

1. Agenda

Documents:

[2018-07-03 COUNCIL AGENDA.PDF](#)

2. Meeting Materials

Documents:

[2018-07-03 COUNCIL URA IGA RESOLUTION.PDF](#)

[2018-07-03 DEBRIS DUMPSTER.PDF](#)

[2018-07-03 ORDINANCE 351 VOTE.PDF](#)

[2018-07-03 URA IGA MOTION.PDF](#)

[2018-07-03 YARD DEBRIS RESOLUTION.PDF](#)

[2018-07-11 DRAFT COUNCIL AGENDA.PDF](#)

Yachats City Council Vision

Our village is a place where natural resources are valued and protected, where diversity is celebrated, and where a vibrant economy and sense of community pride create and recreate a living spirit. Yachats cares not just for its citizens' basic needs but also supports them in their efforts to excel mentally, physically, artistically, and spiritually. It is a community with an enduring sense of itself.



CITY OF YACHATS

URBAN RENEWAL AGENCY MEETING CITY COUNCIL WORK SESSION, REGULAR COUNCIL MEETING

441 Hwy 101 N., Yachats Commons, Room 1, Yachats OR

Tuesday, July 3, 2018 at 9:30am

URBAN RENEWAL AGENCY MEETING

- I. DISCUSSION/VOTE: URA Intergovernmental Agreement

WORK SESSION AGENDA

- I. CALL MEETING TO ORDER
- II. WORK SESSION DISCUSSION TOPICS
- a. Ordinance 351 – Transient Logging Intermediary Definition
 - b. League of Oregon Cities Legislative Agenda –Request for Input
 - c. Discussion of Yachats Yard Debris Dumpster
 - d. Approve agenda for 7/11/18 City Council Meeting at 6:00pm in Room 1

REGULAR COUNCIL MEETING

- I. Announcements
- II. Public Comment/Citizen Concerns
- i. (topics not listed on the agenda: 5-minute limitation per person)
- III. Vote: Resolution 2018-07-01 URA Intergovernmental Agreement
- IV. Vote: Resolution: Approval of Dahl Yard Debris Rates
- V. Vote: Ordinance 351 – Transient Lodging Definition

The work session and regular council meeting are open to the public and interested citizens are invited to attend. These are open meetings under Oregon law, but a work session is not a community forum; audience participation is at the discretion of the Council. Meetings are audio-recorded. Public meeting minutes are available for review at City Hall. The meeting place is accessible to persons with disabilities. For accommodations, please call (541) 547-3565, or Oregon Relay 1-800-735-2900 (TDD) two days in advance. City of Yachats does not discriminate on the basis of race, color, religion, creed, gender, national origin, age, disability, marital or veteran status, sexual orientation, or any other legally protected status.

In accordance with ORS 192.630, City of Yachats will make a good faith effort to provide accommodations for any person desiring to attend a public meeting, if the request is made at least 48 hours in advance of the meeting time. The meeting room is physically accessible to persons with mobility devices; a sign language or foreign language interpreter may be available, with advance notice. Call City Hall at 541-547-3565 or Oregon Relay 1-800-735-2900 (TDD) two days in advance.

Posted 6/26/18

City Council Action Item Cover Sheet

DATE: July 3, 2018

Agenda Item:

Council Vote: URA Intergovernmental Agreement

Question Before Council:

Does the Council move Resolution 2018-07-01 to authorize the Mayor to sign the intergovernmental agreement with the Urban Renewal Agency & the City of Yachats on behalf of the City?

Person/Group Initiating Request:

City Manager

Item Summary/Background:

The attached agreement outlines how the URA will pay the City for the South Reservoir Project.
This agreement does not change our Urban Renewal Agency Plan. It is just a clarification required
by the funding agency, Business Oregon. This agreement was drafted by the City Attorney.

CITY OF YACHATS
RESOLUTION NO. 2018-07-01

WHEREAS, ORS Chapter 190 authorizes local governments to enter into intergovernmental agreements for the performance of their legal functions; and

WHEREAS, the City has created or may create obligations, contracts and incurred indebtedness for the purposes of carrying out its functions which also may be partially paid for by the Agency; and

WHEREAS, the City's obligations, contracts and indebtedness will include improvements located within the Yachats Urban Renewal District Boundary and identified in the City of Yachats Urban Renewal Plan and Report of August 2006; and

WHEREAS, the Agency also anticipates reimbursing City for expenses for materials and legal and administrative services incurred by the City which are associated with implementation of the City of Yachats Urban Renewal Plan and Report of August 2006 , and

WHEREAS, the Agency agrees to use tax increment financing to pay or reimburse the City for all obligations, contracts, materials, legal and administrative services associated with improvements located with the Urban Renewal District Boundary and identified in the City of Yachats Urban Renewal Plan and Report of August 2006; and

WHEREAS, the parties agree that they have the authority to execute this Cooperative Intergovernmental Agreement pursuant to ORS 190.003 to ORS 190.030; and

WHEREAS, the City Council discussed the document and authorized the Mayor to sign on behalf of the City:

NOW THEREFORE, the City of Yachats resolves

The Mayor is authorized to sign the Intergovernmental Agreement with the Urban Renewal Agency of the City of Yachats on behalf of the City; a copy of which is attached and marked as "Exhibit A".

This Resolution is memorializing an action taken by City Council at the July 3, 2018 meeting and was effective as of that date.

Attest:

Gerald Stanley, Mayor

Shannon Beaucaire, City Manager

Exhibit A

INTERGOVERNMENTAL AGREEMENT

This Agreement is made and entered into between the Urban Renewal Agency of the City of Yachats (Agency), an urban renewal agency pursuant to ORS Chapter 457, and the City of Yachats (City), a municipal corporation of the State of Oregon.

RECITALS

- A. ORS Chapter 190 authorizes local governments to enter into intergovernmental agreements.
- B. Agency and City are parties to an Agreement executed in 2007 that provides for the City to assist the Agency in carrying out the Agency's renewal projects and Agency's administrative obligations.
- C. In the 2007 Agreement, the Agency agreed to use tax increment funds or any other funds which may become available to repay the City for the completion of all projects and improvements identified in the Urban Renewal Plan and Report of August 2006 and such other materials and services as are necessary to complete Agency's obligations.
- D. The City undertook construction of the South Reservoir Project to create a new water reservoir to serve the south end of the City of Yachats. The South Reservoir Project is an Agency project listed in the Agency's urban renewal plan.
- E. The parties wish to confirm the Agency's obligations to reimburse City under the 2007 Agreement and specifically set out a reimbursement schedule for City's completion of the South Reservoir Project. The Agency's obligation to reimburse the City is within the Agency's authority under ORS 457.170 for the development of projects listed in its urban renewal plan.
- F. The parties agree that they have the authority to execute this intergovernmental agreement pursuant to ORS Chapter 190.

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

- 1. This Agreement shall take effect upon the date it is signed by both parties. It shall remain in effect until Agency's reimbursement obligations are satisfied.
- 2. Agency confirms that the City acted as Agency's agent in undertaking the South Reservoir Project and that the Agency will reimburse the City for a portion of the project's costs.
- 3. Starting in fiscal year 2018-2019 and continuing each fiscal year thereafter for a total of 14 years, Agency shall make a single annual payment of \$100,000 to City. The total payments from Agency to City under this obligation is \$1,400,000.

4. The Agency hereby agrees to use tax increment funds or any other funds which may become available to pay the City.
5. The Agency and the City acknowledge that the obligation to make payments from the tax increment funds of the Agency collected from the Yachats Urban Renewal District constitutes indebtedness incurred in carrying out the Yachats Urban Renewal Plan and Agency pledges the tax allocations from the Yachats Urban Renewal District to pay such indebtedness under the provisions of ORS Chapter 457.
6. The terms of this Agreement may be terminated or amended only by mutual agreement of the parties.
7. The City Council of the City of Yachats approved this agreement and authorized the Mayor to sign at its meeting on July 3 2018.
8. The Urban Renewal Agency of Yachats approved this agreement and authorized the Chair to sign at its meeting on July 3, 2018.

IT IS SO AGREED:

Gerald Stanley, Mayor Date

Gerald Stanley, Agency Chair Date

Shannon Beaucaire, City Manager

Shannon Beaucaire, Agency Manager

City Council Action Item Cover Sheet

DATE: July 3, 2018

Agenda Item:

Yachats Yard Debris Dumpster

Question Before Council:

Discussion of Yachats Yard Debris Dumpster

Person/Group Initiating Request:

Council

Item Summary/Background:

Following a motion on June 13, 2018, the City Council agreed to have the City Manager bring forward
a resolution on July 3, 2018 memorializing their acceptance of Dahl's Yard Debris Proposal.

The Council further decided to discuss the yard debris dumpster at the July 3rd work session.
For large items following a storm, Dahl offered for residents to be able to come to their facility after a storm event,
drop off large debris items, and Dahl would charge the City of Yachats for the debris.

Attached are the correspondence. June 13 Council minutes are not yet transcribed.

On Jun 25, 2018, at 5:59 AM

Gerald,

Good morning Tu

I refer to the City Council's decision on June 13, 2018 to commit the City residents to a bi-weekly recycling pickup alternating with bi-weekly garden waste pickup.

The question of whether the present skip service at the City maintenance yard will be maintained after the bi weekly service goes into effect was seemingly "conveniently" left in abeyance or alternatively as suggested by Dahl, to be replaced with service whereby residents take their excess garden waste directly to Dahl's yard at Waldport was also left in abeyance.

If the current skip service is maintained, the fact that City residents first use their bi-weekly garden waste pickup service should greatly reduce the usage of the skip and thus the annual cost to the City.

Since, as I understand it, the new garden waste pick up services is on a year round basis, larger lot Owners, could simply store on site the excess quantity of garden waste generated in spring and fall and dispose of it during the balance of the year. Owners of small lots might not have this capability, yet may still generate at certain times of the year more garden waste than the Dahl bins can accommodate on a bi weekly basis.

My real concern is that without the availability of the skip service at the City maintenance yard, that excess yard waste may end up being dumped on empty lots within the City, by persons who either cannot or will not temporarily store their excess yard waste on their property pending proper disposal or simply cannot be bothered to take it to the Dahl facility at Waldport. This being the case, why should innocent lot owners be faced with the removal costs of other persons garden waste which directly resulted from a decision taken by the City Council.

Owners of lots within the City who live in remote locations and seldom if ever visit their property in Yachats are likely to be unaware that their lot(s) could become a dumping ground for other peoples excess garden waste. In addition, if excess yard waste is dumped around the City, this would detract from pleasant surroundings that both Citizens and tourists have become accustomed to in our City.

Tony Godfrey

395 Radar Road.

Shannon Beaucaire

From: Morgen Brodie <silvercane17@gmail.com>
Sent: Friday, June 01, 2018 1:27 PM
To: City Hall
Subject: Green waste proposal

Yes, please!

Morgen Brodie





DATE: June 13, 2018

TO: Mayor and City Council

FROM: Shannon Beaucaire, City Manager

SUBJECT: Yard Debris Proposal from Dahl

Background:

The City Council will be meeting today to hear public input regarding Dahl's proposal to incorporate green waste (yard debris) as a service.

Attached to this memo is a copy of the green waste proposal Dahl presented at the May 2, 2019 meeting, as well as, 4 emails received by Yachats citizens.

Additionally, anticipating you will want to know the current cost of the yard debris dumpster the City currently provides as a service, the annual cost is approximately:

\$10,000 per year for the dumpster

- Amount varies depending on how often the dumpster needs to be emptied. We are charged each time Dahl has to empty the dumpster.

\$8,580 per year for crew work

- This includes picking up debris that fell from vehicles or outside the dumpster and crawling into the dumpster to take out bags or other items that would result in a higher fee charged from Dahl

\$1,586 per year for using the backhoe to push down the debris to make sure the dumpster is full when it is picked up by Dahl.

Shannon Beaucaire

From: [REDACTED]
Sent: Wednesday, June 13, 2018 8:18 AM
To: City Hall
Subject: Green waste recycling program

To: Mayor Gerald Stanley, Yachats City Council
From: Quinton Smith, 501 Lemwick Lane
About: Dahl Disposal green waste program
Date: June 13, 2018

I have a conflict Wednesday night and will not be able to attend the City Council meeting where you are seeking public comment on Dahl Disposal's proposed green waste recycling program. So, I'm sending comments via email, as suggested in the city newsletter.

Please go slow on this proposal. Here's why I hope you will:

- The council, appropriately, has already approved an 11 percent increase in rates. Adding another \$1.75 a month to everyone's bill, while a seemingly small number, is a very large percentage rate increase while maintaining only the same frequency of service. Also, consider this increased cost in context of other increasing costs of utilities and voter approved tax levies and bonds.
- I was at the May meeting where Dahl representatives made what I consider a poorly detailed pitch for the program. They had no real numbers on the pilot program. But more importantly there is and was no information whether this program is working. For example, there are three houses (out of 14 full-time residents) on our street participating in the pilot program. But in observing pickups and talking to the Dahl driver rarely are there any green waste pickups. Is this service being used -- and how much participation would there be citywide? No one really knows. Try to find out.
- Require (I believe you can because it is a city-approved franchise) Dahl to continue this pilot program for a year to study actual participation rates and seasonal participation (spring v. winter, for example). Also require more information on the costs of the program; I thought Dahl's numbers in May were minimal at best.

Thank you for inviting comments. Thank you for your volunteer work, time and commitment to a great community.

Shannon Beaucaire

From: [REDACTED]
Sent: Tuesday, June 12, 2018 11:33 AM
To: City Hall
Subject: Revised email regarding Council Meeting 6/13/2018

Unfortunately, we will be unable to attend this meeting but would like to have our input noted.

Re: Dahl's Yard Debris

As residents of Spruce Ave. we rely on the dumpster (in the gated area next to the sewer plant) which has been available to city residents. We totally support Dahl's curbside bins for those with small yards or minimal cuttings.

But for those living in areas having trees/brush etc. the bin is important for clean up especially after storms.

We would like see the bin remain as well as the curb side containers.

Thanks,

Patti Johnson and Patt Rollins

Shannon Beaucaire

From: [REDACTED]
Sent: Monday, June 11, 2018 4:20 PM
To: City Hall
Subject: Curbside green recycle

I am writing in regard to the green waste pickup proposal. When I first moved full time to Yachats, seven years ago, I signed up for Dahl's green waste pickup. Every other week was never enough, except in the winter months. I live on a 100 x 100 lot. Grass, trees, shrubs, and weeds. I ended up making many trips to Dahl's. I don't have a problem paying the suggested amount, but if it means the yard debris bin by the transfer station goes away, then I'm against it. I will end up with piles of debris, attracting critters, until I have a truck load to haul to Dahl's.

Thank you,
Debbie Moore

Shannon Beaucaire

From: [REDACTED]
Sent: Friday, June 08, 2018 2:14 PM
To: City Hall
Subject: Green waste pickup proposal.

While we think that a green waste pick up every other week is good idea, in view of the forthcoming increase in the disposal bill we do not agree that Dahl should charge an additional amount of \$1.75 per month for this service. For most customers green waste disposal would not be an issue in the winter months as there would be so little of it, so Dahl would have a lot less to pick up. Also, would the green waste disposal dumpster at the sewer plant then go away if the service went into effect?

Paul and Maggie Marshall



East County Transfer Center
5441 W. Hwy 20
PO Box 357

Toledo, OR 97391
Office: 541.336.2932
Fax: 541.336.4817

South County Transfer Center
235 SW Dahl Ave.
PO Box 1059

Waldport, OR 97394
Phone: 541.563.3888
Fax: 541.563.7373

April 14, 2018

**City of Yachats
Attn: Shannon Beaucaire, City Manager
441 Hwy 101 N.
Yachats, OR 97498**

2018 Rate Review Report

Enclosed please find our Annual Report of Operations as required in Section 5.10.140 (d) of the City of Yachats Code.

As required in this section, we have included an annual report of results of operations prepared by our CPA for the year ended 12/31/2017 (Exhibit A). We have also included a schedule of all additional allowable expenses that we anticipate for the current year (Exhibit B), Calculation of Operating Ratio for last year and the current year (Exhibit C) and the projected equipment and depreciation schedule for 2017 (Exhibit D).

Based on this data, our Operating Ratio is projected to be outside of the allowable range of 85% to 91%. The Operating Ratio that we project, without a rate adjustment is, is 98.55%. Based on this, we are requesting a rate adjustment to bring the Operating Ratio to the target of 88% as called for in the Code. The rate adjustment that we are requesting is 11.04%. For our most popular service of a 35-gallon cart weekly, this amounts to an additional \$3.07 per month. This adjustment which is largely due to the recycling market changes as it relates to China, is similar in both percentage and dollar amounts as the City of Portland as detailed in the attached news article. We have included a revised rate schedule for your review (Exhibit E)

The need for this rate adjustment is attributable to the following material items:

- As most people are generally aware, the markets for recycled materials has been devastated by the changes that China has implemented over the past few months. While last year at this time there was a small payment from the processors in Portland that helped to cover some of the transportation costs, we are now paying significantly more to deliver recycling to the market than we pay to deliver garbage to the landfill. This cost alone accounts for 81% of the rate adjustment, or 8.94% of the 11.04%, with all other expenses combined accounting 19% of the 11.04%, or 2.10% of the 11.04%.**

Revised 4/30/2018

- The 2-year change in the CPI – U, West b/c for March of 2018 was 5.10%. Had it not been for the recycling markets collapse, the rates would have adjusted by 85% of that two-year total, or 4.33%, rather than the 2.1% that is over and above the recycling market change.

In addition, as requested by council several times, we have included a proposal to commence providing pick up of yard debris, or green waste. This service would be instrumental in reaching our state-wide and County recycling goals. Our proposal is based on an "every other week program" that would consist of providing every other week combined recycling and every other week yard debris service. We would provide customers with a 95-gallon cart, color coded calendars notating the even and odd weeks that their recycling or yard debris would be serviced. This every other week proposal allows us to offer the service at a much lower rate as we would be utilizing the same truck and driver for both services, negating the need for an additional truck and driver. The adjustment needed to provide this additional service would be 6.30%, or \$1.75 per month for our 35-gallon weekly cart customers. We would anticipate delivering the 95-gallon carts for this service within 8 weeks of the effective date of the new rates. The customer would be able to put out recycling on one week, and green waste on the other week, all year long. This proposal would not be subscription based, but rather would become part of the standard garbage and recycling services provided.

We are happy to sit down and discuss our Annual Report of Operations with you at your convenience and ask that we be notified of any planned discussions of this report with the City Council so that we may attend.

Please let us know if you have any questions or concerns.

Respectfully,

Joseph Cook

Joseph Cook, Rate Analyst

Rate adjustment effective July 1, 2012

Commercial Rates				
200 gal waste & work refuse and recycling service				
200 gal waste & weekly dump cart, refuse and recycling service	\$200.00	\$14.00	\$184.00	\$200.00
400 gal waste P/U refuse and recycling service	\$400.00	\$21.00	\$379.00	\$400.00
600 gal waste P/U refuse and recycling service	\$600.00	\$21.00	\$579.00	\$600.00
800 gal waste P/U refuse and recycling service	\$800.00	\$21.00	\$779.00	\$800.00
1000 gal waste P/U refuse and recycling service	\$1000.00	\$21.00	\$979.00	\$1000.00
200 gal waste & weekly dump cart, refuse and recycling service				
200 gal waste & weekly dump cart, refuse and recycling service	\$200.00	\$14.00	\$184.00	\$200.00
400 gal waste P/U refuse and recycling service	\$400.00	\$21.00	\$379.00	\$400.00
600 gal waste P/U refuse and recycling service	\$600.00	\$21.00	\$579.00	\$600.00
800 gal waste P/U refuse and recycling service	\$800.00	\$21.00	\$779.00	\$800.00
1000 gal waste P/U refuse and recycling service	\$1000.00	\$21.00	\$979.00	\$1000.00

\$7.00	\$69.00	\$76.00
\$8.00	\$78.00	\$86.00
\$9.00	\$87.00	\$96.00
\$10.00	\$96.00	\$106.00
\$11.00	\$105.00	\$116.00
\$12.00	\$114.00	\$126.00
\$13.00	\$123.00	\$136.00
\$14.00	\$132.00	\$146.00
\$15.00	\$141.00	\$156.00
\$16.00	\$150.00	\$166.00
\$17.00	\$159.00	\$176.00
\$18.00	\$168.00	\$186.00
\$19.00	\$177.00	\$196.00
\$20.00	\$186.00	\$206.00
\$21.00	\$195.00	\$216.00
\$22.00	\$204.00	\$226.00
\$23.00	\$213.00	\$236.00
\$24.00	\$222.00	\$246.00
\$25.00	\$231.00	\$256.00
\$26.00	\$240.00	\$266.00
\$27.00	\$249.00	\$276.00
\$28.00	\$258.00	\$286.00
\$29.00	\$267.00	\$296.00
\$30.00	\$276.00	\$306.00
\$31.00	\$285.00	\$316.00
\$32.00	\$294.00	\$326.00
\$33.00	\$303.00	\$336.00
\$34.00	\$312.00	\$346.00
\$35.00	\$321.00	\$356.00
\$36.00	\$330.00	\$366.00
\$37.00	\$339.00	\$376.00
\$38.00	\$348.00	\$386.00
\$39.00	\$357.00	\$396.00
\$40.00	\$366.00	\$406.00
\$41.00	\$375.00	\$416.00
\$42.00	\$384.00	\$426.00
\$43.00	\$393.00	\$436.00
\$44.00	\$402.00	\$446.00
\$45.00	\$411.00	\$456.00
\$46.00	\$420.00	\$466.00
\$47.00	\$429.00	\$476.00
\$48.00	\$438.00	\$486.00
\$49.00	\$447.00	\$496.00
\$50.00	\$456.00	\$506.00
\$51.00	\$465.00	\$516.00
\$52.00	\$474.00	\$526.00
\$53.00	\$483.00	\$536.00
\$54.00	\$492.00	\$546.00
\$55.00	\$501.00	\$556.00
\$56.00	\$510.00	\$566.00
\$57.00	\$519.00	\$576.00
\$58.00	\$528.00	\$586.00
\$59.00	\$537.00	\$596.00
\$60.00	\$546.00	\$606.00
\$61.00	\$555.00	\$616.00
\$62.00	\$564.00	\$626.00
\$63.00	\$573.00	\$636.00
\$64.00	\$582.00	\$646.00
\$65.00	\$591.00	\$656.00
\$66.00	\$600.00	\$666.00
\$67.00	\$609.00	\$676.00
\$68.00	\$618.00	\$686.00
\$69.00	\$627.00	\$696.00
\$70.00	\$636.00	\$706.00
\$71.00	\$645.00	\$716.00
\$72.00	\$654.00	\$726.00
\$73.00	\$663.00	\$736.00
\$74.00	\$672.00	\$746.00
\$75.00	\$681.00	\$756.00
\$76.00	\$690.00	\$766.00
\$77.00	\$699.00	\$776.00
\$78.00	\$708.00	\$786.00
\$79.00	\$717.00	\$796.00
\$80.00	\$726.00	\$806.00
\$81.00	\$735.00	\$816.00
\$82.00	\$744.00	\$826.00
\$83.00	\$753.00	\$836.00
\$84.00	\$762.00	\$846.00
\$85.00	\$771.00	\$856.00
\$86.00	\$780.00	\$866.00
\$87.00	\$789.00	\$876.00
\$88.00	\$798.00	\$886.00
\$89.00	\$807.00	\$896.00
\$90.00	\$816.00	\$906.00
\$91.00	\$825.00	\$916.00
\$92.00	\$834.00	\$926.00
\$93.00	\$843.00	\$936.00
\$94.00	\$852.00	\$946.00
\$95.00	\$861.00	\$956.00
\$96.00	\$870.00	\$966.00
\$97.00	\$879.00	\$976.00
\$98.00	\$888.00	\$986.00
\$99.00	\$897.00	\$996.00
\$100.00	\$906.00	\$1006.00

City Council Action Item Cover Sheet

DATE: July 3, 2018

Agenda Item:

Ordinance 351

Question Before Council:

Does the Council move to approve the changes to 3.08?

Person/Group Initiating Request:

City Manager

Item Summary/Background:

See documents in Item A of the work session.

Urban Renewal Agency Action Item Cover Sheet

DATE: July 3, 2018

Agenda Item:

URA Intergovernmental Agreement

Item Summary/Background:

Business Oregon is requiring an intergovernmental agreement (IGA) between the Urban Renewal Agency (URA) & the City. This agreement outlines how the URA will pay the City for the South Reservoir Project.

Person/Group Initiating Request:

City Manager

Question Before Urban Renewal Agency Board:

Does the URA move to adopt the IGA and authorize the Agency Chair to sign?

INTERGOVERNMENTAL AGREEMENT

This Agreement is made and entered into between the Urban Renewal Agency of the City of Yachats (Agency), an urban renewal agency pursuant to ORS Chapter 457, and the City of Yachats (City), a municipal corporation of the State of Oregon.

RECITALS

- A. ORS Chapter 190 authorizes local governments to enter into intergovernmental agreements.
- B. Agency and City are parties to an Agreement executed in 2007 that provides for the City to assist the Agency in carrying out the Agency's renewal projects and Agency's administrative obligations.
- C. In the 2007 Agreement, the Agency agreed to use tax increment funds or any other funds which may become available to repay the City for the completion of all projects and improvements identified in the Urban Renewal Plan and Report of August 2006 and such other materials and services as are necessary to complete Agency's obligations.
- D. The City undertook construction of the South Reservoir Project to create a new water reservoir to serve the south end of the City of Yachats. The South Reservoir Project is an Agency project listed in the Agency's urban renewal plan.
- E. The parties wish to confirm the Agency's obligations to reimburse City under the 2007 Agreement and specifically set out a reimbursement schedule for City's completion of the South Reservoir Project. The Agency's obligation to reimburse the City is within the Agency's authority under ORS 457.170 for the development of projects listed in its urban renewal plan.
- F. The parties agree that they have the authority to execute this intergovernmental agreement pursuant to ORS Chapter 190.

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

- 1. This Agreement shall take effect upon the date it is signed by both parties. It shall remain in effect until Agency's reimbursement obligations are satisfied.
- 2. Agency confirms that the City acted as Agency's agent in undertaking the South Reservoir Project and that the Agency will reimburse the City for a portion of the project's costs.
- 3. Starting in fiscal year 2018-2019 and continuing each fiscal year thereafter for a total of 14 years, Agency shall make a single annual payment of \$100,000 to City. The total payments from Agency to City under this obligation is \$1,400,000.

4. The Agency hereby agrees to use tax increment funds or any other funds which may become available to pay the City.
5. The Agency and the City acknowledge that the obligation to make payments from the tax increment funds of the Agency collected from the Yachats Urban Renewal District constitutes indebtedness incurred in carrying out the Yachats Urban Renewal Plan and Agency pledges the tax allocations from the Yachats Urban Renewal District to pay such indebtedness under the provisions of ORS Chapter 457.
6. The terms of this Agreement may be terminated or amended only by mutual agreement of the parties.
7. The City Council of the City of Yachats approved this agreement and authorized the Mayor to sign at its meeting on July 3 2018.
8. The Urban Renewal Agency of Yachats approved this agreement and authorized the Chair to sign at its meeting on July 3, 2018.

IT IS SO AGREED:

Gerald Stanley, Mayor Date

Gerald Stanley, Agency Chair Date

Shannon Beaucaire, City Manager

Shannon Beaucaire, Agency Manager

City Council Action Item Cover Sheet

DATE: July 3, 2018

Agenda Item:

Yard Debris Resolution

Question Before Council:

Does the Council move the approval of Resolution 2018-07-02 memorializing the decision & vote taken on June 13, 2018 to approve the Yard Debris Proposal by Dahl.

Person/Group Initiating Request:

Council

Item Summary/Background:

Following a motion on June 13, 2018, the City Council agreed to have the City Manager bring forward a resolution on July 3, 2018 memorializing their acceptance of Dahl's Yard Debris Proposal.

CITY OF YACHATS
RESOLUTION NO. 2018-07-02

WHEREAS, as per Yachats Municipal Code Section 5.10.160 – Uniform Rate Reporting – Determination of Rates for Yard Debris, Dahl Disposal appeared before the City Council at their meeting on June 13, 2018 to request a rate adjustment;

WHEREAS, the City Council received public comment and discussed the proposal for a rate adjustment to provide yard debris curbside pick up;

NOW THEREFORE, the City of Yachats resolves

Disposal of Yard Debris for Dahl Disposal have been approved as attached and marked “Exhibit A” effective July 1, 2018

This Resolution is memorializing an action taken by City Council at the June 13, 2018 meeting and was effective as of that date.

Attest:

Gerald Stanley, Mayor

Shannon Beaucaire, City Manager

Exhibit A



East County Transfer Center
5441 W. Hwy 20
PO Box 357

Toledo, OR 97991
Office: 541.336.2932
Fax: 541.336.4817

South County Transfer Center
235 SW Dahl Ave.
PO Box 1059

Waldport, OR 97294
Phone: 541.563.3888
Fax: 541.563.7373

April 14, 2018

**City of Yachats
Attn: Shannon Beaucaire, City Manager
441 Hwy 101 N.
Yachats, OR 97498**

2018 Rate Review Report

Enclosed please find our Annual Report of Operations as required in Section 5.10.140 (d) of the City of Yachats Code.

As required in this section, we have included an annual report of results of operations prepared by our CPA for the year ended 12/31/2017 (Exhibit A). We have also included a schedule of all additional allowable expenses that we anticipate for the current year (Exhibit B), Calculation of Operating Ratio for last year and the current year (Exhibit C) and the projected equipment and depreciation schedule for 2017 (Exhibit D).

Based on this data, our Operating Ratio is projected to be outside of the allowable range of 85% to 91%. The Operating Ratio that we project, without a rate adjustment is, is 98.55%. Based on this, we are requesting a rate adjustment to bring the Operating Ratio to the target of 88% as called for in the Code. The rate adjustment that we are requesting is 11.04%. For our most popular service of a 35-gallon cart weekly, this amounts to an additional \$3.07 per month. This adjustment which is largely due to the recycling market changes as it relates to China, is similar in both percentage and dollar amounts as the City of Portland as detailed in the attached news article. We have included a revised rate schedule for your review (Exhibit E).

The need for this rate adjustment is attributable to the following material items:

- As most people are generally aware, the markets for recycled materials has been devastated by the changes that China has implemented over the past few months. While last year at this time there was a small payment from the processors in Portland that helped to cover some of the transportation costs, we are now paying significantly more to deliver recycling to the market than we pay to deliver garbage to the landfill. This cost alone accounts for 81% of the rate adjustment, or 8.94% of the 11.04%, with all other expenses combined accounting 19% of the 11.04%, or 2.10% of the 11.04%.**

Revised 4/30/2018

- * The 2-year change in the CPI - U, West b/c for March of 2018 was 5.10%. Had it not been for the recycling markets collapse, the rates would have adjusted by 85% of that two-year total, or 4.33%, rather than the 2.1% that is over and above the recycling market change.

In addition, as requested by council several times, we have included a proposal to commence providing pick up of yard debris, or green waste. This service would be instrumental in reaching our state-wide and County recycling goals. Our proposal is based on an "every other week program" that would consist of providing every other week comingled recycling and every other week yard debris service. We would provide customers with a 95-gallon cart, color coded calendars notating the even and odd weeks that their recycling or yard debris would be serviced. This every other week proposal allows us to offer the service at a much lower rate as we would be utilizing the same truck and driver for both services, negating the need for an additional truck and driver. The adjustment needed to provide this additional service would be 6.30%, or \$1.75 per month for our 35-gallon weekly cart customers. We would anticipate delivering the 95-gallon carts for this service within 8 weeks of the effective date of the new rates. The customer would be able to put out recycling on one week, and green waste on the other week, all year long. This proposal would not be subscription based, but rather would become part of the standard garbage and recycling services provided.

We are happy to sit down and discuss our Annual Report of Operations with you at your convenience and ask that we be notified of any planned discussions of this report with the City Council so that we may attend.

Please let us know if you have any questions or concerns.

Respectfully,

Joseph Cook

Joseph Cook, Rate Analyst

Deli Disposal Service

For information contact: July 2, 2008

City of York

Description	1960		1961		Total
	Actual	Budget	Actual	Budget	
1. General Administration					
2. Personnel					
3. Equipment					
4. Materials					
5. Travel					
6. Postage and Freight					
7. Telephone					
8. Printing and Reproduction					
9. Office Supplies					
10. Maintenance					
11. Utilities					
12. Insurance					
13. Miscellaneous					
Total					

[illegible]

Yachats City Council Vision

Our village is a place where natural resources are valued and protected, where diversity is celebrated, and where a vibrant economy and sense of community pride create and recreate a living spirit. Yachats cares not just for its citizens' basic needs but also supports them in their efforts to excel mentally, physically, artistically, and spiritually. It is a community with an enduring sense of itself.



CITY OF YACHATS

CITY COUNCIL MEETING

441 Hwy 101N, Yachats Commons, Room 1

Wednesday, July 11, 2018 at 6:00pm

AGENDA

- I. Announcements, Correspondence and Proclamations
- II. Public Comment (topics not listed on the agenda: 5-minute limitation per person)
- III. Minutes
 - A. Minutes: 06/06/18 Work Session
 - B. Regular: 06/13/18 Regular Meeting
- IV. Reports
 - A. Council Reports
 - B. City Manager Report
- V. Business
 - A. Discussion/Vote: Parks & Commons Commission: Commons Manual Update
 - B. Update: Library Commission: Library Move update
 - C. Vote: Ordinance 351 – Transient Lodging Definition
 - D. Discussion/Vote: Resolution 2018-07-03 Adoption of Council Rules
- VI. Other Business
 - A. From Mayor
 - B. From Staff
 - C. From Council

This meeting is open to the public and all interested persons are invited to attend. This meeting will be audio taped. All items to be considered by the Commission must be submitted to City Hall no later than one week prior to the meeting. Minutes of all public meetings are available for review at City Hall, or on the City website at www.yachatsoregon.org. In accordance with ORS 192.630, City of Yachats will make a good faith effort to provide accommodations for any person desiring to attend a public meeting, if the request is made at least 48 hours in advance of the meeting time. The meeting room is physically accessible to persons with mobility devices; a sign language or foreign language interpreter may be available, with advance notice. Call City Hall at 541-547-3565 or Oregon Relay 1-800-735-2900 (TDD) two days in advance.

POSTED July 3, 2018