CITY OF SILVERTON
CITY COUNCIL AGENDA

Silverton Community Center – Council Chambers – 421 South Water St.

The Silverton Community Center – Council Chambers is handicapped-accessible. Please contact Mattox at 503-873-6117 by 5:00 p.m. on the business day prior to the meeting date if you will need special accommodation to attend the meeting.

MONDAY, JUNE 4, 2012, 7:00 PM

I. OPENING CEREMONIES: Call to Order & Pledge of Allegiance

Stu Rasmussen – Mayor
Scott Walker – Councilor
Bill Cummins – Councilor
Kyle Palmer – Councilor
Judy Schmidt - Councilor
Laurie Carter - Councilor
Randal Thomas - Councilor

II. MINUTES - Approval of minutes from the May 7, 2012 regular meeting.

III. PUBLIC COMMENT – Items not on this Agenda

IV. PRESENTATIONS

4.1 Recognition of Boomba, Pet Parade Grand Marshall

4.2 Recognition of Steve Kay - Local Government Management Certification Completion

4.3 Draft Pool Feasibility Report

V. CONSENT AGENDA

5.1 Contract Award – Aeration Basin Mixer for WWTP

Summary: As described in the attached memorandum from the Water Quality Division, Mixer 1 in Aeration Basin No. 1 at the Waste Water Treatment Plan must be replaced along with the replacement of the propeller on Mixer 2 which will allow Basin No. 1 to be placed back into service.

Recommendation: Staff recommends Council authorize the purchase of a new aeration basin mixer and rail/mounting guide for a total cost of $23,071.

5.2 Fee Waiver for Strawberry Days and Homer Davenport Community Festival

Summary: A request from the Silverton Rotary Club and the Homer Davenport Community Festival Committee for a waiver of fees for the use of the facilities at Coolidge-McClaine Park on June 17, 2012 and August 2-5, 2012.
VI. PUBLIC HEARING

6.1 Storm Water Master Plan

Summary: The Storm Water Master Plan presents findings and recommendations relating to Silverton’s storm water system. The Plan identifies the current state of the storm water system and plans for future needs.

Recommendation: Staff and the Planning Commission recommend City Council adopt Ordinance No 12-02 for the adoption of the 2012 Storm Water Master Plan as a support document to the Comprehensive Plan.

VII. DISCUSSION/ACTION

7.1 ODOT TE/OBPAC Grant Resolution

Summary: Staff recommends a motion to adopt Resolution No. 12-15, a resolution supporting submittal of a grant request to ODOT for funding assistance to develop bike and pedestrian improvements on South Water Street.

Recommendation: The Oregon State Department of Transportation (ODOT) is currently accepting grant applications through its TE/OBPAC combined solicitation process. Eligible projects for this program include transportation improvements within public right-of-ways that enhance the experience of its users, and benefit pedestrians and bicyclists. The City’s adopted the 2008 Transportation System Plan (TSP) that identified the need for connectivity improvements in bike and pedestrian networks and noted numerous deficiencies throughout the system. The City’s grant proposal will address these identified deficiencies on South Water Street.

7.2 Transient Merchant Permit Analysis

Summary: The issue of Transient Merchants and Mobile Food Vendors was raised during the May 7th City Council Meeting. There was concern that Mobile Food Vendors were not paying their fair share of System Development Charges (SDC’s) and that they were not held to the same design standards as permanent structures. The attached memo analyzes adding a $100 Transportation SDC fee to the cost of a 90 day Transient Merchant Permit. With this option, each time the transient merchant renewed their license, the payment for an incremental impact of the mobile food vendor on the transportation system would equal to the rate of Transportation SDC payment for permanently established businesses.

Recommendation: Staff recommends that City Council consider the issues outlined in the attached memo and direct Staff to make amendments to the fee structure and/or design standards for Transient Merchant Permits.

7.3 Allied Waste Fee Proposal

Summary: AWS is requesting a 4.9% increase to cover the cost of inflation and the cost of a new food waste collection program. The last rate increase for Allied Waste Services (AWS) was in 2010. Resolution 10-08 allowing them a 6% increase was passed by the Council on March 1, 2010.
**Recommendation:** Staff recommends a motion to adopt a Resolution in the form of Draft Resolution No. 12-13, if the Council approves a rate increase for the solid waste franchisee.

### 7.4 DataVision Franchise

**Summary:** DataVision Communications, LLC approached City staff with the desire to enter into a Franchise agreement with the City of Silverton. The proposed franchise agreement as reviewed by the City Attorney’s office and DataVision’s Council is attached.

**Recommendation:** Adoption of proposed ordinance

### 7.5 Moonstone Properties Request for Extension

**Summary:** Dirk Winter has requested a payment extension in conjunction with proposals he is preparing related to the Pettit property and Oregon Garden operations.

**Recommendation:** Staff recommends a motion to grant an extension to Moonstone Properties (Garden Resort LLC).

**VIII. COUNCIL DISCUSSION**

8.1 **City Manager Update**

- Code Enforcement Report

8.2 **Council Communications**

**IX. ADJOURNMENT**
AGENDA ITEMS

CITY OF SILVERTON
CITY COUNCIL MINUTES

Silverton Community Center – Council Chambers – 421 South Water St.

The Silverton Community Center – Council Chambers is handicapped-accessible. Please contact Ruth Mattox at 503-874-2204 by 5:00 p.m. on the business day prior to the meeting date if you will need special accommodation to attend the meeting.

MONDAY, May 7, 2012, 7:00 PM

AGENDA ITEMS

I. OPENING CEREMONIES: Call to Order & Pledge of Allegiance

Mayor Rasmussen called the meeting to order at 7:01 p.m. and led the Pledge of Allegiance.

Stu Rasmussen – Mayor
Scott Walker – Councilor
Bill Cummins – Councilor
Kyle Palmer – Councilor
Judy Schmidt - Councilor
Laurie Carter - Councilor
Randal Thomas - Councilor

II. MINUTES - Approval of minutes from the April 2, 2012 regular meeting, April 16, 2012 work session, and April 16, 2012 special meeting.

Councilor Palmer moved, seconded by Councilor Walker to approve minutes from the April 2, 2012 regular meeting, April 16, 2012 work session, and April 16, 2012 special meeting. The motion carried as follows:

Aye: Walker, Carter, Palmer, Rasmussen, Cummins, Thomas, and Schmidt
Nay: None
Abstain: None
Absent: None

5.2 City Pool Cover Removal

Due to the number of public in attendance at the meeting and interested in this agenda item, Mayor Rasmussen inquired whether anyone would object to discussing it first. As no objections were expressed, Mayor Rasmussen moved forward with discussion/action for Agenda Item 5.2.

CM Willoughby presented the staff report. CM Willoughby noted that the State Fire Marshal has ordered removal of the pool cover in May of 2012. He reported that there are options for replacing portions of the cover in order to keep the pool open for the 2012-2013 fiscal year and that options need to be considered for keeping the pool open long-term. He noted that the City will be receiving a consultant’s report in June or July 2012 and when that information is available, recommended the City have conversations with the public to determine options for the pool going forward. CM Willoughby encouraged any public interested in being involved in considering solutions going forward to include their name and contact information on one of the sign-in sheets used for public comment sign-in. PW Director Fisher provided an update on the status of the pool cover and projected removal/reinstallation plans. The Council briefly discussed the idea of forming a swimming pool task force. Mayor Rasmussen invited public comment.

Gene Pfeifer, 1392 S Water St.: Mr. Pfeifer proposed to the Council the City work with the State Fire Marshal to determine options for leaving the pool cover on and implementing conditions in lieu of its removal; such as discontinuing use of the pool in inclement weather.
AGENDA ITEMS

David Botieff, 361 Anderson Dr. Mr. Botieff suggested that it is a great idea to put together a task force and get some momentum from the community by including participation from people who can look at the factors involved and find creative solutions. Mr. Botieff suggested the Council consider increasing user fees. Mr. Botieff presented a worksheet to the Council with information related to pool usage and provided information regarding average summer usage for 2010 and 2011, based on data received from the Silver Falls YMCA. He also suggested marketing the pool to more user groups, and informed the Council that he is the Assistant Swim Coach for Silverton High School.

Sister Hilda Kleiman, 840 S Main St, Mt Angel: Sister Kleiman informed the Council that she is one of the Benedictine Sisters at Mt. Angel. She explained that as a non-resident of Silverton, she pays a higher user fee and expressed recognition that as a non-resident, she is also being served by the facility.

Ruth Fredine, 11855 SW, Cheshire Rd., Beaverton: Ms. Fredine informed the Council that although she is not a resident of Silverton, she is the mother and grandmother of Silverton residents. She thanked the Council and staff for working so hard to keep the pool open one more year in order to provide time to research options. Ms. Fredine asked the Council to consider offering the opportunity for organizations to sponsor the pool. She further expressed that people from outside Silverton are affected by the facility.

No further public comment was presented.

After further discussion, Councilor Thomas Cummins moved, seconded by Councilor Cummins to direct staff to remove the pool cover, to replace or repair any damaged panels, to reinstall the panels in September 2012, and to organize a task force, through the Mayor, to consider future options for operation of the pool.

The Council discussed the possibility of holding a vote for a pool operating Levy. Ms. Mattox agreed to research the timeline for a City referred ballot measure.

The motion carried as follows:

Aye: Walker, Carter, Palmer, Rasmussen, Cummins, Thomas, and Schmidt
Nay: None
Abstain: None
Absent: None

Mayor Rasmussen called for a recess at 7:51 p.m. and reconvened the meeting at 7:56 p.m.

III. PUBLIC COMMENT – Items not on this Agenda

Victoria Sage, 313 N James.: Ms. James read a prepared statement, requesting the Council place a moratorium on issuance of business licenses to all business housed in a non-permanent structure and to consider a more equitable policy for SDC charges for all businesses.

Amy Knudsen, 26 Denmark Loop: Ms. Knudsen suggested to the Council that implementing a moratorium, as requested by Ms. Sage, would discourage economic development and revenue for the City. She further suggested that doing so may be economic/class discrimination.

David Gortner, 218 Sweden Circle: Mr. Gortner inquired about zoning requirements for businesses housed in non-permanent structures. Mayor Rasmussen indicated that the structure is required to locate on an appropriately zoned property.

Glenn Barker, 301 Pioneer Dr: Mr. Barker approached the Council as a representative of the Rotary Club and Homer Davenport Community Festival. Mr. Barker requested the City waive fees for use of the City park for the Strawberry Festival, to be held on June 17th and The Homer Davenport Festival to be held Aug 2nd – 5th.
Molly Murphy, 869 W Main Street: Ms. Murphy approached the Council as a representative of the Gordon House. Ms. Murphy expressed to the Council that the Gordon House uses effluent pumped by the City for their heating system. She noted that if the City discontinues the pumping of effluent to the Gordon House it will be required for them to install a new heating system. The Gordon House is requesting a one-time grant donation of approximately $15,000 from the City for assistance to install the new system. She further noted that since the City would save approximately $12,000 per year as a result of not pumping the effluent, the City would reap significant savings on an annual basis. Ms. Murphy expressed that she is interested in participating in an open dialogue regarding this issue.

IV. CONSENT AGENDA

4.1 Contract Award – Biosolids Price Adjustment

Councilor Palmer moved, seconded by Councilor Carter, and carried as follows to adopt the Consent Agenda consisting of Agenda Item 4.1.

Aye: Walker, Carter, Palmer, Rasmussen, Cummins, Thomas, and Schmidt
Nay: None
Abstain: None
Absent: None

V. DISCUSSION/ACTION

5.1 Sign Variance for Maps Credit Union

Jason Gottgetreau presented the Staff report.

Councilor Thomas moved, seconded by Councilor Cummins, and carried as follows to approve the requested Sign Code Variance Application.

Aye: Walker, Carter, Palmer, Rasmussen, Cummins, Thomas, and Schmidt
Nay: None
Abstain: None
Absent: None

5.3 Citizens United v. FEC Resolution

Don Nelson, 4026 Edison Rd NE: Mr. Nelson indicated he was speaking as a representative of Citizens United. Mr. Nelson informed the Council that transnational organizations have been provided citizenship and have used their influence to destroy local business, and it is necessary to get money out of politics. Mr. Nelson requested that the Council approve Resolution 12-14.

Councilor Walker moved, seconded by Councilor Palmer to approve Resolution 12-14.

Mayor Rasmussen opened the item for further discussion. The Council discussed whether or not items of this nature are within its purview for consideration.

Some members of the public requested to be allowed to make public comment. After some consideration by the Council, Mayor Rasmussen allowed those who had signed in, and had not had the opportunity, to provide public comment.

Barry Shapiro, 5374 Forest Ridge Road NE: Mr. Shapiro informed the Council that numerous public bodies have voted in favor or such a resolution, and expressed that this is an issue within the purview of the Council.
Lee Mercer, 540 Edgewood Drive. Mr. Mercer is with Main Street Alliance of Oregon. He informed the Council that he has been surveying businesses throughout the State regarding this issue over the last three months, and, as of today, about 70% of businesses he has surveyed are in favor of a constitutional amendment on corporate personhood. He explained that in Silverton he has surveyed 21 merchants, 14 of which are in support, 4 of which are against, and 3 of which are undecided. A number of cities in Oregon have already passed such a resolution or are considering passage.

David Gortner, 218 Sweden Circle: Mr. Gortner noted that over 100 municipalities, counties, and states have passed such a resolution to this affect and over 100 resolutions are pending passage.

No further public comments were made, and after further discussion by the Council, the motion carried as follows:

Aye: Walker, Carter, Palmer, Rasmussen,
Nay: Cummins, Thomas, and Schmidt
Abstain: None
Absent: None

VI. COUNCIL DISCUSSION

6.1 City Manager Update

CM Willoughby requested some direction from Council regarding purchase of meals for meetings. After some discussion, Council expressed that no meals will be served at future meetings.

CM Willoughby reported that the Police Department records management system, and as a result the reports the Council receives, are presented in a new format. He inquired if the Council had any questions regarding the new format and presentation of the information. Council had no questions.

CM Willoughby commented that he participated in the Senior Clean Up Day and helped the seniors work on the West Bank Trail. He was impressed with the number of kids who participated and the amount of work they performed. Mr. Willoughby expressed that Senior Clean Up Day is a good program.

CM Willoughby reported to the Council that Councilor Walker has been appointed to the Mid-Willamette Valley Area Commission on Transportation (ACT). He noted that it is important that we have a seat at the table and that Councilor Walker is representing small cities in three counties.

6.2 Council Communications

Councilor Schmidt: Thanked the Public Works staff for their good work, their attention to detail, and the pride they take in their work.

Inquired if there is an update on the status of park trees as related to disease. PW Director reported that the Maintenance Division Supervisor/Building Official, Daryl Jones, is working to coordinate with graduate students at Oregon State University’s Forestry Department to evaluate the trees and provide a written report with recommendations for next steps.

Reported that the Silverton Health Fun Run is this Saturday, and expressed thanks to all those participating from the City

Councilor Thomas: Reported that Saturday, May 19th at 10:00 a.m. is the Kiwanis Pet Parade. Anyone interested in participating as a banner carrier is invited to show up at Coolidge and Apple Street the day of the parade to volunteer. Following the parade is Healthy Kids Day at Eugene Field School. Also on May 19th the Farmers Market will be open, the Wine and Jazz Festival will be held, as well as High School May Madness.
AGENDA ITEMS

Councilor Cummins: Thanked City Staff for making major progress in filling potholes.

He also noted that he is not certain where the discussion about food carts and such left off. He noted that he concern about such business is clearly not discriminatory. His concern is a fundamental difference between businesses operated in non-permanent structures and bricks and mortar operations that pay property taxes and SDCs. He further noted that such consideration is not arbitrary and discriminatory and requested that the issue be looked into further.

Councilor Palmer: Thanked City Staff for the work done on McClain Street and noted that it looks like the work is being done properly.

He echoed the comments of Councilor Cummins about transient businesses and agreed that the issue is in need of being addressed.

Reported that the May Madness Event being held on May 19th is an annual Rotary event to support the scholarship fund.

Made a motion to direct Staff to bring back any information necessary to waive fees as requested by Mr. Barker during the public comment period. The motion was seconded by Councilor Thomas and the motion passed unanimously.

Councilor Carter: Wanted to clarify that the Council is asking staff to investigate the fee structure for transient merchants. Community Development Director Kay noted that he will present several options to the Council for consideration.

Reported that a mural is being dedicated on May 12th at 2:00 p.m. at the airport.

Expressed the sense that the Council has not really weighed in on the Gordon House’s heating system issue. Councilor Carter suggested that further discussion is needed and that the City should be investigating what can be done to help the Gordon House. She further expressed that it is important for the City to support the Gordon House if possible.

Councilor Walker: Requested that at the next meeting, the PW Director and Councilor Thomas report back regarding any progress that has been made in discussions relative to solving the issues with the effluent pumping to the Gordon House and Oregon Garden.

Expressed the need to more effectively and fully utilize volunteer services within the City. He is interested in creating a job inventory of tasks that citizen volunteers can perform.

Council further discussed the Gordon House issue. PW Director Fisher noted that pumping is currently factored into the 2012-2013 as continuation of the current levels of operation and maintenance costs. CM Willoughby noted that he is looking for ways to cut costs and ways to reduce expenses. Council and Staff expressed willingness participate in cooperative conversations with the Gordon House and Oregon Garden regarding the pumping issues.

Mayor Rasmussen: Invited Cara Pallone to inform the Council of changes happening at the Appeal Tribune. Ms. Pallone introduced Tiffany Vu as the new Appeal Tribune reporter, effective today. Ms. Pallone will be working with Ms. Vu for two weeks, after which she will begin working with the Statesman Journal on May 21st.

VII. ADJOURNMENT: Mayor Rasmussen adjourned the meeting at 9:26 p.m.

Respectfully Submitted By:

______________________________________________________________
Ruth S. Mattox, Administrative Support Manager
RECOMMENDED MOTION:
Staff recommends Council authorize the purchase of a new aeration basin mixer and rail/mounting guide for a total cost of $23,071.

BACKGROUND:
The aeration basins provide aerobic digestion to the liquid process within the wastewater treatment plant. As described in the attached memorandum from the Water Quality Division, Mixer 1 in Aeration Basin No. 1 must be replaced and along with the replacement of the propeller on Mixer 2 will allow Basin No. 1 to be placed back into service.

BUDGET IMPACT:
FY(s): 2011-2012  Funding Source: Sewer Operations

Attachments:
1. May 18, 2012, Water Quality Division Memo
City of Silverton  
Public Works Department  
Water Quality Division  

To: Gerald Fisher, PE  
Public Works Director  

From: Steve Starner  
Water Quality Supervisor  

Date: May 18, 2012  

RE: WWTP Aeration Basin No. 1, Mixer No. 1, Replacement Capital Purchase, FY 2011-2012 (Budget Document, page 23)  

BACKGROUND  

In order to provide adequate circulation for the contents of each 600,000 gallon aeration basin, two submerged mixers have been provided. The mixers are designed to run constantly. The design life of each mixer is 100,000 hours, or 11.42 years.  

The Silverton WWTP mixers have been in service since November, 1999, and their respective service life may be summarized as follows:  

Aeration Basin No. 1  
Mixer No. 1  92,402 hours  motor and drive mechanism failed no manufacturer repair parts avail. replace with new model recommend  
Mixer No. 2  88,187 hours  broken propeller blade operators repairing with new blade FY ’11-’12 maintenance project  

Aeration Basin No. 2  
Mixer No. 3  93,875 hours  motor and drive mechanism repaired FY ’10-’11 maintenance project  
Mixer No. 4  95,706 hours  broken propeller blade repaired FY ’09-’10 maintenance project  

A replacement mixer has been budgeted in FY ’11-’12, as a capital purchase (030-030-81003), in the amount of $23,000.
RECOMMENDED ACTION

The existing mixers are a model manufactured in the late 1970’s, and replacement units or even repair parts are no longer available. PumpTech, Inc., Canby, Oregon, has recommended a compatible replacement for our current mixing system, at a cost of $21,071. However, our rail/mounting guide system will have to be replaced. The fabrication of the new rail can be accomplished with the assistance of a local welder/metal fabricator, for an additional cost of $2,000.

No other competitive bids were available for equipment that matches our current mixing design parameters, and provides local service and support.

I recommend we move forward with the purchase of the mixer described in the attached specifications, and include authorization to spend up to an additional $2,000 for the manufacture and installation of new guide rail system for the new mixer.
Sales Quotation

TO: Curt
Curran McLeod
Curt
Phone: 503-684-3478

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Mixer model SB2524-A35/4 with 4.7 HP, 460 volt submersible motor with 32' power cord. Includes Upper and lower guide bracket. Note: this new mixer will accept a 60mm x 60mm guide rail only. The existing rail system will need to be replaced. Price includes freight to the jobsite.

SubTotal 21,071.00
Freight: 0.00
Sales Tax: 0.00
Total: 21,071.00

The above order is subject to PumpTech Inc. standard terms and conditions and credit approval which are attached and made part of this agreement. We appreciate your interest in our products and services and if you have any questions on our offerings please do not hesitate to call.

By signature below, I accept this offering:

Signed:

Name: __________________________ Title: __________________________
PUMPTECH, INC.
STANDARD TERMS & CONDITIONS

SHIPMENT

Estimated shipment from manufacturer can proceed as quoted after receipt of approved submittals and purchase order. Quoted shipment time is not guaranteed and is based on information from our suppliers. Any late delivery charges due to shipment beyond the above estimated schedule will not be accepted.

CONDITIONS OF SALE

PUMPTECH INC is not bound by the terms and conditions in Purchaser’s Purchase Order or in Purchaser’s or Owner’s Plans & Specifications unless such terms are delivered to PumpTech prior to quotation and referenced in the quotation.

PUMPTECH INC is not responsible for delay, disruption or liquidated damages of any sort, unless Purchaser request and receives a quotation which includes pricing and terms for such damages.

CREDIT APPROVAL AND PAYMENT TERMS

Credit approval is required by PUMPTECH INC. prior to release of order to manufacturer; however, submittal may begin at the time of receipt of purchase order.

PUMPTECH, INC.'s payment terms are Net 30 days from invoice date. A finance charge of 1.5% per month will be charged on all past due balances. If PUMPTECH, INC. is forced to turn this over to a collection agency; purchaser agrees to pay costs of the collection to the extent that is allowed by law for commercial accounts. Purchaser also agrees to pay attorney fees and court costs in the event of a suit.

WARRANTY

The only warranty/guarantee implied or applied to this quotation are those as put forth by the original manufacturer. Products manufactured by PUMPTECH INC. are warranted to be free from defects in material and workmanship for a period of one (1) year from the date of installation provided that the product is properly installed, serviced, and operated under normal conditions.

TAXES

The pricing in the quotation does not include any local, state, or federal taxes. If applicable, taxes will be included on the invoice.

With the signature below, purchaser agrees to the above terms and conditions, and authorizes PUMPTECH INC. to proceed with the order.

(Purchaser’s signature) (Printed Name & Title) (Date)
PUMPTECH, INC.
PERSONAL GUARANTY

In consideration of the extension of credit by Pumptech, Inc. to the above named buyer, the undersigned does jointly and severally personally guarantee to pay amounts due Pumptech, Inc. by buyer on open account or under this agreement and otherwise assure performance of the buyer's obligation to seller.

Guarantor Signature

Date

Print Name
CONCRETE PEDESTAL BASE

DIMENSIONS

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Specifications subject to change without notice

Dimensions in inches (mm)
ELECTRICAL

SB900 - SB2500

Dwg: DS-M27-004  Rev: A  Date: 12/04  Tab  SB Series  Page __

MOTOR SPECIFICATIONS 60Hz, 3 PHASE

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<th>MOTOR DESIGN</th>
<th>NEMA design B, induction squirrel cage motor, air filled</th>
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<td>MOTOR TYPE</td>
<td>Enclosed submersible</td>
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<td>INSULATION CLASS</td>
<td>Class F, rated at 155° C (311° F), 40° C (104° F) ambient plus 115° C (207° F) rise</td>
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<td>MOTOR PROTECTION</td>
<td>ABS DI-sealminder detects moisture in the motor connection chamber. Bimetallic switches in each phase of the stator windings provide thermal protection. Motor and cable protection shall conform to the latest N.E.C. standards - National Electric Code, article 430.</td>
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MOTOR DATA 60Hz, 3 PHASE

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Data subject to change without notice
## CABLE SPECIFICATIONS

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<td>A36/4</td>
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<td>STAR/DELTA</td>
<td>10GX1.5</td>
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<td>STAR/DELTA</td>
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<td>STAR/DELTA</td>
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Standard cable length is 30 ft (10 m)

**Note:** A reduced voltage starting system in the control panel such as **Wye-Delta, Auto Transformer, or Electronic Soft Start** is recommended for the SB 900, SB 1200 and SB 2500 series mixers.
2" DIA. GUIDE RAIL WITH CONCRETE PEDESTAL BASE

<table>
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<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
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<tr>
<td>1</td>
<td>UPPER GUIDE BRACKET</td>
<td>1</td>
</tr>
<tr>
<td>2</td>
<td>GUIDE RAIL (NOTE 1)</td>
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<tr>
<td>3</td>
<td>COUPLING BASE</td>
<td>1</td>
</tr>
<tr>
<td>4</td>
<td>CONCRETE PEDESTAL</td>
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<tr>
<td>5</td>
<td>LIFT CABLE STORAGE STRAP</td>
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* As Required

**DIMENSIONS**

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<tr>
<th>ØA</th>
<th>B</th>
<th>C min</th>
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<tr>
<td>63.0 (1600)</td>
<td>11.2 (285)</td>
<td>24 (610)</td>
</tr>
<tr>
<td>76.75 (2000)</td>
<td>7.3 (185)</td>
<td>24 (610)</td>
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<tr>
<td>86.61 (2200)</td>
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<td>24 (610)</td>
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<tr>
<td>96.43 (2500)</td>
<td>3.4 (85)</td>
<td>24 (610)</td>
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</table>

**HOIST LIFT HEIGHT (H)**

| 42      | 60, 65.5 & 74.5 | (Note 4) | (Note 5) |

**NOTES:**

1. GUIDE RAIL (ITEM 2) IS Ø 2" SCHEDULE 40 PIPE SUPPLIED AND CUT TO LENGTH BY OTHERS.
2. ALL ANCHOR BOLTS REQUIRED FOR INSTALLATION BY OTHERS.
3. POWER CABLE TO BE KEPT CLEAR OF PROPELLER AND ALL SHARP EDGES.
4. MIXER WILL NOT CLEAR HANDRAIL.
5. MIXER WILL CLEAR HANDRAIL WITH PROP IN HORIZONTAL POSITION.
6. MINIMUM SUBMERGANCE IN CLEAN WATER.
7. REFERENCE Dwg. DS-M27-012 FOR ANCHOR BOLT DIMENSIONS.
8. SEE HOIST DRAWING FOR MOUNTING DETAILS.

Dimensions in inches (mm)
<table>
<thead>
<tr>
<th>REF NO.</th>
<th>MAJOR COMPONENTS</th>
<th>SB900</th>
<th>SB1200</th>
<th>SB1600 - 2500</th>
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<td>Coupling Bracket</td>
<td>Cast Iron, A536 60-40-18*</td>
<td>Cast Iron, A536 60-40-18*</td>
<td>Cast Iron, A536 60-40-18*</td>
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<tr>
<td>3</td>
<td>Propeller</td>
<td>316L Stainless Steel</td>
<td>Reinforced PUR</td>
<td>Reinforced PUR</td>
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<td>4</td>
<td>Oil Chamber Cover</td>
<td>Cast Iron, A48 Class 35/40 B</td>
<td>Cast Iron, A48 Class 35/40 B</td>
<td>Cast Iron, A48 Class 35/40 B</td>
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<td>5</td>
<td>Motor Shaft</td>
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<td>Carbon Steel, A276 GR 65</td>
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<td>6</td>
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<td>8</td>
<td>Cable Seal</td>
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<td>Nitrile Rubber (Buna-N)**</td>
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<tr>
<td>9</td>
<td>Mechanical Seal</td>
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<td>10</td>
<td>Deflection Ring</td>
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<td>Carbon Steel, A29 GR 1045 (Fully Isolated)</td>
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<td>Hex Head Screw</td>
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Note: Metallic component material descriptions are per ASTM.

- Coupling Bracket has galvanic corrosion protection.
- Optional Fluorinated Rubber (DR 25 or Viton®) available upon request
- Optional Fluorinated Rubber (DR 25 or Viton®) jacket available upon request

Data subject to change without notice
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<th>GEAR RATIO</th>
<th>NUMBER OF BLADES</th>
<th>PROP DIAMETER (IN) (mm)</th>
<th>PROP ANGLE (°)</th>
<th>PROP SPEED (RPM)</th>
<th>MIXING CAPACITY (GPM (m³/s))</th>
<th>HYDRAULIC POWER (HP (KW))</th>
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(1) Nominal speed at full load
(2) Flow rate in clean water at 68°F (20°C)
(3) Power in clean water at 68°F (20°C)

Maximum liquid mixing temperature: 104°F (40°C)
CITY COUNCIL REPORT: CITY OF SILVERTON
TO THE HONORABLE MAYOR AND CITY COUNCILORS
306 S. Water Street----(503) 873-5321

BACKGROUND:
On May 7, 2012, Glenn Barker approached the Council as a representative of the Silverton Rotary Club, requesting a waiver of park rental fees for Strawberry Days and the Homer Davenport Community Festival.

Attachments:
1. May 7, 2012 letter from Glenn Barker
May 7, 2012

TO the City Council of Silverton

On behalf of the Silverton Rotary Club and the Homer Davenport Community Festival committee, I would am requesting that the City Council waive fees for the use of the City Park for the use of the Strawberry Festival on June 17, 2012, and for the Homer Davenport Community Festival on August 2-5, 2012.

Yours truly,

Glenn Barker
President, Rotary Club of Silverton
Member, Homer Davenport Community Festival committee
RECOMMENDED MOTION:
Staff and the Planning Commission recommend City Council adopt Ordinance No 12-02 for the adoption of the 2012 Storm Water Master Plan as a support document to the Comprehensive Plan.

BACKGROUND:
The Storm Water Master Plan presents findings and recommendations relating to Silverton’s storm water system. The Plan identifies the current state of the storm water system and plans for future needs. The primary objectives of the Storm Water Master Plan are: 1) Establish storm system design and planning criteria, 2) Evaluate the existing storm system capacity using computer hydraulic modeling, 3) Summarize existing system deficiencies and propose improvements to enhance system serviceability, 4) Recommend improvements needed to service future growth, and 5) Develop a capital improvement plan and an appropriate system implementation strategy. The attached Staff Report and Findings demonstrates how the Plan meets the approval criteria for adoption as a support document to the City’s Comprehensive Plan. Also attached is a resolution and minutes from the May 8th Planning Commission meeting, which provides a recommendation to approve the Plan.

BUDGET IMPACT: FY(s): _______ N/A Funding Source: _______ N/A
STAFF REPORT AND FINDINGS
CP-12-01

PROCEDURE TYPE: IV

LAND USE DISTRICT: CITY WIDE

PROPERTY DESCRIPTION: CITY WIDE

APPLICANT: CITY OF SILVERTON
306 SOUTH WATER STREET
SILVERTON OR 97831

CONTACT PERSON: JASON GOTTGETREU (503) 874-2214

PROPOSED DEVELOPMENT ACTION: Adoption of a Storm Water Master Plan as a support document to the Comprehensive Plan. The Storm Water Master Plan presents findings and recommendations relating to the Silverton storm drain system. The plan determines the current state of the storm water system and plans for future needs. The primary objectives of this Storm Water Master Plan are: 1) Establish storm system design and planning criteria, 2) Evaluate the existing storm system capacity using computer hydraulic modeling, 3) Summarize existing system deficiencies and propose improvements to enhance system serviceability, 4) Recommend improvements needed to service future growth, and 5) Develop a capital improvement plan and an appropriate system implementation strategy.

DATE: MAY 22, 2012

Attachments
A. Review Criteria
B. Staff Report
C. Planning Commission Resolution
ATTACHMENT A: REVIEW CRITERIA

**REVIEW CRITERIA:** Amendments to the Comprehensive Plan will be approved if the Council finds that the applicant has shown that the following applicable criteria are met, the applicant shall bear the burden of proof:

1. A legislative amendment is consistent with the goals and policies of the Comprehensive Plan, the state-wide planning goals, and any relevant area plans adopted by the City Council.

2. A legislative amendment is needed to meet changing conditions or new laws.

3. The result of the legislative amendment will result in an improvement to the Comprehensive Plan that furthers the adopted goals, policies or needs of the community above the current Comprehensive Plan.
ATTACHMENT B: STAFF REPORT, CP-12-01

FINDINGS OF FACT

A. Background Information:

On June 7, 2010 the City entered a contract with Keller & Associates to provide consulting services to prepare a comprehensive storm water master plan for the City of Silverton.

Over the course of the last year, Keller & Associates has developed a draft storm water master plan in conjunction with input from City staff and a Technical Review Committee (TRC). The master plan used a computer model of the storm water system as a planning tool, which was used to identify potential improvements and address existing deficiencies. The master plan developed a capital improvement plan that lists each project, includes an opinion of probable costs, along with an order of priority. The total estimated cost for all proposed improvements is 8 million dollars over the next 25 years.

B. Silverton Storm Water Master Plan Summary:

The Master Plan evaluated population, development densities, land use and other factors that affect the storm water system. Prior to this study much of the storm water system was unmapped. Because an accurate base map is necessary to evaluate the existing system and create a master plan, a significant effort was put into mapping the existing storm water system. Data on the existing system was obtained from a combination of record drawings, site visits, and field testing. The plan then makes recommendations for improvements and repairs to the storm water system.

C. Planning Commission Meeting

The Planning Commission met in a Public Hearing on May 8, 2012 to hear testimony and consider the Storm Water Master Plan. After receiving testimony and discussing the Storm Water Master Plan the Planning voted to recommend to the City Council that the 2012 Storm Water Master Plan be adopted as a support document to the Comprehensive Plan.
C. Review Criteria:

1. A legislative amendment is consistent with the goals and policies of the Comprehensive Plan, the state-wide planning goals, and any relevant area plans adopted by the City Council.

Findings of Fact:
The Goal of the Public Facilities and Services element of the Comprehensive Plan is to “Provide orderly and efficient public facilities and services to adequately meet the needs of Silverton residents.” One of the objectives of this element is to “Protect the general health of local residents by providing adequate storm sewerage, sanitary sewerage collection, and treatment, solid waste disposal, and water treatment and distribution.” The purpose of the storm water master plan is to:

1) Establish storm system design and planning criteria.

2) Evaluate the existing storm system capacity using computer hydraulic modeling.

3) Summarize existing system deficiencies and propose improvements to enhance system serviceability.

4) Recommend improvements needed to service future growth.

5) Develop a capital improvement plan and an appropriate system implementation strategy.

The goal of the Citizen Involvement element of the Comprehensive Plan is to “Insure that the citizens of Silverton and those residents in the planning area have an opportunity to be involved with all phases of the planning process.” This was done with a Technical Review Committee and public hearings before the Planning Commission and City Council.

2. A legislative amendment is needed to meet changing conditions or new laws.

Findings of Fact:
The City of Silverton has seen an increase in population and impervious surface in recent years and needs to be able to manage existing and future storm water system needs. The master plan provides a comprehensive inventory and evaluation of the existing system. The plan makes recommendations for maintenance of the system where necessary and provides recommended improvements to serve future growth based on population projections.

3. The result of the legislative amendment will result in an improvement to the Comprehensive Plan that furthers the adopted goals, policies or needs of the community above the current Comprehensive Plan.

Findings of Fact:
The current Public Facilities element of the Comprehensive Plan was adopted in 1986. Silverton has experienced a significant amount of growth since 1986. The proposed master
plan is much more detailed than the existing Public Facilities and Services element and is more up to date. Prior to this study much of the storm water system was unmapped. Because an accurate base map is necessary to evaluate the existing system and create a master plan, a significant effort was put into mapping the existing storm water system. Data on the existing system was obtained from a combination of record drawings, site visits, and field testing. The amendment will improve the Comprehensive Plan by providing an up to date inventory and framework for storm water system improvements.

D. Recommendation:

City Staff and the Planning Commission recommend the City Council adopt the Silverton Storm Water Master Plan as a support document to the Comprehensive Plan.
ATTACHMENT C: PLANNING COMMISSION RESOLUTION

CITY OF SILVERTON
RESOLUTION NO. PC-12-01

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL APPROVAL OF A
COMPREHENSIVE PLAN AMENDMENT (CP-12-01) TO ADOPT THE SILVERTON
STORM WATER MASTER PLAN AS A SUPPORT DOCUMENT TO THE SILVERTON
COMPREHENSIVE PLAN.

WHEREAS, the City of Silverton initiated a process to update the Public Facilities element of the
Comprehensive Plan; and

WHEREAS, Keller & Associates was hired as a consultant to help in the preparation of the 2012
Silverton Storm Water Master Plan; and

WHEREAS, Public input was gathered throughout the process to evaluate citizen concerns
regarding the existing storm water system, including input from a citizen Technical Review
Committee and a public open house; and

WHEREAS, a draft Plan was prepared in April 2012; and

WHEREAS, after proper legal notice, a public hearing before the Planning Commission to consider
this Comprehensive Plan Amendment to adopt the 2012 Silverton Storm Water Master Plan as a
support document to the Silverton Comprehensive Plan was held on May 8, 2012; and

WHEREAS, the Planning Commission recommended approval of the 2012 Silverton Storm Water
Master Plan to the City Council.

NOW THEREFORE BE IT RESOLVED that the Planning Commission of the City of Silverton
decided:

That the Planning Commission has reviewed the submitted proposal and
recommends that the City Council APPROVE the requested Comprehensive Plan
Amendment to adopt the 2012 Silverton Storm Water Master Plan as a support
document to the Silverton Comprehensive Plan.

Upon motion duly made and seconded, the foregoing resolution was adopted and the Chairman
declared said resolution to be adopted this 8th day of May, 2012.

ATTEST:

Bob Willoughby, City Manager

Planning Commission Chairman
The City of Silverton Planning Commission met at the Silverton Community Center on May 8, 2012 at 7:00 PM with Chairman Victor Madge presiding.

I. ROLL CALL:

Victor Madge – Chairman
Jason Freilinger – Commissioner
Stacy Posegate – Commissioner
Gus Frederick – Commissioner

Excused: Jeff DeSantis; Kathleen Harris; and Clay Flowers

STAFF PRESENT:

Steve Kay, Community Development Director; Gerald Fisher, Public Works Director; Jason Gottgetreu, Associate Planner and Lisa Figueroa, Administrative Assistant

II. MINUTES FROM THE WORK SESSION HELD FEBRUARY 28, 2012 AND THE REGULAR MEETING HELD MARCH 13, 2012:

There were no corrections to the minutes of the Work Session held February 28, 2012.

The Commission unanimously approved the minutes of the Work Session held February 28, 2012 as presented.

There were no corrections to the minutes of the Regular Meeting held March 13, 2012.

The Commission unanimously approved the minutes of the Regular Meeting held March 13, 2012 as presented.

III. BUSINESS FROM THE FLOOR:

There was no public comment.
IV. AGENDA ITEMS:

1. Case: Storm Water Master Plan
   Filed by: City of Silverton
   306 S. Water St., Silverton, OR 97381
   Planning Department File No.: CP12-01

Associate Planner, Jason Gottgetreu, presented a PowerPoint presentation of the 2012 Silverton Storm Water Master Plan and the Public Facilities Element of the Comprehensive Plan, which dates back to the 1980s. He said the policies in the Comprehensive Plan do not address current conditions and explained that Keller and Associates were contracted to prepare a Storm Water Master Plan. He stated the Master Plan evaluated the population, development densities and other land use factors that affect the storm water system. He said the Master Plan makes recommendations based on the analysis done to repair the storm water system and noted the amendment is consistent with the Public Facilities Element in the Comprehensive Plan. He introduced Keller Associates, who would review the Storm Water Master Plan.

Peter Olsen, PE/Office Manager, said a large portion of the City was not mapped. He said they worked extensively to map the City to create the Storm Water Master Plan. He said they compiled a Technical Advisory Committee (TAC), which included members from the City Council, Silver Falls School District, Silverton Hospital, residents and other representatives. He said the TAC determined their main objectives and goals; identified the current state of storm Water System, and planned for future needs. He said they conducted a survey of nearby communities to compare Silverton with those communities. He said part of the design criteria is for the system to handle a 25-year storm event. He stated they recommend the detention facilities be able to handle a 50-year flow with an overflow bypass of a hundred year storm event. Chairman Madge asked if those recommendations are mandated by the state. Mr. Olsen said it is a standard criterion in the industry.

Andrey Chernishov, PE/Project Manager, said storm water quality in Oregon is handled by three main programs, and the City of Silverton is required to meet two of the three programs. He said storm water runoff in Silverton eventually flows into the Pudding River via Silver Creek and Abiqua Creek. He said the Department of Environmental Quality lists Silverton as a Designated Management Agency, therefore the City is required to develop an implementation plan to address allocations within their jurisdiction. He said the study area included the Urban Growth Boundary, the City limits, and surrounding areas where runoff contributed to the City’s runoff system which includes about 3300 acres. He indicated the system’s pipeline are 26 miles long; split into five major drainage basins and discharged into three creeks. Chairman Madge asked if it was difficult to ascertain what was underground. Public Works Director, Gerald Fisher, said the information was based on the as-builts that the City currently has on record and indicated this project is the first time they have actually modeled it as a complete system. Mr. Olsen said they used references from the surface such as manholes, discharges, etc. He said the City does not own the entire storm water system but they are responsible for managing it. Mr. Chernishov said the model was rendered in a computer program called XPSWMM, which assumes catch basins captured all of the water within the study area.
Mr. Olsen said the computer program was calibrated to match actual storm events, which helps them prioritize recommended improvements. He said there are model driven problem areas and areas reported by Public Works Staff. He said the main problems during flooding are undersized pipelines and the lack of storm water collection system in some areas. He said another main issue is that the system may not be free of debris or frequently maintained. Chairman Madge said the system being frequently maintained is an assumption, and asked about the true operating capacity of the system. Mr. Olsen said they need a consistent assumption in order to model the system.

Commissioner Posegate asked if the City could require property owners to fix inaccuracies that were found according to the as-built. Director Fisher said private owners are responsible for the maintenance of their own system.

Mr. Olsen explained capital improvements maintenance is needed to bring the system up to speed. He said Option One is to contract out the maintenance because the City does not have all the equipment to perform the work. He indicated the maintenance costs would be cheaper if City had all the equipment. He reviewed the equipment replacement program. He said the Master Plan identifies problems and possible solutions. He acknowledged several funding options.

Commissioner Freilinger asked if the extra capacity would have been needed if Abiqua Heights did not exist. Mr. Olsen said the majority of improvements for the Storm Water Master Plan are there to fix existing issues with the storm water collection system. Director Fisher said they could only use System Development Charges (SDC) for increased capacity improvements. Commissioner Frederick appreciated the comprehensive report. Chairman Madge said the report is very thorough and stated he agrees with the recommended priorities.

PUBLIC TESTIMONY:
Chairman Madge opened the hearing at 7:47 P.M. and asked for declarations of ex parte contacts, conflicts of interest, and site visits. No Commissioners declared ex parte contacts or conflicts of interest and they all viewed the site. There were no ex parte declarations.

PROPOONENT TESTIMONY:
Lennie Martin, 218 Sweden Circle, said her husband, David Gortner was a member of the Storm Water Master Plan Committee and indicated he allowed her to speak on his behalf. She stated he believes the plan is thorough and she and her husband are proponents because they think it would take care of the heavy rains. She said they own property that borders Olsen ditch, and said they have watched the earth erode. She said there are ten houses along the ditch that have significant erosion, and they are experiencing fence post foundation erosion this year. She said the ditch has potential to damage their property and are concerned about the value of the property. She stated
they strongly support the Master Plan and ask the Commission to recommend action on the priority items immediately.

Bill Long, 1015 Oak St. Unit 102, explained he is a board member of the same Home Owner’s Association and stated he is representing all the homes along the ditch. He said they all support the recommendation of the Master Plan amendment. He stated there are some tenants that are afraid to go into the portion of the property that fronts the ditch.

Gene Pfeifer, PO Box 396, indicated he is neutral but wanted to make some comments. He said he was the developer of Abiqua Heights and noted the 24” line that leads from the pond. He said the original intent was to divert as much storm water into the lake. He said he wanted to know how the proposed Master Plan would slow down the water that flows into Silver Creek.

OPPONENT TESTIMONY:
Stu Rasmussen, 313 N. James Street said the Planning Commission should consider the financial impact on homeowners. He said approving the Master Plan could increase the water bill approximately $48 a month for every homeowner. He said he realizes that some funding would be provided from SDCs. He asked the Commission to consider how the City would pay for the fully implemented system. Commissioner Freilinger asked for clarification whether the Commission is responsible for reviewing the budget. Mr. Rasmussen suggested that the Commission makes a recommendation on the Master Plan to the City Council, and could make a recommendation regarding the budget as well. Chairman Madge appreciated Mr. Rasmussen’s position but indicated the Commission’s role was to review the Master Plan, and they are not in a position to make any financial decisions for the City. He explained the Council is better equipped to make that decision because the Commission has a limited scope of review.

WRITTEN TESTIMONY:
There was no written testimony.

REBUTTAL:
Mr. Olsen said there are different ways to handle the detention going into Silver Creek; but the recommendations are based on industry standards. Commissioner Posegate said she is concerned for residents’ safety and asked if there are any areas that are imminently in danger. Director Fisher said private property is eroding and would be addressed with priority project IA and said the next highest priority is at East Main Street. He said priority 2D addresses runoff down to Rock Street.

Chairman Madge closed the Public Hearing at 8:11 P.M.

Commissioner Stacy Posegate moved to recommend to the City Council that the Comprehensive Plan Amendment application, CP12-01 be adopted as a support document to the Comprehensive Plan as presented. Commissioner Gus Frederick seconded the motion and it carried unanimously.

The Commission recessed for five minutes.
The Commission reconvened at 8:20 P.M.

2. Case: Dental Office building
Filed by: Michael Kim
410 Oak Street, Silverton, OR 97381
Planning Department File No.: DR12-01

Mr. Gottgetreu presented a PowerPoint presentation of the staff report noting this application is requesting to build a 6,150 square foot dental office building at 120 C Street with 27 parking spaces. He said it is zoned General Commercial (GC) and is surrounded by GC zoning; office use is permitted outright as long as it meets the Design Review Criteria standards. He said the applicant submitted an application, with 34% of the lot being landscaped. He said the building meets zoning district standards in regards to height and setbacks. He said some seating would be required near the covered entryway to meet the building orientation standard. He said there are articulations, numerous windows and architectural features along the street. He said the applicant is proposing to remove the existing driveway along Water Street to add a sidewalk, and locate the primary entrance along Front Street. He said there will be a pedestrian connection between Water and C Streets. Chairman Madge asked why was the South access point required to be an exit only. Director Fisher said he required it to be an exit only because of its proximity to the intersection. Chairman Madge questioned if there is a regulation specifying a minimum or maximum parking requirement. Mr. Gottgetreu said there is no maximum parking. He said they supplied a floor plan; which is subject to change. Commissioner Posegate commented that this location has been a proposed site for a downtown entryway sign. Mr. Gottgetreu there is a ten-foot easement that is for Silverton public sidewalks where the entryway sign was to be located and noted the applicant did designate an area for a possible future gateway sign in another location. Commissioner Posegate asked if there is anything in the Code that would ensure that a business in this location will stay in the community for a long time. Mr. Gottgetreu said they only thing the City requires is a Public Works Performance Guarantee, which ensures completion of the project once it has begun.

PUBLIC TESTIMONY:
Chairman Madge opened the hearing at 8:48 p.m. and asked for declarations of ex parte contacts, conflicts of interest, and site visits. He declared he was once approached to be the architect, but is not associated with the project and stated he feels that this will not influence his judgment on this application and can make a fair and impartial decision. All Commissioners had viewed the site.

APPLICANTS TESTIMONY:
Chris Kadel, AKS Engineering, 528 NE Cottage Street, Salem, OR thanked the Commission for their time and said he is representing Dr. Michael Kim. He said Mr. Gottgetreu described the project in detail and said he would just like to answer any questions.

Chairman Madge said this property is in a strategic location as an entryway into downtown Silverton. He explained although it meets the design standards, there are some particular issues that he would like to address. He referenced the Purpose Statement in the Municipal Code Chapter 2.3.180; stating it requires vibrant civic spaces that offer weather protection. He said it also identifies pedestrian amenity options. He said the applicant proposed decorative sidewalk all the
way down Front Street and seating planters along C Street. He instead suggested creating a pedestrian plaza at the corner of C and Water Streets in lieu of those two elements. He said a hard surface plaza could connect to the sidewalk along C Street. He said he would rather see that improvement because he feels it is a better application of the design standards. He said a corner plaza would also meet the corner property standard No. 1. Chairman Madge noted another requirement specifying windows covering 50% of building linear frontage along streets and indicated this design would need additional windows. He said vertical elements should be provided at a corner; and suggested pulling the lower roofline up to align it with the higher roof, which would stretch the building façade, creating a vertical element. He said he would appreciate those changes if the applicant agrees with those recommendations. He indicated the side awnings could serve as a weather cover also meeting Code requirements. He stated he believes the modifications are relatively minor and does not want to cause the applicant any delay or additional expenses.

Gene Bolante, AIA Architect, Studio 3 Architecture, 222 Commercial Street, Salem said he thought the comments are great. He said an entry sign into the City was not included in the plan so as not the delay Dr. Kim’s project. He said adjusting the elevations will work and said Staff has been helpful and the process has gone smoothly.

**PROPOSPENT TESTIMONY:**

Gene Pfeifer said he is concerned that this location is a setting where traffic occurs, and indicated he feels the building is crowding the intersection. He recommended the building be turned six degrees and to shorten the access to the driveway. He said the roof illustrates a 4:12 pitch, but there are very little decorative details, which do not reflect Silverton. He said there are bungalows, art deco, and would like this structure to be distinct.

Victoria Sage, 313 N. James Street, said the stone veneer is outdated and would prefer to see 3” reveal horizontal siding that would match the homes along Water Street. She said she is concerned for public safety because the knee braces look too low. She said she likes the idea of the pedestrian plaza and feels it is an improvement over the landscaped design.

Deanna Teets, Dr. Kim’s Office Manager, said when Dr. Kim first envisioned the project he was interested in working with the City to install a gateway sign. She said they are open to suggestions regarding the outside design of the building as long as they are cost effective. She said Dr. Kim plans to bring in specialists rather than expecting patients to travel to Salem or Lake Oswego. She said there will be a portion of the building that will be publically accessible as long as it benefits the community in a positive way.

Stu Rasmussen, 313 James Street, said he thinks this is a signature location for a dental office. He said he feels the area needs something that stands out rather than have the same design that exists elsewhere in Silverton. He noted the building is within 100-feet of the original railroad station and suggested they include a key feature that associates it with the railroad. He said there may even be some Urban Renewal dollars to assist the applicant so they do not incur all the cost. Commissioner Frederick said he likes the idea of the design correlating with the railroad station.
WRITTEN TESTIMONY:
There was no written testimony.

REBUTTAL:
Chairman Madge closed the Public Hearing at 9:06 pm.

Commissioner Frederick appreciated the suggestions during the Public Hearing. Commissioner Freilinger thanked Dr. Kim for choosing to invest in Silverton and explained he supports submittal as it was presented. Commissioner Posegate supported idea of the pedestrian plaza. The Commission discussed the suggestions that were made and considered including them as conditions into the motion. Chairman Madge said he is excited about the possibility of including a tower element near that corner. He suggested extruding the end element about two or three feet above the high point of the roof; introducing the hip roof element on top of that. He said those suggestions are a low impact to the structural design of the project. He stated the engineer and architects did a great job and the structure would be a good addition to the community.

Commissioner Freilinger moved to approve Design Review application, DR12-01 to build a 6,150 square foot Dental Office Building at 120 C Street with the condition that the applicant includes additional glazing along N. Water Street to meet standards, and the applicant may implement the suggested design changes without additional review by the Planning Commission as long as the changes meet the City’s Design Review Standards. Commissioner Posegate seconded the motion and it carried unanimously.

V. REPORTS AND COMMUNICATIONS:

Director Kay said the Pettit Property was discussed at the last City Council work session and the City is currently evaluating options which ensure that it is kept accessible for public use. He said one of these options is to develop a partnership with the Oregon Garden and Moonstone to purchase the property. He said Staff is working on the way finding signage project and has developed a design for the downtown kiosks. He indicated there will be four downtown locations in addition to the planned vehicle wayfinding signage. He said the Citizen Involvement Committee has been meeting monthly and are getting close to submitting final recommendations. He said there is a Planning Commission meeting scheduled for May 29th to discuss Development Code amendments. Chairman Madge said long range facilities planning process for the Silver Falls School district was recently completed and they will be presenting recommendations to the School board.

VI. ADJOURNMENT:

The meeting adjourned at 9:27 P.M.

City of Silverton Planning Commission
Respectfully submitted,

/s/ Lisa Figueroa,
Community Development Administrative Assistant
AN ORDINANCE APPROVING COMPREHENSIVE PLAN AMENDMENT (CP-12-02) TO ADOPT THE 2012 SILVERTON STORM WATER MASTER PLAN AS A SUPPORT DOCUMENT TO THE SILVERTON COMPREHENSIVE PLAN.

WHEREAS, the City of Silverton initiated a process to update the Public Facilities element of the Comprehensive Plan; and

WHEREAS, Keller & Associates was hired as a consultant to help in the preparation of the 2012 Silverton Storm Water Master Plan; and

WHEREAS, Public input was gathered throughout the process to evaluate citizen concerns regarding the existing storm drainage system, including input from a citizen Technical Review Committee; and

WHEREAS, a draft Plan was prepared in April 2012; and

WHEREAS, after proper legal notice, a public hearing before the Planning Commission was held to consider this Comprehensive Plan Amendment to adopt the 2012 Silverton Storm Water Master Plan as a support document to the Silverton Comprehensive Plan on May 8, 2012; and

WHEREAS, the Planning Commission recommended approval of the 2012 Silverton Storm Water Master Plan to the City Council on May 8, 2012; and

WHEREAS, after proper legal notice, a public hearing before the City Council was held to consider this Comprehensive Plan Amendment to adopt the 2012 Silverton Storm Water Master Plan as a support document to the Silverton Comprehensive Plan on June 4, 2012; and

WHEREAS, City Council adopted Ordinance No. 12-02 to adopt the Silverton Storm Water Master Plan as a support document to the Silverton Comprehensive Plan on June 4, 2012; and

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Silverton that based on evidence reviewed, and the City Council discussion which has been incorporated by reference, the City Council voted to adopt CC Ordinance 12-02 in support of this decision; and
NOW FURTHER THEREFORE, a full copy of the Silverton Storm Water Master Plan can be found on file in the Community Development Department at City Hall.

FIRST READ by the Council the 4th day of June, 2012.

PASSED by the Council this ___ day of ______, 2012.

SIGNED by the Mayor the ___ day of ______, 2012.

Effective this ___ day of ______, 2012.

____________________________________
Mayor

ATTEST:

____________________________________
City Recorder
RECOMMENDED MOTION:
Staff recommends a motion to adopt Resolution No. 12-15, a resolution supporting submittal of a grant request to ODOT for funding assistance to develop bike and pedestrian improvements on South Water Street.

BACKGROUND:
The Oregon State Department of Transportation (ODOT) is currently accepting grant applications through its TE/OBPAC combined solicitation process. Eligible projects for this program include transportation improvements within public right-of-ways that enhance the experience of its users, and benefit pedestrians and bicyclists.

The City’s adopted the 2008 Transportation System Plan (TSP) that identified the need for connectivity improvements in bike and pedestrian networks and noted numerous deficiencies throughout the system. South Water Street, one of the City’s arterial streets, is noted as needing a number of upgrades in order to meet bike and pedestrian connectivity and safety standards. The TSP identifies constructing missing sidewalk links, shoulder widening, widening pavement for bike lanes, striping and signing bike lanes, and installing needed stormwater improvements. The City’s grant proposal will address these identified deficiencies on South Water Street.

The combined solicitation process is to distribute $20 million of grant funds to qualifying projects when a 10.27% minimum local match is provided. The provision of an overmatch demonstrates local support, which is desirable with this competitive application process. It has been estimated that $140,000 of the project costs could be assessed through a LID and another $85,000 of Transportation SDCs could be contributed towards the project. Using these figures, with a total project cost of $955,362, a 23.55% local match would be provided. The application requires a resolution of support from the City Council in order to be considered by ODOT and to provide assurance that a minimum 10.27% match ($98,116) will be available for the project.

BUDGET IMPACT: FY(s): FY 2013-2014  Funding Source: ODOT Grant

Attachments:
1. Resolution No. 12-15
2. Project Area Map
CITY OF SILVERTON
RESOLUTION NO. 12-15

A RESOLUTION AUTHORIZING SUBMITTAL OF A GRANT TO THE OREGON
DEPARTMENT OF TRANSPORTATION FOR BIKE & PEDESTRIAN
IMPROVEMENTS ON WATER STREET

WHEREAS, the Oregon Department of Transportation (ODOT) is accepting grant applications for the Oregon Bicycle and Pedestrian Program and the Transportation Enhancement Program under the TE/OBPAC Combined Solicitation process; and

WHEREAS, the City of Silverton desires to participate in this grant program to the greatest extent possible to acquire funds for bike and pedestrian improvements within its transportation system; and

WHEREAS, South Water Street, an arterial roadway and a State Highway, is deficient in providing for the transportation needs of pedestrians and bicyclists; and

WHEREAS, this grant fund provides a means of providing continuous sidewalks, bike lanes, Americans with Disabilities Act (ADA) related upgrades, and other roadway improvements; and

WHEREAS, the Silverton Transportation System Plan has identified alternative modes of transportation improvements as a high priority need in the City of Silverton; and

WHEREAS, providing sidewalks, bike lanes, other road improvements, and ADA related upgrades would help meet this need; and

WHEREAS, the City of Silverton has available local matching funds to fulfill its share of obligation related to this grant application should it be awarded; and

THEREFORE, BE IT RESOLVED that the Silverton City Council supports this application for bike and pedestrian improvements in accordance with ODOT’s program guidelines for the Oregon Bicycle and Pedestrian Program and the Transportation Enhancement Program for assistance with South Water Street improvements that will benefit pedestrian and bicyclists.

NOW, THEREFORE, BE IT FURTHER RESOLVED that this Resolution is and shall be effective from and after its adoption by the Council.

Passed by the City Council and approved by the Mayor this 4th day of June, 2012.

__________________________
Stu Rasmussen, Mayor

ATTEST:

__________________________
Bob Willoughby, City Manager
NOTE:
STORMWATER COLLECTED FROM PEACH STREET INTERSECTION IMPROVEMENTS TO BE DIREC TED TO PROPOSED LANDSCAPED INFILTRATION FACILITY WITHIN CURB EXTENSION AREA.
STORMWATER COLLECTED FROM ALL OTHER PROPOSED IMPROVEMENTS TO BE DIREC TED TO EXISTING STORMWATER SYSTEM LINES.

INSTALL STREET TREES, CURBS, PLANTING STRIPS, AND SIDEWALKS ON BOTH SIDES OF WATER STREET.

INSTALL CROSSWALK AT PEACH/WATER STREET INTERSECTION.

INSTALL BIKE LANES BOTH SIDES OF WATER STREET, AND CURBS, STREET TREES, AND SIDEWALKS ON EAST SIDE OF S. WATER STREET.
NOTE:
STORMWATER COLLECTED FROM PEACH STREET INTERSECTION IMPROVEMENTS TO BE DIRECTED TO PROPOSED LANDSCAPED INFILTRATION FACILITY WITHIN CURB EXTENSION AREA. STORMWATER COLLECTED FROM ALL OTHER PROPOSED IMPROVEMENTS TO BE DIRECTED TO EXISTING STORMWATER SYSTEM LINES.
RECOMMENDED MOTION:
Staff recommends that City Council consider the issues outlined in the attached memo and direct Staff to make amendments to the fee structure and/or design standards for Transient Merchant Permits, as desired by the Council.

BACKGROUND:
The issue of Transient Merchants and Mobile Food Vendors was raised during the May 7th City Council Meeting. There was concern that Mobile Food Vendors were not paying their fair share of System Development Charges (SDC’s) and that they were not held to the same design standards as permanent structures.

Mobile food vendors are regulated under “Transient Merchant Permits”. A Transient Merchant is a business that sells goods, wares, services or merchandise at a temporary location on public or private property. Transient Merchant Permits are valid for 90 consecutive days and are eligible for renewal. There is a $200 fee for the permit. Mobile food vendors may operate out of their vehicles under this type of business license. Businesses which operate out of a structure (verses a vehicle), are considered to be a permanent use and are required to pay System Development Charges (SDC) and meet Building and Development Code requirements.

The attached memo analyzes adding a $100 Transportation SDC fee to the cost of a 90 day Transient Merchant Permit. This change would need to follow the statutory process for revising the SDC Code. With this option, each time the transient merchant renewed their license, the payment for an incremental impact of the mobile food vendor on the transportation system would equal to the rate of Transportation SDC payment for permanently established businesses. The Silverton Development Code does not currently address the physical appearance of mobile food vendors or transient merchants. With Council’s direction, Staff can require that mobile food carts install skirting around their vehicle and regulate other design standards deemed appropriate for the use.

BUDGET IMPACT: FY(S): FY 2012-2013 Funding Source: General Fund Transportation SDCs

Attachments:
1. Memo from Community Development Department dated May 18, 2012
DATE: May 18, 2012
FROM: Jason Gottgetreu, Associate Planner
       Steve Kay, Community Development Director
TO: City Council
RE: Transient Merchants Permits

The issue of Transient Merchants and Mobile Food Vendors was raised during the May 7th City Council Meeting. There was concern that Mobile Food Vendors were not paying their fair share of System Development Charges (SDC’s) and that they were not held to the same design standards as permanent structures.

Mobile food vendors are regulated under “Transient Merchant Permits”. A Transient Merchant is a business that sells goods, wares, services or merchandise at a temporary location on public or private property. Transient Merchant Permits are valid for 90 consecutive days and are eligible for renewal. There is a $200 fee for the permit. Mobile food vendors may operate out of their vehicles under this type of business license. Businesses which operate out of a structure (verses a vehicle), are considered to be a permanent use and are required to meet Building and Development Code requirements.

A “System Development Charge” is a reimbursement fee, an improvement fee, or a combination thereof assessed or collected at the time of a capital improvement, at the time of issuance of a development permit or building permit, or at the time of connection to a capital (public) improvement. Unless otherwise exempted by local or state law, a system development charge is imposed upon all parcels of land within the city, and upon all lands outside the boundary of the city that connect to or otherwise use public sewer facilities, storm sewers, or water facilities of the city.

There are currently two mobile food vendors in Silverton which are located on private property. Rent for these properties has been observed at $300-$500 a month. Mobile food vendors are required to use water for hand washing and in some cases dish washing. Typically these carts have portable water storage tanks that are filled up and removed manually. Since this type of use does not connect to the public sewer and water system, Sewer and Water SDCs cannot be charged. While SDCs are imposed upon all parcels of land within the City, they are currently assessed on permanently established uses. A mobile food vendor is considered a temporary use that conducts business from a vehicle.
The purpose of a System Development Charge is to impose a portion of the cost of capital improvements for the water system, sewer system, storm drainage, transportation, and parks and recreation capital improvement projects that are created by increased demand on public facilities. For example, the addition of a water meter for a new business increases the demands on the public water supply, treatment, and distribution system. Adding vehicle trips through a new development will also increase the demand on public transportation facilities.

“Development” is defined as “conducting a building or mining operation, making a physical change in the use or appearance of a structure or land, and creating or terminating a right of access”. Parking a vehicle for the purpose of selling goods could be defined as making a change in the use of land. However, removing the vehicle would reverse the change of use. SDCs can be charged when the use of public facilities are increased. In order for mobile food vendors to be charged Transportation SDCs, the definition of “development” would need to be clarified.

SDCs are currently imposed on parcels of land. SDCs are typically charged when a structure is built, which permanently increases the impact on public improvements which support that use. Structures erected with a development or building permit are considered to be a permanent structure. An SDC is a onetime fee paid at the beginning of a new permanent use in order to pay for the incremental impact of the use to public facilities over a 20 year time period. The Transportation SDC methodology uses the amount of peak trips generated as the multiplier in the equation. Currently, one peak trip generated in Silverton costs $1,571.66, with the peak hour typically designated between 4:00 p.m. to 6:00 p.m. The trip generation rates are calculated from the Institute of Transportation Engineers Trip Generation, 8th Edition. Trips are determined by type of use, such as hair salon, video rental store, automobile parts and service center etc., as well as the size of the use or other multiplier factors such as number of employees. Mobile food vendors are not specifically listed within the ITE Trip Generation book. The closest use listed is “Fast Food w/o Drive Thru”. Using this ITE description, the peak trips for a 175 square foot Mobile Food Vendor calculates to 5 peak trips. This would equate to a one-time Transportation SDC charge of $7,858.30.

Since SDCs are currently imposed on parcels of land, application of the standard Transportation SDC methodology is problematic. If a mobile food vendor must relocate to a new property, the use would be charged an additional Transportation SDC. A credit of the uses’ peak trips would remain on the vacated parcel of land. When SDCs are paid, the property owner retains the SDC value in the parcel, regardless of what type of use is established in the future.

As was raised during the May 7th Council meeting, equity concerns could be an issue if the vendor pays a SDC fee and the transient merchant permit is a short-term use. A study done by the City of Portland in conjunction with Portland State University found that owners of food carts are often minorities and immigrants. It can be reasoned that food carts often have a lower startup cost verses a brick and mortar restaurant. Often mobile food vendors are established as an interim use on vacant parcels while waiting for the property to be sold or developed. As a result, the food vendor could pay a $7,858.30 Transportation SDC fee, the property could be sold a few months later, and the vendor would be required to vacate the premises before the startup costs could be recouped by the business.
If SDCs paid by a mobile food vendor are tied to the business verses the property, the issue of transferability would need to be addressed. As noted above, SDCs are currently a one-time fee that assumes the use is permanent. If a business owner pays Transportation SDC for a food cart and then the business changes ownership, it would be equitable to credit the new owner with the paid SDC as long as the food cart operated in the same location. This type of SDC credit transfer currently occurs with land and buildings, however the difference is that land and buildings are not mobile. Accurate tracking of SDC credits as a mobile food vendor moves from location to location within the city limits would be a difficult task.

In Gresham and Portland, mobile food vendors are not subject to SDC fees. In Clackamas County, mobile food vendors are required to pay a one-time $1,700 Transportation SDC fee. Due to the fact the Transient Merchant Permits must be renewed every 90 days in Silverton, payment of a one-time fee could be a financial hardship for this type of business. If in Silverton, the definition of “development” was clarified to include the placement of a temporary food vendors vehicle on a private property, a more equitable option may be to add a $100 Transportation SDC fee to the cost of a 90 day Transient Merchant Permit. With this approach, each time the transient merchant renewed their license, the payment for the incremental impact of the mobile food vendor on the transportation system would equal to the rate of Transportation SDC payment for a permanently established business ($100 per 90 days = $400 annually, or $8,000 per the ITE Manual for Transportation SDC’s over a 20 year period). Using this methodology, the Transportation SDC is tied to the mobile food vendor’s use and credits would not be transferable. The mobile food vendor could move another location in the city, and not be subject to an additional incremental SDC fee until they renewed their Transient Merchant Permit.

Other jurisdictions address the standards for mobile food vendors in a variety of ways. Portland has approximately 450 food carts within its city limits. Like Silverton, if the food cart has wheels, it is defined as a vehicle and the cart is not regulated by the Development or Building code. If the wheels are removed, the cart is then considered “fixed” and the use is classified as a commercial building, making it subject to specific design standards. In Gresham, mobile food vendors are reviewed under a land use process that includes public noticing only when the use is operated in excess of 180 days. Clackamas County also has varying degrees of review and fees that are based on the amount of time the use spends on a property. The County allows transient merchants to remain on a property for an unlimited duration if approved through a $1,100 review fee process that includes public noticing.

The Silverton Development Code does not currently address the physical appearance of mobile food vendors or transient merchants. Staff research of other jurisdictions did not result in the identification of specific aesthetic standards for mobile food vendors, other than the requirement of providing skirting around the vehicle. Specific design guidelines may be difficult to craft given the wide range of vehicles that have been designed or converted to food carts. With Council’s direction, Staff can require that mobile food carts install skirting around their vehicle and regulate other design standards Council deems appropriate for the use.
CITY COUNCIL REPORT: CITY OF SILVERTON
TO THE HONORABLE MAYOR AND CITY COUNCILORS
306 S. Water Street---(503) 873-5321

RECOMMENDED MOTION:
Staff recommends a motion to adopt a Resolution in the form of Draft Resolution No. 12-13, if the Council approves a rate increase for the solid waste franchisee.

BACKGROUND:
The last rate increase for Allied Waste Services (AWS) was in 2010. Resolution 10-08 allowing them a 6% increase was passed by the Council on March 1, 2010. AWS is requesting a 4.9% increase to cover the cost of inflation and the cost of a new food waste collection program. The details of the AWS proposal and the new program are contained in the rate proposal attached as Attachment 1. If the Council does not approve the new food waste program, the requested rate increase would be lower. AWS will have representatives at the Council meeting to explain the new program and to tell you how much the rate increase would be reduced if the new program is not approved. If the new program is approved and AWS customers are able to reduce the size of their garbage can because food waste is diverted from the garbage waste stream, the net impact on AWS bills would be a reduction rather than an increase. Similar programs are already in place in Portland and Salem.

BUDGET IMPACT:
This proposed increase would not have a significant budget impact on the City since our basic garbage service is provided by AWS at no charge. However, the City does pay for additional containers whenever we request one and for a dumpster at the sewer treatment plant. Those costs would increase.

Attachments:
1. AWS Rate Proposal
2. Resolution No. 12-16 with the new rate schedule attached as Attachment A
May 11, 2012

Mayor Rasmussen /Members of Council
306 S. Water Street
Silverton, OR 97381

Mayor Rasmussen, Members of Council and City Staff:

Enclosed is a packet of information regarding the addition of food waste collection to the residential yard debris collection routes in Silverton.

This proposal includes a 4.9% rate increase, that will fund the additional costs associated with the new program, as well as cover inflationary costs for the last two years. Financial statements include actual results for 2010 and 2011, and projected results for 2012 with the price increase approved, as well as the financial impact of no price increase, and no new program.

We have also included charts that identify our cost structure, as well as a history of past price increases relative to the rate of inflation.

The rate sheets identify our current rates, by type of service, as well as the projected rate structure for the same.

We are proud to provide the recycling and waste collection services to the residents of Silverton. I look forward to this discussion, and hope you will all feel free to call with questions or concerns regarding this proposal.

Best Regards,

Carol Dion
General Manager
Allied Waste Services of Marion County
### Allied Waste of Marion County

**City of Silverton**

**Proforma Statement of Income**

For the twelve months ended December 31, 2011, and projected 2012

<table>
<thead>
<tr>
<th></th>
<th>2010</th>
<th>2011</th>
<th>% Change</th>
<th>2012 Projected No Rate Change</th>
<th>% Change</th>
<th>2012 Projected With Food Waste Program</th>
<th>% Change</th>
<th>12 month Annualized with Food Waste Program</th>
<th>% Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Revenue</td>
<td>1,463,943</td>
<td>1,502,094</td>
<td>2.6%</td>
<td>1,518,527</td>
<td>1.1%</td>
<td>1,559,546</td>
<td>3.8%</td>
<td>1,594,804</td>
<td>6.1%</td>
</tr>
<tr>
<td>Cost of Operations</td>
<td>1,140,547</td>
<td>1,162,064</td>
<td>1.9%</td>
<td>1,185,034</td>
<td>2.0%</td>
<td>1,203,379</td>
<td>3.6%</td>
<td>1,205,142</td>
<td>3.6%</td>
</tr>
<tr>
<td>Gross Profit</td>
<td>323,396</td>
<td>340,030</td>
<td>5.1%</td>
<td>333,483</td>
<td>-1.9%</td>
<td>356,166</td>
<td>4.7%</td>
<td>389,662</td>
<td>14.9%</td>
</tr>
<tr>
<td>Salaries, General and Administrative</td>
<td>157,749</td>
<td>179,747</td>
<td>13.9%</td>
<td>182,301</td>
<td>1.4%</td>
<td>182,301</td>
<td>1.4%</td>
<td>182,301</td>
<td>1.4%</td>
</tr>
<tr>
<td>Operating Income</td>
<td>165,647</td>
<td>160,283</td>
<td>-3.2%</td>
<td>151,192</td>
<td>-5.7%</td>
<td>172,865</td>
<td>8.5%</td>
<td>207,361</td>
<td>31.1%</td>
</tr>
<tr>
<td>Provision for Income Taxes</td>
<td>66,259</td>
<td>64,113</td>
<td>-3.2%</td>
<td>60,477</td>
<td>-5.7%</td>
<td>69,546</td>
<td>8.5%</td>
<td>82,944</td>
<td>31.1%</td>
</tr>
<tr>
<td>Income</td>
<td>99,388</td>
<td>96,170</td>
<td>-3.2%</td>
<td>90,715</td>
<td>-5.7%</td>
<td>104,319</td>
<td>8.5%</td>
<td>124,417</td>
<td>31.1%</td>
</tr>
<tr>
<td>Income as a Percentage of Revenue</td>
<td>6.8%</td>
<td>6.4%</td>
<td>6.0%</td>
<td>6.7%</td>
<td>7.8%</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Allied Waste of Marion County

City of Silverton

Proforma Statement of Income

For the twelve months ended December 31, 2011, and projected 2012
## Allied Waste of Marion County

City of Silverton

Proforma Schedule of Direct Expenses

For the twelve months ended December 31, 2011, and projected 2012

### COST OF OPERATIONS

<table>
<thead>
<tr>
<th>Item</th>
<th>2010</th>
<th>2011</th>
<th>% Change</th>
<th>2012 Projected No P.I.</th>
<th>% Change</th>
<th>2012 Projected With Food Waste Program</th>
<th>% Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Labor</td>
<td>284,184</td>
<td>280,995</td>
<td>-1.1%</td>
<td>286,615</td>
<td>2.0%</td>
<td>291,510</td>
<td>3.7%</td>
</tr>
<tr>
<td>Repairs and Maintenance</td>
<td>96,780</td>
<td>85,471</td>
<td>-11.7%</td>
<td>87,180</td>
<td>2.0%</td>
<td>88,812</td>
<td>3.9%</td>
</tr>
<tr>
<td>Vehicle Operating Costs</td>
<td>78,033</td>
<td>92,053</td>
<td>18.0%</td>
<td>103,686</td>
<td>12.6%</td>
<td>105,997</td>
<td>15.1%</td>
</tr>
<tr>
<td>Facility</td>
<td>56,553</td>
<td>58,514</td>
<td>3.5%</td>
<td>59,684</td>
<td>2.0%</td>
<td>59,684</td>
<td>2.0%</td>
</tr>
<tr>
<td>Insurance</td>
<td>48,202</td>
<td>41,574</td>
<td>-13.8%</td>
<td>42,405</td>
<td>2.0%</td>
<td>43,085</td>
<td>3.6%</td>
</tr>
<tr>
<td>Disposal</td>
<td>382,632</td>
<td>387,527</td>
<td>1.3%</td>
<td>387,527</td>
<td>0.0%</td>
<td>394,590</td>
<td>1.8%</td>
</tr>
<tr>
<td>Recycling Purchases</td>
<td>35,321</td>
<td>47,721</td>
<td>35.1%</td>
<td>47,721</td>
<td>0.0%</td>
<td>47,721</td>
<td>0.0%</td>
</tr>
<tr>
<td>Franchise Fees</td>
<td>69,170</td>
<td>67,897</td>
<td>-1.8%</td>
<td>67,897</td>
<td>0.0%</td>
<td>69,660</td>
<td>2.6%</td>
</tr>
<tr>
<td>Other Operating Costs</td>
<td>11,955</td>
<td>6,766</td>
<td>-43.4%</td>
<td>6,901</td>
<td>2.0%</td>
<td>6,901</td>
<td>2.0%</td>
</tr>
<tr>
<td>Depreciation</td>
<td>77,717</td>
<td>93,548</td>
<td>20.4%</td>
<td>95,419</td>
<td>2.0%</td>
<td>95,419</td>
<td>2.0%</td>
</tr>
<tr>
<td>TOTAL COST OF OPERATIONS</td>
<td>1,140,547</td>
<td>1,162,064</td>
<td>1.9%</td>
<td>1,185,034</td>
<td>2.0%</td>
<td>1,203,379</td>
<td>3.6%</td>
</tr>
</tbody>
</table>

### TOTAL SALARIES, GENERAL & ADMINISTRATIVE

<table>
<thead>
<tr>
<th>Item</th>
<th>2010</th>
<th>2011</th>
<th>% Change</th>
<th>2012 Projected</th>
<th>% Change</th>
<th>2012 Projected</th>
<th>% Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Labor</td>
<td>157,749</td>
<td>179,747</td>
<td>13.9%</td>
<td>182,301</td>
<td>1.4%</td>
<td>182,301</td>
<td>1.4%</td>
</tr>
</tbody>
</table>

1. Synergy from Maintenance Manager oversight of additional areas outside Marion County
2. Fuel cost increases
3. Recycling rebates paid to industrial customers increasing with commodities market
4. Reclassification of Freon Disposal Costs
5. Silverton allocation of six new route vehicles
6. Wage Changes, Additional Customer Service Staff, Increases in benefits costs higher than inflation
Allied Waste of Marion County - 2010-2012 Cost Structure

<table>
<thead>
<tr>
<th>Year</th>
<th>Disposal</th>
<th>Labor</th>
<th>Fuel &amp; Vehicle</th>
<th>Admin Expenses</th>
<th>Depreciation</th>
<th>Facility Expenses</th>
<th>Franchise Fees</th>
</tr>
</thead>
<tbody>
<tr>
<td>2010</td>
<td>417,953</td>
<td>284,184</td>
<td>223,015</td>
<td>157,749</td>
<td>77,717</td>
<td>68,508</td>
<td>69,170</td>
</tr>
<tr>
<td>2011</td>
<td>435,248</td>
<td>280,995</td>
<td>219,097</td>
<td>179,747</td>
<td>93,548</td>
<td>65,279</td>
<td>67,897</td>
</tr>
<tr>
<td>2012</td>
<td>435,248</td>
<td>286,615</td>
<td>233,271</td>
<td>182,301</td>
<td>95,419</td>
<td>66,585</td>
<td>67,897</td>
</tr>
</tbody>
</table>

Total Costs:
- 2010: $1,341,811
- 2011: $1,341,235
- 2012: $1,341,725
Silverton Rate Increases CPI (Portland)

<table>
<thead>
<tr>
<th>Year</th>
<th>Cumulative PI</th>
<th>Cumulative CPI</th>
</tr>
</thead>
<tbody>
<tr>
<td>1998</td>
<td>0.00%</td>
<td>1.90%</td>
</tr>
<tr>
<td>1999</td>
<td>0.00%</td>
<td>3.30%</td>
</tr>
<tr>
<td>2000</td>
<td>0.00%</td>
<td>3.10%</td>
</tr>
<tr>
<td>2001</td>
<td>0.00%</td>
<td>2.50%</td>
</tr>
<tr>
<td>2002</td>
<td>0.00%</td>
<td>0.80%</td>
</tr>
<tr>
<td>2003</td>
<td>0.00%</td>
<td>1.40%</td>
</tr>
<tr>
<td>2004</td>
<td>0.00%</td>
<td>2.60%</td>
</tr>
<tr>
<td>2005</td>
<td>8.00%</td>
<td>2.60%</td>
</tr>
<tr>
<td>2006</td>
<td>4.00%</td>
<td>12.00%</td>
</tr>
<tr>
<td>2007</td>
<td>3.00%</td>
<td>15.00%</td>
</tr>
<tr>
<td>2008</td>
<td>0.00%</td>
<td>15.00%</td>
</tr>
<tr>
<td>2009</td>
<td>0.00%</td>
<td>15.00%</td>
</tr>
<tr>
<td>2010</td>
<td>6.00%</td>
<td>21.00%</td>
</tr>
<tr>
<td>2011</td>
<td>0.00%</td>
<td>21.00%</td>
</tr>
<tr>
<td>2012</td>
<td>4.89%</td>
<td>25.89%</td>
</tr>
</tbody>
</table>

Rate Increase Summary

Cumulative Price Increases v. Inflation - 1998-2011

Cumulative Percentage

Cumulative PI

Cumulative CPI
## Allied Waste Services of Marion County
### 2012 Rate Proposal with Mixed Residential Organics
#### Proposed rates, effective 7/1/12

<table>
<thead>
<tr>
<th>Residential Cart Rates - Monthly</th>
<th>Current</th>
<th>Proposed</th>
<th>% Change</th>
<th>$ Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>20 gallon</td>
<td>$21.00</td>
<td>$21.70</td>
<td>3.3%</td>
<td>$0.70</td>
</tr>
<tr>
<td>35 gallon</td>
<td>$24.00</td>
<td>$24.85</td>
<td>3.5%</td>
<td>$0.85</td>
</tr>
<tr>
<td>65 gallon</td>
<td>$29.00</td>
<td>$30.45</td>
<td>5.0%</td>
<td>$1.45</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$31.00</td>
<td>$33.00</td>
<td>6.5%</td>
<td>$2.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Commercial Rates - Monthly</th>
<th>Current</th>
<th>Proposed</th>
<th>% Change</th>
<th>$ Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 gallon</td>
<td>$17.00</td>
<td>$17.90</td>
<td>5.3%</td>
<td>$0.90</td>
</tr>
<tr>
<td>90 gallon (Organics)</td>
<td></td>
<td>$32.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>90 gallon</td>
<td>$27.00</td>
<td>$28.40</td>
<td>5.2%</td>
<td>$1.40</td>
</tr>
<tr>
<td>1 yard</td>
<td>$88.00</td>
<td>$92.00</td>
<td>4.5%</td>
<td>$4.00</td>
</tr>
<tr>
<td>1.5 yard</td>
<td>$117.00</td>
<td>$122.30</td>
<td>4.5%</td>
<td>$5.30</td>
</tr>
<tr>
<td>2 yard</td>
<td>$150.00</td>
<td>$156.80</td>
<td>4.5%</td>
<td>$6.80</td>
</tr>
<tr>
<td>3 yard</td>
<td>$212.00</td>
<td>$223.70</td>
<td>5.5%</td>
<td>$11.70</td>
</tr>
<tr>
<td>4 yard</td>
<td>$274.00</td>
<td>$290.50</td>
<td>6.0%</td>
<td>$16.50</td>
</tr>
<tr>
<td>5 yard</td>
<td>$362.00</td>
<td>$383.80</td>
<td>6.0%</td>
<td>$21.80</td>
</tr>
<tr>
<td>6 yard</td>
<td>$399.00</td>
<td>$425.00</td>
<td>6.5%</td>
<td>$26.00</td>
</tr>
<tr>
<td>8 yard</td>
<td>$523.00</td>
<td>$557.00</td>
<td>6.5%</td>
<td>$34.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Industrial Rates - per haul</th>
<th>Current</th>
<th>Proposed</th>
<th>% Change</th>
<th>$ Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>10 yard</td>
<td>$122.00</td>
<td>$132.00</td>
<td>8.2%</td>
<td>$10.00</td>
</tr>
<tr>
<td>20 yard</td>
<td>$133.00</td>
<td>$144.00</td>
<td>8.3%</td>
<td>$11.00</td>
</tr>
<tr>
<td>30 yard</td>
<td>$148.00</td>
<td>$160.00</td>
<td>8.1%</td>
<td>$12.00</td>
</tr>
<tr>
<td>40 yard</td>
<td>$175.00</td>
<td>$189.00</td>
<td>8.0%</td>
<td>$14.00</td>
</tr>
</tbody>
</table>

- Residential Program includes weekly mixed organics collection
- Residential Tiered rate increases are structured to encourage recycling
Allied Waste Services of Marion County
Curbside Mixed Yard Debris and Food Waste Costs
Proposed rates, effective 7/1/12

Highlights

Weekly customer participation increases by 15% (10 added route hours per week) 0.5%
Additional Disposal Trip Time 0.1%
Additional Disposal Expense ($12.50/ton rate increase + additional volume) 0.4%

Total Increase for New Program 1.0%

Fuel Expense Increases 2.3%
Labor Cost Increases 1.6%

Total Price Proposal With New Program 4.9%
## Service Level

<table>
<thead>
<tr>
<th>Current</th>
<th>Proposed</th>
<th>Hubbard</th>
<th>Woodburn</th>
<th>Marion Co.</th>
<th>Mt. Angel</th>
<th>Stayton</th>
</tr>
</thead>
<tbody>
<tr>
<td>65gR=65g Mixed Recycle Cart/Bin</td>
<td>90gR W</td>
<td>90gR W</td>
<td>90gR B</td>
<td>65gR B</td>
<td>90gR B</td>
<td>90gR B</td>
</tr>
<tr>
<td>90gR=90g Mixed Recycle Cart/Bin</td>
<td>65gY W</td>
<td>65gY W</td>
<td>90gY B</td>
<td>65gY W</td>
<td>(no Bin)</td>
<td>90gY B</td>
</tr>
<tr>
<td>65gY=65g Yd Debris Cart</td>
<td>w/Organics</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>90gY=90g Yd Debris Cart</td>
<td>B = Bi-Weekly</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>W = Weekly</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

## Residential Cart Rates - Monthly

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Current Rate</th>
<th>Current Proposed Rate</th>
<th>Hubbard</th>
<th>Woodburn</th>
<th>Marion Co.</th>
<th>Mt. Angel</th>
<th>Stayton</th>
</tr>
</thead>
<tbody>
<tr>
<td>20 gallon</td>
<td>$21.00</td>
<td>$21.70</td>
<td>$20.25</td>
<td>$19.75</td>
<td>$26.75</td>
<td>$18.95</td>
<td>$19.80</td>
</tr>
<tr>
<td>35 gallon</td>
<td>$24.00</td>
<td>$24.85</td>
<td>$22.75</td>
<td>$22.35</td>
<td>$27.50</td>
<td>$21.30</td>
<td>$23.30</td>
</tr>
<tr>
<td>65 gallon</td>
<td>$29.00</td>
<td>$30.45</td>
<td>$26.45</td>
<td>$31.70</td>
<td>$34.35</td>
<td>$26.30</td>
<td>$31.70</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$31.00</td>
<td>$33.00</td>
<td>$30.10</td>
<td>$35.80</td>
<td>$41.85</td>
<td>$29.00</td>
<td>$35.50</td>
</tr>
</tbody>
</table>

## Commercial Rates - Monthly

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Current Rate</th>
<th>Current Proposed Rate</th>
<th>Hubbard</th>
<th>Woodburn</th>
<th>Marion Co.</th>
<th>Mt. Angel</th>
<th>Stayton</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 gallon</td>
<td>$17.00</td>
<td>$17.90</td>
<td>$18.10</td>
<td>$19.00</td>
<td>$22.75</td>
<td>$16.85</td>
<td>$17.10</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$27.00</td>
<td>$28.40</td>
<td>$35.65</td>
<td>$37.00</td>
<td>$44.15</td>
<td>$27.30</td>
<td>$37.35</td>
</tr>
<tr>
<td>90 gallon (organics)</td>
<td>$32.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1 yard</td>
<td>$88.00</td>
<td>$92.00</td>
<td>$104.65</td>
<td>$83.10</td>
<td>$77.20</td>
<td>$89.50</td>
<td>$90.10</td>
</tr>
<tr>
<td>1.5 yard</td>
<td>$117.00</td>
<td>$122.30</td>
<td>$138.95</td>
<td>$110.40</td>
<td>$103.45</td>
<td>$118.80</td>
<td>$111.85</td>
</tr>
<tr>
<td>2 yard</td>
<td>$150.00</td>
<td>$156.80</td>
<td>$179.85</td>
<td>$141.90</td>
<td>$132.75</td>
<td>$152.85</td>
<td>$147.10</td>
</tr>
<tr>
<td>3 yard</td>
<td>$212.00</td>
<td>$223.70</td>
<td>$270.25</td>
<td>$212.80</td>
<td>$199.50</td>
<td>$216.20</td>
<td>$209.00</td>
</tr>
<tr>
<td>4 yard</td>
<td>$274.00</td>
<td>$290.50</td>
<td>$360.00</td>
<td>$283.65</td>
<td>$265.80</td>
<td>$289.65</td>
<td>$261.15</td>
</tr>
<tr>
<td>5 yard</td>
<td>$362.00</td>
<td>$383.80</td>
<td>$421.00</td>
<td>$354.55</td>
<td>$333.00</td>
<td>$355.40</td>
<td>$302.50</td>
</tr>
<tr>
<td>6 yard</td>
<td>$399.00</td>
<td>$425.00</td>
<td>$539.80</td>
<td>$419.25</td>
<td>$356.80</td>
<td>$421.05</td>
<td>$335.50</td>
</tr>
<tr>
<td>8 yard</td>
<td>$523.00</td>
<td>$557.00</td>
<td>$719.50</td>
<td>$559.05</td>
<td>$475.00</td>
<td>$493.40</td>
<td>$439.30</td>
</tr>
</tbody>
</table>

## Industrial Rates - Per Haul

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Current Rate</th>
<th>Current Proposed Rate</th>
<th>Hubbard</th>
<th>Woodburn</th>
<th>Marion Co.</th>
<th>Mt. Angel</th>
<th>Stayton</th>
</tr>
</thead>
<tbody>
<tr>
<td>10 yard</td>
<td>$122.00</td>
<td>$132.00</td>
<td>$136.00</td>
<td>$125.00</td>
<td>$148.50</td>
<td>$123.00</td>
<td>$161.70</td>
</tr>
<tr>
<td>20 yard</td>
<td>$133.00</td>
<td>$144.00</td>
<td>$154.00</td>
<td>$141.00</td>
<td>$148.50</td>
<td>$135.00</td>
<td>$161.70</td>
</tr>
<tr>
<td>30 yard</td>
<td>$148.00</td>
<td>$160.00</td>
<td>$174.00</td>
<td>$159.00</td>
<td>$169.40</td>
<td>$151.80</td>
<td>$161.70</td>
</tr>
<tr>
<td>40 yard</td>
<td>$175.00</td>
<td>$189.00</td>
<td>$193.00</td>
<td>$177.00</td>
<td>$218.00</td>
<td>$173.00</td>
<td>$161.70</td>
</tr>
</tbody>
</table>

### Additional Rates

- 90 gallon mixed organics cart upgrade: $1.74
- Additional 90 gallon mixed organics cart: $10.95
- Additional 65 gallon mixed organics cart: $10.85
## SILVERTON RATE SHEET

### COMMERCIAL RATES

**Proposed rates, effective 7/1/12**

<table>
<thead>
<tr>
<th>SIZE</th>
<th>COMM. CART</th>
<th>EXTRA TRIP (EXT)</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 gallon</td>
<td>$17.85</td>
<td>$16.46</td>
</tr>
<tr>
<td>65 gallon</td>
<td>$23.00</td>
<td>$17.75</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$28.35</td>
<td>$19.10</td>
</tr>
<tr>
<td>90g Organics</td>
<td>$32.00</td>
<td></td>
</tr>
<tr>
<td>CBB</td>
<td>$5.80</td>
<td></td>
</tr>
<tr>
<td>Yard Cart</td>
<td>$10.40</td>
<td></td>
</tr>
</tbody>
</table>

Extra Trip (EXT) - OFF ROUTE: 1/4 MONTHLY RATE + $12 (round to nearest $.05)

- Request to change or switch container: $35.00
- Container re-delivery/re-start for non-pmt: $25.00
- 90g RC CART available with weekly service - no glass pick up
- Cardboard Container available with weekly service for NO CHARGE

<table>
<thead>
<tr>
<th>SIZE (loose)</th>
<th>ONE X/WEEK</th>
<th>TWO X/WEEK</th>
<th>THREE X/WEEK</th>
<th>EXTRA TRIP</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 yard</td>
<td>$92.00</td>
<td></td>
<td>$35.00</td>
<td></td>
</tr>
<tr>
<td>1.5 yard</td>
<td>$122.30</td>
<td></td>
<td>$42.58</td>
<td></td>
</tr>
<tr>
<td>2 yard</td>
<td>$156.80</td>
<td>$289.50</td>
<td>$51.20</td>
<td></td>
</tr>
<tr>
<td>3 yard</td>
<td>$223.70</td>
<td>$410.70</td>
<td>$67.93</td>
<td></td>
</tr>
<tr>
<td>4 yard</td>
<td>$290.50</td>
<td>$530.90</td>
<td>$84.63</td>
<td></td>
</tr>
<tr>
<td>5 yard</td>
<td>$393.80</td>
<td>$747.20</td>
<td>$107.95</td>
<td></td>
</tr>
<tr>
<td>6 yard</td>
<td>$425.00</td>
<td>$773.30</td>
<td>$118.25</td>
<td></td>
</tr>
<tr>
<td>8 yard</td>
<td>$557.00</td>
<td>$1,014.70</td>
<td>$151.25</td>
<td></td>
</tr>
</tbody>
</table>

**Manual Service rate:**
- 1-2 empties per week: $17.00/month/container
- 3-6 empties per week: $20.00/month/container
- *Compacted containers charged @ 3 X’s loose rate

**EXY (extra yardage):**
- $22.85/yard

**TEMPORARY CONTAINERS**

<table>
<thead>
<tr>
<th>SIZE</th>
<th>TOTAL</th>
<th>DELIVERY</th>
<th>DISPOSAL</th>
<th>EXY</th>
</tr>
</thead>
<tbody>
<tr>
<td>3 yard</td>
<td>$121.10</td>
<td>$40.00</td>
<td>$81.10</td>
<td>$22.85/yard</td>
</tr>
</tbody>
</table>

Rent charge (*apply 7 days from delivery date):
- Day: $6.00
- Month: $85.00
INDUSTRIAL-DROP BOX RATES

Proposed rates, effective 7/1/12

Rent charge (*apply 4 days from delivery date):

<table>
<thead>
<tr>
<th>Temporary:</th>
<th>Permanent:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Day: $10.00</td>
<td>Day: $6.00</td>
</tr>
<tr>
<td>Month: $125.00</td>
<td>Month: $85.00</td>
</tr>
</tbody>
</table>

Screen box, per haul: $12.00
Relocate, per box: $40.00
Liner, per box: $40.00
Dry run, per box: $50.00
Overweight, per box: $125.00

Driver time port to port: $80/hr (one person and one truck)
Driver time port to port: $105/hr (two persons and one truck)

*weight limit is 10 tons/

<table>
<thead>
<tr>
<th>SIZE</th>
<th>TOTAL</th>
<th>DELIVERY</th>
<th>HAUL</th>
<th>DISPOSAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>20,00 pounds</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GARBAGE</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>10 yard</td>
<td>$269.45</td>
<td>$36.25</td>
<td>$132.00</td>
<td>$101.20</td>
</tr>
<tr>
<td>20 yard</td>
<td>$382.65</td>
<td>$36.25</td>
<td>$144.00</td>
<td>$202.40</td>
</tr>
<tr>
<td>30 yard</td>
<td>$499.85</td>
<td>$36.25</td>
<td>$160.00</td>
<td>$303.60</td>
</tr>
<tr>
<td>40 yard</td>
<td>$630.05</td>
<td>$36.25</td>
<td>$189.00</td>
<td>$404.80</td>
</tr>
</tbody>
</table>

Haul + Disposal:
- 15 yard $134.80
- 20 yard $150.85
- 30 yard $175.50
- 40 yard $268.41

Unacceptable items:
- Hazardous materials, televisions, computer monitors and modems.
- Tires and appliances will incur additional disposal costs (per item):
  - Passenger without rims $3.00
  - Passenger with rim $4.00
  - Truck without rims $8.50
  - Truck with rims $14.00
  - Tractor-falls under hourly labor rate
  - Large appliances that contain Freon $25.00
  - Large appliances without Freon N/C
# RESIDENTIAL RATES

**Proposed rates, effective 7/1/12**

**Pick-up dates:** Tuesday  
**Included with service weekly:** Trash, 65G Organics  
90G Mixed Recycle Cart and Bin

<table>
<thead>
<tr>
<th>SIZE</th>
<th>5G ORGANICS PKG PRICE</th>
<th>90G ORGANICS PKG PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>20 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$21.70</td>
<td>$23.45</td>
</tr>
<tr>
<td>35 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$24.85</td>
<td>$26.60</td>
</tr>
<tr>
<td>65 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$30.45</td>
<td>$32.20</td>
</tr>
<tr>
<td>90 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$33.00</td>
<td>$34.75</td>
</tr>
</tbody>
</table>

Return fee:$10.95  
On-call pick-up:$9.50  
Sharps:$14.85  
Mixed Recycle only: $9.00 (cart & bin)  
Extra can/bag/box: $5.50  
Request to change or switch container: $15.00  
(allow one change @ n/c)  
Recycle/Yard cart contaminated:$10.00/cart

**Additional Organics cart:**  
65G: $10.85/month  
90G: $10.95/month

A late fee of 18% per annum with a $5.00 monthly minimum will be charged for non-payment after 45 days from invoice date.

---

**MFC Apts & Mobile Home Parks**  
(4 or more adjoining units, under one billing)

<table>
<thead>
<tr>
<th>SIZE</th>
<th>RECYCLE CART &amp; BIN</th>
<th>65G ORGANICS, 90G RECYCLE &amp; BIN</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 gallon</td>
<td>$22.00</td>
<td>$23.75</td>
</tr>
<tr>
<td>65 gallon</td>
<td>$27.00</td>
<td>$28.75</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$30.00</td>
<td>$31.75</td>
</tr>
</tbody>
</table>
### Proposed rates, effective 7/1/12

<table>
<thead>
<tr>
<th>TYPE OF SERVICE</th>
<th>RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Rates are disposal only, must add hourly labor cost</strong> <em>(minimum labor charge of $20.00)</em></td>
<td></td>
</tr>
<tr>
<td>Driver time port to port, $125/hour (one person, one truck)</td>
<td></td>
</tr>
<tr>
<td>Driver time port to port, $170/hour (two persons, one truck)</td>
<td></td>
</tr>
</tbody>
</table>

**Appliances:**
- Large appliances that contain Freon: $25.00
- Large appliances *without* Freon: N/C
- Large appliances *without* Freon (accessible @ curb): $5.00
- Fiberglass tub/shower: $11.00
- Cast iron tub/shower: $ negotiable
- Toilet: $10.00
- Sinks: $6.00 - $10.00

**Car Batteries:**
Return to place or purchase or call recycle hotline for drop off locations, 503.588.5169
- For Hauler to pick up at curb: $10.00

**Carpets:**
- Wet/dry: $25.00/yard

**Christmas Trees:**
- No tinsel or flocked trees—garbage disposal rates would apply: $9.00
- Residential Green-picked up at curb:
  - Two weeks following Christmas day: $0.00
  - Following free removal program: $9.00
- Commercial Green-picked up at curb: $9.00

**Large Furniture:**
- $10.00 - $25.00

**Small Furniture:**
- $5.00 - $15.00

**Hide-a-bed:**
- $15.00 - $25.00

**Mattresses:**
- Twin mattress: $5.00
- Twin box spring: $5.00
- Double/queen mattress: $8.00
- Double/queen box spring: $8.00
- King mattress: $10.00
- King box spring: $10.00
**Tires:**
- Passenger without rims: $3.00
- Passenger with rim: $4.00
- Truck without rims: $8.50
- Truck with rims: $14.00
- Tractor—falls under hourly labor rate

Customers shall not place hazardous chemicals, paints, corrosive materials, hot ashes or dirt/rocks into the carts or bins.

Damaged carts or bins due to noncompliance with the above restrictions, or unretrieved carts or bins may be replaced by the hauler the below cost to the customers:

**Damaged or unretrieved carts or bin:**
- Cart: $75.00 Each
- Bin: $10.00 Each

**Vacation credit:**
There will be a prorated credit allowed on the regular monthly charge for service which is canceled for two weeks or more, when Hauler is notified no later than noon on the business day, excluding weekends, prior to the date of discontinuance.

No credit will be allowed for service which is canceled for less than two weeks.

**Return trip fee:**
Where the customer does not have the cart, container or drop box at the regular location ready to be emptied when the hauler's truck arrives is subject to a return trip fee as detailed on the rate structure spreadsheets.

**Manual Service Charge:**
Receptacle(s) must be located in a single location with acceptable vehicle turning radius and adequate drive up access. Receptacle(s) must be accessible without manual movement, if manual movement by driver is required in order to service receptacle(s), a monthly manual service charge will apply.

**Bankruptcy and account closures for failure to pay:**
Payment of service provided and two months advance payment required for residential and commercial service. Payment is due at delivery of service for industrial service.

**Service interrupt fee/late fees:**
A late fee of 18% per annum with a $5.00 monthly minimum will be charged for non-payment after 45 days from invoice date for all lines of business.

Flat fee of $25.00 will charged after 60 days of non-payment for all lines of business.

**Special services not listed:**
Hauler will charge the reasonable cost of collection and disposal. Charge to be related to a similar schedule fee where possible.
CITY OF SILVERTON
RESOLUTION NO. 12-16

A RESOLUTION INCREASING SOLID WASTE DISPOSAL CHARGES IN THE CITY OF SILVERTON

WHEREAS, Allied Waste Services (AWS) has an exclusive franchise to provide garbage and recycling services within the City of Silverton, Oregon (City); and

WHEREAS, AWS is requesting a rate increase as found in the rate sheet attached to this Resolution as Attachment A (the Rate Sheet); and

WHEREAS, AWS has requested this rate increase to offset increased operational and recycling costs and to offset the cost of a new food waste collection program; and

WHEREAS, the last rate increase for AWS occurred in March of 2010 with the adoption by the Council of Resolution No. 10-08.

NOW, THEREFORE, BE IT RESOLVED, by the Silverton City Council that, effective July 1, 2012, garbage and recycling rates assessed by AWS shall be as found in the attached Rate Sheet.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Resolution No. 10-08 is hereby repealed.

ADOPTED by the City Council of the City of Silverton, Oregon this 4th day of June, 2012.

Mayor

ATTEST:

City Manager/Recorder
## SILVERTON RATE SHEET

### COMMERCIAL RATES

**Proposed rates, effective 7/1/12**

<table>
<thead>
<tr>
<th>SIZE</th>
<th>COMM. CART</th>
<th>EXTRA TRIP (EXT)</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 gallon</td>
<td>$17.85</td>
<td>$16.46</td>
</tr>
<tr>
<td>65 gallon</td>
<td>$23.00</td>
<td>$17.75</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$28.35</td>
<td>$19.10</td>
</tr>
<tr>
<td>90g Organics</td>
<td>$32.00</td>
<td></td>
</tr>
<tr>
<td>CBB</td>
<td>$5.80</td>
<td></td>
</tr>
<tr>
<td>Yard Cart</td>
<td>$10.40</td>
<td></td>
</tr>
</tbody>
</table>

Extra Trip (EXT) - OFF ROUTE: 1/4 MONTHLY RATE + $12 (round to nearest $.05)

- Request to change or switch container: $35.00
- Container re-delivery/re-start for non-pmt: $25.00
- **90g RC CART** available with weekly service - no glass pick up
- **Cardboard Container** available with weekly service for NO CHARGE

### MANUAL SERVICE RATE:

- 1-2 empties per week: $17.00/month/container
- 3-6 empties per week: $20.00/month/container

*Compacted containers charged @ 3 X's loose rate

**EXY (extra yardage):**

- $22.85 / yard

### TEMPORARY CONTAINERS

<table>
<thead>
<tr>
<th>SIZE (loose)</th>
<th>ONE X/WEEK</th>
<th>TWO X/WEEK</th>
<th>THREE X/WEEK</th>
<th>EXTRA TRIP</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 yard</td>
<td>$92.00</td>
<td></td>
<td>$35.00</td>
<td></td>
</tr>
<tr>
<td>1.5 yard</td>
<td>$122.30</td>
<td></td>
<td>$42.58</td>
<td></td>
</tr>
<tr>
<td>2 yard</td>
<td>$156.80</td>
<td>$289.50</td>
<td>$51.20</td>
<td></td>
</tr>
<tr>
<td>3 yard</td>
<td>$223.70</td>
<td>$410.70</td>
<td>$67.93</td>
<td></td>
</tr>
<tr>
<td>4 yard</td>
<td>$290.50</td>
<td>$530.90</td>
<td>$84.63</td>
<td></td>
</tr>
<tr>
<td>5 yard</td>
<td>$393.80</td>
<td>$747.20</td>
<td>$107.95</td>
<td></td>
</tr>
<tr>
<td>6 yard</td>
<td>$425.00</td>
<td>$773.30</td>
<td>$118.25</td>
<td></td>
</tr>
<tr>
<td>8 yard</td>
<td>$557.00</td>
<td>$1,014.70</td>
<td>$151.25</td>
<td></td>
</tr>
</tbody>
</table>

**Manual Service rate:**

- 1-2 empties per week: $17.00/month/container
- 3-6 empties per week: $20.00/month/container

Rent charge (*apply 7 days from delivery date):

- Day: $6.00
- Month: $85.00
## Industrial-Drop Box Rates

**Proposed rates, effective 7/1/12**

Rent charge (*apply 4 days from delivery date):

<table>
<thead>
<tr>
<th>Temporary:</th>
<th>Permanent:</th>
<th>Screen box, per haul: $12.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Day: $10.00</td>
<td>Day: $6.00</td>
<td>Liner, per box: $40.00</td>
</tr>
<tr>
<td>Month: $125.00</td>
<td>Month: $85.00</td>
<td>Dry run, per box: $40.00</td>
</tr>
<tr>
<td>(more than two hauls/month)</td>
<td></td>
<td>Overweight, per box: $125.00</td>
</tr>
</tbody>
</table>

Driver time port to port: $80/hr (one person and one truck)
Driver time port to port: $105/hr (two persons and one truck)

<table>
<thead>
<tr>
<th>SIZE</th>
<th>TOTAL</th>
<th>DELIVERY</th>
<th>HAUL</th>
<th>DISPOSAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>20,000 pounds</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GARBAGE</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>10 yard</td>
<td>$269.45</td>
<td>$36.25</td>
<td>$132.00</td>
<td>$101.20</td>
</tr>
<tr>
<td>20 yard</td>
<td>$382.65</td>
<td>$36.25</td>
<td>$144.00</td>
<td>$202.40</td>
</tr>
<tr>
<td>30 yard</td>
<td>$499.85</td>
<td>$36.25</td>
<td>$160.00</td>
<td>$303.60</td>
</tr>
<tr>
<td>40 yard</td>
<td>$630.05</td>
<td>$36.25</td>
<td>$189.00</td>
<td>$404.80</td>
</tr>
</tbody>
</table>

**Unacceptable items:**

Hazardous materials, televisions, computer monitors and modems.

Tires and appliances will incur additional disposal costs (per item):  

- Passenger without rims: $3.00  
- Passenger with rim: $4.00  
- Truck without rims: $8.50  
- Truck with rims: $14.00  
- Tractor-falls under hourly labor rate  
- Large appliances that contain Freon: $25.00  
- Large appliances without Freon: N/C
RESIDENTIAL RATES

Proposed rates, effective 7/1/12

Pick-up dates: Tuesday
Included with service weekly: Trash, 65G Organics
90G Mixed Recycle Cart and Bin

<table>
<thead>
<tr>
<th>SIZE</th>
<th>5G ORGANICS PKG PRICE</th>
<th>90G ORGANICS PKG PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>20 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$21.70</td>
<td>$23.45</td>
</tr>
<tr>
<td>35 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$24.85</td>
<td>$26.60</td>
</tr>
<tr>
<td>65 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$30.45</td>
<td>$32.20</td>
</tr>
<tr>
<td>90 gallon</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REGULAR</td>
<td>$33.00</td>
<td>$34.75</td>
</tr>
</tbody>
</table>

Return fee: $10.95
On-call pick-up: $9.50
Sharps: $14.85
Mixed Recycle only: $9.00 (cart & bin)
Extra can/bag/box: $5.50
Request to change or switch container: $15.00
(allowed one change @ n/c)
Recycle/Yard cart contaminated: $10.00/cart

Additional Organics cart:
65G: $10.85/month
90G: $10.95/month

A late fee of 18% per annum with a $5.00 monthly minimum will be charged for non-payment after 45 days from invoice date.

MFC Apts & Mobile Home Parks
(4 or more adjoining units, under one billing)

<table>
<thead>
<tr>
<th>SIZE</th>
<th>RECYCLE CART &amp; BIN</th>
<th>65G ORGANICS, 90G RECYCLE &amp; BIN</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 gallon</td>
<td>$22.00</td>
<td>$23.75</td>
</tr>
<tr>
<td>65 gallon</td>
<td>$27.00</td>
<td>$28.75</td>
</tr>
<tr>
<td>90 gallon</td>
<td>$30.00</td>
<td>$31.75</td>
</tr>
</tbody>
</table>
## SILVERTON SUPPLEMENTAL SERVICES

*Proposed rates, effective 7/1/12*

<table>
<thead>
<tr>
<th>TYPE OF SERVICE</th>
<th>RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rates are disposal only, must add hourly labor cost <em>(minimum labor charge of $20.00)</em></td>
<td></td>
</tr>
<tr>
<td>Driver time port to port, $125/hour (one person, one truck)</td>
<td></td>
</tr>
<tr>
<td>Driver time port to port, $170/hour (two persons, one truck)</td>
<td></td>
</tr>
</tbody>
</table>

### Appliances:

- Large appliances that contain Freon: $25.00
- Large appliances *without* Freon: N/C
- Large appliances *without* Freon (accessible @ curb): $5.00
- Fiberglass tub/shower: $11.00
- Cast iron tub/shower: $ negotiable
- Toilet: $10.00
- Sinks: $6.00 - $10.00

### Car Batteries:

- Return to place or purchase or call recycle hotline for drop off locations, 503.588.5169
- For Hauler to pick up at curb: $10.00

### Carpets:

- Wet/dry: $25.00/yard

### Christmas Trees:

- No tinsel or flocked trees-garbage disposal rates would apply: $9.00
- Residential Green-picked up at curb:
  - Two weeks following Christmas day: $0.00
  - Following free removal program: $9.00
- Commercial Green-picked up at curb: $9.00

### Large furniture:

- $10.00 - $25.00

### Small furniture:

- $5.00 - $15.00

### Hide-a-bed:

- $15.00 - $25.00

### Mattresses:

- Twin mattress: $5.00
- Twin box spring: $5.00
- Double/queen mattress: $8.00
- Double/queen box spring: $8.00
- King mattress: $10.00
- King box spring: $10.00
**Tires:**
Passenger without rims $3.00
Passenger with rim $4.00
Truck without rims $8.50
Truck with rims $14.00
Tractor—falls under hourly labor rate

Customers shall not place hazardous chemicals, paints, corrosive materials, hot ashes or dirt/rocks into the carts or bins.
Damaged carts or bins due to noncompliance with the above restrictions, or unretrieved carts or bins may be replaced by the hauler the below cost to the customers:

**Damaged or unretrieved carts or bin:**
Cart: $75.00 Each
Bin $10.00 Each

**Vacation credit:**
There will be a prorated credit allowed on the regular monthly charge for service which is canceled for two weeks or more, when Hauler is notified no later than noon on the business day, excluding weekends, prior to the date of discontinuance.
No credit will be allowed for service which is canceled for less than two weeks.

**Return trip fee:**
Where the customer does not have the cart, container or drop box at the regular location ready to be emptied when the hauler’s truck arrives is subject to a return trip fee as detailed on the rate structure spreadsheets.

**Manual Service Charge:**
Receptacle(s) must be located in a single location with acceptable vehicle turning radius and adequate drive up access. Receptacle(s) must be accessible without manual movement, if manual movement by driver is required in order to service receptacle(s), a monthly manual service charge will apply.

**Bankruptcy and account closures for failure to pay:**
Payment of service provided and two months advance payment required for residential and commercial service. Payment is due at delivery of service for industrial service.

**Service interrupt fee/late fees:**
A late fee of 18% per annum with a $5.00 monthly minimum will be charged for non-payment after 45 days from invoice date for all lines of business.
Flat fee of $25.00 will charged after 60 days of non-payment for all lines of business.

**Special services not listed:**
Hauler will charge the reasonable cost of collection and disposal.
Charge to be related to a similar schedule fee where possible.
RECOMMENDED MOTION:
Staff recommends adoption of proposed ordinance.

BACKGROUND:
DataVision Communications, LLC approached City staff with the desire to enter into a Franchise agreement with the City of Silverton. The proposed franchise agreement as reviewed by the City Attorney’s office and DataVision’s Council is attached.

Note: Details regarding the franchise agreement are being finalized. A draft copy of the ordinance will be e-mailed to the Council as far in advance of the meeting as possible, and a paper copy available at the Council meeting.

Attachments:
1. Ordinance 12-3, Non-Exclusive Telecommunications Franchise (to follow via e-mail)
RECOMMENDED MOTION:
Staff recommends a motion to grant an extension to Moonstone Properties (Garden Resort LLC) an extension to allow Dirk Winter sufficient time to submit a proposal for the purchase of the Petit Property and the elimination of an operating deficit at the Oregon Garden.

BACKGROUND:
Dirk Winter, the President and owner of Moonstone Properties, is attempting to deal with two issues in the operation of the Oregon Garden:

1. The Oregon Garden continues to have a negative cash flow; and
2. Dirk is trying to put together a purchase offer for the Petit Property on behalf of the Oregon Garden Foundation.

In Dirk’s opinion, making the Petit Property part of the Garden might help solve the cash flow issue. It would also keep the Petit Property in public ownership. The first payment on the Resort property was due on June 1, 2010. In June 2010, the Council extended the date to June 1, 2012. That date is fast approaching and Dirk isn’t quite ready with his proposals. He is requesting time to complete both. The City has a very large stake in the success of the Garden. I will be asking the Council on Monday to give him enough time to submit his proposal after July 1 on both issues without being in default on the $100,000 payment due on June 1.

BUDGET IMPACT:
A $100,000 payment for the sale of the Resort property will be delayed a few weeks and may be delayed as long as one year. Receipt of this payment was not included in operating revenues for either the current fiscal year or the next fiscal year, so delaying the payment even for a year will have no budget impact.

ATTACHMENTS: None