

# Council Agenda Packet

Tuesday, April 23<sup>rd</sup>, 2024 | 7:00 p.m. | Council Chambers | In-Person



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## Council Meeting

Tuesday, April 23<sup>rd</sup>, 2024  
**Location:** Council Chambers

### 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: March 26<sup>th</sup>, 2024
- 6) PUBLIC HEARINGS OR PRESENTATIONS:
  - A. Linn County Sheriff's Office | *Deputy Frambes & Guest*
  - B. Semi-Annual TMDL 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 2024.06:** State Shared Revenues & Services Verification
  - B. **Resolution 2024.07:** Accept River's Edge Subdivision Utilities
  - C. **Proclamation:** Linn County Pioneer Association's Picnic
  - D. **Proclamation:** Mental Health Month



- E. **Proclamation:** Military Appreciation Month
- F. **Proclamation:** Older Americans Month

10) ACTION ITEMS:

- A. Linn County Pioneer Association | Logistics Letter (*Annual*)
- B. Canal Company Insurance Verification (*Annual*)
- C. May Council Meeting Reschedule | *May 23<sup>rd</sup>*

11) DISCUSSION ITEMS:

- A. Recycling Modernization Act (RMA) | *Department of Environmental Quality (DEQ)*
- B. OLCC New Liquor Permitting Process
- C. Nuisance Abatement Process Modification | LCSO
- D. CIS Insurance Renewals
- E. March 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](http://www.ci.brownsville.or.us) for the meeting agenda, agenda packet and other City information.



**March 26<sup>th</sup>, 2024**

**ROLL CALL:** Mayor Craven called the meeting to order at 7:00 p.m. with Council President Chambers, Councilor LaCoste, Councilor Winklepleck, Councilor Humphreys, and Councilor Solberg present. Administrative Assistant Elizabeth Coleman, Librarian Sherri Lemhouse, Administrative Assistant Jannea Deaver, Public Works Superintendent Karl Frink, Administrative Assistant Tammi Morrow, and City Administrator Scott McDowell were also present.

**ABSENT:** Councilor Hansen was excused.

**PUBLIC:** Tricia Thompson, Steve Van Sandt, Jenna Stutsman (*Chamber President*) Marcie Richey & Derrick Sterling (*Linn County Clerk's Office*) Deb & Kerry Shatell, Michael Beach, Tia Parrish (*The Times*), Sergeant Steve Frambes (*Linn County Sheriff's Office*).

The pledge of allegiance was recited.

**ADDITIONS AND DELETIONS:** Mr. McDowell added several items to Council dais including a Total Maximum Daily Load (TMDL) approval letter, Public Works Report, Linn County Pioneer Association (LCPS) Road Closure request, League of Oregon Cities (LOC's) US Supreme Court ruling regarding social media, Notice from Department of Land Conservation and Development (DLCD), Press Release from Linn County, and an article of interest provided by Mayor Craven. Deletions included 10) B. Brownsville Napa Road Closure request.

**MINUTES:** Councilor Winklepleck made a motion to approve the February 27<sup>th</sup>, 2024, meeting minutes as presented. Councilor Humphreys seconded the motion and the motion passed unanimously.

## **PUBLIC HEARING | PRESENTATIONS:**

- 1. Marcie Richey & Derrick Sterling | Linn County Clerk's Office.** Marcie Richey & Derrick Sterling gave a detailed overview of the elections processes they execute each election. Ballot security is the primary focus. Ballots are made in-house. Computers used for counting ballots cannot count ballots twice. The Office uses chain-of-custody protocols to ensure ballots are collected and delivered to the courthouse in accordance with State law and County administrative rules. Each ballot is verified by the signature on the ballot against the voter registration card. Cameras, motion detectors and a host of other security measures are employed throughout every step of the process. The State also randomly audits each election requiring hand counting to ensure election integrity. In 1981, Linn County Clerk's Office became the national pioneer of mail-in voting. Mayor Craven stated that he appreciated the continuity of leadership after Steve Druckenmiller's recent passing. Ms. Richey stated that he is very missed in their office.
- 2. Jenna Stutsman | Brownsville Chamber of Commerce.** Chamber President Jenna Stutsman provided Council with a report on Chamber activity for 2023 and a look forward to 2024 Chamber events such as LCPA Breakfast, City-Wide Garage Sale, Antique Faire, Trick or Treat Street, and Home for the Holidays. The 2024 Chamber Board returns the same seven members from 2023. Member meeting have changed. The Chamber's next meeting will be held at Armando's on April 12<sup>th</sup>, from 5:00 p.m. to 7:00 p.m. for members. Wine and beer will be available during these "Happy Hour" social meetings. Stutsman reported the Chamber currently has 69 members.
- 3. Consumer Confidence Report.** Public Works Superintendent Karl Frink reviewed the 2023 report. The City publishes the report annually as required by Federal and State law. Frink gave a



detailed report on the chemicals and compounds the City tests for weekly, annually, and at other intervals as required by law. He reviewed the processes the City uses to ensure water quality standards are met including the source of our water, the benefits the GR12 waterline & pump station improvements have made to the City's water distribution capabilities, cross connection, backflow prevention, and other operational measures employed by Staff. Brownsville residents will receive the annual report as part of the Spring Newsletter to be released this week. To learn more, please visit the City website or [www.oregon.gov/oha/ph/healthyenvironments/drinkingwater](http://www.oregon.gov/oha/ph/healthyenvironments/drinkingwater).

## **DEPARTMENT REPORTS:**

1. **Linn County Sheriff's Office (LCSO) Report.** Sergeant Steve Frambes reported that LCSO stopped 85 cars in town. Several citations were issued due to speeding, no insurance, no driver's license, etc. Frambes stated that there have been complaints about dogs running loose. LCSO has issued several citations, with one citation over \$2,000 for one specific dog owner. Hopefully the situation will be resolved soon. Mayor Craven remarked that he would like to meet the local deputies at Council meetings if their schedules allow it.
2. **Public Works.** Public Works Superintendent Karl Frink reported on the many items Public Works completed including finishing leaf collection in Pioneer Park, upgrades to the City's SCADA system that helps run the Water Treatment Plant, mowing the cemetery, and tending to final details at the Rec Center. The GR12 water pipe has been successfully installed. The City is now waiting for the subcontractor, Reese Electric, to complete the electrical upgrades required to pump the water to the Water Treatment Plant. The City is experiencing delays related to critical components not being readily available.
3. **Administration.** Administrator Scott McDowell shared concerning details learned at the annual insurance conference. Property & Liability costs continue to soar at unprecedented rates. Health care, auto, and other insurance carried by the City are steadily rising. McDowell stated that rising costs are a disturbing trend. Over the last 3 years, property insurance for the City has increased by 67%! As Federal and State agencies pile on more requirements, this trend is likely to continue.

McDowell touched on the final items needing attention by the contractor at the Rec Center. Once these critical details have been finalized, the Rec Center will open for public rental.

McDowell reported on the progress of the GR12 project. It is going great, with the exception of supply chain shortfalls.

McDowell and Staff are preparing the FY 2024.2025 budget. The Committee will meet on April 25<sup>th</sup> to review the budget and make recommendations to Council. The second State Revenue Sharing (SRS) hearing will be held at the May 28<sup>th</sup>, 2024 Council meeting.

McDowell reported that he will be attending a REAL (economic development) meeting in early April.

Sweet Home Sanitation's Clean Up Day is April 6<sup>th</sup>, 2024. It will be held depot style as usual, at the Rec Center.

McDowell reminded Council that the Statement of Economic Interest (SEI) is due soon from the Oregon Government Ethics Commission (OGEC). Please let him or Mrs. Morrow know when you have completed it. The process continues to be totally online now. Contact Mr. McDowell if you need assistance.

River's Edge public infrastructure will likely be accepted by Council next month when the City receives the final as-built documents. McDowell will bring a resolution before Council next month.



The Canal Company met on March 14<sup>th</sup> to elect officers. Soon, the newly elected Board members will meet with the City to discuss a possible agreement to address operational issues of the canal and next steps.

4. **Planning.** No comments.
5. **Library.** No comments.
6. **Office.** No comments.
7. **Court.** No comments.
8. **Council Comments.** Councilor Winklepleck reported that the quarterly LCSO went well. He reported that House Bill 4002 counters some of the ill-effects of Measure 110, and it will give the LCSO some tools to deal with issues that arise.

Mayor Craven reported that he had received a thank you card from the Governor following the lunch last Fall in Tangent with other local mayors and community representatives. Mayor Craven stated that it is humbling and encouraging from an advocacy standpoint to have high level contacts at our state house listening to our issues and keeping us in mind. Governor Kotek stated that she had enjoyed the frank conversation that day.

9. **Citizen Comments.** No comments.

## LEGISLATIVE:

1. **Resolution 2024.05: Worker's Compensation.** McDowell reported that this is the annual resolution passed for Worker's Compensation coverage.

*Councilor LaCoste made a motion to approve R 2024.05. Councilor Winklepleck seconded the motion and it passed unanimously.*

2. **Proclamation: Child Abuse & Prevention Month.** Mayor Craven proclaimed April 2024 to be Child Abuse & Prevention month in the City of Brownsville. He read the proclamation into the record. The City will soon see blue pinwheels around town signifying this event.

## ACTION ITEMS:

1. **Linn County Pioneer Association | Road Closure Request (Annual).** Councilor Solberg moved to approve the requested road closures for Linn County Pioneer Association. Councilor Chambers seconded the motion and it passed unanimously.
2. **Natural Hazard Mitigation Plan (NHMP).** Mr. McDowell shared concerns with the agreement, implications, and ramifications of the NHMP and CWPP (Community Wildfire Protection Plan). McDowell is concerned that these programs will turn into unfunded mandates putting undue effort and restraint on our City resources. While some mitigation efforts make sense, financial impacts of these programs are yet unknown. He reminded Council that the City currently has \$58 million in assets, \$20 million of which is in critical need of repair or replacement. At this time, the IGA is voluntary, but just like TMDL, that can change into required processes by the State. Mayor Craven reminded Council that they had passed a resolution to not recognize unfunded mandates, and he feels that Council should abstain from the IGA at this time. *Council agreed by consensus.*



## **DISCUSSION ITEMS:**

1. **Nuisance Abatement Process Modification.** McDowell shared that he was recently designated as the City's Towing Officer regarding any nuisance towing executed by the City. Administrative processes are being scrutinized. LCSO is attempting to get nuisance abatement laws standardized throughout the County, especially around towing policy.
2. **General Information.** McDowell reminded Council that the annual Clean-Up Day event is happening April 6<sup>th</sup>, 2024 at the Rec Center. Also, the vineyard wind machines may be coming on soon to protect the budding fruit from frost damage. The noise from the machines can be heard throughout town, and City Hall will usually receive complaints.
3. **February Financials.** No comments.

## **CITIZEN QUESTIONS & COMMENTS.** No comments.

**COUNCIL COMMENTS.** Mayor Craven highlighted cases in front of the Supreme Court, and how they are so important to all our citizens. If the rules and parameters for the laws are not made through Congress, then we are not truly being represented using the Chevron case as an example.

Councilor Winklepleck stated that he is proud to be on a Council that is willing to fight for our rights and citizens, and say "no" when needed.

**ADJOURNMENT:** *Councilor Humphreys moved to adjourn at 8:38 p.m. Councilor Chambers seconded the motion and it passed unanimously.*

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City Administrator S. Scott McDowell

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Mayor Adam Craven



# City Administrator Report



April 23<sup>rd</sup>, 2024

**Budget Committee | Thursday, April 25<sup>th</sup> | 7 p.m. | Community Room**

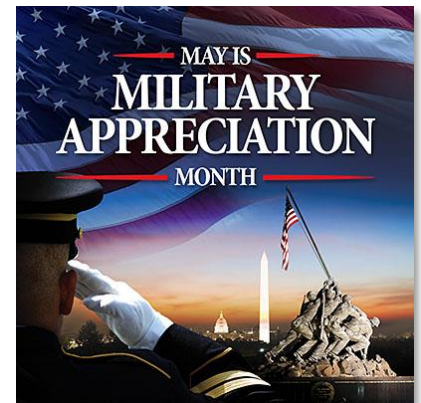
**From:** S. Scott McDowell  
**To:** Mayor & Council  
**Re:** General Business

**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.

“The course of history shows that as a government grows, liberty decreases.”  
~ Thomas Jefferson

“Truth is stranger than fiction, but it is because Fiction is obliged to stick to possibilities; Truth isn't.”  
~ Mark Twain

“Life is what we make it, always has been, always will be.”  
~ Grandma Moses, Folk Artist



## AGENDA ITEMS DISCUSSION

The following items follow the order of the Agenda

### 6) PUBLIC HEARINGS OR PRESENTATIONS:

- A. **Linn County Sheriff's Office** – Sergeant Frambes will have a special guest discussing undercover operations.
- B. **TMDL Semi-Annual Review** – Staff will give an overview of the City's newly approved program required by the Department of Environmental Quality (DEQ). The proposed Designated Management Agency (DMA) plan that was required by DEQ in March 2021 has been reviewed by the Department and forwarded back for their final review. The document can be found for your review in the agenda packet.

### 9) LEGISLATIVE:

- A. **Resolution 2024.06: State Shared Revenues & Services Verification (Annual)** – Annually, Council passes this Resolution to be eligible to receive State Revenue Sharing. The City has historically used this money to help partially cover the cost of streetlighting. Over the years, the portion received by the City continues to dwindle. The City should receive about \$25,000 this upcoming fiscal year.





***What is Council being asked to do?***

Pass the resolution to be eligible for revenue sharing from the State.

- B. Resolution 2024.07: Accept River’s Edge Subdivision Utilities** – Public Works Superintendent Karl Frink along with Staff are recommending the official acceptance of the civil infrastructure in the River’s Edge Subdivision. The Planning Commission set several conditions on the Planned Unit Development (PUD) which have been met. The open space, drainage basins and open drainage swales are the responsibility of the River’s Edge Homeowner’s Association to operate and maintain. The City is responsible for all underground utilities including water lines, sanitary sewer collection lines, and storm sewer collection lines. The City is also responsible for the streets. The City pays monthly for the streetlights and will be responsible for painting any roadway markings. However, it is important to note that the City does not add roadway markings. Once the subdivision or development area is completed, the City continues with the road markings approved and recommended by the developer’s engineer. All development’s engineering is reviewed and approved by the City Engineer. The City does experience future problems with requests for new markings because people decide that new lines are needed for various reasons. The City’s policy is to not deviate from the original plan, because the original plan considers full build-out of the development, and adding roadway markings can be very expensive as they need to be refreshed annually.

***What is Council being asked to do?***

Adopt the resolution to officially accept the infrastructure as part of the City’s inventory.

- C. Proclamation: Linn County Pioneer Association’s Picnic** – Annually, the City recognizes the Linn County Pioneer Picnic Association’s Annual Pioneer Picnic event. The upcoming event will be the 137<sup>th</sup> consecutive event which makes it the longest running event of its kind in the State of Oregon!



- D. Proclamation: Mental Health Month** – Annually, the City declares this proclamation as included in the agenda packet to support Linn County’s awareness about community mental health issues.
- E. Proclamation: National Military Appreciation Month** – A proclamation recognizing National Military Appreciation Month.
- F. Proclamation: Older Americans Month** – Annually, the City declares this proclamation as included in the agenda packet to highlight the significant contributions made by this group of citizens in conjunction with the Cascade West Council of Governments.

**10) ACTION ITEMS:**

- A. Linn County Pioneer Association | Logistics Letter (Annual)** – Enclosed in the agenda packet is the annual letter the City sends to the Association to make sure the City and the Association are on the same page concerning logistics for the Pioneer Picnic.

***What is Council being asked to do?***

Review the letter for approval.



# City Administrator Report

**B. Canal Company Insurance** – Annually, Council authorizes Staff to check in on the insurance and solvency of the Canal Company prior to turning on the pumps for the Mill Race. The pumps are allowed to operate between May 15<sup>th</sup> through October 15<sup>th</sup> at the sole discretion of the State Water Master. The City is usually asked to shut down the pumps by the middle of August.

***What is Council being asked to do?***

Authorize Staff to verify insurance coverage.

**C. May Council Meeting Reschedule** – Council is being asked to officially reschedule the May 28<sup>th</sup>, 2024 Council meeting to May 23<sup>rd</sup>, 2024. City Administrator Scott McDowell contacted members ahead of the advertising requirements for the FY 2024.2025 budget so that the City could meet the requirements to hold one Budget Committee meeting instead of two this year.

***What is Council being asked to do?***

Pass a motion to move the Council meeting as described above.

## 11) DISCUSSION ITEMS:

**A. Recycling Modernization Act (RMA)** – The Department of Environmental Quality (DEQ) has been charged to create a new, modern recycling program for Oregon. Staff has mentioned that this was coming over the last few years. The Act was born out of the China Sword issue six years ago when Asia stopped taking Oregon’s recycling materials. Sweet Home Sanitation along with every other hauler on the West Coast was forced to scramble with what to do with the materials while having a source of income eliminated. Councilor Chambers recently recalled the China Sword situation when Council was considering a rate increase for Sweet Home Sanitation. Now the State has studied it, created a plan and is now ready to unleash a new unfunded mandate on local governments. I will have more information Tuesday evening. I have put several documents on the City Council webpage for your review. <https://www.ci.brownsville.or.us/citycouncil>.



**B. OLCC New Liquor Permitting Process** – McDowell will share details about the new process for reviewing OLCC licenses in town.

**C. Nuisance Abatement Process Modification** – Staff has been dealing with nuisances for the last several months. Some of which are being properly handled by the Sheriff’s Office. Staff has made decisions on two cases where neighbors are at odds with each other and are attempting to use the City to attack their neighbor. The City does not engage in this behavior.

*From 03.26.2024:* The LCSO will be assisting with administrative rules for certain portions of this process as it pertains to abandoned vehicles.

*From 02.27.2024:* A recent nuisance abatement brought up procedural and process concerns. Staff would like the opportunity to review this process and possibly bring back an ordinance modification.



# City Administrator Report

- D. **CIS Renewals** – Annually, Staff reviews all coverages & schedules carried by the City on all forms of insurance. The City’s insurance agent is Darrin Godfrey with HUB International out of Corvallis. All renewals are due by the end of May.
- E. **Park Caretakers | Fred & Terri Shepherd** – The Shepherds’ will be arriving May 14<sup>th</sup>, 2024. They are returning for their second year in Pioneer Park.
- F. **March Financials**

## UPDATES, INFORMATION & HAPPENINGS

**REAL Meeting** ☑ – On April 10<sup>th</sup> REAL members met to discuss general business. Time was spent clarifying the survey associated with the Strategic Plan with JayRay who has been hired as part of the new ROI grant. The next meeting is scheduled for May 23<sup>rd</sup>, 2024 to complete the survey as work continues on executing the strategic goals of the group. REAL is continuing their partnership with RAIN. Contracts are being completed. RAIN has received more State funding for entrepreneurship.

**Budget Meeting** ☑ – The Budget Committee will meet this Thursday, April 25<sup>th</sup>, 2024 in the Community Room. This year the Committee will attempt to complete the entire task in one meeting instead of two meetings. Typically, the second meeting was held to follow-up questions, to hold a public comment portion for the possible uses of State Revenue Sharing, and to pass the required motions to recommend the budget to Council; this meeting generally lasted only fifteen minutes. Last year members urged Staff to consider doing it all in one meeting. Council approved trying the one meeting model earlier this year. Please be ready to go Thursday!



Several new items are for review this year. In 2019, the City Auditor required the City to transfer money from the Cemetery Trust Fund to the General Fund. After discussing the transfer at length with the Auditor and consulting the Brownsville Municipal Code, Staff will move the money back into the Cemetery Trust Fund with the support and understanding of the City Auditor in the adjusted amount of \$85,322. The City will also be activating the Debt Service Fund to accommodate the loan received for the Rec Center Renovation project.

*From 03.26.2024:* Administrative Assistant Tammi Morrow and I attended the annual budget training meeting in Albany on March 6<sup>th</sup>. I will provide a quick oral update for Tuesday evening.

**GR12 Waterline** ☑ – The waterline is still tracking along the same schedule as last month.

*From 03.26.2024:* The project continues to progress nicely. Public Works Superintendent Karl Frink will provide a more details report Tuesday evening.

*From 02.27.2024:* Jesse Rodriguez LLC has made considerable progress installing the new raw water line to the Water Treatment Plant. The contractor is waiting on the availability of an important subcontractor that will assist with boring the line through Kirk’s Ferry Park, underneath Main Street, and connecting the bored water line to the traditional water line in between the Moyer House and the



# City Administrator Report

Fire Station. Staff is working with Linn County to ensure that two important dates for the Moyer House including a tree dedication in late April and *Carriage Me Back* the first weekend in May are uninterrupted.

*From 01.23.2024:* Staff will send an informational letter about the project details to localized area residents closer to the start of the project. Staff is still awaiting details from the City Engineer.

*From 12.19.2023:* The City hosted a pre-bid walk on December 5<sup>th</sup>. Bids were opened on December 13<sup>th</sup>. City Engineer Ryan Quigley has prepared a bid tally and recommendation for Council’s consideration. Please see Resolution 2023.21 for more information.

### **Woodblock Architecture | Rec Center Renovation Project** ☒

Woodblock is up for an architectural renovation award for their work on the Rec Center Renovation Project. The City has been invited to be apart of the award ceremony in Portland on June 6<sup>th</sup>, 2024. Staff has been continuously working on punch list items to finish up the Rec Center and open the facility to the public. We have experienced a few on-going setbacks we are desperately trying to remedy. The damaged scoreboard has been replaced with a new one, one window has been replaced, and Public Works continues to install needed items. Lights in the Women’s Restroom and Janitorial Closet have been fixed while others have been incorrectly adjusted. The fire suppression system has been causing trouble with unnecessary alarms and we are working on an issue with the gym floor. I will provide more information Tuesday evening.



*From 03.26.2024:* Staff continues to work coordinatting the finishing of punch list items. I will provide an oral report for Tuesday evening.

### **Canal Company** ☒

Councilor Chambers and I met with the newly elected Canal Company Board on Monday, April 8<sup>th</sup>, 2024, here at City Hall to review and discuss the proposed agreement, possible timelines and options should the agreement move forward. Overall, it was a very positive, productive meeting.

*From 03.26.2024:* The Company met in City Hall as announced in the February Synopsis. The Company appointed a new Board and is interested in reviewing the agreement the City worked on with their old Board members over the last six years.

*From 02.27.2024:* The City has offered placing a meeting announcement for the Canal Company in the upcoming synopsis. Staff is still awaiting a decision.

*From 01.23.2024:* President John Holbrook asked the City for a meeting to discuss details of the agreement the City drafted in 2022. I have included the latest version of the agreement on the City website for your review at <https://www.ci.brownsville.or.us/citycouncil>.

### **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)**

<b>Year</b>	<b>Month</b>	<b>Citations</b>	<b>Warnings</b>	<b>Hours</b>
2024	March	17	28	209.25
2024	February	19	66	212.75
2024	January	13	34	204
2023	December	11	20	218.25



# City Administrator Report

2023	November	11	25	221
2023	October	26	33	210
2023	September	15	19	203
2023	August	17	12	210.5
2023	July	10	20	208.25
2023	June	7	11	202
2023	May	6	12	224.5
2023	April	6	19	200
2023	March	7	15	208.65
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
	<i>Subtotal</i>	223	405	3769.4
	<b>Total Average</b>	12.39	22.50	209.41

**LCSO Quarterly Meeting** – LCSO’s Brian Hardy has reached out with some information about nuisances and towing. I will be following up with the SO on this matter.

*From 03.26.2024:* Councilor Winklepleck, Councilor Chambers and I attended the latest quarterly meeting with the Sheriff on March 14<sup>th</sup>. Councilor Winklepleck will provide an oral report Tuesday evening.

*From 02.27.2024:* The upcoming meeting will be held the second week of March. The exact date is March 14<sup>th</sup>, 2024. Please let Councilor Winklepleck, Councilor Chambers or myself know of any items you would like the LCSO to address at the quarterly meeting.

*From 01.23.2024:* Sergeant Frambes continues to work on multiple cases around town. LCSO is focused on traffic enforcement. Staff placed the new parking ordinance as an alert on the website. Frambes and the LC EMA accurately predicted the ice storm.

**Rural Economic Alliance (REAL) Progress** ☒ –



*From 01.23.2024:* The next meeting will be held on January 25<sup>th</sup>, 2024.

*From 12.19.2023:* Several items from the strategic plan are being worked on by the group. Pacific Power presented a proposal to change out street lights from sodium to LED as required by State Law. Many questions were asked, and details are currently being sorted out. Sweet Home moved forward with Pacific Power already and is in the process of switching out streetlight heads in cooperation and through an agreement with Ameresco.

*From 11.28.2023:* The next meeting is scheduled for November 30<sup>th</sup>, 2023. RAIN’s long-time Executive Director Caroline Cummings will be taking on a different role with the organization starting in March 2024. The City received the final payment from the State for the ROI grant and will ask for the passage of a resolution to finalize these transactions.



**Officials Handbook Update** – Staff will soon send out the handbook and acknowledgement forms now that SEI filing is completed.

*From 12.19.2023:* Staff will send out the Officials Handbook after the first of the year to elected & appointed officials who can review the document and acknowledge receipt.

*From 11.28.2023:* Council authorized the addition of a social media policy and modifications to the Council agenda process at the last meeting at the recommendations of the Legislative Advocacy & Policy Committee (LAPC). The two policies have been added to the Officials Handbook under Section VI. Agenda, and Section XVI. Social Media. I have placed the Handbook on the City website at: <https://www.ci.brownsville.or.us/citycouncil> under Supporting Documents for your review.

## Small Municipalities Advocacy Coalition (SMAC)

**Small Municipalities Advocacy Coalition (SMAC)** ☒ – *From 03.26.2024:* Soon the group will debrief from the short-session and begin planning for the upcoming long-session of the State Legislative Assembly.

*From 02.27.2024:* Efforts continue. Opportunity to comment on TMDL is open! Below are links from DEQ’s Priscilla Woolverton:

Public comment period for the [Willamette Subbasins Temperature TMDL](#) is open and ends at 4 p.m. on Feb. 23, 2024. Please see the email below that went out via GovDelivery, which includes information/ links on how to provide comment. I encourage you to review the TMDL and WQMP and provide feedback. If you’re not already, please consider signing up for GovDelivery notices: [GovDelivery](#)

## ACTIVE, PENDING, STALLED & COMPLETED

**Facility Rental Schedule | Park Board Recommendation** ☒ – As described above, there are several facility issues that need to be remedied. Staff is concurrently working on protocols for rentals.

*From 03.26.2024:* The City continues finalizing details prior to the Rec Center opening for rentals.

*From 02.27.2024:* Staff is still waiting on a few logistical items to finalize before opening the building to the general public. Locks and keys are still being sorted out and there are a few important punch list items that must be addressed.

*From 01.23.2024:* Park Board reviewed the schedules and rules as prepared for Council at the last meeting. The Board is recommending the adoption of the fee schedules as presented in the agenda packet. The only change from the schedule presented last month is an increase for the Rec Center meeting room from \$25 to \$35.

**Active: River’s Edge Subdivision** ☒ – Public Works Superintendent Karl Frink and I have prepared Resolution 2024.07. This resolution will officially accept the public infrastructure as part of the City Capital Improvement Program. It was a long time coming, and Staff is glad to see this project finalize.

*From 03.26.2024:* The City received the as-builts for Phase III. Developer Stephan Smith is working on details for the sale of Phase III.



# City Administrator Report

*From 02.27.2024:* The annual letter has been sent to the residents of the subdivision. Staff have been working on Phase III possibilities with a new, potential contractor. The City is still awaiting as-built plans and other items before the final resolution can be passed.

*From 01.23.2024:* Staff will be sending an annual letter to all residents of the River's Edge subdivision to clarify the responsibilities of the Association and those of the City. Staff have provided a draft copy of the letter for Council review and approval. The letter has been included in the agenda packet while the accompanying maps have been included at the following link to save paper: <https://www.ci.brownsville.or.us/citycouncil>.

**Pending: TMDL Report** – The City received approval for the required DMA Plan just before last Council meeting. Karl Frink and I will give an overview Tuesday evening. The email notification is in the agenda packet for your review.

*From 12.19.2023:* The Department of Environmental Quality's (DEQ) Priscilla Woolverton has contacted the City about the most recent edition of the TMDL. We are awaiting further information.

*From 11.28.2023:* Twice a year the City is required to report on TMDL. The requirements stem from the Clean Water Act passed by the United States Congress. In Oregon, the Department of Environmental Quality (DEQ) administers the program. The basic premise of TMDL contends that stormwater runoff is negatively impacting fish habitat and making fish unsafe to eat in copious quantities by humans. In March of 2021, the City was deemed a Designated Management Agency (DMA) by the DEQ which required the City to complete a new, more rigorous TMDL plan. DEQ approved the City's plan earlier this year.



*From 09.26.2023:* Staff submitted the required questionnaire prior to the State imposed deadline. Dyer Partnership's Jesse McElwain updated the TMDL Plan to properly show the required reporting dates.

*From 09.26.2023:* The City finally received the final requirements from the Department of Environmental Quality (DEQ) on the DMA plan. Frink and McDowell have reviewed the plan and will continue to execute the required annual tasks. If any additional planning is needed, the management team will report to Council and request authorization as may be necessary.

***TMDL Five-Year Review:*** The City is required to file a five-year report to the Department of Environmental Quality (DEQ) on the TMDL plan. I have placed the questionnaire on the City website at: <https://www.ci.brownsville.or.us/citycouncil> under Supporting Documents. [...]

**Active: Central Linn Recreation Center Meeting** ☑ – President Kallai and I talked briefly prior to their meeting last Wednesday.

*From 02.27.2024:* I will provide an oral report.

*From 01.23.2024:* Councilor Humphreys and I attended the January meeting to review building use, new rules, punchlist items, planning to move back into the Rec Center, and to provide a quick tour.

*From 12.19.2023:* Staff will start talking about logistics for moving back into the Rec Center.

*From 11.28.2023:* I recently attended their monthly meeting to provide an update on the renovation. I continue to play a support role for President Kallai and the Board.



*From 06.27.2023:* Regular meetings continue as relationship building and coordination continues. I added their meeting Wednesday and reviewed several items included a report on the Rec Center Renovation project, the need for alternative scheduling for this year's volleyball and basketball season, the importance of creating policies & procedures along with other operational considerations.

*From 03.28.2023:* 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.

**Active: Water Management Conservation Plan** – Public Works Superintendent Karl Frink and I have budgeted funds for the implementation of this plan. The City has a required timeline for implementation.

*From 01.23.2024:* Public Works Superintendent Karl Frink is working on valve replacements and meter replacements at key points before doing system-wide leak detection project.

*From 10.24.2023:* Staff will begin implementing items as identified by Staff and approved by Council. Items include the adoption of a water conservation ordinance, auditing the water distribution system, and the creation of water filling station.

*From 09.26.2023:* The City finally received the final requirements from the Oregon Water Resources Department for the City's newly adopted Water Management & Conservation Plan (WMCP). Public Works Superintendent Karl Frink and I have reviewed the document and developed an implementation plan for Council's consideration as promised at the July Council meeting. The plan can be found in its entirety on the City website at: <https://www.ci.brownsville.or.us/citycouncil> under Supporting Documents.

This is an unfunded mandate.

Please see the notes above. The City received the approved Water Management & Conservation Plan (WMCP) from the State. Public Works Superintendent Frink and I will review the matrix and create an implementation plan that we will share with Council early Fall. Council did approve funding for these items in this budget cycle.

**Active: Linn County Housing Rehabilitation Program (LCHRP)** – *From 10.24.2023:* The City collaborates with the communities in Linn County to help low-income homeowners to make improvements to their houses using Federal money (HUD). The City has been a member of this organization for over forty years. Cities take turns being the lead recipient and DevNW manages the funds received. Brownsville had its turn a few years ago. Currently, the City of Lebanon is taking the lead on the current funding request.

LCHRP uses DevNW to administer the program and the City Administrators and Managers sit on the governing board for this purpose. Just last week, the Board met to approve some policy changes that involved oversight review for construction and what kinds of items are eligible for reimbursement through the program. Soon, the City will again be sending out advertising on behalf of the program. To learn more about DevNW, please visit <https://devnw.org/>.





**Natural Hazard Mitigation Plan (NHMP)** ☒ – Council decided to not participate in this program because it is another unfunded mandate that could have massive associated future costs.

*From 03.26.2024:* Council had requested Staff attend NHMP meetings and report back to Council. I will provide more information at the Council meeting. Basically, the programmatic effort being carried out obligates the City to future planning and expenditures.

**Active: Climate Change Initiatives & IGA | Department of Land Conservation & Development (DLCD)** – Every week there is something happening at various State agencies on this topic.

*From 12.19.2023:* The planning for the Natural Hazards Mitigation Plan continues with the DLCD. Meetings will begin in early 2024.

*From 11.28.2023:* Administrative Assistant Elizabeth Coleman and I are attending a meeting at the time of this report. I will provide an oral update for Council Tuesday evening.

*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.



**Active: Recreational Immunity Implications** – Governor Kotek signed SB 1576 restoring recreational immunity for one year. The State Legislature will take up the issue again during their upcoming long-session.

*From 03.26.2024:* The bill is awaiting Governor Kotek’s signature at the time of this report.

*From 02.27.2024:* SB 1576 is the bill associated with Recreational Immunity. Many have contacted their Senators to gain consenses for this important bill.

*From 11.28.2023:* Recently, CIS reported that recreational immunity had been threatened by a recent ruling in *Fields v. City of Newport*.

**Stalled: D-Prep Launch | [G4]** – *Delayed:* The entities are working on getting through budget season and the end of the fiscal year. The next step is agreement development, setting goals for the the next few years, and working on details for creating a EOC between the six entities.

*From 5.23.2023:* I met with Joe Rodondi, Lebanon Fire Chief, and Nancy Brewer, Lebanon City Manager, two weeks ago to discuss next steps. The tentative plan is to work on developing the IGA and certain SOP’s over the remainder of this year. Budget constraints have slowed this project.

- ★ Linn County Clerk’s Office visited last month to talk about County Election Procedures.
- ★ Natural Hazard Mitigation Plan (NHMP) was denied by consensus due to it being an unfunded mandate of both the Federal and State governments.
- ★ *FY 2024.2025 Budget: Members, Meeting Schedule & Advertisements* | Initial information has been sent to the members of the Committee. Staff have begun updating the website.



# City Administrator Report

- ★ *Cemetery Audit* | Awaiting any notices from the OMCB.
- ★ Council approved the Linn County Pioneer Association's road closure requests at the March Council meeting.
- ★ Public Works Superintendent Karl Frink provided an overview of the City's water treatment processes through the lens of the Consumer Confidence Report (CCR).

Respectfully Submitted,

A handwritten signature in blue ink, appearing to be "SM", is written over the printed name.

S. Scott McDowell  
City Administrator

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

★ *Kirk Avenue History* ★ *Calapooia Riverbank* ★ *Plus much more*

# PLANNING AT A GLANCE

## March/April 2024

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

- Mechanical      Replace HP & AH      150 Locust Ave
- Mechanical      Replace HP & AH      194 Kirk Ave
- Structural      Reroof & Gutter (Commercial)      331 Blakely Ave
- Mechanical      New bath fans & hood      205 Blakely Ave
- Plumbing      Remodel Upgrade      205 Blakely Ave
- Structural      New SFD w/attached garage      1107 Oak St
- Mechanical      Bathroom & Dryer Vent      518 Kirk Ave
- Plumbing      100' w/l, wash, Mv lav, +1 sink 2 tbs, w/h      518 Kirk Ave
- Structural      Fire damage restoration      34795 Hwy 228
- Structural      Fire suppression & monitor systems      305 N Main St
- Plumbing      Replace 20' sanitary sewer      117 Worley Ave
- Construction      Accessory Structure      312 Kirk Ave
- Construction      Porch & Deck replacement      504 Averill St
- Fence           423 Depot Ave
- Construction      Accessory Structure      605 Calapooia Ave
- Fence      Retaining Wall & Fence      326 Spaulding Ave
- Fence           315 Stanard Ave
- Fence           504 Washburn St

### **Updates**

**River's Edge:** The final plat for Phase 3 of the subdivision has been reviewed, signed & recorded at the County. The developer is required to provide the City with full size copies of the final recorded plat.

### **Updates:**

Staff was asked to participate in a Linn County & Local Cities Permit Panel for continuing education class for Real Estate Professionals, hosted by Ticor Title in Lebanon. Participating cities were Albany, Sweet Home, Lebanon, & Brownsville. Questions revolved around Permit basics for each city, inspections, un-permitted structures or additions, timelines, initiatives etc. This was a good time for agents to understand some of the differences between each city as well as the similarities, infrastructure requirements & touch on the relationship between Contract Cities & the Linn County Planning & Building Department (permit submittals).

### **Linn County/Contract Cities Quarterly Meeting: Highlights**

Accela is moving forward but is still a work in progress. Unfortunately, the State is focused on issuing building permits; this has created some hiccups for the Contract Cities and the County to work out, as there is much more to development than issuing permits.

Stay tuned.





# LINN COUNTY SHERIFF'S OFFICE

**Michelle Duncan, Sheriff**

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

Albany, OR. 97322

Phone: 541-967-3950

www.linnsheiff.org

## 2024

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

**FOR THE MONTH OF: MARCH**

<b>TRAFFIC CITATIONS: -----</b>	<b>17</b>
<b>TRAFFIC WARNINGS: -----</b>	<b>28</b>
<b>TRAFFIC CRASHES: -----</b>	<b>0</b>
<b>ARRESTS MADE: -----</b>	<b>2</b>
<b>COMPLAINTS/INCIDENTS INVESTIGATED:-----</b>	<b>107</b>

**TOTAL HOURS SPENT:**  
**BROWNSVILLE**  
**209.25 hours**

**CONTRACT HOURS = 200 HOURS**

**Michelle Duncan,  
Sheriff, Linn County**

**By: Sgt. Steven Frambes**



**RESOLUTION NO. 2024.06**

**A RESOLUTION VERIFYING SERVICES PROVIDED BY THE  
CITY OF BROWNSVILLE IN ACCORDANCE WITH THE  
DEPARTMENT OF ADMINISTRATIVE SERVICES  
REQUIREMENTS FOR STATE-SHARED REVENUES**

**WHEREAS**, Oregon Revised Statutes (ORS) 221.760 provides as follows:

**Section 1.** The office responsible for disbursing funds to cities under ORS 323.455, 366.785 to 366.820 and 471.805 shall, in the case of a city located within a county having more than 100,000 inhabitants according to the most recent federal decennial census, disburse such funds only if the city provides four or more of the following services:

- (1) Police Protection
- (2) Fire Protection
- (3) Street Construction, Maintenance and Lighting
- (4) Sanitary Sewer
- (5) Storm Sewers
- (6) Planning, Zoning, and Subdivision Control
- (7) One or more utility services and;

**WHEREAS**, City officials recognize the desirability of assisting the state officer responsible for determining the eligibility of cities to receive such funds in accordance with ORS 221.760;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BROWNSVILLE**, a Municipal Corporation of the State of Oregon, hereby certifies that it provides the following municipal services enumerated in Section 1, ORS 221.760:

- Police Protection,
- Street construction, maintenance and lighting,
- Sanitary Sewer,
- Storm Sewers,
- Planning, zoning, and subdivision control,
- Water Utility,
- Library Services,
- Municipal Court and
- Parks;

**PASSED AND ADOPTED** by the Council of the City of Brownsville this 23<sup>rd</sup> day of April 2024.

**Attest:**

**Approved:**

\_\_\_\_\_  
S. Scott McDowell  
City Administrator/Recorder

\_\_\_\_\_  
Adam Craven  
Mayor



**RESOLUTION NO. 2024.07**

**A RESOLUTION ACCEPTING NEWLY CONSTRUCTED PUBLIC INFRASTRUCTURE FOR THE RIVER’S EDGE SUBDIVISION INCLUDING UNDERGROUND UTILITIES, STREETS AND CURBS & GUTTERS**

**WHEREAS**, Progressive Design Builders owned by Mr. Stephan Smith developed land on the northside of Brownsville now commonly known as the River’s Edge Subdivision; and,

**WHEREAS**, the developer, Progressive Design Builders, were required to follow the City’s Public Works Standards for the extension, development, and construction of the subdivision; and,

**WHEREAS**, the developer, Progressive Design Builders, constructed the civil infrastructure including roadway, sidewalks, water lines, sewer lines and underground storm water lines in accordance with all City Public Works Standards under the guidance and expertise of A & O Engineering from Eugene, Oregon; and

**WHEREAS**, City Engineer, Dyer Partnership, and City Staff have officially confirmed that all requirements for said construction have been satisfactorily met for all three phases of the development; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BROWNSVILLE**, a Municipal Corporation of the State of Oregon, that the new public infrastructure outlined above, be officially adopted into the City’s infrastructure inventory. The drainage ponds, drainage swales and open space are the operational & maintenance responsibility of the River’s Edge Homeowner’s Association. Please see Exhibit A for additional information.

**PASSED AND ADOPTED** by the City Council of the City of Brownsville this 23<sup>rd</sup> day of April 2024.

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
S. Scott McDowell  
City Administrator

\_\_\_\_\_  
Adam R. Craven  
Mayor



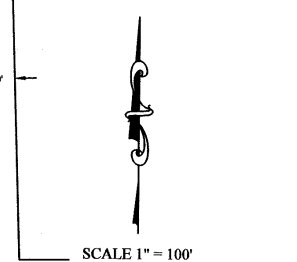
# C.S. 26959 RIVER'S EDGE PHASE 1

E 1/2, SEC. 36, TOWNSHIP 13 SOUTH, RANGE 3 WEST, W.M.  
W 1/2, SEC. 31, TOWNSHIP 13 SOUTH, RANGE 2 WEST, W.M.

BROWNSVILLE, LINN COUNTY, OREGON  
DATE OF SURVEY: DECEMBER 03, 2020  
SHEET 1 OF 3

EXACT COPY  
I, THE UNDERSIGNED, HEREBY CERTIFY  
THIS IS AN EXACT COPY OF THE ORIGINAL  
PLAT.

*Ray A. Betz*  
REX A. BETZ PLS 2606



SITE ADDRESS  
900 DEPOT AVENUE  
BROWNSVILLE, OR 97327  
TOTAL AREA: 25.60 AC

PROPERTY OWNER/APPLICANT  
STEPHAN SMITH  
PROGRESSIVE DESIGN BUILDERS, INC.  
PO BOX 727  
ALBANY, OR 97321

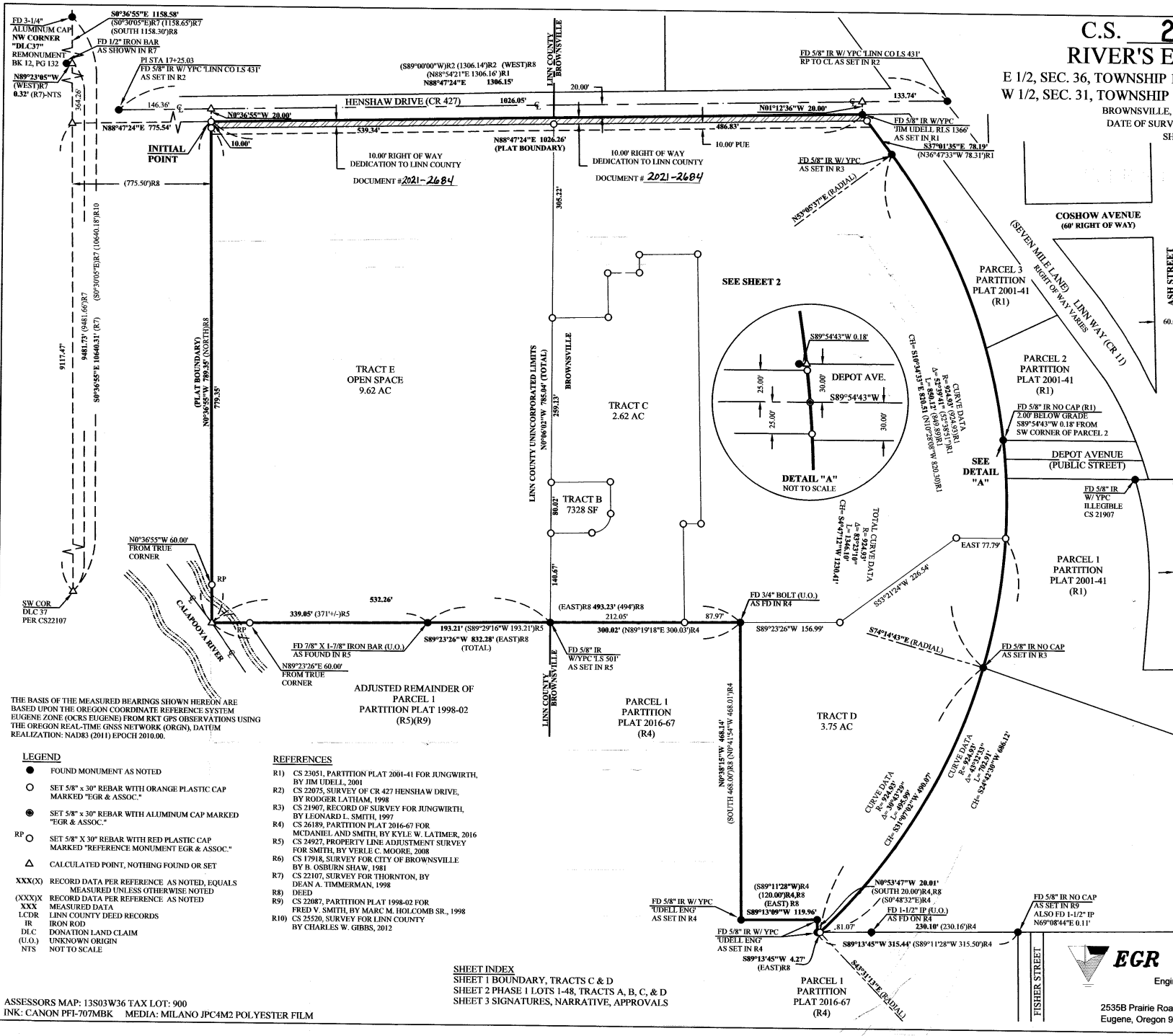
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Ray A. Betz*  
OREGON  
JULY 20, 1983  
REX A. BETZ  
2606  
EXPIRES: 12/31/21

**EGR & Associates, Inc.**  
Engineers, Geologists, and Surveyors

2535B Prairie Road  
Eugene, Oregon 97402

(541) 688-8322  
Fax (541) 688-8087



THE BASIS OF THE MEASURED BEARINGS SHOWN HEREON ARE BASED UPON THE OREGON COORDINATE REFERENCE SYSTEM EUGENE ZONE (OGRS EUGENE) FROM RKT GPS OBSERVATIONS USING THE OREGON REAL-TIME GNSS NETWORK (ORGN), DATUM REALIZATION: NAD83 (2011) EPOCH 2010.00.

- LEGEND**
- FOUND MONUMENT AS NOTED
  - SET 5/8" x 30" REBAR WITH ORANGE PLASTIC CAP MARKED "EGR & ASSOC."
  - ⊙ SET 5/8" x 30" REBAR WITH ALUMINUM CAP MARKED "EGR & ASSOC."
  - ⊙ SET 5/8" x 30" REBAR WITH RED PLASTIC CAP MARKED "REFERENCE MONUMENT EGR & ASSOC."
  - △ CALCULATED POINT, NOTHING FOUND OR SET
- XXXX RECORD DATA PER REFERENCE AS NOTED, EQUALS MEASURED UNLESS OTHERWISE NOTED  
 XXXX RECORD DATA PER REFERENCE AS NOTED  
 XXX MEASURED DATA  
 LCDR LINN COUNTY DEED RECORDS  
 IR IRON ROD  
 D/LC DONATION LAND CLAIM  
 (U.O.) UNKNOWN ORIGIN  
 NTS NOT TO SCALE

- REFERENCES**
- R1) CS 23051, PARTITION PLAT 2001-41 FOR JUNGWIRTH, BY JIM UDELL, 2001
  - R2) CS 22075, SURVEY OF CR 427 HENSHAW DRIVE, BY RODGER LATHAM, 1998
  - R3) CS 21907, RECORD OF SURVEY FOR JUNGWIRTH, BY LEONARD L. SMITH, 1997
  - R4) CS 26189, PARTITION PLAT 2016-67 FOR MCDANIEL AND SMITH, BY KYLE W. LATIMER, 2016
  - R5) CS 24927, PROPERTY LINE ADJUSTMENT SURVEY FOR SMITH, BY VIRLE C. MOORE, 2008
  - R6) CS 17918, SURVEY FOR CITY OF BROWNSVILLE BY H. OSBORN SHAW, 1981
  - R7) CS 22107, SURVEY FOR THORNTON, BY DEAN A. TIMMERMAN, 1998
  - R8) DEED
  - R9) CS 22087, PARTITION PLAT 1998-02 FOR FRED V. SMITH, BY MARC M. HOLCOMB SR., 1998
  - R10) CS 25250, SURVEY FOR LINN COUNTY BY CHARLES W. GIBBS, 2012

**SHEET INDEX**  
 SHEET 1 BOUNDARY, TRACTS C & D  
 SHEET 2 PHASE 1 LOTS 1-48, TRACTS A, B, C, & D  
 SHEET 3 SIGNATURES, NARRATIVE, APPROVALS

ASSESSORS MAP: 13S03W36 TAX LOT: 900  
 INK: CANON PFI-707MBK MEDIA: MILANO JPC4M2 POLYESTER FILM



# C.S. 27561

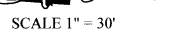
## RIVER'S EDGE PHASE 3

A REPLAT OF TRACT D OF RIVER'S EDGE PHASE 1  
NE 1/4 & SE 1/4, SEC. 36, TOWNSHIP 13 SOUTH, RANGE 3 WEST, W.M.  
NW 1/4 & SW 1/4, SEC. 31, TOWNSHIP 13 SOUTH, RANGE 2 WEST, W.M.  
BROWNVILLE, LINN COUNTY, OREGON  
DATE OF SURVEY: JULY 27, 2023  
SHEET 1 OF 2

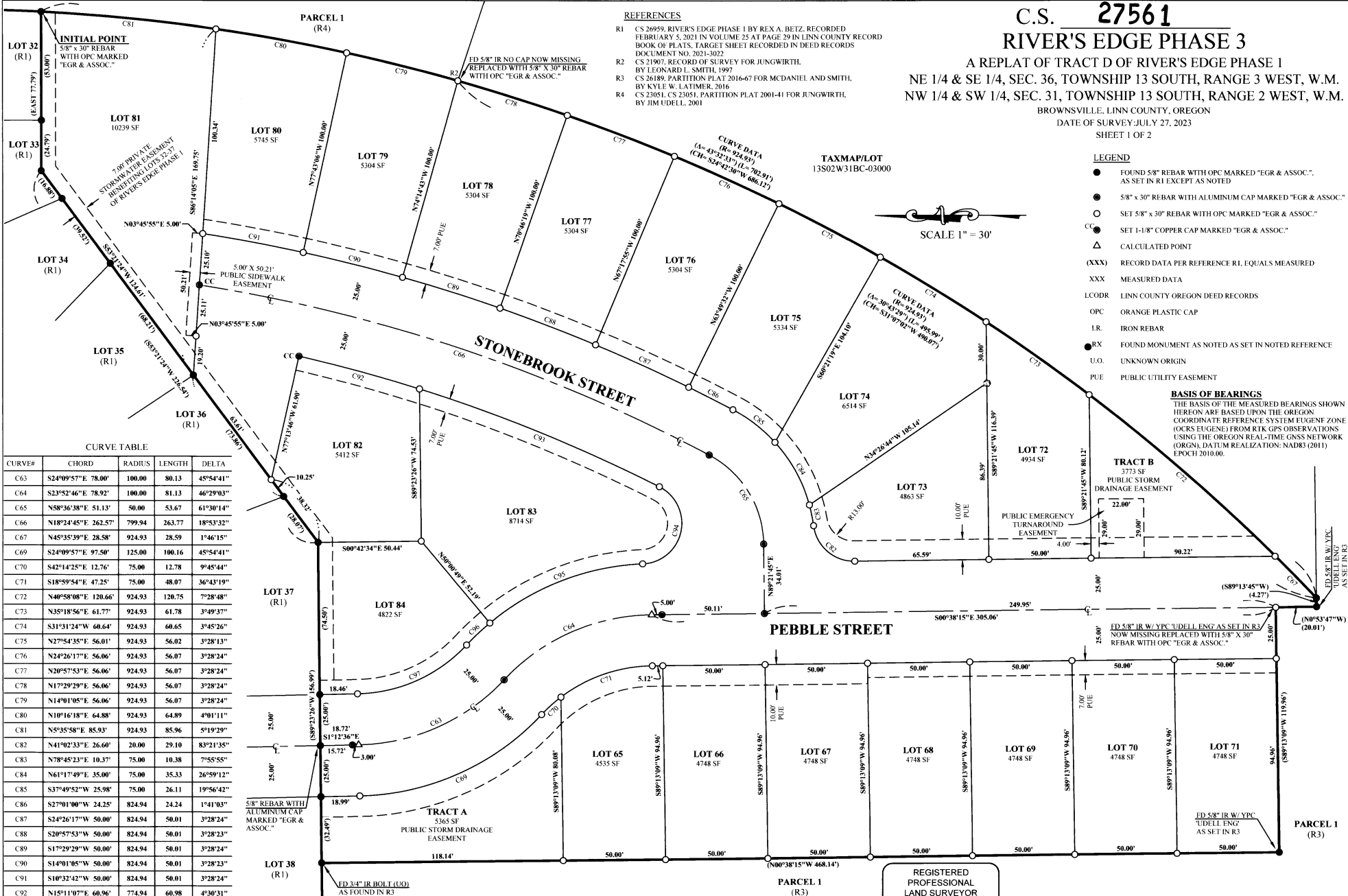
- REFERENCES**
- R1 CS 26959, RIVER'S EDGE PHASE 1 BY REX A. BETZ, RECORDED FEBRUARY 5, 2021 IN VOLUME 25 AT PAGE 29 IN LINN COUNTY RECORD BOOK OF PLATS, TARGET SHEET RECORDED IN DEED RECORDS DOCUMENT NO. 2023-3022
  - R2 CS 21907, RECORD OF SURVEY FOR JUNGWIRTH, BY LEONARD L. SMITH, 1997
  - R3 CS 26189, PARTITION PLAT 2016-67 FOR MCDANIEL AND SMITH, BY KYLE W. LATIMER, 2016
  - R4 CS 23051, CS 23051, PARTITION PLAT 2001-41 FOR JUNGWIRTH, BY JIM UDELL, 2001

- LEGEND**
- FOUND 5/8" REBAR WITH OPC MARKED "EGR & ASSOC.", AS SET IN R1 EXCEPT AS NOTED
  - 5/8" x 30" REBAR WITH ALUMINUM CAP MARKED "EGR & ASSOC."
  - SET 5/8" x 30" REBAR WITH OPC MARKED "EGR & ASSOC."
  - SET 1-1/8" COPPER CAP MARKED "EGR & ASSOC."
  - △ CALCULATED POINT
  - (XXX) RECORD DATA PER REFERENCE R1, EQUALS MEASURED
  - XXX MEASURED DATA
  - LCODR LINN COUNTY OREGON DEED RECORDS
  - OPC ORANGE PLASTIC CAP
  - I.R. IRON REBAR
  - RX FOUND MONUMENT AS NOTED AS SET IN NOTED REFERENCE
  - U.O. UNKNOWN ORIGIN
  - PUE PUBLIC UTILITY EASEMENT

**BASIS OF BEARINGS**  
THE BASIS OF THE MEASURED BEARINGS SHOWN HEREON ARE BASED UPON THE OREGON COORDINATE REFERENCE SYSTEM EUGENE ZONE (COGRS EUGENE) FROM RTK GPS OBSERVATIONS USING THE OREGON REAL-TIME GNSS NETWORK (ORGN), DATUM REALIZATION: NAD83 (2011) EPOCH 2010.00.



SCALE 1" = 30'



**CURVE TABLE**

CURVE#	CHORD	RADIUS	LENGTH	DELTA
C63	S24°09'57"E 78.00'	100.00	80.13	45°54'41"
C64	S23°52'46"E 78.92'	100.00	81.13	46°29'03"
C65	N58°36'38"E 51.13'	50.00	53.67	61°30'14"
C66	N18°24'45"E 262.57'	799.94	263.77	18°53'32"
C67	N45°35'39"E 28.58'	924.93	28.59	1°46'15"
C69	S24°09'57"E 97.50'	125.00	100.16	45°54'41"
C70	S42°14'25"E 12.76'	75.00	12.78	99°45'44"
C71	S18°59'54"E 47.25'	75.00	48.07	36°43'19"
C72	N40°58'08"E 120.66'	924.93	120.75	7°28'48"
C73	N35°18'56"E 61.77'	924.93	61.78	3°49'37"
C74	S31°31'24"W 60.64'	924.93	60.65	3°45'26"
C75	N27°54'35"E 56.01'	924.93	56.02	3°28'13"
C76	N24°26'17"E 56.06'	924.93	56.07	3°28'24"
C77	N20°57'53"E 56.06'	924.93	56.07	3°28'24"
C78	N17°29'29"E 56.06'	924.93	56.07	3°28'24"
C79	N14°01'05"E 56.06'	924.93	56.07	3°28'24"
C80	N10°16'18"E 64.88'	924.93	64.89	4°01'11"
C81	N5°35'58"E 85.93'	924.93	85.96	5°19'29"
C82	N41°02'33"E 26.60'	20.00	29.10	83°21'35"
C83	N78°45'23"E 10.37'	75.00	10.38	7°55'55"
C84	N61°17'49"E 35.00'	75.00	35.33	26°59'12"
C85	S37°49'52"W 25.98'	75.00	26.11	19°56'42"
C86	S27°01'00"W 24.25'	824.94	24.24	1°41'03"
C87	S24°26'17"W 50.00'	824.94	50.01	3°28'24"
C88	S20°57'53"W 50.00'	824.94	50.01	3°28'23"
C89	S17°29'29"W 50.00'	824.94	50.01	3°28'24"
C90	S14°01'05"W 50.00'	824.94	50.01	3°28'23"
C91	S10°32'42"W 50.00'	824.94	50.01	3°28'24"
C92	N15°11'07"E 60.96'	774.94	60.98	4°30'31"
C93	N22°07'20"E 126.53'	774.94	126.67	9°21'55"
C94	S77°51'33"E 38.70'	20.00	52.59	150°40'19"
C95	S21°13'51"E 80.18'	125.00	81.63	37°24'54"
C96	S43°31'47"E 15.66'	125.00	15.67	7°11'00"
C97	S24°09'57"E 58.50'	75.00	60.10	45°54'41"

EXACT COPY  
I, THE UNDERSIGNED, HEREBY CERTIFY THIS IS AN EXACT COPY OF THE ORIGINAL PLAT.

SITE ADDRESS  
900 DEPOT AVENUE  
BROWNVILLE, OR 97327  
TOTAL AREA: 3.75 AC

PROPERTY OWNER/ APPLICANT  
PROGRESSIVE DESIGN BUILDERS, INC.  
STEPHAN SMITH  
PO BOX 727  
ALBANY, OR 97321

REGISTERED PROFESSIONAL LAND SURVEYOR

OREGON  
JULY 20, 1993  
REX A. BETZ  
#2806  
RENEWS: 12/31/23 25

**EGR & Associates, Inc.**  
Engineers, Geologists, and Surveyors

2535B Prairie Road  
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Fax (541) 688-8087

EXACT COPY  
I, THE UNDERSIGNED, HEREBY CERTIFY THIS IS AN  
EXACT COPY OF THE ORIGINAL PLAT.

C.S. 27134  
RIVER'S EDGE PHASE 2

A REPLAT OF TRACT C OF RIVER'S EDGE PHASE 1  
NE 1/4, SEC. 36, TOWNSHIP 13 SOUTH, RANGE 3 WEST, W.M.

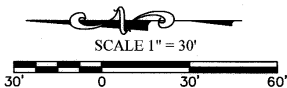
BROWNSVILLE, LINN COUNTY, OREGON

DATE OF SURVEY: AUGUST 20, 2021

SHEET 1 OF 2

*Reg A. Betz*  
REX A. BETZ PLS 2606

CURVE #	CHORD	RADIUS	LENGTH	DELTA
C1	S46°12'36"E 42.43'	30.00	47.12	90°00'00"
C2	N76°43'57"W 15.00'	30.00	15.16	28°57'18"
C3	N76°43'57"W 15.00'	30.00	15.16	28°57'18"
C4	S43°47'24"W(R1) 42.43'(R1)	30.00(R1)	47.12(R1)	90°00'00"(R1)



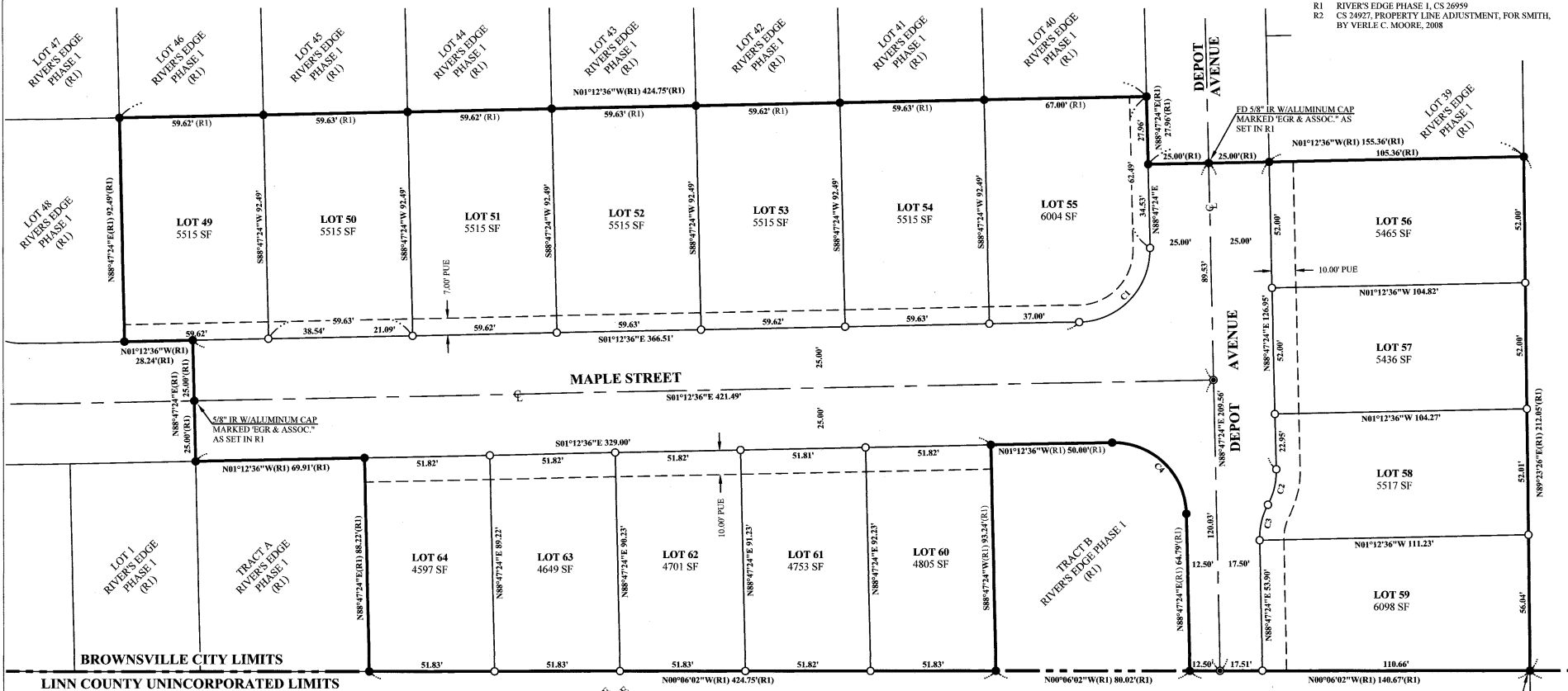
THE BASIS OF THE MEASURED BEARINGS SHOWN HEREON ARE  
BASED UPON THE OREGON COORDINATE REFERENCE SYSTEM  
EUGENE ZONE (OGRS EUGENE) FROM REAL TIME GPS OBSERVATIONS USING  
THE OREGON REAL-TIME GNSS NETWORK (ORGN), DATUM  
REALIZATION: NAD83 (2011) EPOCH 2010.00.

LEGEND

- FOUND 5/8" REBAR WITH ORANGE PLASTIC CAP MARKED "EGR & ASSOC." SET IN R1, UNLESS OTHERWISE NOTED
- SET 5/8" X 30" REBAR WITH ORANGE PLASTIC CAP MARKED "EGR & ASSOC."
- SET 5/8" X 30" REBAR WITH ALUMINUM CAP MARKED "EGR & ASSOC."
- △ CALCULATED POINT, NOTHING FOUND OR SET
- XXX(X) RECORD DATA PER REFERENCE AS NOTED, EQUALS MEASURED UNLESS OTHERWISE NOTED
- RX SEE REFERENCE LISTING
- (XXX) RECORD DATA PER REFERENCE AS NOTED
- XXX MEASURED DATA
- LCDR LINN COUNTY DEED RECORDS
- CS COUNTY SURVEY NUMBER
- SF SQUARE FEET
- IR IRON ROD
- PUE PUBLIC UTILITY EASEMENT

REFERENCES

- R1 RIVER'S EDGE PHASE 1, CS 26959
- R2 CS 24927, PROPERTY LINE ADJUSTMENT, FOR SMITH, BY VERLE C. MOORE, 2008



SITE ADDRESS  
900 DEPOT AVENUE  
BROWNSVILLE, OR 97327  
TOTAL AREA: 2.71 AC

PROPERTY OWNER/ APPLICANT  
STEPHAN SMITH  
PROGRESSIVE DESIGN BUILDERS, INC.  
PO BOX 727  
ALBANY, OR 97321

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR  
*Reg A. Betz*  
OREGON  
JULY 20, 1993  
REX A. BETZ  
#2606  
RENEWS: 12/31/21

**EGR & Associates, Inc.**  
Engineers, Geologists, and Surveyors

2535B Prairie Road  
Eugene, Oregon 97402

(541) 688-8322  
Fax (541) 688-8087



**PROCLAMATION**

**137<sup>th</sup> Annual  
Linn County Pioneer Picnic  
*" Pots 'n' Pans and Apple Jam "***

**Whereas**, 2024 marks the 137<sup>th</sup> Annual Linn County Pioneer Picnic in Brownsville when we welcome hundreds of visitors to our community; and

**Whereas**, Pioneer Picnic is a county-wide event and the City's recognition of this event is fitting and appropriate; and

**Whereas**, the community of Brownsville can show their support by celebrating the Linn County Pioneer Picnic, the oldest, annual, continuously celebration in the State of Oregon.

**Now, Therefore**, I, Mayor Adam Craven do hereby proclaim June 21<sup>st</sup> – 23<sup>rd</sup>, 2024, as the Linn County Pioneer Picnic – a time for the City of Brownsville to show their fondness and memories of Pioneer Picnic with the theme of "Pots 'n' Pans and Apple Jam."

**Attest:**

\_\_\_\_\_  
S. Scott McDowell  
Administrator

**Approved:**

\_\_\_\_\_  
Adam Craven  
Mayor

*Adopted this 23<sup>rd</sup> day of April 2024*



# Mental Health Month 2024 Proclamation



**WHEREAS**, mental health is essential to everyone’s overall health and well-being; and

**WHEREAS**, all Americans experience times of difficulty and stress in their lives; and

**WHEREAS**, promotion and prevention are effective ways to reduce the burden of mental health conditions; and

**WHEREAS**, there is a strong body of research that support user-friendly tools that all Americans can access to better handle challenges, and protect their health and well-being; and

**WHEREAS**, mental health conditions are real and prevalent in our nation; and

**WHEREAS**, with effective treatment, those individuals with mental health conditions can recover and lead full, productive lives; and

**WHEREAS**, each business, school, government agency, faith-based organization, health care provider, veteran’s groups and citizen have a responsibility to promote mental wellness and support prevention efforts; and

**WHEREAS**, Linn County, as well as the nation as a whole, is finally returning to a more normal routine, it is important to remember that feeling anxious, confused, overwhelmed or powerless remain as common problems and are quite normal. By limiting media consumption, staying connected with loved ones and staying active we can maintain our mental health as we try to protect our physical health; and

**WHEREAS**, the Linn County Mental Health Advisory Board is emphasizing that there is no health without mental health by being involved with Public Service Announcements, Health Fairs, public speakers and various trainings regarding mental health issues;

**THEREFORE**, I, Adam Craven, do hereby proclaim May 2024 as Mental Health Month in Brownsville, Oregon. As the Mayor, I also call upon the citizens, governmental agencies, public and private institutions, businesses, and schools in Brownsville to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

**Proclaimed this 23<sup>rd</sup> day of April 2024.**

***Approved:***

***Attest:***

\_\_\_\_\_  
S. Scott McDowell  
City Administrator

\_\_\_\_\_  
Adam Craven  
Mayor



## PROCLAMATION

### May 2024 “National Military Appreciation Month”

Every year, the President issues a proclamation reminding Americans to pay tribute to those that have sacrificed so much for our freedom. This tradition began in 1999 when the United States Congress first designated the month of May as National Military Appreciation Month, calling all Americans to remember those who gave their lives in defense of freedom and to honor the men and women of all our Armed Services who have served, and are now serving our Nation.

Regardless of the specific branch of military one has served, or is still serving, they have taken an oath to be disciplined in mind and body, never quit, and to act as guardians for our freedom and democracy. Their code to live by is that of honor, courage, and commitment.

**WHEREAS**, the City of Brownsville have the deepest gratitude toward all veterans and service members, and their families, and honors the many people who are serving, and have served, our Nation; and

**WHEREAS**, the City of Brownsville extends its heartfelt gratitude and good will to service members and the personnel of all armed services who have earned the respect and admiration of a grateful Nation,

**THEREFORE**, the City of Brownsville proclaims May 2024 to be set aside for honoring our veterans, service members, and their families in observance of their contribution to our community, our state, and our Nation.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Administrator Scott McDowell

\_\_\_\_\_  
Mayor Adam Craven

**April 25<sup>th</sup>, 2024**

**Pioneer Picnic Association**

**Attn:** Leisa Keyser, Treasurer  
401 Washburn Street  
Brownsville, Oregon 97327

**Re:** Pioneer Picnic | June 21<sup>st</sup> — June 23<sup>rd</sup>, 2024

Dear Leisa,

The City is wishing the Association all the best for a great Picnic 2024! In order to accomplish that goal, we want to make sure we do our part. Karl & I have covered the major responsibilities below just to make sure we are on the same page:

- 1) **Camping Fees** — The Park Caretakers will collect camping fees in accordance with normal City procedures.
- 2) **Service Personnel** — The Association will make arrangements with the Park Caretakers to handle garbage and security for the event.
- 3) **Gates** — The City keeps the gates open at the discretion of the Park Caretakers; this item is at the sole discretion of the Association for the weekend.
- 4) **Park Caretakers** — Fred & Terri Shepherd will be serving as Park Caretakers this year. Their role on behalf of the City will be to clean restrooms, stock restroom supplies and unplug toilets. (See item #6.) They served as the Caretakers for half the summer last year.
- 5) **Additional Bathroom Supplies** — The City supplies the essentials, and they will be available as needed through the Caretakers.
- 6) **Gator Use** — The Park Caretakers will be the only personnel authorized to use the Gator for miscellaneous purposes.
- 7) **Wood Chips** — Please make sure Karl is aware of exactly where you want these placed. Please also make sure that arrangements have been made with Bear Mountain well in advance of the event. The City will pick up the wood chips and place them as directed.
- 8) **Keys** — We will issue keys to you for your distribution for the event. The Caretakers can always let folks in buildings if necessary. We will **only** release the keys to one official from the Association which has been you in the past. The City needs all sets back no later than Tuesday after the Picnic. Linda McCormick has served as the designated key person the last few years.
- 9) **Horse Area** — If anyone is organizing a horse show this year, it will be their responsibility for preparing the area and making any necessary arrangements.

- 10) **Parade Barrels/Cones/Candlesticks** — These are stored behind the stage by the north door. Public Works will make sure you have the amount you request.
- 11) **Park Street & Main Street Closure** — Traditionally, Council closes Park Street, as requested by the Association, on Friday before Picnic between the hours of 12:00 p.m. and 2:00 p.m. for the Kiddie Parade. The Association's request has been approved by Council.
- 12) **Barricade Placement** — Public Works will put them out for the Kiddie Parade on Friday and pick them up afterwards. We can make arrangements to hand the barricades over to a volunteer for placement on Saturday. Please let us know who is in charge of this duty.
- 13) **Special Needs Campers** — The City requests a designated parking area for those who may have ADA needs. Please use the area behind the new restrooms for this purpose.
- 14) **Kitchen Support Campers** — Historically we have allowed people helping with the kitchen area to camp in that area. We would strongly encourage a different plan.
- 15) **Kitchen** — Please remove all items from the kitchen at the end of Picnic. The Pavilion is rented to others between the end of Picnic and the Fourth of July. The City will ask Sweet Home Sanitation to provide three (3) recycling cans for use in this area.
- 16) **Information Booth** — The Association always cleans this space for their use.
- 17) **Banners** — Public Works will hang the welcome signs and banners.
- 18) **Dumpster** — We provide one, ten (10) cubic yard dumpster in the park for trash.

We know there are other items the City does in preparation for Picnic, however we wanted to address as many issues as possible to ensure good cooperation. Again, we wish the Association the best of luck on a successful Picnic! If you have any questions or concerns, please let us know.

Cordially,

S. Scott McDowell  
Administrator

Karl Frink  
Public Works Superintendent

c: Mayor and Council  
Park & Open Space Advisory Board  
Staff  
File



\*Electronic\*

Mar. 21, 2024

Scott McDowell  
City Administrator  
255 N Main St  
PO Box 188  
Brownsville OR, 97327

**Re:** Department Order Approving the City of Brownsville Nonpoint Source Mercury TMDL Implementation Plan

Dear Scott McDowell,

The Oregon Department of Environmental Quality approves the updated City of Brownsville Total Maximum Daily Load Implementation Plan (the "updated Plan") received on Jan. 24, 2024. The City's previous plan (approved on May 16, 2023) was revised to meet the implementation plan criteria as outlined in OAR 340-042-0080 and the Jan. 1, 2024- Dec. 31, 2028, implementation cycle.

This approved updated Plan outlines the actions for minimizing heat (temperature), bacteria, and mercury loading to surface waters from those areas where the city has jurisdiction. These actions will help to protect fish and aquatic life, water contact recreation, and people who regularly eat fish and shellfish from streams and lakes across the basin.

The City must report on updated Plan implementation in order to document that the updated Plan is being implemented to restore and protect water quality in the Willamette Basin. To adequately fulfill the reporting and implementation requirements of the revised Mercury TMDL the City of Brownsville must:

1. Implement the best management practice activities it has proposed in the updated Plan.
2. Consult DEQ for approval on any changes to the updated Plan activities and timelines in advance.
3. Monitor, document, and report on progress in implementing the provisions of the updated Plan:
  - a. Submit annual reports to the Department by Feb. 5 each year. Reports should cover the previous months of implementation for Jan. 1 through Dec. 31.
  - b. Submit complete reports. Reports must contain sufficient information to enable the Department to assess reporting metrics, measurable goals, compliance with the provisions of the Plan, progress, and delays and challenges, towards implementing the Plan for meeting the TMDL load allocation.
4. TMDL implementation is an iterative process that continues every five years. The fifth report submittal, due on Sept. 30, 2028, must document 1 & 2 above and include



information on the following:

- a. A comprehensive review of overall plan implementation progress (including progress under the previous plan and the updated Plan) over the previous years (Jan. 1, 2024, through Dec. 31, 2028).
- b. Evaluation, in consult with DEQ, to determine whether strategies, timelines, or other components of the updated Plan are adequate for the next five-year timeline.
- c. Submittal of an update to the updated Plan for approval by the Department if evaluation determined Plan and/ or effectiveness of management strategies are inadequate for meeting the TMDL load allocations. At a minimum, update the five-year timeline for the continuation of implementation effective Jan. 1, 2029.

The TMDL, WQMP, Department approved TMDL Implementation Plan, and the deadlines and requirements established by this letter are enforceable orders. Failure to implement or timely implement the approved Plan is therefore an enforceable violation. The City's reporting on implementation is the mechanism to document the City is implementing the terms and conditions of the above- mentioned orders and failure to report is also an enforceable violation. Compliance with the approved Plan is considered compliance with the TMDL.

The Department endeavors to assist you in your implementation efforts. Please do not hesitate to contact your basin coordinator if you have questions about TMDL implementation:

Priscilla Woolverton  
[priscilla.woolverton@deq.oregon.gov](mailto:priscilla.woolverton@deq.oregon.gov)  
541-687-7347  
DEQ, Western Region  
165 E. 7<sup>th</sup> Ave., Suite 100, Eugene OR. 97401



Heather Tugaw  
Western Region Watersheds & Stormwater Manager

DEQ file/BC – [priscilla.woolverton@deq.oregon.gov](mailto:priscilla.woolverton@deq.oregon.gov)

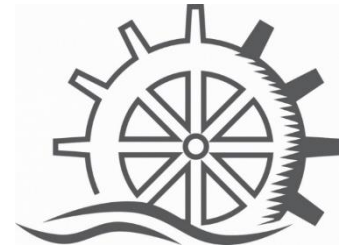
# Proposed 2024 Calendar

## 1.0. Canal Company Leadership Discussion (*April - June*)

1. Share Concept
2. Review Draft Agreement
3. Discuss Paths Forward
4. Solidify Implementation Details
5. Create Processes
6. Develop Communication Interface
7. Send Member Letters
8. Hold Meeting (*Sometime prior to the December Council meeting.*)

## 2.0. Targeted Public Outreach (*September - November*)

1. Send Explanation Letter
2. Create Explanation Webpage
3. Share Concept
4. Share Meeting Schedule



## 3.0. Town Hall & Public Input

1. September 12<sup>th</sup>, 2024, 7:00 p.m.
2. October 10<sup>th</sup>, 2024, 7:00 p.m.

## 4.0. Council Decision

1. December 17<sup>th</sup>, 2024, Regular Council Session
2. Prepare Ordinance
3. Pass Ordinance (*February 2024*)
4. Implement Agreement

**REASONS WE MAY DENY OR RESTRICT A LICENSE**  
**ORS 471.313(4)(5), OAR 845-005-0320, 845-005-0321, 845-005-0322**  
**845-005-0325, 845-005-0326(4)(5) or 845-005-0355**

The following is a list of problems relating to the **APPLICANT** or **BUSINESS** that OLCC **can** consider to refuse or restrict a license:

1. Applicant has a habit of using alcohol or drugs to excess
2. Applicant makes a false statement to OLCC (must be related to a refusal basis)
3. Applicant has been convicted of local, state or federal laws that are substantially related to the fitness of holding a liquor license
4. Applicant has demonstrated poor moral character
5. Applicant has a poor record of compliance when previously licensed by OLCC
6. Applicant is not the legitimate owner of the business
7. The business has a history of serious and persistent problems at this location.

The problems can include:

- Obtrusive or excessive noise, music or sound vibrations
- Public drunkenness
- Fights or altercations
- Harassment
- Unlawful drug sales
- Alcohol or related litter

OLCC is **not** able to consider the following issues when deciding to renew a liquor license:

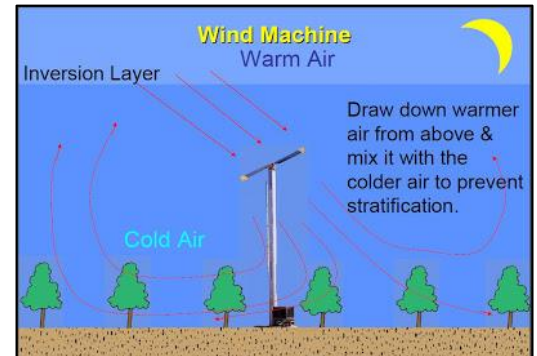
- Lack of parking
- Increase in traffic
- Too many licenses in a specific area (saturation)
- Entertainment type - nude dancing, gambling, live bands, etc.
- Increased noise
- Zoning issues

Visit [www.oregon.gov/olcc/](http://www.oregon.gov/olcc/) to see the full text of ORS and OAR referenced above. In order for an unfavorable recommendation from a local government to be valid, the grounds must be found in the license refusal bases of ORS 471.313(4), 471.313(5), OAR 845-005-0320, 845-005-0321, 845-005-0322, 845-005-0325 or 845-005-0326(4)(5) or the license restriction bases of OAR 845-005-0355, and must be supported by reliable factual information.



## **Vineyard Wind Machines**

**Semi-Annual Notice** | 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 blades and engines used to generate electricity. Basically, the machines are programmed to turn on at certain temperature levels, generally around 36 degrees Fahrenheit, and can only be operated during certain wind speeds. The site south of town has numerous wind machines, and they generate a very noticeable sound throughout Brownsville. The motors sound like an old farm tractor and the blades have a high-pitched sound. A low frequency hum may also be heard throughout town when all the wind machines are operating.



The City Attorney reviewed the City’s ability to prohibit, modify, or control the installation of the wind machines when the property was being developed in 2019. Brownsville is a rural, farming community located in rural Linn County. State laws allow broad interpretations for farm use equipment and associated implement especially on farmland known as exclusive farm use or EFU. Fortunately, the wind machines only activate for a handful of days each year. The City sends out the reminder above in the semi-annual newsletter in March & September to warn residents. The City also sends out a monthly synopsis of Council business and Staff includes the warning in March & September as April and October are the months that the noise can be experienced. The newsletter and the synopsis are sent to every household in the 97327 zip code.



## **Minutes**

The City posts minutes for every official public body of the City after the official adoption of those minutes. Minutes are officially adopted by motion of the public body at the following meeting of any given public body. Official minutes are not available until the public body adopts them. The City does not provide draft minutes to the general public. The general public may request a copy of the recording of any meeting, provided that the recording is available.

Public body members have the same access to the minutes as the general public. Another important note is that members, when adopting the minutes, cannot change what they said or what they meant to say in the minutes during the adoption process. Any modification made by the public body must be reviewed by Staff to ensure accuracy. Many times members want to correct what they said with what they mean to say which is not permitted; a members unspoken intent is not part of the written public record.

The City also publishes a monthly, except for August, synopsis of Council proceedings. The City sends this communication to every person in the 97327 zip code. The City started this practice in June 2022 after several independent reports inaccurately portrayed the actions of City Council.

The minutes and the synopsis can be found on the City website at [www.ci.brownsville.or.us](http://www.ci.brownsville.or.us).



## Commissioners OK zoning change for proposed LBCC Ag Campus

ALBANY — Tuesday morning, Linn County Commissioners Roger Nyquist, Sherrie Sprenger and Will Tucker approved a Comprehensive Plan Text Amendment that will allow 53.5 acres of land owned by Linn-Benton Community College to be rezoned from Exclusive Farm Use to Public Service. The Planning Commission recommended approval of the application in March.

It paves the way for the college to begin working toward development of a new agricultural program campus on Looney Lane south of the Main Campus that will include classes about rearing horses, pigs, cattle, and sheep. And perhaps most importantly, offering what people said is addressing a serious need of veterinary technicians. The current program is housed on a much smaller parcel of land and buildings are antiquated.

The new campus will include classroom space, parking areas, a storage building and a manure containment barn plus barns for each animal species. Although no one spoke against the proposal, neighboring farmer Don Jenks said that while he supports the project, he is concerned about water run-off from the property and that some of the ground can get extremely wet in winter months. Representatives of the project said stormwater will be contained in two on-site ponds and no added water is expected to be created from site run-off.

Manure will be stored in a covered building and composted. It will either be spread as fertilizer during the proper time of year or hauled off-site. Alan Sorem of the Salem law firm Saalfeld Griggs, said the primary goal is to create a vocational education facility and not as a site for “a host of other uses.” He acknowledged there are wetlands issues, but the college is prepared to purchase mitigation credits and to work responsibly in dealing with those issues.

There will be fire hydrants on site, buildings will be constructed with metal framing and materials and there will be fire sprinklers in the classrooms. Traffic is expected to be less than that associated with a nursery or public park. Sheldon Flom, vice president of finance, said that currently students often travel to area farms for their hands-on training. This can create scheduling conflicts due to travel times. Also, local ag producers often sell livestock, so opportunities fluctuate with market prices.

Veterinarian Chris Wyckliffe owns the nearby Cascade Equine Center and said the proposed new campus is greatly needed. He said there is a major shortage of veterinary technicians on the entire West Coast. He also said that 70% of his staff were trained at LBCC. Although they voted unanimously to approve the application, each of the commissioners’ voiced concerns. Chairman Nyquist said he is always concerned about the potential conflict of “ag versus ag”. In this instance, an ag education center surrounded by working farms. He was also concerned about the



potential to host large events in a rural area but was assured that is not the college's intent.

Commissioner Sprenger was concerned about potential water run-off issues. An engineer outlined the plan to retain storm water and release it at historical rates. Commissioner Tucker was concerned about the potential that the operation might be considered a Confined Animal Feeding Operation — the college already has 42 horses — which has numerous state regulations.

In other business, the commissioners:

- Were told by Accounting Officer Bill Palmer that the county staff continue to spend prudently. He said that although the fiscal year is about two-thirds over, overall spending is at 47% and the county fund balance of \$109,598,000 is almost \$10 million more than this time a year ago.
- Planning & Building Director Steve Wills said six permits for new dwellings were issued in March, three for single-family homes and three for additions. Seventeen new code enforcement cases were opened and 21 were closed. The Department received two fire hardening grant applications for the North Canyon area.
- Approved a contract for \$228,856.50 with Legacy Contracting for the Cedar Creek Pedestrian Bridge Project in Mill City. The county will be reimbursed by Mill City.
- Approved a new classification of Veteran Service Officer Program Manager, management exempt and pay range 18.
- Reappointed Mayra Fabiola Herrera Hernandez, Kacey Wimmer and Lawrence Eby to the Health Advisory Council.
- Reappointed Scott McDowell and Debra Haile to the Solid Waste Advisory Committee.
- Announced that Budget Hearings for the 2024-25 Fiscal Year will be held on April 29-May 3 at the Linn County Fair & Expo Center. All meetings are open to the public. A daily schedule can be found on the County Treasurer's page of the Linn County website: <https://www.linncountyor.gov/treasurer>.

Posted: 4-9-2024

**Media contact:** Alex Paul, Linn County Communications Officer, 541-409-8025 or email [apaul@co.linn.or.us](mailto:apaul@co.linn.or.us).



## Linn County to hold property auction on May 22

ALBANY — Four properties that have been foreclosed upon for unpaid taxes will be put up for auction by Linn County at 10 a.m. on May 22 in the second floor Board Room of the Courthouse. Property Manager Rachel Adamec brought the issue before Commissioners Roger Nyquist, Sherrie Sprenger and Will Tucker Tuesday morning. This will be a “live” auction and sealed bids will not be accepted.

Auction and individual property details are posted at [www.linncountyor.gov/property/page/auctions](http://www.linncountyor.gov/property/page/auctions).

The properties are located at:

- 284 9<sup>th</sup> St., Lyons: real market value, \$81,000; minimum bid, \$40,500. Lot is .15 acre, zoned single-family residential.
- 685 West B St., Lebanon: real market value, \$205,160; minimum bid, \$44,200. Lot is .13 acre, zoned residential mixed density.
- 645 West B. St., Lebanon: real market value, \$69,300; minimum bid, \$41,580. Lot size .18 acre, zoned residential mixed density.
- 1730 Cascade Drive, Lebanon: real market value, \$129,910; minimum bid, \$12,645. Lot size .26 acre, zoned rural residential, 2.5 acre minimum.

Potential bidders must fill out a bidder’s form — starting at 9 a.m. — and payment must be made in full within 30 minutes of the close of the auction. The name given at the time of registration sign-up must accurately reflect the party or parties in whose name the contract/deed will be made. Bidders must be present, no absentee bidding. All properties will be sold “as is”. Linn County makes no representation about zoning, building feasibility, restriction in use or any other matters, and does not guarantee clear title to the property offered for sale.

Payment is to include the bid amount plus \$105 dollars for the first page of the conveyance document and \$5 per page thereafter for recording fees. The person making the offer is responsible for all applicable recording fees.

In other business, the commissioners:

- Approved accepting grants for \$150,000 and \$100,000 from the Oregon Health Authority to be directed to Casa Latinos Unidos to expand health care services in the Lebanon area, as well as southern portions of Linn County.
- Approved a student affiliation agreement with The Chicago School to provide master’s degree level therapist internships.
- Accepted a \$125,777 Criminal Justice Commission grant to provide financial support for a Linn County Mental Health Court.
- Approved a \$2,100 amendment for a contract between the Madison Avenue Collective and Linn County Public Health for development of a new website.
- Received the March Board of Health Report from Dr. Adam Brady. There were 98 deaths and 57 births (34 males and 23 females). There were 43 animal bites of various types, up from a 5-year average of 31. There were no known suicides.



- Kris Barnes, Linn County Fair & Expo Center Director, said business continues to be brisk and is growing. He said income billed in March topped \$100,000 and if the final quarter of the years holds up as anticipated, total income for FY 2023-24 will exceed budget projections. He said activities are full in both arenas and the conference center.
- Announced that public Budget Hearings will be held from April 29-May 3 at the Fair & Expo Center. Complete daily schedules can be found at the Treasurer's Office tab on the Linn County website [www.linncountyor.gov](http://www.linncountyor.gov)
- Approved sponsoring the 2024 Linn County Small Business First-Time Employment Youth Wage Grant Program. Linn County businesses that hire young people this summer can have a portion of their wages subsidized by the county. Funds come from the county's share of video Lottery proceeds.

Held a public hearing concerning property at 2187 Mill St., in Lebanon. The property owner is dead, and no known relatives have stepped up to pay the more than \$4,500 in back taxes and interest. There have been numerous complaints from neighbors about the property, including excessive trash, illegal campers, and fires. The county recently spent \$15,000 to haul garbage from the property in an attempt to reduce the number of rats that infest garbage at the site. The property can be redeemed by a relative or legal representative for 30 days. After that, Linn County will take possession of the property, clean it up and eventually put it up for sale.

**Media contact:** Alex Paul, Linn County Communications Officer, 541-409-8025 or email [apaul@co.linn.or.us](mailto:apaul@co.linn.or.us).





## Linn County Board of Commissioners receive annual COG report

ALBANY — The Meals on Wheels program sponsored by the Oregon Cascades West Council of Governments provided more than 158,000 meals — 146,559 home delivered and 11,518 in-person dining — to Linn County residents in 2023, Executive Director Ryan Vogt noted in the organization’s hot-off-the press annual report delivered to the Linn County Board of Commissioners Tuesday morning. Meals are served at the Albany, Lebanon and Sweet Home community centers, the Mill City First Presbyterian Church and the Brownsville Christian Church. Oregon Cascades West Council of Governments also provided 3,861 shelf-stable food boxes and held 11 Medicare 101 information seminars.

Some 16 foster grandparents contributed 12,519 volunteer hours to youth in schools, libraries and after school programs. There were 10 senior companion volunteers who provided almost 4,000 volunteer hours helping seniors with transportation to run errands, shop for groceries etc. The Cascades West Ride Line provided 80,394 trips totaling 1,424,907 miles for non-emergent medical transportation.

Oregon Cascades West Council of Governments received \$1 million in Brownfields Grant Funding and to clean up three contaminated properties, three are located in Linn County. Working with 29 adult foster homes, OCWCG provided up to 145 residents with safe housing and assisted 2,191 Linn County residents through the Aging and Disability Resource Connection.

The Cascades West Business Lending program provided area businesses with \$1.2 million in loans. Vogt said four loans were made in 2023 and it appears there will be even more applicants in 2024. Vogt introduced new economic development director Jaclyn Disney, who comes to the mid-valley with many years of management and economic development experience from the Redding, California area. She has a Master of Public Administration degree from California State University - Chico.

In other business, the commissioners:

- Approved a \$13.1 million Supplemental Budget request by Treasurer Michelle Hawkins. The funds will be moved from Contingency into Materials and Services. A portion of the funding, more than \$10 million was already used to purchase the Wheelhouse Building and another \$2.6 million is being set aside to be used to purchase a building behind Samaritan Albany General Hospital. The county is in the due diligence phase of that potential purchase. The funds come from the federal government and were set aside for these purposes during last year’s budget hearings process in anticipation of such purchases.
- Were informed by Veterans Services Director Dee Baley-Hyder that her staff helped local veterans recover more than \$493,000 in benefits owed them from January 1 to March 20 and more than \$1.5 million from July 1, 2023 until



March 20, 2024. She also told the board about the April 25 Honor Flight taking veterans to Washington, D.C. that will start with a program on the north steps of the Courthouse on April 25.

- Approved accepting a \$77,780 grant from the Oregon Department of Energy to be used to purchase electric-powered vehicles for the General Services Department.
- Appointed Josh Barbour and reappointed Darrin Lane and JoAnn McQueary to the Developmental Disabilities Advisory Board.
- Approved a temporary part-time employment contract with Communications Dispatcher Brittany Kleivan, who resigned from a full-time position effective March 31. With her contract, the Sheriff's Office will still have five open dispatch positions.
- Agreed to sponsor the First-Time Youth Wage program for the 17<sup>th</sup> year. Linn County allocates money from the Oregon Video Lottery program earmarked for economic development to subsidize wages paid by local employers who hire young employees. Traditionally the county has provided \$2 per hour and total outlay according to Treasurer Michell Hawkins is between \$30,000 and \$40,000 annually. The commissioners agreed to up the subsidy to \$3 this year. Commissioner Sherrie Sprenger said she would like to see some form of measurable objectives and outcomes and to ask employers if the subsidy actually makes a difference in whether they would hire young people.

Posted: 4-02-2024

**Media contact:** Alex Paul, Linn County Communications Officer, 541-409-8025 or email [apaul@co.linn.or.us](mailto:apaul@co.linn.or.us).

**S. Scott McDowell**

**From:** Oregon Department of Transportation <odot@service.govdelivery.com>  
**Sent:** Wednesday, April 10, 2024 10:17 AM  
**To:** admin@ci.brownsville.or.us  
**Subject:** Political signs are not allowed on the highway right-of-way

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



Oregon Department  
of Transportation

## News Release

# No political signs allowed on state highway right of way

*ODOT will remove wrongly placed signs and hold them for pickup at the nearest ODOT maintenance yard.*



*ODOT will remove improperly placed signs like the one above and hold them at the nearest ODOT maintenance yard.*

Contact: [Kacey Davey](#), 541-280-2716

April 10, 2024

As the May 21, 2024, elections draw near, campaigns and their friends should remember that ODOT will remove political signs posted on the state highway right of way.

Every election season, we receive complaints from the public and from candidates regarding the improper placement of political signs on the state highway rights of way, where only official traffic control devices are allowed. Improperly placed signs can distract drivers and block road safety messages.

Wrongly placed signs will be taken down and held at a nearby ODOT district maintenance office for 30 days. To reclaim signs, [go here](#) to find the nearest ODOT maintenance office.

Signs are prohibited on trees, utility poles, fence posts and natural features within highway right-of-ways. They also are prohibited within view of a designated scenic area.

The width of the state highway right of way can vary considerably depending on the specific location. If you're uncertain whether you're placing a sign on private property or highway right of way, check with the local ODOT district maintenance office.

Local municipalities may also regulate the placement of political signs.

Political signs are allowed on private property within view of state highways with the following restrictions:

- Signs are limited to 12 square feet but can be up to 32 square feet with a variance from our [Oregon Advertising Sign](#) program.
- Signs cannot have flashing or intermittent lights, or animated or moving parts.
- Signs must not imitate official highway signs or devices.
- Signs are not allowed in scenic corridors.
- No payment or compensation of any kind can be exchanged for either the placement of or the message on temporary signs, including political signs, which are visible to a state highway.

For more information go to ODOT's [Outdoor Advertising Sign Program](#).

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## Gov. Tina Kotek vows to hold cities, agencies accountable on state spending

Story by Carlos Fuentes, oregonlive.com • 3w • [3 min read](#)

Ad



**L** Oregon Governor Tina Kotek sits with colleagues at Kafiex Roasters on the Vancouver, WA waterfront on Tues., Feb. 13, 2024.  
© Dave Killen/oregonlive.com/TNS

Gov. Tina Kotek said Thursday the state must work harder to hold agencies, cities and local health and advocacy organizations accountable for using state dollars effectively.

And she indicated her office will take a lead role in vetting lawmakers' spending choices and following up to make sure projects

deliver on their promises.

“Sometimes we’ve been like, ‘We’ll just send you the money and not say anything,’” Kotek said at a press briefing. “Those days are over. I want to know exactly what you’re doing with the money, and I’ll make sure it’s serving your community.”

Kotek lauded the two signature spending packages of the five-week session: a \$376 million [housing and homelessness package](#) and [\\$211 million](#) for substance abuse and behavioral health services.

She also applauded a historic [campaign finance bill](#) that will set political contribution limits, while noting policymakers will need to carefully monitor its effects. And she sounded a positive note about lawmakers’ \$30 million outlay for Oregon summer school programs, even though it’s only 60% as much as she requested. Repairing students’ pandemic inflicted learning losses will continue to be a top priority going into next year’s session, Kotek said.

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▶ **Related video:** Gov. Tina Kotek praises 'bipartisan success' of legislative session for action taken on housing, drug crisis (KOIN...

 KOIN Portland

### **Gov. Tina Kotek praises 'bipartisan success' of legislative session for action taken on housing, drug...**

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A substantial portion of the housing and addiction-related spending packages are earmarked directly for specific cities, substance abuse clinics and advocacy organizations to address Oregon’s lack of affordable housing and its high rates of homelessness, mental illness and substance abuse.

Now, Kotek said, her focus is pushing state agencies and local governments to get the money into communities as quickly as possible. Kotek pointed out the \$25 million allocation for Multnomah County to establish a sobering center as a prime example. She indicated she will ask hard questions before releasing the funds.

“I want to know how that money is being spent, I want to know when ... I want to know where the location is,” Kotek said. “So we can say with certainty, we know you’re doing what you’re supposed to be doing with those dollars and we’re going to see the results.”

The housing package includes roughly \$100 million for 48 infrastructure projects such as new sewers. Kotek said her office will closely track each of the projects to ensure they “are actually advancing the housing production that they are intended to do.”

Kotek said she wants to “be very clear with those communities that the expectation is, if you’re getting money for water or sewer, that there are going to be houses down the line, not in 10 years,” but in the next two to five years.

She said her office also expects diligent monitoring to make sure the rollbacks of Oregon's landmark drug decriminalization bill yield, as promised, widespread options for "deflection" to treatment programs in lieu of criminal convictions or jail time. Though lawmakers did not define what that deflection program will look like, Kotek said she expects the state to take a hands-on approach to ensure counties and medical providers properly provide those services.

"We're trying to figure out right now how we communicate with all the partners involved at the local level because again, this is all implemented at the local level," Kotek said. "We want to have consistency across the state."

Looking into next year's session, Kotek said the top priority for lawmakers will be to craft and pass a major transportation package. The Legislature traditionally does so every eight years, she said, and the money from 2017's mammoth package has run out – without all projects in it being completed, most notably on Interstate 5 near the Rose Quarter.

Lawmakers this year **approved \$20 million** from the general fund for the Oregon Department of Transportation to clean up state highways, not gas tax proceeds or similar transportation-specific funding sources. That demonstrated the shortage of transportation funding in the state, she said.

Earlier this week, Kotek announced her intention to prevent any tolling on Portland-area freeways. But in future sessions, tolling will likely become a viable option, she said.

"The Legislature needs to look at the different ways to fund transportation," Kotek said. "I think you have to talk about all the sources, including tolling, to figure that out."

— *Carlos Fuentes covers state politics and government. Reach him at*

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**S. Scott McDowell**

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**From:** DEQ Online Subscriptions <ordeq@public.govdelivery.com>  
**Sent:** Monday, April 8, 2024 1:36 PM  
**To:** admin@ci.brownsville.or.us  
**Subject:** DEQ Rulemaking Willamette Mainstem and Major Tributaries Temperature TMDL Replacement Advisory Committee Meeting to be held May 1, 2024

## **DEQ Rulemaking – Willamette Mainstem and Major Tributaries Temperature TMDL Replacement Advisory Committee Meeting to be held May 1, 2024**

### **Summary**

DEQ has formed a Rule Advisory Committee to provide DEQ with input on the Willamette River Mainstem and Major Tributaries 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 River Mainstem and Major Tributaries and revisions to the Water Quality Management Plans.

The meeting materials will be posted to the rulemaking webpage: [Willamette River Mainstem and Major Tributaries Temperature TMDL](#)

### **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 May 1, 2024

#### **How do I participate?**

##### [Join via Zoom](#)

Call-in number: 888 475 4499 U.S. Toll-free  
Meeting ID: 850 0821 4566

##### [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 River Mainstem and Major Tributaries Temperature TMDL](#).


Visit the **project** webpage for additional information: [Temperature TMDL Replacement: Willamette River Mainstem and Major Tributaries](#)


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

For more information, please contact:

Michele Martin  
Project Manager  
[Willamette.MainStem@DEQ.oregon.gov](mailto:Willamette.MainStem@DEQ.oregon.gov)

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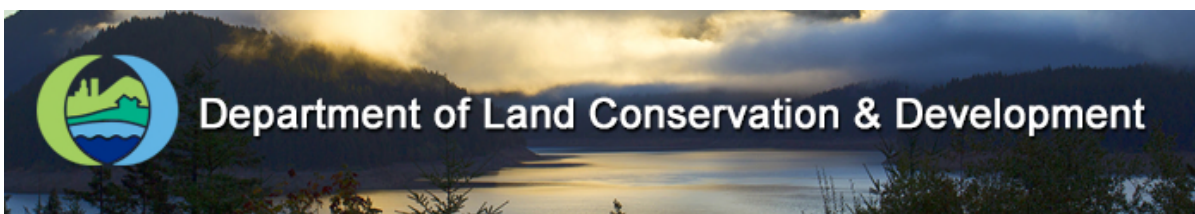
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**S. Scott McDowell**

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**From:** EASTMAN Elliott \* DLCDC  
**Sent:** Friday, April 5, 2024 3:45 PM  
**To:** EASTMAN Elliott \* DLCDC  
**Subject:** DLCDC is Seeking Members for an Advisory Committee on Community Green Infrastructure Investment

[Share / View as a webpage](#)



April 5, 2024

## **DLCDC is Seeking Members for an Advisory Committee on Community Green Infrastructure Investment**

Applications will be accepted through Sunday, April 28, 2024.

In 2023, the Oregon Legislature created the [Community Green Infrastructure Grant Program](#) and put \$6.5 million into a fund administered by the Department of Land Conservation and Development (DLCDC). Green infrastructure is infrastructure that includes or mimics natural systems, such as urban green space, parks, rain gardens, bioswales and trees. It provides a wide array of social, environmental, and economic benefits.

The program will award grants in four categories:

- Planning and developing community Green Infrastructure Projects
- Planning and developing Community Green Infrastructure Economic Development Projects, which are Green Infrastructure Projects that employ members of a community that benefits from the project
- Developing or supporting native seed banks or native plant nurseries
- Supporting and implementing green infrastructure master plans

DLCDC is seeking members for an Advisory Committee on Community Green Infrastructure Investment to advise on the implementation of the Community

Green Infrastructure Grant program and make biennial reports to the legislature on the program.

### [Apply to Serve on the Advisory Committee](#)

#### **Committee Meetings**

The committee will meet virtually starting in May 2024. Meetings will generally last between one and two hours. The committee will meet more frequently during the spring, likely bi-weekly. Meetings will become less frequent as the program is implemented, moving to monthly and then quarterly by fall of 2024.

#### **Spread the Word**

If you're not interested in being on the committee yourself, please help us by forwarding this announcement to anyone who might be interested.

Questions about the program or advisory committee? Please visit the program [website](#) or contact Laura Buhl at [laura.buhl@dlcd.oregon.gov](mailto:laura.buhl@dlcd.oregon.gov).

**Stay informed!** Sign up for [email notifications](#) on this topic.

[Apply Here](#)

## S. Scott McDowell

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**From:** SPERRY Arianne \* DEQ <Arianne.SPERRY@deq.oregon.gov>  
**Sent:** Friday, March 8, 2024 1:16 PM  
**To:** RethinkRecycling \* DEQ  
**Subject:** New local government funding to meet new recycling requirements

Greetings!

Oregon's recycling requirements for local governments are changing. Are you ready? Take the following steps to help your organization prepare:

1. [Register](#) to attend the free Recycling Modernization Act webinar for local governments and service providers, via Zoom at 10:00 a.m. on Thursday, March 21, 2024. The webinar will be recorded for those who cannot attend.

At the webinar, staff from Oregon DEQ and the prospective producer responsibility organization, Circular Action Alliance, will present information about new recycling requirements, new funding, timelines, and engagement opportunities.

2. [Complete this survey](#) for local governments by April 1 to identify your jurisdiction's primary point of contact for recycling funding discussions with the prospective PRO, Circular Action Alliance.
3. [Sign up](#) for the monthly Recycling Modernization Act newsletter to stay informed about the implementation of Oregon's new recycling law.
4. [Learn more](#) by watching the videos and exploring the information available on the RMA website, [recyclingact.oregon.gov](https://recyclingact.oregon.gov). Under the videos, click on "Informational material" to review the Local Government Responsibilities and Benefits, Frequently Asked Questions, Implementation Timeline, and Material Acceptance List.

### Oregon's new recycling law

Oregon's recycling system will soon be changing due to a new law called the [Plastic Pollution and Recycling Modernization Act](#). The RMA requires producers of packaging, printing and writing paper, and food serviceware to share the responsibility for building and maintaining a more resilient and responsible recycling system. Producers must join and pay fees to a nonprofit Producer Responsibility Organization, or PRO. Recycling system changes will begin July 2025.

### New funding for new recycling requirements

Local governments and service providers will continue to provide recycling service along with [meeting some new requirements](#). The law makes local governments eligible for five different types of PRO funding, including compensation for:

- Transporting recycling long distances
- Expanding recycling service
- Implementing contamination reduction programming

### What to expect

In the coming year, local governments will have the opportunity to:

- Discuss recycling service expansion requests, funding, and existing recycling depots with the prospective PRO, Circular Action Alliance, this spring and summer.
- Provide feedback on new recycling educational materials and contamination reduction programming elements this summer and fall.

- Designate and authorize service providers to receive PRO funding on their behalf at the beginning of 2025.

**Getting ready**

In addition to [attending the March 21 webinar](#), local governments can prepare by meeting with service providers and other partners and working together to gain alignment on recycling service changes, funding opportunities, and a plan for meeting new recycling obligations.

**Questions?**

Email [RethinkRecycling@deq.oregon.gov](mailto:RethinkRecycling@deq.oregon.gov).

**Arianne Sperry** (*she/her*)

Recycling Program Implementation Lead  
Materials Management – Product Stewardship Team  
Oregon Department of Environmental Quality  
Cell: 503-780-5534 | [arianne.sperry@deq.oregon.gov](mailto:arianne.sperry@deq.oregon.gov)

**S. Scott McDowell**

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**From:** RHOADES Cathie \* DEQ <Cathie.RHOADES@deq.oregon.gov>  
**Sent:** Friday, April 5, 2024 8:56 AM  
**Cc:** RHOADES Cathie \* DEQ  
**Subject:** Important Local Government Information

Hello local governments and service providers,

I sending this email to keep you informed with ongoing activities that are happening at DEQ. Below I have attached the latest Recycling Modernization Act (RMA) newsletter. The newsletter includes some very important information and links on the following topics:

- Dates and registration links to upcoming meetings related to RMA.
- Links to the webinar recording and presentation slides from the March 21<sup>st</sup> webinar with DEQ and the PRO, Circular Action Alliance (CAA) that provided information on new local government requirements and funding opportunities.
- There is also a link to the Producer Responsibility Organization's (PRO) first draft program plan. The plan describes how the PRO will be implementing RMA requirements and also addresses how they will fund recycling expansion requests. There is also information including on how you can provide public comment on the draft plan.

If you have not signed up for the RMA Newsletters and other DEQ related topics, I would encourage you to do so. The link is at the bottom of the newsletter under "SUBSCRIBER SERVICES" – Manage Subscriptions".

In addition, I wanted to let you know that the Materials Management Program will be relaunching our grants program in May. If you are interested in learning more about our grants programs you can click [here](#).

In the next several months, I will be sending out more information to keep you informed about upcoming changes and requirements for local governments in Oregon. Please feel free to reach out to me anytime if you have questions or concerns. Also, please feel free to share this information with anyone you think might be interested. Have a great day. Cat

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**From:** DEQ Online Subscriptions <[ordeq@public.govdelivery.com](mailto:ordeq@public.govdelivery.com)>  
**Sent:** Thursday, April 4, 2024 8:03 AM  
**To:** RHOADES Cathie \* DEQ <[Rhoades.Cathie@deq.state.or.us](mailto:Rhoades.Cathie@deq.state.or.us)>  
**Subject:** Plastic Pollution and Recycling Modernization Act | April 2024 Newsletter

Plastic Pollution and Recycling Modernization Act | April 2024 Newsletter



**RECYCLING  
MODERNIZATION  
ACT**

Newsletter

State of Oregon  
**DEQ** Department of Environmental Quality

RECYCLE

## Upcoming meetings and reminders

- April 9, 2024, 9:00 a.m. | Recycling Council meeting ([Register in advance](#))
- April 16, 2024, time TBD | Eighth Rulemaking Advisory Committee meeting ([Register in advance](#))

## Public comment now open on the first PRO Program Plan draft

DEQ received one [program plan from Circular Action Alliance](#) on Sunday, March 31, 2024. Public comment on the plan is welcome and is now open through Friday, May 10, 2024, at 5:00 p.m. PDT. Submit your comments to DEQ by emailing [RethinkRecycling@deq.oregon.gov](mailto:RethinkRecycling@deq.oregon.gov). Circular Action Alliance will present information about its plan at the April 9, 2024 Recycling Council meeting. Visit the [Recycling Council webpage](#) to register for the meeting. DEQ will complete its review of the program plan by July 31, 2024.

## Second rulemaking process

The last meeting of the Rulemaking Advisory Committee will be held via Zoom the morning of Tuesday, April 16. The main focus of the meeting will be the draft Racial Equity Impact Statement and the draft Fiscal Impact Statement. For more information and to register to attend the meeting, visit the [Recycling 2024 Rulemaking website](#).

## RMA webinar for local governments

DEQ and the prospective producer responsibility organization, Circular Action Alliance, recently hosted a webinar on the RMA for local governments and their designated service providers focused on important milestones, new obligations, new funding, and opportunities to engage.

If you missed the webinar, the webinar [slides](#) and [recording](#) are now online.

Find [additional resources for local governments](#), like the [2023 Local Government Needs Assessment report](#), on DEQ's website. More coming soon!

## Commingled Recycling Processing Facilities Fees report available online

The Commingled Recycling Processing Facilities Fees report was completed by Crowe, LLC and is now available on the [CRPF web page](#).



## Learn more

Want to understand how the Recycling Modernization Act will change the future of recycling in Oregon? Start by viewing the videos on the main [RMA web page](#).  
Now in Spanish!



## Reach out

Still have questions? We're here to help! Email the RMA team at [RethinkRecycling@deq.oregon.gov](mailto:RethinkRecycling@deq.oregon.gov)

**S. Scott McDowell**

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**From:** Senator Jeff Merkley <Senator\_Merkley@Merkley.senate.gov>  
**Sent:** Friday, April 5, 2024 1:46 PM  
**To:** mayor@ci.brownsville.or.us  
**Subject:** Let's Kick Hedge Funds OUT of Our Housing Market!



Dear Adam,

I've heard from families across Oregon and throughout our country about skyrocketing and inaccessible home prices and rental costs.

A big piece of the housing affordability crisis stems from hedge funds using our housing market as a cash cow. Hedge funds are making all-cash, no-inspection offers on houses that are impossible for ordinary homebuyers -- particularly first-time homebuyers -- to compete with. That's just plain wrong. Families shouldn't be getting outbid by Wall Street. That's why I introduced my [End Hedge Fund Control of American Homes Act](#) -- a bill that would finally put people before Wall Street profits by prohibiting hedge funds from buying new homes and requiring them to sell homes they currently own.

Here's the thing: hedge funds buying up homes in our communities doesn't just drive up prices for buyers -- it drives up the price of rent too. I recently spoke with housing advocates who confirmed that. [Watch our full conversation here.](#)

I will always fight for the foundations that families need to thrive: education, good-paying jobs, health care, and a safe, affordable roof overhead. Kicking hedge funds out of the housing market is crucial to closing the gap between available and affordable housing and families who need it. I'll keep fighting to pass my End Hedge Fund Control of American Homes Act, alongside my other efforts to make housing available and affordable to everyone in Oregon and across our country.

All my best,  
Jeff

[\*\*Watch Jeff speak about housing affordability in a Senate Budget Committee hearing.\*\*](#)

**S. Scott McDowell**

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**From:** National League Of Cities (NLC) <news@email.nlc.org>  
**Sent:** Saturday, April 6, 2024 4:01 AM  
**To:** admin@ci.brownsville.or.us  
**Subject:** The Weekly: 🌍 5 Strategies for Developing a Local Green Jobs Plan



1924-2024: A CENTURY OF STRENGTHENING CITIES

## The Weekly



In the coming years, U.S. cities could create nearly 20 million sustainable jobs that will require millions of workers to fill them. Given record public and private investments, new technological advancements, and global pressure to act, it's important to take the time to invest in local planning and capacity-building for both short-term gain and long-term resilience. [Read more »](#)

# TOP CONTENT



**How Wastewater  
Monitoring is Helping  
Keep a Transient  
Population Healthy »**



**Wastewater  
Monitoring Success  
Stories: Riverside, CA  
»**



**Wastewater  
Monitoring: A  
Valuable Public  
Health Tool »**

## INDUSTRY NEWS

- [IRS direct pay framework opens doors for tax-exempt entities to access clean energy credits](#) - *Facilities Dive* (March 29, 2024)
- [Cities Can Use AI to Enhance Public Services and Streamline Internal Operations](#) - *StateTech* (April 1, 2024)
- [Preemption And Housing: Cooley's Rule And Rights Of Local Governments](#) - *Forbes* (April 2, 2024)
- [Solar eclipse means huge business along path of totality](#) - *The National Desk* (April 4, 2024)
- [A Local Governments Approach to Public Safety Interoperable Communications](#) - *Government CIO Outlook*



# Top 5 Legislative Wins for Cities in 2024



## MEASURE 110

**LOC's leadership contributed to restored accountability of Measure 110 and funding for addiction treatment.**



## RECREATIONAL IMMUNITY

**Trails can re-open and cities' ability to provide recreational opportunities without fear of liability restored.**



## HOUSING INFRASTRUCTURE

**LOC secured \$65 million for shelter gap funding, and \$100 million for local government housing infrastructure.**



## URBAN GROWTH BOUNDARIES

**LOC protected local decision-making authority against frivolous land use appeals.**



## PHOTO RADAR

**All cities have access to a proven community safety technology – photo speed radar.**



## **Goals 2023-2024**

*(Compilation Date: February 2023)*

### 1. Focus on the Fundamentals.

★ *Protect & manage Brownsville's treasury.*

- ▶ The City fielded a full Budget Committee with the addition of Felipe Eversull & Matt Schoemaker. Staff shared the audit findings from the previous fiscal year. Council executed gap financing for the completion of the Rec Center Renovation project. Government Capital Corporation was able to find a great rate given market conditions. Council passed a supplemental budget in February 2024 to appropriate the funds for expenditure. Council received a good price for the completion of the GR12 Waterline & Pump Station Improvements project. Council passed ordinances to push back against Salem for unfunded mandates that continue to take away local funding for local projects.

★ *Foster cooperative and productive relationships both internally & externally.*

- ▶ The City continues working closely with the State of Oregon's Department of Environmental Quality (DEQ), Oregon Water Resources Department (OWRD), the Linn County Commissioners Office and several other agencies. Regional efforts including Rural Economic Alliance (REAL), RAIN, the Sheriff's Office contract, the Planning & Building Department contract, and the development of SMAC. Connections have been maintained with the League of Oregon Cities, the Cascade West Council of Governments, and CIS. Local agreements have been extended with the Calapooia Food Alliance (CFA), Sweet Home Sanitation, the Chamber of Commerce, and the Central Linn Recreation Association.

### 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.*

- ▶ Council created the Legislative Advocacy & Policy Committee (LAPC) through ordinance early in 2023. The Committee made several framework recommendations that were passed and implemented by Council. Position papers on key advocacy items were created for internal use and provided to the other members of SMAC and to Sean Tate.

★ *Focus on home rule with other stakeholders, partnerships, and other regional efforts to strengthen City policy positions.*

- ▶ Council attended several meetings and continues to stay connected to key issues facing the City through the League of Oregon Cities and Sean Tate. Staff have communicated through partnerships the path for execution. Mayor Craven met with House Representative Jami Cate on several occasions and attended a luncheon with Governor Kotek to express the City's policy priorities and concerns.

★ *Monitor new laws, tort limits, and recreational immunity protections for local amenities.*



- ▶ Cities in Oregon received bad news in the case, *Fields v the City of Newport*. The City has been active in working toward a fix with CIS. SB 1576 is currently being voted on in the House for passage. If this loophole cannot be closed with this legislation, the impact on the City park system will be devastating. The State's raising of the tort limits is wreaking havoc with the insurance rates. Property & liability insurance has risen nearly 60% due to these limits being raised and the continued passage of terrible public policy that is dramatically impacting cities and counties across the State.

### 3. Capital Improvements Plan.

- ★ *Complete Rec Center Renovation project.*
  - ▶ Open House was held in February. The City has successfully completed this important project. Staff continue detailed work to prepare the facility for public rentals.
- ★ *Complete the GR 12 Waterline extension.*
  - ▶ The project is underway and progressing nicely overall. Staff hopes the project will be completed by the end of March 2024.
- ★ *Plan for new sewer lagoon along with operational improvements.*
  - ▶ The City Engineer continues to work on the initial planning for a new sewer lagoon. The City is also looking into making a chemical change at the Treatment Plants. Any formal plans will have to be rolled into a bond with the improvements planned for the Water Treatment Plant. The City will have some high cost items that must be addressed per State Law and to continue providing critical services to the residents.
- ★ *Plan for construction of new pavilion and relocation of the playground.*
  - ▶ Funding will delay these projects. Council will need to reassess during the upcoming Budget Season FY 2024.2025.
- ★ *Analyze new TMDL plan.*
  - ▶ Department of Environmental Quality (DEQ) has not officially approved the City's new plan. Council approved submitting the edited report at the January 2024 Council meeting.

### 4. Community Development Plan.

- ★ *Refine Brownsville Municipal Code to better reflect actual practice.*
  - ▶ Council passed several ordinances including parking, towing, curfew, camping, and administrative laws toward this effort. Council authorized Staff to review the nuisance abatement process for repeat offenders at the February Council meeting.
- ★ *Adopt building rules and standards to preserve and promote the historic aesthetic.*
- ★ *Continue the local & regional emergency preparedness efforts.*



- ▶ Council supported the EPC who has been sending stand alone newsletters twice a year to all residents in Brownsville, Halsey, and the corresponding fire districts. The City ordinance is centered around public education and individual preparedness efforts.

- ★ *Support youth activities with community partners.*

- ▶ Council spent over \$2M renovating the Rec Center, adopted a new agreement and helped with organizational development and custodial services. Staff continues to assist the Central Linn Recreation Association with operational issues.

## 5. Economic Development Plan.

- ★ *Participate in regional efforts and opportunities with partner cities.*

- ▶ Council finalized the financial agreement with Business Oregon for the partnership with REAL. Council entered into a new agreement with RAIN through the end of 2025.

- ★ *Support and implement the Rural Economic Alliance's 5-year strategic plan.*

- ▶ The group continues to prioritize items in the strategic plan. REAL is close to signing a deal with JayRay Marketing to survey regional businesses to get a better understanding of needs and priorities. This survey will be done in partnership with Business Oregon.

- ★ *Complete and implement the Land Use inventory.*

- ▶ Administrative Assistant Elizabeth Coleman, Planner Dave Kinney continue work with Linn County's GIS Department preparing for this process.

## 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.*

- ▶ Staff are actively working on the implementation of the items identified in the Plan.

## 7. Organizational Development.

- ★ *Review Council rules and policies.*

- ▶ Council passed a new officials handbook.

- ★ *Focus on Council leadership development & training.*

- ▶ Council met several times throughout 2023 to work on group dynamics and interactions. Great progress was made in the overall cooperation of the Council. Council held a Staff appreciation dinner for Staff.





- ★ *Foster positive and effective working relations between Council and Staff.*
  - ▶ Council held a Staff appreciation dinner for Staff. Staff & Council held a volunteer appreciation party in September at the pavilion in Pioneer Park. Mayor Craven and Council have increased their efforts in working with Staff and are maintaining extremely effective relationships with Staff.
  
- ★ *Maximizing social media efforts to promote City projects and events.*
  - ▶ Council revisited this item. The City will not publish Council meetings in a television format. Council members are doing a great job monitoring social media conversations without creating more community drama and turmoil.
  
- ★ *Focus on recognizing volunteers, meeting training and procedures for all official boards & committees.*
  - ▶ Council held both a volunteer appreciation cookout & a Staff dinner this past year as mentioned above. Librarian Sherri Lemhouse also does a very good job recognizing Library volunteers with appreciation events during the year.

**MONTH END FINANCIAL RECAP**

		MARCH 2024					
		REVENUE	EXPENDITURES	YTD	%	Unexpended	
1	GENERAL	\$ 64,780.59	\$ 58,017.83	\$ 2,458,731.74	53.74%	\$ 2,116,275.26	1
2	WATER	\$ 43,660.44	\$ 244,042.19	\$ 627,727.25	44.34%	\$ 787,922.75	2
3	SEWER	\$ 43,963.50	\$ 21,523.80	\$ 240,559.77	25.12%	\$ 717,030.23	3
4	STREETS	\$ 19,288.73	\$ 16,602.27	\$ 154,087.87	44.13%	\$ 195,047.13	4
5	WATER BOND	\$ 454.00	\$ -	\$ 46,417.84	74.88%	\$ 15,572.16	5
6	SEWER BOND	\$ 952.39	\$ -	\$ 300,721.39	67.73%	\$ 143,278.61	6
7	SEWER DEBT FEE	\$ 12,932.81	\$ -	\$ 119,352.00	82.28%	\$ -	7
8	BUILDING & EQUIPMENT	\$ 772.14	\$ -	\$ -	0.00%	\$ 188,800.00	8
9	WATER RESERVE	\$ 2,787.66	\$ -	\$ -	0.00%	\$ 175,300.00	9
10	HOUSING REHAB	\$ 937.00	\$ -	\$ -	0.00%	\$ 222,000.00	10
11	WATER SDC	\$ 949.56	\$ -	\$ -	0.00%	\$ 241,960.00	11
12	SEWER SDC	\$ 3,127.79	\$ -	\$ -	0.00%	\$ 758,500.00	12
13	STORMWATER SDC	\$ 1,154.87	\$ -	\$ -	0.00%	\$ 277,575.00	13
14	BIKEWAY/PATHS	\$ 368.07	\$ -	\$ -	0.00%	\$ 63,730.00	14
15	LIBRARY TRUST	\$ 32.31	\$ -	\$ -	0.00%	\$ 7,650.00	15
16	CEMETERY	\$ 35.18	\$ -	\$ -	0.00%	\$ 9,040.00	16
17	TRANSIENT ROOM TX	\$ -	\$ -	\$ -	0.00%	\$ -	17
18	SEWER CONSTRUCTION	\$ -	\$ -	\$ -	0.00%	\$ -	18
19	LAND ACQUISITION	\$ -	\$ -	\$ -	0.00%	\$ 9,985.00	19
20	COMMUNITY PROJECTS	\$ 363.81	\$ -	\$ 15,228.00	20.24%	\$ 60,022.00	20
		\$ 196,560.85	\$ 340,186.09	\$ 3,843,473.86			

Key Bank Account			
General Checking	\$	70,840.81	
Oregon State Treasury	\$	5,165,477.81	
Community Improvements	\$	10,492.88	
Project Escrow Holding	\$	103,968.76	
Project Holding Acct #2	\$	-	CLRC Loan Payment
CLRC Renovation Acct	\$	622,424.75	[\$57,996.99]
<b>TOTAL OST / LGIP</b>	<b>\$</b>	<b>5,902,364.20</b>	

2023-2024	YTD	% of Total
Appropriated	\$ 5,989,688.14	39.09%
<b>Total Bonded Debt (Principal Only)</b>		
	\$ 6,142,195.00	
<b>Total Bonded Debt is \$8,691,081 (Principle &amp; Interest)</b>		

Annual Bond Payment		
Water	\$	45,167.05
Wastewater	\$	307,259.95
<b>Total</b>	<b>\$</b>	<b>352,427.00</b>

ARPA Funds   SLFRP	\$404,801.67	Total Funds Received
(American Rescue Plan Act)	\$202,457.75	Funds Disbursed

Previous Month Court Revenue **\$845.50**