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MEMO

DATE: June 1, 2018

TO: Mayor and City Council

FROM: Spencer Nebel, City Manager

SUBJECT: Status Report for the Ten-Week period ending Friday, June 1, 2018

The past two months have been very involved in the process of meeting with department heads to develop a proposed budget for review, modification, and approval by the Budget Committee. I certainly appreciate all the staffs' efforts in providing various information necessary to develop this budget. I also want to thank the Budget Committee for being very diligent in reviewing the budget and making certain modifications to send an approved budget to the City Council. In addition to the budget activities, highlights of events during the past ten weeks are as follows:

Highlights of Activities:

- Peggy Hawker, Rachel Cotton and I participated in an online demo by Invisio, which is a software company which specializes in programs to track Vision implementation. As we get further into this process, we may want to acquire this type of program to help manage Visioning activities.
- Peggy Hawker, Richard Dutton and I met to review the proposals for both Outlook training and productivity training. We are opting to award separate contracts for these two issues, however, we will have some overlap since part of the process is developing a new policy for the City to utilize in order to make our email communications more productive and efficient. The training will likely occur during the summer.
- Met with Mike Murzynsky, Barb James and Steve Baugher regarding how to publish the salaries in the budget, since we are in the middle of implementation of the salary study. We opted not to use the fully implemented salary schedule since it won't be fully implemented until 2019-2020 fiscal year. We opted to use the salary for each position as of July 1, 2018, this way the salary paid will accurately reflect what that individual is being paid at the beginning of the fiscal year.
- Met on the capital outlay projects for the proposed budget.
- Worked on agenda reports for the April 2 City Council meeting.
- Met with Jim Protiva and Mike Murzynsky regarding the Recreation Center fees.

- Met with Melissa Roman, Jayson Buchholz, Lance Vanderbeck on the upcoming meeting with neighbors at the airport regarding tree removal.
- Participated in the March meeting of YBEF.
- Participated in a risk management overview held by Payne West for City supervisory employees.
- I worked at home on a number of days through this period to work on various aspects of developing the proposed budget.
- Held a routine Department Head meeting.
- Met with City Council in a noon work session on April 2.
- Met with Mayor Roumagoux to review the agenda for the regular Council meeting.
- Participated in the April 2 Council meeting.
- Participated in a meeting with Jason Malloy, Brent Gainer, Steve Rich and Barb James to develop proposals for negotiations with the Police Association.
- Participated in the Boss Radio show with Cheryl Harle.
- Held a multiple bi-weekly meetings with all department heads during this 10-week period.
- Met with Lance Vanderbeck, Derrick Tokos and Peggy Hawker regarding a ROAR grant to subsidize commercial air service into the Newport Airport. The key with this effort is to have a passenger air service willing to develop a scenario to provide air service to Portland from Newport and back.
- Met with Councilors Goebel and Engler on the evaluation for the City Manager.
- Had a lunch meeting with Port Manager, Doug Parsons, regarding a variety of issues, including, working as a chief executive in the public sector. Doug has an entrepreneurial background and has a lot of thoughts and ideas regarding the operation of the Port. Working as a public sector manager is something that he understands will be one of the big challenges for him to get up to speed with his new job. Doug seems very willing to reach out and ask questions and try to best understand how he can utilize the skills and talents to successfully fill his new role as Port manager.
- Held another meeting on wrapping up the various capital outlay projects for the proposed budget.
- Participated in the regional meeting held by the League of Oregon Cities in Newport. Mayor Roumagoux, Councilors Allen, Sawyer, Goebel also participated in the regional meeting. New League Executive Director, Mike Cully, gave an overview of his approach in filling the responsibilities of Executive Director of the League of Oregon Cities. Mike Cully is a polar opposite of Mike McCully, who served in that capacity previously. Craig Honeywell gave an update on various legislative initiatives which occurred during the short session. In addition, an attorney for CIS and the staff attorney for the League, provided a liability update to participants at this meeting. Overall, I thought it was a valuable session, and I certainly would encourage council members to participate in future regional sessions.
- Jason Malloy, Derrick Tokos, Mike Murzynsky and I met regarding a funding and staffing proposal for vacation rental dwelling enforcement. This was part of a requested budget item which we ended up not funding. We reviewed an online enforcement option, which may provide specific type tracking and enforcement that might fill this need. This will be discussed more thoroughly as part of the

vacation rental work group, which has been created by the Planning Commission, as requested by City Council.

- Steve Rich, Barb James and I met to continue reviewing revisions to update the Employee Handbook.
- Participated in a monthly Coastal Managers' meeting which was hosted by the Siletz Tribe.
- Participated in an Airport Committee meeting. Discussed the possibility of surrendering Part 139 back to the FAA. The Airport Committee did make this recommendation to proceed along those lines, with the City Council concurring with that effort.
- Met with Rob Thompson, Ken Riley and Joe Cook to review the annual report from Thompson's Sanitary Services. As reported to the City Council, by contract, Thompson's will receive a large adjustment this year, due to the substantially increasing costs of handling mixed recyclables. This is due to the world market for this material disappearing almost overnight, with the change by China in their environmental policies. Thompson's has gone from receiving money for bringing in mixed recyclables to a processing station, to having to pay approximately three times more for drop-off recycling, than what they currently pay for disposing of solid waste in a landfill. In the short run, I believe we should keep the system intact as it currently is structured, however, we will need to evaluate these costs to determine whether a fundamental change needs to be made in these services, including recycling, which is offered through our franchise agreement.
- Jason Malloy, Barb James, Steve Rich and I met on an employee disciplinary matter.
- Wayne Belmont, Roy Kinion, Derrick Tokos, Steve Rich and I met with Bull Lund to discuss the issues regarding the development of a site which he has purchased off of Spring Street. Our discussions focused on requirements for the geological permit, and the fact that the County road right-of-way is on Mr. Lund's property. As part of the discussion, we discussed the option that Mr. Lund could consider, which would be applying for a vacation of the County road. This would require that Mr. Lund establish a replacement access from Spring Street to the beach in order to meet requirements of both the County and the City. Another option is that Mr. Lund could develop the balance of this property that is not impacted by the County right-of-way. The County would likely issue a driveway permit across the County right-of-way, if the right-of-way was not vacated, and if he had buildable land on his property to proceed with developing the property. Derrick indicated to Mr. Lund that he would not be processing his geological permit until he had either full control of the property, or submits a second plan which would call for developing the remainder of his property. Mr. Lund indicated he would consider all of the information we shared with him.
- Mike Murzynsky, Steve Baugher and I met to finalize a proposed budget for the Budget Committee's review.
- Coordinated an Affordable Housing meeting with elected and appointed officials throughout Lincoln County. Overall, there seems to be a desire to try to join forces and promote housing development on a regional basis. At the conclusion of the meeting, it was suggested that the City Manager's and Planning staff get together to determine what steps could be taken in order to move forward with this effort.
- Met with Gerry Barrett regarding a water billing issue.

- Participated in a meeting with the City of Corvallis about the possibility of Corvallis partnering with Newport on a proposal for Boutique Air to provide commercial air service from Newport and Corvallis to Portland. Corvallis has expressed an interest in being kept in the loop on this possibility. We talked about potentially submitting an application for a COAR grant, which would have been due on or about May 1. It was a joint conclusion that it is unlikely that we would be prepared to have a proposal within this timeframe. Interestingly enough, the Oregon Department of Aviation received zero proposals for use of their subsidy funds for start-up costs related to rural commercial air service in Oregon during this round.
- I participated in an interview of the two finalists for developing Newport's Parks Master Plan. Both firms brought a lot to the table, however, the successful proposal provided more comprehensive information regarding evaluation of costs, and services that the City could offer in order to provide more sustainable support for the City's future Park System.
- Prepared agenda items for the April 16 City Council meetings.
- Held a routine Department Head meeting.
- Participated in a work session with City Council on April 16.
- Participated in a regular City Council meeting on April 16.
- Held a grievance meeting on April 17 regarding the disciplinary process used to address a disciplinary action regarding driving a City vehicle. The employee admitted fault regarding his driving, he felt the disciplinary action went beyond the scope of the Collective Bargaining Agreement. We agreed that the disciplinary section of the agreement could be cleaned up to better address future disciplinary process. As a result, we will be proceeding with those specific discussions with the Association.
- Derrick Tokos, Tim Gross, Councilor Saelens and I met with Mike Warren regarding the long-term plans to provide an additional north-south corridor through the City and how that might impact the property that Mr. Warren owns, adjacent to the City Water Plant and reservoir area. We indicated to Mr. Warren that we would be happy to arrange a time to go onsite to take a look at some of his thoughts about how access could be addressed across his property. Mike is considering selling a portion of his property and is willing to designate a right-of-way across his property, if there is a logical location to do so.
- Participated in the Volunteer Appreciation Dinner. I certainly appreciate Melanie Nelson's efforts at pulling this event together. I want to offer my various sincere appreciation to all volunteers of the City, particularly the time and effort that is placed in serving the citizens of this community by the Mayor and elected City Council members. Newport can be very proud of the level of volunteers that serve this community in many different ways.
- Met with Sherri and Larry Deutman regarding their concern over the City's policy regarding utility deposits. This is an area that I indicated to them that we are going to be evaluating as part of a cleanup of our utility regulations and rates. The primary issue is that deposits are not refunded to homeowners after they show that they are financially responsible for maintaining their accounts. Currently, we require a deposit to be placed on the utility account forever. This will be an issue that we will be revisiting as part of a policy upgrade regarding the administration of various water and sewer utility issues.

- I met with Budget Committee Chair, Ed Backus, to review the process for covering the proposed budget, during the Budget Committee meetings.
- Completed work on the Proposed Budget, with that budget being submitted to the Budget Committee for their review.
- Lance Vanderbeck and I met with Chuck Getter of the Career Tech Program for Lincoln County Schools. Mr. Getter works with students on drone technology. He is very interested in establishing a facility at the airport so that students can understand and feel part of the aviation community. Lance is going to present this concept to the Airport Advisory Committee for their feedback. At a later point Mr. Getter did make a presentation to the Airport Committee and the committee was supportive of continuing discussions along these lines.
- Tim Gross, Mike Murzynsky and I presented the findings of the rate study at a public information session at City Hall. The results of this meeting have been reported to the City Council as part of the Council meeting reports, which have occurred since this meeting.
- Tim Gross, Derrick Tokos and I met with Doug Fitts regarding infrastructure requirements for developing property on 5th Street. Based on the discussions with Council at work sessions on development standards, and the previous discussions we had with Mr. Fitts, we outlined what the minimum requirements would be for development on his street. We indicated the same would be true for anyone doing development on the other side of the street, as well. Doug indicated that he appreciated our time on discussing the issue and he will be able to communicate clearly with anyone looking at acquiring the property and what their responsibilities will be. We did give him an option to appeal any administrative decisions to the Planning Commission, but he indicated that for his purposes, he has the information he needs at this time.
- Met with a representative of CIS on our upcoming renewals. Our biggest jump is with our general liability and property coverage, primarily as a result of reserves which have been set by CIS for the hotel fire. While no claims have been settled on this issue on behalf of the City, the potential exposure is significant. This is factored into the experience rating for the City which is used to calculate our future rates. Unfortunately, if nothing becomes of litigation against the City from this fire, we will still have to pay higher rates due to the potential claims which have been made regarding of this event.
- Participated in a regular staff Emergency Preparedness meeting.
- Met with Ed Backus, Chair of the Budget Committee, to go through our procedures for the first meeting of the Budget Committee, which was held on April 24.
- Steve Rich, Barb James, Jason Malloy, Brent Gainer and I participated in negotiations with the Newport Police Association. The results of those negotiations were shared with City Council in Executive Session.
- Derrick Tokos, Joseph Lease, Rob Murphy, Bob Harvey, Jason Malloy, Jovita Ballentine, Steve Rich and I met to review our unsafe structure abatement process. We will likely have some recommendations for the Council's consideration on a number of clean ups and processes that can be used to address the problem of properties. It is important to have clean coordination between those departments which have a responsibility in this process, and to

make sure the work load is done in such a way that we can support these efforts in a timely manner. These discussions will continue to be a work in progress.

- Wayne Belmont, Roy Kinion, Derrick Tokos, Steve Rich and I participated in a meeting with the Spring Street neighborhood on the geo permits, in the road right-of-way which exists at that location. We provided an update consistent with the information we shared with Mr. Lund of the various options which Mr. Lund, as a property owner, has regarding this situation. We did informally poll the group of residents which were attending the meeting. For virtually everyone, the primary concern was beach access. About two-thirds of the neighbors were concerned about the construction of homes on this private property. Folks were appreciative of the meeting and we indicated that we will follow up with information once any decisions are made by the property owner and which options that they would like to pursue. There was some interest from property owners of the City acquiring a piece of property that is a former vacated right-of-way to the north of Mr. Lund's property. This property has, however, been acquired by Mr. Lund, as well. During our discussions with Mr. Lund, we asked about any interest in selling the property and his response was no, he really does want to develop this site. Please note since this time, another property owner has engaged geological services in order to determine whether some additional property to the west of Spring Street can be developed. We have not seen a geological report on these sites.
- I met with Jan Kenyon, Rio Davidson and Maria Sause to discuss the Hancock Forest plans for herbicide spraying. This information was relayed to the City Council at the May 7 City Council meeting and report.
- Mike Murzynsky and I had a conference call with Piper Jaffrey regarding both the infrastructure bond which we need to address before the end of the fiscal year, as well as, developing longer range projections for the City's long-term debt. This is information that we will be pulling together for our financial review work group, which is recommended to be established by the Budget Committee. This will also be a good planning tool, as we review various financing needs for the City in the future.
- Richard Dutton provided a presentation on organizing our Y:/Drive and storage of documents for the City Manager's office. Over time, the organization of these files has been more around individual employee files, versus an office file setup, which makes it more challenging to find certain documents produced previously by the individuals in this office. We are talking about trying to streamline a filing system between the Recorder, City Manager's office and HR, which will facilitate the retrieval of information in the future.
- Participated in the first Budget Committee meeting on April 24.
- Participated in the Retirement Trust quarterly meeting.
- Met with Steve Rich, Lance Vanderbeck and Melissa Román to discuss the requirements for the Disadvantaged Business Enterprise program which is required by the FAA for FAA-funded projects. The recommendation was that we participate in the State's program which will meet the FAA's requirements. This issue was addressed by the City Council at the May 21 City Council meeting.
- Provided a grievance response to the Newport Employee's Association regarding a disciplinary matter for a City employee.
- Met with Steve Webster to review his plans for the mobile home park that they currently own near the County fairgrounds. He has been addressing several

upgrades to the mobile home park and has torn down a number of homes in that location, as they have been vacated. He would like to pursue interim use of the property off of NE 3rd Street, across from the fairgrounds. He did express concerns when he approached Engineering requiring a somewhat singular approach to addressing storm water. He would like to pursue some conservation methods for storm water control from this property, versus designing a system to get rid of the water as quickly as possible through a traditional storm sewer system. Overall, I certainly appreciate the opportunity to take a look at this significant parcel of property and understand the thoughts and ideas that he has regarding proceeding with the longer term plan for this site.

- Unfortunately, I was unable to attend either the Newport Chamber Banquet or the Newport Fire Department Awards Banquet on Saturday, April 28. Angela purchased concert tickets for me for Christmas which fell on this date, so we were in Portland during these events. I heard both events went well. Congratulations to Mayor Roumagoux on her recognition from the Fire department for the years of service as Mayor to the City.
- Met with Tim Gross regarding options to deal with short-term issues in Engineering, as a result of the vacancies which have occurred with both Olaf Sweetman and Jayson Buchholz leaving their positions with the Engineering division. City Council acted upon an agreement on the May 21 City Council meeting to address some of the office coverage issues, utilizing contract from Civil West. Tim will be pulling together a recommendation for the City Council for project oversight for the Council's consideration at the June 4 City Council meeting.
- Steve Rich, Barb James and I met to continue our review of revisions of the Employee Handbook.
- Prepared agenda items for the May 7 City Council meeting.
- Attended the Northwest Regional Management Conference at Skamania Lodge in Stevenson, Washington from Wednesday, May 2 through Friday, May 4. Highlights of this conference included the following:
 - Heard a presentation from Chris Mefford, President and CEO of Community Attributes from the Greater Seattle area. This was about thinking regionally and acting locally. Mr. Mefford indicated that for long-term success at the local level, focusing on being a great place to live is the best strategy. This includes housing of all types, trails, cultural assets. Mr. Mefford indicated that 75% of the economy is fueled by consumer spending. It is important to make sure the community is focusing on having a clear and understandable process for permitting, business climate and development. Communities can benefit by providing support to entrepreneurial interests, as well. Mr. Mefford said communities should focus on these basic issues. If you get the basic issues satisfied, then it is certainly appropriate for communities to pursue more specific targeted efforts. The universal issue in both Oregon and Washington is balancing jobs with housing. It is important to have regional collaboration to address the bigger issues. He encouraged communities to have a parcel-by-parcel inventory of buildable lands, for both housing and other types of development.

- We heard from Felicia Logan regarding public speaking. Ms. Logan indicated that communication is 7% verbal, and 93% nonverbal. How you say something is critical. Body language can account for over half of how you convey a message to someone else. It is also important to make eye contact with the individual that you are speaking to. This way you can measure feedback from that individual, if you are watching their reaction to what you say. Pausing is an important and powerful tool to allow your audience to hear and feel what you said. This helps build a bridge between the speaker and the listener. It is important to remember that communication is not data-based. Communication must appeal both to the analytical and artsy side of the brain.
- We heard from ICMA President, David Johnstone, Director General of the City of Candiac, Quebec, Canada. David spoke about creating smart and sustainable communities of the future. David spoke about the historic economic trends from silk roads leading from the Far East to Europe, to the industrial revolution, the second industrial revolution, which was based on petroleum and created a division of labor around the turn of the last century, and a new economic and social rights revolution that is now underway. The new urbanist planners/engineers are now focusing on environmental responsiveness, and reducing the carbon footprint. Placemaking makes locations available for all to enjoy social and cultural activities. Communities need to elevate public transportation to a level where everyone uses it, not just the disadvantaged folks.

Elisa Cox, Deputy City Manager of Rancho Cucamonga, indicated that her community is very conservative. To address environmental and reduction of carbon footprints, the community has been using carrots rather than sticks. These include promotions for LED lighting, solar banks, Christmas light replacement program, where people can bring in old Christmas lights and get new LED lights. That community is using a dashboard to see how they are doing with various sustainable practices.

David Schultz reported from Bainbridge Island that this community is focused on bicycling and walking. In that community, a number of right-of-ways have been converted for open space and trails. Furthermore, he stated he has focused on concentrating several pods of development in order to keep large residential lots and open areas in place. Bainbridge Island has adopted a trail plan, and has created a mitigation plan which allows developers to implement portions of the trail plan. Narrow tree-lined streets and bike lines are not easy to achieve. It is important for cities to collaborate with the electrical utilities, in these kinds of public improvements. Mr. Schultz indicated that public outreach cannot be overlooked, even after projects have been well-vetted during the conceptual stages.

Finally, Steve Rogers, Town Manager for the town of Yountville, California, (which is the smallest town in Napa Valley,) spoke about the challenges of dealing with emergency situations within your community. Yountville is the home to the state's largest veterans' home, which was subject of a mass

shooting. This was followed by the evacuation of the town, due to the California fires last year. In dealing with these emergencies, communication is the key. Employees need to know what they will need to do in responding to these types of emergencies. It is important to keep elected and appointed officials informed, and make sure they understand their role in the event of an emergency. Uninformed or unmanaged elected officials can create unintended problems in dealing with these types of situations. Residents need credible information and need to develop real expectations of how the emergency will impact them. The City needs to be the source of credible information.

It is important for cities to have a plan. While this plan may evolve during the emergency, it creates a starting point for responding to these types of situations. During the fire situation, all conventional cell phone and internet communications were down. It is important to have a secondary way to communicate outside of the traditional means during certain natural disasters. It is important that residents are prepared prior to emergencies and are reminded during emergencies that they need to take care of themselves. The city cannot take care of residents during a major natural disaster. The use of Cloud technology allowed most employees to work remotely from City Hall during the fire event. The city set up daycare for employees' kids, so employees could work, since all schools and daycare facilities were no longer available, due to the fire scenario. It is important to keep city employees informed throughout, and it is important to tell your story, since if you don't, others will share their stories and frustrations during emergencies. Finally, Mr. Rogers indicated that it is important to nurture your community, provide regular briefings, celebrate the conclusion of the emergency by thanking all of those who responded, and it was important for employees to know that counseling services were available to address their concerns, particularly with the mass shooting at the veteran's home.

- Attended a session on homeless shelters, conestoga huts and Eugene's innovative approach. Conestoga huts are modular micro-shelters established, which can be assembled in a couple of hours and can be taken apart, refurbished and reused. Eric Debur, Co-executive Director and Founder of the Community Sports Shelters in Eugene, indicated that some clients can be very tough on the structures. They have built 73 of the huts to date.

Eugene has implemented the Safe-Spot Community program, which identifies places where these temporary structures can be placed. They have used as a max-twenty sites per location. They have focused on having a low barrier for people using these huts. In this particular case, folks do not need to be clean and sober, but they cannot drink or use drugs while at these locations. There are simple common areas which are heated with wood stoves and a guard shack is manned by residents of the safe spots. Currently there is a waiting list of 3-4 months to get in. Residents utilize these facilities for a 30-day trial period, with the stay based on 6 months. It is possible to get a 3-month extension on the stay,

with onsite voluntary camp staff being allowed to have longer stays. On Monday through Friday, these safe spots must be vacated by residents between 10 AM and 4 PM. Rules are established for residents with a limit of three violations before folks are not allowed to stay at the safe spot. Individuals are used by the city to clean parks and other public projects.

The staffing includes a camp coordinator, transportation coordinator, grounds keeper, peace keeper and a manager of the kitchen. Of the 450 served, 250 have moved on to a better situation. It was noted that it is impossible to build your way out of the housing crisis.

Regan Watjus, Policy Analyst for the City Manager's Office in Eugene, indicated that definitions of homelessness varies based on various ways that the population is counted. For example, schools count homelessness differently than the city would for purposes of housing. The schools include kids which are living in a house other than their home, as homelessness. Whereas, the traditional count for homeless individuals in the city are those folks who are not living in a conventional housing unit. The City of Eugene contributes funding to a commission and board charged with homeless issues. The City has used rest stops (safe spots,) car camping and other efforts to try to address the situation. The rest stops were established by ordinance 20517 (see attached.) There are four rest stops that are permitted in the City. Three on City property and the fourth on mission property. No funding is provided by the City for this program. These locations cannot be in a residential zone or next to schools. Each location has portable toilets and trash provisions, and requires no use of alcohol, drugs or weapons on site.

Eugene faced some initial concerns from the public regarding the rest stops. A recent survey showed that 84% of the neighboring residents and businesses indicated support for this system, since it has been established. Even with this broad-based support, there are challenges in establishing sites within the community.

With car camping, people can park overnight on private property, if portable toilets and trash receptacles are provided. A maximum of six parties are allowed to occupy one site. The contact email for Regan is Regan.s.watjus@city.eugene.or.us.

We also heard from Subir Mukerjee, retired City Manager of Fife, Washington, who is a board member of the community who supported shelters in Eugene, Oregon. Mr. Mukerjee indicated there is a cost to inaction, which includes camp cleanups and other management issues with homeless population. He indicated that people should not be operators of a site, since cities are not well-versed in dealing with the social management issues related to homeless populations. It is important for cities to work with neighborhood jurisdictions. This is an area where it makes great sense to have a regional approach, in order to provide a level playing field for local governments, instead of placing all the burdens on

one or two jurisdictions. The steps taken by community support shelters in Eugene, Oregon, included the creation of a governance manual, which outlines expectations, limiting the length of stay to 10 months, providing for monthly check-in at the CSS Office and making sure that the sites are fenced and secure. Finally, Mr. Mukerjee's most important thought was that it is important for communities to take some positive steps toward addressing the issues relating to homelessness, rather than doing nothing at all.

- ICMA Executive Director, Mark Ott, gave an overview of the transition in the city management profession which continues to occur. City management is over 100 years old, and it is important to determine in a changing world how the profession must evolve in order to stay relevant. It is important to identify the voids which are created in the operations of our cities where managers need to step in as professionals. The city management profession is part science and part art. In order to move communities forward, it is important for city managers to know when to step in to a policy discussion and when to step back, after a decision has been made by the policy makers. Mark Ott was the former city manager of Austin, Texas. During his time as manager, the community faced a challenge when Uber came into operation. The city dealt with Uber in the traditional way that it regulated taxi cabs. This resulted in Uber initiating a citizen referendum to allow Uber to operate in all of Austin. The ordinance was not approved and Uber left and does not operate in the city of Austin today. In Mr. Ott's opinion, this has created a void and challenges for visitors to Austin, who now are using Uber in many major cities they visit. He has reflected on this issue and whether it should have been handled differently. The alternative approach would be to welcome Uber to Austin, and engage in a conversation as to how you Uber could thrive in Austin, and how Uber can meet this city's needs. The question which comes from this situation is, how far out in front of the policy issues should the manager be, when it relates to these types of changes occurring in various types of business models?

Authentic leadership is something that is hard to explain, but you know it when you see it.

Karen Pinkos, incoming ICMA President and Assistant City Manager of El Cerritos, California, talked about leadership issues in dealing with hate crimes in their ethnically mixed high-income San Francisco Bay community. In this particular case, city management had to develop a values statement which clearly addressed and supported the victims of this activity, and to have the city's Diversity Committee play a very constructive and proactive way of addressing these types of intolerable acts. Reno City Manager, Sandra Smith Newby, faced dealing with a sexual harassment culture which surrounded the departure of her predecessor. In Reno the city attorney is elected, and the city attorney was charged with defending the city on sexual harassment charges relating to the previous city manager. In this particular case, the city manager had to deal with the city attorney, when the city attorney, in

defending the city, asked victims at city hall who they have been having sex with. As City Manager Newby recognized there was a culture that had been tolerated within the organization, she set up a tip line for any sexual harassment complaints, and as manager, stepped in to the fray in order to address cultural change within the city organization. As part of this process, a public works supervisor was also reported, which ultimately led to the resignation of the individual who had been involved in these types of issues for many years.

- Heard a presentation on the challenges of staffing police departments in Washington State. As part of a graduate student research project, they found that almost half of the police officers in Washington State are or will be eligible for retirement in the next four or five years. The typical process to get an officer hired is about three months for applications, three months for testing and psychological services, six months for the academy and three months of field training, with one year of probation. In doing a survey, most officers found their jobs by word of mouth. They concluded that organizational culture is the key to retention. They also supported more passive recruiting versus active recruiting, however, this can lead to recruiting from the same pool of potential candidates. This can cause a lack of diversity within police departments. It is important that police departments reach out to different pools of potential applicants for these positions. They recommended that departments maintain a strong social media and community presence. It is important to initiate active retirement planning and begin recruitment based on this plan. If fiscally possible, there is value to bringing in new officers early, in order to maintain staffing levels.

In Washington State, 14% of their officers are female. They encourage using female recruiters, which are much more effective than men in recruiting women to police jobs. They indicated that a potential source of female recruits may be female athletes, who enjoy team related activities and the physical aspects of police work. As we are beginning to hire millennial employees as police officers, it is important to have variety and regularly rotating special unit assignments to keep these folks gaged in the profession. They also recommended finding ways to shorten the hiring process, since many candidates are lost to agencies during this extended process. It is particularly important to build bridges with some cultures which may not value policing as a noble profession. It is critical to reach within diverse communities to re-build departments as the experienced officers retire out over the next decade. Recruitment should begin at the high school level and cadet programs have been very helpful in building pools of candidates for these future positions.

I certainly enjoyed the opportunity to participate in the 2018 West Coast Regional Conference held by WVCA, OCCMA, and ICMA.

- Following the first Budget Committee meeting, prepared the Budget Hit and Wish list report for the upcoming second meeting. I was assisted by various departments heads and staff.

- I met with Ed Backus to review the agenda for the second budget meeting, and to discuss processes for working through various budgetary issues.
- Prepared agenda items for the May 7 City Council meeting.
- Held a routine Department Head meeting.
- Participated in a work session with a presentation from the City of Lebanon's coalition of homelessness, which was followed by discussion on the utility rate study.
- Met with Mayor Roumagoux to review the agenda for the May 7 meeting.
- Participated with the City Council in the May 7 Council meeting.
- Met with Wayne Belmont, Roy Kinion, Derrick Tokos, Tim Gross and Steve Rich regarding the neighborhood meeting on Spring Street and County Road 500. We discussed developing a response to Mr. Lund, on options he has to pursue regarding the road vacation and development of his property.
- Peggy Hawker, Travis Reeves, Richard Dutton and I met to review problems which occurred with the live streaming of the May 7 City Council meeting. In reviewing this matter with Granicus, it was determined that Granicus had a technical problem which impacted Newport and several other customers in their broadcasting meetings at that time. It was not related to our equipment or processes on this end.
- Participated in the monthly lunch for the Lincoln County managers. It was hosted by Lincoln County.
- Council members Goebel and Sawyer, Derrick Tokos, Tim Gross and I, along with a citizen member from the Bike and Pedestrian Committee reviewed proposals for the North Side Transportation plan, and Urban Renewal Redevelopment plans for City Center and Agate Beach. Two proposals were rated, utilizing ODOT's methodology for this purpose, with one being selected as the best fit for addressing this multi-year study, which will be initiated later this summer.
- Participated in the second meeting of the Budget Committee on Tuesday, May 8.
- Participated in Cheryl Harle's Boss Radio morning show.
- Kevin Greenwood, John Lavrakus, Frank Geltner and I met in order to continue our review of the YBEF bylaws.
- Mike Murzynsky and I met on the utility rate study.
- Mike Murzynsky and I met with Gerry Barrett on water billing issues.
- Barb James, Steve Rich, Jason Malloy and I met regarding an employee issue.
- Peggy O'Callaghan and I met on the potential of billing Medicare for certain services at the 60+ Center. I have asked Peggy for some additional detail to be sure that we have the capability of meeting all the Medicare provisions for participating in a Medicare program.
- I participated in a conference call with Mark Wolf of Speer Hoyt on an employee arbitration issue with the Newport Employees' Association regarding a termination.
- Met with Bill Lund to outline various options relating to the county road right-of-way and the development of his property.
- Met with Jim Protiva and Kathy Cline regarding how we are going to handle the billings for tournaments with the swim club. We have some procedural issues to resolve. In the meantime, I've provided instructions to Jim Protiva to discount these services, based on how the meet was handled last summer. It was also

discussed that we need to develop a clear policy on how we are going to address future meets held by the swim club at the Aquatic Center.

- Met with David Dahl regarding a survey he is doing, comparing financial data from various Oregon cities.
- Chaired a conference call with the OCCMA Bylaws Committee. We are cleaning up various association policies.
- Tim Gross and I met with Frank Geltner regarding the Ernest Bloch memorial. Frank has scheduled a dedication of this memorial at the Ernest Bloch wayside for July 21 at 2 PM, to dedicate the memorial which is located on the south end of the wayside. We are working with Frank on the final permit which will be necessary for signage and working through the details of placing the monument on site.
- Worked with Councilor Goebel on several ongoing issues.
- Derrick Tokos, Jason Malloy and I participated in a presentation by Host Compliance on regulation and tracking of the VRDs within Newport. I initially had seen this presentation at the ICMA conference in San Antonio, and thought we should review this system as part of our VRD discussions, which are ongoing at this time. I do believe this may be a cost effective way of substantially improving our tracking of VRDs, and recording and addressing complaints from neighboring properties relating to VRDs. This concept was presented to the VRD Committee and there was universal support for exploring the implementation of this part of effort to manage VRDs in the future.
- Attended a dinner and presentation put on by the Hatfield Marine Science Center. Councilors Allen, Engler and Goebel also attended the Monday evening presentation. The speaker was Thor Sigfusson, who is the founder of the Iceland Ocean Cluster, which is a project initiated in 2011 to promote collaboration between companies and entrepreneurs in the marine industry sector. Mr. Sigfusson utilized a vacant warehouse building to create a business incubator relating to maximizing the full use of the resources that result from commercial fishing in Iceland. His goal was to put various people together in one building with corridor windows in the hallway, common restrooms, and breakroom facilities to increase value, increase employment and maximize the use of the fish caught in Reykjavik. While investigating this issue, he found that research development was totally isolated from fisheries in connecting the dots to understand what products are being harvested and how to maximize the value of the harvested fish to Iceland's economy. In the hierarchy of dollars, he indicated that fishmeal, animal feed and food, are the traditional lower-value uses of fish, with cosmetics health food and pharmaceuticals being the higher value for use of various use of fish. The potential of using all parts of the fish increased the value of a single cod from \$20 per fish, for the traditional food, animal feed and fishmeal to \$80 per fish utilizing all parts of the fish. His goal is to utilize research and development and provide an entrepreneurial location to develop these products in the future. In 2011 he had twelve startups in his facility, today he has over ninety startups working to determine how to produce products from the fish which are harvested. Mr. Sigfusson stated that Newport is well-placed to try to duplicate these efforts with the relationship which currently exists between Oregon State and the commercial fisherman, which has led to much more productive and selective catches through the joining of research of the practice of fishing. He indicated that one of the differences from the U.S. and Iceland is the lack of mini-grants to

help fund a startup entrepreneurial operation. In his work with various U.S. communities, he has indicated that this type of funding structure does not seem to be available here. He stated that in his mind, the real value of this program is physically putting everyone in the same building, utilizing common facilities, and having windows into all of the business areas from the corridors, so that people remain connected which leads to collaborations which can make these entrepreneurial startups successful moving forward. In the case of Icelandic Ocean Cluster, this is a private venture by Mr. Sigfusson, with the harbor owning the facility, he pays market rent to the harbor for this facility and charges rent to the startups utilizing this facility.

Overall, it was a very informative evening and I appreciate the invitation which was extended for City participation in this event.

- Met with Nyla Jebousek to update her on several issues which we have discussed in the past.
- Met with Peggy Wood, who lives in Yaquina Heights, within the fire district served by the Fire department. She had concerns as to how the Fire department handled a permitted burning at the cemetery to burn brush. She has compromised lungs and felt that the Fire department did not act to put out the fire so that it would stop smoking. Fire Chief, Rob Murphy, met with Ms. Wood and I have briefly reviewed this issue with the Chief since the call, and will have either the Chief or myself follow up with Ms. Wood to try to address the concerns she had.
- Prepared items for the third Budget Committee meeting on May 15.
- Prepared agenda items for the May 21 City Council meeting.
- Met with Jason Malloy regarding efforts of the Police Department to assist Finance in collection of delinquent bills. In this particular case, we are dealing with a hotel property which was delinquent both on their water utility bill and on their room tax. A shut off notice was sent to the property owner when the City received a check which did not clear. Funds have since been wired into an account to cover this expense. We are also working on the room tax with the City Attorney, Steve Rich, and the Finance Director, Mike Murzynsky. I appreciate Jason's effort to offer assistance in dealing with these matters.
- Tim Gross, Rob Murphy, Richard Dutton and I met to discuss the new generator for City Hall, Recreation Center and the 60+ Center. This is still a work in progress. Our intent is to model the specs for this generator off of the work which is currently being designed for the water plant generator. Once this is developed, we will determine how to best meet the generator needs for these facilities. The existing City Hall generator is in marginal condition, it is only capable of generating enough electricity for parts of the Police Department, council chambers and the computer systems.
- I participated in the third Budget Committee meeting on Tuesday, May 15.
- Met with Rob Murphy, Bob Harvey, and Steve Rich regarding the administrative steps for the Azar matter. We will be proposing to the court that Bob be the receiver for the Azar property. Now that the court has agreed to go down this path, the court will approve the receiver and then the receiver will develop a plan to address the hazards, which will then be reviewed and approved by the court. Once the plan is approved, then the receiver will be able to take steps and implement that plan. It's been a horribly long haul, however, I think that this new

tool will help facilitate these types of issues where corrective action is being contested by the property owner.

- Met with Rob Thompson, Ken Riley and Joe Cook to review their findings after discussions with the DNR and others real options for reducing the increase in costs. This discussion was held with City Council on May 21. As I indicated at that time, it is my opinion that any stop gap measures to address recycling in a different way are premature. I believe that we need to see what happens with recycling over the course of this next year, to determine whether we need to make any fundamental changes to the system. Because of the amortization of equipment and other issues which are related to the recycling program, even if the City were to discontinue recycling, the cost savings would not be fully realized for a number of years. This is certainly not a desirable situation, however, it is my opinion that this is the best scenario moving forward.
- Tim Gross and I met with Jeanne Nyquist of Innovative Growth Solutions, to discuss structures for public works. We discussed the issue of whether public works and engineering should report separately to the city manager, or whether a separate city engineer and operations manager should report to the public works director. Both of these models are in use in various cities. My experience has been with separate public works and engineering departments reporting to the city manager. Jeanne indicated that when she was in Corvallis, they had separate departments and she recommended that they combine those departments for better efficiencies and carrying out responsibilities, which is a model they are continuing to use. I will be getting a report back to you on these various options to receive further input from City Council on this matter, hopefully at the June 18 work session.
- Prepared agenda items for the May 21 City Council meeting.
- I was on vacation Friday, May 18, to get things at home ready for summer.
- Participated in a routine department head meeting.
- Participated in the May 21 City Council work session and heard an update on the progress on revising the vacation rental code. Also participated in the personnel emergency preparedness training for emergency management, as well as executive session on negotiations.
- Met with Council President Goebel to review the agenda for the evening meeting.
- Participated in the May 21 City Council meeting.
- Responded to an NEA grievance, which was a procedural issue relating to an earlier NEA grievance. We resolved that by restarting the grievance process on the original matter, since the association was concerned that we went to step two, instead of answering with the immediate supervisor at a step one level. I agreed with that assessment.
- I was on vacation Tuesday, May 22 and May Wednesday, May 23.
- Participated in an ICMA Host Committee conference call. OCCMA will be hosting the 2021 ICMA convention in Portland. OCCMA is responsible for raising a significant amount of dollars to offset expenses for various venues which will be utilized for the 2021 conference. Joe Gall, City Manager of Sherwood, Eileen Stein, City Manager of West Linn and I are the co-chairs for this overall effort. While 2021 is off in the distance, there are certain prep things we can consider doing prior to that time.

- Richard Dutton, John Johnstone, Paul Marrs and I met to discuss the various issues relating the replacement of doors at City Hall. This work has been initiated this week, and will replace the exterior doors and implement a keyless entry system for the building.
- Hosted the KNPT Radio show. Rachel Cotton was my guest and we talked about the upcoming Parks Master Planning process.
- Steve, Barb, Jason and I met with the Newport Police Association bargaining team to continue negotiating a new contract effective July 1, 2018. The association will be getting responses back to our various positions. Once we have those we will sit down with City Council to determine where we are at with this effort.
- Councilors Engler and Goebel and I had a conference call about the potential of applying to have ODOT do a workshop which could kick off the efforts committed by the Planning Commission on the core zone proposal for Nye Beach. Evan Manvel indicated that the project would need to have some sort of transportation growth management connection, in order for it to be eligible for this effort. I will meet with Derrick Tokos to discuss this a bit more, to determine whether the concepts identified by Councilor Engler can be refined to be more competitive for this process. It seems that this process would be a good way to kick off the discussion on revisiting the core zone proposal for Nye Beach.
- Mike Murzynsky and I reviewed the various questions which have been raised to prepare a report for the City Council on the rate study.
- Met with Jim Guenther to discuss the additional resources which have been made available for the maintenance of public areas in the 2018-2019 budget, as well as, the master gardner part-time position which the Budget Committee has funded. Our goal is to increase efforts at cleaning up, picking up and cutting small public areas in the Bayfront, Nye Beach and City Center area with these additional temporary employees, with our existing forces being freed up to do more grounds maintenance in our parks, public facilities and public areas.
- Participated in a meeting of the Landscaping/Beautification Ad-hoc Committee. Our focus was on the remainder of the Performing Arts Center grounds. In addition, we discussed the plans on utilizing the additional funding for clean-up efforts in public areas for this next fiscal year.
- Met with Paul Wellington of Waldport regarding issues he dealt with in Redding, California, in trying to manage homelessness at that location. Mr. Wellington indicated that the City should focus on cleanup of campsites on a regular basis, and not make the community attractive for the transient homeless population to settle in on. He advocated keeping panhandling in check, as a major tool to discourage transient homeless individuals from relocating to a tourist community like Newport.
- Participated in the City Emergency Preparedness Committee meeting. Our primary focus was discussion on the Tsunami Blue-line Program. The City received funding for the purchase of the thermal plastic markings that will be placed at various locations, marking the safe zone to evacuate from an XL tsunami, based on the tsunami inundation maps provided by the State of Oregon. We utilized temporary markings in order to give the public an opportunity to comment on the specific locations for these. This also gave staff an opportunity to review locations and make certain modifications to those locations, as well. After reviewing each of the locations, we have made final determinations, as far

as where the thermal plastic permanent markings will be placed. Again, it should be noted that these lines mark an area where a person would be safe from an XL tsunami, which would be part of a Cascadia Subduction zone rupture. There is additional work which we will need to do in order to mark routes and locations to areas where people would collect after a major earthquake and tsunami. In addition, we are developing a “code yellow code red” for our system for the public buildings when a threatening condition occurs within or outside of our buildings. We are using a school model as basis for this effort. We will modify it to work for our city facilities.

- Met with Derrick Tokos on the land trust extension request that is going to the City of Newport, City of Lincoln City and Lincoln County. A report will be on the June 4 agenda on this item.
- John Levrakus, Frank Geltner and I met to continue our efforts of updating the YBEF bylaws.
- We were scheduled for an arbitration hearing with the Newport Employees’ Association on the termination of an employee from the Public Works Department. At the last minute, the union suggested a settlement which we will review with the City Council in executive session. This fortunately provided me an additional day in which I have been able to catch up with a number of things, including this status report. The arbitration has been put on hold and will be rescheduled, if necessary.
- City Hall was closed for the Memorial Day holiday on Monday, May 28.
- Met with Derrick Tokos and Jim Protiva regarding the Bee City Designation. I will be providing a report to the City Council at the June 4 meeting on this matter.
- Held a conference call with Speer Hoyt on the potential settlement of an arbitration hearing which will be shared with City Council in executive session.
- Council President Goebel and I met with Joe Cook of Thompson’s Sanitary, to discuss the calculations of the operating expense margin, utilizing the contract for Thompson’s Sanitation.
- Held an internal pre-meeting regarding the public meeting which will be held on June 7 to update residents on the tree removal program which will take place in the next couple of years at the airport runway.
- Prepared agenda reports for the June 4 City Council meeting.
- I was off on vacation on June 1 to spend time with family from Michigan.

Upcoming Events:

- Candidate packets are now available for the General Election with candidates now able to submit SEL101 filing forms.
- Friday, June 29 will be the Employee BBQ at Big Creek Park at 5 PM.
- City Hall will be closed on Wednesday, July 4, 2018 in observance of Independence Day. Please note the only City Council meeting scheduled for July will occur on Monday, July 16, 2018.
- Tuesday, July 10-13, I will be attending the OCCMA Summer Conference at Mt. Bachelor Village Resort in Bend. Please note the 2019 conference is scheduled here in Newport!
- I will be taking vacation time the second half of July to head back to Michigan for a few days. Once plans are set, I will give you the specific dates.

- Saturday, July 21 at 2 PM is the dedication for the Ernest Bloch Wayside Memorial.
- August 28, 2018 is the deadline for filing declaration of candidacy. (SEL101)
- August 31, 2018 is the deadline to withdraw from candidacy.
- Monday, September 3, 2018 is Labor Day, and City Hall will be closed. The regular Council meeting will be held on Tuesday, September 4, 2018.
- September 10, 2018 is the deadline for candidates to file with the Lincoln County Clerk in order to have information included in the Voter's Pamphlet.
- September 22-26, 2018 I will be attending the annual ICMA Conference in Baltimore, Maryland.
- September 27-29, 2018 are the dates scheduled for the League of Oregon Cities Conference being held at the Hilton Hotel in Eugene.
- November 6, 2018 is Election Day.
- November 8-9, 2018 I will be attending the OCCMA Board of Directors' Retreat at the Oregon Garden Resort in Silverton.
- City Hall will be closed Thursday and Friday, November 22-23 in observation of the Thanksgiving holiday.
- Please note that the only Council meeting scheduled for December will be held on December 3, 2018.
- City Hall will be closed on December 24-25, 2018 in observation of the Christmas Holiday.
- January 7, 2019 Organizational Meeting of the new City Council.

Attachments:

- ❖ Attached is a description of Eugene's Rest Stop Program for the homeless. If you check online, you can check the video which is on the city's website on this program.
- ❖ Attached is the ordinance used in Eugene to deal with temporary homeless campsites, for your review.
- ❖ Attached is the March Occupancy Report from the Chamber of Commerce. While February was up to a record number, March fell behind the past four years in occupancy.
- ❖ Attached are communications provided by Susan Anderson with Representative Gomberg and Senator Roblin regarding state regulations impacting setback limits for herbicides and pesticides near waterways. Both Representative Gomberg and Senator Roblin have indicated a desire to work on this issue.
- ❖ Attached is a report provided by staff at Port of Newport regarding sedimentation occurring around Swede's Dock. The Port is concerned about the rate of sedimentation occurring in this area which will require dredging in the future. One of the issues relating to this matter was a large amount of sedimentation occurring from a rain event in February 2016 from an existing outfall under the expanded platform area of the boardwalk. Originally, Public Works Director, Tim Gross, theorized that this material was coming from under US Highway 20, since they had discovered a portion of that storm sewer collapsed at that location. When that was repaired, they did not find the void that would be necessary in order to generate the amount of sediment which came down through that drainage way, as part of the February 2016 storm. It appears there might have been some slide which occurred along the creek which caused this significant

amount of material deposited in the basin area. The second issue Port staff is concerned with, is the outlet which was installed as part of the Bay/Moore Drainage Project. Their concern that this outlet is directing more of the sedimentation to fill in at Swede's Dock. I will discuss this matter with Port General Manger, Doug Parsons, when we get together next week time.

- ❖ Attached is a communication from Oregon Audits Division with a recommendation for future corrections for future reports regarding the Newport Urban Renewal Agency financial report. These are issues which Finance has addressed, so these recommendations should be satisfied as part of next year's audit.
- ❖ Attached is a letter from the Oregon Department of Environmental Quality indicating that the City of Newport was penalized \$2,400 for failure to provide a timely report as outlined in the Mutual Agreement and Order. This is the order that requires us to address sanitary sewage overflows in Agate Beach with the replacement of two additional lift stations, which are currently under design. Tim Gross has addressed the issue of providing the required reports on the status of design, bidding, and in the future, construction, for this work in order to satisfy Mutual Agreement and Order.
- ❖ Attached is a note from Tobias Read, the Oregon State Treasurer, to the Mayor thanking her for participating in a visit to Newport and expressing his enthusiasm and optimism for the long-term future for the City of Newport.
- ❖ Attached is a letter from The OSRT thanking Mayor Roumagoux for welcoming their society to Newport.
- ❖ Attached is a letter to the City of Newport expressing appreciation for the good quality and taste for the water which comes from our taps. Mr. Ewing indicates that he has lived in cities where water quality is bad and also has a foul taste. He thinks that folks should be appreciative of the high-quality drinking water in Newport.
- ❖ Attached is a letter from Michael Kreis expressing concern over any inaction regarding implementation of no-spray alternatives.

I apologize or the delay in getting this report out to the Council. It has been a whirlwind period during the preparation of the budget, and various other meetings and events which have occurred during the past two months. As we are now in June, I hope everyone has an enjoyable and pleasant summer season!

Respectfully submitted:



Spencer R. Nebel
City Manager



Eugene's Rest Stop Program

To view a video about the Rest Stop Program, visit eugene-or.gov/reststops.

What is a rest stop?

A rest stop is a designated area within city limits where up to 20 people are allowed to sleep in tents or Conestoga huts. Unless for security or health reasons, residents vacate the site during the day and a limited number of visitors are permitted during designated hours. Each site is approved by the Eugene City Council. The City then enters into an agreement with a nonprofit organization to operate and manage the rest stop. There are currently four rest stops in Eugene that provide temporary, safe, legal places for people who are experiencing homelessness to sleep at night.

How are sites selected?

The City tries its best to find workable rest stop sites that minimize impacts to neighbors and sensitive areas. There are many factors that are considered in site selection. They include the site's suitability for camping, proximity to schools and residential areas, road access for trash and restroom servicing, environmental sensitivity, and proximity to public transportation. The City tries to balance the needs and views of all community members when selecting sites.

Who pays for the rest stops?

The costs of establishing and operating each rest stop are paid for and managed by a nonprofit organization. The Eugene City Council also approved \$25,000 in one-time funding for the program in its FY2017 budget. Land for rest stops is currently provided by the City of Eugene and the Eugene Mission.

Who operates the rest stops?

Two local organizations have been responsible for day-to-day oversight of rest stops:



Who stays at rest stops?

Individuals 18 or over who are experiencing homelessness are eligible to apply for a space at a rest stop. Applicants are screened to determine if they are a good fit. Rest stops are intended to be a temporary respite, and the managing nonprofit works to connect residents with support and resources to help them move toward a more sustainable housing solution.

How are rest stops kept healthy and safe?

Residents sign agreements with the rest stop providers that they will abide by the rules and program expectations. On-site managers provide supervision. Best practices for water, handling and preparing food, cooking and cleaning, heating, waste management and illness prevention are followed. There is zero tolerance for violent behavior or alcohol or drug use onsite. Children must be supervised and are prohibited from staying overnight. Portable restrooms and trash collection are provided. Residents are expected to keep the site tidy, refrain from disruptive behavior and be good neighbors. The sites are also fenced to control access and promote safety.

Why is the City allowing rest stops?

There is simply not enough affordable housing for the number of people experiencing homelessness in our area. The rest stop concept is not a permanent nor the City's only solution but a way to help alleviate the need and reduce the impacts of unsanctioned camping. Residents report that having a secure and safe place to sleep is crucial as they work to access services and find long-term, stable housing.

Questions or concerns? Call 541-682-8442. For additional information, visit eugene-or.gov/reststops.

Neighborhood impacts:

- No considerable increase in reported criminal activity due to rest stops.
- 84% of neighboring residents and businesses were supportive of rest stops.

Resident statistics:

- 86% indicated that they had an increased ability to provide for themselves.
- 71% felt that staying at the rest stop is helping them transition to permanent housing.

Source: Providing for the Unhoused: A Review of Transitional Housing Strategies in Eugene. 2015. Community Planning Workshop. Community Service Center, University of Oregon.

The people in these sites have been my neighbors for a couple years now and I can say, unequivocally, that I have not noticed them causing any problems or having any deleterious effect on the neighborhood. Overall, they've been good neighbors.

These sites are always clean and well organized when I see them. I've noticed no increase in littering or vandalism in the neighborhood. The police crime data shows no increase since they've moved in. Given the vetting process and the camp rules for the occupants, I'm not surprised at the lack of problems.

I would say to my fellow Eugenians who might be nervous about one of these sites moving into their neighborhood, you have nothing to fear. The existing sites have demonstrated their good citizenship. I believe these residents are people who are serious about trying to improve their situation. As such, they deserve a little help from the rest of us, because in these times it's too easy to fall into their situation.

Jim Stauffer
Eugene, OR

Over 110 people have transitioned from a rest stop into permanent housing in the last two-year reporting period, and over 60 have moved into other types of transitional housing.



Steve "Ziggy" Lawsha's stay at the **Community Supported Shelters (CSS) Veterans Safe Spot** was relatively short, but it came at a critical juncture of his life. Lawsha found support and assistance from the CSS staff and was able to move into a one-bedroom apartment in Eugene with help from the HUD-VASH (Veterans Affairs Supportive Housing) program. He says of his stay at the Safe Spot, "It was more like a community. It was great to be there, trying to help out other guys even at the same time I needed help."



NHS residents contributing to a City park

Rest stop residents also contribute to the upkeep and maintenance of City parks, with over 555 volunteer hours logged in 2015!

Samantha and Thomas, a mother and son team, lived at the **Nightingale Health Sanctuary (NHS)** rest stop for one year. Thomas is in his late 20s and has a developmental disability. After diligently applying and working with housing agencies to find stable housing, Samantha and Thomas are now living in an apartment, where Thomas has a case worker who visits him regularly, and Samantha has found employment as a caregiver. NHS site managers write that "they are still working hard each day and so incredibly grateful to be in a home that is their own."



Aaron says his Hut at a **Community Supported Shelters Safe Spot** has helped him stay clean and sober. "This Hut and the help I've gotten from ShelterCare has given me a reason to care and a structure."

Chapter XX.XX
TEMPORARY HOMELESS CAMP SITES

Section 1. Chapter Intent and Purpose

A public health and safety emergency exists regarding homelessness in the community, and thus the intent and purpose of this Chapter is to provide for a mechanism to create temporary, cost effective shelter opportunities for people in a homeless situation, with the goal being to find a more permanent housing solution within a reasonable period of time. As such, in case of conflict between any provision of this chapter, or the application of any provision of this chapter, and that of any other code section, or the application of any other code section, the provisions of this Chapter shall control.

Section 2. Definitions

2.1 “Approved Shelter” shall mean a car, tent, trailer, camper, or a structure not on a permanent foundation that is less than 100 square feet in total floor area and has no kitchen or plumbing facilities, but may have electricity so long as the wiring has been inspected and approved by the appropriate governmental agency.

2.2 “Temporary Homeless Camp Site”(“THCS”) means a Camp Site where temporary housing to homeless persons is provided in compliance with the provisions of this Chapter.

2.3 “Minor Temporary Homeless Camp Site” means a Temporary Homeless Camp Site that provides no more than a total of six Approved Shelters.

2.4 “Major Temporary Homeless Camp Site” means a Temporary Homeless Camp Site that provides more than six but not more than twenty Approved Shelters

2.5 “Religious Organization” means the federally protected practice of a recognized religious assembly, school or institution that owns or controls the property upon which a Temporary Homeless Camp Site is located.

Section 3. General Requirements for Temporary Homeless Camp Sites. The following regulations shall apply to all Temporary Homeless Camp Sites.

3.1 The Temporary Homeless Camp Site must be located on property owned or controlled by a Religious Organization, government agency. A Temporary Homeless Camp Site may be located on property owned or controlled by a private entity so long as the property is located in a commercial or industrial zoning district, and the requirements of section 3.2 are met.

3.2 The Temporary Homeless Camp Site must be operated by a Religious Organization, governmental agency, or other not for profit entity that is registered as such with the State and federal government.

3.3 No person may reside in the Temporary Homeless Camp Site for more than one year.

3.4 There shall be no fee or other form of payment required of a person for staying in a Temporary Homeless Camp Site, although the person, as a condition of staying may be required to participate in the maintenance and operation of the Temporary Homeless Camp Site during the period of residency.

3.5 Sanitary facilities shall be available on the Camp Site or in an adjacent building.

3.6 Provisions shall be made for regular garbage disposal services.

3.7 Provisions shall be made so that residences can store personal items so the items are not visible from any public street;

3.8 The Approved Shelters may not be located within any zoning code required front, side or rear set back area.

3.9 Only Approved Shelters shall be allowed.

3.10 All Temporary Homeless Camp Sites shall be required to have a City Permit, which shall be provided at no charge. The permit may only require such conditions are necessary to comply with the provisions of the Chapter.

3.11 In the case of a Major Temporary Homeless Camp Site, the operator shall provide, with its permit application a operational program for the Temporary Homeless Camp Site, including, but not limited to its strategy for helping the temporary residents to obtain needed services and more permanent housing.

Section 4. Authority of City Manager.

4.1 The City Manager, or the City Manager's designee, shall have the authority to promulgate administrative regulations in order to implement the provisions of this Chapter. Those regulations may include, but are not limited to:

4.1.1 Providing for the use of City property that is not currently needed for other municipal purposes to be operated as a Camp Site for a Temporary Homeless Camp Site;

4.1.2 Approving contracts with the operator of the Temporary Homeless Camp Site, should it be located on City Property, to effectively manage the use of City property;

4.1.3 Approving operational programs for Temporary Homeless Camp Sites

4.1.4 Approving and revoking Temporary Homeless Camp Site Permits, and imposing reasonable conditions upon any permit that are necessary to protect the public health and safety, so long as they are no more stringent than any specific condition designated by this Chapter. The city manager or the manager's designee may impose administrative civil penalties on property owners who fail to comply with the requirements of subsections of this code.

Section 5. Civil Infraction. It shall be a civil infraction to permit or operate a Temporary Homeless Camp Site that does not meet the requirements of this Chapter. Each day of operation without meeting the conditions of this Chapter shall be considered a separation infraction. The provisions of this Chapter may also be enforced by obtaining injunctive relief from.

Accumulative % for all (8) participating hotel properties

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2007	35.32%	51.40%	57.90%	54.80%	54.71%	68.44%	86.50%	91.10%
2008	31.08%	45.14%	51.24%	47.78%	55.20%	62.55%	79.24%	86.79%
2009	32.30%	40.30%	48.44%	46.77%	48.73%	63.33%	79.57%	84.49%
2010	33.96%	48.04%	52.27%	46.78%	47.69%	63.81%	79.40%	81.29%
2011	34.59%	45.42%	45.41%	44.69%	46.90%	61.59%	75.21%	81.21%
2012	35.48%	48.28%	51.18%	51.06%	51.68%	65.36%	77.44%	82.21%
2013	32.88%	45.61%	48.27%	47.27%	49.75%	61.44%	76.48%	85.74%
2014	42.66%	40.92%	58.25%	51.63%	62.48%	64.90%	82.91%	86.94%
2015	52.57%	53.76%	65.91%	57.20%	61.20%	70.81%	85.22%	86.60%
2016	44.18%	53.16%	64.36%	60.48%	59.21%	69.05%	83.55%	84.24%
2017	29.85%	54.20%	64.10%	56.13%	55.98%	0.6289	0.8905	0.9135
2018	38.67%	60.03%	52.90%					

Accumulative % for (4) participating hotel properties with 50 rooms or more

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2007	35.86%	51.78%	59.03%	55.07%	54.56%	70.28%	88.55%	92.80%
2008	32.14%	45.84%	52.03%	49.03%	55.51%	64.02%	80.34%	87.97%
2009	33.10%	40.84%	49.50%	47.82%	49.20%	64.05%	81.52%	86.57%
2010	35.52%	49.50%	53.20%	47.86%	48.23%	64.03%	81.08%	82.72%
2011	35.17%	45.97%	46.00%	45.66%	46.93%	63.17%	76.87%	82.93%
2012	37.85%	50.49%	53.25%	53.06%	53.48%	67.96%	79.80%	83.74%
2013	34.56%	47.24%	49.00%	47.59%	48.85%	59.29%	75.16%	85.24%
2014	43.09%	41.00%	58.24%	52.12%	63.29%	65.46%	83.69%	86.88%
2015	54.25%	54.62%	67.25%	58.52%	61.44%	70.60%	84.09%	85.55%
2016	45.41%	54.43%	65.59%	60.41%	59.59%	68.77%	82.68%	84.00%
2017	29.73%	55.19%	65.40%	56.08%	55.67%	0.6164	0.8865	0.9137
2018	37.86%	61.09%	55.53%					

*This report is a general report of occupancy trends. Slight variances can occur due to rooms or spaces. These fluctuations, however, are generally brief and have a minimal temporary impact on estimates.

Accumulative % for (4) participating hotel properties with 30 rooms or less

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2007	31.28%	48.60%	49.48%	52.15%	55.83%	54.36%	72.28%	78.49%
2008	24.15%	39.83%	45.42%	38.21%	52.92%	51.28%	71.13%	78.12%
2009	26.40%	36.33%	40.60%	38.74%	45.19%	57.83%	65.10%	69.02%
2010	22.40%	37.20%	45.36%	38.51%	43.68%	62.17%	66.92%	70.67%
2011	30.28%	41.34%	41.06%	37.22%	46.69%	50.79%	64.18%	69.77%
2012	19.71%	33.51%	37.34%	37.37%	39.73%	47.56%	61.75%	72.01%
2013	21.69%	34.71%	43.38%	45.12%	55.79%	76.13%	85.24%	89.08%
2014	39.84%	40.37%	58.31%	48.33%	57.10%	61.07%	77.75%	87.29%
2015	41.38%	47.88%	56.99%	48.18%	59.57%	72.23%	92.72%	93.55%
2016	36.01%	44.70%	56.17%	61.01%	56.63%	70.91%	89.30%	85.86%
2017	30.66%	47.64%	55.60%	56.49%	58.03%	71.37%	0.917	0.9128
2018	44.08%	54.78%	61.99%					

Accumulative % for (3) participating campgrounds/RV parks

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2007	9.60%	32.70%	31.52%	32.41%	41.28%	64.39%	169.13%	109.83%
2008	9.16%	15.79%	29.58%	24.58%	37.14%	52.36%	97.69%	97.90%
2009	11.47%	16.87%	26.67%	27.38%	45.33%	68.47%	103.03%	104.72%
2010	10.80%	18.76%	30.52%	31.60%	33.57%	56.06%	85.41%	85.54%
2011	9.02%	13.32%	20.05%	22.56%	31.83%	53.15%	78.10%	81.60%
2012	7.37%	17.80%	18.95%	22.53%	40.52%	62.26%	93.92%	94.73%
2013	9.18%	18.36%	26.19%	24.61%	42.02%	29.82%	94.74%	97.58%
2014	17.19%	20.19%	32.75%	31.25%	43.21%	70.85%	99.24%	101.87%
2015	14.54%	35.51%	42.83%	39.82%	78.73%	79.79%	101.85%	99.20%
2016	17.30%	33.48%	37.51%	45.53%	56.31%	84.64%	101.47%	99.96%
2017	28.15%	30.74%	63.60%	68.71%	52.14%	99.32%	1.1391	1.2546
2018	62.75%	44.90%	60.91%					

*This report is a general report of occupancy trends. Slight variances can occur due to rooms or spaces. These fluctuations, however, are generally brief and have a minimal temporary impact on estimates.

Sep	Oct	Nov	Dec	Avg
76.40%	61.27%	46.23%	33.53%	59.80%
62.48%	58.38%	42.01%	23.54%	53.79%
71.57%	60.10%	33.43%	26.93%	53.00%
68.60%	56.31%	31.29%	34.21%	53.64%
72.79%	61.13%	36.55%	45.48%	54.25%
69.65%	52.67%	37.54%	36.92%	54.95%
77.61%	62.02%	54.30%	35.98%	56.45%
76.59%	66.01%	47.45%	44.77%	60.46%
76.83%	65.08%	45.01%	36.90%	63.09%
76.77%	59.43%	45.32%	36.78%	61.38%
0.8669	0.6355	0.3456	0.4036	60.73%

Sep	Oct	Nov	Dec	Avg
77.90%	62.86%	47.28%	33.84%	60.82%
63.12%	59.13%	43.07%	23.83%	54.67%
72.54%	61.53%	34.22%	27.31%	54.02%
68.79%	56.83%	31.77%	34.78%	54.53%
72.89%	61.84%	37.38%	48.57%	55.28%
70.33%	52.67%	38.83%	38.73%	56.68%
77.16%	62.17%	55.94%	36.61%	56.57%
76.99%	66.43%	48.50%	46.66%	61.03%
75.97%	65.58%	49.68%	37.40%	63.74%
76.31%	59.32%	45.42%	39.94%	61.82%
0.8704	0.6364	0.3297	0.3964	60.59%

being unavailable for a period of time.

Sep	Oct	Nov	Dec	Avg
64.90%	49.40%	38.17%	28.08%	51.92%
57.64%	52.20%	33.95%	21.44%	47.19%
64.12%	49.52%	27.36%	24.15%	45.36%
67.18%	52.44%	27.65%	29.95%	47.01%
72.08%	56.38%	30.90%	24.86%	47.13%
64.96%	52.64%	28.70%	24.86%	43.34%
80.72%	60.98%	43.06%	31.80%	55.64%
73.81%	63.22%	40.27%	32.17%	56.63%
82.75%	61.78%	13.08%	33.59%	58.64%
79.87%	60.15%	44.62%	35.74%	60.08%
0.8427	0.629	0.4548	0.4484	61.69%

Sep	Oct	Nov	Dec	Avg
82.00%	34.66%	32.50%	10.06%	54.17%
70.80%	33.01%	19.51%	10.21%	41.48%
82.38%	39.03%	18.26%	12.01%	46.30%
63.89%	33.42%	15.02%	7.92%	39.38%
61.08%	29.21%	13.94%	5.94%	34.98%
44.24%	30.24%	14.07%	8.74%	37.95%
67.05%	43.94%	23.60%	11.36%	40.70%
74.10%	48.04%	24.78%	14.25%	48.14%
79.88%	44.77%	22.34%	9.69%	54.08%
81.39%	43.70%	29.06%	15.12%	53.79%
1.0445	0.5489	0.483	0.2309	67.73%

being unavailable for a period of time.

Spencer Nebel

From: David Allen
Sent: Friday, May 25, 2018 9:50 PM
To: Spencer Nebel
Cc: Susan Andersen
Subject: FW: City of Newport water supply safety

From: Susan Andersen [REDACTED]
Sent: Friday, May 25, 2018 7:03 PM
To: David Allen
Subject: Fw: City of Newport water supply safety

From: Rep Gomberg <Rep.DavidGomberg@oregonlegislature.gov>
Sent: Thursday, May 24, 2018 5:53 PM
To: Susan Andersen
Subject: RE: City of Newport water supply safety

Hi Susan,

Thanks for your reply. You and others have helped tremendously already by bringing this issue to my attention. I am currently examining setback laws and permit regulations. While your offer is greatly appreciated, I have what I need to continue working on the issue.

I will certainly be in touch if the need for future assistance arises. In the meantime, rest assured that I'm working diligently to ensure the quality of our drinking water. Please don't hesitate to reach out should you have more questions or concerns.

Warm Regards,

David

Rep. David Gomberg
Oregon House District 10
900 Court St NE H-471
Salem, OR 97301
503-986-1410

From: Susan Andersen [REDACTED]
Sent: Wednesday, May 23, 2018 7:12 PM
To: Rep Gomberg <Rep.DavidGomberg@oregonlegislature.gov>
Subject: Re: City of Newport water supply safety

Thanks for your response. Let me know if there is anything that I can do to speed thing along. Would a signed petition be of value? More emails showing interest? Anything...

Susan

From: Rep Gomberg <Rep.DavidGomberg@oregonlegislature.gov>
Sent: Wednesday, May 23, 2018 9:50 AM
To: Susan Andersen
Subject: RE: City of Newport water supply safety

Hi Susan,

Thank you for sharing your concerns with my office. I share your apprehensions about the safety of our water supplies. I am also aware of your correspondence with Senator Roblan's office, so I won't cover the ground that his office already has here.

I specifically remain concerned about setback limits for herbicides and pesticides near waterways. I am actively looking for opportunities to facilitate discussion and change to those levels both in Salem and locally.

Thank you for reaching out and please be in touch if I can be of future assistance.

Warm Regards,

David

Rep. David Gomberg
Oregon House District 10
900 Court St NE H-471
Salem, OR 97301
503-986-1410

From: Susan Andersen [REDACTED]
Sent: Sunday, May 20, 2018 10:01 AM
To: rep.davidgomberg@state.or.us
Subject: City of Newport water supply safety

Dear Representative David Gomberg,

I'm writing you out of concern about information that came up in Newport's last city council meeting.

It's seems that the City of Newport does not have the power to prevent Hancock from spraying herbicides near the reservoir or the watershed. I have so many reasons to be concerned about our health and safety, but even more so that the state actually owns our water and has told Hancock they can spray. We are without recourse.

2,4-D with choline,oxyfluorfen and penoxsulam,sulfometuron methyl Chemical Carrier(s): water not only is sounds scary, it is dangerous. 2,4-D is the first half of Agent Orange. I understand if is not approved for public lands. However it came to pass that the state approved it for private land use, it was a mistake, especially so close to the water supply of the City of Newport, and wells on nearby properties.

After reading the public comments, most Newport City Council members expressed that they did NOT want Hancock to spray within 300 feet of the reservoir. As City councilman Dietmar Goebel said in the meeting to Hancock, "It may be your land, but it is OUR water". I was shocked to find out that wasn't true. Newport a permit from the state to use the water, but the state owns it.

The only two city council members who did not express outrage are running for Mayor and I have some concerns about their campaign fund sources coloring their silence on the issue.

Hancock stated that hand release of the "weeds" aka native plants, wasn't possible due to lack of availability of labor. That sounds very suspicious to me.

They also said that they have already made their profit on the land from clear cutting and are trying to be good neighbors by replanting. They asked the City of Newport to agree to the spraying, even though the City does not have the right to say "no". Agreeing will expose the City of Newport to liability for any harm, without any benefit.

I'm sorry, but it seems really sick, like feudal war lords rubbing it in that we have no power in the situation.

So as our Representative to the State of Oregon, I'm asking for your help in finding a way to have local control in this situation. I've attached a copy of my comments to city council that was also published as a letter to the editor of News Lincoln County.

I know you supported us when we blocked putting fluoride in Newport's city water supply. I know you are a good man. Please help us!

Dr. Susan Andersen, ND
Chair of Clean Water Newport

Spencer Nebel

From: David Allen
Sent: Friday, May 25, 2018 9:48 PM
To: Spencer Nebel
Cc: Susan Andersen
Subject: FW: Biosolids near Siletz

From: Susan Andersen <SusanAndersenND@msn.com>
Sent: Friday, May 25, 2018 7:00 PM
To: David Allen
Subject: Fw: Biosolids near Siletz

From: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>
Sent: Friday, May 25, 2018 2:51 PM
To: Susan Andersen
Subject: RE: Biosolids near Siletz

Thanks for the feedback. Well, I can schedule a conversation to figure out what can be done legislatively and/or locally to address spraying. Maybe a conversation with all the parties involved, including direction from our state agencies, to ensure Oregon's high standards for our water quality.

Recently, Senator Roblan worked with DEQ to champion legislation for cleaner air Oregon, specifically targeting areas high concentration of pollution. I'm sure we can work on something similar.

Rosie Shatkin
Legislative Policy Advisor
Sen. Arnie Roblan, SD 5
(Coos, Douglas, Lane, Lincoln,
Tillamook, Polk and Yamhill Counties)
Office: 503.986.1705
Website: <http://www.oregonlegislature.gov/roblan>

From: Susan Andersen <[REDACTED]>
Sent: Friday, May 25, 2018 2:42 PM
To: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>
Subject: Re: Biosolids near Siletz

Our concern is more local: spraying toxic chemicals 300 feet from the reservoir.

From: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>
Sent: Friday, May 25, 2018 8:43 AM

To: Susan Andersen
Cc: Sandra Roumagoux; Rep Gomberg
Subject: RE: Biosolids near Siletz

Good morning Susan, just want to make sure I didn't miss something from you as we head into a long weekend. As I noted, please do not hesitate to contact us directly to clarify any misunderstanding regarding ownership of water, permitted use, and protection of water quality via our agencies. There are multiple state agencies involved in the regulating the sources of water (snowmelt, rivers, mountains), supply issues, statewide concerns ...

Senator Roblan is happy to chat with you.

Rosie Shatkin
Legislative Policy Advisor
Sen. Arnie Roblan, SD 5
(Coos, Douglas, Lane, Lincoln,
Tillamook, Polk and Yamhill Counties)
Office: 503.986.1705
Website: <http://www.oregonlegislature.gov/roblan>

From: Sen Roblan
Sent: Wednesday, May 23, 2018 7:22 AM
To: 'Susan Andersen' <[REDACTED]>
Cc: 'Sandra Roumagoux' <S.Roumagoux@NewportOregon.gov>; Rep Gomberg
<Rep.DavidGomberg@oregonlegislature.gov>
Subject: RE: Biosolids near Siletz

Susan, you might need to have a direct conversation with one of the agency heads. It is my understanding that the very questions posed here are before the court of law.

Also, it might be best to talk and clarify a few points that might be misread to conclude -- as you noted --- now that we know it is our water. From the initial email, I agreed with you that it is our water, but the critical point is that this ownership is relative to the state.

As OWRD noted -- The system has been administered by the state since 1909, and water users rely on the state for distributing water based on the system of prior appropriation. As such, local regulation of water rights (water allocation and distribution) would not address matters related to pesticide use.

Please do not hesitate to contact us directly.

Rosie Shatkin
Legislative Policy Advisor
Sen. Arnie Roblan, SD 5
(Coos, Douglas, Lane, Lincoln,
Tillamook, Polk and Yamhill Counties)
Office: 503.986.1705
Website: <http://www.oregonlegislature.gov/roblan>

From: Susan Andersen <[REDACTED]>
Sent: Tuesday, May 22, 2018 5:13 PM
To: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>

Subject: Re: Biosolids near Siletz

So it sound like Department of Environmental Quality, Oregon Department of Agriculture, and Oregon Department of Forestry are the one regulating the spraying of pesticides . Hancock says they have approval to spray on their land, next to our reservoir. Newport doesn't want that pesticide in our water. How do we get to choose instead of Hancock, now that we know it is our water? Common sense says putting poison in the local water supply is not a good idea. We fear terrorist doing it. But if Hancock wants to do it, how do we stop them?

Susan Andersen, ND
Chair, Clean Water Newport

From: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>
Sent: Tuesday, May 22, 2018 2:30 PM
To: Susan Andersen
Cc: Sandra Roumagoux; Rep Gomberg
Subject: RE: Biosolids near Siletz

Hi Susan, the email was to illustrate other water concerns and response from DEQ. I might have conflated your email with the biosolids questions we received from constituents in the district. I wasn't sure if you sent an email on the issue, but thought it best to share anyway.

Following is the response from OWRD to your specific questions. Interestingly, they pointed out the role DEQ plays in monitoring water. I believe there is an issue currently in the court on the question of local control.

The Oregon Water Resources Department is charged with administering the laws of Oregon pertaining to water quantity. The Oregon Water Code was initially adopted in 1909 (See ORS 536-540), governing the allocation and distribution of quantities of water. In that code, the Oregon Legislature has declared that all waters within the state from all sources of water supply belongs to the public for use by the people for beneficial use without waste. Water rights are often referred to as usufructuary rights; that is, a right to use the water.

As you can see, the code and associated water rights are focused on water quantity and distributing water between water right holders. The system has been administered by the state since 1909, and water users rely on the state for distributing water based on the system of prior appropriation. As such, local regulation of water rights (water allocation and distribution) would not address matters related to pesticide use.

Other agencies such as the Department of Environmental Quality, Oregon Department of Agriculture, and Oregon Department of Forestry are charged with implementing programs related to water quality and/or pesticide use. Some of these programs are tied to the implementation of federal statues related to water quality and pesticide use.

Rosie Shatkin
Legislative Policy Advisor
Sen. Arnie Roblan, SD 5
(Coos, Douglas, Lane, Lincoln,
Tillamook, Polk and Yamhill Counties)
Office: 503.986.1705
Website: <http://www.oregonlegislature.gov/roblan>

From: Susan Andersen [REDACTED]
Sent: Tuesday, May 22, 2018 11:44 AM

To: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>
Subject: Re: Biosolids near Siletz

Question I have is where this would come into play with the spraying of herbicides near the water reservoir? Is this just a preliminary look at issues with the Siletz River, or did I miss something? Or are you just forwarding communication from the DEQ?

Dr. Susan Andersen, ND
Chair Clean Water Newport

From: Sen Roblan <Sen.ArnieRoblan@oregonlegislature.gov>
Sent: Tuesday, May 22, 2018 7:29 AM
To: JB; adevilnguyen@yahoo.com
Cc: Susan Andersen
Subject: FW: Biosolids near Siletz

Greetings, just want to make sure we follow-up regarding biosolids. Below is the response from DEQ

Rosie Shatkin
Legislative Policy Advisor
Sen. Arnie Roblan, SD 5
Website: <http://www.oregonlegislature.gov/roblan>

From: BELYEA David [David.BELYEA@state.or.us]
Sent: Monday, May 21, 2018 4:39 PM
To: SEN Roblan <Sen.ArnieRoblan@state.or.us>; REP Gomberg <Rep.DavidGomberg@state.or.us>
Cc: GRUNWALD Annalisa <Annalisa.GRUNWALD@state.or.us>
Subject: Biosolids near Siletz

Senator Roblan and Representative Gomberg -

I included information below on biosolids regulation and their application specifically on agricultural lands in the Logsden area. In addition, I wanted to address a couple of questions raised in the inquiry.

First, if anyone should have an environmental pollution concern or believe violations are occurring regarding the application of biosolids, they should contact our complaint hotline at 888-997-7888.

Each permittee that is applying biosolids in the Logsden area has a valid National Pollution Discharge Elimination System (NPDES) permit and approved biosolids management plan. Additionally, each location for biosolids application was reviewed, went through a public comment process and approved by DEQ prior to placement of biosolids. The permits, plans and documentation are public record and are available from DEQ and can be requested at: <http://www.oregon.gov/deq/about-us/Pages/Requesting-Public-Records-Form.aspx>

Please let me know if you have questions or concerns.

Dave Belyea
DEQ Western Region Administrator

What are biosolids and how are they used?

Biosolids are a nutrient-rich byproduct of sewage treatment. The U.S. Environmental Protection Agency and the Oregon Department of Environmental Quality promote the use of biosolids as a natural fertilizer and a sustainable alternative to commonly used chemical fertilizers. Biosolids are also used to improve soil structure, which improves growing conditions. Prior to application, disease-causing organisms and potentially toxic metals present in biosolids must be removed or reduced to safe levels.

How are biosolids regulated and who applies biosolids in the Logsdan area?

Federal and state regulations have been in place since 1994 to ensure that application of biosolids on agricultural lands is safe to humans and the environment. DEQ permits the Inn at Otter Crest and the cities of Lincoln City, Toledo, Siletz and Depoe Bay to apply biosolids in the Logsdan area. They have been in compliance with their DEQ permit requirements for biosolids applications. DEQ requires all permittees to take the following measures to safely use biosolids on farms:

- * Processing of biosolids

The permittees must process and store biosolids for a specific length of time and under certain conditions to allow disease-causing organisms to die off. They must also dry biosolids to reduce odors and moisture so as to not attract pests (rats, mosquitoes, etc.).

- * Biosolids testing

To ensure that biosolids are processed correctly, the cities test their biosolids annually for E. coli, nutrients and metals and report these results to DEQ annually along with information about their biosolids applications. Metals that are routinely tested for include arsenic, cadmium, copper, mercury, nickel, molybdenum, lead, selenium, and zinc. DEQ does not require the cities or farmers to take samples of the Siletz River. If cities comply with their DEQ permit requirements, runoff of biosolids to the river should not occur.

- * Soil Sampling

To prevent over-application of nutrients, DEQ uses Oregon State University's fertilizer guide to set appropriate levels of nitrogen allowed on fields to grow different crops; this is known as the agronomic rate. If a DEQ permittee applies biosolids on the same area for two out of three years at the agronomic rate for nitrogen, DEQ requires the permittee to test soil conditions to ensure they are not overloading the land with nutrients. If they are applying at lower than the agronomic rate, soil sampling is not required by DEQ permit. If carryover nitrogen levels in the soil are observed above the level set by DEQ, biosolids applications must be reduced or stopped until the nitrogen soil levels are reduced by plant uptake.

- * Other protective measures

DEQ also requires applications to be at least 200 feet from drinking water wells and establishes setbacks for surface waters, residences and property lines on a site-specific basis. Grazing animals must be kept off application sites for at least 30 days and milk-producing animals for 90 days, but there is no requirement to keep wild animals off of sites because it would be impractical. DEQ is also not aware of any problems that occur in elk or other wild animals exposed to biosolids.

DEQ investigation of Logsdan area applications

DEQ investigated two (Mann and Wycaver) biosolids application sites near the Siletz River in response to concerns from neighbors in 2014 and 2015 and determined applications to be in compliance with DEQ regulations. Lincoln City did,

however, stop land applications at their Wycaver sites in 2015 to prevent overloading of nitrogen as a precautionary measure. The city was conservatively applying biosolids to these sites at about 50 lbs. of nitrogen per acre (half the allowable rate of 100 lbs. per acre) but the city's soil testing indicated the nitrogen levels were at about 90 lbs. per acre. The city decided that the soil nitrogen levels were high enough to warrant waiting until nitrogen levels lower. The city also proactively takes soil samples now at a greater frequency than required by DEQ permit to address neighbor concerns and provide additional assurance that they are not over-applying nutrients to the soil that will runoff into surface waters and groundwater.

Are there groundwater issues in the area caused by biosolids applications?

DEQ reviewed the well logs from Oregon Water Resources Department for the area and limited well data from the real estate transaction database. We do not believe groundwater is being affected by biosolids applications. Most of the wells draw from an aquifer that is in bedrock and under confined conditions, which means the aquifer is largely protected from any potential surface contamination provided the wells have been constructed properly. There is one well closer to the river that is likely influenced by the river but there were no shallow wells documented in OWRD's database. In all cases, if the wells are properly constructed, risk of contamination from properly applied biosolids is very low.

Ongoing efforts to study and improve water quality in the Siletz River

DEQ is aware of water quality concerns and documented impairments on Oregon's Clean Water Act Section 303d list in the Siletz River and is evaluating potential sources of these impairments. We will consider whether biosolids may contribute to water quality issues. DEQ assembled a local stakeholder advisory committee in 2012 to provide advice to DEQ in developing strategies for water quality improvements as part of the "Mid-Coast Basin Total Maximum Daily Loads." Please see DEQ's website at <http://www.deq.state.or.us/wq/tmdls/midcoast.htm> for more information on this effort. David Waltz, DEQ's Mid-Coast Basin Coordinator, 541-687-7345, is also available to answer questions about this effort.



STAFF REPORT

DATE: 15 May 2018
RE: Shoaling at Swede's Dock
TO: Doug Parsons / Port of Newport Board of Commissioners
ISSUED BY: Aaron Bretz – Director of Operations

BACKGROUND

Two City storm drains that empty near Swede's Dock are creating pronounced shoaling in the area (see Figure 1).

Outfall #1 is located under the old Fern Plant viewing platform; the most conspicuous impact of this outfall occurred in February of 2016, when it suddenly dumped a significant amount of material into the marina (Figure 2). The source of this material was never located, although the City searched the ravine up to HWY 20 to try and find a slide or hole from which this material would have flowed.

Outfall #2 is a new outfall that the City completed in summer 2017, which opens into the eastern end of the mudflat near Swede's Dock adjacent to the old Fern Plant viewing platform (Figure 1). The outflow from this drain carries with it sediment (Figure 3) that is forming a delta which is encroaching upon Swede's Dock, and will eventually create more shoaling at the Port's adjacent Hoist Dock (Figure 4).

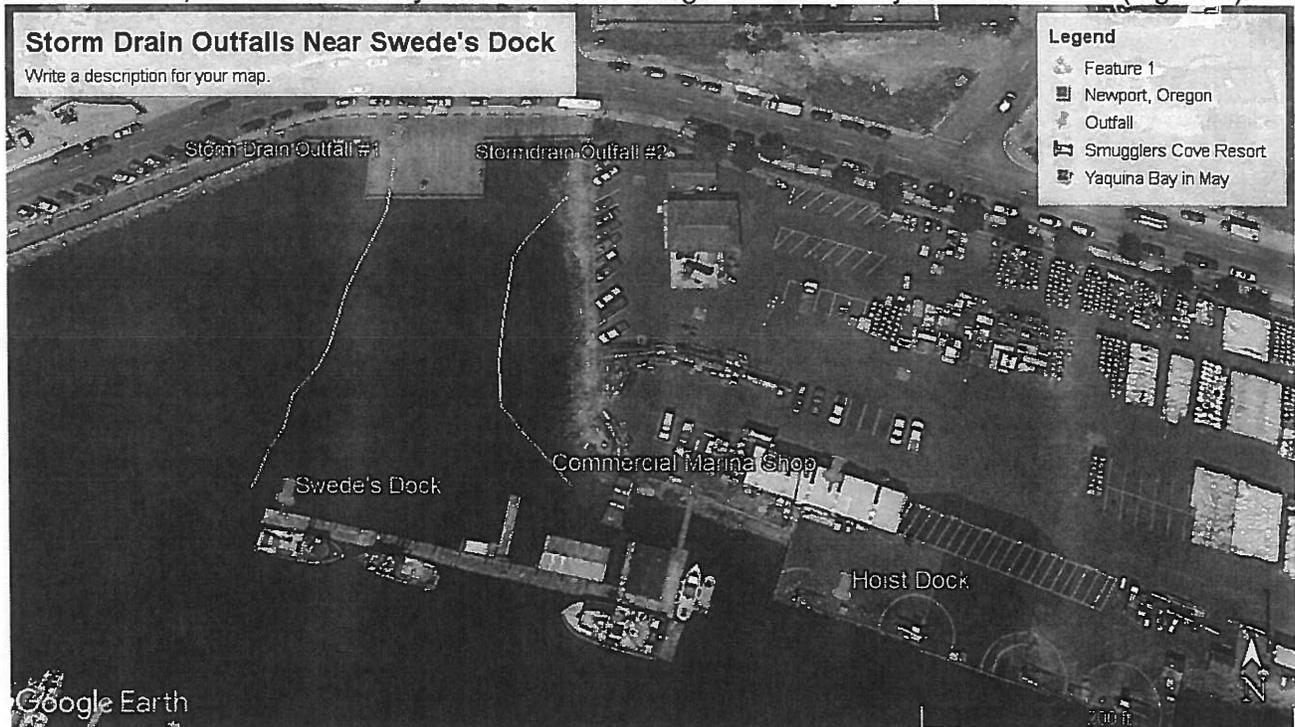
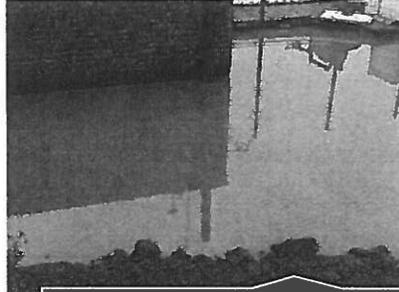


Figure 1: Overview of outfalls affecting Swede's Dock and general direction of flow



(Figure 2) Sediment discharged into the marina in February, 2016 from Outfall #1



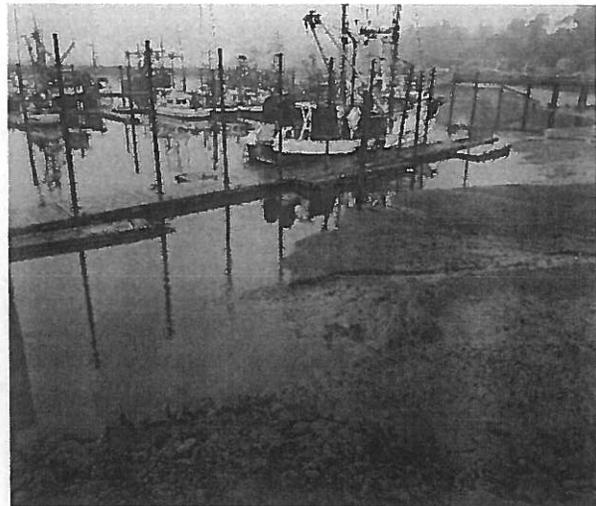
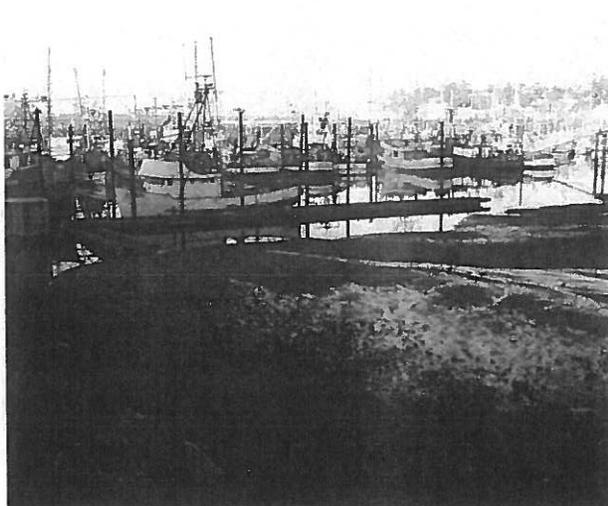
(Figure 3) Sediment suspended in the water near the Boat House at Swede's Dock



(Figure 4) The Delta nearest the camera is from Outfall #2, the furthest one is from Outfall #3

DETAIL

At -2' low tides, one can now actually step from the corner of Swede's Dock onto the expanding mud flat. The channel from Outfall #1 trends toward the end of Swede's Dock, and the flow from Outfall #2 turns back toward the east and discharges near the shore line closer to the Hoist Dock. Since the event from Outflow #1, and the relatively recent installation of Outflow #2, the area around Swede's Dock has changed, and I believe it will continue to shoal further. The photos below show roughly the same location at -2' tides; the photo on the left is from June of 2017, and the photo on the right is from May of 2018.



During the first week of May, F/V WESTERN BREEZE bumped the bottom in between Hoist 3 and Hoist 4 on a tide. The operator reported that the boat was drawing about 15' at that time. A week later, the owner of F/V MICHELLE ANN reported that his fathometer showed 3' beneath the keel in that same location on a -2' tide. At that time, MICHELLE ANN was drawing 9' 2".

RECOMMENDATIONS

Swede's Dock is critical for commercial fishing boats that need to conduct dockside maintenance and repairs. We will be required to dredge this area in the near-term as a result of the impact created by these two storm drains. I recommend dredging the area around Swede's dock during the in-water work period after next (2019-2020), and sooner if possible. Additionally, we should replace the deteriorated pilings and dock in that same time period if we can locate and secure the funding.

In the long-term, we should certainly be aware of any public comment periods for permits that pertain to storm drain work which emits into any of the Port's basins. We should be aware (in particular) of the volume of outflow and the placement of drains. Finally, permanent solutions will need to be explored to prevent the area from re-shoaling after dredging.

April 25, 2018



TOBIAS READ
OREGON STATE TREASURER

Dear Madam Mayor,

I know you have a lot going on, so it means a lot that you found time to be part of our visit to Newport. I've always been a fan, but this visit gave me new visibility into the future of the city and I came home excited. Thank you for your time and your service. Please let us know when we can be helpful and please keep in touch.

Best,
Tobias

Office of the Secretary of State

Dennis Richardson
Secretary of State

Leslie Cummings, Ph.D.
Deputy Secretary of State



Audits Division

Kip R. Memmott, MA, CGAP, CRMA
Director

255 Capitol St. NE, Suite 500
Salem, OR 97310

(503) 986-2255

April 2, 2018

Mayor and City Council
Newport Urban Renewal Agency
169 SW Coast Highway
Newport, OR 97365



We have reviewed the audit report of Newport Urban Renewal Agency for the period July 1, 2016, through June 30, 2017, in accordance with the provisions of ORS 297.465(3).

Our review disclosed the following issues that should be corrected in future reporting; or are matters of lesser significance management may wish to consider to ensure future reports are accurate, clear, and better comply with generally accepted accounting and reporting standards.

The following item should be corrected for future reporting:

- Note 2, cash and cash equivalents, discloses information about the district's bank demand deposits, including its investments in the LGIP (pp. 18-19). However, the note should also disclose deposits as of the balance sheet date (i.e. the bank balance for each deposit type). Although the note references disclosures made the City of Newport's financial statements, it needs to provide information specific to the district as a stand-alone entity when making disclosures in its separately issued report (GASB Codification (June 30, 2016) §C20, §150, §2100).

We also noted other matters management may wish to consider to ensure future reports are accurate and clear, and better comply with generally accepted accounting and reporting standards:

- The governmental funds balance sheet (p. 10) presents separate sections for assets, liabilities, deferred inflows of resources, and fund balance. To better define the balance sheet sections, consider adding a section header for "Liabilities, Deferred Inflows of Resources, and Fund Balance". (GASB Codification §2200.162; §2200.902, Exhibit 3).

We appreciate your efforts in fulfilling the reporting requirements of Municipal Audit Law. If you have any questions or concerns, please call me at (503) 986-2255.

Sincerely,
OREGON AUDITS DIVISION

Amy Dale, CPA
Audit Manager

cc: Boldt, Carlisle & Smith

cc: Spence 4/4/18



Oregon

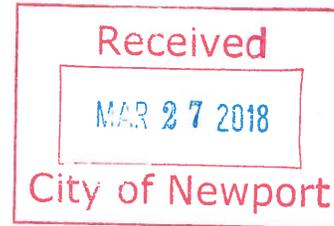
Kate Brown, Governor

Department of Environmental Quality
Office of Compliance and Enforcement
700 NE Multnomah Street, Suite 600
Portland, OR 97232-4100
(503) 229-5696
FAX (503) 229-5100
TTY 711

March 22, 2018

CERTIFIED MAIL 7014 2870 0001 3378 3648

City of Newport
c/o Spencer Nebel, City Manager
169 SW Coast Hwy
Newport, OR 97365



Re: Order and Demand for Payment of Stipulated Penalty
Case No. WQ/M-WR-2018-033

This letter is to inform you that the Department of Environmental Quality (DEQ) has issued you a Final Order and Stipulated Penalty Demand Notice for violations of the Mutual Agreement and Order (MAO) you signed with DEQ on April 6, 2017. Specifically, you failed to timely provide a status report required by the MAO. DEQ appreciates your efforts to eventually provide the report, three months after the deadline in the MAO.

As described in the MAO, upon receipt of a written notice from DEQ for any violation of the MAO you may be required to pay \$2,400 for each day of violation of the MAO's compliance schedule. This letter and the attached Order serve as notice that such violations occurred, and the penalty, \$2,400, is due now.

Please be advised that further violations of the Permit or MAO are subject to additional civil penalties. Your right to appeal the Order is outlined in the document as well as in the MAO.

If you have any questions about the attached Order please contact Jeff Bachman in DEQ's Office of Compliance and Enforcement at 503-229-5950. Questions about compliance with the permit and MAO should be directed to Steve McMillan at DEQ's Eugene office at 541-686-7799.

Sincerely,

Sarah G. Wheeler, Acting Manager
Office of Compliance and Enforcement

Enclosures

Cc: Steve McMillan, Eugene Office DEQ
John Koestler, WQ, HQ

3/27/18 cc: Steve R.

BEFORE THE ENVIRONMENTAL QUALITY COMMISSION

OF THE STATE OF OREGON

1			
2			
3	IN THE MATTER OF:)	ORDER AND DEMAND FOR PAYMENT
4	CITY OF NEWPORT)	OF STIPULATED PENALTY
5)	
6)	CASE NO. WQ/M-WR-2018-033
7	Respondent.)	

I. FINDINGS OF FACT AND CONCLUSIONS

1. On April 4, 2017, Respondent and the Department of Environmental Quality (Department) entered into Mutual Agreement and Order (MAO) No. WQ/M-WR-15-204.

2. Paragraph 10.A.2 of the MAO states that Respondent "shall submit quarterly status reports to DEQ by January 1, March 1, July 1, and September 1, until the Schooner Creek Pump Station and the 48th Street Pump Station are operational."

3. DEQ extended the due date for the September 1, 2017 report to October 1, 2017.

4. The aforementioned pump stations are not operational as of the date of this order.

5. On October 2, 2017, Respondent violated paragraph 10.A.2 of the MAO by failing to timely submit to DEQ a quarterly status report. Respondent submitted the October 1, 2017 report on January 8, 2018.

6. As stated in Paragraph 10.C of the MAO, Respondent may be required to pay a \$2,400 civil penalty for each day of violation of the schedule in Paragraph 10.A.

7. The penalty for Respondent's violation is \$2,400.

II. ORDER TO PAY CIVIL PENALTY

Based upon the foregoing FINDINGS OF FACTS and CONCLUSIONS, Respondent is hereby ORDERED TO: Pay a total civil penalty of \$2,400.

If you do not file a request for hearing as set forth in Section III below, your check or money order must be made payable to "State Treasurer, State of Oregon" and sent to the DEQ, Business Office, 700 NE Multnomah Street, Suite #600, Portland, Oregon 97232. Once you pay the penalty, the Findings of Fact, Conclusions and Order become final.

///

1 III. NOTICE OF RIGHT TO REQUEST A CONTESTED CASE HEARING

2 You have a right to a contested case hearing on this Order and Demand for Payment of
3 Stipulated Penalty. **As described in paragraph 21 of the MAO, the issue shall be limited to**
4 **Respondent's compliance or non-compliance with the MAO.** DEQ must receive the written
5 request for hearing **within 20 calendar days** from the date you receive this Order and Demand
6 for Payment of Stipulated Penalty. The request should include any affirmative defenses and
7 either admit or deny each allegation of fact in this Notice. (See OAR 340-011-0530.) You must
8 mail the request for hearing to: **DEQ, Office of Compliance and Enforcement - Appeals, 700**
9 **NE Multnomah Street, Suite #600, Portland, Oregon 97232** or fax to **(503) 229-5100**. An
10 administrative law judge employed by the Office of Administrative Hearings will conduct the
11 hearing, according to ORS Chapter 183, OAR Chapter 340, Division 011 and OAR 137-003-
12 0501 to 0700. You have a right to be represented by an attorney at the hearing or you may
13 represent yourself unless you are a corporation, agency or association.

14 If you fail to file a request for hearing in writing within 20 calendar days of receipt of the
15 Notice, the Notice will become a final order by default without further action by DEQ as per
16 OAR 340-011-0535(5). DEQ designates the relevant portions of its files, including information
17 submitted by you, as the record for purposes of proving a prima facie case.

18
19
20 March 22, 2018

21 Date

Sarah G. Wheeler

22 Sarah G. Wheeler, Acting Manager
23 Office of Compliance and Enforcement
24
25
26
27

Mayor Roumagoux ~

Thank you so much for
taking the time out of your busy
schedule to welcome our society
to Newport! We greatly appreciate
it!

~ The OSRT

Received
MAY 30 2018
City of Newport

City of Newport,

Just letting you know
that the quality of the water here is
Excellent & very clear & I am grateful
to have a source of water that is this
good!

I've lived in cities where
water quality is bad & taste foul so anyone
complaining of the quality you provide are
just whine bags & have no idea of what
their getting so I for one like your water
& will continue to drink it with ice cubes!

Thank you,

Steuin Ray Ewing

RECEIVED

MAY 29 2018

CITY OF NEWPORT

Received

APR 25 2018

City of Newport

Michael Kreis-voter
35yr Resident of Newport
PO BOX 678-19 NW Hubert
541-574-4382

City Council,

The wild bird population of France has collapsed. Germany reports an 80% loss by weight of winged insects including many species of pollinators. It's worth noting that without pollinators there is NO agriculture. The reason for these disturbing declines is pesticides.

Which brings me to Hancock, a transnational foreign corporation owning extensive forestland in Lincoln Co. Hancock is and has actively polluted our land, air and H_2O with toxic weaponized pesticides.

In this final age of monopoly capitalism and the corrupt cowardly compliance of local, state and national governments to the dictates of corporate/oligarchal interests as manifested recently in the obscene congressional bonanza tax cuts for the sociopathic rich. Nevertheless, just maybe we at Newport, Lincoln Co. can regulate the depredations of Hancock against our streams, rivers, reservoirs and our collective health.

It should be obvious that no government has the right to negotiate away our Human Right to a clean and safe environment. We must require and demand that our government monitor Hancock and insure Hancock does not poison us and the Earth.

Finally, there are NO-spray alternatives that can help eliminate the drift and run-off. These sustainable practices require labor and create much needed jobs. The Earth and all its creatures should not be corporate possessions!

M Kreis