESOLUTION AUTHORIZING THE ACCEPTANCE OF AN ODOT GRANT AWARD

Meeting Date: July 25, 2022
Department: Public Works
www.cityofroseburg.org

Agenda Section: Resolutions
Staff Contact: Dawn Easley, PW Director
Contact Telephone Number: 541-492-6730

ISSUE STATEMENT AND SUMMARY

The Oregon Department of Transportation (ODOT) Statewide Transportation Improvement Program (STIP), using Federal Infrastructure Investment and Jobs Act (IIJA) funds, has awarded funding for the City of Roseburg Parker Street/Newton Creek Bridge Replacement Project through the Local Bridge Program (LBP). The issue for Council is whether to adopt the attached resolution accepting the grant award.

BACKGROUND

A. Council Action History.

On October 26, 2020, the City Council authorized the City Manager to submit applications for three ODOT LBP grants for the Douglas Avenue, Parker Street/Newton Creek, and the Jackson Street bridges.

B. Analysis.

The Parker Street over Newton Creek Bridge funding is for the design and construction of a replacement bridge. The existing bridge is a single span steel girder superstructure with a concrete-filled steel grid bridge deck and a current Sufficiency Rating of 46.1. The bridge provides the only point of access to the adjacent neighborhood and is currently load restricted and functionally obsolete.

Additional funding was added to the selection process for the 2024-2027 STIP when additional funding became available through the IIJA. Applications for local bridge projects through 2027 were submitted in 2020 and considered for funding by the Local Agency Bridge Selection Committee, consisting of three representatives from counties, cities, and ODOT.

On June 16, 2022, the City received notice that the Local Agency Bridge Selection Committee for the LBP approved the grant application for the Parker Street/Newton Creek Bridge Replacement Project with federal funding provided by the IIJA that is available through Federal Fiscal Year (FFY) 2027.

For Oregon to fully use the available funding, a portion of Off-System bridge projects will need to be advanced into the 2021-2024 STIP. The City can request to be part of the accelerated schedule for the Parker Street/Newton Creek Bridge Replacement Project for ODOT to begin design in 2023.

C. Financial/Resource Considerations.

In November 2020, the City submitted an LBP funding application to ODOT for the Parker Street/Newton Creek Bridge Replacement Project. The grant award is for a total project cost of \$2,330,000. Federal funds for the project are limited to \$2,090,709, and the required City matching funds are \$239,291.

The adopted Five Year Capital Improvement Program includes funding in the Transportation Fund to be utilized as a grant match.

D. Timing Considerations.

The Oregon Department of Transportation has requested grant award acceptance by August 1, 2022.

COUNCIL OPTIONS

1. Adopt the attached resolution authorizing the City Manager to accept the Oregon Department of Transportation grant award; or
2. Request additional information; or
3. Do not adopt the resolution and direct staff to reject the grant award.

STAFF RECOMMENDATION

Matching funds have been programmed in the adopted Five Year Capital Improvement Plan. The Public Works Commission discussed this grant offer at their July 14, 2022, meeting. The Commission recommended that the Council adopt the attached resolution accepting the grant award. Staff concurs with that recommendation.

SUGGESTED MOTION

“I MOVE TO ADOPT RESOLUTION NO. 2022-25, AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD WITH THE OREGON DEPARTMENT OF TRANSPORTATION THROUGH THE LOCAL BRIDGE PROGRAM IN THE MAXIMUM AMOUNT OF \$2,090,709 TO BE USED TO DESIGN AND REPLACE THE PARKER STREET/NEWTON CREEK BRIDGE.”

ATTACHMENTS:

Attachment #1 – Resolution No. 2022-25

RESOLUTION NO. 2022-25

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE OREGON DEPARTMENT OF TRANSPORTATION THROUGH THE LOCAL BRIDGE PROGRAM IN THE MAXIMUM AMOUNT OF \$2,090,709 TO BE USED TO DESIGN AND REPLACE THE PARKER STREET/NEWTON CREEK BRIDGE

WHEREAS, the City of Roseburg has recognized the role bridges play in emergency response and evacuation; and

WHEREAS, the City Council authorized the City Manager to submit applications for three ODOT LBP grants for the Douglas Avenue, Parker Street/Newton Creek, and Jackson Street bridges on October 26, 2020; and

WHEREAS, Parker Street Bridge provides the only point of access to the adjacent neighborhood, is functionally obsolete and has a current Sufficiency Rating of 46.1; and

WHEREAS, the Local Agency Bridge Selection committee approved the grant application for the Parker Street/Newton Creek Bridge design and replacement; and

WHEREAS, the City of Roseburg desires to authorize the Oregon Department of Transportation to design and replace the Parker Street/Newton Creek Bridge.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG that:

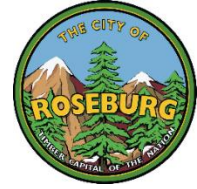
Section 1. That Roseburg City Manager is authorized to accept the Grant Award from the Oregon Department of Transportation in the amount not to exceed \$2,090,709 for the design and replacement of the Parker Street/Newton Creek Bridge.

Section 2. This Resolution shall become effective immediately upon its adoption by the City Council.

**ADOPTED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THE 25TH DAY OF JULY, 2022.**

Amy L. Sowa, Assistant City Manager/Recorder

ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY



RESOLUTION NO. 2022-26 AMENDING THE ROSEBURG PUBLIC LIBRARY CIRCULATION POLICY

Meeting Date: July 25, 2022
Department: Library
www.cityofroseburg.org

Agenda Section: Resolutions
Staff Contact: Kris Wiley, Director
Contact Telephone Number: 541-492-7051

ISSUE STATEMENT AND SUMMARY

Roseburg Public Library's Circulation Policy is presented with several revisions for Council's consideration. The proposed amendments are intended to provide consistency and clarity for cardholders and their patrons or guardians; establish checkout limits for electronic materials; authorize staff to suspend or revoke borrowing privileges for violations not explicitly covered by the policy; and provide an appeal process for cardholders whose borrowing privileges have been suspended or revoked.

BACKGROUND

A. Council Action History.

The library's Circulation Policy was adopted by the City Council on September 24, 2018. It was amended by the City Council on November 8, 2021.

B. Analysis.

The library's Circulation Policy includes information about the types of library cards issued, loan periods, checkout limits, holds, restrictions, and fees.

At this time, there are several proposed revisions for Council to consider.

1. In the introduction, add that the policy applies to physical and digital materials.

Staff recommends this addition to provide clarity for cardholders.

2. Add the following language under NON-RESIDENT LIBRARY CARD:
Parents or guardians are responsible for any charges incurred as the result of the use of a child's non-resident card.

This language already exists in the RESIDENT LIBRARY CARD section, and staff recommends adding it here to provide consistency.

3. Add the following language under STUDENT LIBRARY CARD:

Parents or guardians are responsible for any charges incurred as the result of the use of a child's student card.

This language already exists in the RESIDENT LIBRARY CARD section, and staff recommends adding it here to provide consistency.

4. Add the following language under TRANSITIONAL LIBRARY CARD: Parents or guardians are responsible for any charges incurred as the result of the use of a child's transitional card.

This language already exists in the RESIDENT LIBRARY CARD section, and staff recommends adding it here to provide consistency.

5. Under CHECKOUT LIMITS, add the word "physical" after the number of items that may be borrowed.

Staff recommends this addition to provide clarity because of the addition of electronic materials limits.

6. Add the following paragraph under CHECKOUT LIMITS: Monthly borrowing limits are set on electronic materials. Patrons who have resident or non-resident cards may borrow up to 75 digital items per month from each platform available through the library. Patrons who have transitional cards or student cards may borrow up to 25 items per month from each platform available through the library. Patrons who reach their designated limit will have their electronic borrowing privileges suspended until the first business day of the following month.

Staff recommends this addition to ensure the library remains a responsible partner of the consortia/affiliations to which it belongs. Electronic materials are costly, and licenses often allow only a limited number of uses that must be shared by patrons throughout the state. Staff recommends establishing a lower threshold for student and transitional cards, just as the library does for physical checkouts. Most digital items check out for three weeks, so staff believes the proposed limits are generous.

7. Add the following under RESTRICTIONS AND FEES: Roseburg Public Library will not be responsible for monitoring the content of materials accessed by patrons, including minors. The library reserves the right to revoke or suspend borrowing privileges for violations or abuse of library privileges and/or policies.

A patron shall have the right to appeal the revocation or suspension to the City Manager. A written appeal must be filed within fifteen (15) days after the date of notification by the Library Director. The written appeal filed with the City Manager must state the basis for the appeal.

Unless the appellant and City agree to a longer period of time, an appeal shall be heard by the City Manager within thirty (30) days of receipt of the written appeal. The City Manager shall give the appellant and any other persons requesting the same, at least ten (10) days' notice of the time and place of such hearing.

At the time and place set for the hearing upon the appeal from the action of the Library Director, the City Manager shall give the appellant and any other interested party a reasonable opportunity to be heard. The City Manager shall hear and determine the appeal on the basis of the applicant's written appeal statement and any additional evidence the City Manager deems appropriate.

At the hearing, the appellant may present testimony and oral argument personally or by counsel. The rules of evidence as used by courts of law do not apply. In all such cases, the burden of proof shall be upon the appellant.

The City Manager shall uphold, or modify and uphold, the Library Director's action, or reverse the Library Director's action and render a new decision in the matter. The decision of the City Manager shall be issued within ten (10) days of the hearing and shall be in writing and contain findings of fact and a determination of the issues presented. The decision of the City Manager shall be final.

Staff recommends this addition to provide clarity for cardholders and their parents or guardians; provide staff with the authority to suspend or revoke borrowing privileges for violations not explicitly covered by the policy; and provide an appeal process for cardholders whose borrowing privileges have been suspended or revoked.

C. Financial/Resource Considerations.

Implementing checkout limits for electronic materials will help ensure the library remains a responsible partner of the consortia/affiliations to which it belongs. It is prudent to establish reasonable limits on this type of material, which is costly and shared by patrons throughout the state.

D. Timing Considerations.

It is important to maintain up-to-date policies that guide public library operations.

COUNCIL OPTIONS

Council has the following options:

- Adopt the resolution; or
- Direct staff to gather additional information or make changes to the proposed policy; or
- Decline to proceed with the proposed action.

STAFF RECOMMENDATION

The Library Commission discussed this item at its July 19, 2022, meeting and recommended that Council adopt the amended Circulation Policy. Staff concurs with this recommendation.

SUGGESTED MOTION

I move to adopt Resolution 2022-26 amending the Roseburg Public Library Circulation Policy.

ATTACHMENTS:

Attachment #1 – Resolution No. 2022-26

Attachment #2 – Exhibit A – Circulation Policy (updates underlined)

RESOLUTION NO. 2022-26

**A RESOLUTION AMENDING
THE ROSEBURG PUBLIC LIBRARY CIRCULATION POLICY**

WHEREAS, Roseburg Public Library (“Library”) policies were adopted by Council by resolution on September 24, 2018, and amended by Council by resolution on November 8, 2021; and

WHEREAS, it is important for the Library to maintain policies that are clear and consistent; and

WHEREAS, it is responsible for the Library to establish guidelines for circulation of electronic materials; and

WHEREAS, it is prudent for the Library to create a procedure and appeal process to address matters not explicitly covered by the policy.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG that:

Section 1. The Roseburg Public Library Circulation Policy, attached hereto as Exhibit “A,” is hereby amended to provide consistency and clarity for cardholders and their parents or guardians; establish checkout limits for electronic materials; authorize staff to suspend or revoke borrowing privileges for violations not explicitly covered by the policy; and provide an appeal process for cardholders whose borrowing privileges have been suspended or revoked.

Section 2. This resolution shall become effective immediately upon adoption by the Roseburg City Council.

**ADOPTED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THE 25TH DAY OF JULY, 2022.**

Amy L. Sowa, Assistant City Manager/Recorder

CIRCULATION POLICY

Roseburg Public Library welcomes all individuals to use collections and services within the library. Individuals who wish to borrow materials, including both physical and digital items, may register for a library card according to the following rules:

RESIDENT LIBRARY CARD

Resident library cards are free to all residents of the City of Roseburg. These cards are renewable annually.

Residents ages 18 and older may register for a card by presenting a completed library card application with photo identification and proof of residence.

Residents ages 17 and younger must be accompanied by a parent or legal guardian who will need to provide photo identification and proof of residency. Parents or guardians are responsible for any charges incurred as the result of the use of a child's card. Residents of group homes who are under the age of 18 must have a supervisor present in order to obtain a library card; the supervisor must sign the application form as the responsible adult for a card to be issued.

Acceptable forms of proof of identification and residency include but are not limited to the following:

- Driver's license or other valid government issued photo identification
- Passport
- County tax bill
- Student ID card with photo
- Mortgage agreement, lease or rent receipt
- Voter registration card
- Piece of mail with current postmark that includes name and address
- Utility bill with address

There is a fee for replacing a resident library card that has been lost or damaged beyond use.

NON-RESIDENT LIBRARY CARD

Non-resident library cards are available to persons living outside of the City of Roseburg. These cards are renewable annually. Non-residents ages 18 and older must provide photo identification and proof of residence; non-residents ages 17 and younger must be accompanied by a parent or legal guardian who will need to provide photo identification and proof of residence. Parents or guardians are responsible for any charges incurred as the result of the use of a child's non-resident card.

There is an annual fee to obtain a non-resident card. Every person in one household may share one library card for the single fee. "Household" means a group of individuals who comprise a housekeeping unit using one (1) kitchen and who live together under

the same roof. There is no reduction in the fee for small households. The fee is not refundable and not prorated.

There is a fee for replacing a non-resident library card that has been lost or damaged beyond use.

TRANSITIONAL LIBRARY CARD

Residents of the City of Roseburg without a permanent address may obtain a transitional library card. These cards are renewable every 90 days. Residents ages 18 and older may register for a transitional library card by presenting a completed library card application with photo identification. Residents ages 17 and younger must be accompanied by a parent or legal guardian who will need to provide photo identification to obtain a transitional library card. Parents or guardians are responsible for any charges incurred as the result of the use of a child's transitional card.

There is a fee for replacing a transitional library card that has been lost or damaged beyond use.

STUDENT LIBRARY CARD

Student library cards are free to youth age 0 through high school graduation who reside or attend school within the geographical boundaries of the Roseburg Public School District. These cards are renewable every year. Students ages 18 and older may register for a card by presenting a completed library card application with photo identification and proof of residence. Youth ages 17 and younger must be accompanied by a parent or legal guardian who will need to provide photo identification and proof of residence to obtain a library card. Parents or guardians are responsible for any charges incurred as the result of the use of a child's student card.

There is a fee for replacing a student library card that has been lost or damaged beyond use.

TEACHER LIBRARY CARD

Teacher library cards are free to full-time Kindergarten through grade 12 classroom teachers and school media center staff who are employed by public or private schools within the Roseburg Public School District geographic boundary but who reside outside the Roseburg city limits. Eligible recipients must show a school badge or ID and proof of residence to receive a card that is renewable annually.

There is a fee for replacing a teacher library card that has been lost or damaged beyond use.

RIGHTS AND RESPONSIBILITIES

Roseburg Public Library patrons are responsible for all materials checked out on their library card. Parents are responsible for all materials checked out on their minor child's card. Patrons are responsible for ensuring that materials borrowed on their card are returned on time and in good condition.

If a card is lost or stolen, the patron is responsible for all items checked out before the date the theft or loss is reported directly to a library staff person.

LOAN PERIODS AND RENEWALS

All Roseburg Public Library materials circulate for 21 days, except for DVDs, which circulate for seven days. Materials obtained through interlibrary loan (ILL) circulate according to the lending library's policy.

Materials may be renewed at the library, over the phone, or by logging into the patron's account online. Most materials are renewable for two additional borrowing periods. Exceptions include items that are on hold for another patron.

CHECKOUT LIMITS

A valid library card is required to check out items from the library. Patrons who have resident or non-resident cards may borrow up to 50 physical items simultaneously on one card with the exception of DVDs, which are limited to five items simultaneously. Patrons who have transitional cards may borrow up to five physical items, including one DVD, simultaneously. Patrons who have student library cards may borrow up to 10 physical items, including one DVD, simultaneously.

Monthly borrowing limits are set on electronic materials. Patrons who have resident or non-resident cards may borrow up to 75 digital items per month from each platform available through the library. Patrons who have transitional cards or student cards may borrow up to 25 items per month from each platform available through the library. Patrons who reach their designated limit will have their electronic borrowing privileges suspended until the first business day of the following month.

A parent or legal guardian may limit the number of items his/her minor child may have checked out at one time. These limits shall apply to local holdings as well as those requested via interlibrary loan (ILL). Library staff will attempt to honor those restrictions when technologically feasible.

HOLDS

Patrons may place a hold request on items that circulate; exceptions include reference materials such as rare or historically significant items. Patrons may place hold requests by logging into their online account or in person at the library. Patrons who have resident or non-resident cards may have a maximum of 25 items, including five DVDs, on hold simultaneously. Patrons who have student library cards may place a maximum of 10 items, including one DVD, on hold simultaneously.

Patrons will be notified that a hold is awaiting pickup, and they will have one week to check out the item before it is returned to circulation.

Patrons who have transitional library cards may not place items on hold.

RESTRICTIONS AND FEES

RESOLUTIONS B
EXHIBIT "A", ATTACHMENT #2

Patrons with an item overdue at least 14 days, or with fees of more than \$25, will be blocked from checking out additional materials. The library will send patrons a bill for the replacement cost of an item plus a processing fee after 30 days. There are no refunds if the material is returned after the bill has been paid.

Patrons will be charged for damaged materials that no longer can be circulated; a processing fee will be included.

Roseburg Public Library will not be responsible for monitoring the content of materials accessed by patrons, including minors. The library reserves the right to revoke or suspend borrowing privileges for violations or abuse of library privileges and/or policies.

A patron shall have the right to appeal the revocation or suspension to the City Manager. A written appeal must be filed within fifteen (15) days after the date of notification by the Library Director. The written appeal filed with the City Manager must state the basis for the appeal.

Unless the appellant and City agree to a longer period of time, an appeal shall be heard by the City Manager within thirty (30) days of receipt of the written appeal. The City Manager shall give the appellant and any other persons requesting the same, at least ten (10) days' notice of the time and place of such hearing.

At the time and place set for the hearing upon the appeal from the action of the Library Director, the City Manager shall give the appellant and any other interested party a reasonable opportunity to be heard. The City Manager shall hear and determine the appeal on the basis of the applicant's written appeal statement and any additional evidence the City Manager deems appropriate. At the hearing, the appellant may present testimony and oral argument personally or by counsel. The rules of evidence as used by courts of law do not apply. In all such cases, the burden of proof shall be upon the appellant.

The City Manager shall uphold, or modify and uphold, the Library Director's action, or reverse the Library Director's action and render a new decision in the matter. The decision of the City Manager shall be issued within ten (10) days of the hearing and shall be in writing and contain findings of fact and a determination of the issues presented. The decision of the City Manager shall be final.

ORDINANCE NO. 3573

AN ORDINANCE AMENDING SUBSECTION 2.34.050 – MEETING AGENDAS AND ORDER OF BUSINESS – OF THE ROSEBURG MUNICIPAL CODE

WHEREAS, Citizens and others speaking before Council are concerned about publicly providing personal information regarding place of residence, phone number, etc.; and

WHEREAS, Many cities are moving away from requiring speakers to state their name and address aloud during the meeting and are asking only for the person’s name and city.

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

SECTION 1. Roseburg Municipal Code Subsection 2.34.050(B), titled “Order of Business” is hereby amended to read as follows:

B. Order of Business. During a regular Council meeting, the order of business shall be as follows:

* * * * *

5. Audience Participation. Members of the audience shall be invited to address the Mayor and Council on matters not listed on the agenda. Participants must ~~use a microphone and~~ state their name and **address city of residence** for the record prior to addressing Council. Council reserves the right to delay any action, if required, until such time when they are fully informed on the matter presented.

* * * * *

7. Public Hearings. A public hearing shall be held on each matter required by state law or City policy. Written and oral public testimony shall be heard prior to Council action. **Participants must state their name and city of residence for the record prior to addressing Council.** The Mayor shall announce the type of hearing which is to be held in accordance with the following:

- a. Legislative hearings (all non-quasi-judicial hearings) may be conducted on matters involving multiple parties or concerning general community issues, such as certain Code amendments, grant applications or comprehensive/master plans. Unless more extensive notice is required by state law or directed by Council, notice of legislative hearings shall be published in the local newspaper at least 10 days prior to the hearing. Any interested member of the public may present testimony during the hearing.
- b. Quasi-judicial hearings shall be conducted when required by law. Such hearings include certain land use decisions and appeals authorized by this Code. Notice of quasi-judicial hearings shall be given, as required

by law, and to those having party status in the matter. Only those having party status may address the Council during the hearing.

SECTION 3. All other sections and subsections of Subsection 2.34.050(B) of the Roseburg Municipal Code shall remain in full force and effect as written.”

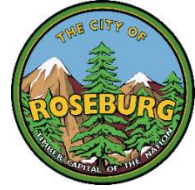
ADOPTED BY THE ROSEBURG CITY COUNCIL THIS ____ DAY OF _____, 2022.

APPROVED BY THE MAYOR THIS ____ DAY OF _____, 2022.

LARRY RICH, MAYOR

ATTEST:

AMY L. SOWA, ASSISTANT CITY MANAGER/RECORDER



ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY

ORDINANCE TO PLACE A BAN ON PSILOCYBIN SERVICE CENTERS AND MANUFACTURERS OF PSILOCYBIN PRODUCTS AND RESOLUTION REFERRING A BALLOT MEASURE FOR THE NOVEMBER 8, 2022, ELECTION

Meeting Date: July 25, 2022
Department: Administration
www.cityofroseburg.org

Agenda Section: Ordinances
Staff Contact: Amy L. Sowa, ACM/Recorder
Contact Telephone Number: 541-492-6866

ISSUE STATEMENT AND SUMMARY

Measure 109, the Psilocybin Program Initiative, was approved by 56% of Oregon voters on November 3, 2020, and goes into effect January 1, 2023. Council will be asked to consider adopting an ordinance banning psilocybin facilities in Roseburg, and adopting a resolution to refer it to the voters in the November 8, 2022, general election.

BACKGROUND

A. Council Action History.

July 11, 2022: Council directed staff to draft an ordinance and resolution referring a ballot measure for the November 8, 2022, General Election prohibiting psilocybin manufacturers and service centers in the city limits of Roseburg.

B. Analysis.

Psilocybin is the active psychedelic chemical in some mushroom varieties. It is illegal under federal law in the United States and classified as a Schedule I controlled substance. There's increased interest in using psilocybin for treatment of addictions, depression and other mental psychological disorders; however, it currently has no accepted medical use for treatment in the United States.

Measure 109 created a license and regulatory framework in Oregon for production and facilitation of psilocybin services for adults 21 years of age and older. The new law allows the manufacture, delivery, and administration of psilocybin at supervised, licensed facilities. It does not allow for the sale or delivery of psilocybin products outside the tightly controlled confines of the program. It creates a state enforcement/taxation system, advisory board, and administration fund. This measure does not create a consumer market for psilocybin, allow for export or import of psilocybin, or allow licensees to interact with unregulated markets.

Local governments have several options per Section 128 of the Oregon Psilocybin Services Act related to manufacturers and service centers.

1. Adopt an ordinance prohibiting psilocybin manufacturers and service centers in Roseburg, and adopt a resolution referring a ballot measure for the November 8,

2022, General Election prohibiting psilocybin manufacturers and service centers in the City; or

2. Adopt an ordinance placing a two-year moratorium on psilocybin manufacturers and service centers in Roseburg, and adopt a resolution referring a ballot measure for the November 8, 2022, General Election placing a two-year moratorium on psilocybin manufacturers and service centers in Roseburg; or
3. Adopt time, manner, and place regulations for Manufacturers and Service Centers similar to those in place for marijuana facilities.

The Oregon Psilocybin Services Act does not give cities and counties authority to prohibit or place a two-year moratorium on licensed laboratories/testing facilities.

During the July 11, 2022, regular Council meeting, Council discussed the options available and directed staff to draft an ordinance and resolution referring a ballot measure for the November 8, 2022, General Election prohibiting manufacturers and service centers in city limits of Roseburg.

C. Financial/Resource Considerations.

There are no known financial or resource considerations in adopting an ordinance and resolution referring prohibition of these facilities in the City of Roseburg. Psilocybin is not taxable by cities, and there is no anticipated revenue to cities from these facilities.

D. Timing Considerations.

If Council wishes to refer a ballot measure for the November 8, 2022, General Election prohibiting manufacturers and service centers in Roseburg city limits, they need to adopt an ordinance with an emergency clause and adopt a resolution and ballot title to refer the matter to the voters no later than August 22, 2022, during their regular meeting. The last day for the city to file a final ballot measure to the county, following the ballot review period, is September 8, 2022.

COUNCIL OPTIONS

Council has the following options:

1. Move forward with first reading of the proposed ordinance, suspend the rules and proceed with second reading of Ordinance No. 3574, and adopt Ordinance No. 3574; and adopt a resolution referring a ballot measure to prohibit psilocybin facilities in the city of Roseburg for the November 8, 2022, General Election; or
2. Modify the proposed action; or
3. Do nothing.

STAFF RECOMMENDATION

Staff recommends Council proceed with first reading, suspend the rules and proceed with second reading and adoption of Ordinance No. 3574, and adopt a resolution referring a ballot measure to prohibit psilocybin facilities in the City of Roseburg for the November 8, 2022, General Election.

SUGGESTED MOTION

If Council concurs with Staff's recommendation, Council will need to request first reading of the ordinance, after which the following motions would be appropriate:

“I MOVE TO SUSPEND THE RULES AND PROCEED WITH SECOND READING OF ORDINANCE NO. 3574, TO PLACE A BAN ON PSILOCYBIN SERVICE CENTERS AND MANUFACTURERS OF PSILOCYBIN PRODUCTS.”

“I MOVE TO ADOPT ORDINANCE NO. 3574.”

“I MOVE TO ADOPT RESOLUTION NO. 2022-27.”

ATTACHMENTS:

Attachment #1 - Ordinance No. 3574

Attachment #2 – Resolution No. 2022-27 with Ballot Title and Explanatory Statement

ORDINANCE NO. 3574

AN ORDINANCE DECLARING A BAN ON PSILOCYBIN SERVICE CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS, AND DECLARING AN EMERGENCY

WHEREAS, in November 2020, Oregon voters approved Ballot Measure 109, known as the Oregon Psilocybin Service Act (codified at ORS 475A), which allows for the manufacture, delivery and administration of psilocybin at licensed facilities; and

WHEREAS, ORS 475A.235 provides that the Oregon Health Authority will regulate the manufacturing, transportation, delivery, sale and purchase of psilocybin products and the provision of psilocybin services in the state; and

WHEREAS, the Oregon Health Authority has initiated a rulemaking process to implement the state's psilocybin regulatory program and intends to begin accepting applications for psilocybin-related licenses on January 2, 2023; and

WHEREAS, as of July 25, 2022, the Oregon Health Authority has not completed the rulemaking process for implementing the state's psilocybin regulatory program, and the City of Roseburg is uncertain how the manufacture, delivery and administration of psilocybin at licensed psilocybin facilities will operate within the city; and

WHEREAS, ORS 475A.718 provides that a city council may adopt an ordinance to be referred to the electors of the city prohibiting the establishment of state licensed psilocybin product manufacturers and/or psilocybin service centers within that city; and

WHEREAS, the Roseburg City Council believes that prohibiting psilocybin product manufacturers and psilocybin service centers within the City of Roseburg is in the best interest of the health, safety and welfare of the citizens of Roseburg; and

WHEREAS, the City Council seeks to refer to the voters of Roseburg the question of whether to establish a ban on state-licensed psilocybin product manufacturers and psilocybin service centers within the City of Roseburg.

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

SECTION 1. The establishment of psilocybin product manufacturers licensed under ORS 275A.290 and psilocybin service centers licensed under ORS 475A.305 is prohibited in the City of Roseburg.

SECTION 2. This ordinance is referred to the electors of the City of Roseburg for approval at the next statewide general election on November 8, 2022.

SECTION 3. This ordinance takes effect and becomes operative 30 days after the day on which it is approved by a majority of voters.

ADOPTED BY THE ROSEBURG CITY COUNCIL THIS 25TH DAY OF JULY, 2022.

APPROVED BY THE MAYOR THIS 25TH DAY OF JULY, 2022.

LARRY RICH, MAYOR

ATTEST:

AMY L. SOWA, ASSISTANT CITY MANAGER/RECORDER

RESOLUTION NO. 2022-27

A RESOLUTION APPROVING REFERRAL TO THE ELECTORS OF THE CITY OF ROSEBURG THE QUESTION OF BANNING PSILOCYBIN SERVICE CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS.

WHEREAS, ORS 475A.718 provides that a city council may adopt an ordinance to be referred to the electors of a city prohibiting the establishment of state licensed psilocybin product manufacturers and/or psilocybin service centers within that city; and

WHEREAS, the Roseburg City Council adopted Ordinance No. 3574, which declares a ban on psilocybin service centers and the manufacture of psilocybin products within the City of Roseburg.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG that:

Section 1. MEASURE. A measure election is hereby called for the purpose of submitting to the electors of the City of Roseburg a measure to ban psilocybin service centers and the manufacture of psilocybin products within the City of Roseburg.

Section 2. ELECTION CONDUCTED BY MAIL. The measure election shall be held in the City of Roseburg on November 8, 2022, for the next general election. As required by ORS 254.465, the measure election shall be conducted by mail by the County Clerk of Douglas County, according to the procedures adopted by the Oregon Secretary of State.

Section 3. DELEGATION. The City of Roseburg authorizes the City Manager, or City Manager's designee, to act on behalf of the City and to take such further action as is necessary to carry out the intent and purpose set forth herein, in compliance with the applicable provisions of law.

Section 4. PREPARATION OF BALLOT TITLE. The City Attorney has prepared a ballot title for this measure (Exhibit A) and upon adoption of this resolution, shall file the ballot title with the City Recorder.

Section 5. NOTICE OF BALLOT TITLE AND RIGHT TO APPEAL. Upon receiving the ballot title for this measure, the City Recorder shall publish in the next available edition of a newspaper of general circulation in the City a notice of receipt of ballot title, including notice that an elector may file a petition for review of the ballot title.

Section 6. EXPLANATORY STATEMENT. The explanatory statement for the measure (Exhibit B) and incorporated herein by reference, is hereby approved.

Section 7. FILING WITH COUNTY ELECTIONS OFFICE. Following the review period, the City Recorder shall deliver the Notice of Measure Election to the County Clerk for Douglas County for inclusion on the ballot for the November 8, 2022, election.

Section 8. This resolution shall become effective immediately upon adoption by the Roseburg City Council.

**ADOPTED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THE 25TH DAY OF JULY, 2022.**

Amy L. Sowa, Assistant City Manager/Recorder

BALLOT TITLE

CAPTION: PROHIBITS PSILOCYBIN-RELATED BUSINESSES WITHIN THE CITY OF ROSEBURG, OREGON

QUESTION: Shall the City of Roseburg prohibit psilocybin-related businesses in Roseburg?

SUMMARY STATEMENT: State law allows for the manufacture, distribution and possession of psilocybin and psilocin. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of any of the registered or licensed activities. If adopted by the voters, this measure would prohibit the establishment of psilocybin product manufacturers and/or psilocybin service center operators within the City of Roseburg.

Mark an (X) in the square [] before the answer of your choice.

[] Yes, I vote for the measure.

[] No, I vote against the measure.

EXPLANATORY
STATEMENT

Approval of this measure would prohibit the establishment and operation of certain psilocybin product manufacturers and service center operators licensed by the Oregon Health Authority. Psilocybin mushrooms are wild or cultivated mushrooms that contain psilocybin, a naturally occurring psychoactive and hallucinogenic compound.

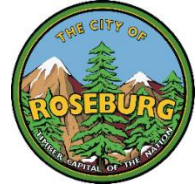
Measure 109, approved by Oregon voters in November 2020, provides that the Oregon Health Authority shall license and regulate the manufacturing, transportation, delivery, sale and purchase of psilocybin products and the provision of psilocybin services.

Under Measure 109, cities and counties may place referendums on local ballots to prohibit psilocybin-product manufacturers and/or psilocybin service centers within their jurisdictions. The City Council of Roseburg has adopted a resolution referring this measure to ban such uses in the City of Roseburg to the voters.

If approved, this measure would prohibit licensed psilocybin product manufacturers and service center operators from operating within the City.

The authority to impose a tax or fee on the manufacturing or sale of psilocybin products, or the provision of psilocybin services in Oregon is vested solely in the Legislative Assembly. Additionally, Measure 109 prohibits a city from adopting or enacting an ordinance imposing a tax or fee on psilocybin manufacturing or the provision of psilocybin services. Consequently, approval of this measure should not have any revenue impacts on the City.

ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY



LEAGUE OF OREGON CITIES LEGISLATIVE PRIORITIES

Meeting Date: July 25, 2022
Department: Administration
www.cityofroseburg.org

Agenda Section: Department Items
Staff Contact: Amy L. Sowa, City Recorder
Contact Telephone Number: 541-492-6866

ISSUE STATEMENT AND SUMMARY

The League of Oregon Cities (LOC) provided a list of legislative objectives for Council to review, discuss and prioritize for the City of Roseburg.

BACKGROUND

A. Council Action History.

On July 23, 2018, Council submitted their top four and lowest four priorities to the LOC for consideration.

On July 28, 2020, Council submitted their top three priorities to the LOC for consideration.

B. Analysis.

Based on the input from those who responded, there are four topics that ranked the highest. They are listed here with the number of votes for each:

- 4.B. Local Funding to Address Homelessness (6)
- 4.C. Infrastructure Funding to Support Needed Housing (5)
- 5.D. Address Measure 110 Shortcomings (3)
- 9.D. Funding for Recovery of Abandoned Recreational Vehicles (3)

The following priorities received two votes each. Council is asked to choose one of these five to add to the top four priorities listed above:

- 4.D. Economic Development Incentives (2)
- 4.E. Community Resiliency and Wildfire Planning (2)
- 7.A. Property Tax Reform (2)
- 7.E. Alcohol Revenues (2)
- 10.C. Infrastructure Financing and Resilience (2)

Several other topics received one vote, but are not listed here. After review, Council may select up to a total of five priorities to submit to the LOC Board.

C. Financial/Resource Considerations.

There are no financial considerations relating to this discussion.

D. Timing Considerations.

The deadline to return the City's priorities list to the LOC is Friday, August 5, 2022.

COUNCIL OPTIONS

After Council review and discussion, Council can direct staff to either submit their top five priorities to the LOC, or not submit anything.

STAFF RECOMMENDATION

Staff has no recommendation.

SUGGESTED MOTION

No formal motion is needed; however, Council may direct staff to submit their top five priorities to the LOC Board prior to August 5, 2022.

ATTACHMENTS:

Attachment #1 – LOC Legislative Priorities Ballot



2023 Legislative Priorities Ballot

Issued on June 10, 2022

Ballots due by 5:00 p.m. on August 5, 2022

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2023 Legislative Priorities Ballot – League of Oregon Cities

Background: Each even-numbered year the LOC appoints members to serve on 7 policy committees. These policy committees are the foundation of the LOC's policy development process. Composed of city officials, these committees are charged with analyzing policy and technical issues and recommending positions and strategies for the LOC. Each committee provides a list of recommended policy positions and actions for the LOC to take in the coming two year legislative cycle. This year, all 7 committees identified between 3 to 5 legislative policy priorities to advance to the full membership and LOC Board of Directors.

Ballot/Voting Process: Each city is being asked to review the recommendations from the 7 policy committees and provide input to the LOC Board of Directors as it prepares to adopt the LOC's 2023 legislative agenda. After your city has had an opportunity to review the proposals, please complete the electronic ballot indicating the top 5 issues that your city would like to see the LOC focus on during the 2023 legislative session.

Each city is permitted one vote. As such, each city must designate a person to enter the vote electronically on the below link. For those cities without electronic options for voting, paper ballots may be requested from LOC's Legislative Director Jim McCauley at jmccauley@orcities.org.

Important Deadlines: The deadline for submitting your city's vote is **5:00 p.m. on August 5, 2022.**

Ballots were emailed to the CAO of each city. If your city didn't receive the ballot, please email Jim McCauley at jmccauley@orcities.org.

Brought to you by the Community Development Policy Committee

Full Funding and Alignment for State Land Use Initiatives

Legislative Recommendation: *The LOC will support legislation to streamline and fully fund local implementation of any recently adopted or proposed state land use planning requirements, including administrative rulemaking.*

Background: Recent legislation and executive orders have made significant changes to the state's land use planning process, including increasing burdens for local government. While the LOC shares the state's policy goals, these updates have resulted in extensive, continuous, and sometimes conflicting rulemaking efforts that are not supported by adequate state funding. Cities simply do not have the staff capacity or resources needed to implement current requirements. Existing planning updates should be streamlined to enable simpler, less costly implementation and any new proposals should be aligned with existing requirements.

Local Funding to Address Homelessness

Legislative Recommendation: *The LOC will seek funding to support coordinated, local responses to addressing homelessness.*

Background: The LOC recognizes that to end homelessness, a statewide and community-based coordination approach to delivering services, housing, and programs is needed. Addressing homelessness will look different and involve different service provider partners from one city to the next, but one thing is consistent, addressing the crisis requires significant financial resources. While cities across Oregon have developed programs, expanded service efforts, built regional partnerships, and have significantly invested both their local General Fund and federal CARES Act and American Rescue Plan Act dollars into programs to address the homelessness crisis in their respective communities, the crisis continues. The homelessness crisis exceeds each city's individual capacity – necessitating the need for meaningful fiscal support from the State of Oregon.

Infrastructure Funding to Support Needed Housing

Legislative Concept: *The LOC will support state funding for infrastructure needed to support needed housing.*

Background: As Oregon works to overcome its historic housing supply deficit, development costs continue to rise. Cities have limited tools to address the rising costs of infrastructure necessary to support the impact of new housing development. A statewide fund to address infrastructure costs and improve housing affordability is needed.

Economic Development Incentives (co-sponsor with Tax and Finance Committee)

Legislative Recommendation: *The LOC will support legislation to preserve and strengthen discretionary local economic development incentives including the Enterprise Zone (EZ), Long Term Rural Enterprise Zone (LTREZ) and Strategic Investment Program (SIP).*

Background: The EZ and LTREZ programs provide local governments the option to offer a temporary full exemption from property taxes for qualified new property of a business (3 to 5 years for the standard EZ and 7 to 15 years for the rural EZ). The SIP program allows local governments to offer a 15-year

partial exemption on the value of new property that exceeds a certain investment threshold (\$25 million to \$100 million depending on location and total project value). Recent studies by Business Oregon confirmed what city economic development professionals knew; these incentive programs are crucial for Oregon to remain competitive nationally and show massive benefits to Oregon in terms of jobs, enhanced economic activity, and tax revenues. The EZ and LTREZ programs will sunset in 2025 without action by the legislature, and “gain share” provisions of the SIP program transferring a portion of income taxes resulting from qualified projects to local governments will sunset in 2026. The LOC will advocate for sunset extensions and for changes that will improve the programs, and advocate against any changes that will reduce local control or devalue the incentives.

Community Resiliency and Wildfire Planning

Legislative Recommendation: *The LOC will support investments for climate and wildfire resiliency planning, as well as infrastructure upgrades, to fill existing gaps and assist cities in planning for extreme weather events and wildfire.*

Background: Oregon communities are increasingly looking for help planning for climate change impacts, including infrastructure upgrades, to handle extreme weather events. Cities of all sizes, especially small to mid-sized cities, need technical assistance and additional capacity to better plan for and recover from climate events and wildfire. Investments in infrastructure upgrades, repairs, and resiliency will help rebuild communities, better ensure equity and access to critical services, protect public health and the environment, improve community resiliency, and promote economic recovery.

Brought to you by the General Government Policy Committee

Protecting Public Employees and Officials

Legislative Recommendation: *The LOC will introduce legislation to protect the personal contact information of public employees and increase criminal sanctions when public officials and employees are subject to criminal activity connected to their service.*

Background: Cities have seen an increase in harassments, threats and property damage in recent years. Over 80 percent of city leaders who participated in a National League of Cities [report](#) on public civility indicated they had personally experienced harassing or harmful behavior because of their role as a public official. Additionally, an ambiguity in the phrasing in a statute intended to protect the private information of public employees may require an employer to release home addresses, personal emails and contact information.

Return to Work

Legislative Recommendation: *Eliminate the sunset on the ability of retirees to return to work.*

Background: PERS covered retirees are currently allowed to return to work without suffering a tax or pension penalty until 2024. Allowing retirees to return to work allows employers to fill critical vacancies while not paying pension and other costs in times of both fiscal hardships and workforce scarcity. The sunset was established as part of a compromise PERS reform package passed in 2017 but has been successful for retirees and employers.

Attorney Client Privilege

Legislative Recommendation: *Ensure that privileged communications between public bodies and officials and their legal counsel remain confidential indefinitely.*

Background: A recent court ruling limited public sector attorney client privilege to 25 years, which is identical to the lifespan of other public records exemptions. The LOC believes that public officials should have the same right to unimpeded legal counsel as all other attorney clients.

Address Measure 110 Shortcomings

Legislative Recommendation: *Restore criminal justice incentives for seeking treatment for addiction while ensuring a path for expungement for successfully completing a treatment program.*

Background: Oregon voters passed Measure 110 in 2020 which eliminated criminal sanctions for simple possession for most narcotic drugs and replaced them with a waivable \$100 ticket. A citation cannot be issued if a person seeks treatment by calling a treatment referral service. The measure also re-dedicated local marijuana revenue to harm reductions services. Those funds are now pooled and distributed by an oversight and accountability committee. Oregon's overdose deaths continue to increase and funds that should have been distributed in January of 2021 are still not delivered. Additionally, problems related to drug abuse such as property crime have increased.

Brought to you by the Energy and Environment Policy Committee

Building Decarbonization, Efficiency, and Modernization

Legislative Recommendation: *The LOC will support legislation to protect against and rollback preemptions to allow local governments to reduce greenhouse gas emissions from new and existing buildings while ensuring reliability and affordability. Some initiatives may include a local option Reach Code, statewide home energy scoring or financial incentives like [CPACE](#).*

Background: Homes and commercial buildings need a lot of power. In fact, they consume nearly half of all the energy used in Oregon according to the Oregon Department of Energy 2020 Biennial Energy Report. Existing buildings need to be retrofitted and modernized to become more resilient and efficient. New buildings can be built with energy efficiency and energy capacity in mind, so they last longer for years to come, reduce the energy burden on occupants, and are built to a standard that is futureproof for carbon reducing technologies like electric vehicles

Continue Investments in Renewable Energy

Legislative Recommendation: *The LOC will work to identify barriers and potential solutions to local energy generation and will pursue funding assistance for feasibility studies and project implementation. The LOC will support legislation to study and invest in viable, preferably locally generated, options and to divest the Oregon Treasury from fossil fuels.*

Background: Renewable energy sources can be used to produce electricity with fewer environmental impacts. Local energy generation projects can better position cities to pursue and achieve local climate action goals, address capacity constraints of existing electric transmission lines, and can help cities respond to individual businesses that may be seeking green energy options. The types of local energy generation projects discussed by the committee include, but are not limited to, small-scale hydropower, in-conduit hydropower, methane capture, biomass and solar. Such projects are not intended to conflict

with existing low-carbon power purchase agreements but can position cities to pursue local climate action goals and supplement energy needs through renewable generation.

Investment in Community Climate Planning Resources

Legislative Recommendation: *The LOC will support investments that bring climate services (for mitigation and adaptation) together and work to fill the existing gaps to help communities get the high-quality climate assistance they need quickly and effectively.*

Background: Oregon communities are increasingly looking for help planning for climate change impacts and implementing programs to reduce greenhouse gases. Interest in climate services has continued as communities experience increasing disruptions caused or made worse by climate change. Oregon's small to mid-sized communities and rural communities are particularly in need of both technical assistance and additional capacity to address climate impacts and do their part to reduce greenhouse gas emissions. While some climate resources exist in Oregon, those programs are dispersed throughout state government, the nonprofit world, and academic institutions. Because of this current structure, it is not clear for communities what they should do once they decide to act on climate change.

Adequate Funding for State Climate Initiatives

Legislative Recommendation: *The LOC will support legislation to streamline processes and fully fund local implementation of climate mandates (like [Climate Friendly and Equity Communities](#) rules) from the state. Furthermore, the LOC will support legislation that allows the state to adequately maintain and staff programs that impact a city's ability to reduce greenhouse gas emissions.*

Background: On March 10, 2020, Governor Kate Brown signed [Executive Order 20-04](#) directing state agencies to take action to reduce and regulate greenhouse gas emissions. Additionally, the state has legislatively passed many greenhouse gas reduction measures. This has led to some unfunded mandates on cities as well as a significant workload for agency staff.

Brought to you by the Finance and Taxation Policy Committee

Property Tax Reform

Legislative Recommendation: *The LOC will advocate for constitutional and statutory reforms to the property tax system to enhance local choice, equity, fairness, and adequacy.*

Background: The property tax system is broken and in need of repair due to constitutional provisions in Measures 5 and 50 that were adopted by voters in the 1990s. The current system is inequitable to property owners and jurisdictions alike, is often inadequate to allow jurisdictions to provide critical services, removes meaningful local choice, and is incomprehensible to most taxpayers. Local governments and schools rely heavily on property tax revenues to pay for services and capital expenses. With federal pandemic aid to cities coming to an end and inflation looming, cities are concerned that their top revenue source will not allow residents to adequately fund the services that they demand. Therefore, the LOC will take a leadership role in pursuing efforts to draft and advocate for both comprehensive and incremental property tax reform option packages, including forming coalitions with other interested parties. The LOC will remain flexible to support all legislation that improves the system, but will, in the short term, focus on incremental changes that will allow for a foundation on which to build for broader revisions going forward. The LOC's overall focus will be on a property tax package that includes, but may not be limited to these elements:

- In the short term, advocating for a system that restores local choice and allows voters to adopt tax levies and establish tax rates outside of current limits and not subject to compression. This may also include advocating for a local option levy that has passed three or more times to become permanent (requires constitutional referral).
- Also in the short term, advocating for statutory changes to extend statewide a 2017 Multnomah County pilot that created an option that new property has a taxable value determined based on the city average of maximum assessed value to market value as opposed to countywide average.
- Over the longer term, to achieve equity, advocating for a system that has taxpayers' relative share tied to the value of their property, rather than the complex and increasingly arbitrary valuation system based on assessed value from Measure 50 (requires constitutional referral).
- Also over the longer term, to enhance fairness and adequacy, advocating for various statutory changes, some of which would adjust the impact of the above changes. For example, as a part of comprehensive reform the LOC will support targeted tax relief for lower income residents to make sure reform does not price vulnerable residents out of their homes.

Lodging Tax Flexibility

Legislative Recommendation: *The LOC will advocate for legislation to enhance flexibility in how cities may use transient lodging tax revenues. The goal is to help cities better serve visitors and improve local conditions that support the tourism industry.*

Background: The Legislature created the *state* lodging tax in 2003, and with it a new requirement that 70% of net revenues from new or increased *local* lodging taxes must be used for “tourism promotion” or “tourism related facilities.” Cities acknowledge and appreciate the economic development benefits that tourism brings to their local economies, but often struggle to support the industry in areas like public safety, infrastructure, workforce housing, and homeless services. Enhanced flexibility and clarification of allowed use of funds will benefit both visitors and business owners alike.

Economic Development Incentives (co-sponsor with the Community Development Committee)

Legislative Recommendation: *The LOC will support legislation to preserve and strengthen discretionary local economic development incentives including the Enterprise Zone (EZ), Long Term Rural Enterprise Zone (LTREZ) and Strategic Investment Program (SIP).*

Background: The EZ and LTREZ programs provide local governments the option to offer a temporary full exemption from property taxes for qualified new property of a business (3 to 5 years for the standard EZ and 7 to 15 years for the rural EZ). The SIP program allows local governments to offer a 15-year partial exemption on the value of new property that exceeds a certain investment threshold (\$25 million to \$100 million depending on location and total project value). Recent studies by Business Oregon confirmed what city economic development professionals know; these incentive programs are crucial for Oregon to remain competitive nationally and show massive benefits to Oregon in terms of jobs, enhanced economic activity, and tax revenues. The EZ and LTREZ programs will sunset in 2025 without action by the legislature, and “gain share” provisions of the SIP program transferring a portion of income taxes resulting from qualified projects to local governments will sunset in 2026. The LOC will advocate for sunset extensions and for changes that will improve the programs, and advocate against any changes that will reduce local control or devalue the incentives.

Marijuana Taxes

Legislative Recommendation: *The LOC will continue to advocate for increased revenues from marijuana taxes. This may include proposals to restore state marijuana tax losses related to Measure 110 (2020) distribution changes, and to increase the current 3% cap on local marijuana taxes so local voters may choose a rate that reflects the needs of their community.*

Background: Recreational marijuana retailers are required to charge a state-imposed retail sales tax of 17 percent for all recreational marijuana sold. Until the end of 2020 cities received 10% of the net revenue from the state tax but Measure 110 changed the distribution formula and will reduce city distributions by an estimated 73% for the 2021-23 biennium. Cities may also impose a local retail sales tax of up to 3%, subject to voter approval. Tax rates for recreational marijuana vary widely across the states, but the total Oregon tax burden is 20-25% percent below other West Coast states. Unbiased academic studies indicate Oregon could increase marijuana taxes without pushing significant business to the illicit market. If the Legislature is not willing to allow increased taxes it should restore city revenues by other means back to what was agreed to when recreation marijuana was legalized.

Alcohol Revenues

Legislative Recommendation: *The LOC will advocate for enhanced revenues from the sale of alcohol to mitigate the impact of recent legislative changes that will otherwise reduce this crucial revenue source.*

Background: Oregon's beer tax has not been increased since 1978 and is \$2.60 per barrel which equates to about 8.4 cents per gallon or less than 5 cents on a six-pack. Oregon has the lowest beer tax in the country, and to get to the middle of the states Oregon would need a more than 10-fold increase. Oregon's wine tax is 67 cents per gallon and 77 cents per gallon on dessert wines, this is the second lowest tax nationwide, and the first 2 cents of the tax goes to the wine board. Oregon is a control state and is the sole importer and distributor of liquor, which accounts for about 94% of total alcohol revenues. The Oregon Liquor and Cannabis Commission (OLCC) sets retail prices at about 105% of their cost and net revenues are distributed based on a formula. Cities are preempted from imposing alcohol taxes. In exchange, cities receive approximately 34% of the state alcohol revenues after the state takes 50% of beer and wine taxes off the top prior to this distribution. Recent legislative changes will reduce city revenues; the legislature approved a more generous compensation formula for liquor store owners in 2021 and approved a 148% cost increase for a planned OLCC warehouse in 2022. Both changes will reduce distributions to cities. Cities have significant public safety costs related to alcohol consumption and taxes on alcohol do not cover their fair share of these costs. There are numerous ways to address the issue: increasing taxes on beer or wine (possibly through a local sales tax option), increasing the markup on liquor, or increasing the per bottle surcharge currently in place at liquor stores and dedicating the funds to paying for the planned OLCC warehouse.

Brought to you by the Telecommunications, Broadband Policy Committee

Digital Equity and Inclusion

Legislative Recommendation: *The LOC will advocate for legislation and policies that help all individuals and communities have the information technology capacity needed for full participation in our society, democracy, and economy.*

Background: Connectivity is crucial to modern life. It is being relied on more for how people do business, learn, and receive important services like healthcare. As technology evolved the digital divide has become more complex and nuanced. Now, discussion of the digital divide is framed in terms of whether a population has access to hardware, to the Internet, to viable connection speeds and to the skills they need to effectively use it.

Resilient, Futureproof Broadband Infrastructure and Planning Investment

Legislative Recommendation: *The LOC will support legislation that will ensure broadband systems are built resiliently and futureproofed while also advocating for resources to help cities with broadband planning and technical assistance through direct grants and staff resources at the state level. The LOC will support legislation that addresses issues with the inconsistency of regulations applied to traditional and nontraditional telecommunications service as more entities move to a network based approach instead of what services are being provided. LOC will oppose any preemptions on local rights-of-ways, and municipalities right to own poles and become broadband service providers.*

Background:

Broadband Planning and Technical Assistance

Most state and federal broadband infrastructure funding sources require that communities have a broadband strategic plan in place to qualify for funds. Unfortunately, many cities do not have the resources or staff capacity to complete comprehensive broadband strategic plans.

Resilient and Long-Term Systems

As broadband is continually being made a priority on the state and federal level, we must think strategically about how to build resilient long-term networks that will serve Oregonians now and into the future. Ways to ensure broadband is resilient may include investing in robust middle mile connections, ensuring redundancy and multiple providers in all areas, and undergrounding fiber instead of hanging it on poles.

Optional Local Incentives to Increase Broadband Deployment

All levels of government have identified broadband as a priority. However, there continue to be proposed mandates on local governments to deploy broadband services more quickly. Cities have a duty to manage rights-of-ways (ROW) on behalf of the public and need flexibility to adequately manage the ROW. Instead of mandates the state should focus its efforts on allowing cities the option to adopt incentives that could help streamline broadband deployment.

Regulatory Consistency Amidst Convergence

Historically, the standards and oversight policies for a specific technology were established independently and were not developed with merging or interoperability in mind. For example, telephony (when providing voice), cable TV (when providing video), and mobile cellular technologies each follow their respective standards, and these services were regulated by policies specific to each type.

Incentives for Broadband Affordability, Adoption and Consumer Protections

Legislative Recommendation: *The LOC will seek additional state support and funding for increased broadband adoption and affordability and will advocate for consumer protections for those accessing the internet, internet enabled devices and broadband service.*

Background: Broadband infrastructure is being funded at a historic level. For that infrastructure to be adequately utilized affordability and adoption initiatives must receive investment. Initiatives that would help could include studying barriers to adoptions and affordability; ensuring adequate competition in providers; investing in more data centers statewide so service is cheaper for regions outside of the I-5 corridor as it is simply more expensive per megabit to provide; and ensuring providers are widely advertising programs meant for those with limited means.

Additionally, problems with internet providers are among the most common consumer complaints in Oregon. Complaints often involve paying more than expected, difficult cancellation policies and poor service. Consumers are at risk of being advertised or offered services that are not actually being delivered. For example, 25/3 is the current definition of broadband. Currently, providers are allowed to advertise

speeds as “up to” 25/3 or a certain speed. There is no one enforcing whether or not providers actually hit their advertised speeds. Providers should be accountable for making sure consumers have the appropriate equipment for the services they are paying for.

Cybersecurity & Privacy

Legislative Recommendation: *The LOC will support legislation that addresses privacy and cybersecurity for all that use technology, including but not limited to: funding for local government cybersecurity initiatives, statewide resources for cyber professionals, regulations of data privacy, or standards for software/hardware developers to meet to make their products more secure.*

Background: Society is becoming more technologically reliant than ever before and that will only increase. With this increase of technology there is an increased risk for cybercrimes. Therefore, cybersecurity and privacy systems must be taken seriously. Cybersecurity encompasses everything that pertains to protecting sensitive data, protected health information, personal information, intellectual property, data, and governmental and industry information systems from theft and damage attempted by criminals and adversaries.

Cybersecurity risk is increasing, not only because of global connectivity but also because of the reliance on cloud services to store sensitive data and personal information. Widespread poor configuration of cloud services paired with increasingly sophisticated cyber criminals means the risk that governments, businesses, organizations, and consumers suffer from a successful cyberattack or data breach is on the rise.

Brought to you by the Transportation Policy Committee

Transportation Safety Enhancement

Legislative Recommendation: *The LOC supports legislation that improves the overall safety of the transportation network in communities. The LOC will achieve this outcome by expanding authority for establishing fixed photo radar to all cities, increasing flexibility for local speed setting authority, and increased investment in the “safe routes to schools” and expansion of the “great streets” programs.*

Background: The City of Portland has demonstrated improved safety outcomes in neighborhoods with the addition of fixed photo radar along high-crash corridors. LOC’s efforts to expand the use of fixed photo radar to additional cities failed during the 2021 Session. ([HB 2019](#)) - High Crash Corridor for City of Unity) and ([HB 2530](#)) -Extending Fixed Photo Radar) were supported by the LOC, but lacked sufficient support from legislators to advance.

During the 2019 Session the LOC supported [SB 558](#), which would authorize a city to designate speed for a highway under the city’s jurisdiction that is five miles per hour lower than statutory speed when the highway is in a residential district and not an arterial highway. During the 2021 Session passage of [HB 3055](#) (Sect 81 (5)(g)) extended speed setting authority to highways within the jurisdictional boundaries of cities and Multnomah & Clackamas counties.

Road User Fee – Vehicle Miles Traveled (VMT) Structure

Legislative Recommendation: *The LOC will support replacement of Oregon’s Gas Tax with a road impact fee structure that will capture added revenue from cities with local gas tax structure. The pricing structure should also maintain a weight-mile tax structure to make sure that there is an impact element of the fees paid for transportation infrastructure.*

Background: The LOC has historically advocated for a fee structure that more closely matches road usage. Gas tax revenues are a declining source of revenue due to enhanced mileage in new vehicles and the increase of electric vehicles on roads.

New Mobility Services

Legislative Recommendation: *The LOC supports the entry and utilization of a variety of new mobility services that support a safe, sustainable, and equitable multimodal transportation system, while preserving local government's authority to regulate services and ensure public and consumer safety in communities.*

Background: The expansion of mobility services presents local governments with opportunities and challenges. Mobility services include Uber, Lyft, scooters, E-bikes, and food service delivery such as DoorDash, and UberEATS. Many cities across the country have initiated efforts to add regulatory oversight of these services to provide a base level of safety to consumers. Companies such as Uber and Lyft have tried to de-regulate their business model in states specifically introducing legislation that would pre-empt local governments to regulate and establish steps that protect their respective communities. The LOC has supported efforts during the 2019 session such as [HB 3379](#) and opposed efforts that pre-empted local governments such as HB 3023.

Funding for Recovery of Abandoned Recreational Vehicles

Legislative Recommendation: *The LOC supports the formation of a recovery fund that cities could access for disposing of abandoned Recreational Vehicles (RV).*

Background: With the ongoing houseless and affordable housing crisis cities have experienced an increase in dumping of vehicles and RVs in neighborhoods, streets and the right-of-way. The costs associated with towing, recovery, and determining ownership has presented significant costs in some communities. Several cities are allocating hundreds of thousands of dollars to recover abandoned vehicles from streets, parks, private property, and other locations. Tow companies have expressed an interest in a recovery fund as well, since the companies must deal with storage and disposal of the vehicles, which presents several challenges.

Brought to you by the Water and Wastewater Policy Committee

Water Utility Rate and Fund Assistance

Legislative Recommendation: *The LOC will collaborate with members of the bipartisan work group to continue the proposed legislative purpose of the Low-Income Household Water Assistance (LIHWA) program.*

Background: The LOC was successful during the 2021 legislative session in advocating for the development of a new water utility funding assistance program for ratepayers experiencing ongoing or recent economic hardships. The LOC worked with a bipartisan work group to pass legislation that formed the Low-Income Household Water Assistance (LIHWA) program which received federal funding for the

initial implementation through the Consolidated Appropriations Act of 2021 and the American Rescue Plan Act (ARPA) of 2021. The program was incredibly successful, but the federal funding that was allocated to the State of Oregon was already exhausted in some counties in the Spring of 2022.

The bipartisan workgroup's intent was to make this program a permanent program, with initial pilot funding provided by the federal government.

Place-Based, Water Resource Planning (Program Support)

Legislative Recommendation: *The LOC will advocate for the funding needed to complete existing place-based planning efforts across the state and identify funding to continue the program for communities that require this support.*

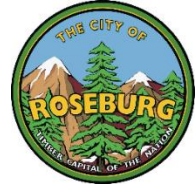
Background: Oregon's water supply management issues have become exceedingly complex. Lack of adequate water supply and storage capacity to meet existing and future needs is an ongoing concern for many cities in Oregon and is a shared concern for other types of water users including agricultural, environmental, and industrial. The Legislature created a place-based planning pilot program in Oregon administered through the Oregon Water Resources Department that provides a framework and funding for local stakeholders to collaborate and develop solutions to address water needs within a watershed, basin, or groundwater area. The LOC Water & Wastewater Policy Committee recognized that while this funding is limited to specific geographic areas, they also recognized the importance of successfully completing these pilot efforts and conducting a detailed cost/benefit analysis. It is a critical step to demonstrate the benefits of this type of planning. If these local planning efforts prove to be successful, there will likely be future efforts to secure additional funding for other place-based planning projects across the state in 2022.

Infrastructure Financing and Resilience

Legislative Recommendation: *The LOC will advocate for an increase in the state's investment in key infrastructure funding sources, including, but not limited to, the Special Public Works Fund (SPWF), Brownfield Redevelopment Fund, Regionally Significant Industrial Site loan program, and set asides through the SPWF for seismic resilience planning and related infrastructure improvements to make Oregon water and wastewater systems more resilient.*

Background: A key issue that most cities are facing is how to fund infrastructure improvements (both to maintain current and to build new). Increasing state resources in programs that provide access to lower rate loans and grants will assist cities in investing in vital infrastructure. An LOC survey of cities in 2016 identified a need of \$7.6 billion dollars over the next 20 years to cover water and wastewater infrastructure projects for the 120 cities who responded. This shows a significant reinvestment in the Special Public Works Fund (SPWF) is needed to help meet the needs of local governments.

ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY



RECONFIGURE TAXIWAY A – PHASE 1 DESIGN TASK ORDER AWARD RECOMMENDATION – 22GR18

Meeting Date: July 25, 2022
Department: Administration
www.cityofroseburg.org

Agenda Section: Department Items
Staff Contact: Nikki Messenger
Contact Telephone Number: 541-492-6866

ISSUE STATEMENT AND SUMMARY

Staff has negotiated and received FAA approval for the proposed scope and fee for the design of the Taxiway A Extension Project. The issue for the Council is whether to award the task order.

BACKGROUND

A. Council Action History.

On January 10, 2022, the Council awarded a five-year contract for Architectural, Engineering, Planning and Consulting services for the airport to Mead & Hunt.

B. Analysis.

Runway 16/34 was extended by 400 feet in 2012, for a total length of just over 5,000 feet. That project was completed utilizing a ConnectOregon grant. Due to funding limitations, the taxiway extension was not completed at the same time. In order for the FAA to participate in funding the taxiway extension, the airport needed to justify the runway length, which was accomplished with the 2020 adoption of the Airport Master Plan and Airport Layout Plan.

In November 2021, the City issued a Request for Qualifications to solicit proposals for a five-year contract for Architectural, Engineering, Planning and Consulting services for the airport. Mead & Hunt was awarded the contract in January 2022. Each task order under the contract will be negotiated individually and be dependent upon the approved scope of work.

The City is programmed to receive an FAA grant this fiscal year for the environmental and design of the taxiway extension. In order to be eligible to receive a grant this fiscal year, the environmental work had to be completed by mid-January. This work was accomplished under the first task order and resulted in a documented categorical exclusion. The following steps have occurred prior to this (second) task order being presented to the Council:

- A draft scope of work was submitted to FAA on April 26, 2022.
- A pre-design conference with the City, FAA and consultant was held virtually on April 29, 2022.
- FAA provided comments on the draft scope on May 3. Changes were made as recommended.
- Consultant submitted their initial fee proposal on June 13.
- City contracted with Century West Engineering for an Independent Fee Estimate (required for contracts over \$100,000). Approved scope was provided to Century West on June 16. The IFE was returned on June 29.
- Staff performed a detailed cost analysis and found one item missing from IFE. Revised IFE was received July 5.
- Negotiation session between City and Mead & Hunt was held virtually on July 6.
- Mead & Hunt submitted revised fee proposal (lower) later in the day on July 6.
- The final fee was agreed to and a Record of Negotiations and related documentation was submitted to the FAA on July 8. (Grant application submitted same day as well).
- FAA required minor changes to submitted information, which were made and re-submitted on July 11.
- Received FAA fee approval on July 11.
- Presented to Airport Commission on July 21.

The negotiated scope of work includes services through bidding. The construction grant is scheduled for FY 2024 and would include construction management services.

C. Financial/Resource Considerations.

The negotiated fee proposal that has been accepted by FAA is \$172,352. The approximate funding breakdown is as follows:

FAA Grant (90%)	\$155,116
ODA Grant	\$ 15,512
City Match	<u>\$ 1,724</u>
<i>Total</i>	<i>\$172,352</i>

D. Timing Considerations.

If awarded, the task order would be executed as soon as practical. Design would proceed shortly thereafter, with bidding occurring in late 2023 or early 2024.

COUNCIL OPTIONS

The Council has the following options:

1. Award the task order for the design of the extension of Taxiway A to Mead & Hunt for \$172,352; or
2. Request additional information; or
3. Not award the task order, which would delay the grant award and the project.

STAFF RECOMMENDATION

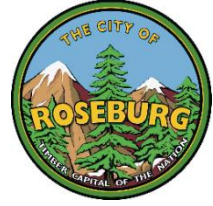
Money has been budgeted and is available to complete this project. Staff recommends the Council award a task order to Mead & Hunt for the Taxiway A Extension – Phase 1 Design for \$172,352. The Airport Commission discussed this task order at their July 21 meeting. Staff will report on the results of that discussion at the Council meeting.

SUGGESTED MOTION

“I move to award a task order to Mead & Hunt for the design of Taxiway A Extension – Phase 1 Design for \$172,352.”

ATTACHMENTS:

None



ROSEBURG CITY COUNCIL AGENDA ITEM SUMMARY

CITY MANAGER ACTIVITY REPORT

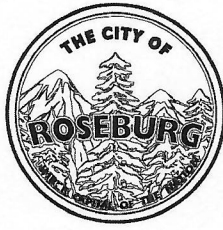
Meeting Date: July 25, 2022
Department: Administration
www.cityofroseburg.org

Agenda Section: Informational
Staff Contact: Nikki Messenger, City Manager
Contact Telephone Number: 541-492-6866

ISSUE STATEMENT AND SUMMARY

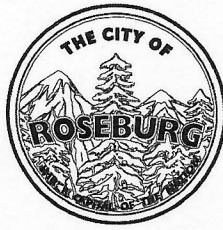
At each meeting, the City Manager provides the City Council with a report on the activities of the City, along with an update on operational/personnel related issues which may be of interest to the Council. These reports shall be strictly informational and will not require any action on the Council's part. The reports are intended to provide a mechanism to solicit feedback and enhance communication between the Council, City Manager and City Staff. For your July 25, 2022, meeting, the following items are included:

- Department Head Meeting Agendas
- Tentative Future Council Agenda Items



Agenda
Department Head Meeting
PSC Umpqua Conference Room
July 12, 2022 - 10:00 a.m.

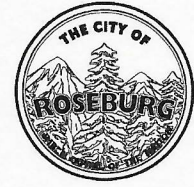
1. July 11, 2022 City Council Meeting Synopsis
2. July 25, 2022 City Council Meeting Agenda
3. Review Tentative Future Council Meeting Agendas
4. Documents, Events, or Grants to review and/or sign
 - A. DCLA Grant Checklist
5. Department Items



Agenda
Department Head Meeting
PSC Umpqua Conference Room
July 18, 2022 - 10:00 a.m.

1. July 25, 2022 City Council Meeting Agenda
2. Review Tentative Future Council Meeting Agendas
3. Documents, Events, or Grants to review and/or sign
4. Department Items
 - A. Custodial Discussion (NM)

TENTATIVE FUTURE COUNCIL AGENDA



Unscheduled

- ARPA Funds Discussion
- Umpqua Basin Urban Services Agreement
- Urban Growth Boundary Swap

August 8, 2022

Consent Agenda

- A. Minutes of July 25, 2022

Informational

- A. City Manager Activity Report

Executive Session ORS 192.660(2)(d) – RPEA Labor Negotiation

August 22, 2022

Commission Reports

- A. Homeless Commission Appointment

Consent Agenda

- A. Minutes of August 8, 2022

Department Items

- A. Construction Manager/General Contractor – Roseburg Navigation Center Bid Award Recommendation
- B. Storm Pipe Rehabilitation Vine Street and Alameda Avenue Bid Award Recommendation

Informational

- A. City Manager Activity Report
- B. Quarterly Financial Report

Executive Session ORS 192.660(2)(i) – City Manager Performance Appraisal

September 12, 2022

Mayor Reports

- A. Constitution Day and Week Proclamation
- B. City Manager Compensation

Consent Agenda

- A. Minutes of August 22, 2022

Informational

- A. City Manager Activity Report

September 26, 2022

Consent Agenda

- A. Minutes of September 12, 2022

Department Items

- A. 2022 Oregon Public Library Statistical Report

Informational

- A. City Manager Activity Report

October 10, 2022

Consent Agenda

- A. Minutes of September 26, 2022

Public Hearing

- A. Ordinance No. --- - Proposed Annexation, Zone Change, adopted Findings and First Reading for Housley Avenue

Informational

- A. City Manager Activity Report

October 24, 2022

Mayor Reports

- A. Veterans Day Proclamation

Consent Agenda

- A. Minutes of October 10, 2022

Ordinances

- A. Ordinance No. --- - Annexation, Zone Change and Second Reading for Housley Avenue

Informational

- A. City Manager Activity Report
- B. Municipal Court Quarterly Report
- C. Financial Quarterly Report

November 14, 2022

Consent Agenda

- A. Minutes of October 24, 2022

Informational

- A. City Manager Activity Report

Executive Session ORS 192-660(2)(i) – Municipal Court Judge Annual Evaluation

December 12, 2022

Mayor Reports

- A. Municipal Court Judge Compensation

Consent Agenda

- A. Minutes of November 14, 2022

Informational

- A. City Manager Activity Report

January 9, 2023

Mayor Reports

- A. State of the City Address
- B. Commission Chair Appointments
- C. Commission Appointments

Commission Reports/Council Ward Reports

- A. Election of Council President

Consent Agenda

- A. December 12, 2022 Meeting Minutes

Informational

- City Manager Activity Report

January 23, 2023

Consent Agenda

- A. January 9, 2023 Meeting Minutes

Informational

- A. City Manager Activity Report
- B. Finance Quarterly Report
- C. Municipal Court Quarterly Report

**ROSEBURG CITY COUNCIL
AGENDA ITEM SUMMARY**



MUNICIPAL COURT QUARTERLY REPORT

Meeting Date: July 25, 2022
Department: Municipal Court
www.cityofroseburg.org

Agenda Section: Department Reports
Staff Contact: Jason Mahan
Contact Telephone Number: 541-673-0171

ISSUE STATEMENT AND SUMMARY

At the request of City Council, a report on the court's case volume and program revenues has been presented on a quarterly basis since July 2012. This report is the latest of the quarterly reports to have been provided in fulfillment of the Council's desire to receive regular updates on court operations and covers.

BACKGROUND

Analysis.

	1ST	2ND	3RD	4TH	YTD	PRIOR
	QTR	QTR	QTR	QTR	TOTAL	YEAR
<u>COURT CASE TOTALS</u>						
CRIMES	378	317	289	261	1,245	1,469
TRAFFIC CRIMES	63	33	61	68	225	248
TRAFFIC VIOLATIONS	1,433	670	469	459	3,031	2,798
NON-TRAFFIC VIOLATIONS	32	13	7	25	77	112
TOTAL	1,906	1,033	826	813	4,578	4,627

After the fourth quarter of the 2021-22 fiscal year, total cases were down 1.1% from the prior year. By category, crimes, traffic crimes, and non-traffic violations decreased by 15.25% 9.27%, and 31.25% while traffic violations increased by 8.33 %.

	BUDGET	1ST	2ND	3RD	4TH	YTD	PRIOR
	2021-22	QTR	QTR	QTR	QTR	TOTAL	YTD
		2021	2021	2021	2021		TOTAL
<u>COURT REVENUES</u>							
FINES	\$ 340,000	\$ 124,314	\$ 89,907	\$ 66,649	\$ 68,885	\$ 349,756	\$ 355,354
COURT COSTS	15,000	9,592	3,965	2,181	5,736	21,474	18,074
CRT APPT ATTORNEY	8,000	2,048	3,045	2,230	2,597	9,920	8,245
TOTAL	\$ 363,000	\$ 135,954	\$ 96,917	\$ 71,060	\$ 77,218	\$ 381,150	\$ 381,673

After the fourth quarter of the 2021-22 fiscal year, total court revenues were down .14% from the prior year. Fines and collections revenue decreased by 1.58%, court costs

revenues increased by 18.81% and court appointed attorney revenues increased by 20.32%.

On a budgetary basis, revenues are 105% of budget after the fourth quarter of the fiscal year.

CLOSING REMARKS

The Roseburg Municipal Court has continued to refer individuals to local community partners. The court has referred individuals to Adapt for mental health and substance abuse treatment. A representative from ADAPT attends most court appearances and is able to make contact with defendants and provide them with their contact information. When a referral to ADAPTs is made, I give the individual a new court date to come back to court. The purpose of this return court appearance is to check in with the individual and make sure they followed through with the court's directives.

The Douglas County Jail is holding more inmates on Roseburg Municipal Court failure to appear warrants. This is allowing the court to resolve many of the backlog of cases which we had as a result of an individual failing to appear on multiple occasions. Although many people continue to not appear at first appearances, a good portion of these individuals are arrested on a failure to appear warrant within a short period of time. Therefore, we are not having the backlog issues we were dealing with during COVID restrictions.

If you have any further questions, please feel free to contact me.

Sincerely,

Jason Mahan
Roseburg Municipal Court Judge