



**CITY COUNCIL AGENDA**  
**July 13, 2015, 6:30PM**  
**Regular Meeting**

CITY COUNCIL CHAMBERS, CITY HALL  
 29592 ELLENSBURG AVE  
 GOLD BEACH OR 97444

**Call to order:**                      **Time:** \_\_\_\_\_

**1. The pledge of allegiance**

**2. Roll Call:**

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

**3. Special Orders of Business:**

a. Swearing in by the Mayor of new city officers:

- 1) *Fire Chief, Tyson Krieger*
- 2) *Police Officer, Cheyene Alexander*

b) Mayor's Proclamation on ballot measure

**4. Consent Calendar:**

Minutes for: March 9, and April 13, 2015 council meetings

**5. Citizens Comments**

As presented to the Mayor at the beginning of the meeting

**6. Public Hearing**

a. Liquor License requests: Sunset Family Pizza, and Silver Hook Restaurant & Lounge

b. Public Hearing on annual inflation adjustment for Water & Sewer base rates

**7. Citizen Requested Agenda Items**

a. Continuation of discussion and decision on possible plastic bag ban as requested by Amy Timeus

*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*

8. **Public Contracts and Purchasing**  
None Scheduled
9. **Ordinances & Resolutions**
  - a. R1516-01 resolution extending electric franchise agreement
  - b. R1516-02 resolution adjusting water & sewer rates for FY1516
10. **Miscellaneous Items (including policy discussions and determinations)**
  - a. Update on proposed Sign Code revision
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
  - c. Student Liaison, Vacant
13. **Citizens Comments**  
As presented to the Mayor at the beginning of the meeting
14. **Executive Session**  
None scheduled

The next scheduled meeting of the Gold Beach City Council is **Monday, August 10, 2015, at 6:30PM** in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

15. **Adjourn**      **Time:** \_\_\_\_\_

The location of the hearing/meeting is accessible to the disabled. Advance notice is requested if special accommodations are needed. Call 541-247-7029 so that appropriate assistance can be provided. The City of Gold Beach is an affirmative action EEOE and complies with section 504 of the rehab act of 1973. Complaints of discrimination should be sent to: USDA, Attention Director, Office of Civil Rights, Washington, D.C. 20250-9419

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# **SPECIAL ORDERS OF BUSINESS**

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. **3 b.**  
Council Hearing Date: July 13, 2015

**TITLE: Swearing in of Fire Chief Krieger & Officer Cheyene Alexander**

**SUMMARY AND BACKGROUND:**

Fire Chief Krieger:

Fire Chief, Bruce Floyd, retired on June 30 after **25 years (!)** as Fire Chief (and more as a fire fighter!) We were sad to see him go but thankfully Chief Floyd handpicked his successor prior to leaving. Tyson Krieger has been a member of the department for several years and was formerly the Chief of the Ophir-Nesika Beach Volunteer Fire Department. Chief Floyd has a lot of confidence in him as well as his fellow fire fighters. We are very fortunate to have a qualified (and willing) candidate right here working for us already. As you all know, our fire department is an all-volunteer crew. These volunteers all have "day jobs" but still manage to train, maintain our facilities and equipment, and keep the rest of us fire safe. We are pleased to announce our new Fire Chief Tyson Krieger.

Officer Cheyene Alexander:

We were down two officers for most of last year. We recruited last fall and interviewed five candidates for the two spots. In January we hired Garrett Shannon for vacant spot #1. He has been at the academy for the past 16 weeks and I am proud to say he passed his final exam and will be graduating this Friday.

We held off hiring the second officer until Officer Shannon was closer to being back home and on-duty. On June 16<sup>th</sup> we hired Cheyene Alexander to bring us up to a full crew. Officer Alexander was the #2 finalist (by the narrowest margin with Officer Shannon!) when we hired earlier this year. Chief Andrews stayed in touch with him most of this year and thankfully he patiently waited until we were ready to hire. We are excited to have a full police department now. Officer Alexander will begin his academy training in October.

**REQUESTED MOTION/ACTION:**

**Swearing in by Mayor Popoff**

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 3 b.  
Council Hearing Date: July 13, 2015

**TITLE: Mayor's Proclamation on Fire Truck Levy**

**SUMMARY AND BACKGROUND:**

City Code Section 1.210(7)(a) states that the Mayor shall make a proclamation of the on the ballot measure results immediately following an election. We received the final canvass of votes from the County Clerk for the May 19<sup>th</sup> election. The proclamation simply states the official results of the election as provided by the County Elections Division.

**REQUESTED MOTION/ACTION:**

**Mayor Popoff will read the proclamation**



## MAYOR'S PROCLAMATION ON BALLOT MEASURE 8-82

WHEREAS, Resolution R1415-10: a resolution of the City of Gold Beach to submit to the voters of the City a measure concerning a seven (7) year capital projects local option tax for a fire truck was passed by the Council on March 9, 2015; and

WHEREAS, the local option tax levy was placed on the May 19, 2015 ballot as Measure 8-82; and

WHEREAS, Pursuant to City Code Section 1.210(7) (a) the Mayor shall issue a proclamation on the ballot measure results immediately following the election; and

WHEREAS, the May 19, 2015, election results for Measure 8-82 as certified to the City by the Curry County Elections Division were:

739 total votes were cast regarding ballot measure 8-82  
414 voters were in favor of the measure (YES votes)  
325 voters were NOT in favor the measure (NO votes)

**Based on the official canvass of votes provided by the Curry County Elections Division (attached to this proclamation), I Karl Popoff, Mayor of the City of Gold Beach proclaim the following:**

**The voters of the City of Gold Beach APPROVED Ballot Measure 8-82: Seven Year Capital Projects Local Option Fire Truck Levy on the May 19, 2015 Special District Election.**

The approved local option levy is effective the date of passage and shall begin to be collected by the Curry County Tax Assessor for the November 2015 tax cycle.

DATED this 13<sup>th</sup> of July, 2015

---

Karl Popoff, Mayor



Reneé Kolen  
Curry County Clerk

Recording Division  
Elections Division

29821 Ellensburg Avenue  
Mail To: 94235 Moore Street, Suite 212  
Gold Beach, OR 97444  
(541) 247-3295  
(800) 243-7620  
(541)-247-9361 Fax  
[www.co.curry.or.us/Clerk](http://www.co.curry.or.us/Clerk)

RECEIVED

JUN 10 2015

June 5, 2015

CITY OF GOLD BEACH

Dear City Elections Official,

Attached is the official canvass for the May 19, 2015 Special District Election.

If you have any questions contact Shelley Denney at (541) 247-3297.

Thank you,

A handwritten signature in black ink that reads "Shelley Denney".

Shelley Denney, C.R.A., C.E.A.  
Supervisor of Elections

Enclosure

# City of Gold Beach 8-82 — Official Curry County, Oregon — Special District Election — May 19, 2015

Total Number of Voters : 7,547 of 13,041 = 57.87%  
 Number of District Voters: 754 of 1,282 = 58.81%

Precincts Reporting 27 of 27 = 100.00%  
 District Precincts Reporting 2 of 2 = 100.00%

City of Gold Beach Measure 8-82 Seven year capital projects local option fire truck levy, Vote For 1

Party	Candidate	Absentee/NA	Ballots Cast	Total
YES		0 0.00%	414 56.02%	414 56.02%
NO		0 0.00%	325 43.98%	325 43.98%

Cast Votes: 0 0.00% 739 98.01% 739 98.01%

Over Votes: 0 0.00% 0 0.00% 0 0.00%

Under Votes: 0 0.00% 15 1.99% 15 1.99%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
2	2	100.00%	754	1,282	58.81%

I certify the votes recorded on this abstract correctly summarize the tally of votes cast for the May 19, 2015 Special Dist Election.

*Renee Koden*  
 Renee Koden, City County Clerk  
 By: *Shelley Derriner*, Supervisor of Elections  
 Dated this 5th day of June 2015

# Notice of Measure Election

City

**SEL 802**

rev 1/14: ORS 250.035, 250.041, 250.275, 250.285, 254.095, 254.465

Notice		
Date of Notice March 9, 2015	Name of City or Cities City of Gold Beach	Date of Election May 19, 2015

The following is the final ballot title of the measure to be submitted to the city's voters.

Final Ballot Title
Notice of receipt of ballot title has been published and the ballot title challenge process has been completed.
Caption
10 words which reasonably identifies the subject of the measure
SEVEN YEAR CAPITAL PROJECTS LOCAL OPTION FIRE TRUCK LEVY

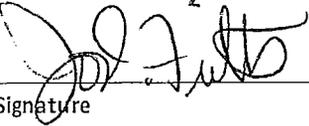
Question
20 words which plainly phrases the chief purpose of the measure
Shall Gold Beach impose \$60,000 per year for seven years for capital projects beginning in the fiscal year 2015-2016? This measure may cause property taxes to increase more than three percent.

Summary
175 words which concisely and impartially summarizes the measure and its major effect
This measure would impose property taxes of \$60,000 per year for seven years to purchase a replacement fire truck for the City of Gold Beach. Fire trucks average a useful life of twenty-five years. New trucks currently cost between \$400,000 and \$700,000. Purchase of a new truck from this levy is expected by June 30, 2022. The Gold Beach-Wedderburn Rural Fire Protection District, to which the City provides contract fire protection services, will contribute \$100,000 toward the purchase price. The total amount to be raised by this local option tax is \$420,000. It is estimated that the proposed tax will result in a rate of \$0.27 per \$1,000 of assessed value. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of the estimate.

Explanatory Statement							
500 words that impartially explains the measure and its effect, if required attach to this form							
If the county is producing a voters' pamphlet an explanatory statement must be submitted for any measure referred by the city governing body and if required by local ordinance, for any initiative or referendum.							
Measure Type	County producing voters' pamphlet		Local ordinance requiring submission		Explanatory statement required		
<input checked="" type="checkbox"/> Referral	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Not applicable		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
<input type="checkbox"/> Initiative	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<input type="checkbox"/> Referendum	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No	

Authorized City Official
Not required to be notarized
→ By signing this document, I hereby state that I am authorized by the city to submit this Notice of Measure Election and I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Name Jodi Fritts	Title City Administrator	Work Phone 541-247-7029
---------------------	-----------------------------	----------------------------

Signature 	Date Signed 3/19/2015
--	--------------------------

**Notice of Receipt of Ballot Title**

Notice is hereby given that a ballot title for a City Council referred measure was filed with the Elections Officer of the City of Gold Beach on March 9, 2015.

Electors may submit a petition for review of this ballot title in the Curry County Circuit Court no later than March 18, 2015. Notice of a ballot title challenge must be filed with the city elections official no later than 5p.m. on the first business day following the day the petition is filed with the Circuit Court.

The text of the ballot title is as follows:

*TITLE:*

**SEVEN YEAR CAPITAL PROJECTS LOCAL OPTION FIRE TRUCK LEVY.**

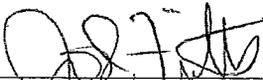
*QUESTION:*

Shall Gold Beach impose \$60,000 per year for seven years for capital projects beginning in fiscal year 2015-2016? This measure may cause property taxes to increase more than three percent.

*SUMMARY:*

This measure would impose property taxes of \$60,000 per year for seven years to purchase a replacement fire truck for the City of Gold Beach. Fire trucks average a useful life of twenty-five years. New trucks currently cost between \$400,000 and \$700,000. Purchase of a new truck from this levy is expected by June 30, 2022. The Gold Beach-Wedderburn Rural Fire Protection District, to which the City provides contract fire protection services, will contribute \$100,000 toward the purchase price. The total amount to be raised by this local option tax is \$420,000. It is estimated that the proposed tax will result in a rate of \$0.27 per \$1,000 of assessed value. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of the estimate.

The following authorized city official hereby certifies the above ballot title is true and complete.

  
\_\_\_\_\_  
Jodi Fritts, City Administrator

3/9/2015  
\_\_\_\_\_  
Date

Publish: Curry County Reporter: March 11  
Curry Coastal Pilot: March 11 & March 14

**RESOLUTION R1415-10**

**A RESOLUTION OF THE CITY OF GOLD BEACH, CURRY COUNTY OREGON,  
TO SUBMIT TO THE VOTERS OF THE CITY A MEASURE CONCERNING A  
SEVEN (7) YEAR CAPITAL PROJECTS LOCAL OPTION TAX FOR A FIRE  
TRUCK AND TO CALL AN ELECTION**

**RECITALS:**

- A.** The City's 2013-2014 property tax base of \$518,586 (\$2.336 per \$1000 of assessed value), was established by Constitutional limitation, and the Council has not received approval of a new tax base proposal since at least June of 1999.
- B.** The City has historically financed acquisition of new fire trucks through serial levies in approximately seven (7) year increments. The first levy was approved by the voters in 1989. The most recent fire truck levy was approved by the voters in November 2004.
- C.** In order to continue to finance the capital purchase of adequate fire protection equipment, specifically a fire truck, the Council has determined that a Capital Projects Local Option Tax be established for the acquisition of the fire truck.
- D.** By Resolution R1314-01, approved by the Council on August 12<sup>th</sup>, 2013, the measure was placed before the voters of the City of Gold Beach for the November 2013 General Election. The measure failed to pass by a slim margin.
- E.** By Resolution R1415-03, approved by the Council on July 21, 2014, the measure was again placed before the voters of the City of Gold Beach for the November 2014 General Election. The measure failed to pass by 32 votes.

**NOW, THEREFORE, THE CITY OF GOLD BEACH RESOLVES AS FOLLOWS:**

Section One. The Measure hereinafter set forth shall be submitted to the legal voters of the City of Gold Beach, Oregon, at an election to be held on May 19, 2015, for their adoption or rejection:

**CAPTION:**

**SEVEN YEAR CAPITAL PROJECTS LOCAL OPTION FIRE TRUCK LEVY.**

**QUESTION:**

Shall Gold Beach impose \$60,000 per year for seven years for capital projects beginning in fiscal year 2015-2016? This measure may cause property taxes to increase more than three percent.

**SUMMARY:**

This measure would impose property taxes of \$60,000 per year for seven years to purchase a replacement fire truck for the City of Gold Beach. Fire trucks average a

useful life of twenty-five years. New trucks currently cost between \$400,000 and \$700,000. Purchase of a new truck from this levy is expected by June 30, 2022. The Gold Beach-Wedderburn Rural Fire Protection District, to which the City provides contract fire protection services, will contribute \$100,000 toward the purchase price. The total amount to be raised by this local option tax is \$420,000. It is estimated that the proposed tax will result in a rate of \$0.27 per \$1,000 of assessed value. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of the estimate.

Section Two. The City Council orders this City election to be held in the City of Gold Beach, Oregon, concurrently with the special election, on the 19<sup>th</sup> day of May, 2015, in accordance with the provisions of Chapter 254 of the Oregon Revised Statutes. The ballots shall be counted and tabulated and the results certified as provided by law.

Section Three. The election shall be conducted by Curry County. The County Clerk for Curry County is hereby instructed to prepare ballots and to take other actions necessary to conduct the election.

Section Four: This Resolution, including the proposed ballot title, shall be filed with the City Administrator at the City of Gold Beach City Hall.

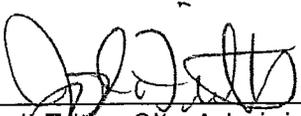
Section Five. The City Administrator shall give notice of this measure as required by law and take such other actions and otherwise proceed with the election as provided by law.

Section Six. This Resolution shall become effective immediately upon its adoption

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 9<sup>th</sup> DAY OF MARCH, 2015.

  
Karl Popoff, Mayor

ATTEST:

  
Jodi Fritts, City Administrator



# **CONSENT CALENDAR**

**(Minutes sent separately)**



# **PUBLIC HEARING**

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 6 a.  
Council Hearing Date: July 13, 2015

**TITLE: LIQUOR LICENSE REQUESTS**  
**Sunset Family Pizza**  
**Sliver Hook Restaurant**

**SUMMARY AND BACKGROUND:**

Oregon Liquor Control Commission (OLCC) requires each jurisdiction to make a recommendation regarding requests for licenses to serve alcohol prior to issuance of a liquor license by OLCC. Initial license requests require Council review.

Tyson Krieger is proposing to take over ownership of Sunset Family Pizza. He is requesting initial approval for their Change of Ownership and Limited On-Premises Sales of alcohol. The business is located at 29790 Ellensburg Avenue.

Lora Carmen Garcia is proposing a new restaurant, Silver Hook Restaurant & Lounge, at the former Riverview location (this property was annexed into the city in 2007). The Riverview has been closed for several years. She is requesting Full On-Premise Sales. The business will be located at 94749 Jerrys Flat Road.

At the time of this report staff makes the recommendation that the Council recommend that the OLCC grant approval of both the license requests.

**DOCUMENTS ATTACHED:**

- Copies of the OLCC permit requests with personal information redacted

**REQUESTED MOTION/ACTION:**

**Recommendation to OLCC to GRANT/DENY the license requests**

**Suggested Motion:**

**SUNSET FAMILY PIZZA**

**I make the motion that the Council recommends to OLCC that the request for a Change of Ownership and Limited On-Premise Alcohol sales requested by Tyson Krieger for Sunset Family Pizza be GRANTED/DENIED.**

**SILVER HOOK RESTAURANT & LOUNGE**

**I make the motion that the Council recommends to OLCC that the request for a Full On-Premise Sales requested by Lora Carmen Garcia for Silver Hook Restaurant & Lounge be GRANTED/DENIED.**



# OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE APPLICATION

Application is being made for:

### LICENSE TYPES

- Full On-Premises Sales (\$402.60/yr)
  - Commercial Establishment
  - Caterer
  - Passenger Carrier
  - Other Public Location
  - Private Club
- Limited On-Premises Sales (\$202.60/yr)
- Off-Premises Sales (\$100/yr)
  - with Fuel Pumps
- Brewery Public House (\$252.60)
- Winery (\$250/yr)
- Other: \_\_\_\_\_

### ACTIONS

- Change Ownership
- New Outlet
- Greater Privilege
- Additional Privilege
- Other \_\_\_\_\_

### 90-DAY AUTHORITY

Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

### APPLYING AS:

- Limited Partnership
- Corporation
- Limited Liability Company
- Individuals

### CITY AND COUNTY USE ONLY

Date application received: 6/18/2015

The City Council or County Commission:

\_\_\_\_\_  
(name of city or county)

recommends that this license be:

- Granted
- Denied

By: \_\_\_\_\_  
(signature) (date)

Name: \_\_\_\_\_

Title: \_\_\_\_\_

### OLCC USE ONLY

Application Rec'd by: \_\_\_\_\_

Date: \_\_\_\_\_

90-day authority:  Yes  No

1. Entity or Individuals applying for the license: [See SECTION 1 of the Guide]

① SUNSET FAMILY PIZZA, LLP ③ \_\_\_\_\_

② \_\_\_\_\_ ④ \_\_\_\_\_

2. Trade Name (dba): SUNSET FAMILY PIZZA

3. Business Location: 29790 ELLENSBURG AVE, GOLD BEACH, OR 97444  
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: 94160 10TH ST, GOLD BEACH, OR 97444  
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 541-247-7208  
(phone) (fax)

6. Is the business at this location currently licensed by OLCC?  Yes  No

7. If yes to whom: SUNSET FAMILY PIZZA Type of License: LIMITED ON-PREMISE SALES

8. Former Business Name: SUNSET FAMILY PIZZA

9. Will you have a manager?  Yes  No Name: TYSON KRIEGER  
(manager must fill out an Individual History form)

10. What is the local governing body where your business is located? CITY OF GOLD BEACH  
(name of city or county)

11. Contact person for this application: TYSON KRIEGER  
(name) (phone number(s))

\_\_\_\_\_  
(address)

\_\_\_\_\_  
(fax number)

\_\_\_\_\_  
(e-mail address)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① \_\_\_\_\_ Date \_\_\_\_\_ ③ \_\_\_\_\_ Date \_\_\_\_\_

② \_\_\_\_\_ Date \_\_\_\_\_ ④ \_\_\_\_\_ Date \_\_\_\_\_



OREGON LIQUOR CONTROL COMMISSION  
LIQUOR LICENSE APPLICATION

Application is being made for:

**LICENSE TYPES**

- Full On-Premises Sales (\$402.60/yr)
  - Commercial Establishment
  - Caterer
  - Passenger Carrier
  - Other Public Location
  - Private Club
- Limited On-Premises Sales (\$202.60/yr)
- Off-Premises Sales (\$100/yr)
  - with Fuel Pumps
- Brewery Public House (\$252.60)
- Winery (\$250/yr)
- Other: \_\_\_\_\_

**ACTIONS**

- Change Ownership
- New Outlet
- Greater Privilege
- Additional Privilege
- Other \_\_\_\_\_

**90-DAY AUTHORITY**

Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

**APPLYING AS:**

- Limited Partnership
- Corporation
- Limited Liability Company
- Individuals

**CITY AND COUNTY USE ONLY**

Date application received: 6/12/2015

The City Council or County Commission:

\_\_\_\_\_  
(name of city or county)

recommends that this license be:

- Granted
- Denied

By: \_\_\_\_\_  
(signature) (date)

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**OLCC USE ONLY**

Application Rec'd by: \_\_\_\_\_

Date: \_\_\_\_\_

90-day authority:  Yes  No

1. Entity or Individuals applying for the license: [See SECTION 1 of the Guide]

① SILVER HOOK RESTAURANT & LOUNGE ③ \_\_\_\_\_

② \_\_\_\_\_ ④ \_\_\_\_\_

2. Trade Name (dba): SILVER HOOK RESTAURANT & LOUNGE

3. Business Location: 94749 JERRYS FLAT RD, GOLD BEACH, OR 97444  
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: 94749 JERRYS FLAT RD, GOLD BEACH, OR 97444  
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 702-684-0050  
(phone) (fax)

6. Is the business at this location currently licensed by OLCC?  Yes  No

7. If yes to whom: N/A Type of License: N/A

8. Former Business Name: RIVERVIEW RESTAURANT & LOUNGE

9. Will you have a manager?  Yes  No Name: LORA CARMEN GARCIA  
(manager must fill out an Individual History form)

10. What is the local governing body where your business is located? CITY OF GOLD BEACH  
(name of city or county)

11. Contact person for this application: LORA GARCIA  
(name) (phone number(s))

\_\_\_\_\_  
(address) (fax number) (e-mail address)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① \_\_\_\_\_ Date \_\_\_\_\_ ③ \_\_\_\_\_ Date \_\_\_\_\_

② \_\_\_\_\_ Date \_\_\_\_\_ ④ \_\_\_\_\_ Date \_\_\_\_\_

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. 6 b. & 9 b.  
Council Hearing Date: July 13, 2015

**TITLE: Annual Inflation Adjustment for Water & Sewer Utility Rates  
Resolution R1516-02**

**SUMMARY AND BACKGROUND:**

Annual adjustments to the water sewer utility rates are based on the Municipal Cost index yearly information. For the calendar year 2014 the index increased by 1.51%. Depending on the rate (inside/outside, residential/commercial) this changes the current rates between \$0.26-\$0.39 on the base rate. The flat sewer rate will increase by \$0.33.

	MCI	% change by		MCI components		
		Month	Year	OCI	CPI	PPI
January 2014	230.6	-0.18	1.4	248.7	233.9	201.0
February 2014	231.2	0.44	1.77	248.9	234.6	203.5
March 2014	232.7	.63	2.09	249.5	234.9	206.0
April 2014	233.6	.04	1.8	250.6	235.6	207.0
May 2014	234.6	0.44	2.19	251.7	236.3	208.0
June 2014	234.8	0.1	2.37	251.8	237.1	208.0
July 2014	235.4	0.26	2.44	252.6	237.7	208.3
August 2014	235.5	0.04	2.26	252.9	237.9	208.0
September 2014	235.3	-0.08	2.13	253.6	237.4	206.8
October 2014	236.6	0.13	1.77	254.3	237.6	206.5
November 2014	235.1	-0.21	1.56	255.1	237.6	203.6
December 2014	234.5	-0.26	1.51	255.7	237.0	201.2

*During the public hearing portion of the meeting testimony will be taken on the proposed rate increase. In the Ordinances & Resolutions section of the meeting a resolution has been prepared for review and possible adoption.*

**FINANCIAL IMPACT:**

The incremental rate increase annually will ensure that the enterprise funds keep up with inflation

**DOCUMENTS ATTACHED:**

- Resolution R1516-02

**REQUESTED MOTION/ACTION:**

In the Ordinances & Resolutions section of the meeting a resolution has been prepared for adoption

**Suggested Motion:**

I make the motion to APPROVE/DENY Resolution R1516-02, a resolution setting water and sewer utility rates and implementing an annual inflation adjustment rate and repealing Resolution R1314-24 and any other resolutions that may be in conflict.

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council  
Public Works

**RESOLUTION R1516-02**

**A RESOLUTION SETTING WATER & SEWER RATES AND IMPLEMENTING AN ANNUAL INFLATION ADJUSTMENT RATE AND REPEALING RESOLUTION R1314-24 AND ANY OTHER RESOLUTIONS THAT MAY BE IN CONFLICT**

**WHEREAS**, The City of Gold Beach provides water and sewer utility services for businesses, agencies, and private residents within the Gold Beach city limits, and water service within the Urban Growth Boundary; and

**WHEREAS**, the City of Gold Beach Utility Code Sections 3.125 & 3.400 grant the City Council exclusive control over and regulation of water and sewer use charges, including the authority to review, and by resolution, to set or change charges; and

**WHEREAS**, the City Council has determined that annual rate adjustments are necessary to keep pace with inflation and maintain financially sustainable water and sewer utility systems. Inflation adjustments are based on the Municipal Cost Index published by American City and County. The published inflation rate for calendar year 2014 was 1.51%. Base Water and Sewer rates will be adjusted according to this inflation factor. A hearing on the proposed rate increase will be held annually prior to the rate adjustment.

**THEREFORE BE IT RESOLVED** the City Council of the City of Gold Beach, Oregon, adopts the consolidated utility rate schedule attached to this resolution as EXHIBIT A effective August 1, 2015, and hereby repeals Resolution R1314-24 and any other resolutions that may be in conflict.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, AND EFFECTIVE THIS 13<sup>th</sup> DAY OF JULY 2014.

---

Karl Popoff, Mayor

ATTEST:

---

Jodi Fritts, City Administrator

**RESOLUTION R1516-02 EXHIBIT A**

**WATER AND SEWER UTILITY RATES including reserve and debt service**

<b>WATER</b>	<b>CURRENT RATE</b>	<b>PROPOSED FY1516 RATE</b>	
Inside City Residential	\$ 16.97	\$ 17.23	First 1500 Gallons
Outside City Residential	\$ 18.65	\$ 18.94	First 1500 Gallons
Inside City Commercial	\$ 23.20	\$ 23.55	First 3000 Gallons
Outside City Commercial	\$ 25.83	\$ 26.22	First 3000 Gallons
Water Reserve	\$ 2.00	\$ 2.00	Per Account Reserve fund for Water Treatment Plan

**\*\*Rates will be adjusted annually on July 1 based on the annual Municipal Cost Index average available at the time of this resolution  
Calendar year 2014: 1.51%**

<b>SEWER</b>	<b>RATE</b>	
Sewer Utility	\$ 21.40	\$ 21.73 Per EDU/ERU Monthly sewer usage fee
Sewer Reserve	\$ 3.00	\$ 3.00 Per Account Reserve fund for Sewer maintenance
WWTP Debt Service	\$ 20.00	\$ 20.00 PER EDU/ERU Debt service for WWTP plant
Sewer Line 101 Debt Service	\$ 6.00	\$ 6.00 PER EDU/ERU Debt service for Hwy 101 main sewer line improvements in completed in 2005

**\*\*Sewer Utility rate will be adjusted annually on July 1 based on the annual Municipal Cost Index average available at the time of this resolution  
Calendar Year 2014: 1.51%**



# **CITIZEN REQUESTED AGENDA ITEMS**

# **GOLD BEACH CITY COUNCIL AGENDA REPORT**



Agenda Item No. 7 a.  
Council Hearing Date: July 13, 2015

## **TITLE: DECISION: Decision on Citizen Initiated Request to ban plastic grocery bags within the City**

### **SUMMARY AND BACKGROUND:**

#### **JULY UPDATE**

We posted an online survey a little over a month ago and then mailed out the survey with June water billing. We received a total of 115 electronic responses and 30 paper responses. The totals with comments are listed below.

#### **The Council has three (3) options:**

- 1) Decide YES on the topic (or a version of YES) on your own authority**
- 2) Decide NO and the matter is done (unless a citizen wants to propose an initiative for the ballot)**
- 3) Refer it to the voters for their decision**

OPTION 1: I checked with legal counsel--the Council has the authority to impose the tax. If that is the Council's wish then I will need some direction on what you would like to see, and then I can speak with legal counsel so she can draft us a proposed ordinance.

OPTION 2: We are done tonight. It's up to the citizen to get enough signatures for an initiative measure.

OPTION 3: We should decide tonight if we want it on the November ballot. Friday, August 14<sup>th</sup> is the absolute last day for us to get it to the County Clerk in time for the November ballot. I would still need to put together the ballot title and a resolution calling for the election.

### **SURVEY RESULTS**

#### **Intro on the electronic and mailed survey:**

*"The Gold Beach City Council is seeking input on a citizen initiated request to ban plastic bags at local retailers. The proposal would replace plastic bags with paper, and institute a \$0.10 cent per bag tax with \$0.07 cents to go to the local school district. \$0.03 would be retained by the retailer for administration of the tax and for additional cost associated with the paper bags."*

**QUESTION #1: Would you like to see plastic bags banned and replaced by paper bags in Gold Beach?**

YES	NO	MAYBE, depends on the particulars
61	64	19

**QUESTION #2: Would you support a \$0.10 cent per bag fee with \$0.07 cents to go to a fund for the local schools?**

YES	NO	MAYBE, depends on the particulars
56	76	13

**Comments received on the surveys**

**PLEASE NOTE: these are EXACT quotes no correction has been made for grammar, language, or spelling**

COMMENTS RECEIVED IN FAVOR OF THE PROPOSAL
About time! Save an oil well.
anything that reduces possible property taxes for schools is a good thing. We dont need plastic bags so why have them.
I believe that this is a step in the right direction for our environment and our community.
Just returned from a trip to Palm Springs CA and the Bay area. EVERY store we were in charges 10 cents for a bag. And NO plastic bags except in meat and produce. We need to get on board with the future. People will learn to bring their own bags....or spend a dime. Let's do it!
Sounds wonderful!
Ordinances like this are what keep our schools and town in check. Rays Food place has already taken the step in eliminating plastic bags. It wont take much effort or cost for Mckays to follow suit. Other towns in oregon have already implemented this and as far as I know, there isnt another town in oregon that is giving back to the school such as this. With the funding our schools currently have, this would help tremendously. Would it fix this issues? No, most likely not. But, it will make a difference. This will not be taxing just home owners, but everyone. This would be including not only locals, but people traveling through. Please, pass this and not waste time or money sending to the voters.

I think this is a no-brainer, a fabulous idea, I am all for it.
no brainer! save the environment and support the school!
I take care of Century 21's property and I pick up all kinds of garbage from McKay's (since the fence was taken out) and I <u>always</u> find plastic grocery bags. And find them in the creeks/rivers. What about degradable plastic? They make plastic from corn for example.
The consideration of this is overdue as is the banning of burning barrel in the city which is contributing to the low 25% recycling rate for Curry County. Hopefully, you all know that the state average is a 50% recycling rate. Get to work on that. Brent Thompson
<b>NEUTRAL RESPONSES</b>
Tax all bags but continue to give the option of paper or plastic
Would the retailers not then provide "Company bags" such as Fred Meyers and other retailers do, at a minimal cost to the customer, to get around this whole process?? Hope not. Don
offer cloth bags that are washable and reusable
It would be near impossible for a retail store to determine how many customers are charged for each bag. Plastic bags can be returned to the store. We save them up and return them the next visit.
And encourage people who don't want to pay the tax to bring their reusable bags and continue to get a .05 cent discount.
<b>COMMENTS AGAINST THE PROPOSAL</b>
If you don't like plastic bag move to Ashland Oregon.
Enough fees/taxes already! We choose to use reusable bags but it should be a personal choice!
I am <u>totally</u> against this proposal!!
I think McKays Market would be hurt by this move. I believe Greg Marstall has donated to just about every fund raiser we have in Gold Beach. He is the one who brought in a big water tanker-when we had to boil our water for such a long time period-and it was free to everyone-you didn't have to shop at his store to get it. Is this anyway to treat a man who has done so much for Gold Beach??
Would prefer consumers are encouraged to bring and reuse their own bags above all, then paper bags available if not. Banned—last resort!!
Enough taxes here and there already! Let's pay for a sherriff staff and jail first!
There are enough other ways to improve our community without banning and adding more taxes here and there. Please let this thing go. Focus on other positive improvement please!
Groceries are already so d***** expensive to begin with and now an additional tax on top of it!! I recycle my plastic bags, the schools get enough of my tax dollars as it is, enough is enough! Leave people be. Find something good to do with your time that makes us feel that we are getting something for our tax dollars, stay out of my wallet and stop wasting my money on stupidity. You were elected to govern the community not stick your elected nose into things that you should not be into. Have a good day.
This is just another form of taxation. If people want to pay more and more and more for

schools, then let them pay - not me. Far too much money goes out of my pocket for schools. For those with kids, they can pay the tax.

Too much Portland politics!

These are two different issues. If you want to eliminate plastic bags for environmental purposes that is one thing, but the city should not be in the business of raising money for schools---that is why we have a school board. This plan is a gimmick that we don't need.

we reuse our plastic bags for other things, you can get paper or plastic bags at the stores, why not have the option?

I wasn't aware that plastic grocery bags were such a huge problem in this community. This proposal seems random in concept, at best, and blindly copycat of other large municipalities, at worst. If plastic bags were the cause of a major impact to human health and welfare, then yes, I may be in favor of a ban. However, the fact is, plastic bags are simply an inexpensive means of transporting groceries home (in an area where the groceries themselves are already expensive). People are currently free to bring their own bags if they so desire. Others, should be free to use the bags provided by the retailers if they so desire. So too, retailers are free to provide, or not provide, any bag of their own choosing.

A very important question we should ask ourselves is this... in general, is it local government's place to regulate the manner in which a business conducts it's operations? And, what relevance do grocery bags have with schools? If it's a school tax one wants, then such a proposed use "tax" (which is precisely what this is) should be directly related to schools and education, not grocery shopping.

1. I am not interested in contributions to the school. My taxes pay a heavy amount for schools and I see no reason to pay them another dime. 2. Plastic bags are used over and over in my house and are a mainstay for us. We are older and when I go to the store, I always use plastic bags because I can carry 4 or 5 plastics from the car to the kitchen at once...I have stairs to climb and plastic is much easier to carry to the kitchen and cuts down my trips to the car and back. Another thing, please remember the non profits in town that use the plastic during their sales of goods. At the Sr. Center, we use sometimes 100 a day or more. I know all the thrift stores use them by the hundreds. Restaurants use them for take-out meals, people use them to carry garbage and other stuff. When we go hunting, I use them for all kinds of things. I can't even begin to tell you how people could get by without having the convenience of grabbing a plastic bag for nearly anything I needed. I cannot tell you even ONE reason why we should forced to be deprived of plastic bags. I hope you will all pass on this silly idea just to make one woman happy. If this passes, it will make me go to Brookings to do all my shopping. This idea if probably the silliest thing that any city council would pass. If the school needs \$\$ this badly, apparently they need to lower their spending just like the rest of us do.budgets, just like I do at home.

My husband agrees with this, so count this as TWO NO VOTES..
Visitors will purchase groceries and other items elsewhere, as do the people in Eugene. Plastic bags are saved and used for other uses, paper bags break, and particularly grocery items fall on the ground.
I volunteer at a local Food Bank and we'd be sunk if we didn't have plastic bags.
This is not a solution to litter. I see more plastic bottles laying around than I do plastic bags and they already have a deposit ee. We have anti-litter laws on the books. Let's enforce those. Most people I know reuse their plastic bags.
I would support this ONLY if the \$ goes to the schools. Otherwise, it will come in its own time from state or federal regulations. I think it may be hard on our lower income population. I would like to see this on the ballot if it goes that far. Thanks.
I feel this may be a problem for our tourists and being this is a tourist driven town it is a problem for Gold Beach. Ten cents a bag for a basically non-reusable bag is a bit much. I say charge the 10 cents if they request plastic.
I don't want plastic bags banned. I would be willing to pay the bag fee for the plastic bags, but I can't stand paper bags
<p>Plastic Bags forever!</p> <p>They are used by every pet owner for the removal of feces, regardless of pet type, without fear of the bag ripping open because of a too wet poo.</p> <p>They are stonger than a comparable paper bag.</p> <p>They take up far less space to store in that they can be crumpled and smashed into a small tube or other similar container without damaging their ability to carry objects. Try that with a paper bag!</p> <p>The handles don't come off because of glue failure.</p> <p>They will keep your feet dry and warm on cold, wet rainy days when used over socks.</p> <p>Advertising on plastic bags has more "pop" than on brown paper bags.</p> <p>Paper bags are heavier than plastic and therefore cost more to ship.</p> <p>They are almost perfect for storing wet paint brushes and rollers over night.</p> <p>Figure our another way to fund schools rather than removing plastic bags which are a very convenient and flexible container.</p> <p>You can charge \$0.07 for a paper bag without removing plastic bags from use.</p> <p>Sunlight destroys plastic bags in a very short period of time...not so for paper bags.</p> <p>Paper bags promote the growth of mold when they become wet.</p> <p>Paper bags absorb moisture and are weakened because of this. How far will you get with a leaking container in a paper bag compared to a plastic bag? Not very far.</p>
Why does the .07 go to the local schools? I would like to see the money shared with the local watershed group. I would also like to see this idea put before the voters.
what a stupid idea
This is ridiculous!!!

A bag should be included with a purchase. Bag cost is already factored into item prices; being charged for a bag at checkout would be paying twice for a bag. If a customer doesn't bring their own bag and doesn't have money to buy a bag (food stamps won't cover a bag) do you really expect them to pack their groceries to the car by the armload? even better yet, say they have no car, walking their groceries home by the armful? Folks already struggle enough - there are plenty of other options to fund our schools

I think a ban on plastic bags would be consider a major inconvenience to tourists and residents who would simple switch to larger platic bags to line their wastebaskets and other containers.

Let me choose what I want! Not what you want! You niggers!

We can choose to use paper,plastic or reusable bags without big brother telling us which is best for us. No more taxes.

There should be no fee for the paper bags. Incentives like \$0.10 credit off your purchase if you provide your own bags would be better idea. Positive reinforcement rather than punishment... Catch more bees with sugar then vinegar!

When I am visiting other cities with these bans/costs, I am an unhappy tourist. I have to decide whether to try to carry my goods out in my arms or pay for a bag. It does not make me want to go back. Surely there are other ways to manage and solve our schools' financial struggles.

If I want to have plastic, THEN LET ME HAVE PLASTIC! I'm sick of this communist attitude of telling me what is good for me! FOR FUCK SAKE!

Plastic bags take up much less space in land fill. They also are much stronger. I reuse them many times.

#### **PREVIOUS COUNCIL REPORTS:**

##### **JUNE UPDATE** *(info only--matter will be formally brought back next month)*

The Council heard additional testimony from supporters of the bag ban and from the manager of one of the local grocery stores last month. Councilor Kaufman also provided information she found researching the pros/cons of plastic and paper. The Council tabled the matter to request additional citizen input. Since the May meeting the following has occurred:

- Councilor Campbell composed a draft letter to parents for the school to send out. Minor revisions were made to that draft and then sent on to the school district. The school superintendent said the letter will go out with the year-end report cards. A copy of the letter is attached.
- I put a very short (2 questions and spot for comments) Survey Monkey internet survey together and had posted to the city website soliciting input on the proposal. A copy of the survey is attached. The survey will stay live until one week prior to the July meeting (survey will end July 6<sup>th</sup>). We put a tickler on facebook and will continue to push out the info. I am also going to ask KGBR if they will do a short PSA about it.
- We will send a hardcopy survey on the back of the June waterbills which will go out about June 22<sup>nd</sup>
- We posted the pro/con info Councilor Kaufman compiled from last month as well as information we received from the citizen proponent, Amy Timeus. A brief letter from Timeus is attached to this report.

**FROM MAY REPORT:** The Council first heard this request at the March meeting. Testimony was received and the Council tabled the request until May to gather more information. I don't have a lot more to provide but I did get some direction from our Legal Counsel:

- The City does have the authority to enact a tax which would be passed on to another group—provided the money is used for a public purpose.
- If the City decides to enact a tax Legal Counsel recommended that it be set up like the Transient Room Tax: collected by the operators and remitted to the City with the operators keeping a portion of the tax for their administrative trouble.
- Legal Counsel questioned whether there would be a profit to collect/remit—most bag bans allow operators to collect a nominal fee to offset the cost of the paper recycled bags but it doesn't usually cover the actual increased cost—we heard testimony last month from the manager of McKay's stating the paper is significantly higher in cost than the plastic ones.
- Another thought: typically taxes have some nexus to the use—in this particular case is the concern environmental or school funding? It should be made clear.
- How much money are we really talking? Is it worth the hassle?

**FROM MARCH REPORT:** A Citizen Requested Agenda Item was submitted by Amy Timeus requesting the Council ban all bags in grocery stores in Gold Beach.

Her specific request is:

“What I propose is to do away with all bags at Rays and McKay's. Many other towns have gone to no bags and the consumer is responsible for bringing their own bags which not only save the stores from having to purchase bags but also save the environment. I want to propose that we go bagless here and if a customer needs or wants bags from the store there is a .05 cent per bag charge. I would like that .05 cent charge per bag to then be given to the schools to fund any programs or projects they may be short funding. Since the stores already purchase the bags I don't see why they would have an issue giving the money to the school should this all come into play. The stores would ultimately be paying less for the bags as more people would bring their own. Obviously it would take a while to see how much revenue this would generate for the schools but I feel it would be a win win situation and I want to do all I can to make sure this happens.”



# **ORDINANCES & RESOLUTIONS**

# **GOLD BEACH CITY COUNCIL AGENDA REPORT**



Agenda Item No. 6 a.  
Council Hearing Date: July 13, 2015

**TITLE: Renewal of Coos-Curry Electric Franchise Agreement**

## **SUMMARY AND BACKGROUND:**

The City of Gold Beach and Coos-Curry Electric Cooperative have a franchise agreement for Coos-Curry to operate within our city limits. The Reader's Digest of the purpose of the agreement is so that Coos-Curry can utilize the City right-of-ways for their utility transmission and distribution system (their electric lines). We receive compensation from them in the form of providing us with street lighting at no cost. The initial agreement was for 100 lights for a population of 1930 persons. Every 21 persons over 1930 we receive an additional light. We currently are provided a total of 116 street lights at no cost for our population of 2275 (that number is adjusted annually based on Portland State University estimates).

The most recent franchise agreement was approved on July 18, 2005 for a term of ten (10) years. Section 10 of the agreement provides for an additional 10 years with the same terms if mutually agreed upon by both parties. The CCEC Board approved an extension of the current agreement and terms on May 28<sup>th</sup>. The General Manager met with me recently to discuss the proposed extension. I spoke with legal counsel and she advised that Section 10 of the current agreement permits a one-time extension of the agreement without having to change the entire ordinance—meaning we can adopt a resolution to extend the agreement.

The terms of the current agreement are working well for both parties. The CCEC General Manager and I agreed that both of our agencies work cooperatively together especially when there is a weather outage. We both work with each other when either agency has to make improvements or repairs to our respective utility systems. Staff respectfully requests that the Council adopt the proposed resolution to extend the current agreement and terms for ten (10) years.

## **DOCUMENTS ATTACHED:**

- Copies of the letter from CCEC, their Board resolution, and the current franchise agreement

## **REQUESTED MOTION/ACTION:**

**Approve Resolution R1516-01 extending the franchise agreement**

**Suggested Motion:**

**I make the motion that the Council adopt resolution R1516-01, a resolution extending the expiration date of the franchise agreement with Coos-Curry Electric Cooperative for the operation of an electric transmission and distribution system within the City of Gold Beach adopted as Ordinance No. 587**

**RESOLUTION R1516-01**

**A RESOLUTION EXTENDING THE EXPIRATION DATE OF THE FRANCHISE AGREEMENT WITH COOS-CURRY ELECTRIC COOPERATIVE FOR THE OPERATION OF AN ELECTRIC POWER TRANSMISSION & DISTRIBUTION SYSTEM WITHIN THE CITY OF GOLD BEACH ADOPTED AS ORDINANCE NO. 587**

**WHEREAS:** The City of Gold Beach and Coos-Curry Electric Cooperative entered into an Electric Franchise agreement most recently on July 18, 2005 for a period of ten (10) years; and

**WHEREAS:** Ordinance No. 587 sets the franchise terms; and

**WHEREAS:** SECTION 10 of Ordinance No. 587 provides for a continuation of the agreement for an additional ten (10) year term by mutual written consent of both parties; and

**WHEREAS:** Coos-Curry Electric Cooperative Board of Directors, by their Resolution No. 2015-03 (referenced and hereby incorporated and made part of this resolution as Exhibit A), authorized a continuation of the current agreement for an additional ten (10) years, to July 18, 2025, subject to the same terms.

**NOW THEREFORE, BE IT RESOLVED:** the City Council of the City of Gold Beach authorizes the continuation of the electric franchise agreement, adopted as Ordinance No. 587, with Coos-Curry Electric Cooperative for a period of ten (10) years from July 18, 2015 to July 18, 2025 subject to the original terms and conditions.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, and EFFECTIVE THIS 13<sup>th</sup> DAY OF JULY, 2015.

APPROVED BY:

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Karl Popoff, Mayor

ATTEST:

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Jodi Fritts, City Administrator

**Resolution No. 2015-03  
RESOLUTION OF THE BOARD OF DIRECTORS  
of  
COOS-CURRY ELECTRIC COOPERATIVE, INC.**

**Gold Beach Franchise**

I, Georgia Cockerham, Secretary/Treasurer of **COOS-CURRY ELECTRIC COOPERATIVE, INC.**, a cooperative corporation organized and existing under the laws of the State of Oregon, do hereby certify that, at a meeting of the Board of Directors of said corporation duly held on the 28<sup>th</sup> day of May, 2015, at which a quorum was present and acting throughout, the following resolutions were adopted and are now in full force and effect:

**RESOLVED** Ordinance No. 587 of the City of Gold Beach being a franchise ordinance to Coos-Curry Electric Cooperative, Inc., expires as of July 18, 2015; and

**RESOLVED** by mutual written consent from both parties, this franchise may continue for an additional ten (10) years with the same terms and conditions remaining in effect; and

**RESOLVED** that Coos-Curry Electric Cooperative, Inc. does hereby accept the terms, provisions and conditions of said Ordinance No. 587 a copy of which is attached hereto and made a part hereof, and does hereby agree in writing to the terms and conditions of the same, and

**BE IT FURTHER RESOLVED** General Manager/CEO Roger Meader is hereby authorized by written consent to authorize the continuation of Ordinance No. 587 for an additional ten (10) years from July 18, 2015 thru July 18, 2025.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Corporation this 28<sup>th</sup> day of May, 2015.

(seal)

  
\_\_\_\_\_  
Georgia Cockerham, Secretary/Treasurer

ATTEST:

  
\_\_\_\_\_  
C.L. McMahan, President

June 18, 2015

Jodi Fritts-Matthey  
29592 Ellensburg Ave  
Gold Beach, OR 97444



Re: City of Gold Beach Franchise Renewal

Dear Mrs. Fritts-Matthey,

Our records show that the Franchise Agreement (City Ordinance No. 587) between the City of Gold Beach and Coos-Curry Electric Cooperative, Inc. (CCEC) will expire in July, 2015.

The franchise grants the privilege and terms for CCEC to own and operate an electrical system within the corporate limits of the City of Gold Beach.

In consideration for granting said franchise CCEC is providing, without charge, 100 streetlights based on a theoretical population of 1930. Furthermore, CCEC will provide an additional streetlight for each twenty-one (21) persons the City's population increases over 1930. At this time CCEC is providing, without charge, 116 streetlights based on a population of 2,275.

Section 10 of the Franchise Agreement allows, by mutual consent, for a continuation of the agreement as written for an additional ten (10) years. CCEC has reviewed the agreement and found that it continues to meet our needs.

The CCEC Board of Directors proposes to the City of Gold Beach that we extend the agreement. Attached for your consideration is a CCEC Board Resolution 2015-03 to extend the franchise agreement as written from July, 2015 to July, 2025.

Sincerely,

A handwritten signature in black ink that reads "Roger Meader".

Roger Meader  
General Manager/CEO

Mailing Address for all Coos-Curry Electric Co-op offices: P.O. Box 1268, Port Orford OR 97465-1268

Port Orford Office: 43050 Hwy 101 Port Orford OR 97465 · Phone: 541-332-3931 Fax: 541-332-3501  
Brookings Office: 815 Railroad St Brookings OR 97415 · Phone: 541-469-2103 Fax: 541-469-3193  
Gold Beach Office: 29439 Ellensburg Gold Beach OR 97444 · Phone: 541-247-6638 Fax: 541-247-6630  
Coquille Office: 220 S Mill Ave Coquille OR 97423 · Phone: 541-396-3118 Fax: 541-396-3119

[www.ccec.coop](http://www.ccec.coop)

After Hours Outage Number 866-352-9044

**Resolution No. 2015-03**  
**RESOLUTION OF THE BOARD OF DIRECTORS**  
**of**  
**COOS-CURRY ELECTRIC COOPERATIVE, INC.**

**Gold Beach Franchise**

I, Georgia Cockerham, Secretary/Treasurer of **COOS-CURRY ELECTRIC COOPERATIVE, INC.**, a cooperative corporation organized and existing under the laws of the State of Oregon, do hereby certify that, at a meeting of the Board of Directors of said corporation duly held on the 28<sup>th</sup> day of May, 2015, at which a quorum was present and acting throughout, the following resolutions were adopted and are now in full force and effect:

**RESOLVED** Ordinance No. 587 of the City of Gold Beach being a franchise ordinance to Coos-Curry Electric Cooperative, Inc., expires as of July 18, 2015; and

**RESOLVED** by mutual written consent from both parties, this franchise may continue for an additional ten (10) years with the same terms and conditions remaining in effect; and

**RESOLVED** that Coos-Curry Electric Cooperative, Inc. does hereby accept the terms, provisions and conditions of said Ordinance No. 587 a copy of which is attached hereto and made a part hereof, and does hereby agree in writing to the terms and conditions of the same, and

**BE IT FURTHER RESOLVED** General Manager/CEO Roger Meader is hereby authorized by written consent to authorize the continuation of Ordinance No. 587 for an additional ten (10) years from July 18, 2015 thru July 18, 2025.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Corporation this 28<sup>th</sup> day of May, 2015.

(seal)

  
\_\_\_\_\_  
Georgia Cockerham, Secretary/Treasurer

ATTEST:

  
\_\_\_\_\_  
C.L. McMahan, President

ORIGINAL

ORDINANCE NO. 587

AN ORDINANCE GRANTING TO COOS-CURRY ELECTRIC COOPERATIVE, INC., A COOPERATIVE FORMED UNDER THE LAWS OF THE STATE OF OREGON, A 10-YEAR FRANCHISE FOR THE OPERATION OF AN ELECTRIC POWER TRANSMISSION AND DISTRIBUTION SYSTEM WITHIN THE CITY OF GOLD BEACH, OREGON; PRESCRIBING THE TERMS, CONDITIONS AND MANNER OF ACCEPTANCE OF SAID FRANCHISE; REPEALING ORDINANCE NO. 388 AND ANY OTHER ORDINANCES THAT MAY BE IN CONFLICT.

The City of Gold Beach ordains as follows:

Section 1. It is hereby granted by the City of Gold Beach to Coos-Curry Electric Cooperative, Inc., a cooperative corporation organized under the laws of the State of Oregon, its successors and assigns, the right, privilege and franchise of installing, owning, operating and maintaining an electric power service, transmission, and distribution system or systems by means of poles, conduits, wires, cables or other equipment and appliances, in, upon, over, under and along the streets, alleys and other public places within the corporate limits of the City of Gold Beach.

Section 2. It shall be lawful for the Coos-Curry Electric Cooperative to make all needful and necessary excavations in any of said streets, alleys, avenues, thoroughfares or public highways within said city for the purpose of erecting or maintaining poles or other supports for said wires or other conductors underground or above ground for the repairing of same. Said work shall be done in compliance with the rules, regulations ordinances and orders which have been heretofore, or which may hereafter during the continuance of this franchise be required passed by the City of Gold Beach. The Cooperative shall advise the City Engineer or other designated representatives of the city of the proposed location of new poles, conduits, wires, cables and other equipment not less than five days prior to the commencement of work thereon. The City Engineer or city representative may require reasonable changes in proposed locations for the purpose of protecting public safety and traffic.

Section 3. Whenever the Cooperative shall disturb any of the streets, alleys, avenues, thoroughfares or public highways for the purpose described above, said Cooperative shall restore the same to good order and condition as soon as practical without unnecessary delay at the sole expense of the Cooperative. Any such construction shall be well lighted, barricaded and appropriate warning devices installed for the protection of the public. If said Cooperative does not make such repairs within a reasonable time, the City of Gold Beach may cause such repairs to be made at the expense of the Cooperative.

Section 4. Nothing in this ordinance shall be construed in any way to prevent the proper authorities in the City of Gold Beach from grading, paving, repairing, altering, excavating, or installation of city utilities or improving any of the streets, alleys, avenues, thoroughfares or public highways within the City of Gold Beach in which or upon the poles, wires, conductors, conduits, pipes or other apparatus of the Cooperative may be placed. The City of Gold Beach agrees that all of its work or improvements shall be done in such a manner so as not to unreasonably obstruct or

prevent the free use of said poles, wires, conductors, conduits, pipes or other apparatus of the Cooperative and the city authorities determination in this matter shall be final.

Section 5. Whenever it becomes necessary to temporarily rearrange, remove, lower or raise wires, cables or other plant of the Cooperative for the passage of buildings, machinery or other objects, the said Cooperative shall temporarily rearrange, remove, lower or raise its wires, cables or other plant as the necessities of the case require; provided, however, that the person or persons desiring to move any such buildings, machinery or other objects, shall pay the entire actual cost to the said Cooperative of changing, altering, moving, removing or replacing its wires, cables, or other plant so as to permit such passage, and shall deposit in advance with said Cooperative, a sum equal to such cost as estimated by said Cooperative, its successors and assigns, and shall pay all damages and claims of any kind whatsoever, direct or consequential caused directly or indirectly by the changing, altering, moving, removing or replacing of said wires, cables or other plant, except as may be occasioned through the negligence of said Cooperative so as to permit such passage. Said Cooperative shall be given not less than ninety-six (96) hours written notice by the party desiring to move such building or other objects. Said notice shall detail the routes of movement of such buildings or other objects over and along the streets, alleys, avenues, thoroughfares and public highways of the City of Gold Beach and shall bear the approval of said City by the City Administrator or such other officials as may be designated. Such moving shall be with as much haste as possible and shall not be unnecessarily delayed or cause the said Cooperative unnecessary expense or waste of time. The provisions of this section shall be carried out in accordance with the ordinance of the City of Gold Beach regulating such matters.

Section 6. The Cooperative expressly assumes all risks of operation of its system within the City of Gold Beach and shall indemnify and save harmless the City of Gold Beach from all damages, claims, or injuries which may be alleged or awarded against the Cooperative of the City of Gold Beach in favor of any person, firm or corporation resulting solely from any act or thing done or omitted to be done by the Cooperative by virtue of the authority herein granted.

Section 7. In consideration of the granting of said franchise, the Cooperative shall furnish the City of Gold Beach without charge, 100 street lights with wattage not to exceed 200 watts, including installation, maintenance, replacement of bulbs, and electric energy for operation of same. It is understood that more than this number of street lights may now be in operation within the City; and the remaining lights and all additional lights installed hereinafter in excess of 100 lights shall be upon the customary contractual basis; provided however, that the said 100 lights are furnished based on the theoretical population of the City of 1930 persons, then and at the time, the Cooperative shall furnish one additional light as the City may designate for each increase of 21 persons over said theoretical population 1930 persons.

Section 8. The parties further agree that the City of Gold Beach shall have the option to review every five years, during the term of this franchise, the amount of consideration as described above it receives from the Cooperative. Said review shall always be subject to provisions of Oregon Revised Statutes and or the Public Utilities Commission's Administrative Rules of the State of Oregon. Said option shall be available only on the fifth anniversary of this franchise provided that the City gives at least (90) days written notice prior to the anniversary date. Any amendment

negotiated hereunder shall be effective at a date agreed by the parties. Any new fee shall be computed from that date and paid pursuant to the agreement of the parties, if any.

Section 9. During the period of this franchise, the City of Gold Beach shall not receive nor levy upon or extract from the Cooperative any license fee, franchise fee or privilege tax or other charges for any purpose whatsoever except the consideration described herein or as amended pursuant to this agreement.

Section 10. The rights, privileges and franchise hereby granted shall continue to be in full force for a period of ten (10) YEARS FROM THE DATE OF PASSAGE OF THIS ORDINANCE. At the beginning of the 10<sup>th</sup> anniversary date, by mutual written consent from both parties, this franchise may continue for an additional ten (10) years with the same terms and conditions remaining in effect. This ordinance shall be effective 30 days following the date of the 2<sup>nd</sup> reading.

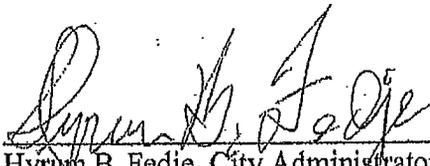
Section 11. Every section, provision or part of this ordinance is declared separable from every other section, provision or part; and if any section, provision or part hereof shall be held invalid it shall not affect any other section, provision or part.

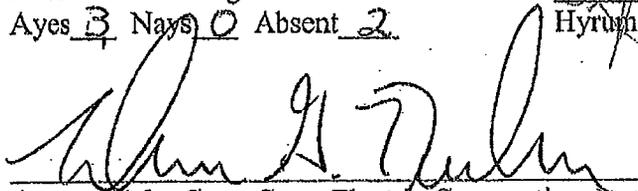
DATED this 18<sup>th</sup> day of July, 2005.

Date of 1<sup>st</sup> reading 6/13/05  
Ayes 5 Nays 0 Absent 0

  
Karl Popoff, Mayor

Date of 2<sup>nd</sup> reading 7/18/05  
Ayes 3 Nays 0 Absent 2

  
Hyrum B. Fedje, City Administrator

  
Approved for Coos-Curry Electric Cooperative, Inc.

8-1-05  
Date:

By: Werner Buehler

Coos-Curry Electric Cooperative, Inc  
PO Box 128  
Port Orford OR 97463

**RESOLUTION #614  
RESOLUTION AND CERTIFICATIONS  
OF THE BOARD OF DIRECTORS  
Gold Beach Franchise**

**WHEREAS**, Ordinance No. 388 of the City of Gold Beach being a franchise ordinance to Coos-Curry Electric Cooperative, Inc., expired as of March 8, 2003; and,

**WHEREAS**, the City of Gold Beach, acting by and through its counsel has passed Ordinance No. 587, granting a ten (10) year franchise to Coos-Curry Electric Cooperative, Inc. subject to the same being accepted by Coos-Curry Electric Cooperative, Inc., a copy of which Ordinance No. 587, is attached hereto and made a part hereof.

**NOW, THEREFORE, BE IT RESOLVED THAT**, Coos-Curry Electric Cooperative, Inc. does hereby accept the terms, provisions and conditions of said Ordinance No. 587 and does hereby agree in writing to the terms and conditions of the same, and

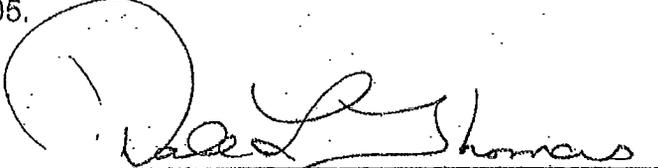
**BE IT FURTHER RESOLVED THAT**, General Manager/CEO Werner G. Buehler is hereby authorized to sign Ordinance No. 587 on behalf of the Cooperative as "Approved by Coos-Curry Electric Cooperative, Inc.," and

**BE IT FURTHER RESOLVED THAT**, a certified copy of this Resolution be forwarded to the City Recorder of the City of Gold Beach.

**CERTIFICATE OF SECRETARY**

I, Dale L. Thomas, certify that I am the Secretary of Coos-Curry Electric Cooperative, Inc. Board of Directors, and that the above and foregoing Resolution of the Board of Directors was adopted at the Board Meeting of the Board of Directors of Coos-Curry Electric Cooperative, Inc., held on the 29<sup>th</sup> day of July, 2005, at which a quorum was present, and that the above Resolution of the Board of Directors has not been modified or rescinded.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Cooperative this 29<sup>th</sup> day of July, 2005.

  
\_\_\_\_\_

Dale L. Thomas, Secretary

(seal)

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. **6 b. & 9 b.**  
Council Hearing Date: July 13, 2015

**TITLE: Annual Inflation Adjustment for Water & Sewer Utility Rates  
Resolution R1516-02**

**SUMMARY AND BACKGROUND:**

Annual adjustments to the water sewer utility rates are based on the Municipal Cost index yearly information. For the calendar year 2014 the index increased by 1.51%. Depending on the rate (inside/outside, residential/commercial) this changes the current rates between \$0.26-\$0.39 on the base rate. The flat sewer rate will increase by \$0.33.

	MCI	% change by		MCI components		
		Month	Year	CCI	CPI	PPI
January 2014	230.6	-0.13	1.4	248.7	233.9	201.0
February 2014	231.2	0.44	1.77	248.9	234.6	203.5
March 2014	232.7	.63	2.09	249.5	234.9	206.0
April 2014	233.6	.04	1.8	250.6	235.6	207.0
May 2014	234.6	0.44	2.19	251.7	236.3	208.0
June 2014	234.8	0.1	2.37	251.8	237.1	208.0
July 2014	235.4	0.26	2.44	252.6	237.7	208.3
August 2014	235.5	0.04	2.26	252.9	237.9	208.0
September 2014	235.3	-0.08	2.13	253.6	237.4	206.8
October 2014	235.6	0.13	1.77	254.3	237.6	206.5
November 2014	235.1	-0.21	1.56	255.1	237.6	203.6
December 2014	234.5	-0.26	1.51	255.7	237.0	201.2

*During the public hearing portion of the meeting testimony will be taken on the proposed rate increase. In the Ordinances & Resolutions section of the meeting a resolution has been prepared for review and possible adoption.*

**FINANCIAL IMPACT:**

The incremental rate increase annually will ensure that the enterprise funds keep up with inflation

**DOCUMENTS ATTACHED:**

- Resolution R1516-02

**REQUESTED MOTION/ACTION:**

In the Ordinances & Resolutions section of the meeting a resolution has been prepared for adoption

**Suggested Motion:**

I make the motion to APPROVE/DENY Resolution R1516-02, a resolution setting water and sewer utility rates and implementing an annual inflation adjustment rate and repealing Resolution R1314-24 and any other resolutions that may be in conflict.

**COPY OF REPORT AND ATTACHMENTS SENT TO:**

Council  
Public Works

**RESOLUTION R1516-02**

**A RESOLUTION SETTING WATER & SEWER RATES AND IMPLEMENTING AN ANNUAL INFLATION ADJUSTMENT RATE AND REPEALING RESOLUTION R1314-24 AND ANY OTHER RESOLUTIONS THAT MAY BE IN CONFLICT**

**WHEREAS**, The City of Gold Beach provides water and sewer utility services for businesses, agencies, and private residents within the Gold Beach city limits, and water service within the Urban Growth Boundary; and

**WHEREAS**, the City of Gold Beach Utility Code Sections 3.125 & 3.400 grant the City Council exclusive control over and regulation of water and sewer use charges, including the authority to review, and by resolution, to set or change charges; and

**WHEREAS**, the City Council has determined that annual rate adjustments are necessary to keep pace with inflation and maintain financially sustainable water and sewer utility systems. Inflation adjustments are based on the Municipal Cost Index published by American City and County. The published inflation rate for calendar year 2014 was 1.51%. Base Water and Sewer rates will be adjusted according to this inflation factor. A hearing on the proposed rate increase will be held annually prior to the rate adjustment.

**THEREFORE BE IT RESOLVED** the City Council of the City of Gold Beach, Oregon, adopts the consolidated utility rate schedule attached to this resolution as EXHIBIT A effective August 1, 2015, and hereby repeals Resolution R1314-24 and any other resolutions that may be in conflict.

PASSED BY THE CITY COUNCIL OF THE CITY OF GOLD BEACH, COUNTY OF CURRY, STATE OF OREGON, AND EFFECTIVE THIS 13<sup>th</sup> DAY OF JULY 2014.

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Karl Popoff, Mayor

ATTEST:

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Jodi Fritts, City Administrator

**RESOLUTION R1516-02 EXHIBIT A**

**WATER AND SEWER UTILITY RATES including reserve and debt service**

<b>WATER</b>	<b>CURRENT RATE</b>	<b>PROPOSED FY1516 RATE</b>	
Inside City Residential	\$ 16.97	\$ 17.23	First 1500 Gallons
Outside City Residential	\$ 18.65	\$ 18.94	First 1500 Gallons
Inside City Commercial	\$ 23.20	\$ 23.55	First 3000 Gallons
Outside City Commercial	\$ 25.83	\$ 26.22	First 3000 Gallons
Water Reserve	\$ 2.00	\$ 2.00	Per Account Reserve fund for Water Treatment Plan

**\*\*Rates will be adjusted annually on July 1 based on the annual Municipal Cost Index average available at the time of this resolution  
Calendar year 2014: 1.51%**

<b>SEWER</b>	<b>RATE</b>	
Sewer Utility	\$ 21.40	\$ 21.73 Per EDU/ERU Monthly sewer usage fee
Sewer Reserve	\$ 3.00	\$ 3.00 Per Account Reserve fund for Sewer maintenance
WWTP Debt Service	\$ 20.00	\$ 20.00 PER EDU/ERU Debt service for WWTP plant
Sewer Line 101 Debt Service	\$ 6.00	\$ 6.00 PER EDU/ERU Debt service for Hwy 101 main sewer line improvements in completed in 2005

**\*\*Sewer Utility rate will be adjusted annually on July 1 based on the annual Municipal Cost Index average available at the time of this resolution  
Calendar Year 2014: 1.51%**



# **MISC. ITEMS**

**(INCLUDING POLICY DISCUSSIONS  
& DETERMINATIONS)**

**GOLD BEACH CITY COUNCIL  
AGENDA REPORT**



Agenda Item No. **10. a.**  
Council Hearing Date: July 13, 2015

**TITLE: Draft Sign Code Update**

**SUMMARY AND BACKGROUND:**

**JULY UPDATE:**

We had the workshop on June 22<sup>nd</sup> and went over the proposed sign code update that the Planning Commission had worked on and then sent to the Council with a recommendation for adoption. There were several questions, comments, and concerns that I will need to address and research.

Councilor Kaufman requested that staff perform a side-by-side analysis on specific portions of the proposed new code vs. the existing code because there are several potentially dramatic changes. Staff will work on that and the other items and bring the changes back to the Council for the August meeting. If there are any other questions or concerns prior to August please send those to me so I can incorporate them. Thank you for hard work at the workshop. Everyone had really good questions and comments.

**FROM JUNE MEETING:**

The Planning Commission spent a lot of time (over a year) completely reviewing and modifying a model sign code our attorney provided. They finished that review in 2013 and recommended that the Council adopt the proposed new code. I have provided this draft code to the Council on a few different occasions in the past couple of years (I can provide it again on request). At the December 2014 meeting I was directed to put together an amendment to the existing sign code to permit electronic reader boards. I provided a draft amendment in April. At that time it was decided rather than piece meal the sign code, update of the entire new draft should be scheduled. Tentatively the 4<sup>th</sup> Monday, June 22<sup>nd</sup> was discussed as a workshop date to gather public comment. I want to verify this date with the Council or schedule a date certain for the workshop. The draft code will be uploaded to our website for public review.