



CITY COUNCIL AGENDA

June 26, 2017, 6:30PM

Regular Meeting

CITY COUNCIL CHAMBERS, CITY HALL

29592 ELLENSBURG AVE

GOLD BEACH OR 97444

6:00PM - The Council will be meet in Executive Session prior to the regular meeting. The executive session is held pursuant to ORS92.660 (2)(f) to consider written advice from our attorney

Call to order: Time: _____

1. **The pledge of allegiance**
2. **Roll Call:**

	Present	Absent
Mayor Karl Popoff		
Council Position #1 Melinda McVey STARTING VOTE		
Council Position #2 Larry Brennan		
Council Position #3 Becky Campbell		
Council Position #4 Doug Brand		
Council Position #5 Tamie Kaufman		
City Administrator Jodi Fritts		
Student Liaison VACANT		

3. **Special Orders of Business:**
NONE SCHEDULED

4. **Consent Calendar:**
NONE SCHEDULED

5. **Citizens Comments**
As presented to the Mayor at the beginning of the meeting

6. **Public Hearing**
 - a. Annual CTR Rate Adjustment Request
 - b. Hearing on use of State Revenue Sharing funds
 - c. Public Hearing Ordinance 664 amending Transient Room Tax Code
 - d. **GBURA MEETING TO ADOPT BUDGET**

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community

GOLD BEACH URBAN RENEWAL AGENCY FINAL BUDGET

The City Council will briefly suspend the regular Council meeting and convene as the Gold Beach Urban Renewal Agency to review and adopt the Budget Committee approved FY1718 budget. Once completed, the Council will reconvene and resume the regular Council agenda and business. The FINAL FY1718 URA Budget document was sent as a separate document.

7. Citizen Requested Agenda Items

NONE SCHEDULED

8. Public Contracts and Purchasing

NONE SCHEDULED

9. Ordinances & Resolutions

- a. R1617-11 Purpose and Review of Municipal Reserve Funds
- b. R1617-12 Election to receive State Revenue Sharing Funds
- c. R1617-13 Adopting FY1718 Budget
- d. 1st and 2nd Readings Ordinance 664 amending Ordinance 643 Business Code
- e. R1617-16 CTR Rate Adjustment
- f. R1617-17 Interfund Loan between Sewer Reserve and Street Funds
- g. R1617-18 Interfund Loan between Sewer Reserve and Promo Funds
- h. R1617-15 Ratifying Teamsters Union Contract 2017-2020

10. Miscellaneous Items (including policy discussions and determinations)

NONE SCHEDULED

11. City Administrator's Report

To be presented at the meeting

12. Mayor and Council Member Comments

- a. Mayor Karl Popoff
- b. Councilors
 - 1) Melinda McVey
 - 2) Larry Brennan
 - 3) Becky Campbell
 - 4) Doug Brand
 - 5) Tamie Kaufman

13. Citizens Comments

As permitted by the Mayor

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community

14. Executive Session

Prior to the regular Council meeting, an executive session was held pursuant to ORS 192.660 (2) (f) To consider information or records that are exempt by law from public inspection, including written advice from our attorney.

The next regularly scheduled City Council meeting is **Monday, July 10, 2017, at 6:30PM** in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

15. Adjourn Time: _____



PUBLIC HEARINGS



**SECTION 6 & 9
Public Hearing**

Ordinances & Resolutions

**GOLD BEACH CITY COUNCIL
AGENDA REPORT**

Agenda Item No. **6 a, 9. e.**
Council Meeting Date: June 26, 2017

TITLE: Public Hearing Curry Transfer & Recycling CPI adjustment Request

SUMMARY AND BACKGROUND:

The City and Curry Transfer and Recycling (CTR) entered into a franchise agreement on March 24, 1997, enacted by Ordinance No. 533. The franchise agreement provides for annual Cost of Living Adjustments (COLA) subject to written request by CTR.

CTR has submitted a written request with supporting documentation and is requesting a rate adjustment of 1.30% based on the 2016 CPI. They are proposing a residential increase of \$0.29 to \$0.86 depending on the cart size. Commercial rates are proposed to be increased between \$0.02 to \$0.39 depending on the service type.

During the public hearing portion of the meeting testimony will be taken on the CTR request for a CPI adjustment. In the Ordinances & Resolutions section of the meeting a resolution has been prepared for review and possible adoption.

SUGGESTED MOTION

I make the motion we adopt Resolution R1617-16, a resolution approving CTR rate adjustment and repealing Resolution R1516-17 and any other resolution that may be in conflict.



**SECTION 6 & 9
Public Hearing**

Ordinances & Resolutions

Copy from Ordinance 533:

C. COST OF LIVING ADJUSTMENT (COLA). In addition to the rate adjustments described above, the portion of the rates for recycling, collection, transportation and disposal represented by specific dollar amounts listed on the rate sheets (Exhibit "A") shall be further adjusted upon written request of the Franchisee if Franchisee can demonstrate by a preponderance of the evidence, an increase in the CPI over the preceding calendar year. The adjustment shall be based upon the change in the CPI from December 31 of the current year, compared to the CPI as of December 31 of the prior year. The rates shall be subject to adjustment on or about the 1st day of April of each year thereafter (the "adjustment date") as follows:

1. The base for computing the adjustment is the CPI (U) National published by the United States Department of Labor, Bureau of Labor Statistics ("Index"), which is published for the month nearest the date of the commencement of the term of this Ordinance ("Beginning Index"). If the index published for the most recent month prior to the rate application ("Extension Index") has increased over the Beginning Index, the rates for the following year (until the next adjustment) shall be set by multiplying the rates by a fraction, the numerator which is the Extension Index and the denominator of which is the Beginning Index. After request for adjustment as provided herein, the parties shall act with all diligence to adjust the rates as set forth hereunder. For subsequent adjustments, the Beginning Index shall be the Extension used for the last previous cost of living adjustment.

2. If the CPI is changed so that the base year differs from that used as of the month immediately preceding the month in which the term commences, the CPI shall be converted in accordance with the conversion factor published by the United States Department of Labor, Bureau of Labor Statistics. If the CPI is discontinued or revised during the term, such other government index or computation with which it is replaced shall be used in order to obtain substantially the same result as would be obtained if the CPI had not been discontinued or revised.

3. The COLA adjustment provided for herein shall not be granted to Franchisee in any rate hearing where Franchisee is requesting a rate adjustment pursuant to Section 7 A 3 of this Agreement. Following a rate hearing in which Franchisee is granted an adjustment pursuant to Section 7 (A) (3), the Beginning Index shall be the Index published nearest that date on which the Section 7 (A) (3) adjustment was granted.

D. RATE DISPUTES. If the City rejects a rate adjustment requested by the Franchisee, grants an increase less than what was requested by Franchisee, or fails to act timely upon all or any part of the Franchisee's rate adjustment application, then the Franchisee may request binding arbitration of the matter as provided in Section 15 of this Ordinance.



17498 Carpenterville Rd, PO Box 4008, Brookings, OR 97415

(p) 800-826-9801 (f) 541-469-1048
currytransferrecycling.com

May 17, 2017

City of Gold Beach
29592 Ellensburg Ave.
Gold Beach, OR 97444

RE: **2017** Rate Adjustment Request

Dear City Council:

Customarily, each year we request a rate adjustment based on the prior year's US CPI average. The CPI for 2016 was **1.30%**. This will result in a **\$0.29** per month adjustment for a basic 32 gallon cart service. Please use this notice and the other information enclosed to consider a rate adjustment effective **July 1, 2017**.

We appreciate the opportunity to serve the City of Gold Beach.

Sincerely,

Luke Pyke
Site Manager

Enclosures:

2016 CPI Adjustment- Department of Labor
Exhibit A **2016** rate schedule
Exhibit A **2017** requested rate schedule

Databases, Tables & Calculators by Subject

SHARE ON: FONT SIZE:

Change Output Options:

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include graphs include annual averages

[More Formatting Options](#)

Data extracted on: March 28, 2017 (6:34:50 PM)

Consumer Price Index - All Urban Consumers

Series Id: CUUR0000SA0
 Not Seasonally Adjusted
Area: U.S. city average
Item: All items
Base Period: 1982-84=100

Download: [xlsx](#)

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2
2007	202.416	203.499	205.352	206.686	207.949	208.352	208.299	207.917	208.490	208.936	210.177	210.036	205.709	208.976
2008	211.080	211.693	213.528	214.823	216.632	218.815	219.964	219.086	218.783	216.573	212.425	210.228	214.429	216.177
2009	211.143	212.193	212.709	213.240	213.856	215.693	215.351	215.834	215.969	216.177	216.330	215.949	213.139	215.935
2010	216.687	216.741	217.631	218.009	218.178	217.965	218.011	218.312	218.439	218.711	218.803	219.179	217.535	218.576
2011	220.223	221.309	223.467	224.906	225.964	225.722	225.922	226.545	226.889	226.421	226.230	225.672	223.598	226.280
2012	226.665	227.663	229.392	230.085	229.815	229.478	229.104	230.379	231.407	231.317	230.221	229.601	228.850	230.338
2013	230.280	232.166	232.773	232.531	232.945	233.504	233.596	233.877	234.149	233.546	233.069	233.049	232.366	233.548
2014	233.916	234.781	236.293	237.072	237.900	238.343	238.250	237.852	238.031	237.433	236.151	234.812	236.384	237.088
2015	233.707	234.722	236.119	236.599	237.805	238.638	238.654	238.316	237.945	237.838	237.336	236.525	236.265	237.769
2016	236.916	237.111	238.132	239.261	240.229	241.018	240.628	240.849	241.428	241.729	241.353	241.432	238.778	241.237
2017	242.839	243.603												

12-Month Percent Change

Series Id: CUUR0000SA0
 Not Seasonally Adjusted
Area: U.S. city average
Item: All items
Base Period: 1982-84=100

Download: [xlsx](#)

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2
2007	2.1	2.4	2.8	2.6	2.7	2.7	2.4	2.0	2.8	3.5	4.3	4.1	2.5	3.1
2008	4.3	4.0	4.0	3.9	4.2	5.0	5.6	5.4	4.9	3.7	1.1	0.1	4.2	3.4
2009	0.0	0.2	-0.4	-0.7	-1.3	-1.4	-2.1	-1.5	-1.3	-0.2	1.8	2.7	-0.6	-0.1
2010	2.6	2.1	2.3	2.2	2.0	1.1	1.2	1.1	1.1	1.2	1.1	1.5	2.1	1.2
2011	1.6	2.1	2.7	3.2	3.6	3.6	3.6	3.8	3.9	3.5	3.4	3.0	2.8	3.5
2012	2.9	2.9	2.7	2.3	1.7	1.7	1.4	1.7	2.0	2.2	1.8	1.7	2.3	1.8
2013	1.6	2.0	1.5	1.1	1.4	1.8	2.0	1.5	1.2	1.0	1.2	1.5	1.5	1.4
2014	1.6	1.1	1.5	2.0	2.1	2.1	2.0	1.7	1.7	1.7	1.3	0.8	1.7	1.5
2015	-0.1	0.0	-0.1	-0.2	0.0	0.1	0.2	0.2	0.0	0.2	0.5	0.7	-0.1	0.3
2016	1.4	1.0	0.9	1.1	1.0	1.0	0.8	1.1	1.5	1.6	1.7	2.1	1.1	1.5
2017	2.5	2.7												

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AGENDA REPORT ON STATE REVENUE SHARING IS IN THE ORDINANCE & RESOLUTION SECTION

**The initial public hearing was held during
the Budget Hearing in April**



**SECTION 6. Public Hearing &
Section 9. Ordinances & Resolutions**

GOLD BEACH CITY COUNCIL AGENDA REPORT

Council Meeting Date: June 26, 2017

**TITLE: Ordinance amending the Transient Room Tax code to
remove RV park and campground space exemption**

SUMMARY AND BACKGROUND:

We spoke about removing the RV and campground exemption in the Transient Room Tax code last month. The state lodging tax requires RV parks and campgrounds to collect the state tax. All other cities I polled also require RV parks and campgrounds to collect their local lodging tax.

After discussion last month I was directed to prepare a brief amendment to the Transient Room Tax code. For some strange reason the definitions section was not in alphabetic order so I fixed that. I changed the definition of “lodging establishment” to “transient lodging establishment” and added sections from the Department of Revenue definitions so our section more closely matches the state. I removed the recreational vehicle space, recreational vehicle park, and campground language from the exemptions sections.

I took the liberty of preparing the ordinance for adoption at one meeting since Councilor Kaufman felt it was important to capture the summer revenue. If you don’t wish to do both readings tonight we can do the second reading in July. The ordinance goes into effect in 30 days after the second reading.

REQUESTED ACTION:

The first and second reading of the ordinance can occur in one meeting but it must be by a unanimous decision of the Council members present to adopt it in one meeting. If you would like to proceed with adopting it in one meeting we need the suggested motions below. If you want to adopt in 2 meetings then we just need the 1st reading motion.

SUGGESTED ADOPTION MOTIONS:

MOTION TO ADOPT IN ONE MEETING

I make the motion we adopt Ordinance 664, an ordinance amending Ordinance 643 which adopted a revised Gold Beach Business Code, with the First and Second readings to occur tonight in one meeting.



**SECTION 6. Public Hearing &
Section 9. Ordinances & Resolutions**

ACTION: If the vote is unanimous then we will proceed to the motions for 1st and 2nd readings by title only.

MOTION FOR THE FIRST READING

I make the motion we adopt Ordinance 664, an ordinance amending Ordinance 643 which adopted a revised Gold Beach Business Code, with the First reading by title only.

I'll read the Ordinance title into the record.

MOTION FOR THE SECOND READING

I make the motion we adopt Ordinance 664, an ordinance amending Ordinance 643 which adopted a revised Gold Beach Business Code, with the Second reading by title only.

I'll read the Ordinance title into the record for the second time.

The ordinance is adopted and will go into effect in 30 days.

PRIOR AGENDA REPORTS ON THIS MATTER

COPY OF THE MAY AGENDA REPORT:

Councilor Kaufman had asked me to put this on the agenda after we briefly discussed at the Budget Hearing last week and I neglected to do.

We currently have the following exemptions from room tax collection:

4.225 Exemptions.

No tax imposed under this code shall be imposed upon any of the following:

- (1) Any occupant for more than thirty successive calendar days with respect to any rent imposed for the period commencing after the first thirty-days of such successive occupancy.
- (2) Any occupant whose rent is of value less than two dollars per day.
- (3) Any occupant whose rent is paid for a hospital room or to a medical clinic, convalescent home, or home for the aged people, or to a public institution owned and operated by a unit of the government.
- (4) Any person who rents a recreational vehicle space, mobile home space, or a motor home space, in any recreational park, mobile home park or motor home court or campground.

We do require that park models that are in RV parks to collect the tax. The spaces that are transitory are not required.



**SECTION 6. Public Hearing &
Section 9. Ordinances & Resolutions**

The state requires that RV parks and campgrounds collect the tax so those businesses already are set up to collect the tax. I have attached the basics of the state lodging tax for your info.

I conducted an informal survey today of other cities. As of 2:30 these are the responses:

INFORMAL SURVEY ON RV PARKS & CAMPGROUND EXEMPT FROM ROOM TAX	
CITY	COLLECTS YES OR NO
BROOKINGS	YES
COTTAGE GROVE	YES
CRESWELL	YES
DAYTON	YES
EUGENE	YES
FLORENCE	YES
GRANT COUNTY	YES
LANE COUNTY	YES
MCMINNVILLE	NO BUT WILL BE RECONSIDERING SOON
SHADY COVE	YES
SILVERTON	YES
SPRINGFIELD	YES
WOOD VILLAGE	YES

ORDINANCE NO. 664

**AN ORDINANCE AMENDING ORDINANCE 643 WHICH ADOPTED A REVISED
GOLD BEACH BUSINESS CODE**

The City of Gold Beach ordains as follows:

Section 1. The following sections of the Gold Beach Business Code are hereby amended: **Sections 4.205 and 4.225 of the Transient Room Tax and Community Promotion Code**

Regular type is existing language to remain unchanged

Bold Italic is new language to be added or amended

~~Strikethrough~~ is language to be removed

**BUSINESS CODE
INDEX**

General

- 4.000 Code Provisions as Law
- 4.010 General Savings Provision
- 4.020 Continuity of Existing Provisions
- 4.030 Interpretation of Term "City Administrator"
- 4.040 Severability

Business License Code

- 4.100 Title
- 4.105 Purpose of Business License Code
- 4.110 Definitions
- 4.115 Requirement for License
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- 4.125 Illegal Business or Profession
- 4.130 License Required for Each Business and Location
- 4.135 License Term, Transfer of License
- 4.140 Application for License
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- 4.150 Display of License
- 4.155 Examination of Business Premises
- 4.160 Regulation of Residential Sales
- 4.165 Penalties and Civil Remedies
- 4.170 Revocation of Licenses

Transient Room Tax and Community Promotion Code

- 4.200 Title
- 4.205 Definitions**

Ordinance 664

- 4.210 Tax Imposed
- 4.215 Rules for Collection of Tax by Operator
- 4.220 Operator's Duties
- 4.225 Exemptions**
- 4.230 Registration of Operator; Certificate of Authority
- 4.235 Due Date; Return and Payment
- 4.240 Penalties and Interest
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- 4.250 Redeterminations
- 4.255 Security for Collection of Tax
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Social Gaming Code

REPEALED BY ORDINANCE NO. 654

BUSINESS CODE AMENDMENTS BY SECTION

Transient Room Tax and Community Promotion Code

4.200 Title.

This portion of the Gold Beach Code shall be known as the Transient Room Tax and Community Promotion Fund Code of the City of Gold Beach.

4.205 Definitions.

ORDINANCE 664 RENUMBERED AND SORTED THIS SECTION ALPHABETICALLY

Except where the context otherwise requires, the definitions given in this section govern the construction and interpretations of this code.

(1) “Accrual accounting” means the operator enters the rent due from a transient on the business records when the rent is earned, whether or not it is paid.

(2) “Cash accounting” means the operator does not enter the rent due from a transient on the business records until the rent is paid.

Ordinance 664

Amending Ordinance 643-Gold Beach Business Code

- (3) “City Council” means the City Council of the City of Gold Beach, Oregon.
- (4) “Community Promotion and Advertisement” means any activity that promotes tourism in a manner consistent with state law (ORS 320.300).
- (5) “Occupancy” means the use or possession, or right to the use or possession for lodging or sleeping purposes of any rooms or rooms in a **transient lodging establishment**.
- (6) “Operator” means the person who is the proprietor of the **transient lodging establishment** in any capacity. Where the operator provides services through a managing agent of any type or character other than an employee, the managing agent shall also be deemed an operator for the purposes of this code and shall have the same duties and liabilities as the principal. Compliance with the provisions of this code by either the principal or the managing agent shall be considered to be compliance to both.
- (7) “Person” means any individual, partnership, joint venture, association, social club, fraternal organization, fraternity, sorority, public or private dormitory, joint stock company, corporation, estate, trust, business trust, receiver, trustee, syndicate or any other group or combination acting as a unit.
- (8) “Rent” means the consideration charged, whether or not received by the operator, for the occupancy of space in a **transient lodging establishment**, valued in money, goods, credits, property or other consideration valued in money without any deduction, but shall not include charges to a condominium unit owner which are solely for cleaning or maintenance of such unit or personal use or occupancy by such owner, so long as the charges are made in connection therewith for space occupancy.
- (9) “Rent package plan” means the consideration charged for both food and rent where a single rate is made for the total of both. The amount applicable to rent for determination of transient room tax under this code shall be the same charge made for rent when consideration is not a part of the package plan. The amount applicable to rent for determination of transient room tax under this code shall be that amount allocated to space rent, taking into consideration a reasonable value of other items in the rent package and taking into consideration charge for rent when the space is rented separately and not included in a package plan.
- (10) “Tax” means the tax payable by the transient or the aggregate amount of taxes due from an operator during the period for which is required to report his collections.
- (11) “Tax Administrator” means the City Administrator of the City of Gold Beach, Oregon.

Ordinance 664

Amending Ordinance 643-Gold Beach Business Code

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(12) “Transient” means any individual who exercised occupancy or is entitled to occupancy in a **transient lodging establishment** for a period of thirty consecutive calendar days or less, counting portions of calendar days as full days. The day a transient checks out of the **transient lodging establishment** shall not be included in determining the thirty-day period if the transient is not charged rent for that day. Any individual so occupying space in a **transient lodging establishment** shall be deemed to be a transient until the period of thirty-days has expired unless there is an agreement in writing between the operator and the occupant providing for a longer period of occupancy, or the tenancy actually extends more than thirty consecutive days. In determining whether a person is a transient, uninterrupted periods of time extending both prior and subsequent to the effective date of this code may be considered. A person who pays for lodging on a monthly basis, irrespective of the number of days in such month, shall not be deemed a transient.

~~(1) “Lodging establishment” means any structure, or any portion of any structure which is occupied or intended or designed for transient occupancy for thirty days or less for dwelling, lodging, or sleeping purposes, and includes any hotel, motel, inn, condominium, tourist home or house, studio hotel, bachelor hotel, lodging house, rooming house, apartment house, public or private dormitory, fraternity sorority, public or private club, provided such occupancy is for less than a thirty-day period.~~

(13) **“Transient lodging establishment” means any structure or dwelling unit, or any portion of any structure or dwelling unit which is occupied or intended or designed for transient lodging occupancy for thirty-days or less for dwelling, lodging, or sleeping purposes, and includes any hotel, motel, bed and breakfast facilities, RV sites in RV parks and/or campgrounds, tent sites and yurts in private and public campgrounds, resorts and inns, condominium, tourist home or house, vacation rentals, studio hotel, bachelor hotel, lodging house, guest ranches, cabins, rooming house, apartment house, public or private dormitory, fraternity sorority, public or private club, provided such occupancy is for less than a thirty-day period.**

NOTE: in all places within this section of the Business Code where “lodging establishment” was present, it was amended to read: “transient lodging establishment”

4.225 Exemptions.

No tax imposed under this code shall be imposed upon any of the following:

- (1) Any occupant for more than thirty successive calendar days with respect to any rent imposed for the period commencing after the first thirty-days of such successive occupancy.
- (2) Any occupant whose rent is of value less than two dollars per day.

Ordinance 664

(3) Any occupant whose rent is paid for a hospital room or to a medical clinic, convalescent home, or home for the aged people, or to a public institution owned and operated by a unit of the government.

(4) Any person who rents a recreational vehicle space, mobile home space, or a motor home space, in any recreational park, a mobile home park or motor home court. ~~or campground.~~

§

Section 2. All other sections and provisions of Ordinances 643 are unaltered and remain in effect.

Section 3. General Savings Provision and Continuity of Existing Provisions.

This code shall not affect the rights and duties that matured, penalties that were incurred and proceedings that were begun before the effective date of this Code. The provisions of this Code that are the same in substance as code or ordinance provisions that are in effect immediately before this Code becomes effective shall be construed as restatements and continuations of the prior provisions.

Passed and Adopted by the City Council of the City of Gold Beach, Oregon, State of Oregon, on this 26th day of June, 2017.

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator

First & Second Reading: June 26, 2017

Aye _____ Nay _____



GOLD BEACH URBAN RENEWAL AGENCY BUDGET ADOPTION HEARING

**Full budget is available on the City
website**

www.goldbeachoregon.gov

RESOLUTION GBURA R1617-02

A RESOLUTION BY THE GOLD BEACH URBAN RENEWAL AGENCY ADOPTING THE FISCAL YEAR 2017-2018 BUDGET, MAKING APPROPRIATIONS, DECLARING TAX INCREMENT, AND COLLECTING THE MAXIMUM AMOUNT OF THE DIVISION OF TAX

- WHEREAS:** The City of Gold Beach City Council adopted an urban renewal district and plan on June 10th, 2013; and
- WHEREAS:** The plan was amended on May 11th, 2015 to bring the boundary into compliance with ORS 457.420(2)(b)(A) ; and
- WHEREAS:** The Curry County Assessor certified the frozen tax base to the City on February 18, 2016; and
- WHEREAS:** The Assessor will divide and collect the tax increment for the District for the November 2017 tax assessment; and
- WHEREAS:** It is necessary for the City acting as the Urban Renewal District to adopt a budget in order to receive the tax division.

ADOPTING BUDGET

NOW THEREFORE, BE IT RESOLVED: the City Council of the City of Gold Beach acting as the Gold Beach Urban Renewal District adopts the budget for the Gold Beach Urban Renewal District for the fiscal year 2017-2018 in the amount of \$80,600. A copy of the budget is attached to this resolution as EXHIBIT A.

MAKING APPROPRIATIONS

BE IT RESOLVED that the amounts shown below are hereby appropriated for the 2017-2018 fiscal year:

Beginning Fund Balance	29,600
Revenues	51,000
Trans In Other Funds	0
Total Resources	80,600
Personnel	0
Materials & Services	64,000
Capital Outlay	0
Debt Services	0
Special Payments	0
Transfers Out Other Funds	5,000

Total Expenditures	69,000
Contingency & Reserves	2,000
Ending Fund Balance	9,600
Total Expenditures & Contingencies	80,600

DECLARING TAX INCREMENT

BE IT RESOLVED that the Gold Beach Urban Renewal Agency hereby elects to certify to the Curry County Assessor a request by the Gold Beach Urban Renewal Agency for the maximum amount of tax increment revenue that may be raised by dividing the taxes under Section 1c, Article IX of the Oregon Constitution and ORS Chapter 457.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, ACTING AS THE GOLD BEACH URBAN RENEWAL AGENCY, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 26th DAY OF JUNE, 2017.

APPROVED BY:

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator/City Recorder



ORDINANCES & RESOLUTIONS



**SECTION 6. Public Hearing &
SECTION 9. Ordinances & Resolutions**

**GOLD BEACH CITY COUNCIL
AGENDA REPORT**

Agenda Item No. **6. b. AND 9. a, b, c**
Council Meeting Date: June 26, 2017

TITLE: SRS Hearing & FY1718 Budget Resolutions

SUMMARY AND BACKGROUND:

The standard three resolutions we adopt annually related to the next fiscal year budget:

1) State Revenue Sharing

ORS 221.770 requires the City to adopt an ordinance or resolution each year stating we wish to receive state revenue sharing funds. A public hearing on the use of the SRS funds is required before the Budget Committee and the City Council. During the budget hearing held on April 24th a public hearing was held to discuss the use of the SRS funds. The Budget Committee approved the use of the funds for transfer into the Fleet Replacement Reserve Fund. **We need to have the 2nd public hearing tonight which will take place in the Public Hearing section of the agenda.**

2) Reserve Funds

We had the budget hearings with the Budget Committee on April 24th and May 2nd. The reserve funds were discussed at the May 2nd meeting. The following funds were due for review this budget year:

- Fund 91 – Fleet Replacement Reserve
- Fund 92 – Noninsured Losses/Unemployment Reserve
- Fund 93 – Building Reserve
- Fund 95 – Parks Reserve
- Fund 96 – General Fund Reserve
- Fund 97 – Water Deposits Reserve

All the reviewed fund were reaffirmed along with the six other reserve funds.

3) FY1718 Budget Resolution

Copies of the approved budget are provided tonight and the provided there are no last minute changes this will be the final budget.

REQUESTED MOTION/ACTION:

3 separate resolutions so 3 separate motions please:



**SECTION 6. Public Hearing &
SECTION 9. Ordinances & Resolutions**

RESERVE FUNDS

I make the motion we adopt Resolution R1617-11, a resolution setting the purpose and review times for municipal reserve funds and repealing resolution R1516-11 and any other resolutions that may be in conflict.

REVENUE SHARING

I make the motion we adopt Resolution R1617-12, a resolution declaring the City's election to receive state revenues.

BUDGET

I make the motion we adopt Resolution R1617-13, a resolution adopting the fiscal year 1718 budget, making appropriations, imposing and categorizing the city tax.

RESOLUTION R1617-11

A RESOLUTION SETTING THE PURPOSE AND REVIEW TIMES FOR MUNICIPAL RESERVE FUNDS AND REPEALING RESOLUTION R1516-11 AND ANY OTHER RESOLUTIONS THAT MAY BE CONFLICT

WHEREAS: Oregon Revised Statutes Section 294.346 gives authority to the governing body of a municipal corporation to establish by ordinance or resolution one or more reserve funds to accumulate and expend monies for purposes specified in ORS 280.050; and

WHEREAS: ORS 294.346 further requires the governing body review its municipal reserve funds of not less frequency than every ten years to determine whether each fund so reviewed will be continued or abolished; and

WHEREAS: the Gold Beach City Council is specifically desirous of complying with ORS 294.346

NOW, THEREFORE, BE IT that the City Council reaffirms the purpose and review periods for the following reserve funds:

64-Water Reserve Fund

The purpose of this fund is to accumulate revenues to pay for capital repairs and improvements to the City's water system infrastructure. This reserve was formerly funded through fund transfers from the Water Utility Fund. Effective fiscal year 2013-2014 it will be funded by a monthly \$2 per water account reserve fund charge.

This reserve fund was established by Resolution R0910-29 and reaffirmed by R1011-41, R1112-39, R1213-18, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2019

72-Visitor Center Building Replacement Reserve Fund

The purpose of this fund is to accumulate revenues to pay for major remodeling projects, building repairs, and replacement of the Visitor Center building located at South Beach Park. This reserve is funded through transfers from the Community Promotions fund specifically for this purpose and in compliance with ORS 320.300.

This reserve fund was established by Resolution R1415-19 and reaffirmed by R1516-11.

This fund shall be reviewed in May 2018

73-Nuisance Abatement Reserve Fund

The purpose of this fund to accumulate revenues to pay for city authorized abatements of nuisances, dangerous buildings, and other code abatements that may arise. This reserve is funded through transfers from the General Fund derived from state and local marijuana tax revenues.

This reserve fund was established by Resolution by R1516-11.
This fund shall be reviewed in May 2019

74-Sewer Treatment Reserve Fund

The purpose of this reserve fund is to receive and accumulate funds to pay for major improvements and expansion of the City's wastewater treatment facility. This fund shall continue for fiscal year 2013-2014 and shall be reviewed next budget year for possible conversion to a debt reserve fund.

This fund was established April 2001 and reaffirmed by Resolution R0910-30, R1011-41, R1112-39, R1213-18, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2019

91-Fleet Replacement Reserve Fund

The purpose of this fund is to accumulate revenues to purchase replacement vehicles as needed for the various city departments. This reserve fund is funded through transfers designated specifically for this purpose.

This reserve fund was established by Resolution R1011-41 and reaffirmed by Resolutions R1213-08, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2021

92-Non-insured Losses & Unemployment Reserve Fund

The purpose of this fund is to accumulate revenues to pay for vehicular damages and losses not covered by the City's insurance policies and for unemployment expenses incurred when an employee involuntarily (through termination or layoff) ceases to work for the City. This reserve is funded through transfers from the General Fund, Water Utility and Sewer Utility. This fund shall maintain a balance of at least \$100,000.

This reserve fund was established by Resolution R0910-29; reaffirmed by R1011-41, R1112-39, R1213-18, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2021

93-Building Reserve Fund

The purpose of this fund is to accumulate revenues to pay for major remodeling projects, building repairs, and replacement of municipal owned buildings. This reserve is funded through fund transfers designated specifically for this purpose.

This reserve fund was established by Resolution R0910-29 and reaffirmed by Resolutions R1213-18, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2021

95-Parks Reserve Fund

The purpose of this fund is to accumulate revenues to pay for major remodeling projects or capital improvements to the City's parks. This reserve fund is funded through transfers designated specifically for this purpose.

This reserve fund was established by Resolution R1011-41 and reaffirmed by Resolutions R1213-08, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2021

96-General Reserve Fund

The purpose of this fund is to accumulate revenues consistent with the City's adopted Business Plan which states the City desires to have a yearly contingency of at least 5% as a safety net for unanticipated General Fund expenditures. This reserve fund is funded through transfers designated specifically for this purpose.

This reserve fund was established by Resolution R1011-41 and reaffirmed by Resolutions R1213-08, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2021

97-Water Deposits Reserve Fund

The purpose of this fund is to segregate out the Water Deposits payable from the Water Utility fund. These funds are customer deposits retained by the city for utility services. This reserve fund is funded solely by customer water deposits.

This reserve fund was established by Resolution R1011-41 and reaffirmed by Resolution R1213-08, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2021

98-Culvert Replacement Reserve Fund

The purpose of this fund is to accumulate revenues to fund major culvert repairs to the City's stormwater infrastructure. This reserve fund is funded through fund transfers designated specifically for this purpose.

This reserve fund was established by Resolution R1112-39 and reaffirmed by Resolutions R1213-18, R1314-21, R1415-19, and R1516-11.

This fund shall be reviewed in May 2018

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 26th DAY OF JUNE 2017.

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator/Recorder

RESOLUTION R1617-12

**RESOLUTION DECLARING THE CITY'S ELECTION TO
RECEIVE STATE REVENUES**

WHEREAS: ORS 221.770 provides that a share of certain revenues of the state of Oregon will be apportioned among and distributed to the cities of the state for general purposes; and

WHEREAS: Pursuant to ORS 221.770, a public hearing was held before the City of Gold Beach Budget Committee on April 24th, 2017, giving, citizens the opportunity to provide written and oral comment to the authority responsible for approving the proposed city budget on the possible use of State Revenue Sharing distribution to the City of Gold Beach; and

WHEREAS: Pursuant to ORS 221.770, a public hearing was held before the City of Gold Beach City Council on June 12, 2017 giving citizens an opportunity to provide written and oral comment to the authority responsible for adoption the city budget on the possible uses of the State Revenue Sharing distribution to the City of Gold Beach; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Gold Beach, Oregon, hereby elects to receive state revenues for Fiscal Year 2017-2018 pursuant to ORS 221.770.

Passed by the City Council of the City of Gold Beach, County of Curry, State of Oregon, this 26th day of June 2017.

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator/City Recorder

I certify that a public hearing before the Budget Committee of the City of Gold Beach was held on April 24, 2017, and a public hearing before the City of Gold Beach City Council was held on June 26, 2017, giving citizens an opportunity to comment on use of State Revenue Sharing.

Jodi Fritts, City Administrator/Budget Officer

RESOLUTION R1617-13

**A RESOLUTION ADOPTING THE FISCAL YEAR 2017-2018 BUDGET, MAKING
APPROPRIATIONS, IMPOSING AND CATEGORIZING THE CITY TAX**

Adopt the budget:

BE IT RESOLVED that the City Council of the City of Gold Beach hereby adopts the budget for fiscal year 2017-2018, in the total of \$7,781,604 now on file at the Gold Beach City Hall located at 29592 Ellensburg Avenue, Gold Beach, Oregon.

Making Appropriations:

BE IT RESOLVED that the amounts for the fiscal year beginning July 1, 2017, and for the purposes shown below are hereby appropriated:

FUNDS REQUIRING A PROPERTY TAX TO BE LEVIED

10- General Fund	
City Council	\$ 19,900
Administration & Finance	\$ 324,600
Municipal Court	\$ 9,445
Police Department	\$ 685,150
Fire Department	\$ 150,266
Parks Department	\$ 49,400
Emergency Management	\$ 500
Non-Departmental	\$ 356,000
Capital Outlay	\$ 55,000
Transfers	\$ 12,500
Contingency	\$ 40,000
TOTAL GENERAL FUND APPROPRIATION	\$ 1,702,761

FUNDS NOT REQUIRING A PROPERTY TAX TO BE LEVIED

21-Street Fund	
Personnel	\$ 45,650
Materials & Services	\$ 68,050
Capital Outlay	\$ 110,000
Debt Services	\$ 29,000
Special Payments	\$ -
Transfers Out Other Funds	\$ 24,660

Contingency & Reserves	\$ 8,961
TOTAL STREET FUND APPROPRIATION	\$ 286,321

24-Community Promotion Fund	
Personnel	\$ 130,150
Materials & Services	\$ 134,500
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 5,000
Contingency & Reserves	\$ 10,000
TOTAL STREET FUND APPROPRIATION	\$ 279,650

25-1% ECOB BLDG MTC	
Personnel	\$ -
Materials & Services	\$ 57,000
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ 37,000
TOTAL STREET FUND APPROPRIATION	\$ 57,000

51-State Rev Sharing Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 20,000
Contingency & Reserves	\$ -
TOTAL STREET FUND APPROPRIATION	\$ 20,000

63-I&I Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	
Debt Services	\$ -

Special Payments	\$ -
Transfers Out Other Funds	\$ 72,756
Contingency & Reserves	\$ -
TOTAL STREET FUND APPROPRIATION	\$ 72,756

62-HWY 101 Debt Service Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	\$ -
Debt Services	\$ 90,268
Special Payments	\$ -
Transfers Out Other Funds	\$ 9,730
Contingency & Reserves	\$ 10,000
TOTAL STREET FUND APPROPRIATION	\$ 109,998

22-Water Utility Fund	
Personnel	\$ 241,200
Materials & Services	\$ 283,800
Capital Outlay	\$ 40,000
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 181,614
Contingency & Reserves	\$ 50,000
TOTAL STREET FUND APPROPRIATION	\$ 796,614

23-Sewer Utility Fund	
Personnel	\$ 222,100
Materials & Services	\$ 188,300
Capital Outlay	\$ 80,000
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 197,190
Contingency & Reserves	\$ 50,000
TOTAL STREET FUND APPROPRIATION	\$ 737,590

64-Water Reserve Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	\$ -

Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 40,000
Contingency & Reserves	\$ -
TOTAL STREET FUND APPROPRIATION	\$ 40,000

72-Visitor Ctr Building Reserve Fund	
Personnel	\$ -
Materials & Services	\$ 1,000
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ 14,000
TOTAL STREET FUND APPROPRIATION	\$ 15,000

73- Nuisance Abatement Reserve	
Personnel	\$ -
Materials & Services	\$ 2,420
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ -
TOTAL STREET FUND APPROPRIATION	\$ 2,420

74-Sewer Reserve Fund	
Personnel	\$ -
Materials & Services	\$ 150,000
Capital Outlay	\$ -
Debt Services	\$ 501,000
Special Payments	\$ -
Transfers Out Other Funds	\$ 110,000
Contingency & Reserves	\$ 800,000
TOTAL STREET FUND APPROPRIATION	\$ 1,561,000

91-Fleet Replacement Fund	
Personnel	\$ -
Materials & Services	\$ 30,000

Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ -
TOTAL STREET FUND APPROPRIATION	\$ 30,000

92-Noninsured/ Unemp Reserve Fund	
Personnel	\$ -
Materials & Services	\$ 7,500
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ 100,000
TOTAL STREET FUND APPROPRIATION	\$ 107,500

93-Building Reserve Fund	
Personnel	\$ -
Materials & Services	\$ 27,500
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 13,000
Contingency & Reserves	\$ 50,000
TOTAL STREET FUND APPROPRIATION	\$ 90,500

94-Fire Truck Reserve Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ 5,000
TOTAL STREET FUND APPROPRIATION	\$ 5,000

95-Parks Reserve Fund	
Personnel	\$ -

Materials & Services	\$ -
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ 55,000
Contingency & Reserves	\$ 5,000
TOTAL STREET FUND APPROPRIATION	\$ 60,000

96-General Fund Reserve Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ 39,000
TOTAL STREET FUND APPROPRIATION	\$ 39,000

97-Water Deposit Reserves	
Personnel	\$ -
Materials & Services	\$ 10,000
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ -
TOTAL STREET FUND APPROPRIATION	\$ 10,000

98-Culvert Replacement Reserve Fund	
Personnel	\$ -
Materials & Services	\$ -
Capital Outlay	\$ -
Debt Services	\$ -
Special Payments	\$ -
Transfers Out Other Funds	\$ -
Contingency & Reserves	\$ 10,000
TOTAL STREET FUND APPROPRIATION	\$ 10,000

Imposing the Tax:

BE IT RESOLVED that the City Council of the City of Gold Beach hereby imposes the taxes provided for in the adopted budget:

1. At the rate of \$2.336 per \$1,000 of assessed value of operations.
2. In the amount of \$60,000 for the local option capital projects levy tax (Ballot Measure 8-82, approved by city voters, May 19, 2015).

These taxes are hereby imposed and categorized for tax year 2017-2018 upon the assessed value of all taxable property within the district as follows:

Categorizing the Tax:

General Government Limitation	
General Fund.....	\$2.336/\$1,000
Local Option Tax.....	\$60,000

Passed by the City Council of the City of Gold Beach, County of Curry, State of Oregon, this 26th day of June, 2017.

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator/City Recorder

ORDINANCE NO. 664

**AN ORDINANCE AMENDING ORDINANCE 643 WHICH ADOPTED A REVISED
GOLD BEACH BUSINESS CODE**

The City of Gold Beach ordains as follows:

Section 1. The following sections of the Gold Beach Business Code are hereby amended: **Sections 4.205 and 4.225 of the Transient Room Tax and Community Promotion Code**

Regular type is existing language to remain unchanged

Bold Italic is new language to be added or amended

~~Strikethrough~~ is language to be removed

**BUSINESS CODE
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Ordinance 664

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REPEALED BY ORDINANCE NO. 654

BUSINESS CODE AMENDMENTS BY SECTION

Transient Room Tax and Community Promotion Code

4.200 Title.

This portion of the Gold Beach Code shall be known as the Transient Room Tax and Community Promotion Fund Code of the City of Gold Beach.

4.205 Definitions.

ORDINANCE 664 RENUMBERED AND SORTED THIS SECTION ALPHABETICALLY

Except where the context otherwise requires, the definitions given in this section govern the construction and interpretations of this code.

(1) “Accrual accounting” means the operator enters the rent due from a transient on the business records when the rent is earned, whether or not it is paid.

(2) “Cash accounting” means the operator does not enter the rent due from a transient on the business records until the rent is paid.

Ordinance 664

Amending Ordinance 643-Gold Beach Business Code

- (3) “City Council” means the City Council of the City of Gold Beach, Oregon.
- (4) “Community Promotion and Advertisement” means any activity that promotes tourism in a manner consistent with state law (ORS 320.300).
- (5) “Occupancy” means the use or possession, or right to the use or possession for lodging or sleeping purposes of any rooms or rooms in a **transient lodging establishment**.
- (6) “Operator” means the person who is the proprietor of the **transient lodging establishment** in any capacity. Where the operator provides services through a managing agent of any type or character other than an employee, the managing agent shall also be deemed an operator for the purposes of this code and shall have the same duties and liabilities as the principal. Compliance with the provisions of this code by either the principal or the managing agent shall be considered to be compliance to both.
- (7) “Person” means any individual, partnership, joint venture, association, social club, fraternal organization, fraternity, sorority, public or private dormitory, joint stock company, corporation, estate, trust, business trust, receiver, trustee, syndicate or any other group or combination acting as a unit.
- (8) “Rent” means the consideration charged, whether or not received by the operator, for the occupancy of space in a **transient lodging establishment**, valued in money, goods, credits, property or other consideration valued in money without any deduction, but shall not include charges to a condominium unit owner which are solely for cleaning or maintenance of such unit or personal use or occupancy by such owner, so long as the charges are made in connection therewith for space occupancy.
- (9) “Rent package plan” means the consideration charged for both food and rent where a single rate is made for the total of both. The amount applicable to rent for determination of transient room tax under this code shall be the same charge made for rent when consideration is not a part of the package plan. The amount applicable to rent for determination of transient room tax under this code shall be that amount allocated to space rent, taking into consideration a reasonable value of other items in the rent package and taking into consideration charge for rent when the space is rented separately and not included in a package plan.
- (10) “Tax” means the tax payable by the transient or the aggregate amount of taxes due from an operator during the period for which is required to report his collections.
- (11) “Tax Administrator” means the City Administrator of the City of Gold Beach, Oregon.

Ordinance 664

Amending Ordinance 643-Gold Beach Business Code

Page 4 of 6

(12) “Transient” means any individual who exercised occupancy or is entitled to occupancy in a **transient lodging establishment** for a period of thirty consecutive calendar days or less, counting portions of calendar days as full days. The day a transient checks out of the **transient lodging establishment** shall not be included in determining the thirty-day period if the transient is not charged rent for that day. Any individual so occupying space in a **transient lodging establishment** shall be deemed to be a transient until the period of thirty-days has expired unless there is an agreement in writing between the operator and the occupant providing for a longer period of occupancy, or the tenancy actually extends more than thirty consecutive days. In determining whether a person is a transient, uninterrupted periods of time extending both prior and subsequent to the effective date of this code may be considered. A person who pays for lodging on a monthly basis, irrespective of the number of days in such month, shall not be deemed a transient.

~~(1) “Lodging establishment” means any structure, or any portion of any structure which is occupied or intended or designed for transient occupancy for thirty days or less for dwelling, lodging, or sleeping purposes, and includes any hotel, motel, inn, condominium, tourist home or house, studio hotel, bachelor hotel, lodging house, rooming house, apartment house, public or private dormitory, fraternity sorority, public or private club, provided such occupancy is for less than a thirty-day period.~~

(13) **“Transient lodging establishment” means any structure or dwelling unit, or any portion of any structure or dwelling unit which is occupied or intended or designed for transient lodging occupancy for thirty-days or less for dwelling, lodging, or sleeping purposes, and includes any hotel, motel, bed and breakfast facilities, RV sites in RV parks and/or campgrounds, tent sites and yurts in private and public campgrounds, resorts and inns, condominium, tourist home or house, vacation rentals, studio hotel, bachelor hotel, lodging house, guest ranches, cabins, rooming house, apartment house, public or private dormitory, fraternity sorority, public or private club, provided such occupancy is for less than a thirty-day period.**

NOTE: in all places within this section of the Business Code where “lodging establishment” was present, it was amended to read: “transient lodging establishment”

4.225 Exemptions.

No tax imposed under this code shall be imposed upon any of the following:

- (1) Any occupant for more than thirty successive calendar days with respect to any rent imposed for the period commencing after the first thirty-days of such successive occupancy.
- (2) Any occupant whose rent is of value less than two dollars per day.

Ordinance 664

(3) Any occupant whose rent is paid for a hospital room or to a medical clinic, convalescent home, or home for the aged people, or to a public institution owned and operated by a unit of the government.

(4) Any person who rents a recreational vehicle space, mobile home space, or a motor home space, in any recreational park, a mobile home park or motor home court. ~~or campground.~~

§

Section 2. All other sections and provisions of Ordinances 643 are unaltered and remain in effect.

Section 3. General Savings Provision and Continuity of Existing Provisions.

This code shall not affect the rights and duties that matured, penalties that were incurred and proceedings that were begun before the effective date of this Code. The provisions of this Code that are the same in substance as code or ordinance provisions that are in effect immediately before this Code becomes effective shall be construed as restatements and continuations of the prior provisions.

Passed and Adopted by the City Council of the City of Gold Beach, Oregon, State of Oregon, on this 26th day of June, 2017.

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator

First & Second Reading: June 26, 2017

Aye _____ Nay _____

RESOLUTION R1617-16

**A RESOLUTION APPROVING CURRY TRANSFER AND RECYCLING
(CTR) RATE ADJUSTMENT AND REPEALING RESOLUTION R1516-17 AND ANY OTHER
RESOLUTIONS THAT MAY BE IN CONFLICT**

- WHEREAS:** The City of Gold Beach and Curry Transfer and Recycling (CTR) entered into a Solid Waste Franchise agreement on March 24, 1997; and
- WHEREAS:** Ordinance No. 533 sets the franchise terms; and
- WHEREAS:** SECTION 7 of Ordinance No. 533 provides for solid waste collection and service rate review and adjustment; and
- WHEREAS:** Curry Transfer and Recycling, pursuant to SECTION 7 (C) COST OF LIVING ADJUSTMENT (COLA), has requested an adjustment of 1.30% based on the Bureau of Labor Statistics annual CPI and a rate increase from the Oregon Department of Environmental Quality.

NOW THEREFORE, BE IT RESOLVED: the City Council of the City of Gold Beach approves the requested CPI adjustment and rate schedule which are attached as EXHIBIT A to this resolution effective July 1, 2017.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 26th DAY OF JUNE, 2017.

Karl Popoff, Mayor

Jodi Fritts, City Administrator/City Recorder



**City of Gold Beach Rate Schedule
Exhibit A
Effective July 1, 2017**

	Previous Year 2016	Rate Adjusment	New Rate 2017
Residential Cart Service			
32 gallon per month	21.93	1.30% 0.29	22.22
48 gallon per month	32.91	1.30% 0.43	33.34
64 gallon per month	43.86	1.30% 0.57	44.43
96 gallon per month	65.79	1.30% 0.86	66.65
Commercial Cart Service			
32 gallon per month	22.91	1.30% 0.30	23.21
48 gallon per month	34.36	1.30% 0.45	34.81
64 gallon per month	45.82	1.30% 0.60	46.42
96 gallon per month	68.73	1.30% 0.89	69.62
Commercial/Container Rental Service			
Per Loose Yard Trash Service	29.79	1.30% 0.39	30.18
Per Loose Yard Brush Service	13.50	1.10% 0.15	13.65
Per Loose Yard Metal Service	13.50	1.10% 0.15	13.65
Auto Lock Charge	4.07	1.30% 0.05	4.12
Dumpster Rental	15.52	1.30% 0.20	15.73
Extra bag- on route	5.81	1.30% 0.08	5.89
Medical Waste- 1 Gallon Sharps	25.31	1.30% 0.33	25.63
Medical Waste Tub collection per gallon	3.37	1.30% 0.04	3.41
Return Trip Charge- next day	12.98	1.30% 0.17	13.15
Roll- Off Daily Rent Charge	2.30	2.10% 0.05	2.35
Special Handling Charge	1.29	1.30% 0.02	1.31
Special Trip/ Off Route Trip/Delivery Charge	20.13	1.30% 0.26	20.40
Start; Stop; Resume; Seasonal Stop	7.03	1.30% 0.09	7.12
Recycling			
Residential recycle only (no solid waste service)	16.74 per month		
Commercial Cardboard- routed	up to 25% of commercial yard rate		
Commercial Commingle	up to 50% of commercial yard rate		
Heavy Roofing or Demolition			
Heavy Roofing or Demolition	1.5 times yard rate		
Extra Heavy Demolition or Mechanically Compacted	2.75 times yard rate		



SECTION 9. Ordinances & Resolutions

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 9. f. and g.
Council Meeting Date: June 27, 2017

TITLE: Interfund Loans Approved by Budget Committee FY1718

SUMMARY AND BACKGROUND:

During the FY1718 budget process, the Budget Committee approved two interfund loans:

- 1) Sewer Reserve Fund loan to Streets Fund for the Grizzly Mtn Road repair in the amount of \$110K. The repayment will start after the street sweeper loan ends. The first of the five annual payments on this loan will begin December 2019.
- 2) Sewer Reserve Fund loan to Promo Fund in the amount of \$134K to eliminate the negative balance in the fund. The repayment will start December 2018. The first of the five annual payments will begin December 2018.

NEEDED ACTION:

Motion to adopt the resolutions.

SUGGESTED MOTION:

R1617-17 Street Loan

I make the motion that the Council adopts Resolution R1617-17, a resolution authorizing an interfund loan between the Sewer Reserve Fund and the Street Fund.

R1617-18 Promo Loan

I make the motion that the Council adopts Resolution R1617-18, a resolution authorizing an interfund loan between the Sewer Reserve Fund and the Community Promotions Fund.

RESOLUTION R1617-17

**A RESOLUTION AUTHORIZING AN INTERFUND LOAN BETWEEN THE SEWER RESERVE FUND
AND THE STREET FUND**

WHEREAS, a significant failure on the southeast slope of Grizzly Mountain Road occurred this past winter; and

WHEREAS, the Street Fund does not have sufficient liquid assets to make the estimated \$110,000 repairs the road; and

WHEREAS, ORS 294.468 permits interfund loans contingent upon adopting a ordinance or resolution to authorize the loan; and

WHEREAS, the Sewer Reserve Fund has sufficient liquid assets to loan to the Street Fund; and

WHEREAS, the road repair was discussed during the FY1718 budget process and the Budget Committee approved the use of an interfund loan to cover the projected road repair costs.

NOW, THEREFORE, BE IT RESOLVED that the City of Gold Beach City Council hereby authorizes an interfund loan between the Sewer Reserve Fund and the Street Fund in the amount of \$110,000 to be paid back in five (5) annual installments with an interest rate of 3%. The first payment will be due in FY 2019-2020 and payable on December 1, 2019. A loan amortization schedule is attached as EXHIBIT A.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 26th DAY OF JUNE, 2017.

APPROVED BY:

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator/City Recorder

SEWER RESERVE TO STREETS FUND LOAN

EXHIBIT A RESOLUTION R1617-17

GRIZZLY MTN ROAD REPAIR

Enter values	
Loan amount	\$ 110,000.00
Annual interest rate	3.00 %
Loan period in years	5
Number of payments per year	1
Start date of loan	12/1/2019
Optional extra payments	\$ -

Loan summary	
Scheduled payment	\$ 24,019.00
Scheduled number of payments	5
Actual number of payments	5
Total early payments	\$ -
Total interest	\$ 10,095.01

Lender name:

Pmt No.	Payment Date	Beginning Balance	Scheduled Payment	Extra Payment	Total Payment	Principal	Interest	Ending Balance	Cumulative Interest
1	12/1/2019	\$ 110,000.00	\$ 24,019.00	\$ -	\$ 24,019.00	\$ 20,719.00	\$ 3,300.00	\$ 89,281.00	\$ 3,300.00
2	12/1/2020	89,281.00	24,019.00	-	24,019.00	21,340.57	2,678.43	67,940.42	5,978.43
3	12/1/2021	67,940.42	24,019.00	-	24,019.00	21,980.79	2,038.21	45,959.63	8,016.64
4	12/1/2022	45,959.63	24,019.00	-	24,019.00	22,640.21	1,378.79	23,319.42	9,395.43
5	12/1/2023	23,319.42	24,019.00	-	23,319.42	22,619.84	699.58	0.00	10,095.01

RESOLUTION R1617-18

**A RESOLUTION AUTHORIZING AN INTERFUND LOAN BETWEEN THE SEWER RESERVE FUND
AND THE COMMUNITY PROMOTIONS FUND**

WHEREAS, the Community Promotions Fund is found to be in a negative cash position; and

WHEREAS, the Council and Budget Committee has determined during the FY1718 budget process that it is fiscally prudent to authorize an interfund loan to reverse the negative cash balance in the Community Promotions fund, so as not to adversely affect tourism promotion and Visitor Center operations; and

WHEREAS, the Sewer Reserve Fund has sufficient liquid assets to loan to the Community Promotions Fund which will permit the Community Promotions Fund to continue to utilize monthly transient room tax revenue to support the annual tourism promotion and Visitor Center programs.

NOW, THEREFORE, BE IT RESOLVED that the City of Gold Beach City Council hereby authorizes an interfund loan of \$134,000 between the Sewer Reserve Fund and the Community Promotions Fund to be paid back in five (5) annual installments with an interest rate of 3%. The first payment will be due in FY 2018-2019 and payable December 1, 2018, and every December 1st thereafter until paid in full. A Loan amortization schedule is attached as EXHIBIT A.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 26th DAY OF JUNE, 2017.

APPROVED BY:

Karl Popoff, Mayor

ATTEST:

Jodi Fritts, City Administrator/Recorder

SEWER RESERVE TO PROMO FUND LOAN

EXHIBIT A RESOLUTION R1617-18

Enter values	
Loan amount	\$ 134,000.00
Annual interest rate	3.00 %
Loan period in years	5
Number of payments per year	1
Start date of loan	12/1/2018
Optional extra payments	\$ -

Loan summary	
Scheduled payment	\$ 29,259.51
Scheduled number of payments	5
Actual number of payments	5
Total early payments	\$ -
Total interest	\$ 12,297.56

Lender name:

Pmt No.	Payment Date	Beginning Balance	Scheduled Payment	Extra Payment	Total Payment	Principal	Interest	Ending Balance	Cumulative Interest
1	12/1/2018	\$ 134,000.00	\$ 29,259.51	\$ -	\$ 29,259.51	\$ 25,239.51	\$ 4,020.00	\$ 108,760.49	\$ 4,020.00
2	12/1/2019	108,760.49	29,259.51	-	29,259.51	25,996.70	3,262.81	82,763.79	7,282.81
3	12/1/2020	82,763.79	29,259.51	-	29,259.51	26,776.60	2,482.91	55,987.19	9,765.73
4	12/1/2021	55,987.19	29,259.51	-	29,259.51	27,579.90	1,679.62	28,407.29	11,445.34
5	12/1/2022	28,407.29	29,259.51	-	28,407.29	27,555.07	852.22	0.00	12,297.56



SECTION 9. Ordinances & Resolutions

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 9 h.
Council Meeting Date: June 26, 2017

TITLE: R1617-15 Teamsters Contract Ratification

SUMMARY AND BACKGROUND:

The current police department Teamsters union contract expires June 30, 2017. It was adopted in 2014. We had really easy negotiations this year. The union members only had one small change they requested. I made a slightly different counter that they accepted. They accepted the salary study I prepared this year and approved by the Budget Committee. I have attached a copy of the Tentative Agreement we reached. I have sent a full copy of the contract as a separate document—again there were only these minor changes over the 2014 contract.

NEEDED ACTION:

Motion to adopt the resolution.

SUGGESTED MOTION:

I make the motion that the Council adopts Resolution R1617-15, a resolution ratifying labor agreement between the City of Gold Beach and the Gold Beach Police Department and Teamsters Local Union No. 223.

GOLD BEACH POLICE
2017 TENTATIVE AGREEMENTS

TA
BJ
6/21/17

Bold denotes proposed language
~~Strikeout~~ denotes proposed deletion

14.9 Uniforms, Protective Clothing and Devices. The City shall provide police department employees with uniforms, **footwear**, ~~(exclusive of footwear)~~, necessary protective clothing, equipment, **including** ~~exclusive of~~ duty weapons and magazines, and other necessary protective devices. ~~Employees are responsible for providing their own footwear and duty weapon with magazines.~~ The City will replace **such items** ~~City provided uniforms, equipment, and other protective devices~~ as necessary due to wear and age at no cost to the employee. The City shall provide a safe place for the storage of such articles. Failure of an employee to wear such required uniform, protective clothing, or use such protective device as prescribed by the City, shall be cause for disciplinary action as set forth in Article 11 hereof.

JF
6/21/2017
OKV

22.1 Termination and Reopening. This Agreement shall become effective on July 1, ~~2014~~ **2017** and remain in full force and effect until June 30, ~~2017~~ **2020**. This Agreement shall be automatically renewed from year to year thereafter unless either party shall notify the other in writing not later than 180 days prior to the expiration date that it wishes to modify this Agreement for any reason.

EXHIBIT "A"
Salary Schedule
Effective July 1, 2017

JOB CLASS	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
Police Officer	\$20.20/hr	\$21.54/hr	\$22.81/hr	\$24.24/hr	\$25.58/hr	\$26.98/hr
Corporal						
Sergeant	\$25.58/hr	\$27.16/hr	\$28.74/hr	\$30.23/hr	\$31.72/hr	\$33.39/hr
DME/Office Manager	\$18.01/hr	\$19.41/hr	\$20.84/hr	\$22.46/hr	\$24.10/hr	\$26.01/hr

Sworn personnel shall receive an additional 2.5 % on their base salary for an Intermediate DPSST certificate and an additional 2.5% on their base salary for an Advanced DPSST certificate for a total maximum of 5% for possessing both certificates.

Effective July 1, 2018 and July 1, 2019, the Salary Schedule will be adjusted by a cost-of-living adjustment equal to what the City Budget Committee approves for all City employees, which is usually based on the annual Social Security index.