



City of Tualatin

TUALATIN CITY COUNCIL

Monday, May 9, 2016

****LOCATION CHANGE****

TUALATIN LIBRARY COMMUNITY ROOM

18878 SW Martinazzi Ave

Tualatin, OR 97062

WORK SESSION- Canceled

BUSINESS MEETING begins at 7:00 p.m.

Mayor Lou Ogden

Council President Monique Beikman

Councilor Wade Brooksby

Councilor Frank Bubenik

Councilor Joelle Davis

Councilor Nancy Grimes

Councilor Ed Truax

Welcome! By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, the City Council has specified a time for your comments on its agenda, following Announcements, at which time citizens may address the Council concerning any item not on the agenda or to request to have an item removed from the consent agenda. If you wish to speak on a item already on the agenda, comment will be taken during that item. Please fill out a Speaker Request Form and submit it to the Recording Secretary. You will be called forward during the appropriate time; each speaker will be limited to three minutes, unless the time limit is extended by the Mayor with the consent of the Council.

Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are available for review on the City website at www.tualatinoregon.gov/meetings, the Library located at 18878 SW Martinazzi Avenue, and on file in the Office of the City Manager for public inspection. Any person with a question concerning any agenda item may call Administration at 503.691.3011 to make an inquiry concerning the nature of the item described on the agenda.

In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact Administration at 503.691.3011. Notification thirty-six (36) hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting.

Council meetings are televised *live* the day of the meeting through Washington County Cable Access Channel 28. The replay schedule for Council meetings can be found at www.tvctv.org. Council meetings can also be viewed by live *streaming video* on the day of the meeting at www.tualatinoregon.gov/meetings.

Your City government welcomes your interest and hopes you will attend the City of Tualatin Council meetings often.

PROCESS FOR LEGISLATIVE PUBLIC HEARINGS

A **legislative** public hearing is typically held on matters which affect the general welfare of the entire City rather than a specific piece of property.

1. Mayor opens the public hearing and identifies the subject.
2. A staff member presents the staff report.
3. Public testimony is taken.
4. Council then asks questions of staff, the applicant, or any member of the public who testified.
5. When the Council has finished questions, the Mayor closes the public hearing.
6. When the public hearing is closed, Council will then deliberate to a decision and a motion will be made to either *approve*, *deny*, or *continue* the public hearing.

PROCESS FOR QUASI-JUDICIAL PUBLIC HEARINGS

A **quasi-judicial** public hearing is typically held for annexations, planning district changes, conditional use permits, comprehensive plan changes, and appeals from subdivisions, partitions and architectural review.

1. Mayor opens the public hearing and identifies the case to be considered.
2. A staff member presents the staff report.
3. Public testimony is taken:
 - a) In support of the application
 - b) In opposition or neutral
4. Council then asks questions of staff, the applicant, or any member of the public who testified.
5. When Council has finished its questions, the Mayor closes the public hearing.
6. When the public hearing is closed, Council will then deliberate to a decision and a motion will be made to either *approve*, *approve with conditions*, or *deny the application*, or *continue* the public hearing.

TIME LIMITS FOR PUBLIC HEARINGS

The purpose of time limits on public hearing testimony is to provide all interested persons with an adequate opportunity to present and respond to testimony. All persons providing testimony **shall be limited to 3 minutes**, subject to the right of the Mayor to amend or waive the time limits.

EXECUTIVE SESSION INFORMATION

An Executive Session is a meeting of the City Council that is closed to the public to allow the City Council to discuss certain confidential matters. An Executive Session may be conducted as a separate meeting or as a portion of the regular Council meeting. No final decisions or actions may be made in Executive Session. In many, but not all, circumstances, members of the news media may attend an Executive Session.

The City Council may go into Executive Session for certain reasons specified by Oregon law. These reasons include, but are not limited to: ORS 192.660(2)(a) employment of personnel; ORS 192.660(2)(b) dismissal or discipline of personnel; ORS 192.660(2)(d) labor relations; ORS 192.660(2)(e) real property transactions; ORS 192.660(2)(f) information or records exempt by law from public inspection; ORS 192.660(2)(h) current litigation or litigation likely to be filed; and ORS 192.660(2)(i) employee performance of chief executive officer.



OFFICIAL AGENDA OF THE TUALATIN CITY COUNCIL MEETING FOR MAY 9, 2016

A. CALL TO ORDER
Pledge of Allegiance

B. ANNOUNCEMENTS

1. Update on the Youth Advisory Council's Activities for May 2016
2. Proclamation Declaring the Week of May 15 - 21, 2016 as "National Police Week" in the City of Tualatin
3. New Employee Introduction- Karen Fox, Senior Planner
4. New Employee Introduction- Denny Larios, Building Inspector
5. New Employee Introduction- Eli Sanders, Police Officer
6. New Employee Introduction- Brent Powell, Police Officer

C. CITIZEN COMMENTS

This section of the agenda allows anyone to address the Council regarding any issue not on the agenda, or to request to have an item removed from the consent agenda. The duration for each individual speaking is limited to 3 minutes. Matters requiring further investigation or detailed answers will be referred to City staff for follow-up and report at a future meeting.

D. CONSENT AGENDA

The Consent Agenda will be enacted with one vote. The Mayor will ask Councilors if there is anyone who wishes to remove any item from the Consent Agenda for discussion and consideration. If you wish to request an item to be removed from the consent agenda you should do so during the Citizen Comment section of the agenda. The matters removed from the Consent Agenda will be considered individually at the end of this Agenda under, Items Removed from the Consent Agenda. The entire Consent Agenda, with the exception of items removed from the Consent Agenda to be discussed, is then voted upon by roll call under one motion.

1. Consideration of Approval of the Minutes for the Special Council Work Session of April 12, 2016 and the Regular Meeting of April 25, 2016
2. Consideration of Approval of 2016 Liquor License Renewals Late Submittals
3. Consideration of **Resolution No. 5274-16** to Close Out Funds Considered Unnecessary and Transfer Remaining Balances to the General Fund

4. Consideration of **Resolution No. 5273-16** Authorizing Solid Waste and Recycling Rate Adjustment with an Effective Date of May 1, 2016

E. ITEMS REMOVED FROM CONSENT AGENDA

Items removed from the Consent Agenda will be discussed individually at this time. The Mayor may impose a time limit on speakers addressing these issues.

F. COMMUNICATIONS FROM COUNCILORS

G. ADJOURNMENT

City Council Meeting

Meeting Date: 05/09/2016

ANNOUNCEMENTS: Update on the Youth Advisory Council's Activities for May 2016

ANNOUNCEMENTS

Update on the Youth Advisory Council's Activities for May 2016

A. Yac Update



May 9, 2016

TUALATIN YOUTH ADVISORY COUNCIL

Project F.R.I.E.N.D.S

- Day long anti-bullying workshop for Tualatin 5th graders
- Bridgeport, Byrom, and Tualatin Elementary
- Curriculum is revised and updated
- May 20, 2016



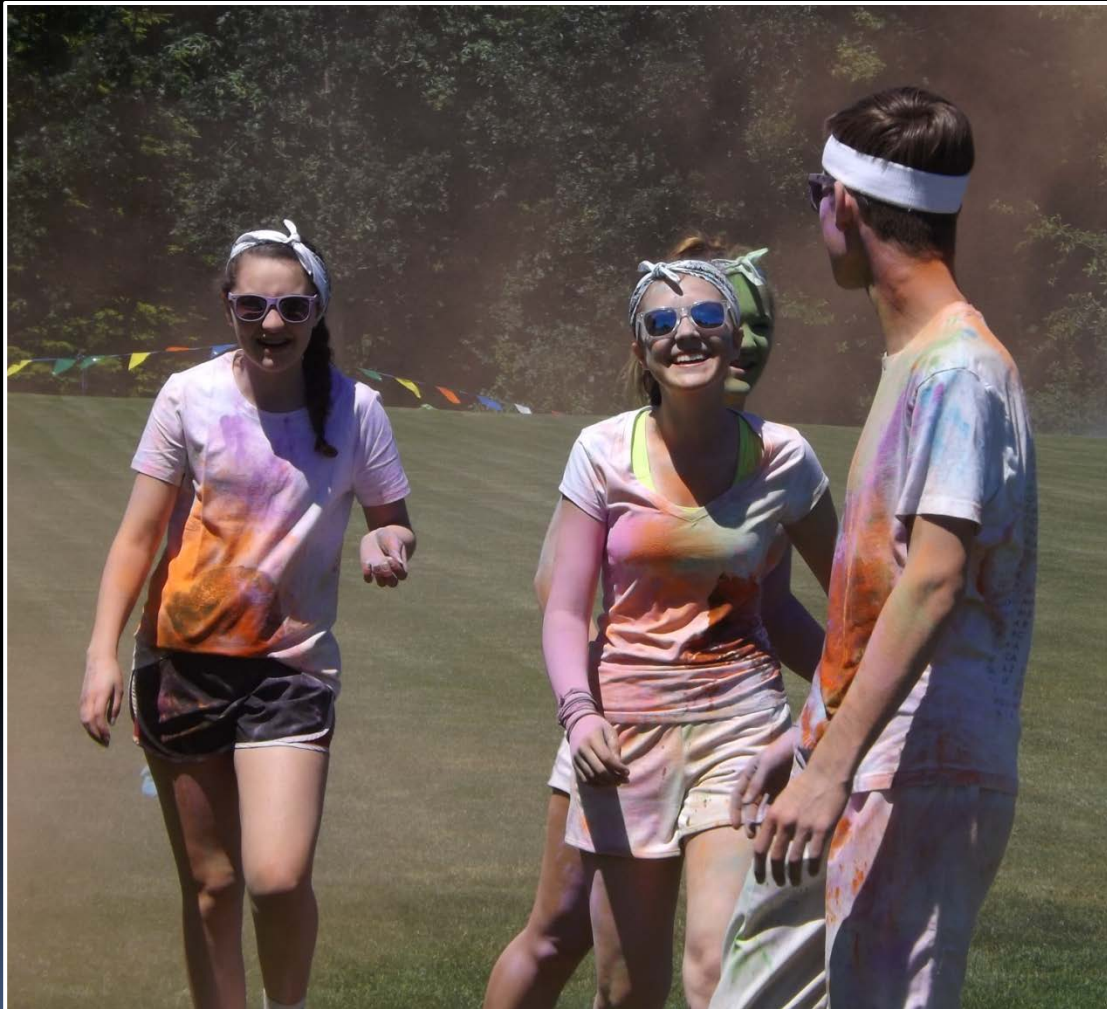
Youth Summit

- 27 youth attended
- Round table discussions on:
 - Stress Management
 - Stress & time management major issue for youth
 - Drugs & Alcohol
 - See drug/alcohol use as a problem
 - Look for solutions-based health classes, not just prevention/punishment
 - Promote sources to get help without getting in trouble

Youth Summit

- Youth Employment
 - Time and transportation are barriers to employment
 - Difficulty finding job openings
 - Youth Leadership/Involvement
 - Better promote opportunities to get involved
 - Transportation
 - Improve pedestrian connections around high school
 - Increase public transportation connections
 - Other
 - Let other youth know about City's Instagram account
-
- YAC will use this information to assist in future decision making

Teen Kaleidoscope Run



- Friday, June 17
- Ibach Park
- FREE for all youth 6-12th grades
- Collaboration between YAC and TLC

Tualatin YAC – Youth Participating in Governance

City Council Meeting**Meeting Date:** 05/09/2016**ANNOUNCEMENTS:** Proclamation Declaring the Week of May 15-21, 2016 as "National Police Week" in the City of Tualatin

ANNOUNCEMENTS

Proclamation Declaring the Week of May 15 - 21, 2016 as "National Police Week" in the City of Tualatin

SUMMARY

The week of May 15-21, 2016 has been designated as National Police Week by the Congress of the United States of America. In addition, May 15th of each year is designated as Police Memorial Day in honor of the Federal, State and Municipal Officers who have been killed or disabled in the line of duty. The City of Tualatin is proud of our law enforcement officers and wishes to recognize their commitment to the public safety profession.

Proclamation

Proclamation

Proclamation Declaring the Week of May 15 – 21, 2016 as “National Police Week” in the City of Tualatin

WHEREAS the Congress of the United States of America has designated the week of May 15 - 21, 2016 to be dedicated as “*National Police Week*” and May 15 of each year to be “*Police Memorial Day*” in honor of the Federal, State and Municipal Officers who have been killed or disabled in the line of duty; and

WHEREAS it is known that on average, one law enforcement officer is killed in the line of duty somewhere in the United States every 61 hours. Since the first known line-of-duty death in 1791, more than 20,000 U.S. law enforcement officers have made the ultimate sacrifice.

WHEREAS law enforcement officers, including Tualatin Police Officers are our guardians of life and property and defenders of the individual rights of freedom.

WHEREAS the City of Tualatin is proud of our law enforcement officers and wish to recognize their commitment to the public safety profession; and

WHEREAS the Tualatin Police Department and officers provide the highest quality services and are committed to the highest professional standards, working in partnership with our citizens, to meet the challenges of reducing crime, creating a safe environment, and improving our quality of life.

NOW, THEREFORE BE IT PROCLAIMED that the City of Tualatin designates the week of May 15-21, 2016 as “*Police Memorial Week*” in the City of Tualatin to call attention to Tualatin Police Officers for the outstanding service they provided to our community. The City Council also calls upon our citizens to express their thanks to the men and women who make it possible for us to leave our homes and family in safety each day and return to our homes knowing they are protected by men and women willing to sacrifice their lives if necessary, to guard our loved ones, property, and government against all who would violate the law.

INTRODUCED AND ADOPTED this 9th day of May, 2016.

CITY OF TUALATIN, OREGON

BY _____
Mayor

ATTEST:

BY _____
City Recorder



STAFF REPORT

CITY OF TUALATIN

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos, City Manager

FROM: Nicole Morris, Deputy City Recorder

DATE: 05/09/2016

SUBJECT: Consideration of Approval of the Minutes for the Special Council Work Session of April 12, 2016 and the Regular Meeting of April 25, 2016

ISSUE BEFORE THE COUNCIL:

The issue before the Council is to approve the minutes for the Special Council Work Session of April 12, 2016 and the Regular Meeting of April 25, 2016.

RECOMMENDATION:

Staff respectfully recommends that the Council adopt the attached minutes.

Attachments: City Council Special Work Session Minutes of April 12, 2016
City Council Regular Meeting Minutes of April 25, 2016



OFFICIAL MINUTES OF THE SPECIAL WORK SESSION OF THE TUALATIN CITY COUNCIL FOR APRIL 12, 2016

Present: Mayor Lou Ogden; Council President Monique Beikman; Councilor Joelle Davis; Councilor Frank Bubenik; Councilor Ed Truax

Absent: Councilor Wade Brooksby; Councilor Nancy Grimes

Staff Present: Sherilyn Lombos, Sean Brady, Paul Hennon, Don Hudson, Aquilla Hurd-Ravich, Nicole Morris, Tom Steiger, Tanya Williams, Alice Cannon, Jerianne Thompson, Kelsey Lewis, Rich Mueller, Zoe Monahan, Jeff Fuchs, Janet Newport, Matthew Warner, Jerry Postema

A. CALL TO ORDER

Mayor Ogden called the meeting to order at 5:34 p.m.

B. AGENDA

1. Fiscal Year 2016/17 Budget Discussion

City Manager Sherilyn Lombos welcomed the Council. Finance Director Don Hudson presented an update on the Fiscal Year 2016/17 Budget. This year's budget theme was announced as America's Best Community. Director Hudson stated the budget premise was to look at what is needed to provide and maintain services while identifying savings wherever possible. Budget instructions for staff were reviewed with the only changes being in materials and services. Increases up to 3%, including contractual increases out of the City's control, could be programmed without additional documentation. Director Hudson briefed the Council on the stability of revenues and expenditures noting a 5% increase in assessed value. Highlights for the 2016/17 budget included increases and decreases for routine materials and services, emergency preparedness, new Tualatin River Greenway Trail maintenance, enhancements to the Concerts on the Commons, enhancements to reading and technology programs in the Library as part of the new levy, and capital improvement projects. Director Hudson reviewed the overall fiscal health model, with it showing a positive alignment for the next budget year.

Public Employee Retirement System (PERS) contribution rates were covered. Director Hudson stated there is an expected increase of 3.22%. The City will need

to utilize its PERS reserve fund to cover the increase. An additional 4% increase is expected to begin FY 19/20 which will create a gap in the budget of 1.4%. Director Hudson feels the gap will easily be managed.

Director Hudson presented proposed utility rate increases of 4.25% for water, 3% for sewer, and seven cents for the road maintenance fee. The total increase for a average residential home will be \$3.05.

Councilor Truax requested initial lead testing be done by the City instead of participating in Portland's testing program. Public Works Director Jerry Postema stated the cost of a lead testing program has been worked into the budget.

Director Hudson stated a full budget committee is in place for this year and the first meeting will be held on May 9. The second meeting will be held May 31 with the budget adoption scheduled for June 21.

2. Tualatin Facilities Study Phase II Update

Consultant Sara Singer, J Robertson and Company, and Lisa Patterson, SRG, presented an update on the Tualatin Facilities Study Phase II. City Manager Sherilyn Lombos stated staff is looking for direction on narrowing options to have time to place a potential bond on the November ballot. Consultant Singer gave a brief overview on background for the project to date. The findings for the traffic analysis were presented noting a very small impact to overall traffic volumes and congestion.

Consultant Patterson spoke to City Hall alternatives. She noted space assumptions were based off the data collected in the 2015 Facilities Study. Construction assumptions were based off standard construction techniques, quality materials, and building to LEED Standards. Overall cost assumptions were escalated to 2018 with total project costs including permits, architect/engineer fees, and furniture, fixtures, and equipment. Consultant Patterson covered square footage, parking, cost per square foot, and total project cost for the Police Department Site and the Commons Site alternative one and two. The Library space analysis addressed five expansion priorities including better space for youth, multipurpose community space, improved access to technology, additional staff space, and facilities improvements. Overall expansion cost came in at \$3.7 million for the Library expansion.

Finance Director Hudson presented bond history and options. He gave a recap on Tualatin's bond history including current bonds. A current comparison of levy rates with neighboring cities was reviewed. Bond assumptions included new city hall and library expansion costs, a 20 year bond, current interest rate plus 1%, assessed value grown of 3%, and level levy rate of \$0.2497/\$1,000 of assessed value. Bond alternatives for the two commons alternatives and the police department site were presented and varied from \$0.54 to \$0.43 depending on the option.

Consultant Patterson shared a potential construction schedule for each option assuming a bond measure in November.

Consultant Singer stated next steps include narrowing City Hall alternatives, developing a public involvement plan, and a Council decision to file a ballot title by August 8.

Councilor Truax asked if staff had an idea of potential income that could be generated from City Hall having retail space. Consultant Singer stated some data had been collected but the numbers have not been completed on revenue projections. Director Hudson stated lease revenue could be used to pay back the bonds and lower the overall bond rate.

Councilor Davis would like to see any potential rental space occupied by County services. Consultant Singer stated the three story alternative provides additional office space on the third floor for those types of potential uses.

Councilor Bubenik asked about land acquisition costs for the Commons Site. Consultant Singer stated the total cost would be \$2.6 million.

Councilor Truax asked if there were willing sellers at the Commons Site. Consultant Singers stated the property owners are interested in selling.

Councilor Bubenik asked about the lease buy-outs at the Commons Site. Consultant Singer stated leases would need to be negotiated with this option.

Council President Beikman asked why only the Commons Site option was presented with retail space. Consultant Singer stated retail space maximizes the site and provides complimentary uses for the surrounding area.

Mayor Ogden asked how cost per square foot was calculated. Consultant Patterson stated numbers were based of direct construction costs related to just the brick and mortar of the locations.

Mayor Ogden asked which option is the most efficient. Consultant Patterson stated the three story Common's Site is the most efficient.

Mayor Ogden asked if the new bonds are rolled into the old bonds. Finance Director Hudson stated the overall bond rate would stay consistent through the life cycle of all the bonds.

Councilor Davis emphasized she wants public engagement to include the story of the longevity of the building that are currently being used and how citizens will be better served in a new location.

Council President Davis would like to see surveying done all three alternatives.

Councilor Davis would like more information on how public involvement on this topic has been done at other cities.

Mayor Ogden asked about the estimated cost of public involvement. City Manager Lombos stated \$30,000-40,000.

Council President Beikman asked if there was money available for public

involvement. Finance Director stated there is one time monies available.

Council gave direction to begin preparing a public involvement plan.

C. COMMUNICATIONS FROM COUNCILORS

None.

D. ADJOURNMENT

Mayor Ogden adjourned the meeting at 7:28 p.m.

Sherilyn Lombos, City Manager

_____ / Nicole Morris, Recording Secretary

_____ / Lou Ogden, Mayor



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR APRIL 25, 2016

Present: Councilor Frank Bubenik; Councilor Joelle Davis; Councilor Nancy Grimes; Councilor Ed Truax

Absent: Mayor Lou Ogden; Council President Monique Beikman; Councilor Wade Brooksby

Staff City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Kent Barker;

Present: Planning Manager Aquilla Hurd-Ravich; Deputy City Recorder Nicole Morris; Program Coordinator Kathy Kaatz; Assistant to the City Manager Tanya Williams; Assistant City Manager Alice Cannon; Engineering Technician Darius Ontiveros; Public Works Director Jerry Postema

A. CALL TO ORDER

Pledge of Allegiance

Councilor Truax called the meeting to order at 7:00 p.m.

B. ANNOUNCEMENTS

1. Honor Eagle Scout Luke Topol

Volunteer Specialist Jackie Konen introduced Luke Topol. Luke was awarded the honor of Eagle Scout by completing a tent anchor and bird house project in Tualatin Parks. Councilor Truax congratulated Luke on receiving the honor of Eagle Scout and presented him with a plaque.

2. Honor Eagle Scout Elijah Dick

Volunteer Specialist Jackie Konen introduced Elijah Dick. Elijah was awarded the honor of Eagle Scout by completing a project at Browns Ferry Community Center included dismantling the 248' long wood fence along Nyberg Lane and planting Oregon native plants in the area just behind the fence. Councilor Truax congratulated Elijah on receiving the honor of Eagle Scout and presented him with a plaque.

3. Proclamation Declaring May 1-7, 2016 as Public Service Recognition Week

Councilor Truax announced May 1-7, 2016 as Public Service Recognition Week. He noted the City currently employs 198 individuals over eight different departments. He thanked all City employees for their hard work and dedication.

Councilor Davis read the proclamation declaring May 1-7, 2016 as Public Service Recognition Week.

4. New Employee Introduction- Charles Benson, Associate Planner

Assistant City Manager Alice Canon introduced Associate Planner Charles Benson. The Council welcomed him.

5. New Employee Introduction- Bates Russell, Information Services Director

City Manager Sherilyn Lombos introduced Information Services Director Bates Russell. The Council welcomed him.

C. CITIZEN COMMENTS

This section of the agenda allows anyone to address the Council regarding any issue not on the agenda, or to request to have an item removed from the consent agenda. The duration for each individual speaking is limited to 3 minutes. Matters requiring further investigation or detailed answers will be referred to City staff for follow-up and report at a future meeting.

None.

D. CONSENT AGENDA

The Consent Agenda will be enacted with one vote. The Mayor will ask Councilors if there is anyone who wishes to remove any item from the Consent Agenda for discussion and consideration. If you wish to request an item to be removed from the consent agenda you should do so during the Citizen Comment section of the agenda. The matters removed from the Consent Agenda will be considered individually at the end of this Agenda under, Items Removed from the Consent Agenda. The entire Consent Agenda, with the exception of items removed from the Consent Agenda to be discussed, is then voted upon by roll call under one motion.

MOTION by Councilor Joelle Davis, SECONDED by Councilor Nancy Grimes to approve the consent agenda.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

1. Consideration of Approval of the Minutes for the Regular Meeting of April 11, 2016

2. Consideration of Approval of a New Liquor License Application for Veri Bowl Chinese Innovation Kitchen

3. Consideration of 2015 Annual Report of the Tualatin Library Advisory Committee

E. GENERAL BUSINESS

If you wish to speak on a general business item please fill out a Speaker Request Form and you will be called forward during the appropriate item. The duration for each individual speaking is limited to 3 minutes. Matters requiring further investigation or detailed answers will be referred to City staff for follow-up and report at a future meeting.

1. Consideration of Solid Waste and Recycling Rate Adjustment Proposal

Program Coordinator Kathy Kaatz presented the recycling and solid waste rate increase proposal. Coordinator Kaatz stated City staff maintains oversight over the franchise agreement as well as responds to citizen inquires for service, complaints, and general inquiries. The agreement provides citizens with two bulky waste events annually and provides services to City facilities at no cost.

Republic Services General Manager Jason Jordan presented the figures for the rate adjustment proposal. He stated the last rate adjustment was in 2013, and since that time inflation has increased 8.7% while disposal costs have increased 13.3%. A rate increase will be used to replace vehicles and equipment while also supplementing the decline in the recycling commodities market. The proposal requested a 5.5% increase in residential cart rates which puts the average rate 4.3% less than surrounding cities.

Councilor Davis asked for the average increase on commercial and industrial rates. Manager Jordan stated the average is 12.5% for commercial and 9% for industrial. He stated the rate increase in these two areas is help align with the general market rate.

Councilor Bubenik stated dumping costs are driven by Metro and Republic has to follow those increase. He stated Metro's rising rates directly affects all citizens.

Councilor Bubenik expressed concern with the double digit increase for commercial customers and asked that Republic reach out to those customers regarding the increase so they can plan accordingly. He also stated he would like to see smaller increases more often instead of waiting for years and taking on a large increase.

Councilor Grimes asked if categories are subsidizing each other. Manager Jordan stated they evaluate the overall cost structures for each category and minimize the impact to the largest group of users, in this case, residential.

Councilor Davis asked Republic to provide her with a list of what the customer service costs are comprised of.

City Manager Lombos stated the rate increase will come back for a vote on May 9.

2. Consideration of **Ordinance No. 1390-16** Relating to Signs in the Medical Center (MC) Planning District; and Amending Tualatin Development Code 38.230. (PTA 15-0001)

Attorney Sean Brady stated a public hearing was held before the Council on April 11, 2016, to consider Plan Text Amendment (PTA) 15-0001. The Council approved the PTA, as amended, and directed staff to bring back an ordinance to implement.

PUBLIC COMMENT

None.

COUNCIL QUESTIONS/DELIBERATIONS

None.

MOTION by Councilor Joelle Davis, SECONDED by Councilor Nancy Grimes for first reading by title only.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

MOTION by Councilor Joelle Davis, SECONDED by Councilor Frank Bubenik for second reading by title only.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

MOTION by Councilor Joelle Davis, SECONDED by Councilor Frank Bubenik to adopt Ordinance No. 1390-16 relating to signs in the Medical Center (MC) Planning District; and amending Tualatin Development Code 38.230.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

3. Consideration of **Ordinance No. 1391-16** Relating to Conducting Police Background Checks for Liquor License Applicants; and Amending Tualatin Municipal Code Chapter 9-2.

Police Chief Kent Barker stated the Police Department is currently conducting background checks on liquor license applications per policy. He stated in order to ensure compliance with state law and Criminal Justice Information System requirements, Tualatin Municipal Code (TMC) authorization is needed for the Police Department to conduct criminal background checks. This ordinance provides explicit authorization in the TMC for the Police Department to conduct background checks

of liquor license applicants.

Councilor Truax asked if the current practice is acceptable. Chief Barker stated current background checking is perfectly legal.

Councilor Truax asked if this change has to be made to pass the upcoming audit. Chief Barker stated it does not affect the City's accreditation.

PUBLIC COMMENT

None.

COUNCIL QUESTIONS/DELIBERATIONS

None.

MOTION by Councilor Nancy Grimes, SECONDED by Councilor Joelle Davis for first reading by title only.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

MOTION by Councilor Nancy Grimes, SECONDED by Councilor Joelle Davis for second reading by title only.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

MOTION by Councilor Frank Bubenik, SECONDED by Councilor Joelle Davis to adopt Ordinance No. 1391-16 relating to conducting police background checks for liquor license applicants; and amending Tualatin Municipal Code Chapter 9-2.

Aye: Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

4. Proposed Public Involvement Plan for Civic Center Outreach

City Manager Lombos presented the Civic Center Public Involvement Plan. She stated on April 12 Council talked about options for a Civic Center. Two sites plus the expanded Library site were chosen and direction was given to staff to begin gauging community support and location preference. City Manager Lombos outlined the timeline for a Bond measure stating the Council would have to file at the August 8 meeting. This deadline gives staff time to complete public involvement during the months of May and June with the Council making final decisions in July. The proposed schedule of activities was shared and included many engagement activities and several public involvement materials. Activities included a statistically valid survey, open houses and community summits, virtual open houses, neighborhood meetings, stakeholder interviews, and event booths. City Manager Lombos asked for input on presenting two options instead of three stating it offers less confusion in the messaging.

Councilor Truax stated he is fine presenting only the three story option for the Commons site.

Councilor Davis would like to see town halls held at the beginning and the end of the public involvement process, preferably with one held on a weekday and one on a weekend.

Councilor Truax would like to see the statistically valid survey conducted after the education campaign has began.

Councilor Bubenik asked about the budget for the plan. City Manager Lombos stated it will cost around \$40,000 and will be covered in the budget by a transfer from general fund contingency.

Councilor Grimes would like to see at least two in person open houses. She also recommended a direct mail piece, yard signs, and news articles in Tualatin Life and the Tualatin Times.

F. ITEMS REMOVED FROM CONSENT AGENDA

Items removed from the Consent Agenda will be discussed individually at this time. The Mayor may impose a time limit on speakers addressing these issues.

G. COMMUNICATIONS FROM COUNCILORS

Councilor Truax stated Mayor Ogden is gone this evening presenting the City's pitch for the America's Best Community competition. The Council wished him luck.

Councilor Davis stated the Tualatin Community Police Foundation is holding their Breakfast with the Chief event on May 10. Tickets are available on their website.

Councilor Davis announced the Human Rights Council of Washington County will be hosting a talk on Community Resilience on June 27. Registration information is available on their website.

Councilor Bubenik thanked the Tualatin Library Foundation for hosting Vine2Wine. They had another successful year.

Councilor Grimes announced Bulky Waste Recycling Day to be held on Saturday, May 14, 9am-1pm, at the Republic Services Facility in Wilsonville.

H. ADJOURNMENT

Councilor Truax adjourned the meeting at 8:11 p.m.

Sherilyn Lombos, City Manager

_____ / Nicole Morris, Recording Secretary

_____ / Lou Ogden, Mayor



STAFF REPORT

CITY OF TUALATIN

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos, City Manager

FROM: Nicole Morris, Deputy City Recorder

DATE: 05/09/2016

SUBJECT: Consideration of Approval of 2016 Liquor License Renewals Late Submittals

ISSUE BEFORE THE COUNCIL:

The issue before the Council is to approve liquor license renewal applications for 2016. The businesses listed below submitted their 2016 renewal application too late to be included in the renewals approved at the February 22, 2016 Council meeting. Copies have not been included with this staff report but are available at the City Offices for review.

RECOMMENDATION:

Staff respectfully recommends that the Council approve endorsement of the following liquor license application renewals for 2016:

Pieology Pizzeria
Sushi Hanna 9

EXECUTIVE SUMMARY:

Annually the Oregon Liquor Control Commission (OLCC) requires all liquor licenses be renewed. According to the provisions of City Ordinance No. 680-85, establishing procedures for liquor license applicants, applicants are required to fill out a City application form, from which a review by the Police Department is conducted, according to standards and criteria established in Section 6 of the ordinance. The liquor license renewal applications are in accordance with all ordinances and the Police Department has conducted reviews of the applications.

According to the provisions of Section 5 of Ordinance No. 680-85 a member of the Council or the public may request a public hearing on any of the liquor license renewal requests. If such a public hearing request is made, a hearing will be scheduled and held on the license. It is important that any request for such a hearing include reasons for said hearing.

FINANCIAL IMPLICATIONS:

A renewal fee of \$35 has been paid by each applicant.

Attachments:



STAFF REPORT

CITY OF TUALATIN

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos, City Manager

FROM: Don Hudson, Finance Director

DATE: 05/09/2016

SUBJECT: Consideration of **Resolution No. 5274-16** to Close Out Funds Considered Unnecessary and Transfer Remaining Balances to the General Fund

ISSUE BEFORE THE COUNCIL:

Whether to close out the Funds listed in the attached resolution and transfer the remaining balances to the General Fund.

RECOMMENDATION:

Staff recommends adoption of the attached resolution.

EXECUTIVE SUMMARY:

Oregon Revised Statutes (ORS) 294.353, Elimination of unnecessary fund; disposition of balance, states that when the necessity of a fund ceases to exist and a balance remains in the fund, the balance shall be transferred to the general fund. The attached resolution includes the allocation of the balances in the following funds to the General Fund:

- Water Reservoir Fund
- Operations Warehouse Project Fund
- Local Improvement District Fund
- Bancroft Bond Fund

The Water Reservoir Fund was set up to record the capital projects related to the construction of water reservoirs in the City. The fund has had no activity in a number of years, yet there is a balance of approximately \$162 remaining in the fund. The Operations Warehouse Fund was created to record the capital expenditures related to the construction of the new Operations Warehouse a couple years ago. The project is complete and a balance of approximately \$125,590 remains, primarily due to design expenses that should have been paid out of this fund being paid for in the Operations Fund. With the Operations Fund balance being closed into the General Fund in FY 2016/2017 and reserved for future capital projects at the Operations Center, the balance due to the closure of the Operations Warehouse Project Fund will remain in the General Fund. Both the Local Improvement District Fund and Bancroft Bond Fund were used to record past local improvement district activity and remained in place for potential local improvement districts in the future. There were multiple funding sources for both of these

funds, but will be closed into the General Fund, per ORS 294.353 and reserved for future capital needs of the City.

OUTCOMES OF DECISION:

This action closes the Funds listed above and transfers the remaining balances to the General Fund.

FINANCIAL IMPLICATIONS:

The balances of the listed Funds are reduced to zero and the General Fund Reserve for Capital is increased by the amounts listed in Exhibit A.

Attachments: [Resolution No. 5274-16](#)

RESOLUTION NO. 5274-16

A RESOLUTION TO CLOSE OUT FUNDS CONSIDERED UNNECESSARY AND TRANSFER REMAINING BALANCES TO THE GENERAL FUND

WHEREAS, the funds listed in Exhibit A attached were created for a particular purpose and are now considered unnecessary; and

WHEREAS, Oregon Revised Statutes (ORS) 294.353 dictates the elimination of an unnecessary fund and the disposition of any balance remaining in the fund.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, OREGON, that:

Section 1. The remaining balances of the funds, as listed in Exhibit A, are to be transferred to the General Fund, per ORS 294.353.

Section 2. This resolution is effective upon adoption.

Adopted by the City Council this 9th Day of May, 2016.

CITY OF TUALATIN, OREGON

BY _____
Mayor

APPROVED AS TO FORM

ATTEST:

BY _____
City Attorney

BY _____
City Recorder

Fund Name	Balance
Water Reservoir Fund	\$ 162.21
Operations Warehouse Project Fund	\$ 125,592.96
Local Improvement District Fund	\$ 479,042.00
Bancroft Bond Fund	\$ 181,745.41



STAFF REPORT

CITY OF TUALATIN

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos, City Manager

FROM: Kathy Kaatz, Program Coordinator
Jerald Postema, Public Works Director

DATE: 05/09/2016

SUBJECT: Consideration of **Resolution No. 5273-16** Authorizing Solid Waste and Recycling Rate Adjustment with an Effective Date of May 1, 2016

ISSUE BEFORE THE COUNCIL:

Consideration of Resolution No. 5273-16 authorizing solid waste and recycling rate adjustment with an effective date of May 1, 2016.

RECOMMENDATION:

Staff recommends adoption of the attached resolution.

EXECUTIVE SUMMARY:

Republic Services appeared at the April 25, 2016 meeting of City Council and presented information regarding a rate adjustment to the current solid waste and recycling rates that were last adopted in 2013. The presentation by Republic Services, General Manager outlined the rate adjustment due to inflation rates, disposal costs, vehicle and equipment replacement and the declining recycling commodities market.

Republic displayed a rate comparison for surrounding cities which keeps the Tualatin residential service rates at a competitive level. Adoption of this resolution will take effect as of May 1, 2016.

Attachments: [A - Resolution 5273-16](#)
[B - Schedule A](#)

RESOLUTION NO. 5273-16

RESOLUTION AUTHORIZING SOLID WASTE AND RECYCLING RATE
ADJUSTMENTS AND RESCINDING RESOLUTION 5154-13

WHEREAS, City of Tualatin has an exclusive franchise with Republic Services,
as set forth in Ordinance No.1318-11;

WHEREAS, Republic Services has requested a 6.6% aggregate rate adjustment
because of increased costs due to inflation, fuel and disposal costs, vehicle and
container replacements and a decline in the commodity revenues; and

WHEREAS, the City Council considered the 6.6% aggregate rate adjustment to
the solid waste and recycling fees from Republic Services; and

WHEREAS the proposed rate adjustment will keep Tualatin rates comparable
with the average cost of service to surrounding cities; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN,
OREGON, that:

Section 1. Effective May 1, 2016, the services rates and changes set forth in
Schedule A, which is attached and incorporated into this resolution, are established and
authorized for collection of solid waste, refuse, and recycling material within the
corporate limits of the City of Tualatin.

Section 2. This resolution is effective upon adoption.

INTRODUCED AND ADOPTED this 9th day of May, 2016.

CITY OF TUALATIN, OREGON

BY _____
Mayor

APPROVED AS TO FORM

ATTEST:

BY _____
City Attorney

BY _____
City Recorder

SCHEDULE A

REPUBLIC SERVICES OF CLACKAMAS AND WASHINGTON COUNTY

CITY OF TUALATIN

Effective Date: ~~July 1, 2013~~ **May 1, 2016**

- I. **RECYCLING SERVICES:** The rates below were established to include the cost for specific recycling services, as well as the collection and disposal of solid waste. They include:
- A. **SINGLE-FAMILY RESIDENTIAL:**
1. Weekly curbside pick-up of co-mingled recycling on the same day as garbage service providing one 65-gallon roll-cart container and two 14-gallon totes.
 2. Weekly curbside pick-up of yard debris providing a 90-gallon roll cart. Only yard debris at the curb in the 90-gallon roll cart will be collected.
- B. **MULTI-FAMILY RESIDENTIAL:** Weekly or weekly on-call pick-up of recyclables (newspaper, glass, tin, aluminum, and cardboard).
- C. **CITY OFFICES:** Office paper recycling of all items included in the Republic Services Mixed Paper Program and corrugated cardboard.
- II. **MONTHLY RATE FOR RESIDENTIAL SERVICE OF ONE CART:**

Cart Size	One Stop per Week
20-Gallon	\$20.65 \$21.79
35-Gallon	\$24.21 \$25.54
60-Gallon	\$31.93 \$33.69
Occasional extra (35-gallon can or 1 bag)	\$5.15 \$5.43
An additional cart will be charged at double the single cart rate.	

NOTES ON RESIDENTIAL SERVICE: (1) In mobile home parks and apartment complexes where residents have individual cart service and individual billing, single-family cart rates will apply. Where park residents have individual service, but the owner of the park is responsible for payment of services, single-family cart rates will be reduced by \$1.00 per month. (2) All carts will be provided by the franchisee to regular, weekly customers with a cart service level only. No carts will be provided on an on-call basis. (3) Only 35-gallon carts can be used for the occasional extra cart for both regular and occasional customers. (4) An occasional extra 35-gallon cart for a regular customer is ~~\$5.15~~ **\$5.43**. (5) The minimum charge for any stop for an occasional customer is ~~\$9.75~~ **\$10.29**. Occasional customers (on-call) should have their carts serviced a minimum of once (1) every other month.

(6) Recycling service will be provided to an occasional customer only on days that garbage is collected from that customer. A fee of ~~\$10.50~~ **\$11.08** may be charged for replacement of damaged or lost recycling bins or to customers who request more than two. Customers will be charged ~~\$62.00~~ **\$65.41** for a lost or damaged garbage cart, ~~\$65.00~~ **\$68.58** for a yard debris cart, and ~~\$65.00~~ **\$68.58** for a recycling cart. (7) State Accident Insurance Fund safety recommendations shall be followed. Cans provided by customers shall not exceed 35-gallons and 60-pounds when full. (8) Yard debris carts are intended for the collection of yard debris only. If the yard debris **or recycle** cart contains material other than yard debris/**recycling**, collection shall be charged at garbage rates (~~\$6.15~~ **\$10.87** per contaminated cart). (9) Carts and recycling bins shall be at curbside no more than 24 hours prior to collection and shall be removed within 24 hours after collection of solid waste and recyclables by the franchisee. (10) An extra charge may be made for service that incurs additional disposal costs such as tires, major appliances, etc., or for handling oversized, odorous, dangerous, or liquid articles. (11) Customers may request recycling only (~~\$6.50~~ **\$6.86** per month); yard debris collection only (~~\$6.50~~ **\$6.86** per month); or both (~~\$12.35~~ **\$13.03** per month). (12) An extra charge of ~~\$20.75~~ **\$21.89** for a driver to go back and pick up customer who was reinstated or failed to put cart out on time after driver has left area.

III. MULTI-FAMILY AND COMMERCIAL SERVICE:

Monthly Rates For Multi-Family and Commercial Single Cart Service - Loose	
Cart Size	One Stop Per Week
35-Gallon	\$18.18 \$23.00
60-Gallon	\$24.72 \$31.00
90-Gallon	\$31.00 \$38.00
An occasional extra 35-gallon can or bag will be charged at \$5.15 \$5.43 each.	
An additional cart will be charged at double the single cart rate.	

Monthly Rates For Multi-Family and Commercial Container Service - Loose							
Container Size	Stops Per Week						
	1	2	3	4	5	6	7
1 Cubic Yard	\$ 80.19 \$ 98.60	\$ 153.21 \$ 188.39	\$ 224.28 \$ 275.79	N/A	N/A	N/A	N/A
1.5 Cubic Yards	\$ 112.12 \$ 125.00	\$ 219.96 \$ 245.23	\$ 321.62 \$ 358.58	\$ 418.75 \$ 466.87	\$ 513.10 \$ 572.07	N/A	N/A
2 Cubic Yards	\$ 148.63 \$ 165.03	\$ 288.66 \$ 320.51	\$ 421.27 \$ 467.76	\$ 547.03 \$ 607.40	\$ 671.35 \$ 745.44	\$ 805.61 \$ 894.51	\$ 939.82 \$ 1,043.53
3 Cubic Yards	\$ 206.41 \$ 230.32	\$ 399.54 \$ 445.81	\$ 581.54 \$ 648.90	\$ 749.89 \$ 836.75	\$ 927.82 \$ 1,035.29	\$ 1,127.23 \$ 1,257.80	\$ 1,298.93 \$ 1,449.38
4 Cubic Yards	\$ 262.19 \$ 292.12	\$ 507.43 \$ 565.36	\$ 750.97 \$ 836.71	\$ 980.82 \$ 1,092.80	\$ 1,203.19 \$ 1,340.56	\$ 1,443.81 \$ 1,608.65	\$ 1,684.46 \$ 1,876.77
5 Cubic Yards	\$ 320.54 \$ 355.96	\$ 629.79 \$ 699.40	\$ 920.00 \$ 1,021.67	\$ 1,211.33 \$ 1,345.20	\$ 1,486.39 \$ 1,650.66	\$ 1,783.65 \$ 1,980.77	\$ 2,080.96 \$ 2,310.94
6 Cubic Yards	\$ 370.18 \$ 411.94	\$ 727.03 \$ 809.04	\$ 1,078.15 \$ 1,199.77	\$ 1,399.62 \$ 1,557.50	\$ 1,756.15 \$ 1,954.25	\$ 2,077.61 \$ 2,311.98	\$ 2,424.41 \$ 2,697.89
8 Cubic Yards	\$ 465.30 \$ 517.03	\$ 912.84 \$ 1,014.32	\$ 1,349.87 \$ 1,499.93	\$ 1,795.08 \$ 1,994.64	\$ 2,076.74 \$ 2,307.61	\$ 2,395.68 \$ 2,662.00	\$ 2,907.43 \$ 3,230.65

A. COMPACTED CONTAINER SERVICE:

Compacted is defined as manually or mechanically compacted. When materials can be collected from a compacted container by the normal container truck, the charge will be three (3) times the loose container rate. The weight of material put into a container or drop box, whether compacted or un-compacted, shall not exceed the lifting capacity of the collector’s equipment nor shall the weight put the collector over the weight limit for the loaded vehicle. Compactor containers shall be furnished by the customer and shall be compatible with the collector’s equipment. Customer shall be required to maintain the container in a safe and operable condition in accordance with workers’ compensation board regulations.

B. RECYCLING ONLY RATES:

Where a multi-family complex uses a compactor or train system for garbage collection, the following schedule will be used to charge for recycling services provided:

Recycling Rates for Multi-Family Sites With Compactors or Train Systems	
Number of Units	Monthly Charge
10-99	\$123.60 \$139.01 (minimum per month)
100-199	\$2.11 \$2.37 per unit
200-299	\$1.65 \$1.86 per unit
300-399	\$1.49 \$1.68 per unit
400+	\$1.44 \$1.62 per unit
Note: Customer will provide and maintain enclosure/shelter and Hauler will provide containers. Enclosure/shelter is defined as any City/Hauler-approved system to collect material. Material to be collected must be approved by the Hauler.	

NOTES ON MULTI-FAMILY AND COMMERCIAL SERVICE: (1) Additional carts shall be at 100% of the first cart rate multiplied by the stops per week. (2) An occasional extra 35-gallon can for a regular customer shall be ~~\$5.15~~ **\$5.43** each occurrence. (3) An extra charge may be made for garbage which is not readily available on collection day or which needs additional janitorial service. (4) The charge for multiple units of any type shall be to the owner of the units. (5) Collection of tires, major appliances, etc., or for handling oversized, odorous, dangerous or liquid articles will be charged according to the charges referred to in Schedule A – Section 6. (6) When a stop uses the equivalent of seven or more 35-gallon carts, collector may require that the service be shifted to a container-type service. (7) Franchisee reserves the right to refuse carts to any customer where the use is not compatible with the cart. (8) All carts will be provided by franchisee. *only to regular, weekly customers who request service* (remove this part) (9) The weight of the 35-gallon cart and contents shall not exceed 60 pounds. The weight of the 60- or 90-gallon cart and contents shall not exceed 180 pounds. (10) Carts will be picked up at curbside only and must be there prior to 6:00 a.m. (11) Carts shall be at curbside no more than 24 hours prior to collection and shall be removed

within 24 hours after collection of solid waste by the franchisee. (12) Where customers within an apartment complex have individual pick-up of garbage, but no yard debris collection from each unit, the multi-family rate shall be charged. (13) A multi-family classification is defined as a single structure containing more than four living units. Where a multi-family structure is receiving cart service and the owner of the structure is responsible for the payment of services, the cart rates shall be \$1.00 per month less than the normal multi-family cart rates. (14) An extra charge may apply for garbage that is not readily available on collection day, or in need of additional janitorial service.

IV. DROP BOX SERVICE:

Drop box rates shall be the following rates plus 103% of disposal fees. The disposal fee includes landfill or transfer center fee, disposal franchise fee, and Metro user or service fees. The rates are as follows:

Box Size	Loose (Per Haul)	Compacted Material
10-20-yard	\$92.17 \$114.00	\$136.46 \$155.00 (minimum charge for 15 yards or less)
21-29-yard	\$108.68 \$114.00	\$141.90 \$155.00
30-39-yard	\$125.13 \$136.00	\$182.68 \$205.00
40+-yard	\$139.41 \$155.00	\$212.23 \$235.00 (for 40 cubic yard box or larger)
Additional charge for delivery: \$35.00 \$39.00 each		

A. MISCELLANEOUS ADDITIONAL DROP BOX CHARGES:

1. Delivery fee of ~~\$35.00~~ **\$39.00** shall be charged for drop box delivery for the occasional customer or repeat customer requiring service at different locations.
 - 1a. An additional haul fee of ~~\$26.00~~ **\$28.33** will be charged to customers with covered (lids) boxes that require the box to be round-tripped.
2. Special disposal/diversion needs: All customers will be charged the hourly charge rate in addition to the normal haul rate whenever collected materials require disposal at a site other than the franchisee’s traditional disposal site.
3. After 48 hours, temporary users of 10-cubic yard and larger drop boxes collecting loose materials shall be charged a rental fee (noted below):

Box Size	Loose (Per Day)	Per Month
10-yard	\$6.75 \$7.36	\$75.00 \$81.73
20-yard	\$6.75 \$7.36	\$75.00 \$81.73
30-yard	\$7.25 \$7.90	\$80.00 \$87.18
40-yard	\$7.75 \$8.45	\$85.00 \$92.63

- 4. Additional rental fees of ~~\$6.00~~ **\$6.54** per month may be charged to customers who require custom made drop boxes or boxes with lids. Additional rental fees of \$16.00 per month will be charged for customers who have their box's hauled less than one time per month.

V. RECYCLING CHARGES FOR DROP BOX ONLY AND COMMERCIAL CUSTOMERS:

If a customer requests recycling services that are beyond the Washington County Recycling standards, the following charges will be made:

Recycling Charges for Drop Box Only and Commercial Customers Requesting recycling services only.	
Size	Monthly Charge
60-Gallon	\$14.45 per cart \$16.25 (includes pick-up)
90-Gallon	\$17.50 per cart) \$19.68 (includes pick-up)
Metal tote	\$22.65 \$25.47 monthly rent, plus hourly rate
OCC Container	\$22.65 \$25.47 per month for customers that have less than 4 cubic yards of flattened cardboard per month

VI. MISCELLANEOUS SERVICE RATES AND PROVISIONS:

- A. Hourly hauling rates (plus cost of disposal):
 - 1 truck and 1 driver \$ ~~95.00~~/hour **\$106.84/hour**
 - 1 truck, 1 driver, and 1 helper \$ ~~120.00~~/hour **\$134.96/hour**
- B. Each location of carts, containers, or drop boxes will be billed as a separate account.
- C. When customers abuse or cause excessive wear or damage to a cart, container, or drop box, the cost of repair or replacement may be charged to the customer. Customers shall take appropriate actions to ensure that hazardous materials, chemicals, paint, corrosive materials, infectious waste, or hot ashes are not put into a cart, container, or drop box.
- D. The weight of material put into a container or drop box, whether compacted or un-compacted, shall not exceed the lifting capacity of the collector's equipment nor shall the weight put the collector over the weight limit for the loaded vehicle. The collector shall furnish the customer with information concerning limitations on his equipment, upon request. If the total weight of a container exceeds 500 pounds per cubic yard for 40-yard container, 600 pounds per cubic foot for a 30-yard, or 900 pounds for a 20-yard container, an additional reasonable disposal fee may be charged. Customers shall not overfill a cart or container so that the lid cannot be

securely closed. If a cart or container is overfilled, an additional reasonable fee may be charged. If the contents of a container, cart, or drop box are compacted (either mechanically or manually), the compactor rate shall be charged.

- E. Customers shall provide a space for all carts, containers, or drop boxes, whether used for garbage or recycling, that has adequate and safe access for collection personnel and equipment. The space provided must also comply with the City of Tualatin Development Code.
- F. If overtime or weekend collection is required to meet the request of a customer, the hauling portion of the rate shall be increased by 50%.
- G. The collection of tires shall be charged under the hourly charge rates, plus disposal.
- H. Garbage or yard debris carts which exceed two pounds per gallon, or where lids will not properly close, will be assessed an "occasional extra" charge of ~~\$5.15~~ **\$5.43**.
- I. Yard debris carts contaminated with garbage will be charged ~~\$6.15~~ **\$10.87** extra per occurrence.
- J. Franchisee may require generators of putrescible solid waste to remove waste at least every seven days, or more frequently, if necessary, to prevent a health hazard, nuisance, or pollution.
- K. When a single customer uses multiple carts, which are the equivalent of one cubic yard or more of waste per week, the franchisee may require the customer to change to a container type service.
- L. If material collected requires disposal at a site other than the franchisee's normal disposal site, the customer will be charged under the hourly charge rate, in addition to the normal haul rate.
- M. Placement of hazardous waste material, including tires, liquid waste (paint), and appliances, in a unit collected by franchisee is prohibited.
- N. All customers shall provide a space, regardless of type of unit that is adequate for the franchisee to safely collect the material. The space provided must comply with the City of Tualatin's Development Code.
- O. Customers requesting the temporary use of a three-cubic-yard container will be charged ~~\$98.00~~ **\$103.39** for delivery, removal, and disposal. Containers on-site for a period in excess of 72 hours shall be charged rent at a rate of ~~\$33.00~~ **\$34.82** per week or ~~\$76.50~~ **\$80.71** for an extra haul fee. Container can only be on site for a maximum of two (2) weeks.
- P. Enclosures where driver has to open gates and roll out containers will be charged

~~\$15.50~~ **\$16.35** per enclosure per month.

Q. Medical waste restrictions. Placement of any medical waste, including syringes, IV tubing with needles attached, glass tubes, and slides, in a unit collected by franchisee is strictly prohibited. Republic Services will provide at-cost sharps containers for medical waste disposal, (current cost is ~~\$15.50~~ **\$16.35** per container). Disposal of these containers must be brought directly to their facility for exchange/disposal.

R. Franchisee will perform special pick-ups of irregular materials charging current disposal rates plus labor. These pick-ups will be performed at Republic Service's discretion and schedule.

Bulky Waste fees for pick-up and disposal

Minimum Charge	\$ 20.00	Return Trip Fee	\$ 25.00
Full-size Couch/Futon	\$ 45.00	Freezer	\$ 46.50
Love Seat Couch/Futon	\$ 40.00	Refrigerator	\$ 41.25
Hide-a-bed Couch	\$ 42.00	Washer	\$ 25.75
Office/Kitchen Chair	\$ 15.50	Dryer	\$ 25.75
Reclining Chair	\$ 20.75	Microwave	\$ 15.50
Rocking Chair	\$ 15.50	Stove	\$ 25.75
Mattress/Box Spring Twin	\$ 15.50	Hot Water Heater (empty)	\$28-\$43
Mattress/Box Spring Queen	\$ 31.00	Door	\$ 25.75
Mattress/Box Spring King	\$ 36.00	Furnace	\$ 25.75
Waterbed Bag	\$ 15.50	Pallets	\$ 10.25
Dining Table	\$ 31.00	Entertainment Center	\$33-\$53
Coffee Table	\$ 15.50	BBQ charcoal	\$ 25.75
Picnic Table	\$ 25.75	BBQ Propane	\$ 25.75
Umbrella & Base	\$ 20.75	Lawn Mower	\$ 20.75
Dresser	\$ 31.00	Tire without Rim	\$ 15.50
Crib	\$ 15.50	Tire with Rim	\$ 20.75
Mirror	\$17-\$32	Satellite Dish	\$ 25.75
Sink	\$ 15.50	Window	\$ 15.50

Cabinets	\$ 20.75	Toilet	\$ 20.75
Bathtub	\$ 41.25	E-waste Removal	-Charge
Bicycle	\$ 10.50	PC, Monitor or Laptop	\$ 15.50
Treadmill	\$ 25.75	TV Under 25"	\$ 15.50
Hot Tub Cover	\$ 33.53	TV Over 25"	\$ 31.00
Dishwasher	\$ 20.75	TV Console	\$ 41.25
Rug	\$ 15.50	TV Projection	\$ 41.25
Basketball Hoop	\$ 41.25	Copiers (e-waste)	\$ 41.25

TUALATIN SUPPLEMENTAL SERVICES

TYPE OF SERVICE	RATE
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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.

Appliances:

Large appliances that contain Freon (accessible @ curb)	\$50.86
Large appliances <i>without</i> Freon (accessible @ curb, Freon removal certificate required)	\$30.86

Bathtub/Sink/Toilet:

Fiberglass tub/shower	\$45.19
Toilet	\$22.73
Sinks	\$16.98

Carpets:

Rug	\$16.98
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Tires:

Tires with rims	Passenger/Light Truck	\$22.73
Tires without rims	Passenger/Light Truck	\$16.98
Tires - Heavy Equipment, Semi, etc. charged per ton at current disposal facility gate rate		

Large furniture:

(per item: Full size couch, dining table, dresser, mirror, etc)	\$28.21
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Small furniture:

(per item: recliner chair, office chair, crib, coffee table, patio table, cabinets, etc.)	\$16.98
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Hide-a-bed:

(per item)	\$46.01
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Mattresses:

Twin mattress/box spring (set)	\$16.98
Double/queen mattress/box spring (set)	\$33.96
King mattress/box spring (set)	\$39.44

Other:

Bicycle	\$11.50
Waterbed bag	\$16.98
Windows	\$16.98
Treadmill, door, furnace, BBQ, satellite dish, lawnmower	\$28.21
Basketball Hoop	\$45.19
Hot Water Heater (empty)	\$45.00
Hot Tub Cover	\$55.00
Entertainment Center	\$55.00
Christmas Tree less than 6'	\$10.00

E-waste Removal:

TV under 25", PC, Monitor, laptop	\$16.98
TV over 25"	\$33.96
TV console, TV Projection, copiers	\$45.19

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

Damaged carts/bins due to noncompliance with the above restrictions, or unretrieved carts/bins may be replaced by the hauler at the costs listed on the service rate pages.

Return trip fee: \$27.39

Minimum Charge \$16.98

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.

VII. ANNUAL REPORT FILING SCHEDULE FOR FRANCHISEES:

On or before March 15, franchisees shall file an annual report with the City for the year ending the previous December 31.