

**ADAIR VILLAGE CITY COUNCIL-Final**  
**City Hall - 6030 Wm. R Carr Av.**  
**\*\*\*\*Tuesday, August 1, 2023 - 6:00pm\*\*\*\***

**1. ROLL CALL – Flag Salute**

**2. CONSENT CALENDAR:** - *The following items are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be discussed before the Consent Calendar is considered. If any item involves a potential conflict of interest, Council members should so note before adoption of the Consent Calendar.*

- a. Minutes – City Council Meeting – July 11, 2023 (Attachment A)
- b. Bills List through – July 31, 2023 (Attachment B)

**3. PUBLIC COMMENT** (Please limit comments to 3 minutes)

**4. STAFF REPORTS:**

- a) Sheriff's Report (Attachment C) Pat Hare
- b) CSO Report (Attachment D) Pat Hare
- c) City Administrator (Attachment E) Pat Hare
- d) Public Works Report (Attachment F) Pat Hare
- e) Financial Report (Attachment G) Pat Hare

**5. OLD BUSINESS:**

- a) N/A Pat Hare  
Action: n/a

**6. NEW BUSINESS:**

- a) Oregon Cascade West Council of Governments (Attachment H) Ryan Vogt  
Action: Discussion
- b) Potential Cell Tower (Attachment I) Pat Hare  
Action: Discussion

**7. ORDINANCES, RESOLUTIONS, AND PROCLAMATIONS:**

- a) Ordinance 2023-5 Amending Chapter 40 (Attachment J) Pat Hare  
Action: Decision
- b) Ordinance 2023-6 Amending Chapter 43 (Attachment K) Pat Hare  
Action: Decision

**8. EXECUTIVE SESSION**

- a) N/A  
Action: n/a

**9. COUNCIL and MAYOR COMMENTS:**

**10. ADJOURNMENT:**

Next meetings -

City Council –Tuesday, September 5, 2023, 6:00 PM  
Planning Commission – August 15, 2023, 6:00pm

*The Community Center is accessible to person with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting by calling City Offices at 541-745-5507 or e-mail "[karla.mcgrath@adairvillage.org](mailto:karla.mcgrath@adairvillage.org)", or Oregon Relay Services by dialing 7-1-1. The City of Adair Village is an Equal Opportunity Employer.*

**The order in which items on the Agenda are addressed by the City Council  
may vary from the order shown on the Agenda.**

**ADAIR VILLAGE  
CITY COUNCIL MINUTES  
6030 William R. Carr Avenue  
\*\*\*\*Tuesday, July 11, 2023 – 6:00 PM\*\*\*\***

Agenda Item	Action
<p><b>1. Roll Call:</b> City Council Members present: Councilors Officer, Ray, and Mayor Currier were present. Councilor Fuller was absent. City Administrator Hare was present. The minutes were taken by CA Hare.</p>	<p>Mayor Currier called the meeting to order at 6:00 PM. and led the flag salute.</p>
<p><b>2. Consent Calendar</b> Attachment A Minutes of the June 6, 2023, City Council Meeting Attachment B Bills List through June 29, 2023 (\$83,271.17).</p>	<p>Councilor Ray moved to approve the Consent Calendar. Councilor Officer seconded. <b>Unanimous Approval (3-0).</b></p>
<p><b>3. Public Comment</b></p>	<p>None.</p>
<p><b>4. Staff Reports</b> 4a. Attachment C – Sheriff’s Report - CA Hare presented the report.</p>	<p>Council received the report.</p>
<p>4b. Attachment D1, D2, D3 – CSO Report - CA Hare presented the report.</p>	<p>Council received the report.</p>
<p>4c. Attachment E – City Administrator Report - CA Hare presented the report.</p> <p><b>Administration</b></p> <ul style="list-style-type: none"> <li>• <b>Seasonal PW Employee</b> – The city hired its first seasonal employee to help with mowing and ground maintenance around the community. This should allow staff to complete bigger projects this summer.</li> <li>• <b>Tangent</b> – The city council meeting in Tangent went well. The two cities renewed the contract for public works and adjusted the rate for wastewater. I will be going to quarterly meetings just to keep in touch.</li> <li>• <b>Santiam Christian</b> – Santiam Christian is working with Gerding Construction to get civil plans for their field house. They’re also working on putting some more fencing up on the south side of their property.</li> </ul> <p><b>Property/Businesses</b></p> <ul style="list-style-type: none"> <li>• <b>AVIS</b> – The city will be putting new signs up at to alert people of no access for fishing, hiking etc....</li> <li>• <b>Good Grounds Coffee</b> – Susan said things were currently going well and we will be working on clearing some of the lower branches from the trees along the highway this month.</li> <li>• <b>Restaurant</b> – I met with a potential client for the restaurant, and they are working on a business plan to see if the space and location will pencil out for them. They want to do a lot of renovations.</li> </ul>	<p>Council received the report.</p>

<p><b>Major Projects/Engineering</b></p> <ul style="list-style-type: none"> <li>• <b>Water Plant</b> – R.G. Smith is going to start working on the VFD’s at the water plant this month.</li> <li>• <b>Calloway Creek</b> – Dennis submitted his plans for phase four and civil west should be done reviewing them in the next few weeks. Once that is completed, they will begin infrastructure work.</li> <li>• <b>Wastewater Plant</b> – The transformer is in, and the power is all hooked up to the site. The training and start up are scheduled for the 26<sup>th</sup>.</li> </ul> <p><b>Kiddie Park</b> – Public Works staff worked on replacing some damaged equipment, putting new bark chips down, and general maintenance. The city has a capital improvement project planned for a new play structure in the future.</p>	
<p><b>4d. Attachment F – Public Works Report</b> CA Hare presented the report.</p>	<p>Council received the report.</p>
<p><b>4e. Attachment G – Financial Report</b> CA Hare presented the report. Income shown for fiscal year 2022-2023 is \$2,415,234.94 and expenses are \$2,535,437.30. The balance in the Local Government Investment Pool is approximately \$3,814,419.72. Last year in June, the balance was \$3,274,177.45.</p>	<p>Council received the report.</p>
<p><b>5a. Old Business –</b></p> <p><b>Attachment H</b> - Natural Hazard Mitigation Plan Update</p> <p><b>Attachment I</b> - Hospital Hill Water Line</p>	
<p><b>6a. Community and Youth Activities</b></p>	
<p><b>7a. (Attachment J, J1) - Resolution 2023-6 Increase in WW Loan</b></p>	<p>Councilor Officer moved to approve the resolution. Councilor Ray seconded. <b>Unanimous Approval (3-0).</b></p>
<p><b>7b. (Attachment K) - Ordinance 2023-5 Amending Chapter 43</b></p>	<p>Approval postponed to August City Council Meeting.</p>
<p><b>7c. (Attachment L) - Ordinance 2023-6 Amending Chapter 40</b></p>	<p>Approval postponed to August City Council Meeting.</p>
<p><b>8. Executive Session</b></p>	

<b>9. Council and Mayor Comments</b>	
<b>10. Adjournment:</b> City Council –Tuesday, August 1, 2023, 6:00 p.m. Planning Commission – July 18, 2023, 6:00 p.m.	<b>Mayor Currier adjourned the meeting at 8:16 p.m.</b>

\_\_\_\_\_  
Mayor's Approval

\_\_\_\_\_  
Date

**July 2023 Bills**

<b>Date</b>	<b>Amount</b>
7/11/2023	\$150,938.72
7/18/2023	\$10,274.07

**Total** \$161,212.79

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
<b>150 A &amp; B Septic</b> 59947	1	Work for Tangent	Invoice	06/06/2023	07/30/2023	445.00		445.00	100-900-52115
Total 59947:						445.00	.00	✓ 445.00	
59994	1	Work for Tangent	Invoice	06/12/2023	07/12/2023	850.00		850.00	100-900-52115
Total 59994:						850.00	.00	✓ 850.00	
59995	1	Work for Tangent	Invoice	06/12/2023	07/12/2023	1,239.00		1,239.00	100-900-52115
Total 59995:						1,239.00	.00	✓ 1,239.00	
60003	1	Work for Tangent	Invoice	06/12/2023	07/12/2023	1,308.80		1,308.80	100-900-52115
Total 60003:						1,308.80	.00	✓ 1,308.80	
60012	1	Work for Tangent	Invoice	06/12/2023	07/12/2023	225.00		225.00	100-900-52115
Total 60012:						225.00	.00	✓ 225.00	
60020	1	Work for Tangent	Invoice	06/13/2023	07/13/2023	310.00		310.00	100-900-52115
Total 60020:						310.00	.00	✓ 310.00	
60038	1	Work for Tangent	Invoice	06/14/2023	07/14/2023	175.00		175.00	100-900-52115
Total 60038:						175.00	.00	✓ 175.00	
60039	1	Work for Tangent	Invoice	06/14/2023	07/14/2023	200.00		200.00	100-900-52115
Total 60039:						200.00	.00	✓ 200.00	
60097	1	Work for Tangent	Invoice	06/20/2023	07/20/2023	3,005.59		3,005.59	100-900-52115
Total 60097:						3,005.59	.00	✓ 3,005.59	
60140	1	Work for Tangent	Invoice	06/21/2023	07/21/2023	375.00		375.00	100-900-52115
Total 60140:						375.00	.00	✓ 375.00	
60197	1	Work for Tangent	Invoice	06/22/2023	07/22/2023	1,450.00		1,450.00	100-900-52115
Total 60197:						1,450.00	.00	✓ 1,450.00	
60198	1	Work for Tangent	Invoice	06/22/2023	07/22/2023	175.00		175.00	100-900-52115
Total 60198:						175.00	.00	✓ 175.00	
60199	1	Work for Tangent	Invoice	06/22/2023	07/22/2023	375.00		375.00	100-900-52115
Total 60199:						375.00	.00	✓ 375.00	
60200	1	Work for Tangent	Invoice	06/22/2023	07/22/2023	175.00		175.00	100-900-52115

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
Total 60200:						175.00	.00	✓ 175.00	
60227	1	Work for Tangent	Invoice	06/26/2023	07/26/2023	1,565.00		1,565.00	100-900-52115
Total 60227:						1,565.00	.00	✓ 1,565.00	
Total 150 A & B Septic:						11,873.39	.00	✓ 11,873.39	25730
<b>640 Auto Zone</b>									
2217529731	1	Motor Oil	Invoice	06/06/2023	07/15/2023	35.19		35.19	500-420-52014
Total 2217529731:						35.19	.00	✓ 35.19	
2217560953	1	basic bulbs	Invoice	07/10/2023	07/15/2023	19.19		19.19	500-420-52014
Total 2217560953:						19.19	.00	✓ 19.19	
Total 640 Auto Zone:						54.38	.00	✓ 54.38	25731
<b>690 Bank of America</b>									
06232023	1	Credit Card Charges	Invoice	06/23/2023	07/20/2023	2,222.51		2,222.51	100-000-28000
Total 06232023:						2,222.51	.00	2,222.51	
Total 690 Bank of America:						2,222.51	.00	✓ 2,222.51	25732
<b>870 Benton County Oregon</b>									
4697	1	Planning Services	Invoice	06/29/2023	07/01/2023	7,600.95		7,600.95	100-900-52019
Total 4697:						7,600.95	.00	✓ 7,600.95	
4764	1	Planning Services	Invoice	06/29/2023	07/01/2023	7,600.95		7,600.95	100-900-52019
Total 4764:						7,600.95	.00	✓ 7,600.95	
4765	1	Planning Services	Invoice	06/29/2023	07/01/2023	7,600.95		7,600.95	100-900-52019
Total 4765:						7,600.95	.00	✓ 7,600.95	
4766	1	Planning Services	Invoice	06/29/2023	07/01/2023	7,600.95		7,600.95	100-900-52019
Total 4766:						7,600.95	.00	✓ 7,600.95	
Total 870 Benton County Oregon:						30,403.80	.00	✓ 30,403.80	25733
<b>830 Benton County Sheriff</b>									
06302023	1	Contract Services	Invoice	06/30/2023	07/30/2023	8,357.00		8,357.00	100-200-52019
Total 06302023:						8,357.00	.00	8,357.00	
Total 830 Benton County Sheriff:						8,357.00	.00	✓ 8,357.00	25734
<b>1340 Caselle Inc.</b>									
126131	1	Monthly Software Hosting Fees	Invoice	07/07/2023	07/15/2023	600.75		600.75	500-420-52114
126131	2	Monthly Software Hosting Fee	Invoice	07/07/2023	07/15/2023	400.50		400.50	100-900-52114
126131	3	Monthly Software Hosting Fee	Invoice	07/07/2023	07/15/2023	200.25		200.25	510-430-52114

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
126131	4	Monthly Software Hosting Fee	Invoice	07/07/2023	07/15/2023	66.75		66.75	200-410-52114
126131	5	Monthly Software Hosting Fee	Invoice	07/07/2023	07/15/2023	66.75		66.75	520-440-52114
Total 126131:						1,335.00	.00	1,335.00	
Total 1340 Caselle Inc.:						1,335.00	.00	✓ 1,335.00	25735
<b>1410 Century Link</b>									
06252023	1	503-T31-4410 130B	Invoice	06/25/2023	07/25/2023	53.95		53.95	500-420-52110
Total 06252023:						53.95	.00	53.95	
Total 1410 Century Link:						53.95	.00	✓ 53.95	25736
<b>1550 City of Corvallis</b>									
4510382	1	Fuel	Invoice	06/15/2023	07/15/2023	503.81		503.81	500-420-52014
Total 4510382:						503.81	.00	503.81	
Total 1550 City of Corvallis:						503.81	.00	✓ 503.81	25737
<b>1610 Civil West Engineering Services Inc</b>									
1001.001B.006	1	General Services	Invoice	06/30/2023	07/30/2023	420.00		420.00	500-420-52020
1001.001B.006	2	general services	Invoice	06/30/2023	07/30/2023	995.00		995.00	510-430-52020
1001.001B.006	3	general services	Invoice	06/30/2023	07/30/2023	510.00		510.00	100-900-52020
Total 1001.001B.006:						1,925.00	.00	✓ 1,925.00	
1001.028.034	1	WWTP Improvements	Invoice	06/30/2023	07/30/2023	567.00		567.00	510-430-52020
Total 1001.028.034:						567.00	.00	✓ 567.00	
1001.032.023	1	HMGP Waterline Replacement	Invoice	06/30/2023	07/30/2023	4,783.00		4,783.00	500-420-53503
Total 1001.032.023:						4,783.00	.00	✓ 4,783.00	
Total 1610 Civil West Engineering Services Inc:						7,275.00	.00	✓ 7,275.00	25738
<b>1800 Consumers Power Inc.</b>									
06202023	1	1152400	Invoice	06/20/2023	07/20/2023	1,211.00		✓ 1,211.00	200-410-52109
06202023	2	1152401	Invoice	06/20/2023	07/20/2023	35.58		✓ 35.58	100-300-52109
06202023	3	1152406	Invoice	06/20/2023	07/20/2023	168.64		✓ 168.64	100-900-52109
06202023	4	1152409	Invoice	06/20/2023	07/20/2023	35.58		✓ 35.58	100-900-52109
06202023	5	1152410	Invoice	06/20/2023	07/20/2023	68.51		✓ 68.51	510-430-52109
06202023	6	1152411	Invoice	06/20/2023	07/20/2023	77.47		✓ 77.47	500-420-52109
06202023	7	1152412	Invoice	06/20/2023	07/20/2023	205.74		✓ 205.74	510-430-52109
06202023	8	1152413	Invoice	06/20/2023	07/20/2023	111.34		✓ 111.34	510-430-52109
06202023	9	1152414	Invoice	06/20/2023	07/20/2023	35.15		✓ 35.15	500-420-52109
06202023	10	1152415	Invoice	06/20/2023	07/20/2023	35.05		✓ 35.05	100-900-52109
06202023	11	1152419	Invoice	06/20/2023	07/20/2023	35.05		✓ 35.05	500-420-53502
Total 06202023:						2,019.11	.00	2,019.11	
Total 1800 Consumers Power Inc.:						2,019.11	.00	✓ 2,019.11	25739
<b>1910 Corvallis Power Equipment</b>									
51623COA	1	Equipment Maintenance	Invoice	06/28/2023	07/15/2023	96.70		96.70	100-300-52022



Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
Total 51623COA:						96.70	.00	✓ 96.70	
Total 1910 Corvallis Power Equipment:						96.70	.00	✓ 96.70	25740
<b>2300 Delapoer Kidd Attorneys at Law</b>									
1975	1	General City matters	Invoice	06/30/2023	07/31/2023	875.00		875.00	100-900-52017
Total 1975:						875.00	.00	875.00	
Total 2300 Delapoer Kidd Attorneys at Law:						875.00	.00	✓ 875.00	25741
<b>2520 Edge Analytical, Inc</b>									
23-15595	1	DBP's	Invoice	06/30/2023	07/15/2023	295.20		295.20	500-420-52104
Total 23-15595:						295.20	.00	✓ 295.20	
23-17613	1	DBPs	Invoice	07/10/2023	08/10/2023	295.20		295.20	500-420-52104
Total 23-17613:						295.20	.00	✓ 295.20	
23-19235	1	Monthly Coliform	Invoice	06/29/2023	07/29/2023	40.00		40.00	500-420-52104
Total 23-19235:						40.00	.00	✓ 40.00	
Total 2520 Edge Analytical, Inc:						630.40	.00	✓ 630.40	25743
<b>7508 McKenna Ziegler</b>									
00002	1	Cleaning Services	Invoice	06/30/2023	07/15/2023	350.00		350.00	100-900-52019
Total 00002:						350.00	.00	350.00	
Total 7508 McKenna Ziegler:						350.00	.00	✓ 350.00	25744
<b>4670 NW Natural</b>									
06272023	1	1407224-3	Invoice	06/27/2023	07/18/2023	16.61		16.61	100-900-52109
Total 06272023:						16.61	.00	16.61	
Total 4670 NW Natural:						16.61	.00	✓ 16.61	25745
<b>4800 One Call Concepts Inc</b>									
3060312	1	OR Utility Notification Center	Invoice	06/30/2023	07/15/2023	12.60		12.60	500-420-52109
3060312	2	OR Utility Notification Center	Invoice	06/30/2023	07/15/2023	12.60		12.60	510-430-52109
Total 3060312:						25.20	.00	25.20	
Total 4800 One Call Concepts Inc:						25.20	.00	✓ 25.20	25746
<b>4980 Oregon DEQ</b>									
08012023	1	CWSRF Loan Repayment	Invoice	07/10/2023	08/01/2023	11,357.00		11,357.00	510-430-52102
Total 08012023:						11,357.00	.00	11,357.00	
Total 4980 Oregon DEQ:						11,357.00	.00	✓ 11,357.00	25747

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
<b>5780 Republic Services #452</b>									
0452-00503617	1	Utilities	Invoice	06/30/2023	07/15/2023	42.11		42.11	100-900-52109
Total 0452-005036178:						42.11	.00	✓ 42.11	
0452-00504892	1	Utilities	Invoice	06/30/2023	07/15/2023	42.99		42.99	510-430-52109
Total 0452-005048929:						42.99	.00	✓ 42.99	
Total 5780 Republic Services #452:						85.10	.00	✓ 85.10	25748
<b>7362 US Bank</b>									
2310019026	1	Maturity Invoice	Invoice	06/20/2023	07/20/2023	12,969.19		12,969.19	100-900-54006
Total 2310019026:						12,969.19	.00	12,969.19	
Total 7362 US Bank:						12,969.19	.00	✓ 12,969.19	25749
<b>999 Utility Refund</b>									
1074.06	1	Water	Invoice	07/05/2023	07/15/2023	70.49		70.49	500-420-52105
1074.06	2	Wastewater	Invoice	07/05/2023	07/15/2023	47.00		47.00	510-430-52105
Total 1074.06:						117.49	.00	✓ 117.49	25742
1421.07	1	Water	Invoice	06/27/2023	07/27/2023	42.74		42.74	500-420-52105
1421.07	2	Wastewater	Invoice	06/27/2023	07/27/2023	28.50		28.50	510-430-52105
Total 1421.07:						71.24	.00	✓ 71.24	25751
Total 999 Utility Refund:						188.73	.00	188.73	
<b>7484 Wildish Paving Co.</b>									
TWENTY ONE	1	WWTP Improvements	Invoice	06/30/2023	07/15/2023	60,147.84		60,147.84	510-430-53005
Total TWENTY ONE:						60,147.84	.00	✓ 60,147.84	25750
Total 7484 Wildish Paving Co.:						60,147.84	.00	60,147.84	
Total :						150,839.72	.00	150,839.72	
Grand Totals:						150,839.72	.00	150,839.72	

Summary by General Ledger Account Number

GL Account Number	Debit	Credit	Net
100-000-28000	2,222.51	.00	2,222.51
100-200-52019	8,357.00	.00	8,357.00
100-300-52022	96.70	.00	96.70
100-300-52109	35.58	.00	35.58
100-900-52017	875.00	.00	875.00
100-900-52019	30,753.80	.00	30,753.80
100-900-52020	510.00	.00	510.00
100-900-52109	297.99	.00	297.99

Summary by General Ledger Account Number

GL Account Number	Debit	Credit	Net
100-900-52114	400.50	.00	400.50
100-900-52115	11,873.39	.00	11,873.39
100-900-54006	12,969.19	.00	12,969.19
200-410-52109	1,211.00	.00	1,211.00
200-410-52114	66.75	.00	66.75
500-420-52014	558.19	.00	558.19
500-420-52020	420.00	.00	420.00
500-420-52104	630.40	.00	630.40
500-420-52105	113.23	.00	113.23
500-420-52109	125.22	.00	125.22
500-420-52110	53.95	.00	53.95
500-420-52114	600.75	.00	600.75
500-420-53502	35.05	.00	35.05
500-420-53503	4,783.00	.00	4,783.00
510-430-52020	1,562.00	.00	1,562.00
510-430-52102	11,357.00	.00	11,357.00
510-430-52105	75.50	.00	75.50
510-430-52109	441.18	.00	441.18
510-430-52114	200.25	.00	200.25
510-430-53005	60,147.84	.00	60,147.84
520-440-52114	66.75	.00	66.75
<b>Grand Totals:</b>	<b>150,839.72</b>	<b>.00</b>	<b>150,839.72</b>

Summary by General Ledger Posting Period

GL Posting Period	Debit	Credit	Net
06/23	137,715.84	.00	137,715.84
07/23	13,123.88	.00	13,123.88
<b>Grand Totals:</b>	<b>150,839.72</b>	<b>.00</b>	<b>150,839.72</b>

*[Handwritten signature]*  
7/11/23

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
<b>1300 Cascade Columbia Distribution</b>									
871580	1	Chemicals	Invoice	07/12/2023	09/10/2023	2,639.00		2,639.00	500-420-52001
Total 871580:						2,639.00	.00	2,639.00	
Total 1300 Cascade Columbia Distribution:						2,639.00	.00	✓ 2,639.00	25752
<b>1800 Consumers Power Inc.</b>									
07102023	1	1152418	Invoice	06/30/2023	08/01/2023	137.56		✓ 137.56	510-430-52109
07102023	2	1152412	Invoice	06/30/2023	08/01/2023	167.82		✓ 167.82	510-430-52109
Total 07102023:						305.38	.00	305.38	
Total 1800 Consumers Power Inc.:						305.38	.00	✓ 305.38	25753
<b>3860 League of Oregon Cities</b>									
2023-200174	1	membership dues	Invoice	07/01/2023	08/01/2023	1,370.00		1,370.00	100-900-52102
Total 2023-200174:						1,370.00	.00	1,370.00	
Total 3860 League of Oregon Cities:						1,370.00	.00	✓ 1,370.00	25756
<b>7511 Old Mill Center for Children &amp; Families</b>									
101	1	Youth Program Donation	Invoice	07/17/2023	08/17/2023	1,850.00		1,850.00	100-300-52112
Total 101:						1,850.00	.00	1,850.00	
Total 7511 Old Mill Center for Children & Families:						1,850.00	.00	✓ 1,850.00	25757
<b>5300 Pacific Power/PacificCorp</b>									
07112023	1	Utilities	Invoice	06/30/2023	07/28/2023	2,435.45		2,435.45	500-420-52109
Total 07112023:						2,435.45	.00	2,435.45	
Total 5300 Pacific Power/PacificCorp:						2,435.45	.00	✓ 2,435.45	25758
<b>5360 Pat Hare</b>									
07182023	1	Admin	Invoice	07/18/2023	07/19/2023	550.00		550.00	100-100-50010
07182023	2	PS	Invoice	07/18/2023	07/19/2023	50.00		50.00	100-200-50010
07182023	3	Water	Invoice	07/18/2023	07/19/2023	200.00		200.00	500-420-50010
07182023	4	WW	Invoice	07/18/2023	07/19/2023	150.00		150.00	510-430-50010
07182023	5	SD	Invoice	07/18/2023	07/19/2023	25.00		25.00	520-440-50010
07182023	6	STR	Invoice	07/18/2023	07/19/2023	25.00		25.00	200-410-50010
Total 07182023:						1,000.00	.00	1,000.00	
Total 5360 Pat Hare:						1,000.00	.00	✓ 1,000.00	25759
<b>6230 Simply Payroll</b>									
18103	1	Payroll Services	Invoice	06/30/2023	08/13/2023	135.00		135.00	100-900-52019
Total 18103:						135.00	.00	135.00	
Total 6230 Simply Payroll:						135.00	.00	✓ 135.00	25760

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Discount Amount	Net Invoice Check Amount	GL Account Number
<b>7274 US Bank Equipment Finance</b>									
505733303	1	Equipment finance	Invoice	07/12/2023	07/31/2023	131.00		131.00	100-900-52023
Total 505733303:						131.00	.00	131.00	
Total 7274 US Bank Equipment Finance:						131.00	.00	131.00	25761
<b>999 Utility Refund</b>									
1291.03	1	Water	Invoice	07/14/2023	08/14/2023	17.41		17.41	500-420-52105
1291.03	2	Wastewater	Invoice	07/14/2023	08/14/2023	11.60		11.60	510-430-52105
Total 1291.03:						29.01	.00	29.01	25755
1389.05B	1	Water	Invoice	07/11/2023	08/11/2023	68.70		68.70	500-420-52105
1389.05B	2	Wastewater	Invoice	07/11/2023	08/11/2023	45.80		45.80	510-430-52105
Total 1389.05B:						114.50	.00	114.50	25754
Total 999 Utility Refund:						143.51	.00	143.51	
<b>7130 Verizon</b>									
9938930606	1	Phone	Invoice	07/07/2023	07/29/2023	65.80		65.80	100-900-52110
9938930606	2	Phone	Invoice	07/07/2023	07/29/2023	99.46		99.46	510-430-52110
9938930606	3	Phone	Invoice	07/07/2023	07/29/2023	99.47		99.47	500-420-52110
Total 9938930606:						264.73	.00	264.73	
Total 7130 Verizon:						264.73	.00	264.73	25762
Total :						10,274.07	.00	10,274.07	
Grand Totals:						10,274.07	.00	10,274.07	

Summary by General Ledger Account Number

GL Account Number	Debit	Credit	Net
100-100-50010	550.00	.00	550.00
100-200-50010	50.00	.00	50.00
100-300-52112	1,850.00	.00	1,850.00
100-900-52019	135.00	.00	135.00
100-900-52023	131.00	.00	131.00
100-900-52102	1,370.00	.00	1,370.00
100-900-52110	65.80	.00	65.80
200-410-50010	25.00	.00	25.00
500-420-50010	200.00	.00	200.00
500-420-52001	2,639.00	.00	2,639.00
500-420-52105	86.11	.00	86.11
500-420-52109	2,435.45	.00	2,435.45
500-420-52110	99.47	.00	99.47
510-430-50010	150.00	.00	150.00
510-430-52105	57.40	.00	57.40
510-430-52109	305.38	.00	305.38
510-430-52110	99.46	.00	99.46

Summary by General Ledger Account Number

GL Account Number	Debit	Credit	Net
520-440-50010	25.00	.00	25.00
Grand Totals:	10,274.07	.00	10,274.07

Summary by General Ledger Posting Period

GL Posting Period	Debit	Credit	Net
06/23	2,875.83	.00	2,875.83
07/23	7,398.24	.00	7,398.24
Grand Totals:	10,274.07	.00	10,274.07

*[Handwritten signature]*  
7/18/23

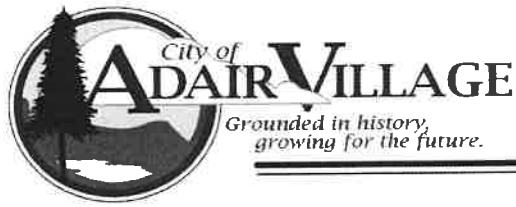
**ADAIR VILLAGE PATROL**  
June 25, 2023 - July 24, 2023

**Benton County Sheriff's Office - Adair Patrol Activity Log**

Date/Time	Call #	Total Time	Deputy	Con- tacts	Traffic		Arrests		Notes
					Warn	Cite	Cite	Cust	
<b>Patrol</b>									
062623 01:31:52	2023124199	0:48:52	Davison						patrolled local streets, park, and school. No activity.
062623 10:08:33	2023124369	2:23:48	Bottoff						no stops or cites.
062723 00:02:54	2023124893	1:01:25	Hardison	2	4				PATROLLED HIGHWAY 99W ON SPEED ENFORCEMENT PATROL. ONE TRAFFIC STOP/FOUR WARNINGS GIVEN FOR VARIOUS TRAFFIC VIOLATIONS. ALSO CHECKED ON A SUSPICIOUS VEHICLE ACROSS FROM ODFW.
062723 22:35:44	2023125621	2:59:41	Hardison	2	3				PATROLLED HIGHWAY 99W/CITY STREETS/SCHOOL/ODFW/CALLOWAY CREEK/BUSINESSES. TWO CITIZEN CONTACTS IN ILLEGALLY PARKED CAR/ONE TRAFFIC STOP/ONE WARNING GIVEN.
062823 21:28:41	2023126341	4:40:29	Hardison		4				PATROLLED CITY STREETS/HIGHWAY 99W/SCHOOL/CITY PARK/ODFW/BUSINESSES. TWO TRAFFIC STOPS/ONE WARNING GIVEN FOR FAIL TO CARRY/PRESENT DL AND THREE WARNINGS GIVEN FOR VARIOUS TRAFFIC VIOLATIONS.
062923 09:36:55	2023126580	0:45:59	Lundy						no activity
062923 23:34:03	2023127148	2:24:05	Hardison		2				PATROLLED CITY STREETS/SCHOOL/BUSINESSES/ODFW/CALLOWAY CREEK. TWO TRAFFIC STOPS/TWO WARNINGS GIVE. ALSO HANDLED ONE CALL FOR SERVICE ON DOT STREET.
063023 08:04:28	2023127296	1:15:19	Blaser						no activity
063023 13:02:09	2023127541	1:01:59	Lochner						no activity
070223 09:56:04	2023128935	1:13:31	Lyman	4	2				2 stops (2 warnings, 0 cites); 4 citizen contacts
070223 17:47:00	2023129220	0:44:41	Davison		1				one traffic stop with a warning and 1 attempted to locate a road struck deer (UTL-GOA)
070323 11:17:28	2023129766	1:00:59	Ash						no activity
070323 12:42:22	2023129827	0:39:54	Lochner						no activity
070523 08:04:07	2023131454	1:03:17	Blaser						no activity
070523 22:54:40	2023132116	3:01:35	Hardison	1	2				PATROLLED CITY STREETS/HIGHWAY 99W/SCHOOL/BUSINESSES/ODFW. HANDLED ONE CALL FOR SERVICE (STANDBY FOR AOA ADAIR FD). ALSO ONE CITIZEN CONTACT (SUSPICIOUS VEHICLE) AND ONE TRAFFIC STOP/TWO WARNINGS GIVEN FOR TRAFFIC VIOLATIONS.
070523 23:07:06	2023132123	0:31:28	Rath						no activity
070723 04:03:44	2023132945	2:13:01	Hardison		1				PATROLLED CITY STREETS/SCHOOL/BUSINESSES/HIGHWAY 99W. ONE TRAFFIC STOP/ONE WARNING GIVEN.
070723 18:28:47	2023133443	1:06:02	Davison		2				x1 hour, two stops with two warnings. Patrolled local streets.
070723 23:51:09	2023133667	2:30:12	Hardison		4	1			PATROLLED CITY STREETS/HIGHWAY 99W/ODFW/CALLOWAY CREEK. FOUR TRAFFIC STOPS. ONE CITATION ISSUED/FOUR WARNINGS GIVEN.
071023 00:51:56	2023135047	1:51:01	Hardison						no activity
071023 13:11:57	2023135401	0:57:01	Lochner						no activity
071023 20:57:47	2023135716	1:01:50	Davison		1				one stop for speed with a warning. Patrolled local streets and park.
071123 16:31:14	2023136299	0:30:00	Bottoff						No stops or cites.
071223 00:07:44	2023136592	2:07:40	Hardison						PATROLLED CITY STREETS/SCHOOL/PARKS/ODFW/HIGHWAY 99W/BUSINESSES/CALLOWAY CREEK. NO ACTIVITY.
071323 04:44:54	2023137397	1:25:53	Hardison		4				PATROLLED CITY STREETS/HIGHWAY 99W. THREE TRAFFIC STOPS/FOUR WARNINGS GIVEN FOR TRAFFIC VIOLATIONS.
071323 23:18:07	2023138034	2:08:18	Hardison		1	2			PATROLLED CITY STREETS/HIGHWAY 99W/SCHOOL/ODFW/BUSINESSES. ONE TRAFFIC STOP/TWO CITATIONS ISSUED. ONE ADDITIONAL TRAFFIC STOP/2 TOTAL STOPS/2 CITATIONS/1 WARNING.
071423 23:05:25	2023138811	3:02:03	Hardison	1	1	1			PATROLLED CITY STREETS/HIGHWAY 99W/SCHOOL/PARKS/ODFW/BUSINESSES. ONE CITIZEN CONTACT AT COUNTY PARK/TWO TRAFFIC STOPS/ONE CITATION ISSUED.
071623 01:13:13	2023139642	2:02:09	Sinclair				1		Two hours of Adair patrol, one traffic stop and arrest for Reckless Driving, VBR 100+.







## CITY ADMINISTRATOR'S REPORT August 1, 2023, Council Meeting

### Administration

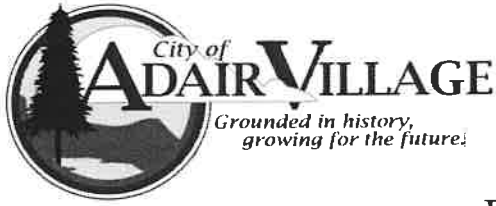
- **Payroll** – The city is looking into doing our own payroll through caselle. Unfortunately, Pat Huffman who has done the city's payroll for years passed away last week.
- **Tangent** – Staff have been doing a good job in Tangent and with the help of our seasonal employee we've been able to take on a few more projects.
- **Santiam Christian** – They are putting in a new fence around their property, they're putting a notice in the newsletter to let citizens know. They said they are going to leave it open after school so that the community can still walk and utilize the area.
- **Volunteers** – Adair Village Volunteers have partnered with Old Mill Center for Children and Families. Old Mill is a nonprofit that has agreed to help the volunteers by being their financial entity.

### Property/Businesses

- **AVIS** – The three partners are still working with DEQ to get the final plan of action approved.
- **Good Grounds Coffee** – Susan says things are going good. She is going to phase out the ice cream and change a few things but overall, they are doing well.
- **Restaurant** – I'm still working with a potential tenant and this week they're supposed to let me know if they're going to move forward.

### Major Projects/Engineering

- **Water Plant** – RG Smith has started the electrical work at the plant and they're hoping to have it all done by the end of the month.
- **Calloway Creek** – Bridge work is going to start next week and they're going to continue putting infrastructure in as long as the weather permits.
- **Wastewater Plant** – The water line is being installed and the plan is to start the new headworks on August 8<sup>th</sup>.



PUBLIC WORKS  
OPERATIONS AND MAINTENANCE REPORT

PERIOD: 6/20/2023 to 7/20/2023

**WATER USE / DISTRIBUTION REPORT**

**WATER USE REPORT**

Water Produced: 8,132,341

Average Usage per Day 262k

**WATER DISTRIBUTION REPORT**

Maintenance Activity: Staff worked with North Core to install a new water line to the wastewater plant. Staff work with Alyrica locating water and sewer lines around town for fiber optic cables.

Collected quarterly; second quarter samples have been completed.

**WASTEWATER TREATMENT REPORT**

Flows into the WWTP are at summer low flows. Staff have worked on removing solids from the Imhoff cone and preparing to switch over to the new headworks.

Total Monthly Influent: 1.7 million Gallons

**STORM WATER COLLECTION SYSTEM REPORT**

Maintenance Activity: Storm drains remain clear with the increase of rain. Staff daily clears and monitors all storm drains.

## **STREETS MAINTENANCE REPORT**

Maintenance Activity: Streets are in decent shape. Staff have begun spraying weeds in roadways. Staff is also planning this month to power wash and paint the curbs where needed.

## **CITY HALL / PARKS AND WETLANDS**

Maintenance Activity: Staff has been working hard keeping up with the parks and public areas throughout town. Staff focused on the berm and wetland areas this month while doing all the weekly mowing.

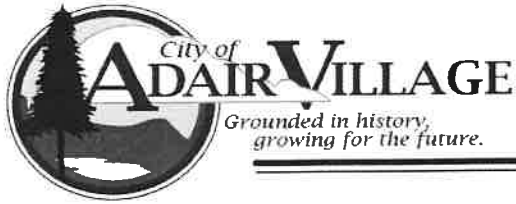
## **WATER TREATMENT PLANT**

Maintenance Activity: Staff continue to run the water plant 55 – 60 hours per week. The water plant has been functioning fine with no issues to report.

## **WASTEWATER TREATMENT PLANT**

Maintenance Activity: The wastewater treatment plant is doing well. Staff have worked with contractors finishing up new headworks.

Completed by Matt Lydon, Public Works Supervisor



**STAFF REPORT**  
**Attachment G – Financial Report**  
August 1, 2023, Council Meeting

Income shown for fiscal year 2022-2023 is \$8,583,684.00 and expenses are \$8,633,684.00 which equals a net income of -\$50,000.00 for all funds.

Income and expenses for each fund are shown below:

<b>Fund</b>	<b>Income</b>	<b>Expenses</b>	<b>% of Budget</b>	<b>Difference</b>
General	1,438,820.00	2,088,820.00	47.70%	-650,000.00
Streets	275,200.00	275,200.00	15.80%	0.00
Water	2,082,767.00	2,082,767.00	34.00%	0.00
Wastewater	3,156,000.00	3,156,000.00	25.40%	0.00
Storm Drain	88,200.00	88,200.00	29.00%	0.00
SDC Fund	1,415,797.00	815,797.00	0.00%	600,000.00
Reserve	126,900.00	126,900.00	0.00%	0.00
<b>TOTAL</b>	<b>\$8,583,684.00</b>	<b>\$8,633,684.00</b>		<b>-50,000.00</b>

We have approximately \$3,828,908.92 in the Local Government Investment Pool (LGIP). In July we had \$3,814,419.72. Last year in July, we had \$3,274,177.45. We also currently have approximately \$51,016.55 in Citizens Bank.

Report Criteria:

- Print Fund Titles
- Page and Total by Fund
- Print Source Titles
- Total by Source
- Print Department Titles
- Total by Department
- All Segments Tested for Total Breaks

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>General Fund</b>					
<b>General Fund</b>					
100-000-40000	Beginning Fund Balance	600,000.00	.00	600,000.00	.00
100-000-40001	Property Taxes - Current	218,000.00	3,204.75	214,795.25	1.5%
100-000-40002	Property Taxes - Prior Year	500.00	.00	500.00	.00
100-000-41010	Revenue Sharing	14,000.00	3,490.07	10,509.93	24.9%
100-000-41020	Cigarette Taxes	1,000.00	360.72	639.28	36.1%
100-000-41030	Liquor Taxes	25,000.00	9,836.54	15,163.46	39.3%
100-000-41100	Tangent Contract	194,100.00	74,246.41	119,853.59	38.3%
100-000-41200	Transient Lodging Tax	5,000.00	5,000.00	.00	100.0%
100-000-42001	Planning Fees	10,000.00	.00	10,000.00	.00
100-000-42050	Fees - Other	.00	35.00	35.00-	.00
100-000-42060	SDC Administrative Fees	10,000.00	.00	10,000.00	.00
100-000-43001	Utility Franchise Fees	63,000.00	24,479.86	38,520.14	38.9%
100-000-46020	Residential Rent Revenue	30,000.00	7,728.27	22,271.73	25.8%
100-000-46021	Property Lease or Rent	78,000.00	.00	78,000.00	.00
100-000-46023	Building Lease	32,000.00	5,712.38	26,287.62	17.9%
100-000-46024	Property Tax-Property Lease	4,900.00	.00	4,900.00	.00
100-000-46027	Utilities-Property Lease	14,000.00	.00	14,000.00	.00
100-000-46028	Room Rental	120.00	.00	120.00	.00
100-000-46031	Court Fees and Fines	.00	.00	.00	.00
100-000-46032	Ordinance Violation Fines	.00	.00	.00	.00
100-000-46055	Refunds	25,200.00	12,420.00	12,780.00	49.3%
100-000-46057	Miscellaneous	1,000.00	.00	1,000.00	.00
100-000-47300	Parks Grant	.00	.00	.00	.00
100-000-47900	COVID-19 Reimbursements	98,000.00	97,064.22	935.78	99.0%
100-000-48000	Interest	15,000.00	17,132.51	2,132.51-	114.2%
100-000-49500	Transfer from Water Fund	.00	.00	.00	.00
100-000-49530	Transfer from SDC Fund	.00	.00	.00	.00
100-000-49600	Transfer from Reserve Fund	.00	.00	.00	.00
<b>Total General Fund:</b>		<b>1,438,820.00</b>	<b>260,710.73</b>	<b>1,178,109.27</b>	<b>18.1%</b>
<b>City Administration</b>					
100-100-50010	City Administrator	79,200.00	74,701.08	4,498.92	94.3%
100-100-50016	Utility/Court Clerk	9,258.00	6,160.50	3,097.50	66.5%
100-100-50018	Finance Clerk	4,166.00	5,854.49	1,688.49-	140.5%
100-100-51010	Employee Health Ins Benefits	17,395.00	11,195.37	6,199.63	64.4%
100-100-51020	Retirement Benefits	23,364.00	16,032.66	7,331.34	68.6%
100-100-51030	Employment Taxes	11,889.00	8,068.34	3,820.66	67.9%
100-100-52002	Materials & Supplies	250.00	.00	250.00	.00
100-100-52010	Miscellaneous	500.00	417.00	83.00	83.4%
100-100-52013	Travel and Training	2,000.00	.00	2,000.00	.00
100-100-52014	Vehicle Fuel & Maintenance	.00	.00	.00	.00
100-100-52016	Audit	.00	.00	.00	.00
100-100-52017	City Attorney	15,000.00	.00	15,000.00	.00

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
100-100-52018	Planning Consultant	30,000.00	.00	30,000.00	.00
100-100-52019	Contract Service	27,000.00	25,300.00	1,700.00	93.7%
100-100-52020	Development Engineering	30,000.00	.00	30,000.00	.00
100-100-52030	Miscellaneous	.00	.00	.00	.00
100-100-52031	Urban Renewal Development	85,000.00	.00	85,000.00	.00
100-100-52101	Banking Charges	.00	.00	.00	.00
100-100-52102	Dues	.00	.00	.00	.00
100-100-52103	Insurance	.00	636.91	636.91-	.00
100-100-52106	Mileage	250.00	.00	250.00	.00
100-100-52107	Permits	.00	206.89	206.89-	.00
100-100-52108	Postage	.00	.00	.00	.00
100-100-53002	Equipment Purchase	.00	.00	.00	.00
<b>Total City Administration:</b>		<b>335,272.00</b>	<b>148,573.24</b>	<b>186,698.76</b>	<b>44.3%</b>
<b>Public Safety</b>					
100-200-50010	City Administrator	.00	6,790.99	6,790.99-	.00
100-200-51010	Employee Health Ins Benefits	1,198.00	705.00	493.00	58.8%
100-200-51020	Retirement Benefits	1,793.00	1,115.83	677.37	62.2%
100-200-51030	Employment Taxes	912.00	777.17	134.83	85.2%
100-200-52019	Contract Service	37,000.00	25,071.00	11,929.00	67.8%
100-200-52103	Insurance	.00	41.69	41.69-	.00
<b>Total Public Safety:</b>		<b>40,903.00</b>	<b>34,501.48</b>	<b>6,401.52</b>	<b>84.3%</b>
<b>Parks and Recreation</b>					
100-300-50025	Summer Program Coordinator	.00	.00	.00	.00
100-300-50054	Utility Worker II	18,714.00	17,239.21	1,474.79	92.1%
100-300-50058	Utility Worker I	.00	1,269.02	1,269.02-	.00
100-300-51010	Employee Health Ins Benefits	9,514.00	4,400.17	5,113.83	46.2%
100-300-51020	Retirement Benefits	5,083.00	8,482.26	3,399.26-	166.9%
100-300-51030	Employment Taxes	2,586.00	2,398.00	188.00	92.7%
100-300-52002	Materials & Supplies	500.00	937.26	437.26-	187.5%
100-300-52011	System Maintenance & Repair	.00	.00	.00	.00
100-300-52012	Maintenance - Bldg & Parks	1,000.00	32.00	968.00	3.2%
100-300-52013	Travel and Training	500.00	.00	500.00	.00
100-300-52014	Vehicle Fuel & Maintenance	1,250.00	1,050.99	199.01	84.1%
100-300-52019	Contract Service	800.00	.00	800.00	.00
100-300-52022	Equipment Maintenance	1,000.00	2,547.81	1,547.81-	254.8%
100-300-52023	Equipment Rental/Lease	100.00	.00	100.00	.00
100-300-52025	Small Equipment Purchase	500.00	2,099.00	1,599.00-	419.8%
100-300-52026	Non-capital Improvements	.00	.00	.00	.00
100-300-52030	Miscellaneous	500.00	.00	500.00	.00
100-300-52103	Insurance	1,425.00	1,859.96	234.96-	116.5%
100-300-52106	Mileage	100.00	.00	100.00	.00
100-300-52108	Postage	75.00	.00	75.00	.00
100-300-52109	Utilities	750.00	320.24	429.76	42.7%
100-300-52111	Parks-Events	2,000.00	3,973.98	1,973.98-	198.7%
100-300-52112	Parks - Youth Activities	6,000.00	.00	6,000.00	.00
100-300-53001	Improvements - Bldg & Parks	1,500.00	.00	1,500.00	.00
100-300-53002	Equipment Purchase	5,000.00	.00	5,000.00	.00
100-300-55600	Transfer to Reserve Fund	5,000.00	.00	5,000.00	.00
<b>Total Parks and Recreation:</b>		<b>63,897.00</b>	<b>46,409.90</b>	<b>17,487.10</b>	<b>72.6%</b>

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>Non-departmental</b>					
100-900-51030	Employment Taxes	.00	.00	.00	.00
100-900-52002	Materials & Supplies	3,500.00	9,729.62	6,229.62-	278.0%
100-900-52010	Legal Notices	1,500.00	2,624.64	1,124.64-	175.0%
100-900-52012	Maintenance - Bldg & Parks	9,000.00	4,532.49	4,467.51	50.4%
100-900-52013	Travel and Training	.00	.00	.00	.00
100-900-52014	Vehicle Fuel & Maintenance	200.00	687.40	487.40-	343.7%
100-900-52015	Security Alarm	.00	638.72	638.72-	.00
100-900-52016	Audit	9,000.00	5,400.00	3,600.00	60.0%
100-900-52017	City Attorney	.00	6,562.50	6,562.50-	.00
100-900-52019	Contract Service	40,000.00	10,448.00	29,552.00	26.1%
100-900-52020	Engineering Consultant	.00	6,893.50	6,893.50-	.00
100-900-52021	Transit	25,000.00	.00	25,000.00	.00
100-900-52022	Equipment Maintenance	4,500.00	571.92	3,928.08	12.7%
100-900-52023	Equipment Rental/Lease	1,000.00	12,561.81	11,561.81-	1256.2
100-900-52024	Security Alarm	1,500.00	.00	1,500.00	.00
100-900-52025	Small Equipment Purchase	1,200.00	3,198.00	1,998.00-	266.5%
100-900-52026	Non-capital Improvements	.00	.00	.00	.00
100-900-52030	Miscellaneous	2,500.00	391.38	2,108.62	15.7%
100-900-52031	CERT Expenditures	5,000.00	1,235.46	3,764.54	24.7%
100-900-52101	Banking Charges	750.00	25.34	724.66	3.4%
100-900-52102	Dues	7,000.00	5,630.25	1,369.75	80.4%
100-900-52103	Insurance	8,500.00	8,141.03	358.97	95.8%
100-900-52108	Postage	3,000.00	3,369.73	369.73-	112.3%
100-900-52109	Utilities	22,200.00	3,133.07	19,066.93	14.1%
100-900-52110	Telephones	4,600.00	4,051.78	548.22	88.1%
100-900-52111	Mayor & Council Expenses	1,000.00	.00	1,000.00	.00
100-900-52113	Election Fees	1,000.00	.00	1,000.00	.00
100-900-52114	Software Hosting Fees	6,500.00	4,026.81	2,473.19	62.0%
100-900-52115	Tangent Expenditures	75,000.00	103,626.01	28,626.01-	138.2%
100-900-52197	Utilities - Rentals	.00	.00	.00	.00
100-900-52199	Property Taxes	8,367.00	8,380.62	13.62-	100.2%
100-900-52220	Residential Rental-related Exp	.00	.00	.00	.00
100-900-52800	COVID-19 Expenses	98,000.00	.00	98,000.00	.00
100-900-52900	Insurance Reimbursed Expense	.00	.00	.00	.00
100-900-53001	Improvements - Bldg & Parks	.00	.00	.00	.00
100-900-53002	Equipment Purchase	60,000.00	.00	60,000.00	.00
100-900-53003	Barracks Improvements	.00	.00	.00	.00
100-900-53004	Land Purchase	650,000.00	560,663.00	89,337.00	86.3%
100-900-54006	Barracks Loan Payment	22,254.00	.00	22,254.00	.00
100-900-55500	Transfer to Water Fund	9,577.00	.00	9,577.00	.00
100-900-55510	Transfer to Wastewater Fund	.00	.00	.00	.00
100-900-55530	Transfer to SDC Fund	45,307.00	.00	45,307.00	.00
100-900-55600	Transfer to Reserve Fund	.00	.00	.00	.00
<b>Total Non-departmental:</b>		<b>1,126,955.00</b>	<b>766,523.08</b>	<b>360,431.92</b>	<b>68.0%</b>
<b>Contingency</b>					
100-998-58000	Contingency	250,000.00	.00	250,000.00	.00
<b>Total Contingency:</b>		<b>250,000.00</b>	<b>.00</b>	<b>250,000.00</b>	<b>.00</b>
<b>Ending Fund Balance</b>					
100-999-59000	Reserve for Future Expenditure	271,793.00	.00	271,793.00	.00

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
	Total Ending Fund Balance:	271,793.00	.00	271,793.00	.00
	General Fund Revenue Total:	1,438,820.00	260,710.73	1,178,109.27	18.1%
	General Fund Expenditure Total:	2,088,820.00	996,007.70	1,092,812.30	47.7%
	Net Total General Fund:	650,000.00-	735,296.97-	85,296.97	113.1%



Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>Street Fund</b>					
<b>Street Fund</b>					
200-000-40000	Beginning Fund Balance	175,000.00	.00	175,000.00	.00
200-000-41040	Highway Apportionment	100,000.00	34,626.82	65,373.18	34.6%
200-000-41070	Small Cities Allotment	.00	.00	.00	.00
200-000-46057	Miscellaneous	200.00	.00	200.00	.00
200-000-47900	COVID-19 Federal Funds	.00	.00	.00	.00
200-000-48000	Interest	.00	.00	.00	.00
<b>Total Street Fund:</b>		<b>275,200.00</b>	<b>34,626.82</b>	<b>240,573.18</b>	<b>12.6%</b>
<b>Public Works - Streets</b>					
200-410-50010	City Administrator	.00	.00	.00	.00
200-410-50018	Finance Clerk	1,389.00	1,951.50	562.50	140.5%
200-410-50050	Public Works Supervisor	7,732.00	7,726.77	5.23	99.9%
200-410-50052	Utility Worker III	.00	.00	.00	.00
200-410-50054	Utility Worker II	4,678.00	4,309.83	368.17	92.1%
200-410-50058	Utility Worker I	.00	317.26	317.26	.00
200-410-51010	Employee Health Ins Benefits	4,191.00	3,440.10	750.90	82.1%
200-410-51020	Retirement Benefits	3,748.00	3,778.83	30.83	100.8%
200-410-51030	Employment Taxes	1,907.00	1,554.44	352.56	81.5%
200-410-52002	Materials & Supplies	1,200.00	179.00	1,021.00	14.9%
200-410-52011	System Maintenance & Repair	10,000.00	.00	10,000.00	.00
200-410-52016	Audit	1,500.00	.00	1,500.00	.00
200-410-52017	City Attorney	.00	.00	.00	.00
200-410-52019	Contract Service	1,500.00	.00	1,500.00	.00
200-410-52020	Engineering Consultant	6,000.00	.00	6,000.00	.00
200-410-52022	Equipment Maintenance	.00	.00	.00	.00
200-410-52023	Equipment Rental/Lease	250.00	.00	250.00	.00
200-410-52024	Street Sweeping	6,000.00	2,550.00	3,450.00	42.5%
200-410-52027	Street Signs	.00	419.17	419.17	.00
200-410-52030	Miscellaneous	100.00	.00	100.00	.00
200-410-52102	Dues	.00	.00	.00	.00
200-410-52103	Insurance	5,000.00	5,130.92	130.92	102.6%
200-410-52109	Utilities	12,000.00	11,501.00	499.00	95.8%
200-410-52114	Software Hosting Fees	900.00	667.50	232.50	74.2%
200-410-53001	Street Improvements	.00	.00	.00	.00
200-410-53002	Equipment Purchase	2,500.00	.00	2,500.00	.00
200-410-55600	Transfer to Reserve Fund	200.00	.00	200.00	.00
<b>Total Public Works - Streets:</b>		<b>70,795.00</b>	<b>43,526.32</b>	<b>27,268.68</b>	<b>61.5%</b>
<b>Contingency</b>					
200-998-58000	Contingency	100,000.00	.00	100,000.00	.00
<b>Total Contingency:</b>		<b>100,000.00</b>	<b>.00</b>	<b>100,000.00</b>	<b>.00</b>
<b>Ending Fund Balance</b>					
200-999-59000	Reserve for Future Expenditure	104,405.00	.00	104,405.00	.00
<b>Total Ending Fund Balance:</b>		<b>104,405.00</b>	<b>.00</b>	<b>104,405.00</b>	<b>.00</b>
<b>Street Fund Revenue Total:</b>		<b>275,200.00</b>	<b>34,626.82</b>	<b>240,573.18</b>	<b>12.6%</b>
<b>Street Fund Expenditure Total:</b>		<b>275,200.00</b>	<b>43,526.32</b>	<b>231,673.68</b>	<b>15.8%</b>

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
	Net Total Street Fund:	.00	8,899.50-	8,899.50	.00

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>Water Fund</b>					
<b>Water Fund</b>					
500-000-40000	Beginning Fund Balance	410,000.00	.00	410,000.00	.00
500-000-42010	New Accounts	.00	.00	.00	.00
500-000-42020	New Connections	2,000.00	.00	2,000.00	.00
500-000-42032	Water Metered Fees	650,000.00	600,610.81	49,389.19	92.4%
500-000-42035	Reconnect Fees	500.00	.00	500.00	.00
500-000-42036	Water Outside Assessments	90,000.00	61,415.65	28,584.35	68.2%
500-000-42041	IFA Water Loan	.00	.00	.00	.00
500-000-42045	Utility Deposit	4,000.00	2,648.20	1,351.80	66.2%
500-000-46030	Fees - Other	.00	6,051.17	6,051.17-	.00
500-000-46055	Refunds	1,000.00	.00	1,000.00	.00
500-000-46057	Miscellaneous	500.00	1,384.26	884.26-	276.9%
500-000-47100	FEMA Grant	259,500.00	.00	259,500.00	.00
500-000-47420	FEMA Water Grant	.00	.00	.00	.00
500-000-48000	Interest	.00	.00	.00	.00
500-000-49010	IFA Water Loan	855,690.00	693,298.00	37,608.00-	105.7%
500-000-49100	Transfer in from General Fund	9,577.00	.00	9,577.00	.00
500-000-49600	Transfer from Reserve	.00	.00	.00	.00
Total Water Fund:		2,082,767.00	1,365,408.09	717,358.91	65.6%

**Public Works - Water**

500-420-50010	City Administrator	39,600.00	40,746.06	1,146.06-	102.9%
500-420-50016	Utility/Court Clerk	25,460.00	16,941.37	8,518.63	66.5%
500-420-50018	Finance Clerk	13,887.00	19,514.94	5,627.94-	140.5%
500-420-50050	Public Works Supervisor	46,392.00	46,360.59	31.41	99.9%
500-420-50052	Utility Worker III	.00	.00	.00	.00
500-420-50054	Utility Worker II	51,463.00	47,407.67	4,055.33	92.1%
500-420-50058	Utility Worker I	.00	3,489.82	3,489.82-	.00
500-420-51010	Employee Health Ins Benefits	55,814.00	34,011.10	21,802.90	60.9%
500-420-51020	Retirement Benefits	48,019.00	49,566.21	1,547.21-	103.2%
500-420-51030	Employment Taxes	24,434.00	17,098.94	7,335.06	70.0%
500-420-52001	Chemicals	30,000.00	18,074.30	11,925.70	60.2%
500-420-52002	Materials & Supplies	6,600.00	3,740.70	2,859.30	56.7%
500-420-52010	Publications-Legal Notices	100.00	.00	100.00	.00
500-420-52011	System Maintenance & Repair	45,000.00	65,313.58	20,313.58-	145.1%
500-420-52013	Travel and Training	3,000.00	.00	3,000.00	.00
500-420-52014	Vehicle Fuel & Maintenance	5,500.00	7,068.88	1,568.88-	128.5%
500-420-52016	Audit	12,000.00	8,550.00	3,450.00	71.3%
500-420-52017	City Attorney	.00	.00	.00	.00
500-420-52019	Contract Service	35,000.00	939.46	34,060.52	2.7%
500-420-52020	Engineering Consultant	20,000.00	12,636.10	7,363.90	63.2%
500-420-52022	Equipment Maintenance	5,000.00	13,129.83	8,129.83-	262.6%
500-420-52023	Equipment Rental/Lease	3,000.00	.00	3,000.00	.00
500-420-52025	Small Equipment Purchase	4,000.00	6,783.00	2,783.00-	169.6%
500-420-52030	Miscellaneous	2,000.00	2,132.01	132.01-	106.6%
500-420-52101	Banking Charges	200.00	1,020.10	820.10-	510.1%
500-420-52102	Dues	3,000.00	.00	3,000.00	.00
500-420-52103	Insurance	11,220.00	12,001.94	781.94-	107.0%
500-420-52104	Lab Analysis	5,000.00	2,316.89	2,683.11	46.3%
500-420-52105	Refunds-Utility Deposit	500.00	1,082.95	582.95-	216.6%
500-420-52106	Mileage	.00	.00	.00	.00
500-420-52107	Permits	1,000.00	1,785.00	785.00-	178.5%
500-420-52108	Postage	600.00	.00	600.00	.00

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
500-420-52109	Utilities	33,000.00	21,470.90	11,529.10	65.1%
500-420-52110	Telephones	3,400.00	2,617.38	782.62	77.0%
500-420-52114	Software Hosting Fees	7,000.00	6,175.98	824.02	88.2%
500-420-53001	Equipment Purchase	.00	.00	.00	.00
500-420-53002	Equipment Purchase	48,750.00	.00	48,750.00	.00
500-420-53003	Capital Outlay	.00	.00	.00	.00
500-420-53500	Water System Improvements	100,000.00	2,765.00	97,235.00	2.8%
500-420-53501	New Pump Station	.00	.00	.00	.00
500-420-53502	Hospital Hill Line Replace	655,690.00	24,170.03	631,519.97	3.7%
500-420-53503	Transmission Line Upgrade	431,900.00	79,748.58	352,151.42	18.5%
500-420-54001	1980 Water P & I	.00	.00	.00	.00
500-420-54002	97 Water P & I	.00	.00	.00	.00
500-420-54005	IFA Loan Payment	140,000.00	139,012.75	987.25	99.3%
500-420-55100	Transfer to General Fund	.00	.00	.00	.00
500-420-55600	Transfer to Reserve Fund	3,200.00	.00	3,200.00	.00
<b>Total Public Works - Water:</b>		<b>1,920,729.00</b>	<b>707,672.08</b>	<b>1,213,056.92</b>	<b>36.8%</b>
<b>Contingency</b>					
500-998-58000	Contingency	100,000.00	.00	100,000.00	.00
<b>Total Contingency:</b>		<b>100,000.00</b>	<b>.00</b>	<b>100,000.00</b>	<b>.00</b>
<b>Ending Fund Balance</b>					
500-999-59000	Reserve for Future Expenditure	62,038.00	.00	62,038.00	.00
<b>Total Ending Fund Balance:</b>		<b>62,038.00</b>	<b>.00</b>	<b>62,038.00</b>	<b>.00</b>
<b>Water Fund Revenue Total:</b>		<b>2,082,767.00</b>	<b>1,365,408.09</b>	<b>717,358.91</b>	<b>65.6%</b>
<b>Water Fund Expenditure Total:</b>		<b>2,082,767.00</b>	<b>707,672.08</b>	<b>1,375,094.92</b>	<b>34.0%</b>
<b>Net Total Water Fund:</b>		<b>.00</b>	<b>657,736.01</b>	<b>657,736.01-</b>	<b>.00</b>

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>Wastewater Fund</b>					
<b>Wastewater Fund</b>					
510-000-40000	Beginning Fund Balance	200,000.00	.00	200,000.00	.00
510-000-41100	Tangent Contract	30,000.00	.00	30,000.00	.00
510-000-42039	Wastewater Fees	425,000.00	350,888.61	74,111.39	82.6%
510-000-42041	OR DEQ Loan for WWFP	.00	88.77-	88.77	.00
510-000-42045	Utility Deposit	.00	.00	.00	.00
510-000-46030	Fees - Other	1,000.00	.00	1,000.00	.00
510-000-46055	Refunds	.00	.00	.00	.00
510-000-46057	Miscellaneous	.00	141.98-	141.98	.00
510-000-49011	OR DEQ Loan for WWFP	.00	.00	.00	.00
510-000-49012	2020 Wastewater Loan	2,500,000.00	368,383.00	2,131,617.00	14.7%
510-000-49600	Transfer from Reserve Fund	.00	.00	.00	.00
Total Wastewater Fund:		3,156,000.00	719,040.86	2,436,959.14	22.8%
<b>Public Works - Wastewater</b>					
510-430-50010	City Administrator	9,900.00	10,196.50	296.50-	103.0%
510-430-50016	Utility/Court Clerk	10,416.00	6,930.59	3,485.41	66.5%
510-430-50018	Finance Clerk	7,638.00	10,733.21	3,095.21-	140.5%
510-430-50050	Public Works Supervisor	19,330.00	19,316.82	13.18	99.9%
510-430-50052	Utility Worker III	.00	12,000.00	12,000.00-	.00
510-430-50054	Utility Worker II	14,035.00	12,929.41	1,105.59	92.1%
510-430-50058	Utility Worker I	12,000.00	951.76	11,048.24	7.9%
510-430-51010	Employee Health Ins Benefits	18,204.00	13,930.46	4,273.54	76.5%
510-430-51020	Retirement Benefits	16,653.00	16,394.19	258.81	98.4%
510-430-51030	Employment Taxes	10,133.00	7,383.69	2,749.31	72.9%
510-430-52001	Chemicals	19,800.00	4,782.07	15,017.93	24.2%
510-430-52002	Materials & Supplies	3,500.00	454.62	3,045.38	13.0%
510-430-52003	Janitorial Supplies	.00	.00	.00	.00
510-430-52009	Uniforms	.00	.00	.00	.00
510-430-52010	Publications-Legal Notices	250.00	.00	250.00	.00
510-430-52011	System Maintenance & Repair	30,000.00	47,979.04	17,979.04-	159.9%
510-430-52013	Travel and Training	1,000.00	.00	1,000.00	.00
510-430-52014	Vehicle Fuel & Maintenance	3,300.00	298.94	3,001.06	9.1%
510-430-52016	Audit	6,000.00	8,550.00	2,550.00-	142.5%
510-430-52017	City Attorney	.00	.00	.00	.00
510-430-52019	Contract Service	2,200.00	.00	2,200.00	.00
510-430-52020	Engineering Consultant	20,000.00	36,157.74	16,157.74-	180.8%
510-430-52022	Equipment Maintenance	2,000.00	3,270.84	1,270.84-	163.5%
510-430-52023	Equipment Rental/Lease	.00	.00	.00	.00
510-430-52030	Miscellaneous	1,000.00	.00	1,000.00	.00
510-430-52101	Banking Charges	500.00	584.17	84.17-	116.8%
510-430-52102	Dues	100.00	.00	100.00	.00
510-430-52103	Insurance	10,000.00	10,765.12	765.12-	107.7%
510-430-52104	Lab Analysis	4,000.00	316.27	3,683.73	7.9%
510-430-52105	Refunds-Utility Deposit	.00	721.94	721.94-	.00
510-430-52106	Mileage	500.00	.00	500.00	.00
510-430-52107	Permits	2,200.00	3,294.00	1,094.00-	149.7%
510-430-52108	Postage	550.00	.00	550.00	.00
510-430-52109	Utilities	8,500.00	9,118.18	618.18-	107.3%
510-430-52110	Telephones	2,500.00	2,127.93	372.07	85.1%
510-430-52114	Software Hosting Fees	2,400.00	2,002.50	397.50	83.4%
510-430-53002	Equipment Purchase	11,250.00	.00	11,250.00	.00
510-430-53005	Wastewater System Improvements	2,500,000.00	538,765.90	1,961,234.10	21.6%

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
510-430-54003	97 Wastewater P & I	.00	.00	.00	.00
510-430-54004	OR DEQ Loan Repayment	30,000.00	22,714.00	7,286.00	75.7%
510-430-55600	Transfer to Reserve Fund	1,000.00	.00	1,000.00	.00
<b>Total Public Works - Wastewater:</b>		<b>2,780,859.00</b>	<b>802,669.89</b>	<b>1,978,189.11</b>	<b>28.9%</b>
<b>Contingency</b>					
510-998-58000	Contingency	150,000.00	.00	150,000.00	.00
<b>Total Contingency:</b>		<b>150,000.00</b>	<b>.00</b>	<b>150,000.00</b>	<b>.00</b>
<b>Ending Fund Balance</b>					
510-999-59000	Reserve for Future Expenditure	225,141.00	.00	225,141.00	.00
<b>Total Ending Fund Balance:</b>		<b>225,141.00</b>	<b>.00</b>	<b>225,141.00</b>	<b>.00</b>
<b>Wastewater Fund Revenue Total:</b>		<b>3,156,000.00</b>	<b>719,040.86</b>	<b>2,436,959.14</b>	<b>22.8%</b>
<b>Wastewater Fund Expenditure Total:</b>		<b>3,156,000.00</b>	<b>802,669.89</b>	<b>2,353,330.11</b>	<b>25.4%</b>
<b>Net Total Wastewater Fund:</b>		<b>.00</b>	<b>83,629.03-</b>	<b>83,629.03</b>	<b>.00</b>

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>Storm Drain Fund</b>					
<b>Storm Drain Fund</b>					
520-000-40000	Beginning Fund Balance	45,000.00	.00	45,000.00	.00
520-000-42040	Storm Drain Fees	43,000.00	35,446.44	7,553.56	82.4%
520-000-46057	Miscellaneous	200.00	.00	200.00	.00
<b>Total Storm Drain Fund:</b>		<b>88,200.00</b>	<b>35,446.44</b>	<b>52,753.56</b>	<b>40.2%</b>
<b>Public Works - Storm Drain</b>					
520-440-50010	City Administrator	3,300.00	3,384.54	84.54-	102.6%
520-440-50016	Utility/Court Clerk	1,157.00	770.05	386.95	66.6%
520-440-50018	Finance Clerk	694.00	975.71	281.71-	140.6%
520-440-50050	Public Works Supervisor	3,866.00	3,864.31	1.69	100.0%
520-440-50052	Utility Worker III	.00	.00	.00	.00
520-440-50054	Utility Worker II	4,678.00	4,309.83	368.17	92.1%
520-440-50058	Utility Worker I	.00	317.26	317.26-	.00
520-440-51010	Employee Health Ins Benefits	4,411.00	2,820.10	1,590.90	63.9%
520-440-51020	Retirement Benefits	3,720.00	3,926.65	206.65-	105.6%
520-440-51030	Employment Taxes	1,893.00	1,554.50	338.50	82.1%
520-440-52002	Materials & Supplies	70.00	.00	70.00	.00
520-440-52010	Publications-Legal Notices	.00	.00	.00	.00
520-440-52011	System Maintenance & Repair	1,400.00	29.14	1,370.86	2.1%
520-440-52013	Travel and Training	.00	.00	.00	.00
520-440-52014	Vehicle Fuel & Maintenance	200.00	.00	200.00	.00
520-440-52016	Audit	1,500.00	.00	1,500.00	.00
520-440-52017	City Attorney	.00	.00	.00	.00
520-440-52019	Contract Service	2,000.00	.00	2,000.00	.00
520-440-52020	Engineering Consultant	.00	2,110.50	2,110.50-	.00
520-440-52022	Equipment Maintenance	.00	.00	.00	.00
520-440-52023	Equipment Rental/Lease	200.00	.00	200.00	.00
520-440-52101	Banking Charges	.00	59.10	59.10-	.00
520-440-52102	Dues	.00	.00	.00	.00
520-440-52103	Insurance	325.00	787.54	462.54-	242.3%
520-440-52105	Refunds-Utility Deposit	.00	.00	.00	.00
520-440-52106	Mileage	.00	.00	.00	.00
520-440-52107	Permits	.00	.00	.00	.00
520-440-52108	Postage	.00	.00	.00	.00
520-440-52109	Utilities	.00	.00	.00	.00
520-440-52110	Telephones	.00	.00	.00	.00
520-440-52114	Software Hosting Fees	745.00	667.50	77.50	89.6%
520-440-53002	Equipment Purchase	.00	.00	.00	.00
520-440-55600	Transfer to Reserve Fund	200.00	.00	200.00	.00
<b>Total Public Works - Storm Drain:</b>		<b>30,359.00</b>	<b>25,576.73</b>	<b>4,782.27</b>	<b>84.2%</b>
<b>Contingency</b>					
520-998-58000	Contingency	25,000.00	.00	25,000.00	.00
<b>Total Contingency:</b>		<b>25,000.00</b>	<b>.00</b>	<b>25,000.00</b>	<b>.00</b>
<b>Ending Fund Balance</b>					
520-999-59000	Reserve for Future Expenditure	32,841.00	.00	32,841.00	.00
<b>Total Ending Fund Balance:</b>		<b>32,841.00</b>	<b>.00</b>	<b>32,841.00</b>	<b>.00</b>
<b>Storm Drain Fund Revenue Total:</b>		<b>88,200.00</b>	<b>35,446.44</b>	<b>52,753.56</b>	<b>40.2%</b>

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
	Storm Drain Fund Expenditure Total:	88,200.00	25,576.73	62,623.27	29.0%
	Net Total Storm Drain Fund:	.00	9,869.71	9,869.71-	.00



Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>System Development Fund</b>					
<b>System Development Fund</b>					
530-000-40000	Beginning Fund Balance	1,310,952.00	.00	1,310,952.00	.00
530-000-42140	SDC Fees	.00	.00	.00	.00
530-000-42141	Park	5,480.00	.00	5,480.00	.00
530-000-42142	Street Imp.	30,265.00	.00	30,265.00	.00
530-000-42143	Water Imp.	15,675.00	.00	15,675.00	.00
530-000-42144	WW Imp.	1,855.00	.00	1,855.00	.00
530-000-42145	Storm Drain Fees	1,585.00	.00	1,585.00	.00
530-000-42243	Water Reimbursement	85.00	.00	85.00	.00
530-000-42244	WW Reimbursement	220.00	.00	220.00	.00
530-000-46030	Fees - Other	4,373.00	.00	4,373.00	.00
530-000-49100	Transfer in from General Fund	45,307.00	.00	45,307.00	.00
Total System Development Fund:		1,415,797.00	.00	1,415,797.00	.00
<b>Department: 100</b>					
530-100-55100	Transfer to General Fund	.00	.00	.00	.00
Total Department: 100:		.00	.00	.00	.00
<b>Parks</b>					
530-300-53003	Capital Outlay	.00	.00	.00	.00
Total Parks:		.00	.00	.00	.00
<b>Streets</b>					
530-410-53003	Capital Outlay	.00	.00	.00	.00
Total Streets:		.00	.00	.00	.00
<b>Water</b>					
530-420-52020	Engineering Consultant	.00	.00	.00	.00
530-420-53003	Capital Outlay	.00	.00	.00	.00
Total Water:		.00	.00	.00	.00
<b>Wastewater</b>					
530-430-53003	Capital Outlay	.00	.00	.00	.00
Total Wastewater:		.00	.00	.00	.00
<b>Storm Drain</b>					
530-440-53003	Capital Outlay	.00	.00	.00	.00
Total Storm Drain:		.00	.00	.00	.00
<b>Contingency</b>					
530-999-58000	Contingency	.00	.00	.00	.00
Total Contingency:		.00	.00	.00	.00
<b>Ending Fund Balance</b>					
530-999-59000	Reserve for Future Expenditure	1,415,797.00	.00	1,415,797.00	.00

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
	Total Ending Fund Balance:	1,415,797.00	.00	1,415,797.00	.00
	System Development Fund Revenue Total:	1,415,797.00	.00	1,415,797.00	.00
	System Development Fund Expenditure Total:	1,415,797.00	.00	1,415,797.00	.00
	Net Total System Development Fund:	.00	.00	.00	.00

Account Number	Account Title	2022-23 Current year Budget	2022-23 Current year Actual	2022-23 Budget Remaining	2022-23 Budget Used %
<b>Reserve Fund</b>					
<b>Reserve Fund</b>					
600-000-40000	Beginning Fund Balance	117,300.00	.00	117,300.00	.00
600-000-49100	Transfer from General Fund	5,000.00	.00	5,000.00	.00
600-000-49200	Transfer from Street Fund	200.00	.00	200.00	.00
600-000-49500	Transfer from Water Fund	3,200.00	.00	3,200.00	.00
600-000-49510	Transfer from Wastewater	1,000.00	.00	1,000.00	.00
600-000-49520	Transfer from Storm Drain Fund	200.00	.00	200.00	.00
Total Reserve Fund:		126,900.00	.00	126,900.00	.00
<b>Non-departmental</b>					
600-900-55100	Transfer to General Fund	.00	.00	.00	.00
600-900-55200	Transfer to Street Fund	.00	.00	.00	.00
600-900-55500	Transfer to Water Fund	.00	.00	.00	.00
600-900-55510	Transfer to Wastewater Fund	.00	.00	.00	.00
600-900-55520	Transfer to Storm Drain Fund	.00	.00	.00	.00
Total Non-departmental:		.00	.00	.00	.00
<b>Contingency</b>					
600-998-58000	Contingency	.00	.00	.00	.00
Total Contingency:		.00	.00	.00	.00
<b>Ending Fund Balance</b>					
600-999-59000	Reserve for Future Expenditure	126,900.00	.00	126,900.00	.00
Total Ending Fund Balance:		126,900.00	.00	126,900.00	.00
Reserve Fund Revenue Total:		126,900.00	.00	126,900.00	.00
Reserve Fund Expenditure Total:		126,900.00	.00	126,900.00	.00
Net Total Reserve Fund:		.00	.00	.00	.00
Net Grand Totals:		650,000.00-	160,219.78-	489,780.22-	24.6%

Report Criteria:

- Print Fund Titles
- Page and Total by Fund
- Print Source Titles
- Total by Source
- Print Department Titles
- Total by Department
- All Segments Tested for Total Breaks



# 2022 Annual Report



**Oregon Cascades West Council of Governments**  
1400 Queen Avenue SE, Suite 201  
Albany, OR 97322

# A Year In Review

I am proud and excited to provide you with the 2022 Oregon Cascades West Council of Governments (OCWCOG) annual report. This report gives a snapshot of the work that is done throughout the communities we serve in the Linn, Benton, and Lincoln County region.



Over the next few pages, you will see highlights of the services we provide and how they have impacted the region in the past year, whether it has been delivering hot meals to those in need, providing small business loans, or orchestrating multi-million dollar transportation initiatives. OCWCOG has 25 member governments throughout the region who provide financial and directional support to the OCWCOG on the region's priorities. This year, we are providing each member agency with an annual report which shows some of the impact of our services, directly in their community. Individual member reports can be found on our website at [OCWCOG.org/AnnualReports](http://OCWCOG.org/AnnualReports).

The work that is captured in this report is carried out by approximately 200 staff, 400 volunteers, and local contractors in every corner of the region. These dedicated individuals care deeply about the region and everyone in it, and are committed to promoting a thriving region through service, connectivity and innovation; making it a prosperous area for generations to come. It is an honor to serve alongside them each and every day.

I am grateful for the support of our staff and volunteers, our many community partners, and our active Board of Directors for the support and hard work it takes to provide these services to you.

Ryan Vogt  
*Executive Director*



As Chair of the Board of Directors for the Cascade West Council of Governments (OCWCOG) it is my pleasure to offer a few opening remarks to this annual report.

OCWCOG is governed by elected officials from its member jurisdictions in Lincoln, Linn, and Benton Counties: this includes city and county governments, port districts and tribes. It is our job to provide fiscal and program oversight to the diverse portfolio of the business managed and carried out by this council. I consider it our responsibility and our privilege and honor to provide the foundation on which the council's dedicated staff and volunteers carry out their important work on behalf of the people of our region.

From building a stronger economy by helping businesses start and grow, to providing and overseeing care and services for our disabled and senior populations; from developing stronger road and public transportation systems to helping the veterans of our U.S. Military access the benefits they have earned; the people of OCWCOG are making a positive difference every day.

The area we serve encompasses a beautiful swath of Oregon, from the majestic Cascade Mountains to our rugged Pacific Ocean. We are all united in our dedication in developing stronger communities and improving the lives of all the citizens we serve.

Claire Hall  
*Lincoln County Commissioner*

# About Oregon Cascades West

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## MISSION & VISION

### Mission

To promote a thriving region through service, connectivity, and innovation.

### Vision

We are a regional leader and partner who provides inclusive services to meet individual and community needs.

#### We commit to:

- Measure ourselves by staff developed agency values
- Align our daily work with our strategic priorities
- Identify and respond to service gaps in the region
- Use data and consumer input to continually improve

## VALUES

**Compassion** Actively caring for others

**Collaboration** Working together to achieve common goals

**Diversity, Equity & Inclusion** Creating an environment where everyone is welcomed, supported, and given the resources to thrive

**Integrity** Always doing the right thing

**Respect** Honoring one another

## SERVICES

### Senior and Disability Services

OCWCOG's Senior and Disability Services department serves as both the Area Agency on Aging (AAA), and the Medicaid long-term care agency for our region of Linn, Benton, and Lincoln Counties.

### Community Service Programs

The Community Services Program department serves the region's older adult population, adults with long-term physical disabilities, and Veterans through a variety of programs.

### Community and Economic Development

The Community and Economic Development Department provides the Region's economic development strategy, works on priority efforts under a regional action plan, provides comprehensive transportation and implementation work, and promotes coordinated economic development efforts.

# Senior & Disability Services

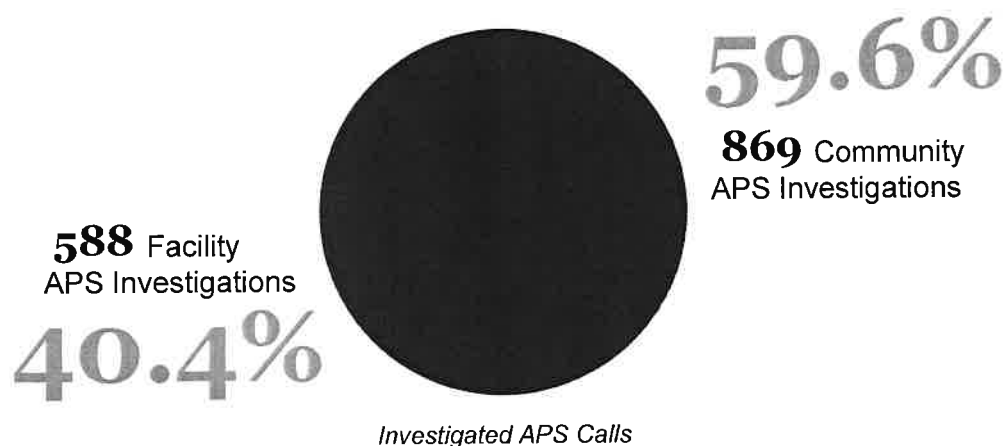
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The Senior and Disability Services (SDS) department is committed to providing services and support to keep older adults and people with disabilities independent, safe, secure, and healthy in our communities. SDS staff provide case management and authorize and coordinate supportive services such as assistance with dressing, bathing, toileting, and grooming.

## ADULT PROTECTIVE SERVICES

Adult Protective Services (APS) workers within the Senior and Disability Services department investigate allegations of abuse and/or neglect of seniors and adults with disabilities.

APS received **3,657** calls regarding elderly citizens throughout Linn, Benton and Lincoln Counties. Of those calls, **1,457** resulted in investigations by APS staff.



## HOUSING SYMPOSIUM JOINS LOCAL LEADERS

OCWCOG brought together local leaders and decision makers for a Housing Symposium in October of 2022. This work session brought together those dedicated to improving services and support for medically fragile, care dependent, older adults and people with disabilities who are experiencing homelessness. Through a collaborative discussion, the attendees identified gaps and barriers to service and explored our current systems. Moving forward, input and data from the symposium will be compiled and work groups will be formed to begin work on the identified top priorities. There will also be discussion and planning related to future housing symposiums, with the goal of expanding the discussion and bringing more parties to the table.

## AGING AND DISABILITY RESOURCE CONNECTION

The Aging and Disability Resource Connection (ADRC) is a free service that offers the public a single point of entry to access resources, information, and assistance on issues affecting older adults and people with disabilities regardless of their income.



**7,943**  
TOTAL NUMBER  
OF CALLS RECEIVED

3 Call Center Agents answered a total of 7,943 calls from residents across the region requesting information and assistance.



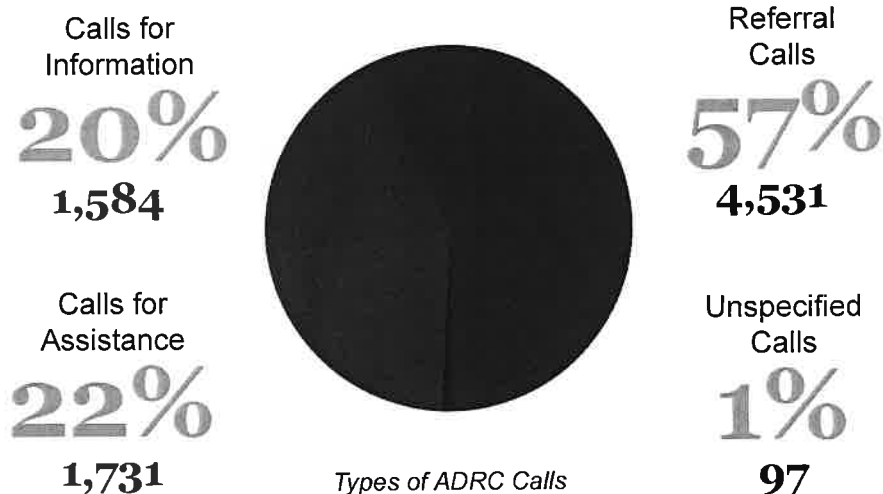
**7,845**  
TOTAL CASES  
COMPLETED

Of the 7,943 calls received, 7,845 of them resulted in access to resources and assistance. This is a 99% completion rate.



**5,529**  
TOTAL  
CONSUMERS

5,529 unduplicated customers reached out regarding services and assistance throughout the region.



## ELIGIBILITY

Eligibility workers processed **18,401** applicants for food and medical benefits in Linn, Benton, and Lincoln Counties. Of those applicants, **10,901** were eligible to receive services.

Staff processed **9,074** Medicaid Renewal applications in 2022.

OCWCOG has **30,889** active medical cases across the region. This accounts for **31%** of all active medical cases in the district. There are **12,568** non-medical cases active in the region, which accounts for **24%** of all non-medical cases in the district.



**111 INDIVIDUALS**  
REFERRED  
for utility assistance

OCWCOG Eligibility Services and Community Services Consortium (CSC) created a partnership to streamline referrals between the two units. 2022 was the first successful year of this partnership and resulted in 111 individuals being referred.



## SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

OCWCOG's Senior and Disability Services administers the Supplemental Nutrition Assistance Program (SNAP), formerly known as the Food Stamp Program, for Linn, Benton, and Lincoln Counties on behalf of the State of Oregon to eligible, low-income individuals and families. SNAP assists those who are eligible to receive "Oregon Trail Cards" to use at grocery stores to purchase food.



**28,739**  
TOTAL SNAP  
CASES

**TOTAL SNAP ISSUANCES**

<b>7,428</b>	<b>2,441</b>
<b>LINN &amp; BENTON COUNTY</b>	<b>LINCOLN COUNTY</b>

## ADULT FOSTER HOMES

Adult Foster Homes (AFH) are single-family residents that offer 24 hour care for the elderly and adults with intellectual or developmental disabilities. These unique homes provide individuals with necessary care in a home-like setting, allowing residents to function at the highest level of independence possible.



**50** **ADULT FOSTER HOMES**  
provided up to 230 residents  
safe housing in 2022.

There are **2** OCWCOG staff members that license all Adult Foster Homes in the county that house older adults and people with disabilities.

## CARE SERVICES AND SUPPORT

OCWCOG assisted a total of **2,536** residents in Linn, Benton, and Lincoln Counties with care services in 2022. Of these services, there were **1,636** that received in-home care, **671** that received community based care, and **229** were nursing facility consumers.

**8.9%**  
Nursing Facilities

**26.5%**  
Community Care



**64.6%**  
In-Home Care

*Types of Care Services*

## ACTIVE HOME CARE WORKFORCE

**440** **PROVIDERS**  
in Lincoln County

**1,340** **PROVIDERS**  
in Linn & Benton Counties

# Community Service Programs

## MEALS ON WHEELS

Meals on Wheels (MOW) serves fresh, hot, nutritionally balanced meals to older adults, adults with disabilities, and spouses/ life partners who often live alone and have limited resources or ability to care for themselves. Along with a nutritionally balanced meal, MOW provides a daily safety check and social connection, assisting limited-income, low mobility clients to remain safe and independent in their own home for as long as possible.



**240,103 TOTAL MEALS SERVED**

**228,841 HOME DELIVERED MEALS**

**11,262 CONGREGATE DINING MEALS**

**4,361 BLIZZARD BOXES**



**\$172,974  
COMMUNITY  
DONATIONS**



**2,082  
CLIENTS  
SERVED**

## STAND BY ME

Stand By Me - Oregon (\$BM) is a financial empowerment program with a proven coaching model that helps provide financial stability to individuals and families. There are four primary outcomes: budgeting, reducing debt, improving credit scores, and building savings.



**\$125,000  
AMERICORPS  
SENIOR FUNDS**

AmeriCorps Senior Demonstration Funds received in 2022 were specifically used to hire administrative staff to help coordinate and train \$BM coaches.



**\$41,920  
SAVINGS BY  
PARTICIPANTS**

Clients work to build savings for various life events such as college, retirement, the purchase of a home, a safety net and more.



**\$12,102  
TOTAL DEBT  
REDUCED**

Coaches work with clients to reduce their overall debt and increase their credit score, improving their financial health and wellbeing.



**\$32,400  
GRANT FUNDS  
RECEIVED**

Stand By Me received a \$32,400 grant from the Oregon Community Foundation to train bilingual coaches on financial issues specifically impacting Latinos and ensure that all coaching materials were translated in a culturally sound way with Latino-based Spanish.

## **MONEY MANAGEMENT**

The Money Management program provides free assistance with personal money management tasks through specially trained volunteers. Service is personalized, confidential, and safe. It is offered free of charge to eligible individuals.

**78** residents across the region were served in 2022.

**27** BILL PAY PROGRAM  
CLIENTS

Bill Pay clients receive assistance with their finances in the areas of budgeting and check writing.

**51** REPRESENTED PAYEE  
PROGRAM CLIENTS

A Representative Payee is someone appointed by the Federal Benefit payers to manage benefit payments on behalf of an incapable beneficiary.

## **OREGON PROJECT INDEPENDENCE**

Oregon Project Independence (OPI) is a program providing assistance that supports daily activities of living which can be provided by home care workers or in-home care agencies. Examples of in-home assistance includes help with dressing, meal preparations, bathing, shopping, and housekeeping. OPI is an alternative to Medicaid and offers up to 20 hours a month of in-home assistance.

**152** CASE MANAGED CLIENTS  
IN OREGON PROJECT INDEPENDENCE

**OCWCOG Community Service Programs are supported  
by over 400 volunteers across the region.**



## AmeriCorps Seniors Programs

### FOSTER GRANDPARENT PROGRAM

Foster Grandparent volunteers, sponsored by OCWCOG, tutor and mentor local youth ages 3-18 in public schools, after school, and through various literacy programs.



**18,651**  
**VOLUNTEER**  
**HOURS**

24 Foster Grandparent volunteers served in 2022, making a significant difference in the lives of youth across the region.



**\$251,788**  
**WORTH OF**  
**SERVICE**

The hours served by Foster Grandparents in 2022 provided over \$250,000 worth of service to the region.



### SENIOR HEALTH INSURANCE BENEFIT ASSISTANCE PROGRAM

The Senior Health Insurance Benefit Assistance Program (SHIBA) is administered by OCWCOG on behalf of the State of Oregon. This program educates local residents on Medicare benefit elections. SHIBA counselors provide free one-on-one counseling services and are certified by the State.

**1,598** residents in the region were served by SHIBA volunteers in 2022.

A total of **10** free "New to Medicare" seminars were held in-person or virtually to assist those new to the program in understanding their benefits.

### SENIOR COMPANION PROGRAM

Senior Companion volunteers provide assistance and friendship to older adults who have difficulty with daily living tasks, such as shopping or paying bills. Through this program, volunteers keep seniors independent longer and provide respite to family caregivers. 2022 saw a spike in requests for Companionship Plans due to social isolation during Covid.

**26** volunteers provided **8,152** hours of direct one-to-one service to older adults.

**36** **COMPANIONSHIP**  
**CARE PLANS**

Total Companionship Care Plans provide respite care, phone chats, and socialization for older adults across the region.

**9** **TRANSPORTATION**  
**CARE PLANS**

Total Transportation Care Plans provide rides to homebound seniors to assist them in completing important tasks such as grocery shopping and doctor appointments.

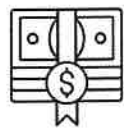
# Community & Economic Development

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## Economic Development

### CASCADES WEST ECONOMIC DEVELOPMENT DISTRICT

OCWCOG provides staffing for the Cascades West Economic Development District (CWEDD), which creates, adopts, and works to implement the priorities of the Region's Comprehensive Economic Development Strategy (CEDS).



**\$171,616**  
**CARES FUNDS**  
**DISPERSED**

CWEDD dispersed \$171,616 of Coronavirus Aid, Relief, and Economic Security (CARES) funding to assist with 23 projects in various cities and economic development offices.



**\$300,000**  
**BROADBAND**  
**STUDY**

In 2022, CWEDD began managing the Broadband Feasibility Study grant, which was formerly with Lincoln County.



**\$86,045**  
**RURAL CAPACITY**  
**FUND**

An \$86,045 Rural Capacity Fund was received to assist communities throughout the region with identifying projects and grant opportunities.

### CASCADES WEST BUSINESS LENDING

Cascades West Business Lending (CWBL) efforts aim to encourage new employment opportunities and promote a stable and diversified economy in the region. In 2022, loan administration was transferred to CCD, freeing up time for outreach and activities leading to more lending.

In 2022, **7** businesses successfully paid off their loans from CWBL.

**4** new Small Business Loans totaling **\$759,000** were funded in 2022.



**Seventeen**  
**ACTIVE SMALL**  
**BUSINESS LOANS**



**\$2.5 Million**  
**OF LOAN FUNDS IN**  
**THE COMMUNITY**

## Community Development

### ALBANY AREA METROPOLITAN PLANNING ORGANIZATION

The Albany Area Metropolitan Planning Organization (AAMPO) represents the cities of Albany, Millersburg, Tangent and Jefferson, Linn and Benton Counties, and the Oregon Department of Transportation.



#### STATE FUND EXCHANGE PROGRAM

AAMPO facilitated conversations about changes in the State Fund exchange program and drafted a letter of support to maintain the program.



#### TRANSPORTATION IMPROVEMENT PROGRAM

AAMPO began development of the FY2024-27 Metropolitan Transportation Improvement Program and coordinated with Oregon Department of Transportation (ODOT) Statewide Transportation Improvement Program.

### CORVALLIS AREA METROPOLITAN PLANNING ORGANIZATION

The Corvallis Area Metropolitan Planning Organization (CAMPO) represents the cities of Corvallis, Adair Village, and Philomath, Benton County and the Oregon Department of Transportation.



#### DRAFTED LETTERS OF SUPPORT

CAMPO submitted a letter to the Oregon Transportation Commission regarding flexible funds from the Infrastructure Investment and Jobs act and wrote a letter of support to continue Mobility Hub design at Oregon State University and Linn Benton Community College.



#### DEVELOPED IMPROVEMENT PROGRAM

Began development of the FY2024-27 Metropolitan Transportation Improvement Program and coordinated with Oregon Department of Transportation (ODOT) Statewide Transportation Improvement Program.



#### ADOPTED REGIONAL PLAN

Adopted the 2043 Regional Transportation Plan (RTP), which is a 20 year plan to guide transportation investments. This work was completed entirely in house, resulting in an estimated savings of over \$150,000.

### PLANNING AND ECONOMIC DEVELOPMENT



#### BROWNFIELD WORKPLANS

OCWCOG developed an Environmental Protection Agency (EPA) Brownfield workplan for the region. Staff assisted The Confederated Tribes of the Siletz Indians with a Brownfield Request for Proposal (RFP) and began assisting Lincoln City with a Brownfield RFP.



#### WETLAND MITIGATION FEASIBILITY STUDY

Cascades West Regional Consortium (CWRC) completed phase one of the work with ECONorthwest on the Wetland Mitigation Bank Feasibility Study. Findings were presented in October of 2022.

# Transportation

## CASCADES WEST RIDE LINE

Cascades West Ride Line is the region's Non-Emergent Medical Transportation (NEMT) for physical, dental, drug and alcohol, and mental health treatment. In 2022, Ride Line was able to expand to Medicare consumers through benefits with the Samaritan Advantage Health Plan. Ride Line made an incredible impact on the residents of the region in 2022 by:

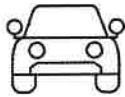


Answering **84,500** calls for service with a **95%** answer rate.

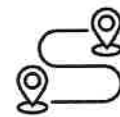
Providing **168,780** trips for a total of **3,868,739** miles. This is an average of **14,000** trips per month.



**28** CONTRACTED PROVIDERS



**95** CONTRACTED VEHICLES



**600** AVERAGE WEEKDAY TRIPS

## CASCADES WEST TRANSPORTATION OPTIONS

OCWCOG coordinates the regional Transportation Options Program, which supports people who commute to work via means other than driving alone in a vehicle and encourages more trips taken by foot, bike or bus. In 2022, the program assisted 4 large employers in setting up employee commute options. They also completed travel training, educating members of the public on how to safely navigate public transportation options.



**684** Trips DURING MAY BIKE MONTH



**402** New GET THERE CONNECT ACCOUNTS



**3,700** Trips DURING THE GET THERE CHALLENGE

## CASCADES WEST TRAINING CENTER

Cascades West Training Center offers nationally certified training to OCWCOG's Regional transportation providers, including non-emergent medical transport, public transportation, human services transport, and volunteer drivers. Classes include Red Cross Adult CPR/First Aid and Blood Borne Pathogen Certification, National Safety Council Defensive Driving Certification, and Community Transportation Association of America (CTAA) Passenger Assistance Safety and Sensitivity (PASS) Certification.

**43** FIRST AID/CPR CERTIFICATIONS

**43** DEFENSIVE DRIVING CERTIFICATIONS

**55** CTAA PASS CERTIFICATIONS

### NATIONAL SAFETY COUNCIL DEFENSIVE DRIVING CERTIFICATIONS

**14** SENIOR COMPANIONS

**19** FOSTER GRANDPARENTS

## CASCADES WEST AREA COMMISSION ON TRANSPORTATION

The Cascades West Area Commission on Transportation (CWACT) provides a forum for local governments to collaborate on local, regional, and State transportation issues in the Linn, Benton, and Lincoln, County region. The CWACT is chartered by the Oregon Transportation Commission (OTC) and provides input, advice, and recommendations to the OTC and the Oregon Department of Transportation (ODOT) on State transportation plans and policies.



### OREGON DEPARTMENT OF TRANSPORTATION

Staff coordinated closely with the Oregon Department of Transportation (ODOT) regional staff on statewide plans and programs and made sure local input was provided to the Oregon Transportation Commission.



### DEVELOPED IMPROVEMENT PROGRAM

Began development of the FY2024-27 Metropolitan Transportation Improvement Program and coordinated with Oregon Department of Transportation (ODOT) Statewide Transportation Improvement Program.

## TRANSPORTATION PROJECTS



### MOBILITY HUB DESIGN

This project aims to design two mobility hubs for regional/local transit connections at both Oregon State University and Linn Benton Community College. Conceptual plans (30%) were completed for both sites and reviewed. Site and utility surveys were conducted and a pre-application meetings were held with both cities.



### HUMAN SERVICES COORDINATED PLANS

Human Services Coordinated Plans are long range plans that address the transit needs of seniors and people with disabilities in rural areas. They are required by counties in order to access rural transit funding. Provider surveys were distributed to transit providers, human service providers, volunteer programs, and private citizens regarding transportation services and gaps in the region.

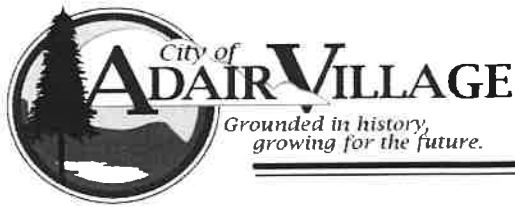


### SEAMLESS TRANSIT/ CASCADES WEST RIDE

The Seamless Transit and Cascades West Ride program implemented in 2022 saved transit partners hundreds of hours of staff time with real-time bus information via the Transit App and Cascades West Ride website.







**BEFORE THE CITY COUNCIL FOR THE  
CITY OF ADAIR VILLAGE, OREGON**

In the Matter of an Ordinance Amending            )  
Chapter 43 – Parking and Standing Vehicles        )

**ORDINANCE NO. 2023-06**

**WHEREAS**, Adair Village’s current Chapter 43 Parking and Standing Vehicles ordinance has been found to be unenforceable and outdated; and

**WHEREAS**, street parking is limited throughout the city; and

**WHEREAS**, improper parking and abandon vehicles cause blight and safety concerns.

**NOW, THEREFORE, THE CITY OF ADAIR VILLAGE ORDAINS AS FOLLOWS:**

**Section 1.** It is in the interests of the city and its’ residents to amend Chapter 43 Parking and Standing Vehicles to allow for an enforceable code.

**Section 3. Enactment.** The Adair Village Code of Ordinances are amended by the enactment of this Ordinance which reads in full as follows:

43.000 ADMINISTRATION

43.005 Title

43.010 Purpose and Scope

43.015 General Authority

43.020 Severability

43.025 Definitions

43.030 Emergency Vehicle Exemption

43.100 PARKING AND TRAFFIC OFFENSES

43.105 Adoption of State Laws

43.110 Prohibited Parking

43.115 Parking Oversized Vehicles Prohibited

43.120 Prohibited Trailer and Recreational Vehicle Parking

43.125 Commercial Vehicle Parking on Residential Streets

43.130 Parking Vehicle on City Street for Vending Purposes

43.200 ENFORCEMENT

43.205 Execution

43.210 Impoundment of Illegally Parked Vehicle

43.300 ABANDONED OR HAZARDOUS  
43.305 Abandoned Vehicles Prohibited.  
43.310 Impounding Hazardous Vehicles.  
43.315 Pre-towing investigation and notice.  
43.320 Contents of pre-towing notice.

43.400 POST-TOWING NOTICE  
43.405 Notice of Impoundment

## ADMINISTRATION

43.005 Title. This chapter may be cited as the Parking and Standing Vehicles section of the City of Adair Village City Code.

### 43.010 Purpose and Scope.

- (1) It is the purpose of this chapter to define conditions which exist that may prevent the free and easy flow of traffic and to provide a just, equitable, and practicable method to prohibit and abate these conditions within the boundaries of the City of Adair Village, Benton County, and State of Oregon.
- (2) The open accumulation and apparent storage of an inoperable or discarded vehicles, trailers, and recreational vehicles is hereby found to create a condition tending to reduce the value of private property, to promote blight, deterioration, and unsightliness, to invite plundering, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety of minors citizens, to create a harborage for disease vectors such as, rodents and insects, and to be injurious to the health, safety and general welfare. Therefore, the presence of vehicles, trailers, and recreational vehicles, as described in the provisions below an inoperable vehicle or discarded vehicle on private or public property is hereby declared to constitute a public nuisance which may be abated in accordance with the provisions of this ordinance.

### 43.015 General Authority.

- (1) The chief of police or city administrator, upon consent and direction of the city council, is responsible for the administration, enforcement, and oversight of this Chapter of the City of Adair Village City Code, and to apply these provisions consistent with the general laws of the State of Oregon.
- (2) The city council may designate enforcement officers to assist the chief of police and/or city administrator in enforcing this Chapter.

43.020 Severability. If any part or parts of this ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

### 43.025 Definitions.

- (1) Abandoned. means a vehicle left unoccupied and unclaimed; has out-of-date registration or in such a damaged, disabled, or dismantled condition that the vehicle is inoperable.

- (2) Alley. As defined herein, a street through the middle of a block.
- (3) Bike lane. A lane of travel designed specifically for bicycles to travel upon.
- (4) Bus stand. A fixed area in the roadway adjacent to the curb to be occupied exclusively by buses for layover in operating schedules or waiting for passengers.
- (5) Commercial Vehicle. A general definition for a commercial vehicle is a vehicle that is used to transport people or property for profit. A commercial motor vehicle is defined by the Oregon Vehicle Code as a vehicle that will be operating at a gross vehicle weight rating or combination weight over 26,000 pounds. The definition also includes vehicles designed to transport 16 or more persons and vehicles designed to transport hazardous materials regardless of weight. This definition excludes fire trucks, emergency vehicles, motor homes and recreational vehicles operated solely for personal use.
- (6) Curb. The extreme edge of the improved portion of the roadway.
- (7) Emergency vehicle. Any vehicle that is operated during the course of duty by a Police Officer, Reserve Police Officer, Code Enforcement Officer, Firefighter or Emergency Medical Technician.
- (8) Hazardous Vehicle. Any vehicle left in a location or condition that constitutes an immediate and continuous hazard to the safety of persons using the streets or alleys of the city. For example, and not for limitation, the following are hazardous vehicles:
  - (a) Vehicles blocking public or private rights-of-way.
  - (b) Vehicles leaking petroleum or other hazardous fluids.
  - (c) Vehicles blocking fire hydrants.
  - (d) Vehicles with broken glass/windows.
- (9) Highway. Any surface that is designed as a lane for travel for vehicles that is open to the public. Every public way, road, street, thoroughfare, and place, including bridges, viaducts, and other structures within the boundaries of this City, used, or intended for use of the general public for vehicles or vehicular traffic. (As per ORS 801.305)
- (10) Loading zone. A space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials or freight.
- (11) Park or parking. The standing of a vehicle, whether occupied or not, except when a vehicle is temporarily standing for the purpose of and while engaged in loading or unloading of property or passengers.
- (12) Pedestrian. Any person afoot.
- (13) Person. Every natural person, firm, partnership, association, or corporation.
- (14) Oversized vehicle. Any truck other than a pickup truck, any bus, any motor home, any vehicle to which a camper is attached, any combination of vehicles with an overall length of twenty-three (23) feet, or any vehicle exceeding seven (7) feet in width.
- (15) Skates. Includes roller skates, in-line roller skates, blades, skateboards, scooters, coasters, roller skis or any similar device that is used as a means of transportation.
- (16) Skate operation. The act of propelling skates by means other than carrying them.

- (17) Traffic lane or roadway. That portion of the roadway used for the movement of a single line of vehicles. That portion of a highway that is improved, designed, or ordinarily used for vehicular travel, exclusive of the shoulder. (As per ORS 801.450)
- (18) Truck trailer. Any trailer designed and used primarily for carrying loads other than passengers whether designed as a balance trailer, pole trailer, semitrailer, or self-supporting trailer, as this term is defined in the Oregon Vehicle Code.
- (19) Vehicle. Every device in, upon, or by which a person or property is or may be transported or drawn upon a public highway, except devices moved exclusively by human power or used exclusively upon stationary rails or tracks.

#### 43.030 Emergency Vehicle Exemption.

- (1) Emergency vehicles are hereby exempt from the rules established from this chapter when responding to an emergency.
- (2) Notwithstanding from subsection one (1), when an emergency vehicle is standing at an emergency scene and is parked in a manner that may be potentially hazardous to pedestrians or other drivers, the operator of an emergency vehicle shall activate a visual warning device.

### **PARKING AND TRAFFIC OFFENSES**

43.105 Adoption of State Laws. Parking and traffic offenses as defined by the Oregon Vehicle Code are hereby adopted and are punishable in accordance with provisions set in the city code. This sub-section establishes places where stopping, standing and parking a vehicle are prohibited for purposes of the penalties under ORS 811.555 (Illegal stopping, standing or parking). Except as provided under an exemption in ORS 811.560 (Exemptions from prohibitions on stopping, standing or parking), a person is in violation of ORS 811.555 (Illegal stopping, standing, or parking) if a person parks, stops or leaves standing a vehicle in any of the following places:

- (1) Upon a roadway outside a business district or residence district, whether attended or unattended, when it is practicable to stop, park or leave the vehicle standing off the roadway. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (1), (7) and (9) are applicable to this subsection.
- (2) On a shoulder, whether attended or unattended, unless a clear and unobstructed width of the roadway opposite the standing vehicle is left for the passage of other vehicles and the standing vehicle is visible from a distance of 200 feet in each direction upon the roadway or the person, at least 200 feet in each direction upon the roadway, warns approaching motorists of the standing vehicle by use of flaggers, flags, signs or other signals. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (9) are applicable to this subsection.
- (3) On the roadway side of a vehicle stopped or parked at the edge or curb of a highway. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (7) are applicable to this subsection.
- (4) On a sidewalk. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (7) are applicable to this subsection.

- (5) Within an intersection. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing or parking) (4) to (7) are applicable to this subsection.
- (6) On a crosswalk. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (7) are applicable to this subsection.
- (7) Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone unless a different length is indicated by signs and markings. For purposes of this subsection the safety zone must be an area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (7) are applicable to this subsection.
- (8) Alongside or opposite a street excavation or obstruction when stopping, standing, or parking would obstruct traffic. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (7) are applicable to this subsection.
- (9) Upon a bridge or other elevated structure upon a highway. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (8) are applicable to this subsection.
- (10) On any railroad or rail fixed guide way system tracks or within seven and one-half feet of the nearest rail at a time when the parking of vehicles would conflict with operations or repair of the tracks. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (7) are applicable to this subsection.
- (11) At any place where traffic control devices prohibit stopping. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (4) to (7) are applicable to this subsection.
- (12) In front of a public or private driveway. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (2) and (4) to (7) are applicable to this subsection.
- (13) Within 10 feet of a fire hydrant. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (2) and (4) to (7) are applicable to this subsection.
- (14) Within 20 feet of a crosswalk at an intersection. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (2) and (4) to (7) are applicable to this subsection.
- (15) Within 50 feet upon the approach to an official flashing signal, stop sign, yield sign or traffic control device located at the side of the roadway if the standing or parking of a vehicle will obstruct the view of any traffic control device located at the side of the roadway. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (2) and (4) to (7) are applicable to this subsection.
- (16) Within 15 feet of the driveway entrance to a fire station and on the side of a street opposite the entrance to a fire station, within 75 feet of the entrance. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (2) and (4) to (7) are applicable to this subsection.

- (17) At any place where traffic control devices prohibit standing. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) (2) and (4) to (7) are applicable to this subsection.
- (18) Improper positioning of vehicle upon a two-way road or highway, the vehicle shall be positioned so that the right-hand wheels are parallel to and within 12 inches of the right curb or, if none, as close as possible to the right edge of the right shoulder
- (19) On a bicycle lane. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) are applicable to this subsection.
- (20) On a bicycle path. Exemptions under ORS 811.560 (Exemptions from prohibitions on stopping, standing, or parking) are applicable to this subsection.

43.110 Prohibited Parking. In addition to provisions of the motor vehicle laws of Oregon prohibiting parking, no person shall park a vehicle:

- (1) In any alley exceeding five (5) consecutive minutes in any one (1) hour period or the actual time necessary to complete the act of loading or unloading, whichever is less.
- (2) Upon any street for the purpose of:
  - (a) Displaying such vehicle for sale;
  - (b) Greasing or repairing such vehicle except repairs necessitated by an emergency;
  - (c) Displaying advertising from such vehicle.
- (3) Upon any roadway except where specifically authorized by signage or order of the chief of police or designee.
- (4) Upon any surface that is not improved or designed specifically for vehicle parking on private property.
- (5) Upon any street where the curb is painted yellow or red by the city.
- (6) Upon any street or highway facing any direction other than with the flow of traffic.

43.115 Parking Oversized Vehicles Prohibited. No oversized vehicles shall be parked on any street, alleys, or public rights-of-way within the city limits of Adair Village for more than four (4) days within any thirty (30) day period, without a valid permit issued by the city.

43.120 Prohibited Trailer and Recreational Vehicle Parking.

(1) No person shall park a motor home, travel trailer, recreational vehicle, utility trailer, boat trailer, truck with camper, camper, livestock trailer, or any other type of trailer designed to be pulled by a vehicle, or any other type of vehicle or trailer used for recreational purpose or sleeping, upon any street, parking strips, alleys, public parks, or public rights-of-way within the city limits of Adair Village for more than four (4) days within any thirty (30) day period, without a valid permit issued by the city.

(2) No person shall be allowed to sleep, cook, or otherwise use any of the trailers or recreational vehicles as outlined in Section 1 as a means for housing, while parked upon any street, parking strip, alley, public park, or public rights-of-way without first receiving a permit from the city.

43.125 Commercial Vehicle Parking on Residential Streets.

(1) No person shall park a commercial vehicle, which includes truck trailer, semi, or full trailer, trailer designed to be towed by a truck trailer or tractor, or any part thereof upon a residential street.

(2) It shall be a defense to any complaint alleging violation of this Section that the purpose of such parking was to actively load or unload goods, materials, or equipment at premises abutting the residential street for which there is no other access.

43.130 Parking Vehicle on City Street for Vending Purposes. No person shall park or leave standing a vehicle on a city street for the purpose of advertising, selling, or offering for sale any merchandise.

**ENFORCEMENT**

43.205 Execution. All enforcement actions allowed in this chapter are in addition to all enforcement actions allowed by the Oregon Revised Statutes (ORS).

43.210 Impoundment of Illegally Parked Vehicle. The city administrator or designee, upon finding a motor vehicle parked in violation Sections 43.105-43.130 of this chapter, may cause said vehicle to be removed from the street and impounded at the owner's expense.

**ABANDONED OR HAZARDOUS**

43.305 Abandoned Vehicles Prohibited.

(1) No vehicle that the city administrator or designee has reason to believe is abandoned shall be parked or left standing on the right-of-way of a city street, alley, or city property for a period more than twenty-four (24) hours.

(2) The city administrator or designee, upon finding a vehicle so parked or left standing may cause such vehicle to be removed from the street and impounded at the owner's expense.

43.310 Impounding Hazardous Vehicles.

(1) Upon discovering a hazardous vehicle, the city administrator or designee may immediately cause the vehicle to be towed and impounded.

(2) The owner of the vehicle shall be responsible for all costs of towing and storing the vehicle.

43.315 Pre-towing investigation and notice.

(1) The city administrator or designee investigating a vehicle in violation of Section 43.305 shall:

- (a) Make effort to discover the owner and request removal of the vehicle.
- (b) Failing to discover the owner by such a process, make a diligent inquiry as to the name and address of the owner by examining the vehicle for a license number, identification number, make, style, or any other information that will aid in the identification of the owner. When such vehicle is required by law to be registered with the division, the city administrator or designee shall inquire by license and/or

vehicle identification number (VIN) with the division for the name and address of the owner.

- (c) Whether or not the owner is identified, affix a pre-tow notice upon the vehicle where it can be easily seen.
- (d) If a vehicle is found in the same condition as described in section 43.305 on which a pre-tow notice was affixed, within thirty (30) days of the original notice, the owner shall be considered notified, and the vehicle shall be taken into custody by the city administrator or designee.

(2) This section does not apply to hazardous vehicles.

43.320 Contents of pre-towing notice.

Notices placed under section 43.315 shall contain the following information:

(1) That if the vehicle is not removed within the time specified, the vehicle will be towed and taken into custody for violation of this chapter.

(2) The vehicle will be subject to towing and storage charges and a lien will attach to the vehicle and its contents.

(3) The vehicle and its contents will be sold to satisfy the towing and storage charges if they are not paid.

(4) The owner may protest an abandoned vehicle designation, prior to the vehicle being towed, by contacting the city administrator or designee.

(5) If the vehicle is towed, its location may be obtained by contacting the Adair Village City Hall.

**POST-TOWING NOTICE**

43.405 Notice of Impoundment. After any motor vehicle has been impounded as hereinbefore provided, the tow provider shall make all notices as required by the ORS.

**Section 5. Effective Date.** Passed by the city council and approved by the Mayor of the City of Adair Village on the 11<sup>th</sup> day of July, 2023, this amendment shall become effective upon signature by the Mayor.

CITY OF ADAIR VILLAGE

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY ADMINISTRATOR

Approved as to Form:

\_\_\_\_\_  
City Attorney



First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

City Recorder: \_\_\_\_\_



**BEFORE THE CITY COUNCIL FOR THE  
CITY OF ADAIR VILLAGE, OREGON**

In the Matter of an Ordinance Amending                    )  
Chapter 40 – Public Nuisances and Abatement            )

**ORDINANCE NO. 2023-05**

**WHEREAS**, Adair Village’s current Chapter 40 Public Nuisances and Abatement ordinance has been found to be unenforceable and outdated; and

**WHEREAS**, the majority of blight and nuisances within a community are caused by inadequate property maintenance; and

**WHEREAS**, blight and nuisances cause property values to lower and impact the surrounding community’s livability.

**NOW, THEREFORE, THE CITY OF ADAIR VILLAGE ORDAINS AS FOLLOWS:**

**Section 1.** It is in the interests of the city and its’ residents to amend Chapter 40 Public Nuisances and Abatement to allow for an enforceable code.

**Section 2. Removal.** The Adair Village Resolutions are amended by repealing Resolution No. 08-04 (penalties associated with Chapter 40).

**Section 3. Enactment.** The Adair Village Code of Ordinances are amended by the enactment of this Ordinance which reads in full as follows:

- 40.000     ADMINISTRATION
- 40.005     Title
- 40.010     Purpose and Scope
- 40.015     General Authority
- 40.020     Conflicting Provisions
- 40.025     Definitions
  
- 40.100     PROPERTY MAINTENANCE
- 40.105     Adair Village Property Maintenance Code
- 40.110     Order to Vacate
- 40.115     Recording Notice of Substandard or Nonconforming Condition(s)
- 40.120     Properties Ordered Vacated and Posted
  
- 40.200     NUISANCES AFFECTING PUBLIC HEALTH OR LIVABILITY
- 40.205     Nuisances Affecting Public Health

- 40.210 Debris, Garbage, and Junk
- 40.215 Accumulation of Solid Waste
- 40.220 Littering
- 40.225 Dumping in Waters
- 40.230 Livestock Animals and Fowl
- 40.235 Inadequate Sewage Disposal
- 40.240 Unauthorized Disposal of Offensive Substances
- 40.245 Open Burning
- 40.250 State fireworks regulations
- 40.255 Vehicle use for sleeping or housekeeping purposes.
- 40.260 General Nuisances
- 40.265 Attractive Nuisances
  
- 40.300 DUTY TO PREVENT NUISANCES
- 40.305 Clean Sidewalks
- 40.310 Trees, Bushes, and Vision Clearance
- 40.315 Fences
- 40.320 Zoning and Non-permitted Land Uses
- 40.325 Certain Buildings
- 40.330 Garbage and Recycling Containers
- 40.335 Storing Property on Public Ways
- 40.340 Prohibited Action
  
- 40.400 NUISANCES AFFECTING PUBLIC PEACE
- 40.405 Radio and Television Interference
- 40.410 Unnecessary Noise
- 40.415 Notices and Advertisements
- 40.420 Curfew for Minors
- 40.425 Parental Duties
- 40.430 Open Container
- 40.435 Park Regulations
  
- 40.500 CHRONIC NUISANCE PROPERTIES
- 40.505 Chronic Nuisances
- 40.510 Alternate Chronic Nuisances
  
- 40.600 PENALTIES, ABATEMENT, AND APPEAL
- 40.605 Continuation
- 40.610 Penalties
- 40.615 Abatement
- 40.620 Imminent Nuisance Abatement
- 40.625 Notice of Violation and Abatement
- 40.630 Costs to Become a Lien
- 40.635 Interference with Abatement Personnel Prohibited
- 40.640 Obligations

## ADMINISTRATION

40.005 Title. This Chapter may be cited as the Public Nuisances and Abatement Ordinance section of the City of Adair Village City Code.

40.010 Purpose and Scope. It is the purpose of this chapter to define conditions which exist that may endanger the life, limb, health, safety, or welfare of the general public or negatively affect the livability or property values of the residents or property owners of Adair Village and to provide a just, equitable, and practicable method to prohibit and abate these conditions.

40.015 General Authority.

(1) The city administrator, upon consent and direction of the city council, is responsible for the administration, enforcement, and oversight of this chapter of the City of Adair Village City Code, and to apply these provisions consistent with the general laws of the State of Oregon.

(2) The city administrator may designate enforcement officers to assist in enforcing this chapter.

40.020 Conflicting provisions. Where there is a conflict between the requirements of this chapter and the State Building Code, the more restrictive shall apply.

40.025 Definitions. As used in this Chapter, the singular includes the plural and the masculine includes the feminine. Except where the context indicates otherwise, the following shall mean:

- (1) City. The City of Adair Village.
- (2) Council. The governing body of the city.
- (3) Enforcement officer. Any authorized agent of the city, including law enforcement officers, code enforcement officers, or city administrator or his designee, of the City of Adair Village.
- (4) Person in charge of property. Any agent, occupant, lessee, tenant, contract purchaser, apartment manager or other person not an owner having the possession or control of property or supervision of a construction site.
- (5) Person. Every natural person, firm, partnership, association, or corporation.
- (6) Person responsible. The person responsible for a nuisance is:
  - (a) The owner of the property on which the nuisance exists; and/or
  - (b) The person in charge of the property on which the nuisance exists; and/or
  - (c) The person who created or caused the nuisance to come into or continue in existence.
- (7) Property. The owner's lot or tract of land, whether improved or vacant, all easements of record, and the sidewalk, curb, gutter, and parking area of any street abutting such lot or tract of land.
- (8) Public place. Any building, place, or accommodation, whether publicly or privately owned, open and available to the public.
- (9) Public transportation facility. Any property, structure or equipment used for or in connection with the transportation of persons for hire by rail, air, or bus, including any railroad cars, buses or airplanes used to carry out such transportation.

(10) Public way. Includes, but is not limited to the full width of the public right-of-way for roads, streets, alleys, lanes, bicycle and pedestrian paths, trails, sidewalks, beaches, parks, and all recreational facilities operated by the state, a county, or the city for use by the general public.

(11) Vehicle. Every device in, upon, or by which a person or property is or may be transported or drawn upon a public highway, except devices moved exclusively by human power or used exclusively upon stationary rails or tracks.

(12) Vehicle owner. Any individual, firm, corporation, or unincorporated association with a claim, either individually or jointly, of ownership or any interest, legal or equitable, in a vehicle.

(13) Waters of the State. Lakes, bays, ponds, impounding reservoirs, springs, wells, rivers, streams, creeks, estuaries, marshes, inlets, canals, the Pacific Ocean within the territorial limits of the State of Oregon.

## PROPERTY MAINTENANCE

### 40.105 Adair Village Property Maintenance Code.

(1) The Adair Village Property Maintenance Code is based on the following:

(a) The 2021 Edition of the International Property Maintenance Code (IMPC), first printing;

(i) Chapters 1 through 8 except for Chapters 107 and 108;

(A) Section 101.1 shall read “[...] Property Maintenance Code of Adair Village [...]”;

(B) Section 302.4 shall read “[...] in excess of 10 inches.” This shall also include trees and shrubs, all of which shall be maintained as to not be unsightly, a fire hazard, a safety hazard, or maturing and going to seed. Blackberry bushes shall not cross property lines;

(b) Appendix A of the IPMC

(2) Appendix B of the IMPC is not adopted as part of the Adair Village Property Maintenance Code.

### 40.110 Order to vacate.

(1) If the building, structure, or premises is in such condition as to make it immediately dangerous to the life, limb, property, or safety of its occupants or the public, it shall be ordered to be vacated.

(2) If the city administrator or their designee has determined that the building, structure, or premises must be vacated, the notice and order shall require that it be vacated within a time certain from the date of the order, as determined by the city administrator or their designee to be reasonable.

(3) Every notice to vacate shall, in addition to being served as provided in IPMC Section 111.4.2, be posted at or upon each exit of the building and shall be in substantially the following form:

## CONDEMNED BUILDING

### DO NOT OCCUPY

It is a misdemeanor to occupy this building, or to remove or deface this notice.

City of Adair Village

40.115 Recording notice of substandard or nonconforming condition(s). In instances of continued noncompliance with any provisions of this title, and after notice has been given by the city administrator or their designee regarding deficient, substandard, noncomplying, or nonconforming condition(s) relating to the property, premises, or structures, the city administrator may, in addition to other remedies, record upon the title of the property a notice of substandard or nonconforming condition(s). Any such notice shall include a detailed description of the substandard or nonconforming condition(s) and may only be removed once the substandard or nonconforming condition(s) is/are abated. Enforcement costs shall be paid prior to any removal of liens or notices resulting from enforcement action.

40.120 Properties ordered vacated and posted. It is unlawful for any owner, authorized owner's agent, or any other individual to enter a vacated and posted structure, premises, or land without the consent of the city administrator. This consent shall be notated in the property's file and shared with agencies enforcing the matter.

**NUISANCES AFFECTING PUBLIC HEALTH OR LIVABILITY**

40.205 Nuisances Affecting Public Health. The following are hereby declared to be nuisances affecting public health. No resident, tenant, property owner, or property manager shall knowingly cause or permit any such activity to occur on property owned or managed by such person.

(1) Privies. Any open vault or privy, except those privies used in connection with construction projects and constructed in accordance with the Oregon State Board of Health regulations.

(2) Water pollution. The pollution of any body of water, stream or river by sewage, industrial wastes or other substances placed in or near such water in a manner that will cause harmful material to pollute the water.

40.210 Debris, garbage, and junk.

(1) It is hereby determined and declared that the keeping of any debris, garbage or junk out of doors on any street, public sidewalk, lot, or premises within the city, is a nuisance and is unlawful.

(2) The following shall be removed, and shall be kept removed, unless specifically authorized by ordinance to do otherwise:

(a) Debris.

(i) Accumulations of litter, scrap materials (such as wood, metal, paper, glass and plastics), empty containers (such as glass, plastic, or metal), pieces of asphalt, concrete, lumber or other building supplies, junk, combustible materials, and stagnant water.

(ii) All dead bushes, dead trees, stumps, and yard clippings or cuttings of plant material; except for such material which:

(A) Is being maintained as part of a naturescaped property; and

(B) Does not result in a nuisance as otherwise defined in this code.

- (iii) The remains of something broken down or destroyed; or the accumulations of any other items not designed for outdoor storage.
- (b) Garbage.
  - (i) All household garbage, offal, dead animals, animal and/or human waste, food waste, refuse, rubbish, trash, and all other useless or discarded material.
- (c) Junk.
  - (i) Accumulations of wood pallets.
  - (ii) All firewood that is not stacked and useable. "Useable" firewood has more wood than rot and is cut to lengths that will fit an approved fireplace or wood stove on the property.
  - (iii) All inoperable motor vehicles, in which multiple major components are defective or removed for more than thirty (30) consecutive days; any motor vehicle which has been unlicensed for more than thirty (30) consecutive days; defective motor vehicle parts, abandoned automobiles, used tires, inoperable and defective machinery, or parts thereof, inoperable and defective appliances and parts thereof, metal portions of inoperable machinery.
  - (iv) All construction materials, except those that are stored in a manner to protect their utility and prevent deterioration, which are reasonably expected to be used at the site.
  - (v) All appliances or appliance parts except for storage of appliances that are reasonably expected to be used at the site and are stored in a manner to protect their utility and prevent deterioration.
  - (vi) All furniture, except that which is stored in a manner to protect its utility and prevent deterioration and is reasonably expected to be used at the property.
  - (vii) All empty glass, plastic, or metal containers.
  - (viii) All other non-trash items which:
    - (A) Are of a type or quantity inconsistent with normal and usual use; or
    - (B) Are likely to obstruct or impede the necessary passage of fire or other emergency personnel.

**40.215 Accumulation of Solid Waste.** It shall be unlawful for any person to cause dirt, rock, debris, building materials, landscaping materials, dumpsters, or any other objects to be placed upon a public way, public place, public park, or right-of-way.

(1) Accumulations of such objects in such places which remain after 5:00 p.m. on the day of accumulation or any accumulation which creates a hazard by obstructing vehicular or pedestrian traffic may be immediately removed by the city and the cost of removal may be charged to the person causing the accumulation.

(2) The city shall refuse to issue an occupancy permit for a building to any person who has failed to pay charges incurred under subsection one (1) of this section incidental to the construction of the building for which the occupancy permit is sought.

**40.220 Littering.** As provided in Oregon Revised Statutes (ORS) 164.805, a person commits the violation of offensive littering if the person creates an objectionable stench or degrades from the natural cleanliness or safety of property by intentionally:

- (1) Discarding or depositing any rubbish, trash, garbage, debris, or other refuse or solid

waste upon the land of another without permission of the owner, or upon any public way or place, or in or upon any public transportation facility.

(2) Draining or causing or permitting to be drained, garbage, debris, or other refuse or solid waste upon any public way or place or in or upon any public transportation facility.

(3) Permitting any rubbish, trash, garbage, debris, or other refuse or solid waste to be thrown from a vehicle which the person is operating. However, this paragraph does not apply to a person operating a vehicle transporting passengers for hire subject to the regulation by the Interstate Commerce Commission or the Public Utility Commission of Oregon, or to a person operating a school bus, described under ORS 801.460.

40.225 Dumping in Waters. As provided in ORS 164.775, it is unlawful for any person to discard any glass, cans, or other similar refuse in any waters of the state, or within 100 yards of any waters of the state, other than in receptacles provided for the purpose of holding trash, debris, or other refuse.

40.230 Livestock Animals and Fowl.

(1) No person shall keep or maintain any slaughterhouse or tannery in the city.

(2) No person shall keep or maintain any cattle, horses, hogs, goats, sheep, rabbits, poultry or other livestock or fowl in the City of Adair Village, except as permitted by Adair Village Land Use Development Code (AVLUDC) Section 6.401. This section shall not prohibit the keeping of domesticated animals, such as dogs, cats, birds and other animals that can be claimed as household pets where such pets can be kept safely in residential quarters.

(3) Livestock animals or fowl kept or maintained contrary to the provision of this ordinance are hereby declared to be a public nuisance.

40.235 Inadequate Sewage Disposal. No person shall allow:

(1) The discharge of raw or partially treated sewage onto the ground surface or into the waters of the state.

(2) Placing into use an existing on-site sewage disposal system.

(3) Installation, replacement, or repair of an on-site sewage disposal system.

40.240 Unauthorized Disposal of Offensive Substances. As provided in ORS 164.785:

(1) It is unlawful for any person, including a person in the possession or control of any land, to discard any dead animal carcass or part thereof, excrement, putrid, nauseous, noisome, decaying, deleterious, or offensive substance into, or in any other manner defoul, pollute, or impair the quality of any spring, river, brook, creek, branch, well, irrigation drainage ditch, irrigation ditch, cistern, or pond of water.

(2) It is unlawful for any person to place or cause to be placed any polluting substance listed in subsection one (1) of section onto any road, street, alley, lane, railroad right of way, lot field, meadow, or common. It is unlawful for any owner thereof knowingly to permit any polluting substances to remain in any of the places described in this subsection to the injury of the health or to the annoyance of any citizen of this state.

(3) Nothing in this section applies to the storage or spreading of manure or like substance for agricultural or horticultural purposes, except that no sewage sludge, septic tank, or cesspool pumpings, or fish remains shall be used for these purposes, unless treated and applied in a manner approved by the Department of Environmental Quality, and upon application to and



specific approval from the city.

#### 40.245 Open Burning

(1) Prohibited Fires. No person shall conduct any outside open burning including kindling, maintaining or burning any bonfire, outdoor rubbish or waste fire or use any trash burners, incinerators or burn barrels nor authorize any such fires or use of such devices on private land, unless as authorized by the city as provided herein.

(2) Fires Allowed with Permits. Notwithstanding the prohibition in sub-section 1, the city council may authorize otherwise prohibited fires for special events or occasions subject to the payment of the cost of the permit for inspection by the fire chief or city administrator or their designee.

(3) Exempt Fires. The following fires are exempt from the prohibition of this ordinance:

- (a) Fires for religious purposes;
- (b) Fires initiated by the Fire District for training purposes;
- (c) Fires associated with the operation of a business with a valid permit;
- (d) Barbecue pits;
- (e) Gas or charcoal barbecues;
- (f) Outdoor fireplaces;
- (g) Backyard burning of vegetative debris from gardening or pruning.

(4) Requirements for Allowed and Exempt Fires. All outdoor fires allowed under this chapter shall comply with the following requirements:

- (a) All fires shall conform with Section 307 of the Oregon Fire Code.
- (b) All fires shall comply with the regulations established by the Fire District.
- (c) All fires shall occur only after checking with appropriate authority-Adair Fire District or Corvallis Fire Department-to determine that fires are permitted on that specific day.
- (d) All fires shall occur only in the presence of an adult who shall be present at all times the fire is burning and shall constantly monitor the fire.
- (e) Approved on-site fire extinguishing equipment shall be located at the fire (see Oregon Fire Code, Sec. 307.5).

40.250 State fireworks regulations. The following sections of the Oregon Fireworks Law, together with all acts and amendments applicable to cities which are now or hereafter enacted, are adopted by reference and made a part of this section: ORS 480.110, 480.120, 480.130, 480.140(1) and 480.150.

40.255 Vehicle use for sleeping or housekeeping purposes. It is unlawful, within the city limits, for any person to use, allow to use, or permit to use on their private property vehicle or for sleeping or housekeeping purposes except as follows:

(1) On the premises of a private residence and with the consent of the occupant of the residence; provided, that such use by any number of vehicles is limited to not more than seven (7) days in any ninety (90) day period;

(2) Within a required front yard setback, as established by the Adair Village Development Code, parking of such vehicles is limited to not more than forty-eight (48) hours;

(3) With the consent of the property owner and all adjacent property owners, the city administrator may approve a special temporary use permit for vehicle use of up to a ninety (90)

day duration in order to alleviate a temporary housing hardship which cannot otherwise be satisfied within a recreational vehicle park. Such approval may be subject to any conditions which the city administrator deems appropriate to maintain public safety and community aesthetics. In addition, any such permit may be revoked by action of the city administrator.

(a) It is unlawful for any person to discharge wastewater from a recreational vehicle to a storm sewer, sanitary sewer, street, or upon private property except at an approved holding facility or dump station.

(b) No utility connections shall be made across public right-of-way to a vehicle except by temporary permit issued by the city administrator.

40.260 General Nuisances. In addition to those nuisances specifically enumerated within this ordinance, every other thing, substance, or act, which is determined by the city council or city administrator to be injurious or detrimental to the public health, safety, welfare, or peace of the city is hereby declared to be a nuisance.

40.265 Attractive Nuisances.

(1) No owner or person in charge of any premises shall permit:

(a) Any machinery, equipment or other devices on such premises which are attractive and dangerous;

(b) The piling of any lumber, logs or piling in such manner as to be attractive and dangerous;

(c) Any excavation to remain open without erecting proper safeguards or barriers to prevent such excavation from being accessible.

(2) The provisions of this section shall not apply to authorized construction projects provided that during the course of construction reasonable safeguards are maintained to prevent injury or death.

### **DUTY TO PREVENT NUISANCES**

40.305 Clean Sidewalks. Each owner or person in charge of any premises, improved or unimproved, abutting upon any public sidewalk shall make a reasonable effort to remove:

(1) Leaves, rubbish, dirt and other litter or obstructions on such sidewalk. The provisions of this subsection shall not apply to authorized construction projects provided that during the course of construction reasonable safeguards are maintained to prevent injury or death to persons.

(2) Snow within a period no longer than twelve (12) hours after the snow has fallen.

(3) Ice from sidewalk covered with ice within twelve (12) hours after the ice has formed.

Any ice accumulating on such sidewalk shall be removed or properly covered with sand, ashes, or other suitable material to assure safe travel.

40.310 Trees, Bushes, and Vision Clearance. No person in charge of property shall allow:

(1) Upon property that abuts a street or public sidewalk, any trees or bushes on their property to interfere with street or sidewalk traffic. It shall be the duty of the person in charge of such property to keep all trees and bushes on the premises, including the adjoining parking strip, trimmed to a height of not less than eight feet above the sidewalk and not less than ten (10) feet above the roadway.

(2) A standing or dead tree that is a hazard to the public or to persons or property on or near their property.

(3) On their property at the intersection of two streets, any corner that does not provide a clear vision area at the corner of the intersection of two streets, a street and a railroad, a street and an alley, and driveways of parking lots open to the public.

(a) A clear vision area is a triangular area, two sides of which are:

i) Twenty (20) feet along the lot lines, measured from the intersection of two streets or a street and a railroad and the third side of which is a line across the corner of the lot, joining the two lines. Where a lot has a rounded corner, the lot lines shall be extended in a straight line to a point of intersection and measured from that point;

ii) Ten (10) feet along the lot lines measured from the intersection of a street and an alley, and the third side of which is a line across the corner of the lot, joining the two lines. Where a lot has a rounded corner, the lot lines shall be extended in a straight line to a point of intersection and measured from that point.

(b) A clear vision area shall contain no planting, fences, walls, structures, or temporary or permanent obstruction exceeding two and one-half (2.5) feet in height, measured from the top of the curb, or where no curb exists, from the established street centerline grade. Trees exceeding this height may be located in this area, provided all branches or foliage are removed to a height of eight (8) feet above grade.

#### 40.315 Fences.

(1) No owner or person in charge of property shall construct or maintain any barbed-wire fence or allow barbed wire to remain a part of any fence which borders on any sidewalk or public pathway.

(2) No person shall install, maintain, or operate an electric fence in any residential or commercial area within the city or adjacent to any sidewalk or public pathways. All fences must meet the standards set in the Adair Village Land Use Development Code Section 5.134(3) Fencing.

40.320 Zoning and Non-permitted Land Uses. The following acts are classified as public nuisances:

- (1) Creating a use which is prohibited;
- (2) Creating or changing a use which requires a permit;
- (3) Expanding a use which is non-conforming;
- (4) Changing a use which is not permitted;
- (5) Failing to comply with conditions of a permit.

40.325 Certain Buildings. The following are classified as public nuisances:

- (1) All buildings or structures, or portions thereof, which are determined by the county building official to be dangerous;
- (2) Constructing a building without a permit as required by the Building Code;
- (3) Placing a manufactured home without a permit;
- (4) Occupying or changing the use of a building or structure without an occupancy

permit;

(5) Selling or renting a dwelling which has been used as a clandestine drug lab without providing a written notice to the new owner or renter;

(6) Making an electrical installation, water installation, sewer installation, or storm drain installation without a permit.

#### 40.330 Garbage and Recycling Containers

(1) Street Placement. Containers (garbage, recycling, yard debris, etc.) may not be placed on or along the street prior to 5:00 PM, on the day prior to the scheduled pickup day and must be removed by 8:00 AM the day after the scheduled pickup day.

(2) Placement of Property. Except as provided in subsection 1 above, containers (garbage, recycling, yard debris, etc.) must be placed/stored upon the property of the customer/user in such a manner as to not be visible from the street adjacent to the subject property, except that containers may be stored adjacent to the garage.

#### 40.335 Storing property on public ways.

(1) No person shall use any portion of the traveled roadway, adjacent planting strip, sidewalk or other portion of the public way or road right-of-way to store or keep recreational vehicles, utility trailers, recreational sports equipment, or personal property of any kind. Such personal property must be kept fully within the owner's private property boundary in compliance with all relevant Adair Village Land Use Codes and City Ordinances.

(2) Nothing in this section is intended to prohibit the active loading or unloading of vehicles, or the parking of vehicles in permitted parking areas as incidental to the use of the vehicle for travel.

40.340 Prohibited Action. At no time shall a person leave a vehicle unattended in any unsafe condition. An unsafe condition includes but is not limited to anytime the vehicle is left unattended with the engine running and the doors unlocked for more than 10 minutes; anytime any wheel or wheels have been removed from the vehicle, regardless of whether or not the vehicle is supported by a jack, jack stand, wood or concrete blocks; anytime the vehicle is elevated by any means other than having all wheels on the ground; allowing a vehicle to leak fluids such as oil or coolant onto a street or property; leaving the keys in the ignition; or any other unsafe condition likely create an attractive nuisance for children or the general public.

### **NUISANCES AFFECTING PUBLIC PEACE**

40.405 Radio and Television Interference. No person shall operate or use an electrical, mechanical or other device, apparatus, instrument or machine that causes interference with radio or television reception. This section shall not apply to electrical and radio devices licensed, approved, and operated under the rules and regulations of the Federal Communications Commission.

40.410 Unnecessary Noise. No person shall make or assist in making any loud, disturbing or unnecessary noise which either annoys, disturbs, injures or endangers the comfort, repose, health, safety or peace of others.

(1) The following acts are declared to be loud, disturbing and unnecessary noises in

violation of this section but the enumeration shall not be construed to be exclusive:

- (a) The keeping of any bird or animal which by causing frequent or long continued noise may disturb the comfort and repose of any person in the vicinity;
- (b) The attaching of any bell to any animal or allowing a bell to remain on any animal which is disturbing to any person in the immediate vicinity;
- (c) The use of any vehicle or engine, either stationary or moving, so out of repair, loaded or operated as to create any loud or unnecessary grating, grinding, rattling or other noise;
- (d) The sounding of any horn or signaling device on any vehicle on any street or public or private place, except as a necessary warning of danger;
- (e) The use of any mechanical device operated by compressed air, steam or otherwise, unless the noise thereby created is effectively muffled;
- (f) The erection, including excavation, demolition, alteration or repair of any building in residential districts, other than between the hours of 7:00 a.m. and 10:00 p.m. daily, except Saturdays, Sundays and holidays when the hours shall be 10:00 a.m. to 8:00 p.m. In case of urgent necessity in the interest of the public welfare and safety, a permit may be granted by the city administrator for a period not to exceed ten days. Such permit may be renewed for periods of five days while such emergency continues to exist. If the Administrator shall determine that loss or inconvenience would result to any person unless such work were permitted within those hours, the Administrator may grant permission for such work to be done between the hours of 10:00 p.m. to 7:00 a.m. upon application being made at the time the permit for the work is awarded or during the progress of the work;
- (g) The use of any gong or siren other than by public officers for authorized purposes or on a police, fire or other emergency vehicle;
- (h) The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court of justice while the same are in use, or adjacent to any hospital or institution for the care of the sick or infirm, which unreasonably interferes with the operation of such institution, or which disturbs or unduly annoys patients;
- (i) The discharge in the open air of the exhaust of any steam engine, internal combustion engine, motorboat or motor vehicle except through a muffler or other device which will effectively prevent loud or explosive noises and the emission of annoying smoke;
- (j) The use or operation of any automatic or electric piano, phonograph, gramophone, victrola, radio, television, loudspeaker or any instrument for sound producing or any sound amplifying device so loudly as to disturb persons in the vicinity thereof or in such a manner as renders the use thereof a nuisance; provided, however, that upon application to the city council permits may be granted for the broadcast or amplification of commercial or entertainment programs, or to any organization for the broadcast of programs of music, speeches, or general entertainment as a part of a national, state or city event, public festivals or outstanding events of a noncommercial nature, provided that such broadcast or amplification shall not exceed a decibel limit of 75 dB at the boundary of the property, whether from the instrument, speaker or amplifier. A

permit may be granted for a parade as a part of a national, state or city event, public festivals or outstanding events of a noncommercial nature, even if it may cause short-term obstruction to the free and uninterrupted traffic, both vehicular and pedestrian;

(k) The making of any noise by crying, calling or shouting, or by means of any whistle, rattle, bell, gong, clapper, horn, hammer, drum, musical instrument or other device for the purpose of advertising goods, wares or merchandise or of attracting attention or of inviting patronage of any person to any business whatsoever. Exemption from this paragraph may be requested upon application to the city for a solicitors license (Ordinance 84/85 #1);

(l) The conducting, operating or maintaining of any garage or the repairing of motor vehicles at any residence within 100 feet of any other private residence, apartment, rooming house or hotel in such manner as to cause loud or offensive noises to be emitted therefrom between the hours of 10:00 p.m. and 7:00 a.m.

(n) The gathering of any number of persons upon premises, whether public or private, and the creation of noise from the collective voices of such persons between the hours of 9:00 p.m. and 7:00 a.m. that is plainly audible within any dwelling unit that is not the source of the sound.

#### 40.415 Notices and Advertisements.

(1) No person shall affix or post or cause to be affixed or posted any placard, bill, advertisement or poster upon any real or personal property, public or private, without first securing permission from the owner or person in control of private property. This section shall not be construed as an amendment to or a repeal of any regulation now or hereafter adopted by the city regulating the use of and the location of signs and advertising, or the posting of public notices.

(2) Except as otherwise provided by law, no person shall either as principal or agent scatter, deposit or distribute on the streets, sidewalks, or other public places or upon any private property any placards or advertisements whatsoever.

(3) This section shall not be construed to prohibit the distribution of advertising material to persons during any parade or approved public gathering.

#### 40.420 Curfew for Minor.

(1) Prohibition of Minors in Public. No minor shall be in or upon any street, highway, park, alley, or other public place or way between the hours specified in subsection two (2) of this section unless:

(a) The minor is accompanied by a parent, guardian or other person twenty-one (21) years of age or over and authorized by the parent or by law to have custody of the minor.

(b) The minor is engaged in a lawful pursuit or activity which requires the minor's presence upon the street, highway, park, alley or other public place, and the minor has written authorization from a parent or guardian to be in a public place at that time.

(c) The minor is emancipated under ORS 419B.550 to 419B.558.

(2) Applicable Hours. For the purposes of this section, the applicable hours of curfew are between 11:00 p.m. and 4:00 a.m. of the following morning except on Friday and Saturday night the curfew hours are between 11:59 p.m. and 4:00 a.m. of the following morning.

40.425 Parental Duties. No parent, guardian, or other person having legal custody of a minor under the age of eighteen (18) years shall permit the minor to be in violation of this Ordinance.

(1) The parent, guardian, or person having the care and custody of a minor under the age of 18 years shall be deemed to have allowed the minor to violate this ordinance despite not having prior actual knowledge, if in the exercise of reasonable diligence, the parent, guardian, or person should have known that a violation would occur.

40.430 Open Container. No person, regardless of age, shall possess an open container of any beverage that contains any amount of intoxicating liquor upon any city owned or controlled property or on any public street or sidewalk.

40.435 Park Regulations. No person shall cause destruction to city park property, act in or with prohibited behavior within a city park, be within a city park after park hours, and can be excluded from a city park for their behaviors, criminal activity, or violations of city ordinances.

(1) Destruction of Park Property.

(a) No person shall remove, destroy, break, injure, mutilate, or deface in any way or other property, including but not limited to any structure, monument, statue, vase, fountain, wall, fence, railing, vehicle, bench, tree, shrub, fern, plant, or flower, in any city park.

(b) No person shall use towels in any improper manner or waste soap or toilet paper, or deface, mar, destroy, break, write on, or scratch a wall, floor, ceiling, partition, fixture, or furniture or the facilities provided in a public convenience station located in any city park.

(2) Prohibited Behavior.

(a) No person shall sleep on the seats or benches, or use loud, boisterous, threatening, abusive, indecent language, or behave in a disorderly manner, while in any city park.

(b) No person shall blow, spread, or place any nasal or other bodily discharge, or spit, urinate or defecate in any city park, except directly into the particular fixture provided for that purpose.

(c) No person shall place a bottle, can, cloth, rag, or metal, wood, or stone substance in the plumbing fixtures in such station.

(d) No person shall enter or remain in any city park while in a visibly intoxicated condition.

(e) No person shall use tobacco products while in the skateboard park.

(3) Park Hours. No person shall be or remain inside of any city park during hours that the park is closed, said hours to be set forth at each entrance to a park, unless passing through the park to an adjoining street.

(4) Violations.

(a) In addition to any other penalty which may be provide by this city code, a peace officer, city administrator or designee may exclude from all city parks for a period of not more than thirty (30) days, any person who violates any sections of

40.430 or who violates any Oregon Revised Statutes dealing with public peace, destruction or vandalism to property, injury of any degree to a person, controlled substances, weapons, or any inappropriate prohibited conduct sanction under city code or the Oregon Revised Statutes, while in a city park.

(b) Written notice shall be given to a person excluded from the parks. The notice shall specify the dates of exclusion and shall be signed by the issuing officer. Warning of consequences for failure to comply shall be prominently displayed on the notice.

(c) A person receiving a notice may, within ten days, appeal in writing to the city administrator to have the written notice rescinded or the period shortened.

(d) At any time within the 30 days, a person receiving a notice may apply in writing to the city administrator for a temporary waiver from the effects of the notice for good reason.

### **CHRONIC NUISANCES**

40.505 Chronic Nuisances. If the person in charge fails to correct a violation after a thirty (30) day period, that violation will be considered a chronic nuisance and cited as such.

40.510 Alternate Chronic Nuisances. Any person in charge of property who fails to correct a violation after a thirty (30) day period, or who is cited for three or more violations of the same specific violation of this Code within a ninety (90) day period will be considered to have committed a chronic nuisance and may be cited as such.

### **PENALTIES, ABATEMENT, AND APPEAL**

40.605 Continuation. Every day, or portion thereof, during which any violation of any provision of this chapter is committed, continued or permitted, shall be a separate offense.

40.610 Penalties. Any person or business entity which violates any term or provision of this chapter shall be subject to any or all of the following penalties:

(1) Penalty for First-Time Violation.

(a) In the case of a violation of this title or the Adair Village Development Code, a civil penalty of \$200.00 per violation shall be assessed, per day. If the violation has been corrected within ten (10) working days of the issuance of the citation, the civil penalty shall be reduced to \$100.00 per violation.

(2) Repeat Violations.

(a) In the case of subsequent violations of this title by the same person, business, or corporation within twenty-four (24) consecutive months, the civil penalty for each subsequent violation shall be doubled and shall not be reduced.

(3) Chronic Nuisance.

(a) In the case of Chronic Nuisance, the civil penalty shall be tripled and shall not be reduced.



40.615 Abatement. In addition to the penalties as provided for in other portions of this code, the city may initiate abatement of a nuisance. Abatements are classified into two categories: imminent nuisance abatement and regular abatement.

40.620 Imminent nuisance abatement.

(1) If a condition, substance, act, or nuisance exists that is detrimental to public health, safety, or welfare, it may summarily be abated if after inspection of the premises by the city administrator found to exist, and there is imminent danger to human life, safety, or to property. Determination of a condition, substance, act, or other occurrence constituting an imminent nuisance shall be made by the city administrator.

(2) No notice to the property owner or person in control of the property is required; however, an attempt shall be made to give or cause to be given notice to remove or abate such nuisance within twenty-four (24) hours.

(3) If notice cannot be made and/or the nuisance has not been removed or abated within twenty-four (24) hours, the city administrator is authorized to remove or abate the nuisance and the cost shall be charged against the property.

(4) Costs of abatement may be assessed as provided in this section.

40.625 Notice of violation and abatement. Where there is no imminent danger to human life, safety, or to property but a violation(s) is found to exist, the following noticing procedures will apply:

(1) Notice shall be posted on the premises where the condition, substance, act, or nuisance exists, directing that the owner, person in charge and/or person occupying the property abate the situation.

(2) At the time of posting, the city administrator or their designee shall hand deliver or send a copy of the notice by first class mail to:

- (a) Owner at the last known address as listed in the county tax assessor's office; and
- (b) The person in charge of the property or occupant if different from the owner.

(3) The notice shall contain:

- (a) A description of the real property, by street address or otherwise, on which the condition, substance, act, or nuisance exists;
- (b) A description of the condition, substance, act, or nuisance which must be abated;
- (c) A direction to abate the condition, substance, act, or nuisance within a time specified on the notice;

(d) A statement that unless the condition, substance, act, or nuisance is removed, the city may abate the situation, and the cost of abatement shall be a fee sufficient to cover the direct cost of removal, plus 30 percent for administrative overhead; and this total cost shall be charged to the owner;

(e) A statement that the owner or person in charge of the property may appeal the abatement by giving written notice to the city administrator or their designee within 10 days from the date of the notice;

(f) A statement that if the cost of abatement is not paid by the owner or person in charge of the property, the cost of abatement may be assessed to and become a lien on the property.

(4) After completion of the posting and delivering/ mailing, the person posting and delivering/ mailing the notice shall file this certificate with the city administrator or their designee stating the date and place of delivering/ mailing and posting.

(5) An error in the name or address of the owner or person in charge of the property or use of the name other than that of the owner or person in charge of the property shall not make the notice void, and in such case the posted notice shall be sufficient.

(6) The owner or person in charge of the property shall abate the condition, substance, act, or violation(s) specified in the notice within 10 days or as otherwise notated.

(7) Any person who shall receive a notice described in subsection three (3) of this section may appeal the city administrator or their designee's decision by filing a notice of appeal, in writing, with the city administrator or their designee within ten (10) days after the posting and mailing of the notice. The appeal must specify the basis therefor.

(8) The appeal shall be referred to the city council for a hearing.

(9) If the city council determines that the nuisance does exist, the owner or person in charge of the property shall abate the nuisance within such time as the city council may grant or, if no specific period of time is granted, within ten (10) days of the city council's decision.

(10) If the nuisance has not been abated within the time allowed the city administrator or their designee may cause the nuisance to be abated.

(a) Within sixty (60) days of the date that abatement is taken, the city shall provide the owner or person in charge of the property with an accounting for costs of abatement.

(11) The person charged with the abatement of the nuisance shall have the right at reasonable times to enter upon the property to investigate or cause the removal of the situation.

(12) Remedies Nonexclusive. The procedures provided by this chapter are not exclusive, but are in addition to abatement procedures, fines/fees, and other remedies provided by other laws and ordinances.

(13) The failure of any person or owner to receive actual notice from the city administrator or their designee shall not invalidate or otherwise affect the proceedings under this chapter.

#### 40.630 Costs to become a lien.

(1) If costs of abatement are not paid within thirty (30) days from:

(a) The date of the notice of costs; or

(b) If an appeal was timely filed, from the date of the city council's determination of the costs, an assessment of the costs shall be made and shall be entered in the docket of city liens and may be recorded with Benton County as appropriate. When the entry is recorded in the city lien docket, the assessment shall constitute a lien upon the property subject to the abatement.

(2) The lien shall be enforced in the same manner as liens for assessment for local improvement districts and shall bear interest at judgment rate as determined by the Oregon Revised Statutes. The interest shall commence running on the date of entry of the lien in the city lien docket.

(3) An error in the name of the owner or person in charge of the property shall not void the assessment, nor shall a failure to receive the notice of the proposed assessment render the assessment void, but it shall remain a valid lien against the property.

40.635 Interference with abatement personnel prohibited. No person shall interfere with or deny access to any person authorized to enter premises and/or structure for the purposes of abatement.

40.640 Obligations. Under no circumstances shall this chapter obligate the city to undertake abatement. All provisions in this chapter which empower or authorize city action shall be permissive and not mandatory. The city, its officers, and employees shall be entitled to exercise

discretion in determining the extent to which a hazard warrants a city response. Such considerations may include the apparent danger to public health, life, and property, financial resources available to the city for initiation of clean-up, other demands on city staff or financial resources, the likelihood that the costs of cleanup can be recovered from the owner of the premises or the responsible party, and the nature of the hazard. This enumeration is not exclusive and is intended only to illustrate the types of discretionary criteria the city may employ in determining whether or not a particular hazard warrants a city response.

**Section 5. Effective Date.** Passed by the city council and approved by the Mayor of the City of Adair Village on the 11<sup>th</sup> day of July, 2023, this amendment shall become effective upon signature by the Mayor.

CITY OF ADAIR VILLAGE

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY ADMINISTRATOR

Approved as to Form:

\_\_\_\_\_  
City Attorney

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

City Recorder: \_\_\_\_\_