



CITY COUNCIL

Community Center – 415 S. Hwy 395

Where Life is Sweet

August 22, 2022 at 6:00 PM

AGENDA

*Other ways of viewing or participating in live meetings are available through:
YouTube at: <https://bit.ly/HermistonYoutube>*

*Zoom with Meeting ID: 862 026 140 4112 Passcode: 203345 Telephone number to join is: 1
253 215 8782; or submitting comments to meetings@hermiston.or.us*

1. CALL COUNCIL/CITY MANAGER WORK SESSION MEETING TO ORDER - 6:00 PM

- A.** City Hall Tour- Meet at City Hall to Begin Tour at 6:00 PM. Tour will not be Livestreamed/Zoomed.

2. ADJOURN WORK SESSION MEETING

3. CALL REGULAR MEETING TO ORDER – 7:00 PM

4. DECLARATION OF QUORUM

5. FLAG SALUTE

6. CITIZEN INPUT ON NON-AGENDA ITEMS

Anyone wishing to bring anything before the council that is not on the agenda is asked to please do the following: 1. Please limit comments to not more than FIVE minutes; 2. State your name and address; 3. Direct your comments to the Chair.

7. CONSENT AGENDA

A. Committee Vacancy Announcements

B. Confirmation of appointment to the Parks and Recreation Committee: Carlisle Harrison, Position 4, 3-year term ending October 31, 2025.

C. Confirmation of appointment to the Parks and Recreation Committee: Erica Juarez, Position 5, 3-year term ending October 31, 2025.

D. Minutes of the July 25 City Council Meeting

E. Minutes of the July 25 Public Safety Committee Meeting

[F.](#) Minutes of the August 8 City Council and HURA Meeting

8. ITEMS REMOVED FROM CONSENT AGENDA

9. ORDINANCES AND RESOLUTIONS

[A.](#) Adoption of Resolution 2236 – IGA with City of Echo for IT Services

10. OTHER

[A.](#) July 2022 Financial Report

11. COMMITTEE REPORTS

A. City Committee and Liaison:

Airport Advisory, Budget, Hispanic Advisory, Library Board, Parks and Recreation, Planning Commission, Recreation Projects Fund, Faith-Based Advisory, Community Enhancement, Community Accountability, Public Safety, Public Infrastructure, Transit Planning, EOTEC

B. Mayor's Report

C. Council Report

D. Youth Advisory Report

E. Manager's Report

12. RECESS FOR EXECUTIVE SESSION- AT OR AFTER 7:30 PM

A. The Executive Session is held pursuant to ORS 192.660 (2) (i) which allows the Council to meet in Executive Session to discuss matters pertaining to the review and evaluation of employment-related performance of City Manager Byron D. Smith.

13. RECONVENE- AT OR AFTER 7:45 PM

[A.](#) Consider Approval of Changes to the City Manager's Employment Contract

14. ADJOURN

**** AMERICANS WITH DISABILITIES ACT NOTICE****

Please contact Hermiston City Hall, 235 E Gladys Ave, Hermiston, OR 97838 (Phone No. 541-567-5521) at least 48 hours prior to the scheduled meeting time if you need an

accommodation. TTY and TDD users please call Oregon Telecommunications Relay Service at 1-800-735-2900 or 711.



PUBLIC ANNOUNCEMENT

The City is accepting applications for the following Committees:

1) Airport Advisory Committee

- Position 5: 3-year term ending October 31, 2025 (Advertised as of 07/01/2022)

2) Parks & Recreation Advisory Committee

- Position 5: 3-year term ending October 31, 2025 (Advertised as of 07/01/2022)

3) Budget Committee

- Position 5: remaining 3-year term ending December 31, 2023 (Vacant as of 10/25/2021)

4) Hispanic Advisory Committee

- Position 3: remaining 3-year term ending June 30, 2024 (Vacant as of 01/19/2022)
- Position 5: 3-year term ending June 30, 2025 (Advertised as of 04/19/2022)

5) Library Board

- Position 3: remaining 4-year term ending June 30, 2025 (Vacant as of 04/05/2021)

Deadline to apply for Committee(s) in all Section(s): Open until filled

Interested persons are asked to submit an application to City Hall, 235 E Gladys Ave, Hermiston, or at lalarcon-strong@hermiston.or.us . Application forms are available at City Hall or on the City’s website at <https://hermiston.or.us/volunteer> . If you have questions, please call Lilly Alarcon-Strong at 541-567-5521.

Proposed appointment and confirmation of these positions are made by the City Council. All appointments to city boards and commissions shall be made in accordance with the ordinances and city charter. Appointees shall not be full-time employees of the city, shall not be elected officials of the city, shall not be appointed to more than two boards or commissions at a time, and shall not sell to the city or its boards and commissions over which the council has appointive powers and budget control either directly as a prime contractor or supplier, or indirectly as a first-tier subcontractor or supplier. Sales shall be construed to mean sales, services or fees aggregating \$7,500 or more in any one calendar year. Preference for appointees shall be given to city residents.



CITY COUNCIL

Regular Meeting Minutes July 25, 2022

Mayor Drotzmann called the regular meeting to order at 7:00pm. Present were Councilors Hardin, Spicerkuhn, Peterson, Davis, Myers, and Barron. Councilors Primmer and Duron were excused. Staff in attendance included: Assistant City Manager Mark Morgan, City Attorney Richard Tovey, Chief Edmiston, Planning Director Clint Spencer, Finance Director Mark Krawczyk, HES General Manager Nate Rivera, EOTEC General Manager Al Davis, Court Administrator Jillian Viles, and City Recorder Lilly Alarcon-Strong. Youth Advisory Member Julissa Gonzales Mendoza and Manuel Salazar were also in attendance. The pledge of allegiance was given.

Mayor Drotzmann asked that the Council consider moving item 10A- Decision related to EOTEC Field Development, after Item 7- Items Removed From Consent Agenda, as there is a large number of constituents present that may only be interested in this item. The Council agreed.

Proclamation- National Night Out 2022

Mayor Drotzmann read aloud the National Night Out (NNO) 2022 proclamation.

Chief Edmiston gave information regarding the NNO Medallion Hunt and Ice Cream Party sponsored by the Mayor and Council. Those interested in hosting a NNO Party are encouraged to contact Corporal Tim Miears at the Police Department.

Citizen Input on Non-Agenda Items

Rose Thomas, Tasha Workman, and Jackie Linton, Hermiston- stated they live in the neighborhood behind Pizza Hut and are very frustrated with the City's handling of what has become a drug house. Everyone in the neighborhood is experiencing theft, there is drug use happening in the park with drug paraphernalia left behind, there is trash all around the home and people are using the yard as a restroom in plain sight of the public, there is now homeless camping in the area, and lots of traffic in and out of the home. This problem is impacting the entire neighborhood and they need the City to help with this issue.

Consent Agenda Items

Councilor Peterson asked to removed Items F as she has a direct conflict of interest. Councilor Davis moved and Councilor Spicerkuhn seconded to approve Consent Agenda items A-E and G-H, to include:

- A. Replat- Campbell 1660 N First St 4N2802CB Tax Lot 5900
- B. Committee Vacancy Announcements
- C. Confirmation of appointment to the Planning Commission: Patrick Collins, Position 4, remaining 3-year term ending March 31, 2023
- D. Confirmation of appointment to the Parks and Recreation Committee: Angel Aguilar, Position 6, 3-year term ending October 31, 2025
- E. Confirmation of appointment to the Parks and Recreation Committee: Nicole Westing, Position 7, remaining 3-year term ending October 31, 2023
- F. Confirmation of appointment to the Library Board: Erick Peterson, Position 4, 4-year term ending June 30, 2026
- G. Recommendation of appointment to the EOTEC Advisory Committee: Patrick Collins, Position 5, 3-year term ending June 30, 2025.
- H. Minutes of the July 11, City Council Work Session and Regular Meetings

Motion carried unanimously.



CITY COUNCIL

Regular Meeting Minutes July 25, 2022

Items Removed from the Consent Agenda

- F. Confirmation of appointment to the Library Board: Erick Peterson, Position 4, 4-year term ending June 30, 2026

Councilor Peterson exited the dais and Mayor Drotzmann stated Councilor Peterson has a direct conflict of interest as Councilor Peterson is married to Erick Peterson. Councilor Barron moved and Councilor Myers seconded to approve Consent Agenda Item F. Motion carried unanimously.

Decision related to EOTEC Field Development

Luke Swanson and Josh Burns presented (PowerPoint Presentation attached) the HEROS at EOTEC, an 18-acre regional sports complex project proposed at Eastern Oregon Trade and Event Center. The project has gained much support from the very generous community and have received commitments from various businesses and organizations that have the same mission and commitment to our youth and to help continue to grow Hermiston in a way that makes the community proud. Topics addressed included: the typical number of attendees at mid-sized tournaments which range from 6,000 to 8,000 people; the vendors, restaurants, hotels, and local businesses that would benefit from this facility; the local youth and adult sports clubs that would use the space when tournaments are not being held; the pledged water rights from Stanfield Irrigation District; Special Olympics and accessibility features; and more.

Mr. Swanson and Mr. Burns thanked all those who have worked hard to get to this point including City Manager Byron Smith and EOTEC General Manager Al Davis for providing so much valuable information, Bank of Eastern Oregon for allowing pledgers the opportunity to make payments, and Made to Thrive for their tremendous support.

Mayor Drotzmann asked EOTEC General Manager Al Davis if the presented plan lines up with the strategic plan that the EOTEC Committee and City have adopted.

EOTEC General Manager Al Davis stated yes, it addresses water, adding green space, and adding additional power and lights. Hermiston is in the middle of nowhere but in the middle of everything and people like to come to Hermiston for these types of sporting events. EOTEC could also schedule and provide indoor facility activities in conjunction with tournaments that are out of the elements, for families to enjoy while games are taking place on the fields, and/or allow other events to take place in the indoor event space that is separate from what is going on outside. There would be costs associated with the using the fields in an effort to recoup costs of staff time, lighting, etc. In speaking with SOZO Sports Complex, the presented budgeted numbers are accurate. Some expenses for the project are also already in EOTEC's budget, like mowing, etc. There would also be a partnership between HEROS, EOTEC, and the City's Parks and Recreation Department to keep the grounds up and address other items.

Mayor Drotzmann stated the City isn't trying to make this project into a moneymaker, but does need to recoup costs.

Mr. Swanson stated HEROS plans to charge a parking fee, which is typical in every tournament you attend, this will be a huge source of revenue.



CITY COUNCIL

Regular Meeting Minutes July 25, 2022

Councilor Barron thanked all those in the community who have helped grow this project and Hermiston in the right direction and making livability a priority.

Public Comment

Tasha Workman, Hermiston- stated she had previously seen lots of complains about the fairgrounds on Facebook and wanted to know if there are still issues.

EOTEC General Manager Al Davis stated things are improving with neighbors surrounding EOTEC.

After answering questions regarding handicap accessibility, shade, bathroom facilities, scheduling, finances, etc., and agreeing to present regular reports to the Council, Councilor Spicerkuhn moved and Councilor Barron seconded to move forward with field development as presented with an amendment to include accessibility features as addressed during the meeting. Motion carried unanimously.

Public Hearing- Annexation- Pena 120 E Oregon Ave & 1650 NE North St 4N2802CB Tax Lots 5400 and 5500 (Ordinance No. 2339)

After hearing no declarations of conflict of interest from the Council, Planning Director Spencer read the hearing guidelines and Mayor Drotzmann opened the hearing at 8:17pm.

Planning Director Spencer gave information regarding the proposed annexation of 0.45 acres of land located at 120 E Oregon Ave and 1650 NE North St for an emergency connection to city sewer as outlined in the agenda packets staff report.

There were no proponents, opponents or neutral parties who wished to testify and the Hearing was closed at 8:20pm.

Planning Director Spencer presented the Findings of Fact as found in the agenda packet.

After some discussion, Councilor Davis moved and Councilor Hardin seconded to approve the Finding of Fact as presented. Motion carried unanimously.

Ordinance No. 2339- Annexation of 120 E Oregon Ave & 1650 NE North St 4N2802CB Tax Lots 5400 and 5500

Assistant City Manager Morgan information regarding this Ordinance was presented during the Public Hearing.

Mayor Drotzmann requested that the first reading be by title only. Hearing no opposition, City Attorney Richard Tovey read the ordinance by title only. Mayor Drotzmann requested that the ordinance be put on for final adoption at this meeting and that the second reading be by title only. After City Attorney Richard Tovey read the ordinance by title only, Councilor Hardin moved and Councilor Davis seconded that Ordinance No. 2339 be adopted and become effective 30-days after adoption by the City Council. Motion carried unanimously.



CITY COUNCIL

Regular Meeting Minutes July 25, 2022

Ordinance No. 2340 - Declaring a Ban on Psilocybin Service Centers or Manufacture of Psilocybin in the City of Hermiston and Referral to Electors – City Attorney Tovey stated this information was supplied at the last City Council meeting. At that time, the Council directed staff to begin the process to refer this decision to the voters to opt-out. The Council has also received (attached) a corrected Ordinance, as well as the Notice of Ballot Title and Election.

Councilor Barron stated he may abstain from voting as he was not at the last meeting to hear the presentation.

Assistant City Manager Morgan stated information presented is always recorded and placed on the City’s social media account and website for all to view at a later time if unable to view or participate live.

Mayor Drotzmann stated the Ordinance would allow the voters to decide whether or not to opt-out of the selling and administering of psilocybin. This is all something the entire Council felt very strongly about doing, allowing a vote of the people.

Mayor Drotzmann requested that the first reading be by title only. Hearing no opposition, City Attorney Richard Tovey read the ordinance by title only. Mayor Drotzmann requested that the ordinance be put on for final adoption at this meeting and that the second reading be by title only. After City Attorney Richard Tovey read the ordinance by title only, Councilor Spicerkuhn moved and Councilor Myers seconded that Ordinance No. 2340 be adopted and become effective 30-days after the day on which it is approved by a majority of voters. Motion carried unanimously.

Resolution 2235- NW 3rd Street Roadway Improvements Contract Award

Assistant City Manager Morgan gave information regarding awarding the NW 3rd Street Roadway Improvement Contract to Tapani, Inc. as the lowest bidder.

Councilor Barron moved and Councilor Davis seconded to adopt Resolution No. 2235 and lay upon the record. Motion carried unanimously.

4th Quarter Investment Report FY2022

After some discussion, Councilor Davis moved and Councilor Hardin seconded to accept the 4th Quarter Investment Report as presented by Finance Director Mark Krawczyk. Motion carried unanimously.

June 2022 Financial Report

After some discussion, Councilor Peterson moved and Councilor Spicerkuhn seconded to accept the June 2022 Financial Report as presented by Finance Director Mark Krawczyk. Motion carried unanimously.

Committee Reports

Public Safety Committee- Councilor Hardin stated the Committee met prior to the start of the City Council meeting and heard reports from the Police Department and Municipal Court. The Municipal Court presentation was a new addition to the Committee and gave very good insight on the happenings of that department. Councilor Hardin gave crime report information as presented during the Committee meeting and asked that Chief Edmiston present the transient report.



CITY COUNCIL

Regular Meeting Minutes July 25, 2022

Chief Edmiston stated there has been a significant increase of transient related activity, on day shift alone, 38% of all calls for service are transient related compared to 21% last year at this time. Regarding 125 W Cherry Ave as discussed during the Public Comment period, the Police Department is working with the Planning Department, Code Enforcement, and Parole and Probation regarding what can be done with the issues taking place in this area. Unfortunately, progressive decisions that continue to be made by our legislators tie our hands on what we are able to do and this directly impacts the livability of our community, which is very frustrating.

Mayor Drotzmann thanked Chief Edmiston for his efforts working on this issue and stated he hopes those who addressed these concerns were able to hear his response. Mayor Drotzmann asked if Chief Edmiston has ever spoken with legislators regarding these issues.

Chief Edmiston stated he has spoken with Representative Greg Smith.

Parks and Recreation Committee- Councilor Davis gave information regarding: Parks and Recreation Director Brandon Artz has secured fireworks to be displayed on the 4th of July next year, Developers renaming Hayfields to Prairie Meadows and the parks and recreation developments at this site, \$20,000 Splash Pad grant from the Confederated Tribes of the Umatilla Indian Reservation, Riverfront Park playground installation in August, picket fence installation completion at Funland Park, the Skate Adventure Park was not awarded the phase 2 grant, daily pool numbers show over 500 attend the Aquatic Center daily during the week and that number increases significantly during the weekend.

Recreation Project Fund Advisory Committee- Councilor Barron stated the Committee received a great application turnout with all requests being fulfilled. Parks and Recreation Director Brandon Artz will be looking into the awarded funding through COVID years.

Mayor's Report

Mayor Drotzmann spoke regarding:

- The extremely hot weather conditions and reminded the community of ways to be cool and keep people and pets safe
- Encouraged the public to attend the Fair and Rodeo August 10-13 and make sure to spruce up businesses and yards for all those traveling to Hermiston for this event
- Thanked the Chamber of Commerce for informing the Council of ribbon cuttings and grand opening events in the City
- Asked City Recorder Lilly Alarcon-Strong to give information regarding the Umatilla County Fair Parade and the Councils participation
 - City Recorder Alarcon-Strong stated the Fair Parade is Saturday, August 6th at 6:30pm. The Library and Parks and Recreation mini train will be joining the Council this year.

Council Reports

None given.



Where Life is Sweet

CITY COUNCIL

Regular Meeting Minutes
July 25, 2022

Youth Advisory Report

Advisor Gonzales Mendoza and Salazar reminded the community to keep hydrated and to especially care for animals during this weather and not leave them in cars or walk them on the hot pavement.

Assistant City Manager's Report

Assistant City Manager Morgan spoke regarding:

- Prairie Meadows Urban Renewal Agency Presentation at the next meeting
- Enterprise Zone abatement requests
- The City should take possession of the new City Hall by October 1st

Adjournment

Mayor Drotzmann adjourned the City Council meeting at 9:18pm as there was no other City business.

SIGNED:

Dr. David Drotzmann, Mayor

ATTEST:

Lilly Alarcon-Strong, CMC, City Recorder

DRAFT

HEROS at EOTEC



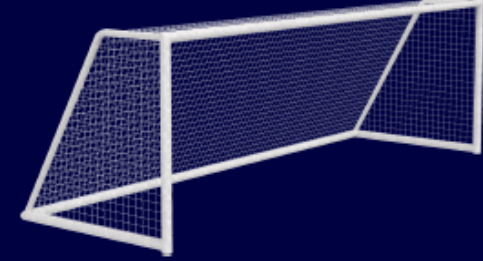
Where Life is Sweet



✦ **HERMISTON OREGON SPORTSPLEX** ✦



THE GOAL



WHAT?

- **HEROS at EOTEC** will be an 18-acre regional multi-sportsplex. Six full size lighted fields available for youth soccer, lacrosse, football and more in the Spring of 2023.



WHY?

- **HEROS at EOTEC** provides our youth a safe place to engage in healthy athletic activities. Currently, Hermiston does not have space to host tournaments, practices or events of this large scale.

COMMUNITY BENEFIT:



Regional location for Youth Activities and Tournaments



Community economic benefit can be **over \$1.2 million annually.**



On average, families travelling to sporting events **spend \$904 a weekend.**



83% of all tournament attendees spend money on dining, lodging and other local services.



OVER 100 TOURNAMENTS IN THE NORTHWEST A YEAR!



WHY NOT AT HEROS?



COST AND TIMELINE



Lighting - ***\$1.2 million***



Electrical - ***\$600,000***



Field Tools and Equipment - ***\$492,000***



Seed and Leveling - ***\$175,000***



Irrigation - ***\$150,000***




Total - ***\$2.6 million***





- July - **Funding and Secure Materials**
- August (Post Fair and Rodeo) - **Break Ground**
- September - **Leveling, Utilities**
- October - **Plant Grass**
- **Spring 2023 - GAME TIME!**

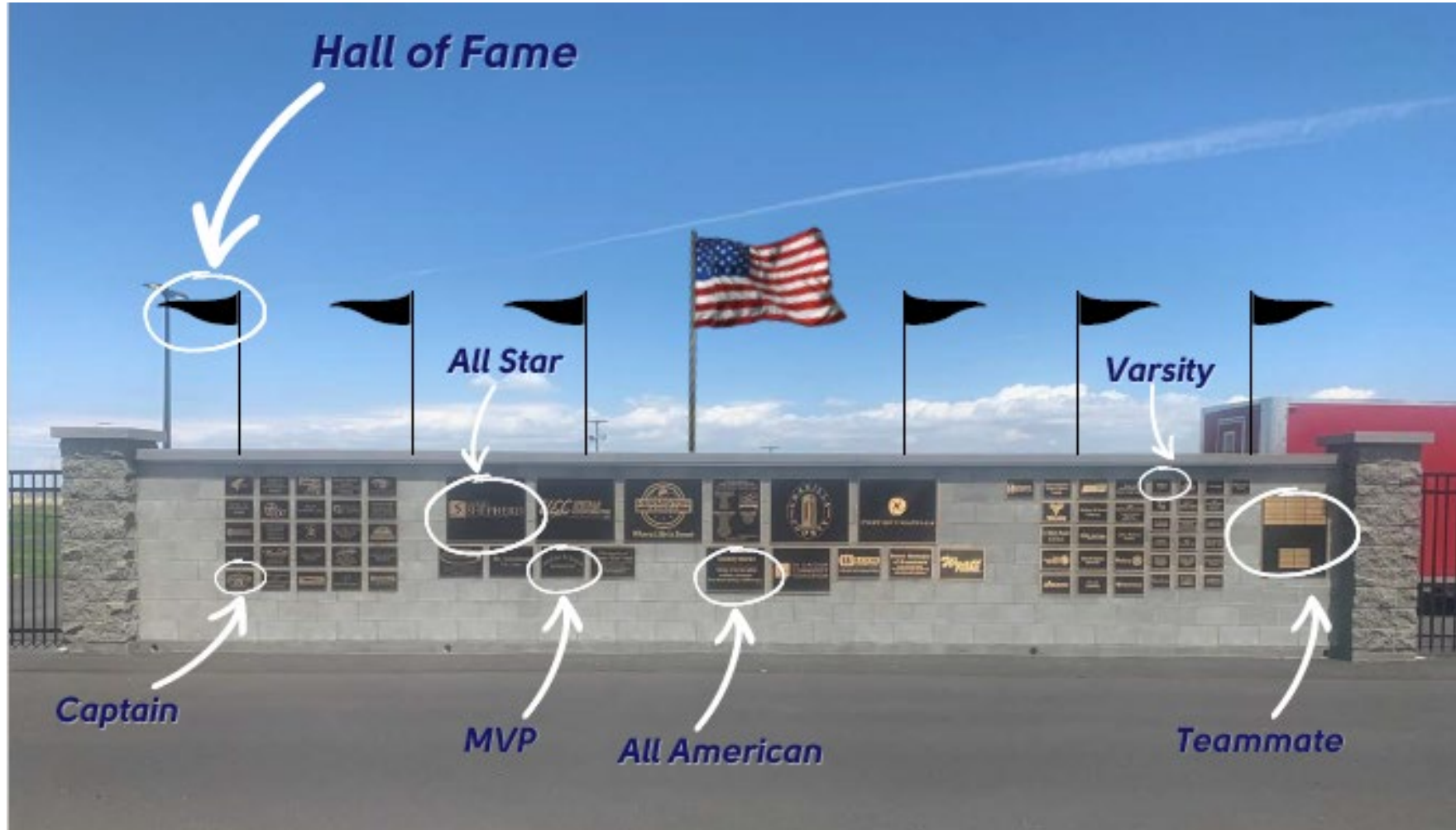
DONOR LEVELS



For \$15,000 pledges, will spread across 3 years
For \$25,000+ Pledges, will spread across 5 years

-  **HALL OF FAME - \$100,000 and Above – Field Naming, Pennant Flag @ Donor Wall**
-  **ALL STAR - \$50,000 – 6”H x 18” Wide Customized Tile**
-  **ALL AMERICAN - \$25,000 – 6’H x 12”W Customized Tile**
-  **MVP - \$15,000 – 4”H x 8”W Tile**
-  **CAPTAIN - \$10,000 – 3”H x 6”W Tile**
-  **VARSITY - \$5,000 – 2”H x 4”W Tile**
-  **TEAMMATE - \$500 to \$4,999 – Name Featured on Plaque**

DONOR WALL CONCEPT



QUESTIONS?

ORDINANCE NO. 2340

AN ORDINANCE DECLARING A BAN ON PSILOCYBIN SERVICE CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS AND REFERRAL TO THE ELECTORS OF THE CITY OF HERMISTON FOR APPROVAL AT THE NEXT STATEWIDE GENERAL ELECTION

WHEREAS, in November 2020, Oregon voters approved Ballot Measure 109, known as the Oregon Psilocybin Service Act (codified at ORS 475A), which allows for the manufacture, delivery and administration of psilocybin at licensed facilities; and

WHEREAS, ORS 475A.235 provides that the Oregon Health Authority will regulate the manufacturing, transportation, delivery, sale and purchase of psilocybin products and the provision of psilocybin services in the state; and

WHEREAS, the Oregon Health Authority has initiated a rulemaking process to implement the state’s psilocybin regulatory program and intends to begin accepting applications for psilocybin-related licenses on January 2, 2023; and

WHEREAS, as of this date, the Oregon Health Authority has not completed the rulemaking process for implementing the state’s psilocybin regulatory program, and the City of Hermiston is uncertain how the manufacture, delivery and administration of psilocybin at licensed psilocybin facilities will operate within the city; and

WHEREAS, ORS 475A.718 provides that a city council may adopt an ordinance to be referred to the electors of the city prohibiting the establishment of state licensed psilocybin product manufacturers and/or psilocybin service centers in the area subject to the jurisdiction of the city; and

WHEREAS, the City Council seeks to refer to the voters of the City of Hermiston the question of whether to establish a ban on state-licensed psilocybin product manufacturers and psilocybin service centers within the city’s jurisdictional boundaries.

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

1. Prohibition. The establishment of psilocybin product manufacturers licensed under ORS ~~275A.290~~ **475A-290** and psilocybin service centers licensed under ORS 475A.305 is prohibited in the City of Hermiston.
2. Referral. This ordinance is referred to the electors of the City of Hermiston for approval at the next statewide general election on November 8, 2022.

3. Effective Date. This ordinance takes effect and becomes operative 30 days after the day on which it is approved by a majority of voters.

PASSED by the Common Council this 25th day of July, 2022.
SIGNED by the Mayor this 25th day of July, 2022.

Dr. David Drotzmann, MAYOR

ATTEST:

Lilly Alarcon-Strong, CMC, CITY RECORDER

Notice of Receipt of Ballot Title and Election

Notice is hereby given that the City Elections Official, Lilly Alarcon-Strong, of the City of Hermiston has received a ballot title related to prohibiting psilocybin-related businesses on July 25, 2022 for the November 8, 2022 General Election. Any voter dissatisfied with the ballot title may file a petition for review in the Umatilla County Circuit Court no later than 5:00 p.m. on August 12, 2022. Copies of the ballot title are available on the City of Hermiston’s website, www.hermiston.or.us, or at Hermiston City Hall, 235 E. Gladys Ave., Hermiston, OR 97838.

The text of the ballot title is as follows:

CAPTION: Prohibits psilocybin-related businesses within the City of Hermiston.

QUESTION: Shall the City of Hermiston prohibit psilocybin-related businesses within the City?

SUMMARY: State law permits persons licensed, controlled and regulated by the State to legally manufacture psilocybin products and provide psilocybin services to persons 21 years of age and older. Psilocybin is a hallucinogenic chemical that is obtained from certain types of fresh and dried mushrooms. State law authorizes the governing bodies of cities and counties to adopt ordinances to be referred to the voters that prohibit the establishment of psilocybin product manufacturers and psilocybin service center operators within the area subject to the city or counties jurisdiction. The City of Hermiston is referring to the voters an ordinance prohibiting psilocybin product manufacturers and psilocybin service center operators within the City.

Approval of this measure would prohibit the establishment of psilocybin product manufacturers and psilocybin service center operators within the area subject to the jurisdiction of the City.

July 25, 2022

Chief Edmiston called the meeting to order at 6:15PM. Councilors Hardin, Myers, and Barron were present. Councilor Primmer was excused. Staff in attendance was: Assistant City Manager Mark Morgan, Captains Travis Eynon and Scott Clark, Lieutenant Robert Guerrero, Patrol Sergeant Bryan Maess, Patrol Corporal William Golter, Patrol Officer's Nicolas Wallis, Derrick Williams, and Christian Jackson, Communications Manager Amanda Hartsteen, Records Specialist Liliana Gomez, and City Recorder Lilly Alarcon-Strong.

Introductions and Personnel Updates

Hermiston's Police Department (HPD) Chief Edmiston, introduced members of HPD who were in the audience, and gave personnel updates to include:

- HPD is down 6 of the 30 allotted police officer positions
 - Four out with injuries
 - One at the academy, and
 - One vacancy left by School Resource Officer Carlos Balli

Chief Edmiston spoke regarding the difficulty there is in recruiting people to this profession as many law enforcement professions are retiring or getting out of the profession entirely, as well as the continued frustration with the police academy in Salem.

2nd Quarter Activity Report

Chief Edmiston reviewed the 2nd quarter activity report (attached) and stated calls for service are up 6% from last year; traffic stops are up 20% from last year despite the shortage of police officers on each shift; total arrests are up 37% from last year and misdemeanor arrests are up 43%. This is almost entirely attributed to huge spikes in shoplifting as Larceny is up 54%, however, Burglary is down 39% from last year. Aggravated assault is up 171% from last year as officers are dealing with a much more aggressive and violent public as controlled substance abuse and mental illness are the two biggest contributors to this. There has been a significant increase of transient related activity; on day shift alone, 38% of all calls for service are transient related compared to 21% last year at this time. Unfortunately, legislative changes make many of these statistics worse.

Big 3 Synopsis

Chief Edmiston stated this is the 8th year HPD has taken a look at the three highly litigious items facing a city with a police force which are: complaints, pursuits, and uses of force. This review looks at these categories fiscally rather than a calendar year.

Complaints – HPD received 2 complaints with a total of 7 allegations. 86% of the allegations were unfounded and 14% was exonerated. The use of body cameras in 2014 has helped tremendously in this category.

Pursuits – Last year HPD was involved in 11 pursuits lasting an average of 9.92 minutes. It is very rare that pursuits take this long and as the average duration of a pursuit is adversely impacted by two pursuits in particular: one pursuit of a robbery and strangulation suspect at 2:00 AM lasted 45 minutes. The other pursuit lasted 22 minutes and involved a subject wanted by the US Marshals. If HPD removed both of these pursuits, our average duration would be 4.7 minutes. A pursuit is initiated in less than ¼ of 1% of all HPD's traffic stops.

PUBLIC SAFETY COMMITTEE MEETING

Section 7, Item E.

July 25, 2022

Use of Force – HPD reviews every use of force and is very critical of itself to consider a use of force. HPD considers anything other than compliant handcuffing to be a use of force; because of this, HPD's use of force numbers may seem inflated. Last year HPD used force 19 times in less than 2% of total arrests. Of those: 79% of the combatants were male, 58% were between the ages of 26-35, and 58% of the combatants were Caucasian.

Chief Edmiston stated the police departments training budget has increased 90%, from \$26,000 per year to \$49,500 per year, since City Manager Smith was hired in 2014. HPD is grateful for City Manager Smith's leadership and proving the HPD with what it needs.

Municipal Court Update

Court Administrator Jillian Viles presented the 1st and 2nd Quarter Municipal Court Report (attached) to the Council, to include: staff turnover, the new processes in place to be more structured and efficient, revenues and collection agency processes that are now being utilized, going paperless with the new software system, and how proud she is of the work court staff is doing.

Past/Upcoming Events

- National Night Out – August 2nd @ 5:30 PM at the front of the PD/Fire
- Umatilla County Fair Parade – August 6th
- Umatilla County Fair and Rodeo – August 9th – 13th
- City Employee Pool Party – August 18th
- Faith and Blue Weekend – October 8th- planning for this event continues and more information will be supplied at a later date

After Chief Edmiston and Court Administrator Viles addressed questions from the Council, Councilor Hardin thanked both the Police and Court Departments for their department's efforts making Hermiston a great place to live.

Adjournment

There was no other business and the meeting was adjourned at 6:42pm.

HERMISTON POLICE DEPARTMENT



Mission Statement

Without fear or favor and in partnership with our diverse community, we will create and maintain a safe environment with the reduction of crime through problem-oriented and community-based policing strategies. The quality of life for those we serve takes precedent over our individual needs.

2nd QUARTER ACTIVITY REPORT

2022

Hermiston Police Department 2013-2022 Patrol Stats - January through March

Incident Type	2013	2014	2015	2016	2017	2018	2019	2020	2021	Avg	Normal Range	2022	% Change Avg-'22	% Change '21-'22
Total Incidents	12056	11719	11565	11521	10412	11326	11067	10686	10704	11228	10908-11549	10864	-3%	2%
Calls for Service	7217	6985	4998	5063	5124	5620	5809	5076	5400	5699	5417-5981	5728	1%	6%
Officer Initiated Activity	4839	4734	6567	6458	5288	5706	5258	5610	5304	5529	5343-5716	5136	-7%	-3%
Traffic Stops	2761	2148	3260	3363	2211	2249	2484	2825	2126	2603	2350-2856	2553	-2%	20%
Case Investigations	1279	1372	1671	1579	1496	1648	1678	1118	1235	1453	1230-1676	1438	-1%	16%
Total Arrests	693	630	722	728	622	608	674	385	389	606	482-729	531	-12%	37%
Misdemeanor Arrests	478	434	557	561	437	437	495	249	284	437	341-533	405	-7%	43%
Felony Arrests	215	196	165	167	185	171	179	136	105	169	138-199	126	-25%	20%
Total Citations	3068	2807	3384	3315	2738	2909	3158	2589	1776	2860	2392-3329	2335	-18%	31%
POPULATION	16995	17240	17345	17520	17730	17985	18200	18775	19354			19696		

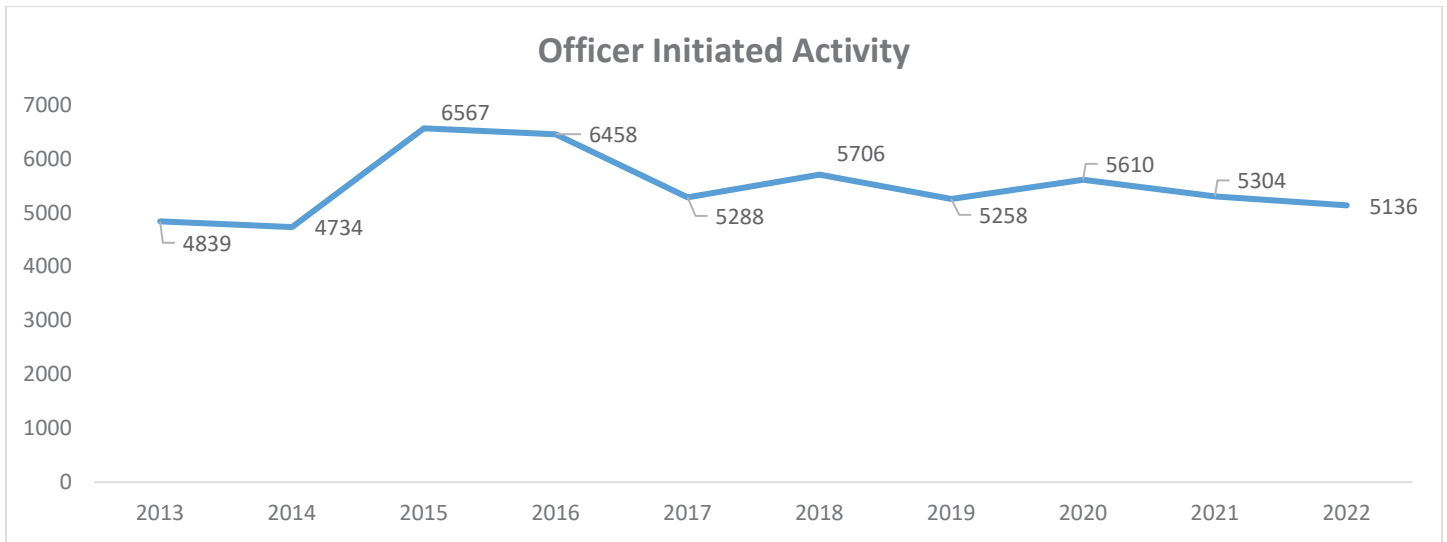
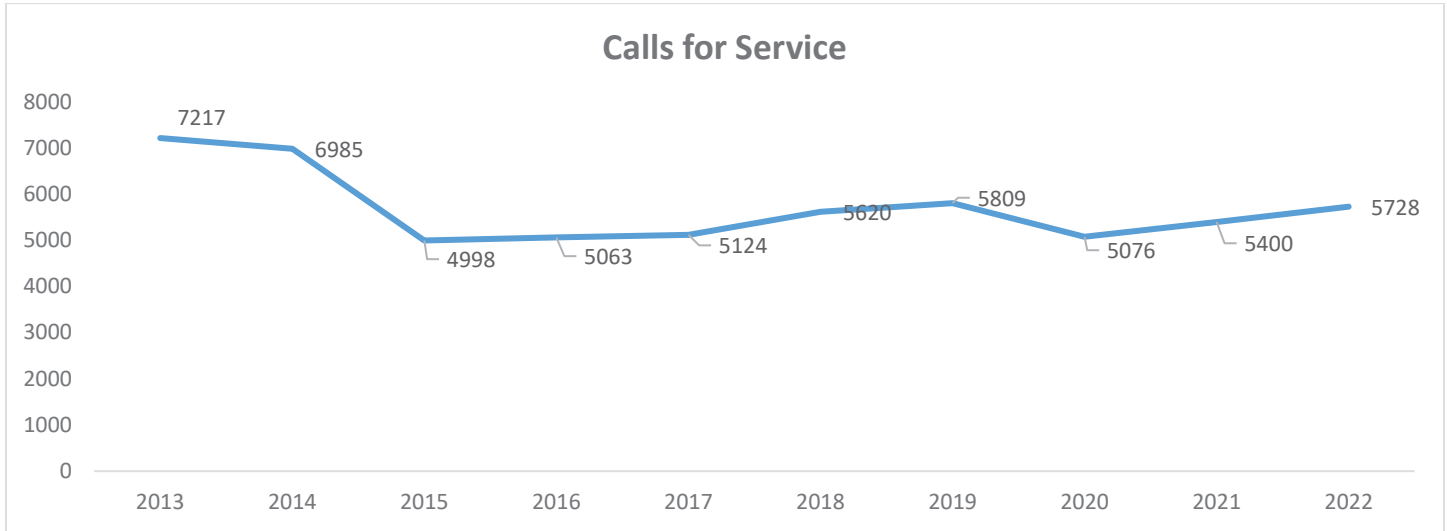
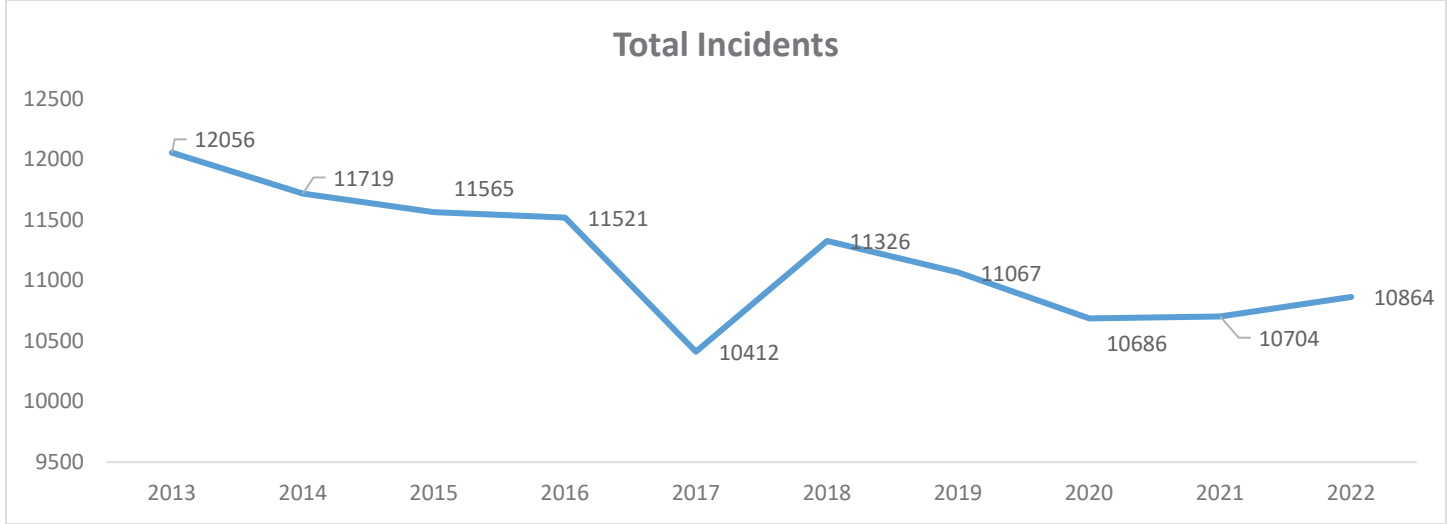
Incident Type	2013	2014	2015	2016	2017	2018	2019	2020	2021	Avg	Normal Range	2022	% Change Avg-'22	% Change '21-'22
Homicide	0	0	1	0	1	1	0	2	2	1	0-2	0	100%	100%
Rape	2	1	3	1	1	5	3	4	5	3	0-2	3	0%	-40%
Robbery	5	7	2	0	1	5	4	5	4	4	2-5	4	0%	0%
Aggravated Assault	3	4	7	13	16	20	12	8	7	10	5-15	19	90%	171%
Burglary	51	42	29	24	25	51	39	26	36	36	26-45	22	-39%	-39%
Larceny	272	204	224	230	167	228	226	148	171	208	175-241	263	26%	54%
Auto Theft	28	10	27	17	23	21	22	17	14	20	17-23	25	25%	79%
Arson	1	2	1	0	1	0	1	4	2	1	0-3	0	100%	100%
TOTAL	362	270	294	285	235	331	307	214	241	282	237-327	336	19%	39%
TOTAL VIOLENT	10	12	13	14	19	31	19	19	18	17	12-22	26	53%	44%
TOTAL PROPERTY	352	258	281	271	216	300	288	195	223	265	223-307	310	17%	39%

POPULATION	16995	17240	17345	17520	17730	17985	18200	18775	19354
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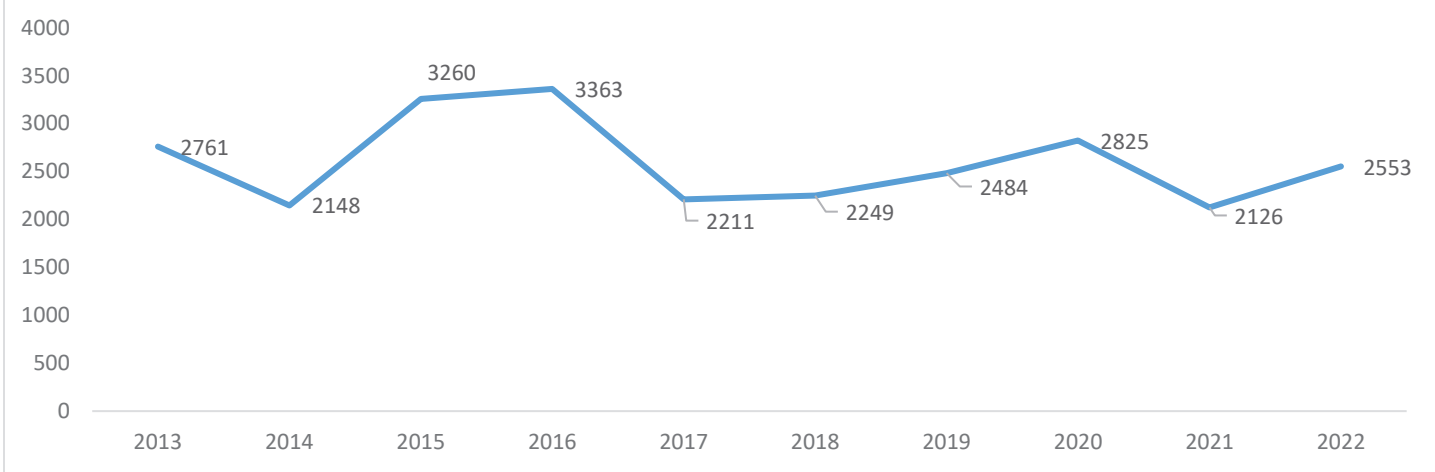
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Hermiston Police Department 2013-2022 Crime Stats

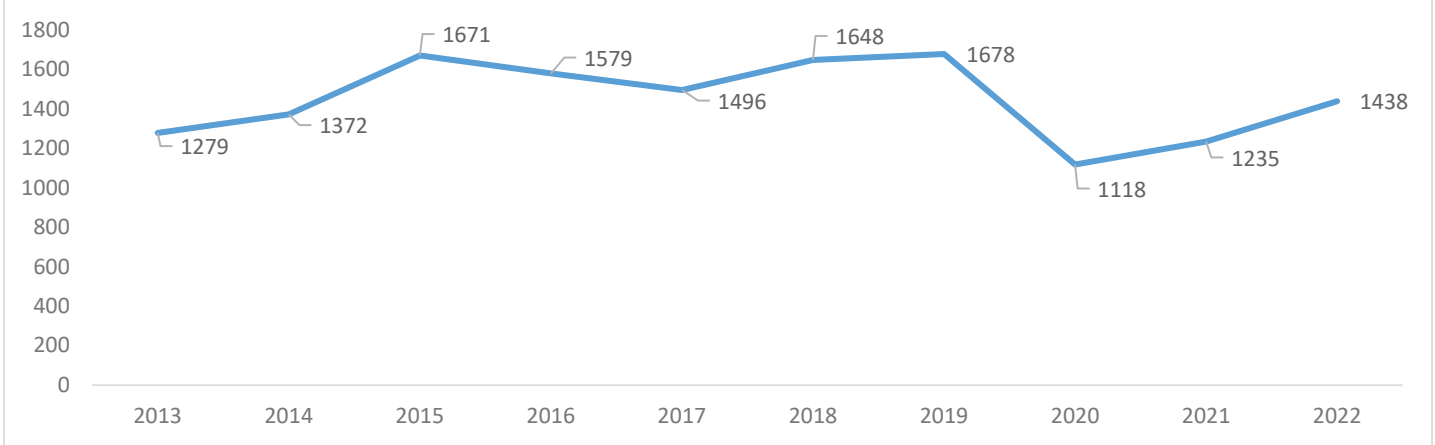
January through June 10-year Trends



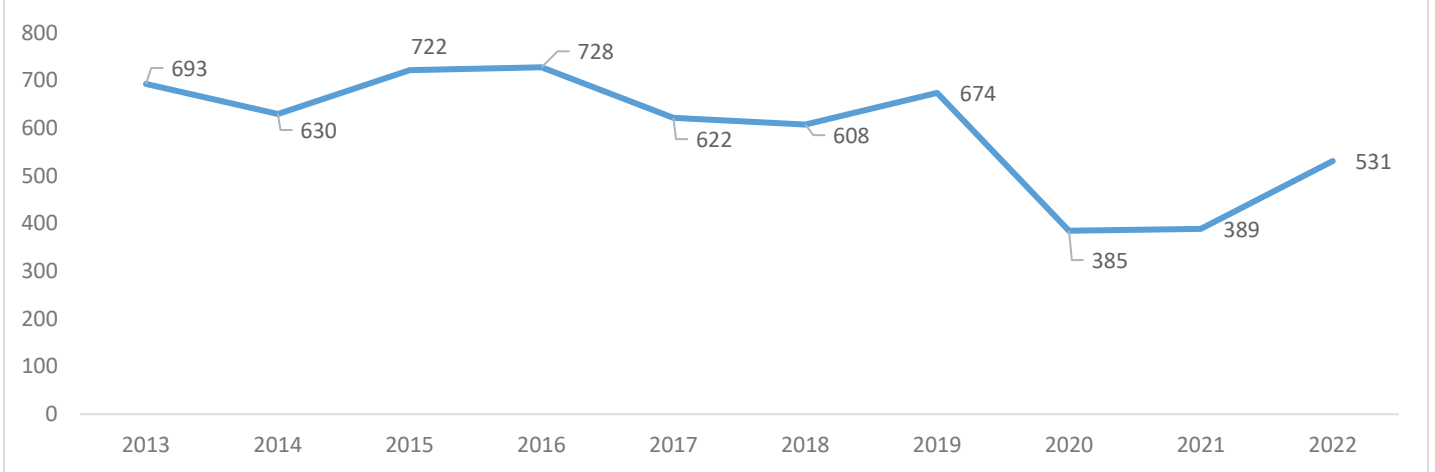
Traffic Stops

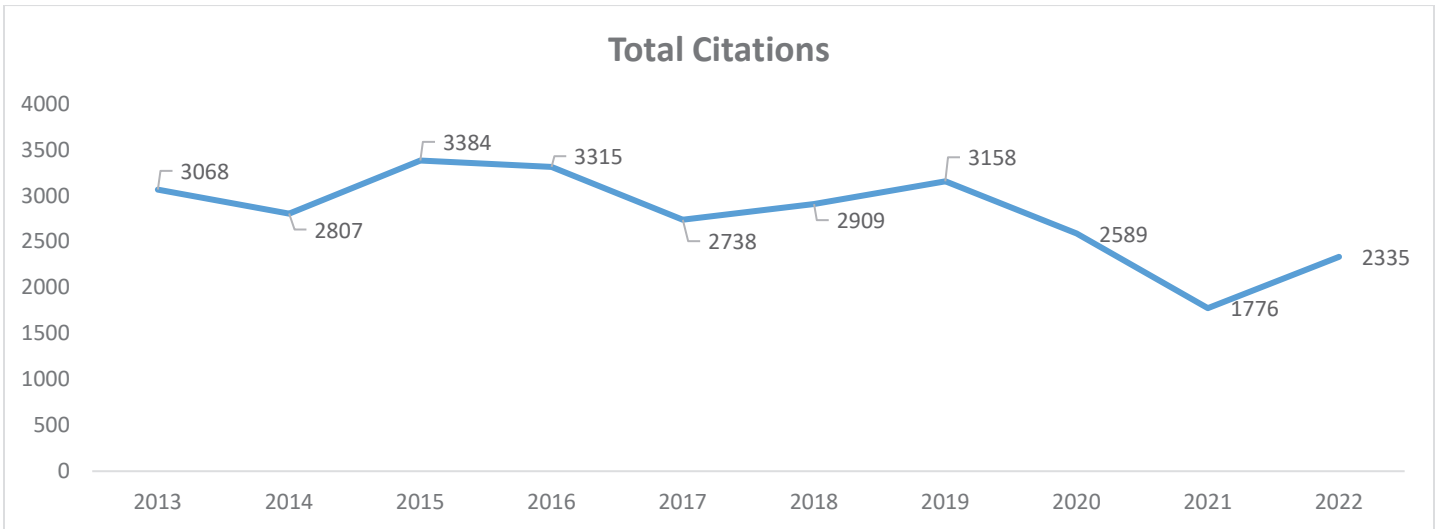
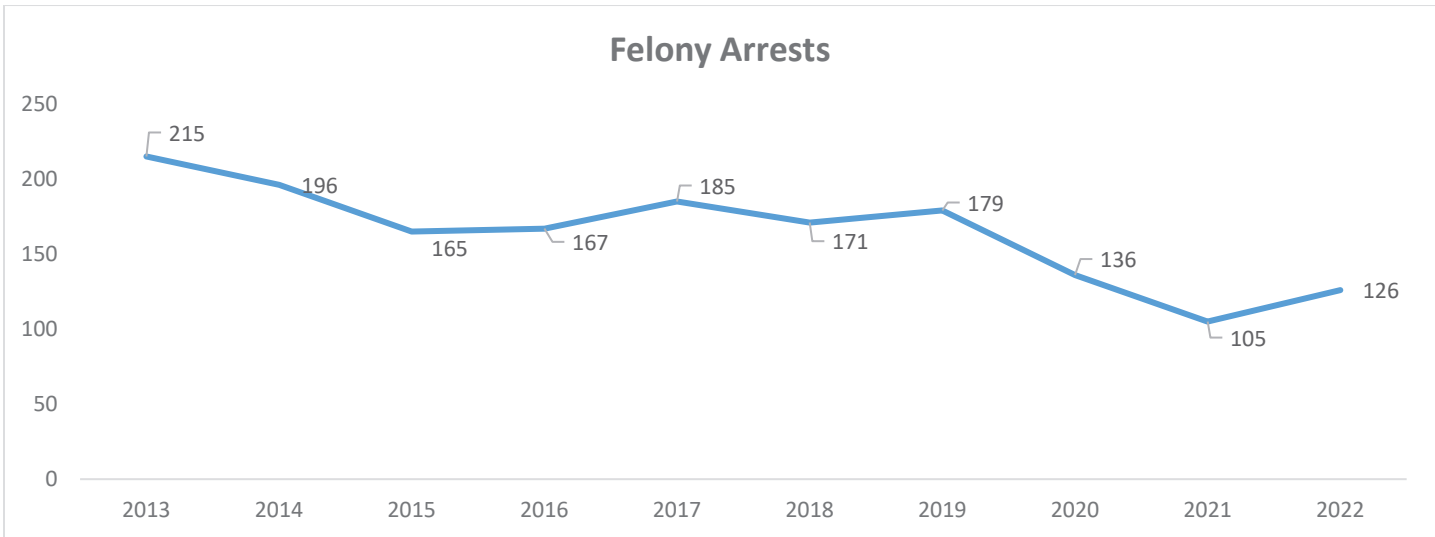
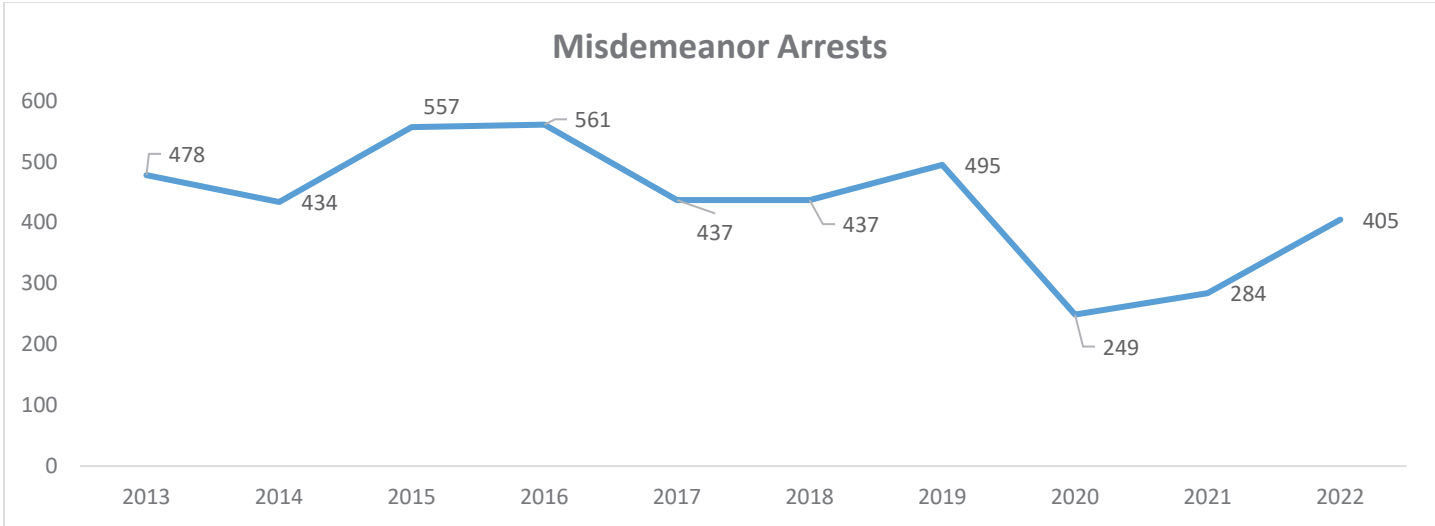


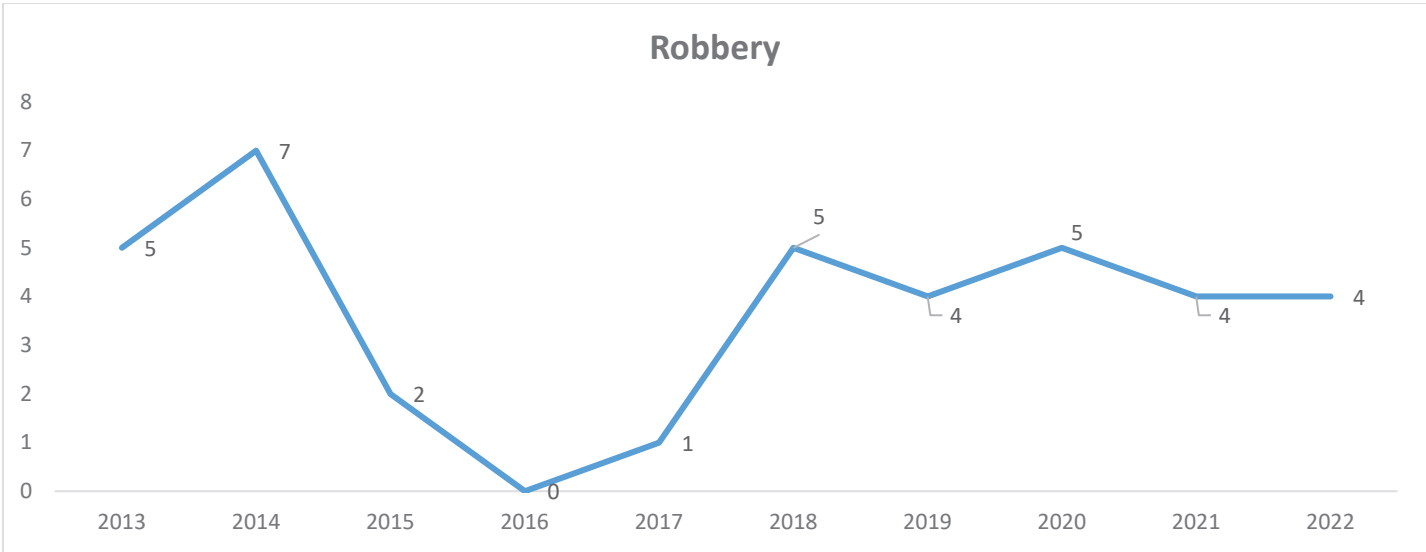
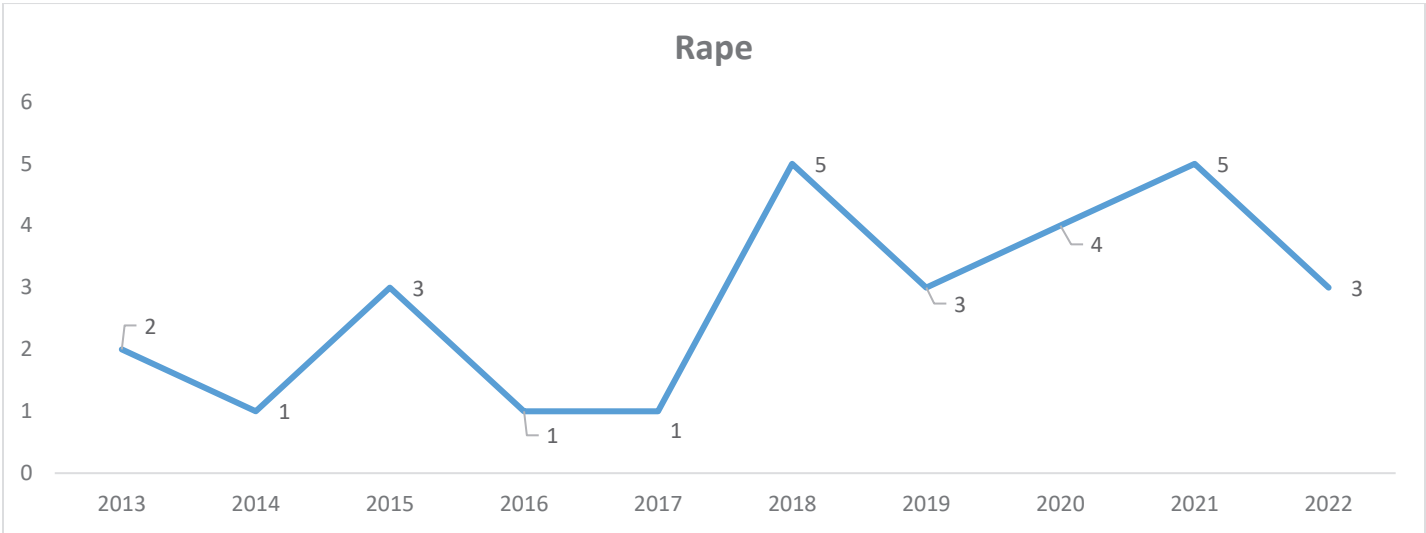
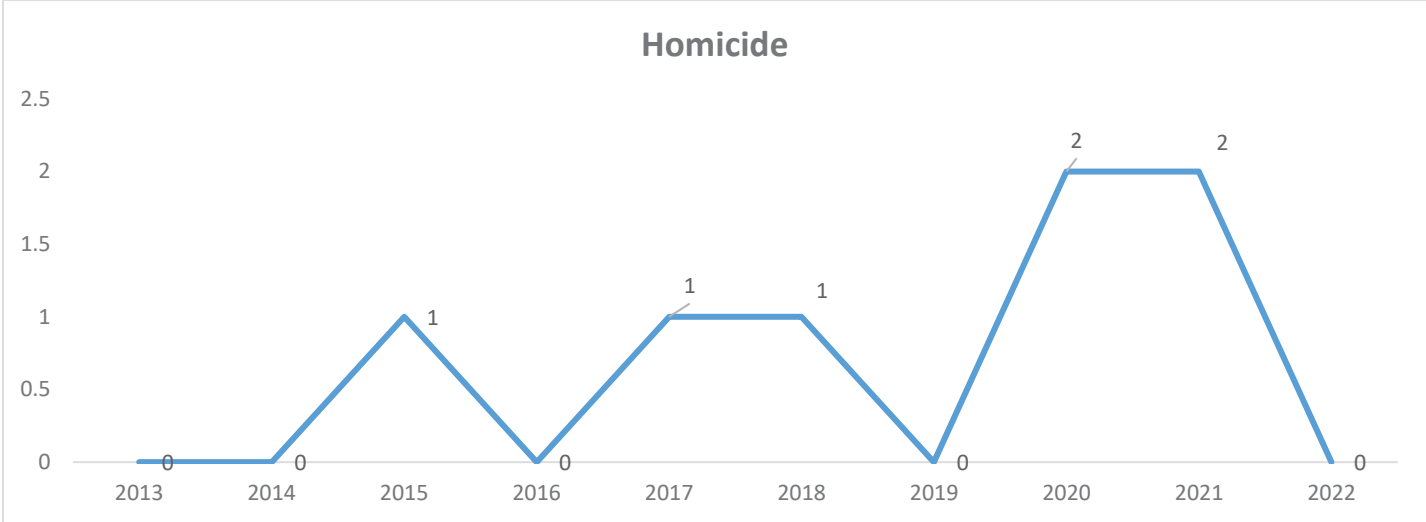
Case Investigations

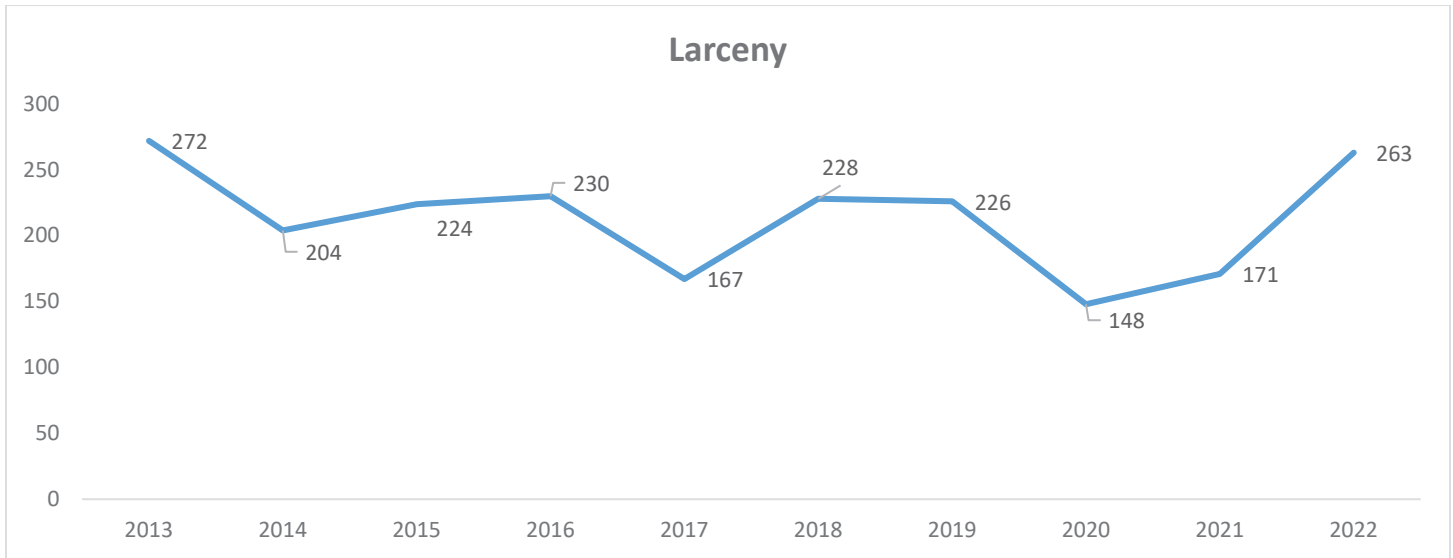
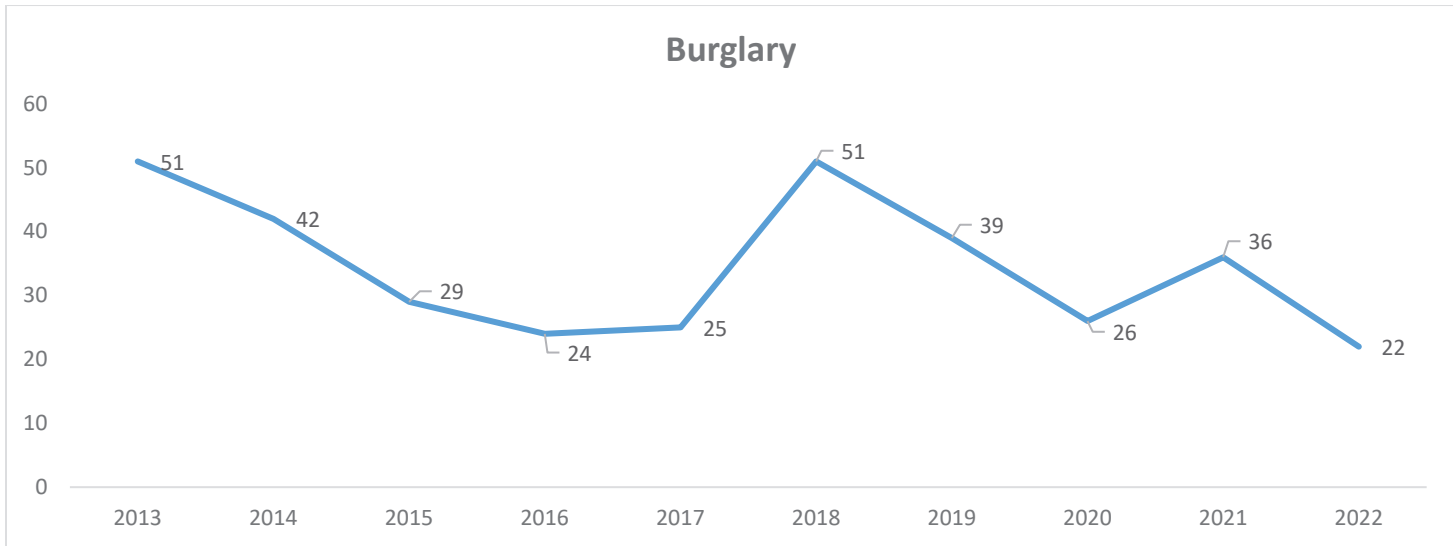
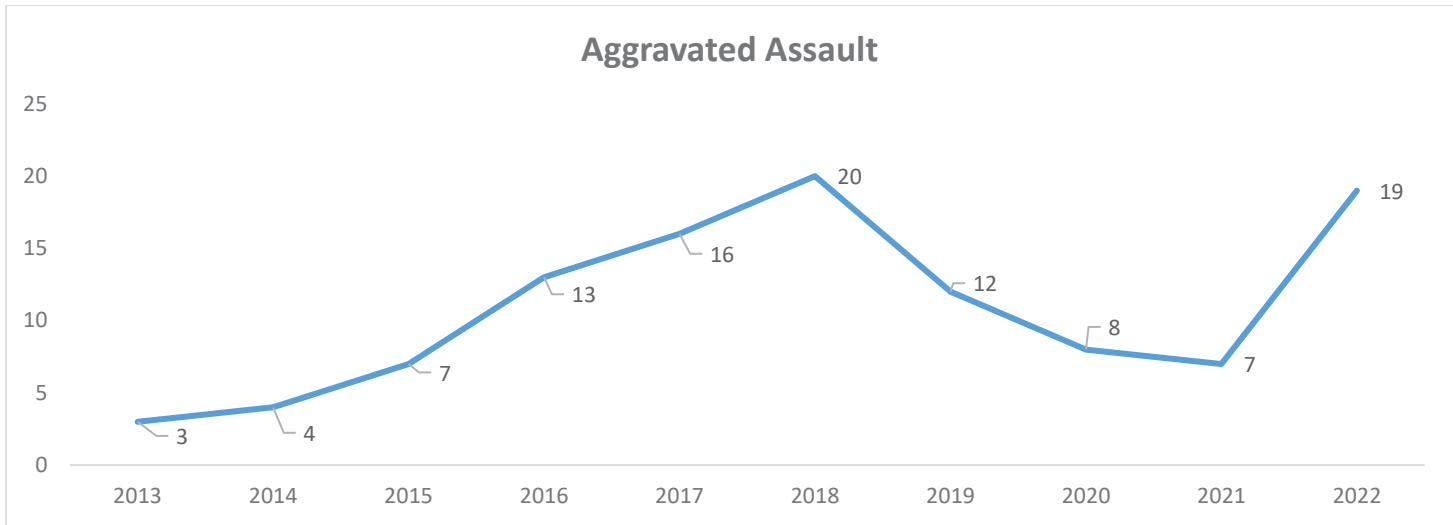


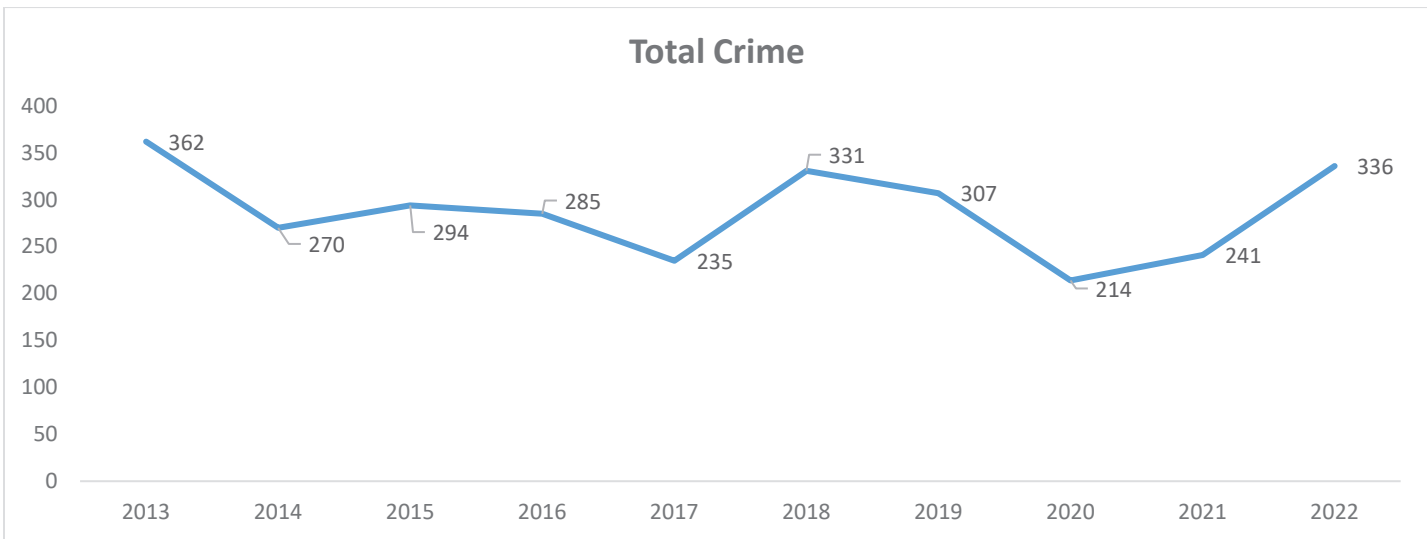
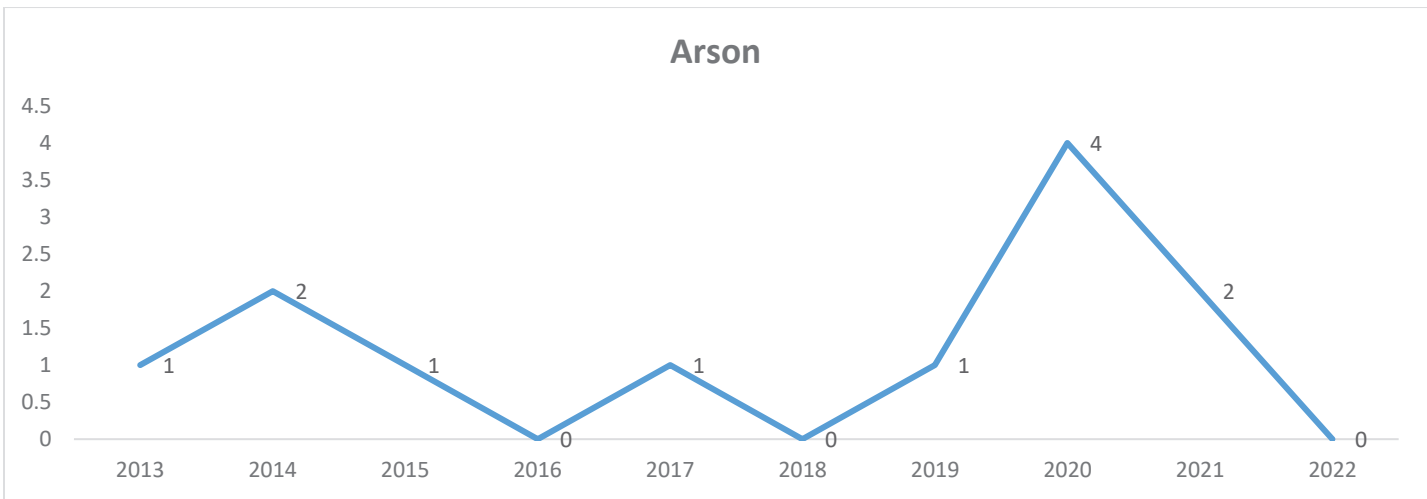
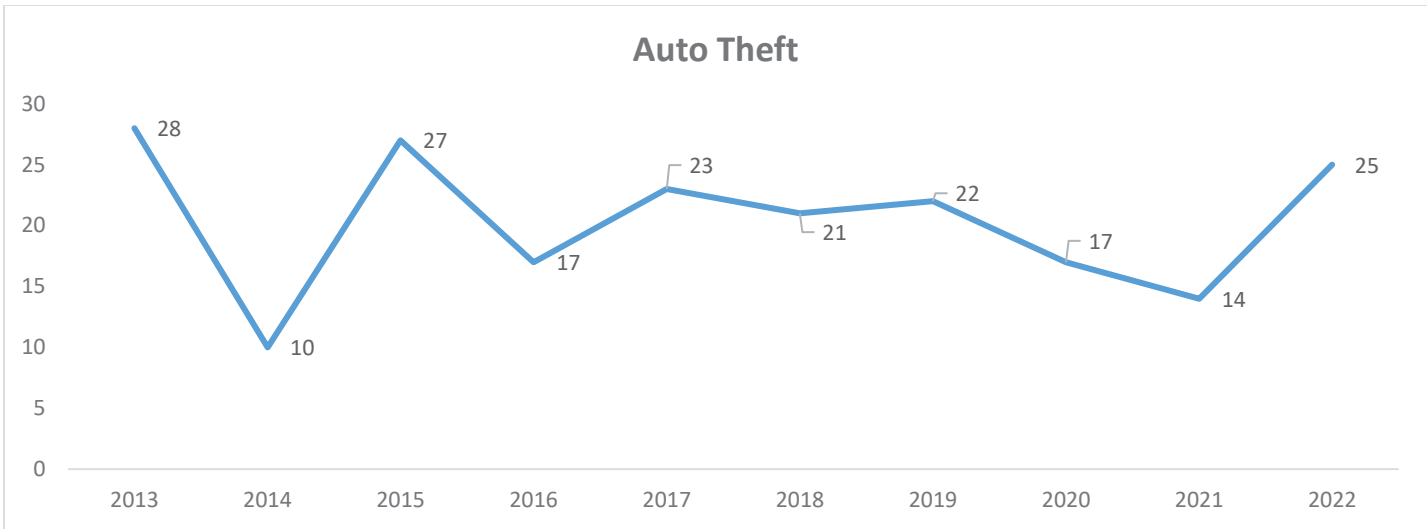
Total Arrests

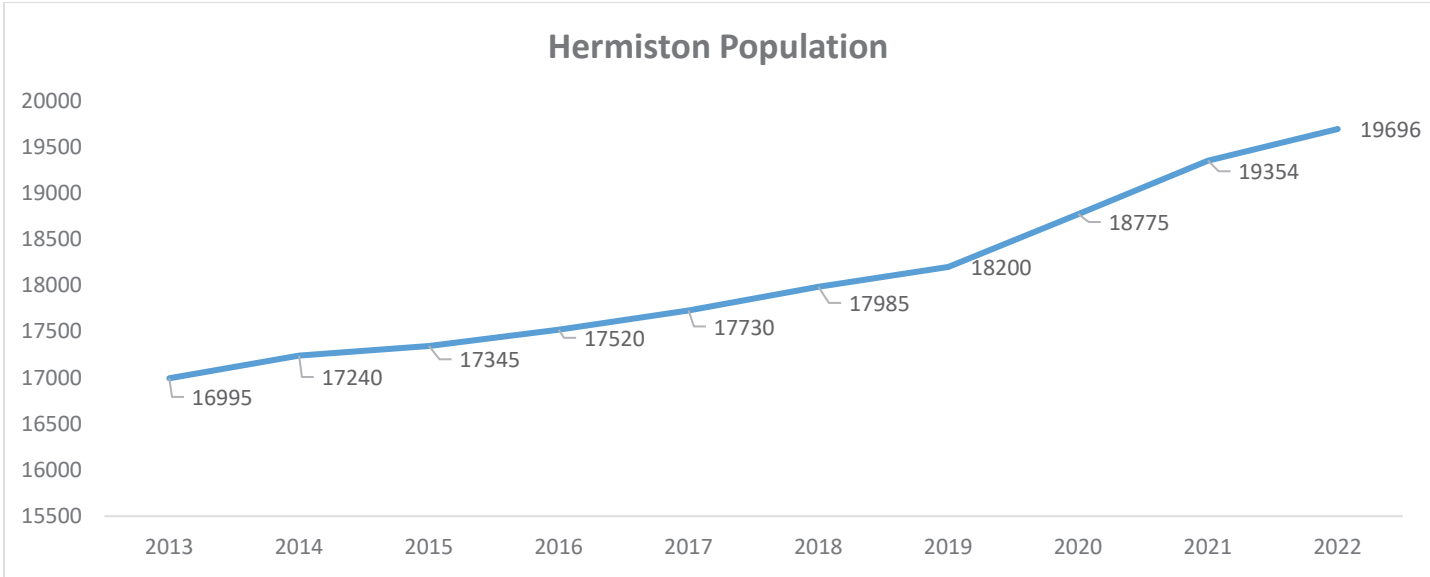
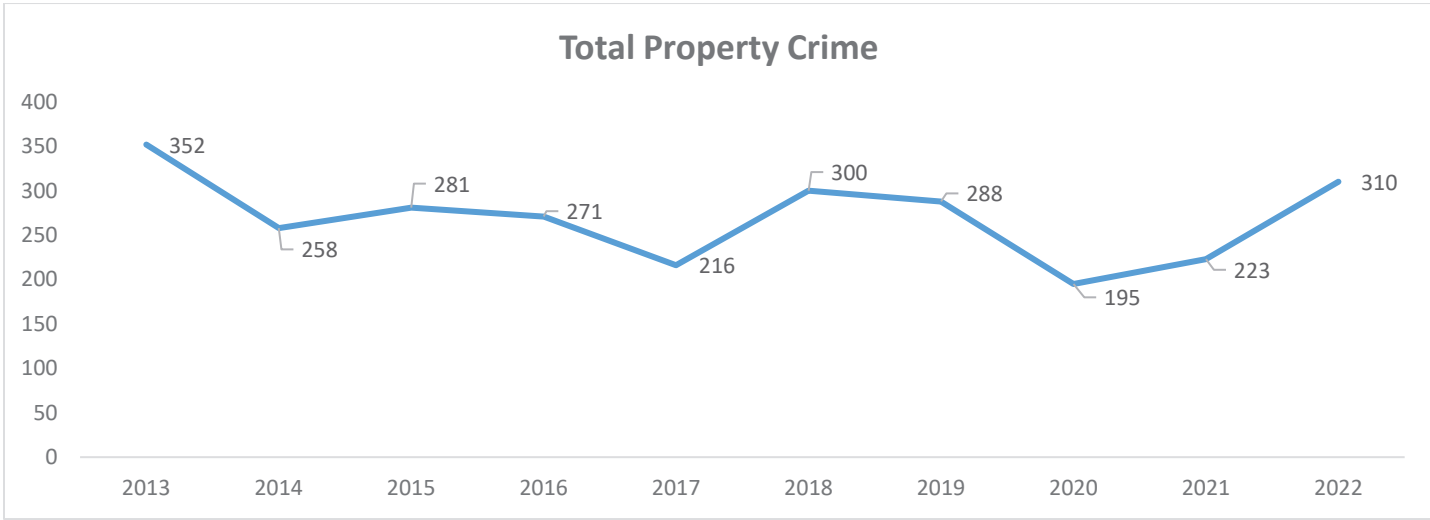
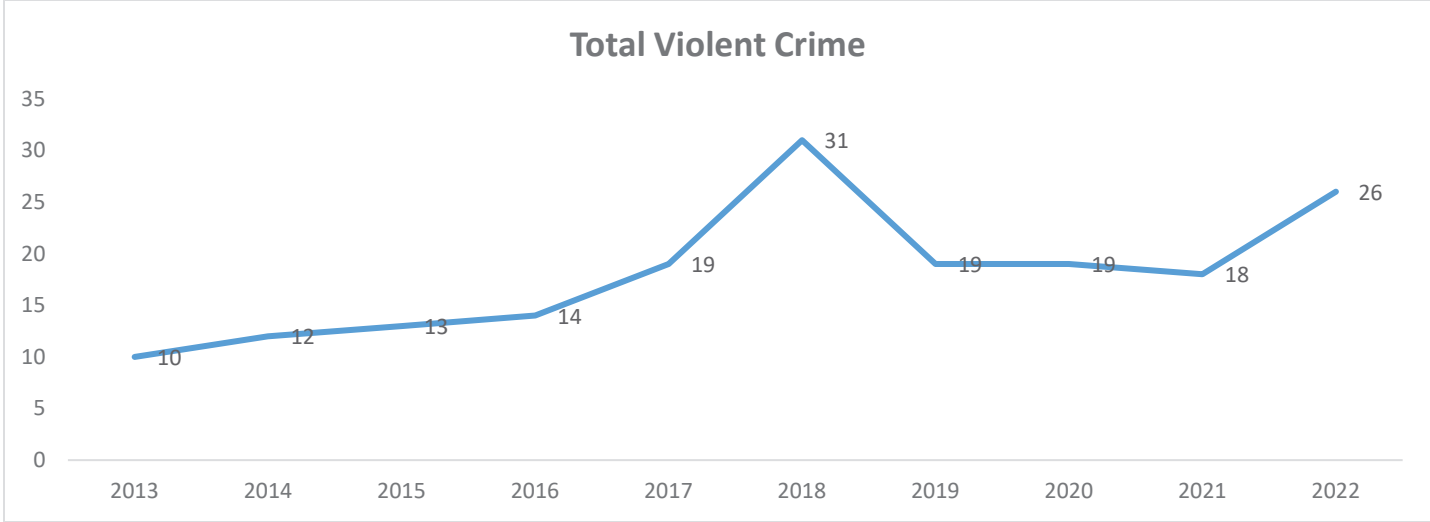












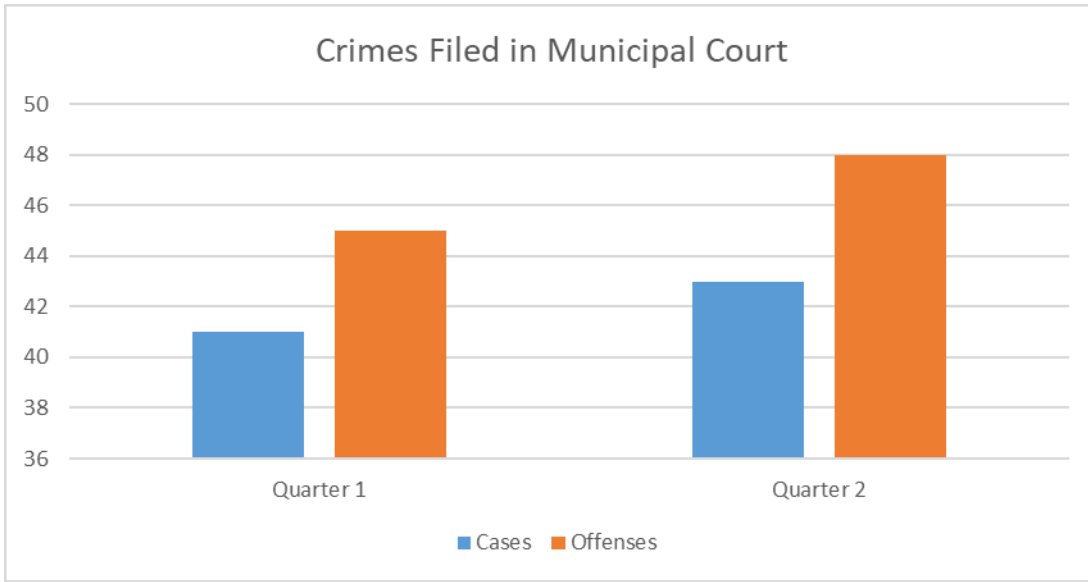


Hermiston Municipal Court

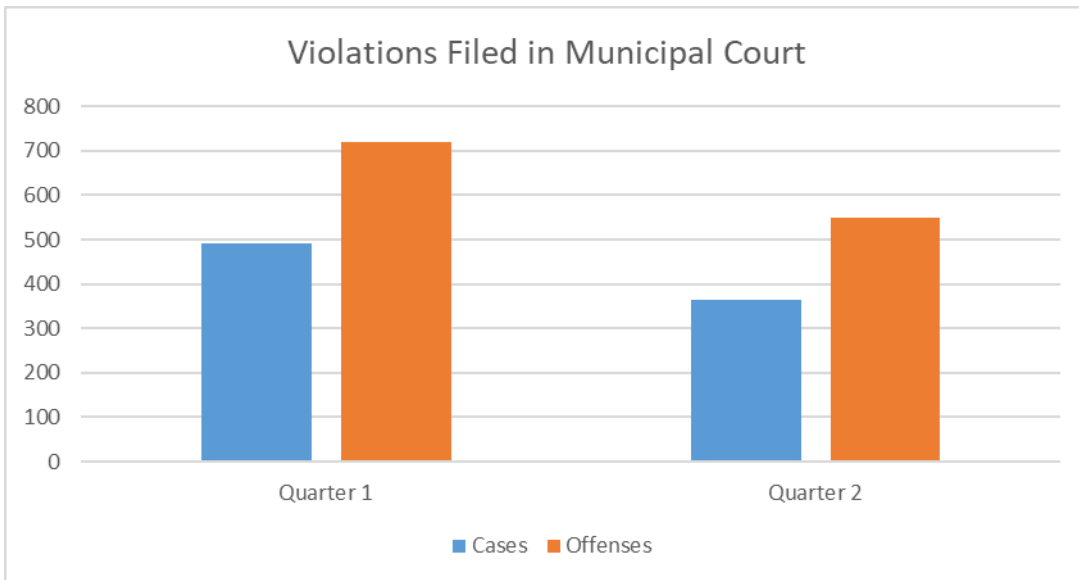
1st & 2nd Quarter Report

July 25th, 2022

MUNICIPAL COURT

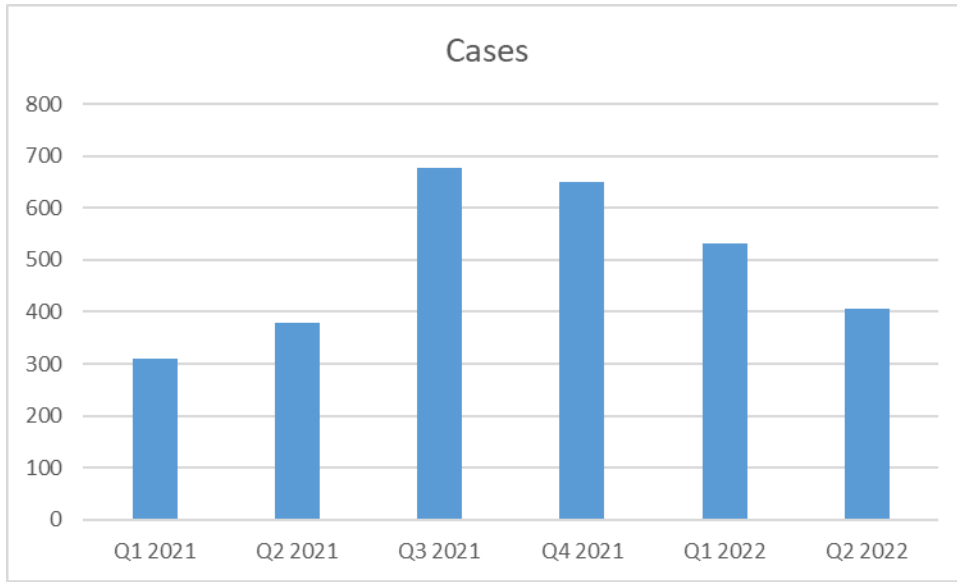


Crimes	Quarter 1	Quarter 2
Cases	41	43
Offenses	45	48

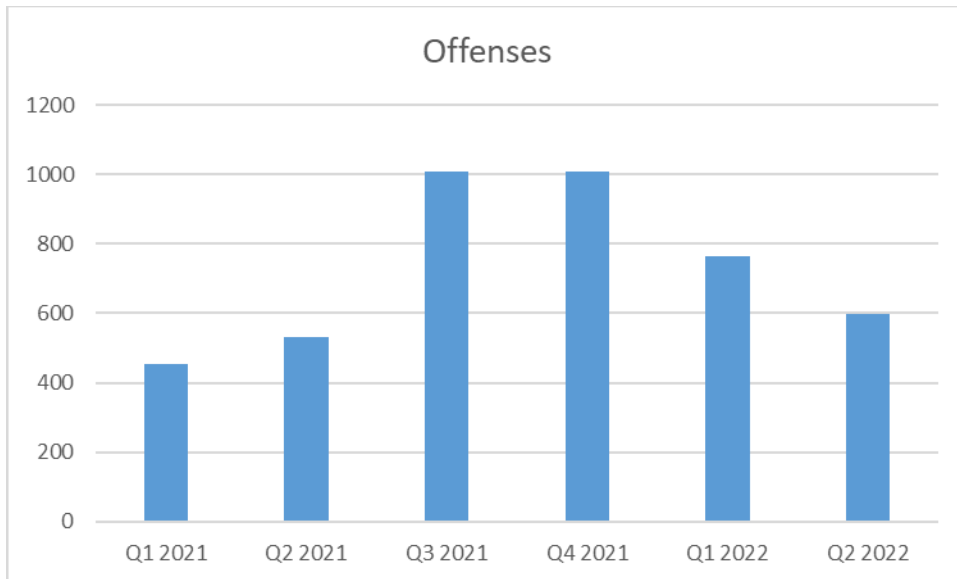


Violations	Quarter 1	Quarter 2
Cases	492	364
Offenses	719	550

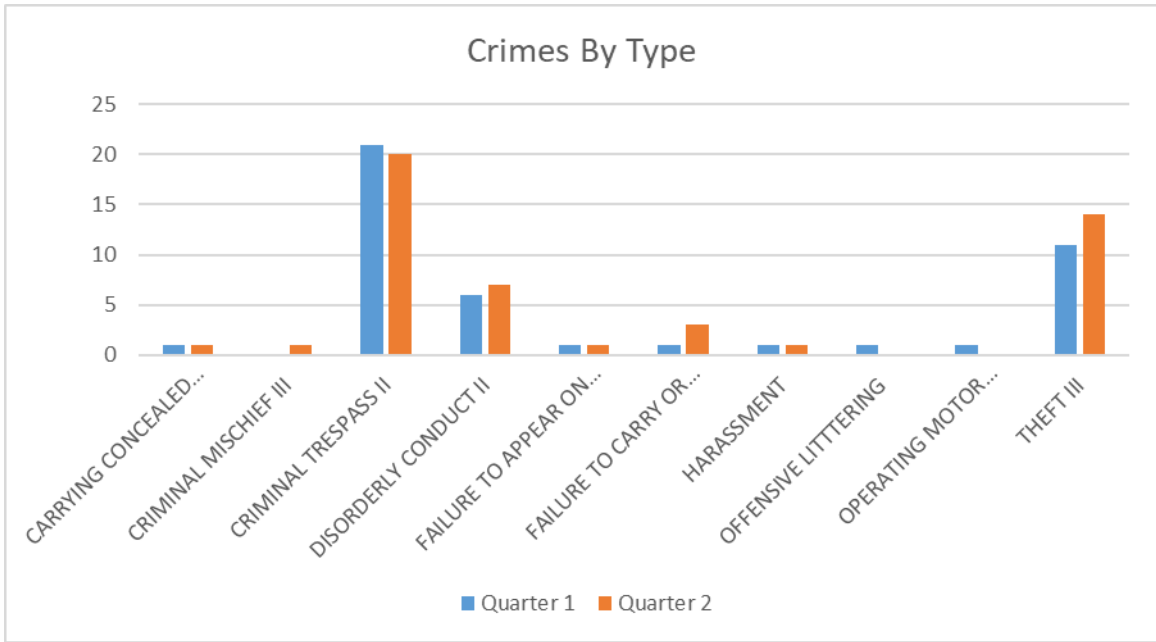
MUNICIPAL COURT



Cases & Offenses Filed 2021-2022	Cases	Offenses
Q1 2021	310	453
Q2 2021	380	530
Q3 2021	677	1008
Q4 2021	650	1010
Q1 2022	533	764
Q2 2022	407	598

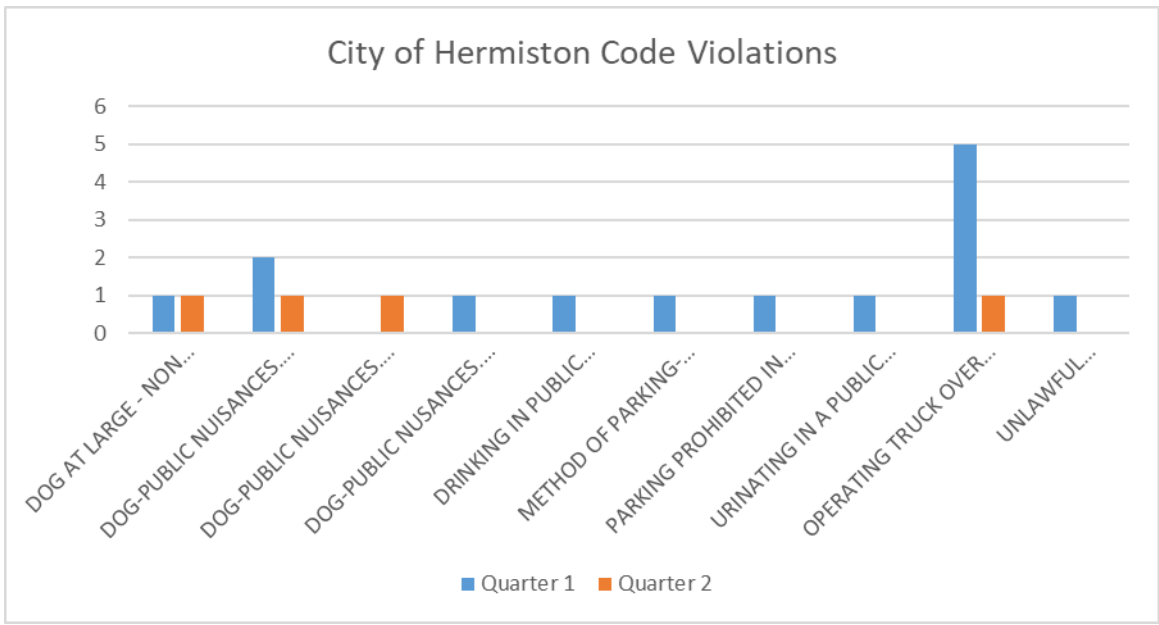


MUNICIPAL COURT

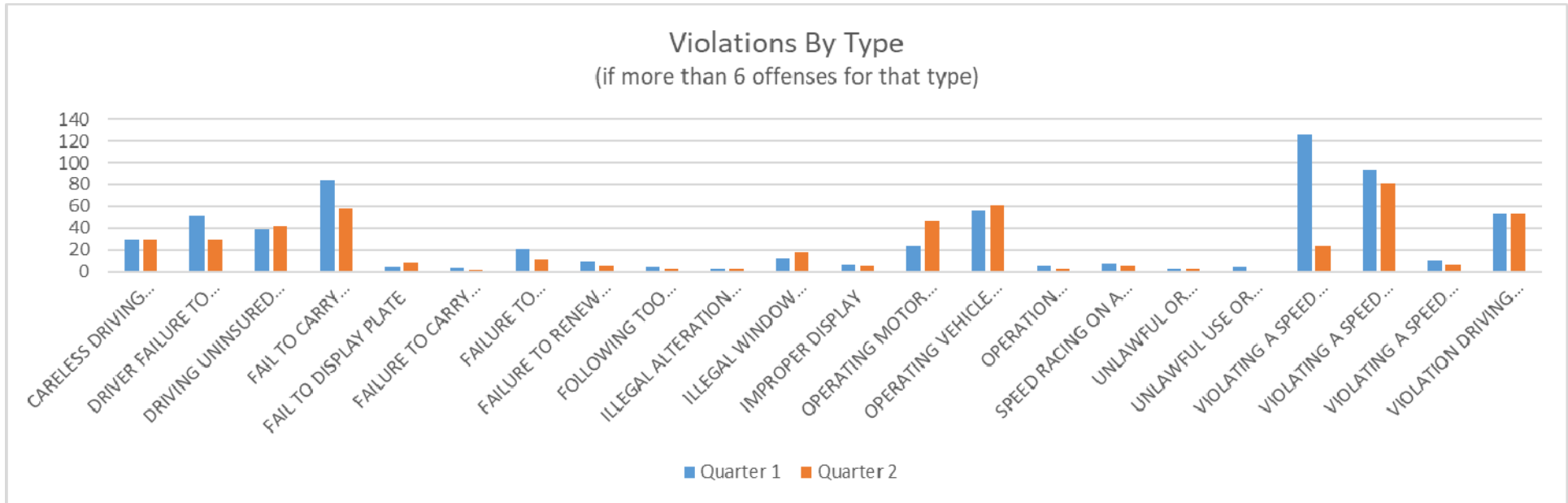


Crimes By Type	Quarter 1	Quarter 2
Carrying Concealed Weapons	1	1
Criminal Mischief III	0	1
Criminal Trespass II	21	20
Disorderly Conduct II	6	7
Failure to Appear on Criminal Citation	1	1
Failure to Carry or Present License	1	3
Harassment	1	1
Offensive Littering	1	0
Operating Motor Vehicle While Using a Mobile Communication Device	1	0
Theft III	11	14

MUNICIPAL COURT



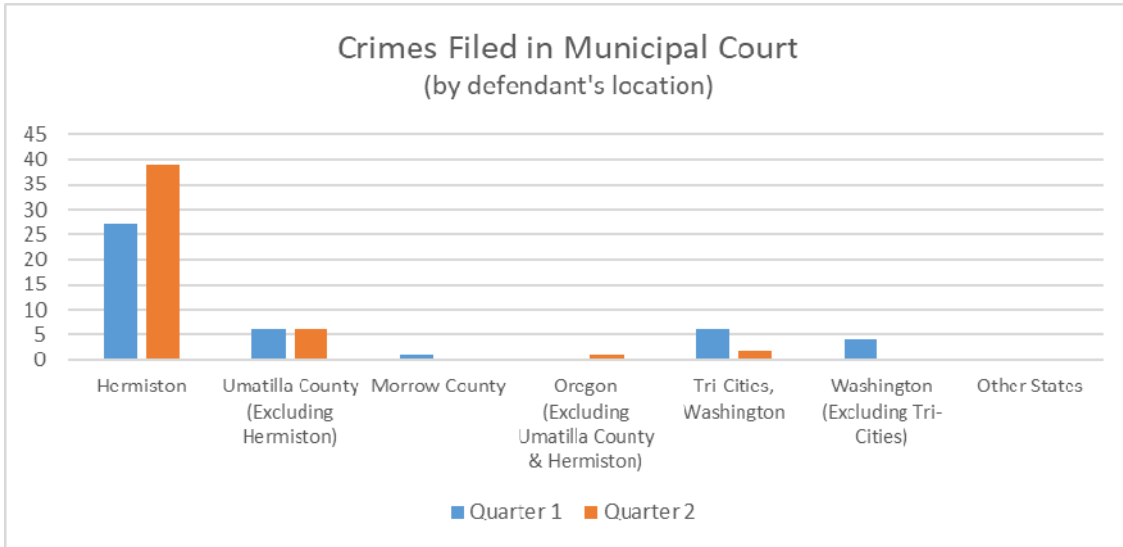
Code Violations By Type	Quarter 1	Quarter 2
Dog at Large- Non Nuisance	1	1
Dog- Public Nuisance, Bites or Attempts to Bite	2	1
Dog- Public Nuisance, Disturbs Any Person by Frequent or Prolonged Noise	0	1
Dog- Public Nuisance, Dog At Large	1	0
Drinking in Public Places- General Offenses	1	0
Method of Parking- Wrong Way Parking	1	0
Parking Prohibited in Certain Locations	1	0
Urinating in A Public Place	1	0
Operating Truck Over City Streets	5	1
Unlawful Storage/Parking Trucks, Trailers	1	0



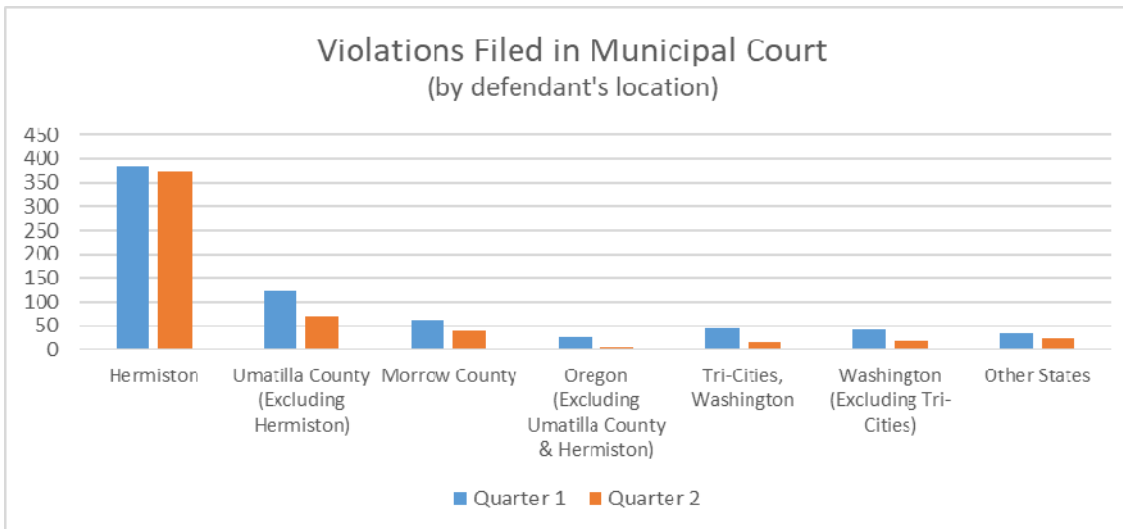
MUNICIPAL COURT

Violations By Type	Quarter 1	Quarter 2
Careless Driving	2	2
Careless Driving with Accident	30	30
Driver Failure to Obey Traffic Control Device	52	30
Driving Uninsured Prohibited	39	42
Fail to Carry Proof of Compliance with Financial Responsibility Req.	84	58
Fail to Display Plate	5	9
Fail to Supervise a Minor	2	3
Failure of Driver Entering Roadway to Yield Right of Way	1	2
Failure to Carry Registration Card	4	2
Failure to Display Out Of State Plates	0	1
Failure to Drive Within Lane	2	3
Failure to Keep Camper, Trailer or Truck In Right Lane	3	0
Failure to Notify Change of Name or Address on Driver License/Permit	1	2
Failure to Pay Registration Fees	1	3
Failure to Properly Use Safety Belts	3	2
Failure to Register Vehicle	21	12
Failure to Renew Vehicle Registration	10	6
Failure to Stop/Remain Stopped for a Pedestrian	0	1
Failure to Yield to Emergency Vehicle/Ambulance	1	1
Following Too Closely	5	3
Illegal Alteration or Display of Plates	3	3
Illegal Backing	0	1
Illegal Stopping, Standing or Parking	4	1
Illegal Window Tinting	13	18
Impeding Traffic	2	0
Improper Display	7	6
Improper Display of Permit	0	2
Improperly Executed Right Turn	0	1
Marijuana Minor in Possession- Vehicle	0	1
Marijuana Minor in Possession	4	1
Obstruction of Vehicle Windows	0	2
Operating Motor Vehicle While Using a Mobile Communication Device With Accident	0	1
Operating Motor Vehicle While Using a Mobile Communication Device	24	47
Operating Vehicle Without Approved Ignition Interlock Device	1	3
Operating Vehicle Without Driving Privileges or in Violation Of License Restrictions (Restrictions)	56	61
Operation Without Required Lighting Equipment	6	3
Possession of Alcoholic Beverages or Entry Of Licensed Premises by Person Under 21	2	1
Speed Racing on a Highway	8	6
Unlawful/Unsignaled Change of Lane	3	1
Unlawful/Unsignaled Turn	3	3
Unlawful Use or Failure to Use Lights	5	1
Unlawfully Applying Graffiti	0	1
Unsafe Passing on Left	1	0
Unsafe Passing on Right	0	1
Use of Prohibited Lighting Equipment	1	1
Violating a Speed Limit 1-10	126	24
Violating a Speed Limit 11-20	94	81
Violating a Speed Limit 21-30	11	7
Violating a Speed Limit 31+	3	0
Violation Driving While Suspended or Revoked	54	54
Violation of Open Container Law	1	0
Violation of The Basic Rule	5	0
Violation of The Basic Rule 11-20	1	0
Violation of The Basic Rule- Weather	1	0

MUNICIPAL COURT

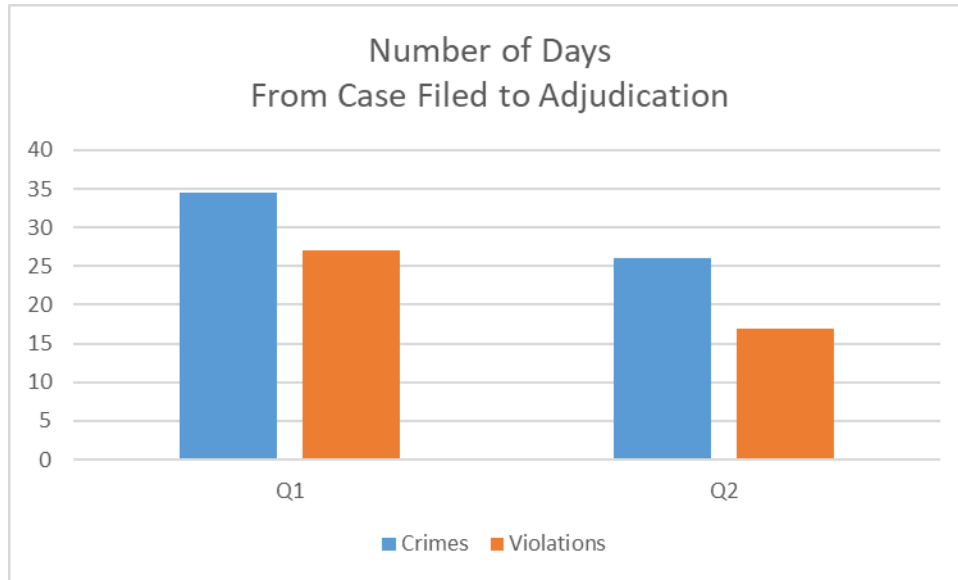


Crimes by Defendant's Location	Quarter 1	Quarter 2
Hermiston	27	39
Umatilla County (Excluding Hermiston)	6	6
Morrow County	1	0
Oregon (Excluding Umatilla County & Hermiston)	0	1
Tri-Cities, Washington	6	2
Washington (Excluding Tri-Cities)	4	0

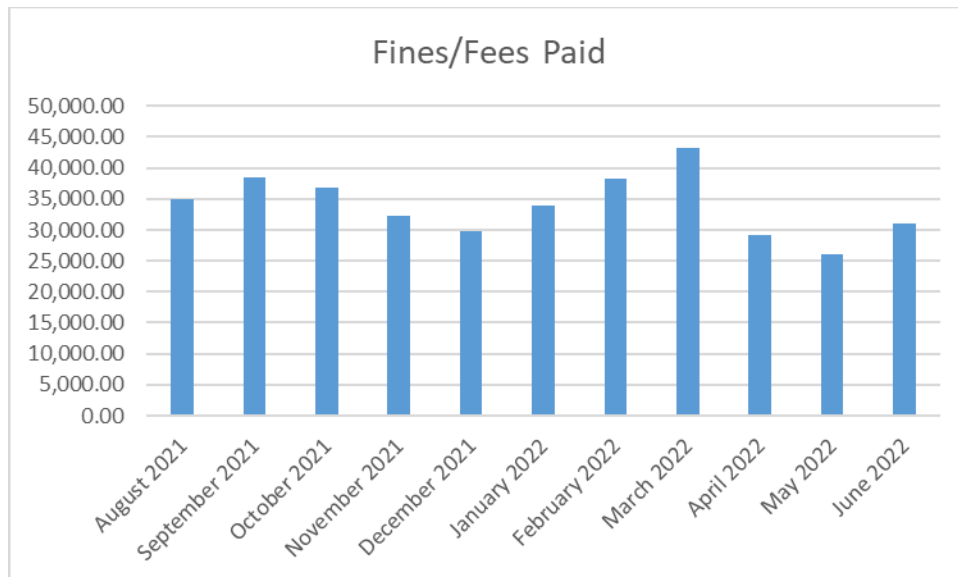


Defendant's Location	Quarter 1	Quarter 2
Hermiston	384	374
Umatilla County (Excluding Hermiston)	124	71
Morrow County	61	40
Oregon (Excluding Umatilla County & Hermiston)	27	6
Tri-Cities, Washington	44	16
Washington (Excluding Tri-Cities)	42	18
Other States	35	25

MUNICIPAL COURT

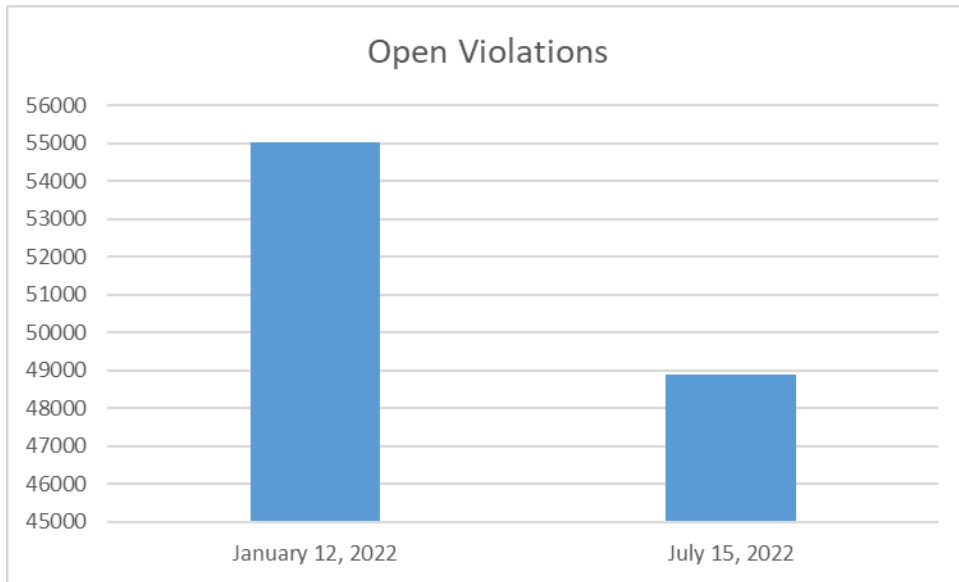


Length of Time from Filing to Adjudication	Quarter 1	Quarter 2
Crimes	34.5 days	26 days
Violations	27 days	17 days



Fines/Fees	August 2021	Sept. 2021	Oct. 2021	Nov. 2021	Dec. 2021	Jan. 2022	Feb. 2022	March 2022	April 2022	May 2022	June 2022
Paid per Month	\$34,897	\$38,377	\$36,816	\$32,260	\$29,695	\$33,820	\$38,346	\$43,305	\$29,089	\$25,969	\$30,958

MUNICIPAL COURT



Open Violations	
Jan. 12, 2022	55,035
July 15, 2022	48,889
Cases closed since March 1, 2022	6,146



CITY COUNCIL

Work Session Meeting Minutes August 8, 2022

Council President Primmer called the work session meeting to order at 6:30pm. Present were Councilors Hardin, Spicerkuhn, Duron, Davis, Barron, and Myers. Mayor Drotzmann and Councilor Peterson were excused. Staff in attendance was: City Manager Byron Smith, Assistant City Manager Mark Morgan, City Attorney Richard Tovey, Chief Edmiston, Planning Director Clint Spencer, Finance Director Mark Krawczyk, and City Recorder Lilly Alarcon-Strong. Youth Advisory Members Julissa Gonzales Mendoza and Manuel Salazar was also in attendance.

Uber Discussion

Assistant City Manager Mark Morgan gave information (PowerPoint Presentation attached) regarding the current Taxi Code and how Uber can fall into this category if they register as a "Taxicab Company" and follow code guidelines to operate; Uber's unwillingness to follow Hermiston's Code or communicate with staff and his verbal and written communication (attached) from an Uber contracted driver, April Milbrodt; the wastefulness of police resources if the City were to enforce the code with Uber drivers; and the financial impact Uber can have on the City's Senior, Disabled, and Workforce Taxi Contracts; and the demand the community is asking for for this service.

Hermiston Taxi Owner, Sundi Marquez, stated she does think that Uber is a great concept for providing rides to a lot of people, however she has concerns with the background check methods Uber uses to verify drivers and the fact that they do not offer wheelchair and handicapped accessible services. Mrs. Marques spoke regarding the financial impact Uber has had on her Taxicab company since they started operating illegally in the City and the long-term impacts and sustainability Uber will have on the City contracted Taxicab services she provides, and the pilot program between the City of Pendleton and Uber and how that would differ from Hermiston as Pendleton has more tourism.

The Council spoke regarding their concerns of the City's possible liability for allowing Uber in the City without proper vetting and the need for Uber and other forms of transportation in the City. After further discussion the Council agreed that staff should continue to research allowing Uber to operate in the City and bring a possible solution before the Council in the near future with more information.

Adjournment

Council President Primmer adjourned the work session meeting at 7:00pm and stated the Council will take a short break before starting the regular City Council meeting at 7:02pm.



TAXI CODE

City Council Work Session 8/8/2022



Current Code for Taxi/Uber

- 2015 changes to City Code
- Uber/Lyft, etc. CAN operate in Hermiston
- Must register as “Taxicab Company”
- Must guarantee 18hr/Day 365 Service
- Drivers must have City Background Check





Uber Negotiation Strategy?

- Completely ignore small towns like Hermiston
- Allow local grassroots demand to force local political discussion?



Taxi Code Scofflaw




scoff·law

/ˈskɒflɔː/

noun INFORMAL • NORTH AMERICAN

a person who flouts the law, especially by failing to comply with a law that is difficult to enforce effectively.

 **April Kowalski-Milbrodt** is with **Lori Carey** and **16 others** at **Main Stylin' Nook Properties.**
2d · Stanfield · 🧑🏻‍🤝‍🧑🏻

!!!!!!UBER UBER UBER!!!!!!
We are on all weekend for Ubering!
Spread the word! Share the Information, we need to get the word out. Pendelton Let'r Uber will be in the Umatilla County parade tomo night! They have done an amazing job bringing this opportunity to OUR area! They are ROCK STARS!

Do Not forget about using Us when your needing a ride to or from Umatilla County Fair next week! and Pendelton Round Up next month!
[#MainRuralUbers](#)



Scofflaw Communication

- Contacted Administration July 6
- Informed of code allowance July 7
- Contacted about challenge contacting Uber 7/14
- Informed City would not contact Uber 7/14
- Contacted that still couldn't contact Uber 8/1
- Invited to 8/8 Work Session 8/1





Enforcement Resources?

- Chasing scofflaws at County Fair?
- Chasing scofflaws regular times?



City Financial Impact

- Senior/Disabled Taxi Contract
 - 14,000 trips per year
- Workforce Taxi Contract
 - 7,000 trips per year
- City Subsidy
 - ~\$40,000/yr
- Projected City Subsidy
 - \$80,000 - \$120,000/yr





Thoughts / Direction?



From: April Milbrodt <stylin_nook@yahoo.com>
Sent: Monday, August 1, 2022 9:25 PM
To: Mark Morgan <mmorgan@hermiston.or.us>
Subject: Re: uber

STOP and VERIFY This message came from outside of the City of Hermiston

appreciate your feedback and i'd love to attend the meeting but i work. your more then welcome to read both my emails i sent this morning and now.

just know that every uber driver must drive a car 2007 or better. they ask for our ins and car registration. they run an extensive background check of our driving and criminal history.

i can gaurantee u that the taxi service does not do this extensive of a background check . i've known and seen some of the drivers they hire. no punn intended. Not to mention the cabs are run down and not necessarily in the best of shape. Or new by any means. The uber vehicles are in way better shape. it's individual s who have a desire to work and manage there own time. and keep there things nice. it's a great look for our communities! Uber and the Taxi service can co habitat together. with out a doubt. Local citizens use taxi, Uber has been the out of town guest, from truck stops and motels. i just picked up a couple of truckers who parked at rest area outside stanfield and went to hospital then pinged us again to go back to truck at rest area. headed to portland tonight from texas. the one had an asthma attack and needed to go to the hospital. it's unbelievable what these out of towners ping uber for!

the ap is safe. if u go off the gps , uber will continue to ask u if u are ok and asks the customer . there is a 911 button also and local law enforcement will get our location immediately. uber sends them to us.

I will reiterate again. that we are doing out of towners. the locals have not been utilizing it yet. when they do it ll be prob 10-15% and after the taxi isn't available. they close at 10pm. our local town people need to get home safe from bars and party's and the taxi does not provide that service fyi. We could.

We do a lot of long distance ubers to that I mentioned in earlier email.

pendelton prob will share there uber contact w u. i was told pendelton made them pay a hefty chunk money. i'm just not having any luck finding that person for u.

our groups getting ready for fair and round up . we plan on getting as many people back and forth as safely as possible and hope that each town appreciates what we are bringing to the table. Pendelton ubers (i'm part there group as well) plans to be i. our parade. we are letting them lol, cause at end of day they are marketing for us because the range is 20 mile radius. they can't get our rural pings...

after fair i will give u feedback on if we had locals or out of towners use us and same with round up.

i know we did alot driving from pend to herm during whiskey fest last month. because overflow stays here in our motels . and Sunday i was busy over here getting them to breakfast and to tri city airport to fly home to there cities.

Please share this information at your meeting. and anyone of them cld call me 541 571 8061 and i will happily answer any of there questions.

Stanfield and Echo are established . Umatilla and Irrigon are on Board. Boardman is ok with it as w
are kinda like you, trying to figure out how to handle it .

Section 7, ItemF.

My city manager and I will be revisiting after pend round up because that will be when the town pend decides if they keep them or not. which will ultimately decide if U er continues to run there ap here in eastern oregon.

If we here in our rural area can prove we can support it maybe they won't shit us down and then pend uber group may end up coming here to help us out and there is nothing pend cld do if we were taking people there.

it's silly for the city forefathers to think this is t going to happen. do they want bootlegging and not have some safety or knowledge of what's going on or do they just want people to do it and everyone is in the dark?

Thanks again for your time. I make great points and hope you get them across to whoever needs to hear h them.

April

[Sent from Yahoo Mail for iPhone](#)

On Monday, August 1, 2022, 4:17 PM, Mark Morgan <mmorgan@hermiston.or.us> wrote:

Hi April,

Thanks for all of this.

So you know, we just finished our weekly staff meeting where we set the City Council agendas, and at 6:30 on August 8 at the Hermiston Community Center, we'll have the City Council do a half-hour workshop to discuss what in the heck they want to do with the taxi code. I'm basically going to ask them if they want to allow Uber or not. I honestly don't care either way, but I don't see any middle-ground on this, because I doubt that Uber will even acknowledge our existence, let alone change their algorithms to account for every little town's unique restrictions.

You're more than welcome to attend that Council work session if you'd like. We don't typically allow "public" comment during the work sessions, but seeing as how you have some critical insight, the Council may be interested in hearing your thoughts. You could also just offer a general public comment later during the actual Council meeting, during the "Citizen Comment" period.

I am not going to be scheduling any action at all for the Aug. 8 meeting, it's purely just to get some clarification as to how they want us to handle this (whether that's bring code changes back to them at a future meeting, or continue the status quo).

Thanks,

Mark Morgan

Assistant City Manager

(541) 567-5521

180 NE 2nd St.

Hermiston, OR 97838

Where Life is Sweet

From: April Milbrodt <stylin_nook@yahoo.com>
Sent: Monday, August 1, 2022 4:00 PM
To: Mark Morgan <mmorgan@hermiston.or.us>
Subject: uber

STOP and VERIFY This message came from outside of the City of Hermiston

I spoke with city mgr of Stanfield and he is gonna contact you .

I have tried unsuccessfully to get the people of uber to understand u need to have them contact you.

You can call city of pendelton , there city hall and ask them there contact person for them. Best I can do.

I have a group of Uber drivers and we are doing mostly out of towners 1-5 a day. trips to portland , spokane etc. some to dinner.

No one asks how it's going or seems to care so i'll just let you know. I have a business license in Stanfield. I'm trying to do what each town wld want. that's why i reached out to each town.

I get from you very little intrest and you want to hear from uber itself. Good luck with that.

Ask Pendelton because I'm getting nowhere. they have someone they are in contact with.

Irrigon basically laughed at me. but gave us the go ahead

Boardman is clueless and will get back to me. but said good luck. Echo wants 5there residents to pay if they drive as does stanfield and umatilla.

It's here so maybe you towns need get on same page and figure it out. Our city manager plans on talking with you when you all meet up.

I have a small group and we are working together to keep hours covered.

April Milbrodt

[Sent from Yahoo Mail for iPhone](#)



Where Life is Sweet

CITY COUNCIL & URBAN RENEWAL AGENCY

Regular Meeting Minutes
August 8, 2022

Council President Primmer called the regular meeting to order at 7:02pm. Present were Councilors Hardin, Spicerkuhn, Davis, Myers, Barron, and Duron. Mayor Drotzmann and Councilor Peterson were excused; Judge Creasing was also excused. In attendance was staff to include: City Manager Byron Smith, Assistant City Manager Mark Morgan, City Attorney Richard Tovey, Chief Edmiston, Planning Director Clint Spencer, Finance Director Mark Krawczyk, Hermiston Energy Services General Manager Nate Rivera, Court Administrator Jillian Viles, and City Recorder Lilly Alarcon-Strong. Youth Advisory Members Julissa Gonzales Mendoza and Manuel Salazar were also in attendance. The pledge of allegiance was given.

Presentation- Hermiston School District Updates

Assistant Superintendent Jake Bacon gave Hermiston School District (HSD) updates to include information regarding: construction, ribbon cutting ceremony's, help with online student registration, hiring additional teachers to fill needed vacancies throughout the HSD, start of school timelines, and partnership with Amazon to tour facilities and explore more items related to robotics, science and math for HSD students.

Youth Advisor Gonzalez Mendoza asked what the HSD plans are for keeping children safe as there is an astonishing increase in physical altercations happening at the middle school level on a regular basis.

Assistant Superintendent Bacon stated there will be an increase in social workers and counselors, as well as a stronger adult presence throughout the school. Children are also always encouraged to seek out school staff and adults if they have concerns.

Citizen Input on Non-Agenda Items

Karen Primmer, Hermiston- thanked the Council for their support of staff assistance to help the Umatilla County Fair Parade be successful and safe. Mrs. Primmer also wished her husband, Council President Primmer, a Happy Birthday.

The Council also wished Council President Primmer a Happy Birthday.

Consent Agenda Items

Councilor Davis moved and Councilor Hardin seconded to approve Consent Agenda items A-D, to include:

- A. Committee Vacancy Announcements
- B. Confirmation of appointment to the EOTEC Advisory Committee: Patrick Collins, Position 5, 3-year term ending June 30, 2025.
- C. Recommendation of appointment to the Parks and Recreation Committee: Carlisle Harrison, Position 4, 3-year term ending October 31, 2025.
- D. Recommendation of appointment to the Parks and Recreation Committee: Erica Juarez, Position 5, 3-year term ending October 31, 2025.

Motion carried unanimously.

Motion to Proceed with Airport Hangar Reconstruction

Assistant City Manager Morgan presented information from the City Council Agenda Packet regarding the proposal to demolish the 10-space Open T-Hangar and replace it with a 10 to 18 space Closed T-Hangar. The closed T-Hangars are more sought after and can also be rented for a higher price than the open T-Hangar area



CITY COUNCIL & URBAN RENEWAL AGENCY

Regular Meeting Minutes
August 8, 2022

that is not being completely utilized as well. Assistant City Manager Morgan stated staff and the Airport Advisory Committee is recommending to immediately begin on the design engineering and solicitation of bids in the hope of constructing these units in the Summer of 2023.

After some discussion, Councilor Barron moved and Councilor Spicerkuhn seconded to accept the staff report and direct staff to proceed as outlined. Motion carried unanimously.

Update of Goal Setting Report

City Manager Smith presented information from the City Council Agenda Packet regarding the 2022 adopted goals from the Goal Setting Session facilitated by Sara Singer Wilson.

After much Council and Staff discussion, Council President Primmer stated the update given from City Manager Smith was informational only and no action is being requested.

Committee Reports

None given.

Council President's Report

Council President Primmer spoke regarding:

- Thanked all the departments who participated in the County Fair Parade, specifically the Police and Street departments
- Encouraged the public to attend the Fair and Rodeo August 10-13

Council Reports

Councilor Myers thanked City Recorder Lilly Alarcon-Strong and Human Resources Specialist Crystal Inners for all of their work organizing the Council Parade Float for the Umatilla County Fair Parade. The Council agreed.

City Recorder Alarcon-Strong thanked the Council and stated it was a team effort that involved Assistant City Recorder Heather La Beau, and staff members from the Recycled Water, Street, and Parks and Recreation Departments.

Councilor Duron and Barron stated they both attended the National Night Out event for the first time. It was a great event involving the community, Police and Fire departments and are looking forward to participating in the future.

Youth Advisory Report

Advisor Gonzales Mendoza stated the parade event was very fun and it was great to see the child like wonder that it brought to everyone who participates and attends the parade.

City Manager's Report

City Manager Smith spoke regarding:

- City Manager written evaluations are due by 8/17 not 8/09
- City Hall updates



CITY COUNCIL & URBAN RENEWAL AGENCY

Regular Meeting Minutes
August 8, 2022

- Updates on the West Cherry House that constituents complained about at the last meeting, to include:
 - City working with the offices of Parole and Probation for warrant checks
 - Code Enforcement has given the occupants a specific time frame to clean up the code violations
 - Police, HES, and Parks and Recreation are working to add pole cameras at Greenwood Park that would face the home in question, among other areas, for the Police Department to monitor

Council President Primmer thanked staff for acting quickly in response to citizen complaints.

Recess the City Council Meeting and Convene the Urban Renewal Agency Meeting

Council President Primmer recessed the City Council meeting at 7:55pm and immediately convened the Urban Renewal Agency Meeting.

Southwest Hermiston Urban Renewal Area (SHURA) Draft Plan Presentation

Assistant City Manager Morgan, Elaine Howard from Elaine Howard Consulting, LLC, and Luke Pickerill from Monte Vista Homes gave information regarding the proposal to develop an Urban Renewal Plan for a 353-acre residential area in the southwest area of the City, referred to as the Southwest Hermiston Urban Renewal Area (SHURA). Information was presented (PowerPoint Presentations attached) regarding what the legal process would be for its formation and why there is a need to extend public utilities to the proposed SHURA area, including: property development which will consist of nearly 600 housing units with many different housing options (single family, multi family, senior housing), an elementary school, fire station, commercial zones, parks, trails, and other amenities.

After much discussion and answering questions from the HURA Members, Member Barron stated he wanted to go on the record stating he believes the City should consider extending the Southwest Urban Renewal Area through 11th Street to beautify the businesses in that area and if not now, then the City should consider beautification of this area a priority in the near future. Member Davis moved and Member Spicerkuhn seconded to direct staff to move the plan forward for public comment and input from taxing districts as presented with no amendments. Motion carried unanimously.

Adjournment of the Urban Renewal Agency Meeting and Reconvene the City Council Meeting

There was no other HURA business and Vice Chair Primmer adjourned the HURA meeting and immediately reconvened the City Council meeting at 8:55pm.

Recess for Executive Session

At 8:56pm Council President Primmer announced that the City Council of the City of Hermiston will now meet in Executive Session in the Rotary Altrusa Room for the purpose of discussing preliminary negotiations involving matters of trade or commerce.

The Executive Session is held pursuant to ORS 192.660 (2) (g) which allows the Council to meet in Executive Session to consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.



Where Life is Sweet

CITY COUNCIL & URBAN RENEWAL AGENCY

Regular Meeting Minutes
August 8, 2022

Representatives of the news media and designated staff shall be allowed to attend the executive session. All other members of the audience are excluded. Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the general subject of the session as previously announced. No final decision may be made in executive session. At the end of the executive session, the council will return to open session which the audience may attend. The executive session will last approximately 30 mins.

Reconvene and Adjournment

Council President Primmer reconvened and adjourned the City Council meeting at 9:33pm as there was no other City business.

SIGNED:

Douglas Primmer, Council President

ATTEST:

Lilly Alarcon-Strong, CMC, City Recorder

DRAFT



SHURA DRAFT PLAN

HURA 8/8/2022



What's being asked?

- Staff directed to develop plan- March, 2022
- Receive draft plan
- Move forward for 2 months public comment
- Final decision in October



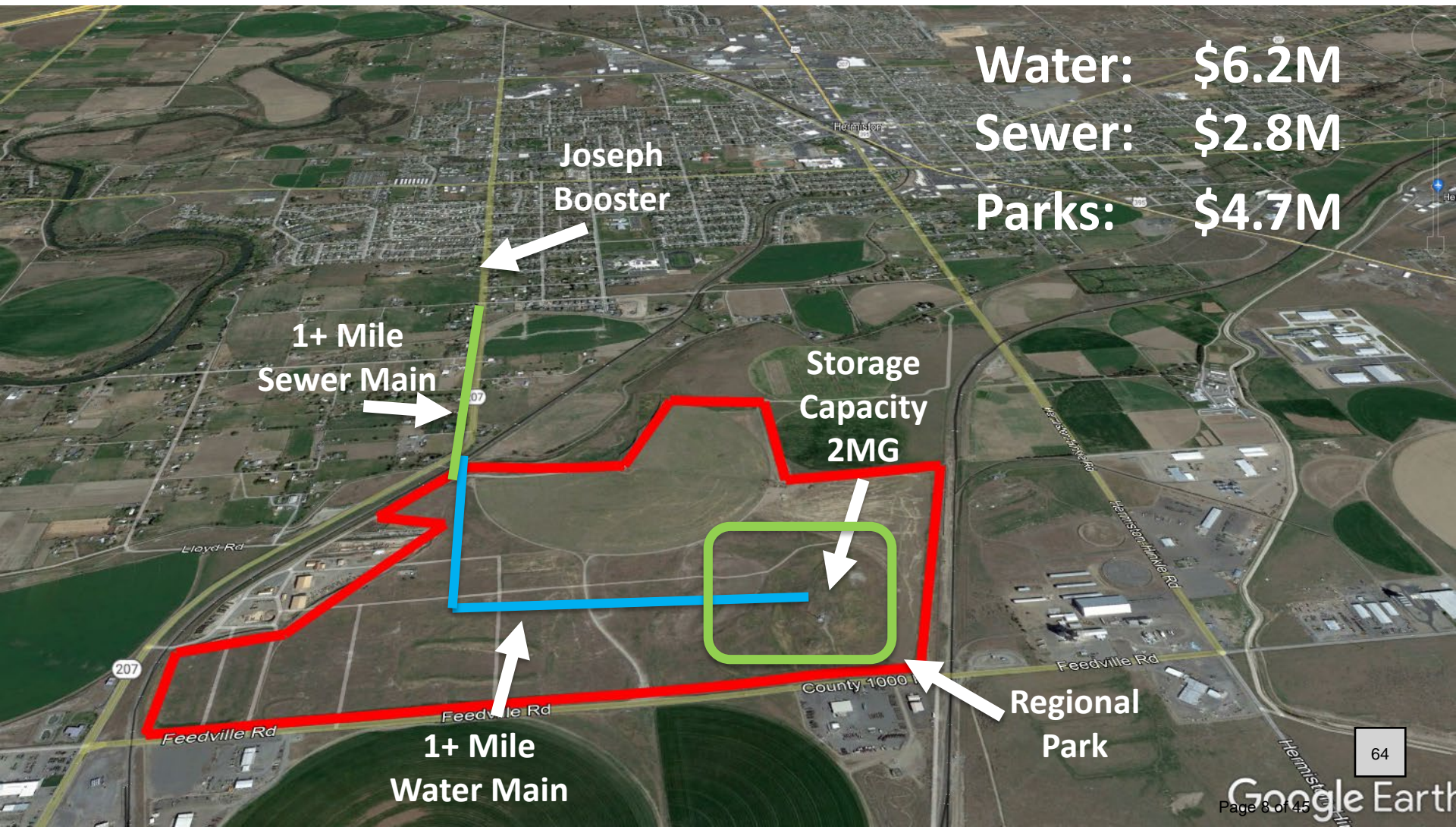


Why are we doing this?

- Extend Utilities
- Largest remaining residential tract in City
- 600+ housing units built since 2017
 - 142 Year to Date in 2022
- More land supply necessary



Blight: Lack of Utilities



Water: \$6.2M
Sewer: \$2.8M
Parks: \$4.7M



How does it work?

- Elaine Howard Consulting
- Diverts NEW tax to pay for improvements





Impact to Existing Services?

- Revenue Sharing begins at 10%
- Diversion capped at ~280 homes
 - Remaining 1,000 homes go to districts as normal
- Bonds not impacted
 - HSD Bond = Extra \$6.6M over 20 years
 - UCFD1 Bond = Extra \$300,000 over 20 years





Other Impacts- Development Agreement

Section 7, Item F.

- City & Developer Cover debt in early years
- Developer donates 1.5ac land to UCFD1
- Impact Fee per home paid to UCFD1
- Traffic Impact Fee per home pending TIA





Risk to City?

- Shared Debt Obligation = Max ~\$500,000/yr
 - Capacity in Utility Fund to absorb
 - Water improvements benefit/serve entire city





Worst Case Scenario?

- Debt Term assumed at 20 years vs 30
- Assumes \$12M incurred Day #1
- Absorption assumed at just 30 per year
- Occupancy assumed in 2027



HERMISTON URBAN RENEWAL AGENCY

Section 7, Item F.





ROADMAP

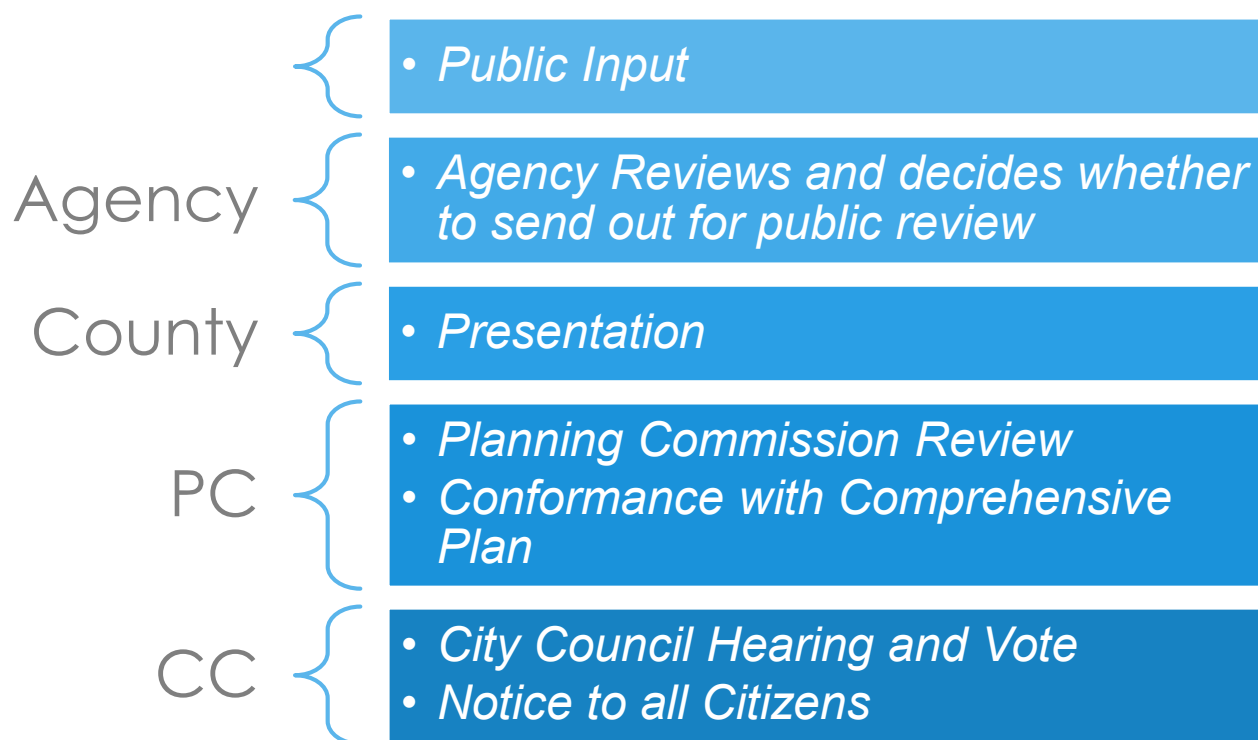
1. Role of Agency
2. Plan Overview
3. Process

ROLE OF AGENCY

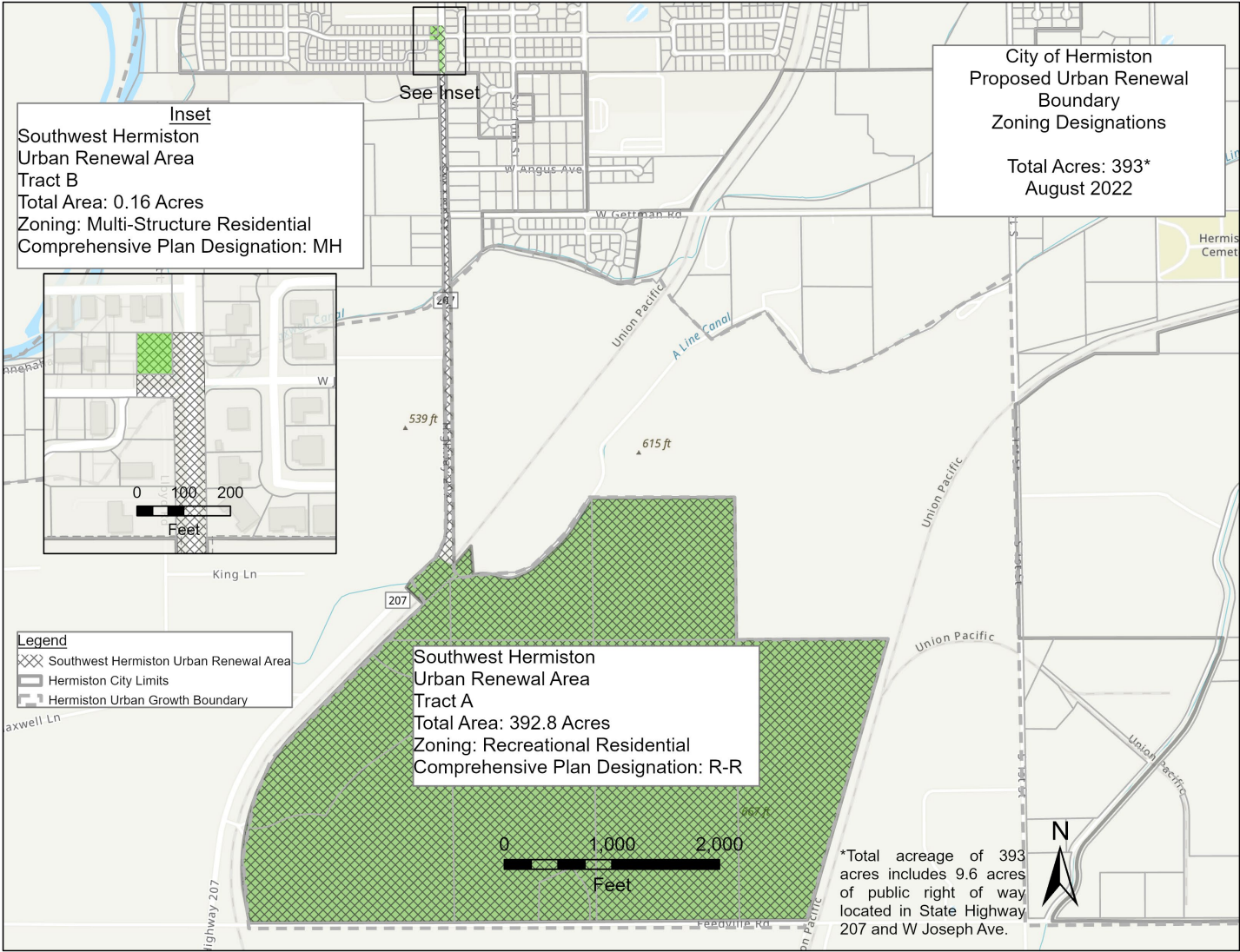
To determine whether the Southwest Hermiston Plan should undergo the “Public Review” process, including:

1. Taxing districts consult and confer
2. Planning Commission review for conformance to Comprehensive Plan
3. County briefing
4. City Council hearing and vote

HOW IS A PLAN AMENDMENT ADOPTED?



BOUNDARY



STATUTORY LIMITATIONS

	Acreage	Assessed Value
A. City of Hermiston Downtown Urban Renewal Area	125.2	\$42,262,899
B. Southwest Hermiston Urban Renewal Area	392.8	\$3,121,349
C. Total Acreage/Assessed Value in URAs	518	\$45,384,248
D. Excess Value		\$15,049,186
E. City of Hermiston	5,402	\$1,168,246,817
% of City Acreage $= (C/E)$	9.6%	
% of City Assessed Value $= (C/(E-D))$		3.94%

PROJECTS

- A. Infrastructure Upgrades
- B. Parks and Pathways
- C. Developer Incentives
- D. Administration

PROJECTS

- A. Infrastructure Upgrades
 - 1. Water transmission line
 - 2. Joseph Booster Pump Station upgrades
 - 3. Sewer main line
 - 4. 2 million gallon reservoir

PROJECTS

B. Parks and Pathways

Community Park development

Develop parks within the Area including but not limited to: (1) A large 38-acre community park with amenities designed to enhance the desirability of the entire area, and (2) several smaller neighborhood parks and trails throughout the Area with amenities designed to serve more local demands within the Area

PROJECTS

C. Developer Incentives

System Development Charge reimbursement for development of workforce housing

D. Administration

Financing fees

General administration, including annual reporting, financial statements, and administration of the Plan.

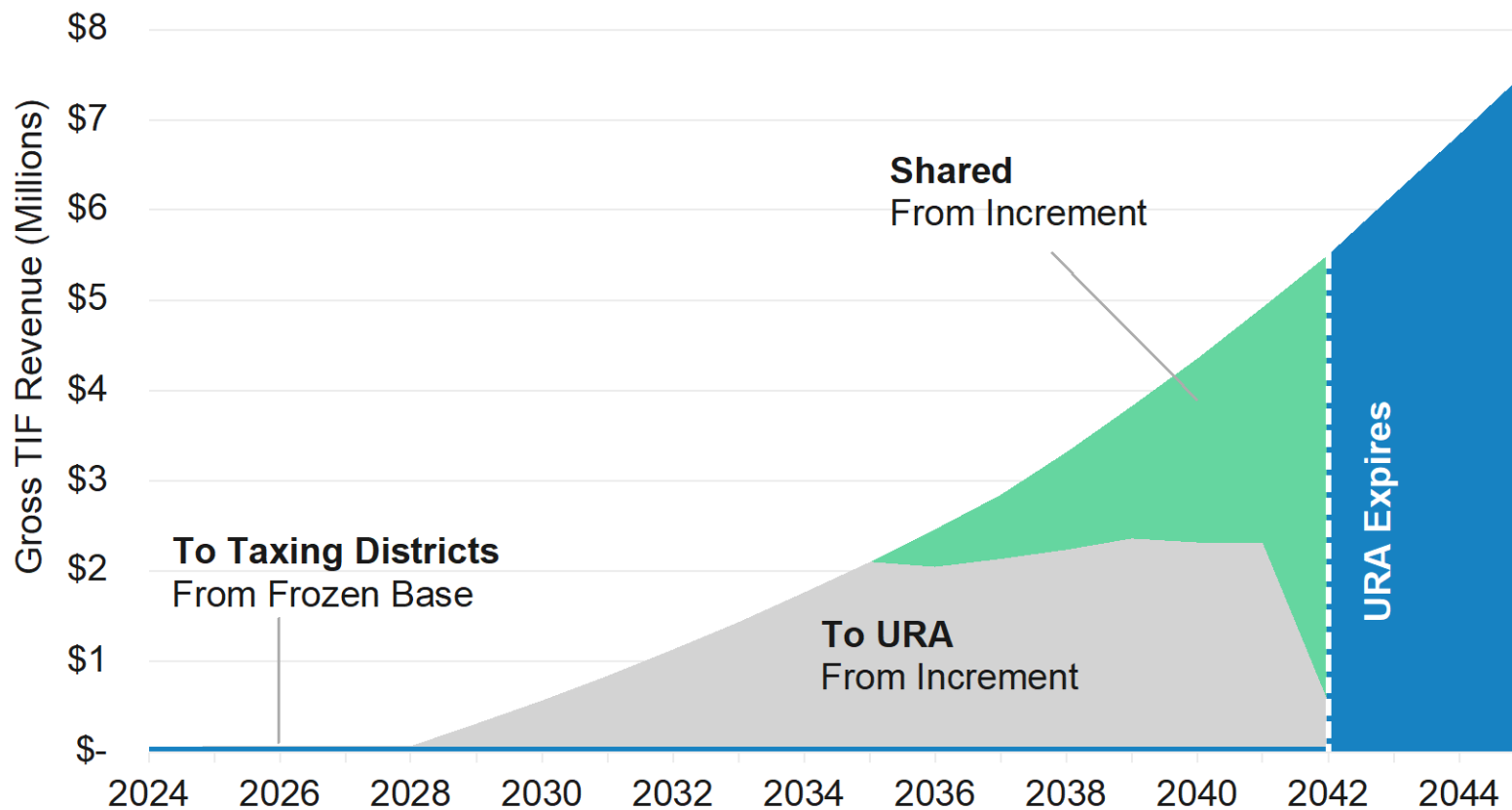
ESTIMATED COSTS OF PROJECTS

Expenditures (Constant FYE 2023)	Constant FYE 2023\$	Year of Expenditure \$
Community Park	\$2,625,000	\$2,756,250
Neighborhood Parks and Pathways	\$2,100,000	\$3,420,900
Water Transmission Line	\$1,703,100	\$1,788,255
Joseph Booster Pump Station Upgrades	\$771,750	\$810,338
Sewer Main Line	\$2,806,650	\$2,946,983
2 Million Gallon Reservoir	\$3,735,900	\$3,922,695
SDC Expenditures	\$1,050,000	\$1,710,450
Financing Fees	\$301,885	\$354,201
Administration Costs	\$210,000	\$354,437
TOTAL:	\$15,304,285	\$18,064,509

FINANCIAL FORECASTING

Total Net TIF	\$20,060,000
Maximum Indebtedness	\$18,100,000
Capacity (2023\$)	\$15,300,000
Years 1-5	\$11,940,000
Years 6-10	\$3,270,000
Years 11-15	\$60,000
Years 16-19	\$40,000

REVENUE SHARING



REVENUE SHARING

Section 7, Item F.

FYE	Total Assessed Value	Frozen Base AV	Increment Used	Increment Shared	Tax Revenue from Increment Shared
2024	3,206,735	3,121,349	85,386	-	
2025	3,294,682	3,121,349	173,333	-	
2026	3,385,268	3,121,349	263,919	-	
2027	3,478,571	3,121,349	357,222	-	
2028	3,574,673	3,121,349	453,324	-	
2029	17,557,842	3,121,349	14,436,493	-	
2030	32,377,033	3,121,349	29,255,684	-	
2031	48,069,821	3,121,349	44,948,472	-	
2032	64,675,284	3,121,349	61,553,935	-	
2033	82,234,060	3,121,349	79,112,711	-	
2034	100,788,402	3,121,349	97,667,053	-	
2035	120,382,242	3,121,349	117,260,893	-	
2036	141,061,251	3,121,349	114,071,062	23,868,840	416,927
2037	162,872,903	3,121,349	119,230,362	40,521,192	707,800
2038	190,271,126	3,121,349	124,777,592	62,372,185	1,089,480
2039	219,166,903	3,121,349	132,394,817	83,650,737	1,461,161
2040	249,625,430	3,121,349	129,527,005	116,977,076	2,043,285
2041	281,714,468	3,121,349	129,527,005	149,066,114	2,603,797
2042	315,504,431	3,121,349	28,243,442	284,139,640	4,963,104

GENERAL GOVERNMENT - Totals through FYE 2042

Section 7, Item F.

County	(3,270,795)
City of Hermiston	(6,987,770)
Umatilla County Fire District	(2,009,300)
Port of Umatilla	(176,705)
County Radio	(195,189)
Cemetery District	(105,968)
Mosquito Control	(232,045)
Subtotal	(12,977,779)

General Government

Section 7, Item F.

FYE	General County Permanent	City of Hermiston Permanent	Port of Umatilla Permanent	Umatilla County Fire District 1 Permanent	County Radio District Permanent	Cemetery District 8 Hermiston Permanent	W. Umatilla Mosquito Control Permanent	Subtotal Gen. Govt.
2024	(225)	(481)	(12)	(138)	(13)	(7)	(16)	(893)
2025	(460)	(983)	(25)	(283)	(27)	(15)	(33)	(1,826)
2026	(702)	(1,500)	(38)	(431)	(42)	(23)	(50)	(2,787)
2027	(952)	(2,033)	(51)	(585)	(57)	(31)	(68)	(3,776)
2028	(1,209)	(2,582)	(65)	(742)	(72)	(39)	(86)	(4,796)
2029	(38,059)	(81,309)	(2,056)	(23,380)	(2,271)	(1,233)	(2,700)	(151,009)
2030	(77,661)	(165,915)	(4,196)	(47,708)	(4,635)	(2,516)	(5,510)	(308,140)
2031	(119,598)	(255,510)	(6,461)	(73,471)	(7,137)	(3,875)	(8,485)	(474,537)
2032	(163,974)	(350,317)	(8,859)	(100,732)	(9,785)	(5,313)	(11,633)	(650,613)
2033	(210,899)	(450,567)	(11,394)	(129,558)	(12,586)	(6,833)	(14,962)	(836,799)
2034	(260,484)	(556,502)	(14,073)	(160,020)	(15,545)	(8,440)	(18,480)	(1,033,543)
2035	(312,848)	(668,373)	(16,902)	(192,188)	(18,670)	(10,137)	(22,195)	(1,241,312)
2036	(305,217)	(652,071)	(16,489)	(187,500)	(18,214)	(9,889)	(21,654)	(1,211,034)
2037	(318,686)	(680,846)	(17,217)	(195,774)	(19,018)	(10,326)	(22,609)	(1,264,476)
2038	(333,508)	(712,510)	(18,018)	(204,879)	(19,903)	(10,806)	(23,661)	(1,323,283)
2039	(353,799)	(755,860)	(19,114)	(217,344)	(21,113)	(11,463)	(25,100)	(1,403,793)
2040	(346,543)	(740,359)	(18,722)	(212,887)	(20,680)	(11,228)	(24,585)	(1,375,004)
2041	(346,429)	(740,116)	(18,716)	(212,817)	(20,674)	(11,225)	(24,577)	(1,374,554)
2042	(79,542)	(169,936)	(4,297)	(48,864)	(4,747)	(2,577)	(5,643)	(315,607)
Total	(3,270,795)	(6,987,770)	(176,704)	(2,009,300)	(195,189)	(105,976)	(232,045)	(12,977,779)

EDUCATION – Totals through FYE 2042

Education Service District	(706,814)
Blue Mountain Community College	(759,054)
Hermiston School District 8	(5,611,910)
Subtotal	(7,077,787)
Total	(20,055,565)

Schools are funded through the State School Fund on a per pupil basis: Urban Renewal indirectly impacts them.

EDUCATION – Totals

Section 7, Item F.

FYE	Hermiston School District #8	Intermountain E.S.D.	BMCC	Subtotal	Total
	Permanent	Permanent	Permanent	Education	All General Government and Education
2024	(386)	(49)	(52)	(487)	(1,380)
2025	(789)	(99)	(107)	(996)	(2,821)
2026	(1,205)	(152)	(163)	(1,520)	(4,306)
2027	(1,633)	(206)	(221)	(2,059)	(5,836)
2028	(2,074)	(261)	(280)	(2,615)	(7,411)
2029	(65,300)	(8,224)	(8,832)	(82,357)	(233,365)
2030	(133,248)	(16,782)	(18,023)	(168,053)	(476,193)
2031	(205,202)	(25,845)	(27,755)	(258,802)	(733,338)
2032	(281,341)	(35,435)	(38,054)	(354,829)	(1,005,442)
2033	(361,853)	(45,575)	(48,943)	(456,371)	(1,293,170)
2034	(446,930)	(56,290)	(60,451)	(563,671)	(1,597,214)
2035	(536,774)	(67,606)	(72,603)	(676,983)	(1,918,295)
2036	(523,682)	(65,957)	(70,832)	(660,471)	(1,871,505)
2037	(546,791)	(68,868)	(73,958)	(689,616)	(1,954,092)
2038	(572,221)	(72,071)	(77,397)	(721,688)	(2,044,971)
2039	(607,035)	(76,455)	(82,106)	(765,597)	(2,169,390)
2040	(594,586)	(74,887)	(80,422)	(749,896)	(2,124,900)
2041	(594,392)	(74,863)	(80,396)	(749,651)	(2,124,205)
2042	(136,476)	(17,189)	(18,459)	(172,125)	(487,731)
Total	(5,611,916)	(706,814)	(759,056)	(7,077,786)	(20,055,565)

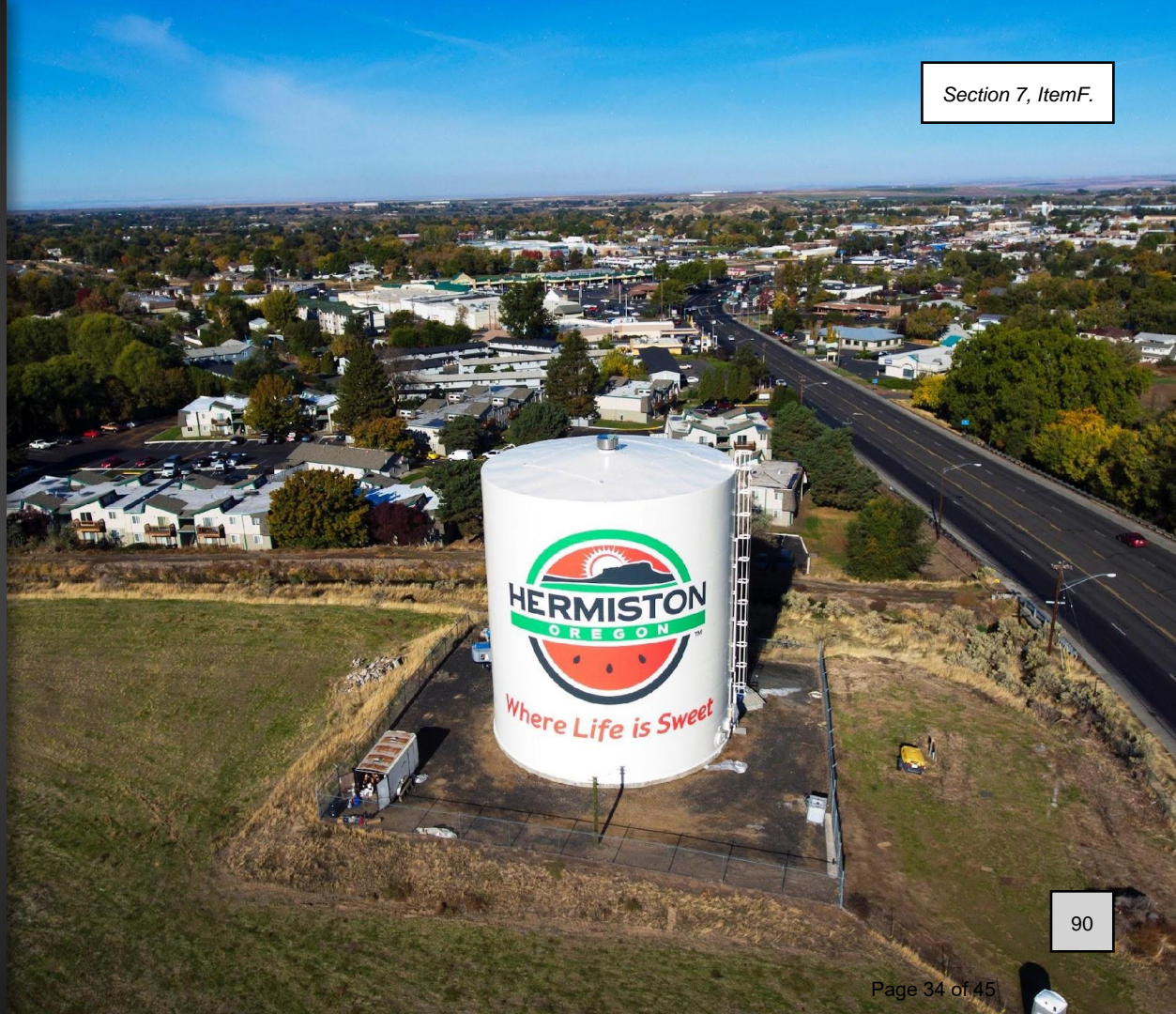
Next Steps & Schedule

1. Agency meeting August 8
2. Planning Commission Sept. 14
3. County briefing Sept. 7
4. City Council hearing October 10
5. City Council vote October 24

I move to forward the Southwest Hermiston Urban Renewal Plan to

- the taxing districts for a consult and confer time period of 45 days,
- the Hermiston Planning Commission for their review of the Plan's conformance to the Hermiston Comprehensive Plan,
- the Umatilla County Commission for a briefing and vote
- the Hermiston City Council for a public hearing and their review and vote on adoption of a non-emergency ordinance

SUGGESTED MOTION





PRAIRIE MEADOWS

Section 7, Item F.

LEGEND

- OPEN SPACE: 48.45 ACRES
- PAVEMENT: 65.02 ACRES
- SCHOOL SITE: 14.76 ACRES
- FIRE STATION: 1.44 ACRES
- SENIOR HOUSING: 9.21 ACRES
- MULTI-FAMILY: 6.72 ACRES
- STORAGE: 6.72 ACRES
- COMMERCIAL: 9.37 ACRES
- FOOD TRUCK/
COMMERCIAL: 2.15 ACRES
- EXISTING TOPOGRAPHY
- RIGHT-OF-WAY
- PROPERTY BOUNDARY
- TRAIL CONNECTION: 10,131 LF





Section 7, Item F.



HERMISTON HWY 207

FEEDVILLE ROAD



MASTER PLANNED COMMUNITY

Designed to offer the very best in home life, from the design of open spaces and the architectural fit within the city, to environmentally-friendly technology and sophisticated amenities.



Carefully and deliberately developed to offer residents a physical space paired with a lifestyle concept that, taken together, are considered the very best in modern living.

The physical layout is mindful of the environment and makes architectural and urban planning efforts to fit into it. *Not like old neighborhoods where houses popped up here and there with less or no regard for the overall community design.*

Provides wonderful amenities to be enjoyed by the entire neighborhood, (and in this case, the entire city of Hermiston) such as:

- Open Spaces, Parks and Trails
- Regional “Jewelbox” Park
- Gathering Spaces, Commercial and more...

HOUSING SUMMARY

Units and Zoning	
Single Family Housing	1,174 units
Multi-Family Housing	6.7 acres
Senior Housing	9.2 acres
Parks / Open Space	48.5 acres
Schools	14.7 acres
Commercial	18.2 acres
Fire Station	1.4 acres
Trails	10,131 Lineal Feet
Total Site Acres	353 acres





SCHOOL SITE

FIREHOUSE

Section 7, Item F.



NEIGHBORHOOD PARK



37 ACRE REGIONAL PARK





COMMUNITY PARK - PROGRAM DIAGRAM

SCALE IN FEET



PLAY AREA



SKATEPARK / PUMP TRACK



WATER PLAY



PICNIC



EVENT SPACE / AMPHITHEATER



NATURAL AREA / TRAILS



GATHERING AREA / FOOD TRUCKS



SPORTS FIELDS



FOOD TRUCK POD & TAPHOUSE



Section 7, Item F.







Where Life is Sweet

Mayor and Members of the City Council
STAFF REPORT
For the Meeting of August 22, 2022

Title/Subject

Adoption of Resolution 2236 – IGA with City of Echo for IT Services

Summary and Background

Earlier this fiscal year, the City was informed by the Intermountain Educational Services District (IMESD) that our rates for IT services were going to drastically increase. To get close to the level of service we were interested in, the rate was going to increase by more than 3X.

After study and research it was determined that in order to adequately meet our own needs as the City of Hermiston, we should establish an internal Information Technology Department. In discussions with surrounding cities (Umatilla, Stanfield, Echo), Morrow County and UCFD1 it was determined that these agencies also had needs that were not being met with their current providers. We were able to reach an agreement with these agencies on cost and service level. Doing this allows us to hire a staff with the technical capabilities that we need with enough time to service additional agencies.

Tie-In to Council Goals

N/A

Fiscal Information

This proposed contract is different than any of the others. This agreement is only for services as requested by the City of Echo. Due to that difference, there is no estimate of monthly or annual revenue. Also due to that difference, the hourly rate is \$150 versus \$120 for those with an agreed upon number of hours.

Alternatives and Recommendation

Alternatives

1. Adopt Resolution 2236 and attached IGA without modification.
2. Adopt Resolution 2236 and attached IGA with minor modifications.
3. Direct staff to make major changes to Resolution 2236 and/or the attached IGA and return at a later date.

Recommended Action/Motion

Adopt Resolution 2236 and attached IGA without modification.

Submitted By: Byron D. Smith

RESOLUTION NO. 2236

A RESOLUTION AUTHORIZING THE CITY OF HERMISTON TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF ECHO FOR THE CITY OF HERMISTON TO PROVIDE INFORMATION TECHNOLOGY SERVICES TO THE CITY OF ECHO AND TO AUTHORIZE THE CITY MANAGER TO SIGN ALL NECESSARY DOCUMENTS ON BEHALF OF THE CITY

WHEREAS, the City of Hermiston (City) has established a full-service internal Information Technology (IT) department; and

WHEREAS, the City has the means to provide ongoing IT services to additional agencies outside of the City; and

WHEREAS, the City and the City of Echo (Echo) have reached an agreement to provide ongoing IT services to Echo; and

WHEREAS, Echo has signed the Intergovernmental Agreement; and

WHEREAS, City staff believe it is in the best interest of the City to approve and execute the Intergovernmental Agreement.

NOW, THEREFORE, THE CITY OF HERMISTON RESOLVES AS FOLLOWS:

1. That the Intergovernmental Agreement attached to this resolution between the City of Hermiston and the City of Echo to provide ongoing IT services is hereby approved.
2. That the City Manager is authorized to sign the Intergovernmental Agreement.
3. That pursuant to ORS 221.310(3), that this resolution is effective immediately upon its passage.

PASSED by the Common Council this 22nd day of August, 2022.

SIGNED by the Mayor this 22nd day of August, 2022.

Dr. David Drotzmann, MAYOR

ATTEST:

Lilly Alarcon-Strong, CMC, CITY RECORDER

INTERGOVERNMENTAL AGREEMENT
Between
The City of Hermiston
And
The City of Echo
For Ongoing Information Technology Services

This Intergovernmental Agreement (Agreement) is made by and between the City of Hermiston, hereinafter "COH" and the City of Echo hereinafter "Echo" (and collectively the "Parties") pursuant to ORS Chapter 190.

The Parties mutually agree as follows:

Term of Agreement. This Agreement shall be for a term of three years commencing on July 1, 2022 and expiring on June 30, 2025 with two optional three-year renewal options, unless terminated earlier as set forth herein. Renewal of the Agreement shall be in writing and subject to the mutual agreement of the Parties. At the conclusion of the original term or any subsequent renewal term, if the parties are not able to reach a mutual agreement on the terms and conditions for a renewal option, in their sole discretion, either party may terminate the Agreement upon ninety (90) days' written notice to the other without cause.

Scope of Work. COH shall perform the work described in Attachment A, Statement of Work, which is attached to this Agreement and incorporated into this Agreement by this reference as requested by Echo.

Consideration. Echo agrees to pay COH \$150 per hour. Echo will pay for devices and any other materials required to perform the services under this Agreement, and if COH purchases those materials for Echo, Echo agrees to reimburse COH for those costs. COH agrees to notify Echo prior to purchasing anything over \$500 and to provide adequate documentation and invoice Echo for the cost.

Payment for Work. No payments shall be made until this Agreement is fully executed by both Parties. Invoices shall be issued after services are rendered after the agreement is fully executed. COH will submit invoices monthly for services rendered and Echo shall remit payment within 30 calendar days of receipt of invoice.

STANDARD TERMS AND CONDITIONS

- 1. Legal Relationship.** The Parties intend the legal relationship between the parties to be at all times and for all purposes under this Agreement that of independent contracting agencies.

- 2. Subcontracts and Assignment.** Neither party shall subcontract or assign any part of

the Agreement without the prior written approval of the other party. Any attempted assignment of this Agreement without the prior written approval of the other party shall be void. If consent to a subcontract is properly given, then in addition to any other provisions of this Agreement, the subcontracting party shall hold it subcontractor to all the terms and conditions of this Agreement that would otherwise bind the party to whom consent was given. The Parties agree that any such subcontracts shall have no binding effect on the consenting party to this Agreement.

- 3. **Termination.** This Agreement may be terminated as follows unless otherwise specified herein:
 - a. **Mutual:** The Parties may terminate this Agreement at any time by written Agreement. Echo shall pay COH for all materials purchased and work performed prior to the termination date.
 - b. **Party's Sole Discretion:** Either party, in its sole discretion, may terminate this Agreement for any reason on thirty (30) calendar days' written notice to the other party. Echo shall pay COH for all materials purchased and work performed prior to the termination date.
 - c. **Breach:** Either party may terminate this Agreement in the event of a breach by the other party. To be effective, the party seeking termination must give the other party written notice of the breach and its intent to terminate. If the breaching party does not entirely cure the breach within five (5) calendar days of the date of the notice, then the non-breaching party may terminate this Agreement at any time thereafter by giving a written notice of termination. Echo shall pay COH for all materials purchased and work performed prior to the termination date.
 - d. **Termination** by either party shall not constitute a waiver of any claim either party may assert against the other party.

- 4. **Access to Records.** Upon reasonable advance notice, each party shall have access to the books, documents and other records of the other party (electronic or otherwise) which are necessary for completion of this Agreement for the purpose of examination, copying and audit unless otherwise limited by law.

- 5. **Confidentiality.** No reports, information, and/or data prepared or assembled by the Parties under this Agreement shall be made available to any individual or organization by either party without the prior written approval of the other party unless required by state or federal law. If COH IT staff in their work is exposed to proprietary data particularly related to Economic Development/Business Recruitment efforts, they shall not disclose that to either party to this agreement.

- 6. **Compliance with Applicable Laws.** Parties shall comply with all federal, state,

county and local laws, ordinances and regulations applicable to the work to be done under this Agreement, including all applicable State and local public contracting provisions.

- 7. **Insurance.** The Parties represent that they are insured according to the statutory limits set in the State of Oregon for any liability, property, or auto claims. The Parties represent that they will maintain insurance to cover any claim that may result from or arise out of this Agreement. COH is insured for workers' compensation as required by law and shall provide benefits as prescribed by the State of Oregon.

- 8. **Indemnity and Hold Harmless.** The Parties individually accept responsibility for liability arising out of their individual performance of this Agreement. Echo shall hold harmless, and indemnify COH from any and all liability, settlements, loss, costs and expenses in connection with any action, suit or claim resulting or allegedly resulting from Echo's negligent acts, omissions, activities or services provided pursuant to this Agreement. COH shall hold harmless, and indemnify Echo from any and all liability, settlements, loss, costs and expenses in connection with any action, suit or claim resulting or allegedly resulting from COH's negligent acts, omissions, activities or services provided pursuant to this Agreement.

- 9. **Waiver, Severability.** Waiver of any default or breach under this Agreement by either party does not constitute a waiver of any subsequent default or a modification of any other provision(s) of this Agreement. If any term or provision of this Agreement is declared by a court of competent jurisdiction to be illegal or in conflict with any law, the validity of the remaining terms and provision shall not be affected, and the rights and obligations of the Parties shall be construed and enforced as if the Agreement did not contain the particular term or provision held invalid.

- 10. **Remedies.** In case of Echo's breach, COH shall be entitled to receipt of payments for work performed and to any other available legal and equitable remedies. In case of COH's breach, Echo shall be entitled to a refund of any prepayments of any work not performed and to any other available legal and equitable remedies.

- 11. **Dispute Resolution.** The Parties shall exert every effort to cooperatively resolve any disagreements they may have under this Agreement. In the event that the Parties alone are unable to resolve any conflict under this Agreement, they agree to present their disagreements to a mutually agreeable mediator for mediation. Each party shall bear its own costs for mediation and the parties shall share the cost of the mediator. This mediation procedure shall be followed to its conclusion prior to either party seeking relief from the court, except in the case of an emergency.

12. Attorney Fees. The Parties agree if any suit or action at law, in equity, or through arbitration is filed to enforce any of the terms of this Agreement, the prevailing party shall be entitled to recover from the other party its reasonable attorney fees, costs, and disbursements in addition to any other relief to which that party may be entitled. If the prevailing party is represented by "in-house" counsel, it shall nevertheless be entitled to recover reasonable attorney fees based upon reasonable time, rates and charges generally accepted in the Morrow/Umatilla County, Oregon area for the type of legal services performed.

13. Notices/Point of Contact. All notice or demands of any kind required or desired to be given by the Parties must be in writing and shall be deemed delivered upon in-person delivery or depositing the notice or demand in the United States mail, certified or registered, postage prepaid, addressed to the respective party at its address listed below:

City of Hermiston, Attn: City Manager
180 NE 2nd Street; Hermiston, OR 97838
Email: bsmith@hermiston.or.us PH: (541) 667-5002

City of Echo, Attn: City Manager
20 S. Bonanza Street; Echo, Oregon 97826
Email: dave@echo-oregon.com PH: (541) 376-6038

14. Governing Law. The provisions of this Agreement shall be construed in accordance with the laws of the State of Oregon. Any legal action involving any question arising under this Agreement must be brought in Umatilla County Circuit Court. If the claim must be brought in a federal forum then it shall be brought and conducted in the United States District Court for the State of Oregon. PARTIES AGREE TO THE JURISDICTION OF THESE COURTS.

15. Force Majeure. Neither COH nor Echo shall be responsible for delay or default caused by any contingency beyond their control, including, but not limited to war or insurrection, strikes or lockouts by the Parties' own employees, walkouts by the Parties' own employees, fires, natural calamities, riots or demands or requirements of governmental agencies other than COH or Echo.


16. Ownership of Work Product. Any and all goods and services developed for Echo pursuant to this Agreement are intended as works made for hire. Works made for hire are the exclusive property of Echo.

17. Modification. No waiver, consent, modification or change in the terms of this Agreement shall bind either party unless in writing signed by both Parties. A written waiver, consent, modification or change shall be effective only in the specific instance and for the specific purpose given.

18. Entire Agreement. When signed by the authorized representatives of both parties, this Agreement and its attached exhibit(s) is their final and entire Agreement. This Agreement supersedes all prior and contemporaneous oral or written communications between the Parties, their agents, and representatives. There are no representations, promises, terms, conditions, or obligations other than those contained herein.

I HAVE READ THIS AGREEMENT INCLUDING THE ATTACHMENT(S). I CERTIFY THAT I HAVE THE AUTHORITY TO SIGN AND ENTER INTO THIS AGREEMENT. I UNDERSTAND THIS AGREEMENT AND AGREE TO BE BOUND BY ITS TERMS.

CITY OF ECHO

Signature: 

Title: _____

Name (print): **David Slaght**
City Administrator/Recorder

Date: 7-12-22

CITY OF HERMISTON

Signature: _____

Title: _____

Name (print): _____

Date: _____

Attachment A: Statement of Work

All work will be done as requested by Echo staff.

Current hourly billing rate: \$150 per hour.

Following are examples of work that can be done:

Managed Help Desk

- Monitor, triage and remediate IT issues submitted by Echo staff
- Provide SLA agreement
- Ensure Help Desk solution is updated/patched and configured, adhering to best practices
- Train Echo staff on process for submitting help requests

Managed Server and Infrastructure Support

- Monitor servers and infrastructure
- Configure for optimal performance
- Maintain updates/patches for hardware and software
- Ensure compliancy for licensing/usage

Managed Workstations/Laptops/Software

- Windows OS patch management
- Maintain hardware/firmware updates
- Maintain updates for standard add-on software (i.e. Adobe Reader, Java, etc.)
- Remote management/support
- Installation and configuration of any new hardware such as servers, PCs, printers, peripherals, etc.
- Installation and configuration of any new software such as MS Office, version upgrades, etc.

Active Directory

- Audit current AD environment
- Remediate issues
- Configure for best practices
- Review group policy

Expectations:

To ensure COH's ability to provide satisfaction to Echo, the following provisions apply as

appropriate to services contracted with COH. COH is pleased to offer a complete package of IT support services for Echo. The IT support package is designed to handle all Echo's technology-related needs. All servers, workstations, and other network devices and Microsoft Operating Systems are considered covered items that will be maintained or serviced.

What this service covers and includes:

Vendor Liaison: COH will act as Echo's duly appointed representative and advocate. COH IT Team will diagnose problems and dispatch or contact third parties such as Internet service providers, hardware manufacturers, IT contractors, etc. when deemed necessary. The COH IT Team is not intended to replace third party/line-of-business applications support. Echo agrees to refrain from interacting with the third parties (except line-of-business application support) because it may result in misdirected activity and/or delay of resolution.

Best Interest: In the event of a failure or problem, remedial activities may commence prior to notifying Echo of the problem. This will allow the COH IT Team the ability to begin problem resolution, open trouble tickets with other vendors, or dispatch personnel with replacement parts when deemed necessary. In doing so, COH is acting in Echo's best interest to resolve the issue as quickly as possible. All efforts will be made to communicate any technology-related issues that arise to Echo as soon as possible.

Administrative Access: It is imperative that COH IT Team maintain and control administrative access to the Echo's network and be responsible for providing all other third parties with needed or requested access.

Approval of Hardware and Software: The COH IT Team will collaborate with Echo's appointed staff to procure hardware and software. COH's role will be to research, evaluate and recommend with final approval coming from Echo's designated IT liaison.

Advisory Role: To assist with proper planning and third-party services involving the network, telecommunications, data access, future growth or down-sizing, Echo will involve the COH IT Team in such discussions as an advisor.

IT Policy and Procedure: The COH IT Team will work with Echo's designated liaison to establish relevant IT policies and procedures based on best practices.

Support Tiers: The Help Desk will be the first point of contact for IT support requests.



Where Life is Sweet

Mayor and Members of the City Council
STAFF REPORT
For the Meeting of August 22, 2022

Title/Subject

July 2022 Financial Report

Summary and Background

This is the monthly overview of the previous month's financial position of the City

Tie-In to Council Goals

Fiscal Prudence

Fiscal Information

None

Alternatives and Recommendation

Alternatives

None

Recommended Action/Motion

Request a motion to accept/approve the July 2022 Financial Report as Presented

Submitted By:

Mark Krawczyk

July 2022 Financial Report



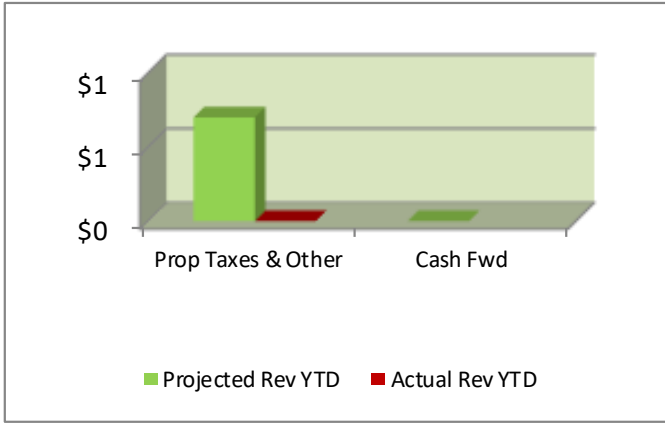
Department of Finance
July 2022
(Unaudited)

FY2021-2022 Monthly Financial Report

Hermiston Urban Renewal Agency (HURA)

For the Month Ending July 31, 2022

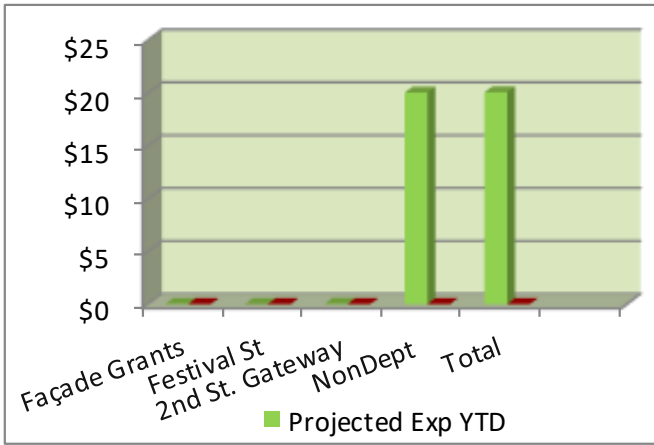
Resources Through July 31, 2022 by Category



	Annual Proj Rev	Actual Rev (YTD	% Var
Prop Taxes & Other	\$ 271	0	0%
Cash Fwd	\$ 375		0%
Total	\$ 646	\$ -	0%

Note: Variance is calculated as % of revenue YTD

Expenditures Through July 31, 2022 by Character (in \$1,000)



	Annual Proj Exp	Actual Exp (YTD	% Var
Façade Grants	\$ 50	0	0%
Festival St	\$ 5	0	0%
2nd St. Gateway	\$ 400	0	0%
NonDept	\$ 191	0	0%
Total	\$ 646	\$ -	0%

Note: variance is calculated as % of expenses YTD.

The FY2022-23 budget for the Urban Renewal Agency is \$ 645,662. This includes \$50,000 for Façade Grants, \$5,000 for the Festival Street, \$400,000 for construction of the 2nd Street Gateway project, and \$190,657 for Non-Departmental expenses.

No revenues were collected in July, 2022.

FY2021-2022 Monthly Financial Report

Section 10, Item A.

City of Hermiston, Oregon

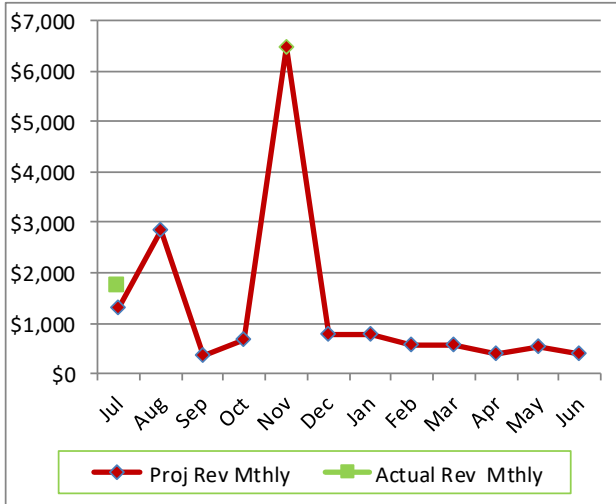
General Fund Resources

For the Month Ending July 31, 2022

General Fund Resources Summary

Through July 31, 2022

(in \$1,000)



	Proj Rev Mthly	Rev Proj	Actual Rev Mthly	Var Fav/ (Unfav)	% Var
Jul	\$ 1,298	\$ 1,298	\$ 1,731	\$ 433	33%
Aug	\$ 2,834	\$ 2,834		\$ -	0%
Sep	\$ 342	\$ 342		\$ -	0%
Oct	\$ 675	\$ 675		\$ -	0%
Nov	\$ 6,472	\$ 6,472		\$ -	0%
Dec	\$ 781	\$ 781		\$ -	0%
Jan	\$ 762	\$ 762		\$ -	0%
Feb	\$ 557	\$ 557		\$ -	0%
Mar	\$ 573	\$ 573		\$ -	0%
Apr	\$ 379	\$ 379		\$ -	0%
May	\$ 544	\$ 544		\$ -	0%
Jun	\$ 384	\$ 384		\$ -	0%
Total YTD	15,604	15,604	1,731	433	2.8%
Cash Fwd	1,102	-	-	-	0%
Total	\$ 16,706	\$ 15,604	\$ 1,731	433	2.8%

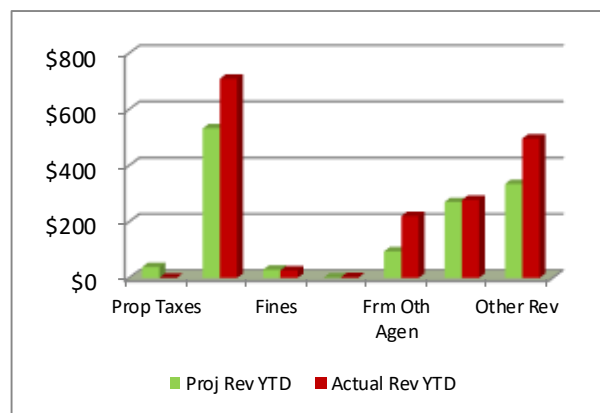
Estimated General Fund revenues for the 2022-23 fiscal year are **\$15,603,889**. Projected revenues for July were **\$1,298,734**, compared to actual revenues of **\$1,730,992**, a variance of **\$432,258**. The fund is currently **\$432,258** more than projected through July, or **33.4% more** than projections for the month and **2.8% more** for the fiscal year after one month.

General Fund - All Resources

Through July 31, 2022

by Category

(in \$1,000)



	Annual Proj Rev	Proj Rev YTD	Actual Rev YTD	Var Fav/ (Unfav)	% Var
Prop Taxes	\$ 6,787	\$ 39	\$ 0	\$ (39)	-100%
Lic & Fran	\$ 1,435	\$ 532	709	177	33%
Fines	\$ 400	\$ 29	26	(3)	-9%
Interest Rev	\$ 15	\$ 1	2	1	126%
Frm Oth Agen	\$ 3,013	\$ 94	220	126	133%
Svc Chgs	\$ 1,904	\$ 270	277	8	3%
Other Rev	\$ 2,051	\$ 334	496	162	48%
Cash Fwd	\$ 1,102	\$ -	-	-	0%
Total	\$16,706	\$ 1,299	\$ 1,731	\$ 432	33.3%

Note: variance is calculated as a percent of the projected revenue YTD.

FY2021-2022 Monthly Financial Report

Section 10, Item A.

City of Hermiston, Oregon

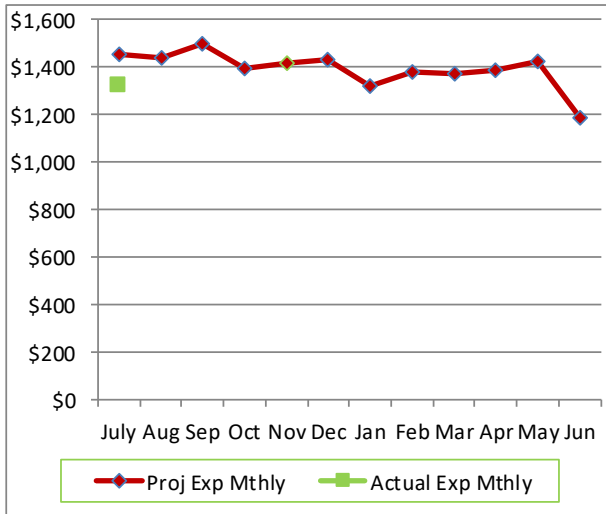
General Fund Expenditures

For the Month Ending July 31, 2022

General Fund Expenditure Summary

Through July 31, 2022

(in \$1,000)



	Proj Exp Mthly	Proj Exp	Actual Exp Mthly	Var Fav/ (Unfav)	% Var
July	\$ 1,456	\$ 1,456	\$ 1,324	\$ 132	9%
Aug	\$ 1,439	\$ 1,439		\$ -	0%
Sep	\$ 1,499	\$ 1,499		\$ -	0%
Oct	\$ 1,393	\$ 1,393		\$ -	0%
Nov	\$ 1,418	\$ 1,418		\$ -	0%
Dec	\$ 1,433	\$ 1,433		\$ -	0%
Jan	\$ 1,319	\$ 1,319		\$ -	0%
Feb	\$ 1,379	\$ 1,379		\$ -	0%
Mar	\$ 1,369	\$ 1,369		\$ -	0%
Apr	\$ 1,385	\$ 1,385		\$ -	0%
May	\$ 1,428	\$ 1,428		\$ -	0%
Jun	\$ 1,186	\$ 1,186		\$ -	0%
Total YTD	16,706	16,706	1,324	132	0.8%
Contngcy		-	-	-	0%
Total	\$ 16,706	\$ 16,706	\$ 1,324	\$ 132	0.8%

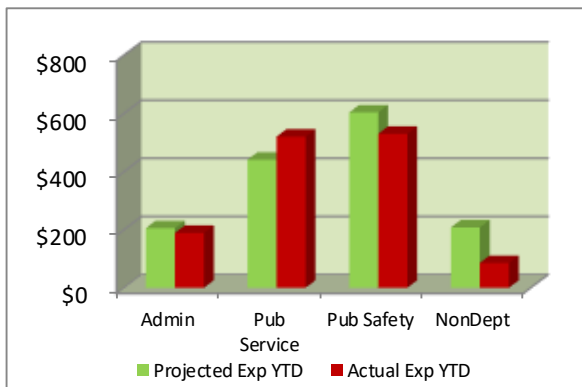
Projected General Fund monthly expenditures for July were **\$1,456,162**. Actual expenditures were **\$1,323,750**, which is **\$132,402** less than projected for a **positive variance of .8%**.

General Fund Expenditures

Through July 31, 2022

by Consolidated Department

(in \$1,000)



	Annual Proj Exp	Projected Exp YTD	Actual Exp YTD	Var Fav/ (Unfav)	% Var
Admin	\$ 2,164	205	189	16	8%
Pub Service	4,985	441	520	(80)	-18%
Pub Safety	7,066	603	530	73	12%
NonDept	2,492	208	85	123	59%
Unapp	-	-	-	-	0%
Total	\$16,706	\$ 1,456	\$ 1,324	\$ 132	9.1%

Note: variance is calculated as a percent of the projected expenditures YTD.

FY2021-2022 Monthly Financial Report

General Fund Expenditure Detail For the Month Ending July 31, 2022

General Fund Expenditures by Department

	Annual Projected Exp	Projected Exp YTD	Actual Exp YTD	Var Fav/ (Unfav)	% Var Fav/ (Unfav)
City Council	67,027	26,959	17,012	9,947	37%
City Manager/Legal	1,010,363	84,197	81,570	2,627	3%
City Planning	431,372	35,948	34,557	1,391	4%
Finance	654,929	57,717	55,447	2,270	4%
Total Administration	2,163,691	204,820	188,586	16,234	8%
Transportation	297,000	16,549	24,033	(7,484)	-45%
Airport	339,000	4,967	21,997	(17,030)	-343%
Bldg Inspection	600,157	50,013	46,317	3,696	7%
Parks	731,981	70,763	72,226	(1,463)	-2%
Parks/Utility Landscaping	66,861	6,318	4,359	1,959	31%
Pool	585,615	101,818	144,796	(42,978)	-42%
Municipal Buildings	145,173	12,098	11,072	1,026	8%
Library	1,024,415	80,537	73,248	7,289	9%
Recreation	874,159	71,358	111,791	(40,433)	-57%
Community Center	256,122	22,014	7,602	14,412	65%
Harkenrider Center	64,064	4,128	2,639	1,489	36%
Total Public Services	4,984,547	440,562	520,080	(79,518)	-18%
Court	833,378	89,603	49,250	40,353	45%
Public Safety Center	62,000	4,462	2,337	2,125	48%
Police Operations	6,169,885	509,041	478,341	30,700	6%
Total Public Safety	7,065,263	603,105	529,928	73,177	12%
Non-Departmental	2,492,087	207,674	85,166	122,508	59%
Unappropriated	0	0	0	0	0%
Total Non-Dept	2,492,087	207,674	85,166	122,508	59%
Total	16,705,588	1,456,162	1,323,760	132,402	9.1%

For July of FY2023, **Total Administration** is \$16,234 less than projected for the month. **Total Public Services** is \$79,518 more than projected this month. **Public Safety** is \$73,177 less than projected for July. **Non-Departmental** is \$122,508 less than projected for the month. The total **General Fund expenses** are **\$132,402 less than projected (9.1%)** for the first month of FY2023.

FY2021-2022 Monthly Financial Report

Section 10, ItemA.

Fund Balance - General Fund

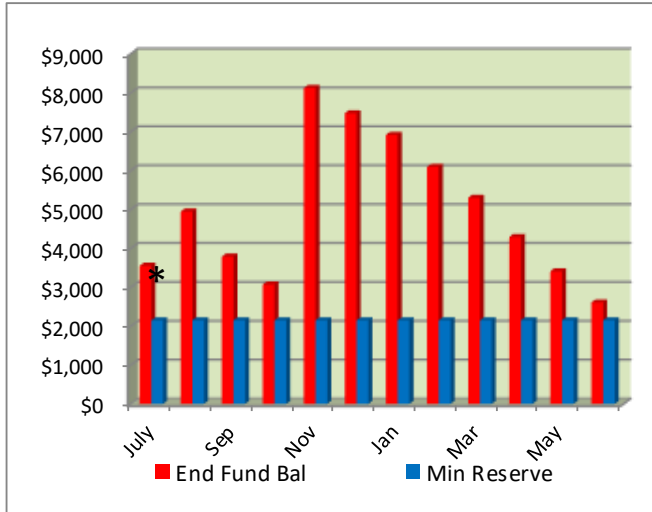
For the Month Ending July 31, 2022

General Fund

Through July 31, 2022

Ending Fund Balance

(in \$1,000)



	Begin Fund Bal	Revenue	Expense	End Fund Bal	ACT/PROJ Fund Bal
July	\$ 3,144	\$ 1,731	\$ (1,324)	\$ 3,551	ACT*
Aug	\$ 3,551	\$ 2,834	\$ (1,439)	\$ 4,946	PROJ
Sep	\$ 4,946	\$ 342	\$ (1,499)	\$ 3,788	PROJ
Oct	\$ 3,788	\$ 675	\$ (1,393)	\$ 3,071	PROJ
Nov	\$ 3,071	\$ 6,472	\$ (1,418)	\$ 8,125	PROJ
Dec	\$ 8,125	\$ 781	\$ (1,433)	\$ 7,472	PROJ
Jan	\$ 7,472	\$ 762	\$ (1,319)	\$ 6,915	PROJ
Feb	\$ 6,915	\$ 557	\$ (1,379)	\$ 6,094	PROJ
Mar	\$ 6,094	\$ 573	\$ (1,369)	\$ 5,297	PROJ
Apr	\$ 5,297	\$ 379	\$ (1,385)	\$ 4,292	PROJ
May	\$ 4,292	\$ 544	\$ (1,428)	\$ 3,407	PROJ
June	\$ 3,407	\$ 384	\$ (1,186)	\$ 2,606	PROJ
Total	\$ 3,144	\$ 16,035	\$ (16,573)	\$ 2,606	

Minimum Reserve = \$2,264,700

Last Year Minimum Reserve was \$2,150,851

The General Fund balance at the end of July for FY2023 is approximately **\$3,551,000**, which is **\$1,400,149 (or 1.57 times)** the current Minimum Reserve requirement of \$2,264,700.

The General Fund reserve policy is to maintain 15% fund balance of expenditures based on the prior fiscal year activity.

FY2021-2022 Monthly Financial Report

Special Revenue Funds Report For the Month Ending July 31, 2022

Special Revenue Funds Resources & Requirements

	2022-23		Remaining Budget
	Annual Budget	Actual YTD	
02 Bonded Debt Fund			
Resources	634,018	-	634,018
Expenditures	531,720	309,500	222,220
Unappropriated Balance	102,298	N/A	N/A
05 Transient Room Tax (TRT)			
Resources	998,800	249,836	748,964
Expenditures	998,800	32,559	966,241
Unappropriated Balance	-	N/A	N/A
08 Reserve Fund			
Resources	15,468,683	48,825	15,419,858
Expenditures	14,374,289	5,070	14,369,219
Unappropriated Balance	1,094,394	N/A	N/A
11 Miscellaneous Special Revenue			
Resources	141,000	2,607	138,393
Expenditures	141,000	2,600	138,400
Unappropriated Balance	-	N/A	N/A
19 Christmas Express Special Revenue			
Resources	35,000	-	35,000
Expenditures	30,000	-	30,000
Unappropriated Balance	5,000	N/A	N/A
20 Law Enforcement Special Revenue			
Resources	84,014	-	84,014
Expenditures	64,014	1,650	62,364
Unappropriated Balance	20,000	N/A	N/A
21 Library Special Revenue			
Resources	33,000	50	32,950
Expenditures	3,300	500	2,800
Unappropriated Balance	29,700	N/A	N/A
23 Enterprise Zone Project Fund			
Resources	1,648,699	500,000	1,148,699
Expenditures	885,325	-	885,325
Unappropriated Balance	763,374	N/A	N/A
25 EOTEC Operations			
Resources	627,793	-	627,793
Expenditures	627,793	30,000	597,793
Unappropriated Balance		N/A	N/A
26 IT Services			
Resources	670,800	-	670,800
Expenditures	670,800	54,713	616,087
Unappropriated Balance		N/A	N/A

Beginning with the 2016-17 fiscal year the City began distinguishing within the funds some part of ending fund balance as contingency and some as reserved for future expenditure. The contingency is included in appropriations while the reserve for future expenditures is unappropriated.

The City uses multiple Special Revenue funds to account for revenues that are restricted to expenditure for particular purposes. They include funds for debt service, economic development, parks and recreation, capital projects, and grants. Since these funds are not operational in nature and used for specific purposes from year-to-year, their expenditures do not typically follow a predictable pattern so budget variances are not calculated for them.

FY2021-2022 Monthly Financial Report

Utility and Street Funds Report For the Month Ending July 31, 2022

Utility and Street Funds Report

Resources & Expenditures

	2021-22		Actual YTD	Variance	
	Annual Budget	Projected YTD		Fav/(Unfav)	% Variance
04 Street Fund					
Resources	1,843,007	150,431	139,770	(10,661)	-7%
Expenditures	1,813,007	151,084	140,028	11,056	7%
Contingency	30,000	N/A	N/A	N/A	N/A

06 Utility Fund					
Resources	11,806,391	897,958	966,161	68,203	8%
Expenditures	9,650,089	804,174	519,276	284,898	35%
Contingency	2,156,302	N/A	N/A	N/A	N/A

13 HES Fund					
Resources	12,495,134	817,500	748,655	(68,845)	-8%
Expenditures	9,945,430	828,786	818,247	10,539	1%
Contingency	2,549,704	N/A	N/A	N/A	N/A

15 Regional Water Fund					
Resources	1,874,653	112,583	26,667	(85,916)	-76%
Expenditures	1,206,031	100,503	67,069	33,434	33%
Contingency	668,622	N/A	N/A	N/A	N/A

All four of these funds are projected on a straight line, 1/12th of budgeted expense or revenue per month.

Revenues for the **Street Fund** are **\$10,661** less than projected. Expenditures are **\$11,056** below projected.

Revenues in the **Utility Fund** are **\$68,203** above projected. Expenditures are **\$284,898** below projected.

The **HES Fund** revenue is **\$68,845** below projected. Expenditures are **\$10,539** below projected.

The **Regional Water Fund** revenues are **\$85,916** below projected. Expenditures-for July are **\$33,434** below projected.

FY2021-2022 Monthly Financial Report

Section 10, Item A.

City of Hermiston, Oregon Utilities/Streets Capital Projects Report For the Month Ending July 31, 2022

	2022-2023 Budget	YTD Expenditures	Project Budget	Project To-Date Expenditures	% Complete
Geer & Harper Re-alignment	\$ 125,000	\$ -	\$ 1,500,000	\$ 11,062	0.74%
N. 1st Place Reconstruction	\$ 4,500,000	\$ -	\$ 4,500,000	\$ 82,000	1.82%
Well #6 Backup Generator	\$ 320,000	\$ -		\$ 41,929	
N. 1st Place Water Line Replacement	\$ 100,000	\$ -	\$ 800,000	\$ 26,008	3.25%
Gladys & Main Waterline Replacement	\$ 100,000	\$ -	\$ 1,180,000	\$ -	0.00%
Lift Station #6 Reconstruction	\$ 620,000	\$ -	\$ 620,000	\$ 31,588	5.09%
McDonald's & 395 Sewer Main Replacement	\$ 330,000	\$ -	\$ 330,000	\$ 22,000	6.67%
Lift Station #3 Upgrade	\$ 550,000	\$ -	\$ 900,000	\$ 359,074	39.90%
Total	\$ 6,645,000	\$ -	\$ 9,830,000	\$ 573,661	5.84%

Geer & Harper Re-alignment

This intersection needs to be reconstructed to improve traffic/pedestrian access and ensure connectivity to property east of N. 1st Place. The current configuration makes access difficult for large trucks and traffic backs up on Harper Road during busy times during the day.

Current Update: No change in the status of this project. Still waiting for additional right-of-way acquisition.

North 1st Place Reconstruction

North 1st Place is a critical secondary north/south arterial in Hermiston's transportation system. The existing road is cracking, there are no sidewalks and there is unrestricted access to the roadway from parking and undeveloped areas.

Current Update: Bids were advertised to pave portions of NW 3rd in order to serve as a detour route during the main work on N 1st Place. Paving of NW 3rd will take place this Fall. It is still anticipated that bidding for the main project will take place in October/November, with construction expected early Spring '23.

Well #6 Backup Generator

Well No. 6 is the primary well and the only well available that could provide minimal water supply to lower pressure zones in the city during a power outage. The current pump was last repaired in 1994, and the backup pump lacks the capacity to service the pressure zone. The pump covers service area including Walmart Distribution Center, Eastern Oregon Higher Education Center, Pioneer Seed, and EOTEC. Preventative maintenance will avoid significant inconvenience and loss of water to area businesses.

Current Update: Delivery & Installation still on-track for the winter due to supply-chain issues.

North 1st Place Water Line Replacement

This project will eliminate failing, deteriorating lines which will minimize future repair work. It will also eliminate steel pipes from the 1920's and will improve public safety by ensuring no lead pipes.

Current Update: Design work continues in conjunction with the N 1st Place Roadway Project.

FY2021-2022 Monthly Financial Report

Section 10, Item A.

City of Hermiston, Oregon Utilities/Streets Capital Projects Report For the Month Ending July 31, 2022

	2022-2023 Budget	YTD Expenditures	Project Budget	Project To-Date Expenditures	% Complete
Geer & Harper Re-alignment	\$ 125,000	\$ -	\$ 1,500,000	\$ 11,062	0.74%
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McDonald's & 395 Sewer Main Replacement	\$ 330,000	\$ -	\$ 330,000	\$ 22,000	6.67%
Lift Station #3 Upgrade	\$ 550,000	\$ -	\$ 900,000	\$ 359,074	39.90%
Total	\$ 6,645,000	\$ -	\$ 9,830,000	\$ 573,661	5.84%

Gladys & Main Waterline Replacement

Sections of this water distribution system were installed in the 1920s with steel pipe – some of the oldest pipe in the city water system. This project will eliminate failing, deteriorating and undersized line, reduce repair work, and improve public safety.

Current Update: Nothing to report this month.

Lift Station #6 Reconstruction

Lift station #6 was built in 1981. The submersible duplex pump station has experienced corrosion of both metal and brick. Replacement of the wetwell will increase capacity, eliminate porous brick, and safeguard the environment. Ventilation of the structure is inadequate and electrical systems are nearing the end of their useful life.

Current Update: *The contractor mobilized on-site the first week of August and has begun work, with closures to N 1st Place occurring for approximately 2 months.*

McDonald's & 395 Sewer Main Replacement

Segments of this piping have been found to have structural failures in multiple locations and failing joints. These line failures cause pipe blockage and requires monthly cleaning. In addition, pipe failures may be allowing sewage to exfiltrate the surrounding soil. A new sewer line would eliminate current monthly maintenance costs and provide watertight lines to protect existing groundwater resources from contamination.

Current Update: Work continues to secure the necessary easement through the property owner's attorney, George Anderson.

Lift Station #3 Upgrade

Lift Station No. 3 was built in approximately 1981 and is located underneath Highway 395. The pump and electrical systems need to be replaced. This project calls for the install of duplex pumps and upgraded electrical and control systems. It also will include evaluation of extending a gravity line to Lift Station No. 6, which is also in poor shape. Extending the line under Union Pacific Railroad tracks may be more cost effective than replacing both lift stations. Traffic control will be necessary during design phase

Current Update: *The Contractor has begun to stockpile critical components at the Recycled Water Treatment Plant, with work anticipated to resume in early September.*

FY2021-22 Monthly Financial Report

Section 10, Item A.

City of Hermiston, Oregon
 Other City Capital Projects Report
 For the Month Ending July 31, 2022

	2022-2023 Budget	YTD Expenditures	Project Budget	Project To-Date Expenditures	% Complete
New City Hall Construction	\$ 7,348,498	\$ 30,058	\$ 8,690,000	\$ 8,157,618	93.87%

New City Hall

This project encompasses the demolition of the old City Hall; the demolition of the Lanham building (to the east) for additional parking for City Hall; the construction of a new City Hall and parking lot; the complete rebuild of the “Banner Bank” parking lot across 2nd street from City Hall to the west; and the replacement of water and sewer lines in the alley from 1st street to 3rd street.

Current Update: Cleaning is taking place both inside and out. Installation of the woodwork in the council chambers/courtroom is taking place along with installation of the audiovisual system. Punch list creating walk-throughs are taking place this week and next week.

**Amendment #8 to
CITY MANAGER EMPLOYMENT AGREEMENT AMENDMENT**

This amendment is agreed to this 22nd day of August, 2022 by and between the City of Hermiston, an Oregon municipal corporation, hereinafter referred to as “City” and Byron D. Smith, hereinafter referred to as “City Manager”, both of whom agree to amend the original City Manager Employment Agreement dated July 14, 2014 as amended on August 24, 2015; August 22, 2016; August 28, 2017; August 27, 2018, September 9, 2019, August 24, 2020, and August 23, 2021.

Whereas, Byron D. Smith has successfully completed eight years of service as the Hermiston City Manager; and

Whereas, both the City of Hermiston and Byron D. Smith desire to extend and amend the aforementioned employment agreement;

NOW, THEREFORE, the City and the City Manager agree to the following amendments to the original 2014 Employment Agreement as amended:

3. TERM AND RENEWAL:

C. City Manager agrees to remain in the exclusive employ of City from August 24, 2022 through August 24, 2024, and neither to accept other employment or to become employed by any other employer until after said Agreement termination date.

5. SALARY AND BENEFITS:

E. Automobile Use. City will pay City Manager ~~three~~ four hundred fifty dollars (\$~~350~~450) per month for his use of his private vehicle for business purposes. Further, City will reimburse City Manager for any business travel outside Umatilla or Morrow counties at the current federal mileage rate.

IN WITNESS THEREOF, the City of Hermiston by its City Council has caused this amendment to be signed and executed on its behalf by the Mayor.

DATED this 22nd day of August, 2022.

CITY OF HERMISTON:

CITY MANAGER:

Dr. Dave Drotzmann
Mayor

Byron D. Smith
City Manager