



TUALATIN CITY COUNCIL MEETING

MONDAY, JANUARY 09, 2023

TUALATIN CITY SERVICES
10699 SW HERMAN ROAD
TUALATIN, OR 97062

Mayor Frank Bubenik

Councilor Valerie Pratt

Councilor Bridget Brooks

Councilor Maria Reyes

Councilor Cyndy Hillier

Councilor Christen Sacco

Councilor Octavio Gonzalez

To the extent possible, the public is encouraged to watch the meeting live on local cable channel 28, or on the City's website.

For those wishing to provide comment during the meeting, there is one opportunity on the agenda: Public Comment. Written statements may be sent in advance of the meeting to Deputy City Recorder Nicole Morris up until 4:30 pm on Monday, January 9. These statements will be included in the official meeting record, but not read during the meeting.

For those who would prefer to make verbal comment, there are two ways to do so: either by speaking in person or entering the meeting using the zoom link and writing your name in chat. As always, public comment is limited to three minutes per person.

Phone: +1 669 900 6833

Meeting ID: 861 2129 3664

Password: 18880

Link: <https://us02web.zoom.us/j/86121293664?pwd=SS9XZUZyT3FnMk5rbDVKN2pWbnZ6UT09>

Work Session

- 1. 6:00 p.m. (30 min) – Tualatin Shuttle Expansion & Washington County Transit Investment Priorities.** Staff from Ride Connection and Washington County will present updates on the Tualatin Shuttle and transit investments in the County.
 - 2. 6:30 p.m. (30 min) – 2023-24 Council Committee Assignments, Meeting Agenda Review, and Communications.** Attached is the committee assignments sheet that includes all local and regional committees that have a Tualatin Councilor assigned to them. Once assignments are made, staff will notify the committee of the Tualatin representative and an updated sheet will be distributed and available on the City's website. In addition, Council will review the agenda for the January 9 City Council meeting and brief the Council on issues of mutual interest.
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7:00 P.M. CITY COUNCIL MEETING

Call to Order

Pledge of Allegiance

Announcements

1. Council President Election

Public Comment

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

Consent Agenda

The Consent Agenda will be enacted with one vote. The Mayor will ask Councilors if there is anyone who wishes to remove any item from the Consent Agenda for discussion and consideration. If you wish to request an item to be removed from the consent agenda you should do so during the Citizen Comment section of the agenda.

1. Consideration of Approval of the Work Session and Regular Meeting Minutes of December 12, 2022
2. Consideration of Approval of a New Liquor License Application for Planet Express Shipping LLC.
3. Consideration of the System Development Charge Annual Reports for Fiscal Year 2021-22
4. Consideration of **Resolution No. 5663-23** Canvassing Results of the General Election Held in the City of Tualatin, Washington and Clackamas Counties, Oregon on November 8, 2022
5. Consideration of **Resolution No. 5664-23** Resolution Authorizing Solid Waste and Recycling Rate Adjustments 2023
6. Consideration of **Resolution No. 5665-23** Authorizing the City Manager to Execute an Intergovernmental Agreement with Metro to Contract Services for Houseless Campsite Cleanup

General Business

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

1. Consideration of Recommendations from the Council Committee on Advisory Appointments

Items Removed from Consent Agenda

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

Council Communications

Adjournment

Meeting materials, including agendas, packets, public hearing and public comment guidelines, and Mayor and Councilor bios are available at www.tualatinoregon.gov/council.

Tualatin City Council meets are broadcast live, and recorded, by Tualatin Valley Community Television (TVCTV) Government Access Programming. For more information, contact TVCTV at 503.629.8534 or visit www.tvctv.org/tualatin.

In compliance with the Americans with Disabilities Act, this meeting location is accessible to persons with disabilities. To request accommodations, please contact the City Manager's Office at 503.691.3011 36 hours in advance of the meeting.



City of Tualatin

CITY OF TUALATIN
Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Cody Field, Management Analyst II
DATE: January 9, 2023

SUBJECT:
Tualatin Shuttle Expansion and Washington County Transit Investment Priorities

EXECUTIVE SUMMARY:
Staff from Ride Connection and Washington County will present updates on the Tualatin Shuttle and transit investment priorities in the County. Ride Connection will begin running the new Green Line shuttle in January. There will also be modifications to the Red Line shuttle route.

Washington County staff will provide an update on countywide community connector service and stop enhancements in Tualatin.

ATTACHMENTS:

- Washington County / Ride Connection City Council Presentation

Tualatin Shuttle Expansion

Presentation to Tualatin City Council

January 9, 2023



Goals for this evening

- Overview of Ride Connection
- Provide a brief history of Tualatin Shuttle and other area services
- Review current operations
- Discuss expansion plans



Ride Connection Overview



Ride Connection in Washington County

Tualatin – Beaverton – Hillsboro – Forest Grove

- Community Connectors
- RideAbouts (shopping shuttles)
- Demand Response
- Volunteer Driver Program
- Shared Vehicle Agreements

2022 Rider Survey

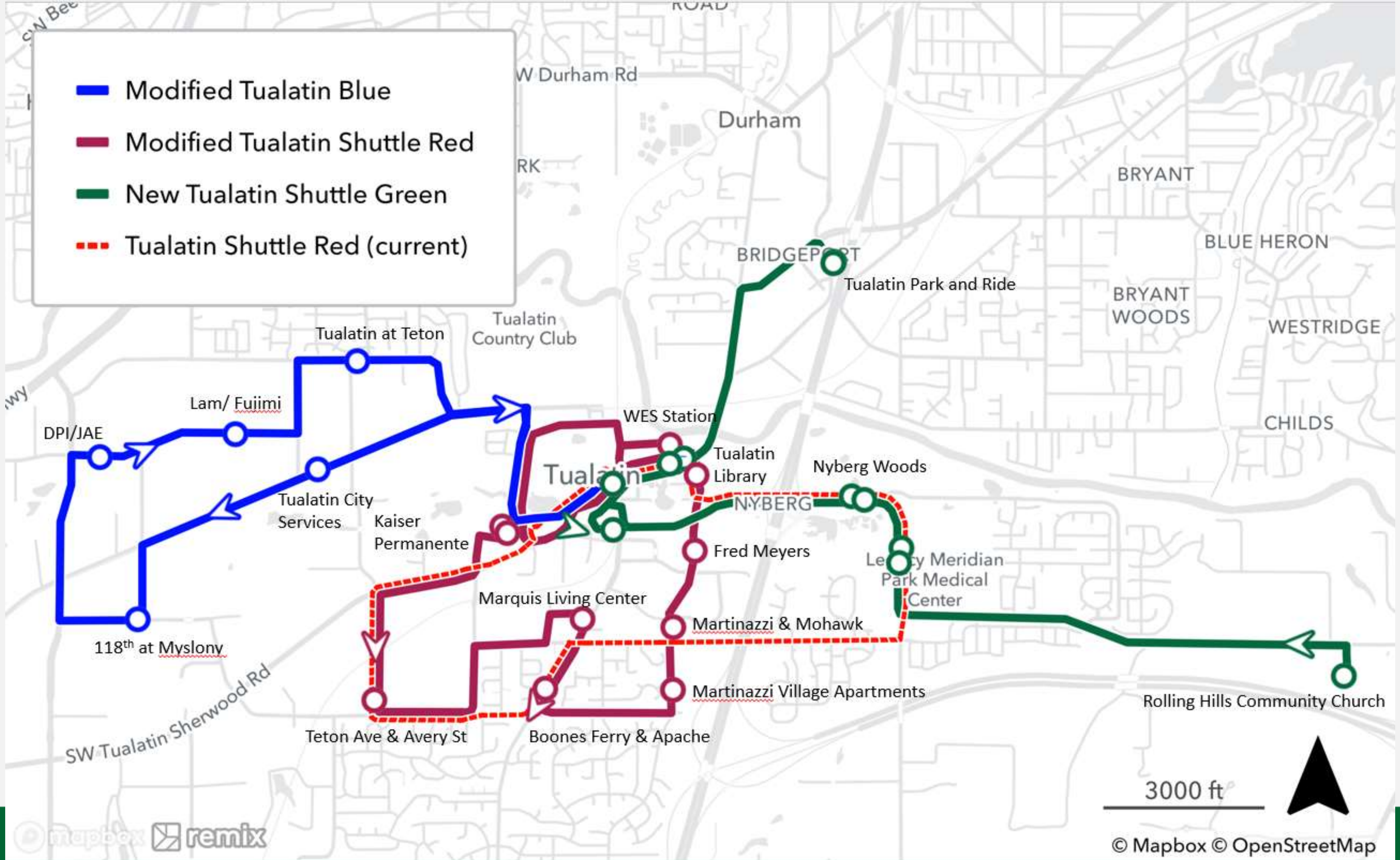
- **75%** of riders use Tualatin Shuttle as part of their commute for work
- **71%** of riders identify as transit dependent/ car free
- **96%** ride Tualatin Shuttle at least 3 days a week
- **67%** of Tualatin Shuttle riders connect with TriMet as part of their trip.



Impacts, Value and Benefits

- Creates community connections and enhances livability
- Boosts economic vitality by providing access to jobs and ability to buy/stay local
- Supports community's long-standing desire to expand transit service in Tualatin
- Reduces greenhouse gas emissions and VMT
- Increases mobility for vulnerable residents, commuters and students
- Supported through regional transit plans
- Provides safe transportation option during inclement weather
- Serves as a model for the region

- Modified Tualatin Blue
- Modified Tualatin Shuttle Red
- New Tualatin Shuttle Green
- - - Tualatin Shuttle Red (current)



3000 ft



Expansion Service

- Span of service on Green Line: M-F; 5:45 am to 7:18 pm
- The Borland-Bridgeport Route will serve:
 - Bridgeport Village/ Tualatin Park and Ride
 - Tualatin WES Station
 - Nyberg Woods
 - Legacy Meridian Park Medical Center
 - Rolling Hills Community Church
 - Borland Free Clinic
 - Tualatin School House Pantry
- Connects with TriMet, SMART and POINT at Tualatin Park & Ride
- Future expansion will connect with SMART's forthcoming I-205 express service near Stafford Road



**Please join us as we celebrate
the Tualatin Shuttle Green Line
kick off!**

**January 27, 2023
12:00 - 1:00 PM**

Tualatin Public Library
18878 SW Martinazzi Ave.
Tualatin, Oregon

RSVP to Delaney at
dpearson@rideconnection.org
or call 971-286-5424

For more information about the Green Line
please visit rideconnection.org/tualatin

Thank you!

CEO:

Julie Wilcke Pilmer

Tualatin Operations:

Debbie Waalkes

Project Contacts:

John Whitman (503) 290-3684

jwhitman@rideconnection.org

Tangerine Behere (503) 290-3686

tbehere@rideconnection.org





Washington County FY 2023-25 Transit Investment Priorities

STATEWIDE TRANSPORTATION
IMPROVEMENT FUND

City of Tualatin City Council Meeting
January 9, 2023

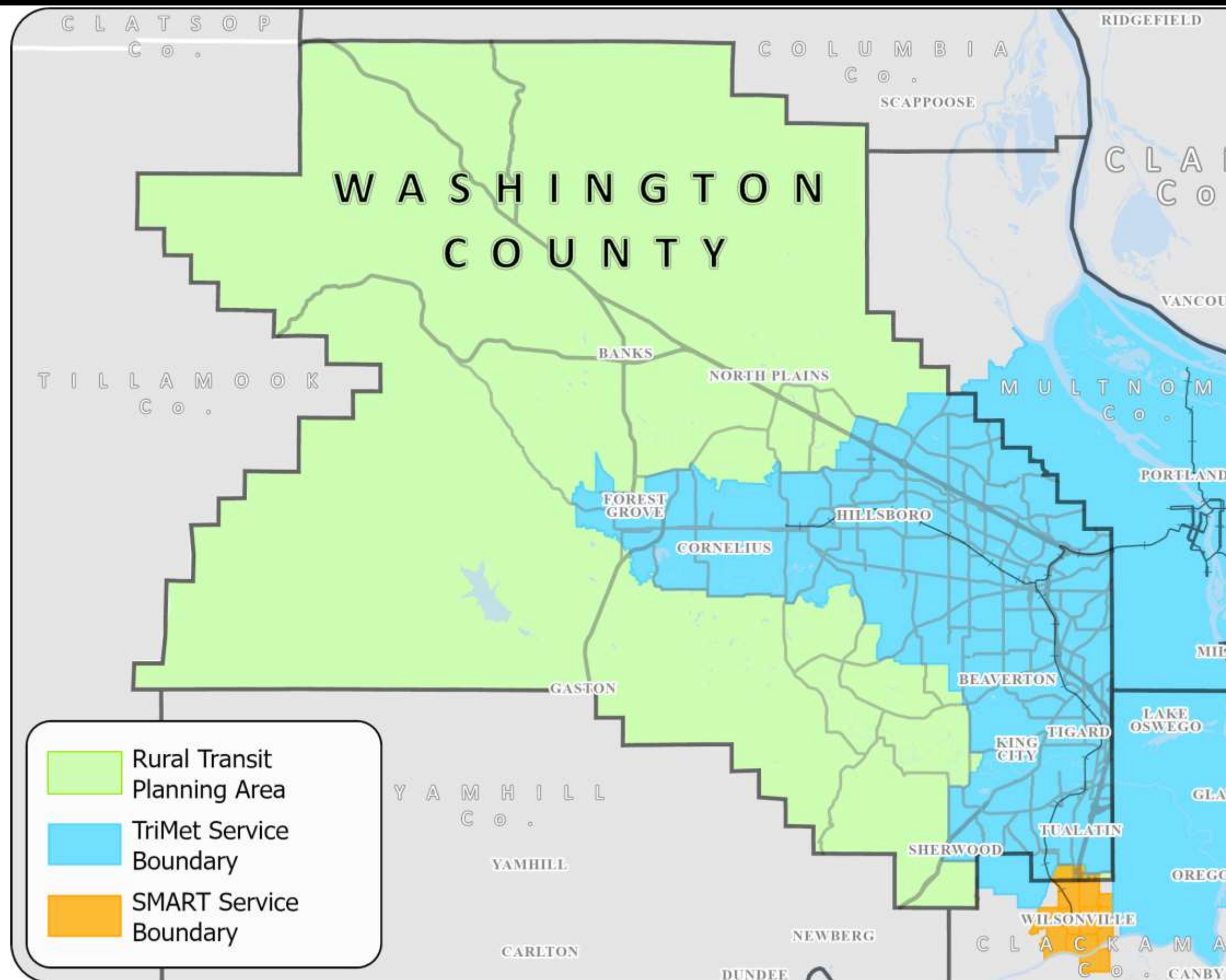
Land Use & Transportation

www.washingtoncountyor.gov



Washington County Transit Development Plan

- Service for areas outside TriMet, SMART districts
- Connect areas to TriMet district
- Community connectors in areas not well served by fixed-route transit in district



→ Ride Connection, Inc.

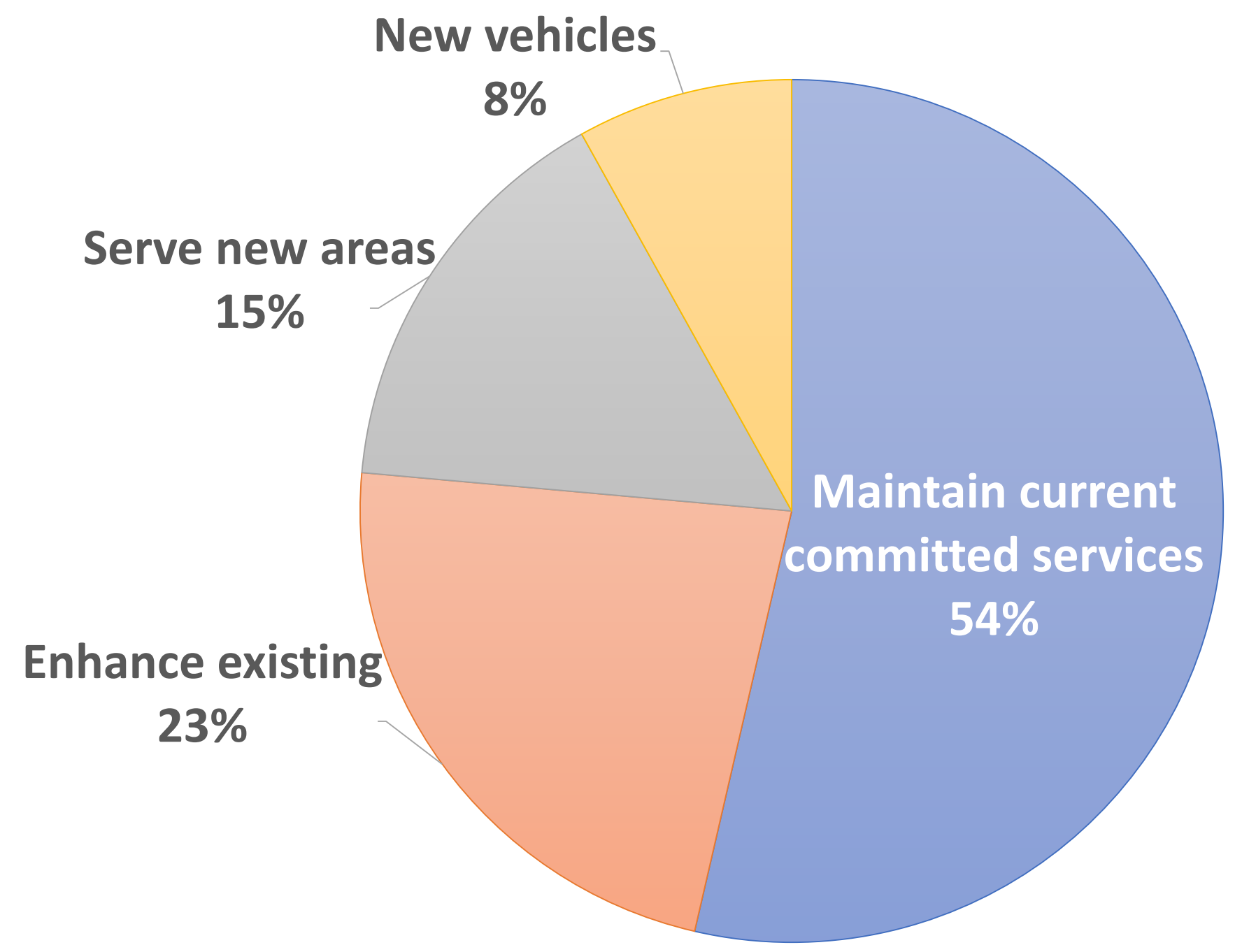
- Contracts with County as Public Transportation Service Provider
- Leverages other private, local, Federal and State resources
- Community partnerships and engagement





Community Connector FY 2023-25 Investment Priorities

Program
Maintain current/committed services <ul style="list-style-type: none">GroveLink, North Hillsboro, Tualatin shuttle
Enhance existing services <ul style="list-style-type: none">Cornelius weekdayNorth Hillsboro deviation/peak serviceTualatin Green line-grant funded FY 23
Serve new areas <ul style="list-style-type: none">King City/DurhamBethany/Cedar Mill
Four new vehicles



Funded by Regional Coordination funding allocated by TriMet's HB2017 Advisory Committee

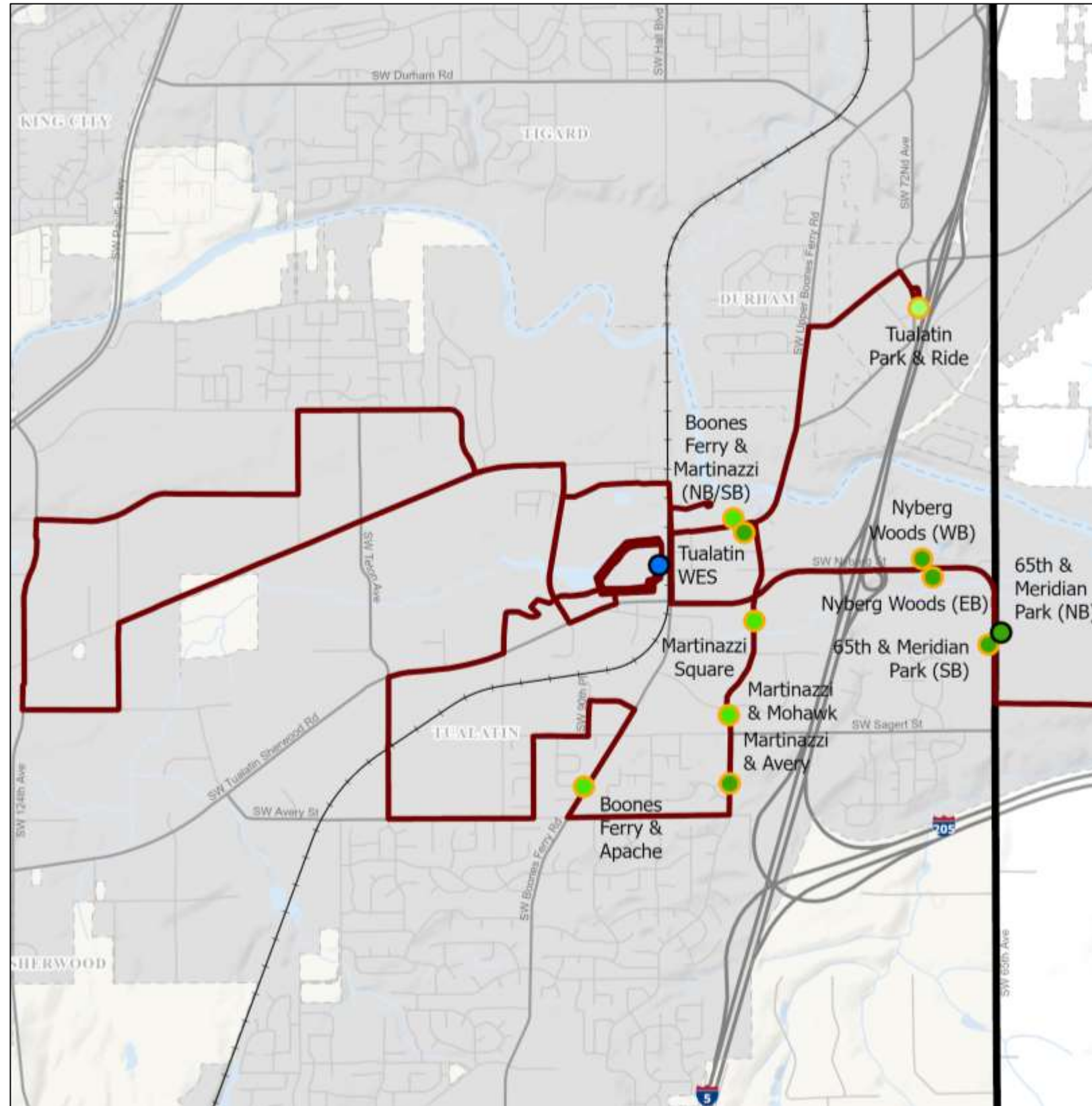


Community Connector Stop Enhancements

- Tualatin Shuttle hub at WES station originally planned for new capital investments including shelters, benches and lighting – currently on hold
- Additional 11 stops in Tualatin receiving new stop and schedule signage to increase community awareness
- Partnering with TriMet and SMART on shared stops



Community Connector Stop Enhancements





Next Steps

- City permitting process
- Construction to begin – Mar 2023
- Construction complete – June 2023



Land Use & Transportation
www.washingtoncountyor.gov

Council Committee Assignments

City Councilors serve on both city and local/regional committees. The below shows the committees to which council representatives are appointed, what issues they address, and the dates and times of the meetings.

COMMITTEE	ISSUES/MEETING TIME	COUNCILOR ASSIGNMENT
City Committees		
Architectural Review Board <i>(ARB)</i>	Building and Site Design <i>Wednesdays @ 6:30pm (as needed)</i>	
Arts Advisory Committee	Public Art <i>3rd Tuesday every month, 6:30p</i>	
Core Area Parking District Board <i>(CAPD)</i>	Downtown Parking <i>Wednesday following 3rd Mon @ 12</i>	
Council Committee on Advisory Appointments (CCAA)	Interview and Recommend Advisory Committee/Board Members <i>1st Monday of month (as needed)</i>	
Science and Technology Scholarship Committee	<i>Screens and Awards Scholarships</i> <i>Meets on call (twice in spring)</i>	
Local and Regional Committees		
Clackamas County Coordinating Committee <i>(C4)</i>	Clackamas Co issues-transport/infrastructure <i>1st Thursday @ 6:45p</i>	
C4 Metro Sub-Committee	Clackamas Co. coordination on JPACT and MPAC agenda items-cities in Metro boundary <i>3rd Wednesday @ 7:30a</i>	
C4 Tolling Sub-Committee	Meeting of a selection of elected officials that are impacted by tolling 205 <i>Meet as needed</i>	
Metropolitan Area Communications Commission <i>(MACC)</i>	Telecommunications and Cable Franchise Oversight <i>Quarterly-June, Sept, Nov/Dec, Mar/April @ 1:30</i>	

Regional Water Providers Consortium	Regional Water Planning and Coordination <i>Quarterly – February, June, October, Wednesdays from 6:30 to 8:30</i>	
Washington Co Consolidated Communications Agency (911)	Public Safety Communications; Regional Dispatch Oversight <i>Quarterly – 3rd Thursday @ 3p</i>	
Washington County Coordinating Committee (WCCC), Alternate Only	Washington County Transportation Issues <i>2nd Monday @ 12-2:00p</i>	
Washington County Policy Advisory Board (PAB)	Community Development Block Grants <i>2nd Thursday @ 7p</i>	
Westside Economic Alliance (WEA) , Alternate Only	Land Use, Westside Development, HBA <i>4th Wednesday @ 7:30a</i>	
Willamette River Water Coalition	Water Supply and Rights <i>Quarterly – February, June, October- Tuesdays from 5 to 7</i>	



City of Tualatin

CITY OF TUALATIN
Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Nicole Morris, Deputy City Recorder
DATE: January 9, 2023

SUBJECT:

Consideration of Approval of the Work Session and Regular Meeting Minutes of December 12, 2022.

RECOMMENDATION:

Staff respectfully recommends the Council adopt the attached minutes.

ATTACHMENTS:

- City Council Work Session Meeting Minutes of December 12, 2022
- City Council Regular Meeting Minutes of December 12, 2022



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR DECEMBER 12, 2022

Present: Mayor Frank Bubenik, Council President Nancy Grimes, Councilor Bridget Brooks, Councilor Maria Reyes, Councilor Valerie Pratt, Councilor Cyndy Hillier, Councilor Christen Sacco

Mayor Bubenik called the meeting to order at 6:15 p.m.

1. Tualatin Moving Forward Annual Report.

City Engineer Mike McCarthy presented the fifth annual Tualatin Moving Forward report. He shared a brief recap of the project since 2018. Engineer McCarthy stated they have completed 24 projects to date with 12 more underway. He highlighted completed projects including the project at 95th Ave and Avery Street near Tualatin Elementary School, Martinazzi Ave and Sagert Street traffic signal, Tualatin Road at Sweek Drive to Community Park crosswalk and sidewalk improvements, and 50th Ave and Wilke Street. Engineer McCarthy stated they have started construction on the Boones Ferry Corridor sidewalk and bike lane project. He stated they are in the final review phase for the Tualatin-Sherwood Road/Nyberg Street/I-5 project that will add a third eastbound lane by reducing the width of the median and redesigning the intersection of Nyberg Street at Fred Meyers. Engineer McCarthy stated they are preparing for projects at Hwy 99 at Pony Ridge, 65th Avenue near Meridian Park Hospital, and several neighborhood traffic safety projects around the city. He shared the updated report card for the project, noting they have spent approximately \$15.1 million to date.

Councilor Pratt asked when all the projects would be completed. Engineer McCarthy stated they are planning to have all the projects completed by the end of 2023.

Councilor Brooks asked where the planters would go on 93rd Street. Engineer McCarthy stated they are just south of Sagert Street.

Councilor Brooks asked how speed bumps are designed for bikes. Engineer McCarthy stated they install speed cushions that have gaps that match the base of a fire truck or ambulance which bikers can utilize.

Councilor Brooks asked why the projects would be finished in five years even though it is a ten year bond. City Manager Lombos stated the bond stated projects would be done in the first five years.

Councilor Hillier passed along comments from citizens showing appreciation for staff considering the timing of the projects throughout the day.

Council President Grimes stated the execution of the bond program has been fantastic. She thanked staff for all of their great work.

Councilor Reyes shared her gratitude for the reporting of the projects from staff. She asked if projects can still be submitted for consideration. Engineer McCarthy stated suggestions can still be submitted on the website. He noted there are no more bond dollars available but the city has set a small amount of funds aside for small projects in the future.

Mayor Bubenik stated he appreciates the contractors who are still working in the rain.

2. Council Meeting Agenda Review, Communications, and Roundtable.

Councilor Hillier stated she attended The Posada event.

Councilor Pratt stated she attended the Council Committee on Advisory Appointments meeting, the Climate Action Steering Committee meeting, and the Holiday Lights Parade.

Councilor Reyes stated she attended the Council Committee on Advisory Appointments meeting.

Councilor Brooks stated she attended the Climate Action Steering Committee meeting, the Council Committee on Advisory Appointments meeting, the Regional Water Providers Executive Committee meeting, and the Policy Advisory Board meeting.

Council President Grimes stated she attended the Architectural Review Board meeting.

Mayor Bubenik stated he attended the meeting for scoping of the NEPA process for the tolling project, went to the reading contest at MITCH Charter school, the Holiday Lights Parade, the Regional Tolling Advisory Committee meeting, the Employee Holiday Breakfast, the Key Leaders Breakfast, the TriMet management meeting to discuss future partnerships, the Washington County Mayors luncheon, and the Washington County Coordination Committee meeting.

Adjournment

Mayor Bubenik adjourned the meeting at 7:00 p.m.

Sherilyn Lombos, City Manager

_____ / Nicole Morris, Recording Secretary

_____ / Frank Bubenik, Mayor



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR DECEMBER 12, 2022

Present: Mayor Frank Bubenik, Council President Nancy Grimes, Councilor Bridget Brooks, Councilor Maria Reyes, Councilor Valerie Pratt, Councilor Cyndy Hillier, Councilor Christen Sacco

Call to Order

Mayor Bubenik called the meeting to order at 7:05 p.m.

Pledge of Allegiance

Announcements

1. Recognition of Council President Nancy Grimes

Former Mayor Lou Ogden shared sentiments of appreciation for Council President Grimes passion and service to the City of Tualatin.

Linda Moholt thanked Council President Grimes for her service on the Council.

City Manager Lombos thanked Council President Grimes for her brightness and energy that she brought to the Council.

Councilor Pratt shared her appreciation for Council President Grimes positive attitude and insightfulness.

Councilor Reyes thanked Council President Grimes for her support of her on Council.

Councilor Sacco thanked Council President Grimes for her leadership.

Councilor Hillier shared adoration and respect for Council President Grimes.

Mayor Bubenik thanked Council President Grimes for her service. He stated he appreciated her always being inclusive and respectful of everyone.

Councilor Brooks shared her gratefulness for her opportunity to serve with Council President Grimes.

Mayor Bubenik presented Council President Grimes with a piece of city artwork, a plaque of recognition, and a proclamation honoring her service to the City.

Police Chief Greg Pickering presented Council President Grimes with a Distinguished Service Medal.

Council President Grimes stated it has been a privilege and honor to serve the City over the last 11 years.

2. Public Health Announcement

Mayor Bubenik honored recently passed Althea Pratt Broom who will be remembered for her work in historic preservation and conservation and establishing the Willowbrook Arts Camp.

Public Comment

John Knippers spoke on behalf of VFW Post 3452 stating they are withdrawing their support of the City's Veteran's project due to the Council's refusal to include the word Memorial in the project description.

Consent Agenda

Motion to adopt the consent agenda made by Council President Grimes, Seconded by Councilor Sacco.

Voting Yea: Mayor Bubenik, Council President Grimes, Councilor Brooks, Councilor Reyes, Councilor Pratt, Councilor Hillier, Councilor Sacco

MOTION PASSED

1. Consideration of Approval of the Work Session and Regular Meeting Minutes of November 28, 2022
2. Consideration of **Resolution No. 5661-22** Authorizing the City Manager to Execute a Management and Operations Agreement with Willowbrook Arts Camp for Brown's Ferry Center
3. Consideration of **Resolution No. 5662-22** Authorizing the Sale of General Obligation Bonds

Special Reports

1. Washington County Sheriffs Update

Washington County Sheriff Pat Garrett presented an update on countywide sheriff services. Sheriff Garrett stated they have 568 officers serving the county and manage Washington County's only jail. He stated they provide countywide services to 629,000 community members. Sheriff Garrett shared their offices mission and goals noting they are centered on serving the community. He spoke to their statutory duties including arresting individuals who commit crimes, defending the county against those who endanger the public peace, executing warrants, and enforcing laws on waterways. Sheriff Garrett stated they also serve as a civil office where they serve restraining or protective orders. He stated his department manages the only jail in Washington County and conducted 294 bookings for Tualatin in 2021. Sheriff Garrett stated COVID-19 is still having impacts on jail management including temporary booking restrictions/capacity limitations and an increase in jail population with substance use and/or behavioral health issues. He stated long term COVID impacts include staffing pressures on the jail, defense attorney shortage, and program impacts.

Undersheriff John Koch spoke to interagency teams that improve countywide safety including crash reconstruction teams, tactical negotiation teams, and the crisis negotiation unit. He spoke to the Criminal Apprehension Team which consists of highly trained deputies who track and arrest offenders wanted for serious felony crimes and verify compliance of registered sex offenders currently in the county. Undersheriff Koch shared about the Mental Health Responses Team that includes a deputy and a master's level mental health clinician that help to deescalate

people in a mental health crisis. He stated additional support teams include a TNT Quick Reaction Team and the Tactical Team.

Councilor Pratt asked if they foresee the jail being back up to 100% staffing soon. Sheriff Garrett stating he sees it being at full staffing next year by using recruiters and a marketing firm.

Councilor Pratt asked if there are people trained specifically in drug and mental health issues at the jail. Sheriff Garrett stated they have trained staff who specialize in those areas.

Councilor Brooks asked if the treatment facility is still open. Sheriff Garrett stated that center is ran by the community corrections center and he can connect her with that information.

Councilor Brooks asked if the treatment center is utilized when people are dealing with addiction. Sheriff Garrett stated whenever someone can be moved to the treatment center they move them there.

Councilor Brooks asked about diversity in staffing. Sheriff Garrett stated they have been successful at placing woman in leadership in their jail. He stated it is important for them to make diversity a priority.

Councilor Hillier asked for clarification on whether they want to have the jail at full capacity or staff at full capacity. Sheriff Garrett stated he wants staffing to be at full capacity so they can best serve the safety of the community.

Mayor Bubenik asked if there are going to be budget cuts to the county in the future. Sheriff Garrett stated they have been instructed to prepare scenarios for a 4, 7, and 10% cuts to their budgets. He will do his best to maintain the current budget.

General Business

1. Republic Services Request for a Rate Adjustment, Effective January 1, 2023

Republic Services General Manager Jason Jordan, Municipal Relationships Manager KJ Lewis, and Business Unit Finance Manager Akimi Murata-Chambers presented a proposed rate increase. Manager Lewis presented Tualatin service facts stating there are 20 drivers servicing 5,980 homes three times a week. She shared cart sizes for residential homes stating the most popular size is a 35 gallon cart. Manager Lewis shared a breakdown of materials collected stating they collected about 4,600 tons of materials. Manager Jordan spoke to the Metro Solid Waste Allocation forecast. He spoke to cost components including the tonnage charge, Metro's Regional System fee, Metro's Excise Tax, Metro's Host fee, and the DEQ fee. Manager Murata-Chambers shared disposal rates by the ton and how the cost components have increased over time. She spoke to the importance of the 10% industry target and what portions of that margin are used for. Manager Murata-Chambers shared Tualatin's financials stating the range of accepted profitability will dip below the guidelines in 2022. She shared Republic's statement of income and table of expenses. She stated major cost increase factors were due to expenses related to disposal and recycling, labor, repairs and maintenance, fuel, administration, and other overhead expenses. Manager Murata-Chambers shared a pie chart illustrating what a 35 gallon customer's monthly rate of \$29.12 is broken down to. Manager Jordan further explained the cost breakdown of recycling and disposal costs noting this is impacted by fluctuating commodity market prices. He stated they are trying to mitigate and stabilize this cost by diversifying processors and investing in recycling processes. Manager Jordan stated labor represents a quarter of their costs. He stated they are trained professionals who are paid a fair and livable

wage. Manager Jordan spoke to fuel costs noting Republic has invested in natural gas vehicles. He shared area rates for surrounding cities and how they compare to Tualatin.

Council President Grimes asked how Wilsonville is able to keep their costs low. Manager Jordan stated their proximity to the dumpsite is a major component as to why they can keep their rates lower.

Councilor Pratt asked how many cities have food recycling included in their rate. Manager Jordan stated Lake Oswego, Beaverton, Oregon City, and Wilsonville have it included.

Manager Jordan shared their requested adjustment of 7.87% for 2022. Manager Lewis summarized that the increased disposal costs, regional system fees, host fees, excise tax, and DEQ fees have lead them to request this increase effective January 1, 2023. Manager Jordan thanked the city for their partnership.

Councilor Pratt asked about the revenue projection for 2023 and why they are asking for more than the increase. Manager Jordan stated they will verify the numbers and follow-up.

Mayor Bubenik asked about the additional recycling fee that is charged to customers. Manager Jordan stated that fee outpaces the actual costs of recycling now. He stated that is no longer bridging the gap.

Mayor Bubenik asked for clarification on the percentages of recycling costs. Manager Jordan stated Metro controlled rates is 36% of the costs and the total cost of 42% includes the recycling costs.

Council President Grimes asked about the solid waste allocation and why Metro is reducing those allocations. Manager Jordan stated Metro is looking at efficiencies and they have added goals to incentivize private haulers to meet those goals. He stated they have met 4 of the 5 goals and have applied for tonnage based of that.

Councilor Brooks asked if they anticipate improvements on cost projections as they make improvements to their recycling processes. Manager Jordan stated long term they don't see the costs improving and that they can only work to minimize the fluctuations in costs.

Councilor Brooks asked if Republic will be able meet all the Metro goals. Manager Jordan stated they didn't hit the goal to match the cost of rate per ton to match the public transfer station rate because factors such as property and fuel taxes affect their rates.

Councilor Hillier asked for clarification on the components of the 36% and what portions of that is Metro. Manager Jordan stated the fix cost per ton affects that percentage.

Mayor Bubenik asked when they anticipate their fleet being all natural gas. Manager Jordan stated they are looking at electrification as well and so feasibility studies are being done about how they will move forward.

Motion by Council President Grimes, seconded by Councilor Brooks to approve the rate adjustment of 7.87%.

Discussion on Motion

Councilor Pratt noted food scraps is also included in surrounding cities rates and that will limit the city moving forward.

Councilor Brooks wants to make sure we can accommodate future services like food scraps. She wants to evaluate if there is a difference in the requested rate and the actual rate.

Councilor Sacco would like to see food scraps wrapped into the rate adjustment.

Councilor Brooks withdrew her second of the motion.

Manager Jordan stated they would be open to looking at what a food scraps program would look like in Tualatin and further look at and evaluate the costs in 2023.

Amendment to original motion to accept the 7.87% rate adjustment to include food recycling through the end of 2023 made by Council President Grimes, Seconded by Councilor Sacco.

Voting Yea: Mayor Bubenik, Council President Grimes, Councilor Brooks, Councilor Reyes, Councilor Pratt, Councilor Hillier, Councilor Sacco

MOTION PASSED

Manager Jordan clarified that the program will not roll out right away as there will need to be an education piece involved with it.

Councilor Brooks asked if the enhanced recycling program is included in the discussion tonight. Manager Jordan stated it is not included in tonight's discussion.

City Manager Lombos stated a resolution will come back on January 9, 2023 for final consideration.

Council Communications

Councilor Brooks thanked the members of rotary for inducting the Tualatin Sustainability Network as a member. She also thanked the Chamber for hosting the Key Leaders Breakfast. Councilor Brooks thanked the Historical Society for collaborating with the Tualatin Sustainability Network for their work on their garden

Adjournment

Mayor Bubenik adjourned the meeting at 9:23 p.m.

Sherilyn Lombos, City Manager

_____ / Nicole Morris, Recording Secretary

_____ / Frank Bubenik, Mayor



City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Nicole Morris, Deputy City Recorder
DATE: 1/9/2023

SUBJECT:

Consideration of Approval of a New Liquor License Application for Planet Express Shipping LLC.

RECOMMENDATION:

Staff respectfully recommends the Council approve endorsement of the liquor license application for Planet Express Shipping LLC.

EXECUTIVE SUMMARY:

Planet Express Shipping LLC has submitted a new application under the liquor license category of Warehouse. This would permit them to store, import, bottle, produce, and blend wine, as well as store and import malt beverages and cider. The business is located at 12540 SW Leveton Drive. The application is in accordance with provisions of Ordinance No. 680-85 which establishes procedures for liquor license applicants. Applicants are required to fill out a City application form, from which a review by the Police Department is conducted, according to standards and criteria established in Section 6 of the ordinance. The Police Department has reviewed the new liquor license application and recommended approval. According to the provisions of Section 5 of Ordinance No. 680-85 a member of the Council or the public may request a public hearing on any of the liquor license requests. If such a public hearing request is made, a hearing will be scheduled and held on the license. It is important that any request for such a hearing include reasons for said hearing.

FINANCIAL IMPLICATIONS:

A fee has been paid by the applicant.

ATTACHMENTS:

- Application
- Vicinity Map



CITY OF TUALATIN

LIQUOR LICENSE APPLICATION

Return Completed form to:
City of Tualatin
Attn: Finance
18880 SW Martinazzi Ave
Tualatin, OR 97062

Date 12/13/2022

IMPORTANT: This is a three-page form. You are required to complete all sections of the form.
If a question does not apply, please indicate N/A. Please include full names (last, first middle) and full dates of birth (month/day/year). Incomplete forms shall receive an unfavorable recommendation.
Thank you for your assistance and cooperation.

SECTION 1: TYPE OF APPLICATION

- Original (New) Application - \$100.00 Application Fee.
- Change in Previous Application - \$75.00 Application Fee.
- Renewal of Previous License - \$35.00 Application Fee. Applicant must possess current business license. License # _____
- Temporary License - \$35.00 Application Fee.

SECTION 2: DESCRIPTION OF BUSINESS

Name of business (dba): Planet Express Shipping LLC

Business address 12540 SW ^{Leveton Dr} ~~12540~~ City Tualatin State OR Zip Code 97062

Mailing address _____ City _____ State _____ Zip Code _____

Telephone # 310-736-5182 Fax # _____

Email [REDACTED] bernie@planetexpress.com

Name(s) of business manager(s) First Lifeng Middle MMN Last Feng

[REDACTED]

Home address [REDACTED]
(attach additional pages if necessary)

Type of business Warehouse storage and export

Type of food served N/A

Type of entertainment (dancing, live music, exotic dancers, etc.) N/A

Days and hours of operation M-F 9-6 PM

Food service hours: Breakfast N/A Lunch N/A Dinner N/A

Restaurant seating capacity 0 Outside or patio seating capacity 0

How late will you have outside seating? N/A How late will you sell alcohol? N/A

How many full-time employees do you have? 12 Part-time employees? 0

SECTION 3: DESCRIPTION OF LIQUOR LICENSE

Name of Individual, Partnership, Corporation, LLC, or Other applicants _____

Type of liquor license (refer to OLCC form) Warehouse

Form of entity holding license (check one and answer all related applicable questions):

INDIVIDUAL: If this box is checked, provide full name, date of birth, and residence address.
Full name _____ Date of birth _____
Residence address _____

PARTNERSHIP: If this box is checked, provide full name, date of birth and residence address for each partner. If more than two partners exist, use additional pages. If partners are not individuals, also provide for each partner a description of the partner's legal form and the information required by the section corresponding to the partner's form.
Full name _____ Date of birth _____
Residence address _____
Full name _____ Date of birth _____
Residence address _____

CORPORATION: If this box is checked, complete (a) through (c).
(a) Name and business address of registered agent.
Full name _____
Business address _____

(b) Does any shareholder own more than 50% of the outstanding shares of the corporation? If yes, provide the shareholder's full name, date of birth, and residence address.
Full name _____ Date of birth _____
Residence address _____

(c) Are there more than 35 shareholders of this corporation? Yes _____ No _____. If 35 or fewer shareholders, identify the corporation's president, treasurer, and secretary by full name, date of birth, and residence address.
Full name of president: _____ Date of birth: _____
Residence address: _____
Full name of treasurer: _____ Date of birth: _____
Residence address: _____
Full name of secretary: _____ Date of birth: _____
Residence address: _____

LIMITED LIABILITY COMPANY: If this box is checked, provide full name, date of birth, and residence address of each member. If there are more than two members, use additional pages to complete this question. If members are not individuals, also provide for each member a description of the member's legal form and the information required by the section corresponding to the member's form.
Full name: Yiteng Feng
Residence address: _____

Full name: _____ Date of birth: _____

Residence address: _____

OTHER: If this box is checked, use a separate page to describe the entity, and identify with reasonable particularity every entity with an interest in the liquor license.

SECTION 4: APPLICANT SIGNATURE

A false answer or omission of any requested information on any page of this form shall result in an unfavorable recommendation.

Signature of Applicant 12/13/2022
Date

For City Use Only

Sources Checked:

DMV by AB LEADS by AB TuPD Records by AB
 Public Records by AB

Number of alcohol-related incidents during past year for location.
 Number of Tualatin arrest/suspect contacts for _____

It is recommended that this application be:

Granted
 Denied
Cause of unfavorable recommendation: _____

Signature 12/19/22
Date

Greg Pickering
Chief of Police
Tualatin Police Department





City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos, City Manager

FROM: Cody Field, Management Analyst II
Richard Mueller, Parks & Planning Manager

DATE: January 9th, 2023

SUBJECT:
Consideration of the System Development Charge Annual Reports for Fiscal Year 2021-22

RECOMMENDATION:
Staff recommends that Council accept the attached reports for the Water, Sewer, Storm, TDT, and Parks System Development Charges.

EXECUTIVE SUMMARY:
Council established the current Sewer, Storm and Water SDCs in 1991, and the Transportation Development Tax in 2010. The Parks SDC was adopted in 2019.

The attached reports fulfill the requirement of ORS 223.311 to provide an annual accounting of the SDCs and to recommend any changes to the SDC Chapter of the Tualatin Municipal Code.

ATTACHMENTS:

- Attachment A SDC Annual Reports for FY 21-22 Combined.pdf

CITY OF TUALATIN
WATER SYSTEM DEVELOPMENT CHARGE (SDC) REPORT
Annual Report for Fiscal Year 2021/22

Introduction

In 1991, the City of Tualatin adopted Ordinance 833-91, which established a System Development Charge (SDC) for connection to the City of Tualatin water system. This SDC fee was based on projected needs of the system and the portion of the system's projected needs that were attributable to growth in the City which placed an additional demand on the water system.

An update to the Water SDC Methodology was approved on December 8, 2003. Beginning February 1, 2005 and each February 1st thereafter, the water SDC automatically increased according to the Engineering News Record Construction Cost Index. These provisions are incorporated into the Tualatin Municipal Code Section 2-06.

In addition to the annual indexing in February 2018, in June 2018 an additional increase was approved by Council on Resolution 5374-18 to enact the recommendation included in the 2013 master plan. The rate increased from \$4,132 to \$4,428 per EDU.

Purpose

The purpose of this report is to fulfill the requirements of ORS 223.311, which requires an annual accounting of SDCs to be performed, and to recommend any changes in the Water SDC as adopted by the City of Tualatin.

Revenue

During the period of this report (July 1, 2021 to June 30, 2022) the City of Tualatin collected \$301,430.00 in Water SDC fees in accordance with Ordinance 833-91. Interest earned on the SDC fund balance was \$10,555.05.

Credits

No credits were used towards the payment of Water SDCs in fiscal year 2021/22.

Expenditures

The Water SDC fees were determined by the ordinance methodology and retained in the Water Development (Water SDC) Fund. Any unspent funds are available to be used on projects in the next fiscal year and will become part of the beginning fund balance.

Projects funded in fiscal year 2021/22 by the Water SDC revenues were as follows:

Project Description

SDC Amount

1. Transfer to General Fund (Costs associated with management of Water SDC)	\$11,070.00
2. Transfer to Building Fund (Costs associated with processing SDCs by Building Division)	\$26,250.00
3. Transfer to Water Operating	\$88,248.40
<hr/>	
Total Expenditures	\$125,568.40

Recommendation

Staff recommends that Council accept this report and have the City Engineer continue to monitor issues that may arise and review their impact on the Water SDCs. No change to methods, procedures or fees as outlined in Ordinance 833-91 is recommended at this time.

CITY OF TUALATIN
SEWER SYSTEM DEVELOPMENT CHARGE (SDC) REPORT
Annual Report for Fiscal Year 2021/22

Introduction

According to Tualatin Municipal Code, Chapter 2-6-060, System Development Charges (SDCs) for each type of capital improvement provided by the City may be created and shall be established by resolution of the Council. The Sewer SDC fee was established by intergovernmental agreement with Clean Water Services in which the City collects the revenue, remitting 96% to Clean Water Services and retaining 4%. The fee is based on projected needs of the system and the portion of the system's projected needs that were attributable to growth in the City which placed an additional demand on the sewer system.

Purpose

The purpose of this report is to fulfill the requirements of ORS 223.311, which requires an annual accounting of SDCs to be performed, and to recommend any changes in the Sewer SDC as adopted by the City of Tualatin.

Revenue

During the period of this report (July 1, 2021 to June 30, 2022) the City of Tualatin collected \$1,881,946.45 in Sewer SDC fees from development. The city collected \$76,840.40 in fees from Clean Water Services to fund capital projects. Interest earned on the SDC fund balance was \$26,884.01.

Credits

No credits were used towards the payment of Sewer SDC in fiscal year 2021/22.

Expenditures

The Sewer SDC fees are determined by the Clean Water Services methodology and retained in the Sewer Development (Sewer SDC) Fund. Any unspent funds are available to be used on projects in the next fiscal year and will become part of the beginning fund balance.

Projects funded in fiscal year 2021/22 by the Sewer SDC revenues were as follows:

- | | |
|---------------------------------------|-------------|
| 1. 105 th Ave Sewer Upsize | \$75,600.00 |
| 2. Martinazzi Sanitary Sewer Upsize | \$32,604.70 |
| 3. Transfer to General Fund | |

(Costs associated with management of Sewer SDC)	\$38,320.00
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4. Transfer to Building Fund

(Costs associated with processing SDCs by Building Division)	\$18,750.00
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Total Expenditures	\$165,274.70
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Recommendation

It is recommended the Council accept this report and have the City Engineer continue to monitor issues that may arise and review their impact on the Sewer SDCs. No change to methods, procedures or fees as outlined in Tualatin Municipal Code is recommended at this time.

CITY OF TUALATIN
STORM SYSTEM DEVELOPMENT CHARGE (SDC) REPORT
Annual Report for Fiscal Year 2021/22

Introduction

According to Tualatin Municipal Code, Chapter 2-6-060, System Development Charges (SDCs) for each type of capital improvement provided by the City may be created and shall be established by resolution of the Council. In 1991, the Storm SDC fee was established in Resolution 2666-91, adopting the methodology used by Clean Water Services (then called United Sewerage Services). It is based on projected needs of the system and the portion of the system's projected needs that were attributable to growth in the City which placed an additional demand on the storm drain system.

Purpose

The purpose of this report is to fulfill the requirements of ORS 223.311, which requires an annual accounting of SDCs to be performed, and to recommend any changes in the Storm SDC as adopted by the City of Tualatin.

Revenue

During the period of this report (July 1, 2021 to June 30, 2022) the City of Tualatin collected \$0 in storm quantity fees and \$0 in storm quality fees for a total of \$0 in Storm SDC fees. Interest earned on the SDC fund balance was \$3,520.71.

Credits

No credits were used towards the payment of Storm SDCs in fiscal year 2021/22.

Expenditures

The Storm SDC fees were determined by the Clean Water Services methodology and retained in the Storm Development (Storm SDC) Fund. Any unspent funds are available to be used on projects in the next fiscal year and will become part of the beginning fund balance.

Projects funded in fiscal year 2021/22 by Storm SDC revenues were as follows:

Project Description	SDC Amount
1. Stormwater Master Plan	\$9,691.25
2. Transfer to General Fund (Costs associated with management of Storm SDC)	\$4,360.00
3. Transfer to Building Fund	

(Costs associated with processing SDCs by Building Division)	\$11,250.00
--	-------------

Total Expenditures	\$25,301.25
--------------------	-------------

Recommendation

Staff recommends that Council accept this report and have the City Engineer continue to monitor issues that may arise and review their impact on the Storm SDCs. No change to methods, procedures or fees as outlined in Municipal Code is recommended at this time.

CITY OF TUALATIN
TRANSPORTATION DEVELOPMENT TAX (TDT) REPORT
Annual Report for Fiscal Year 2021/22

Introduction

In 2010, the City of Tualatin adopted Ordinance 1301-10, which established a Transportation Development Tax (TDT) for which all development must pay to help fund transportation projects in the City of Tualatin. This is a direct adoption of Washington County's TDT and applies throughout the City, whether in Washington or Clackamas County. It is incorporated into the Tualatin Municipal Code in 2-8, Transportation Development Tax.

Purpose

The purpose of this report is to fulfill the requirements of ORS 223.311, which requires an annual accounting of system development charges to be performed (the TDT being a kind of system development charge), and to recommend any changes in the TDT as adopted by the City of Tualatin.

Revenue

During the period of this report (July 1, 2021 to June 30, 2022) the City of Tualatin collected \$1,887,285.06 in TDTs for Washington County and \$0 for Clackamas County for a total of \$1,887,285.06 in accordance with Ordinance 1301-10. Interest earned on the TDT fund balance was \$88,723.08.

Credits

Credits in the amount of \$1,303,756.11 were used toward the payment of TDTs in Fiscal Year 2021/2022

Expenditures

The TDTs were determined by the ordinance methodology and retained in the Transportation Development Tax Fund. Any unspent funds are available to be used on projects in the next fiscal year and will become part of the beginning fund balance.

Projects funded in fiscal year 2021/22 by TDT revenues were as follows:

<u>Project Description</u>	<u>SDC Amount</u>
1. Garden Corner Curves Construction	\$461,182.16
2. Tualatin-Sherwood Road Utility Relocation (County road-widening project requires relocation of utilities)	\$11,391.25
3. Martinazzi/Sagert	\$359,814.38

4. Transfer to General Fund (Costs associated with management of TDT)	\$35,600.00
4. Transfer to Building Fund (Costs associated with processing TDTs by Building Division)	\$18,750.00
<hr/>	
Total Expenditures	\$886,737.79

Recommendation

It is recommended the Council accept this report and have the City Engineer continue to monitor issues that may arise and review their impact on the TDT. No change to methods, procedures or fees as outlined in Ordinance 1301-10 is recommended at this time.

CITY OF TUALATIN
PARKS SYSTEM DEVELOPMENT CHARGE (SDC) REPORT
Annual Report for Fiscal Year 2021/22

Introduction

According to Tualatin Municipal Code, Chapter 2-6-060, System Development Charges (SDCs) for each type of capital improvement provided by the City may be created and shall be established by resolution of the Council. The Parks SDC fee was established in 1984, and updated as a part of the Parks and Recreation Master Plan and Park System Development Charge Methodology in 2019.

Purpose

The purpose of this report is to fulfill the requirements of ORS 223.311, which requires an annual accounting of SDCs to be performed, and to recommend any changes in the Parks SDC as adopted by the City of Tualatin.

Revenue

During the period of this report (July 1, 2021 to June 30, 2022) the City of Tualatin collected \$2,555,234.33 in Park SDC fees. Interest earned on the SDC fund balance was \$13,819.

Credits

There were no credits used towards the payment of Parks SDC in fiscal year 2021/22.

Expenditures

The Park SDC fees are determined by the ordinance methodology and retained in the Park Development (Parks SDC) Fund. Any unspent funds are available to be used on projects in the next fiscal year and will become part of the beginning fund balance.

Project Description

SDC Amount

1. Basalt Creek Parks & Recreation Plan	\$ 55,626.80
2. Basalt Creek Park Acquisition	\$ 21,550.00
3. Tualatin River Greenway Trail Expansion	\$ 40,185.78
4. Stoneridge Park Expansion	\$ 55.00
5. Jurgens Park Expansion	\$ 3,200.00
6. Bond Funding Research	\$112,624.50
7. Transfer to General Fund (Cost to Manage Parks SDC)	<u>\$ 77,050.00</u>
Total Expenditures	\$310,292.08

Recommendation

Staff recommends Council accept the report. The Parks and Recreation Director will continue to monitor issues that may arise and review any impact on Park SDCs. No proposed changes to methodology or procedures in the Tualatin Municipal Code are recommended at this time.



City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Nicole Morris, Deputy City Recorder
DATE: January 9, 2023

SUBJECT:

Consideration of **Resolution No. 5663-23** Canvassing Results of the General Election Held in the City of Tualatin, Washington and Clackamas Counties, Oregon on November 8, 2022

RECOMMENDATION:

Staff respectfully recommends the Council adopt the attached resolution canvassing results of the General election held in the City of Tualatin, Washington and Clackamas Counties, Oregon on November 8, 2022

EXECUTIVE SUMMARY:

On November 8, 2022, a general election was held for three Council positions:

<u>MAYOR:</u>	Frank Bubenik	7,558
<u>COUNCIL Position 1:</u>	Maria Reyes	7,172
<u>COUNCIL Position 3:</u>	Bridget Brooks	7,137
<u>COUNCIL Position 5:</u>	Octavio Gonzalez	5,116
	Kelly Horsford	4,965
<u>MEASURE 34-317:</u>	Yes	6,521
	No	5,225

Certified Results have been received from Washington and Clackamas Counties. A copy is attached and the originals are on file.

ATTACHMENTS:

- Resolution No 5663-23 Canvassing Election Results of November 8, 2022
- Canvass of Votes

RESOLUTION NO. 5663-23

RESOLUTION CANVASSING RESULTS OF THE GENERAL ELECTION
HELD IN THE CITY OF TUALATIN, WASHINGTON AND CLACKAMAS
COUNTIES, OREGON ON NOVEMBER 8, 2022

WHEREAS a General Election was held on November 8, 2022 in the City of Tualatin, Washington and Clackamas Counties, Oregon wherein voters of the City balloted for the election of Mayor and three Councilors; and

WHEREAS there is on file in the Office of the City Recorder, certified election results filed by the County Clerks of Washington and Clackamas Counties and it is necessary that the Council canvass the results of said election; and

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

Section 1. The Council hereby finds that the following summary constitutes a true and accurate statement of the election results:

<u>MAYOR:</u>	Frank Bubenik	7,558
<u>COUNCIL Position 1:</u>	Maria Reyes	7,172
<u>COUNCIL Position 3:</u>	Bridget Brooks	7,137
<u>COUNCIL Position 5:</u>	Octavio Gonzalez	5,116
	Kelly Horsford	4,965
<u>MEASURE 34-317:</u>	Yes	6,521
	No	5,225

Section 2. This resolution is effective upon adoption.

Adopted by the City Council this 9th Day of January 2023.

CITY OF TUALATIN, OREGON

BY _____
Mayor

ATTEST:

BY _____
City Recorder

Ballots Cast per Contest - Accumulative Summary
 Washington County November 8 2022 General Election
 All Precincts, All Districts, All Counter Groups, All Scan Stations, All Contests, All Boxes
 Official Election Results

Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%

Choice	Votes	Vote %
Total	6694	100.00%
Overvotes	0	
Undervotes	3063	

City of Sherwood, Council Members (Vote for 4)

9757 ballots (0 over voted ballots, 0 overvotes, 14784 undervotes), 13863 registered voters, turnout 70.38%

Taylor Giles	5931	24.46%
Keith Mays	6066	25.02%
Doug Scott	5869	24.21%
Dan Standke	5812	23.97%
Write-in	301	1.24%
Write-in	115	0.47%
Write-in	83	0.34%
Write-in	67	0.28%
Total	24244	100.00%
Overvotes	0	
Undervotes	14784	



City of Tigard, Mayor (Vote for 1)

25829 ballots (4 over voted ballots, 4 overvotes, 2574 undervotes), 38126 registered voters, turnout 67.75%

John Goodhouse	6581	28.30%
Heidi Lueb	12096	52.02%
Nick Hess	4499	19.35%
Write-in	75	0.32%
Total	23251	100.00%
Overvotes	4	
Undervotes	2574	

City of Tigard, Council Members (Vote for 2)

25829 ballots (6 over voted ballots, 12 overvotes, 14239 undervotes), 38126 registered voters, turnout 67.75%

Jai Raj Singh	8980	24.01%
Derrick Wright	5212	13.93%
Tom Anderson	8464	22.63%
Yi-Kang Hu	14342	38.34%
Write-in	334	0.89%
Write-in	75	0.20%
Total	37407	100.00%
Overvotes	12	
Undervotes	14239	

City of Tigard, Council 2 Year Unexpired Term (Vote for 1)

25829 ballots (440 over voted ballots, 440 overvotes, 4743 undervotes), 38126 registered voters, turnout 67.75%

Karen Marrello	4413	21.37%
Maureen Wolf	12841	62.20%
Austin Johnson	3250	15.74%
Write-in	142	0.69%
Total	20646	100.00%
Overvotes	440	
Undervotes	4743	

City of Tualatin, Mayor (Vote for 1)

10529 ballots (1 over voted ballots, 1 overvotes, 3621 undervotes), 15949 registered voters, turnout 66.02%

Frank Bubenik	6607	95.66%
Write-in	300	4.34%
Total	6907	100.00%
Overvotes	1	
Undervotes	3621	

City of Tualatin, Council Member, Position 1 (Vote for 1)

10529 ballots (0 over voted ballots, 0 overvotes, 4053 undervotes), 15949 registered voters, turnout 66.02%

Maria Reyes	6322	97.62%
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Ballots Cast per Contest - Accumulative Summary
 Washington County November 8 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
 Official Election Results

Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%



Paul R...

Choice	Votes	Vote %
Write-in	154	2.38%
Total	6476	100.00%
Overvotes	0	
Undervotes	4053	

City of Tualatin, Council Member, Position 3 (Vote for 1)
10529 ballots (0 over voted ballots, 0 overvotes, 4044 undervotes), 15949 registered voters, turnout 66.02%

Bridget Brooks	6291	97.01%
Write-in	194	2.99%
Total	6485	100.00%
Overvotes	0	
Undervotes	4044	

City of Tualatin, Council Member, Position 5 (Vote for 1)
10529 ballots (1 over voted ballots, 1 overvotes, 1821 undervotes), 15949 registered voters, turnout 66.02%

Octavio Gonzalez	4314	49.55%
Kelly Horsford	4347	49.93%
Write-in	46	0.53%
Total	8707	100.00%
Overvotes	1	
Undervotes	1821	

City of Wilsonville, Councilor (Vote for 2)
235 ballots (0 over voted ballots, 0 overvotes, 223 undervotes), 407 registered voters, turnout 57.74%

Caroline Berry	144	58.30%
Katie Dunwell	98	39.68%
Write-in	5	2.02%
Write-in	0	0.00%
Total	247	100.00%
Overvotes	0	
Undervotes	223	

West Multnomah Soil and Water Conservation Dist, Dir Pos 2 (Vote for 1)
351 ballots (0 over voted ballots, 0 overvotes, 153 undervotes), 481 registered voters, turnout 72.97%

Shawn S Looney	197	99.49%
Write-in	1	0.51%
Total	198	100.00%
Overvotes	0	
Undervotes	153	

West Multnomah Soil and Water Conservation Dist, Dir Zone 4 (Vote for 1)
351 ballots (0 over voted ballots, 0 overvotes, 152 undervotes), 481 registered voters, turnout 72.97%

Brian W Lightcap	198	99.50%
Write-in	1	0.50%
Total	199	100.00%
Overvotes	0	
Undervotes	152	

West Multnomah Soil and Water Conservation Dist, Dir Zone 5 (Vote for 1)
351 ballots (0 over voted ballots, 0 overvotes, 157 undervotes), 481 registered voters, turnout 72.97%

Terri Preeg Riggsby	193	99.48%
Write-in	1	0.52%
Total	194	100.00%
Overvotes	0	
Undervotes	157	

Tualatin Soil and Water Conservation District, Dir Pos 2 (Vote for 1)
257128 ballots (0 over voted ballots, 0 overvotes, 102244 undervotes), 386692 registered voters, turnout 66.49%

Dean P Moberg	152359	98.37%
Write-in	2525	1.63%

Ballots Cast per Contest with Precincts
 Washington County November 8, 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
 Official Election Results
 Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%

Page: 93 of 138
 2022-12-05
 09:06:46

City of Tualatin, Mayor (Vote for 1)

Precinct	Ballots Cast	Reg. Voters	Total Votes	Frank Bubenik		Write-in		Over Votes	Under Votes
Precinct 394	169	308	101	100	99.01%	1	0.99%	0	68
Precinct 420	2842	4108	1840	1759	95.60%	81	4.40%	1	1001
Precinct 423	2446	4324	1654	1590	96.13%	64	3.87%	0	792
Precinct 428	1099	1931	744	722	97.04%	22	2.96%	0	355
Precinct 433	1964	2697	1270	1197	94.25%	73	5.75%	0	694
Precinct 436	2009	2581	1298	1239	95.45%	59	4.55%	0	711
Precinct 444	0	0	0	0	0.00%	0	0.00%	0	0
Total	10529	15949	6907	6607	95.66%	300	4.34%	1	3621



Ballots Cast per Contest with Precincts
 Washington County November 8, 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
 Official Election Results

Page: 94 of 138
 2022-12-05
 09:06:46

Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%

City of Tualatin, Council Member, Position 1 (Vote for 1)

Precinct	Ballots Cast	Reg. Voters	Total Votes	Maria Reyes		Write-in		Over Votes	Under Votes
Precinct 394	169	308	101	100	99.01%	1	0.99%	0	68
Precinct 420	2842	4108	1714	1681	98.07%	33	1.93%	0	1128
Precinct 423	2446	4324	1548	1516	97.93%	32	2.07%	0	898
Precinct 428	1099	1931	701	685	97.72%	16	2.28%	0	398
Precinct 433	1964	2697	1186	1145	96.54%	41	3.46%	0	778
Precinct 436	2009	2581	1226	1195	97.47%	31	2.53%	0	783
Precinct 444	0	0	0	0	0.00%	0	0.00%	0	0
Total	10529	15949	6476	6322	97.62%	154	2.38%	0	4053

Ballots Cast per Contest with Precincts
 Washington County November 8, 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
 Official Election Results

Page: 95 of 138
 2022-12-05
 09:06:46

Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%

City of Tualatin, Council Member, Position 3 (Vote for 1)

Precinct	Ballots Cast	Reg. Voters	Total Votes	Bridget Brooks		Write-in		Over Votes	Under Votes
Precinct 394	169	308	101	100	99.01%	1	0.99%	0	68
Precinct 420	2842	4108	1723	1679	97.45%	44	2.55%	0	1119
Precinct 423	2446	4324	1562	1524	97.57%	38	2.43%	0	884
Precinct 428	1099	1931	702	687	97.86%	15	2.14%	0	397
Precinct 433	1964	2697	1172	1119	95.48%	53	4.52%	0	792
Precinct 436	2009	2581	1225	1182	96.49%	43	3.51%	0	784
Precinct 444	0	0	0	0	0.00%	0	0.00%	0	0
Total	10529	15949	6485	6291	97.01%	194	2.99%	0	4044

Ballots Cast per Contest with Precincts
Washington County November 8, 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
Official Election Results
Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%

Page: 96 of 138
 2022-12-05
 09:06:46

City of Tualatin, Council Member, Position 5 (Vote for 1)

Precinct	Ballots Cast	Reg. Voters	Total Votes	Octavio Gonzalez		Kelly Horsford		Write-in		Over Votes	Under Votes
Precinct 394	169	308	129	48	37.21%	79	61.24%	2	1.55%	0	40
Precinct 420	2842	4108	2391	1138	47.60%	1241	51.90%	12	0.50%	1	450
Precinct 423	2446	4324	1997	986	49.37%	1000	50.08%	11	0.55%	0	449
Precinct 428	1099	1931	872	422	48.39%	445	51.03%	5	0.57%	0	227
Precinct 433	1964	2697	1661	819	49.31%	832	50.09%	10	0.60%	0	303
Precinct 436	2009	2581	1657	901	54.38%	750	45.26%	6	0.36%	0	352
Precinct 444	0	0	0	0	0.00%	0	0.00%	0	0.00%	0	0
Total	10529	15949	8707	4314	49.55%	4347	49.93%	46	0.53%	1	1821

Ballots Cast per Contest - Accumulative Summary
 Washington County November 8 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
 Official Election Results

Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%



Daniel R...

Choice	Votes	Vote %
Total	252374	100.00%
Overvotes	22	
Undervotes	5083	

Question 34-319 (Vote for 1)

845 ballots (1 over voted ballots, 1 overvotes, 33 undervotes), 1246 registered voters, turnout 67.82%

Yes	499	61.53%
No	312	38.47%
Total	811	100.00%
Overvotes	1	
Undervotes	33	

Question 34-318 (Vote for 1)

4124 ballots (0 over voted ballots, 0 overvotes, 143 undervotes), 7977 registered voters, turnout 51.70%

Yes	2153	54.08%
No	1828	45.92%
Total	3981	100.00%
Overvotes	0	
Undervotes	143	

Question 26-228 (Vote for 1)

709 ballots (0 over voted ballots, 0 overvotes, 57 undervotes), 1089 registered voters, turnout 65.11%

Yes	382	58.59%
No	270	41.41%
Total	652	100.00%
Overvotes	0	
Undervotes	57	

Question 34-317 (Vote for 1)

10529 ballots (1 over voted ballots, 1 overvotes, 451 undervotes), 15949 registered voters, turnout 66.02%

Yes	5541	54.99%
No	4536	45.01%
Total	10077	100.00%
Overvotes	1	
Undervotes	451	

Question 26-225 (Vote for 1)

237399 ballots (15 over voted ballots, 15 overvotes, 10388 undervotes), 359903 registered voters, turnout 65.96%

Yes	162407	71.55%
No	64589	28.45%
Total	226996	100.00%
Overvotes	15	
Undervotes	10388	

Question 26-224 (Vote for 1)

257479 ballots (16 over voted ballots, 16 overvotes, 13501 undervotes), 387173 registered voters, turnout 66.50%

Yes	136260	55.85%
No	107702	44.15%
Total	243962	100.00%
Overvotes	16	
Undervotes	13501	

Question 34-321 (Vote for 1)

122383 ballots (8 over voted ballots, 8 overvotes, 4774 undervotes), 182873 registered voters, turnout 66.92%

Yes	85122	72.38%
No	32479	27.62%
Total	117601	100.00%
Overvotes	8	
Undervotes	4774	

Ballots Cast per Contest with Precincts
 Washington County November 8, 2022 General Election
 All Precincts, All Districts, All Counter Groups, All ScanStations, All Contests, All Boxes
 Official Election Results

Page: 129 of 138
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Total Ballots Cast: 257479, Registered Voters: 387173, Overall Turnout: 66.50%

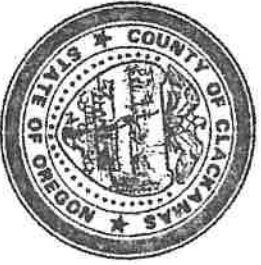
Question 34-317 (Vote for 1)

Precinct	Ballots Cast	Reg. Voters	Total Votes	Yes		No		Over Votes	Under Votes
Precinct 394	169	308	156	96	61.54%	60	38.46%	0	13
Precinct 420	2842	4108	2734	1460	53.40%	1274	46.60%	0	108
Precinct 423	2446	4324	2331	1436	61.60%	895	38.40%	0	115
Precinct 428	1099	1931	1037	599	57.76%	438	42.24%	0	62
Precinct 433	1964	2697	1891	977	51.67%	914	48.33%	0	73
Precinct 436	2009	2581	1928	973	50.47%	955	49.53%	1	80
Precinct 444	0	0	0	0	0.00%	0	0.00%	0	0
Total	10529	15949	10077	5541	54.99%	4536	45.01%	1	451



City of Tualatin, Mayor - Vote for one

Precinct	Frank Bubenik	Write-in (W)	Cast Votes	Undervotes	Overvotes	Miscellaneous Write-ins	Vote by Mail Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
251	951	38	989	762	0	0	1,751	1,751	2,258	77.55%
Totals	951	38	989	762	0	0	1,751	1,751	2,258	77.55%

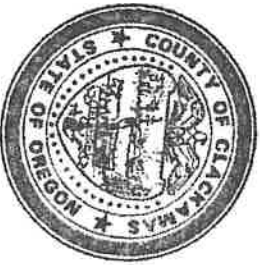


**CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK**

BY: *Sherry Hall*

City of Tualatin, Councilor, Position 1 - Vote for one

Precinct	251	Totals	850	12	12	862	889	0	0	0	1,751	1,751	2,258	77.55%
Maria Reyes	850													
Write-in (W)	12	12												
Cast Votes	862	862												
Undervotes	889	889												
Overvotes	0	0												
Miscellaneous Write-ins	0	0												
Vote by Mail Ballots Cast	1,751	1,751												
Total Ballots Cast	1,751	1,751												
Registered Voters	2,258	2,258												
Turnout Percentage	77.55%	77.55%												



CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK

BY:

Canvass Results

Clackamas County

Official

November 8, 2022 General Election

Run Time

11:42 AM

11/8/2022

Run Date

12/05/2022

Page 109

Official Results

Registered Voters

216733 of 313875 = 69.05%

Precincts Reporting

86 of 86 = 100.00%

City of Tualatin, Councilor, Position 3 - Vote for one

Precinct	Bridget Brooks	Write-in (W)	Cast Votes	Undervotes	Overvotes	Miscellaneous Write-ins	Vote by Mail Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
251	846	14	860	891	0	0	1,751	1,751	2,258	77.55%
Totals	846	14	860	891	0	0	1,751	1,751	2,258	77.55%



**CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK**

BY:

City of Tualatin, Councilor, Position 5 - Vote for one

Precinct	Octavio Gonzalez	Kelly Horsford	Cast Votes	Undervotes	Overvotes	Miscellaneous Write-ins	Vote by Mail Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
251	802	618	1,420	331	0	0	1,751	1,751	2,258	77.55%
Totals	802	618	1,420	331	0	0	1,751	1,751	2,258	77.55%



**CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK**

BY:

Measure 34-317: City of Tualatin

Precinct	Yes	No	Cast Votes	Undervotes	Overvotes	Miscellaneous Write-ins	Vote by Mail Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
251	980	689	1,669	82	0	0	1,751	1,751	2,258	77.55%
Totals	980	689	1,669	82	0	0	1,751	1,751	2,258	77.55%



**CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK**

BY:

Sherry Hall



City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Lindsay Marshall, Management Analyst II
DATE: January 9, 2023

SUBJECT:

Consideration of **Resolution No. 5664-23** Resolution Authorizing Solid Waste and Recycling Rate Adjustments 2023

RECOMMENDATION:

Staff recommends approval of Resolution 5664-23.

EXECUTIVE SUMMARY:

The City of Tualatin has an exclusive franchise with Republic Services. They have requested a 7.8% aggregate rate adjustment, changes retroactively effective January 1, 2023. Republic has agreed to include collection of residential organics (curbside composting) free of charge for the 2023 calendar year as a pilot program. Republic will work with City staff to educate the community and rollout the program approximately mid-year and will return to Council at the end of 2023 to report on community usage of the program.

OUTCOMES OF DECISION:

The proposed rate adjustment would go into effect retroactively to January 1, 2023. Residential organics collection would commence mid-year.

ALTERNATIVES TO RECOMMENDATION:

Council may approve the requested 7.8%, negotiate a different percentage, or not approve the request.

FINANCIAL IMPLICATIONS:

Effective retroactively on January 1, 2023, the service rates and changes set forth in Schedule A, which is attached and incorporated into this resolution, would be established and authorized for collection of solid waste, refuse, and recycling material within the corporate limits of the City of Tualatin. The residential organics (curbside composting) program will be included free of charge for the 2023 calendar year.

ATTACHMENTS:

Resolution No. 5664-23

RESOLUTION NO. 5664-23

A RESOLUTION AUTHORIZING SOLID WASTE AND RECYCLING RATE ADJUSTMENTS AND RESCINDING RESOLUTION NO. 5546-21

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

WHEREAS, Republic Services requested the Council approve a 7.8% aggregate rate adjustment to the solid waste and recycling fees; and

WHEREAS, the Council and Republic Services have agreed to begin a weekly residential organics collection as a pilot program, free of charge during the 2023 calendar year, and Republic Services will return to Council at the end of 2023 to report on community usage of the program; and

WHEREAS, the City Council provided an opportunity for public comment on the proposed rate increase, considered the 7.8% aggregate rate adjustment to the solid waste and recycling fees from Republic Services, and approves the rate increase.

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

Section 1. Effective January 1, 2023, the service rates and changes set forth in Schedule A, which is attached and incorporated into this resolution, are established and authorized for collection of solid waste, refuse, and recycling material within the corporate limits of the City of Tualatin.

Section 2. Effective January 1, 2023, Resolution No. 5613-22 is rescinded in its entirety.

Section 3. This resolution is effective retroactively to January 1, 2023.

INTRODUCED and ADOPTED by the City Council this 9 day of January, 2023.

CITY OF TUALATIN OREGON

BY _____
Mayor

ATTEST

BY _____
City Recorder

**SCHEDULE A
RATE ADJUSTMENT**

REPUBLIC SERVICES OF CLACKAMAS AND WASHINGTON COUNTY
CITY OF TUALATIN

Effective Date: January 1, 2023

I. RECYCLING SERVICES: The rates below were established to include the cost for specific recycling services, as well as the collection and disposal of solid waste. They include the items listed below. The current recycle surcharge that is being considered by the city is excluded from the scheduled items below:

A. SINGLE-FAMILY RESIDENTIAL:

1. Weekly curbside pick-up of co-mingled recycling on the same day as garbage service providing one 65-gallon roll-cart container and a glass recycling bin.
2. Weekly curbside pick-up of yard debris providing a 65-gallon roll cart. Only yard debris at the curb in the 65-gallon roll cart will be collected.

B. MULTI-FAMILY RESIDENTIAL: Weekly or weekly on-call pick-up of recyclables (newspaper, glass, tin, aluminum, and cardboard).

C. CITY OFFICES: Office paper recycling of all items included in the Republic Services Mixed Paper Program and corrugated cardboard.

II. MONTHLY RATE FOR RESIDENTIAL SERVICE OF ONE CART:

Residential Services		
Cart Size	Current	As of Jan. 1, 2023
20-Gallon	\$24.80	\$26.75
35-Gallon	\$29.12	\$31.41
65-Gallon	\$38.83	\$41.89
Occasional extra	\$5.93	\$6.40
(35-Gallon can or Bag)	\$11.86	\$12.79
An additional cart will be charged at double the single cart rate.		

NOTES ON RESIDENTIAL SERVICE:

1. In mobile home parks and apartment complexes where residents have individual cart service and individual billing, single-family cart rates will apply. Where park residents have individual service, but the owner of the park is responsible for payment of services.
2. All carts will be provided by the franchisee to regular, weekly customers with a cart service level only. No carts will be provided on an on-call basis.
3. Only 35-gallon carts can be used for the occasional extra cart for both regular and occasional customers.
4. An occasional extra 35-gallon cart for a regular customer is ~~\$5.93~~ **\$6.40**
5. The minimum charge for any stop for an occasional customer is ~~\$11.86~~ **\$12.80** Occasional customers (on-call) should have their carts serviced a minimum of once (1) every other month.
6. Recycling service will be provided to an occasional customer only on days that garbage is collected from that customer. A fee of ~~\$11.86~~ **\$12.79** may be charged for replacement of damaged or lost glass recycling bins. Customers will be charged ~~\$75.49~~ **\$81.45** for a lost or damaged garbage, recycling, or yard debris carts.
7. State Accident Insurance Fund safety recommendations shall be followed. Cans provided by customers shall not exceed 35-gallons and 60-pounds when full.
8. Yard debris carts are intended for the collection of yard debris only. If the yard debris or recycle cart contains material other than yard debris/recycling, collection shall be charged at garbage rates (~~\$11.31~~ **\$12.20** per contaminated cart).
9. Carts and recycling bins shall be at curbside no more than 24 hours prior to collection and shall be removed within 24 hours after collection of solid waste and recyclables by the franchisee.
10. An extra charge may be made for service that incurs additional disposal costs such as tires, major appliances, etc., or for handling oversized, odorous, dangerous, or liquid articles.
11. Customers may request recycling only (~~\$7.55~~ **\$8.15** per month); yard debris collection only (~~\$7.55~~ **\$8.15** per month); or both (~~\$15.10~~ **\$16.30** per month).
12. An extra charge of ~~\$29.12~~ **\$31.42** for a driver to go back and pick up customer who was reinstated or failed to put cart out on time after driver has left area.

III. MULTI-FAMILY AND COMMERCIAL SERVICE:

Monthly Rates For Multi-Family and Commercial Single Cart Service - Loose		
Cart Size	One Stop Per Week	As of Jan. 1, 2023
35-Gallon	\$26.42	\$28.49
65-Gallon	\$35.61	\$38.41
90-Gallon	\$43.64	\$47.07

An occasional extra 35-Gallon Can or Bag	\$5.93	\$6.40
An additional Cart will be charged at double the single Cart rate.		

**Monthly Rates For Multi-Family and Commercial
Single Cart Service - Loose**

Stops Per Week

Containers	1	2	3	4	5	6
1 Cubic Yard	113.25	216.38	316.76	-	-	-
	122.16	233.41	341.69			
1.5 Cubic Yard	143.57	281.65	411.84	536.21	657.03	-
	154.87	303.81	444.25	578.40	708.73	
2 Cubic Yard	189.54	368.11	537.23	687.61	856.15	1,027.92
	204.45	397.08	579.50	741.72	923.52	1,108.81
3 Cubic Yard	264.53	512.03	745.28	961.03	1,189.05	1,444.62
	285.35	552.32	803.93	1,036.65	1,282.62	1,558.30
4 Cubic Yards	335.51	649.33	960.99	1,255.10	1,539.77	1,847.57
	361.91	700.43	1,036.61	1,353.86	1,660.93	1,992.95
5 Cubic Yards	408.83	803.28	1,173.41	1,545.00	1,895.82	2,274.96
	441.00	866.49	1,265.74	1,666.58	2,045.00	2,453.98
6 Cubic Yards	473.13	929.20	13,787.97	1,788.83	2,244.51	2,655.37
	510.36	1,002.32	14,872.94	1,929.59	2,421.13	2,864.32
8 Cubic Yards	593.82	1,164.97	1,722.71	2,290.89	2,650.34	3,057.37
	640.55	1,256.64	1,858.27	2,471.16	2,858.89	3,297.95

A. COMPACTED CONTAINER SERVICE:

Compacted is defined as manually or mechanically compacted. When materials can be collected from a compacted container by the normal container truck, the charge will be three (3) times the loose container rate. The weight of material put into a container or drop box, whether compacted or un-compacted, shall not exceed the lifting capacity of the collector's equipment nor shall the weight put the collector over the weight limit for the

loaded vehicle. Compactor containers shall be furnished by the customer and shall be compatible with the collector's equipment. Customer shall be required to maintain the container in a safe and operable condition in accordance with workers' compensation board regulations.

RECYCLING ONLY RATES:

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

Recycling Rates for Multi-Family Sites With Compactors or Train Systems		
Cart Size	Monthly Charge	As of Jan. 1, 2023
10-99	\$159.66	\$172.23
100-199	\$2.72	\$2.93
200-299	\$2.13	\$2.30
300-399	\$1.93	\$2.08
400+	\$1.86	\$2.01
Note: Customer will provide and maintain enclosure/shelter and Hauler will provide containers. Enclosure/shelter is defined as any City/Hauler-approved system to collect material. Material to be collected must be approved by the Hauler.		

NOTES ON MULTI-FAMILY AND COMMERCIAL SERVICE:

1. Additional carts shall be at 100% of the first cart rate multiplied by the stops per week.
2. An occasional extra 35-gallon can for a regular customer shall be ~~\$5.93~~ \$6.40 each occurrence.
3. An extra charge may be made for garbage which is not readily available on collection day or which needs additional janitorial service.
4. The charge for multiple units of any type shall be to the owner of the units.
5. Collection of tires, major appliances, etc., or for handling oversized, odorous, dangerous or liquid articles will be charged according to the charges referred to in Schedule A — Section 6.

6. When a stop uses the equivalent of seven or more 35-gallon carts, collector may require that the service be shifted to a container-type service.
7. Franchisee reserves the right to refuse carts to any customer where the use is not compatible with the cart.
8. All carts will be provided by franchisee.

IV. DROP BOX SERVICE:

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

Box Size Loose (Per Haul) As of Jan. 1, 2023		
<30 Yard	\$130.93	\$141.23
30 Yard	\$156.20	\$168.49
40 yard	\$189.59	\$204.51
<30 yard compactor	\$189.59	\$204.51
30 Yard Compactor	\$253.99	\$273.98
40 Yard Compactor	\$287.44	\$310.06

A. MISCELLANEOUS ADDITIONAL DROP BOX CHARGES:

1. Delivery fee of ~~\$48.53~~ **\$52.35** shall be charged for drop box delivery for the occasional customer or repeat customer requiring service at different locations. An additional haul fee of ~~\$30.55~~ **\$32.95** will be charged to customers with covered (lids) boxes that require the box to be round-tripped.
2. Special disposal/diversion needs: All customers will be charged the hourly charge rate in addition to the normal haul rate whenever collected materials require disposal at a site other than the franchisee's traditional disposal site.
3. After 48 hours, temporary users of 10-cubic yard and larger drop boxes collecting loose materials shall be charged a rental fee (noted in the chart below):
4. Additional rental fees of ~~\$7.05~~ **\$7.60** per month may be charged to customers who require custom made drop boxes or boxes with lids. Additional rental fees of ~~\$17.26~~ **\$18.62** per month will be charged for customers who have their box(es) hauled less than one time per month.

Drop Box Size	Loose (Per Day)	Loose (Per Day as of Jan 1, 2023)	Loose (Per Month)	Loose (Per Month as of Jan 1, 2023)
10 Yard	\$8.45	\$9.11	\$93.87	\$101.26

20 Yard	\$8.45	\$9.11	\$93.87	\$101.26
30 Yard	\$9.07	\$9.78	\$100.13	\$108.01
40 Yard	\$9.71	\$10.47	\$106.39	\$114.76

V. MISCELLANEOUS SERVICE RATES AND PROVISIONS:

- A. Hourly hauling rates (plus cost of disposal):
 - 1 truck and 1 driver = ~~\$122.71/hour~~ **\$132.37/hour**
 - 1 truck, 1 driver, and 1 helper = ~~\$155.01/hour~~ **\$167.21/hour**
- B. Each location of carts, containers, or drop boxes will be billed as a separate account.
- C. When customers abuse or cause excessive wear or damage to a cart, container, or drop box, the cost of repair or replacement may be charged to the customer. Customers shall take appropriate actions to ensure that hazardous materials, chemicals, paint, corrosive materials, infectious waste, or hot ashes are not put into a cart, container, or drop box.
- D. The weight of material put into a container or drop box, whether compacted or un-compacted, shall not exceed the lifting capacity of the collector's equipment nor shall the weight put the collector over the weight limit for the loaded vehicle. The collector shall furnish the customer with information concerning limitations on his equipment, upon request. If the total weight of a container exceeds 500 pounds per cubic yard for 40-yard container, 600 pounds per cubic foot for a 30-yard, or 900 pounds for a 20-yard container, an additional reasonable disposal fee may be charged. Customers shall not overfill a cart or container so that the lid cannot be securely closed. If a cart or container is overfilled, an additional reasonable fee may be charged. If the contents of a container, cart, or drop box are compacted (either mechanically or manually), the compactor rate shall be charged.
- E. Customers shall provide a space for all carts, containers, or drop boxes, whether used for garbage or recycling, that has adequate and safe access for collection personnel and equipment. The space provided must also comply with the City of Tualatin Development Code.
- F. If overtime or weekend collection is required to meet the request of a customer, the hauling portion of the rate shall be increased by 50%.
- G. The collection of tires shall be charged under the hourly charge rates, plus disposal.
- H. Garbage or yard debris carts which exceed two pounds per gallon, or where lids will not properly close, will be assessed an "occasional extra" charge of ~~\$5.93~~ **\$6.40**
- I. Yard debris carts contaminated with garbage will be charged ~~\$11.86~~ **\$12.79** extra per occurrence.
- J. Franchisee may require generators of putrescible solid waste to remove waste at least every seven days, or more frequently, if necessary, to prevent a health hazard, nuisance, or pollution.
- K. When a single customer uses multiple carts, which are the equivalent of one cubic yard or more of waste per week, the franchisee may require the customer to change to a container type service.
- L. If material collected requires disposal at a site other than the franchisee's normal disposal site, the customer will be charged under the hourly charge rate, in addition to the normal haul rate.

M. Placement of hazardous waste material, including tires, liquid waste (paint), and appliances, in a unit collected by franchisee is prohibited.

All customers shall provide a space, regardless of type of unit that is adequate for the franchisee to safely collect the material. The space provided must comply with the City of Tualatin's Development Code.

N. Customers requesting the temporary use of a three-cubic-yard container will be charged ~~\$132.48~~ **\$142.9** for delivery, removal, and disposal. Containers on-site for a period in excess of 72 hours shall be charged rent at a rate of ~~\$19.93~~ **\$21.49** per week or ~~\$143.80~~ **\$155.12** for an extra haul fee. Container can only be on site for a maximum of two (2) weeks.

O. Enclosures where driver has to open gates and roll out containers will be charged ~~\$18.78~~ **\$20.26** per enclosure per month.

P. Medical waste restrictions. Placement of any medical waste, including syringes, IV tubing with needles attached, glass tubes, and slides, in a unit collected by franchisee is strictly prohibited. Republic Services will provide *at-cost* sharps containers for medical waste disposal, (current cost is ~~\$18.78~~ **\$20.26** per container). Disposal of these containers must be brought directly to their facility for exchange/disposal.

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

VI. COMMERCIAL ORGANICS RATES

		Bundled Front-Load Commercial Options					
Container Size	x1 per Week	x2 per Week	x3 per Week	x4 per Week	x5 per Week	x6 per Week	
1 Cubic Yard	113.25	216.38	316.76				
	\$122.16	\$233.41	\$341.69				
	\$120.58	\$231.04	\$22.00	\$29.33	\$36.66		
w/ 35 or 65 gal COM Organics Cart	\$130.07	\$249.23	\$23.73	\$31.64	\$39.55		
w/ 1 to 3 yd COM Organics Container	\$156.02	\$301.92	\$128.31	\$171.08	\$213.85		
	\$168.30	\$325.68	\$138.41	\$184.54	\$230.68		
1.5 Cubic Yard	\$143.57	\$281.65	\$411.84	\$536.21	\$657.03		
	\$154.87	\$303.82	\$444.25	\$578.41	\$708.74		

w/ 35 or 65 gal COM Organics Cart	\$150.90	\$296.31	\$433.84	\$565.54	\$693.69	
	\$162.78	\$319.63	\$467.98	\$610.05	\$748.28	
w/ 1 to 3 yd COM Organics Container	\$186.34	\$367.19	\$540.15	\$707.29	\$870.88	
	\$201.00	\$396.09	\$582.66	\$762.95	\$939.42	
2 Cubic Yard	\$189.54	\$368.11	\$537.23	\$697.61	\$856.15	\$1,027.92
	\$204.46	\$397.08	\$579.51	\$752.51	\$923.53	\$1,108.82
w/ 35 or 65 gal COM Organics Cart	\$196.87	\$382.77	\$559.23	\$726.94	\$892.81	
	\$212.37	\$412.90	\$603.24	\$784.15	\$963.07	
w/ 1 to 3 yd COM Organics Container	\$232.31	\$453.65	\$665.54	\$868.69	\$1,070.00	
	\$250.59	\$489.35	\$717.92	\$937.06	\$1,154.21	
3 Cubic Yard	\$264.53	\$512.03	\$745.28	\$961.03	\$1,189.05	\$1,444.62
	\$285.35	\$552.33	\$803.93	\$1,036.66	\$1,282.63	\$1,558.31
w/ 35 or 65 gal COM Organics Cart	\$271.86	\$526.69	\$767.28	\$990.36	\$1,225.71	
	\$293.26	\$568.14	\$827.66	\$1,068.30	\$1,322.17	
w/ 1 to 3 yd COM Organics Container	\$307.30	\$597.57	\$873.59	\$1,132.11	\$1,402.90	
	\$331.48	\$644.60	\$942.34	\$1,221.21	\$1,513.31	
4 Cubic Yard	\$335.51	\$649.33	\$960.99	\$1,255.10	\$1,539.77	\$1,847.57
	\$361.91	\$700.43	\$1,036.62	\$1,353.88	\$1,660.95	\$1,992.97
w/ 35 or 65 gal COM Organics Cart	\$342.84	\$663.99	\$982.99	\$1,284.43	\$1,576.43	
	\$369.82	\$716.25	\$1,060.35	\$1,385.51	\$1,700.50	
w/ 1 to 3 yd COM Organics Container	\$378.28	\$734.87	\$1,089.30	\$1,426.18	\$1,753.62	
	\$408.05	\$792.70	\$1,175.03	\$1,538.42	\$1,891.63	
5 Cubic Yard	\$408.83	\$803.28	\$1,173.41	\$1,545.00	\$1,895.82	\$2,274.96

	\$441.00	\$866.50	\$1,265.76	\$1,666.59	\$2,045.02	\$2,454.00
w/ 35 or 65 gal COM Organics Cart	\$416.16 \$448.91	\$817.94 \$882.32	\$1,195.41 \$1,289.48	\$1,574.33 \$1,698.23	\$1,932.48 \$2,084.57	
w/ 1 to 3 yd COM Organics Container	\$451.60 \$487.14	\$888.82 \$958.77	\$1,301.72 \$1,404.17	\$1,716.08 \$1,851.14	\$2,109.67 \$2,275.70	
6 Cubic Yard	\$473.13 \$510.37	\$929.20 \$1,002.33	\$1,377.97 \$1,486.42	\$1,788.83 \$1,929.61	\$2,244.51 \$2,421.15	\$2,655.37 \$2,864.35
w/ 35 or 65 gal COM Organics Cart	\$480.46 \$518.27	\$943.86 \$1,018.15	\$1,399.97 \$1,510.14	\$1,818.16 \$1,961.25	\$2,281.17 \$2,460.70	
w/ 1 to 3 yd COM Organics Container	\$515.90 \$556.50	\$1,014.74 \$1,094.60	\$1,506.28 \$1,624.82	\$1,959.91 \$2,114.15	\$2,458.36 \$2,651.83	
8 Cubic Yard	\$593.82 \$640.55	\$1,164.97 \$1,256.65	\$1,722.71 \$1,858.29	\$2,290.89 \$2,471.18	\$2,650.34 \$2,858.92	\$3,057.37 \$3,297.99
w/ 35 or 65 gal COM Organics Cart	\$601.15 \$648.46	\$1,179.63 \$1,272.47	\$1,744.71 \$1,882.01	\$2,320.22 \$2,502.82	\$2,687.00 \$2,898.47	
w/ 1 to 3 yd COM Organics Container	\$636.59 \$686.69	\$1,250.51 \$1,348.93	\$1,851.02 \$1,996.70	\$2,461.97 \$2,655.73	\$2,864.19 \$3,089.60	

Table note: Bundled options available to all commercial service levels in Tualatin.

Bundled Commercial Cart Options

Container Size	x1 per Week	x2 per Week	x3 per Week	x4 per Week	x5 per Week
35 gallon	\$26.42	\$52.84			

	\$28.50	\$57.00			
w/ 35 or 65 gal COM Organics Cart	\$33.75	\$74.84	\$22.00	\$29.33	\$36.66
	\$36.41	\$80.73	\$23.73	\$31.64	\$39.55
w/ 1 to 3 yd COM Organics Container	\$69.19	\$138.38	\$128.31	\$171.08	\$213.85
	\$74.64	\$149.27	\$138.41	\$184.54	\$230.68
65 gallon	\$35.61	\$71.22			
	\$38.41	\$76.83	\$23.73	\$31.64	\$39.55
w/ 35 or 65 gal COM Organics Cart	\$42.94	\$93.22	\$22.00	\$29.33	\$36.66
	\$46.32	\$100.55	\$23.73	\$31.64	\$39.55
w/ 1 to 3 yd COM Organics Container	\$78.38	\$156.76	\$128.31	\$171.08	\$213.85
	\$84.55	\$169.10	\$138.41	\$184.54	\$230.68
90 gallon	\$43.64	\$87.28			
	\$47.07	\$94.15	\$23.73	\$31.64	\$39.55
w/ 35 or 65 gal COM Organics Cart	\$50.97	\$109.28	\$22.00	\$29.33	\$36.66
	\$54.98	\$117.88	\$23.73	\$31.64	\$39.55
w/ 1 to 3 yd COM Organics Container	\$129.18	\$172.82	\$128.31	\$171.08	\$213.85
	\$139.35	\$186.42	\$138.41	\$184.54	\$230.68

Table note: Bundled options available to all commercial service levels in Tualatin.

TUALATIN SUPPLEMENTAL SERVICE

TYPE OF SERVICE RATE

Special services not listed:

Hauler will charge a reasonable rate for driver time, collection, and disposal.

Charge to be related to a similar schedule fee where possible.

Appliances:

Large appliances that contain Freon (accessible @ curb)	\$54.85 \$59.17
Large appliances <i>without</i> Freon (accessible @ curb, Freon removal certificate required)	\$33.28 \$35.90

Bathtub/Sink/Toilet:

Fiberglass tub/shower	\$48.73 \$52.56
Toilet	\$24.51 \$26.43
Sinks	\$18.32 \$19.76

Carpets:

Rug	\$18.32 19.76
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Tires:

Tires with rims Passenger/Light Truck	\$24.51 \$26.43
Tires without rims Passenger/Light Truck	\$18.32 \$19.76
Tires - Heavy Equipment, Semi, etc.	Charged per ton at current disposal facility gate rate

Large furniture:

Per item: Full size couch, dining table, dresser, mirror, etc.	\$30.42 \$32.81
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Small furniture:

Per item: recliner chair, office chair, crib, coffee table, patio table, cabinets, etc.	\$18.32 \$19.76
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Hide-a-bed:

Per item	\$49.62 \$53.52
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Mattresses:

Twin mattress/box spring (set)	\$18.32 \$19.76
Double/Queen mattress/box spring (set)	\$36.62 \$39.50
King mattress/box spring (set)	\$46.71 \$50.39

Other:

Bicycle	\$39.25 \$42.34
Waterbed bag	\$26.36 \$28.43
Windows	\$66.19 \$71.40
Treadmill, door, furnace, BBQ, satellite dish	\$40.42 \$43.60
Lawnmower, Basketball Hoop	\$61.50 \$66.34
Hot Water Heater (empty)	\$48.53 \$52.35
Hot Tub Cover	\$41.59 \$44.86
Entertainment Center	\$72.05 \$77.72
Christmas Tree less than 6'	\$10.78 \$11.63

E-waste Removal:

TV under 25", PC, Monitor, laptop	\$69.71 \$75.20
TV over 25"	\$70.88 \$76.45
TV console, TV Projection,	\$73.22 \$78.98

Customers shall not place hazardous chemicals, paints, corrosive materials, hot ashes or dirt/rocks into the carts or bins. Damaged carts/bins due to noncompliance with the above restrictions, or un-retrieved carts/bins may be replaced by the hauler at the costs listed on the service rate pages.

Return trip fee

If bulk items are not out for pick-up

~~\$26.97~~ **\$29.09**

Bankruptcy and account closures for failure to pay:

- Payment of service provided and two months advance payment required for residential and commercial service. Payment is due at delivery of service for industrial service.

Service interrupt fee/late fees:

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

VII. FUTURE ANNUAL REPORT FILING SCHEDULE FOR FRANCHISEE:

On or before May 1, franchisees shall file an annual report with the City for the year ending the previous December 31.



City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Lindsay Marshall, Management Analyst II
DATE: January 9, 2023

SUBJECT:

Consideration of **Resolution No. 5665-23** Authorizing the City Manager to Execute an Intergovernmental Agreement with Metro to Contract Services for Houseless Campsite Cleanup

RECOMMENDATION:

Staff recommends approval of Resolution 5665-23.

EXECUTIVE SUMMARY:

The City would like to enter into an Intergovernmental Agreement (IGA) with Metro to address the issues of illegal dumpsites and cleanup of houseless campsites. Metro's Regional Illegal Dumping (RID) patrol addresses the problem of illegally dumped garbage and houseless campsites on public property and provides other cleanup services such as working with law enforcement and educating communities to reduce illegal dumping. Illegal dumping and houseless campsites can cause safety issues for both the public and local waterways. This IGA would allow the City of Tualatin to work closely with Metro to assure that illegal dump sites and houseless campsites are thoroughly cleaned up and investigated. Metro provides cleanup services on publicly owned land and will also assist private land owners with investigation of dumping on private property.

OUTCOMES OF DECISION:

Entering into this IGA would allow The City of Tualatin to contract with Metro to remove solid waste at camping sites established by houseless individuals on public property campsites. The cleanup would be performed by Metro staff and by other contracted entities.

ALTERNATIVES TO RECOMMENDATION:

Not participating with Metro in campsite cleanup will require City staff to complete the cleanups as needed and the City would incur the costs to cleanup.

FINANCIAL IMPLICATIONS:

Metro would be responsible for the costs it incurs in performing cleanup services.

ATTACHMENTS:

- Resolution No. 5665-23
- Intergovernmental Agreement (IGA) with Metro to Contract Services for Houseless Campsite Cleanup

RESOLUTION NO. 5665-23

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH METRO TO CONTRACT SERVICES FOR HOUSELESS CAMPSITE CLEANUP

WHEREAS, the City of Tualatin is a public body engaged in providing municipal services, including public safety, to its residents; and

WHEREAS, ORS 190.010 et.seq. authorizes the City of Tualatin to enter into an intergovernmental agreement with Metro; and

WHEREAS, the City of Tualatin wishes to enter into an intergovernmental agreement with Metro to remove solid waste at camping sites established by individuals experiencing homelessness on public property; and

WHEREAS, the cleanup will be performed by Metro staff, and by other contracted entities; and

WHEREAS, the City is able and prepared to provide the services required by Metro under the terms and conditions set forth in the Agreement; and

WHEREAS, Metro, is able and prepared to provide the services required by the AGENCY under the terms and conditions set forth in this Agreement; therefore,

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

Section 1. The City Manager is authorized to execute the intergovernmental agreement with Metro, which is set forth in Exhibit A and is incorporated by reference, and further authorized to make administrative modifications thereto.

Section 2. This resolution is effective upon adoption.

INTRODUCED and ADOPTED by the City Council this 9 day of January, 2023.

CITY OF TUALATIN OREGON

BY _____

Mayor

ATTEST

BY _____

City Recorder



INTERGOVERNMENTAL AGREEMENT

METRO Contract No. 938281

THIS INTERGOVERNMENTAL AGREEMENT (Agreement) is made pursuant to the authority found in ORS 190.003-190.030 between **City of Tualatin** (hereinafter the AGENCY) and METRO.

RECITALS

WHEREAS, the AGENCY is a municipal corporation of the state of Oregon and is a unit of local government authorized to enter into intergovernmental agreements pursuant to ORS 190.010, et seq; and

WHEREAS, METRO is a municipal corporation formed and operating under ORS Chapter 268 and the Metro Charter, and is a unit of local government authorized to enter into intergovernmental agreements pursuant to ORS 190.003-190.030; and

WHEREAS, the AGENCY desires to contract with METRO remove (clean up) solid waste at camping sites established by homeless individuals on public property (campsite). The cleanup will be performed by METRO staff, and by other contracted entities; and

WHEREAS, AGENCY is able and prepared to provide the services required by METRO under the terms and conditions set forth in this Agreement; and

WHEREAS, METRO, is able and prepared to provide the services required by the AGENCY under the terms and conditions set forth in this Agreement; therefore,

IN CONSIDERATION of those mutual promises and the terms and conditions set forth below, and pursuant to the provisions of ORS 190.003-190.030, the parties agree to be bound as follows:

CLEAN UP OF CAMPSITES

1. The following representatives of the AGENCY are authorized to submit written requests to METRO for METRO to clean up campsites:

Name: Captain Jeremy Rankin
 Phone: _____

Signature: _____
 Email: Jrankin@tualatin.gov

Name: Tom Steiger
 Phone: _____

Signature: _____
 Email: Tsteiger@tualatin.gov



INTERGOVERNMENTAL AGREEMENT

Name: Bert Olheiser

Signature: _____

Phone: _____

Email: Bolheiser@tualatin.gov

The following representative of the AGENCY is authorized to add to or change the names of persons authorized to submit written requests to METRO for METRO to clean up campsites:

Name: Chief Greg Pickering

Name: Lindsay Marshall

Email: Gpickering@tualatin.gov

Email: Lmarshall@tualatin.gov

2. The AGENCY must post notice of the impending cleanup and follow all other procedures set forth in ORS Chapter 195 before METRO arrives to clean up a campsite. If the quantity of solid waste at a site is substantial, METRO may, at its own discretion, require the AGENCY to provide one or more drop boxes at the site at the AGENCY'S expense in order for the cleanup to proceed. If a drop box is necessary, METRO will notify the AGENCY about the drop box requirement after the AGENCY submits the required form and schedules the cleanup date.
3. The AGENCY must submit all requests for METRO to clean up campsites in writing, using forms provided by METRO and substantially similar to Exhibit A to this Agreement. The AGENCY must submit the forms to METRO's RID Patrol program (ridpatrol@oregonmetro.gov) no less than three days prior to the posting date to ensure METRO availability on the proposed cleanup date.
4. The AGENCY is responsible for assuring that campsites are vacated prior to the scheduled METRO cleanups. The AGENCY is responsible for determining and identifying what qualifies as "personal property" at the campsite as that term is defined in ORS Chapter 195.
5. METRO will clean up campsites as requested by the AGENCY provided that the AGENCY makes a written request under Paragraph 3 of this Agreement and provides all information METRO requires. A representative from the AGENCY must be present at the time of the cleanup unless other arrangements are agreed upon by both METRO and the AGENCY. If a representative is not present, METRO has no obligation to proceed with the clean up at the campsite. At the time of the cleanup, METRO will collect all items the AGENCY identifies as personal property and deliver them to the AGENCY for storage at the following location (see ORS Chapter 195).



INTERGOVERNMENTAL AGREEMENT

6. METRO may determine that the conditions at a campsite are too unsafe to complete the cleanup or post notice of the cleanup.
 - (a) The cleanup of campsites containing known or suspected hazardous materials is beyond the scope, skill, training, and experience of the work crews that are contracted by METRO to clean up campsites. METRO and METRO-contracted work crews will not clean up any campsite where known or suspected hazardous materials are present. In the event a METRO or METRO-contracted work crew discovers known or suspected hazardous materials at a campsite, the work crew supervisor must immediately cease cleaning up until the appropriate hazardous materials authority inspects the site and declares or makes it safe.
 - (b) METRO will not clean up campsites in which METRO determines, in its sole discretion, that conditions are unsafe. If a METRO-contracted work crew discovers unsafe conditions at a campsite (including without limitation, difficult terrain, traffic safety issues, or the presence of homeless individuals), the work crew will immediately cease cleaning up until the site is inspected and the work crew supervisor determines that the site is safe to clean up.
 - (c) METRO will promptly notify the AGENCY of any campsite that METRO determines is too unsafe to clean up.

CONTRACT COSTS

7. METRO is responsible for the costs it incurs in the performance of its responsibilities described in Paragraph 5 of this Agreement and for all other costs related to this Agreement that METRO directly incurs. The AGENCY is responsible for all costs it incurs in the performance of its responsibilities of this Agreement and for all other costs related to this Agreement that the AGENCY directly incurs.

INDEMNIFICATION AND LIABILITY

8. Up to the limits of the Oregon Tort Claims Act and subject to limitations in the Oregon Constitution, the AGENCY agrees to indemnify, defend, and hold harmless METRO and METRO's officers, employees, contractors, and agents from all claims, suits, actions, and expenses of any nature resulting from, arising out of, or regarding:
 - (a) the acts, errors, or omissions of the AGENCY and its officers, employees, work crews and agents, and METRO and its officers, employees, contractors and agents, acting pursuant to the terms of this Agreement; and



INTERGOVERNMENTAL AGREEMENT

- (b) any actual, alleged, or implied failure of the AGENCY, METRO, and the AGENCY's and METRO's officers, employees, or agents, to comply with the provisions of ORS Chapter 195, specifically including, but not limited to, a failure to properly post a removal notice or to accurately identify personal property at a campsite.

DISPUTE RESOLUTION

- 9. If a claim, controversy, or dispute arises out of this Agreement, the complaining party must give written notification to the other party of the nature of the claim and the remedy requested within 10 days of the incident that forms the basis of the dispute.
- 10. The laws of the state of Oregon govern this Agreement. The parties agree to resolve all claims, controversies or disputes that arise out of this Agreement by arbitration in accordance with the arbitration rules of the Arbitration Service of Portland. The arbitration must take place in Portland, Oregon, unless the Parties mutually agree to another location. Any judgment upon the award rendered pursuant to the arbitration may be entered in any court having jurisdiction thereof.

CONTRACT ADMINISTRATION

- 11. METRO designates its Waste Prevention and Environmental Services Department Director or designee to represent METRO in all matters pertaining to this Agreement.
- 12. Except as provided in paragraphs 3 and 6(c), any notice or notices provided for by this Agreement or by law to be given or served upon either party must be given or served by certified letter, deposited in the U.S. mail, postage prepaid, and addressed to:

For the AGENCY

For METRO

Lindsay Marshall
Management Analyst II
City of Tualatin
18880 SW Martinazzi Ave
Tualatin, OR 97062

Stephanie Rawson
Community Stewardship Manager
METRO
600 NE Grand Avenue
Portland, OR 97232

CONTRACT TERM, MODIFICATION, TERMINATION AND OTHER STANDARD PROVISIONS

- 13. This Agreement is effective beginning on the day it is fully executed by both parties and continues in effect through December 31, 2027, unless extended by written amendments



INTERGOVERNMENTAL AGREEMENT

signed by authorized representatives of both parties.

14. Either party to this Agreement may terminate the Agreement for any reason or no reason at all by giving the other party not less than 30 days written notice.
15. This Agreement constitutes the entire agreement between the parties. This Agreement may only be amended by written agreement of the parties. Any amendment to this Agreement becomes effective after it is signed by authorized representatives of both METRO and the AGENCY.
16. All terms and conditions necessary to be inserted into public contracts in the state of Oregon are hereby incorporated as if such provisions were a part of this Agreement. Specifically, it is a condition of this Agreement that the AGENCY and all employers working under this Agreement are subject employers that will comply with ORS 656.017.
17. The AGENCY may not assign, delegate, or subcontract any of its responsibilities under this Agreement without prior written consent from METRO.
18. If a court of competent jurisdiction determines that any provision of this Agreement is invalid or unenforceable, the remainder of the Agreement is valid and enforceable to the full extent of the law.
19. This Agreement does not vest in any third party any rights, nor is it enforceable by any third party in any legal, equitable, or administrative proceeding whatsoever.



Metro

600 NE Grand Ave.
Portland, OR 97232-2736

INTERGOVERNMENTAL AGREEMENT

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly appointed officers on the date written below.

AGENCY: City of Tualatin

METRO

By: _____

City Manager

By: Sherilyn Lombos
Marta McGuire, Director
Waste Prevention and Environmental
Services

Date: _____

Date: _____

APPROVED AS TO FORM:
AGENCY Attorney

APPROVED AS TO FORM:
Metro Attorney

By: _____

By: _____
Shane Abma
Senior Metro Attorney

Date: _____

Date: _____



UNLAWFUL CAMPSITE CLEANUP REQUEST & APPROVAL FORM

The top part of this form must be completed by the agency requesting the cleanup and submitted to Metro RID Patrol program (ridpatrol@oregonmetro.gov) at least three business days prior to the requested cleanup date. All sections of the form must be completed. Contact the RID Patrol program with questions at 503-797-1835

CLEANUP REQUEST

Name of agency making this request _____

Date _____

Provide a detailed description of the location of the camp to be cleaned up including physical address.

Public Property Yes No Under Hwy Bridge Yes No

Is the site presently occupied by campers? Yes No

Proposed date of posting _____

Proposed date of the cleanup _____

Describe any services or equipment (e.g. the number and size of any drop boxes or trucks), if any, being provided by the requesting agency.

Agency contract and phone number to ask questions about cleanup.

Name and cell number of officer or agency contact who will be at site when cleanup crew arrives and during cleanup.

In requesting this cleanup, I certify that the agency I represent will meet all of the obligations set forth in its Intergovernmental Agreement with Metro for the cleanup of unlawful campsites.

Print name and title of person authorized by IGA to request a cleanup

Signature of authorized person _____

Phone _____

METRO APPROVAL FOR CLEAN-UP

ODOT Property Yes No

Denied: Approved: A cleanup is scheduled for _____

Comments: _____

Name _____

Date _____



City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Nicole Morris, Deputy City Recorder
DATE: 01/09/23

SUBJECT:

Consideration of Recommendations from the Council Committee on Advisory Appointments

RECOMMENDATION:

Staff recommends the City Council approve the recommendations from the Council Committee on Advisory Appointments (CCAA)

EXECUTIVE SUMMARY:

The CCAA met and interviewed community members interested in participating on City advisory committees. The Committee recommends appointment of the following individuals:

Individuals	Board	Term
Elizabeth Michels	Budget Advisory Committee	Term Expiring 12/31/25
Brittany Valli	Budget Advisory Committee	Term Expiring 8/31/25
Alyssa Colon	Budget Advisory Committee	Term Expiring 8/31/25
Joseph Tanous	Budget Advisory Committee	Term Expiring 8/31/25
Dawnell Meyer	Library Advisory Committee	Term Expiring 10/31/24
Satvika Vadapu	Library Advisory Committee- Student	Term Expiring 10/31/23