

AGENDA

REGULAR CITY COUNCIL MEETING

June 24, 2013

5:30 p.m.

CITY HALL COUNCIL CHAMBER
313 COURT STREET
THE DALLES, OREGON

1. CALL TO ORDER
2. ROLL CALL OF COUNCIL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. PRESENTATIONS/PROCLAMATIONS
6. AUDIENCE PARTICIPATION

During this portion of the meeting, anyone may speak on any subject which does not later appear on the agenda. Five minutes per person will be allowed. If a response by the City is requested, the speaker will be referred to the City Manager for further action. The issue may appear on a future meeting agenda for City Council consideration.

7. CITY MANAGER REPORT
8. CITY ATTORNEY REPORT
9. CITY COUNCIL REPORTS
10. CONSENT AGENDA

Items of a routine and non-controversial nature are placed on the Consent Agenda to allow the City Council to spend its time and energy on the important items and issues. Any Councilor may request an item be "pulled" from the Consent Agenda and be considered separately. Items pulled from the Consent Agenda will be placed on the Agenda at the end of the "Action Items" section.

CITY OF THE DALLES

"By working together, we will provide services that enhance the vitality of The Dalles"

- A. Approval of June 10, 2013 Regular City Council Meeting Minutes
- B. Approval of Amendment No. 6 Operations Management International (OMI) Agreement to Operate the City's Wastewater Treatment Plant
- C. Approval of Worker's Compensation Insurance Renewal

11. PUBLIC HEARINGS

- A. Public Hearing to Receive Testimony Regarding a Ballot Measure for a Proposed Fuel Tax Increase [**Agenda Staff Report #13-046**]

12. CONTRACT REVIEW BOARD ACTIONS

- A. Award Contract for Webber Street Water Main Construction Project [**Agenda Staff Report #13-044**]

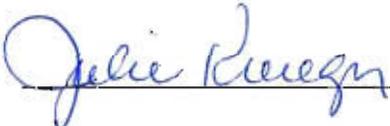
13. ACTION ITEMS

- A. Resolution No. 13-022 Amending the City's Local Limits for Waste Discharges to the Sanitary Sewer System [**Agenda Staff Report #13-043**]
- B. Approval of Police Association Collective Bargaining Agreement [**Agenda Staff Report #13-047**]
- C. Possible Resolution Authorizing Transfers of funds Between Categories of Various Funds, Making Appropriations and Authorizing Expenditures for the Fiscal Year Ending June 30, 2013 [**Agenda Staff Report #13-045**]

14. ADJOURNMENT

This meeting conducted in a handicap accessible room.

Prepared by/
Julie Krueger, MMC
City Clerk





CITY of THE DALLES

313 COURT STREET
THE DALLES, OR 97058

PH. (541) 296-5481
FAX (541) 296-6906

AGENDA STAFF REPORT
CITY OF THE DALLES

| MEETING DATE | AGENDA LOCATION | AGENDA REPORT # |
|---------------------|-----------------------------|------------------------|
| June 24, 2013 | Consent Agenda 10, A - C | N/A |

TO: Honorable Mayor and City Council

FROM: Julie Krueger, MMC, City Clerk 

THRU: Nolan K. Young, City Manager

DATE: June 12, 2013

ISSUE: Approving items on the Consent Agenda and authorizing City staff to sign contract documents.

A. **ITEM:** Approval of June 10, 2013 Regular City Council Meeting Minutes.

BUDGET IMPLICATIONS: None.

SYNOPSIS: The minutes of the June 10, 2013 regular City Council meeting have been prepared and are submitted for review and approval.

RECOMMENDATION: That City Council review and approve the minutes of the June 10, 2013 regular City Council meeting.

B. **ITEM:** Approval of Amendment No. 6 Operations management International (OMI) Agreement to Operate the City's Wastewater Treatment Plant.

BUDGET IMPLICATIONS: Expenditure for the contract is identified in the approved 2013-14 Wastewater Fund budget, line code 31-10. The total cost of the contract amendment will be \$899,000 and is within the funds budgeted for this purpose.

SYNOPSIS: The City entered into a ten year contract with OMI beginning July 1, 2008 to provide continued contract operation of the Wastewater Treatment Plant. The approved 2013-14 budget anticipated payment for the sixth year of that contract.

The contract renewal reflects a 2.1% increase in the total annual cost of the contract compared to 2012-13. This amendment will pay a management fee of \$128,574 to OMI, an increase of 4% over last year. Direct costs of the facility (labor and benefits, materials and services) are increasing 1.8% to \$770,426. A philosophy of mutual risk/benefit has been maintained in the amendment as the City and OMI will equally split the costs of any increases in electrical costs above the budgeted amount up to 10%. The city remains liable for any electrical rate increased above the 10%.

RECOMMENDATION: That City Council approve the contract amendment as proposed by OMI and authorize the City Manager to sign Amendment No. 6.

C. **ITEM:** Approval of Renewal of Worker's Compensation Insurance.

BUDGET IMPLICATIONS: The amount budgeted are adequate to cover the \$202,955 annual premium.

SYNOPSIS: The Insurance Agent of Record provided the renewal proposal for worker's compensation coverage. The City's experience modification factor did decrease from 1.4 to 1.3 which resulted in reduced rates that, along with the 4% discount for prepayment, will keep our premium costs for the coming year approximately the same as the current year.

RECOMMENDATION: That City Council approve renewal of worker's compensation insurance with SAIF for the 2013-14 fiscal year.

MINUTES

REGULAR COUNCIL MEETING
OF
JUNE 10, 2013
5:30 P.M.

THE DALLES CITY HALL
313 COURT STREET
THE DALLES, OREGON

PRESIDING: Mayor Steve Lawrence

COUNCIL PRESENT: Bill Dick, Carolyn Wood, Dan Spatz, Tim McGlothlin, Linda Miller

COUNCIL ABSENT: None

STAFF PRESENT: City Manager Nolan Young, City Attorney Gene Parker, City Clerk Julie Krueger, Public Works Director Dave Anderson, Administrative Fellow Garrett Chrostek, Finance Director Kate Mast, Police Chief Jay Waterbury, Planning Director Dick Gassman, Engineer Dale McCabe, Librarian Sheila Dooley

CALL TO ORDER

Mayor Lawrence called the meeting to order at 5:30 p.m.

ROLL CALL

Roll call was conducted by City Clerk Krueger; all Councilors present.

PLEDGE OF ALLEGIANCE

Mayor Lawrence invited the audience to join in the Pledge of Allegiance.

APPROVAL OF AGENDA

Mayor Lawrence asked to move Action Item 12, A to be considered prior to the budget hearing because this item could impact the proposed budget. He noted the Certificate of Recognition for

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Regular Council Meeting
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Doug Leash would be read at a future meeting because Mr. Leash was unable to be in attendance to receive the certificate at this meeting.

It was moved by Wood and seconded by Dick to approve the agenda as amended. The motion carried unanimously.

PRESENTATIONS/PROCLAMATION

Certificate of Recognition to Jim Wilcox

Mayor Lawrence presented a Certificate of Recognition to Jim Wilcox, congratulating him for his Distinguished Service Award presented by the Oregon Association of Realtors.

AUDIENCE PARTICIPATION

None.

CITY MANAGER REPORT

City Manager Young reminded the Council of the upcoming joint meeting between the Urban Renewal Agency Board and Urban Renewal Advisory Committee. He said the meeting was scheduled for June 18 and the purpose was to discuss the history and future of the urban renewal program.

CITY ATTORNEY REPORT

City Attorney Parker reported he had been working with the Airport Managers to prepare contract documents for a runway paving project at the Airport. He said it was expected to be awarded in July.

Parker showed the City Council a photograph of a residence that had recently burned. He said the Codes Enforcement Officer would be monitoring the property to make sure it was cleaned up.

CITY COUNCIL REPORTS

Councilor Wood said she had attended the Historic Landmarks Commission meeting, noting they had approved the lighting plan for four downtown murals and approved installation of gutters on the historic Anderson House. Wood said she had attended the recent QLife Agency meeting and

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the Agency had adopted its budget. Wood said the Mid Columbia Council of Governments would be holding a public hearing on June 18 at 3:00 p.m. to consider a 40% increase to building permit fees. She said they proposed to implement the fee increases August 1.

Councilor McGlothlin said the focus of the recent Traffic Safety Commission meeting had been discussion regarding bike lanes. He said they also discussed safety concerns in the area on Kelly Avenue, between East 10th and East 12th Streets. McGlothlin said he had attended the Airport Board meeting. He said items discussed included the bids for the Business Park, an emergency response plan, and an update regarding Runway 31-13. He said the budget had been reviewed, and the management contract with Aeronautical Management was recommended for approval.

Mayor Lawrence suggested the Traffic Safety Commission investigate a safety issue at the intersection of Court and Fifth Streets. He said diagonal parking prohibited vision for those traveling on Fifth Street, making it dangerous. Councilor McGlothlin said he would raise the concern at the next Traffic Safety Commission meeting.

Mayor Lawrence asked if there was information about the golf course at the Airport. McGlothlin said it was moving forward and the Developer was working through regulatory issues.

Councilor Dick said he had attended the recent QLife Agency meeting.

Councilor Spatz reported that the Mid Columbia Economic Development District would be submitting a request for advanced manufacturing growth to the Department of Commerce. Spatz said he had attended an economic forum for Columbia River Gorge communities. He thanked Dan Ericksen and Rodger Nichols for their service on the Columbia River Gorge Commission and said their focus on the importance of economic success in the Gorge was very much appreciated.

Councilor Miller reported she had attended the Urban Renewal Advisory Committee meeting and the Committee had discussed amendments to the Interest Buy Down Program. She said the Agency would be discussing those recommendations at their meeting, following the City Council meeting.

Mayor Lawrence reported he had attended ribbon cutting ceremonies for Derryberry Yogurt and One Community Health. He said he had participated in the travel writers familiarization tour, and attended the Korean Veterans celebration at the Veterans Home. Lawrence said he had been invited to appear on a Portland talk show called the Ed Foreman show.

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CONSENT AGENDA

Mayor Lawrence noted a typographical error on page 5 of the Town Hall meeting minutes.

It was moved by Spatz and seconded by McGlothlin to approve the Consent Agenda as presented. The motion carried unanimously.

Items approved by Consent Agenda were 1) approval of May 13, 2013 regular City Council meeting minutes; 2) approval of May 6, 2013 Town Hall meeting minutes; and 3) approval of May 21, 2013 City Council meeting minutes.

PUBLIC HEARINGS

Public Hearing to Receive Testimony Regarding Proposed Uses of State Shared Revenue

Mayor Lawrence reviewed the procedures to be followed for the public hearing.

Finance Director Mast reviewed the staff report.

Testimony

No testimony was presented. The public hearing was closed.

Resolution No. 13-018 Electing to Receive State Revenues for Fiscal Year 2013-14

It was moved by Wood and seconded by Miller to adopt Resolution No. 13-018 electing to receiving state revenues for fiscal year 2013-14. The motion carried unanimously.

ACTION ITEMS

Approval of New Management Analyst/Legal Counsel Position

City Manager Young reviewed the staff report. He explained that the City Attorney would be serving as the City's Prosecutor, but would eventually train the new person to handle routine items in the Court. Young said he anticipated the person also assisting with special projects and perhaps managing the Codes Enforcement program. Young said other special projects would include urban renewal activities and special projects in the City Manager's Office.

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Councilor Miller asked why an Intern position would be needed if this position was created. City Manager Young explained that the proposed position would divide the time between two departments. He said an Intern would help fill the gap for economic development projects.

In response to a question, City Manager Young agreed it was a unique position, but that he believed the City could find a qualified candidate with the needed skill set.

Mayor Lawrence said he had read in the staff report that the City Attorney would spend approximately 27 hours per month on court related activities. City Manager Young said that had been an estimate made in 2008 when the City was considering hiring a contract Prosecutor. City Attorney Parker said, based on the current Prosecutor's time, that estimate had perhaps been stated too low.

Councilor McGlothlin asked about the salary of the Prosecutor. City Manager Young said when the City contracted with the Prosecutor in 2008, the salary was \$45 per hour, with a maximum of \$1,800 per month. He said that cap had been increased to \$3,000 approximately one year ago, and it was reported that the Prosecutor was still exceeding the cap. Young said a 10% increase had been included in the proposed budget, with a maximum of \$3,300 per month beginning in July. Young said creating the position would provide efficiency for the City and the contract with the Prosecutor would be eliminated, bringing prosecution back in-house. He said the change would provide a cost savings to the City, and that if the City continued to have contract services, it was expected there would be additional increases over the next years. Young stressed this was an organizational change and was not related to performance.

Councilor Dick asked if the contract Prosecutor would be allowed to apply for the position. City Manager Young said he could apply.

Councilor Miller asked the duration of the Intern position. City Manager Young said the positions were typically four month positions. Miller asked if that position would be an attorney. Young said the Intern positions were usually filled with people who were in or seeking a degree in public administration. He said the City had great success in obtaining qualified candidates and helped to raise the next generation of public administrators.

Councilor Wood asked if the position would work with the part-time economic development specialist position. Young said Mr. Durow had a three year contract for only eight to twelve hours per week, working on specific economic development projects.

Judge Peachey said it was important to the Court to have an experienced Prosecutor but he believed Mr. Parker had that experience. He said the Court would continue to run efficiently and he would keep the Council informed if there were any problems.

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Mayor Lawrence said he believed this was a good move for the City. Councilor McGlothlin said it appeared the motive was to be providing better structure and cost savings.

Judge Peachey said everyone in the Court needed to be compensated appropriately.

Les Tibbets, 3332 West 13th Street, The Dalles, said he was a volunteer in the Court, serving as a drug and alcohol supervisor. He expressed concern regarding the proposed position, saying adding 22% fringe benefits, fees, dues, classes, and additional secretarial support, it could cost the City approximately \$100,000 per year. He urged the City to keep the contract Prosecutor because it would save the City money.

City Manager Young said the \$67,000 budget included all benefits for the proposed position.

Jim Mason, 205 Oak Street, Hood River, said he provided defense services to the Municipal Court. He said costs for defense should also be considered. Mason said the defense attorneys worked well with the Prosecutor which saved the City money by not having as many trials.

Mayor Lawrence asked what the City budgeted for defense attorney fees. City Manager Young said the fees had been increasing over the past few years, but the average was \$40,000 per year. Young again stated that the City Attorney would be providing the prosecution services, not the new position. He said Mr. Parker had a lot of prosecution experience.

Mayor Lawrence said it seemed as though defense attorney's were forcing clients to make deals. He said providing good defense should not be about saving money for the City.

Prosecutor Kevin Hashizume addressed the Council, saying the written staff report contradicted what the City Manager was saying about prosecution being provided by the person in the new position. He said the staff report indicated the new person would be doing prosecution in the Court. Hashizume said the reason for contracting for prosecution services had been to allow the City Attorney to have more time to work on City issues.

Hashizume said the reason why more hours were spent on prosecution was because of changes in the Court. He said prior to Judge Peachey serving as Judge, there was very little follow up with probation cases and more people plead guilty. He said the Court was providing better service now, but it did require more hours to be worked. Hashizume said he was disappointed with the proposal and said he would not be allowed to apply for the new position. He said the City had not communicated with the Circuit Court to discuss which cases should be tried in Municipal Court and said the District Attorney could determine whether the Court even existed.

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Hashizume said he chose to spend extra hours to meet during off-hours with Police Officers and to be available to defense attorneys. He noted the City had never paid for his educational classes or dues.

Tim O'Neil said he was an attorney and would provide a letter to the City Council regarding his concerns about the proposal.

There was discussion regarding postponing the decision, pending additional information being provided. City Manager Young asked what information the Council would like to have provided to them in order to make their decision.

Mayor Lawrence asked for information regarding the various types of cases tried, information regarding how the City Attorney's time was being used, impact to the Court from the change, and information regarding negotiations among defense and prosecuting attorneys.

City Manager Young noted that there had been discussion last winter regarding assault cases being moved to the Circuit Court. He said those discussions were not related to the consideration of this position.

It was moved by McGlothlin and seconded by Dick to postpone a decision regarding the proposal. The motion carried unanimously.

Councilor Spatz asked for detailed information on what economic development projects would be done with the new position and to explore contracting for those services.

City Manager Young said it was very important to have a staff person working on those projects because there was daily activity. He said it would not be effective to contract for those services.

Councilor Dick said he would like to know if there were qualified candidates for such a specific position. He said the job duties and education required should be very clear.

Mayor Lawrence asked for information regarding the number of hours needed for the Prosecutor.

City Manager Young pointed out the position description, included in the staff report, outlined the detailed duties for the position.

Public Hearing to Receive Testimony Regarding Proposed 2013-14 Fiscal Year Budget

Mayor Lawrence reviewed the procedure to be followed for the hearing.

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Finance Director Mast reviewed the staff report, highlighting the proposed changes since the Budget Committee had approved the budget.

Testimony

No testimony was provided. The public hearing was closed.

Council Deliberation

It was moved by Dick and seconded by Spatz to approve the proposed changes to the budget, approved by the Budget Committee. The motion carried unanimously.

Resolution No. 13-019 Adopting the 2013-14 Fiscal Year Budget for the City of The Dalles, Making Appropriations, Authorizing Expenditures, Levying Taxes, and Authorizing the City Manager to Take Such Action as Necessary to Carry Out the Adopted Budget

It was moved by Dick and seconded by Wood to adopt Resolution No. 13-019 adopting the 2013-14 fiscal year budget for the City of The Dalles, making appropriations, authorizing expenditures, levying taxes and authorizing the City Manager to take such action as necessary to carry out the adopted budget. The motion carried unanimously.

ACTION ITEMS

Approval of Five Year Airport Management Agreement With Aeronautical Management Inc.

City Manager Young reviewed the staff report. He noted the fee stated on page 2 of the staff report should have stated the fee of \$98,400 was annual, not monthly. He said the monthly fee would be \$8,200.

Mayor Lawrence questioned why the City and Klickitat County were not named as additional insured in Section 4.5.3 of the agreement. City Attorney Parker said it was not needed because their activities were approved by the City and Klickitat County. He said that had been negotiated several years ago and the Airport was included on the City's liability policy.

Airport Manager Rolf Anderson said with no indemnity insurance, they would have to use their own funds.

It was moved by Wood and seconded by McGlothlin to authorize the City Manager to sign the Airport Management Agreement for the Columbia Gorge Regional Airport as presented, contingent upon approval by Klickitat County Commission. The motion carried unanimously.

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Resolution No. 13-020 Providing Worker's Compensation Insurance Coverage for City of The Dalles Police Reserve Volunteers

Finance Director Mast reviewed the staff report. She said Resolution No. 13-021 would be to provide worker's compensation coverage for volunteers in addition to Police Reserve Officers.

It was moved by Wood and seconded by Miller to adopt Resolution No. 13-020 providing worker's compensation insurance coverage for the City of The Dalles Police Reserve volunteers. The motion carried unanimously.

Resolution No. 13-021 Providing Worker's Compensation Insurance Coverage for City of The Dalles Volunteers

It was moved by Spatz and seconded by McGlothlin to adopt Resolution No. 130021 providing worker's compensation insurance coverage for City of The Dalles volunteers. The motion carried unanimously.

Approval of Annual Insurance Renewals

Insurance Agent of Record Jerry Frazier presented the renewal information. He noted a 14.3% increase in premium with CCIS for the property, liability and vehicle insurance and said there were no premium credits authorized for this year.

Mayor Lawrence asked why the liability insurance was not affected by limitations. Frazier said the limits of \$5 million and \$15 million aggregate were set by CCIS policy.

Mayor Lawrence said he understood that part of the reason for increasing premiums was due to a larger number of employment claims. Frazier said that was a significant factor.

Councilor Wood asked if the Airport was included in the proposal. She asked if the policy included errors and omissions for the City Council, saying she didn't see it included in the information provided. Mr. Frazier said the Airport had a separate policy, but that errors and omission coverage for the City Council was included in the policy.

City Manager Young said he had just received the worker's compensation insurance proposal. Mr. Frazier said the premium had slightly decreased and the experience rating had also decreased slightly.

Mayor Lawrence noted SAIF representatives were available and hoped City staff was meeting with them to keep the number of worker's compensation claims down.

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It was moved by Wood and seconded by Dick to approve the renewal of the City's insurance coverage with CCIS for property, liability and vehicle, contingent that the errors and omissions for City Council was included in the policy. The motion carried unanimously.

It was the consensus of the City Council to consider the worker's compensation policy renewal at the June 24 Council meeting to allow the City Manager an opportunity to review the proposal.

DISCUSSION ITEMS

Discussion Regarding Funding of Street Maintenance Program

The staff report was reviewed by City Manager Young. He noted this was an item for Council discussion and that the staff recommendation was to proceed with a public hearing to consider a 20 year, three cent fuel tax increase. He said that amount and duration would allow for approximately \$6.1 million total, though staff would propose to issue two separate bonds for the improvements. He said staff believed the fuel tax increase was the best option to raise the revenue needed and included everyone who used City streets. Young said if the Council chose to proceed, it would be placed before the voters for a final decision.

In response to a question, Public Works Director Anderson said the original fuel tax was two cents per gallon, implemented in 1984. He said it was increased to three cents in approximately 1986. He emphasized the tax was three cents per gallon, not a percentage.

Mayor Lawrence clarified that the increase in tax would be used to take out revenue bonds, which would then be repaid by the tax collected. Public Works Director Anderson said that was correct. He said once the repairs were made, a preventative maintenance program would be implemented to keep the streets in good condition.

Lawrence asked if the proposal included streets that hadn't been accepted through annexation. Anderson said it included paved streets in the City's jurisdiction. He said it would not include gravel streets, or streets subject to be improved through the local improvement district (LID) process.

Anderson said additional streets had been added in the supplemental information provided prior to the meeting. He said the proposed work scope would not include unimproved (public) roads or gravel streets.

Councilor Miller said not much maintenance had been done over the past few years. She questioned what the funds had been used for. City Manager Young said the funds can only be used for street work. He said operations included special projects such as overlay, chip seal

projects, snow removal and other items such as signage, painting and striping, and street light costs. Young said it had been a couple of years since the City had been able to do crack seal projects, but it was planned for this year.

Mayor Lawrence asked the cost per year to maintain the streets. Public Works Director Anderson said approximately \$180,000 per year was estimated in the Capital Improvement Plan for maintenance projects. He said there were four projects identified in the upcoming fiscal year, and some funds would be set aside to save for the Scenic Drive stabilization project. Anderson said the projects for the upcoming year included chip sealing Dry Hollow Road between Ninth and 19th Streets; chip sealing Mt. Hood Street between Tenth and 23rd Streets; Bridge Street between Tenth and 18th Streets; and re-paving the Second and Webber Street intersection after the water line work was completed.

Mayor Lawrence asked what the cost would be to include the streets which had been annexed, but were not considered City streets. Public Works Director Anderson said he did not have that information available.

City Manager Young noted that Wasco County was also struggling with road maintenance issues, but that approximately 85% of their roads were in good condition. He said their loss of timber receipt funds would not allow them to continue maintaining their roads at that level. Young said the City's streets were in far worse condition and would continue to deteriorate unless a program and funding were put in place to correct it.

Mayor Lawrence said it could be construed through the County and City agreement for management of the urban growth area, that the City was responsible for maintenance of any streets in an area that was annexed.

City Manager Young said that had not been the policy for many years and that the intent of that agreement had not included roads.

Mayor Lawrence asked why 13th Street had not been included in the list of streets in poor condition. He said it was in very poor condition and falling apart between Mt. Hood and Union Streets.

City Manager Young said the local streets were included on the supplemental list. He said the streets with highest traffic and poorest condition would be the top priority for repairs.

Councilor Spatz said he supported proceeding with a hearing for the fuel tax increase because it was the only fair and equitable option to pursue.

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Councilor Miller asked what would happen if the measure was defeated by the voters. City Manager Young said it could be submitted at a subsequent election, using a different amount if the voters felt a different amount was more reasonable.

Councilor Dick said there had been a consistent call by the citizens for improved streets over the years, so it would be appropriate to find out if the voters would support the funding to make those improvements.

Councilor McGlothlin asked if there were gas stations outside the city limits that would not be impacted by the tax. Police Chief Waterbury said the only gas stations in Wasco County that were not in the city limits were in Maupin and Wamic.

It was the consensus of the City Council to proceed with a public hearing regarding the proposed fuel tax increase. The City Council asked that staff prepare information for the public and to get the information to the media.

Councilor McGlothlin asked if \$5 million would pay for the needed repairs. Public Works Director Anderson said that amount would only pay for the arterial and collector streets. He said \$6.1 million would also pay for approximately 60 blocks of the local streets as well. He said there was not enough staff to do all the work in a three year period for one bond issuance, so staff proposed to have two bond issuances to allow enough time to get the work completed.

City Manager Young clarified that the hearing would be on the fuel tax proposal only and the other options presented by staff would not be considered at this time.

ADJOURNMENT

Being no further business, the meeting adjourned at 7:57 p.m

Submitted by/
Julie Krueger, MMC
City Clerk

SIGNED: _____

Stephen E. Lawrence, Mayor

ATTEST: _____

Julie Krueger, MMC, City Clerk



**AMENDMENT NO. 6
To the
OPERATIONS, MAINTENANCE AND MANAGEMENT SERVICES
For
THE CITY OF THE DALLES, OREGON**

This Amendment No. 6 to the Agreement for Operations, Maintenance, and Management Services for the City of The Dalles (the "Amendment") is made effective this 1st day of July 2013 by and between the City of The Dalles, Oregon (hereinafter "Owner") whose address for any formal notice is 313 Court Street, The Dalles, Oregon 97058 and Operations Management International, Inc. (hereinafter "CH2M HILL OMI") with offices at 9189 South Jamaica Street, Suite 400, Englewood, Colorado 80112. This is Amendment No. 6 to the Agreement dated July 1, 2008 between the Owner and CH2M HILL OMI ("Agreement").

NOW THEREFORE, Owner and CH2M HILL OMI agree to amend the Agreement as follows:

1. The following are hereby added to Appendix B, Section B.3.14 and numbered as noted below:

B.3.14.7 Columbia PhytoTechnology
250 Steelhead Way
The Dalles, OR 97058

B.3.14.8 Copa Di Vino Winery
901 East Second Street
The Dalles, OR 97058

2. Appendix C, Subsection C.1.4 is deleted in its entirety and replaced with the following:

The Annual Fee for services under this Agreement is based on the following Project influent characteristics from the 2012 contract year:

| <u>Parameter</u> | <u>Plant</u> |
|-----------------------------------|--------------|
| Flow, million gallons/day | 2.16 |
| BOD ₅ , pounds per day | 3,989 |
| TSS, pounds per day | 3,117 |

3. The following are hereby added to Appendix D, Section D.2 and numbered as noted below:

| Industry Name | Address | Analysis |
|--------------------------|--|---------------------|
| AAA Metal Fabrication | 3313 West Second Street Suite 200 The Dalles, OR 97058 | No testing done yet |
| Polehn Farms, Inc. | 2121 Dry Hollow Rd The Dalles, OR 97058 | No testing done yet |
| Columbia PhytoTechnology | 250 Steelhead Way The Dalles, OR 97058 | No testing done yet |
| Copa Di Vino Winery | 901 East Second Street The Dalles, OR 97058 | No testing done yet |

4. Appendix E, Subsection E.1.1 is deleted in its entirety and replaced with the following:

Owner shall pay to CH2M HILL OMI as compensation for services performed under this Agreement an Annual Fee of Eight Hundred Ninety Nine, Thousand Dollars (\$899,000) for the contract year commencing July 1, 2013 and ending June 30, 2014. The Annual Fee includes the sum of the estimated Total Direct Cost and Management Fee.

5. Appendix E, Subsection E.1.2 is deleted in its entirety and replaced with the following:

The estimated Total Direct Cost for providing services under this Agreement is Seven Hundred Seventy Thousand, Four Hundred Twenty Six Dollars (\$770,426) for the contract year commencing July 1, 2013 and ending June 30, 2014.

6. Appendix E, Subsection E.1.3 is deleted in its entirety and replaced with the following:

The Management Fee for providing services under this Agreement is One Hundred Twenty Eight Thousand, Five Hundred Seventy Four Dollars (\$128,574) for the contract year commencing July 1, 2013 and ending June 30, 2014. Subsequent years' Management Fee shall be adjusted by the Cost Adjustment Formula shown in E.3.

7. The following is hereby deleted from Appendix G, 30-Day Chemical Inventory:

Sodium Hypochlorite 300 gallons (no longer used or stored onsite)

This Amendment together with the previous Amendments and the Agreement constitutes the entire agreement between the Parties and supersedes all prior oral and written understandings with respect to the subject matter set forth herein. Unless specifically stated all other terms and conditions of the Agreement shall remain in full force and effect. Neither this Amendment nor the Agreement may be modified except in writing signed by an authorized representative of the Parties.

The Parties, intending to be legally bound, indicate their approval of the Amendment by their signatures below.

Authorized Signature:

Authorized Signature:

**OPERATIONS MANAGEMENT
INTERNATIONAL, INC.
A California corporation**

CITY OF THE DALLES, OREGON

Name: Natalie L. Eldredge
Title: Vice President
Date: _____

Name: Nolan Young
Title: City Manager
Date: _____



Oregon Trail Insurance, LLC

409 West Fourth Street
The Dalles OR 97058
541-296-2395 Tel
541-296-6143 Fax

June 10, 2013

Mr. Nolan Young, City Manager
City of The Dalles
313 Court Street
The Dalles, OR 97058

Re: 2013 Saif Corporation Workers Compensation Renewal Proposal

Dear Nolan:

Enclosed please find the Renewal Proposal from Saif Corporation via Courtney Insurance Agency to be effective 7-01-2013. A few items to mention follow:

To elect coverage:

Sign and return to Saif Corporation the Notice of Election for Guaranteed Cost Plan 3 before the effective date of 07/01/2013.

Payment:

If City continues to elect the annual 4% prepay discount (\$9,338) the premium of \$202,955 also needs to be returned to Saif Corporation with the Remittance page before 07/01/2012.

Experience Modification Factor:

This factor has decreased to 1.30 for the coming year; down from 1.40 presently.

Nondisabling Claims Reimbursement Program:

As in prior years, I recommend participation in this program with an annual evaluation frequency. This allows City, on an elective basis, to reimburse Saif for nondisabling claims costs if the result will lower any claims history factors and avoid premium costs in the future that exceed the reimbursement amount. If you are in agreement - please sign and submit the form for that purpose enclosed.

I recommend continued coverage with Saif Corporation for the renewal year.

Yours truly,

Jerry Frazier



CITY OF THE DALLES

Premium estimate for Guaranteed Cost Plan

Period: 07/01/2013 - 07/01/2014

Policy: 488236

Plan: 3

| Class | Description | Estimated Payroll | Rate | Estimated Premium |
|--------|---|-------------------|-------|-------------------|
| 5506 | Street/Rd Const-Fnl Grad/Pve/Rep/Dr | \$374,404 | 8.15 | \$30,514 |
| 7382 | Limousine Co/Scheduled-Dr | \$1,800 | 7.08 | \$127 |
| 7520 | Waterworks Operation-Dr | \$963,196 | 4.14 | \$39,876 |
| 7580 | Sewage Disposal Plant Oper-Dr | \$461,647 | 3.96 | \$18,281 |
| 7720 | Police Officers & Dr | \$1,598,838 | 4.16 | \$66,512 |
| 8380 | City/County-Veh/Equip Repr Shop-Dr | \$93,129 | 4.17 | \$3,883 |
| 8411 | Vol Plcmm @ 2400/Qtr Ea | \$67,200 | 1.17 | \$786 |
| 8742 | Field Representatives | \$352,374 | .36 | \$1,269 |
| 8810 | Office Clerical | \$755,786 | .23 | \$1,738 |
| 8810 | Library/Museum-Public-Prof Emp&Cler | \$417,176 | .23 | \$960 |
| 8820 | Attorney & Cler/Messenger/Dr | \$242,806 | .18 | \$437 |
| 8831 | Dog Pounds-Incl Dog Catcher/Dr | \$27,273 | 2.01 | \$548 |
| 9015 | Buildings-Ops By Owner/Lessee & Drivers | \$87,095 | 4.71 | \$4,102 |
| 9410 | Municipal/Twn/Cnty/State Emp-Noc | \$488,339 | 2.01 | \$9,816 |
| 5507 | Street/Rd Const-Rdbed/Subbase-Dr | \$0 | 6.09 | \$0 |
| 6826 F | Marinas/Boathouses Oper-Inc-Dr | \$0 | 7.64 | \$0 |
| 6836 | Marinas-Inc Sls/Prts Dr-State Act | \$0 | 10.19 | \$0 |
| 7720 | Trapping-Forest Animals/Dr | \$0 | 4.16 | \$0 |
| 9102 | Park Noc-All Employees & Dr | \$0 | 4.95 | \$0 |
| 9402 | Snow Removal-Streets/Roads-Dr | \$0 | 7.83 | \$0 |
| 9403 | Garbage/Ash/Refuse Collectn Dr | \$0 | 7.68 | \$0 |
| 8810 | Vol Library Prof Emp & Cler VOL@\$8.80/hour | \$0 | .23 | \$0 |

Total Payroll \$5,931,063

Manual Premium \$178,850

Part Two Coverage (Increased Limits Factor 1.004) + \$715

Subject Premium \$179,565

Experience Rating Modification x 1.30

Modified Premium \$233,435

Annual Prepay Discount (4.0%) - \$9,338

Standard Premium \$224,097

Premium Discount - \$34,226

Discounted Premium \$189,871

USLHW Expense Constant + \$100

Terrorism Premium + \$593

Catastrophe Premium + \$593

DCBS Premium Assessment @ 6.2% + \$11,799



CITY OF THE DALLES

Premium estimate for Guaranteed Cost Plan

Period: 07/01/2013 - 07/01/2014

Policy: 488236

Plan: 3

Total Premiums and Assessments \$202,955

Annual Prepay Installment \$202,955

Premium discount schedule

| | | |
|-------|-----------|-------|
| First | \$3,500 | 0.0% |
| Next | \$14,500 | 10.0% |
| Next | \$82,000 | 15.0% |
| Over | \$100,000 | 16.5% |

Payroll Reporting Frequency: Annual

Part Two coverage at limits of \$1,000,000/\$1,000,000/\$1,000,000 with \$120 minimum premium.

Terrorism premium = total payroll / 100 x .01

Catastrophe premium = total payroll / 100 x .01

DCBS Premium Assessment excludes Part Two coverage and federal premium.

Premium and rating factors will change on your anniversary rating date to those in effect at that time.

Your policy premium is based on your current estimated premium and may be prorated for policies issued for less than a full year or adjusted based on actual payroll by classification.



CITY OF THE DALLES

Prepay Installment

Period: 07/01/2013 - 07/01/2014

Policy: 488236

Plan: 3

Please return this page with remittance.

Annual prepay installment due by **07/10/2013: \$202,955**

Write the quote or policy number indicated in this document on your check. Make check or money order payable to:

SAIF CORPORATION
400 High St SE
Salem, OR 97312-1000

| | | | |
|----------------------|-----------------------|----------------|-----------------|
| SAIF use only | | | DESSTA |
| Date received _____ | Amount received _____ | | Check no. _____ |
| Bond Company _____ | | Bond no. _____ | |



CITY OF THE DALLES

Notice of Election for Guaranteed Cost Plan

Period: 07/01/2013 - 07/01/2014

Policy: 488236

Plan: 3

Agency: COURTNEY INSURANCE AGENCY INC

Producer: MIKE COURTNEY

Premium Estimate:

| | |
|--------------------------------|-----------|
| Modified premium | \$233,435 |
| Annual prepay discount (4.0%) | \$9,338 |
| Standard premium | \$224,097 |
| Premium discount | \$34,226 |
| Total premiums and assessments | \$202,955 |

Payroll reporting frequency: Annual

Please visit saif.com and choose *I am: An Employer* for information about safety, reporting payroll, paying online, filing and managing a claim, and coverage.

I, the undersigned, as a legal representative of the company listed above, do hereby authorize SAIF Corporation to issue the policy and determine workers' compensation premiums according to the plan selection on this form. I have read, understand, and agree to the terms and conditions of this plan as set forth in the proposal.

Authorized signature of insured

Date signed

Please return this page to:

SAIF CORPORATION
400 High St SE
Salem, OR 97312-1000



Nondisabling Claims Reimbursement Program Enrollment Form

Employers may choose to reimburse SAIF Corporation for medical expenses on accepted nondisabling claims up to the maximum reimbursement amount set annually by the Oregon Department of Consumer and Business Services. Reimbursement of claims is generally not recommended where the employer's annual premium is less than \$15,000, since the reimbursement claim costs may exceed any premium savings. For additional details about this program go to saif.com/ndr.

If you choose to enroll in this program, you must complete this form and return it to SAIF.

This reimbursement election will remain in effect until SAIF receives your written request to end it or your coverage is cancelled.

If you have any questions or need assistance, please contact your agent or SAIF representative.

We elect to participate in the Nondisabling Claims Reimbursement program effective _____ and understand that reimbursement is optional under this program.

The evaluation frequency for policies with a cash flow retrospective rating plan will be quarterly. Policies with a guaranteed cost or regular retrospective rating plan must select a reimbursement frequency.

Evaluation frequency for guaranteed cost and regular retrospective rating plans:

Annual Quarterly

CITY OF THE DALLES

Account Name

488236

Policy

Signature of Authorized Representative

Date

Printed Name

Phone

Return form to: SAIF Corporation, 400 High St SE, Salem, OR 97312



CITY of THE DALLES

313 COURT STREET
THE DALLES, OREGON 97058

(541) 296-5481
FAX (541) 296-6906

AGENDA STAFF REPORT CITY OF THE DALLES

| MEETING DATE | AGENDA LOCATION | AGENDA REPORT # |
|---------------|-------------------------|-----------------|
| June 24, 2013 | Public Hearing 11, A | 13-046 |

TO: Mayor and City Council

FROM: Nolan K. Young, City Manager *NKY*

DATE: June 12, 2013

ISSUE: Public Hearing Regarding Potential Ballot Measure for Local 3 Cent Gas Tax

RELATED CITY COUNCIL GOAL: Goal 4A Investigate funding options for street projects.

PRIOR AGENDA STAFF REPORTS: 13-039 Discussion Regarding Funding of Street Maintenance Program.

BACKGROUND: At the regular City Council Meeting of June 10, the City Council discussed the funding of the street maintenance program. To address the current backlog of maintenance needs of City asphalt streets, which have been accepted by the City for maintenance, necessitated development of a funding plan. After considering options the Council elected to consider a bond issue approach where the City would issue one or two bonds that would be utilized to obtain upfront money to allow us to catch up on much of the deferred street maintenance and allow us to use the current street revenue to implement a strong preventative maintenance program and address other neighborhood street needs.

In order to pay back this bond, staff recommended that Council adopt a plan where a gas tax increase would be placed on the November 4, 2013 ballot. Table I below identifies the estimated amount of revenue each level of tax is projected to raise, and the estimated bond amount, for different terms of retirement.

Table I: Gas Tax Revenue for Bond Retirement

| | Annual Revenue | 10 year Bond | 15 year Bond | 20 year Bond |
|--------------------------|----------------|--------------|--------------|--------------|
| Gas Tax Increase 1 cent | \$ 150,000 | \$ 1,200,000 | \$ 1,600,000 | \$ 2,000,000 |
| Gas Tax Increase 2 cents | 300,000 | 2,400,000 | 3,300,000 | 4,000,000 |
| Gas Tax Increase 3 cents | 450,000 | 3,600,000 | 5,000,000 | 6,100,000 |

The staff's recommendation is to issue a 3 cent gas tax increase for a 20 year period, to retire a 20 year bond. This would generate around \$6.1 million for street projects.

Attachment A is a proposed Gas Tax Election Schedule which calls for a public hearing on June 24, and for the Council to consider adopting a resolution calling for the election on July 22. The final measure would be filed with the County Clerk on September 5, with the election to be November 4, 2013, and the tax to be implemented on January 2, 2014.

Attachment B shows the estimated costs for street projects planned to be financed by the bonds. Attachment C shows the classifications and the current pavement condition rating of those streets. Attachment D identifies additional local streets eligible for rehabilitation with supplemental funding, with the number of blocks involved, and condition rating. We anticipate that we would be able to complete between sixty and one hundred blocks of local streets with the addition funding of the 3 cent gas tax and a 20 year bond.

COUNCIL ALTERNATIVES:

1. ***Staff recommendation:*** Following the public hearing *direct staff to prepare a Ballot Measure for an additional 3 cent gas tax for 20 year period for the July 22 City Council meeting.*
2. Direct staff to place this item on the July 8 agenda for further discussion and consideration by the City Council, given direction on any additional information needed.

GAS TAX Election Schedule

| | |
|--------------|---|
| 29-May-13 | List of projects and funding alternatives sent to City Council |
| 10-Jun-13 | Council Discussion of alternatives |
| 24-Jun-13 | Council determines if they wish to pursue a gas tax increase; amount and term |
| 22-Jul-13 | City Council adopt resolution calling for election |
| 28-Aug-13 | Publish notice of ballot title |
| 5-Sep-13 | File the measure with county clerk |
| 4-Nov-13 | Election |
| Nov/Dec 2013 | Notify all fuel providers |
| 2-Jan-14 | Gas Tax implemented |

Proposed Street Construction Projects for Supplemental Funding - 5/17/2013

ATTACHMENT B

| Project Name | Description | Perform In-House or Contract | Estimated Cost |
|---|--|---|--------------------|
| 2nd St, Taylor to Lincoln | Strip asphalt, CTB, 6" AC, no concrete X-walks | Full Contract | \$500,000 |
| 3rd St, Taylor to Lincoln+ side streets | Full depth profile/grade/pave full width, 10-yr fix | Contract profile, in-house grade/pave | \$200,000 |
| Court St, 5th to 10th | Profile/pave full width | Contract profile, in-house pave | \$90,000 |
| E 10th St, Union to Kelly | Profile/pave full width | Contract profile, in-house pave | \$115,000 |
| W 15th, Trevitt to Liberty Way | Profile/CTB/pave | Contract profile/mill, in-house pave | \$65,000 |
| E 12th, Kelly to Dry Hollow | Profile/pave full width | Contract profile, in-house pave | \$245,000 |
| Cherry Hts, 6th to 10th | Profile/pave curb to curb | Contract profile, in-house pave | \$60,000 |
| Webber, 6th to 10th | Crack seal, armor chip seal | In-house crack seal, County chip seal | \$30,000 |
| 2nd St, Lincoln to Webber | Profile/pave full width | Contract profile, in-house pave | \$380,000 |
| W 10th St, Cherry Hts to Walnut | Crack seal, armor chip seal | In-house crack seal, County chip seal | \$55,000 |
| Brewery Gr, Roundie thru 9th St | Profile/pave full width | Contract profile, in-house pave | \$80,000 |
| 4th St, Jefferson to 3rd Pl | Crack seal, armor chip seal | In-house crack seal, County chip seal | \$75,000 |
| W Scenic Dr, 17th to CGCC | Armor chip seal | County chip seal | \$95,000 |
| E Scenic Dr, 16th Pl to CGCC | Full depth profile/grade/pave full width (CTB +\$60k) | Contract profile, in-house grade/pave | \$205,000 |
| Col View Hts, E Knoll to Summit Rdg | Hot chip armor seal | Contract seal? | \$50,000 |
| Washington, 3rd to 7th Place | Hot chip single layer | Contract seal? | \$25,000 |
| Trevitt, 3rd Pl to 17th (street cost only) | Full reconstruction including curb/SW, 6" AC, 10" base | Full Contract w/ sanitary/storm upgrade | \$1,800,000 |
| Union, 4th to 14th | Strip asphalt, CTB, 6" AC, curb/sw rehab | Full Contract | \$556,000 |
| Subtotal | | | \$4,626,000 |
| Other candidate projects yet to consider and update costs: | | | |
| W 2nd, Webber to Snipes | Armor chip seal | County chip seal | \$47,500 |
| W 6th, Snipes to City Limits | Armor chip seal | County chip seal | \$75,000 |
| Brentwood Dr, Col Dr to Summit | Profile/pave full width | Contract profile, in-house pave | \$82,000 |
| Harris St, 9th St to Guardrail | Profile/pave full width | Contract profile, in-house pave | \$43,000 |
| Federal St, 7th to 10th | Construct curbs/sw, profile/pave full width | Contract curb/sw, in-house zip/CTB/pave | \$152,000 |
| Old Dufur Rd, Thompson to Richmond | Crack seal, armor chip seal | In-house crack seal, County chip seal | \$40,000 |
| 10th St, Dry Hollow to Thompson | Crack seal, armor chip seal | In-house crack seal, County chip seal | \$37,000 |
| 10th St, Lewis to Dry Hollow | Zip, CTB, 4" AC | In-house | \$48,000 |
| 13th St, Jordan to Washington | | | |
| 7th St, Pamona to Walnut | | | |
| 4th St Grade | Reconstruct sw, profile/pave full width | Contract curb/sw/profile, in-house pave | \$72,200 |
| Subtotal | | | \$596,700 |
| Total | | | \$5,222,700 |

Key:

AC: asphalt concrete, also called hot mix asphalt

CTB: Cement Treated Base - milling dry cement into base and wetting rather than excavating full depth and placing base rock. CTB done on E 19th St in 2012.

Profile: grinding and removing old asphalt

Armor chip seal: double layer of chip seal; done on upper Kelly Ave in 2012.

Hot chip seal: new technology that utilizes oil-coated chips and is applied hot with polymer, reduces rock waste & dust; yet to be analyzed for applicability.

TBD: To Be Determined

| Project Name | Street Classification (in Condition Rating Report) | 2013 Pavement Condition Rating | Estimated Cost |
|---|---|--------------------------------|--------------------|
| 2nd St, Taylor to Lincoln | Arterial | Fair/Poor | \$500,000 |
| 3rd St, Taylor to Lincoln + side streets | Arterial | Poor | \$200,000 |
| Court St, 5th to 10th | Arterial | Poor | \$90,000 |
| E 10th St, Union to Kelly | Arterial | Fair/Poor | \$115,000 |
| W 15th, Trevitt to Liberty Way | Local (Fort Dalles Museum) | Very Poor | \$65,000 |
| E 12th, Kelly to Dry Hollow | Arterial | Poor | \$245,000 |
| Cherry Hts, 6th to 10th | Arterial | Fair | \$60,000 |
| Webber, 6th to 10th | Arterial | Poor | \$30,000 |
| 2nd St, Lincoln to Webber | Arterial | Fair/Poor | \$380,000 |
| W 10th St, Cherry Hts to Walnut | Arterial | Fair | \$55,000 |
| Brewery Gr, Roundie thru 9th St | Arterial | Fair | \$80,000 |
| 4th St, Jefferson to 3rd PI | Arterial | Poor | \$75,000 |
| W Scenic Dr, 17th to CGCC | Collector | Fair/Poor | \$95,000 |
| E Scenic Dr, 16th PI to CGCC | Collector | Poor/Very Poor | \$205,000 |
| Col View Dr, E Knoll to Summit Rdg | Collector | Fair | \$50,000 |
| Washington, 3rd to 7th Place | Arterial | Fair | \$25,000 |
| Trevitt, 3rd PI to 17th (street cost only) | Collector | Poor/Very Poor | \$1,800,000 |
| Old Dufur Rd, Thompson to Richmond | Arterial | Fair | \$40,000 |
| 10th St, Dry Hollow to Thompson | Arterial | Fair | \$37,000 |
| 10th St, Lewis to Dry Hollow | Arterial | Poor | \$48,000 |
| Union, 4th to 14th | Arterial | Fair/Poor | \$556,000 |
| Subtotal | | | \$4,751,000 |
| Other candidate projects yet to consider and update costs: | | | |
| W 2nd, Webber to Snipes | Arterial | Fair/Poor | \$47,500 |
| W 6th, Snipes to City Limits | Arterial | Fair | \$75,000 |
| Brentwood Dr, Col Dr to Summit | Local | Poor | \$82,000 |
| Harris St, 9th St to Guardrail | Local | Poor/Very Poor | \$43,000 |
| Federal St, 7th to 10th | Local | Very Poor | \$152,000 |
| 13th St, Jordan to Washington | Collector | Poor | TBD |
| 7th St, Pamona to Walnut | Collector | Fair/Poor | TBD |
| 4th St Grade | Collector | Fair | \$72,200 |
| Subtotal | | | \$471,700 |
| Total | | | \$5,222,700 |

Key:

AC: asphalt concrete, also called hot mix asphalt

CTB: Cement Treated Base - milling dry cement into base and wetting rather than excavating full depth and placing base rock. CTB done on E 19th St in 2012.

Profile: grinding and removing old asphalt

Armor chip seal: double layer of chip seal; done on upper Kelly Ave in 2012.

Hot chip seal: new technology that utilizes oil-coated chips and is applied hot with polymer, reduces rock waste & dust; yet to be analyzed for applicability.

TBD: To Be Determined

Local Streets Eligible for Rehabilitation with Supplemental Funding - 5/30/2013

("Poor" or worse Pavement Condition Rating)

| Project Name | Street Classification | 2013 Pavement Condition Rating | # of Blocks |
|---|-----------------------|--------------------------------|-------------|
| 7th Pl, Washington to Case | Local | Poor | 1 |
| 8th Pl, Chenowith St to Dead End | Local | Poor | 1 |
| 8th St, Snipes to west of Snipes | Local | Poor | 1 |
| 8th St, Bridge St to Union | Local | Poor | 6 |
| 8th St, Court to Kelly | Local | Poor | 4 |
| 8th St, west of Harris to Harris | Local | Poor | 1 |
| 9th St, Cherry Heights to bridge | Local | Poor | 1 |
| 9th St, Union to Kelly | Local | Poor | 3 |
| 11th St, Balkely Dr to Blakely Way | Local | Poor | 2 |
| 11th St, Wright to Trevitt | Local | Poor | 4 |
| 11th St, Clark to Oregon | Local | Poor | 4 |
| 12th St, Blakely Dr to Blakely Way | Local | Poor | 2 |
| 12th St, Jordan to Union | Local | Poor | 8 |
| 12th St, Union to Court | Local | Poor | 1 |
| 12th St, Jefferson to Madison | Local | Poor | 2 |
| 13th Pl, View Ct to Dry Hollow | Local | Poor | 1 |
| 13th St, View Ct to Dry Hollow | Local | Poor | 1 |
| 13th St, Kelly to Thompson | Local | Poor | 15 |
| 14th St, Jordan to Mt Hood | Local | Poor | 1 |
| 14th St, "G" to Dry Hollow | Local | Poor | 6 |
| 14th St, Dry Hollow to Thompson | Local | Poor | 6 |
| 15th Pl, Terrace Dr west | Local | Very Poor | 1 |
| 15th St, west of Mt Hood to Kelly | Local | Poor/Very Poor | 10 |
| 15th St, "I" to Quinton | Local | Poor | 6 |
| 16th Ct, west of Nevada to east of Nevada | Local | Poor | 2 |
| 16th Pl, Monroe to Kelly | Local | Poor | 1 |
| 16th St, Mt Hood to Dead End | Local | Poor | 8 |
| 16th St, Oregon to Thompson | Local | Poor | 6 |
| 17th Pl, west of Fairview to Fairview | Local | Poor | 1 |
| 17th St, Mt Hood to Bridge | Local | Poor | 1 |
| 17th St, 16th Pl to Riverveiw | Local | Poor | 3 |
| 17th St, Montana to Nevada | Local | Poor | 2 |
| 18th St, 20th to 19th | Local | Poor | 4 |
| 18th St, 16th Pl to dead end | Local | Poor | 4 |
| 19th St, Fairview to Dry Hollow | Local | Poor | 5 |
| 20th St, W Scenic Dr to dead end | Local | Poor | 2 |
| 20th St, 18th to Fairview | Local | Poor | 2 |
| 20th St, west of 19th to 19th | Local | Poor | 1 |
| 21st Pl, 21st St to dead end | Local | Poor | 1 |
| 21st Pl, 20th St to Fairview | Local | Poor | 2 |

| Project Name | Street Classification | 2013 Pavement Condition Rating | # of Blocks |
|---|-----------------------|--------------------------------|-------------|
| 21st St, Radio Way to Sorosis St | Local | Poor | 2 |
| 21st St, Dead end to Lewis | Local | Poor | 2 |
| 21st St, View Ct to Claudia Lane | Local | Poor | 1 |
| 22nd St, W of Garrison to Garrison | Local | Poor | 1 |
| 23rd St, Wright to Mt Hood | Local | Poor | 2 |
| Ash St, 7th to 6th | Local | Poor | 1 |
| Blakeley Dr, 12th to 10th | Local | Poor | 2 |
| Blakeley Way, 12th to 10th | Local | Poor | 2 |
| Brentwood Dr, Col Dr to Summit | Local | Poor | 5 |
| Bridge St, 10th to 9th | Local | Very Poor | 1 |
| Chenowith St, Cherry Hts to 6th | Local | Poor | 2 |
| Clark St, 10th to 9th | Local | Poor | 1 |
| Court St, 14th to 12th | Local | Poor | 2 |
| "F" St, 14th to 7th | Local | Poor | 7 |
| Fairview, 20th to dead end | Local | Poor | 1 |
| Federal St, 14th to 8th | Local | Poor/Very Poor | 6 |
| "G" St, 16th Pl to 12th | Local | Poor | 5 |
| Garrison St, south of 22nd to Scenic Dr | Local | Poor | 3 |
| Garrison St, 16th to 14th | Local | Poor | 2 |
| Garrison St, 11th to 8th | Local | Poor | 3 |
| "H" St, 17th to 9th | Local | Poor | 8 |
| Harris St, 13th St to 12th | Local | Poor | 1 |
| Harris St, 9th to 8th | Local | Very Poor | 1 |
| "I" St, 17th to Riverview | Local | Poor | 1 |
| "I" St, 12th to 9th | Local | Poor | 3 |
| Jefferson St, 13th to 11th | Local | Poor | 2 |
| Jordan St, south of 23rd to 23rd | Local | Poor | 1 |
| Jordan St, 14th to 9th | Local | Poor | 5 |
| Laughlin St, 14th to 8th | Local | Poor | 6 |
| Lewis St, south of 21st to 19th | Local | Poor | 3 |
| Lewis St, 14th to 9th | Local | Poor | 5 |
| Liberty St, 10th to 9th | Local | Poor | 1 |
| Liberty Way, Scenic Dr to 16th St | Local | Poor | 4 |
| Lincoln St, 11th to 9th | Local | Poor | 2 |
| Lincoln St, 4th to 3rd | Local | Poor | 1 |
| Lorenzen St, south of 10th to 10th | Local | Poor | 1 |
| Madison St, 15th to 13th | Local | Poor | 2 |
| Madison St, 12th to 11th | Local | Poor | 1 |
| Minnesota St, dead end to 17th | Local | Poor | 3 |
| Monroe St, 3rd to 2nd | Local | Poor | 1 |
| Montana St, Dry Hollow to 14th | Local | Poor | 5 |
| Myrtle St, 7th to 6th | Local | Poor | 1 |

| Project Name | Street Classification | 2013 Pavement Condition Rating | # of Blocks |
|--|-----------------------|--------------------------------|-------------|
| Nevada St, 19th to 13th | Local | Poor | 4 |
| Oregon St, 14th to 13th | Local | Poor | 1 |
| Oregon St, 12th to 9th | Local | Poor/Very Poor | 3 |
| Pentland St, 16th to 12th | Local | Poor/Very Poor | 4 |
| Pentland St, 11th to north of 6th | Local | Poor | 6 |
| Pentland St, 3rd to 2nd | Local | Poor | 1 |
| Pamona St, 10th to 7th | Local | Poor | 3 |
| Quinton St, dead end to 16th | Local | Poor | 2 |
| Quinton St, 12th to 10th | Local | Poor | 2 |
| Radio Way, 20th to 23rd | Local | Poor | 2 |
| Riverview St, 17th to 13th | Local | Poor | 4 |
| Roberts St, Quinton to 10th | Local | Poor | 4 |
| Royal Crest Dr, Wasco to Summit Ridge Dr | Local | Poor | 5 |
| Shearer St, 13th to 12th | Local | Poor | 1 |
| Sherman Dr, south of Royal Crest to Royal Crest | Local | Poor | 3 |
| Short St, 14th to 13th | Local | Poor | 1 |
| Sorosis St, 23rd to 21st | Local | Poor | 2 |
| Summit Ridge Dr, south of Brentwood to Col View Dr | Local | Poor | 4 |
| Terminal Ave, end to 2nd St | Local | Poor/Very Poor | 2 |
| Tie Plant Rd, | Local | Poor | 3 |
| View Ct, 21st to 19th | Local | Poor | 2 |
| View Ct, 14th to 12th | Local | Poor | 3 |
| Wasco Dr, south of Royal Crest to Col View Cr | Local | Poor | 4 |
| Washington St, 8th Pl to 7th Pl | Local | Poor | 1 |
| Wright Dr, Wright St S to Wright St N | Local | Poor | 2 |
| Wright St, Wright Dr S 23rd | Local | Poor | 2 |
| Wright St, 11th to 9th | Local | Poor | 2 |
| Total | | | 315 |

Notes:
 Did not include Local streets from Thompson St east to Hwy 197 - generally substandard streets eligible for LIDs
 Did not include gravel streets



CITY OF THE DALLES
Department of Public Works
1215 West 1st Street
The Dalles, Oregon 97058

AGENDA STAFF REPORT

CITY OF THE DALLES

| MEETING DATE | AGENDA LOCATION | AGENDA REPORT # |
|---------------------|--------------------------------|------------------------|
| June 24, 2013 | Contract Review Board 12, A | 13-044 |

TO: Honorable Mayor and City Council

FROM: Dale S. McCabe, City Engineer

THRU: Nolan K. Young, City Manager *ny*

DATE: June 12, 2013

ISSUE: Webber Street Water Line Contract Award (Contract No. 13-007).

RELATED CITY COUNCIL GOAL: None.

BACKGROUND: The Webber Street Waterline Project is a portion (or segment) of a larger phased project that was identified in the Water Master Plan Amendment that was presented to and adopted by City Council in 2007. The purpose of the Webber Street Waterline Project is to construct the proposed interconnection pipe as spelled out in Phase 1 - Option B (18-inch pipeline that connects existing pipe along Webber Road and Old Columbia River Highway) of the Water Master Plan Proposed Improvements section. The installation of this segment of 18" waterline will ultimately allow for a looped water supply system around the port and the Northwest Aluminum properties. The ultimate goal of the looped system is to be able to provide adequate water supply to the area and to meet the 4000 gallon per minute fire flow demand that is required in commercial and industrial zones.

Also, with the construction of this project and the installation of the new 18" waterline across the Second Street/Webber Road intersection, the City will then be able to move forward with the

paving of the West Second Street/Webber Road signal light quadrant upon completion of the Webber Street Waterline project. The schedule for the project will be for the construction of the Webber Street Waterline Project to begin approximately the week of August 19, (after the main harvest and delivery time frames from both the cherry harvest and the wheat harvest), with the construction completion no later than October 11. This then should allow for the paving of the West Second Street/Webber Road signal light quadrant as planned to be performed by City crews, prior to the asphalt plants being shut down from operation for the winter months.

The City of The Dalles Public Works Department advertised for bids for the Webber Street Waterline, Contract No. 2013-007 on May 10, 2013. The scope of work for the project was stated as follows: “The work to be performed shall consist of furnishing all materials, labor, and equipment necessary in the installation of approximately 488 feet of 18 inch ductile iron waterline and 112 feet of 30" steel casing with 18" ductile iron water line for a trenchless railroad crossing. All Work will be conducted in accordance with the contract documents.”

The bid opening for the contract was held on June 11 at 2:00 p.m. for which we received two bids. The bids received were as follows:

1. NW Kodiak Construction, in the amount of \$437,021.28.
2. Crestline Construction Co. LLC, in the amount of \$449,639.00.

The bids were reviewed by City staff to make sure that the proper material was submitted and the bids were deemed complete.

BUDGET IMPLICATIONS: Within the 2013-2014 Budget, funding for this project has been allocated to Fund 53 for which there are adequate funds. The Department recommends the City move forward with the project and award the contract to NW Kodiak Construction, in an amount not to exceed \$437,021.28.

ALTERNATIVES:

- a. Staff Recommendation: *Authorize the City Manager to enter into contract with NW Kodiak Construction, in an amount not to exceed \$437,021.28.*
- b. Provide additional research in response to questions raised by City Council.
- c. Not to proceed with the contract.



CITY OF THE DALLES
 Department of Public Works
 1215 West First Street
 The Dalles, Oregon 97058

AGENDA STAFF REPORT

CITY OF THE DALLES

| MEETING DATE | AGENDA LOCATION | AGENDA REPORT # |
|---------------|----------------------|-----------------|
| June 24, 2013 | Action Item 13, A | 13-043 |

TO: Honorable Mayor and City Council

FROM: Dave Anderson, Public Works Director

THRU: Nolan K. Young, City Manager *nyj*

DATE: June 11, 2013

ISSUE: Adoption of revised Local Limits for Industrial Discharges to the City Wastewater System.

CITY COUNCIL GOALS: NA

BACKGROUND: The City is required by federal and state regulations to have an Industrial Pretreatment Program that regulates the quality of discharges from non-residential customers to the City’s wastewater system. General Ordinance No. 08-1292, the City’s Pretreatment Ordinance, provides that the City will develop specific discharge limits for various pollutants from non-residential dischargers as necessary to maintain regulatory compliance for the City’s wastewater collection and treatment facilities. These “Local Limits” are adopted by resolution and the ordinance provides that they shall be revised as needed.

Oregon DEQ regulations, through issuance of the City’s wastewater treatment plant permit, require that the City perform a technical evaluation of its Local Limits within every 5-year permit cycle. This evaluation has been conducted by OMI, the contract operator of the City’s wastewater treatment plant, following approved US-EPA methods and taking into consideration the recent revision to Oregon’s water quality standards. As a result of this analysis, revisions to the Local Limits are recommended.

The proposed revisions include increasing the limits on two chemicals (Cadmium and Silver), decreasing limits on five chemicals (Copper, Lead, Mercury, Nickel, and Zinc), and adding a limit for Selenium. The proposed revised Local Limits have been announced in a local public notice,

reviewed by US-EPA, and approved by Oregon DEQ; they are now ready for adoption by City Council.

Attached is Resolution No. 13-022 for Council's consideration adopting the revised Local Limits.

BUDGET IMPLICATIONS: There are no budgetary impacts of this resolution.

RECOMMENDATIONS:

1. Staff Recommendation: *Move to adopt Resolution No. 13-022 revising Local Limits for the City's Industrial Pretreatment Program.*
2. Direct staff to provide additional direction and table the issue for further research.

RESOLUTION NO. 13-022

**A RESOLUTION ADOPTING LOCAL LIMITS FOR
DISCHARGE TO THE CITY WASTEWATER SYSTEM**

WHEREAS, the Federal Water Pollution Control Act (Clean Water Act) requires The United States Environmental Protection Agency (USEPA) to develop pretreatment standards designed to prevent the discharge to Publicly Owned Treatment Works (POTWs) of pollutants "which interfere with, pass-through, or are otherwise incompatible with such works"; and

WHEREAS, USEPA has developed the General Pretreatment Regulations (40 CFR Part 403) to implement the requirements of Section 402 of the amended Clean Water Act, establish general and specific prohibitions, and require the development of specific local limits (numerical standards under 40 CFR 403.5); and

WHEREAS, the Oregon Department of Environmental Quality (DEQ) has, through NPDES Permit No. 101728, required that the City establish a Pretreatment Program and adopt technically-based local limits; and

WHEREAS, the City Council has received DEQ approval for and adopted General Ordinance No. 08-1292, establishing a Pretreatment Program, and Resolution No. 05-040 establishing local limits for discharges to the POTW; and

WHEREAS, DEQ has, through NPDES Permit No. 101728, required that the City perform a technical evaluation of the need to revise local limits within each five-year permit cycle, i.e. by September 2012; and

WHEREAS, OMI, Inc., under contract with the City, has performed the technical evaluation by approved EPA methods and recommended revisions to the local limits; and

WHEREAS, the City has followed DEQ procedures for implementing Pretreatment Program Modifications, including initial request, public notice, review by USEPA, and final approval by DEQ.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF THE DALLES AS FOLLOWS:**

Section 1. That the following technically-based local limits be established to govern all discharges to the City wastewater system:

| PARAMETER | LIMIT |
|---------------------|--|
| Arsenic | 0.11 mg/L |
| Cadmium | 0.09 mg/L |
| Copper | 2.15 mg/L |
| Cyanide | 0.33 mg/L |
| Lead | 0.09 mg/L |
| Mercury | 0.027 mg/L |
| Nickel | 0.79 mg/L |
| Selenium | 0.50 mg/L |
| Silver | 1.18 mg/L |
| Zinc | 4.5 mg/L |
| Fats, Oil, & Grease | 100 mg/L |
| pH | 6.0 - 9.0 |
| Temperature | 104 ⁰ F At entrance to plant 150 ⁰ F Discharge to collection system |
| Flammability | 9 minutes/day at 5% LEL, and no reading of 10% LEL allowed |

Section 2. This Resolution shall become effective June 24, 2013.

PASSED AND ADOPTED THIS 24th DAY OF JUNE 2013

Voting Yes, Councilors: _____

Voting No, Councilors: _____

Absent, Councilors: _____

Abstaining, Councilors: _____

AND APPROVED BY THE MAYOR THIS 24TH DAY OF JUNE, 2013

SIGNED: _____
Stephen E. Lawrence, Mayor

ATTEST: _____
Julie Krueger, MMC, City Clerk



CITY of THE DALLES

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THE DALLES, OREGON 97058

(541) 296-5481
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AGENDA STAFF REPORT CITY OF THE DALLES

| MEETING DATE | AGENDA LOCATION | AGENDA REPORT # |
|---------------|----------------------|-----------------|
| June 24, 2013 | Action Item 13, B | 13-047 |

TO: Mayor and City Council

FROM: Nolan K. Young, City Manager *NK*

DATE: June 10, 2013

ISSUE: The Dalles Police Association Collective Bargaining Agreement

BACKGROUND: The current collective bargaining agreement between the City of The Dalles and The Dalles Police Association expires June 30, 2013.

The City and Union Negotiation Teams have agreed to a proposal for approval by the City Council and Association Membership. The Police Association Membership has approved the proposal.

Language amendments: There was only one language change agreed to and that was to amend the seniority clause to clarify that seniority will be based on an employee's time in the bargaining unit. This means that if an employee is promoted to a sergeant (an exempt employee) and then later demoted to patrol officer the time they are a sergeant will not count toward seniority. This change will not be retroactive, so anyone who currently falls into that category will not be affected, it will only affect new employees.

Cost of Living Increase: The proposal is for a three year contract with a 2% cost of living increase on July 1 of each year (July 1, 2013; 2014; 2015). The 2012 Consumer Price Index (CPI) annual increase was 2.1%.

Health Insurance: The proposal sets increases to the maximum amount the City will pay toward insurance premiums in each year as: 2013 - 10%; 2014 - 9%; 2015 - 8%.

BUDGET IMPACTS:

We have estimated that the costs of a 2% cost of living increase in the first year would be \$21,781; the 10% in the insurance premium would cost the city \$29,046.

COUNCIL ALTERNATIVES:

1. **Staff Recommendation:** Approve the proposed Collective Bargaining Agreement with The Dalles Police Association as presented.
2. Decline to approve the proposed agreement.



AGENDA STAFF REPORT CITY OF THE DALLES

| MEETING DATE | AGENDA LOCATION | AGENDA REPORT # |
|---------------|-----------------------|-----------------|
| June 24, 2013 | Action Items 13, C | 13-045 |

TO: Honorable Mayor and City Council

FROM: Kate Mast, Finance Director

THRU: Nolan K. Young, City Manager *nyj*

DATE: June 12, 2013

ISSUE: Possible Resolution Authorizing Transfers of Funds Between Categories of Various Funds, Making Appropriations and Authorizing Expenditures for the Fiscal Year Ending June 30, 2013.

BACKGROUND: Oregon Budget Law recognizes that annual budgets are estimates of revenues and expenses, and that certain events and circumstances during the fiscal year may cause funds to experience costs above approved category limits. Therefore, Oregon Budget Law allows for transferring of budgeted funds between approved category limits within the same fund to prevent any category from being over-expended at the end of the fiscal year. Categories that are over-expended at the end of the fiscal year are a violation of Oregon Budget Law.

Staff has not identified any needed amendments at this time. We will continue to monitor our budget vs. actual reports right up until the Council meeting on June 24. We will provide the Council with a proposed resolution at that meeting if necessary.

BUDGET IMPLICATIONS: Any budget transfers or amendments reduce one category and increase another category in the same fund by an equal amount, so there is no impact on any fund's total budget amount.

ALTERNATIVES:

- A. **Staff Recommendation:** *If necessary: Move to adopt Resolution Authorizing Transfers of Funds Between Categories of Various Funds, Making Appropriations and Authorizing Expenditures for the Fiscal Year ending June 30, 2013.*