

RESOLUTION NO. 2009-01

A RESOLUTION REGARDING EXEMPTION FROM COMPETITION IN PUBLIC CONTRACTING FOR THE GARDEN VALLEY BOULEVARD IMPROVEMENT PROJECT (BETWEEN STEWART PARKWAY AND KLINE STREET)

WHEREAS, in 2005, the City engaged MAP Engineering, Inc. to provide design services related to a project to install curb, gutter, sidewalks and storm drainage on Garden Valley Boulevard, between Stewart Parkway and Kline Street (the project); and

WHEREAS, since the project started in early 2005, the City has paid MAP Engineering, Inc. \$27,655.00, for services related to the project, and it is estimated that the cost for completing the construction plans and specifications, construction staking, minimal construction observation, project management, and preparation of as-built drawings by MAP Engineering, Inc. would be \$54,785.00; and

WHEREAS, ORS 279C.110(3) states that a local contracting agency may adjust its procedures created for screening and selection of consultants and the selection of a candidate under said section and adjustments to accommodate a contracting agency's objectives may include provision for the direct appointment of a consultant if the value does not exceed a threshold amount as determined by the contracting agency; and

WHEREAS, Roseburg Municipal Code Section 3.06.035 permits the City Council to exempt a special public contract from competition on making appropriate findings; and

WHEREAS, MAP Engineering, Inc.'s prior work on the project and familiarity with the project gives it specialized knowledge particular to the project and a unique capacity and capability to perform the work within tight time lines and at a cost savings associated with transferrable experience and background in past work performed; and

WHEREAS, the Council finds that the above facts will yield substantial cost savings, enhancement in quality, performance, and other public benefit anticipated by direct appointment of MAP Engineering, Inc.; and

WHEREAS, the approval of this direct appointment would be unlikely to encourage favoritism or diminish competition for the contract, in that MAP Engineering, Inc.'s unique familiarity and readiness to perform the work would likely result in MAP Engineering, Inc. being appointed in any event; and

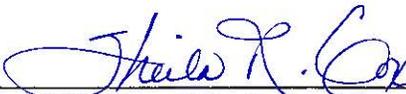
WHEREAS, it is in the public interest to award this contract by January 12, 2009, and direct appointment of MAP Engineering, Inc. will provide substantial public benefit by allowing the contract to be awarded within said time frame;

RESOLUTION NO. 2009-01

NOW THEREFORE, the City of Roseburg resolves as follows:

1. The Roseburg City Council, acting as the local contract review board, makes the above findings and based on such findings does hereby approve and authorize staff to award and enter into an engineering services contract with MAP Engineering, Inc., in the amount of \$54,785.00, for engineering services on the Garden Valley Sidewalk LID project.
2. This resolution is effective upon adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT
ITS REGULAR MEETING ON THE 12 DAY OF JANUARY 2009**



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-02

**A RESOLUTION ADOPTING 2008-2009 SUPPLEMENTAL BUDGET
AND MAKING APPROPRIATIONS**

WHEREAS, circumstances have arisen, in accordance with ORS 294.480, which require a supplemental budget to be prepared by the City of Roseburg;

WHEREAS, at a meeting of the Roseburg City Council held on January 12, 2009, a public hearing on said supplemental budget for the fiscal year commencing July 1, 2008, was duly held, after the giving of notice thereof as provided by statutes, proof of which is on file in the Roseburg City Recorder's Office;

NOW, THEREFORE, BE IT RESOLVED BY THE ROSEBURG CITY COUNCIL:

Section 1. After public hearing on January 12, 2009, the Roseburg City Council hereby adopts the supplemental budget for the tax year commencing July 1, 2008, a copy of which is marked "Exhibit A" and attached hereto, as approved by the governing body.

Section 2. The amounts designated for the purposes set forth in "Exhibit A" are appropriated for the purposes and in the amounts set forth in that Exhibit.

Section 3. The City Recorder shall file with the State Treasurer and the Division of Audits of the Secretary of State of the State of Oregon, a true copy of the supplemental budget as adopted.

ADOPTED THIS 12TH DAY OF JANUARY 2009.



Sheila R. Cox, City Recorder

EXHIBIT "A"
2008-2009 SUPPLEMENTAL BUDGET APPROPRIATIONS

Workers Compensation Fund

<u>Requirement</u>	<u>Amount</u>
Materials & Services	\$200,000
Contingency	(\$200,000)

Equipment Replacement Fund

<u>Resource</u>	<u>Amount</u>	<u>Requirement</u>	<u>Amount</u>
Insurance Proceeds	\$66,000	Materials & Services	(\$28,000)
		Capital Outlay	\$94,000
Total Resources	\$66,000	Total Requirements	\$66,000

RESOLUTION NO. 2009-03

A RESOLUTION SUPPORTING CENSUS 2010

WHEREAS, the Census is vital to our community in that it determines the apportionment of seats in our state's legislature and in the United States House of Representatives, and is the basis for the allocation of billions of dollars of Federal, State and County funds for social and other programs; and

WHEREAS, the Census is also used to help determine where to locate public facilities and to make decisions concerning business growth and jobs; and

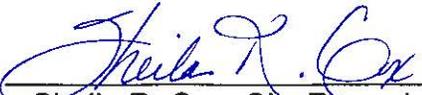
WHEREAS, the effect of the undercounted population of Douglas County during the previous Census has been the loss of an estimated nearly 5.4 million dollars in federal revenues over the past decade; and

WHEREAS, Census information is confidential and protected by Federal law, prohibiting any public or private agency from gaining access to confidential Census data; and

WHEREAS, in Roseburg we are committed to a full and accurate Census count and are placing special emphasis on enumerating members of traditionally undercounted population groups; and

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG, that Census 2010 as a top priority for stakeholders and leaders within our community and the City Council encourages participation in our jurisdiction's Complete Count Committee, dedicated to working in partnership with the U.S. Census Bureau to achieve an accurate and complete count in 2010.

ADOPTED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 12TH DAY OF JANUARY 2009.


Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 04

A RESOLUTION REGARDING EXEMPTION FROM COMPETITION IN PUBLIC CONTRACTING FOR THE 2009 PAVEMENT MANAGEMENT PROJECTS

WHEREAS, on June 6, 2008, the City engaged Pace Engineers, Inc. to provide general professional, engineering, and surveying services as requested; and

WHEREAS, Pace Engineers, Inc. previously completed a 10-Year Pavement Management Capital Improvement Plan which identified a need for approximately \$11.5 million in pavement maintenance projects over five years to reach an average PCI of 80; and

WHEREAS, is anticipated that the federal government may soon offer a stimulus package including monies for paving projects; and

WHEREAS, it is anticipated that to be eligible for funding via stimulus monies projects must be ready to go to public bid within 180 days from passage of the stimulus package; and

WHEREAS; the City of Roseburg desires to have as many pavement rehabilitation projects as possible designed and ready for bid within a very short time in order to be eligible for stimulus funding; and

WHEREAS; ORS 279C.110(3) states that a local contracting agency may adjust its procedures created for screening and selection of consultants and the selection of a candidate under said section and adjustments to accommodate a contracting agency's objectives may include provision for the direct appointment of a consultant if the value does not exceed a threshold amount as determined by the contracting agency; and

WHEREAS; Roseburg Municipal Code Section 3.06.035 permits the City Council to exempt a special public contract from competition on making appropriate findings; and

WHEREAS; Pace Engineering, Inc.'s prior work on the City's pavement management projects and familiarity with Roseburg's ten-year plan gives it specialized knowledge particular to the project and a unique capacity and capability to perform the work within tight time lines and at a cost savings associated with transferrable experience and background in past work performed; and

WHEREAS, the Council finds that the above facts will yield substantial cost savings, enhancement in quality, performance, and other public benefit anticipated by direct appointment of Pace Engineering, Inc.; and

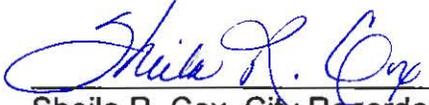
WHEREAS, the approval of this direct appointment would be unlikely to encourage favoritism or diminish competition for the contract, in that Pace Engineering, Inc.'s unique familiarity and readiness to perform the work would likely result in Pace Engineering, Inc. being appointed in any event; and

WHEREAS, it is in the public interest to award this contract by January 26, 2009, and direct appointment of Pace Engineering, Inc. will provide substantial public benefit by allowing the contract to be awarded within said time frame;

NOW THEREFORE, the City of Roseburg resolves as follows:

1. The Roseburg City Council, acting as the local contract review board, makes the above findings and based on such findings does hereby approve and authorize staff to award and enter into an engineering services contract with Pace Engineering, Inc., in the amount of \$40,210, for engineering services on the 2009 Pavement Management Projects.
2. This resolution is effective upon adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON AT
ITS REGULAR MEETING ON THE 26th DAY OF JANUARY 2009.**



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 05

A RESOLUTION REGARDING EXEMPTION FROM COMPETITION IN PUBLIC CONTRACTING FOR THE VINE STREET IMPROVEMENT PROJECT (BETWEEN ALAMEDA STREET AND MEADOW STREET)

WHEREAS, on February 20, 2007, the City engaged i.e. Engineering, Inc. to provide general professional, engineering, and surveying services as requested; and

WHEREAS, the City has identified the reconstruction of Vine Street between Alameda Street and Meadow Street as a high priority; and

WHEREAS, is anticipated that the federal government may soon offer a stimulus package including monies for infrastructure projects; and

WHEREAS, it is anticipated that to be eligible for funding via stimulus monies projects must be ready to go to public bid within 180 days from passage of the stimulus package; and

WHEREAS; the City of Roseburg desires to have the Vine Street project designed and ready for bid within a very short time in order to be eligible for stimulus funding; and

WHEREAS; ORS 279C.110(3) states that a local contracting agency may adjust its procedures created for screening and selection of consultants and the selection of a candidate under said section and adjustments to accommodate a contracting agency's objectives may include provision for the direct appointment of a consultant if the value does not exceed a threshold amount as determined by the contracting agency; and

WHEREAS; Roseburg Municipal Code Section 3.06.035 permits the City Council to exempt a special public contract from competition on making appropriate findings; and

WHEREAS; i.e. Engineering, Inc.'s ability to mobilize local employees, both surveyors and engineers, provides them a unique capacity to work within tight time lines; and

WHEREAS, the Council finds that the above facts will yield substantial time savings, enhancement in quality, performance, and other public benefit anticipated by direct appointment of i.e. Engineering, Inc.; and

WHEREAS, it is in the public interest to award this contract by January 26, 2009, and direct appointment of i.e. Engineering, Inc. will provide substantial public benefit by allowing the contract to be awarded within said time frame;

NOW THEREFORE, the City of Roseburg resolves as follows:

1. The Roseburg City Council, acting as the local contract review board, makes the above findings and based on such findings does hereby approve and authorize staff to award and enter into an engineering services contract with i.e. Engineering, Inc., in the amount of \$47,500, for engineering services on the Vine Street Improvement Project.
2. This resolution is effective upon adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON AT
ITS REGULAR MEETING ON THE 26th DAY OF JANUARY 2009**



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 06

A RESOLUTION AUTHORIZING AND SUPPORTING APPLICATION FOR A SPECIAL PUBLIC WORKS FUND PLANNING PROJECT GRANT

WHEREAS, the City of Roseburg has been working closely with the Umpqua Economic Development Partnership to promote the old Dixonville Mill Site ("Site") for redevelopment in an effort to create sustainable employment for the region; and

WHEREAS, the City has received various requests for information related to water service availability to the Site from potential employers; and

WHEREAS, the City desires to conduct a feasibility study outlining required improvements and related costs associated with providing approximately 1 million gallons per day of potable drinking water to the Site; and

WHEREAS, the Oregon Economic and Community Development Department is accepting applications for Special Public Works Fund Planning Projects; and

WHEREAS, the City of Roseburg desires to participate in this grant program to the greatest extent possible; and

WHEREAS, on July 10, 2008 the Public Works Commission and Economic Development Commission held a joint meeting and recommended proceeding with a feasibility study for providing water and sanitary sewer service to the site; and

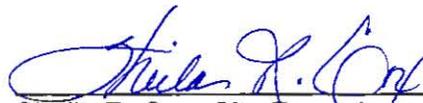
WHEREAS, the City hereby certifies that the matching share for this application is readily available at this time;

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

Section 1. Authorization is granted to apply for a Special Public Works Project Planning Grant for a feasibility study for providing water and sanitary sewer service to the old Dixonville Mill Site.

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

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 9th DAY OF FEBRUARY 2009



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 07

A RESOLUTION AUTHORIZING AND SUPPORTING APPLICATION FOR AN OREGON PARKS AND RECREATION DEPARTMENT LOCAL GOVERNMENT GRANT

WHEREAS, the City of Roseburg Parks and Recreation Commission has recognized the replacement of the Stewart Park play structure as the highest priority for the Parks Division's capital improvement projects; and

WHEREAS, the existing play structure at Stewart Park is over seventeen years old and has limited functionality due to the City having to remove features that have broken and/or become dangerous; and

WHEREAS, the existing play structure at Stewart Park is not accessible for children or adults with disabilities; and

WHEREAS, the existing play structure at Stewart Park is not appropriate for children under the age of five and;

WHEREAS, the replacement of the play structure will include demolition and removal of the existing equipment and construction of a better designed play structure that eliminates the deficiencies noted above and improves the fall zone material to better protect children; and

WHEREAS, the Oregon State Parks and Recreation Department is accepting applications for the Local Government Grant Program; and

WHEREAS, the City of Roseburg desires to participate in this grant program to the greatest extent possible; and

WHEREAS, on March 5, 2009 the Parks and Recreation Commission recommended proceeding with a grant application to replace the Stewart Park play structure; and

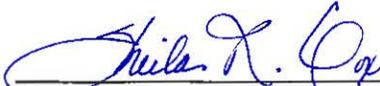
WHEREAS, the City hereby certifies that the matching share for this application is available at this time;

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

Section 1. Authorization is granted to apply for a Local Government Grant for the replacement of the Stewart Park play structure.

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

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 9th DAY OF MARCH 2009



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-08

A RESOLUTION REGARDING EXEMPTION FROM COMPETITION IN PUBLIC CONTRACTING FOR THE SOUTH STEWART PARKWAY IMPROVEMENT PROJECT (BETWEEN GARDEN VALLEY AND HARVARD)

WHEREAS, in March 2005, the City engaged Pinnacle Engineering, Inc. to provide engineering services related to the preliminary design report for a project to improve Stewart Parkway between Garden Valley Boulevard and Harvard Avenue, including widening and realigning, and the installation of curb, gutter, sidewalks and storm drainage; and

WHEREAS, since the project started in 2005, the City has paid Pinnacle Engineering, Inc. \$101,903.46, for services related to the project, and it is estimated that the cost for completing the preliminary design plans including wetland and right-of-way identification by Pinnacle-Western, Inc. would be \$65,322.50; and

WHEREAS, ORS 279C.110(3) states that a local contracting agency may adjust its procedures created for screening and selection of consultants and the selection of a candidate under said section and adjustments to accommodate a contracting agency's objectives may include provision for the direct appointment of a consultant if the value does not exceed a threshold amount as determined by the contracting agency; and

WHEREAS, Roseburg Municipal Code Section 3.06.035 permits the City Council to exempt a special public contract from competition on making appropriate findings; and

WHEREAS, Pinnacle-Western, Inc.'s prior work on the project and familiarity with the project gives it specialized knowledge particular to the project and a unique capacity and capability to perform the work within tight time lines and at a cost savings associated with transferrable experience and background in past work performed; and

WHEREAS, the Council finds that the above facts will yield substantial cost savings, enhancement in quality, performance, and other public benefit anticipated by direct appointment of Pinnacle-Western, Inc.; and

WHEREAS, the approval of this direct appointment would be unlikely to encourage favoritism or diminish competition for the contract, in that Pinnacle-Western, Inc.'s unique familiarity and readiness to perform the work would likely result in Pinnacle-Western, Inc. being appointed in any event; and

NOW THEREFORE, the City of Roseburg resolves as follows:

1. The Roseburg City Council, acting as the local contract review board, makes the above findings and based on such findings does hereby approve and authorize staff to award and enter into an engineering services contract with Pinnacle-Western, Inc., in

RESOLUTION NO. 2009-08

the amount of \$65,322.50, for engineering services on the South Stewart Parkway Improvement Project between Garden Valley and Harvard.

2. This resolution is effective upon adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 27TH DAY OF APRIL 2009**



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 09

A RESOLUTION SUPPORTING 2009-2010 RARE APPLICATION

WHEREAS, the proposed 2009-2010 Resource Assistance for Rural Environments (RARE) program application supports the City of Roseburg's goals to maximize the utilization of upper floor space in downtown Roseburg for housing; and

WHEREAS, the proposed RARE application continues and expands the work begun with the previous RARE project; and

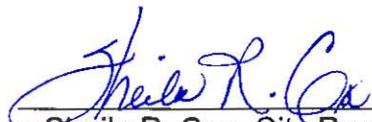
WHEREAS, the Roseburg Economic Development Commission at its April 14, 2009 moved to support the 2nd year RARE application; and

WHEREAS, numerous community partners, including the Chamber of Commerce, the Roseburg Town Center, the Roseburg Business Association, the Cow Creek Band of the Umpqua Tribe of Indians, downtown businesses and property owners also support the proposed 2nd year RARE application; and

WHEREAS, Roseburg is a Performing Main Street Community and the RARE application supports those efforts;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG, that the Roseburg City Council supports application for a 2009-2010 Resource Assistance for Rural Environments (RARE) application.

ADOPTED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 27th DAY OF APRIL 2009.



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-10
A RESOLUTION ADOPTING A POLICY REGARDING ATTENDANCE AT EXECUTIVE
SESSIONS OF THE ROSEBURG CITY COUNCIL

IT IS HEREBY RESOLVED by the Roseburg City Council, the City of Roseburg Executive Session Attendance Policy is adopted to read as follows:

CITY OF ROSEBURG EXECUTIVE SESSION ATTENDANCE POLICY

SECTION 1. Definitions. As used in this policy, the following words or phrases shall mean:

City: the City of Roseburg, Oregon.

City Council or Council: Roseburg City Council, including, but not limited to its role as the Board of the Roseburg Urban Renewal Agency.

Confidentiality Agreement: the City of Roseburg Executive Session Confidentiality Agreement, set forth in attached Exhibit "A".

News: factual information about current events.

News media organization: an entity organized and operated to publish, broadcast or disseminate news to the public, as determined under Section 3 or 4 below.

Policy: the City of Roseburg Executive Session Attendance Policy.

Representative of the news media: an employee, agent or contractor of a news media organization who is engaged in the act of gathering news for that news media organization as determined by Section 5 below.

SECTION 2. Executive Session Information Not To Be Disclosed. It is the policy of the Roseburg City Council that all information discussed or considered in executive sessions of the Council shall not be disclosed in any form to any other person unless otherwise authorized by the Council. This policy extends to all statements made, all documents considered and all other information presented or considered in executive session of the Council, regardless of the format. To the extent this policy may be inconsistent with Oregon law, Oregon law shall control. This policy shall apply regardless of whether or not persons attending an executive session are reminded of the policy. The Council, in its sole discretion, may make exceptions to this policy if it is in the public interest to do so and a majority of the members thereof vote to do so.

SECTION 3. Recognized News Media Organizations. The following entities are hereby recognized as news media organizations that are not required to provide further proof because of their established history of publishing, broadcasting or disseminating news in, affecting or about, the City of Roseburg: *The News-Review of Roseburg, The Roseburg Beacon, The Register Guard of Eugene, The Oregonian of Portland, KPIC TV of Roseburg, KEZI TV of Roseburg, KMTR TV of Roseburg, KOBI TV of Medford, KQEN Radio of Roseburg, KRBS Radio of Roseburg and KKMIX Radio of Roseburg.* No other entity shall be

recognized as a news media organization unless it is recognized through the process described in Section 4 below prior to attending an Executive Session of the Council.

SECTION 4. Recognition of Other Entities. In order to be recognized as a news media organization for the purpose of attending an executive session of the Roseburg City Council, an entity other than those recognized in the above Section 3, must submit a written request for recognition as a news media organization and provide evidence that the entity is organized and operated to publish, broadcast or disseminate news to the public prior to attending an Executive Session of the Council.

4.1 It shall be the entity's burden to persuade the Council by a preponderance of evidence that it is a news media organization as defined in this Section. The entity may be a news component of a larger organization which isn't necessarily a news media organization.

4.2 The Council may consider any relevant evidence provided or gathered in making a decision whether or not to recognize an entity as a news media organization. The Council's determination shall be based on the following criteria:

- a. The entity regularly publishes, makes broadcasts or updates news at least once weekly;
- b. The entity's publication, broadcast or website contains a minimum of 25% news content, a portion of which at all times must include news produced by its own staff; and
- c. The entity's publication, broadcast or website does not serve primarily as a platform to promote the interest and/or opinions of a special interest group, individual or cause, or as a forum to air grievances or engage in gossip, or for personal attacks or character assassination;

4.3 The Council's decision whether or not to recognize an entity as a news media organization is a quasi-judicial decision reviewable as provided by ORS 34.010 to 34.100.

SECTION 5. Attendance at Executive Sessions. Representatives of the news media are allowed to attend executive sessions, except as described in ORS 192.660(4) and 192.660(5). In order to determine whether someone requesting permission to attend an executive session is a representative of the news media, the following procedure shall be followed:

5.1 Any person who wishes to attend an executive session must sign an Executive Session Confidentiality Agreement as attached hereto as Exhibit "A" and provide evidence he or she is a representative of the news media who is engaged in the act of gathering news for the news media organization identified on the Confidentiality Agreement. The Confidentiality Agreement must be approved by the Council and signed by the Mayor or Council President and shall be kept on file by the City Recorder.

5.2 It shall be the person's burden to persuade the Council by a preponderance of evidence that he or she is a representative of the news media engaged in the act of gathering news for a news media organization. The Council shall make its determination whether or not to recognize the person as a representative of the news media based on the following criteria:

- a. The person possesses a press identification form or badge issued by a recognized news media organization, plus personal identification (such as a driver's license);
- b. The person is in possession of a recently published news article by a news media organization with the person's byline, or a masthead showing the person's name as a member of the staff of a recognized news media organization, plus personal identification; or
- c. The person is in possession of a letter on letterhead from an editor of a recognized news media organization in which the editor states that the person is covering the meeting as a representative of the news media organization, plus personal identification (freelancers must have clippings or proof of work with a recognized news media organization within the last six months).

5.3 If the entity disclosed on the Executive Session Confidentiality Agreement is not recognized as a news media organization, the person representing the entity shall not be allowed to attend an executive session until the entity is granted recognition. If the executive session is for the purpose of discussing current litigation or litigation likely to be filed, and the member of the news media is a party to the litigation or is an employee, agent or contractor of a news media organization that is a party to the litigation, the person shall not be allowed to attend the executive session. If the Council has reason to believe that the person has submitted false information or has previously failed to comply with the Council's policy, the Council may refuse permission for the person to attend the executive session, may request the news media organization to send a different representative to executive sessions, or take other appropriate measures to protect the integrity of its executive sessions.

5.4 The Council may consider any relevant evidence provided or gathered in making a decision whether a person is a representative of the news media. The Council's decision to recognize or not to recognize a person as a representative of the news media, and/or to grant permission to attend an executive session, is a quasi-judicial decision reviewable as provided by ORS 34.010 to 34.100.

SECTION 6. Cameras and Other Recording Devices. Cameras, tape recorders and other recording devices may not be used in executive sessions, except those used by City staff.

SECTION 7. Application to City Commissions and/or Committees. The policies and procedures set forth herein shall apply to City commissions and committees provided that the decision whether to recognize a news media organization or a news media representative shall be made by the Council, as set forth herein.

SECTION 8. Effective Date. This resolution and all provisions of the policy set forth herein shall become effective immediately upon adoption by the Roseburg City Council.

**ADOPTED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THIS 27TH DAY OF APRIL, 2009.**



Sheila R. Cox, City Recorder

EXHIBIT "A" TO RESOLUTION NO. 2009-10

CITY OF ROSEBURG
EXECUTIVE SESSION CONFIDENTIALITY AGREEMENT

NAME: _____

NEWS MEDIA ORGANIZATION: _____

DATE: _____

Pursuant to the provisions of ORS 192.660(4), which allows representatives of the "news media" to attend executive sessions of public bodies, and in compliance with City of Roseburg Resolution No. 2009-10 I am hereby requesting to attend executive sessions of the Roseburg City Council as a representative of the above-listed news media organization.

1. In connection with my request, I hereby certify that I am a representative of the news media engaged in the act of gathering news for a news media organization that meets the definition set forth in Section 1 of City of Roseburg Resolution No. 2009-10 and all criteria and conditions required by said Resolution.

2. I acknowledge in submitting this request, the City of Roseburg may require that I provide evidence of the matters to which I certified in the above Section 1; and that I have the burden of persuading the City Council that the news media organization listed in this application meets all requirements of City of Roseburg Resolution No. 2009-10.

3. If I am allowed to attend an executive session of the Roseburg City Council, I acknowledge and agree that any and all information discussed or considered in the executive session, including without limitation, all statements, discussions and all other information presented or considered, regardless of format, shall not be disclosed in any form to any other person. I further acknowledge and agree that this requirement of nondisclosure shall apply regardless of whether or not I am reminded of this policy of this policy while attending any particular executive session.

Applicant's Signature: _____

Date: _____

Print Name: _____

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Approved: _____

Denied: _____

Dated: _____

Mayor: _____

RESOLUTION NO. 2009-11

**A RESOLUTION ADOPTING THE 2009-2010 BUDGET; LEVYING AND
CATEGORIZING TAXES FOR SAID TAX YEAR; ELECTING TO
RECEIVE STATE REVENUE SHARING; AND MAKING
APPROPRIATIONS**

WHEREAS, the Budget Committee of the City of Roseburg, Oregon, has approved a proposed budget for the fiscal year commencing July 1, 2009; and

WHEREAS, at a regular meeting of the City Council held on June 8, 2009, a public hearing on said proposed budget was duly held after the giving of notice thereof as provided by statute, proof of which is on file in the Office of the City Recorder of the City; and

WHEREAS, the officer responsible for disbursing funds to cities under ORS 323.455, 366.785 to 366.820 and 471.805 shall, in the case of a city located within a county having more than 100,000 inhabitants according to the most recent federal decennial census, disburse such funds only if the city provides four or more of the following service(s): (1) police protection; (2) fire protection; (3) street construction, maintenance and lighting; (4) sanitary sewer; (5) storm sewers; (6) planning, zoning and subdivision control; and (7) one or more utility services; and city officials recognize the desirability of assisting the state officer responsible for determining the eligibility of cities to receive such funds in accordance with ORS 221.760; and

WHEREAS, the City of Roseburg certifies that it provides police protection, fire protection, street construction, maintenance and lighting, and storm sewers;

NOW, THEREFORE, BE IT RESOLVED:

Section 1. After public hearing held on June 8, 2009, the Roseburg City Council hereby adopts the budget for the fiscal year 2009-2010 in the sum of \$51,564,293 as approved by the Budget Committee, a copy of which is now on file at City Hall.

Section 2. The City hereby levies the taxes for each fund provided for in the aggregate amount of \$8.4774 per \$1,000.00, be assessed pro rata upon all taxable property within the City of Roseburg, Oregon.

Section 3. The City hereby declares the following allocation and categorization, subject to the limits of Section 11b, Article XI of the Oregon Constitution, constitute the preceding aggregate levy:

Subject To General Government Limitation
Permanent Rate per Thousand \$8.4774

Section 4. The City hereby elects to receive state revenues for fiscal year 2009-2010 pursuant to ORS 221.770.

Section 5. The amounts designated for the purposes set forth in Exhibit "A" are appropriated for the purposes and in the amount set forth in that Exhibit.

Section 6. The Recorder of said City shall certify to the County Clerk and County Assessor of Douglas County, Oregon, the tax levies provided for in this Resolution on or before July 15, 2009, and shall file required documents with the County Assessor in accordance with ORS 294.555.

Section 7. This Resolution shall become effective immediately upon adoption by the; Roseburg City Council.

**APPROVED BY THE CITY COUNCIL OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 8TH DAY OF JUNE, 2009.**



Debi Davidson, Acting City Recorder

EXHIBIT "A"
2009-2010 BUDGET APPROPRIATIONS

GENERAL FUND

Departments

◆ Administration	\$ 2,165,964	
◆ Community Development	797,765	
◆ Public Works	678,923	
◆ Parks and Recreation	1,179,253	
◆ Municipal Court	542,329	
◆ Police Department	5,802,987	
◆ Fire Department	5,092,320	
◆ Capital Outlay	75,200	
◆ Debt Service	-	
◆ Transfers	1,842,695	
◆ Operating Contingency	2,734,115	
◆ Library	50,000	\$ 20,961,551

SPECIAL REVENUE FUNDS

Public Works

Departments

◆ Administration	822,481	
◆ Engineering	741,922	
◆ Streets	1,309,182	
◆ Capital Outlay	-	
◆ Operating Contingency	345,215	3,218,800

Grant Special Revenue

◆ Personal Services	123,000	
◆ Materials and Services	1,066,990	
◆ Capital Outlay	56,761	
◆ Operating Contingency	34,382	1,281,133

Hotel/Motel Tax

◆ Materials and Services	576,740	
◆ Capital Outlay	-	
◆ Transfers	364,000	
◆ Operating Contingency	68,692	1,009,432

EXHIBIT "A"
2009-2010 BUDGET APPROPRIATIONS

Streetlight/Sidewalk			
◆ Materials and Services	\$	56,920	
◆ Capital Outlay		590,000	
◆ Operating Contingency		<u>75,000</u>	\$ 721,920
Bike Trail			
◆ Capital Outlay		25,000	
◆ Operating Contingency		<u>35,515</u>	60,515
Housing Rehabilitation Loan Fund			
◆ Materials and Services		26,436	
◆ Capital Outlay		150,000	
◆ Housing Loans		100,000	
◆ Operating Contingency		<u>116,383</u>	392,819
Economic Development Fund			
◆ Materials and Services		163,738	
◆ Capital Outlay		30,000	
◆ Operating Contingency		25,646	
◆ Transfers		-	
◆ Revolving Loans		<u>50,000</u>	269,384
Stewart Trust- Special Revenue Fund			
◆ Capital outlay		67,500	
◆ Operating Contingency		<u>82,633</u>	150,133
<u>DEBT SERVICE FUNDS</u>			
Debt Retirement Fund			
◆ Debt Service		<u>419,000</u>	419,000

EXHIBIT "A"
2009-2010 BUDGET APPROPRIATIONS

CAPITAL PROJECTS FUNDS

Transportation			
◆ Materials and Services	\$	1,026,220	
◆ Capital Outlay		1,405,000	
◆ Operating Contingency		<u>220,000</u>	\$ 2,651,220
 Park Improvement			
◆ Materials and Services		8,109	
◆ Capital Outlay		281,000	
◆ Operating Contingency		<u>41,337</u>	330,446
 Equipment Replacement			
◆ Materials and Services		11,500	
◆ Capital Outlay		<u>605,000</u>	616,500
 Assessment			
◆ Materials and Services		7,386	
◆ Capital Outlay		<u>600,000</u>	607,386
 Facilities Replacement Fund			
◆ Materials and Services		310,000	
◆ Capital outlay		1,765,000	
◆ Operating Contingency		<u>308,000</u>	2,383,000

ENTERPRISE FUNDS

Storm Drainage			
◆ Materials and Services		447,565	
◆ Capital Outlay		275,000	
◆ Operating Contingency		<u>100,000</u>	822,565
 Off Street Parking			
Departments			
◆ Enforcement		118,500	
◆ Administration		43,765	
◆ Capital Outlay		-	
◆ Operating Contingency		<u>118,092</u>	280,357

EXHIBIT "A"
2009-2010 BUDGET APPROPRIATIONS

Airport Fund

Departments

◆ Airport Operations	\$ 333,547	
◆ Capital Outlay	397,750	
◆ Debt Service	124,000	
◆ Transfers	-	
◆ Operating Contingency	<u>413,038</u>	\$ 1,268,335

Water Service Fund

Departments

◆ Production	936,676	
◆ Transmission and Distribution	1,145,858	
◆ General Overhead	1,161,749	
◆ Capital Outlay	3,869,000	
◆ Interfund Loan	48,000	
◆ Operating Contingency	<u>396,770</u>	7,558,053

Golf Fund

◆ Personal Services	158,558	
◆ Maintenance	169,556	
◆ Capital Outlay	53,000	
◆ Debt Service	10,096	
◆ Operating Contingency	<u>32,733</u>	423,943

INTERNAL SERVICE FUND

Workers Compensation

◆ Materials and Services	602,756	
◆ Capital outlay	-	
◆ Operating Contingency	<u>95,000</u>	697,756

TOTAL BUDGET APPROPRIATIONS

\$ 46,124,248

EXHIBIT "A"
2009-2010 BUDGET APPROPRIATIONS

This budget also includes unappropriated ending fund balances and reserves for future expenditures. A supplemental budget must be prepared to spend amounts reserved for future expenditures.

	<u>Reserve</u>	<u>Unappropriated Fund Balance</u>	<u>Total</u>	
General	\$ 358,000	\$ 202,160	\$ 560,160	
Street Light/Sidewalk	-	148,417	148,417	
Debt Service	105,111	-	105,111	
Transportation	-	901,051	901,051	
Equipment Replacement	405,989	-	405,989	
Assessment Improvemen	90,000	828,403	918,403	
Facilities Replacement	557,345	-	557,345	
Storm Drainage	-	209,371	209,371	
Water	100,000	1,219,368	1,319,368	
Worker's Compensation	-	314,830	314,830	
	<u>\$ 1,616,445</u>	<u>\$ 3,823,600</u>	<u>\$ 5,440,045</u>	<u>5,440,045</u>
 TOTAL BUDGET				 <u><u>\$ 51,564,293</u></u>

RESOLUTION NO. 2009-12

A RESOLUTION FORMING THE GARDEN VALLEY BOULEVARD LOCAL IMPROVEMENT DISTRICT (FROM KLINE STREET TO STEWART PARKWAY); STATING ESTIMATED MAXIMUM ASSESSABLE COSTS TO BE LEVIED AS AN ASSESSMENT TO EACH BENEFITTED PARCEL WITHIN THE DISTRICT AND AWARDING A CONSTRUCTION CONTRACT

WHEREAS, on April 27, 2009, the Roseburg City Council granted preliminary approval of a Local Improvement District Project on Garden Valley Boulevard from Kline Street to Stewart Parkway by directing the Public Works Director to call for bids on the project which would consist of all construction work associated with installing sidewalks, curbs and gutters and making drainage improvements along the subject section of Garden Valley Boulevard; and

WHEREAS, bids for the improvement project were received and opened on June 9, 2009, and the Public Works Director has forwarded a report to the City Recorder as required by Roseburg Municipal Code (RMC) 4.04.040(A), recommending that Council award the construction contract for the proposed improvement to Beckley Excavation and Utility in the low bid amount of \$434,999.00; and

WHEREAS, the City Recorder set June 22, 2009, at 7:00 p.m. as the date and time for a public hearing before Council regarding the proposed improvement and gave notice of said hearing as required by RMC 4.04.050; and

WHEREAS, the Roseburg City Council conducted such public hearing on the designated date, at the designated time and after hearing all evidence and testimony presented during the hearing, determined it was in the best interest of the City to proceed with the Garden Valley Boulevard Local Improvement District Project (From Kline Street to Stewart Parkway);

THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

Section 1. Purpose and Nature of the Improvement. The City Council of the City of Roseburg hereby approves the Garden Valley Local Improvement District Project for the purpose of improving the section of Garden Valley Boulevard, between Kline Street and Stewart Parkway, to current City Standards, including installation of sidewalks, curbs, gutters and storm drainage facilities.

Section 2. Formation of District and Establishment of Boundary. There is hereby formed a local improvement district known as the "Garden Valley Local Improvement District From Kline Street to Stewart Parkway". The district boundaries contain 12 properties, which are located in the City in Township 27 South, Range 6 West and Sections 11D and 11CA.

Section 3. Identification of Benefited Properties. Based on the contract herein awarded, the estimated maximum total assessable cost of \$348,235.00 will be assessed to each of the 12 benefiting properties within the improvement district boundary at the rate of \$103.8268 per linear foot of frontage property, as set forth in the attached Exhibit "A". The City Council hereby declares that each parcel of land or lot herein described is specially benefited to the extent of the assessment to be imposed as directed by this Resolution.

Section 4. Estimated Maximum Total Assessments to Be Levied. The estimated assessment for each benefited property, or a lesser amount, shall be levied following completion of the improvement project without further notice to the benefited property owners, provided however; if following completion of the project, the actual total assessable cost of the improvement exceeds the estimated total assessable cost stated in the attached Exhibit "A" by 10% or more, the Council shall hold an additional public hearing in accordance with RMC 4.04.100 before adopting an ordinance levying assessments in an amount greater than the estimated assessments as shown on the attached Exhibit "A".

Section 5. Assessments Imposed and Characterized Upon Completion of Improvement Project. The assessments to be levied against the benefited properties shall not exceed the actual cost of the improvements and are for bestowal of a special benefit to the specific properties included within the local improvement district. Said assessments shall be imposed in a single assessment upon completion of the improvement and may be paid in installments with interest over at least a ten year period at the property owner's election. Said assessments are characterized as assessments for local improvements. Pursuant to ORS 305.583(4), within 60 days of the date of notice of the public hearing held before Council on the June 22, 2009, any interested property owner within the proposed assessment district who disagrees with this characterization may file a petition with the Oregon Tax Court.

Section 6. Award of Construction Contract. The contract for construction of the Garden Valley Boulevard (From Kline Street to Stewart Parkway) Local Improvement District Project is hereby awarded to the low bidder, Beckley Excavation and Utility, in the amount of \$434,999.00.

Section 7. Certified Filing. The City Recorder is hereby directed to file a certified copy of this resolution with the Douglas County Assessor's Office and all title companies doing business within the corporate limits of the City to serve as notice of potential liens against the benefited properties.

**APPROVED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THE 22ND DAY OF JUNE, 2009.**



Sheila R. Cox, City Recorder

EXHIBIT "A"
GARDEN VALLEY LOCAL IMPROVEMENT DISTRICT PROJECT
(FROM KLINE STREET TO STEWART PARKWAY
PROPOSED MAXIMUM ASSESSMENT PER PROPERTY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
Bi-Mart Corporation PO Box 2310 Eugene, OR 97402 Tax Account # R1145, R10985; T27S-R06W-S11D-TL1000	519.1'	\$ 53,896.49
Church of Christ of Roseburg 1475 NW Garden Valley Blvd Roseburg, OR 97470 Tax Account # R10961; T27S-R06W-S11D-TL1100	310.1'	\$ 32,196.69
Deam, Richard M. & Emma P. Gambill, Donald 293 Whitetail Line Sequim, WA 98382 Tax Account # R11713; T27S-R06W-S11D-TL900	49.1'	\$ 5,097.89
Emmi, Laudon & Wasselle Partnership 1444 NW Garden Valley Blvd., Suite 460 Roseburg, OR 97470 Tax Account # R11153; T27S-R06W-S11D-TL1700	778.6	\$ 80,839.54
Emmi, Laudon & Wasselle Partnership 1444 NW Garden Valley Blvd. Suite 460 Roseburg, OR 97470 Tax Account # R10705; T27S-R06W-S11D-TL1700	85.2'	\$ 8,846.03
Deam, Richard M. and Emma P. Gambill, Donald 293 Whitetail Lane Sequim, WA 98382 Tax Account # R11713; T27S-R06W-S11D-TL900	123.0'	\$ 12,770.69

EXHIBIT "A" (continued)
GARDEN VALLEY LOCAL IMPROVEMENT DISTRICT PROJECT
(FROM KLINE STREET TO STEWART PARKWAY
PROPOSED MAXIMUM ASSESSMENT PER PROPERTY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
Rite Aid Corp #5380 PO Box 3165 Harrisburg, PA 17105-3165 Tax Account #R11161; T27S-R-06-W-S11D-TL1600	89.5'	\$ 9,292.49
Wellspring Bible Fellowship 2245 NW Kline Roseburg, OR 97470 Tax Account# 10737; T27S-R06W-S11D-TL1301	315.5'	\$ 32,757.35
Wellspring Bible Fellowship 2245 NW Kline Roseburg, OR 97471 Tax Account# 110977; T27S-R06W-S11D-TL800	395.6'	\$ 41,073.87
Sayne Investments LLC 1501 Kester Rd Roseburg, OR 97470 Tax Account #R10969; T27S-R06W-S11D-TL600	358.7'	\$ 37,242.66
Johnson Family LLC 761 Garden Grove Roseburg, OR 97470 Tax Account #R52041; T27S-R06W-S11CA-TL500	151.0'	\$ 15,677.84
Wood Products Credit Union PO Box 70225 Eugene, OR 97402 Tax Account #R11017; T27S-R06W-S11CA-TL400	178.6'	\$ 18,543.46
TOTAL	3,354'	\$348,235.00

EXHIBIT "A"
GARDEN VALLEY LOCAL IMPROVEMENT DISTRICT PROJECT
(FROM KLINE STREET TO STEWART PARKWAY
PROPOSED MAXIMUM ASSESSMENT PER PROPERTY

<u>PROPERTY OWNER, ADDRESS</u> <u>& PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM</u> <u>ASSESSMENT TO BE LEVIED</u>
Bi-Mart Corporation PO Box 2310 Eugene, OR 97402 Tax Account # R1145, R10985; T27S R06W S11D TL1000	519.1'	\$ 53,896.49
Church of Christ of Roseburg 1475 NW Garden Valley Blvd Roseburg, OR 97470 Tax Account # R10961; T27S R06W S11D TL1100	310.1'	\$ 32,196.69
Deam, Richard M. & Emma P. Gambill, Donald 293 Whitetail Lane Sequim, WA 98382 Tax Account # R11713; T27S R06W S11D TL900	49.1'	\$ 5,097.89
Emmi, Laudon & Wasselle Partnership 1444 NW Garden Valley Blvd., Suite 460 Roseburg, OR 97470 Tax Account # R11153; T27S R06W S11D TL1700	778.6	\$ 80,839.54
Emmi, Laudon & Wasselle Partnership 1444 NW Garden Valley Blvd. Suite 460 Roseburg, OR 97470 Tax Account # R10705; T27S R06W S11D TL1700	85.2'	\$ 8,846.03
Deam, Richard M. and Emma P. Gambill, Donald 293 Whitetail Lane Sequim, WA 98382 Tax Account # R11713; T27S R06W S11D TL900	123.0'	\$ 12,770.69

EXHIBIT "A" (continued)
GARDEN VALLEY LOCAL IMPROVEMENT DISTRICT PROJECT
(FROM KLINE STREET TO STEWART PARKWAY
PROPOSED MAXIMUM ASSESSMENT PER PROPERTY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
Rite Aid Corp #5380 PO Box 3165 Harrisburg, PA 17105-3165 Tax Account #R11161; T27S R-06 W-S11D-TL1600	89.5'	\$ 9,292.49
Wellspring Bible Fellowship 2245 NW Kline Roseburg, OR 97470 Tax Account# 10737; T27S R06W S11D-TL1301	315.5'	\$ 32,757.35
Wellspring Bible Fellowship 2245 NW Kline Roseburg, OR 97471 Tax Account# 110977; T27S R06W S11D-TL800	395.6'	\$ 41,073.87
Sayne Investments LLC 1501 Kester Rd Roseburg, OR 97470 Tax Account #R10969; T27S R06W S11D-TL600	358.7'	\$ 37,242.66
Johnson Family LLC 761 Garden Grove Roseburg, OR 97470 Tax Account #R52041; T27S R06W S11CA-TL500	151.0'	\$ 15,677.84
Wood Products Credit Union PO Box 70225 Eugene, OR 97402 Tax Account #R11017; T27S R06W S11CA-TL400	178.6'	\$ 18,543.46
TOTAL	3,354'	\$348,235.00

REVISED
EXHIBIT "A" - PROPOSED MAXIMUM ASSESSMENTS PER PROPERTY
FOR THE GARDEN VALLEY BLVD. LOCAL IMPROVEMENT DISTRICT PROJECT
FROM KLINE STREET TO STEWART PARKWAY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
Bass Family LLC c/o Bi-Mart Corp #609 PO Box 2310 Eugene, OR 97402 Tax Account # R10985; T27S-R06W-S11D-TL1000	519.1'	\$ 53,896.49
Church of Christ of Roseburg 1475 NW Garden Valley Blvd Roseburg, OR 97471 Tax Account # R10961; T27S-R06W-S11D-TL1100	310.1'	\$ 32,196.69
Deam, Richard M. & Emma P. Trust Deam, Richard & Emma Family Trust 293 Whitetail Line Sequim, WA 98382 Tax Account # R11001; T27S-R06W-S11D-TL800	49.1'	\$ 5,097.89
Emmi, Laudon & Wasselle Partnership 21650 Graybill Street Chugiak, AK 99567 Tax Account # R11153; T27S-R06W-S11D-TL1700	778.6'	\$ 80,839.54
Emmi, Laudon & Wasselle Partnership 21650 Graybill Street Chugiak, AK 99567 Tax Account # R10705; T27S-R06W-S11D-TL1500	85.2'	\$ 8,846.03
Deam, Richard M. and Emma P. & Gambill, Donald L. 293 Whitetail Lane Sequim, WA 98382 Tax Account # R11713; T27S-R06W-S11D-TL900	123.0'	\$ 12,770.69
Pay Less Drug Stores NW Inc. c/o Rite Aid Corp #5380 PO Box 3165 Harrisburg, PA 17105-3165 Tax Account #R11161; T27S-R06W-S11D-TL1600	89.5'	\$ 9,292.49

REVISED

EXHIBIT "A" (CONTINUED) - PROPOSED MAXIMUM ASSESSMENTS PER PROPERTY
FOR THE GARDEN VALLEY BLVD. LOCAL IMPROVEMENT DISTRICT PROJECT
FROM KLINE STREET TO STEWART PARKWAY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
First Conservative Baptist Church Of Roseburg Oregon 2245 NW Kline Roseburg, OR 97471 Tax Account# 10737; T27S-R06W-S11D-TL1301	315.5'	\$ 32,757.35
First Conservative Baptist Church Of Roseburg Oregon 2245 NW Kline Roseburg, OR 97471 Tax Account# 131379; T27S-R06W-S11CA-TL800	395.6'	\$ 41,073.87
Sayne Investments LLC 1501 Kester Rd Roseburg, OR 97470 Tax Account #R52034; T27S-R06W-S11CA-TL600	358.7'	\$ 37,242.66
Johnson Family LLC 761 Garden Grove Roseburg, OR 97471 Tax Account #R52041; T27S-R06W-S11CA-TL500	151.0'	\$ 15,677.84
Wood Products Credit Union PO Box 70225 Eugene, OR 97401 Tax Account #R11017; T27S-R06W-S11CA-TL400	178.6'	\$ 18,543.46
GRAND TOTAL	3,354'	\$348,235.00

REVISED
EXHIBIT "A" - PROPOSED MAXIMUM ASSESSMENTS PER PROPERTY
FOR THE GARDEN VALLEY BLVD. LOCAL IMPROVEMENT DISTRICT PROJECT
FROM KLINE STREET TO STEWART PARKWAY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
Bass Family LLC c/o Bi-Mart Corp #609 PO Box 2310 Eugene, OR 97402 Tax Account # R10985; T27S-R06W-S11D-TL1000	519.1'	\$ 53,896.49
Church of Christ of Roseburg 1475 NW Garden Valley Blvd Roseburg, OR 97471 Tax Account # R10961; T27S-R06W-S11D-TL1100	310.1'	\$ 32,196.69
Deam, Richard M. & Emma P. Trust Deam, Richard & Emma Family Trust 293 Whitetail Line Sequim, WA 98382 Tax Account # R11001; T27S-R06W-S11D-TL800	49.1'	\$ 5,097.89
Emmi, Laudon & Wasselle Partnership 21650 Graybill Street Chugiak, AK 99567 Tax Account # R11153; T27S-R06W-S11D-TL1700	778.6'	\$ 80,839.54
Emmi, Laudon & Wasselle Partnership 21650 Graybill Street Chugiak, AK 99567 Tax Account # R10705; T27S-R06W-S11D-TL1500	85.2'	\$ 8,846.03
Deam, Richard M. and Emma P. & Gambill, Donald L. 293 Whitetail Lane Sequim, WA 98382 Tax Account # R11713; T27S-R06W-S11D-TL900	123.0'	\$ 12,770.69
Pay Less Drug Stores NW Inc. c/o Rite Aid Corp #5380 PO Box 3165 Harrisburg, PA 17105-3165 Tax Account #R11161; T27S-R06W-S11D-TL1600	89.5'	\$ 9,292.49

REVISED
EXHIBIT "A" (CONTINUED) - PROPOSED MAXIMUM ASSESSMENTS PER PROPERTY
FOR THE GARDEN VALLEY BLVD. LOCAL IMPROVEMENT DISTRICT PROJECT
FROM KLINE STREET TO STEWART PARKWAY

<u>PROPERTY OWNER, ADDRESS & PROPERTY DESCRIPTION</u>	<u>FRONTAGE</u>	<u>ESTIMATED MAXIMUM ASSESSMENT TO BE LEVIED</u>
First Conservative Baptist Church Of Roseburg Oregon 2245 NW Kline Roseburg, OR 97471 Tax Account# 10737; T27S-R06W-S11D-TL1301	315.5'	\$ 32,757.35
First Conservative Baptist Church Of Roseburg Oregon 2245 NW Kline Roseburg, OR 97471 Tax Account# 131379; T27S-R06W-S11CA-TL800	395.6'	\$ 41,073.87
Sayne Investments LLC 1501 Kester Rd Roseburg, OR 97470 Tax Account #R52034; T27S-R06W-S11CA-TL600	358.7'	\$ 37,242.66
Johnson Family LLC 761 Garden Grove Roseburg, OR 97471 Tax Account #R52041; T27S-R06W-S11CA-TL500	151.0'	\$ 15,677.84
Wood Products Credit Union PO Box 70225 Eugene, OR 97401 Tax Account #R11017; T27S-R06W-S11CA-TL400	178.6'	\$ 18,543.46
GRAND TOTAL	3,354'	\$348,235.00

A RESOLUTION REGARDING EXEMPTION FROM COMPETITION IN PUBLIC CONTRACTING FOR CONSTRUCTION ENGINEERING FOR THE VINE STREET IMPROVEMENT PROJECT

WHEREAS, on February 2, 2009, the City engaged i.e. Engineering, Inc. to provide engineering, and surveying services as necessary to complete construction plans and contract documents required to bid the Vine Street Improvement Project; and

WHEREAS, the City has identified the reconstruction of Vine Street between Alameda Street and Meadow Street as a high priority; and

WHEREAS, i.e. Engineering, Inc. has completed the design services for construction of the Vine Street Improvement Project; and

WHEREAS; the City of Roseburg has received bids for the construction of the Vine Street Improvement Project and desires to proceed with construction as soon as possible; and

WHEREAS; ORS 279C.110(3) states that a local contracting agency may adjust its procedures created for screening and selection of consultants and the selection of a candidate under said section and adjustments to accommodate a contracting agency's objectives may include provision for the direct appointment of a consultant if the value does not exceed a threshold amount as determined by the contracting agency; and

WHEREAS; Roseburg Municipal Code Section 3.06.035 permits the City Council to exempt a special public contract from competition on making appropriate findings; and

WHEREAS; i.e. Engineering, Inc.'s prior work and familiarity with the project gives it specialized knowledge particular to the project and a unique capacity and capability to perform the work within tight time lines and at a cost savings associated with transferrable experience and background in past work performed; and

WHEREAS, the Council finds that the above facts will yield substantial cost savings, enhancement in quality, performance, and other public benefit anticipated by direct appointment of i.e. Engineering, Inc.; and

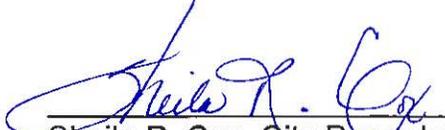
WHEREAS, it is in the public interest to award this contract by July 1, 2009, and direct appointment of i.e. Engineering, Inc. will provide substantial public benefit by allowing the contract to be awarded within said time frame;

NOW THEREFORE, the City of Roseburg resolves as follows:

1. The Roseburg City Council, acting as the local contract review board, makes the above findings and based on such findings does hereby approve and authorize staff to award and enter into an engineering services contract with i.e. Engineering, Inc., in the amount of \$58,170 for construction engineering and project management services on the Vine Street Improvement Project.

2. This resolution is effective upon adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON AT ITS
REGULAR MEETING ON THE 22nd DAY OF JUNE 2009**



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-14

A RESOLUTION AMENDING RESOLUTION NO. 91-18 REGARDING WATER FEES

WHEREAS, certain Water Development Charges are to be adjusted annually based upon the March Construction Cost Index; and

WHEREAS, the City Council has determined the need to adjust existing water service fees to more appropriately cover the cost of time and materials required to provide such services;

IT IS HEREBY RESOLVED by the City Council of the City of Roseburg, that Resolution No. 91-18 adopted by the City Council on June 24, 1991, is amended as follows:

Section 1: Effective July 1, 2009, all service connections, except one- and two-family residential combined domestic/fire shall pay the following water system development charge:

<u>Meter Size</u>		
5/8" x 3/4"*	1,800.00	<u>1,890.00</u>
3/4" x 3/4"*	2,700.00	<u>2,835.00</u>
1"*	4,500.00	<u>4,725.00</u>
1-1/2"*	9,000.00	<u>9,450.00</u>

Section 2: Effective July 1, 2009, all service connections for one- and two-family residential combined domestic/fire service shall pay the following water system development charge:

<u>Meter Size</u>		
5/8" x 3/4"*	1,800.00	<u>1,890.00</u>
3/4" x 3/4"*	1,800.00	<u>1,890.00</u>
1"*	1,800.00	<u>1,890.00</u>

Section 3: Effective July 1, 2009, water service usage fees shall be as follows:

Monthly Water Services Rates including Temporary Service (*may be billed bi-monthly*):

Meter Water Service Rates:

Commodity Charge: per 100 cubic feet	1.35	<u>1.39</u>
Monthly demand or open account charge:		
Meter Size – 5/8" x 3/4"*	8.49	<u>8.75</u>
Meter Size – 3/4" x 3/4"*	12.77	<u>13.15</u>
Meter Size – 1"*	21.30	<u>21.94</u>
Meter Size – 1-1/2"*	32.95	<u>33.94</u>
Meter Size – 2"*	46.90	<u>48.31</u>
Meter Size – 3"*	72.57	<u>74.75</u>
Meter Size – 4"*	96.33	<u>99.22</u>
Meter Size – 6"*	181.25	<u>186.69</u>

Meter Size – 8"	271.25	<u>279.39</u>
Meter Size – 10"	363.77	<u>374.68</u>
* Or multiples of same capacity.		
In addition to Monthly demand or open account charge:		
Second level customers shall pay per month:	2.96	<u>3.05</u>
Third level customers shall pay per month	5.92	<u>6.10</u>
Fourth level customers shall pay per month	8.88	<u>9.15</u>

Fire Protection Service:

Monthly standby charges for automatic fire service:		
Size of Service – 1-1/2" or smaller connection to main	7.42	<u>7.64</u>
Size of Service – 2" connection to main	8.98	<u>9.25</u>
Size of Service – 3" connection to main	16.85	<u>17.36</u>
Size of Service – 4" connection to main	22.46	<u>23.13</u>
Size of Service – 6" connection to main	44.94	<u>46.29</u>
Size of Service – 8" connection to main	67.41	<u>69.43</u>
Size of Service – 10" connection to main	89.88	<u>92.58</u>
Size of Service - 12" connection to main	112.24	<u>115.61</u>

Public Agency Fire Hydrant Use

Bulk Water (per 100 cubic foot)	1.35	<u>1.39</u>
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Hydrant Meter and Double Check Assembly

Bulk rate (per 100 cubic feet)	1.35	<u>1.39</u>
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Central Dispensing Station

Bulk rate (per 100 cubic feet)	1.35	<u>1.39</u>
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Section 4: Effective July 1, 2010, water service usage fees shall be as follows:

Monthly Water Services Rates including Temporary Service (may be billed bi-monthly):

Meter Water Service Rates:

Commodity Charge: per 100 cubic feet	1.39	<u>1.43</u>
Monthly demand or open account charge:		
Meter Size – 5/8" x 3/4"*	8.75	<u>9.01</u>
Meter Size – 3/4" x 3/4"*	13.15	<u>13.55</u>
Meter Size – 1"*	21.94	<u>22.60</u>
Meter Size – 1-1/2"*	33.94	<u>34.96</u>
Meter Size – 2"*	48.31	<u>49.76</u>
Meter Size – 3"*	74.75	<u>76.99</u>
Meter Size – 4"*	99.22	<u>102.20</u>
Meter Size – 6"*	186.69	<u>192.29</u>
Meter Size – 8"	279.39	<u>287.77</u>
Meter Size – 10"	374.68	<u>385.92</u>

* Or multiples of same capacity.

In addition to Monthly demand or open account charge:

Second level customers shall pay per month:	3.05	<u>3.14</u>
Third level customers shall pay per month	6.10	<u>6.28</u>

Fourth level customers shall pay per month..... 9.15 9.42

Fire Protection Service:

Monthly standby charges for automatic fire service:

Size of Service – 1-1/2" or smaller connection to main	7.64	<u>7.87</u>
Size of Service – 2" connection to main	9.25	<u>9.53</u>
Size of Service – 3" connection to main	17.36	<u>17.88</u>
Size of Service – 4" connection to main	23.13	<u>23.82</u>
Size of Service – 6" connection to main	46.29	<u>47.68</u>
Size of Service – 8" connection to main	69.43	<u>71.51</u>
Size of Service – 10" connection to main	92.58	<u>95.36</u>
Size of Service - 12" connection to main.....	115.61	<u>119.08</u>

Public Agency Fire Hydrant Use

Bulk Water (per 100 cubic foot)..... 1.39 1.43

Hydrant Meter and Double Check Assembly

Bulk rate (*per 100 cubic feet*)

1.39 1.43

Central Dispensing Station

Bulk rate (per 100 cubic feet)

1.39 1.43

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 22nd DAY OF JUNE 2009.**



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-15

A RESOLUTION AMENDING RESOLUTION NO. 92-13 REGARDING FEES

WHEREAS, Fire Department fees are to be adjusted annually based upon the December to December Salem-Portland CPI-U (rounded to the nearest dollar). That adjustment is 3.3% for December 2007 through December 2008; and

WHEREAS, certain airport fees are to be adjusted annually based upon the December to December Salem-Portland CPI-U with a maximum of 3%; and

WHEREAS, certain Systems Development Charges are to be adjusted annually based upon the March Construction Cost Index; and

WHEREAS, the City Council has determined the need to add new fees and adjust existing fees to more appropriately cover the cost of time, materials and services;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Roseburg, that Resolution No. 92-13 adopted by the City Council on August 24, 1992, is amended as follows:

Section 1: Effective July 1, 2009, the below-listed fees shall be adjusted as follows:

FIRE DEPARTMENT

False Alarm Response Fee to be assessed for the third through sixth

false alarm for the same location within any calendar year~~266.00~~ 275.00
subsequent alarms will be cited into Municipal Court

False Alarm Appeal Fee~~404.00~~ 107.00

Inspections

Illegal Occupancy~~292.00~~ 302.00
Exceeding maximum occupant load~~133.00~~ 137.00
"A" Occupancy Inspections (after hours)~~80.00~~ 83.00

Business Inspections

Unmitigated violations - Subsequent re-inspections

1st re-inspection visit~~134.00~~ 138.40 per facility plus ~~27.00~~ 28.00 per violation class
2nd re-inspection visit~~239.00~~ 247.00 per facility plus ~~27.00~~ 28.00 per violation class
3rd & subsequent re-inspection visits ~~452.00~~ 467.00 per facility plus ~~27.00~~ 28.00 per violation class

Permits

Blasting~~133.00~~ 137.00

Burn permits

Residential~~58.00~~ 60.00
Commercial~~292.00~~ 302.00
Exempt From Seasonal Restriction~~80.00~~ 83.00

Fire works including retail sales inspection		
Booth.....	107.00	<u>111.00</u>
Tent.....	133.00	<u>137.00</u>
Display.....	266.00	<u>275.00</u>
Storage Tanks		
Installation.....	133.00	<u>137.00</u>
Removal.....	80.00	<u>83.00</u>

On-Site Inspections

Underground piping		
Flushing.....	80.00	<u>83.00</u>
Hydrostatic test.....	80.00	<u>83.00</u>

Aboveground Piping

Modifications/Remodels.....	80.00	<u>83.00</u>
Sprinkler System Pre-Cover (\$50.00 minimum).....	80.00	<u>83.00</u>
Hydrostatic Test.....	80.00	<u>83.00</u>
Pneumatic Test.....	80.00	<u>83.00</u>
Dry Piping Trip Test.....	80.00	<u>83.00</u>
Standpipes.....	80.00	<u>83.00</u>

Fire Alarm Systems.....	80.00/hr	<u>83.00/hr</u>
Missed Appointment Fee.....	80.00	<u>83.00</u>
Smoke Removal Systems.....	80.00	<u>83.00</u>
Final Inspection (\$100.00 minimum).....	80.00/hr	<u>83.00/hr</u>
New Hydrant Installation Inspection and flushing per Hydrant.....	133.00	<u>137.00</u>

Additional Inspections

Clean Agent System (site inspection/room integrity flow & alarm test)....	133.00	<u>137.00</u>
Commercial Cooking Hoods (site inspection / trip test).....	107.00	<u>111.00</u>
Special Events –(per vendor, per year).....	50.00	<u>52.00</u>
- Includes as examples: Graffiti, Art Festival, Music on the Half Shell		
Special Requested Inspection (typically business insurances purposes.....)	100.00	<u>103.00</u>
Spray Booths (plan review/site inspection/trip test).....	133.00	<u>137.00</u>
Temporary Membrane Structures, Tents and Canopies.....	80.00	<u>83.00</u>

Plan Review

Including Deferred Submittals (\$50.00 minimum if less than an hour) ~~80.00/hr~~ 83.00/hr

Mechanical Inspection

Fire Smoke Damper (per damper)..... 47.00 18.00

Site Review/Consultation

First hour free - Each additional hour per project ~~80.00/hr~~ 83.00/hr

Emergency Rescue/Fire Responses on Transportation Routes (Non-City Residents)

One hour minimum;.....	266.00	<u>275.00</u>
Use of Extrication Equipment.....	212.00	<u>219.00</u>

Hazardous Materials

One hour minimum - Non-State Team Response 266.00 275.00

Opticom Traffic Control Device - non City owned vehicles		
Annual permit per agency.....	1,595.00	<u>1648.00</u>

AIRPORT

Airport Monthly Rent/Lease Rates:
(Government Operations exempted)

Commercial "Lear".....	618.00	<u>637.00</u>
Corporate Hangar Space (annually per square foot).....	0.21	<u>0.23</u>
Storage Units B, G and H.....	62.00	<u>64.00</u>
T-Hangar single (south end).....	191.00	<u>197.00</u>
T-Hangar twin (south end).....	350.00	<u>360.00</u>
Temporary – single.....	185.00	<u>197.00</u>
Temporary – twin.....	340.00	<u>360.00</u>
Tie-Downs single (per space).....	31.00	<u>32.00</u>
Tie-Downs twin (per space).....	52.00	<u>54.00</u>

STORM DRAINAGE SYSTEM DEVELOPMENT CHARGES

For a single family unit.....	825.00	<u>866.25</u>
For all other development per square foot of impervious surface.....	0.2744	<u>.2881</u>
Minimum.....	825.00	<u>866.25</u>

TRANSPORTATION SYSTEM DEVELOPMENT CHARGES – 5% Increase

Methodology Resolution #2004-35 - Per Trip-End	253.00	<u>265.65</u>
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PARKS AND RECREATION

Pavilion/Gazebo/Patio Use:

½ Stewart Park Pavilion	60.00	<u>75.00</u>
Entire Stewart Park Pavilion	120.00	<u>150.00</u>
Stewart Park Small Pavilion	40.00	<u>50.00</u>
Gaddis Park Pavilion	60.00	<u>75.00</u>
Sunshine Park – North Pavilion	60.00	<u>75.00</u>
Sunshine Park – South Pavilion	60.00	<u>75.00</u>
Willis and North Stewart Park Gazebo	20.00	<u>25.00</u>

Special Event: (Assessed per event per day for any Park or Park area within the Park System)

	100.00	<u>125.00</u>
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STEWART PARK GOLF COURSE

Golf Course – Cart Usage:

Cart Lease:		
Annual Per Single	550.00	<u>600.00</u>
Annual Per Couple	650.00	<u>700.00</u>

Cart Path:		
Per Round.....	5.00	<u>5.25</u>
Annual (DO NOT PRORATE).....	90.00	<u>94.50</u>
Cart Rental:		
9 Holes.....	12.00	<u>13.25</u>
18 holes	20.00	<u>23.00</u>
Cart Storage (1/2 AFTER JULY 1; OTHERWISE DO NOT PRORATE)		
Electric	293.00	<u>315.00</u>
Gas	220.00	<u>250.00</u>

Golf Course – Greens Fees:

Daily:		
9 Holes (<i>weekdays</i>).....	12.75	<u>13.50</u>
18 Holes (<i>weekdays</i>).....	21.25	<u>22.50</u>
9 Holes (<i>weekends and holidays</i>)	15.25	<u>16.25</u>
18 Holes (<i>weekends and holidays</i>)	24.25	<u>25.75</u>
9 Holes – Juniors (<i>ages 8 to 18</i>)	7.25	<u>7.75</u>
(<i>1 to 4 pm weekdays/noon-closing weekends</i>)		
9 Holes – Seniors (<i>weekdays only</i>).....	11.50	<u>12.25</u>
18 Holes - Seniors (<i>weekdays only</i>).....	19.25	<u>20.50</u>

Monthly:		
Family	175.00	<u>194.25</u>
Juniors (<i>ages 8 to 18 with golf training</i>).....	35.00	<u>37.50</u>
(<i>1 to 4 pm weekdays/noon-closing weekends</i>)		
Seniors (<i>weekdays only</i>)	65.00	<u>70.00</u>
Single	100.00	<u>111.00</u>

Summer Season: June 1 to August 31:		
Juniors (<i>ages 8 to 18 with golf training</i>).....	80.00	<u>86.50</u>
(<i>1 to 4 pm weekdays/noon-closing weekends</i>)		

Annual:		
Family	1090.00	<u>1210.00</u>
Seniors – Single (<i>weekdays only</i>)	495.00	<u>535.00</u>
Seniors –Family (<i>weekdays only</i>).....	700.00	<u>755.00</u>
Single	775.00	<u>860.25</u>

STORM DRAINAGE

Storm Drainage Service (<i>Monthly</i>):		
For a single family unit.....	3.35	<u>3.45</u>
For other residentially used property, per dwelling unit or per space	3.35	<u>3.45</u>
For all non-residential property receiving storm drainage service per ERU.....	3.35	<u>3.45</u>

Section 2: Effective July 1, 2010, the below-listed fees shall be adjusted as follows:

Storm Drainage Service (<i>Monthly</i>):		
For a single family unit.....	3.45	<u>3.55</u>

For other residentially used property, per dwelling unit or per space~~3.45~~ 3.55
 For all non-residential property receiving storm drainage service per ERU.~~3.45~~ 3.55

Section 3: Effective July 1, 2009, the following new fees shall be added:

Airport Rental

T-Hangar Single (daily rate)20.00
 T-Hangar Twin (daily rate).....30.00

Non-Resident Park Pavilion/Gazebo/Patio Use:

½ Stewart Park Pavilion90.00
 Entire Stewart Park Pavilion180.00
 Stewart Park Small Pavilion60.00
 Gaddis Park Pavilion90.00
 Sunshine Park – North Pavilion.....90.00
 Sunshine Park – South Pavilion90.00
 Willis and North Stewart Park Gazebo30.00

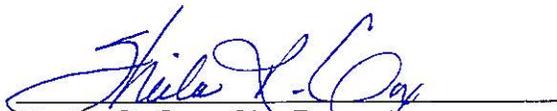
Non-Resident Special Event: (Assessed per event per day for any Park or Park area within the Park System)150.00

Parks and Recreation Programs:

Resident actual cost of time and materials
 Non-Resident actual cost of time and materials plus 25%

Section 5: Pursuant to Resolution No. 2006-11, annual adjustments to certain airport fees are tied to the Salem-Portland CPI-U, December to December and rounded to the nearest dollar with a maximum increase of 3%) and become effective July 1st of each year. This applies to: Commercial "Lear", Storage Units B, F, G H; south end Single and Twin T-Hangars; and Single and Twin Tie-Downs. This adjustment will not apply to Storage Units J and I and north end Twin and Single T-Hangars until such time as the fees charged for the south end facilities rise to the level of the existing north end rates.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON,
 AT ITS REGULAR MEETING ON THE 22nd DAY OF JUNE 2009.**


 Sheila R. Cox, City Recorder

Due to a scrivener's error, the following changes are to be included in this resolution:

Band Shell

Entire Shell	Resident \$250.00	Non-Resident \$300.00
Platform Only	Resident \$125.00	Non-Resident \$250.00

RESOLUTION NO. 2009-16

A RESOLUTION SUPPORTING A REBUILD OF I-5 EXIT 129 INTERCHANGE

WHEREAS, the City of Roseburg is to provide and encourage a safe, convenient and economic transportation system; and

WHEREAS, the planning area for the Roseburg Transportation System Plan includes the I-5 Exit 129 Interchange; and

WHEREAS, the Roseburg City Council is coordinating with Douglas County and the Oregon Department of Transportation to develop an I-5 Exit 129 Interchange Area Management Plan; and

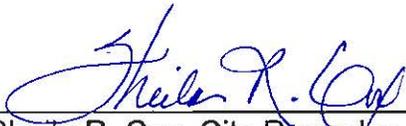
WHEREAS, the Interchange Area Management Plan (IAMP) identifies deficiencies on I-5 in the vicinity of the Exit 129 Interchange, and

WHEREAS, future growth and redevelopment is anticipated near the I-5 Exit 129 Interchange and in areas serviced by said interchange including North Roseburg, Winchester, Wilbur, Riversdale Urban Unincorporated Area, Garden Valley, Umpqua Community College and the Roseburg School District site; and

WHEREAS, an interchange rebuild at I-5 Exit 129 is consistent with the collaborative objectives of the IAMP;

NOW THEREFORE, it is hereby resolved by the City Council of the City of Roseburg, that the City of Roseburg support a rebuild of the I-5 Exit 129 Interchange.

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 22nd DAY OF JUNE, 2009.



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-17

A RESOLUTION SUPPORTING DESIGNATION OF OREGON VERTICAL HOUSING DEVELOPMENT ZONE

WHEREAS, the application for designation of a vertical housing development zone supports the City of Roseburg's Downtown Master Plan goals; and

WHEREAS, the application for the development zone will incentivize developers to revitalize downtown by encouraging mixed use construction; and

WHEREAS, the application for the development zone will increase housing opportunities which may stimulate the economy, improve safety and promote social and cultural growth; and

WHEREAS, Roseburg is a Performing Main Street Community and an application for designation of the development zone supports those efforts; and

WHEREAS, the application for the development zone supports the efforts of the 2008-2009 Resource Assistance for Rural Environments (RARE) program; and

WHEREAS, the application for the development zone creates the conditions for a broader tax base in the future;

NOW, THEREFORE, it is hereby resolved by the City Council of the City of Roseburg, that the City of Roseburg approve application for designation of an Oregon Vertical Housing Development Zone in the Downtown Historic District.

APPROVED BY THE CITY COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 22ND DAY OF JUNE 2009.


Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-18

A RESOLUTION AUTHORIZING A LOAN FROM THE WATER SERVICE FUND TO THE GOLF FUND

WHEREAS, the Public Works Department has developed a financing plan to pay for twelve new golf carts for the Stewart Park Golf Course (Golf Course); and

WHEREAS, the Golf Course is an enterprise fund and has limited funds available for capital improvements on an annual basis; and

WHEREAS, the existing golf carts are in poor condition and unreliable; and

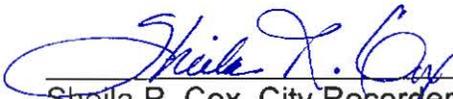
WHEREAS, ORS 294.460(1) allows the City to "loan money from any fund to any other fund of the municipal corporation whenever the loan is authorized by official resolution or ordinance of the governing body..."; and

WHEREAS, it would be in the public interest to purchase new carts now rather than purchase the carts at a later date;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Roseburg, Oregon, that the Finance Director, pursuant to ORS 294.460(1), is authorized and directed to transfer \$48,000 from the Water Service Fund to the Golf Fund and that the Golf Fund, shall pay interest to the Water Service Fund at a rate of 2.25%. The loan shall be repaid, at a minimum, within five (5) subsequent fiscal years per the following schedule:

<u>Date</u>	<u>Payment</u>	<u>Interest</u>	<u>Principal</u>
6/01/10	\$10,095.00	\$900.00	\$ 9,195.00
6/01/11	\$10,253.00	\$873.00	\$ 9,380.00
6/01/12	\$10,253.00	\$662.00	\$ 9,591.00
6/01/13	\$10,253.00	\$446.00	\$ 9,807.00
6/01/14	\$10,253.00	\$226.00	\$10,027.00

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 13th DAY OF JULY, 2009.



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-19

**A RESOLUTION RESCINDING RESOLUTION 2008-13 AND AMENDING
TRANSPORTATION SYSTEMS DEVELOPMENT CHARGE METHODOLOGY**

WHEREAS, on May 10, 2004, the Roseburg City Council adopted Ordinance No. 3155 which authorized implementation of a Transportation Systems Development Charge to equitably spread the cost of essential transportation system improvements to new development; and

WHEREAS, on October 25, 2004, the Roseburg City Council adopted Resolution 2004-35 adopting the "Transportation System, System Development Charge Methodology" report dated July 2004; and

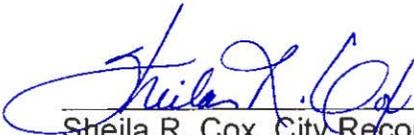
WHEREAS, on August 11, 2008, the Roseburg City Council adopted Resolution 2008-13, rescinding Resolution 2004-35 and adopting a revised "Transportation System, Transportation System Development Charge Methodology" report dated August 2008; and

WHEREAS, the Roseburg City Council wishes to temporarily reduce the Transportation System Development Charge due to current economic conditions; and

WHEREAS, the amended methodology for computation of this charge has been prepared and recommended for approval by the City's Public Works Commission;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Roseburg, Oregon, that the "Transportation System, System Development Charge Methodology" report dated August 2008 is hereby replaced in its entirety by the Transportation System, System Development Charge Methodology" report which is dated July 2009, attached hereto as Exhibit "A" and hereby adopted and considered effective retroactive to March 19, 2009 upon said adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 27th DAY OF JULY, 2009.**



Sheila R. Cox, City Recorder

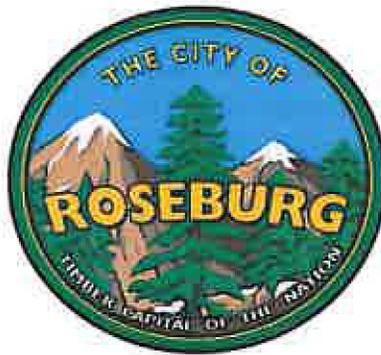
CITY OF ROSEBURG

TRANSPORTATION SYSTEM

SYSTEM DEVELOPMENT CHARGE

METHODOLOGY

July 2009



CITY OF ROSEBURG
DOUGLAS COUNTY, OREGON

PREPARED BY:

CITY OF ROSEBURG
900 SE DOUGLAS AVENUE
ROSEBURG, OR 97470

INTRODUCTION

The City of Roseburg transportation system development charge (SDC) improvement fee is for improvements to the transportation system within the City of Roseburg Urban Growth Boundary (UGB). Oregon Revised Statutes (ORS) 223.297 through 223.314 provide for an improvement fee aimed at funding costs for the capacity-increasing portion of capital improvements. Only an improvement fee is calculated (the reimbursement fee portion of the SDC is not included). The improvement fee is based on that portion of the projects in the "City of Roseburg Transportation SDC, Ten Year Transportation Plan (2004)" designated to be partially or fully funded with SDCs. Proposed projects are listed in Attachment "A".

The SDC improvement fee is based on average weekday vehicle trip ends, as defined in the most recent edition of the Trip Generation manuals and/or database from the Institute of Transportation Engineers (ITE).

SDC-FUNDED PROJECTS

There are \$20.6 million in transportation improvements identified in the "City of Roseburg Transportation SDC, Ten Year Transportation Plan". Approximately 58 percent of the costs for these improvements, or \$12.0 million, are attributed to additional capacity needed for future development. Note that these are not all of the transportation improvements planned for Roseburg during the next 10-years. Improvements listed in Attachment "A" are based on areas with the highest potential for development and or redevelopment, and focus on those parts of the transportation system most affected by growth: arterials and collectors.

Projects needed to fix existing deficiencies may also include extra capacity to accommodate growth during the 20-year planning period; this capacity-increasing portion is eligible for funding with SDC improvement fees. The entire cost of those projects not needed today, but necessary to accommodate growth-driven needs, are eligible to be funded by an SDC improvement fee.

ADDITIONAL TRIP ENDS AT YEAR 2015

An average weekday trip end is defined by the Institute of Transportation Engineers (ITE) as a "single or one-direction vehicle movement with either the origin or destination (exiting or entering) inside a study area." The SDC cost per trip end is determined by dividing the growth-related costs by the additional new trip ends associated with development. It has been forecasted that there will be 47,500 additional trip ends in the year 2015 (over the number of trips on the existing system).

IMPROVEMENT FEE

Transportation improvement projects with a capacity-increasing component to be funded are listed in Attachment "A". The improvement fee is computed by dividing the cost of capacity-related improvements (\$12,024,664) by the forecasted increase in number of trip ends during the next 10 years (47,500). The computed fee is \$253 per trip end.

This is the amount the City of Roseburg could charge per trip end. Due to current economic conditions, the City will temporarily reduce this fee by 75% to \$63.25, subject to future annual increases based on previously-adopted indexes. The reduction will apply to those who pay or have paid the fee after March 19, 2009 and prior to any future amendment by the City. If no further action is taken to update the methodology, the temporary reduction will end December 31, 2010.

CALCULATING THE SYSTEM DEVELOPMENT CHARGE

The system development charge for transportation in Roseburg will be based on trip-ends with pass-by credits. There are instances when the total number of trips generated from the site is different from the amount of traffic added to the street system by the generator. For example, retail-oriented businesses often locate adjacent to busy City streets in order to attract the motorists already on the street – that is, some of the motorists stop as they “pass-by” and these retail trips may not add new traffic to adjacent street system.

Following are the pass-by reductions for different land use descriptions:

Land Use Description	ITE Categories	Percent Reduction
Industrial	000-199	8 percent
Residential	200-299	None
Institutional	300-699	20 percent
Office	700-799	8 percent
Business and Commercial	800-999	50 percent

Data for pass-by reduction factors are taken from an analysis of traffic impact fees developed by Anthony Rufolo, Center for Urban Studies, Portland University and “Albany Transportation System Development Charge Methodology” report.

The most recent edition of the Trip Generation manual will be used as the reference for computing trip ends for a specific development. The City Engineer will make trip generation computations for non-residential development. Applicability of a particular land use category listed in the Trip Generation manual shall be as determined by the City Engineer. For land uses not listed, the City Engineer will determine the generation rate using available resources.

In certain cases, the ITE Trip Generation Manual and available data bases do not contain enough relevant data to clearly define trip generation for a proposed use. In cases where the ITE Trip Generation Manual contains less than 5 relevant case studies, the applicant may hire, at their own cost, a transportation engineer registered in Oregon to submit empirical trip data. Data must be based on a similar development, with at least one example of the same use in a city with a population between 15,000 and 50,000 in Oregon.

The transportation SDC shall be computed by multiplying the base SDC fee by the associated basis for trip generation and by the associated week day average trip end rate for the given land use. The calculated fee is then multiplied by the appropriate pass-by reduction factor. A sample

calculation for a single-family home (ITE category 210) is given in the following table (and a base fee of \$253 per trip end):

Sample SDC Calculations for Single-Family Home					
ITE Category	Basis for Trip-End Determination	Weekday Average Trip End Rate	Pass-By Reduction Factor	Base Fee for Single Trip End	SDC Improvement Fee
210	Dwelling Unit	9.57	0	\$253	\$2,421

CREDIT

Approval of credits against the system development charge may be given based on one or more of the following:

A) Redevelopment. When development occurs that is subject to a systems development charge, the systems development charge for the existing use shall be calculated and if it is less than the system development charge for the proposed use, the difference between the system development charge for the existing use and the system development charge for the proposed use shall be the system development charge for the new development. If the change in use results in the system development charge for the proposed use being less than the system development charge for the existing use, no system development charge shall be required for the new development; however, no refund shall be given.

If a system development charge has been paid on the property, full credit for the system development charge paid shall be given for ten years after the payment of the fee.

If there is not currently an existing use in progress and a system development charge has not been paid on the property within the last ten years, credit will be given for existing trip generation as follow:

- 1 Within three years of last documented use, one-hundred percent credit for the system development charge associated with that use.
- 2 Beyond three years since last documented use, credit for existing system development charge will drop fifty percent per year.
- 3 Beyond five years since last documented use, no credit will be calculated for previous use.

Credit for redevelopment as outlined above will be calculated by the City Engineer. The applicant is fully responsible for providing proof of previous uses and related timelines.

B) Qualified Public Improvement. A Qualified Public Improvement is as defined in ORS 223.304(4). A credit against the system development charge shall be given for the cost of the qualified public improvement associated with development, with the exception of improvements required as part of a subdivision being constructed by the applicant. If improvements are required under the City's current land use code in order for an applicant to subdivide property, no credit shall be granted for the cost of those improvements required to meet the City's minimum standards or the capacity requirements of the development. Credit may be granted for any

additional capacity constructed beyond the City's minimum requirements and beyond the capacity needed to serve the development.

C) Other Public Improvements. A credit of up to fifty percent may be provided against the system development charge for a capital improvement constructed as part of a development that reduces the development's demand upon existing capital improvements or the need for future capital improvements that would otherwise have to be constructed at City expense under the existing Council policies. To be eligible for this partial credit, the project shall be included in a current One or Five year Capital Improvement Plan or the Transportation System Plan. If improvements are required under the City's current land use code in order for an applicant to subdivide property, no credit shall be granted for the cost of those improvements required to meet the City's minimum standards or the capacity requirements of the development. A credit of up to fifty percent may be granted for any additional capacity constructed beyond the City's minimum requirements and beyond the capacity needed to serve the development.

In order to establish the potential credit available under sections B and C above, the applicant will be required to retain the services of an engineer registered in the State of Oregon to provide a detailed construction cost estimate to the City Engineer. The City Engineer will evaluate the cost estimate and determine credit, if any.

In no case will a refund be available to the property owner/applicant. When one of the above referenced scenarios gives rise to a credit amount greater than the systems development charge that would otherwise be levied against the project receiving development approval, the amount of the remaining credit shall be included in an agreement signed by the applicant and the Public Works Director that states the amount of the remaining credit and the effective date of the agreement. The remaining credit may be applied against transportation system development charges that accrue in subsequent phases of the original development project. Credit shall not be transferable from one development to another. Remaining credit shall expire 10 years from the date the credit is given. Credit shall not be transferable from one type of capital improvement to another.

APPLICATION FOR CREDIT

An application for credit, including related documentation and information, shall be submitted by the applicant in the manner prescribed by the City, together with any fee set by Council resolution. The applicant shall have the burden of demonstrating the eligibility for a credit. No credit shall be granted for a system development charge that has already been imposed, collected, or agreed to be paid in installments unless resulting from cancellation of an active permit, expiration of a permit without being used, or an approved change of design of an active permit. The administrative fee as set by Council resolution shall be applied to the amount of system development charge actually owed by the applicant.

The Public Works Director shall approve, conditionally approve, or deny an application in writing. Such decision shall be mailed or personally delivered to the applicant. If credit is available as the result of construction of a qualified public improvement or other public improvement, developer may be required to enter into Developers Agreement with the City outlining the required improvements made and required completion dates.

REVOCACTION OF CREDIT

A credit which has been applied to reduce system development charges may be revoked and the unpaid portion of the system development charge reimposed as a lien against the property if the associated capital improvement for which the system development charge credit has been given is not constructed or completed as required, or fails to function as designed. Such revocation shall not occur until 10 days prior written notice has been given to and an opportunity to be heard has been afforded the applicant and property owner. If the credit is revoked, the City Manager may add to the amount due the cost of the revocation proceedings.

ATTACHMENT A
CITY OF ROSEBURG
10 YEAR SDC TRANSPORTATION IMPROVEMENT PLAN

	PROJECT DESCRIPTION	TIME FRAME	DISTANCE (MILES)	PROJECT COST	SDC %	SDC COST
1	SOUTH STEWART PARKWAY					
A.	S- CURVES REALIGNMENT	1-2 yrs	0.76	\$1,252,560	65	\$814,164
B.	SOUTH UMPQUA BRIDGE	3-5 yrs	0.45	\$3,550,000	55	\$1,952,500
C.	HARVARD SIGNAL IMPROVEMENTS	3-5 yrs		\$375,000	50	\$187,500
2	VALLEY VIEW DRIVE	3-5 yrs	0.22	\$235,000	25	\$58,750
3	TROOST ST REALIGNMENT	3-5 yrs	0.63	\$950,000	80	\$760,000
4	WEST HARVARD IMPROVEMENTS	5-10 yrs	0.35	\$475,000	75	\$356,250
5	WEST HARVARD BRIDGE	5-10 yrs		\$4,500,000	50	\$2,250,000
6	TROOST/CHARTER OAKS/ W HARVARD CONNECTOR	5-10 yrs	0.71	\$1,430,000	50	\$715,000
7	ALAMEDA/CLOVERDALE IMP.	1-2 yrs	0.42	\$330,000	65	\$214,500
8	BLACK STREET EXTENSION	5-10 yrs	0.05	\$355,000	90	\$319,500
9	BROAD ST - EDENBOWER NORTH	5-10 yrs	0.62	\$490,000	50	\$245,000
10	DIAMOND LAKE/RIFLE RANGE SIGNAL	3-5 yrs		\$175,000	75	\$131,250
11	FULTON STREET IMPROVEMENTS	3-5 yrs	0.39	\$565,000	50	\$282,500
12	DOUGLAS AVE PHASE 1	3-5 yrs	0.87	\$920,000	60	\$552,000
13	DOUGLAS AVE PHASE 2	5-10 yrs	1.13	\$1,195,000	60	\$717,000
14	RIFLE RANGE ROAD - NORTH	5-10 yrs	1.14	\$915,000	50	\$457,500
15	RIFLE RANGE RD - DOUGLAS SOUTH	5-10 yrs		\$1,200,000	80	\$960,000
16	VINE ST - ALAMEDA NORTH					
A.	SOUTH OF CLOVER AVE	3-5 yrs	0.51	\$405,000	50	\$202,500
B.	NORTH OF CLOVER AVE	5-10 yrs	0.50	\$525,000	80	\$420,000
17	LOOKINGGLASS ROAD	5-10 yrs	0.75	\$595,000	50	\$297,500
18	MOSHER STREET SIGNALS	3-5 yrs		\$175,000	75	\$131,250
	TOTAL			\$20,612,560		\$12,024,664

RESOLUTION NO. 2009-20

A RESOLUTION SUPPORTING DESIGNATION OF "NATIONAL JOB CORPS DAY"

WHEREAS, September 23, 2009 marks the 45th anniversary of the Job Corps, a program established by the Economic Opportunity Act of 1964; and

WHEREAS, the Job Corps provides a safe living and learning environment in which youths from disadvantaged backgrounds train to become responsible, employable and productive citizens; and

WHEREAS, the Job Corps provides public-private partnerships with local communities to allow hands-on practical experience through internships and helping during the transition from student to employee; and

WHEREAS, nationally, the Job Corps has provided opportunities for nearly 3,000,000 young adults; and

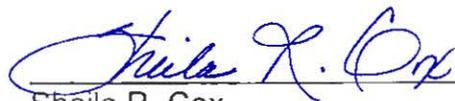
WHEREAS, locally, the Wolf Creek Job Corps Center students are actively involved in Roseburg community events such as construction of Festival of Lights displays, preparation of Legion Field for Regional and World Series events, event parking, cleaning local cemeteries and participating in charitable fundraising activities; and

WHEREAS, the Job Corps program deserves commendation for the outstanding support it provides for young people and communities;

NOW, THEREFORE, BE IT RESOLVED, that the Roseburg City Council supports the 11th Congress adoption of H. Con. Res. 163 designating September 23, 2009 as "National Job Corps Day."

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its adoption by the City Council.

APPROVED BY THE CITY COUNCIL OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 10TH DAY OF AUGUST 2009.



Sheila R. Cox
City Recorder

RESOLUTION NO. 2009-21

A RESOLUTION INITIATING A REQUEST FOR JURISDICTIONAL TRANSFER OF NE STEPHENS STREET FROM DOUGLAS COUNTY TO THE CITY OF ROSEBURG

WHEREAS, the City has executed an Urban Growth Management Agreement with Douglas County; and

WHEREAS, Douglas County remains responsible for major collectors and arterials located within the Urban Growth Area which are within the County jurisdiction unless otherwise agreed by the City and County; and

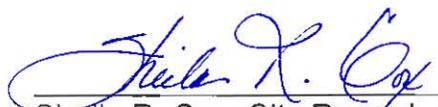
WHEREAS, the City is processing an Annexation for NE Stephens Street extending north from the current City boundary to the north side of the Kenneth Ford Drive intersection, and

WHEREAS, it is in the public interest for the City to have full and exclusive jurisdiction of the right-of-way;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City Council of the City of Roseburg Oregon, hereby requests that with Douglas County transfer jurisdictional authority of the identified portion of the NE Stephens Street right-of-way to the City of Roseburg.

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

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 24TH DAY OF AUGUST 2009.



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-22

A RESOLUTION AMENDING RESOLUTION NO. 92-13 REGARDING FEES BY ADDING FEES FOR PUBLIC SAFETY CENTER ROOM USAGE AND DOCUMENT RECORDING

IT IS HEREBY RESOLVED by the City Council of the City of Roseburg, that Resolution No. 92-13 adopted by the City Council on August 24, 1992, is amended as follows:

Section 1: Fees for usage of meetings rooms within the Public Safety Center shall be established as follows:

Non-Governmental Agencies

North Umpqua Room	\$50.00 per hour or portion thereof
South Umpqua Room.....	\$50.00 per hour or portion thereof
Salmon Room	\$50.00 per hour or portion thereof
Umpqua Room.....	\$100.00 per hour or portion thereof
Refundable Security Deposit.....	\$250.00

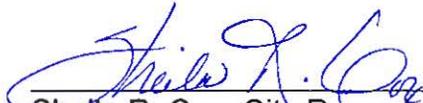
Governmental Agencies

All Rooms.....	no charge – first 4 hours
All Rooms.....	\$100.00 per day if over 4 hours

Section 2. Fees for document recording shall be charged at the actual cost of recording by the Douglas County Clerk's Office.

Section 3: This Resolution shall become effective immediately upon approval by the City Council.

APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS REGULAR MEETING ON THE 12TH DAY OF OCTOBER 2009.


Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-23

**A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET
FOR FISCAL YEAR 2009-10**

WHEREAS, the City of Roseburg, Oregon adopted a budget and appropriated funds for fiscal year 2009-10 by Resolution 2009-11; and

WHEREAS, unanticipated revenues and expenditures are expected to exceed the original adopted budget and budgetary changes are necessary to provide increased appropriation levels to expend the unforeseen revenues; and

WHEREAS, ORS 294.480 provides that a city may amend the current year adopted budget through the supplemental budget process; and

WHEREAS, publication requirements have been met as outlined by ORS 294.480(3) for the supplemental budget that include amending funds that differ by 10 percent or less in the regular budget for that fiscal year;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Council of the City of Roseburg, Oregon, that the budget for the fiscal year beginning July 1, 2009 and ending June 30, 2010 is amended to include increases in revenues and appropriations within the Equipment Replacement Fund:

	<u>Current Appropriations</u>	<u>Change in Appropriations</u>	<u>Amended Appropriations</u>
Beginning balance	<u>\$ 312,489</u>	<u>\$ 80,000</u>	<u>\$ 392,489</u>
Total Resources	<u>\$ 312,489</u>	<u>\$ 80,000</u>	<u>\$ 392,489</u>
Capital Outlay	<u>\$ 605,000</u>	<u>\$ 80,000</u>	<u>\$ 685,000</u>
Total Requirements	<u>\$ 605,000</u>	<u>\$ 80,000</u>	<u>\$ 685,000</u>

The increased appropriations are necessary to provide adequate spending authority for the purchase of police patrol vehicles.

This resolution shall become effective upon adoption by the City of Roseburg.

ADOPTED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 12TH DAY OF OCTOBER, 2009.



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 24
A RESOLUTION RESCINDING RESOLUTION NO. 2009-10 ADOPTING A POLICY
REGARDING ATTENDANCE AT EXECUTIVE SESSIONS
OF THE ROSEBURG CITY COUNCIL

WHEREAS, on April 27, 2009, the Roseburg City Council adopted Resolution No. 2009-10 establishing the "City of Roseburg Executive Session Attendance Policy"; and

WHEREAS, shortly thereafter, a statewide task force representing the League of Oregon Cities, the Oregon Newspaper Publishers Association, the City of Lake Oswego, Oregon Association of Broadcasters and Open Oregon: A Freedom of Information Coalition, was formed to help Oregon cities, counties and other public bodies draft a "model policy" regarding access to executive sessions of local governing bodies and their advisory boards; and

WHEREAS, the work of the statewide task force has been completed and a model policy has been developed that appears to allow both local government and media to pursue their legitimate duties without undue interference; and

WHEREAS, the Roseburg City Council feels it is in the best interest of the City to rescind the policy adopted by Resolution 2009-10 and adopt the model policy developed by the statewide task force;

NOW THEREFORE, IT IS HEREBY RESOLVED by the Roseburg City Council, as follows:

Section 1. Resolution No. 2009-10 adopting a policy regarding attendance at executive sessions of the Roseburg City Council, as adopted on April 27, 2009 is hereby rescinded and said policy shall be replaced with the model policy developed by the state wide task force as referenced above, via the adoption of a new resolution of the Council.

ADOPTED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THIS 9TH DAY OF NOVEMBER, 2009.



Sheila R. Cox, City Recorder

RESOLUTION NO. 2009- 25
A RESOLUTION ADOPTING THE CITY OF ROSEBURG EXECUTIVE
SESSION NEWS MEDIA ATTENDANCE POLICY

WHEREAS, Oregon public meetings law provides that representatives of the news media shall be allowed to attend certain executive sessions of public bodies, but may be required to not disclose specified information [ORS 192.660(4)]; and

WHEREAS, because at the time state law relating to media attendance at executive sessions was adopted, "news media" consisted of entities that were institutionalized and structured to support compliance with the requirements of ORS 192.660(4), the law includes no express mechanism for enforcing those requirements; and

WHEREAS, technological advances since the time the public meetings law was initially adopted have resulted in development of communication mechanisms allowing virtually any individual or entity to disseminate information widely; and

WHEREAS, the City Council of the City of Roseburg finds that in the absence of a statutory definition of "news media" as that term is used in ORS 192.660(4), it is necessary to adopt a policy that implements the intent of the public meetings law relating to executive session attendance without precluding attendance by Internet-based or other "non-traditional" information disseminators that are institutionalized and committed to compliance with ORS 192.660(4);

WHEREAS, the City of Roseburg recognizes that this policy is solely for the purpose of determining eligibility to attend executive sessions, which requires non-disclosure of specified information from executive sessions, and is not intended to otherwise define "news media" or to determine eligibility to report on City of Roseburg activities or to limit access to other City of Roseburg meetings by any person;

NOW THEREFORE, IT IS HEREBY RESOLVED by the Roseburg City Council, the City of Roseburg Executive Session News Media Attendance Policy is hereby adopted to read as follows:

ROSEBURG CITY COUNCIL
EXECUTIVE SESSION NEWS MEDIA ATTENDANCE POLICY

SECTION 1. Currently Recognized News Media Organizations. The following entities are hereby recognized as news media organizations eligible to attend executive sessions because they have an established history of meeting the requirements of this policy: *The News-Review of Roseburg; The Roseburg Beacon; The Register Guard of Eugene; The Oregonian of Portland; KPIC TV of Roseburg; KEZI TV of Roseburg; KMTR TV of Roseburg; KOBI TV of Medford; and KQEN Radio, KRSB Radio, KKMIX Radio, KSKR-AM Radio and KSKR-FM Radio, all divisions of Brooke Communications*

of Roseburg. No other entity shall be permitted to attend an executive session unless it is recognized through the process described in Section 2 below.

SECTION 2. Recognition of Other News Media Organizations.

A. The following entities are recognized as news media organizations eligible to attend executive sessions:

1. A general or associate member newspaper of the Oregon Newspaper Publishers Association, a broadcast member of the Oregon Association of Broadcasters or a member of the Associated Press; or

2. A news paper that the City of Roseburg uses for publication of public notices and that meets the requirements of ORS 193.020; or

3. An entity recognized by the City of Roseburg as being a news source that:

3.1 is organized and operated to regularly and continuously publish, broadcast, transmit via the Internet or otherwise disseminate news to the public, and that regularly reports on activities of the City of Roseburg or matters of the nature under consideration by the City Council; and

3.2 is determined by the City of Roseburg to be a business entity that is institutionalized,¹ committed to, and structured to support, the terms of ORS 192.660(4)². In making this determination, the City Council may consider and weigh any factors that it deems to be relevant, including, without limitation, the existence of any of the following factors:

3.2.1 the entity has multiple personnel with definite roles within its organizational structure;

3.2.2 the names of news-reporting personnel, and responsible entity management personnel, together with addresses and contact telephone numbers, are readily available;

3.2.3 the entity has an available process for correcting errors, including violations of executive session statutes, by a person with authority to take corrective measures.

¹ For the purposes of this policy, "institutionalized" means long-established or well-established.

² ORS 192.660(4). Representatives of the news media shall be allowed to attend executive sessions other than those held under subsection (2)(d) of this section relating to labor negotiations or executive sessions held pursuant to ORS 332.061(2), but the governing body may require that specified information be undisclosed.

B. It shall be the entity's burden to persuade the City Council by substantial evidence that it should be recognized as a news media organization meeting the criteria in Section 2(A) of this policy. Such evidence must be submitted 30 calendar days in advance of the first executive session that the entity desires to attend. The City Council shall make a determination within 14 calendar days of receiving the evidence submitted by the entity. The City Council may elect to forgo this procedure in cases where the City Council, in its own discretion, determines that it can immediately recognize that an entity qualifies under this policy or in cases where the City Council, in its sole discretion, determines that other good cause exists for making an expedited determination. A determination that the entity is not recognized shall be based upon written findings addressing the criteria in Section 2(A) of this policy.

SECTION 3. Attendance at Executive Sessions. Representative of news media organizations recognized pursuant to Sections 1 and 2 of this policy shall be allowed to attend executive sessions, except as described in ORS 192.660(4) and 192.660(5) and further set forth in this Section, pursuant to the following process:

A. The representative must provide substantial evidence persuading the City Council, that he or she is a news reporter for the recognized news media organization. In making its determination whether to recognize the person as a representative of the news media organization, the City Council shall require:

1. A press badge or identification issued by the recognized news media organization, plus proof of identity (such as a driver's license);

2. A recently published news article in the recognized news media organization's publication or broadcast, with the person's byline, or a masthead showing the person's name as a member of the news gathering staff of the news media organization, plus proof of identity; or

3. A letter on letterhead from an editor of the recognized news media organization in which the editor states that the reporter is covering the meeting for the news media organization, plus proof of identity.

B. At its own discretion, the City Council may allow representatives of recognized news media organizations to attend executive sessions involving deliberations with persons designated to carry on labor negotiations [ORS 192.660(4)]. If the executive session is being held for the purpose of conferring with counsel about current litigation or litigation likely to be filed, the City Council shall exclude any member of the news media from attending if the member is a party to the litigation to be discussed or is an employee, agent or contractor of a news media organization that is a party to the litigations [ORS 192.660(5)].

C. The City Council may require that a request to attend an executive session be made in writing on the form attached hereto as Exhibit "A". The form shall

require disclosure of the person's name, and the entity for which he or she is a news reporter, and shall require submission of evidence described in Section 3(A) (1), (2) or (3) of this policy. The form shall also include a signature line whereby the person certifies that they are gathering news for a recognized news media organization, that the information given is true and that they agree to comply with ORS 192.660(4).

D. The City Council may consider any relevant evidence provided or gathered in making its decision as to whether a person shall be recognized as a representative of a recognized news media organization.

SECTION 4. Recording Devices Prohibited. Cameras, tape recorders and other recording devices shall be not used in executive sessions, except for the official executive session tapes made by City staff.

SECTION 5. Exclusion Based on a Direct Personal Interest. A representative of a news media organization that has a direct personal interest in the subject of the executive session that would frustrate the purpose of the executive session may be barred from attending.

SECTION 6. Application to City Commissions. This policy shall apply to the City Council and all City commissions.

ADOPTED BY THE ROSEBURG CITY COUNCIL AT ITS REGULAR MEETING
ON THIS 9TH DAY OF NOVEMBER, 2009.



SHEILA R. COX, CITY RECORDER

EXHIBIT "A" OF RESOLUTION NO. 2009-_____
NEW MEDIA REQUEST TO ATTEND EXECUTIVE SESSIONS
OF THE ROSEBURG CITY COUNCIL

NAME: _____

NEWS MEDIA ORGANIZATION: _____

DATE: _____

Pursuant to the provisions of ORS 192.660(4), which allows representatives of the "news media" to attend executive sessions of public bodies, and in compliance with City of Roseburg Resolution No. 2009-25, I am hereby requesting to attend executive sessions of the Roseburg City Council as a representative of the above-listed news media organization.

1. In connection with my request, I hereby certify that I am a representative of the news media identified above engaged in the act of gathering news for said organization.

2. Along with this request, I am providing proof of my identity (such as a driver's license) and one of the following, as required by Section 3 (A) of City of Roseburg Resolution No. 2009-25:

- A press badge or identification issued by the news media organization identified above;
- A recently published news article in the above identified news media organization's publication or broadcast, with my byline, or a masthead showing my name as a member of the news gathering staff of the news media organization; or
- A letter on letterhead from the editor of the above identified news media organization in which the editor states that I am covering the meeting for the news media organization.

3. I hereby certify that the information I am submitting is true and I agree to comply with ORS 192.660(4).

Applicant's Signature: _____ **Date:** _____

Printed Name: _____

.....
Approved: _____ **Denied:** _____ **by the Roseburg City Council on**
this ____ **day of** ____ **. ATTEST:** _____

Sheila R. Cox, City Recorder

EXHIBIT "A" OF RESOLUTION NO. 2009-_____
25

RESOLUTION NO. 2009- 26

A RESOLUTION SUPPORTING TWO CONNECTOREGON GRANT APPLICATIONS FOR A RUNWAY EXTENSION AND TAXIWAY RELOCATION AT ROSEBURG REGIONAL AIRPORT

WHEREAS, the City of Roseburg owns and operates the Roseburg Regional Airport, which offers a range of general aviation services including charter, business, rental, freight, hobby, and training flights; and

WHEREAS, the current length of the runway limits fueling capacities and precludes long-distance flights out of the Roseburg area; and

WHEREAS, the Roseburg area depends on efficient and modern air travel to stay competitive with other rural communities that are diversifying their economies; and

WHEREAS, the *ConnectOregon* Program is a lottery bond-based initiative providing \$100 million to improve Oregon's transportation system through multimodal investments; and

WHEREAS, extending the runway and relocating the taxiway at Roseburg Regional Airport qualify for grant monies under the *ConnectOregon* Program; and

WHEREAS, benefits from improving the runway and taxiway are documented with letters of support from numerous community stakeholders; and

WHEREAS, the runway and taxiway improvements and associated environmental analysis and property easements can be completed within six months of a grant reward;

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Roseburg, that the City of Roseburg support two *ConnectOregon* grant applications for a runway extension and taxiway relocation at Roseburg Regional Airport.

ADOPTED BY THE ROSEBURG CITY COUNCIL ON THIS 9TH DAY OF NOVEMBER, 2009.


SHEILA R. COX, CITY RECORDER

RESOLUTION NO. 2009-27

**A RESOLUTION ADOPTING A SUPPLEMENTAL BUDGET
FOR FISCAL YEAR 2009-10**

WHEREAS, the City of Roseburg, Oregon adopted a budget and appropriated funds for fiscal year 2009-10 by Resolution 2009-11; and

WHEREAS, unanticipated revenues and expenditures are expected to exceed the original adopted budget and budgetary changes are necessary to provide increased appropriation levels to expend the unforeseen revenues; and

WHEREAS, ORS 294.480 provides that a city may amend the current year adopted budget through the supplemental budget process; and

WHEREAS, publication requirements have been met as outlined by ORS 294.480 for the supplemental budget that include amending any funds that differ by 10 percent or more in the regular budget for that fiscal year; and

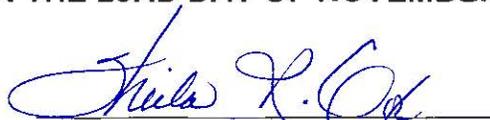
NOW, THEREFORE, IT IS HEREBY RESOLVED by the Council of the City of Roseburg, Oregon, that the budget for the fiscal year beginning July 1, 2009 and ending June 30, 2010 is amended to include increases in revenues and appropriations within the Transportation Fund:

	<u>Current Appropriations</u>	<u>Change in Appropriations</u>	<u>Amended Appropriations</u>
Federal Grants	<u>\$ 360,000</u>	<u>\$ 455,000</u>	<u>\$ 815,000</u>
Total Resources	<u>\$ 360,000</u>	<u>\$ 455,000</u>	<u>\$ 815,000</u>
Capital Outlay	<u>\$1,405,000</u>	<u>\$ 455,000</u>	<u>\$ 1,860,000</u>
Total Requirements	<u>\$1,405,000</u>	<u>\$ 455,000</u>	<u>\$ 1,860,000</u>

The increased appropriations are necessary to provide adequate spending authority for the Garden Valley grind/overlay project.

This resolution shall become effective upon adoption by the City of Roseburg.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 23RD DAY OF NOVEMBER, 2009.**


Sheila R. Cox, City Recorder

RESOLUTION NO. 2009-28

**A RESOLUTION INITIATING A REQUEST FOR JURISDICTONAL TRANSFER OF
NE STEPHENS STREET, NEWTON CREEK, VINE STREET AND LOOKINGGLASS
FROM THE DOUGLAS COUNTY TO THE CITY OF ROSEBURG**

WHEREAS, the City has executed an Urban Growth Management Agreement with Douglas County; and

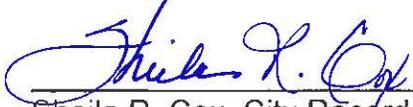
WHEREAS, Douglas County retains responsible for major collectors and arterials located within the Urban Growth Area which are within the County jurisdiction unless otherwise agreed by the City and County; and

WHEREAS, the City has processed Annexation for NE Stephens Street extending north from the current City boundary at Kenneth Ford Drive, Newton Creek from the current City boundary east of NE Stephens Street to the easterly most extent of the City boundary, NE Vine Street extending between Meadow Avenue and Newton Creek and W Lookingglass south of W Rosemary Avenue, and

WHEREAS, it is in the public interest for the City to have full and exclusive jurisdiction of the right-of-way;

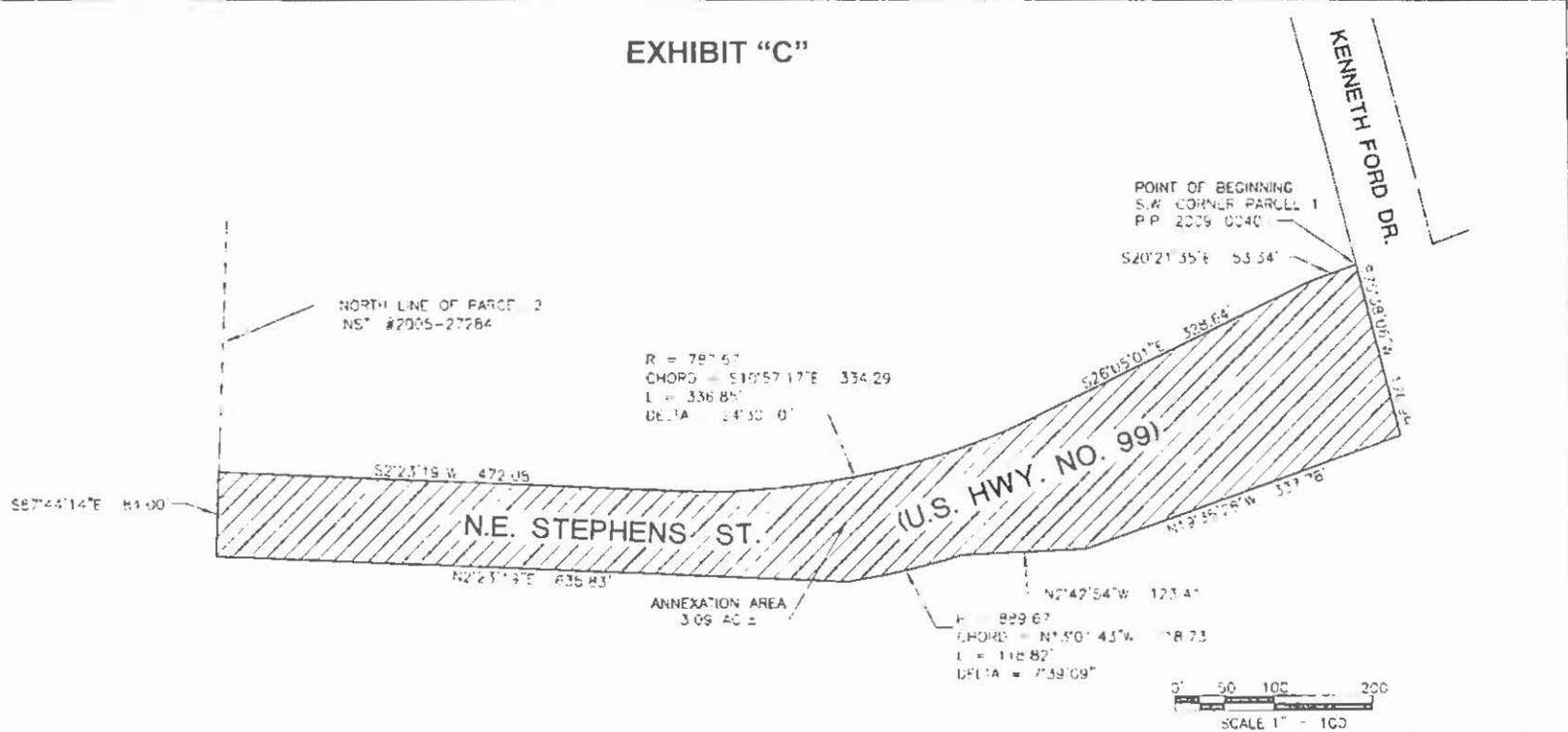
NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Roseburg Oregon, to initiate a request with Douglas County requesting transfer of jurisdictional responsible of the identified portion of right-of-way as shown on the attached Exhibits "A", "B", "C", "D".

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON, AT ITS
REGULAR MEETING ON THE 14TH DAY OF DECEMBER 2009.**



Sheila R. Cox, City Recorder

EXHIBIT "C"



ORDINANCE NO. _____

**PROPOSED ANNEXATION TO
CITY OF ROSEBURG, OREGON**

Lying in the Southeast Quarter of Section 36, Township 26
South, Range 6 West, W.M., Douglas County, Oregon

SURVEYED FOR: CITY OF ROSEBURG 900 S.E. DOUGLAS AVE ROSEBURG, OR. 97470	SURVEYED BY:  i.e. ENGINEERING 809 G. Fine Street Roseburg, Oregon 97470 PHONE (541) 673-0166 FAX (541) 440-9392 info@ie-engineering.com
JOB NO. 149-161	DWG. BY: DAF
SCALE AS NOTED DATE SEPT. 2009	PLW: SNL

PAGE 1 OF 1

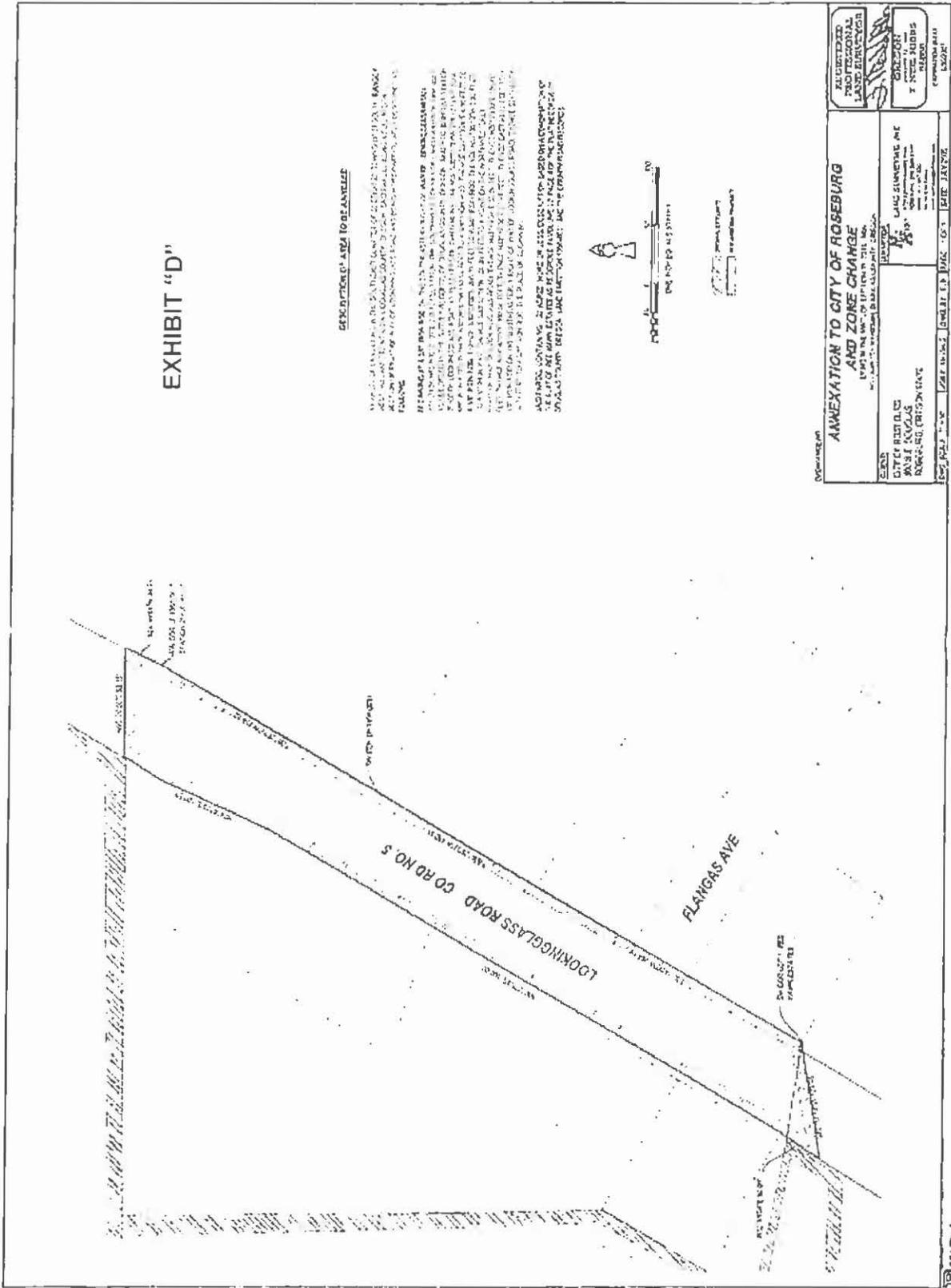


EXHIBIT "D"

GENERAL NOTES TO BE OBSERVED:

1. ALL DIMENSIONS ARE IN FEET AND DECIMALS THEREOF UNLESS OTHERWISE SPECIFIED.

2. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD UNLESS OTHERWISE SPECIFIED.

3. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD UNLESS OTHERWISE SPECIFIED.

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9. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD UNLESS OTHERWISE SPECIFIED.

10. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD UNLESS OTHERWISE SPECIFIED.



ANNEXATION TO CITY OF ROSEBURG AND ZONE CHANGE <small>APPLICANT: [Name]</small> <small>PROJECT: [Address]</small>		APPROVED FOR PROFESSIONAL LAND SURVEYOR <small>[Signature]</small> DATE: [Date]
CITY OF ROSEBURG <small>[Address]</small> <small>[City]</small>	PLANNING DEPARTMENT <small>[Address]</small> <small>[City]</small>	APPROVED FOR CITY OF ROSEBURG <small>[Signature]</small> DATE: [Date]

RESOLUTION NO. 2009- 29

A RESOLUTION REGARDING EXEMPTION FROM COMPETITION IN PUBLIC CONTRACTING FOR THE GARDEN VALLEY STRUCTURAL OVERLAY PROJECT (BETWEEN KLINE STREET AND THE WEST CITY LIMITS)

WHEREAS, on July 6, 2009, the City contracted with Pace Engineers, Inc. for design services related to a structural overlay project on Garden Valley Boulevard, between Stewart Parkway and the west City Limits (the project); and

WHEREAS, since the project started, the City has obligated to pay Pace Engineers, Inc. \$56,711 for design and bidding services related to the project, and it is estimated that the cost for completing the construction phase engineering services including project management, observation, testing and reporting by Pace Engineers, Inc. would be \$76,600.00; and

WHEREAS, ORS 279C.110(3) states that a local contracting agency may adjust its procedures created for screening and selection of consultants and the selection of a candidate under said section and adjustments to accommodate a contracting agency's objectives may include provision for the direct appointment of a consultant if the value does not exceed a threshold amount as determined by the contracting agency; and

WHEREAS, Roseburg Municipal Code Section 3.06.035 permits the City Council to exempt a special public contract from competition on making appropriate findings; and

WHEREAS, Pace Engineer's, Inc. prior work on the project and familiarity with the project gives it specialized knowledge particular to the project and a unique capacity and capability to perform the work within tight time lines and at a cost savings associated with transferrable experience and background in past work performed; and

WHEREAS, the Council finds that the above facts will yield cost savings, enhancement in quality, performance, and other public benefit anticipated by direct appointment of Pace Engineers, Inc.; and

WHEREAS, the approval of this direct appointment would be unlikely to encourage favoritism or diminish competition for the contract, in that Pace Engineers, Inc.'s unique familiarity and readiness to perform the work would likely result in Pace Engineers, Inc. being appointed in any event; and

WHEREAS, it is in the public interest to award this contract by December 28, 2009, and direct appointment of Pace Engineers, Inc. will provide substantial public benefit by allowing the contract to be awarded within said time frame;

NOW THEREFORE, the City of Roseburg resolves as follows:

1. The Roseburg City Council, acting as the local contract review board, makes the above findings and based on such findings does hereby approve and authorize staff to award and enter into an engineering services contract with Pace Engineers, Inc., in the amount of \$76,600, for construction phase engineering services on the Garden Valley Structural Overlay project.
2. This resolution is effective upon adoption.

**APPROVED BY THE COUNCIL OF THE CITY OF ROSEBURG, OREGON AT ITS
REGULAR MEETING ON THE 28th DAY OF DECEMBER 2009**



Sheila R. Cox, City Recorder