

Council Agenda Packet

Tuesday, March 28th, 2023 | 7:00 p.m. | Council Chambers | In-Person

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Council Meeting

Tuesday, March 28th, 2023

Location: Council Chambers | In-person

AGENDA

Regular Session

7:00 p.m.

- 1) CALL TO ORDER
- 2) ROLL CALL
- 3) PLEDGE OF ALLEGIANCE
- 4) ADDITIONS OR DELETIONS TO AGENDA
- 5) MINUTES: February 28th, 2023
- 6) PUBLIC HEARINGS OR PRESENTATIONS:
 - A. Chamber of Commerce | Jenna Stutsman
 - B. Annual Consumer Confidence Report
- 7) DEPARTMENT REPORTS:
 - A. Sheriff
 - B. Public Works
 - C. Administrator
 - D. Planning
 - E. Library
 - F. Office
 - G. Council
- 8) CITIZEN COMMENTS (Non-agenda & Agenda items)
 - ★ Council asks that comments be limited to three minutes per audience member. Please state your name and address prior to commenting for the public record.
- 9) LEGISLATIVE:
 - A. **Resolution 2023.05:** Workers' Compensation
 - B. **Resolution 2023.06:** River's Edge Open Space Disbursement
 - C. **Resolution 2023.07:** Rural Opportunities | Phase II
 - D. **Ordinance 797:** Curfew

This Agenda is a specific list of the subjects to be discussed at the meeting. Should you need assistance in any way, please notify S. Scott McDowell, City Administrator, at (541) 466-5880 in advance. Thank You!



- E. **Ordinance 798:** Unfunded Mandates
- F. **Ordinance 799:** HB 3115 | *Martin v. Boise*
- G. **Proclamation:** Child Abuse & Prevention Month
- H. **Proclamation:** Firefighter Appreciation Week

10) ACTION ITEMS:

- A. Linn County Pioneer Association | Road Closure Request
- B. 5-Cities Coalition (SMAC) | Sean Tate Proposal
- C. Officials Handbook | Recommendations
- D. Appoint Legislative Advocacy & Policy Committee Members
- E. Cascade West Council of Governments | Meals on Wheels Request (*Annual*)
- F. Haworth Curb Painting Request
- G. Central Linn Recreation Association Addendum #2
- H. Napa Road Closure Request

11) DISCUSSION ITEMS:

- A. Vineyards Wind Machines Reminder
- B. OGEC | Progress Report
- C. Clean-Up Day RFA's
- D. Veteran's Day Parade Request
- E. February Financials

12) CITIZEN QUESTIONS & COMMENTS

- ★ Council asks that comments be limited to three minutes per audience member. Please state your name and address prior to commenting for the public record.

13) COUNCIL QUESTIONS & COMMENTS

14) ADJOURN

Please visit www.ci.brownsville.or.us for the meeting agenda, agenda packet and other City information.



Council Minutes

February 28th, 2023

ROLL CALL: Mayor Craven called the meeting to order at 7:02 p.m. with Council President Chambers, Councilor Hansen, Councilor Solberg, Councilor Humphreys, Councilor Winklepleck, and Councilor LaCoste present. Public Works Superintendent Karl Frink, Librarian Sherri Lemhouse, Administrative Assistant Elizabeth Coleman, Administrative Assistant Jannea Deaver, Administrative Assistant Tammi Morrow, and City Administrator Scott McDowell were also present.

ABSENT: Everyone was present.

PUBLIC: Felipe Eversull, Geneva Sedlar, Dan Murphy, Jeff Brown, Paul Winther, Tricia Thompson, Don Lyon, Matt Shoemaker, Sandy Saltzer, Joshua Bloomfield, Don Ware, Brody McGowan, Chris Kjar & Joshua Stanley (*Sweet Home Sanitation*), Tia Parrish (*The Times*), and Deputy Frambes (*LCSO*) were present.

The pledge of allegiance was recited.

ADDITIONS AND DELETIONS: McDowell requested the addition of 10) F. River's Edge Phase III Sanitary Sewer.

MINUTES: Councilor Solberg made a motion to approve the January 24th, 2023 meeting as presented. Councilor Hansen seconded the motion and it passed unanimously.

Councilor Hansen made a motion to approve the February 9th, 2023 Council minutes as presented. Councilor Humphreys seconded the motion and it passed unanimously.

PUBLIC HEARING | PRESENTATIONS:

Sweet Home Sanitation (SHS) | Annual Report & Rates – Regional Manager Chris Kjar and Operations Manager Joshua Stanley Kjar outlined recent personnel changes while Stanley highlighted corporate values & operational model, safety record, hours spent in town and amount of refuse collected. Sweet Home Sanitation was requesting an 8.15% user rate increase. Factors for the rate increase included a increases for fuel (48%), Personnel (17%), Equipment (18%), and Technology (17%). spoke about Sweet Home Sanitation's operations and presence in Brownsville. Stanley highlighted SHS's impressive safety record and explained the training that goes into ensuring their outstanding record. SHS's Staff is a veteran group who take pride in their jobs.

League of Oregon Cities & OLIS | Demonstration Training – McDowell gave Council a tour of the League of Oregon Cities website and how to use it for reference to assist with the Oregon Legislative Information System (OLIS). McDowell highlighted a few bills. Councilor Hansen highlighted SB 605 briefly. McDowell encouraged any Councilor wanted to know more can simply setup an appointment for a deeper dive.

Council Goals – McDowell did an overview of goals that were identified by Council at their February 9th, 2023 Goal Setting session. McDowell drew Council's attention to the one page Goals sheet that will be formalized for the wall in Council Chambers. Capital projects such as the Rec Center Renovation, the GR12 waterline extension, planning for an additional sewer lagoon head up the priorities Council is working on. Council is also charting a course of active advocacy on issues impacting City operations and looking into the development of a larger social media footprint to name a few other priorities. Goals can be found on the City website and are included in every Council agenda packet.



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DEPARTMENT REPORTS:

1. **Linn County Sheriff's Office (LCSO) Sheriff's Report.** Sergeant Frambes reviewed the numbers from last month. Frambes reported a major marijuana operation bust in Halsey this past week. Frambes sparingly mentioned the details since the case was active. He reported that there was more than marijuana found at the residence. Frambes expressed the challenge presented by conflicting laws and, in many cases, no laws or laws favoring the people committing crimes as hurdles to effective law enforcement. McDowell interjected to say that Jermaine Galloway at tallcopsaysstop.com has many examples of how terrible public policy is destroying communities nationwide. McDowell shared a brief story about Xylazine and its effects on the human body. Frambes said the Office must work within the confines of the laws that have been adopted by the State and will continue to find 'work arounds' to curtail crime.
2. **Public Works (PW).** Public Works Superintendent Karl Frink has been updating the City's Backflow & Cross-connection Program that will be rolling out for customers soon. Frink's plan makes it easier for customers to comply with the State's backflow laws. Frink reported the State delivered the final, approved version of the City's Water Management & Conservation Plan (WMCP). Frink & McDowell will review the requirements and develop a plan of action. The City will be required to implement certain elements within specific time limits. The new River's Edge subdivision added 68 new backflow devices. City Engineering is finishing the details of the GR12 waterline project. The line will add an additional 530 units of capacity for the City. Currently, the City has 857 units. Frink reported that Public Works recently successfully completed wastewater discharge. The City has until May to discharge. Frink said operations will begin next to week to get Pioneer Park ready to open.
3. **Administration.** Administrator Scott McDowell said several Councilors attended Capital Day in Salem, hosted by the League of Oregon Cities. The Disaster Preparedness effort continues with Sweet Home & Lebanon as Staff will be attending a review in two weeks. The Rural Economic Alliance is working on developing a five-year strategy and goals. Cities include Brownsville, Halsey, Harrisburg, Tangent, Lebanon, Sweet Home, Monroe, Philomath & Adair Village. See REAL's website for more information, <https://www.ruraleconomicalliance.com>. McDowell shared some advocacy articles and review potential impacts of certain items being considered by the State Legislature. The City now has the capability of depositing checks remotely. McDowell encouraged everyone to check out the Policy FYI document on the City website for more information on a variety of topics.
4. **Planning.** Administrative Assistant Elizabeth Coleman discussed the differences between outright permitted uses and conditional uses. Coleman briefly reviewed the intergovernmental agreement (IGA) with Linn County governing permitting. All permits can be obtained through the City except for electrical permits. People needing electrical permits still need to go to Albany to pull those permits. Coleman outlined the responsibilities of Staff and the applicant on a couple of different permitting processes. Coleman said that many, if not most, permits are on the City website and fillable. She does the best she can to work with applicants to make the process as easy as possible, though the complexities make that challenging. Councilor Winklepleck shared a story about installing his fence and let Mrs. Coleman know that she is a great City representative; very patient and professional.
5. **Library.** Librarian Sherri Lemhouse reviewed the programming at the library from story time to arts & crafts. Programs attempt to reach all demographics from kids to adults. Don Lyon does a series called World Cultures and Judge Meyer does a course on Trusts to name a few. Lemhouse was excited that the Farmer's Market was going to be in Library Park this summer. Lemhouse mentioned Nadine Sayer, the longest serving librarian in the City's history at 19 years, 6 months. Councilor Winklepleck asked how Lemhouse vets books to be added to the collection. Lemhouse described the factors used to select materials.



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6. **Court.** Report included in the Council Agenda Packet. No comments.
7. **Council Comments.** Councilor Chambers read the quote in the packet from Maya Angelou and shared the story of Robert Smalls. Mayor Craven provided Council with a written report on Capitol Day sponsored by the League of Oregon Cities and the Oregon Mayor's Association. Councilor Solberg said it was a great time were Council had a bonding experience spending time at the Capitol and hearing what is happening first-hand. Councilor Chambers said it was great watching the "guys" walk around the place like they owned it – because we do own it. Councilor Winklepleck shared the visit with Senator Cedric Hayden. Winklepleck said that Council can expect a visit from Hayden in the future. Councilor Hansen asked about Representative Cate's visit. Mayor Craven said that Staff is working on a couple of follow-up items for Cate's Staff. McDowell shared the one page "at-a-glance" document that was created for advocacy purposes. Craven remarked that it was disturbing to see the State respond to every self-manufactured crisis instead of addressing the actual root causes of problems. Craven said that overall it was a great experience and he hopes that more Councilors can attend in the future.
8. **Citizen Comments.** Felipe Eversull introduced himself, grew up in Brownsville and expressed his interest in being appointed to the Budget Committee.

LEGISLATIVE:

1. **Resolution 2023.04: Solid Waste Rates (Annual)** – Councilor Hansen made a motion to approve the resolution as presented. Councilor Chambers seconded the motion and it passed unanimously.
2. **Ordinance 796: Legislative Advocacy & Policy Committee (First Reading)** – Councilor Hansen moved to read the ordinance by title only. Councilor Solberg seconded. The motion carried. Councilor Winklepleck made a motion to approve the ordinance and pass as an emergency. Councilor Solberg seconded the motion and it passed unanimously.

ACTION ITEMS:

1. **Calapooia Food Alliance | Agreement Addendum** – McDowell reviewed the reasons for the addendum which were to approve the use of Park Avenue for the Farmer's Market and to incorporate fencing and a storage shed that does not conform to the City's ordinances. Councilor Winklepleck asked to include a thirty-day time frame to the conditions along with a reference to the penalty section contained in the Brownsville Municipal Code, Chapter 1.05. Clarification discussion ensued. Councilor Solberg to approve the addendum with the amended language added to Exhibit B as suggested by Councilor Winklepleck. Councilor Hansen seconded the motion. The motion passed unanimously.
2. **Appoint Cascade West Council of Governments Representative** – Council was not interested in filling this position at this time.
3. **Appoint Budget & Planning Officials** – The City advertised for vacancies on the Budget Committee and the Planning Commission. Council appointed the following members:

Budget Committee

Felipe Eversull
Matthew Schomaker

Planning Commission

Barbara Andersen



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Councilor Chambers made a motion to appoint Felipe Eversull & Matt Shoemaker to the Budget Committee. Councilor Winklepleck seconded the motion. The motion carried unanimously. Councilor Solberg made a motion to appoint Barbara Andersen to the Planning Commission. Councilor Hansen seconded. The motion passed 6-1 with Councilor Chambers voting no.

Council thanked all the applicants who applied for these positions.

5. **Adopt Council Goals | FY 2023.2024** – Mayor Craven asked members if they had an additions or deletions to the Council Goals. *Councilor Hansen made a motion to approve the 2023.2024 Council Goals as presented. Councilor Chambers seconded the motion. The motion carried unanimously.*
6. **Adopt Council Values | FY 2023.2024** – Councilor Hansen wanted to make a revision to the Diversity, Equity & Inclusion (DEI) item in the Council Values. Hansen made it clear that his aim was not to eliminate this value but to define in more appropriately. Hansen said the Civil Rights Act of 1964 already addressed discrimination and a host of other equality issues. Hansen finds the DEI language to be too divisive and too politically charged. Councilor Solberg asked to table this item, so Council has adequate time to contemplate these values. Council tabled this item.
7. **River’s Edge Sanitary Sewer** – McDowell explained the condition of a sanitary sewer that was extended for Phase III of the River’s Edge subdivision. The line was installed incorrectly and needs to be replaced. The cost to replace the sewer line is estimated to be \$35,000. McDowell asked Council generally if they would be interested in loaning money for this replacement? McDowell showed that Council budgeted money for new sanitary sewer lines in this year’s budget. McDowell said that a series of extenuating circumstances seem to indicate that if the City could help financially with the replacement of the faulty sewer line, it would leverage a significant investment in finalizing Phase III which will consist of 20 new homes. McDowell asked for Council to authorize Mayor Craven and himself to negotiate as needed. *Councilor LaCoste made a motion to authorize Mayor Craven and City Administrator McDowell to negotiate as needed on this sanitary sewer line with the not to exceed amount of \$35,000 and an interest commensurate of the current Oregon State Treasury rate. Councilor Humphreys seconded and the motion passed unanimously.*

DISCUSSION ITEMS:

1. **Annual OGEC Reminder.** McDowell reminded Council that soon they would be receiving information from the Oregon Government Ethics Commission that is time sensitive. Once Councilors complete the information, please email Administrative Assistant Tammi Morrow or McDowell so the City can avoid fines. McDowell said the Staff at OGEC is very helpful. Councilor Winklepleck said he already completed this and it is very easy to do.
2. **Officials Handbook | Ad Hoc Review.** – McDowell asked for Mayor Craven and Council President Chambers to review the Officials Handbook. McDowell explained that every few years Council reviews the Handbook for accuracy and intention. Council agreed by consensus. McDowell hopes to have some recommendations for Council approval in March. Councilor Chambers asked if the Handbook applies to all Elected and Appointed Officials. McDowell said that it did.
3. **HB 3115 | Ad Hoc Review.** – McDowell would like volunteers to review this information. Councilor LaCoste, Councilor Solberg, and Councilor Chambers volunteered. Councilor Hansen clarified this was for the homelessness laws passed by the State. Council agreed by consensus. McDowell said this matter was time sensitive.



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4. **February Financials.** No comments.

CITIZEN QUESTIONS & COMMENTS.

No comments were made.

COUNCIL COMMENTS.

Councilor Michael Humphreys pointed out that it was good budgeting to have included funds for sanitary sewers that could arise and thanked the Budget Committee. Humphreys asked if the City had any responsibility for the sanitary sewer line being installed incorrectly at River's Edge. McDowell said the City is not responsible for the proper installation of civil utilities, the developer's are responsible. In this case, the line was installed two years ago, and the City just received the testing results a week ago. The Public Works Standards and the process outlined earlier by Administrative Assistant Elizabeth Coleman work very well.

Councilor Chambers drew attention to the letter sent by Linn County to Governor Kotek about the negative impacts of Measure 110.

ADJOURNMENT: Councilor Solberg moved for adjournment, Councilor Humphreys seconded and the meeting adjourned at 9:35 p.m.

City Administrator S. Scott McDowell

Mayor Adam Craven



City Administrator Report

March 28th, 2023

From: S. Scott McDowell
To: Mayor & Council
Re: General Business

Note: The first section of this report follows the Council meeting agenda and provides an overview of topics to be discussed the night of Council. If an item title is **highlighted in green**, that means the item is part of Council Goals. When you see this symbol, ☐, it means more information will be provided at the meeting.

“How wonderful is it that nobody need wait a single moment before starting to improve the world.”

~ Anne Frank

“The best and most beautiful things in the world cannot be seen or even touched – they must be felt with the heart.”

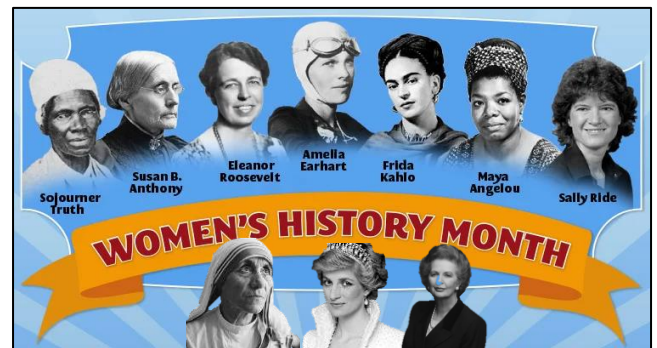
~ Helen Keller

“There is no limit to what we, as women, can accomplish.”

~ Michelle Obama

“Well behaved women seldom make history.”

~ Laurel Thatcher Ulrich, Historian



AGENDA ITEMS DISCUSSION

The following items follow the order of the Agenda

6) PUBLIC HEARINGS OR PRESENTATIONS:

- A. **Chamber of Commerce Meeting** – President Jenna Stutsman will report on any changes, recent happenings, and Summer event plans of the Brownsville Chamber.
- B. **Annual Consumer Confidence Report** – Public Works Superintendent Karl Frink will review the annual report providing insights on the City’s water treatment process.

9) LEGISLATIVE:

- A. **Resolution 2023.05: Workers’ Compensation (Annual)** – Annually, Council passes this resolution to extend coverage to all volunteers working on behalf of the City including the elected & appointed officials.

What is Council being asked to do?

Pass the resolution to cover volunteers working on behalf of the City.



Jenna Stutsman

- B. **Resolution 2023.06: River’s Edge Open Space Disbursement** – The River’s Edge developer has roughed-in the open space that was required by the Planning Commission as a



City Administrator Report

major condition of approval for the subdivision. The City collected a cashier's check from Chad E. Davis Homes to guarantee the performance of this work. Staff is recommending that half of the amount in the holding account be returned to Chad E. Davis Homes. The City will retain the remaining half until the work is satisfactorily completed. More information about the condition of the open space can be found on the City Council webpage.

What is Council being asked to do?

Pass the resolution to allow Staff to disburse funds.

- C. **Resolution 2023.07: Rural Opportunities Initiative (ROI) | Phase II** – The City is the lead agency for a grant received from Business Oregon, ROI, for RAIN & REAL. The City recently received the second half of the award from the State. This resolution simply accounts for the transaction. The City will disburse the portion that is due RAIN and will reimburse City coffers for expenditures the City made on behalf of the REAL project.

What is Council being asked to do?

Pass the resolution to account and track grant related expenditures.



- D. **Ordinance 797: Curfew (First Reading)** – Staff has amended the curfew ordinance as part of the ordinance changes the City is working on with the Linn County Sheriff's Office. Recently, Council passed an ordinance amending the abandoned vehicles ordinance for the same reason.

What is Council being asked to do?

Consider the proposed language, revisions, additions or otherwise for the ordinance.

- E. **Ordinance 798: Unfunded Mandates (Emergency)** – See Ordinance 799 explanation for more information.

What is Council being asked to do?

Consider the proposed language, revisions, additions or otherwise for the ordinance.



- F. **Ordinance 799: HB 3115 | Martin v. Boise (Emergency)** – The ad hoc committee consisting of Council President Chambers, Councilor Solberg and Councilor LaCoste met to discuss time, place and manner restrictions allowed by the State's H.B. 3115 unfunded mandate that comes into effect on July 1st, 2023. After much discussion and contemplation, the members drafted an ordinance that does the following: 1) protects private property owners, 2) protects private business owners, 3) protects riparian areas within City limits, 4) ensures the historic use of Pioneer Park, and 5) provides a designated space for persons who cannot afford to pay for camping. The discussion was thoughtful and methodical on how to accomplish most of the goals laid out by the State while honoring our citizens and traditions. Cities across the State are being forced to comply with this unfunded mandate that brings tremendous liability to the City, unduly burdens Staff, places Staff in potentially dangerous situations, and will cost over \$60,000 just to construct a designated space for this purpose not to mention any other future associated costs.

What is Council being asked to do?

Consider the proposed language, revisions, additions or otherwise for the ordinance.



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- G. Proclamation: Child Abuse & Prevention Month** – Linn County requests Mayor Craven acknowledge the month of April to acknowledge, consider, and discuss the facts and figures relating to this serious social issue.

What is Council being asked to do?

Mayor Craven will ask for a motion in support of this proclamation.



- H. Proclamation: Firefighter Appreciation Week** – Mayor Craven would like to designate the first week of April to acknowledge and appreciate the work and public service performed by firefighters for our community.

What is Council being asked to do?

Mayor Craven will ask for a motion in support of this proclamation.

10) ACTION ITEMS:

- A. Linn County Pioneer Association | Road Closure Request (Annual)** – The Association's Holly Gosda provided the letter included in the agenda packet for Council to close the roads for the annual Picnic parades.

What is Council being asked to do?

Review the route and consider approving the request.



- B. 5-Cities Coalition (SMAC) | Sean Tate Proposal** ☒ – Council joined five other cities to express concern over the League of Oregon Cities' legislative priorities for this upcoming legislative session. The cities met with the League to discuss options and decided to move forward with a separate advocacy approach. I will provide a presentation Tuesday evening that outlines the proposal. The proposal would work with other cities on advocacy issues effecting small rural communities across Oregon.

What is Council being asked to do?

Consider approving the Small Municipalities Advocacy Coalition (SMAC) proposal.

- C. Officials Handbook | Recommendations** ☒ – Mayor Craven, Council President Lynda Chambers and I reviewed the Officials Handbook making improvements in a few key spots. The Handbook can be found on the Council webpage. Please read the Handbook prior to the meeting.



What is Council being asked to do?

Consider passing the new Handbook.

- D. Appoint Legislative Advocacy & Policy Committee Members** – Council should appoint two members of Council and three members of the public to the Committee. Applications are included in the agenda packet for your review.



City Administrator Report

- E. **Cascade West Council of Governments | Meals on Wheels Request (Annual)** – The COG is requesting partnership funding for Meals on Wheels. Council has granted this request for many years. The letter from COG is included in the packet for your consideration.

What is Council being asked to do?

Decide whether or not to assist as requested.



- F. **Haworth Curb Painting Request** – Council received a request for a curb to be painted in the School Hill Subdivision. Last month, I shared a letter Public Works Superintendent Karl Frink and I provided Cheryl Haworth regarding her request. I have included that letter again for your review. The curb that Allen Buzzard painted red is the same one Haworth would like to be painted yellow.

Staff remains opposed to this request because it fails to meet any of the applicable criteria that would cause the City to paint a curb. Once a curb is painted, it becomes a perpetual expense. If the City should abandon the applicable criteria used in the review process, how will Staff make future determinations.

What is Council being asked to do?

Review Haworth's request and a make a decision.

- G. **Central Linn Recreation Association Addendum #2** – Staff has prepared an addendum that would authorize locating a temporary storage unit for baseball/softball season. The City has not allowed accessory structures to be built or temporary storage units to be placed in the Park due to creating an unwanted precedence and general liability concerns for the City, not to mention the aesthetic concerns. However, the Association continues to request temporary storage for the operation of the baseball/softball diamonds.



Katy Kallai

Staff is concerned about authorizing and allowing such an addendum due to the precedence being set by the City. How will the City prevent other non-profit partners from doing the same?

What is Council being asked to do?

Consider the implications of approving such an addendum and determine the best course of action for the City.

- H. **Napa Road Closure Request** – Local business owner Steve LaCoste is requesting the closure of Park Avenue for part of the day on May 5th, 2023. Annually, prior to Governor Brown's mandated Pandemic closures, Mr. LaCoste hosted a customer appreciation cookout. Historically, the City has allowed the closure as long as Mr. LaCoste notifies neighbors and names the City additionally insured for the duration of the closure.



What is Council being asked to do?

Allow Park Avenue to be closed provided the requirements of a street closure is met.



City Administrator Report

11) DISCUSSION ITEMS:

- A. **Vineyards Wind Machines Reminder** – The machines may turn on soon depending on temperatures. Due to low overnight temperatures, the wind machines are used to prevent ‘cold injury’ to the grape vines. The wind machines are very noisy due to the engines used. Basically, the machines are programmed to turn on at certain temperature levels, generally around 36° F and can only be ran during certain wind speeds. The site has numerous wind machines and they generate a very noticeable sound throughout town. The motors sound like an old farm tractor and the blades have a high-pitched sound. A low frequency hum can be heard throughout town when all the wind machines are operating.
- B. **OGEC | Progress Report** – Council and the Planning Commission received emails requesting the annual filing of the State of Economic Interest (SEI) forms with OGEC. Please adhere to the deadlines as the City will be fined if the forms are not filed on time. I am here to help you if you need it. The Staff at OGEC are also very good. Please let Administrative Assistant Tammi Morrow or myself know once you have electronically filed with OGEC so that we can track who has completed this task. Several members have already completed this task. Thanks!
- C. **Clean-Up Day Request For Action (RFA) Letters** – The City recently identified nearly two dozen properties that were not in compliance with the Brownsville Municipal Code’s nuisance requirements. Staff sent a RFA letter to each resident in hopes that they would take advantage of Clean Up Day services on April 1st, 2023 in the Rec Center parking lot.
- D. **Veteran’s Day Parade Request** – Linn County Commissioner Will Tucker recently asked the City if the Council would like to consider a float for the 2023 Veteran’s Day Parade in Albany.
- E. **February Financials**

UPDATES, INFORMATION & HAPPENINGS

Linn County Sheriff’s Office Monthly Report | [G1] – The City is under contract for 200 hours per month. The eighteen-month average looks like this:

LCSO Month-to-Month Comparison (18 months)

Year	Month	Citations	Warnings	Hours
2023	February	13	16	204.25
2023	January	13	34	202
2022	December	12	18	209
2022	November	16	13	202
2022	October	4	10	219.95
2022	September	5	5	225.25
2022	August	14	21	200



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2022	July	18	6	223
2022	June	11	16	176
2022	May	15	7	200
2022	April	40	18	231
2022	March	13	12	211.25
2022	February	19	12	213.25
2022	January	11	11	244.5
2021	December	19	17	200
2021	November	12	16	220.75
2021	October	13	25	204
2021	September	9	3	230
	<i>Subtotal</i>	257	260	3816.2
	Total Average	257.00	260.00	3816.2
		<i>Cites</i>	<i>Warnings</i>	<i>Hours</i>

LCSO Quarterly Meeting – Councilor Winklepleck and I attended the quarterly meeting on March 2nd, 2023 in Millersburg. Sheriff Duncan reported that personnel is showing signs of shoring up. The SO is still understaffed, but are getting some key people in key spots which is at least some relief. Duncan talked briefly about the marijuana bust in Halsey. Duncan talked about the problems SB 48 is causing. She also listed a few bills she is watching closely. The list includes, 1) HB 2697, 2) HB 2400, 3) HB 2800, and 4) SB 907. Duncan will forward a list of bills that are impacting operations to the cities for their review soon.



Woodblock Architecture | Scheduling, Logistics & Choices – The City hosted two pre-bid walk throughs at the Rec Center; both were well attended. The team is working on associated details and logistics for this renovation. Staff recently met with Central Linn Recreation Association’s President Katy Kallai and Sharing Hands Executive Director Deb Gruell to discuss the removal of furniture and equipment. Kallai is organizing an indoor garage sale for May 5th & 6th. The City will be renting a conex unit for all the contents that the Rec Center will be retaining for use after the project is completed. Bids are scheduled to be open on April 10th, 2023. Please see the City website for more information.

GR12 Waterline – The City hired Foundation Engineering to perform subsurface testing for the proposed path of the waterline. The City obtained permission for the testing from acting Linn County Park Director Brian Carroll since access to the Moyer House property was required.

REAL Strategic Planning Session ☑ – Staff was successful in obtaining additional, supplemental grant funding from Business Oregon’s ROI for the strategic planning, marketing & website projects. RAIN will assist with an open house event this summer that will increase awareness for the effort, champion things that are happening and celebrating things that have already been accomplished.

League of Oregon Cities Legislative Updates – Every Friday the League of Oregon Cities is hosting a webinar update for their legislative effort. The League’s lobby team reviews bills, developments and committee meetings directing membership on hot button topics and alerts as needed.





City Administrator Report

Active: CIS Best Practice Survey – Staff is reviewing requirements, policy and training needs for 2023.

From 12.20.2022: Katie Durfree of City/County Insurance Services visited last week to review the survey to ensure the City is meeting legal and insurance requirements. The survey is broken into twenty-five specific categories including Enterprise Risk Management, Information Technology, Continuity of Operations Plan, Employment Liability, Building Maintenance, Fleet Safety and so on. Council and Staff do a good job keeping the City compliant with all the requirements. The City has won safety awards over multiple years for an excellent safety record due to the City's safety committee and the commitment of the Public Works Superintendent's safety focus.

Active: League of Oregon Cities Five Cities Meeting ☒ – Staff attended Scio's & Sodaville's Council meeting to share the plan. Both Council's unanimously supported working together on this plan and on these important issues facing rural Oregonians. Work continues with the five cities. The group is working on including other small cities on a proposal to gain a better voice in Salem.

Sean Tate Meetings – Michele Eldridge, Harrisburg City Manager, and I have been working closely with Mr. Tate on a proposal that will greatly assist with Council's advocacy goals.

From 12.20.2022: Council authorized sending a joint letter to the League of Oregon Cities which precipitated a meeting with League Staff this past week. Freshly appointed Executive Director Patty Mulvehill brought Lisa Trevino and Jim McAuley to listen and address concerns over legislative priorities, policy outcomes and ways to improve advocacy. The group of cities will continue to follow-up and help with issues. One of the biggest takeaways was the importance of the local elected officials developing working relationship with State representatives. Mulvehill spoke about recent League efforts around this effort.

From 10.23.2022: The five cities, Harrisburg, Halsey, Scio, Sodaville and Brownsville, have been in contact with Interim Executive Director Patty Mulvehill to discuss the parameters of the letter and how all small cities and the League could work together more effectively to create a better voice for small cities. The meeting is scheduled for December 12th, 2022.

Active: LCSO Quarterly Meeting | [G1] – Next meeting is June 1st. Council President Chambers, Councilor Winklepleck and I will attend the upcoming meeting. Sheriff Duncan is planning a tour of the County's jail facility.

From 12.20.2022: Councilor Chambers and I attended the meeting which was highlighted with Sheriff Duncan talking about concerns with certain measures that were passed at the November election. The group also discussed the best way for ordinances to be streamlined among contract cities. The first ordinance that we would like to streamline is abandoned vehicles. The discussion led to cities agreeing to adopting State laws to even the enforcement effort. I will bring legislation to Council in January.

Active: D-Prep Launch | [G4] – The plan reveal was rescheduled for the second week of April. Work continues.

From 12.20.2022: Surveys and questionnaires have launched. Staff is working for a December 21st, 2022 deadline for the initial work to be completed.

From 10.25.2022: The group is moving forward with the project launch meeting on November 16th, 2022. Projected start date is early January 2023. The City of Sweet Home is in the process of on-boarding a new City Manager.



City Administrator Report

From 6.28.2022: Members met to discuss whether or not to move forward with the contract. After much discussion, the group decided to move forward with the Phase I assessment. The firm contract is WSP USA Solutions Inc. out of Portland, Oregon for the total amount of \$34,741.92. The City of Sweet Home is the official contracting agency. Execution of this contract will follow the guidelines set forth in an intergovernmental agreement signed by the six agencies about a year or so ago. Phase I will assess areas that should be addressed to be ready for a variety of disasters, how to setup an effective Emergency Operations Center (EOC), provide guidelines and locate shared resources & personnel, along with highlighting the need for training & specific exercises.

Active: Rec Center Renovation | [G5] ☑ – See above, Woodblock. A project update will be provided Tuesday night.

From 12.20.2022: The team met to discuss several details throughout the building from the fire suppression system to the electrical system. Public Works will be installing a waterline from Park Avenue to connect the new fire supply. I will provide a project overview at the January meeting. I have also met with the Fundraising Committee. I will provide a short report at Council meeting Tuesday evening.

From 05.24.2022: [...] The City is hoping to start the work in June 2023 which means the project would need to be out for bid early Spring 2023. [...]

Active: REAL Meetings | [G3] ☑ – I will provide an oral update Tuesday evening. The most recent meeting happened on March 23rd, 2023. See above information as well.

From 10.25.2022: I will give a brief presentation of the new REAL website. The latest JayRay report is also included in the agenda packet for your review.

From 09.27.2022: The group has met three times since the last Council meeting. REAL is trying to work on communication details with RAIN, finish the ROI grant, launch the website and hire a consultant to assist with future strategy & goal setting. RAIN assisted with the completion of the monthly report for July. The State of Oregon is holding onto the remaining portion of the grant. The latest invoice from JayRay has been included on the spreadsheet which is a part of the agenda packet.

From June 28th, 2022: Council authorized a two-year extension with partner communities.

ACTIVE, PENDING, STALLED & COMPLETED

Active: Consulting Lobbyist – See Above. Staff is working with five coalition cities on a modified proposal from Mr. Tate.

From 11.22.2022: Staff met with Sean Tate to discuss possibilities of helping small cities/rural communities with policy efforts at the legislative level. The effort is exploratory at this time.

Active: Central Linn Recreation Center Meeting – Rec Center Association meetings have resumed. Staff has been working with Katy Kallai to assist with programmatic efforts and the renovation project.

From 11.22.2022: Staff has been working with President Katy Kallai on a number of issues including bylaw changes, financial transition items, janitorial services and the renovation project to name a few. The Association has an exciting, young group of people working to bring programming to the youth of our Central Linn community.



City Administrator Report

From 09.27.2022: I attended the last two meetings of the Rec Board. I reviewed the renovation plans for the Rec Center. Everyone seemed satisfied with the improvements, upgrades and schedule. Several folks volunteered to help fundraise. Council also authorized me to assist with organizational development pieces at the request of President Katy Kallai.

Active: Linn County Planning & Building (LCPB) | Quarterly Contract Cities

From 07.26.2022: Administrative Assistant Elizabeth Coleman and I attended the latest meeting with the County and contract cities. LCPB has made significant staffing changes. All cities were happy with the transition and the County's attentiveness to city needs. A few problems were addressed concerning fees and fee schedules. The County is still working on full implementation of their e-permitting system. The group will talk about the long awaited update to the Urban Growth Boundary (UGB) agreements the cities have with Linn County. Brownsville's has not be reviewed since 1978. Now we have development happening in the UGB which has caused a few problems we are still trying to work out.

Active: Water Management Conservation Plan – Tim Tice has forwarded the requested revisions back to the State for further review.

From 11.22.2022: The State has requested more information and clarification on certain sections of the report. Mr. Tim Tice is working on those revisions.

From 10.25.2022: The WMCP was filed August 15th, 2022 [...]

Active: River's Edge Outcome ☑ – Staff has been engaged in addressing issues with the sanitary sewer lines that were installed by the developer for Phase III. The City is working out logistical requirements for the utility to effectively meet the Public Works Standards.

From 05.24.2022: Staff continues to work closely on inspections and permitting issues. Public Works Superintendent Karl Frink recently reported that the developer was planning on making the required improvements to the open space area in the subdivision. This open space area will be the responsibility of the homeowners association. The City is holding \$102,946.95 for the completion of this project. Once the open space meets inspection, the City will refund those monies.

Pending: TMDL Report | Dyer Partnership – *From 09.27.2022:* The State's Department of Environmental Quality (DEQ) required all cities to submit new TMDL policies that support the responsibilities of a Designated Management Agency (DMA) by September 3rd, 2022. The State unilaterally made all cities comply with these new requirements last March 2021 under the threat of fines. Dyer Partnership was hired to ensure that the new plan met the minimum requirements being handed down by the DEQ. I explained to the State's representative that I could not submit the plan without Council review, so I was asking for a simple extension to accommodate Council review. Dyer had the plan ready the week before the deadline. The State did not grant an extension. They decided to send the City a compliance letter which is a perfect example of what is coming in the future from the Department of Environmental Quality (DEQ) on this issue.

Note: Council is basically saying that the City will always do the items included in this plan which means that you are committing to funding these items forever or else you will be fined by the State.

Pending: EPC Meeting – *From 02.28.2023:* Everyone was present for the last meeting. The group has targeted several events including the BRFD Open House, the HSRFPD Pancake Breakfast, Halsey City Day, School Field Day along with hosting a meeting with civic organizations to discuss preparedness efforts.



City Administrator Report

Pending: Climate Change Initiatives & IGA | Department of Land Conservation & Development (DLCD) – *From 12.20.2022:* Staff will continue to monitor this situation and report back to Council. The latest word from the State of Oregon is cities are not required to adopt an IGA, resolution to participate.

From 10.25.2022: The Federal Emergency Management Agency and DCLD are pushing climate change initiatives through required agreements through certain flood and fire plans.

Completed: McClain & Cemetery Maintenance – Public Works Superintendent Karl Frink and crew finished installing the cemetery gate.

From 11.22.2022: The drainage portion of the project has been completed for this year. The road has not washed out thanks to the new installation. Karl is waiting on back ordered parts to finish installing the new gate. Public Works did a very nice job with project design and execution.

COUNCIL CORNER | GENERAL INTEREST

Please visit the City website at <https://www.ci.brownsville.or.us> for all kinds of information pertaining to the City's business and operations.

Visit <https://www.ci.brownsville.or.us/currentevents>.

- ★ *Kirk Avenue Project History*
- ★ *Calapooia Riverbank*

Respectfully Submitted,

S. Scott McDowell
City Administrator

HEALTH AND WELLNESS

100-year-old sisters share 5 simple tips for leading a long, happy life

Published Sat, Mar 11 2023 9:00 AM EST

Updated Tue, Mar 14 2023 3:51 PM EDT

Ester Bloom

5. Focus on the positive
4. Eat moderately
3. Read widely
2. Cultivate connection
1. Get your steps in



Sisters Shirley Hodes and Ruth Sweedler, circa 1923



Shirley Hodes (R) and Ruth Sweedler (L), 2015

Photo by: Trudy Galynker

2022

Annual Water Quality Report

Important information about your drinking water



Our mission

The City of Brownsville is committed to providing clean, safe, quality water for everyone living and visiting our community. Our efforts include protecting and preserving our water resources, as well as enhancing our treatment processes to provide you, the consumer, with quality drinking water each time you turn on your tap.

Introduction

Thank you for taking time to review this consumer confidence report provided to you by the City of Brownsville. This report contains important information regarding the quality of Brownsville's drinking water. Congress passed the Safe Drinking Water Act in 1974 and gave the U.S. Environmental Protection Agency (EPA) the job of making rules, National Primary Drinking Water Regulations (NPDWR), to ensure drinking water in the U. S. is safe. In 1996, Congress passed amendments requiring drinking water systems to provide consumers with important information regarding their drinking water. This information includes where Brownsville's water comes from, what is in the water, and how it compares with Federal standards. We hope you find this report useful with regards to the safety of your drinking water.

Where does our water come from?

Brownsville's water sources are a well field and an infiltration gallery located in the southwest corner of Pioneer Park adjacent to the Calapooia River. Due of the close proximity of the river, the City's water sources are classified as "groundwater under the direct influence of surface water", which means that our source water comes from beneath the surface of the ground, but has significant or rapid shifts in water characteristics, such as pH, temperature and turbidity (clarity). The infiltration gallery is located under the Calapooia River and serves as the primary water source during the spring, summer and fall months of the year. The other water source, the well field, serves as our water source during the winter months when the river water is muddy and undesirable for treatment. The wells located in the well field, while still very close to the river, are classified as a ground water source, which means the source is located beneath the surface of the ground, and the water characteristics are relatively stable with only subtle fluctuations in pH, temperature, and turbidity. The City has a source water assessment report from the Department of Environmental Quality (DEQ) and the Oregon Health Authority (OHA), which provides additional information such as the delineation of water sources (watershed), potential sources of contamination and other perils within our watershed area. Copies of this report are available for review at City Hall and the Public Works Department.

Information about source water

The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally-occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity.

Contaminants that may be present in source water include:

Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, agricultural livestock operations, and wildlife.

Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban storm water runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.

Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban storm water runoff, and residential uses.

Organic chemical contaminants, including synthetic and volatile organic chemicals, which are byproducts of industrial processes and petroleum production, and can also, come from gas stations, urban storm water runoff, and septic systems.

Radioactive contaminants, which can be naturally-occurring or be the result of oil and gas production and mining activities.

In order to ensure that tap water is safe to drink, EPA prescribes regulations which limit the amount of certain contaminants in water provided by public water systems. Food and Drug Administration regulations establish limits for contaminants in bottled water which must provide the same protection for public health.

What if I have questions about our water?

This report shows our water quality and what it means. If you have any questions regarding our water, please contact our Public Works Department at (541) 466-3381, Monday through Friday, from 7:00am – 4:00pm, City. If there is no answer, please leave a message and we will get back to you as soon as possible. You may also attend the regular City Council meetings on the fourth Tuesday of each month at 7:00pm at Brownsville City Hall. If there is an emergency, please call Karl Frink, Public Works Superintendent at (541) 409-3700.

The City of Brownsville routinely monitors for constituents in your drinking water according to Federal and State law. Some of the constituents include total coliform, arsenic, disinfection by-products (trihalomethanes and haloacetic acids), lead and copper and arsenic. This report shows the results of the City's monitoring for the period of January 1, 2020 to December 31, 2020. As water travels over the land or underground, it can pick up substances or contaminants such as microbes, inorganic and organic chemicals and radioactive substances. All drinking water, *including bottled drinking water*, may reasonably be expected to contain at least small amount of some constituents. *It is important to remember the presence of these constituents does not necessarily pose a health risk.* More information about contaminants and potential health effects can be obtained by calling the Environmental Protection Agency's Safe Drinking Water Hotline at (800)426-4791, or on the internet at: <http://www.epa.gov/federal-agencies/drinking-water-hotline>. For more information regarding the EPA's Safe Drinking Water Act, please visit the EPA's website at: www.epa.gov/sdwa.

Terms and abbreviations used in this report

In this report, you may find some unfamiliar terms and abbreviations. To help you better understand these terms we have provided the following definitions:

Non Detects (ND) – laboratory analysis indicated the constituent is not present.

Part per million (ppm) or Milligrams per liter (mg/L) – one part per million corresponds to one minute in two years or a single penny in \$10,000.

Parts per billion (ppb) or Micrograms per liter (mcg/L) – one part per billion corresponds to one minute in 2000 years or a single penny in \$10,000,000.

Parts per trillion (ppt) or Nanograms per liter (ng/L) - one part per trillion corresponds to one minute in 2,000,000 years or one penny in \$10,000,000,000.

Parts per quadrillion (ppq) or Picograms per liter (pg/L) - one part per quadrillion corresponds to one minute in 2,000,000,000 years or one penny in \$10,000,000,000,000.

Picocuries per liter (pCi/L) – Picocuries per liter is a measure of the radioactivity in water.

Millirems per year (mrem/yr) – Measure of radiation absorbed by the body.

Million Fibers per Liter (MFL) – Million fibers per liter is a measure of the presence of asbestos fibers that are longer than 10 micrometers.

Nephelometric Turbidity Unit (NTU) – Nephelometric turbidity unit is a measure of the clarity of water. Turbidity in excess of 5 NTU is just noticeable to the average person.

Variations & Exemptions (V&E) – State of EPA permission not to meet an MCL or a treatment technique under certain conditions.

Action Level – The level of a contaminant that, if exceeded, triggers treatment or other requirements which a water system must follow.

Treatment Technique (TT) – a required process intended to reduce the level of a contaminant in drinking water.

Maximum Contaminant Level (MCL) – The “Maximum Allowed” (MCL) is the highest level of a contaminant that is allowed in drinking water. MCL's are set as close to the MCLG's as feasible using the best available treatment technology.

Maximum Contaminant Level Goal (MCLG) – The “Goal” (MCLG) is the level of a contaminant in drinking water below which there is no known or expected risk to health. MCLG's allow for margin of safety.

Total Coliform: The Total Coliform Rules require water systems to meet a stricter limit for coliform bacteria. Coliform bacteria are usually harmless, but their presence in water can be an indication of disease-causing bacteria. When coliform bacteria are found, special follow-up tests are done to determine if harmful bacteria are present in the water supply. If this limit is exceeded, the water supplier must notify the public by newspaper, television or radio. To comply with the stricter regulations, we have increased the average amount of chlorine in the distribution system.

Nitrates: As a precaution, we always notify physicians and health care providers in this area if there is ever a higher than normal level of nitrates in the water supply.

Lead: Lead in drinking water is rarely the sole cause of lead poisoning, but it can add to a person's total lead exposure. All potential sources of lead in the household should be identified and removed, replaced or reduced.

Copper: Copper is an essential nutrient, but some people who drink water-containing copper in excess of the action level over a relatively short amount of time could experience gastrointestinal distress. Some people who drink water-containing copper in excess of the action level over many years could suffer liver or kidney damage. People with Wilson's disease should consult their personal doctor.

Important! Please note!

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as persons with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly, and infants can be particularly at risk from infections. These people should seek advice about drinking water from their health care providers. EPA/CDC guidelines on appropriate means to lessen the risk of infection by cryptosporidium and other microbiological contaminants are available from the Safe Drinking Water Hotline at (800)426-4791 or visit: www.epa.gov/ground-water-and-drinking-water for any questions you may have.

Summary of test results for 2022

Microbiological Contaminants

Contaminant Description	Violation (Y/N)	Level Detected	MCLG	MCL	Likely Source of Contamination
Total Coliform Bacteria	N	ND	0	Presence of Coliform in any monthly sample.	Naturally present in the environment.
Fecal Coliform	N	ND	0	A routine sample and repeat samples are total coliform positive, and one is also fecal of E.coli positive.	Human and animal fecal waste.
Turbidity (NTU)	N	0.361 NTU	N/A	TT (NTU) 95% <1 NTU All < 5 NTU	Soil run off.
	N	100%		TT= percentage of samples <1 NTU	

Disinfection By-Products

Contaminant Description	Violation (Y/N)	Level Detected	MCLG	MCL	Likely Source of Contamination
Haloacetic Acids (HAA5's) (ppb)	N	5.04 ppb	N/A	60 ppb	Byproduct of drinking water disinfection
Total Trihalomethanes (TTHM's) (ppb)	N	14.9 ppb	N/A	80 ppb	Byproduct of drinking water chlorination.

Inorganic Contaminants

Contaminant Description	Violation (Y/N)	Level Detected	MCLG	MCL	Likely Source of Contamination
Arsenic	N	ND	0	10 ppb	Erosion of natural deposits; runoff from orchards; runoff from glass and electronic production wastes.
Nitrates	N	ND	10	100 ppb	Runoff from fertilizer; leaching from septic tanks, sewage; erosion of natural deposits.
Lead	N	0.0 ppb	0	15.5 ppb	Corrosion of household plumbing systems; erosion of natural deposits.
Copper	N	0.0 ppb	1.3	1350 ppb	Corrosion of household plumbing systems; erosion of natural deposits; leaching from wood preservatives
Asbestos	N	ND	7	7 MFL	Decay of asbestos cement water mains; erosion of natural deposits.

Essential things to know about water

Inadequately treated water may contain disease causing organisms. These organisms include bacteria, viruses, and parasites, which can cause symptoms such as nausea, cramps, diarrhea, and associated headaches. The City of Brownsville built a new slow sand filter water treatment plant to provide adequate treatment and remedies for making our water safe. This new water plant went on line in 1998. We added soda ash to the treatment process of our water to adjust the pH of the water. Adjusting the pH of the water helps prevent the leaching of lead in the plumbing of your home. By making these improvements to our water system, we successfully completed two rounds of lead sampling during the year 1999. That success reduced our sampling requirement for lead from twice yearly to once every three years. We also passed the Phase II & V testing requirements. We successfully completed our lead and copper sampling in 2021 and will sample again in 2024 per the OHA drinking water requirements.

If present, elevated levels of lead can cause serious health problems, especially for pregnant women and young children. Lead in drinking water is primarily from materials and components associated with service lines and home plumbing. The City of Brownsville is responsible for providing high quality drinking water, but cannot control the variety of materials used in plumbing components. When your water has been sitting for several hours, you can minimize the potential for lead exposure by flushing your tap for 30 seconds to 2 minutes before using water for drinking or cooking. If you are concerned about lead in your water, you may wish to have your water tested. Information on lead in drinking water, testing methods, and steps you can take to minimize exposure is available from the Safe Drinking Water Hotline or on the web at: www.epa.gov/ground-water-and-drinking-water/safe-drinking-water-information.

Source water assessment report

The 1996 Amendments to the Safe Drinking Water Act require that all states conduct Source Water Assessments for public water systems within their boundaries. The assessments consist of (1) identification of the Drinking Water Protection Area, i.e., the area at the surface that is directly above that part of the aquifer that supplies groundwater to our well(s), (2) identification of potential sources of pollution within the Drinking Water Protection Area, and (3) determining the susceptibility or relative risk to the well water from those sources. The purpose of the assessment is to provide water systems with the information they need to develop a strategy to protect their drinking water resource if they choose. The respective Drinking Water Programs of the Department of Human Services and Environmental Quality have completed the assessment for our system. A copy of the report is on file at the Public Works Department and City Hall.

The aquifer(s) supplying water to our well(s): Willamette (sand and gravel). For additional information regarding the Willamette aquifer, please visit: www.oregon.gov/owrd/pages/index.aspx.

Cross connection and backflow prevention

This past year the City of Brownsville has been very active with its' Cross Connection Control Program. The Program has been updated and new regulations and requirements have been implemented. This is a Federal and State required program to help protect our water system from potential cross-connection problems and the life threatening conditions when back siphoning or back pressure can be present. Many people don't understand the need for this program; however, there are many deaths across the nation each year where these programs are not in place. The City requires that all backflow devices be tested annually as required in the regulations. The City also provides a backflow device testing program to have any device tested annually at a reduced rate to our residents. Please call our Public Works Department at (541) 466-3381 if you would like to participate, or have any questions concerning this program. We can also be reached by email at: publicworks@ci.brownsville.or.us

Valuable reminder about drinking water!

All drinking water, *including bottled water*, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that the water is dangerous or poses a health risk. While industry marketing campaigns promote the notion that bottled water is best, please remember, at this time, bottled water is not required to meet the same high quality standards as municipal water. More information about contaminants and potential health effects can be obtained by calling the Environmental Protection Agency's Safe Drinking Water hotline at 1-800-426-4791, or on the web at: <https://www.epa.gov/ground-water-and-drinking-water>.

MCL's are set at very stringent levels. To understand the possible health effects described for many regulated constituents, a person would have to drink 2 liters of water every day at the MCL level for a lifetime to have a one in a million chance of having the described health effect.

In our continuing efforts to maintain a safe and dependable water supply, it may be necessary to make improvements to the City's water system. The costs of these improvements may be reflected in the rate structure. Rate adjustments may be necessary in order to address these improvements. Income from water rates is used only to operate and maintain the water system and is required by law to be self-supporting.

In Closing...

The City of Brownsville continually works to meet and exceed all drinking water standards and requirements, and to provide top quality water to every tap. It is important that each of us help us protect our water sources to keep our water safe today, tomorrow and for generations to come. Thank you for taking the time to review this report. The City of Brownsville takes pride in serving our community and providing the quality customer service you deserve.

City Website

www.ci.brownsville.or.us

Our website is updated regularly and new information is available. The updates include information such as City Council meeting minutes, local activities, newsletters, contact information, municipal codes, meeting information, job openings, and more. Please feel free to visit our website any time for additional information.

Oregon Health Authority Website

www.oregon.gov/oha/ph/healthyenvironments/drinkingwater

Public Works Contact Information

Karl Frink, Public Works Superintendent

Office: (541) 466-3381

Mobile/ Emergency: (541) 409-3700

Fax: (541) 466-5118

Email: publicworks@ci.brownsville.or.us

Mail: P.O. Box 188, Brownsville, OR 97327

PLANNING AT A GLANCE MARCH 2023

Permits *Building, Plumbing, Mechanical, Fence, Etc.*

- | | | |
|--------------|------------------------|----------------|
| • Mechanical | Replace gas furnace | 432 Moyer St. |
| • Plumbing | Site civils | 305 N Main St. |
| • Structural | Solar installation | 120 Moody Ct. |
| • Plumbing | Interior – 20 fixtures | 305 N Main St. |
| • Mechanical | Replace gas furnace | 1019 Oak St. |

Updates

Sandy Mooers New Construction

The foundation is poured & utility installations are underway. This commercial project could require up to 8 separate permits (this is not a new regulation).

Planning Commission

The Planning Commission approved a Conditional Use Permit request to construct a commercial building with a second-floor owner occupancy or rental option in the Old Town Commercial Zone. The application was approved by the Commission on February 6th, 2023. The appeal period ended on February 28th, 2023. As no appeals were made to the City, the Conditional Use Permit is approved. As Chapter 15.125.040 of the Brownsville Municipal Code states, the time limit on a CUP is two years (with substantial construction taking place). The Planning Commission may extend this period (not to exceed one year) upon request.

Buildable Lands Inventory

Planning Consultant Dave Kinney and I met recently to review maps and data for the BLI. The maps were compiled within the last two years and need to be updated to reflect new information. There have been a number of parcels that were vacant and now have been developed and will be removed from the maps. I am currently reviewing the Potential Infill Land maps for restrictions or utilities encumbrances that may inhibit infill. Restrictions or inhibiting factors could include slope, access, floodplain/floodway, etc. The end result from that data should help provide an analysis of developable land. I will also be verifying the maps related to available commercial & industrial lands and special development lands that can be served by the public facilities plans (coordination with Public Works Superintendent Karl Frink).

Stay tuned.

Elizabeth E. Coleman



LINN COUNTY SHERIFF'S OFFICE

Michelle Duncan, Sheriff

1115 S.E. Jackson Street, Albany, OR 97322

Albany, OR. 97322

Phone: 541-967-3950

www.linnsheriff.org

2023

MONTHLY REPORT TO THE CITY OF BROWNSVILLE FROM THE LINN COUNTY SHERIFF'S OFFICE

FOR THE MONTH OF: FEBRUARY

TRAFFIC CITATIONS: -----	13
TRAFFIC WARNINGS: -----	16
TRAFFIC CRASHES: -----	1
ARRESTS MADE: -----	2
COMPLAINTS/INCIDENTS INVESTIGATED:-----	84

TOTAL HOURS SPENT:
BROWNSVILLE
204.25 hours

CONTRACT HOURS = 200 HOURS

Michelle Duncan,
Sheriff, Linn County

By: Sgt. Steven Frambes



UTILITY BILLING

Bills are mailed the last working day of the month.

After billing goes out:

An audit is done, this pertains to new owners/tenants moving in and out of property.

If someone moves in on the 15th of the month, they would be charged a prorated sewer amount of 1/2 the month. This is because we bill sewer one month ahead.

The first working day after the 10th of the month I send out Late Letters
Anyone owing payment over 45days will receive a later letter.

The 14th of the month I upload the meter reading route into the software so that Karl can do the readings the next day. After I get the readings back, I upload them into Flexi-bill. I print the readings out and scan the report for large usages to flag them to find out if there might be a leak.
15th of the month I update the lien document in Conduits.

New movers in & out all month: enter them into the software and do any necessary adjustments to accounts.

Water leak credits are processed after the water readings are received and we have all the leak for the 15th following the repair.

24-hour notices are sent out the last Tuesday of the month

Shut offs are sent out the last Wednesday of the month
Once water is shut off the bill needs to be paid in full before water will be turned back on.

Utility bills are printed the second to the last working day of the month.
Before printing I scan the billing report for any abnormalities.
After bills are printed, I separate and sort them pulling out any that may need adjustments.

Tax Rolls Report

In May, water & sewer account above \$400.00 are placed on a list and given to Scott to have them turned over to Linn County to go on the property taxes.

Update water & sewer rates

This happens in July.



Council Meeting Synopsis

Council met in regular session at 7:00 p.m. in Council Chambers on February 28th, 2023.

- ★ All members of Council were present. Mayor Craven presided.
- ★ Chris Kjar & Joshua Stanley presented on behalf of Sweet Home Sanitation. Kjar outlined recent personnel changes while Stanley highlighted corporate values & operational model, safety record, hours spent in town and amount of refuse collected. Sweet Home Sanitation was requesting an 8.15% user rate increase. Factors for the rate increase included increases for Fuel (48%), Personnel (17%), Equipment (18%), and Technology (17%).
- ★ McDowell gave an overview of the League of Oregon Cities website and how it dovetails with the Oregon Legislative Information System (OLIS). McDowell opened a few House and Senate Bills, showed how to find the text of the Bill, how to comment, and how to register for testimony.
- ★ McDowell gave a brief overview of proposed Council Goals for 2023.2024 as directed by Council. Capital projects such as the Rec Center Renovation, the GR12 waterline extension, and planning for an additional sewer lagoon, head up the priorities Council is working on. Council is also charting a course of active advocacy on issues impacting City operations and looking into the development of a larger social media footprint to name a few other priorities. Goals can be found on the City website and are included in every Council agenda packet.
- ★ Public Works Superintendent Karl Frink has been updating the City's Backflow & Cross-connection Program that will be rolling out for customers soon. Frink's plan makes it easier for customers to comply with the State's backflow laws. Frink reported the State delivered their final version of the City's Water Management & Conservation Plan (WMCP). Frink & McDowell will review the requirements and develop a plan of action. The City is required to implement certain elements within specific timeframes. The new River's Edge subdivision added 68 new backflow devices. City Engineering is finishing the details of the GR12 waterline project. The line will add an additional 530 units of capacity for the City. Currently, the City has 857 units. Frink reported that Public Works recently successfully completed wastewater discharge. The City has until May to discharge. Frink said operations will begin next to week to get Pioneer Park ready to open.
- ★ Administrator Scott McDowell said many Councilors attended Capital Day in Salem, hosted by the League of Oregon Cities. The Disaster Preparedness effort continues with Sweet Home & Lebanon and Staff will be attending a review in two weeks. The Rural Economic Alliance is working on developing a five-year strategy and goals. Cities include Brownsville, Halsey, Harrisburg, Tangent, Lebanon, Sweet Home, Monroe, Philomath & Adair Village. See REAL's website for more information, <https://www.ruraleconomicalliance.com>. McDowell shared some advocacy articles and reviewed potential impacts of certain items being considered by the State Legislature. The City now has the capability of electronically depositing checks remotely. McDowell encouraged everyone to check out the Policy FYI document on the City website for more information on a variety of topics.
- ★ Resolution 2023.04: Solid Waste Rates (Annual): Council unanimously passed this resolution that raises refuse bills as requested by Sweet Home Sanitation.
- ★ Ordinance 796: Legislative Advocacy & Policy Committee (Emergency): Council unanimously passed this ordinance that creates a legislative advocacy committee that will make recommendations to Council.



City of Brownsville
 255 North Main Street
 P.O. Box 188
 Brownsville, OR 97327

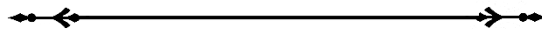


LOCAL POSTAL PATRON

Council Meeting Synopsis Continued ...

- ★ Council unanimously passed an agreement addendum for the Calapooia Food Alliance to use a portion of Park Avenue for the Farmer's Market and made provisions for fencing and a storage shed at the new location for the community garden on Main Street.
- ★ Council appointed Felipe Eversull & Matt Schoemaker to the Budget Committee and Barbara Andersen to the Planning Commission.
- ★ Council officially adopted goals for the next two years. Please visit the City's website for more information. Council tabled discussion on Council Values until the March 28th, 2023 meeting.
- ★ Council authorized Mayor Craven and City Administrator McDowell to review an issue involving the sanitary sewer that will be serving a future, final addition to the River's Edge subdivision. Council authorized a limit of \$35,000 that could potentially be used toward the sewer.

All information the Mayor & Council received for the meeting can be found on-line prior to every meeting and afterwards at <https://www.ci.brownsville.or.us/meetings>. Please contact City Administrator Scott McDowell with questions at 541.466.5880 or email at admin@ci.brownsville.or.us.



Upcoming Events

- Chamber of Commerce Meeting | March 8th | Community Room | 6:00 p.m.
- Central Linn Recreation Association Meeting | March 15th | Rec Center Music Room | 7:00 p.m.
- Council Meeting | March 28th | Council Chambers | 7:00 p.m.
- Clean-Up Day | April 1st | Rec Center Parking Lot | 7:00 a.m. to 3:00 p.m.

For more information, please visit <https://ci.brownsville.or.us>.



RESOLUTION NO. 2023.05

**A RESOLUTION EXTENDING CITY OF BROWNSVILLE WORKERS’
COMPENSATION COVERAGE TO VOLUNTEERS OF CITY OF
BROWNSVILLE**

Effective Date: March 2023

A resolution extending workers’ compensation coverage to volunteers of Brownsville, in which Brownsville elects the following:

Pursuant to ORS 656.031, workers’ compensation coverage will be provided to the classes of volunteers listed in this resolution, noted on CIS payroll schedule, and verified at audit:

1. Public Safety Volunteers

Applicable _____ Non-applicable X

2. Volunteer boards, commissions, and councils for the performance of administrative duties.

Applicable X Non-applicable _____

An aggregate assumed annual wage of \$2,500 will be used per each volunteer board, commission, or council for the performance of administrative duties. The covered bodies are (list each body):

- a. Council
- b. Planning Commission
- c. Parks & Open Space Advisory Board
- d. Library Advisory Board
- e. Budget Committee
- f. Historic Review Board

3. Manual labor by elected officials.

Applicable _____ Non-applicable X

4. Non-public safety volunteers

Applicable X Non-applicable _____



All non-public safety volunteers listed below will track their hours and Oregon minimum wage will serve as assumed wage for both premium and benefits calculations. CIS will assign the appropriate classification code according to the type of volunteer work being performed. (List specific non-public safety volunteers below)

- Parks and recreation
- Public works
- Library

5. Public Events

Applicable X Non-applicable _____

Volunteers at the following public events will be covered under workers' compensation coverage using verified hourly Oregon minimum wage as basis for premium and/or benefit calculation: (List specific events)

- a. Annual Arbor Day Celebration
- b. Cemetery Head Stone Cleaning (*Possible*)
- c. Fourth of July Celebration (*Possible*)

6. Community Service Volunteers/Inmates

Applicable _____ Non-applicable X

Pursuant to ORS 656.041, workers' compensation coverage will be provided to community service volunteers commuting their sentences by performing work authorized by the City of Brownsville.

Oregon minimum wage tracked hourly will be used for both premium and benefit calculations, verifiable by providing a copy of the roster and/or sentencing agreement from the court.

7. Other Volunteers

Volunteer exposures not addressed here will have workers' compensation coverage if, prior to the onset of the work provided that the City of Brownsville:

- a. Provides at least two weeks' advance written notice to CIS underwriting requesting the coverage
- b. CIS approves the coverage and date of coverage
- c. CIS provides written confirmation of coverage



The City of Brownsville agrees to maintain verifiable rosters for all volunteers including volunteer name, date of service, and hours of service and make them available at the time of a claim or audit to verify coverage.

Now, therefore, be it resolved by the Council of the City of Brownsville to provide workers' compensation coverage as indicated above.

Adopted by the City of Brownsville this 28th day of March 2023.

Attest:

Approved:

S. Scott McDowell
City Administrator

Don Ware
Mayor



RESOLUTION NO. 2023.06

**A RESOLUTION DISBURSING FUNDS FOR PARTIAL
COMPLETION OF RIVER'S EDGE OPEN SPACE**

WHEREAS, the City accepted a cashier's check to be held in earnest for the completion of an open space that was required by the Planning Commission as a condition of approval for said development; and,

WHEREAS, the City has been holding money received from Chad E. Davis Homes on December 3rd, 2021 in a special account; and,

WHEREAS, the City received a request for inspection of the open space and Staff found that half of the work had been performed, however, there still remains a significant amount of work to be performed; and,

NOW, THEREFORE BE IT RESOLVED, the City will disburse a portion of these funds in accordance with the conditional use requirements set by the Planning Commission as follows:

Section I.

- ★ **Staff** recommends disbursing \$52,387.70 for work performed to date.
- ★ **Work** performed to date includes a finished parking lot, a natural play area, benches & trash cans, and trees & plantings as required by the approved landscaping plan.
- ★ **Council** will be notified when the project is completed for an additional disbursement.

Section II.

- ★ **Changes:** Staff will monitor progress and handle any changes that may occur for the duration of this project.

This Resolution shall become effective immediately.

Passed and approved by Council on this 28th day of March, 2023.

Approved:

Attest:

Mayor Adam Craven

City Administrator S. Scott McDowell



RESOLUTION NO. 2023.07

A RESOLUTION RECEIVING, EXPENDING & TRACKING BUSINESS OREGON RURAL OPPORTUNITY INITIATIVE (ROI) PASS THROUGH GRANT FUNDS, PAYMENT #2

WHEREAS, the City of Brownsville applied for a ROI grant on behalf of Mid-Valley Partnership (MVP) and was awarded **\$120,000** from Business Oregon in October of 2021; and

WHEREAS, the funding will be spent as required per the grant contract with the Oregon Business Development Department (OBDD) which is **\$100,000** pass through to RAIN and **\$20,000** for marketing & website development through JayRay, a third-party vendor retained by MVP (Rural Economic Alliance, REAL); and

WHEREAS, the City will be received in the *General Fund Grants*, 100.000.470, and expended from line item 100.010.675.000.00.00, *Economic Development*. These funds were not anticipated to be received at budget time; and,

WHEREAS, ORS 294.325 (3) provides that local budget law shall not apply to the expenditure in the year of receipt of grants, bequests or devises transferred to a municipal corporation in trust for specific purposes, and further provides that expenditure of such shall be lawful only after enactment by the governing body of the municipal corporation of appropriation ordinances or resolutions authorizing the expenditure; and,

NOW, THEREFORE BE IT RESOLVED, the City will expend these funds as described above and in accordance with the grant agreement as follows:

Section I.

- ★ **OBDD** Project Number is C2021627
- ★ **Total Award** is \$120,000
- ★ **RAIN** to receive \$100,000
- ★ **MVP** to receive \$20,000
- ★ **Council** will be notified when funds are expended at regularly scheduled Council meetings and will acknowledge payments by motion of Council.

Section II.

- ★ **OBDD** Project Number is C2021627
- ★ **City received payment #2** in the amount of \$36,000 on March 15th, 2023.
- ★ **Check Number** 126595560.
- ★ **RAIN** will receive \$26,000 for their portion of the original grant award.
- ★ **The City** will reimburse expenditures made from the City Treasury with the remaining amount of the award which is \$10,000.
- ★ **REAL's** portion of the original grant award, \$20,000, has been paid in full by OBDD.



This Resolution shall become effective immediately.

Passed and approved by Council on this 28th day of March, 2023.

Approved:

Attest:

Mayor Adam Craven

City Administrator S. Scott McDowell



ORDINANCE NO. 797

AN ORDINANCE REVISING CHAPTER 9.15 OF THE BROWNSVILLE MUNICIPAL CODE – CURFEW

WHEREAS, Chapter 9.15 of the Brownsville Municipal Code (BMC) sets out rules and procedures for Offenses Relating to Minors; and,

WHEREAS, the Council wishes to revise the BMC at the Linn County Sheriff's Office recommendation; and,

NOW THEREFORE, the City of Brownsville ordains as follows.

Section 1. BMC 9.15.30 currently reads as follows:

**Brownsville Municipal Code | Chapter 9.15.30
Minors prohibited in public places during certain hours**

Current Ordinance

- A. Curfew Imposed. No minor under 18 years of age shall be on the street, highway, park, alley, or other public place between the hours specified in subsection (B) of this section, unless the minor is accompanied by a parent or legal guardian 21 years of age or over, or unless the minor is engaged in a lawful pursuit or activity which requires the minor's presence upon the street, highway, park, alley or other public place, or unless the minor is emancipated under ORS [109.550](#).
- B. Curfew Hours. For the purposes of this chapter, the applicable hours of curfew are:
 - 1. On Sunday through Thursday, the hours between 10:00 p.m. and 5:00 a.m. of the following morning.
 - 2. On Friday and Saturday, the hours between 11:00 p.m. and 5:00 a.m. of the following morning.
- C. Parental Responsibility. No parent, guardian or other person having legal custody of a minor person under the age of 18 years shall permit the minor to be in violation of this chapter.
- D. Police Custody. Any minor who violates any provision of this chapter may be taken into temporary custody by a peace officer in accordance with ORS [419.760](#). The officer, subject to the limitations set forth in ORS [419.575](#), may detain any minor taken into temporary custody at the police station for a reasonable period of time. As soon as practicable after the minor is taken into custody, the officer shall notify the minor's parent, guardian, or other person responsible for the minor and shall release the minor to such person at the police station.
- E. Subsequent Violations. If there is a subsequent violation, the minor shall be taken home by the officer, and the parent, guardian or person having legal custody shall be served with a citation to appear before the Court with the minor and show cause why this chapter has been violated a second time.



F. Penalty. Following a subsequent violation of this chapter, the parent, guardian or person having legal custody of the minor is subject to a fine for violation of this chapter not to exceed \$500.00. [Ord. 621 §§ 1 – 6, 1993; 1981 Compilation §§ 4-1.1 – 4-1.6.]



Section 2. BMC 9.15.30 is amended, in total, to read as follows:

Recommended Ordinance Revision

9.15.030 Curfew.

The City of Brownsville has adopted and implements the Oregon Revised Statutes pertaining to the process and procedures for curfew within the City of Brownsville. [Ord. 797 § 2023.]

Section 3. This ordinance shall take effect immediately upon adoption by the Council.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR
this 25th day of April, 2023.

Approved:

Attest:

Mayor Adam R. Craven

City Administrator S. Scott McDowell



ORDINANCE NO. 798

AN ORDINANCE CREATING AND ADOPTING CHAPTER 3.35, ADDRESSING UNFUNDED MANDATES TO THE MUNICIPAL CODE OF THE CITY OF BROWNSVILLE, OREGON;

WHEREAS, Title 3 of the Brownsville Municipal Code (BMC) defines Revenues and Finance; and,

WHEREAS, the Council desires to adopt an unfunded mandates law as defined herein; and,

WHEREAS, Council desires to pass this ordinance as an emergency, and;

NOW THEREFORE, the City of Brownsville ordains as follows:

Chapter 3.35 Unfunded Mandates

Sections:

- 3.35.010 Purpose.**
- 3.35.020 Definitions.**
- 3.35.030 Method of financing.**

3.35.010 Purpose.

The State & Federal government(s) continue to pass sweeping legislation that create undue hardship on municipalities. Municipalities have extremely limited personnel & financial resources to maintain public order, promote public health and ensure public safety. State & Federal agencies pass rules and requirements without any regard to understanding a municipality's ability to fund said rules and requirements. The State & Federal governments require municipalities to incur financial burdens and, in some cases, incur indebtedness, without any meaningful financial relief from these top-down mandates that overwhelm local taxpayers and rate payers of the City and negatively impact the quality of life of our citizenry.

3.35.030 Definitions.

"Federal Government" means the United States Congress.

"Federal Agencies" means the United States' bureaucracy including all State agencies, bureaus and committees writing rules for the Federal purposes.

"Municipalities" means the City of Brownsville and other municipal corporations.

"State Government" means the State of Oregon's Legislative Assembly.



“State Agencies” means the State of Oregon’s bureaucracy including all State agencies, bureaus and committees writing rules for State purposes.

“Unfunded Mandates” means any statute, policy, program and other instrument of the State and/or Federal governments that impose expenditures by a municipality to comply with the statute, law, rule, or requirements of either higher government.

“Taxpayers” means the citizens of the City of Brownsville.

“Rate Payers” means the citizens of the City of Brownsville who are customers of any municipal, existing or future, utility services; services that derive funding from user fees and service charges.

3.35.030 Method of Funding.

The City of Brownsville will not fund, pass any associated legislation, or commit any personnel resources with regard to any unfunded mandates. In order for the City of Brownsville to fund any mandates, statutes, rules, requirements or other programs of either the State or Federal governments the State and/or Federal governments shall:

- ▶ Provide municipalities with immunity from any tort liability incurred directly or indirectly from unfunded mandates.
- ▶ Provide outright grants to each effected municipality to cover the costs of the mandate being imposed.
- ▶ Providing loan opportunities shall not be considered an adequate funding measure.

The City of Brownsville does not have the financial ability to incur the financial liability or the general liability from these government edicts.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR
this ____ day of _____, 2023.

Mayor Adam Craven

City Administrator Scott McDowell



ORDINANCE NO. 799

AN ORDINANCE CREATING AND ADOPTING CHAPTER 8.65, HB 3115 | *Martin v. Boise* IMPLEMENTATION TO THE MUNICIPAL CODE OF THE CITY OF BROWNSVILLE, OREGON;

WHEREAS, Title 8 of the Brownsville Municipal Code (BMC) defines Health and Safety, and;

WHEREAS, the Council desires to create a response to HB 3115 | *Martin v. Boise* as defined herein, and;

WHEREAS, Council desires to pass this ordinance as an emergency, and;

NOW THEREFORE, the City of Brownsville ordains as follows:

**Chapter 8.65
HB 3115 | *Martin v. Boise***

Sections:

- 8.65.010 Purpose and scope.**
- 8.65.020 Definitions.**
- 8.65.030 Powers and duties.**
- 8.65.040 City Administrator.**
- 8.65.050 Vehicles.**
- 8.65.060 Designated space and rules.**
- 8.65.070 Method of financing and operating.**

8.65.010 Purpose and scope.

The State of Oregon has codified the United States Ninth Circuit Court's ruling on the *Martin v. Boise* case. The State's decision to codify this case into law unduly burdens municipalities by delegating requirements for a specific class of people that places significant financial obligations and other responsibilities onto municipalities. By the State adopting code and mandating implementation for this purpose, the State is violating the Oregon Constitution, Article 1, Section 20. The State has allowed municipalities to pass time, place and manner ordinances to comply with this unfunded mandate that comes into full effect of law starting July 1st, 2023.

8.65.020 Definitions.

All definitions shall come from the State of Oregon for this Chapter. The City does not discriminate against individuals based on the Civil Rights Act of 1964 which prohibits discrimination on the basis of race, color, religion, sex or national origin.



“Camping” means staying overnight in any temporary or make-shift structure including a vehicle.

“Designated Space” means City owned public property.

“Riparian areas” means a boundary of two hundred feet from the Calapooia river or any other water tributary of the Calapooia river.

“Unlawful Campsite” means a location where a person unlawfully places onto private or public property any bedding, sleeping bag, or other sleeping matter; any stove or fire; and/or any structure such as a hut, lean-to-tent, or other temporary structure for the purpose of camping.

“Vehicles” means any car, truck, recreational vehicle or other mode of transportation that’s primary purpose is to transport persons.

8.65.030 Powers and duties.

- A. The powers, duties and responsibilities of the City shall not be further limited or defined that would cause the City to incur any financial, expertise, or liability burden as follows:
 - 1) By the State of Oregon,
 - 2) By City/County Insurance Services (CIS) or other insurance or agent used by the City of Brownsville,
 - 3) By any non-profit or other special interest group.
- B. It shall be the duty of the State of Oregon to provide grant funding for this undue burden caused by this unfunded mandate. The City of Brownsville does not have the financial wherewithal or personnel to address this matter as mandated.

8.65.030 City Administrator.

- A. The City Administrator shall have all authority to address both routine and unforeseen issues as they arise concerning these matters.
- B. The City Administrator shall maintain a record of all issues and file a report to Council on each matter.

8.65.050 Vehicles.

- A. Persons are only allowed to sleep in vehicles including cars, trucks, recreational vehicles on private property as allowed by local law.
- B. Persons are allowed to sleep in vehicles including cars, trucks, recreational vehicles from 9:00 p.m. to 7:00 a.m. on City owned public property in designated space(s). The City shall have designated space clearly marked with rules signage and any designated space(s) will have use location and information available on the City website.
- C. Abandoned recreational vehicles shall become the property of the State of Oregon, and any associated costs to abate, remove or dispose of an abandoned recreational vehicle shall be billed to the State of Oregon.



8.65.060 Designated space and rules.

- A. City owned public property that has been designated space for overnight camping will adhere to the guidelines and conditions as follows:
- 1) Camping is allowed on a daily basis from the hours 9:00 p.m. to 7:00 a.m.
 - 2) No camping, loitering, or use of the property is allowed between the hours of 7:00 a.m. to 9:00 p.m. Violators will be trespassed from the property.
 - 3) The City is not responsible for any loss of property, injury, or any other claim resulting from the use of any designated space.
 - 4) The City does not have the financial wherewithal to provide background checks, medical services, utilities or any other amenities to anyone using the designated space for sleeping purposes, and will not be held liable or responsible for any such services.
 - 5) The City will not provide social services to any person using the designated space including the distribution of drug paraphernalia.
 - 6) Any refuse left behind that has to be removed by the City will be billed to the State of Oregon.
 - 7) Any injury suffered by City personnel or damage to equipment in the cleanup of any designated space identified through this ordinance will be billed to the State of Oregon.
- B. Any person in need of social services should contact Linn County for programs and services offered through Linn County & the State of Oregon.
- C. Camping in riparian areas is strictly prohibited.
- D. The City designated space shall be the South Lagoon located at 34371 OR 228.
- E. Regulations governing use of designated spaces or unlawful camping include but are not limited to the following rules:
- 1) Persons using any property in the City whether or not a permit fee has been paid shall be subject to the rules herein and if ordered to leave a property due to violating a rule or regulation within this Chapter, is subject to fee and/or privilege forfeiture by the City.
 - 2) No person shall camp overnight, except in areas specifically designated by the City.
 - 3) No person shall park a pickup-mounted or truck-mounted camper, camp trailer, motor home, or other camp unit in places other than those provided and designated for such purposes unless the person has obtained a permit or permission from the City authorizing such use.
 - 4) No person shall engage in unlawful camping within the City.
 - 5) No person shall operate a concession, either fixed or mobile, solicit, sell or offer for sale, peddle, hawk, or vend any goods, wares, merchandise, foods, liquids, or services without written permission from the City.
 - 6) No person shall allow any animal in the person's custody to annoy or molest any person or other pet.
 - 7) No person shall in any manner, pursue, hunt, trap, or molest any bird or animal.



- 8) All persons shall pick up and properly dispose of their domestic animal's waste while visiting any property within the City.
- 9) No person shall build, light, or maintain any fire except in a stove, pit or fireplace especially designated for such purpose; provided, however, that a person may use a portable gas, gasoline, charcoal, or oil camp stove if the portable gas, gasoline, charcoal, or oil camp stove is in a safe operating condition and used in a manner so as to not start a fire.
- 10) No person shall leave unattended any fire built, lighted, or maintained.
- 11) No person shall pick, mutilate, dig or remove any plant whether living or dead, or in any way deface, mutilate, burn, destroy or defile any tree or plant within the limits of such areas.
- 12) No person shall alter, deface, mutilate or destroy any trail, road, parking lot, bridge, fence, building, sign, barrier, or other facility or structure.
- 13) No person shall dig up or remove any soil, stones, rocks, or other substances whatsoever, make any excavation, or lay or set off any blast or cause or assist therein.
- 14) No person shall discharge, set off, explode, or burn any fireworks, firearm, air, CO₂, or spring-actuated rifle or pistol, slingshot, arrow, or other similar devices designed or used to propel a projectile, in or over any property in the City. Such activities are strictly reserved to City authorized personnel.
- 15) No person shall fly or allow to be flown a self propelled aircraft, including but not limited to remote controlled model aircraft and drones, except in areas designated and identified for such purpose.
- 16) No person shall throw rocks, sticks, or other objects, which may endanger the safety of any other person.
- 17) No person shall dive, swim or engage in any water activity in an unsafe manner.
- 18) No person shall use abusive, threatening, obscene, or indecent language or gestures in a manner which causes a public nuisance.
- 19) No person shall fight, promote, instigate, or encourage fighting or similar violent conduct which would threaten the physical well-being of any person.
- 20) No person shall commit the act of public indecency as defined in ORS 163.465.
- 21) No person shall operate radios, television, musical instruments, and other noise producing devices, or otherwise cause unnecessary sound in such a manner and at such times so as to disturb other persons.
- 22) No person shall cause, attempt to cause, or bring about any public demonstrations or disturbances, or in any way create a public nuisance.
- 23) No person may make any noise that would reasonably disrupt normal sleeping activities during quiet hours; 10:00 p.m. to 7:00 a.m.
- 24) No person shall, within the City, refuse to disclose that person's identity to City personnel or law enforcement officer who requests such information.
- 25) No person shall obstruct, harass, or interfere with the official duties of City personnel or a law enforcement officer.



- 26) No person shall deposit any rubbish, garbage, glass or other litter except in receptacles designated for that purpose.
- 27) No person shall remove items from containers designated for recyclables, garbage, sewage, or waste.
- 28) No person shall dump household or commercial garbage.
- 29) No person shall depart from the campsite before removing all camping equipment and cleaning up the campsite.
- 30) No person shall maintain a campsite in an unsightly, unsafe, unclean, or unsanitary condition.

8.65.060 Private property.

- A. No person shall be permitted at any time to camp on sidewalks abutting private property, including businesses, due to the property liability implications associated with such a practice. The City shall not create an undue burden for private residences and private business owners.
- B. Persons loitering near private residences and private business are subject to trespass and removal from the property.
- C. Any personal property or rubbish shall not be allowed to be placed on or along sidewalks and/or pathways. The City retains the right to dispose of any such materials as deemed necessary by the City Administrator.

8.65.070 Method of financing and operating.

The City of Brownsville does not have the financial ability to operate the requirements of this unfunded mandate imposed by the State of Oregon. The City has made time, place and manner guidelines as allowed by law.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR
this 28th day of March, 2023.

Mayor Adam Craven

City Administrator Scott McDowell



LIVE UNITED



PROCLAMATION

April 2023

“Child Abuse Prevention and Awareness Month”

WHEREAS, children are valued in Brownsville and should live in a safe, healthy home; and

WHEREAS, in 2020, 14% Linn County children age 0-17 were living in poverty, 18.5% (2021) were food insecure and 4.7% (2019-20) students lacked stable housing; and

WHEREAS, preventing child abuse and neglect is a community value that depends on the involvement of people community wide in order to provide access to the resources needed for safe, healthy living; and

WHEREAS, child abuse and neglect not only directly harms children, but also increases the likelihood of health problems, poor education performance, substance abuse and early pregnancy. These problems can compound themselves as the child becomes an adult. Abuse and neglect are far reaching with no social economic group immune and children of all races and ethnicities are victims. Child abuse is a total community problem affecting all levels of society; and

WHEREAS, there were 306 substantiated cases of child abuse and neglect in Linn County during 2021. Statewide for 2021, 41.5% of abused children were 5 years old or younger; and

WHEREAS, during 2021, there were 17 Oregon children who died from causes related to familial/caregiver abuse and/or neglect; 12 of those who died were five years old or younger with 8 of these 12 being less than one year old; and

WHEREAS, The prevention of child abuse needs to be addressed by the entire community; and now, therefore, the Brownsville City Council proclaim April 2023 as **“Child Abuse Prevention and Awareness Month”** throughout Brownsville and calls upon all citizens, community agencies, religious organizations, medical facilities and businesses to increase their participation in efforts to support children and their families in living safe and healthy lives, therefore, helping to preventing child abuse and neglect.

IN WITNESS WHEREOF, I, Adam Craven, Mayor of the City of Brownsville, Oregon do hear by proclaim April 2023 Child Abuse Awareness Month this 28th day of March 2023.

ATTEST:

APPROVED:

Administrator Scott McDowell

Mayor Adam Craven

2023 Child Abuse Prevention & Awareness Month



PROCLAMATION

FIREFIGHTERS APPRECIATION WEEK

WHEREAS, the firefighter has been a part of America since early Colonial days; and,

WHEREAS, from the time of bucket brigades, the fire services has progressed to the modern fire departments and modern firefighting equipment of today; and,

WHEREAS, fire hazards have more than kept pace with our advanced technology and social progress. The American firefighter today must meet the challenge of fires caused by numerous new chemicals, explosives, combustible fibers, and other dangerous materials. Firefighters must be prepared to fight fires wherever they happen, in fields, on farms, in homes or any other places where fire occurs; and,

WHEREAS, those firefighting duties are often performed at great personal risk and sacrifice to each firefighter; and,

WHEREAS, the services of firefighters are among the first to be sought in other emergency situations. Whether to rescue a stranded child, or to give aid and comfort to victims of a natural disaster, the firefighter stands ready to serve their community at all times, day and night; and,

NOW THEREFORE I, Mayor Adam Craven of the City of Brownsville, do hereby proclaim the week of **April 3rd 2023**, as **Firefighter Appreciation Week** in the City of Brownsville. I invite the people of the City of Brownsville, to observe this week with thoughtfulness and appreciation that honor our firefighters – both career and volunteer – who, by faithful and dedicated service to their communities, are safeguarding the lives and property of their fellow citizens.

Dated this 28th day of March, 2023.

ATTEST:

APPROVED:

S. Scott McDowell
City Administrator

Adam Craven
Mayor

Linn County Pioneer Association

PO Box 57

Brownsville, Oregon 97327

LCPA1887@gmail.com

March 3, 2023

Dear City of Brownsville:

The Linn County Pioneer Association is *requesting* permission to close the following roads during the 2023 Linn County Pioneer Picnic.

Friday, June 16: Park Street and Main Street for the Kiddies Parade for 12:55-1:30 pm

Saturday, June 17: Main Street, Kirk Ave, Spaulding Way, and Standard Ave. From 9:55am to 11:00am

Sunday, June 18: Park Street for the Dam Run from 6am to 10:30 am

Please *let me* know if you need anything else from us.

Thank you,

Holly Gosda

Secretary

Linn County Pioneer Association



Proposal for Professional Services

Multi-City Rural Coalition

Government Relations Scope of Work and Proposal – Phase 1

Phase 1 of our Government Relations Engagement Strategy creates a foundation that will allow our Cities to begin to engage their electeds in meaningful State-level policy discussions in the 2024 legislative short session.

Scope of Proposed Work

1. Coalition Leadership Session – 5 Cities Leadership

Mid-Late April

- Why This is Important
- Policymaker Engagement
- Legislative Policy Committees
- Tools and Information
- Developing Common Ground and Strategies

2. Council Training & Support Sessions – Each City Leadership/Council

May - October

- Importance of Policy Committees
- Seats at Tables
- Policymaker Engagement
- Tools and information

3. Strategic Alignment Session – All Cities/Councils

December

- Discuss principles/rules to guide engagement:
 - Policy and budget priorities
 - Vision/Mission
 - When, Why, How and Who

Continued...

- **Leveraging Staff and Council**
 - Help Pay Attention
 - Existing Relationships
 - Measures for Protecting the Brand
- **Establish procedures for consensus-building/direction**

4. Additional Services & Information – All Cities/Councils

Ongoing

- **Registered as Clients of Tate Public Affairs***
- **Visiting/observing Councils; availability for questions/presentations**
- **Available to 5 Cities for consultation as needed.**

Professional Services Fees

\$1,000.00 / month beginning 3/1/2023*

+ Reimbursement of reasonable and customary expenses. With 12-month agreement

* Registration with OGEC; listed as clients on Tate Public Affairs website and with Capitol Club.



Sean Tate Proposal Ideas

February 6th, 2023

Scope | Phase I

- ★ Councilor Education
 - Purpose of Internal Policy Committee
 - Proactive Policy Statements
 - Shared Purpose
 - Templates

- ★ Leverage
 - Staff & Council
 - Regional Agenda Items, developing strategies
 - Regional Awareness

- ★ Recognition
 - Seats at the Table
 - Where is the table?
 - How to effectively engage?
 - Telling the cities story effectively

- ★ Tools of the Trade
 - OLIS Overview
 - Succinct Narratives
 - Effective Inputs
 - Message Penetration

- ✱ Prepare two sessions with basic information tailored for the coalition leadership group.

- ✱ Prepare one or two sessions with each City.

- ✱ Prepare joint session with all cities.



City of Brownsville
APPLICATION FOR COMMISSION/COMMITTEE/BOARD MEMBER

Name: Shannon Bremner		Date: 03-10-2023	
Present Address: 807 Northpoint Loop			
City/State/Zip: Brownsville, OR 97327			
Phones:	Work:	Home:	Cell: 541-979-4624
Email: shannonbremner123@gmail.com			
Years Lived In Brownsville: 3			
Occupation:			
Education: Bachelor degree in Gerontology			
Address for Past 5 Years:			
City/State/Zip:			
Registered Voter: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Resident of Brownsville: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Commission/Committee/Board Applying For (excluding City Council and Mayor position):			
<input type="checkbox"/> Budget Committee		<input type="checkbox"/> Parks & Open Space Advisory	
<input type="checkbox"/> Library Board		<input checked="" type="checkbox"/> Other (Specify) Legislative Advocacy & Policy Committee	
<input type="checkbox"/> Planning Commission			
Why you want to apply: I would love the opportunity to be more involved with the development of building our future community and to serve the people of our great town.			
What experience/expertise/interest do you have for this group?			
I'm very organized and a great team player. Over the last few years our rights and freedoms have slowly been chipped away at and I feel that it's time to start fighting back in the best way we can which is by starting at that local level. I make it an everyday point to stay up to date on current political and geopolitical events.			

When you apply, it is understood that you will be volunteering to attend all meetings and to actively participate. Commissions/Committees/Boards generally meet once monthly during the evening hours. Some groups may meet more often, if necessary. THIS FORM IS NOT AN APPLICATION FOR A CITY COUNCIL OR MAYOR POSITION.

A resume may be attached to this application but is not required.

For City Use Only

Dated Received: _____ Mayor's Decision: _____
--



Community Services Program

1400 Queen Avenue SE, Suite 206 • Albany, OR 97322
541-924-4539 • FAX 541-924-4544

MEMORANDUM

DATE: March 3, 2023

TO: Brownsville City Council

FROM: Alicia Lucke, Community Services Program (CSP) Manager

RE: ***Meals on Wheels (MOW) Service to Brownsville Residents***

MOW serves specifically formulated meals to aging homebound adults, adults with disabilities who often live alone, and those with limited resources or ability to care for themselves in two ways: 1) through a dining room atmosphere at the meal site for those able to travel, and 2) through volunteers delivering hot meals directly to the client's front door.

Thank you for your continued support of *Meals on Wheels*. As a committed community partner, you know that this support provides hot, nutritious meals delivered to clients in your community. We want to show you what your support means to the health of Brownsville's residents.

MOW specifically targets older adults in poor health, with low income, and with limited or no support structure. Food insecure seniors are 50% more likely to be diabetic, 60% more likely to have congestive heart disease, and 75% more likely to suffer from depression. High nutrition risk, a social determinant of health, often results in increased medical expenses due to frequent hospitalizations and nursing home stays and is a major cause of Medicare related hospital readmissions.

The total value of services delivered to Brownsville residents in 2022 was approximately **\$41,198**. During that period, *MOW* served by delivering **3,662** hot nutritious meals to the doors of **51** homebound residents in Brownsville.

We kindly request a donation of \$1,300 from the City of Brownsville this year to support ongoing meal service and health and socialization check-ups.

One hundred percent of your contribution goes to providing meals—and providing a daily well-check, a physical safety check, and a friendly visit—to the most vulnerable residents in your community. I would be happy to talk with you, share information about *Meals on Wheels*, and its impact on your residents. Thank you for thoughtfully considering your support of *Meals on Wheels* and the Brownsville residents we serve. Thank you for your consideration and for your continued support.

March 14, 2023

S. Scott McDowell
City Administrator

Scott,

Thank you for your prompt attention to my e-mail concerning the unsafe intersection at the corner of Butte St. and North Ave. I have talked with residents on Butte St., Westview Ave., North Ave. and School Ave. and obtained signatures on the enclosed petition of those who are concerned about the safety of the intersection and are requesting that the curb on the Eastside of Butte St. be painted yellow.

If cost is an issue I would be happy to buy the paint and paint the curb.

Sincerely,

A handwritten signature in black ink that reads "Cheryl Haworth". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Cheryl Haworth
302 School Avenue
(541) 990-2712

PETITION

We, the residents on School Hill, in the City of Brownsville, Oregon hereby request the City to paint the curb yellow for a distance of approximately fifty feet on the east side of Butte Street starting at the intersection of Butte and North Streets for the following reasons:

1. Vehicles parked on the east side of Butte Street within 50 feet of the intersection are hidden from the view of drivers travelling east on North Street approaching the intersection.
2. The view of drivers travelling east on North Street intending to turn right onto Butte Street is blocked requiring the drivers to swing widely into the east side of Butte Street and potentially hitting any vehicles parked on the east side of Butte Street.
3. Vehicles parked on the east side of Butte Street within 50 feet of the intersection force drivers approaching the intersection from the south to stop on the left side of the street for the stop sign. Drivers then need to proceed into the intersection to be able to see if any cars are approaching from either the right or the left.
4. There have been multiple near misses at this intersection created by vehicles parked on Butte Street within 50 feet south of the stop sign.
5. Butte Street immediately south of the intersection is too narrow to safely allow the passage of two vehicles travelling in opposite directions if a vehicle is parked within 50 feet of the intersection.

Respectfully submitted

<u>Signature</u>	<u>Address</u>	<u>Date</u>
<u>Print Name</u>		
1. <u>Michael P. Doren</u>	<u>Brownsville OR</u> <u>785 BUTTE ST.</u>	<u>2-19-2023</u>
2. <u>MICHAEL P. DOREN</u>	<u>785 BUTTE ST BROWNVILLE</u>	<u>2-19-2023</u>
3. <u>Betty A. Doren</u>	<u>702 School Ave</u>	<u>2-23-23</u>
3. <u>Ken Alexander</u>	<u>Brownsville</u>	<u>2-23-23</u>
4. <u>Royce V. Alexander</u>	<u>7085 Main St Sald</u>	<u>2-23-23</u>
4. <u>Teresa Alexander</u>	<u>702 School Ave</u>	<u>2-23-23</u>
5. <u>Carla Alexander</u>	<u>702 School Ave</u>	<u>2-23-23</u>
6. <u>Carla V Alexander</u>	<u>100 School Ave</u>	<u>2-23-23</u>
6. <u>Lynne W Stein</u>	<u>100 School Ave</u>	<u>2-23-23</u>
7. <u>Kenneth Stein</u>	<u>212 School Ave</u>	<u>2-27-23</u>
7. <u>Jeremy Carrier</u>	<u>212 School Ave</u>	<u>2-27-23</u>
8. <u>Angie Carrier</u>	<u>212 School Ave</u>	<u>2-27-23</u>
8. <u>Angie Carrier</u>	<u>212 School Ave</u>	<u>2-27-23</u>
9. <u>Brian V. Doren</u>	<u>365 School Ave</u>	<u>2-27-23</u>
9. <u>Doreen E. Doren</u>		

PETITION

We, the residents on School Hill, in the City of Brownsville, Oregon hereby request the City to paint the curb yellow for a distance of approximately fifty feet on the east side of Butte Street starting at the intersection of Butte and North Streets for the following reasons:

1. Vehicles parked on the east side of Butte Street within 50 feet of the intersection are hidden from the view of drivers travelling east on North Street approaching the intersection.
2. The view of drivers travelling east on North Street intending to turn right onto Butte Street is blocked requiring the drivers to swing widely into the east side of Butte Street and potentially hitting any vehicles parked on the east side of Butte Street.
3. Vehicles parked on the east side of Butte Street within 50 feet of the intersection force drivers approaching the intersection from the south to stop on the left side of the street for the stop sign. Drivers then need to proceed into the intersection to be able to see if any cars are approaching from either the right or the left.
4. There have been multiple near misses at this intersection created by vehicles parked on Butte Street within 50 feet south of the stop sign.
5. Butte Street immediately south of the intersection is too narrow to safely allow the passage of two vehicles travelling in opposite directions if a vehicle is parked within 50 feet of the intersection.




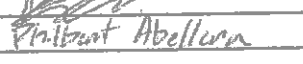
Respectfully submitted

<u>Signature</u>	<u>Address</u>	<u>Date</u>
<u>Print Name</u>		
<u>[Signature]</u>	210 School Ave Brownsville OR 97327	2/19/23
Lisa Cogdon		
<u>[Signature]</u>	100 School Brownsville	2/19/23
Scott Brown		
<u>[Signature]</u>	707 Butte St Brownsville	97327
Chuck Watkins		
<u>[Signature]</u>	212 School Dr Brownsville	
Robert Matthews		
<u>[Signature]</u>	723 Westview St. Brownsville	97327 2/19/23
George Nazin		
<u>[Signature]</u>	723 Westview St. Brownsville	97327 2/19/23
Anita Sartha		
<u>[Signature]</u>	310 School Ave Brownsville OR	97327 2/23/23
Scott Brown		
<u>[Signature]</u>	310 School Ave Brownsville OR	97327
Sandra Brown		
<u>[Signature]</u>	310 School Ave Brownsville	OR 97327
Jesse Lee III		
<u>[Signature]</u>	305 School Ave Brownsville OR	97327
Kathleen A Baule		

We, the residents on School Hill, in the City of Brownsville, Oregon hereby request the City to paint the curb yellow for a distance of approximately fifty feet on the east side of Butte Street starting at the intersection of Butte and North Streets for the following reasons:

1. Vehicles parked on the east side of Butte Street within 50 feet of the intersection are hidden from the view of drivers travelling east on North Street approaching the intersection.
2. The view of drivers travelling east on North Street intending to turn right onto Butte Street is blocked requiring the drivers to swing widely into the east side of Butte Street and potentially hitting any vehicles parked on the east side of Butte Street.
3. Vehicles parked on the east side of Butte Street within 50 feet of the intersection force drivers approaching the intersection from the south to stop on the left side of the street for the stop sign. Drivers then need to proceed into the intersection to be able to see if any cars are approaching from either the right or the left.
4. There have been multiple near misses at this intersection created by vehicles parked on Butte Street within 50 feet south of the stop sign.
5. Butte Street immediately south of the intersection is too narrow to safely allow the passage of two vehicles travelling in opposite directions if a vehicle is parked within 50 feet of the intersection.

Respectfully submitted

	<u>Signature</u>	<u>Address</u>	<u>Date</u>
	<u>Print Name</u>		
1.		302 School Ave	2-19-2023
2.		" " "	3/2/2023
3.	 	235 North Ave Brownsville 97527	2-14-2023
4.	_____	_____	_____
5.	_____	_____	_____
6.	_____	_____	_____
7.	_____	_____	_____
8.	_____	_____	_____
9.	_____	_____	_____



www.ci.brownsville.or.us

City Hall
 255 N. Main Street • P.O. Box 188
 Brownsville, OR 97327 • 541.466.5666
 Fax 541.466.5118 • TT/TDD 800.735.2900

February 24th, 2023

Cheryl Haworth
 302 School Avenue
 Brownsville, Oregon 97327

Re: Email | Unsafe Intersection

Dear Cheryl,

Recently, you forwarded an email about an unsafe intersection at the corner of Butte Street and North Avenue and suggested that the City consider painting the curb yellow to prevent parking on that portion of the street. The City's procedure requires the Public Works Superintendent and the City Administrator to review such requests to evaluate locations based on aspects such as vision clearance, signage, traffic volume and any other factors that may be present. The City receives many requests for curb painting and signage throughout the year.

Staff reviewed the intersection in question on Thursday, February 23rd, 2023, to assess the need for painting the curb and to consider any other necessary mitigation efforts that may be warranted. Our inspection concluded that there is ample visual clearance for the intersection in every direction and very light traffic on this street. The signage is in good order and there is a clearly visible stop bar. In our opinion, the current conditions do not warrant any changes to the street at this time.

Sincerely,

S. Scott McDowell
 City Administrator

Karl Frink
 Public Works Superintendent

c. Mayor & Council
 File



ADDENDUM #2

Council and the Central Linn Recreation Association approve the following contract addition(s):

1. Council agrees to extend special permission to the Central Linn Recreation Association starting April 1st, 2023 through July 1st, 2023 for the purpose of locating a temporary storage unit for the baseball/softball program. The size of the temporary storage unit shall not be larger than the comparable PODS 8' unit. The location of the unit will not require a City permit.
2. The City's Public Works Superintendent shall have the final approval authority in the location of the temporary unit in Pioneer Park.
3. The Central Linn Recreation Association will be solely responsible for all the costs associated with the placement and rental of any temporary structure.
4. The Central Linn Recreation Association will be solely responsible for any damages to the unit, any stolen items, or any other claims arising from the placement and usage of this temporary storage unit through this special arrangement. The Association holds the City harmless from any and all claims that may be associated with this special permission.
5. Both parties will review the addendum in March 2023.

CITY: CITY OF BROWNSVILLE

OPERATOR: BROWNSVILLE
RECREATION CENTER, INC.

Adam Craven
Mayor

Katy Kallai
CLRA President

Date:

Date:

S. Scott McDowell
City Administrator

Date:



Public Trees & the Right-of-Way [Update]

The City passed an ordinance nearly twenty years ago as part of the Tree City Program that designates a series of requirements or best practices for tree maintenance in the right-of-way. It is illegal for a resident to remove a tree in the right-of-way without expressed consent of the City. The City gets requests throughout the year for removal and trimming of public trees. The City uses several tree services to maintain the City's "urban forest" including trees in Pioneer Park and on all City owned property. Public Works does their fair share of trimming and pruning trees too.

Sometimes, citizen requests for a tree removal requires the City to provide an official opinion from a certified arborist. When there is a disputed tree in question, the certified arborist is essential in making the final determination on a continuous tree. Tree removals can be expensive and, in some cases, dangerous which is why the City contracts certain removals.

The City also has a tree service review the tree canopy in Pioneer Park to proactively maintain healthy trees and to prevent potential injury from dangerous or damaged trees that we may not be able to physically see. Heavy winter winds can cause widescale damage that can create a fair amount of liability to the City.



www.ci.brownsville.or.us

City Hall
 255 N. Main Street • P.O. Box 188
 Brownsville, OR 97327 • 541.466.5666
 Fax 541.466.5118 • TT/TDD 800.735.2900

March 15th, 2023

Request for Action
Clean Up Day is April 1st, 2023!

Dear Resident:

The City regularly reviews all properties in town to ensure general compliance with the Brownsville Municipal Code, Chapter 8.30, Nuisances. The City recently noticed non-compliant item(s) that should be removed from your property. We wanted to let you know about the upcoming Clean-Up Day which may help you by saving you time and money to comply with the ordinance.

The event will be held on **Saturday, April 1st, 2023**, in the Rec Center parking lot, behind City Hall at 255 N. Main Street. The crew will be there from 7:00 a.m. to 3:00 p.m. On the back of this letter, you will find a list of what is acceptable and what is not acceptable at this event. You will need to show your Sweet Home Sanitation bill to participate in this free service. Also be aware that you will be responsible for unloading your own items at the event.

Curb side pickup will not be available unless you have special needs, are elderly, and/or physically challenged. If you require this service, you will need to contact Sweet Home Sanitation directly at least forty-eight (48) hours before the event to schedule a pickup. If you have questions about the process or items that will be accepted, please contact Sweet Home Sanitation directly. They can be reached at (541) 367-2535.

The City hopes you will be able to take advantage of this free service. If you have any questions or concerns, please feel free to contact me or Administrative Assistant Tammi Morrow at your convenience.

Sincerely,

S. Scott McDowell
 Administrator

c: Mayor & Council
 File

Sweet Home Sanitation – Clean Up Day

Acceptable Items:

- Old Lumber (smaller than 4 ft. lengths)
must also be bundled and easy to handle
- Old Appliances
- Scrap Metal
- Yard Debris (smaller than 4 ft.)
- Passenger & Light Truck Tires
(4 max per vehicle)

Unacceptable Items:

- No Household Garbage
- No Loose Trash
- No Liquid Waste, Paint, or
Pesticides
- No Large Truck Tires



Commissioners extend comment period for Millersburg land use issue

ALBANY — After a brief Public Hearing Tuesday morning, Linn County Commissioners Roger Nyquist, Sherrie Sprenger and Will Tucker agreed to accept written comments concerning a proposed land swap in Millersburg open for 72 hours, give Millersburg officials time to respond and hold another public hearing at 10 a.m. on March 14 at the Linn County Fair & Expo Center.

The City of Millersburg wants to move 167-plus acres near the southwest corner of the city out of its Urban Growth Boundary and trade that for an adjacent 163 acres. Both properties are zoned for farming, although the 163 acres is considered better farm ground than what it would replace, which is allowed by land use planning rules. The 167 acres is a young hazel nut orchard.

The county held a Public Hearing on the issue on January 24, but at that time, the city’s representatives did not offer many details about why they have made this proposal, nor what type of industry might buy the property in question. After that meeting, the city held a public meeting at the Linn County Fair & Expo Center and provided information that a company called Sofidel, which is based in Tuscany, Italy, is interested in developing a paper mill at the site. Sofidel is a global company that makes everything from paper towels to toilet paper. To the county’s knowledge, no purchase contracts have been signed.

At the January 24 hearing, area farmers opposed the “swap” saying the prime farmland should not be taken out of production and that the City of Millersburg should not creep farther westward and onto adjoining farmlands. After the January 24 hearing, the Board of Commissioners provided time for written comments for or against the proposal, plus time for rebuttal by the city.

It was during this time period that one person among many who commented, noted that the City of Millersburg had held the public meeting and that it was reported on in a local social media blog.

Tuesday, Board Chairman Nyquist said he believed the public should have a right to comment since so much new information was made available at the Millersburg meeting.

He said the commissioners can take “compatibility” into considering when looking at land use requests. He added that the term “compatibility means different things to different people.”

Commissioner Tucker reminded his fellow commissioners that the decision criteria do not include the type of business that might go on the property.

“Our decision has nothing to do with what’s coming there,” Tucker said.

But Chairman Nyquist there is an issue of “optics and a sense of fairness.”

“At the January 24 Public Hearing, the client didn’t seem to know much about what type of industry was interested,” Nyquist said. “It just wasn’t done in a way that gave members of the public an opportunity to speak. The record seems to be incomplete, or just not correct.”

Commissioner Sprenger said that while she is always anxious to get land use issues settled as quickly as possible, she was “hesitant to close the door” on comments just yet.

Written comments will be accepted until 5 p.m. on Friday, March 10 at the Board of Commissioners, 300 4th Ave. SW, Albany, OR 97321 or mmeyer@co.linn.or.us.

Media contact: Alex Paul, Linn County Communications Officer, 541-967-3825 or email apaul@co.linn.or.us.

Alex Paul

Linn County Communications Officer
541-967-3825



Commissioners deny Millersburg land use request

ALBANY — Tuesday morning, the Linn County Board of Commissioners denied a land use request by the City of Millersburg, after studying the issue over parts of three meetings that started in January.

Commissioners Roger Nyquist and Sherrie Sprenger approved a motion to deny the city’s request and Commissioner Will Tucker voted against the motion.

Members of the Planning Commission had previously voted unanimously to deny the city’s request as well.

The City of Millersburg wanted to move 167-plus acres near the southwest corner of the city out of its Urban Growth Boundary and “swap” that property for a nearby 163 acres, which is allowed by state land use laws and county land use rules. Both properties are zoned Exclusive Farm Use, but the 163 acres is considered better farm ground than that which it would replace, which is currently a young hazel nut orchard.

Millersburg wants the swap because there is interest in developing a paper-products mill by an Italian-based company, although they have not purchased the property.

Neighboring farmers strongly opposed the swap citing the high productivity of the 163 acres and their opposition to the city’s boundary moving west of the railroad tracks, which for decades has been an unofficial dividing line between town and country, although the city’s Urban Growth Boundary actually already extends beyond the tracks.

After further discussion, Commissioner Nyquist said he was especially concerned about water issues on the 167 acres. He has concerns that property near the retaining ponds had some contamination based on their history and he could not assure adjacent property owners that contamination would not encroach onto their property with routine farming operations that would disturb the soil.

In his move to deny the land use request, Commissioner Nyquist cited criteria for plan map amendments including: “The presence of any development limitations including geologic hazards, flood hazards or water quality or quantity will not have a significant effect on land uses permitted through the amendment.”

Commissioner Nyquist noted that farmers in the Dever-Conner area and the City of Millersburg have always had a good working relationship and he hopes that will continue. He added that the farm ground in that area is among the best in the region.

Commissioner Sprenger said the county wanted to provide everyone “with and opportunity to come to the table and have their voice heard.”

She also pointed out that to her knowledge, it is the first time the Planning Commission was unanimous on a decision of this type.

She added that “once farmland of this quality is lost, it is lost forever. It’s a big deal to me.”

Commissioner Tucker said two holding ponds on the International Paper property are not included in the land use request and the City of Millersburg has plans to make the swap “compatible” with area needs. He believes Millersburg’s request meets both state and county land use codes.

An Urban Growth Boundary issue of this type cannot be appealed.

In other business, the commissioners:

— Ratified a Homeless Emergency Declaration they had submitted to the State last week. The declaration notes that Linn County has a higher rate of homelessness than Multnomah County on a per capita basis. The declaration intends to seek a portion of state funds Gov. Kotek has earmarked for homeless issues. The declaration could help the City of Sweet Home, which has also declared an emergency and recently opened a homeless encampment on property donated to the city by the county. Although all three commissioners voted in favor of the declaration, Commissioner Nyquist said the state is at least partially at fault because it has not provided enough beds or mental health hospitals to meet



demand, has downgraded felony drug charges to misdemeanors and has imposed a land use system that makes building affordable housing challenging. Commissioners Sprenger and Tucker said the declaration sets the county up for potential financial assistance from the state.

— Were told by Planning & Building Director Steve Wills there were 239 non-structural permits issued in February and seven permits for dwellings. There were 17 new code enforcement cases opened and 15 closed. There are 177 total open cases.

— Approved implementing an updated Construction Excise Tax approved by the Greater Albany Public Schools of \$1.26 per square foot of residential property and 63 cents per square foot of commercial property, up from \$1 and 50 cents respectfully.

— Appointed Mellissa Barnard to the County Planning Commission.

— Approved the purchase of \$450,000 in oil rock from Knife River and RiverBend Materials to supply several upcoming road projects.

— Approved participation in the 2023-25 Community Dispute Resolution Program. Linn County would received about \$35,913 in grant funding, up from \$28,404.

— Approved participation in the national opioid settlement with Teva, Allergan, CVS, Walgreens and Walmart.

— Donated a 2002 Chevrolet passenger van to Albany Helping Hands shelter to be used to transport people with medical issues to local Urgent Care or Emergency Departments instead of by taxi or ambulance.

— Approved a major amendment to the Harrisburg Urban Renewal Plan. The City of Millersburg wants to move 167-plus acres near the southwest corner of the city out of its Urban Growth Boundary and trade that for an adjacent 163 acres. Both properties are zoned for farming, although the 163 acres is considered better farm ground than what it would replace, which is allowed by land use planning rules. The 167 acres is a young hazel nut orchard.

Media contact: Alex Paul, Linn County Communications Officer, 541-967-3825 or email apaul@co.linn.or.us.

Alex Paul

Linn County Communications Officer
541-967-3825



THE DYER PARTNERSHIP
ENGINEERS & PLANNERS, INC.

March 9, 2023

Jay MacPherson, PE, Plan Review Coordinator
Oregon Health Authority, Public Health Division, Drinking Water Program
444 A Street
Springfield, Oregon 97477

RE: City of Brownsville – OR4100152
Water System Improvements – Water Line Exemption

Dear Mr. MacPherson:

With this letter, the City of Brownsville requests to maintain their plan review exemption status.

The City has a current Water Master Plan, which was approved by Oregon Health Authority in 2013.

In 2022 the City's water system was extended with the construction of the River's Edge subdivision, Phase III. Approximately 860 linear feet of 8-inch diameter water line was installed as part of the project. The plans were reviewed by our office and construction was completed in conformance with OAR 333-061-0050.

The City certifies that future main extension work will be completed and carried out in conformance with OAR 333-061-0050 Construction Standards; and that they will contract with an Oregon Professional Engineer to provide the engineering services with qualified staff effectively supervising the projects.

Please give me a call if additional information is required.

Sincerely,

Ryan Quigley, P.E.
The Dyer Partnership Engineers & Planners, Inc.

cc: S. Scott McDowell, City of Brownsville

S. Scott McDowell

From: Oregon Cascades West Council of Governments <mwalker@ocwcog.org>
Sent: Friday, March 10, 2023 10:59 AM
To: admin@ci.brownsville.or.us
Subject: March Region360 Newsletter



**OCWCOG
VOLUNTEER
NOMINATED FOR
SERVICE AWARD**

Long-time OCWCOG volunteer and Albany community member Lynn Stimson was nominated for the Albany Area Chamber of Commerce Distinguished Service Award. Lynn has been serving as a volunteer Senior Health Insurance Benefits Assistance (SHIBA) counselor for 14 years.

As a counselor, Lynn assists Medicare beneficiaries, their loved ones, and community members in understanding their Medicare insurance choices and rights. She keeps up with yearly training requirements and often exceeds them substantially to stay up to date on plan options, financial assistance, and special circumstances for the people she assists. Always willing to go above and beyond, Lynn never is one to shy away from tough cases and is always an advocate for the

individuals she serves. Lynn has assisted numerous classes, held hundreds of one on one appointments, answers frequent phone calls question, and is always volunteering to do more for the Medicare beneficiaries in our community. She gives back to the SHIBA program by training new counselors and giving them hands-on experience by allowing them to shadow her appointments.

Lynn puts her heart into advocating for seniors and people with disabilities regarding their healthcare options. It is admirable that after retirement she has dedicated her energy and countless hours to helping our community members feel confident that they are making informed decisions about their healthcare.

Thank you, Lynn, for your incredible service to the region and dedication to go above and beyond!



Lynn with Taylor Thorn and Alicia Lucke at the Distinguished Service Awards Banquet.

A NOTE FROM THE DIRECTOR



March is here and although the weather may be deceiving, we are just a few weeks away from the official launch of spring. Before we know it, clocks will spring forward, we'll be sharing Spring Break memories with each other, and the first quarter of the calendar year will come to a close.

This month we will begin sharing our 2022 Annual Reports with member governments, providing them a snapshot of the work that is done in each of their communities by the amazing staff and volunteers that make up the agency. As a lifelong social worker, I appreciate the connections that are made when I can spend time in the community with the members we serve. I am looking forward to visiting local city council meetings throughout the year, meeting new faces, and exploring how we can work together to better serve the region.

One of our Strategic Priorities for the next three years is to dive into how we can grow in Diversity, Equity, and Inclusion as an agency. DEI is also one of the agency Values our staff selected, and I am excited to say that we have made steps toward learning what this growth will look like for us as an agency. Beginning next month, we will bring on a DEI Contractor to help us understand where we are now and our path forward in this area. All throughout our communities, we have people who are in extremely vulnerable situations who we should be serving. They may not speak English as their first language, they may have fears about working with government agencies, they may have been treated poorly by any number of agencies or people because of their race, ability, sexual preference, age, language or other factors, or maybe just don't even know about us and our services. However, we have a responsibility to serve, to serve everyone who is eligible; not just those who are comfortable/able/willing to find us and navigate our processes in our language. Taking this journey into better understanding ourselves will equip us to better engage our communities and each other.

Ryan Vogt, OCWCOG Executive Director

**AGENCY
VALUES**

**COMPASSION • COLLABORATION
DIVERSITY, EQUITY & INCLUSION • INTEGRITY • RESPECT**



CASCADES WEST BUSINESS LENDING HELPS LOCAL BREWERY OWNERS GROW

Oregon Cascades West Business Lending assisted Matt and Amy White with a \$50,000 Lincoln County Loan Fund to assist in the purchase of machinery and equipment to help them with expanding Beachcrest Brewery. Beachcrest is a small-scale microbrewery and taproom located in Gleneden Beach in the shops at Salishan Resort & Spa.

The Beachcrest taproom offers a variety of unique brews that include creative modern American styles along with classic European ones, creating a tap list that rotates regularly. In addition to great brews, they have a full menu of wood fired pizzas that offers both traditional favorites and seasonal specials .

Beachcrest rang in 2023 by celebrating their four year anniversary with a special event and two special anniversary beer releases. Congratulations on four great years, and cheers to many more!

Visit Beachcrest Brewing Company!
7755 N. Highway 101 Gleneden Beach, OR
in the Salishan Marketplace



LEARN MORE ABOUT AVAILABLE CASCADES WEST BUSINESS LENDING LOAN PROGRAMS

Didi Aho, Loan Officer
Loans@OCWCOG.org
541-812-1920

LEARN MORE 



**MARCH
FOR
MEALS**
WITH
MEALS ON WHEELS
LINN, BENTON, LINCOLN

JOIN US IN CELEBRATING MEALS ON WHEELS THIS MONTH!

#MARCHFORMEALS

Join us this month for the March for Meals campaign! The annual March for Meals celebration commemorates the historic day in March of 1972 when President Nixon signed into law a measure that amended the Older Americans Act of 1965 to include a national nutrition program for seniors 60 years and older. This critical support and federal funding has fueled the growth of the Meals on Wheels network for more than 50 years.

During the month, community-based Meals on Wheels programs from across the country will join forces for the annual awareness campaign to celebrate this successful public-private partnership and garner the resources needed to reach every senior in need of a nutritious meal, friendly visit, and safety check. We are so grateful for our volunteers and staff that serve those in need right here in the region.

“March is an important time for us to come together to ensure that Meals on Wheels is there for all of our senior neighbors in need,” said Ellie Hollander, President and CEO of Meals on Wheels America. “The demand for services is already great and approximately 12,000 Americans are turning 60 every day. We must maintain and expand the programs that have helped so many get through this unprecedented time in our nation’s history. We can’t do it alone. It takes all of us to keep the nationwide Meals on Wheels movement going.”

JOIN US TO #MARCHFORMEALS THIS MONTH!

TAKE ACTION



VOLUNTEER

We are looking for
KITCHEN STAFF and DRIVERS
for many of our MOW locations!
CALL 541-924-8438

DONATE

Help support the Meals on
Wheels program!

LEARN MORE 


UPCOMING EVENTS

March 21 @ 1pm | Medicare 101 Course – Corvallis
April 4 | Virtual Ask A Financial Coach Series (Savings)
April 11 | Non-Profit and Public Service Fair at OSU *Come Visit Us!*

[FIND EVENT DETAILS](#)

CAREER OPPORTUNITIES

APS Specialist, Albany/Toledo
Case Managers, Albany/Toledo
Community Economic Development Director, Albany
Contracts Coordinator, Albany
Eligibility Specialist, Albany/Toledo
Housing Navigator, Albany/Toledo
Housing Coordinator, Albany
Program Supervisor,
Program Manager, Albany/Toledo
Project Manager, Albany
Workstation Support Specialist, Albany

[LEARN MORE](#) 

MEMBER GOVERNMENTS | COUNTIES Linn, Benton, and Lincoln **CITIES** Adair Village, Albany, Brownsville, Corvallis, Depoe Bay, Halsey, Harrisburg, Lebanon, Lincoln City, Millersburg, Monroe, Newport, Philomath, Siletz, Sodaville, Sweet Home, Tangent, Toledo, Waldport, and Yachats **SOVEREIGN NATION** Confederated Tribes of Siletz Indians **PORT** Port of Newport





DATE: February 27, 2023

TO: House Committee on Economic Development and Small Business
Oregon State Legislature

FROM: Rural Economic Alliance (REAL)

RE: **Support for HB 2199, HB2258 and HB2663**

The Rural Economic Alliance (REAL) supports extending the sunsets of the enterprise zone, and Regionally Significant Industrial Site program (RSIS) programs, along with significant capitalization of RSIS.

REAL is a group of rural communities in Linn and Benton Counties that includes the cities of Adair Village, Sweet Home, Lebanon, Brownsville, Monroe, Halsey, Philomath, and Harrisburg. Formed in 2018, REAL recognized that economic vitality for rural communities depends on a regional approach and coordination. The purpose of the group is to provide better support for small businesses and entrepreneurs in our region, to pool resources to attract new businesses, and to advocate for businesses in rural communities.

Extending the Enterprise program will allow the cities in our region to continue to leverage this powerful economic development tool to draw new investments to our region and help retain and expand existing operations. Enterprise zones are sponsored by the local government and serve as one of the only tools we have to attract economic growth and high paying jobs.

The RSIS program allows local governments apply for tax reimbursements for costs to make industrial-zoned land ready for development. Eligible expenses for reimbursement can be planning, engineering, construction, bringing utilities to the site, wetland mitigation and other site readiness costs. This program has been severely under-utilized due to a lack of funding. Our alliance members highlight the need for funding to help local governments develop shovel ready industrial lands to support advanced manufacturing.

REAL further recommends that the inclusion of RSIS extensions and funding be included in the first Semiconductor package, a legislative package that will set the framework for Oregon to stay competitive in the national semiconductor industry and help companies who want to locate or expand in Oregon get funding from the federal CHIPs Act. The use of RSIS can benefit semiconductor site readiness, as well as all other advanced manufacturing growth in our communities.



State of Oregon
Department of Environmental Quality
 700 NE Multnomah St., Suite 600
 Portland, OR 97232

State of Oregon
 Department of Environmental Quality

Opportunities for local governments

Under the new law, DEQ will assess local interest in expanding collection options and recycling depots. Look for a needs assessment survey from DEQ contractor, Eunomia Research & Consulting, in early 2023 asking how your community would like to expand recycling services.

Those who complete the needs assessment survey and express interest in expanding recycling services will be eligible to receive funding under this new system beginning in 2025.

Expansion of services will begin in 2025 after the PROs work with participating local governments and service providers to determine what service expansions will be funded.

Examples of services expansion include but are not limited to:

- **new or expanded curbside collection** of covered recyclable materials including roll carts, educational materials and collection trucks;
- **new or expanded depots** for covered recyclable products including containers, equipment, and new staff;
- **new recycling reload facilities** if needed. For example, compactors, containers, or other equipment; and
- **other system improvements** to be determined



Plastic Pollution and Recycling Modernization Act

There are BIG changes coming to recycling in Oregon!

What local governments and service providers need to know:

There are changes coming to Oregon's recycling system relevant to the communities you serve. This mailer contains information and resources about how these changes will impact your community.

The Plastic Pollution and Recycling Modernization Act updates Oregon's recycling system by building on local community programs and leveraging resources from producers, creating a system where everyone in Oregon has the same opportunities to recycle. The law requires producers of packaging, printing and writing paper and food serveware to share responsibility for the effective, responsible handling of their products after use.

The new law became effective Jan. 1, 2022, and program implementation begins in July 2025. RMA builds on existing standards and requirements from Oregon's Opportunity to Recycle Act, or OTR. The new law creates:

- **Many benefits for local governments**, including funding to expand recycling opportunities and to help reduce contamination in the recycling system.
- **Some new requirements for cities with populations over 4,000**, the areas within their urban growth boundaries and all cities in the Metro Regional Service District.
- **Many benefits and opportunities to expand recycling with very few requirements for cities with populations under 4,000.**

HOW IT WILL WORK



Producers

Will join a Producer Responsibility Organization and pay fees based on the products they sell in Oregon

Producer Responsibility Organizations

Will use the fees to fund and reimburse various local recycling service expenses



Recycling Processing Facilities

Will establish new permit and certification requirements

Uniform Statewide Collection List

Will establish a uniform list of materials that are recyclable across Oregon



Local Governments

Will receive financial support to expand recycling services and address contamination

RecyclingAct.Oregon.gov

Producers and Producer Responsibility Organizations

Producers:
Companies identified as 'Producers' are required to join and pay fees to a Producer Responsibility Organization, or PRO.

Producer Responsibility Organization:
A PRO is a non-profit organization and will be established to administer the statewide program for the management of the covered products. The PRO will use the fees to fund recycling system improvements in communities across Oregon.

Local governments

The RMA creates new funding mechanisms for local governments, who will continue overseeing collection and will receive financial support to expand recycling services and address contamination. The law includes funding to support the creation of:

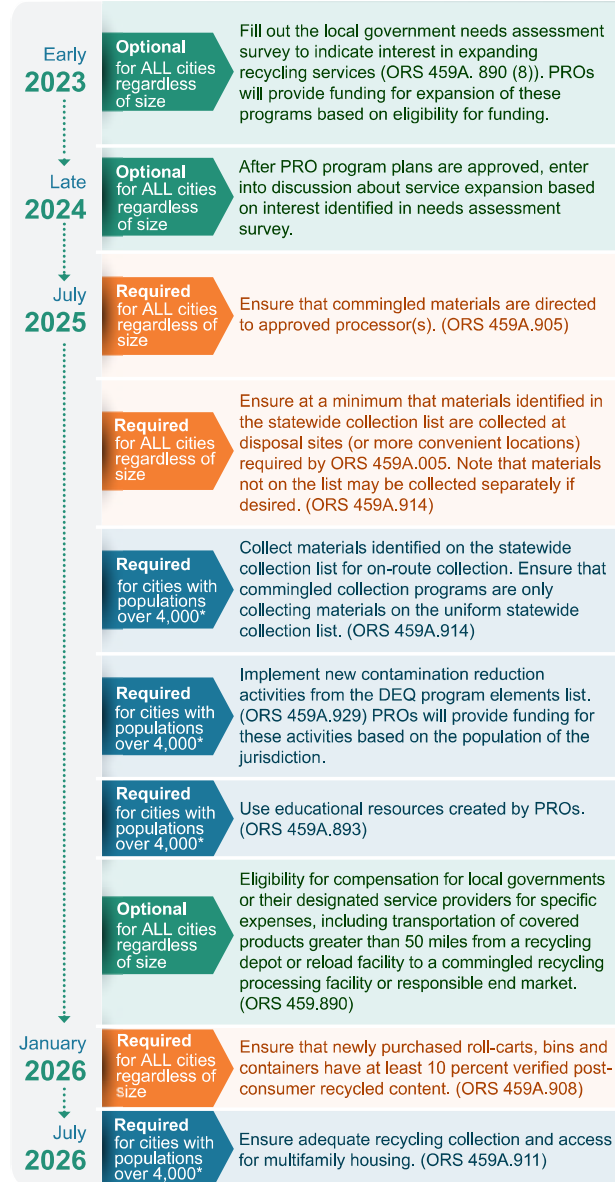
- New resources to reduce contamination found in the commingled recycling stream.
- New educational resources about the uniform statewide collection list that are culturally responsive and available in multiple languages
- Opportunities to improve and expand existing recycling services and to implement recycling services for communities that do not currently have on-route collection or depot collection.

Collection and processing

Under the new law:

- **DEQ** will publish a uniform statewide collection list for commingled recyclable material, allowing residents and businesses to recycle the same material, regardless of location.
- **PRO** funding will cover the costs of transporting collected recyclables from communities currently 50+ miles from the nearest commingled recycling processing facility or responsible end market.
- **Commingled recycling processing facilities** will meet new performance standards for material quality, reporting, and providing a living wage and supportive benefits to workers, among other things.

Local government requirements



*Including areas within the urban growth boundary of those cities, cities in the Metro Regional Service District.

How you can learn more

RecyclingAct.Oregon.gov



Scan the QR code to sign up for email updates and view DEQ's presentation on local government requirements and opportunities for recycling service expansion.

For general questions, email RethinkRecycling@deq.oregon.gov or reach out to one of the DEQ specialists in your area:

Eastern Region

Laurie Gordon
Office: 541-633-2029
Cell: 541-408-7842
Laurie.Gordon@deq.oregon.gov

Northwest Region

Lexi Meek
Office: 503-229-5790
Cell: 503-319-5681
Lexi.Meek@deq.oregon.gov

Gretchen Sandau
Cell: 503-915-6786
Gretchen.Sandau@deq.oregon.gov

Western Region

Cathy Brown
Office: 541-687-7325
Cell: 503-753-6153
Cathy.Brown@deq.oregon.gov

Cat Rhoades
Office: 503-378-5089
Cell: 503-446-7410
Cat.Rhoades@deq.oregon.gov

Stay tuned!

In fall 2022, DEQ hosted informational sessions with local governments, service providers and other interested parties across Oregon. The presentation recording and slides can be viewed at RecyclingAct.Oregon.gov. Below is the roadmap for the service expansion needs assessment:



S. Scott McDowell

From: Verizon <info@public.solution.verizon.com>
Sent: Friday, March 17, 2023 7:55 AM
To: ADMIN@CI.BROWNSVILLE.OR.US
Subject: Important information. Changes to your Verizon Wireless bill.



[View online](#)

Vendor Collected Administrative Fee (VCAF) under State of Oregon Verizon Wireless NASPO PA #1662

Dear Customer:

We are writing to notify you of an upcoming invoice change. Beginning with your next billing cycle, you will see an additional line item on your Verizon Wireless invoices for a Vendor Collected Administrative Fee (VCAF) that we are required to pay to the State of Oregon. The VCAF is two percent (2.0%) of the gross total sale, less any credits, taxes, fees, and shipping.

Please feel free to contact your Verizon Account Representative should you have any questions or concerns regarding this notice.

Sincerely,

Clifton Miller, Jr.
Director - Contract Management

10170 Junction Drive, Floor 02
Annapolis Junction, MD 20701

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Verizon, One Verizon Way, Mail Code: 180WVB, Basking Ridge, NJ 07920

S. Scott McDowell

From: DEQ Online Subscriptions <ordeq@public.govdelivery.com>
Sent: Monday, March 20, 2023 3:01 PM
To: admin@ci.brownsville.or.us
Subject: Climate 2023 Rulemaking Announcement: April 4th Advisory Committee Meeting 1

Climate 2023 Rulemaking Announcement: April 4th Advisory Committee Meeting 1

On Tuesday, April 4th, Oregon Department of Environmental Quality will hold the first advisory committee meeting for the Climate 2023 Rulemaking. The primary purpose of this joint rulemaking for DEQ's Greenhouse Gas Reporting Program, Third Party Verification and Climate Protection Program rules is to propose a variety of clarifications to program requirements and explore a more limited number of policy adjustments. The rulemaking will incorporate process improvements and technical clarifications for regulated companies while continuing to support the goals of these three programs.

All meetings are virtual and open to the public. DEQ will provide an opportunity for public comment during each meeting. Members of the public may also email written comments to Climate.2023@DEQ.oregon.gov.

Meeting materials

The meeting agenda is now posted on the [Climate 2023 Rulemaking](#) website. Additionally, the following previously released materials are available for review:

- [Rulemaking Charter](#)
- [Rulemaking Roster](#)
- [Rulemaking Brief](#)

Webinar information

Date and Time: Tuesday, April 4, 2023, 10 a.m. – 3 p.m. PT

- [Join Zoom meeting](#)
- **Join by phone** at (253) 215-8782
- **Meeting ID:** 832 1955 0491

Meeting summary

Meeting summaries will be posted on the [Climate 2023 Rulemaking](#) website.

Additional Information

Sign up to receive rulemaking updates [here](#). Contact Climate.2023@DEQ.oregon.gov with questions.

S. Scott McDowell

From: Oregon Department of Transportation <odot@service.govdelivery.com>
Sent: Thursday, March 9, 2023 1:32 PM
To: admin@ci.brownsville.or.us
Subject: New website tracks emissions reduction work



Oregon Department
of Transportation

Climate Office

Having trouble viewing this email? [View it as a Web page.](#)

Oregon is projected to reduce emissions from transportation to 60% below 1990 levels by 2050



March 9, 2023

For more information, contact [Matt Noble](#), 503-779-9868.

Oregon is projected to reduce greenhouse gas emissions from transportation to 60% below 1990 levels by 2050, according to recent data showcased on a new website created by ODOT and several partners.

Visit the Oregon Transportation Emissions website

The new website is a deep dive into the collective actions by Oregon’s public agencies to reduce emissions from transportation. It pulls together regulations, programs, funding, goals, and partnerships into one place, and rates progress across six transportation categories.

“Our objectives are to support reductions in how far and how often people drive, and for each mile driven to be clean,” said Amanda Pietz, administrator of ODOT’s Policy, Data and Analysis Division. “Overall, we’re doing well to reach our 2050 goals, and we have plans to improve in some areas to get us all the way there.”

The state’s goal is an 80% emissions reduction below 1990 levels by 2050. The website outlines how Oregon can close the gap.

Clean up each vehicle mile, and reduce vehicle miles traveled

Oregon is projected to make the strongest progress in reducing emissions from vehicles. Recent regulations on emissions from cars, trucks and SUVs — and a shift to electric vehicles — will yield the biggest reduction. Barriers still exist for larger trucks and transit vehicles, however.

Reducing vehicle miles traveled — how far and how often people drive — has the most room for improvement. Oregon can make progress here by investing in active modes like walking, rolling and biking; improving transit services; pricing the transportation system; and enacting land use policies to support shorter trips.

View the [about the plan](#) section on the website for more information about Oregon’s emission reduction strategy, how the data was collected, and how reducing emissions will benefit Oregon.

More information about the website

The website was created by ODOT in partnership with the Oregon Department of Environmental Quality, the Oregon Department of Energy, and the Oregon Department of Land Conservation and Development. It is based on the [Statewide Transportation Strategy: a 2050 Vision for Greenhouse Gas Emissions Reduction](#), and progress is tracked against many of the strategy’s goals. The agencies will periodically update the website as data and actions evolve.

In Oregon, emissions from transportation are about 35% of total statewide greenhouse gas emissions, [according to the latest data from DEQ](#).

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Oregon Department of Transportation
355 Capitol Street NE, MS 11
Salem, OR , 97301-3871 USA

S. Scott McDowell

From: Oregon Department of Transportation <odot@service.govdelivery.com>
Sent: Friday, March 10, 2023 5:03 PM
To: admin@ci.brownsville.or.us
Subject: Join us at an upcoming meeting or visit the online open house to learn more about the Draft Statewide Transportation Improvement Program



Your feedback is important to making sure the right projects are being funded.

Learn about Draft STIP projects at our upcoming in person events

Your feedback is an important part of our process and will help make sure we're funding the right projects for your community. There are several upcoming opportunities to learn about the projects we're proposing and to give us feedback.

The Oregon Transportation Commission reviewed and approve sharing the list of proposed projects for public comments on March 9. We're holding an [online open house](#) with links and information to share the proposed projects. We'll also hold two virtual meeting events, hosted by ODOT Assistant Director for Finance, Travis Brouwer, on [April 6 from 6 p.m. to 7 p.m.](#) and on [April 13 from 2 p.m. to 3 p.m.](#)



If you can't make a virtual meeting and don't want to visit the [online open house](#), we'll also have several in person meetings throughout the state during the public comment period, March 9 through April 28.

Information about the [online open house](#), the virtual events and the in person events are posted on the [draft STIP webpage](#). Below is a list of some of the upcoming meetings.

Upcoming In Person Meeting Information:

Clatsop County

Date: Wednesday, March 22
 Time: 4:00 pm – 6:00 pm
 Location: Astoria County ODOT office
 Address: 350 W Marine Drive, Astoria, OR 97103
 Room: Bridgeview Conference Room
 Accommodations:
[Caroline Crisp](#), Senior Transportation Planner, 503-313-6812

Tillamook County

Date: Thursday, March 23
 Time: 4:00 pm – 6:00 pm
 Location: Port of Tillamook Bay
 Address: 4000 Blimp Boulevard Tillamook, OR 97141
 Room: Main office conference room
 Accommodations:
[Caroline Crisp](#), Senior Transportation Planner, 503-313-6812

Lane County

Date: Thursday, March 23
 Time: 5:00 pm – 6:30 pm
 Location: ODOT Area/District Office
 Address: 2080 Laura Street, Springfield, OR 97477
 Room: Mt. Pisgah conference room
 Accommodations:
Region2comms@odot.oregon.gov or call 541-744-8080

Mid-Willamette Valley Area Commission on Transportation (Marion/Yamhill/Polk Counties)

Date: Thursday, April 6
 Time: 3:30 p.m., check the website agenda for the specific topic time
 Location: Salem
 Address: 100 High Street SE, Suite 200, Salem, OR 97301
 Room: MWVCOG Offices, second floor
 Accommodations:
[Mike Jaffe](#), Mid-Willamette Valley COG, 503-540-1606
[Visit the website for more information.](#)

Washington County

Date: Saturday, April 8
 Time: 11:00 am – 1:00 pm
 Location: Beaverton Library
 Address: 12375 SW 5th Street, Beaverton, OR 97005
 Room: Meeting Room A
 Accommodations:
 Call 503-731-4128

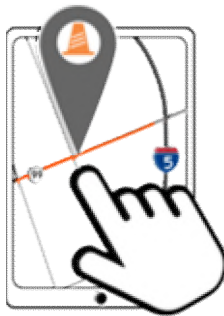
Lane County

Date: Thursday, Monday, April 10
 Time: 5:00 pm – 6:30 pm
 Location: ODOT Area/District Office
 Address: 2080 Laura Street, Springfield, OR 97477
 Room: Mt. Pisgah conference room
 Accommodations:
Region2comms@odot.oregon.gov or call 541-744-8080

Cascades West Area Commission on Transportation (Linn/Benton/Lincoln Counties)

Date: Thursday, April 27
 Time: 5 p.m., check the website agenda for the specific topic time
 Location: Albany COG
 Address: 1400 Queen Avenue SE, Albany, OR 97322
[Visit the website for more information.](#)

We hope you can stop by. If you can't make it in person, consider visiting [our online open house](#) or attending one of our virtual events – your feedback matters to us, it's an important part of our process and we want to hear from you.



Check out what we are building in and around your community in 2023!

See what is being constructed on the roads around your community by visiting our [construction webpage](#). You can explore our interactive map showing all the projects that are expected to construct in 2023.

Translation/Interpretation Accommodations

For ADA Title II or Civil Rights Title VI accommodations, translation/interpretation services or for additional information call 503-986-2600, TTY (800) 735-2900 or use the statewide Oregon Relay Service: 7-1-1.

Si desea obtener información sobre este proyecto traducida al español, sírvase llamar al 503-986-2600.

For 24/7 road conditions and traffic alerts visit tripcheck.com or call 5-1-1.



Visit the [Region 2 construction](#) webpage for more information about projects in construction.

Looking for a great job with a competitive salary and good benefits? Want to help your community every day? Apply now at ODOTJobs.com. Nothing quite fit? Check back often!

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Oregon Department of Transportation
355 Capitol Street NE, MS 11
Salem, OR , 97301-3871 USA

S. Scott McDowell

From: DEQ Online Subscriptions <ordeq@public.govdelivery.com>
Sent: Thursday, March 2, 2023 3:56 PM
To: admin@ci.brownsville.or.us
Subject: DEQ Office of Greenhouse Gas Programs announces Climate 2023 Rulemaking

Follow Up Flag: Follow up
Flag Status: Flagged

DEQ Office of Greenhouse Gas Programs announces Climate 2023 Rulemaking

The primary purpose of this joint rulemaking for DEQ's Greenhouse Gas Reporting Program (GHG RP), Third Party Verification (TPV) and Climate Protection Program (CPP) rules is to propose a variety of clarifications to program requirements and explore a more limited number of policy adjustments. The rulemaking will incorporate process improvements and technical clarifications for regulated companies while continuing to support the goals of these three programs.

Meetings Dates

DEQ will hold virtual remote advisory committee meetings. The first meeting is April 4, 2023. Meetings are scheduled from 10 a.m. to 4 p.m. PT. Meeting details will be posted on the Climate 2023 Rulemaking website.

- **Meeting 1 – April 4, 2023**
- **Meeting 2 – May 16, 2023**
- **Meeting 3 – June 27, 2023**

All rulemaking advisory committee meetings are open to the public.



Advisory committee materials

DEQ has posted advisory committee materials to the [rulemaking site](#) in advance of the first rulemaking advisory committee meeting. This includes the advisory committee [roster](#), the committee [charter](#), and a Climate 2023 [rulemaking brief](#).

Additional Information

Sign up to receive rulemaking updates [here](#) and visit the [Climate 2023 Rulemaking](#) website. Contact Climate.2023@DEQ.oregon.gov with questions.

NEWS AND ANNOUNCEMENTS:

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S. Scott McDowell

From: DEQ Online Subscriptions <ordeq@public.govdelivery.com>
Sent: Thursday, March 9, 2023 3:28 PM
To: admin@ci.brownsville.or.us
Subject: DEQ Rulemaking Willamette Subbasins Temperature TMDL Replacement Advisory Committee Meeting #2 to be held April 6, 2023

DEQ Rulemaking – Willamette Subbasins Temperature TMDL Replacement Advisory Committee Meeting #2 to be held April 6, 2023

Summary

DEQ has formed a Rule Advisory Committee to provide DEQ with input on the Willamette Subbasins temperature Total Maximum Daily Load replacement. The role of the rule advisory committee is to advise DEQ on the economic and fiscal impacts of the proposed rules, revision of required TMDL elements with a focus on the TMDL allocations to be updated based on the current temperature criteria for the Willamette Subbasins and revisions to the Water Quality Management Plans.

Involvement by interested parties

DEQ has convened the advisory committee to review the policy issues and fiscal impacts related to the proposed rules. In convening this committee, DEQ has appointed members from organizations that represent and coordinate the interests of multiple communities likely to be affected by the rule.

Meeting information: 1 p.m. to 3:30 p.m. on April 6, 2023

How do I participate?

[Join via Zoom](#)

Join by phone: Call- in number: 833-548-0276 US Toll-free
Meeting ID: 836 3226 4304
Passcode: 052448

[Instructions for joining a Zoom webinar or teleconference](#)

This meeting is open to the public. Community members may attend committee meetings as observers but not to actively participate. The committee may designate time on the agenda to hear comments from the public as time allows. Later in this rulemaking proceeding DEQ will invite public comments on the proposed rules and will hold a public hearing. At that time any member of the public may submit comments on the rule or participate in the public hearing.

Additional information

To learn more about this rulemaking and the advisory committee you can view the **rulemaking** webpage: [Willamette Subbasins Temperature TMDL](#).

Visit the **project** webpage for additional information: [Temperature TMDL Replacement: Willamette Subbasins](#)

To receive future email notices about this rulemaking, please sign up here: [TMDLs GovDelivery](#)

For more information, please contact:

Michele Martin
Project Manager
Willamette.TemperatureTMDL@DEQ.oregon.gov

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700 NE Multnomah St., Suite #600, Portland, OR 97232 · 503-229-5696



LOC News

Work Continues on EO 23-02 with OHCS and ODEM as Lead Agencies

In response to Governor Kotek's [Executive Order 23-02](#), seven Continuum of Care regions established multi-agency coordination (MAC) groups tasked with developing community plans with specific interventions and funding requests to meet their region's goals for addressing unsheltered homelessness.

Oregon Housing and Community Services (OHCS) has provided a plan template and a planning workbook to ensure consistency, and offered technical assistance to the MAC groups. Community plans were submitted last week by the MAC groups and are currently under review. MAC groups will receive more information, including next steps, on Friday, March 17.

Two additional regions have opted into the emergency response – Clatsop and Malheur counties. The state is currently in the process of setting up listening sessions with each area to establish MAC groups and begin planning for the work ahead.

If you have questions about the emergency orders, please send an email to: EO2303.questions@hcs.oregon.gov; or oem.recovery@oem.oregon.gov

Last Updated 3/17/23

Goals 2023-2024



1. Focus on the Fundamentals.
 - ★ *Protect & manage Brownsville's treasury.*
 - ★ *Foster cooperative and productive relationships both internally & externally.*

2. Advocacy Plan.
 - ★ *Create an advocacy committee charged with developing an advocacy strategy complete with written policy statements as an effort to participate in the State legislative process and in the Federal legislative process when appropriate.*
 - ★ *Focus on home rule with other stakeholders, partnerships, and other regional efforts to strengthen City policy positions.*
 - ★ *Monitor new laws, tort limits, and recreational immunity protections for local amenities.*

3. Capital Improvements Plan.
 - ★ *Complete Rec Center Renovation project.*
 - ★ *Complete the GR 12 Waterline extension.*
 - ★ *Plan for new sewer lagoon along with operational improvements.*
 - ★ *Plan for construction of new pavilion and relocation of the playground.*
 - ★ *Analyze new TMDL plan.*

4. Community Development Plan.
 - ★ *Refine Brownsville Municipal Code to better reflect actual practice.*
 - ★ *Adopt building rules and standards to preserve and promote the historic aesthetic.*
 - ★ *Continue the local & regional emergency preparedness efforts.*
 - ★ *Support youth activities with community partners.*

5. Economic Development Plan.
 - ★ *Participate in regional efforts and opportunities with partner cities.*
 - ★ *Support and implement the Rural Economic Alliance's 5-year strategic plan.*
 - ★ *Complete and implement the Land Use inventory.*

6. Water Rights.
 - ★ *Explore possible additional water source options.*
 - ★ *Continually work on monitoring and perfecting City water rights.*
 - ★ *Implement the State required Water Management & Conservation Plan.*

7. Organizational Development.
 - ★ *Review Council rules and policies.*
 - ★ *Focus on Council leadership development & training.*
 - ★ *Foster positive and effective working relations between Council and Staff.*
 - ★ *Maximizing social media efforts to promote City projects and events.*
 - ★ *Focus on recognizing volunteers, meeting training and procedures for all official boards & committees.*

MONTH END FINANCIAL RECAP

		FEBRUARY 2023					
		REVENUE	EXPENDITURES	YTD	%	Unexpended	
1	GENERAL	\$ 28,272.69	\$ 87,487.19	\$ 634,416.87	16.42%	\$ 3,228,239.13	1
2	WATER	\$ 37,236.83	\$ 37,539.40	\$ 263,423.94	26.77%	\$ 720,711.06	2
3	SEWER	\$ 40,542.79	\$ 32,541.52	\$ 204,084.19	24.76%	\$ 620,046.81	3
4	STREETS	\$ 20,647.13	\$ 16,115.34	\$ 127,514.31	34.46%	\$ 242,535.69	4
5	WATER BOND	\$ 573.38	\$ -	\$ 46,394.00	43.00%	\$ 61,506.00	5
6	SEWER BOND	\$ 1,426.28	\$ -	\$ 300,569.76	86.62%	\$ 46,430.24	6
7	SEWER DEBT FEE	\$ 12,079.65	\$ -	\$ 97,539.13	78.03%	\$ -	7
8	BUILDING & EQUIPMENT	\$ 833.71	\$ -	\$ -	0.00%	\$ 222,300.00	8
9	WATER RESERVE	\$ 2,392.06	\$ -	\$ -	0.00%	\$ 150,760.00	9
10	HOUSING REHAB	\$ 832.23	\$ -	\$ -	0.00%	\$ 221,300.00	10
11	WATER SDC	\$ 2,303.51	\$ -	\$ -	0.00%	\$ 168,150.00	11
12	SEWER SDC	\$ 6,849.35	\$ -	\$ -	0.00%	\$ 606,400.00	12
13	STORMWATER SDC	\$ 2,405.77	\$ -	\$ -	0.00%	\$ 211,400.00	13
14	BIKEWAY/PATHS	\$ 340.43	\$ -	\$ 3.00	0.00%	\$ 60,197.00	14
15	LIBRARY TRUST	\$ 28.70	\$ -	\$ -	0.00%	\$ 7,630.00	15
16	CEMETERY	\$ 31.49	\$ -	\$ -	0.00%	\$ 8,226.00	16
17	TRANSIENT ROOM TX	\$ 6.97	\$ 2,110.00	\$ 2,110.00	100.00%	\$ -	17
18	SEWER CONSTRUCTION	\$ -	\$ -	\$ -	0.00%	\$ -	18
19	LAND ACQUISITION	\$ -	\$ -	\$ -	0.00%	\$ 9,985.00	19
20	COMMUNITY PROJECTS	\$ 544.11	\$ 390.00	\$ 6,640.00	6.54%	\$ 93,910.00	20
		\$ 157,347.08	\$ 176,183.45	\$ 1,585,156.07			

Key Bank Account

<i>General Checking</i>	\$ 184,461.44
Oregon State Treasury	\$ 6,858,661.05
<i>Community Improvements</i>	\$ 170.97
<i>Project Escrow Holding</i>	\$ 10.57
<i>Project Holding Acct #2</i>	\$ 104,775.40
TOTAL OST / LGIP	\$ 6,963,617.99

2022-2023	YTD	% of Total
Appropriated	\$ 8,265,883.00	19.18%

Total Bonded Debt (Principal Only)

\$ 172,298.00
\$ 5,520,000.00
\$ 5,692,298.00

Annual Bond Payment

<i>Water</i>	\$ 45,167.05
<i>Wastewater</i>	\$ 307,259.95
Total	\$ 352,427.00

Total Bonded Debt is \$8,438,044 (Principle & Interest)

ARPA Funds SLFRP	\$202,457.75	Rec'd & Disbursed FY 2022
<i>(American Rescue Plan Act)</i>	\$202,457.75	Received 08/24/2022
	\$404,915.50	Total Funds Received
	\$202,457.75	Funds Disbursed YTD