

**PROCLAMATION  
WOODBURN'S TULIP FESTIVAL  
March 25 thru April 25, 2010**

**WHEREAS**, the Woodburn Tulip Festival welcomes the world to view the vast acres of brilliantly colored tulips, and

**WHEREAS**, the Woodburn Tulip Festival spotlights a unique, growing horticultural industry that was enjoyed last year by more than 125,000 visitors, and

**WHEREAS**, the Woodburn Tulip Festival instills a spirit of unification and cooperation among the diverse groups of the people of the community, and

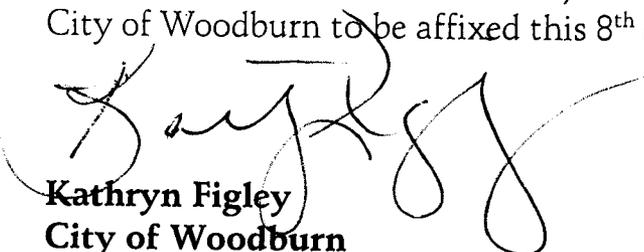
**WHEREAS**, the Woodburn Tulip Festival provides fun filled activities for young and old, to "tip-toe" through the tulips and enjoy the majestic view of Mt. Hood and the quality of life we Oregonians cherish.

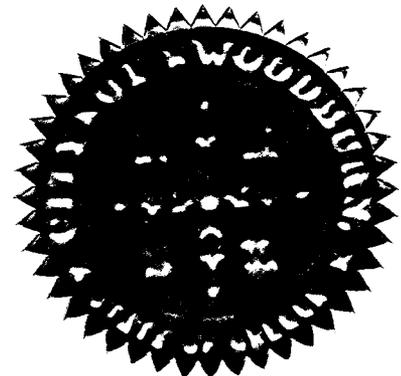
**THEREFORE, I, Kathryn Figley, Mayor of the City of Woodburn, proclaim March 25 thru April 25, 2010, the official**

**Woodburn Tulip Festival Month**

I hereby ask my fellow Oregonians to join me in encouraging participation and support of this beautiful event that promotes Woodburn throughout the country.

**IN WITNESS WHEREOF**, I hereunto set my hand and caused the seal of the City of Woodburn to be affixed this 8<sup>th</sup> day of February, 2010.

  
**Kathryn Figley  
City of Woodburn**



**COUNCIL MEETING MINUTES**  
**January 11, 2010**

**TAPE**  
**READING**

1-0001 **DATE: COUNCIL CHAMBERS, CITY HALL, CITY OF WOODBURN, COUNTY OF MARION, STATE OF OREGON, JANUARY 11, 2010.**

**CONVENED:** The meeting convened at 7:00 p.m. with Mayor Figley presiding.

**ROLL CALL:**

Mayor	Figley	Present
Councilor	Cox	Present
Councilor	Lonergan	Present
Councilor	McCallum	Present
Councilor	Morris	Present
Councilor	Pugh	Present
Councilor	Schmidt	Present

**Staff Present:** City Administrator Derickson, Assistant City Administrator Stevens, City Attorney Shields, Police Chief Russell, Public Works Director Brown, Community Services Director Row, Economic & Community Development Director Hendryx, Recreation Services Manager Spence, Police Captain Garrett, Police Captain Alexander, City Recorder Shearer.

1-0050 **ANNOUNCEMENTS:**

A) City Hall and the Library will be closed Monday, January 18<sup>th</sup> for Martin Luther King Jr. Day. The Aquatic Center will be open during normal business hours.

1-0066 **APPOINTMENTS:**

Mayor Figley made the following appointments and reappointments to City Boards and Budget Committee:

**Park Board:**

Reappoint Joseph Nicoletti for a term expiring December 2013  
Reappoint Rosetta Wangerin for a term expiring December 2013  
Appoint Bruce Thomas for a term expiring December 2013  
Appoint Zandi Cox for a term expiring December 2010

**McCallum/Pugh...** approve the appointments made by the Mayor. Motion passed unanimously.

**Library Board:**

Reappoint Willis Grafe for a term expiring December 2013  
Reappoint Nancy Kirksey for a term expirin December 2013  
Appoint Kristen Berkey for a term expiring December 2010

**Cox/Lonergan...** approve the appointments made by the mayor. Motion passed unanimously.

**COUNCIL MEETING MINUTES**  
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**TAPE**  
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Budget Committee:

Reappoint Eric Swenson

Reappoint Don Judson

**Lonergan/McCallum...** approve the appointments made by the Mayor. Motion passed unanimously.

**PROCLAMATIONS:**

None

1-0224 **PRESENTATIONS:**

- A) OACP presented medals to the Family of Captain Tom Tennant and to Police Chief Scott Russell.
- B) Chief Scott Russell awarded the Woodburn Police Department Medal of Honor to Sergeant Nick Wilson, Sergeant John Mikkola, Detective Craig Halupowski, and Detective Rick Puente for their distinguished service during the events of December 12, 2008.
- C) Chief Scott Russell presented the Woodburn Public Works Department with the Woodburn Police Department Public Service award for their efforts in the days and weeks following December 12, 2008.
- D) Recreation Services Manager Spence recognized Ray Herrera of Viesko Quality Concrete for his creative Santa transport projects.

1-0789 **COMMITTEE REPORTS:**

- A) Chamber of Commerce – Don Judson, Executive Director updated the Council on Chamber tourism promotion activities and upcoming events.
- B) Woodburn School District – Superintendent Walt Blomberg updated the Council on the flourishing International Baccalaureate and Advanced Placement programs in the Woodburn School District.

1-1619 **BUSINESS FROM THE PUBLIC:**

- A) Woodburn Art Center will be hosting a Rock & Roll art show January 15-February 28.

1-1682 **CONSENT AGENDA:**

- A) approve the Council minutes of December 14, 2009; and
- B) approve the Council Executive Session minutes of December 14, 2009; and
- C) approve the Planning Commission minutes of October 22, 2009; and
- D) approve the Planning Commission minutes of November 5, 2009; and
- E) approve the Planning Commission minutes of November 19, 2009; and
- F) accept the Crime statistics for November 2009.

**COUNCIL MEETING MINUTES**  
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**TAPE**  
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**McCallum/Pugh** ...adopt the Consent Agenda as presented. The motion passed unanimously.

1-1850 **PUBLIC HEARING – TYPE V LEGISLATIVE AMENDMENT – DOWNTOWN DEVELOPMENT PLAN UPDATE (LA 2009-01)**

Mayor Figley declared the hearing open at 7:30 pm for the purpose of hearing public input on proposed updates to the Downtown Development Plan. Economic & Community Development Director Hendryx made a presentation summarizing the history of the Downtown Development Plan and recent efforts to modify the plan by the Planning Commission. He summarized the changes made to the plan leading to tonight's hearing. Director Hendryx also requested an amendment to correct a conflict in the text of the plan and the text of the ordinance. Councilors Morris and Cox clarified with Director Hendryx that the plan and the ordinance should reflect the Planning Commission's recommendation of 40 and 50 foot height limits in the Downtown Development Conservation (DDC) district.

Council members asked staff about parking provisions, conformance of existing downtown businesses, street widths, and height restrictions. Director Hendryx clarified that parking is required to be addressed with each development application, that no downtown businesses would be made no-conforming by this plan, that the need for variances addressing the narrow downtown streets would be sharply reduced, and answered questions regarding the height limits in the plan and stated that all of the limits could be modified through the conditional use process.

Mayor Figley invited the proponents of the Downtown Development Plan Update to address Council. Ellen Bandelow, Chair of the Planning Commission spoke in favor of the plan and the efforts of the Planning Commission to modify the Downtown Development Plan to accommodate both commercial and residential development and to provide for opportunities for developers to bring ideas to the City.

Richard Jennings, of 595 Filbert, Woodburn, and Planning Commissioner spoke in favor of adopting the Downtown Development Plan. Mr. Jennings stated that when the Planning Commission began with the modifications to the plan there were many differences of opinion but by the end of the process everyone was on the same page. He believes that this was the best plan the Commission was capable of providing and believes the compromises included serve the best interests of the City and the Downtown residents.

Don Judson, Executive Director of the Woodburn Chamber of Commerce stated that the Woodburn Chamber of Commerce supports the Downtown Development Plan. He applauds the flexibility in the plan. He also spoke of the efforts of the Woodburn Downtown Association to reduce crime in the downtown area.

Mayor Figley invited the opponents of the Downtown Development Plan Update to

## COUNCIL MEETING MINUTES January 11, 2010

### TAPE READING

address Council. Durrell Crays of 167 N. Settlemeir, Woodburn, Chairman of the Historic Woodburn Neighborhood Association submitted a statement signed by 16 residents objecting to zoning changes intended to increase population density and building heights of greater than 40 feet. He further stated that the Historic Woodburn Neighborhoods Association supports the revitalization of downtown businesses and supports the Downtown Development Plan with one major reservation, which is the height standard.

Richard Lowry of 479 5<sup>th</sup> St, Woodburn spoke of the original revision to the plan and Council's decision to send it back to the Planning Commission for additional revision and public input. Mr. Lowry asserted that there was not community outreach beyond the public hearing. Mr. Lowry requests that the height limits be lowered to 40 feet.

Dagmar Kinne of 586 Grant St., Woodburn submitted a white paper discussing the impact of train noise and vibration on the Downtown residential areas.

Juan Hernandez of 475 Front St, Woodburn expressed concern about traffic and pedestrian safety under the plan.

Bruce Thomas of 130 W Cleveland St, Woodburn discussed the stakeholder committee involvement with the development and modification of the Downtown Development Plan.

2-0670 The Public Hearing was closed at 8:50 pm.

Council discussed the testimony received and asked further clarifying questions of staff resulting in the following motions:

2-3400 **Cox/Pugh...** to amend the Downtown Development Plan by modifying page 70 of the Downtown Development Plan (page 156 in the Agenda Packet) under CG Commercial General—New Gateway Subdistrict, Additional Key Elements to read “Building height limit transitioning from 40 feet adjacent to residentially zoned properties to 50 feet next to the railroad tracks.” and on the same page under DDC Downtown Development and Conservation Zone, modify under Key Elements to read “Building height limit of 40 feet.” and instruct staff to make any other plan revisions to be consistent with this change. Amendment passed unanimously.

2-3600 **Cox/McCallum...** adopt the Downtown Development Plan as amended and modified by staff per Council direction above. Motion passed unanimously.

Council recessed at 9:25 and reconvened at 9:30.

2-3800 **PUBLIC HEARING – TYPE V LEGISLATIVE AMENDMENT – LA 2009-02,  
ALLOWING SIGNS IN THE PUBLIC RIGHT OF WAY IN THE RETIREMENT  
COMMUNITY SINGLE-FAMILY RESIDENTIAL (R1S) ZONE**

Mayor Figley declared the hearing open at 9:35pm for the purpose of hearing public input on proposed changes to sign regulations in the Retirement Community Single Family Residential Zone (R1S). Economic and Community Development Director

## COUNCIL MEETING MINUTES January 11, 2010

### TAPE READING

Hendryx gave a presentation covering the history of the proposed amendment regarding signs in the Retirement Community Single-Family Residential zone. Council discussed the history of the sign code and activities of the Planning Commission and Sign Focus group leading to this amendment. Director Hendryx stated that the Planning Commission recommended denial of this amendment.

Mayor Figley invited proponents and opponents of the amendment to address Council. Richard Siewert of Estates Realty at 2265 Country Club Rd, Woodburn spoke in favor of the amendment stating that the additional visibility and accessibility would help home sellers in the area. Dave Christoff of 671 Ironwood Terrace, Woodburn requested that the sign rules and ordinances be consistent citywide rather than area specific and is in favor of uniform enforcement of the sign code. Richard Jennings of 595 Filbert, Woodburn spoke in opposition of the amendment, citing reservations about making changes to the sign code applicable to one area of the city instead of citywide. Jean Kemp spoke in favor of the amendment. The Public Hearing was closed at 10:15pm.

Council discussed the testimony received and asked further clarifying questions of staff resulting in the following motions:

**Pugh/Schmidt**...adopt the legislative amendment. Motion failed on roll call vote with Councilors Pugh, Schmidt, and Cox voting aye, Councilors Lonergan, McCallum, and Morris voting nay; Mayor Figley voted nay. Mayor Figley stated for the record that she may support this concept applied on a uniform, consistent citywide basis, but would not for a specific neighborhood.

**McCallum/Cox**... return the amendment to the Sign Ordinance Focus Group for further review. Motion passed unanimously.

3-1781 **PUBLIC HEARING – FINAL ASSESSMENT HEARING – IRONWOOD STREET  
TREE REPLACEMENT AND SIDEWALK REPAIR LOCAL IMPROVEMENT  
DISTRICT**

Councilor McCallum declared a conflict of interest and refrained from participation in Council discussion. Mayor Figley declared the hearing open at 10:38 pm for the purpose of hearing public input on the proposed final assessment for the Ironwood Local Improvement District. Council received a copy of a letter submitted by Richard Baxley of 2562 Edgewater Dr and it was entered into the record. No one requested an opportunity to speak to Council on this issue. The Public Hearing was closed at 10:40 pm.

**COUNCIL MEETING MINUTES**  
**January 11, 2010**

**TAPE**  
**READING**

3-2000 **COUNCIL BILL NO. 2807 – AN ORDINANCE LEVYING ASSESSMENTS FOR THE IRONWOOD NEIGHBORHOOD LOCAL IMPROVEMENT DISTRICT TO REPLACE STREET TREES AND REPAIR SIDEWALKS**

Councilor Lonergan introduced Council Bill 2807. Recorder Shearer read the two readings of the bill by title only since there were no objections from the Council. Councilor McCallum did not participate in the vote of this bill due to a declared conflict of interest. On roll call vote for final passage, the bill passed unanimously (excluding Councilor McCallum). Mayor Figley declared Council Bill No. 2807 duly passed.

3-2180 **COUNCIL BILL NO. 2808 – A RESOLUTION TO AMEND THE CLEAN WATER STATE REVOLVING FUND LOAN AGREEMENT NO. R98414 WITH THE STATE OF OREGON AND AUTHORIZING THE CITY ADMINISTRATOR TO SIGN SUCH AGREEMENT**

Councilor McCallum introduced Council Bill 2808. Recorder Shearer read the bill by title only since there were no objections from the Council. City Administrator Derickson reminded Council for the record that repayment of this loan is contingent upon future utility rate increases. On roll call vote for final passage, the bill passed unanimously. Mayor Figley declared Council Bill No. 2808 duly passed.

3-2210 **LIQUOR LICENSE CHANGE OF OWNERSHIP FULL ON-PREMISES SALES**

**Lonergan/McCallum...** the Woodburn City Council recommends that the Oregon Liquor Control Commission approve a Change of Ownership application for The End Zone. Motion passed unanimously.

3-2276 **CITY ADMINISTRATOR'S REPORT:**

A) Digital recording equipment will soon be installed in Council chambers which will enable the audio record of Council meetings to be accessed via the internet.

**MAYOR AND COUNCIL REPORTS:**

Councilor McCallum announced that the kick off meeting for the 2010 Relay for Life will be 6:30pm January 21, 2010 at Wellspring. Councilor Cox stated that he will be absent for the March and April meetings.

**COUNCIL MEETING MINUTES**  
**January 11, 2010**

**TAPE**  
**READING**

**ADJOURNMENT:**

**Lonergan/Morris...**meeting be adjourned. The motion passed unanimously.  
The meeting adjourned at 10:50 p.m.

APPROVED \_\_\_\_\_  
KATHRYN FIGLEY, MAYOR

ATTEST \_\_\_\_\_  
Christina M. Shearer, Recorder  
City of Woodburn, Oregon

**COUNCIL MEETING MINUTES**  
**January 25, 2010**

**TAPE  
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1-0001 **DATE: COUNCIL CHAMBERS, CITY HALL, CITY OF WOODBURN,  
COUNTY OF MARION, STATE OF OREGON, JANUARY 25, 2010.**

**CONVENED:** The meeting convened at 7:00 p.m. with Mayor Figley presiding.

**ROLL CALL:**

Mayor	Figley	Present
Councilor	Cox	Present
Councilor	Lonergan	Present
Councilor	McCallum	Present
Councilor	Morris	Present
Councilor	Pugh	Present
Councilor	Schmidt	Present

**Staff Present:** City Administrator Derickson, Assistant City Administrator Stevens, City Attorney Shields, Police Chief Russell, Public Works Director Brown, Economic & Community Development Director Hendryx, Police Captain Garrett, Finance Director Palacios, City Recorder Shearer.

1-0055 **PRESENTATIONS:**

A) Alan Fox, ODOT Project Manager for gave a presentation on the status of the Woodburn Interchange project including appearance features of the interchange, the approach of public involvement, the role of Council, and assessing Council direction on project. Public Works Director Brown indicated that he would bring a Resolution to Council for approval of the aesthetics working group membership and articulating Council's commitment to the project.

1-2500 **CONSENT AGENDA:**

A) approve the Park & Recreation Workshop minutes of January 12, 2010; and

B) approve the Library Board minutes of January 13, 2010.

**MCCALLUM/COX** ...adopt the Consent Agenda as presented. The motion passed unanimously.

1-2555 **COUNCIL BILL NO. 2809 – AN ORDINANCE ADOPTING THE DOWNTOWN  
DEVELOPMENT PLAN UPDATE, AMENDING THE WOODBURN  
COMPREHENSIVE PLAN, WOODBURN TRANSPORTATION SYSTEM PLAN,  
WOODBURN ZONING MAP, AND THE WOODBURN DEVELOPMENT  
ORDINANCE**

Councilor McCallum introduced Council Bill No. 2809. Recorder Shearer read the two readings of the bill by title only since there were no objections from the Council. On roll call vote for final passage, the bill passed unanimously. Mayor Figley declared Council Bill No. 2809 duly passed.

**COUNCIL MEETING MINUTES**  
**January 25, 2010**

**TAPE  
READING**

1-2700 **AWARD OF CONSTRUCTION CONTRACT FOR WATER SYSTEM CONSOLIDATION PROJECT – OREGON SAFE DRINKING WATER REVOLVING FUND LOAN AND AMERICAN RECOVERY AND REINVESTMENT ACT**  
**COX/PUGH...**that the City Council, in it's capacity as the Local Contract Review Board, award the construction contract for the Water System Consolidation Project to M.L. Houck in the amount of \$1,787,149 for base bid. The motion passed unanimously.

1-2750 **LIQUOR LICENSE APPLICATION FOR A LIMITED ON-PREMISES SALES LIQUOR LICENSE**  
**LONERGAN/MCCALLUM...** the Woodburn City Council recommends that the Oregon Liquor Control Commission approve a Limited On-Premises Sales Liquor License application for Los Girasoles. The motion passed unanimously.

1-2845 **LIQUOR LICENSE RENEWAL FOR 2010**  
**COX/SCHMIDT...** the Woodburn City Council recommends that the Oregon Liquor Control Commission approve renewal of the liquor licenses for the listed businesses for the year 2010. The motion passed unanimously.

1-3165 **APPROVAL OF PARTITION PAR 2009-02 FOR THE PROPERTY LOCATED BETWEEN PROGRESS WAY AND THE WELLSRING CLINIC**  
The Council declined to call this item up for review.

1-3290 **MAYOR AND COUNCIL REPORTS:**  
Councilor Pugh complimented City Administrator Derickson on his recent information update to Council.  
Councilor Lonergan thanked Police Chief Russell and the Police Department for their work leading to a number of arrests the past week.  
Councilor McCallum thanked Mayor Figley and Councilors Schmidt and Cox for their support of the Relay for Life.  
Councilor Schmidt requested that staff provide notice if packet revisions are anticipated.  
Councilor Cox reminded staff and Council that he will miss meetings for the next two months.  
Mayor Figley reported on her meeting with the Land Conservation and Development Commission.

**ADJOURNMENT:**  
**MCCALLUM/LONERGAN...**meeting be adjourned. The motion passed unanimously.

The meeting adjourned at 7:55 p.m.

**COUNCIL MEETING MINUTES**  
**January 25, 2010**

**TAPE**  
**READING**

APPROVED \_\_\_\_\_  
KATHRYN FIGLEY, MAYOR

ATTEST \_\_\_\_\_  
Christina M. Shearer, Recorder  
City of Woodburn, Oregon

Woodburn Police Dept.  
 DATE: 2/03/2010  
 TIME: 12:23:48  
 ORI#: OR0240500 WPD

PAGE 1  
 PL6850  
 LINDAEU

MONTHLY ARRESTS BY OFFENSE FOR JANUARY THRU DECEMBER 2009  
 RESULTS FOR ALL CHARGES

CHARGE DESCRIPTION	JAN	FEB	MAR	APR	MAY	JUN	JLY	AUG	SEP	OCT	NOV	DEC	TOTAL
AGGRAVATED ASSAULT	2	1	2	4	4	9	1	2	1	0	0	2	28
AGGRAVATED MURDER	0	0	0	0	0	0	0	0	0	0	0	0	0
ANIMAL CRUELTY	0	0	0	0	0	0	0	0	0	0	0	0	0
ANIMAL ORDINANCES	0	0	0	0	5	2	3	1	4	1	0	2	18
ARSON	0	0	0	0	0	0	0	0	2	0	0	0	2
ASSAULT SIMPLE	3	9	10	19	7	18	13	9	12	11	6	16	133
ATTEMPTED MURDER	0	0	0	0	0	0	0	0	1	0	0	0	1
BOMB THREAT	0	0	0	0	0	0	0	0	0	0	0	0	0
BRIBERY	0	0	0	0	0	0	0	0	0	0	0	0	0
BURGLARY - BUSINESS	2	0	0	1	0	0	0	0	0	0	0	0	3
BURGLARY - OTHER STRUCTURE	0	1	0	0	0	0	0	0	0	0	0	0	1
BURGLARY - RESIDENCE	0	2	0	3	3	1	1	0	1	1	0	1	13
CHILD ADBANDONMENT	0	0	0	0	0	0	0	0	0	0	0	0	0
CHILD NEGLECT	0	0	4	1	1	4	1	5	0	1	0	0	17
CITY ORDINANCE	0	0	0	0	0	0	0	0	0	0	0	0	0
COMPUTER CRIME	0	0	0	0	0	0	0	0	0	0	0	0	0
CRIME DAMAGE-NO VANDALISM OR ARSON	2	2	3	1	0	1	0	0	2	0	1	1	13
CRIMINAL MISTREATMENT	0	0	0	0	0	0	0	0	0	0	0	0	0
CURFEW	2	6	2	1	3	0	3	3	0	0	0	0	20
CUSTODIAL INTERFERENCE	0	0	0	0	0	0	0	0	0	0	0	0	0
CUSTODY - DETOX	0	3	3	1	1	3	0	2	0	0	3	1	17
CUSTODY - MENTAL	3	1	2	2	1	4	2	3	1	4	4	2	29
CUSTODY - PROTECTIVE	0	0	0	0	0	0	0	0	0	0	0	0	0
DISORDERLY CONDUCT	2	6	13	3	3	11	4	8	16	5	1	6	78
DOCUMENTATION	0	0	0	0	0	0	0	0	0	0	0	0	0
DRINKING IN PUBLIC	0	0	0	0	0	0	0	0	0	0	0	0	0
DRIVING UNDER INFLUENCE	2	10	7	4	13	12	12	6	10	12	8	7	103
DRUG LAW VIOLATIONS	12	24	37	31	4	37	16	20	21	27	11	3	243
DRUG PARAPHERNALIA	0	0	0	0	0	0	0	0	0	0	0	0	0
DWS/REVOKED - FELONY	0	1	0	0	0	0	0	0	1	0	1	1	4
DWS/REVOKED-MISDEMEANOR	3	3	2	3	5	2	6	7	4	0	1	3	39
ELUDE	0	1	0	3	0	0	1	0	2	0	3	0	10
EMBEZZLEMENT	0	0	1	0	0	1	0	0	0	0	0	0	2
ESCAPE FROM YOUR CUSTODY	0	0	0	0	0	0	0	0	1	0	0	0	1
EXPLOSIVES	0	0	0	0	0	0	0	0	0	0	0	0	0
EXTORTION/BLACKMAIL	0	0	0	0	0	0	0	0	0	0	0	0	0
FAIL TO DISPLAY OPERATORS LICENSE	2	2	1	1	1	1	2	2	2	2	1	0	17
FAILURE TO REGISTER AS SEX OFFENDER	0	0	0	0	0	0	0	0	0	0	0	0	0
FAMILY-OTHER	0	0	0	0	0	0	0	0	0	0	0	0	0
FORCIBLE RAPE	0	0	0	0	0	0	0	2	0	0	1	0	3
FORGERY/COUNTERFEITING	5	5	0	0	3	1	1	5	1	2	1	1	25
FRAUD - ACCOUNT CLOSED CHECK	0	0	0	0	0	0	0	0	0	1	0	0	1
FRAUD - BY DECEPTION/FALSE PRETENSES	0	0	0	0	0	0	0	0	0	0	0	0	0
FRAUD - CREDIT CARD/AUTOMATIC TELLER MACHINE	1	0	1	0	1	0	0	2	0	0	0	0	5
FRAUD - IMPERSONATION	3	5	2	0	2	1	0	2	0	0	0	0	15
FRAUD - NOT SUFFICIENT FUNDS CHECK	0	0	0	0	0	0	0	0	0	0	0	0	0
FRAUD - OF SERVICES/FALSE PRETENSES	0	0	0	0	0	0	0	1	0	0	0	1	2
FRAUD - WIRE	0	0	0	0	0	0	0	0	0	0	0	0	0
FRAUD-OTHER	0	0	0	0	0	0	0	0	0	0	0	0	0
FUGITIVE ARREST FOR ANOTHER AGENCY	21	25	15	27	31	20	20	24	22	18	25	17	265
FURNISHING	0	1	1	0	0	2	0	1	1	5	0	0	11
GAMBLING - GAMES	0	0	0	0	0	0	0	0	0	0	0	0	0

Woodburn Police Dept.  
 DATE: 2/03/2010  
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PAGE 2  
 PL6850  
 LINDAEU

MONTHLY ARRESTS BY OFFENSE FOR JANUARY THRU DECEMBER 2009  
 RESULTS FOR ALL CHARGES

CHARGE DESCRIPTION	JAN	FEB	MAR	APR	MAY	JUN	JLY	AUG	SEP	OCT	NOV	DEC	TOTAL
GAMBLING - OTHER	0	0	0	0	0	0	0	0	0	0	0	0	0
GARBAGE LITTERING	0	0	1	1	0	0	0	0	0	1	0	0	3
HIT AND RUN FELONY	0	0	1	0	0	0	1	0	0	0	0	0	2
HIT AND RUN-MISDEMEANOR	3	3	1	1	2	0	1	1	1	3	3	1	20
IDENTITY THEFT	0	0	0	0	0	0	0	0	0	0	0	0	0
ILLEGAL ALIEN - INS HOLD	0	0	0	0	0	0	0	0	0	0	0	0	0
INTIMIDATION /OTHER CRIMINAL THREAT	1	2	5	2	4	2	2	2	6	4	2	1	33
INVASION OF PERSONAL PRIVACY	0	0	0	0	0	0	0	0	0	0	0	0	0
JUSTIFIABLE HOMICIDE	0	0	0	0	0	0	0	0	0	0	0	0	0
KIDNAP - FOR ADDITIONAL CRIMINAL PURPOSE	0	0	0	0	0	0	0	0	1	0	0	1	2
KIDNAP - FOR RANSOM	0	0	0	0	0	0	0	0	0	0	0	0	0
KIDNAP - HI-JACK,TERRORIST	0	0	0	0	0	0	0	0	0	0	0	0	0
KIDNAP - HOSTAGE/SHIELD OR REMOVAL/DELAY WITNESS	0	0	0	0	0	1	0	0	0	0	0	0	1
LICENSING ORDINANCES	0	0	0	0	0	0	0	0	0	0	0	0	0
LIQUOR LAW-OTHER	0	0	0	0	0	0	0	0	0	0	0	0	0
LIQUOR LICENSE VIOLATIONS	0	0	0	0	0	0	0	0	0	0	0	0	0
MINOR IN POSSESSION	4	3	1	4	4	1	7	7	12	4	2	4	53
MINOR IN POSSESSION - TOBACCO	0	0	0	0	0	0	0	0	0	0	0	0	0
MINOR ON PREMISES	0	0	0	0	0	0	0	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0	0	0	0	0	0	0	0
MOTOR VEHICLE THEFT	2	4	0	0	0	1	0	0	1	1	5	0	14
NEGLIGENT HOMICIDE - TRAFFIC	0	0	1	0	0	0	0	0	0	0	0	0	1
NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0	0	0	0	0
NON CRIMINAL DOMESTIC DISTURBANCE	0	0	0	0	0	0	0	0	0	0	0	0	0
OTHER	7	5	8	8	6	5	10	8	9	7	6	2	81
PROPERTY - FOUND LOST MISLAID	0	0	0	0	0	0	0	0	0	0	0	0	0
PROPERTY RECOVER FOR OTHER AGENCY	0	0	0	0	0	0	1	0	0	0	0	0	1
PROSTITUTION - COMPEL	0	0	0	0	0	0	0	0	0	0	0	0	0
PROSTITUTION - ENGAGE IN	0	0	0	0	0	0	0	0	0	0	0	0	0
PROSTITUTION - PROMOTE	0	0	0	0	0	0	0	0	0	0	0	0	0
PUBLIC HEALTH AND SAFETY ORDINANCES	0	0	1	0	1	0	0	0	0	0	0	0	2
RECKLESS DRIVING	1	5	5	3	0	0	1	0	3	3	1	1	23
RESTRAINING ORDER VIOLATION	0	0	0	0	0	0	0	0	1	0	0	1	2
ROBBERY - BANK	0	0	0	0	0	0	0	0	0	0	0	0	0
ROBBERY - BUSINESS	0	0	0	0	1	1	0	1	0	0	1	0	4
ROBBERY - CAR JACKING	0	0	0	0	0	0	0	0	0	0	0	0	0
ROBBERY - CONV.STORE	0	0	0	0	0	0	0	0	0	0	0	0	0
ROBBERY - HIGHWAY	0	0	0	0	1	0	0	0	0	0	0	0	1
ROBBERY - OTHER	5	0	0	4	0	0	0	0	0	0	0	1	10
ROBBERY - RESIDENCE	0	0	0	0	0	0	0	0	0	0	0	0	0
ROBBERY - SERVICE STATION	0	0	0	0	0	0	0	0	0	0	0	0	0
RUNAWAY	1	5	2	0	0	0	1	0	0	1	2	0	12
SEX CRIME - CONTRIBUTE TO SEX DELINQUENCY	0	0	2	1	0	0	0	0	0	0	0	1	4
SEX CRIME - EXPOSER	0	0	0	0	1	0	1	0	0	1	0	0	3
SEX CRIME - FORCIBLE SODOMY	0	0	0	0	0	0	0	0	0	1	0	0	1
SEX CRIME - INCEST	0	0	0	0	0	0	0	0	0	0	0	0	0
SEX CRIME - MOLEST (PHYSICAL)	0	0	1	1	0	0	0	0	0	0	2	2	6
SEX CRIME - NON FORCE SODOMY	0	0	0	1	0	0	0	0	0	0	0	0	1
SEX CRIME - NON-FORCE RAPE	0	0	0	0	0	0	0	0	0	0	0	0	0
SEX CRIME - OBSCENE PHONE CALL	0	0	0	0	0	0	0	0	0	0	0	0	0
SEX CRIME - OTHER	0	0	0	0	0	0	0	0	0	0	0	0	0
SEX CRIME - PORNOGRAPHY/OBSCENE MATERIAL	0	0	0	0	0	0	0	0	0	2	2	1	5

Woodburn Police Dept.  
 DATE: 2/03/2010  
 TIME: 12:23:48  
 ORI#: OR0240500 WPD

PAGE 3  
 PL6850  
 LINDAEU

MONTHLY ARRESTS BY OFFENSE FOR JANUARY THRU DECEMBER 2009  
 RESULTS FOR ALL CHARGES

CHARGE DESCRIPTION	JAN	FEB	MAR	APR	MAY	JUN	JLY	AUG	SEP	OCT	NOV	DEC	TOTAL
SEX CRIME - SEXUAL ASSAULT WITH AN OBJECT	0	0	0	0	0	0	0	0	0	0	0	0	0
STALKER	0	0	0	0	0	1	0	0	0	0	0	0	1
STOLEN PROPERTY - RECEIVING,BUYING,POSSESSING	1	6	0	1	0	0	0	1	1	1	0	1	12
SUICIDE	1	0	0	0	0	0	0	0	0	0	0	0	1
THEFT - BICYCLE	0	0	0	0	0	0	0	1	0	0	0	0	1
THEFT - BUILDING	2	0	0	0	1	2	0	2	0	1	0	0	8
THEFT - COIN OP MACHINE	0	0	0	0	0	0	0	0	0	0	0	0	0
THEFT - FROM MOTOR VEHICLE	0	0	0	0	0	0	0	0	0	0	1	0	1
THEFT - MOTOR VEHICLE PARTS/ACCESSORIES	0	0	0	0	0	0	0	0	0	0	0	0	0
THEFT - OTHER	8	4	3	3	3	2	1	2	2	4	3	2	37
THEFT - PICKPOCKET	3	0	1	0	0	0	0	1	0	0	0	0	5
THEFT - PURSE SNATCH	0	0	0	0	0	0	0	1	1	0	0	0	2
THEFT - SHOPLIFT	13	18	14	14	11	5	22	13	17	11	9	13	160
TRAFFIC ORDINANCES	0	0	0	0	0	0	1	0	0	0	0	0	1
TRAFFIC VIOLATIONS	13	26	8	8	27	23	33	21	35	19	15	15	243
TRESPASS	3	3	5	3	9	9	3	7	6	3	1	3	55
UNAUTHORIZED ENTRY INTO MOTOR VEHICLE	0	0	0	0	0	0	0	0	0	0	1	0	1
VANDALISM	3	4	1	2	8	2	1	1	0	2	2	2	28
VEHICLE RECOVERD FOR OTHER AGENCY	0	0	0	0	0	0	0	0	0	0	0	0	0
WARRANT ARREST FOR OUR AGENCY	0	0	0	0	0	0	0	0	1	0	0	1	2
WEAPON - CARRY CONCEALED	0	1	2	3	1	1	0	0	0	1	0	0	9
WEAPON - EX FELON IN POSSESSION	0	0	0	2	0	2	0	0	0	0	3	0	7
WEAPON - OTHER	0	0	0	0	0	1	0	1	0	0	1	0	3
WEAPON - POSSESS ILLEGAL	0	2	0	3	0	3	1	1	0	1	4	2	17
WEAPON - SHOOTING IN PROHIBITED AREA	0	0	0	0	0	0	0	0	0	0	0	0	0
WILLFUL MURDER	0	0	0	0	0	0	0	0	1	0	0	0	1
ZONING ORDINANCE	0	0	0	0	0	0	0	0	0	0	0	0	0
2009 TOTAL:	136	199	169	170	168	192	173	176	203	161	133	119	1999
2008 TOTAL:	197	207	164	172	185	150	192	255	213	129	146	120	2130
2007 TOTAL:	194	213	291	201	205	235	242	252	159	169	204	200	2565

Woodburn Police Dept.  
 DATE: 2/03/2010  
 TIME: 12:23:58  
 ORI#: OR0240500 WPD  
 DATE USED: CASE REPORTED DATE

MONTHLY CRIMINAL OFFENSES FOR JANUARY THRU DECEMBER 2009  
 RESULTS FOR ALL OFFENSES

PAGE 1  
 PL6860  
 LINDAEU

CHARGE DESCRIPTION	JAN	FEB	MAR	APR	MAY	JUN	JLY	AUG	SEP	OCT	NOV	DEC	TOTAL
AGGRAVATED ASSAULT	3	2	2	3	3	3	3	3	2	1	1	3	29
ANIMAL ORDINANCES	2	3	3	9	6	2	3	2	4	1	0	2	37
ARSON	0	0	0	2	2	0	0	0	1	1	0	0	6
ASSAULT SIMPLE	4	12	14	13	9	7	18	8	11	15	7	16	134
ATTEMPTED MURDER	0	0	0	0	0	0	0	0	1	0	0	0	1
BOMB THREAT	0	0	1	0	0	0	0	0	0	0	0	0	1
BURGLARY - BUSINESS	2	2	1	1	0	2	0	1	1	1	8	1	20
BURGLARY - OTHER STRUCTURE	1	2	1	3	2	2	5	4	4	0	0	6	30
BURGLARY - RESIDENCE	7	7	6	6	11	7	11	6	9	6	12	9	97
CHILD NEGLECT	1	0	3	1	4	2	1	2	1	0	1	0	16
CITY ORDINANCE	0	0	0	0	0	0	1	0	0	0	0	0	1
CRIME DAMAGE-NO VANDALISM OR ARSON	14	13	12	11	8	16	18	7	9	35	92	66	301
CURFEW	2	4	1	1	2	0	2	2	0	0	0	0	14
CUSTODY - DETOX	1	3	3	1	1	3	0	2	0	0	3	1	18
CUSTODY - MENTAL	3	0	2	2	1	4	2	3	1	4	4	2	28
DISORDERLY CONDUCT	2	6	6	3	3	4	3	7	11	2	1	5	53
DRIVING UNDER INFLUENCE	2	10	6	4	13	12	12	7	9	12	8	7	102
DRUG LAW VIOLATIONS	11	12	15	19	12	6	19	7	16	11	8	4	140
DWS/REVOKED - FELONY	0	1	0	0	0	0	0	0	1	0	1	1	4
DWS/REVOKED-MISDEMEANOR	3	3	2	3	5	2	6	7	4	0	1	3	39
ELUDE	0	1	0	2	1	1	2	0	3	0	3	0	13
EMBEZZLEMENT	0	0	1	1	0	0	0	0	0	1	0	1	4
ESCAPE FROM YOUR CUSTODY	0	0	0	0	0	0	0	0	1	0	0	0	1
FAIL TO DISPLAY OPERATORS LICENSE	2	2	1	1	1	1	2	2	2	2	1	0	17
FORCIBLE RAPE	0	0	0	0	0	0	0	4	2	1	1	0	8
FORGERY/COUNTERFEITING	15	3	4	8	5	3	3	3	5	6	3	7	65
FRAUD - ACCOUNT CLOSED CHECK	0	0	0	1	0	0	0	0	1	0	0	0	2
FRAUD - BY DECEPTION/FALSE PRETENSES	0	2	0	2	2	2	1	1	1	2	3	0	16
FRAUD - CREDIT CARD/AUTOMATIC TELLER MACHINE	3	3	2	1	1	2	1	2	1	3	2	6	27
FRAUD - IMPERSONATION	5	5	4	2	1	3	4	1	2	1	4	0	32
FRAUD - OF SERVICES/FALSE PRETENSES	0	0	0	0	1	0	0	2	0	3	1	1	8
FRAUD - WIRE	0	0	0	0	0	0	0	0	1	0	0	0	1
FRAUD-OTHER	0	0	0	0	0	0	0	1	0	0	0	0	1
FUGITIVE ARREST FOR ANOTHER AGENCY	21	31	18	28	30	22	21	29	22	16	22	20	280
FURNISHING	0	1	2	0	0	2	0	1	1	5	0	0	12
GARBAGE LITTERING	0	0	1	1	0	0	0	0	1	1	0	0	4
HIT AND RUN FELONY	1	0	1	0	0	0	1	0	2	1	0	0	6
HIT AND RUN-MISDEMEANOR	11	16	11	10	18	6	10	10	13	7	11	13	136
INTIMIDATION /OTHER CRIMINAL THREAT	2	3	5	3	3	2	3	1	4	4	3	0	33
KIDNAP - FOR ADDITIONAL CRIMINAL PURPOSE	0	0	0	0	0	0	0	2	2	0	0	1	5
LICENSING ORDINANCES	0	0	1	0	0	0	0	0	0	0	0	0	1
MINOR IN POSSESSION	4	1	2	2	4	1	6	5	6	4	1	3	39
MISCELLANEOUS	8	4	4	3	2	5	6	5	3	5	2	5	52
MOTOR VEHICLE THEFT	10	10	18	16	3	18	21	18	3	24	12	6	159
NEGLIGENT HOMICIDE - TRAFFIC	0	0	1	0	0	0	0	0	0	0	0	0	1
OTHER	10	9	12	10	7	8	13	10	11	12	24	11	137
PROPERTY - FOUND LOST MISLAID	8	9	6	6	5	5	9	1	6	2	5	4	66
PROPERTY RECOVER FOR OTHER AGENCY	0	1	0	0	0	0	1	0	0	0	0	0	2
PUBLIC HEALTH AND SAFETY ORDINANCES	0	0	1	0	1	0	1	0	0	0	0	0	3
RECKLESS DRIVING	0	5	4	3	1	0	1	1	1	3	1	1	21
ROBBERY - BANK	0	0	0	0	0	0	1	0	0	0	0	0	1

Woodburn Police Dept.  
 DATE: 2/03/2010  
 TIME: 12:23:58  
 ORI#: OR0240500 WPD  
 DATE USED: CASE REPORTED DATE

PAGE 2  
 PL6860  
 LINDAEU

MONTHLY CRIMINAL OFFENSES FOR JANUARY THRU DECEMBER 2009  
 RESULTS FOR ALL OFFENSES

CHARGE DESCRIPTION	JAN	FEB	MAR	APR	MAY	JUN	JLY	AUG	SEP	OCT	NOV	DEC	TOTAL
ROBBERY - BUSINESS	0	0	1	0	4	1	0	0	1	1	3	2	13
ROBBERY - OTHER	1	0	0	3	0	0	0	0	1	1	1	2	9
ROBBERY - RESIDENCE	0	0	0	0	1	0	0	0	0	0	0	0	1
RUNAWAY	5	7	5	1	2	1	1	2	1	5	5	1	36
SEX CRIME - CONTRIBUTE TO SEX DELINQUENCY	0	0	1	1	0	0	0	0	0	0	1	1	4
SEX CRIME - EXPOSER	0	0	1	0	0	0	1	0	0	1	0	0	3
SEX CRIME - FORCIBLE SODOMY	0	0	0	0	1	0	2	0	0	0	0	0	3
SEX CRIME - MOLEST (PHYSICAL)	1	2	2	1	0	1	1	2	1	3	0	2	16
SEX CRIME - NON FORCE SODOMY	0	0	0	1	0	0	0	0	0	0	0	0	1
SEX CRIME - OBSCENE PHONE CALL	0	0	1	0	0	0	0	0	0	0	0	0	1
SEX CRIME - PORNOGRAPHY/OBSCENE MATERIAL	0	0	0	0	0	0	2	0	0	0	2	1	5
SEX CRIME - SEXUAL ASSAULT WITH AN OBJECT	0	0	0	0	0	0	1	0	0	0	0	0	1
STALKER	1	0	0	1	1	1	0	1	0	0	0	0	5
STOLEN PROPERTY - RECEIVING,BUYING,POSSESSING	1	4	1	0	1	0	1	0	0	1	0	1	10
SUICIDE	1	0	0	0	0	0	0	2	1	0	0	1	5
THEFT - BICYCLE	0	0	0	3	4	2	1	1	6	0	2	2	21
THEFT - BUILDING	5	2	0	1	2	5	2	6	4	1	1	0	29
THEFT - COIN OP MACHINE	1	0	0	2	1	0	0	0	0	0	0	1	5
THEFT - FROM MOTOR VEHICLE	11	11	13	9	7	18	12	15	14	40	95	77	322
THEFT - MOTOR VEHICLE PARTS/ACCESSORIES	8	2	4	7	1	1	3	3	2	11	12	4	58
THEFT - OTHER	16	12	13	20	12	17	5	12	18	7	11	13	156
THEFT - PICKPOCKET	2	0	0	1	1	0	1	0	0	0	0	1	6
THEFT - PURSE SNATCH	1	0	0	1	1	1	1	2	1	1	0	0	9
THEFT - SHOPLIFT	12	10	13	15	12	10	17	16	11	12	9	10	147
TRAFFIC VIOLATIONS	7	19	8	6	23	19	22	22	25	13	13	15	192
TRESPASS	2	5	4	2	8	9	2	5	4	2	1	5	49
UNAUTHORIZED ENTRY INTO MOTOR VEHICLE	0	0	0	0	0	0	0	0	0	0	0	3	3
VANDALISM	35	32	33	41	28	19	24	32	28	22	42	48	384
VEHICLE RECOVERD FOR OTHER AGENCY	7	3	8	6	2	1	1	10	1	3	6	0	48
WEAPON - CARRY CONCEALED	1	1	2	3	1	0	0	0	0	1	0	0	9
WEAPON - EX FELON IN POSSESSION	0	1	0	1	0	2	0	0	0	0	1	0	5
WEAPON - POSSESS ILLEGAL	0	0	2	1	2	0	1	1	0	2	3	2	14
TOTAL:	276	297	289	309	283	261	312	299	298	319	454	397	3794
2009 TOTAL:	276	297	289	309	283	261	312	299	298	319	454	397	3794
2008 TOTAL:	323	362	299	293	362	349	342	400	353	280	307	261	3931
2007 TOTAL:	372	419	500	318	361	395	381	427	384	344	312	334	4547



# Agenda Item

February 8, 2010

TO: Honorable Mayor and City Council through City Administrator

FROM: Ignacio Palacios, Finance Director

SUBJECT: **2009-2010 Supplemental Budget**

### **RECOMMENDATION**

Approve the attached resolution approving a supplemental budget for fiscal year 2009-2010.

### **BACKGROUND**

From time to time during the fiscal year, staff identifies necessary changes to the adopted budget as new information becomes available. ORS 294.480 allows the governing body to adopt a supplemental budget under certain conditions or when an unanticipated 'event' occurs. When those changes in the original budget via the supplemental budget exceed 10% of the original appropriation in any one fund a public hearing must be held to discuss the changes and to receive public input. Those changes to the original budget are outlined below and summarized in the attached resolution and exhibit A.

General Fund – Due to the retirement of the City Recorder and the former Finance Director leaving these two department experienced payouts for accrued leave and severance - due to those circumstances additional appropriations are required to cover these unanticipated payouts totaling \$39,579 and \$12,360, respectively. The police department has been awarded grants totaling \$72,223 from the Department of Justice that will be used to replace and/or enhance the department's current field reporting equipment and software. In addition, Leisure Services received a Literacy Grant totaling \$22,000 and unanticipated sponsorships for the Mexican Independence Day and Fourth of July events that were used to offset costs for the events totaling \$5,950.

Transit Fund – Unanticipated increases to insurance premiums totaling \$2,800, additional maintenance and repairs to the fixed route buses and DAR vans totaling \$6,000 and the funding of the part-time Custodian/Rover position (approved in the prior 2009-2010 Budget but not funded) totaling \$7,000 (this

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Agenda Item Review: City Administrator  City Attorney  Finance

position is being split amongst the Transit, Streets and Technical & Environmental Services Funds) and \$500 to cover unanticipated expenditures in Office Supplies. In addition, the City was awarded \$270,341 in American Recovery and Reinvestment Act (ARRA) funds to replace a transit bus, purchase radio equipment and to construct the bus parking lot.

Search & Seizure Fund – The police department was awarded a \$70,000 grant through the Department of Justice for the sole purpose of conducting drug investigations and enforcement.

General CIP Fund – In the 2008-2009 adopted budget \$20,000 was appropriated to update the Parks SDC methodology – the project was not completed and the amount was not carried forward – the amount is being requested to complete the project as approved in FY 2008-2009. The grants awarded for the Centennial Park project were approved but not budgeted in the 2009-2010 adopted budget – the awards totaling \$525,00 need to be budgeted.

Parks SDC Fund – Transfer from the General CIP Fund for the SDC methodology study carried forward from FY 2008-2009 totaling \$20,000.

Street Fund – \$7,000 for the fund's share of the approved part-time Custodian/Rover position. Additional amounts totaling \$10,000 for unanticipated repairs to street equipment and vehicles.

City Gas Tax – Approximately \$500,000 in ARRA funds received through the Oregon Department of Transportation (ODOT) for the Young Street overlay project – the funds will be passed through the city to Marion County who will be completing the overlay project.

Storm Water SDC Fund – costs for the Hardcastle Stormdrain project exceeded estimates by approximately \$25,000 - this amount is needed to cover the shortfall.

Water Well/Distribution Construction Fund – During the fiscal year the City was awarded loans via ARRA funds to extend water services to a neighborhood located outside city limits at the January 25<sup>th</sup>, 2010 City Council meeting Council awarded the construction project totaling \$1,787,150 to M.L. Houck – the remaining balance is for the design and construction of the water disinfection system that will be constructed later this fiscal year (approximately \$1.5 million) as approved by the Council as well as other planned projects.

Water Fund – Increases in utility and chemical costs are stressing appropriations in these line items – an additional amount of \$30,000 and \$15,000, respectively is needed to cover the increases. In addition, per state requirements the city is to provide for public outreach programs on water conservation, etc. – the costs for the program total \$9,500. The remaining balance of \$3,200 is for various increases in unanticipated repairs, postage increases and increase in laundry service costs.

Sewer Fund – Position reclassifications were approved but were not funded in the 2009-2010 adopted budget – \$12,144 is being requested to fund the approved reclassifications. DEQ permitting for on-going projects and operations have increased and \$10,000 is needed to cover the increase. As discussed above outreach programs are to be funded as required by state regulations – the Sewer Fund’s portion totals \$10,500. As noted above costs increases in chemicals, fuel and laundry services have left the appropriations in the line items depleted an additional \$9,000 is being requested to fully fund these services through the remainder of the fiscal year.

Surface Water/Collection Fund – Position reclassification that was approved in the 2009-2010 adopted budget but not funded – \$3,930 is being requested to fund the approved reclassification.

Technical and Environmental Services Fund – As noted above position reclassifications were approved in the 2009-2010 adopted budget but not funded – \$25,822 (\$7,000 is the fund’s share of the part-time Custodian/Rover position) is being requested to fund the approved reclassifications. An additional \$7,500 is being requested to cover additional parts inventory, protective clothing (required but not funded), repairs and maintenance and a needed diagnostics software upgrade.

Building Maintenance – Amounts needed to cover unexpected building repairs and the vehicle utilized by the Building Maintenance department totaling \$10,500.

**FINANCIAL IMPACT**

The requested supplemental budget will reduce contingencies in the General Fund by \$57,119 and will reduce contingencies in the Transit, Street, Water, Sewer, Surface Water/Distribution Collection, Technical & Environmental Services and Building Maintenance funds a total of \$205,396. The supplemental request will drop the contingency in these funds below the 10% limit but it should be noted that most of these funds’ contingencies were well below the limit prior to

the request. The supplemental request will increase grant revenues by \$94,223 in the General Fund and by \$70,000 in the Search & Seizure Fund. The total ARRA funds received in the Transit and City Gas Tax funds are \$770,341 and are effectively grant revenues.

Changes to the Water Well/Distribution Construction Fund are offset by ARRA loan proceeds (the loan will be forgiven once the project is complete within the guidelines of the loan agreement). The disinfection project will be paid for from contingency totaling approximately \$1.4 million as approved by city council.

It should be noted that the 2009-2010 adopted budget for the General Fund was \$12,086,460 the total increases as a percentage of the adopted budget are 1.3%. When the grant awards of \$94,223 are removed the total change is 0.5% from the original 2009-2010 adopted budget.

City of Woodburn  
2009-2010 Supplemental Budget  
Exhibit A

<b>Fund</b>	<b>Original</b>	<b>Supplemental</b>	<b>Revised</b>
<b>General</b>			
Grants	(51,000)	(94,223)	(145,223)
Goods/Services	(490,808)	(5,950)	(496,758)
City Recorder's Office	96,317	39,759	136,076
Finance	292,940	12,360	305,300
Police	5,589,395	77,223	5,666,618
Leisure Services	434,161	27,950	462,111
Contingency	1,057,053	(57,119)	999,934
<b>Transit</b>			
Federal Grants	-	(270,341)	(270,341)
City Transit System	366,840	283,141	649,981
Dial-A-Ride Program	49,188	3,500	52,688
Contingency	37,161	(16,300)	20,861
<b>Search &amp; Seizure</b>			
Grants	-	(70,000)	(70,000)
Materials & Services	3,600	70,000	73,600
<b>Street</b>			
Street Cleaning	134,750	17,000	151,750
Contingency	76,714	(17,000)	59,714
<b>City Gas Tax</b>			
Federal Grants	-	(500,000)	(500,000)
Capital Outlay	149,000	500,000	649,000
<b>General Fund CIP</b>			
Beginning Fund Balance	(244,771)	(20,000)	(264,771)
Grants	(165,290)	(525,000)	(690,290)
Capital Outlay	303,290	525,000	828,290
Interfund Transfers	-	20,000	20,000
<b>Parks SDC</b>			
Interfund Transfers	-	(20,000)	(20,000)
Materials & Services	-	20,000	20,000
<b>Storm Water SDC</b>			
Construction	254,000	25,000	279,000
Contingency	225,547	(25,000)	200,547
<b>Water Well/Distrib Construction</b>			
Loan Proceeds	-	(2,800,000)	(2,800,000)
Design Engineering	47,850	388,308	436,158
Construction Engineering	64,250	202,548	266,798
Construction	751,100	3,600,000	4,351,100
Contingency	4,439,206	(1,390,856)	3,048,350
<b>Water</b>			
Water Supply	1,469,419	57,700	1,527,119
Contingency	421,863	(57,700)	364,163
<b>Sewer</b>			
WW Treatment Plant Operations	1,681,829	37,714	1,719,543
Sewer Administration	97,778	3,930	101,708
Contingency	380,462	(41,644)	338,818
<b>Surface Water/Collection</b>			
Personal Services	162,508	3,930	166,438
Contingency	44,902	(3,930)	40,972
<b>Technical &amp; Environmental Services</b>			
Public Works Administration	372,602	11,515	384,117
Engineering Division	894,594	7,307	901,901
Central Garage	89,317	14,500	103,817
Contingency	149,450	(33,322)	116,128
<b>Building Maintenance</b>			
Materials & Services	405,906	10,500	416,406
Contingency	12,871	(10,500)	2,371

**COUNCIL BILL NO. 2810**

**RESOLUTION NO. 1955**

**A RESOLUTION APPROVING TRANSFERS OF FY 2009-2010 APPROPRIATIONS AND APPROVING A SUPPLEMENTAL BUDGET.**

**WHEREAS**, ORS 294.450(1) permits "transfers of appropriations" within any fund "when authorized by official resolution or ordinance of the governing body"; and

**WHEREAS**, ORS 294.450(2) limits "[t]ransfers of general operating contingency appropriations to no more than ten (10) percent of the total appropriations of the fund" unless adopted pursuant to a supplemental budget; and

**WHEREAS**, transfers made pursuant to any of the above must state the need for the transfer, the purpose for the authorized expenditure, and the amount of the appropriation transferred; and

**WHEREAS**, ORS 294.480(1)(a) permits supplemental budgets when "an occurrence of condition which had not been ascertained at the time of the preparation of a budget for the current year or current budget period which requires a change in financial planning"; and

**WHEREAS**, ORS 294.480(4) requires the governing body to hold a public hearing on the supplemental budget "when the estimated expenditures contained in the supplemental budget for fiscal year or budget period differ by then (10) percent or more of any one of the individual funds contained in the regular budget for that fiscal year"; and

**WHEREAS**, the following transfer is made pursuant to ORS 294.450; and

**WHEREAS**, the following supplemental budget is made pursuant to ORS 294.480; and

**WHEREAS**, a public hearing was held to discuss the supplemental budget changes pursuant to ORS 294.480(4); **NOW, THEREFORE**,

**THE CITY OF WOODBURN RESOLVES AS FOLLOWS:**

**Section 1.** That pursuant to the applicable ORS provisions cited above, the City Council hereby approves the transfers of appropriations and supplemental budget for FY 2009-2010 in the amounts listed in Exhibit "A."

Approved as to Form: \_\_\_\_\_  
City Attorney Date

APPROVED: \_\_\_\_\_  
Kathryn Figley, Mayor

Passed by the Council \_\_\_\_\_  
Submitted to the Mayor \_\_\_\_\_  
Approved by the Mayor \_\_\_\_\_  
Filed in the Office of the Recorder \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Christina Shearer, City Recorder  
City of Woodburn, Oregon



# Agenda Item

February 8, 2010

TO: Honorable Mayor and City Council through City Administrator

FROM: Dan Brown, Public Works Director

SUBJECT: **RESOLUTION TO AUTHORIZE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH UNION PACIFIC RAILROAD FOR CROSSING IMPROVEMENTS AT LINCOLN STREET**

**RECOMMENDATION:**

Authorize the City Administrator to execute on behalf of the City a Crossing Agreement with Union Pacific Railroad Company for surface improvements to the existing Lincoln Street at-grade public road crossing.

**BACKGROUND:**

As part of the Front Street Improvement project, the Oregon Department of Transportation (ODOT) issued a Railroad Grade Crossing Order requiring the City to enter into an agreement with the Union Pacific Railroad Company for grade crossing improvements they believe are necessary.

This Crossing Agreement is referred to as UPRR Folder No. 2583-61 and also referred to as:

Crossing: Public  
 OR: Woodburn  
 Lincoln Street  
 Mile Post 735.29, Brooklyn Sub  
 DOT 759610H

**DISCUSSION:**

The City and Union Pacific Railroad have agreed to improve the public road at-grade crossing at Lincoln Street. The improvements agreed to are primarily needed to improve pedestrian safety at the crossing.

The estimated cost of the at-grade crossing improvement is \$105,218.00 and is to be shared by the City and Union Pacific Railroad, with each party paying for 50

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Agenda Item Review: City Administrator  City Attorney  Finance

percent of the cost of work. The City's estimated share is \$53,608.00, which includes \$1000 contract administration charge.

The City's share will be adjusted based upon actual construction costs. The at-grade crossing improvements will be performed by Union Pacific Railroad personnel or contracted to a private contractor by Union Pacific Railroad.

Copies of the Agreement may be reviewed at the City Administrator's office.

**FINANCIAL IMPACT:**

Sufficient funds in the Front Street Improvement Project have been held in reserve to cover the associated costs of this Agreement.

COUNCIL BILL NO. 2811

RESOLUTION NO. 1956

**A RESOLUTION ENTERING INTO AN AGREEMENT WITH THE UNION PACIFIC RAILROAD AS PART OF THE FRONT STREET IMPROVEMENT PROJECT FOR CROSSING IMPROVEMENTS AT LINCOLN STREET AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE SAID AGREEMENT**

**WHEREAS**, as part of the Front Street Improvement project, the Oregon Department of Transportation (ODOT) issued a Railroad Grade Crossing Order requiring the City to enter into an Agreement with Union Pacific Railroad Company to accomplish public street at-grade improvements to the Lincoln Street grade crossing; and

**WHEREAS**, the City and Union Pacific have agreed upon a scope of improvement needed at the Lincoln Street crossing; and

**WHEREAS**, the City has agreed to contribute 50 percent of the Lincoln Street crossing improvement, with an estimated cost to the City of \$53,608.00, and

**WHEREAS**, the City has held in project reserves sufficient funds to offset the expense of executing the Lincoln Street at-grade crossing improvements, **NOW THEREFORE**,

**THE CITY OF WOODBURN RESOLVES AS FOLLOWS:**

**Section 1.** That the City Administrator is authorized to execute on behalf of the City a Crossing Agreement with Union Pacific Railroad Company for surface improvements to the existing Lincoln Street at-grade public road crossing.

Approved as to form: \_\_\_\_\_  
City Attorney Date

Approved: \_\_\_\_\_  
Kathryn Figley, Mayor

Passed by Council \_\_\_\_\_  
Submitted to the Mayor \_\_\_\_\_  
Approved by the Mayor \_\_\_\_\_  
Filed in the Office of the Recorder \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Christina Shearer, City Recorder  
City of Woodburn, Oregon



# Agenda Item

February 8, 2010

TO: Honorable Mayor and City Council through City Administrator  
FROM: Dan Brown, Public Works Director  
SUBJECT: **RESOLUTION TO ESTABLISH A WOODBURN INTERCHANGE AESTHETIC ADVISORY PANEL**

**RECOMMENDATION:**

Establish a Woodburn Interchange Aesthetic Advisory Panel to assist the City of Woodburn to identify desired visual features for the future improvements to the Woodburn Interchange.

**BACKGROUND:**

To implement the Visual Resources mitigation measures identified in the Environmental Assessment for the future improvements to the Woodburn Interchange, the Oregon Department of Transportation (ODOT) has identified a need for public involvement in defining and addressing the visual impacts of the Interchange on the community of Woodburn. As part of the preliminary design of the Interchange, a facilitated Advisory Focus Group will be established to assess the visual impacts the improved Interchange may have on the community of Woodburn and to recommend aesthetic measures or design elements needed to address those impacts. The recommendations of the Aesthetic Advisory Panel will be presented to the City Council for consideration and approval when establishing the City's aesthetic design requirements for ODOT.

**DISCUSSION:**

The Woodburn Interchange serves as the Gateway to the community of Woodburn and attention to the aesthetic attributes of the Interchange will have a significant impact on the public's perception of the community. The concept of Context Sensitive Design provides the project development team an opportunity to consider the impact of the interchange engineering design features on the visual character of the surrounding area. By providing the project development team clarity of visual preferences, community values, and aesthetic influence the project is to have, those elements that are technically feasible can be blended into the project design.

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Agenda Item Review: City Administrator  City Attorney  Finance

In this project, the design features recommended by the community will be limited to those that affect the appearance of the project consistent with the project's basic engineering design standards. Accordingly, all recommendations of the Aesthetic Advisory Panel will be subject to the technical approval of the ODOT Project Development Team.

The emphasis of this process is capturing clarity of the community vision for the Interchange and what aesthetic design features of the project are desired to be promoted by the Aesthetic Advisory Panel and City Council . Some of those features may be included into the project design at no cost or a very nominal cost. Other features may be significantly more expensive than the standard highway product that ODOT would provide. As the City identifies visual preferences that it desires to be incorporated into the Interchange project, it must also be prepared to define what premium the City is willing to pay to achieve those preferences. The Woodburn Interchange Aesthetic Advisory Panel is intended to provide the Council will a good cross section of the community's preferences, expectations, and goals for the Interchange project.

Consultants will facilitate the activities of the Advisory Focus Group and will provide them examples of successful implementation of Context Sensitive Design in other communities with similar projects. The cost of conducting the Aesthetic Advisory Panel will be funded as a project design element.

This resolution is intended to establish the Aesthetic Advisory Panel and how the Council will incorporate the recommendations received from the Panel into a Cooperative Improvement Agreement with ODOT for the Design Acceptance Package approval. The Mayor will identify candidates for Council consideration and approval by a separate motion at a future Council Meeting.

**FINANCIAL IMPACT:**

Establishment of the Woodburn Interchange Aesthetic Advisory Panel does not have any direct financial impact on City funds. However, the approved recommendations of the Panel may result in an increase in the City of Woodburn contribution to the Interchange project.

**COUNCIL BILL NO. 2812**

**RESOLUTION NO. 1957**

**A RESOLUTION TO ESTABLISH A WOODBURN INTERCHANGE AESTHETIC ADVISORY PANEL**

**WHEREAS**, the City of Woodburn and the Oregon Department of Transportation (ODOT) desire to obtain public input regarding the visual impact the Interchange Project to comply with the Visual Resources mitigation measures of the project Environmental Assessment; and

**WHEREAS**, the City and ODOT recognize that identification of the community's visual preferences for the Interchange Project early in the design development can effectively reduce the cost of incorporating those visual preferences into the project; and

**WHEREAS**, the City must determine if the Interchange Project visual features desired will result in an increased contribution by the City to the overall Interchange Project budget; and

**WHEREAS**, the City recognizes that the Interchange Project is an opportunity to enhance the Gateway to the community and to provide distinguishing characteristics that will identify Woodburn as an attractive destination; and

**WHEREAS**, the City views the Interchange Project as essential to the future economic viability of the community and surrounding region, optimizing the positive visual impact of the Interchange Project is appropriate, **NOW THEREFORE**,

**THE CITY OF WOODBURN RESOLVES AS FOLLOWS:**

**Section 1.** The City of Woodburn agrees to establish a Woodburn Interchange Aesthetic Advisory Panel.

**Section 2.** That the Mayor, with the assistance of the City Administrator, identify appropriate members of the community to participate in the Woodburn Aesthetic Advisory Focus Group and present those individuals to Council at a future date for approval by motion.

Approved as to form: \_\_\_\_\_  
City Attorney Date

Approved:

\_\_\_\_\_  
Kathryn Figley, Mayor

Passed by Council

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Submitted to the Mayor

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Approved by the Mayor

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Filed in the Office of the Recorder

\_\_\_\_\_

ATTEST: \_\_\_\_\_  
Christina Shearer, City Recorder  
City of Woodburn, Oregon