

AGENDA
VENETA CITY COUNCIL
MONDAY, MAY 11, 2015 – 7:00 P.M.
 Veneta Administrative Center, 88184 8th Street, Veneta, Oregon

- 7:00 **1. CALL TO ORDER**

- 7:05 **2. PUBLIC COMMENT** - Maximum time 20 minutes. Speakers will be limited to 3 minutes each. The Council will not engage in any discussion or make any decisions based on public comment at this time; however, they may take comments under advisement for discussion and action at a future Council meeting.

- 7:10 **3. CONSENT AGENDA**
 - a. Minutes for April 13, 2015 (pgs. 3-13)
 - b. Accounts Payable
 - i. To be Paid – Payable through May 5, 2015 (pgs. 15-26)
 - c. Public Works Activity Report for April, 2015 (pgs. 27-28)

- 7:15 **4. COUNCIL BUSINESS AND REPORTS**
 - a. Business
 - (1) Community Center Rental Waiver Request from Girl Scout Troop 20177 (pgs. 29-32)
 - (2) Request to Change Council Meeting Start Time to 6:30 p.m. effective July 1, 2015
 - (3) Reimbursement Policy for United Valley Methodist Church (pg. 33)

- 7:25 **5. STAFF REPORTS**
 - a. City Administrator.....Ric Ingham
 - (1) Request to Modify Veneta Municipal Code to Prohibit All Smoking in Veneta City Parks (pgs. 35-37)
 - (2) Draft Ordinance Banning Possession or Sale of E-cigarette products to Minors (pgs. 39-42)

 - b. Community Development Director.....Kay Bork
 - (1) Recommendation for Veneta Municipal Code – Dangerous Animal Behavior

 - c. Public Works Director.....Kyle Schauer
 - (1) Pool Calendar (handout)

- 8:05 **6. OTHER**
 - a. Questions from Councilors

- 8:40 **7. ADJOURN**

Times are approximate. This meeting will be digitally recorded. (A) - indicates an attachment. Location is wheelchair accessible (WCA). Communication interpreter, including American Sign Language (ASL) interpretation, is available if notice is given at least 48 hours prior to the start of the meeting. Contact City Recorder, Darci Henneman, via phone (541) 935-2191, Email dhenneman@ci.veneta.or.us, or TTY Telecommunications Relay Service 1-800-735-1232.

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Minutes of the Veneta City Council

April 13, 2015

Present: Sandra Larson, Tim Brooker, Thomas Cotter, Victoria Hedenstrom, Thomas Laing

Others: Ric Ingham, City Administrator; Kay Bork, Community Development Director; Shauna Hartz, Finance Director; Kyle Schauer, Public Works Director; Darci Henneman, Assistant City Recorder; Linda Center, Ben Carlson, Doug Moore, Lily Crowheart, Randy Miles, Lee Stubbs, David Vollbrecht, and Joan Mariner, Fern Ridge Review

1. CALL TO ORDER

Mayor Sandra Larson called the Veneta City Council to order at 7:04 p.m.

2. PUBLIC COMMENT

Linda Center, 87757 Oaks Orchard Rd., Veneta, OR

Ms. Center said she wanted to comment about the recent dog bite that resulted in injuries to a woman and her dog. She said she is aware that the City is open to suggestions to change the code to address this issue. She said the Applegate Landing Phase 2 is opening almost across the street from where this happened. She provided a copy of Marion and Multnomah County animal services codes. She said Applegate Landing Phase I and II will have the annual community yard sale on Saturday, May 16th. She provided a flyer and said the sale draws a lot of people. She asked if there will be updates with regard to changes to the code.

Mayor Larson said all regular Council meetings and work sessions are listed on the City's website.

Victoria Hedenstrom said the dog attacked the dog and did not attack the person.

Ms. Center said she doesn't have anything against Pit Bulls it's the owner that's at fault.

3. PUBLIC HEARING - EAST BOLTON RD. SEWER LOCAL IMPROVEMENT DISTRICT (LID)

1) Mayor Larson opened the Public Hearing at 7:09 p.m.

2) Staff Report

Bork said tonight's main objective is to hear from anyone for or against the E. Bolton Rd. Local Improvement District and provide remonstrances for Council to take action. She reviewed the timeline the Council followed up to this point and said after tonight's hearing, the City Council can move forward with forming the LID or not. Bork said staff provided written notice of tonight's Public Hearing to all benefitted properties. The Public Hearing notice was also published in the Fern Ridge Review.

3) Public Comments

Ben Carlson, 25138 E. Bolton Rd., Veneta, OR

Mr. Carlson said he provided a copy of his comments and data. He said he is disappointed in the lack of attendance of his neighbors. He said in the previous years there was a lot more participation. He said he has received cost information on four separate occasion and every time the information is different and inconsistent. He said he has attended each meeting and he felt the information has been withheld from the public. He asked why the engineer's report was not provided. He said the time of the open house was inconvenient and said its hard to follow the changes in the amounts from one time to next. He said he was told the 2015 assessments would be the same as in 2009 and the handout indicated the assessments would be \$3,000 for each hookup – his property has seven hookups. His assessment went from \$24,000 in 2009 to \$43,000 in 2015. He said he was told one thing and provided another. He said he can't get an answer to his question about a few property owners that will need to build a road to develop but they aren't being assessed for the potential development. He said he needs to build a road and he is being assessed. He said the number of benefitted properties went from 31 in 2006 to 18 in 2015 and he wants to know why. He said his

assessment is the same amount as a property with a lot twice the size of his. He said one benefitted property is not being fully assessed but he is. He said their assessment went from \$37,000 to \$16,000 and from five acres to 2 acres. He said they pay less than he does but their lot is twice the size as his. The fluctuation of amounts and lots sizes are inconsistent. His percentage of assessment continues to increase as other properties being removed from the LID. He is very unhappy that more people aren't here. He said this should be given more thought and the information needs to be more consistent and the assessments should be based on every lot and the square footage of the each lot.

Doug Moore, 25177 E. Bolton Rd., Veneta, OR

He agrees with everything Mr. Carlson said. He read his letter to the Council regarding his remonstrance. Copies were provided to the Council prior to the meeting.

Bork said in 2010 the City adopted the greenway overlay which established a buffer over the wetland, which are all regulated by Division of State Lands (DSL).

Mr. Moore suggested maybe residents in the greenway zone should talk with DSL about what the greenway does to property values. He said he liked the idea that his neighbor can't build homes in front of his property but he questions what that does to property values. He said it's great that there's a reduction in the cost but then their property loses its value and it's a shame that some are paying and some are not. Mr. Moore thanked the Council for the opportunity to speak.

Lily Crowheart, 25188 E. Bolton, Veneta, OR

Ms. Crowheart said she and her husband moved to Veneta in November 2010 and purchased their home through USDA financing with a 1% interest rate. She said her income is \$14,000 a year which is the same amount of their assessment. She said they couldn't attend the open house so they came to City Hall to talk to someone but she's not getting any information, feedback or understanding to inform her that the assessment is coming. She said she heard about the project when they purchased their home and USDA will not allow them to develop the property but that doesn't stop the City from charging them for it. She is very concerned because of the hardship she and her husband are in. She said the people across the street lost their home. She said she thought tonight's public hearing was just a meeting and didn't realize it was to allow the Council to make a decision. She said she would like to see another meeting take place.

Randy Miles, 25191 E. Bolton Rd., Veneta, OR

Mr. Miles said he has just actually seen the greenway border for the first time and which only allows him to build one house instead of two. He said he also couldn't make the open house. He said he wasn't aware that the greenway border changed and he was told the costs were going to stay the same but now his costs have increased an additional \$3,000. He agreed there should be another meeting and things should be set in stone and shouldn't continue to change.

4) Questions from Council

Thomas Cotter said in 2006 most properties were close or at equity value and based on that the Council chose to postpone the LID process at that time. He said the City was working on the scenario to use the 2009 estimated costs for all benefitted properties but many properties have since hooked up and that's why they were removed from the boundary and the number of benefitted properties has decreased to 18.

In response to a question from Mayor Larson, Bork said the actual assessments are based on a percentage of a new estimate but we won't know the actual assessment until the project is completed. She said the intention is to honor the 2009 figure and the most recent figures provided are the worst case scenario.

Bork said the Engineer's Report is on the City's website and was included in the March 13th Council packet. She said the LID boundary is different from 2009 because the greenway was adopted after

and that's why some square footage was subtracted because our code prohibits development in that area. Also several properties were removed because they have since hooked up. She said details about the areas to the south that Mr. Carlson spoke of are included in the 2015 Engineer's Report.

In response to a question from Mr. Carlson, Schauer said as those properties were developed, the developer paid for the improvements (sewer, stormwater) which then get passed on to the property owner when the property was sold. He said they're not paying an assessment now because it was already paid.

Mr. Carlson said this is why we need an open house. He said his neighbor is hooked up but he didn't have to pay any assessment for the sewer line in the street. He said we all have to pay \$5,000 to \$10,000 to hook up but that doesn't pay for the sewer line in the road. People are getting off not paying and hooking up to someone else's line in the street. He said he'd be okay if everyone paid but some are getting off without paying. Mr. Carlson said the subdivision at the end of E. Bolton Rd. should have been required to run the line all the way down E. Bolton Rd. He said he continues to get different answers.

In response to a question from Thomas Laing, Bork said 2015 assessments are based on the square footage of each lot then multiplied by .44 cents per sq. ft.

Mayor Larson said in 2009 the assessments were based on entire size of the lot because the greenway didn't exist. She said things change and the City cautioned E. Bolton Rd. residents that if the LID was postponed the cost would increase. She said this shouldn't come as a surprise that it's going to be more expense six years later. However, the City agreed to use the 2009 assessment amounts.

Lee Stubbs said he is Karen and Robert's son at 25106 E. Bolton Rd. He said he's been working on getting the property on City services.

Mayor Larson said he doesn't have to hook up to City water.

Bork said the Oregon Dept. of Revenue administers the state deferment program.

Ingham said the City offered to honor the same financing packet as was offered to the Bolton Hill Rd. residents. He said staff held the open house and has offered to meet with residents. He said if you still feel you're not getting the correct information, he and Bork are available to meet with. Ingham recapped the timeline of the E. Bolton Rd. LID going back to the mid 90's. He said it's about a \$300,000 project and we will hold to the 2009 construction costs because it wouldn't be fair to the Bolton Hill Rd. residents that paid 100% of that LID. He said an LID is planned for 8th St. and possibly five to six more LIDs throughout the City.

Bork said residents will be given 10 years to hook up; even though you pay for the LID assessment, you don't have to hook up for 10 years.

Mr. Moore asked if the state mandated the greenway changing the use of the land, is the state offering some form of relief because some of the property is deemed a wetland.

Ingham said the Department of State Lands (DSL) doesn't consider it a taking, they consider it a way to ensure the wetlands are protected.

In response to a question from a member of the audience, Thomas Cotter said a current owner may not want to develop the land but when the property eventually sells, it may get developed. He said many cities use square footage to calculate assessments.

In response to a question from Mr. Moore, Ingham said this is the sixth or seventh time the E. Bolton Rd. sewer improvement project has been before the Council.

Bork said if the Council directs staff to move forward tonight, then the Council would direct staff to call for bids and advertise for a construction contract. Once the construction is completed, the full project costs would be known and the assessment ordinance would be passed sometime this summer or fall. She said we won't know what individual assessments are until construction is completed. In the meantime, staff can meet with property owners to go over their assessments.

In response to a question from Mr. Moore, Bork said every year the consumer price index determines any System Development Charge (SDC) increases.

Joan Mariner, 25712 Cochran Ct., Veneta, OR

Ms. Mariner said she writes for the Fern Ridge Review. She said an article was also published in the Fern Ridge Review about every Council meeting. She said the information has been out there and staff has made every effort to get the word out and reduce the LID cost by 40% because they know the burden residents are under. She said she lives downstream from the septic tanks on E. Bolton which can easily contaminate the groundwater. She said we need LIDs to ensure our groundwater is not contaminated. She said she paid a lot for her LID when she lived in Santa Clara which she included in her mortgage and used as a tax write off. She said over time her property values increased. She said it works, the numbers are huge but it works out less painfully than it appears.

In response to a question from Victoria Hedenstrom, Ingham said the total project and capacity issues addressed at Applegate Ct. is estimated to be \$310,000. He said most of that will be paid from the sewer fund which is where money has accumulated from years of other residents paying sewer fees.

5) Mayor Larson closed the Public Hearing at 8:25 p.m.

6) Deliberation & Decision
None

MOTION: Thomas Cotter made a motion to proceed with the E. Bolton Rd. sewer improvement project and LID in accordance with Resolution No. 1165. Tim Brooker seconded motion which passed with a vote of 5-0.

4. PUBLIC HEARING - DANGEROUS BUILDING ABATEMENT 25044 McCUTCHEON ST.

- 1) Open Hearing at 8:29
- 2) Staff Report

Bork said tonight the Council will take testimony and discuss the abatement process to decide whether or not to order the structure be made safe or order it to be demolished. She said to date she has received no correspondence from the property owner in regard to her notice of tonight's public hearing. She said she spoke with the owner's realtor who indicated they received the notice and said the owner may not be interested in taking any action about the condition of the building. She said the owner lives out of state and she is unsure of their intention. She said there has been no movement to purchase the property.

In response to a question from Mayor Larson, Bork said the City building official indicated in his letter that the awning and roof are about to collapse and significant work is needed to make it safe.

Mayor Larson said making it safe may be more costly than the value of the structure itself.

In response to a question from Thomas Cotter, Bork said the property owners received the first notice that the City Council deemed the structure a nuisance. She said never has it gone to this level that we're declaring it a dangerous building.

In response to questions from Thomas Cotter, Bork said the City could require the building be made safe by a specific date or require it be torn down if they didn't make the deadline.

Bork said the realtor felt the owner is not that interested in putting any work into the building. She said the City could require that if the building is not made safe, the City will start demolition within a specific time, or we can do both.

Ingham said the Council could require the structure be made safe by June 13th and end it there or we could hold a second public hearing and give notice that the building would be demolished.

Tim Brooker said he doesn't like the idea of obligating the City at this point. He suggested giving the property owner a deadline to make it safe and if it's not safe by that date, then bring it back and see what happens.

- 3) Public Comments
None
- 4) Questions from Council
None
- 5) Mayor Larson closed the Public Hearing at 8:40 p.m.
- 6) Deliberation & Decision

MOTION: Thomas Cotter made a motion to declare 25044 McCutcheon Ave. a dangerous building and order the structure be made safe by June 13, 2015 based on the City Building Official's letter. Thomas Laing seconded the motion which passed with a vote of 5-0.

5. PUBLIC HEARING - DANGEROUS BUILDING ABATEMENT 87646 TREK DR.

- 1) Mayor Larson opened the Public Hearing at 8:41 p.m.
- 2) Staff Report
Bork said on March 9, 2015 the Council declared this building a public nuisance and set the public hearing for tonight. Now the Council must decide to order it be made safe or order it demolished.

In response to a question from Tim Brooker, Bork said the property is no longer bank owned and has gone back to the original owner.

- 3) Public Comments
David Vollbrecht, 25228 Arcane St., Veneta, OR
Mr. Vollbrecht said he spoke to the Council when the building was declared a nuisance property. He said he heard a promise at that time that this issue was going to be taken care of quickly because the building was totally destroyed. He said he thought the building would be knocked down and taken care of and the end result is the lot will be rebuilt. He said if that's the case he would hope the foundation would be removed also. If not, it's still an eye sore. He said it needs to be leveled and get back on the market. He said it could sit there for years and he doesn't want to look at the foundation. He said none of the neighbors want to see that so let's make something happen.
- 4) Questions from Council
Mayor Larson said the City Building Official indicated the building could be remodeled.

In response to a question from Thomas Cotter, Bork said if it's not made safe by a specific date, the Council can order it be demolished.

After a thorough discussion, it was the consensus of the Council to follow the process that was followed at the previous public hearing.

5) Mayor Larson closed the Public Hearing at 8:57 p.m.

6) Deliberation & Decision

MOTION: Thomas Cotter made a motion to declare 87646 Trek Dr. a dangerous building and order the structure be made safe according to City building code by June 13, 2015. If that dead line has not been met the City will order to demolish the structure at the expense of the property owner. Victoria Hedenstrom seconded the motion which passed with a vote of 5-0.

6. CONSENT AGENDA

MOTION: Thomas Cotter made a motion to approve the consent agenda as presented. Tim Brooker seconded motion.

VOTE: Thomas Laing, aye; Thomas Cotter, aye; Sandra Larson, aye; Victoria Hedenstrom, aye; Tim Brooker, aye.

The consent agenda as approved included minutes for February 9, 2015 Work Session, minutes for March 9, 2015, Accounts Payable - Checks for Approval – Paid through March 17, 2015, To be Paid – Payable through April 7, 2015, and the Public Works Activity Report for February and March 2015.

7. COUNCIL BUSINESS AND REPORTS

a. Business

(1) Arbor Day Proclamation

Mayor Larson reviewed the Arbor Day Proclamation and declared the fourth Friday of April, (April 24th) National Arbor Day.

(2) Child Abuse Prevention Proclamation

Mayor Larson read the Child Abuse Prevention Proclamation and declared the month of April as Child Abuse Prevention Month.

b. Councilor/Committee Liaison Reports

Thomas Laing said Mid Lane Cares' budget process is going well and the newly appointed chairman, Dennis Paronto, has transitioned into that position well. He said there were a few issues with the building but he's talked with Ingham and Schauer about that. He said Mid Lane is gearing up for the Benefit by the Glass event in June. He said he also talked briefly with Representative DeFazio about the Highway 126 project when he was in Washington DC.

Mayor Larson said she had lunch at the Service Center on Tuesday and it was very good.

Thomas Cotter said the Chamber meeting is tomorrow, April 14th.

Tim Brooker said LACT did not have a meeting but the Highway 126 safety committee met and discussed how to prioritize education, enforcement, engineering and the environment projects. He said installing enforcement strips and using social media to connect with teenage drivers and try to get people to slow down are some of the ideas they came up with. He said they will meet again at the end of this month.

Victoria Hedenstrom said she didn't attend the April Park Board meeting but her daughter, Josie did. Josie told her the Park Board discussed the Easter Egg Hunt and the Boy Scouts will finish the bird feeder kits for Earth Day at Veneta Elementary on April 24th. Victoria Hedenstrom said she attended the Easter Egg Hunt for the first time and said the success of the event is based on so many different entities. She said we have a lot to be proud of for all of the organizations that contribute to these events; Lane Fire Authority, Fern Ridge Library, the Kiwanis, and Veneta Park Board. She said she

was very impressed with the event. She said she wanted to emphasize the importance of helping each other.

Mayor Larson said she, Thomas Laing, and Charlie Hamada are working on uniting all of the local organizations and mutual volunteers to form the “Fern Ridge Community Connection”. She said the first meeting was not well attended. She said Colin Rea from the Library opened a Facebook page for the group as a starting point. She said she will provide the Council with updates.

Mayor Larson said she spoke to a classroom of 5th graders about the “If I were Mayor” contest and distributed contest flyers to all of the schools. She said she has high hopes for the contest. She said the School Board held an executive session about the District’s surplus of real property and a realtor provided his opinion on the salability of the District’s surplus real property. She said ART Inc.’s lease was discussed and the Board was invited to tour the facility. She said the School District may be a little more accommodating to ART Inc. and she plans to talk to the Board in general support of ART Inc. Mayor Larson said the high school Battle of the Books made it to the semifinals and the middle school took the state championship in Salem. She said it was very exciting. Mayor Larson reminded everyone that the Distinguished Service Awards (DSA) is this Thursday at Crow High School at 7:00 p.m.

8. STAFF REPORTS

a. Finance Director.....Shauna Hartz

(1) Revising the City’s Classification and Compensation Plans

i. Agenda Item Summary

Hartz said she revised the City’s organizational chart and the classification plan. She said she felt the revisions were necessary because currently, in her opinion, it’s not an optimal plan. She changed the chart format to a city wide format from a department format. She said the classification schedule now includes requirements at each level and she’s hopeful it will create a clear pathway for employees to advance. She said the new chart should also provide more flexibility when writing job descriptions.

In response to a question from Victoria Hedenstrom, Hartz said an Office Support Specialist II position could have concentrations or auxiliary functions like code enforcement and court.

In response to a question from Mayor Larson, Hartz said the Management Analyst position is included to maximize our flexibility.

In response to a question from Victoria Hedenstrom, Hartz said if we were to fill the Management Analyst position the job description would change. She said Human Resource functions are going to an existing employee.

ii. **Resolution No. 1167** - A RESOLUTION REVISING THE CLASSIFICATION AND COMPENSATION SCHEDULE OF REGULAR EMPLOYEES OF THE CITY OF VENETA AND REPEALING RESOLUTION NO. 1163

MOTION: Thomas Cotter made a motion to approve Resolution No. 1167 as presented. Thomas Laing seconded the motion which passed with a vote of 5-0.

(2) Approve Contract with Accuity, LLC to Provide Municipal Auditing and Financial Consulting Services

Hartz said we’ve had the City’s current auditor for about seven years. She said staff isn’t necessarily dissatisfied with our current auditors but a good practice is to put out a Request for Proposal (RFP) for an auditor every five to eight years. She recently did that which resulted in two responses; one from our current auditor and one from Accuity, LLC. She reviewed the proposals and would like to enter into a contract with Accuity, LLC. Hartz said Accuity’s partners actually do the field work which allows them to be more hands on with their clients. She said many auditors have their staff do the field work and then they report back to the partners who are ultimately

responsible to make the opinion. She said Accuity provides two sessions of field work and meets with management before and after the field work. She said this was important to her and she was also impressed with the details and specifics of the management letter. She said they were very thorough.

In response to a question from Thomas Cotter, Hartz said Accuity partners started their firm three or four years ago but they both previously worked for an auditing firm for an extended time.

MOTION: Thomas Cotter made a motion to approve the contract with Accuity, LLC to provide Municipal Auditing and Financial Consulting Services and authorize City Administrator to sign contract on the City's behalf. Tim Brooker seconded motion which passed with a vote of 5-0.

(3) Residential Lease Renewal

Hartz said there is a lease agreement with Kyle and Tricia Schauer to rent the home on the City owned Territorial Rd. property. She would like to renew the lease and include language that would make it a two year lease with a two year automatic renewal.

Ingham said we didn't go out and seek market rates for monthly rental amount because Schauer covers the cost of and makes most repairs. He said the City only covers larger expenses. He said we could increase the rent but we would also find that we would likely be doing more repairs.

MOTION: Thomas Cotter made a motion to approve the renewal of the residential lease at 88658 Territorial Rd. Thomas Laing seconded motion which passed with a vote of 5-0.

b. Community Development Director.....Kay Bork

(1) E. Bolton Rd. Sewer Improvement Call to Advertise for Bids

Bork said staff is requesting Council direction to call for bids for the E. Bolton LID. She said this is the next step in the LID process after the public hearing.

MOTION: Thomas Cotter made a motion for the City Recorder to advertise for bids for the construction of the E. Bolton Rd. sewer improvement project on the basis of the Council approved Engineer's Report. Tim Brooker seconded motion which passed with a vote of 5-0.

(2) **Ordinance No. 519** - AN ORDINANCE AMENDING THE VENETA LAND DEVELOPMENT ORDINANCE NO. 493 AND LAND DIVISION ORDINANCE NO. 494 REGARDING REQUIRED IMPROVEMENTS. For Second Reading by Title Only and Final Enactment.

MOTION: Thomas Cotter made a motion to approve Ordinance No. 519 for second reading by title only and final enactment. Victoria Hedenstrom seconded motion which passed with a vote of 5-0.

Ordinance No. 519 was read into the record for second reading by title only and for final enactment.

c. Public Works Director.....Kyle Schauer

(1) Pavement Preservation Plan

Schauer said the Council reviewed the pavement assessment report at a work session and directed staff to develop a six-year maintenance plan that included work identified in that plan and how we were going to pay for it. The Council also verbally supported the recommendation to schedule projects based on the plan. This Plan is only to preserve the existing pavement and does not include sidewalks, curbing, etc. Schauer reviewed the Plan and said after six years the intent is that all roads and street sections at "average" or "below standards" will be brought to the

“good” category. He said this is informational only and does not require Council action.

Hartz provided a payment plan for the schedule.

In response to a question from Victoria Hedenstrom, Schauer said the small section of Oak Island Dr. is the dead-end section north of Cheney Dr. He said it has very little traffic and it can be brought to a usable standard very easily.

In response to a question from Tim Brooker, Schauer said the slurry seal lasts seven to 10 years depending on traffic. He said a neighborhood street will last much longer but it also depends on what condition the road is in to begin with. He said degradation is dug up, re-compacted, cracks are sealed, and then the slurry seal is applied. He said grinds are necessary when a full overlay is done but grinding won't be done with a slurry seal. He said this kind of work is included in the Plan but capital improvement projects are not included.

Hartz said projections are done for all operating funds and many assumptions are included but we need a target so we can judge the projections. We used a minimum target fund balance - enough funds to operate for four months plus \$100,000 with no money coming in. She said we would never want the fund balance to be less than that. She reviewed the six options that staff provided.

In response to a question from Victoria Hedenstrom, Hartz said we picked flat increases for the first three years to get it to \$4 and then it increased by 2%. At the end of the forecasting period it's up to \$4.88.

Tim Brooker said we need to have some kind of transportation utility fee, not only to preserve the streets, but to set aside funds for capital improvement projects. Do we want a 2% increase or more?

In response to a question from Thomas Cotter, Ingham said we can implement a transportation fee without doing a vote but a gas tax would require a vote. He said it would go into effect January 1, 2016. He said if passed, Lane County's vehicle registration fee would go into effect July 1, 2015.

In response to a question from Thomas Laing, Ingham said the City should receive \$68,000 to \$75,000 from the vehicle registration fee.

Hartz said the first step is completing the research, the second would be to draft the ordinance and the third step would be to pass the fee resolution.

After a thorough discussion, it was the consensus of the Council to direct staff to look into developing a transportation utility fee and an ordinance for tentative adoption by January 1, 2016.

d. City Administrator.....Ric Ingham

(1) Modifications to Lane County Law Enforcement Intergovernmental Agreement (IGA)
Ingham said Lane County Sheriff's Office (LCSO) has provided the City with public safety coverage for decades but in the last few years the City has wanted our deputies to provide more of a community policing effort. He said the agreement to bring our sergeant to a .5 Full Time Equivalent (FTE) and drop deputy patrols to 3.5 FTE decreases the contract by about \$35,000 from last year's amount. The City of Creswell imposed at their meeting to take the sergeant to a .5 FTE but they kept their deputies at 3 FTE.

In response to a question from Mayor Larson, Ingham said we could see about a \$30,000 to \$40,000 increase from last year if we increase the 3.5 FTE deputies to 4 FTE.

Victoria Hedenstrom said she was uncomfortable decreasing deputy time but she doesn't know

what other options we have if Creswell doesn't decrease the deputy time. She is concerned about the impact a half time deputy would have on the City.

In response to a question from Thomas Cotter, Ingham said last year's contract was \$801,000 and increasing our coverage to a .5 FTE sergeant and 4 FTE deputies would be \$843,000.

In response to a question from Victoria Hedenstrom, Ingham said patrol time will not be the same. He said we've only had preliminary discussions but 3.5 FTE deputies would mean no coverage from 5 p.m. to 3 a.m. one day a week.

Ingham asked the Council for direction. He said do we want to take the sergeant to half time, try to stay with our projection and keep our deputy coverage at 3.5 FTE, increase our deputy coverage to 4 FTE and challenge staff to find the extra funds in the budget to support that annually, or do we want to separate from Creswell?

Victoria Hedenstrom said she doesn't want to decrease our patrol time.

Thomas Laing said he felt having a half time sergeant could be better for the City.

Tim Brooker said LCSO hasn't told us what they're going to do based on what Creswell wants.

Mayor Larson said we don't know unless we ask. She said we could negotiate the 3.5 FTE deputies to 4 deputies.

Thomas Cotter said a half time deputy could provide more patrols and assist with the community policing and the neighborhood watch program.

MOTION: Thomas Cotter made a motion that the City pursue an IGA with the Lane County Sheriff's Office for the 2015-16 fiscal year that reflects funding a sergeant at .5 FTE and deputy patrols at a 3.5 FTE staffing level. Thomas Laing seconded motion which passed with a vote of 4-1. Victoria Hedenstrom voted no.

(1) Adoption of the Economic Development Strategy: Five-Year Action Plan

i. Agenda Item Summary

Bork said the Plan was included in the Council packet. She said the Council is being asked to adopt the Economic Development Strategy Plan and she asked if there were any questions.

ii. **Resolution No. 1168** – A RESOLUTION ADOPTING THE VENETA ECONOMIC DEVELOPMENT STRATEGY: FIVE-YEAR ACTION PLAN, 2015-2019

MOTION: Thomas Cotter made a motion to approve Resolution No. 1168 as presented. Tim Brooker seconded motion which passed with a vote of 5-0.

(2) Adopting Revised Park Board Bylaws

i. Agenda Item Summary

Ingham said the Council is being asked to adopt the revised Park Board Bylaws, specifically to remove residency requirements. Staff recommended approval of Resolution No. 1169.

ii. **Resolution No. 1169** - A RESOLUTION ADOPTING PARK BOARD BYLAWS AND REPEALING RESOLUTION NO. 1109

MOTION: Thomas Cotter made a motion to approve Resolution No. 1169 as presented. Thomas Laing seconded motion which passed with a vote of 5-0.

(3) Distinguished Budget Presentation Award

Ingham said he would like to acknowledge Hartz for all of her hard work on the City's Budget Document she submitted to the Government Finance Officers Association. He said this is the highest award given.

In response to a question from Thomas Cotter, Ingham said he will get the press release to the Fern Ridge Review along with a photo of Hartz.

In response to a question from Thomas Laing, Hartz said not many cities our size receive the award because of small staff size.

(4) Questions from Councilors

None

9. OTHER

Ingham said he hopes to see everyone at the Distinguished Service Awards on Thursday, April 16th.

10. ADJOURN

Mayor Larson adjourned the Veneta City Council at 10:52 p.m.

XXXXXXXXXXXXXXXXXXXXXXXXXXXX

Sandra H. Larson, Mayor

ATTEST:

XXXXXXXXXXXXXXXXXXXXXXXXXXXX

Darci Henneman, City Recorder
(Minutes prepared by DHenneman)

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Accounts Payable To Be Paid Proof List



User: mindy
Printed: 05/06/2015 - 2:08 PM
Batch: 002-05-2015

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
AbvMess Above The Mess										
1094	04/30/2015	438.00	0.00	05/12/2015	Monthly Contract		-		No	0000
100-100-52055	Janitorial Services Contract									
1094	04/30/2015	109.50	0.00	05/12/2015	Monthly Contract		-		No	0000
140-140-52055	Janitorial Services Contract									
1094	04/30/2015	182.50	0.00	05/12/2015	Monthly Contract		-		No	0000
130-530-52055	Community Ctr Janitorial&Maint									
	1094 Total:	730.00								
	AbvMess Total:	730.00								
AcmeFire Acme Fire & Safety Equipment										
15-000019	04/20/2015	32.00	0.00	05/12/2015	Refund over chg on Building Permit		-		No	0000
100-000-20275	Building Surcharges Payable									
15-000019	04/20/2015	266.66	0.00	05/12/2015	Refund over chg on Building Permit		-		No	0000
100-100-51105	Refunds									
	15-000019 Total:	298.66								
	AcmeFire Total:	298.66								
ALSCO ALSCO										
April 2015	04/30/2015	142.85	0.00	05/12/2015			-		No	0000
100-100-51050	Bldg Maint/Janitorial Sup									
April 2015	04/30/2015	35.71	0.00	05/12/2015			-		No	0000
140-140-51050	City Hall Maint/Janitorial Sup									
	April 2015 Total:	178.56								
	ALSCO Total:	178.56								
AnalyLab Analytical Laboratory Group										
65657 wtr	05/05/2015	147.00	0.00	05/12/2015	Drinking water		-		No	0000
210-210-53055	System Quality Tests									
	65657 wtr Total:	147.00								
65657 ww	05/05/2015	1,098.90	0.00	05/12/2015	Wastewater		-		No	0000
220-220-53055	System Quality Tests									

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
	65657 ww Total:	1,098.90								
	AnalyLab Total:	1,245.90								
<hr/>										
ASI ASI										
AA00014655404Kh	04/30/2015	3.75	0.00	05/12/2015	FSA admin fee		-		No	0000
100-100-51010	Admin Supplies & Services									
	AA00014655404Kh Total:	3.75								
	ASI Total:	3.75								
<hr/>										
BarnScot Barnes Scottie										
0515	04/28/2015	166.00	0.00	05/12/2015	Monthly Newsletter - May 2015		-		No	0000
100-100-51095	Public Relations				MM/XXXXX Newslet					
	0515 Total:	166.00								
	BarnScot Total:	166.00								
<hr/>										
BucSan Buck's Sanitary Service										
A-34432	04/29/2015	53.00	0.00	05/12/2015	Fern Park unit		-		No	0000
130-130-53210	Park Maintenance									
	A-34432 Total:	53.00								
A-34433	04/29/2015	53.00	0.00	05/12/2015	City Park Unit		-		No	0000
130-130-53210	Park Maintenance									
	A-34433 Total:	53.00								
A-34434	04/29/2015	98.50	0.00	05/12/2015	Skate Park unit		-		No	0000
130-130-53210	Park Maintenance									
	A-34434 Total:	98.50								
	BucSan Total:	204.50								
<hr/>										
BuiDep Building Department The										
April 2015	05/05/2015	8,513.59	0.00	05/12/2015	Inspection Services		-		No	0000
100-100-52025	Building Permit Inspections									
April 2015	05/05/2015	333.75	0.00	05/12/2015	Inspection Services		-		No	0000
100-100-52030	Electrical Permit Inspections									
	April 2015 Total:	8,847.34								
	BuiDep Total:	8,847.34								
<hr/>										
CardSvc Card Service Center										
04/15-Notary	04/28/2015	50.00	0.00	05/12/2015	Notary stamp - D Henneman		-		No	0000
100-100-51010	Admin Supplies & Services									
	04/15-Notary Total:	50.00								
04/15-st sgns	04/28/2015	798.40	0.00	05/12/2015	Stop Signs		-		No	0000
230-230-53045	Street Maintenance									

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
	04/15-st sgns Total:	798.40								
MS Apr 2015	04/28/2015	31.79	0.00	05/12/2015	MS Online		-		No	0000
100-100-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	2.92	0.00	05/12/2015	MS Online		-		No	0000
100-160-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	4.08	0.00	05/12/2015	MS Online		-		No	0000
100-170-52045	Computer System Support/Maint									
MS Apr 2015	04/28/2015	3.21	0.00	05/12/2015	MS Online		-		No	0000
130-130-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	2.33	0.00	05/12/2015	MS Online		-		No	0000
130-520-52045	Computer System Support/Maint									
MS Apr 2015	04/28/2015	12.83	0.00	05/12/2015	MS Online		-		No	0000
140-140-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	11.38	0.00	05/12/2015	MS Online		-		No	0000
210-210-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	16.04	0.00	05/12/2015	MS Online		-		No	0000
220-220-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	1.75	0.00	05/12/2015	MS Online		-		No	0000
230-230-52045	Computer System Support-Maint									
MS Apr 2015	04/28/2015	1.17	0.00	05/12/2015	MS Online		-		No	0000
240-240-52045	Computer System Support-Maint									
	MS Apr 2015 Total:	87.50								
	CardSvc Total:	935.90								
<hr/>										
CivWest Civil West Engineering Service										
3101-006.07	04/27/2015	1,444.30	0.00	05/12/2015	Services 03/26-04/25/2015		-		No	0000
314-314-60130	System Expansion									
3101-006.07	04/27/2015	777.70	0.00	05/12/2015	Services 03/26-04/25/2015		-		No	0000
220-220-61610	System Improvements									
	3101-006.07 Total:	2,222.00								
	CivWest Total:	2,222.00								
<hr/>										
ConTruck Conveyor Truck Services, Inc										
16561	04/30/2015	1,050.00	0.00	05/12/2015	Soil - Hwy 126 & Terr - PO 4500		-		No	0000
230-230-53070	Landscape Maint & Supplies									
	16561 Total:	1,050.00								
	ConTruck Total:	1,050.00								
<hr/>										
DaiJou Daily Journal of Commerce										
742155410	04/29/2015	112.70	0.00	05/12/2015	5th St Bid invitation		-		No	0000
230-230-52290	Other Professional Services									
	742155410 Total:	112.70								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
	DaiJou Total:	112.70								
<hr/>										
DLAinc DLA Inc										
5079	05/03/2015	190.00	0.00	05/12/2015	Hwy 126 & Territorial - Svc 03/26-04/25		-		No	0000
230-230-52290	Other Professional Services									
	5079 Total:	190.00								
	DLAinc Total:	190.00								
<hr/>										
EDMS EDMS Inc										
17277	04/27/2015	24.53	0.00	05/12/2015	April past due notices		-		No	0000
210-210-51015	Postage									
17277	04/27/2015	36.78	0.00	05/12/2015	April past due notices		-		No	0000
220-220-51015	Postage									
17277	04/27/2015	14.12	0.00	05/12/2015	April past due notices		-		No	0000
210-210-51010	Admin Supplies & Services									
17277	04/27/2015	21.19	0.00	05/12/2015	April past due notices		-		No	0000
220-220-51010	Admin Supplies & Services									
	17277 Total:	96.62								
	EDMS Total:	96.62								
<hr/>										
EhsBoos Elmira Booster Club										
2015	04/27/2015	200.00	0.00	05/12/2015	Falcon Cntry Classic Car Show sponsors		-		No	0000
100-100-52065	Tourism Support/Projects									
	2015 Total:	200.00								
	EhsBoos Total:	200.00								
<hr/>										
EPUD EPUD										
104799 04/15	04/22/2015	18.99	0.00	05/12/2015	Skate Park		-		No	0000
130-130-53110	Territorial Park Electricity									
	104799 04/15 Total:	18.99								
107383 04/15	04/22/2015	262.91	0.00	05/12/2015	Pool		-		No	0000
130-520-54055	Pool Utilities									
	107383 04/15 Total:	262.91								
51043 04/15	05/05/2015	341.82	0.00	05/05/2015			-		No	0000
100-100-51035	Electricity									
51043 04/15	05/05/2015	85.45	0.00	05/05/2015			-		No	0000
140-140-51035	Electricity									
	51043 04/15 Total:	427.27								
60675 04/15	04/22/2015	105.39	0.00	05/12/2015	Pine St Station		-		No	0000
220-220-51035	Electricity									
	60675 04/15 Total:	105.39								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
61380 04/15	04/22/2015	72.84	0.00	05/12/2015	Jeans Lift Station		-			No 0000
220-220-51035	Electricity									
	61380 04/15 Total:	72.84								
8229 04/15	04/22/2015	18.86	0.00	05/12/2015	Territorial Rd Pump		-			No 0000
210-210-51035	Electricity									
	8229 04/15 Total:	18.86								
April 2015	04/22/2015	2,491.53	0.00	05/12/2015	Various Street Lights		-			No 0000
230-230-51035	Electricity-Street Lights									
	April 2015 Total:	2,491.53								
	EPUD Total:	3,397.79								
<hr/>										
EugFam Eugene Family YMCA										
0001	04/30/2015	925.00	0.00	05/12/2015	Lifeguard training 2015		-			No 0000
130-520-51070	Training & Conferences									
	0001 Total:	925.00								
	EugFam Total:	925.00								
<hr/>										
FRRev Fern Ridge Review										
15107	04/25/2015	200.00	0.00	05/12/2015	City Wide Clean up Display ad		-			No 0000
100-100-51025	Publishing Costs									
	15107 Total:	200.00								
15111	04/29/2015	96.00	0.00	05/12/2015	Earth Day event display ad		-			No 0000
130-130-54620	Park Board Events & Activities									
	15111 Total:	96.00								
	FRRev Total:	296.00								
<hr/>										
HarShau Hartz Shauna										
SHartz 04/15	04/28/2015	88.99	0.00	05/12/2015	Reimbursement		-			No 0000
100-100-51097	Recognitions									
	SHartz 04/15 Total:	88.99								
	HarShau Total:	88.99								
<hr/>										
HenDar Henneman Darci										
DHenneman4/15	04/22/2015	433.49	0.00	05/12/2015	OMAR train/conf exp/mileage		-			No 0000
100-100-51070	Training & Conferences				reimbursmnt					
	DHenneman4/15 Total:	433.49								
	HenDar Total:	433.49								
<hr/>										
IndSour Industrial Source										
01142448	04/07/2015	409.68	0.00	05/12/2015	Ord #1738309 - C02 - PO 4504		-			No 0000
130-520-54020	Pool Operating Supplies									

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
	01142448 Total:	409.68								
	IndSour Total:	409.68								
<hr/>										
IngR Ingham R Ric										
RIngham 4/15	05/04/2015	160.67	0.00	05/12/2015	Expense Reimbursement		-		No	0000
100-100-51075	Travel - Staff									
RIngham 4/15	05/04/2015	50.00	0.00	05/12/2015	Expense Reimbursement		-		No	0000
100-100-51030	Telephone Services									
	RIngham 4/15 Total:	210.67								
	IngR Total:	210.67								
<hr/>										
JerBro Jerry Brown Co										
April 2015	04/30/2015	52.75	0.00	05/12/2015	Fuel usage		-		No	0000
100-100-51075	Travel - Staff									
April 2015	04/30/2015	105.52	0.00	05/12/2015	Fuel usage		-		No	0000
130-130-53030	Vehicle Operation/Maintenance									
April 2015	04/30/2015	105.52	0.00	05/12/2015	Fuel usage		-		No	0000
230-230-53030	Vehicle Operation-Maintenance									
April 2015	04/30/2015	422.06	0.00	05/12/2015	Fuel usage		-		No	0000
210-210-53030	Vehicle Operation&Maintenance									
April 2015	04/30/2015	369.30	0.00	05/12/2015	Fuel usage		-		No	0000
220-220-53030	Vehicle Operation&Maintenance									
	April 2015 Total:	1,055.15								
	JerBro Total:	1,055.15								
<hr/>										
JerHom Jerry's Home Improvement										
April 2015-CH	04/30/2015	301.98	0.00	05/12/2015	Bathroom repairs		-		No	0000
100-100-51050	Bldg Maint/Janitorial Sup									
	April 2015-CH Total:	301.98								
April 2015-pool	04/30/2015	43.74	0.00	05/12/2015	Pool needs		-		No	0000
130-520-54020	Pool Operating Supplies									
	April 2015-pool Total:	43.74								
	JerHom Total:	345.72								
<hr/>										
Kiwanis Kiwanis of Fern Ridge										
2015	04/27/2015	200.00	0.00	05/12/2015	Motorcycle Show sponsorship		-		No	0000
100-100-52065	Tourism Support/Projects									
	2015 Total:	200.00								
	Kiwanis Total:	200.00								
<hr/>										

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
LanCouOf Lane Council of Govern										
48816	03/10/2015	363.32	0.00	05/12/2015	Firewall		-		No	0000
100-100-52050	Internet & Web Site Fees									
48816	03/10/2015	33.33	0.00	05/12/2015	Firewall		-		No	0000
100-160-52050	Internet & Web Site Fees									
48816	03/10/2015	46.67	0.00	05/12/2015	Firewall		-		No	0000
100-170-52050	Internet & Web Site Fees									
48816	03/10/2015	36.67	0.00	05/12/2015	Firewall		-		No	0000
130-130-52050	Internet & Web Site Fees									
48816	03/10/2015	26.67	0.00	05/12/2015	Firewall		-		No	0000
130-520-52050	Internet & Web Site Services									
48816	03/10/2015	146.67	0.00	05/12/2015	Firewall		-		No	0000
140-140-52050	Internet & Web Site Fees									
48816	03/10/2015	130.00	0.00	05/12/2015	Firewall		-		No	0000
210-210-52050	Internet & Web Site Fees									
48816	03/10/2015	183.34	0.00	05/12/2015	Firewall		-		No	0000
220-220-52050	Internet & Web Site Fees									
48816	03/10/2015	20.00	0.00	05/12/2015	Firewall		-		No	0000
230-230-52050	Internet & Web Site Fees									
48816	03/10/2015	13.33	0.00	05/12/2015	Firewall		-		No	0000
240-240-52050	Internet & Web Site Fees									
	48816 Total:	1,000.00								
49276	04/30/2015	124.74	0.00	05/12/2015	Telecom Leagl Assistance		-		No	0000
100-100-52010	Attorney & Legal Services									
	49276 Total:	124.74								
	LanCouOf Total:	1,124.74								
LanFor Lane Forest Products										
April 2015	04/01/2015	405.00	0.00	05/12/2015	Hemlock bark - PO 4502		-		No	0000
130-130-53210	Park Maintenance									
April 2015	04/01/2015	444.00	0.00	05/12/2015	Soil - Hwy 126 & Terr - PO 4573		-		No	0000
230-230-53070	Landscape Maint & Supplies									
	April 2015 Total:	849.00								
	LanFor Total:	849.00								
LesSch Les Schwab Tire Center										
3000368660	04/29/2015	18.49	0.00	05/12/2015	Flat repair - dump truck		-		No	0000
210-210-53030	Vehicle Operation&Maintenance									
3000368660	04/29/2015	18.49	0.00	05/12/2015	Flat repair - dump truck		-		No	0000
220-220-53030	Vehicle Operation&Maintenance									
	3000368660 Total:	36.98								
	LesSch Total:	36.98								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
MidSta	Mid-State Industrial Svc									
159130	04/23/2015	1,830.00	0.00	05/12/2015	Monthly Contract		-		No	0000
230-230-53150	Street Sweeping Contract									
	159130 Total:	1,830.00								
	MidSta Total:	1,830.00								
<hr/>										
NexCom	Nextel Communications									
886952530-113	04/27/2015	40.45	0.00	05/12/2015	Cell phones - April 2015		-		No	0000
100-100-51030	Telephone Services									
886952530-113	04/27/2015	40.45	0.00	05/12/2015			-		No	0000
130-130-51030	Telephone Services									
886952530-113	04/27/2015	60.68	0.00	05/12/2015			-		No	0000
210-210-51030	Telephone Services									
886952530-113	04/27/2015	60.68	0.00	05/12/2015			-		No	0000
220-220-51030	Telephone Services									
886952530-113	04/27/2015	40.45	0.00	05/12/2015			-		No	0000
230-230-51030	Telephone Services									
	886952530-113 Total:	242.71								
	NexCom Total:	242.71								
<hr/>										
NursNet	NurseryNet NW, Inc									
13712	04/30/2015	2,274.50	0.00	05/12/2015	4 corners plants - PO 4496		-		No	0000
230-230-53070	Landscape Maint & Supplies									
	13712 Total:	2,274.50								
	NursNet Total:	2,274.50								
<hr/>										
OfcTeam	Office Team									
42845128	04/20/2015	191.77	0.00	05/12/2015	T Weller Wk End Dt		-		No	0000
100-100-52290	Other Professional Services									
42845128	04/20/2015	191.76	0.00	05/12/2015	T Weller Wk End Dt		-		No	0000
210-210-52290	Other Professional Services									
42845128	04/20/2015	197.57	0.00	05/12/2015	T Weller Wk End Dt		-		No	0000
220-220-52290	Other Professional Services									
	42845128 Total:	581.10								
42896718	04/27/2015	239.70	0.00	05/12/2015	T Weller Wk End Dt		-		No	0000
100-100-52290	Other Professional Services									
42896718	04/27/2015	239.71	0.00	05/12/2015	T Weller Wk End Dt		-		No	0000
210-210-52290	Other Professional Services									
42896718	04/27/2015	246.97	0.00	05/12/2015	T Weller Wk End Dt		-		No	0000
220-220-52290	Other Professional Services									
	42896718 Total:	726.38								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
	OfcTeam Total:	1,307.48								
<hr/>										
OneCal One Call Concepts Inc										
5040494	04/30/2015	33.66	0.00	05/12/2015	Uitlity Locates Jan-April 2015		-		No	0000
210-210-51030	Telephone Services									
5040494	04/30/2015	33.66	0.00	05/12/2015	Uitlity Locates Jan-April 2015		-		No	0000
220-220-51030	Telephone Services									
	5040494 Total:	67.32								
	OneCal Total:	67.32								
<hr/>										
OReilly O'Reilly Automotive, Inc										
April 2015	04/28/2015	9.99	0.00	05/12/2015	Various needs		-		No	0000
210-210-53040	System Maintenance									
April 2015	04/28/2015	41.90	0.00	05/12/2015	Various needs		-		No	0000
210-210-53030	Vehicle Operation&Maintenance									
April 2015	04/28/2015	41.90	0.00	05/12/2015	Various needs		-		No	0000
220-220-53030	Vehicle Operation&Maintenance									
April 2015	04/28/2015	63.62	0.00	05/12/2015	Various needs		-		No	0000
130-130-53030	Vehicle Operation/Maintenance									
April 2015	04/28/2015	63.63	0.00	05/12/2015	Various needs		-		No	0000
230-230-53030	Vehicle Operation-Maintenance									
April 2015	04/28/2015	4.99	0.00	05/12/2015	Various needs		-		No	0000
230-230-53130	Equipment Repairs									
April 2015	04/28/2015	8.19	0.00	05/12/2015	Various needs		-		No	0000
230-230-53070	Landscape Maint & Supplies									
	April 2015 Total:	234.22								
	OReilly Total:	234.22								
<hr/>										
OrmKip Orme Kip										
KOrme 04/15	05/06/2015	50.00	0.00	05/12/2015	Cell phone stipend		-		No	0000
220-220-51030	Telephone Services									
	KOrme 04/15 Total:	50.00								
KOrme-Exp	05/05/2015	27.00	0.00	05/12/2015	Pool Op Training expense		-		No	0000
130-520-51070	Training & Conferences									
	KOrme-Exp Total:	27.00								
	OrmKip Total:	77.00								
<hr/>										
PacAg Pacific Ag Systems										
0024880	05/05/2015	202.11	0.00	05/12/2015	Welding big gun connections - PO 4581		-		No	0000
220-220-53040	System Maintenance									
	0024880 Total:	202.11								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
	PacAg Total:	202.11								
PacPlmbg Pacific Plumbing & Rooter, Inc										
1078	05/04/2015	200.00	0.00	05/12/2015	Hydro Jet City Main		-		No	0000
220-220-53040	System Maintenance									
	1078 Total:	200.00								
	PacPlmbg Total:	200.00								
Ricoh Ricoh USA, Inc.										
5035616912	04/19/2015	145.87	0.00	05/12/2015	Color copier supplies/service		-		No	0000
100-100-51065	Office Machine Maintenance									
5035616912	04/19/2015	48.63	0.00	05/12/2015	Color copier supplies/service		-		No	0000
140-140-51065	Office Machine Maintenance									
	5035616912 Total:	194.50								
	Ricoh Total:	194.50								
SaniPac SANIPAC										
1894297	05/01/2015	23.76	0.00	05/12/2015	Trash haul-Act #2013-2002191-001		-		No	0000
100-100-51050	Bldg Maint/Janitorial Sup									
1894297	05/01/2015	5.94	0.00	05/12/2015	Trash haul-Act #20132002191-001		-		No	0000
140-140-51050	City Hall Maint/Janitorial Sup									
1894297	05/01/2015	102.74	0.00	05/12/2015	Trash Haul-Act #2013-2002191-001		-		No	0000
220-220-53050	WW Treatment Plant Maintenance									
1894297	05/01/2015	121.96	0.00	05/12/2015	Trash haul-Act #2013-2002191-001		-		No	0000
210-210-53065	Bldg & Yard Maintenance									
	1894297 Total:	254.40								
1894331	05/01/2015	270.00	0.00	05/12/2015	Street debris		-		No	0000
230-230-53045	Street Maintenance									
	1894331 Total:	270.00								
	SaniPac Total:	524.40								
SanMin Sandford Mindy S										
MSandford 4/15	04/28/2015	13.46	0.00	05/12/2015	Mileage reimbursement-PERS		-		No	0000
100-100-51070	Training & Conferences				workshop					
	MSandford 4/15 Total:	13.46								
	SanMin Total:	13.46								
StplsCC Staples Contract and Commercia										
7001769385	04/24/2015	71.62	0.00	05/12/2015	Various office needs		-		No	0000
100-100-51010	Admin Supplies & Services									

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
7001769385	04/24/2015	38.57	0.00	05/12/2015	Various office needs		-			No 0000
140-140-51010	Admin Services & Supplies									
	7001769385 Total:	110.19								
7001769391	04/24/2015	17.55	0.00	05/12/2015	Various office needs		-			No 0000
100-100-51010	Admin Supplies & Services									
7001769391	04/24/2015	9.45	0.00	05/12/2015	Various office needs		-			No 0000
140-140-51010	Admin Services & Supplies									
	7001769391 Total:	27.00								
7001778164	04/30/2015	147.34	0.00	05/30/2015	Various office needs		-			No 0000
100-100-51010	Admin Supplies & Services									
	7001778164 Total:	147.34								
	StplsCC Total:	284.53								
<hr/>										
TraSaf Traffic Safety Supply Co										
996767	04/23/2015	19.55	0.00	05/12/2015	Street sign letters & numbers		-			No 0000
230-230-53045	Street Maintenance									
	996767 Total:	19.55								
	TraSaf Total:	19.55								
<hr/>										
UniRen United Rentals Northwest, Inc.										
127636785-001	04/15/2015	15.00	0.00	05/12/2015	Lawn roller - 4 corners project-PO		-			No 0000
230-230-53045	Street Maintenance				4575					
	127636785-001 Total:	15.00								
	UniRen Total:	15.00								
<hr/>										
VenAce Veneta Ace Hardware										
April 2015	05/05/2015	42.96	0.00	05/12/2015	Various needs		-			No 0000
230-230-53070	Landscape Maint & Supplies									
April 2015	05/05/2015	22.99	0.00	05/12/2015	Various needs		-			No 0000
130-130-53210	Park Maintenance									
April 2015	05/05/2015	13.97	0.00	05/12/2015	Various needs		-			No 0000
130-130-51515	Tools & Small Equipment									
April 2015	05/05/2015	1.06	0.00	05/12/2015	Various needs		-			No 0000
210-210-53040	System Maintenance									
April 2015	05/05/2015	11.98	0.00	05/12/2015	Various needs		-			No 0000
100-100-51050	Bldg Maint/Janitorial Sup									
	April 2015 Total:	92.96								
March 2015	05/05/2015	11.99	0.00	05/12/2015	Various needs		-			No 0000
100-170-51120	Animal Control Supplies/Admin									
March 2015	05/05/2015	12.99	0.00	05/12/2015	Various needs		-			No 0000
130-130-51515	Tools & Small Equipment									
March 2015	05/05/2015	92.81	0.00	05/12/2015	Various needs		-			No 0000
230-230-53070	Landscape Maint & Supplies									

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
March 2015 130-130-53210	05/05/2015 Park Maintenance	11.16	0.00	05/12/2015	Various needs		-			No 0000
March 2015 130-130-53030	05/05/2015 Vehicle Operation/Maintenance	18.97	0.00	05/12/2015	Various needs		-			No 0000
	March 2015 Total:	147.92								
	VenAce Total:	240.88								
<hr/>										
WilAnim Willamette Animal Guild 40389	04/29/2015	90.00	0.00	05/12/2015	Spay/Neuter services		-			No 0000
100-170-51122	Animal Control Feral Program					Spay / Neuter				
	40389 Total:	90.00								
	WilAnim Total:	90.00								
<hr/>										
WilWin Wilco-Winfield LLC 1034245	04/23/2015	207.60	0.00	05/12/2015	Landscaping/Park needs PO 4580		-			No 0000
130-130-53210	Park Maintenance									
	1034245 Total:	207.60								
	WilWin Total:	207.60								
<hr/>										
	Report Total:	33,880.40								

City of Veneta
M E M O R A N D U M

Date: May 7, 2015
To: City Council
From: Kyle Schauer, Public Works Director
Subject: Monthly Significant Activities Report for April 2015

Water

Repaired one service leak.
Replaced two water services.
Replaced one MXU radio transmitter.
Installed one new meter service.
Monthly water production: Wells-0 MG-shut off for Broadway Reservoir Recoat Project, EWEB-9.246 MG
Total of 9.246 million gallons.
Took five bacteriological samples. All were negative.
Performed 67 service calls.
Delivered 35 Shut Off Notices.
Performed seven shut offs for non-payment.
Emptied 2.0 MG Broadway Reservoir in preparation of recoating project.
Shut off all wells and bypassed Broadway Reservoir with EWEB water as only supply source.
Assisted contractor with Broadway reservoir recoating project.
Justin Powell received water training in Salem.

Wastewater

Took five influent and five effluent samples of treatment plant. No violations.
Monitored Jeans and Pine Street lift pump stations.
Finished removing irrigation standpipes from poplar plantation and converting others to supply Big Gun.
Mowed around effluent application site.
Applied broadleaf herbicide to effluent application site.
Removed last of old irrigation equipment from poplar plantation.
Received new Big Gun Irrigator from factory.
Installed overland irrigation main line in effluent application site.

Street/Storm Drainage

Issued one Right of Way Construction Permits.
Replaced/repared nine street signs.
Mowed detention ponds.
Cleaned out City owned drainage ways
Removed vegetation from ROW of 8th Street bridge

Prepped site for NW corner of Hwy 126 beautification project.
Installed dirt for NW corner of Hwy 126 beautification project.
Installed plantings for NW corner of Hwy 126 beautification project.
Mowed drainage swale on Bolton Hill Road.
Patched potholes on 8th Street and East Bolton Road.
Trimmed branches away from street signs around town.

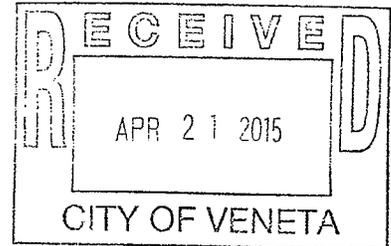
Parks & Recreation

Cleaned parks weekly.
Cleaned up litter in Skate Park.
Lots of mowing and landscaping in all parks.
Applied new bark mulch to flower beds at Pool and Community Center.
Repaired Edger.
Trimmed trees in Territorial Park.
Began getting the Community Pool ready for operation.
Over seeded the grass in City Park.

Other

Completed six miscellaneous service orders.
Performed 18 utility locates.
Community center use: paying-10, non-profit-six.
Building Permits: one
Certificates of Occupancy: none
Dispatched two wild turkeys.
Cleaned up flower beds and added bark around City Hall.
Made preparations for the City Wide Clean Up.
Cleaned up Public works yard.
Took recycle metal to town.

Lisa M. Salmi Stump



April 20, 2015

Veneta City Hall
Attn: City Council
88184 – 8th Street
Veneta, OR 97487

Delivered by Hand

Dear City Council Members,

Our Girl Scout Troop has been meeting at the Veneta Community Center on Monday nights since last fall. Beginning next September, we are switching our meeting night to Wednesday. I'm writing to request the use of the Community Center on Wednesday nights for our meetings, beginning on September 16, 2015, and running through the school year until around June 1, 2016. We would need the building and its facilities from 5:45 PM until about 8 PM, including set-up and clean-up time.

Girl Scouts of the USA is a nonprofit 501(c)(3) organization, and we as a Troop have little money to spend on a meeting location. I understand a security deposit is required, but I would like to ask the Council for a rental fee waiver, if the building is available for our desired day and time.

Please find enclosed a signed Community Center Application and Rental Agreement. If you have any questions, please give me a call at 541-935-2429.

I look forward to hearing from you at your earliest convenience.

Sincerely,

Lisa M. Salmi Stump
Co-Leader
Girl Scout Troop 20177

Enclosure: City of Veneta Community Center Application and Rental Agreement

10. **RENTAL FEES.**

a. **REGULAR RATES:**

Group Size	Minimum Charge	Each Additional
	3 Hours	Hour
1 - 10	\$32.00	\$12.00
11 - 50	42.00	16.00
51 - 100	52.00	18.00
101 +	62.00	22.00
Non-Profit	32.00	12.00

- b. **SPECIAL EVENTS:** The community Center may be rented for special events such as Christmas Bazaars, Art Shows, Flea Markets, and other functions where the actual number of persons attending the event is unknown at the time of rental. (See For-Profit activities to determine fees).
- c. **SENIOR CITIZEN DISCOUNT:** Special events or group activities that are sponsored by an organized senior citizens group of the Veneta area are entitled to a 50% discount on all fees.
- d. **EDUCATIONAL RATE:** Regularly-scheduled educational programs may be scheduled at the Community Center on a one-hour session basis. The hourly charge is \$12.00/hour.
- e. **FOR-PROFIT ACTIVITIES:** For-profit activities will be charged a minimum fee of \$50 for 6 hours if the gross receipts do not exceed \$500. The charge will be \$100 if the gross receipts are between \$501-\$1,000; and 10% of the gross receipts, if the gross receipts exceed \$1,000. If the organization does not show proof of gross receipts they will be charged as though the gross receipts exceeded \$1,000. If any of these profit activities exceed 6-hours the group will be charged \$22.00 for each additional hour of use.

COMMUNITY CENTER / PARK APPLICATION AND RENTAL AGREEMENT

City of Veneta – 88184 8th Street – PO Box 458
Veneta, Oregon 97487 – 541-935-2191

Date(s) of Use: Wednesdays, Sept 16, 2015 - June 1, 2016

Time of Event: 615p to 715p

Set Up Time: 545p to 8p

Facility: Community Center Broadway Park
 Territorial Park Other: _____

Which describes your organization:

Nonprofit For-profit (please refer to #8 on the following page)

Describe Use and All Activities (attach an additional sheet if necessary):

We would use the Community Center for our weekly Girl Scout meetings for local Troop 20177. Activities include discussions, video presentations, crafts (no glitter), games, music, etc.

All fees and deposits are due at time of scheduling. If the event is cancelled at least 5 days prior to the event, the rental fee is refundable. The deposit will be refunded in full if the event is cancelled. The key(s) to the facility must be picked up from City Hall during regular business hours. If the event is scheduled for after 5:00 p.m., or on Saturday, Sunday, or an observed holiday, the key(s) must be picked up the business day prior to the event. Key(s) must be returned to City Hall during business hours on the first business day following the event. The City reserves the right to cancel reservations given 24 hours notice.

NO TOBACCO PRODUCTS OR ALCOHOLIC BEVERAGES ARE PERMITTED ON THE PREMISES AT ANY TIME.

Estimated Attendance (may not exceed 100 people in Community Center): 25-30, including Scouts, Leaders and Family

(Check all Uses)

Community Center Kitchen Tables & Chairs (not to be taken outside of the building)

Please do not use any tape other than that recommended by the City on the walls or glitter anywhere in or around the facility.

Name of Organization: Girl Scout Troop 20177

Name of Applicant: Lisa M Salmi Stump, Co-Leader
(Responsible party)

Address: _____ City/Zip: Veneta, OR 97487

Phone (Home): _____ (Work): n/a

(Cell): _____ Email: _____

S:\FORMS, APPLICATIONS & TEMPLATES\Community Center\Community Center Rental Agreement

FOR OFFICE USE ONLY	
Community Center/Park Rent	\$ _____
Security Deposit	\$ _____
Waiver Granted by Council	<input type="checkbox"/> Yes <input type="checkbox"/> No
Total	\$ _____
Approved by	_____
Date	_____
Receipt No.	_____

I certify that I am the authorized representative of the above group(s), and that the above statements are true to the best of my knowledge, and that myself and the organization I represent, agree to be bound by the policies regarding use of the Veneta Community Center/Park. I understand that violation of any of these policies may jeopardize further use of the facility and/or result in termination of use.

In consideration of use of the facility, I and the organization I represent hereby:

1. Agree to indemnify, defend, and hold harmless the City of Veneta, its agents, officials, and employees against any and all claims, damages, losses and expenses, including attorney fees and costs arising out of and from the use of the premises, or conduct on the premises, by applicant, the organization applicant represents, and all employees, agents, contractors, guests, and invitees;
2. Assume responsibility for any physical damage to the facility which is incurred as a result of activity or attendance at the event that is the subject of this application and agreement;
3. Agree to comply with all applicable federal, state, and local laws and regulations;
4. Release the City from all liability for any and all property damage, personal injuries, or other claims arising from use of the facility, including those that are known and unknown, foreseen and unforeseen, future, or contingent;
5. Agree not to, now or in the future, directly or indirectly, commence or prosecute any action, suit, or other proceeding against the City, its officers, directors, employees, agents, or affiliates concerning, arising out of, or related to the actions, causes of action, claims, and demands waived, released, or discharged by this agreement;
6. Agree that if a suit or action is brought either directly or indirectly to enforce the terms of this agreement, the prevailing party shall be entitled to and the losing party hereby agrees to pay reasonable attorney fees incurred in such proceeding, in both the trial and appellate courts, as well as any costs and disbursements. Further, if it becomes necessary for the City to incur the services of an attorney to enforce any provision of this agreement without initiating litigation, agree to pay City's attorney fees;
7. Assume responsibility for all set up and clean up for the event, including but not limited to sweeping and mopping floors and proper disposal of trash; and
8. Prior to use of the facility, for-profit ventures agree to obtain and provide the City with a certificate of general liability insurance in the amount of \$1 million, naming the City as an additional insured. The period of coverage must begin on the set up date and expire no sooner than 11:59 p.m. on the clean up date. The City Administrator may waive this requirement if the City Administrator determines that public liability insurance is not warranted based on the risk of loss and totality of the circumstances surrounding the proposed use.

I and the organization I represent, understand that it is our responsibility to leave the facility in good order (per the checklist provided) and to promptly return any keys to City Hall. Failure to do so will forfeit the security deposit. Deposit will not be refunded until the facility has been inspected. Additional clean-up and/or repair charges may be owed if damages exceed the amount of the security deposit. Any additional clean up and repair charges are due to the City within 10 days of notice of the charges.

Girl Scout Troop 20177

Name of Organization (if applicable)

April 20, 2015

Signature of Applicant
(Responsible party)

Date



Valley United Methodist Church

April 11, 2015

City Administrator
Ric Ingham
88184 8th Street
Veneta, OR 97487

Dear Ric,

Below is the record of the Valley United Methodist Church Warm Shelter operation for winter 2014/15. We have included the number of nights open @ \$50 per event and a list of the number of guests and volunteers that participated. Please advise us if the City would like us to provide this service in 2015/16.

Days Open	Number of Guests	Number of volunteers
11-15	10	6
11-16	13	7
11-17	14	8
11-29	7	5
11-30	10	4
12-29	11	6
12-30	12	6
12-31	6	5
01-01-15	10	7

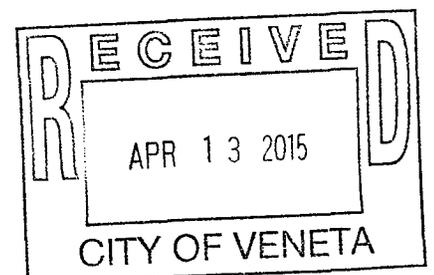
A hot dinner and breakfast was served to all guests and volunteers.

Total Warm Shelter days: 9 days @ \$50 per day. Total expense to the city of Veneta is \$450.

Please make check payable to Valley United Methodist Church.

Blessings,

Phillip S. Groshong
Lay Leader, VUMC



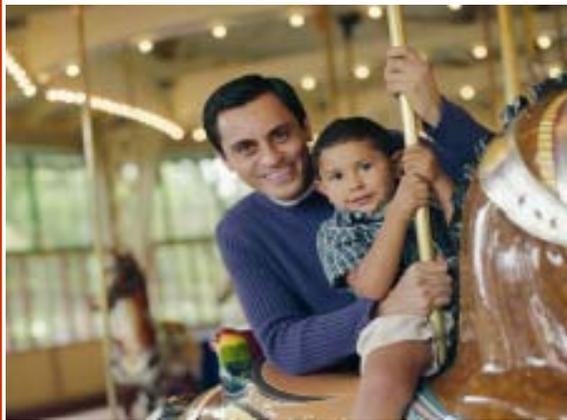
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Join the growing list of parks and recreational areas throughout Oregon that have adopted tobacco-free or smokefree policies:

Ashland	Klamath Falls	Bend Parks and Recreation District
Bandon	Lake Oswego	Chehalem Parks and Recreation District
Beaverton	Lincoln City	Crook County Parks and Recreation District
Coos Bay	McMinnville	Hood River Valley Parks and Recreation District
Corvallis	Medford	North Wasco County Parks and Recreation District
Dallas	North Plains	North Wasco County Parks and Recreation District
Dayton	Pendleton	North Wasco County Parks and Recreation District
Echo	Portland	Tualatin Hills Parks and Recreation District
Forest Grove	Rainier	Tualatin Hills Parks and Recreation District
Grants Pass	Roseburg	Hood River County
Happy Valley	Sherwood	Benton County
Hermiston	Stayton	Oregon Metro
Hillsboro	Wilsonville	Oregon Metro
Independence	Winston	Oregon State Parks
John Day		

May 11, 2015 Veneta City Council Packet



80% of adult Oregonians do not smoke

90% of adult Oregonians say that people should be protected from secondhand smoke

For more information on your local county Tobacco Prevention Program contact:
Oregon Health Authority

<http://public.health.oregon.gov/PreventionWellness/TobaccoPrevention/Pages/index.aspx>



5 REASONS PARKS ACROSS OREGON ARE GOING SMOKEFREE



Tobacco-free outdoor areas help families promote healthy lifestyles and reinforce the fact that most Oregonians do not smoke.

1. TOBACCO FREE PARKS PROMOTE HEALTHY OUTDOOR RECREATION

Tobacco free parks create healthy and safe environments for users of all ages and reinforce the fact to children and youth that most Oregonians don't smoke.



2. TOBACCO FREE PARKS PROTECT USERS FROM EXPOSURE TO UNSAFE SECONDHAND SMOKE

Outdoor smoke can be just as harmful for health risks and air pollution as indoor smoke, according to a 2007 Stanford study. Smoke-free outdoor areas are important, especially as one in ten Oregonians suffers from asthma and almost 70% of current smokers want to quit, and quit for good.

3. TOBACCO FREE POLICIES PROTECT YOUTH FROM EXPOSURE TO DANGEROUS EMERGING PRODUCTS

There are many new tobacco products on the market that appeal to youth. In particular, e-cigarettes and vaping devices have no state or federal age restrictions on purchase or use.



4. TOBACCO FREE PARKS ARE GOOD FOR ENVIRONMENT AND WILDLIFE

- ◆ Cigarette and tobacco litter can harm animals who ingest it.
- ◆ Cigarette butts are the number one litter item found by litter clean up volunteers in Oregon. (Source: SOLV, Stop Oregon Litter and Vandalism)
- ◆ Cigarette butts do not biodegrade easily and can stay around for many years.

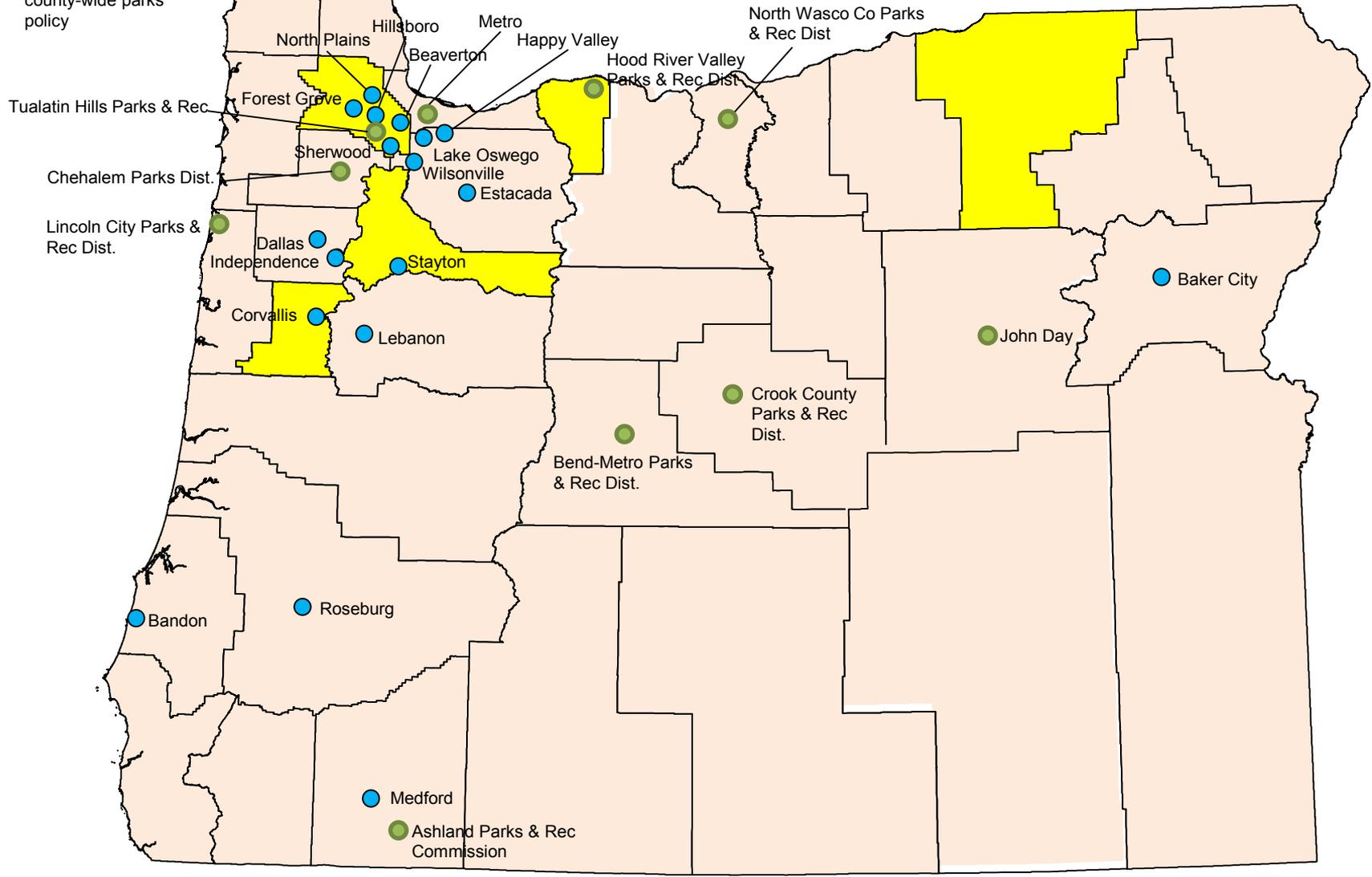
5. TOBACCO FREE POLICIES SAVE MONEY

- ◆ Lower Maintenance and operation costs
- ◆ Reduce risk of damage to park equipment.
- ◆ Lower risk of fire



Parks with 100% Tobacco or Smoke Free Policies

- Parks District Parks Policy
- City-wide Parks Policy
- Yellow shading for county-wide parks policy



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CITY OF VENETA

ORDINANCE _____

AN ORDINANCE AMENDING THE VENETA MUNICIPAL CODE BY ADDING
CHAPTER ~~X.XX~~ REGARDING ELECTRONIC SMOKING DEVICES; AND
PROHIBITING SMOKING WITHIN CITY PARKS ||

Commented [LGLG1]: Insert into Title 8, Health and Safety (currently covers nuisances and tree cutting) or Title 9, Public Peace, Morals and Welfare (currently covers general offenses, parental responsibility, minors curfew, noise, and marijuana)?

Commented [LGLG2]: When do you anticipate this going into effect? Do you want an emergency clause, to put this in place before any state law is adopted?

WHEREAS, Electronic Smoking Devices are relatively new products; and

WHEREAS, there are no City, State or Federal regulations regarding the purchase, use and possession of Electronic Smoking Devices or Electronic Smoking Device Liquids by minors; and

WHEREAS, the Council wishes to address concerns regarding the health impacts of Electronic Smoking Devices and Electronic Smoking Device Liquids.

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

Section 1. Enactment. Chapter X.XX of the Veneta Municipal Code (VMC) is hereby added as follows.

Chapter X.XX
Electronic Smoking Devices

X.XX.XXX Definitions. For the purposes of this chapter, the words and phrases shall have the following meanings:

- A. "Electronic Smoking Device" (or "ESD") means any electronic product that delivers nicotine or any other substance to the Person inhaling from the device, including, but not limited to an electronic cigarette, e-cigar, e-pipe, vape pen or e-hookah. Electronic Smoking Device includes any component, part, or accessory of such a product, whether or not sold separately. Electronic Smoking Device does not include drugs, devices, or combination products approved for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.
- B. "Electronic Smoking Cartridges" or "Electronic Smoking Device Liquid" means the part or accessory to an Electronic Smoking Device that is heated, atomized, vaporized or through some other process using an ESD, becomes airborne to facilitate inhalation of the product or its byproducts.
- C. "Nominal Cost" means the cost of any item imposed for the transfer from one Person to another for less than the total of: (1) twenty-five percent (25%) of the fair market value of the item exclusive of taxes and government fees; plus (2) all taxes and government fees previously paid and all taxes and government fees still due on the item at the time of transfer.
- D. "Nonsale Distribution" means to give, furnish, or cause or allow to be given or furnished, wholly or for sampling, at no cost or at Nominal Cost to a Person who is not a Retailer.

- E. "Person" means any natural Person, Business, employer, nonprofit entity, personal representative, receiver, trustee, assignee, or any other legal entity including a government agency.
- F. "Retailer" means a business or Person that sells goods directly to consumers.
- G. "Self-Service Display" means the open display or storage of ESD products or in a manner that is physically accessible in any way to the general public without the assistance of the Retailer or employee of the Retailer and a direct Person-to-Person transfer between the purchaser and the Retailer or employee of the Retailer. A vending machine is a form of Self-Service Display.
- H. "Smoke" and "Smoking" mean inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, weed, plant, or other tobacco-like product or substance in any manner or in any form. "Smoke" and "Smoking" also include the use of an Electronic Smoking Device which creates an aerosol, in any manner or in any form. A lighted Smoking instrument includes an activated or "switched on" ESD.

X.XX.XXX Purpose.

In addition to Oregon State regulations on the sale, possession, and use of tobacco and tobacco products, this chapter is enacted to regulate the sale, possession, and use of Electronic Smoking Devices, Electronic Smoking Cartridges or Electronic Smoking Device Liquids in the City of Veneta.

X.XX.XXX Requirements and Prohibitions.

- A. Sale to Minors Prohibited. All Persons are prohibited from selling, giving or furnishing, or causing to be sold, given or furnished, an Electronic Smoking Device, Cartridge or Liquid to a Person under 18 years of age in any place within the City of Veneta.
- B. Positive identification required. Retailers are prohibited from selling, giving or furnishing an Electronic Smoking Device, Cartridge or Liquid to a Person who appears to be under 27 years of age without first examining identification to confirm that the recipient is at least 18 years of age.
- C. Self-Service Displays of Electronic Smoking Devices, Cartridges or Liquids are prohibited.
- D. Nonsale Distribution Prohibited. Except as provided in Section X.XX.XXX(A), all Persons are prohibited from the Nonsale Distribution of any Electronic Smoking Device, Cartridge or Liquid to a Person who is not a Retailer.

Commented [LGLG3]: References next Section, Possession, Distribution and Use by Minors.

X.XX.XXX Possession, Distribution and Use by Minors.

- A. Except as provided in subsection B of this section, it is unlawful for any Person under 18 years of age to possess, receive, purchase, sell, distribute, use or consume an Electronic Smoking Device, Cartridge or Liquid. It is unlawful for any Person under 18 years of age to have personal possession or use of an Electronic Smoking Device, Cartridge or Liquid except when such minor is in a private residence accompanied by the parent or guardian of the minor and with the consent of such parent or guardian.

- B. A minor acting under the supervision of an authorized adult may purchase, attempt to purchase or acquire Electronic Smoking Devices, Cartridges or Liquids for the purpose of testing compliance with local law limiting or regulating the delivery of Electronic Smoking Devices, Cartridges or Liquids to minors.

X.XX.XXX Non-Retaliation.

Persons, Retailers, and Employers are prohibited from intimidating, threatening any reprisal, or effecting any reprisal, for the purpose of retaliating against another Person that seeks to attain compliance with this Chapter.

X.XX.XXX Use of Electronic Smoking Devices Prohibited Except in Designated Areas.

It is the policy of the City of Veneta that Smoking, as defined by this Chapter, is prohibited in all public places and places of employment as defined in ORS 433.835.

- A. A Person may not Smoke or carry any lighted Smoking instrument in a public place or place of employment except in areas designated as Smoking areas pursuant to ORS 433.850.
- B. A Person may not Smoke or carry any lighted Smoking instrument within 10 feet of the following parts of public places or places of employment:
 1. Entrances;
 2. Exits;
 3. Windows that open; and
 4. Ventilation intakes that serve an enclosed area.
- C. A Person may not Smoke or carry any lighted Smoking instrument in a room during the time that jurors are required to use the room.

X.XX.XXX Penalties and Enforcement.

Violations of this Ordinance will be as set by VMC 9.05.360.

Section 2. Amending VMC 12.10.

- A. VMC 12.10.010, Definition, is hereby amended as follows:

“For purposes of this Chapter the term “park” is defined include:

- (1) any land owned or leased by the City of Veneta and designated as a park by the City Council;
- (2) any City owned or managed parks and recreational facilities; and
- (3) all public parks, trails, open space, and special use areas, such as sport fields, tennis courts, basketball courts, and swimming pools, including spectator areas and bleachers.”

- B. VMC 12.10.030, Prohibited Smoking and Tobacco Use, is hereby amended as follows:

Commented [LGLG4]: These “Indoor Clean Act” provisions could instead be separately placed in another section of the Code (i.e. Health and Safety), even if the minor in possession provisions are placed within Title 9, Public Peace, Morals and Welfare.

Commented [LGLG5]: This relies on the “General Offenses” penalty of up to a \$1,000 fine. This could be replaced with a separate, stand-alone penalty, or reference/rely upon a different general penalty provision, such as VMC 1.10.

Commented [LGLG6]: This subsection broadens the current definition of park which currently reads:

““Park” shall include any land owned or leased by the City and designated as a park by the City Council.”

"No person may chew any tobacco or tobacco product, or Smoke, or carry any lighted Smoking instrument, as those terms are defined in VMC X.XX.XXX, in any Park or within 10 feet of the boundary of any Park."

C. All other existing Sections of Chapter 12.10, City Parks, shall remain in full force and effect.

Section 3.

READ FOR A FIRST TIME, BY TITLE ONLY, this ____ day of _____, 2015, no Council person in attendance having requested that it be read in full.

READ FOR A SECOND TIME, BY TITLE ONLY, AND FOR FINAL ADOPTION, this ____ day of _____, 2015, no Council person present having requested that it be read in full.

PASSED AND ADOPTED by a ____ vote for and ____ against by the City of Veneta Council this ____, day of _____, 2015.

Sandra Larson
Executed on _____

ATTEST:

Darci Henneman, City Recorder

Executed on _____

Commented [LGLG7]: In the alternative, do you instead wish to stay with the current approach which is to allow Smoking within walkways? If so, this phrase could instead state:

"The restrictions of this Section shall not apply to persons travelling in a motor vehicle, nor to persons walking on sidewalks, in parking lots, or on other pedestrian pathways so long as they continue to move."

Commented [LGLG8]: Is there a need to set a specific effective date or insert an emergency clause for this Ordinance?