



Eugene City Council

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www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

May 13, 2019

7:30 p.m. CITY COUNCIL MEETING
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401

Meeting of May 13, 2019;
Her Honor Mayor Lucy Vinis Presiding

Councilors

Betty Taylor, President
Greg Evans
Mike Clark
Jennifer Yeh

Emily Semple, Vice President
Chris Pryor
Claire Syrett
Alan Zelenka

7:30 p.m. CITY COUNCIL MEETING

1. APPLICANT STATEMENTS FOR CITY BOARDS AND COMMISSIONS

2. PUBLIC FORUM

3. CONSENT CALENDAR

A. Approval of City Council Minutes

- April 8, 2019, Work Session
- April 8, 2019, Meeting
- April 10, 2019, Work Session
- April 15, 2019, Work Session
- April 15, 2019, Public Hearing
- April 17, 2019, Work Session
- April 22, 2019, Work Session
- April 22, 2019, Meeting
- April 24, 2019, Work Session

B. Approval of Tentative Working Agenda

**C. Ratification of the Metropolitan Wastewater Management Commission
Fiscal Year 2020 Regional Wastewater Program Budget and Capital
Improvements Program**

- 4. PUBLIC HEARING AND POSSIBLE ACTION: An Ordinance Vacating a Portion of Pearl Alley, Located Between E. 5th Alley and E. 5th Avenue, and Providing for an Immediate Effective Date (City File VRI 19-1)**
- 5. PUBLIC HEARING AND POSSIBLE ACTION: An Ordinance Concerning Restrictions on the Distribution of Single-Use Serviceware, Adding Sections 6.870 and 6.872 to the Eugene Code, 1971, And Amending Section 6.990 of that Code**
- 6. ACTION: East 3rd Alley Property Disposition**

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El consejo de la Ciudad de Eugene agradece su interés en estos asuntos de la agenda. El lugar de la reunión tiene acceso para sillas de ruedas. Se puede proveer a un intérprete para las personas con discapacidad auditiva si avisa con 48 horas de anticipación. También se puede proveer interpretación para español si avisa con 48 horas de anticipación. Para reservar estos servicios llame al 541-682-5010. Las reuniones del consejo de la ciudad se transmiten en vivo por Metro Television, Canal 21 de Comcast y son retransmitidas durante la semana.

<p>For more information, contact the Council Coordinator at 541-682-5010, or visit us online at www.eugene-or.gov.</p>

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Applicant Statements for City Boards and Commissions

Meeting Date: May 13, 2019
Department: City Manager's Office
www.eugene-or.gov

Agenda Item Number: 1
Staff Contact: Cas Casados
Contact Telephone Number: 541-682-8497

ISSUE STATEMENT

This is an opportunity for City Council to hear from applicants for open positions on the City's Boards and Commissions. City Council selects a number of applicants each year to deliver a three-minute candidate statement regarding their interest in serving the community through board or commission membership.

BACKGROUND

The City holds an annual recruitment process for openings on the boards and commissions. The recruitment period extended from January 25 through March 10 this year, wherein the City advertised 38 openings on 11 boards and commissions. Of the applications received, 80 were for council-appointed groups and 29 for departmental groups.

This item will include statements from candidates who were unable to attend the April 22, 2019, meeting.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

There are no council options to present at this time.

CITY MANAGER'S RECOMMENDATION

The City Manager has no recommendation on this item.

SUGGESTED MOTION

No motions are needed at this time. Appointments to the boards and commissions are scheduled for June 10, 2019.

ATTACHMENTS

A. Candidate applications (under separate cover)

FOR MORE INFORMATION

Staff Contact: Cas Casados

Telephone: 541-682-8497

Staff E-Mail: ccasados@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Forum

Meeting Date: May 13, 2019
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This segment allows citizens the opportunity to express opinions and provide information to the council. Testimony presented during the Public Forum should be on city-related issues and should not address items which have already been heard by a Hearings Official or are on the present agenda as a public hearing item.

SUGGESTED MOTION

No action is required; this is an informational item only.

FOR MORE INFORMATION

Staff Contact: Beth Forrest
Telephone: 541-682-5882
Staff E-Mail: bforrest@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: May 13, 2019
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3A
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

SUGGESTED MOTION

Move to approve the minutes for the April 8, 2019, work session and meeting, April 10, 2019, work session, April 15, 2019, work session and public hearing, April 17, 2019, work session, April 22, 2019, work session and meeting, and April 24, 2019, work session.

ATTACHMENTS

- A. April 8, 2019, Work Session
- B. April 8, 2019, Meeting
- C. April 10, 2019, Work Session
- D. April 15, 2019, Work Session
- E. April 15, 2019, Public Hearing
- F. April 17, 2019, Work Session
- G. April 22, 2019, Work Session
- H. April 22, 2019, Meeting
- I. April 24, 2019, Work Session

FOR MORE INFORMATION

Staff Contact: Beth Forrest
Telephone: 541-682-5882
Staff E-Mail: bforrest@eugene-or.gov

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 8, 2019
5:30 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor, and Claire Syrett (via phone)

Mayor Vinis opened the March 8, 2019, work session of the Eugene City Council.

1. Committee Reports and Items of Interest

- Councilor Taylor – Reported on League of Cities work with Councilor Evans; expressed concern about EWEB policies regarding missed payments; suggested working towards Federal subsidies for Amtrak.
- Councilor Semple – Expressed concern regarding oil cars in Eugene; spoke about online resources for tree inspections; expressed continued interest in downtown day center; expressed concern for changes in Saturday Market operations and communications.
- Mayor Vinis – Mentioned work being done at Hunsaker and Beaver Lane to make area safer; shared about future attendance to Walkability Conference regarding Vision Zero; discussed work on TAC report recommendation implementation; discussed attendance to Prepare Out Loud; gave kudos to various City staff working on projects.

2. Community Safety Initiative

Assistant City Manager Kristie Hammit, Fire Chief Joe Zaludek, Police Chief Chris Skinner, and Senior Financial Analyst Maurizio Bottalico provided information about a possible payroll tax structure to fund the Community Safety service system gaps.

(Councilor Zelenka arrived at 6:10 p.m.; Councilor Syrett called in at 6:15 p.m.)

Council Discussion:

- Councilor Clark – inquired about the amounts of the library levy and parks levy and bond; expressed concern about the order of needs funded and the mechanism for funding community safety but would like community safety needs prioritized.
- Councilor Evans – expressed support for the proposed mechanism; cited personal anecdote about need for services; suggested there is not another mechanism available to meet the need for community safety; asked about the net affect of investment on emergency calls.
- Councilor Taylor – expressed desire for public shelter downtown; expressed disagreement with Councilor Clark stating that libraries and parks are a matter of community safety; expressed concerns about equity of payroll tax; suggested use of transient tax instead of a payroll tax and supported lobbying the state to repurpose state transient tax dollars.
- Councilor Pryor- stated the need to do something quickly and create responsiveness within the City; cited work to view options for funding mechanism and expressed belief that a payroll tax works; voiced a desire to focus on what can be done rather than what can't be done.

- Councilor Zelenka – cited support for community safety needs and package of services but expressed concern about a payroll tax; suggested a payroll tax is not progressive and suggested methods for making a payroll tax more progressive; mentioned desire for more community engagement and possibly a public vote.
- Councilor Clark – agreed with other councilors about the need; cited previous suggestion for an alternative funding mechanism; supported deciding the issue as a council rather than sending it to a public vote.
- Councilor Semple – asked for clarification about Councilor Clark’s alternative funding mechanism.
- Councilor Clark – cited annexations of River Road/Santa Clara properties as a mechanism for incremental, additional revenue.
- Councilor Semple – asked staff about balance of budget estimates; expressed support for the payroll tax and referenced a future report about where tax revenue would go within community safety; expressed hope for community support.
- Councilor Zelenka – inquired if there is an updated analysis of how many people work in Eugene versus live in Eugene; expressed appreciation that cost of community safety under payroll tax would be split with non-residents.
- Councilor Clark – inquired if revenue from annexations of River Road and Santa Clara properties was discussed as a part of the funding mechanism analysis; made additional comments about who bears the burden of a payroll tax.
- Councilor Semple – reminded council that nonprofits and lower wage earners were included in payroll tax as a measure of fairness.
- Mayor Vinis – suggested that a payroll tax is meant to be broad and shallow with minimal impact; expressed desire for more time to show impact of bridge funding and reminded council of the promise to establish long-term funding; referenced TAC Report and interconnected nature of community safety and homelessness/housing efforts.
- Councilor Pryor –expressed interest in analyzing alternative tax structures to address concerns about lower wage workers.
- Councilor Zelenka – asked staff to produce a variable rate analysis and expressed that progressivity is more important than simplicity.

The work session adjourned at 6:34 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 8, 2019
7:30 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor, and Claire Syrett (*via phone*)

Mayor Vinis opened the March 8, 2019, meeting of the Eugene City Council and reported on the City's pursuits to work at the federal level to address lack of local control of 5G installation.

1. PUBLIC FORUM

1. Todd Boyle – expressed preference for a more straightforward approach to subsidizing housing.
2. Margaret Thumel – expressed concerns regarding drug activity on River Road.
3. Tim Stuart – voiced concerns about the increase in crime along River Road area.
4. Seth Sadofsky – would like the City to do more to address climate change.
5. David Ivan Piccioni – shared his ideas regarding legalizing drugs.
6. Abraham Likwornik – encouraged the City to take local action on 5G and smart meters.
7. William Collinge – voiced concern about denial of scientific evidence of the dangers of 5G.
8. Pamela Wible – expressed her opposition to the installation of 5G.
9. Kathy Ging – urged a local ordinance banning installation of 5G by April 15.
10. Bekki Bruckner – said 5G towers violate existing telecommunications ordinances.
11. Sabrina Siegel – requested an emergency work session on 5G.
12. Colin Farnsworth – requested a work session on 5G.
13. Adriane Myers – shared information about scientific studies regarding 5G.
14. Robin Bloomgarden – shared information about legal approaches to banning 5G.
15. Krista Rojas – expressed concerns about 5G radiation levels.
16. Roberly Heigh Hearsch – voiced concerns about the impact of 5G on clear thinking.
17. Victor Odilivak – demanded that the City take action to block 5G.
18. Jesse Hubbe – asked the council to take action to put an end to 5G installations.
19. Paul Prince – shared concerns regarding the health effects of 5G.
20. Joshua Korn – urged the council to protect its residents from 5G and avoid liability issues.
21. Joe LaFleur – shared his observations on the bird population in moving from 3G to 4G.
22. Cynthia Kokis – supported a CET program that doesn't use General Fund money.
23. Hope Vaccher – shared the impact of 5G on her family and demanded a work session.
24. Jennifer Frenzer-Knowlton – spoke in favor of a CET for affordable housing.
25. Martha Bryson – demanded timely action on affordable housing.
26. Barb Prentice – expressed her strong opposition to the unlawful transfer ordinance.
27. Michael Carrigan – expressed support for a one percent CET.
28. Darcy Phillips – expressed support for City Manager's original CET proposal.
29. Tiffany Edwards – highlighted the collaborative problem-solving leading to the CET.
30. Ed McMahon – expressed support for the City Manager's original CET proposal.
31. Laura Ohanian – encouraged council to defy any unjust laws that allow 5G.
32. John Thielking – urged council to take fast action on climate change and 5G.
33. Bonnie Souza – expressed strong opposition to the unlawful transfer ordinance.
34. David Fidanque – urged council not to pass the unlawful transfer ordinance.
35. Timothy Morris – spoke in favor of the one percent CET for funding affordable housing.
36. Ryan Moore – expressed his support for a one percent CET for more affordable housing.

37. Joshua Caraco –supported a one percent CET and other action to increase housing.
38. Daniel Ivy – expressed his support for a one percent CET to fund affordable housing.
39. Katie Hall – spoke in support of a .5 percent CET and its collaborative development.
40. Jane Katra – spoke against installation of 5G; asked council to protect residents.
41. Kaarin Knudson – spoke in support of the City Manager’s original CET proposal.
42. Dallas Smith – spoke in support of a CET to create more affordable housing.
43. Susan Klein – shared a video of 5G radiation measurements.
44. Heather Dean – appealed to the City Council to help stop proliferation of 5G.
45. John Van Landingham – spoke in support of the City Manager’s original CET proposal.
46. Kimberly Gladen – spoke in opposition to taxing people living on minimum wage.
47. Shaun Winter – supported CET at one-percent level to create funds for more affordable housing.
48. David Hoffman – encouraged the City to defy federal legislation regarding 5G.
49. Zondie Zinke – supported a one-percent CET with no upper limit on projects.
50. Stefan Strek – shared that he is running in a special election and asked for support.
51. Ingrid Edstrom – shared her concerns about the health impacts of 5G.

Council Discussion:

- Councilor Clark – said he would like more proof about the harm of 5G technology; supported the idea of a work session to get better informed about the negative effects of the technology; shared plans to circulate a work session poll.

2. **CONSENT CALENDAR**

A. Approval of City Council Minutes

- January 28, 2019, Work Session
- January 28, 2019, Meeting
- January 30, 2019, Work Session
- February 19, 2019, Joint Work Session
- February 19, 2019, Public Hearing
- February 20, 2019, Work Session
- February 23, 2019, Workshop
- March 6, 2019, Work Session

B. Approval of Tentative Working Agenda

C. Adoption of a Resolution Annexing Land (Assessor’s Map 17-04-11-22, Tax Lot 00320; Located South of Blackfoot Avenue, West of Crocker Road) and a Portion of Blackfoot Avenue Right-Of-Way to the City of Eugene (City File: Osuna, Morgan and Hannah; A 19-1)

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to approve the items on the Consent Calendar. **PASSED 8:0**

3. **ACTION: An Ordinance Concerning Imposition of a Construction Excise Tax on Commercial and Residential Improvements and Adding Sections 3.730, 3.732, 3.734, 3.736, 3.738, 3.740, 3.742, 3.744, 3.746 and 3.748 to the Eugene Code, 1971.**

City Manager Jon Ruiz gave a brief introduction to the issue.

MOTION: Councilor Pryor, seconded by Councilor Evans, moved to adopt an ordinance concerning imposition of a construction excise tax on commercial and residential improvements consistent with the City Manager’s recommendation of December 2018.

Council Discussion:

- Councilor Pryor – spoke in support of the original consensus-based solution proposed.
- Mayor Vinis – asked a question of the City Attorney regarding process.
- Councilor Pryor – accepted the City Attorney’s clarification of the motion; acknowledged the collaborative process in determining the City Manager’s original recommendation and emphasized his desire to keep as many partners as possible on board for future housing work.
- Councilor Syrett – acknowledged the work of the coalition of people who worked together; viewed the City Manager’s recommendation as a policy designed to ease the building community into the idea of a CET; preferred to pass a one percent CET and evaluate its impact in the future rather than compromise too much.
- Councilor Taylor – asked for clarification about whether the ordinance brings in new money; thought the ordinance was deceptive and opposed the \$1 million limit as well as the MUPTE exemption.
- Councilor Zelenka – expressed doubt that either proposal would show impact or success in a couple of years; noted that most Oregon communities have adopted a one-percent CET.
- Councilor Clark – argued that the market has worked perfectly and that the central issue was the cost of land and the need for an Urban Growth Boundary expansion.
- Councilor Semple –preferred to postpone the discussion; listed her concerns about both the upper and lower limits and the proposed MUPTE exemption; said the proposed CET simply moves money around rather than generating new funds; supported setting a .5 percent CET reevaluating after two years.
- Councilor Evans – emphasized that the proposal was community-generated through a coalition of people with differing views; would like to support their hard work; preferred to evaluate whether to move to a one percent CET at the end of the first two years.
- Councilor Yeh – expressed support for the motion as a good compromise for all involved.
- Councilor Semple – said she would support the motion with amendments because there were so many people in the community who supported it; made a motion to amend to start with a fixed .5 percent rate and remove the \$1 million upper limit (*motion to amend was not seconded*);
- Councilor Clark – asked staff why the \$1 million cap was important.
- Councilor Syrett – supported the removal of the cap and asked staff whether other cities had upper limits in their ordinances.

MOTION TO AMEND: Councilor Semple, seconded by Councilor Syrett, moved to amend to delete 3.732(3) and renumber accordingly. **PASSED 5:3**, councilors Evans, Pryor, and Clark opposed.

- Councilor Taylor – stated she would vote for one percent, but would like to remove the MUPTE exception.
- Councilor Semple – did not think paying the CET was an insurmountable amount of money for developers receiving a MUPTE.
- Councilor Clark – thought the reason both tax exemptions made sense was because there was a need to provide more incentives for building housing.
- Councilor Syrett – agreed with Councilor Clark that the MUPTE was a prescribed program to help with certain types of housing and imposing a tax on those properties would disincentivize the building of multi-family housing.
- Councilor Clark – said a CET disincentivizes building homes.

MOTION TO AMEND: Councilor Taylor, seconded by Councilor Semple, moved to amend to delete the MUPTE exception. **FAILED 3:5**, councilors Evans, Pryor, Syrett, Yeh and Clark opposed.

VOTE ON MAIN MOTION AS AMENDED: Move to adopt an ordinance concerning the imposition of a construction excise tax on commercial and residential improvements consistent with the City Manager's recommendation of December, 2018. That recommendation being the ordinance in council's packet with the following change: replace "From July 1, 2020 through June 30, 2021:" in EC 3.732(1)(b) and (2)(b) with "Beginning July 1, 2020:" and delete EC 3.732(1)(c) and (2)(c). **PASSED 5:3**, councilors Zelenka, Taylor, and Syrett opposed.

4. ACTION: An Ordinance Concerning Nuisances, Amending Sections 6.005 and 6.010 of the Eugene Code, 1971, and Adding Section 6.116 to that Code.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to adopt Council Bill 5200, an ordinance updating the City's Nuisance Code. **PASSED: 8:0.**

The meeting adjourned at 10:10 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Cas Casados)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 10, 2019
12:00 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor

Councilors Absent: Claire Syrett

Mayor Vinis opened the April 10, 2019, work session of the Eugene city council.

1. Committee Reports and Items of Interest

- Councilor Taylor –commented about potential council action to address 5G concerns, including scheduling a work session.

MOTION: Councilor Taylor, seconded by Councilor Semple, moved to direct the City Manager to come to council before April 15 with a list of things that it can do, including a moratorium of some sort.

- Mayor Vinis – cautioned that it may be difficult to act on the motion by April 15.
- Councilor Clark – requested clarification of staff's current understanding about what council can do regarding 5g; asked for information about council's limitation to act.
- Councilor Zelenka - discussed limitations for implementing an ordinance and asked when council could enact an ordinance; asked Councilor Taylor if time limitations were acceptable for motion.
- Councilor Taylor – asked for information about what council can do and how soon.

VOTE: PASSED 6:0, councilors Evans and Syrett absent.

2. Vision Zero Update

City Engineer Matthew Rodrigues and Associate Transportation Planner Larisa Varela gave an overview of the final Vision Zero Action Plan as well as implementation progress made to-date.

(Councilor Evans arrived 12:20 p.m.)

Council Discussion:

- Councilor Clark – commented and inquired about the design of the map of high crash network; initiated questions and discussion about dangerous pedestrian behavior in relation to Vision Zero planning and implementation; inquired about the budget for Vision Zero since 2015.
- Councilor Taylor – spoke about reducing speed in school zones; inquired whether Vision Zero planning would address driveways on Willamette; requested statistics about pedestrians hit by cars in downtown core; requested staff consult neighborhood groups and other cities regarding their strategies.

- Councilor Zelenka – reiterated Councilor Taylor’s concerns about speed as factor for crash fatalities; requested details of how data was extrapolated to create Vision Zero strategies; asked how staff planned to take action plan and break down into specific projects to be implemented in the Capital Improvement Plan; asked how CIP projects were to be prioritized and how Vision Zero actions impact CIP.
- Councilor Yeh – inquired about sidewalk infill consideration and prioritization among projects; spoke about using data to be proactive rather than reactive in future development and increased density.
- Councilor Semple – reiterated concern about sidewalk development.

Mayor Vinis adjourned the meeting of the Eugene City Council and convened a meeting of the Eugene Urban Renewal Agency.

3. Riverfront Park and Plaza Funding Requests and Potential Future Riverfront Urban Renewal Investments

Community Development Director Michael Kinnison presented information on a funding proposal for Downtown Riverfront development and other future investment opportunities within the Riverfront Urban Renewal District including a process for prioritizing projects.

Council Discussion:

- Councilor Taylor – suggested moving directly to a vote on the proposed funding package.
- Councilor Clark – asked if URA funds could be used in the purchase of EWEB headquarters and expressed interest in doing so; expressed concern about disproportionate spending on parks in Eugene (e.g. Striker Field versus Riverfront Park); asked about the ultimate cost of park planning.
- Councilor Yeh – communicated her desire to make sure City policy and values connect with council decisions; reiterated concern about the funding proposal for Riverfront Park and what may be perceived as an inequitable use of resources.
- Councilor Zelenka – described the way money within a City budget can be used; expressed approval for the way this money is proposed to be spent; asked how the City plans to prioritize the projects that need to be funded as there is not likely to be enough money for everything; discussed thoughts about what could be prioritized.
- Councilor Taylor – explained how past URA funds were used and expressed support for the project and use of UR funds; suggested larger projects like the Riverfront Park should go before voters; however, she would be willing to support this funding request.
- Councilor Semple – asked if council was required to approval spending the entire Urban Renewal District cap; expressed disapproval of the URA mechanism; suggested releasing non-UR funds set aside for Riverfront Project to spend on other needs and spend more UR funds on Riverfront Project.
- Mayor Vinis – suggested there are insufficient funds in Urban Renewal District funds to support entire project; noted that this project is a large economic engine for the city and part of a long-range plan of economic development; said removing System Development Charge funds is a broader economic decision about how the City invests dollars.

MOTION AND VOTE: Councilor Zelenka, seconded by Councilor Clark, moved to extend the meeting by 10 minutes. **PASSED 7:0.**

- Councilor Semple – inquired about the cost of Riverfront Park compared with other park opportunities; suggested there is inequity in the way resources are allocated.

- Councilor Pryor- said he was mindful of the concerns from those in North Eugene who need more parks; expressed interest in further conversation about other funding options before making a decision, including looking at ways to re-allocate UR and non-UR funding sources to be more equitable.
- Councilor Clark –supported for Councilor Pryor’s comments; suggested more discussion is needed before deciding on UR allocation.
- Councilor Zelenka- expressed general disapproval of using Urban Renewal Districts as a funding mechanism; inquired what SDCs were involved in Riverfront Park, how much is set aside citywide for Park SDCs and if that is a constraining factor for park planning; discussed trade-offs of different funding mechanisms for Riverfront Park or other parks.
- Councilor Taylor – suggested there is a difference between neighborhood parks and parks like the Riverfront Park that would serve the entire city and belongs to everyone.
- Councilor Yeh – suggested park funding decisions should be seen as an equity issue.
- Mayor Vinis – said Council will address the issue again and determine how to proceed on Monday, April 15.
- Councilor Clark – Asked what opportunity costs are associated with the money being spent at Riverfront Park compared to other parks in the city.
- Mayor Vinis – reminded council of previous discussions regarding Riverfront Park.

The meeting adjourned at 1:43 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 15, 2019
5:30 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor, Claire Syrett

Mayor Vinis opened the April 15, 2019, work session of the Eugene City Council.

1. Committee Reports and Items of Interest

- Councilor Taylor – read opening statement of a proposed 5g resolution she will offer at the council's April 17 work session.

Mayor Vinis adjourned the City Council work session and convened a meeting of the Eugene Urban Renewal Agency.

2. Riverfront Urban Renewal Update

Community Development Director Michael Kinnison presented information about funding for Riverfront Park development, including an alternative funding proposal, district financial capacity, investment opportunities and future actions.

Council Discussion:

- Councilor Syrett – expressed concern that the presentation was too brief for her to take action after missing last week's presentation; requested a brief synopsis of the councilors' concerns about the proposed funding strategy and clarification of funding options.
- Councilor Yeh – thanked staff for coming back with alternatives; spoke to the importance of parks.
- Councilor Taylor – asked questions about the dollar amounts represented in Options A and B for alternative funding packages.
- Mayor Vinis – suggested putting Option B on the table for a vote.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to authorize the use of \$8 million of Riverfront Urban Renewal funds for the park and \$4 million for the plaza. **PASSED 7:0**, Councilor Zelenka absent.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to direct the Agency Director to come back to discuss funding strategies for other potential projects within the Riverfront Urban Renewal District.

PASSED 7:0, Councilor Zelenka absent.

Mayor Vinis adjourned the meeting of the Eugene Urban Renewal Agency and reconvened the work session of the Eugene City Council.

(Councilor Zelenka arrived at 5:45 p.m.)

3. Hwy. 99/Bethel Urban Renewal District

Economic Development Planner Anne Fifield presented information on how Urban Renewal districts can be used to achieve economic development goals, the potential for an Urban Renewal district to generate revenue for reinvestment in the area, and the steps to establish an Urban Renewal district.

Council Discussion:

- Councilor Evans – thanked staff for the presentation; referenced previous neighborhood improvements 30-40 years ago and suggested every part of the economic development toolbox should be used to leverage private and public investment; spoke about need for economic development in the area as well as different ideas for development; spoke to the need for investment and diversity in the city’s economic development profile; urged councilors to support development efforts.
- Councilor Semple – asked how the City would pay for services or needs initially paid for by Bethel/Hwy. 99 overlapping taxing districts, when incremental tax dollars go to a URD and how the system works; supported an alternative funding option to achieve economic development in the area.
- Councilor Pryor – expressed his thoughts about why Hwy. 99 would require commitment to put away money for development and spoke about the developments in recent decades; said Hwy. 99 development is important for the city, regardless of the tool.
- Councilor Clark – spoke about using UR funds for private projects rather than public projects; expressed concerns about UR in that district; commented on opportunities to develop Hwy. 99 and desire to do something.
- Councilor Taylor – spoke to the attributes and history of urban renewal in Eugene; suggested this tool be voted on by the public rather than the council.
- Councilor Syrett – thanked Councilor Evans for bringing this issue up for council discussion; spoke about the opportunities for development and expressed interest in further conversation; suggested potential funding strategies and opportunities; expressed interest in studying funding mechanisms; supported including an end date for this potential URD; expressed appreciation for Councilor Clark’s comments regarding private investments and supported the notion of a public vote for URD designation.
- Councilor Zelenka – expressed appreciation for the report; reiterated support for economic development efforts in the area but not using UR as a funding mechanism.
- Mayor Vinis – inquired about the dollar potential to leverage money through use of other mechanisms; asked where this idea fits into the scope of other neighborhood improvement efforts in the city.
- Councilor Pryor – asked what the UR funds would be used for, noting that communication of this information would be integral to establishing a URD; expressed desire to identify worthwhile projects.
- Councilor Evans – spoke about potential development at “4 Corners” area on Hwy. 99, including multi-unit housing development; suggested investment in this location by the City would demonstrate equity in funding and development decisions.
- Councilor Zelenka – expressed interest in learning about opportunities for other economic development tools, how they might operate, and their potential to generate funds; would like a project scope document for both the set-up of a URD in that area and potential projects with scoping documents.
- Councilor Taylor – voiced concern about not establishing an end date for the URD; spoke to private investments in the area.
- Mayor Vinis – reiterated idea of creating a full scope of options.

The meeting adjourned at 6:26 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 15, 2019
7:30 p.m.**

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Greg Evans, Claire Syrett, Jennifer Yeh, Mike Clark, Chris Pryor

Mayor Vinis opened the April 15, 2019, public hearing and meeting of the Eugene City Council.

1. Items of Interest

- Mayor Vinis – Proclaimed May 2019 Bike Month in the city of Eugene and discussed opportunities for related activities; recognized the University of Oregon Women's Basketball team for recent successes, including participation in the NCAA Final Four game and various team and individual recognition.

2. PUBLIC HEARING AND ACTION: Ordinance Concerning Appointment of Presiding Municipal Judge and Amending Section 2.011 of the Eugene Code, 1971

No public testimony was given.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to adopt Council Bill 5204, an ordinance concerning appointment of presiding Municipal Judge and amending section 2.011 of the Eugene Code, 1971. **PASSED 8:0.**

3. PUBLIC HEARING AND ACTION: Ordinance Adopting Hazardous Substance User Fees for the Fiscal Year Commencing July 1, 2019, and Providing for an Immediate Effective Date

No public testimony was given.

MOTION TO VOTE: Councilor Taylor, seconded by Councilor Semple, moved to adopt Council Bill 5205, an ordinance adopting hazardous substance user fees for the fiscal year commencing July 1, 2019, and providing for an immediate effective date. **PASSED 8:0.**

4. ACTION: Ordinance Concerning Unlawful Transfer On Vehicular Portion of Right-of-Way, Adding Section 5.170 to the Eugene Code, 1971, and Amending Section 5.990 of that Code

MOTION: Councilor Taylor, seconded by Councilor Semple, moved to adopt Council Bill 5203, an ordinance concerning unlawful transfer on vehicular portion of right-of-way adding section 5.170 to the Eugene Code, 1971, and amending section 5.990 of that code.

Council Discussion

- Councilor Clark – discussed and clarified intention behind proposed ordinance; expressed support for the ordinance and outlined reasons why he felt the ordinance was needed.
- Councilor Syrett – explained reasons for opposition to the ordinance and why she would not vote in favor; urged councilors to vote against ordinance.

- Councilor Yeh – discussed thoughts behind her conflicting feelings about the ordinance; shared community concerns and solutions in the short-term and long-term; offered suggestion for addressing safety concerns related to transfers on vehicular portion of rights-of-way.
- Councilor Zelenka – requested data on traffic accidents related to transfers on vehicular portions of rights-of-way; offered his thoughts about the intention of the ordinance and voiced his opposition to the proposal.
- Councilor Pryor – offered his personal opinion about the ordinance and why he opposed it; discussed support for exploring constitutional and legal methods for addressing panhandling.
- Councilor Taylor – expressed her support for the ordinance, citing safety concerns.
- Councilor Semple – expressed her opposition to the ordinance.
- Councilor Zelenka – discussed nature of long-term issues related to homelessness, poverty, and inequity; discussed existing methods for addressing related issues and long-term goals.
- Councilor Clark – expressed disagreement about the approach the City of Eugene takes to address homelessness and poverty and described what he felt the City should be doing.
- Councilor Taylor – reiterated her belief that this ordinance addresses an important safety issue.

VOTE: FAILED 2:6, councilors Syrett, Evans, Zelenka, Semple, Yeh, and Pryor opposed.

The meeting adjourned at 8:03 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 17, 2019
12:00 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor, Claire Syrett

Mayor Vinis opened the April 17, 2019, work session of the Eugene City Council. She noted that she had been communicating with council via email to schedule an additional work session in May to continue their community safety revenue discussion.

1. POSSIBLE ACTION: A Resolution Requesting the Federal Government to Update Studies on Potential Health Risks of 5G Radio Frequency Wireless Emissions and Publish Findings, as Federal Guidelines Push for More Rapid Deployment of 5G

Council Discussion:

- Councilor Taylor – said the council has heard a lot from the community about this topic and a resolution may help to clarify the council's position.
- Councilor Clark – said he would vote for the motion because he would like to be better educated about the topic.
- Councilor Zelenka – noted the resolution was very similar to Portland's and he would support it.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to adopt a resolution requesting the Federal government to update studies on potential health risks of 5G radio frequency wireless emissions and publish findings, as Federal guidelines push for more rapid deployment of 5G. **PASSED 8:0**

2. WORK SESSION: Municipal Court Presiding Judge

Interim City Manager's Office Division Manager Becky DeWitt presented the council's options related to the salary and job description for a new presiding judge.

Council Discussion:

- Councilor Clark – asked whether it would be possible to let Interim Presiding Judge Gill know what questions council would like to ask; specifically, noting that he would like to ask about a recent news article critiquing community court.
- Councilor Semple – asked for clarification about the two salary options presented and how they would be negotiated.
- Councilor Zelanka – asked whether the average salary reflects the Beaverton geographic pay differential, whether the second option included a salary range, and whether business expenses would be included.
- Councilor Syrett – asked for clarification regarding the Beaverton geographic pay differential; supported asking Judge Gill about community court considering he had a role in establishing it; stated willingness to vote for the second option presented.
- Councilor Pryor – said he supported the second option because it gives council the opportunity to negotiate with a candidate using a salary range.

- Councilor Taylor – asked for clarity about whether a decision needed to be made that day; noted she would also like to ask questions regarding community court; asked when an interview would occur.
- Councilor Clark – said he supported the second option; wanted to make sure that the pay range would adjust in accordance with other similar positions around the City.
- Councilor Semple – asked whether council had used these same strategies when hiring the Police Auditor; expressed her support for the second option.
- Councilor Zelenka – asked for clarification from the City Attorney regarding the purpose of the salary range and where it will appear; asked whether experience in community court should be included as a requirement.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to move forward with the presiding municipal judge's contract salary consistent with option two and with a job description consistent with Attachment A to the agenda item summary. **PASSED 8:0**

3. **WORK SESSION: Local Options for Inclusionary Zoning**

Grants Manager Stephanie Jennings gave a presentation to council on what inclusionary zoning is, how it is used around the country and in Oregon, about local market conditions worth considering in a local program, and community perspectives recently gathered through the Housing Tools and Strategies process.

Council Discussion:

- Councilor Zelenka – asked staff how the fee-in-lieu-of option is determined and whether the percentage of units is established locally; said he did not like that the local government doesn't get to decide what to do with the funds.
- Councilor Taylor – said one of the advantages of inclusionary zoning is to integrate housing types, which is especially good for children; asked for clarification about whether a condominium is considered a "home" under the legislation that allows for inclusionary zoning in Oregon; expressed support for inclusionary zoning in Eugene.
- Councilor Clark – opposed the idea of inclusionary zoning because it discourages development; preferred to incentivize affordable housing rather than issue directives.
- Councilor Syrett – asked whether the funds could be used if the City didn't have any inclusionary zoning housing projects; asked whether it was required to have other incentives in addition to the construction excise tax; asked for clarification about what happens if a building with inclusionary zoning units is sold; supported the concept but expressed doubt that it was the best tool to use for building more affordable housing because of the restrictions the State puts on the CET funds.
- Mayor Vinis – asked staff for information about what made the program successful in Portland.
- Councilor Semple – asked what proportion of the developers in Portland chose the fee-in-lieu-of option rather than building the units; asked for clarification about what could be done with new CET funds; asked whether Portland's program was mandatory; asked about the time and cost it would take to establish such a program compared to the impact and whether a voluntary program would work; preferred that council have authority over what to do with CET funds.
- Councilor Pryor – highlighted the shared goal of dispersing different types of housing throughout the city; recommended a review of the Housing Dispersal Policy in order to reach the desired outcome.

- Councilor Taylor – expressed a desire for economically integrated housing throughout the city; said she would like to lobby the legislature to change the problems with the bill.
- Councilor Yeh – asked whether buildings with IZ units would still offer social services to residents—something that’s frequently offered in low-income housing.
- Councilor Zelenka – asked whether the boundaries of IZ could be restricted and whether that, correspondingly, limits the CET; asked what other incentives Portland used; likened IZ to the multi-unit property tax exemption.
- Councilor Evans – asked whether the IZ has disincentivized development in Portland.
- Councilor Syrett – thanked Councilor Pryor for bringing up the Housing Dispersal Policy and agreed it should be reviewed; said she would like to see a proposal for a voluntary IZ program; requested more details on the IZ program and process in Corvallis.
- Councilor Clark – said the city would need 6,700 units of multi-family housing before 2035 in order for the City to meet its stated goals in Envision Eugene; advocated for incentivizing development; asked whether developers—under a mandatory IZ program—would be required to rent their more affordable units to people/families with incomes below a certain level; would like the City to have its own down payment assistance program to help people get out of poverty.
- Mayor Vinis – noted this topic was one of the items in the Housing Tools and Strategies conversation, so it would return to council.

The meeting adjourned at 1:31 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Cas Casados)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 22, 2019
5:30 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor, Claire Syrett

In Mayor Vinis' absence, Councilor Taylor opened the April 22, 2019, work session of the Eugene City Council.

(Councilor Zelenka arrived at 5:41 p.m.)

1. Applicant Statements for the Budget Committee, Civilian Review Board and Human Rights Commission

City councilors heard from applicants for open positions on the City's advisory boards and commissions. Each applicant presented a three-minute statement regarding their interest in serving the community through board or commission membership.

- Budget Committee
 - i. Susan Gallagher-Smith
 - ii. Randall Groves
 - iii. Denis Hijmans
 - iv. Alissa King
 - v. Erik Parrish
 - vi. Pamela Reber
 - vii. Katherine Ryan
- Civilian Review Board
 - i. Bernadette Conover
 - ii. Michael Hames-Garcia
 - iii. Susan Gallagher-Smith
- Human Rights Commission
 - i. Britni D'Eliso
 - ii. Erick Thessen
 - iii. Lily Frey
 - iv. Daniel Borson

Council Discussion

- Councilor Syrett expressed interest in learning why some of the applicants were absent – if there was an issue with receiving the notification or whether people had exigent circumstances; asked staff to report back.

The meeting adjourned at 6:37 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts and Cas Casados)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 22, 2019
7:30 p.m.**

Councilors Present: Emily Semple, Jennifer Yeh, Alan Zelenka, Mike Clark, Chris Pryor, Greg Evans, Betty Taylor, and Claire Syrett

In Mayor Vinis' absence, Councilor Taylor opened the April 22, 2019, meeting of the Eugene City Council.

1. PUBLIC FORUM

- Paul Dart – spoke in opposition to 5G technology.
- Joshua Korn – spoke in opposition to 5G technology.
- David Piccioni – spoke about 5G and research.
- Farhan Khan – spoke about safety concerns in his neighborhood and business.
- Jennifer Q. Public – spoke in opposition to 5G technology.
- Toni Doveri – spoke in opposition to 5G technology and regards to homelessness
- John Thielking –opposed downtown activity zone rules; supported helping those in need.
- Hedin Brogh – spoke in opposition to permit system for vending at the free speech plaza.
- Art Bollmann – inquired about the status and nature of the payroll tax.
- Roberly Hearsch - spoke in opposition to 5G technology.
- Victor Odilivak - spoke in opposition to 5G technology.
- Robin Bloomgarden – spoke in opposition of 5G technology.
- Shaun Winter – spoke about community safety and payroll tax concerns and ideas.

Council Discussion:

- Councilor Syrett - expressed remorse for and spoke to incidents raised by Farhan Khan and offered resources regarding future public safety response; discussed public safety in the Whitaker neighborhood; spoke to past and future discussions surrounding public safety and the payroll tax, including what council intends and does not intend to do with payroll tax revenue.
- Councilor Clark – reiterated comments made by Councilor Syrett regarding public safety incidents in the Whiteaker neighborhood.
- Councilor Taylor – expressed appreciation for public comments and closed public forum.

2. CONSENT CALENDAR

A. Approval of City Council Minutes

- March 11, 2019 Work Session
- March 11, 2019 Meeting
- March 13, 2019 Work Session

B. Approval of Tentative Working Agenda

MOTION AND VOTE: Councilor Semple, seconded by Councilor Pryor, moved to approve the items on the Consent Calendar, **PASSED 8:0.**

3. **WORK SESSION: Expanded Hours at Autzen Stadium**

City Manager's Office Division Manager Becky DeWitt and University of Oregon Senior Athletic Director Mike Duncan gave a brief overview of the proposal to revise the code to expand the period when people can consume alcohol at Autzen Stadium prior to football games.

Council Discussion:

- Councilor Zelenka – shared his initial skepticism about the proposed extension and said the past year's statistics and personal experience are initial evidence that the expanded hours are working well; expressed concern that there was insufficient years' comparison of trends to reach a conclusion about overall success; supported including an annual reporting requirement in ordinance.
- Councilor Yeh – thanked University of Oregon for the time spent on parking and safety issues in the Chevy Chase neighborhood; reiterated Councilor Zelenka's desire for more years of data comparison; expressed support for new re-entry policy and for continuation of the policy.
- Councilor Syrett – expressed support for data provided by University of Oregon; expressed agreement with desire for more years of data for comparison; expressed support for extending or passing the ordinance, to include a re-entry policy and enforcement of underage drinking; supported moving the ordinance to a public hearing.
- Councilor Taylor – asked questions about the University's "Take Home" shuttle service.
- Councilor Zelenka – asked that the motion include the addition of the items mentioned by Councilor Syrett to the ordinance that will be considered at the public hearing.

MOTION AND VOTE (*including friendly amendments*): Councilor Semple, seconded by Councilor Pryor, moved to direct the City Manager to schedule a public hearing on May 20 on an ordinance that will make the current ordinance permanent and direct staff to include requirements for annual reporting, no re-entry policy, alcohol monitoring and parking in the ordinance. **PASSED 8:0**

The meeting adjourned at 8:31 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts)

Link to the webcast of this City Council meeting: [here](#).

MINUTES

**Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401**

**April 24, 2019
12:00 p.m.**

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Greg Evans, Claire Syrett, Chris Pryor, Jennifer Yeh, Mike Clark

In the absence of Mayor Vinis, Council President Taylor opened the April 24, 2019, work session of the Eugene City Council.

1. Applicant Statements for the Planning Commission

Three applicants were interviewed for the Planning Commission vacancy. Each presented a three-minute statement and answered three questions.

- Ken Beeson
- Jan Fillinger
- Patricia Gwartney

(Councilor Evans arrived 12:15 p.m.)

Councilor Taylor adjourned the work session of the Eugene City Council, and convened a meeting of the Eugene Urban Renewal Agency.

2. WORK SESSION: Riverfront Steam Plant Proposal

Business Development Analyst Amanda D'Souza, Mark Miksis from deChase Miksis and Mark Frohnmayer from Arcimoto presented the full proposal for redevelopment of the Steam Plant for Agency Board review and direction.

Council Discussion

- Councilor Zelenka – expressed appreciation for the vision of the team for the redevelopment of the steam plant, for the historic preservation designation concept, and for the mixed use of retail and food; inquired about plans to make the plant economically viable over time; discussed “We Work” office space concept; inquired if EWEB substation would present an issue to the project; inquired about and discussed parking strategies; asked questions about the overlook.
- Councilor Syrett – expressed approval of site concepts, uses and methods; expressed desire for council to assist in overcoming challenges, specifically for the overlook and for parking.
- Councilor Clark – expressed appreciation for the work going in to the proposal and vision of the team; asked about the meaning of the motion and intention of negotiations.
- Councilor Taylor – inquired about plans for public access to the roof.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Pryor, moved to direct Agency Director to a) enter into exclusive negotiations with the Miksis/Frohnmayer development team for the disposition and redevelopment of the Steam Plant and b) return to the Agency Board with the proposed terms for approval. **PASSED 8:0**

3. URA EXECUTIVE SESSION: Pursuant to ORS 192.660(2)(e)

MOTION AND VOTE: Councilor Semple, seconded by Councilor Pryor, moved to extend the meeting by five minutes. **PASSED 7:1**, Councilor Clark opposed.

The work session adjourned at 1:35 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Samantha Roberts)

Link to the webcast of this City Council meeting: [here](#).

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: May 13, 2019
Department: City Manager's Office
www.eugene-or.gov

Agenda Item Number: 3B
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This is a routine item to approve the City Council Tentative Working Agenda.

BACKGROUND

On July 31, 2000, the City Council held a process session and discussed the Operating Agreements. Section 2, notes in part that "The City Manager shall recommend monthly to the council which items should be placed on the council agenda. This recommendation shall be placed on the consent calendar at the regular City Council meetings (regular meetings are those meetings held on the second and fourth Monday of each month in the Council Chamber). If the recommendation contained in the consent calendar is approved, the items shall be brought before the council on a future agenda. If there are concerns about an item, the item may be pulled from the consent calendar at the request of any councilor or the Mayor. A vote shall occur to determine if the item should be included as future council business." Scheduling of this item is in accordance with the Council Operating Agreements.

RELATED CITY POLICIES

There are no policy issues related to this item.

COUNCIL OPTIONS

The council may choose to approve, amend or not approve the tentative agenda.

CITY MANAGER'S RECOMMENDATION

The City Manager has no recommendation on this item.

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Beth Forrest

Telephone: 541-682-5882

Staff E-Mail: bforrest@eugene-or.gov



City Council Tentative Agenda

Updated May 2, 2019

Meeting Location: Harris Hall, 125 East 8th Avenue, unless otherwise noted

May 2019						
Date	Day	Time	Title		Length	Dept. Contact
8-May	Wednesday	12 pm		Community Safety Initiative Funding (Work Session)	90 mins	Kristie Hammitt, CS
Expected absences for 5/8: none						
8-May	Wednesday	5:30 pm		Budget Committee Meeting		Twylla Miller, CS
Expected absences for 5/8:			Location: Bascom/Tykeson Room, Library			
13-May	Monday	5:30 pm		Joint Mtg. w/County Commissioners Homeless Services Systems Analysis Report Implementation (Work Session)	90 mins	Peter Chavannes, CS
		7:30 pm		Applicant Statements for Boards and Commissions		Cas Casados, CS
	Public Forum			John Huberd, PW		
	MWMC Budget Ratification (Consent Calendar)			Nick Gioello, PDD		
	Ordinance on Vacation of Public Right-of-Way for Obie Co/5 th St. Market Expansion (Public Hearing & Poss. Action)			Michael Wisth, PDD		
	Ordinance Requiring Food Businesses to Provide Single-Use Serviceware Only on Request (Public Hearing & Poss. Action)			Amanda D’Souza, PDD		
				East 3 rd Alley Property Disposition (Action)		
Expected absences for 5/13: none						



Work Session



Action



Public Hearing



Public Forum



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters



Pledge of Allegiance

15-May	Wednesday	12 pm	 River Road-Santa Clara Neighborhood Plan (Work Session)	45 mins	Terri Harding, PDD Eric Brown, PDD
			 Town Square Update (Work Session)	45 mins	Will Dowdy, PDD
Expected absences for 5/15: none					
15-May	Wednesday	5:30 pm	 Budget Committee Meeting		Twylla Miller, CS
Expected absences for 5/15: Location: Bascom/Tykeson Room, Library					
20-May	Monday	5:30 pm	 Committee Reports and Items of Interest  Clear & Objective Housing Approval Criteria (Work Session)	90 mins	Jenessa Dragovich, PDD
		7:30 pm	 Ordinance Concerning Expanded Hours at Autzen Stadium (Public Hearing)  Ordinance Concerning Accessory Dwelling Units (LUBA Remand) (Public Hearing)		Becky DeWitt, CS Alissa Hansen, PDD
Expected absences for 5/20: none					
22-May	Wednesday	12 pm	 Presentation from Northwest Natural Gas (Work Session)	45 mins	Ethan Nelson, CS
			 Franklin Blvd. Transformation Project (Work Session)	45 mins	Larisa Varela, PW
Expected absences for 5/22: Pryor					
22-May	Wednesday	5:30 pm	 Budget Committee Meeting		Twylla Miller, CS
Expected absences for 5/22: Pryor Location: Bascom/Tykeson Room, Library					
28-May	Tuesday	5:30 pm	 Committee Reports and Items of Interest  Executive Session pursuant to ORS 192.660(2)(e)  Parks and Recreation SDC Methodology (Work Session)	45 mins	Carolyn Burke, PW

28-May	Tuesday	7:30 pm	 Pledge of Allegiance to the Flag  Public Forum  2020 One-Year Action Plan for Affordable Housing and Community Development (Consent Calendar)  Ordinance on Vacation of Public Right-of-Way for Obie Co/5 th St. Market Expansion (Action)  Ordinance Concerning Restrictions on Distribution of Single-Use Serviceware (Action)		Stephanie Jennings, PDD Nick Gioello, PDD Michael Wisth, PDD
<i>Expected absences for 5/28: Pryor</i>			<i>Location: Bascom-Tykeson Room, Library</i>		
29-May	Wednesday	12 pm	 Executive Session pursuant to ORS 192.660(2)(e) and ORS 192.660(2)(f)  Bond Measure to Fix Streets/2019 Pavement Management Report (Work Session)	45 mins 45 mins	Matt Rodrigues, PW
<i>Expected absences for 5/29: Pryor</i>					
29-May	Wednesday	5:30 pm	 Budget Committee Meeting		Twylla Miller, CS
<i>Expected absences for 5/29: Pryor</i>			<i>Location: Bascom/Tykeson Room, Library</i>		

June 2019					
Date	Day	Time	Title	Length	Dept. Contact
10-Jun	Monday	5:30 pm	 Committee Reports and Items of Interest  Ordinance Concerning Accessory Dwelling Units (LUBA Remand) (Work Session and Poss. Action)	90 mins	Alissa Hansen, PDD
		7:30 pm	 Pledge of Allegiance to the Flag  Public Forum  Appointments to Boards and Commissions (Action)		Cas Casados, CS
Expected absences for 6/10: none					
12-Jun	Wednesday	12 pm	 Community Safety Initiative (Work Session)	90 mins	Kristie Hammitt, CS
Expected absences for 6/12: none					

17-Jun	Monday	5:30 pm	 TBD (Work Session)	45 mins	Jeff Perry, CS
			 Downtown Update (Work Session)	45 mins	
		7:30 pm	 TBD (Public Hearing)		
Expected absences for 6/17: none					
19-Jun	Wednesday	12 pm	 Presiding Judge Interview (Work Session)	45 mins	Becky DeWitt, CS
			 Urban Reserves Update/Next Steps (Work Session)	45 mins	Rebecca Gershow, PDD
Expected absences for 6/19: none					
24-Jun	Monday	5:30 pm	 Committee Reports and Items of Interest	45 mins	Alissa Hansen, PDD
			 Ordinance Concerning Accessory Dwelling Units (LUBA Remand) (Work Session & Possible Action)		
			 Urban 3 Mapping Value (Work Session)	45 mins	Chad Cramer, PDD
		7:30 pm	 Public Forum		Jamie Garner, CS Jamie Garner, CS Jamie Garner, CS Jamie Garner, CS Michael, Kinnison, PDD
	 Supplemental Budget 2 (Public Hearing and Action)				
	 URA Supplemental Budget 2 (Public Hearing and Action)				
	 FY20 Proposed Budget (Public Hearing and Action)				
	 URA – FY20 Proposed Budget (Public Hearing and Action)				
	 Ordinance on Downtown Riverfront Land Use Package (Public Hearing)				
Expected absences for 6/24: none					
26-Jun	Wednesday	12 pm	 Parks and Recreation SDC Methodology (Work Session)	45 mins	Carolyn Burke, PW
			 Riverfront Urban Renewal Projects (Work Session)	45 mins	Michael Kinnison, PDD
Expected absences for 6/26: Vinis					

July 2019						
Date	Day	Time	Title		Length	Dept. Contact
8-Jul	Monday	5:30 pm		Committee Reports and Items of Interest		
				Police Auditor Evaluation (Work Session)	45 mins	Keri Beraldo, CS
				Police Commission Annual Report (Work Session)	45 mins	Jeremy Cleversey, EPD
		7:30 pm		Pledge of Allegiance to the Flag		
				Public Forum		
Expected absences for 7/8: none						
10-Jul	Wednesday	12 pm		Presiding Judge (Work Session)	45 mins	Becky DeWitt, CS
				URA – Steam Plant Deal Points (Work Session)	45 mins	Amanda D’Souza, PDD
Expected absences for 7/10: none						
15-Jul	Monday	5:30 pm		Joint Mtg. with LTD on MovingAhead (Work Session)	90 mins	Rob Inerfeld, PW
		7:30 pm		TBD (Public Hearing)		
Expected absences for 7/15: none						
17-Jul	Wednesday	12 pm		Downtown Riverfront Land Use Package (Work Session)	45 mins	Michael Kinnison, PDD
				TBD (Work Session)	45 mins	
Expected absences for 7/17: none						
22-Jul	Monday	5:30 pm		Committee Reports and Items of Interest		
				Downtown Riverfront Land Use Package (Work Session and Action)	45 mins	Michael Kinnison, PDD
				Police Auditor/CRB Annual Report (Work Session)	45 mins	Mark Gissiner, PA
		7:30 pm		Public Forum		
Expected absences for 7/22: none						
24-Jul	Wednesday	12 pm		Data Collection Policy/Protection of Individuals and Groups (Work Session)	45 mins	Jen Van Der Haeghen, CS
				Rest Stop Program (Work Session)	45 mins	Jason Dedrick, CS

Council Break: July 25 – September 9

September 2019						
Date	Day	Time	Title		Length	Dept. Contact
9-Sep	Monday	5:30 pm		Committee Reports and Items of Interest		
				TBD (Work Session)	45 mins	
			TBD (Work Session)	45 mins		
		7:30 pm		Public Forum		
Expected absences for 9/9: none						
11-Sep	Wednesday	12 pm		Emergency Management Update (Work Session)	45 mins	
				TBD (Work Session)	45 mins	
Expected absences for 9/11: none						
16-Sep	Monday	5:30 pm		TBD (Work Session)	45 mins	
				TBD (Work Session)	45 mins	
		7:30 pm		TBD (Public Hearing)		
Expected absences for 9/16: none						
18-Sep	Wednesday	12 pm		Alley Access Rules (Work Session)	45 mins	Jenessa Dragovich, PDD
				TBD (Work Session)	45 mins	
Expected absences for 9/18: none						
23-Sep	Monday	5:30 p.m.		Committee Reports and Items of Interest		
				TBD (Work Session)	45 mins	
			TBD (Work Session)	45 mins		
		7:30 pm		Public Forum		
Expected absences for 9/23: none						
25-Sep	Wednesday	12 pm		TBD (Work Session)	45 mins	
				TBD (Work Session)	45 mins	
Expected absences for 9/25: none						

October 2019						
Date	Day	Time	Title		Length	Dept. Contact
9-Oct	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 10/9: none						
14-Oct	Monday	5:30 pm	 Committee Reports and Items of Interest		45 mins	
			 TBD (Work Session)		45 mins	
		7:30 pm	 Public Forum			
Expected absences for 10/14: none						
16-Oct	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 10/16: none						
21-Oct	Monday	5:30 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
		7:30 pm	 TBD (Public Hearing)			
Expected absences for 10/21: none						
23-Oct	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 10/23: none						
28-Oct	Monday	5:30 p.m.	 Committee Reports and Items of Interest		45 mins	
			 TBD (Work Session)		45 mins	
		7:30 pm	 Public Forum			
Expected absences for 10/28: none						

30-Oct	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
<i>Expected absences for 10/30: none</i>					

 Work Session	 Action	 Public Hearing	 Public Forum	 Consent Calendar
 Committee Reports/Items of Interest	 Ceremonial Matters	 Pledge of Allegiance		

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Data Collection Policy/Protection of Individuals and Groups – <i>scheduled 7/24/19</i>	Syrett	7/19/18
Revisit City Code Regarding Alley Access Rules - <i>scheduled September 18</i>	Semple	10/11/18
Update Eugene Sign Code to Accommodate Digital Display Technology	Pryor	02/14/19
Follow-Up Work Sessions to be Scheduled		
TAC Report (\$1 Million Shelter) – <i>scheduled 5/13/19</i>		
Commercial Setbacks		

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Ratification of the Metropolitan Wastewater Management Commission Fiscal Year 2020 Regional Wastewater Program Budget and Capital Improvements Program

Meeting Date: May 13, 2019
Department: Public Works
www.eugene-or.gov

Agenda Item Number: 3C
Staff Contact: John Huberd
Contact Telephone Number: 541-682-8603

ISSUE STATEMENT

This agenda item relates to the ratification of the FY20 budget for the regional wastewater program serving the Eugene/Springfield metro area as established under the 1977 Intergovernmental Agreement between the City of Eugene, the City of Springfield, and Lane County. The regional wastewater program is managed by the Metropolitan Wastewater Management Commission pursuant to the provisions of the IGA. The regional Wastewater budget provides funds for all regional operations, maintenance, administration, and capital project management and implementation for regional facilities. These include the Eugene/Springfield Water Pollution Control Facility, the Biosolids Management Facility, the Biocycle Farm, the Beneficial Reuse Site and regional wastewater pump stations.

BACKGROUND

The purpose of the regional wastewater program is to protect public health and safety and the environment by providing high quality wastewater management services to the Eugene/Springfield metropolitan area. The MWMC and the regional partners are committed to providing these services in a manner that will achieve, sustain and promote balance between community, environmental and economic needs while meeting customer service expectations.

The Commission and the regional wastewater program staffs worked together to identify the following key outcomes:

1. High environmental standards.
2. Fiscal management that is effective and efficient.
3. A successful intergovernmental partnership.
4. Maximum reliability and useful life of regional assets and infrastructure.
5. Public awareness and understanding of MWMC, the regional wastewater system, and MWMC's objectives for maintaining water quality and a sustainable environment.

These key outcomes and goals are in alignment with the City of Eugene council goals.

Every year, MWMC develops a budget that covers resource needs of the operations, maintenance and capital improvement activities for the regional wastewater program. These activities are divided between Eugene and Springfield. The regional budget combines the portions of the City of Eugene and City of Springfield budgets that are dedicated to the regional wastewater program. The Commission conducted a public hearing on the proposed draft budget for FY20 and subsequently adopted the budget on April 12, 2019. The Commission's adopted budget is attached for council consideration (see Attachment A). The budget reflects the continuing focus on design and construction of capital improvements in the approved 2004 Facilities Plan that are needed to ensure the operation of the Regional Wastewater Facilities meets increasing environmental regulations, and the collection and treatment capacity will be available to provide for growth in the service area. The adopted budget includes the financial resources necessary to support the regional program. The personnel, operations and maintenance, and capital outlay budget increases by 3% from the FY19 budget.

During their meeting on April 12, the Commission approved an overall 2% increase in the regional wastewater user rates and a 4% increase in hauled and septage rates pursuant to the recommendations of the MWMC financial advisor to address needs for future Capital Improvement Program financing consistent with the Commission's Financial Plan policies and net revenue objectives. The revenues generated by the rate increases are consistent with the MWMC's approved financial plan to maintain an unenhanced credit rating of A and adequately fund operations, administration, capital financing, debt service and reserves.

PREVIOUS COUNCIL DIRECTION

MWMC Budget Ratification is requested annually. Council ratified the current FY19 MWMC budget on [May 14, 2018](#).

COUNCIL OPTIONS

1. Approve motion to ratify the FY20 MWMC budget.
2. Return the FY20 MWMC Regional Wastewater Program Budget and Capital Improvements Program to MWMC with specific requests for modification and reconsideration.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends ratification of the proposed FY20 MWMC Budget and Capital Improvements Program.

SUGGESTED MOTION

Move to ratify the FY20 MWMC Budget.

ATTACHMENTS

- A. Transmittal letter and MWMC FY20 Proposed Regional Wastewater Program Budget and Capital Improvements Program

FOR MORE INFORMATION

Staff Contact: John Huberd, Finance and Administration Manager, Wastewater Division
Telephone: 541-682-8603
Staff E-Mail: JHuberd@eugene-or.gov

We Clean Water

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Metropolitan Wastewater
MANAGEMENT COMMISSION



partners in wastewater management

ATTACHMENT A

MWMC Commission

Doug Keeler
Springfield Citizen
MWMC President

Pat Farr
Lane County Commissioner
MWMC Vice-President

Jennifer Yeh
Eugene City Councilor

Walt Meyer
Eugene Citizen

Peter Ruffier
Eugene Citizen

Joe Pishioneri
Springfield City Councilor

Bill Inge
Lane County Citizen

Administration

Matt Stouder
MWMC General Manager
City of Springfield
225 Fifth Street
Springfield, Oregon 97477
(541) 726-3694
FAX (541) 726-2309

Operations

Dave Breitenstein
Interim Wastewater Director
City of Eugene
410 River Avenue
Eugene, Oregon 97404
(541) 682-8600
FAX (541) 682-8601

April 25, 2019

Mr. John Ruiz, City Manager
City of Eugene
125 E. 8th Avenue
Eugene, Oregon 97401

Subject: Metropolitan Wastewater Management Commission (MWMC) 2019-20
Regional Wastewater Program (RWP) Budget and Capital Improvements
Program (CIP)

Dear Mr. Ruiz:

On April 12, 2019 the MWMC held a public hearing on the fiscal year (FY) 2019-20
Regional Wastewater Program (RWP) Budget and Capital Improvement Program (CIP). At
this meeting, the FY 2019-20 Budget and CIP were approved. The RWP Budget funds
operating and capital project requirements, and maintains targeted contributions to
reserves.

Consistent with the Intergovernmental Agreement, the RWP Budget and CIP need to be
ratified by the governing bodies of Eugene, Springfield, and Lane County prior to final
adoption by MWMC. Please forward the enclosed budget and CIP document to the
Eugene City Council for their consideration on May 13, 2019. If I can be of any additional
assistance, please contact me at 541-726-3694.

Thank you for your consideration and assistance in this matter.

Sincerely,

Matt Stouder
MWMC General Manager

Preliminary

Regional Wastewater Program Budget and Capital Improvements Program



Metropolitan Wastewater
MANAGEMENT COMMISSION



partners in wastewater management

Fiscal Year 2019-2020

May 13, 2019, Work Session – Item 3C

Preliminary
REGIONAL WASTEWATER PROGRAM
BUDGET
and
CAPITAL IMPROVEMENTS PROGRAM
Fiscal Year 2019-20

The Metropolitan Wastewater Management Commission adopted its Operating Budget and Capital Improvements Program (CIP) for FY 19-20 on April 12, 2019. The Budget and CIP are currently scheduled for consideration and ratification by the Springfield City Council on May 6, 2019, the Eugene City Council on May 13, 2019, and the Lane County Board of Commissioners on May 21, 2019. The Commission is scheduled for final consideration and ratification of the Budget and CIP on June 14, 2019.

COMMISSION MEMBERS:

Doug Keeler, President (Springfield)
Pat Farr, Vice President (Lane County)
Bill Inge (Lane County)
Walt Meyer (Eugene)
Joe Pishioneri (Springfield)
Peter Ruffier (Eugene)
Jennifer Yeh (Eugene)

STAFF:

Tom Boyatt, Interim MWMC Executive Officer/Springfield Development & Public Works Director
Matthew Stouder, MWMC General Manager/Springfield Environmental Services Manager
Dave Breitenstein, Interim Eugene Wastewater Division Director
Nathan Bell, MWMC Finance Officer/Springfield Finance Director

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METROPOLITAN WASTEWATER MANAGEMENT COMMISSION
FY 19-20 BUDGET AND CAPITAL IMPROVEMENTS PROGRAM
for the
REGIONAL WASTEWATER PROGRAM

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PROGRAM OVERVIEW

BUDGET MESSAGE

Members of the Metropolitan Wastewater Management Commission (MWMC) MWMCs' Customers and Partnering Agencies

We are pleased to present the Metropolitan Wastewater Management Commission's budget for fiscal year 2019-20. This budget funds operations, administration, and capital projects planned for the Regional Wastewater Program.

MWMC Background

The Metropolitan Wastewater Management Commission (MWMC) was formed by Eugene, Springfield, and Lane County through an intergovernmental agreement (IGA) in 1977 to provide wastewater collection and treatment services for the Eugene-Springfield metropolitan area. The seven-member Commission, appointed by the City Councils of Eugene and Springfield and the Lane County Board of Commissioners, is responsible for oversight of the Regional Wastewater Program. Since 1983, the Commission has contracted with the cities of Springfield and Eugene to provide all staffing and services necessary to maintain and support the Regional Wastewater Program.

The MWMC has been providing high-quality wastewater services to the metropolitan area for 42 years. The service area for the MWMC consists of approximately 250,000 residents, including 79,100 residential and commercial accounts. The MWMC is committed to clean water, the community's health, the local environment, and to providing high quality services in a manner that will achieve, sustain, and promote balance between community, environmental, and economic needs.

Budget Development Process

The MWMC's budget development schedule begins in January, with a budget kick-off to review key outcomes the Commission strives to achieve, along with performance indicators identified to measure results of annual workplans over time. February includes a presentation of the draft Capital Improvement Program (CIP) budget and five-year capital plan, and in March the operating budget programs and user fee rate scenarios are presented for discussion and direction.

In April, the Commission holds public hearings on the Preliminary Regional Wastewater Program (RWP) Budget and CIP, and regional wastewater user rates. In May, the RWP budget is provided to the three governing bodies of Springfield, Eugene and Lane County for their review, input and ratification. The RWP Budget and CIP returns to the MWMC in June for final approval, with budget implementation occurring July 1.

Fiscal Year 2019-20 Budget

The Administration and Capital Improvements Program (CIP) components of the MWMC's budget are reflected in the City of Springfield's RWP budget. Operations, maintenance, equipment replacement, major rehabilitation, and major capital outlay components are reflected in the City of Eugene's RWP budget. Both cities' Industrial Pretreatment Programs are managed

locally in compliance with the MWMC Model Ordinance, and are also included in the RWP budget.

Capital Budget - The capital program reflects a continued focus on design and construction of capital improvements planned to ensure that operation of the Regional Wastewater Facilities meets environmental regulations, and that adequate capacity will be provided to meet the needs of a growing service area. The Capital Budget for FY 19-20 is \$18.5 million, and the five-year Capital Plan is currently projected at \$56.7 million.

Operating Budget - The FY 19-20 RWP Operating Budget for personnel services, materials and services and capital outlay expenses is \$18.67 million, reflecting a 3% increase when compared to the prior year adopted budget (or a 2% increase when compared to the prior year amended budget). The FY 19-20 budget includes Debt Service payments that total \$4.95 million as scheduled repayment of the \$32.7 million for revenue bonds issued in May 2016, and \$11.3 million in Clean Water SRF loans to fund the Facilities Plan capital improvements.

Revenues - The RWP is 100% funded by user fees, from customers and industries receiving regional wastewater services. FY 19-20 user fee revenues (including septage service) are projected at \$34.7 million. This level of revenue is based on a recommended 2% increase on regional monthly wastewater user fees and a 4% increase on septage and hauled waste to meet revenue objectives for planned capital improvements.

Balanced Budget - The RWP achieves and maintains a structurally balanced budget with resources equal or greater than expenditures to set aside a portion of fund balance in reserves.

In summary, the FY 19-20 budget implements the Commission's adopted Financial Plan policies, funding operations and administration sufficiently to maintain service levels and to meet the environmental performance necessary for compliance with the National Pollutant Discharge Elimination System (NPDES) permit issued jointly to the MWMC and the two cities.

Regulatory Permit Status

Since 2006, the MWMC's NPDES permit has been administratively extended by the Department of Environmental Quality (DEQ) pending ongoing litigation and future regulatory standards that are anticipated to include more stringent requirements. During this period of regulatory uncertainty the MWMC continues to reduce debt obligations, while planning financially to be positioned for future permit renewal.

Respectfully submitted,



Matt Stouder
MWMC General Manager

ACRONYMS AND EXPLANATIONS

AMCP – Asset Management Capital Program. The AMCP implements the projects and activities necessary to maintain functionality, lifespan, and effectiveness of the MWMC facility assets on an ongoing basis. The AMCP is administered by the City of Eugene for the MWMC.

BMF – Biosolids Management Facility. The Biosolids Management Facility is an important part of processing wastewater where biosolids generated from the treatment of wastewater are turned into nutrient rich, beneficial organic materials.

CIP – Capital Improvements Program. This program implements projects outlined in the 2004 Facilities Plan and includes projects that improve performance, or expand treatment or hydraulic capacity of existing facilities.

CMOM – Capacity Management and Maintenance Program. The CMOM program addresses wet weather issues such as inflow and infiltration with the goal to eliminate sanitary sewer overflows to the extent possible and safeguard the hydraulic capacity of the regional wastewater treatment facility.

CWSRF – Clean Water State Revolving Fund. The Clean Water State Revolving Fund loan program is a federal program administered by the Oregon DEQ that provides low-cost loans for the planning, design and construction of various water pollution control activities. (DEQ)

EMS – Environmental Management System. An EMS is a framework to determine the environmental impacts of an organization's business practices and develop strategies to address those impacts.

ESD – Environmental Services Division. The ESD is a division of the City of Springfield's Development and Public Works Department that promotes and protects the community's health, safety, and welfare by providing professional leadership in the protection of the local environment, responsive customer service, and effective administration for the Regional Wastewater Program.

IGA – Intergovernmental Agreement. Pursuant to ORS 190.010, ORS 190.080, and ORS 190.085, the IGA is an agreement between the cities of Eugene and Springfield and Lane County that created the MWMC as an entity with the authority to provide resources and support as defined in the IGA for the Regional Wastewater Program.

MWMC – Metropolitan Wastewater Management Commission. The MWMC is the Commission responsible for the oversight of the Regional Wastewater Program. In this role, the MWMC protects the health and safety of our local environment by providing high-quality management of wastewater conveyance and treatment to the Eugene-Springfield community. The Commission is responsible for the oversight of the Regional Wastewater Program.

NPDES – National Pollutant Discharge Elimination System permit. The NPDES permit program is administered by the Oregon Department of Environmental Quality (DEQ) in fulfillment of federal Clean Water Act requirements. The NPDES permit includes planning and technology requirements as well as numeric limits on effluent water quality.

RWP – Regional Wastewater Program. Under the oversight of the MWMC, the purpose of the RWP is to protect public health and safety and the environment by providing high quality wastewater management services to the Eugene-Springfield metropolitan area. The MWMC and the regional partners are committed to providing these services in a manner that will achieve, sustain, and promote balance between community, environmental, and economic needs while meeting customer service expectations.

SDC – System Development Charge. SDCs are charges imposed on development so that government may recover the capital needed to provide sufficient capacity in infrastructure systems to accommodate the development.

SRF – Clean Water State Revolving Fund. The Clean Water State Revolving Fund loan program is a federal program administered by the Oregon DEQ that provides low-cost loans for the planning, design and construction of various water pollution control activities. (DEQ)

SSO – Sanitary Sewer Overflows. Discharges of raw sewage.

TMDL – Total Maximum Daily Load. The federal Clean Water Act defines *Total Maximum Daily Load* as the maximum amount of any pollutant that can be safely assimilated by a waterway in one day without significant degradation of water quality.

TSS – Total Suspended Solids. Organic and inorganic materials that are suspended in water.

WPCF – Regional Water Pollution Control Facility. The WPCF is a state-of-the-art facility providing treatment of the wastewater coming from the Eugene/Springfield metropolitan area. The WPCF is located on River Avenue in Eugene. The treatment plant and 49 pump stations distributed across Eugene and Springfield operate 24 hours a day, 7 days a week, 365 days a year to collect and treat wastewater from homes, businesses and industries before returning the cleaned water, or effluent, to the Willamette River. Through advanced technology and processes, the facility cleans, on average, up to 30 million gallons of wastewater every day.

WWFMP – Wet Weather Flow Management Plan. This plan evaluated and determined the most cost-effective combination of collection system and treatment facility upgrades needed to manage excessive wet weather wastewater flows in the Eugene/Springfield metropolitan area.

REGIONAL WASTEWATER PROGRAM OVERVIEW

The Metropolitan Wastewater Management Commission

The Metropolitan Wastewater Management Commission (MWMC) was formed by Eugene, Springfield, and Lane County through an intergovernmental agreement (IGA) in 1977 to provide wastewater collection and treatment services for the Eugene-Springfield metropolitan area. The seven-member Commission is composed of members appointed by the City Councils of Eugene (3 representatives), Springfield (2 representatives) and the Lane County Board of Commissioners (2 representatives). Since its inception, the Commission, in accordance with the IGA, has been responsible for oversight of the Regional Wastewater Program (RWP) including: construction, maintenance, and operation of the regional sewerage facilities; adoption of financing plans; adoption of budgets, user fees and connection fees; adoption of minimum standards for industrial pretreatment and local sewage collection systems; and recommendations for the expansion of regional facilities to meet future community growth. Since 1983, the Commission has contracted with the Cities of Springfield and Eugene for all staffing and services necessary to maintain and support the RWP. Lane County's partnership includes participation on the Commission and support for customers that are served by the MWMC in the Santa Clara unincorporated area.

Regional Wastewater Program Purpose and Key Outcomes

The purpose of the RWP is to protect public health and safety and the environment by providing high quality wastewater management services to the Eugene-Springfield metropolitan area. The MWMC and the regional partners are committed to providing these services in a manner that will achieve, sustain, and promote balance between community, environmental, and economic needs while meeting customer service expectations. Since the mid-1990s, the Commission and RWP staff have worked together to identify key outcome areas within which to focus annual work plan and budget priorities. The FY 19-20 RWP work plans and budget reflect a focus on the following key outcomes or goals. In carrying out the daily activities of managing the regional wastewater system, we will strive to achieve and maintain:

- 1. High environmental standards;***
- 2. Fiscal management that is effective and efficient;***
- 3. A successful intergovernmental partnership;***
- 4. Maximum reliability and useful life of regional assets and infrastructure;***
- 5. Public awareness and understanding of MWMC, the regional wastewater system, and MWMC's objectives of maintaining water quality and a sustainable environment.***

The Commission believes that these outcomes, if achieved in the long term, will demonstrate success of the RWP in carrying out its purpose. In order to help determine whether we are successful, indicators of performance and targets have been identified for each key outcome. Tracking performance relative to identified targets over time assists in managing the RWP to achieve desired results. The following indicators and performance targets provide an important framework for the development of the FY 19-20 RWP Operating Budget, Capital Improvements Program and associated work plans.

Outcome 1: Achieve and maintain high environmental standards.

Indicators:	Performance:		
	FY 17-18 Actual	FY 18-19 Estimated Actual	FY 19-20 Target
<ul style="list-style-type: none"> Volume of wastewater treated to water quality standards 	100%; 11.2 billion gallons	100%; 10.5 billion gallons	100%; 11 billion gallons
<ul style="list-style-type: none"> Average removal efficiency of carbonaceous biochemical oxygen demand (CBOD) and total suspended solids (TSS) (permit limit 85%) 	97%	98%	95%
<ul style="list-style-type: none"> High quality biosolids (pollutant concentrations less than 50% of EPA exceptional quality criteria) 	Arsenic 29% Cadmium 15% Copper 33% Lead 12% Mercury 6% Nickel 7% Selenium 18% Zinc 33%	Arsenic 15% Cadmium 10% Copper 35% Lead 11% Mercury 7% Nickel 5% Selenium 10% Zinc 35%	Arsenic <50% Cadmium <50% Copper <50% Lead <50% Mercury <50% Nickel <50% Selenium <50% Zinc <50%
<ul style="list-style-type: none"> ISO14001 Environmental Management System Certification (no major nonconformance) 	All objectives met	All objectives met	Meet all objectives

Outcome 2: Achieve and maintain fiscal management that is effective and efficient.

Indicators:	Performance:		
	FY 17-18 Actual	FY 18-19 Estimated Actual	FY 19-20 Target
<ul style="list-style-type: none"> Annual budget and rates align with the MWMC Financial Plan 	Policies met	Policies met	Policies met
<ul style="list-style-type: none"> Annual audited financial statements 	Clean audit	Clean audit	Clean audit
<ul style="list-style-type: none"> Uninsured bond rating 	AA	AA	A+
<ul style="list-style-type: none"> Reserves funded at target levels 	Yes	Yes	Yes
<ul style="list-style-type: none"> Financial Plan policy updates 	Partial plan update	Adopted and implemented	---
<ul style="list-style-type: none"> System Development Charges update 	Adopted and implemented	---	---

Outcome 3: Achieve and maintain a successful intergovernmental partnership.

Indicators:	Performance:		
	FY 17-18 Actual	FY 18-19 Estimated Actual	FY 19-20 Target
<ul style="list-style-type: none"> Industrial Pretreatment Programs are consistent with the MWMC pretreatment model ordinance 	Consistent across service area	Consistent across service area	Consistent across service area
<ul style="list-style-type: none"> MWMC capital projects consistent with CIP budget and schedule 	100% of initiated projects within budget and 100% (6 of 6 projects) on schedule	100% of initiated projects within budget and 100% (11 of 11 projects) on schedule	100% of initiated projects within budget and 75% on schedule
<ul style="list-style-type: none"> Interagency coordination regarding Capacity Management Operations and Maintenance (CMOM) Program 	Implemented Regional CMOM Program annual reporting	Quarterly meetings between Eugene and Springfield; Annual update to the Commission	Quarterly meetings between Eugene and Springfield; Annual update to the Commission
<ul style="list-style-type: none"> Community presentations regarding MWMC partnership, services and outcomes delivered jointly 	---	4 community presentations delivered by Eugene and Springfield staff to community groups within the service area	4 community presentations delivered by Eugene and Springfield staff to community groups within the service area
<ul style="list-style-type: none"> MWMC IGA Modification to allow acceptance of hauled waste from outside the service area 	Amendment of the IGA approved by the governing bodies	---	---

Outcome 4: Maximize reliability and useful life of regional assets and infrastructure.

Indicators:	Performance:		
	FY 17-18 Actual	FY 18-19 Estimated Actual	FY 19-20 Target
<ul style="list-style-type: none"> Preventive maintenance completed on time (best practices benchmark is 90%) 	94%	95%	90%
<ul style="list-style-type: none"> Preventive maintenance to corrective maintenance ratio (benchmark 4:1-6:1) 	5.5:1	5:1	5:1
<ul style="list-style-type: none"> Emergency maintenance required (best practices benchmark is less than 2% of labor hours) 	0.6%	1%	<2%
<ul style="list-style-type: none"> Asset management (AM) processes and practices review and development 	Asset management work plan development completed	Asset management plan completed	Annual update to the asset management plan

Outcome 5: *Achieve and maintain public awareness and understanding of MWMC, the regional wastewater system, and MWMC's objectives of maintaining water quality and a sustainable environment.*

Indicators:	Performance:		
	FY 17-18 Actual	FY 18-19 Estimated Actual	FY 19-20 Target
• Communications Plan	Update of plan completed	Continue implementation and refresh as needed	Update in Spring 2020 based on survey results
• Promote MWMC social media channels	Created new Facebook and Twitter accounts	Created new Instagram account	Implement strategies to grow Facebook followers to 300, Twitter followers to 250 and Instagram to 125
• Create and distribute MWMC e-newsletters	Completed design update and increased distribution by 24%	Distribute monthly and increase distribution by 10%	Distribute monthly and increase distribution to 250 subscribers
• Pollution prevention campaigns	2 campaigns and 4 sponsorships; combined reaching 20% of residents in service area	2 campaigns and 4 sponsorships; combined reaching over 20% of residents in service area	2 campaigns and 4 sponsorships; combined reaching 40% of residents in service area
• Provide tours of the MWMC Facilities	Provided tours for more than 600 people	Provide tours for greater than 750 people	Provide tours for greater than 1,000 people
• Community survey (approx. every 4 years)	Annual review of data	---	Surveying in Fall 2019
• Clean Water University	Reached approx. 7% of 5 th Graders in Eug/Spfld	Reach 25% of 5 th Graders in Eug/Spfld	Reach 25% of 5 th Graders in Eug/Spfld

Roles and Responsibilities

In order to effectively oversee and manage the RWP, the partner agencies provide all staffing and services to the MWMC. The following sections describe the roles and responsibilities of each of the partner agencies, and how intergovernmental coordination occurs on behalf of the Commission.

City of Eugene

The City of Eugene supports the RWP through representation on the MWMC, provision of operation and maintenance services, and active participation on interagency project teams and committees. Three of the seven MWMC members represent Eugene – two citizens and one City Councilor. Pursuant to the Intergovernmental Agreement (IGA), the Eugene Wastewater Division operates and maintains the Regional Water Pollution Control Facility (WPCF), the Biosolids Management Facility (BMF) and associated residuals and reclaimed water activities, along with regional wastewater pumping stations and transmission sewers. In support of the RWP, the Division also provides technical services for wastewater treatment; management of equipment replacement and infrastructure rehabilitation; biosolids treatment and recycling; industrial source control (in conjunction with Springfield staff); and regional laboratory services for wastewater and water quality analyses. These services are provided under contract with the MWMC through the regional funding of 78.36 full-time equivalent (FTE) employees.

City of Springfield

The City of Springfield supports the RWP through representation on the MWMC, provision of MWMC administration services, and active coordination of and participation on interagency project teams and committees. Two MWMC members represent Springfield – one citizen and one City Councilor. Pursuant to the IGA, the Springfield Development and Public Works Director, and the Environmental Services Manager serve as the MWMC Executive Officer and General Manager, respectively. The Environmental Services Division and Finance Department staff provide ongoing staff support to the Commission and administration of the RWP in the following areas: legal and risk management services; financial management and accounting; coordination and management of public policy; regulatory and permit compliance issues; coordination between the Commission and the governing bodies; long-range capital project planning, design, and construction management; coordination of public information, education, and citizen involvement programs; and coordination and development of regional budgets, rate proposals, and revenue projections. Springfield staff also provides local implementation of the Industrial Pretreatment Program, as well as billing coordination and customer service. These services are provided under contract with the MWMC through the regional funding of 15.68 FTE of Development and Public Works Department staff and 0.88 FTE of Finance Department staff, for a total 16.56 FTE as reflected in the FY 19-20 Budget.

Lane County

Lane County supports the RWP through representation on the MWMC, including two MWMC members that represent Lane County – one citizen and one County Commissioner. Lane County's partnership initially included providing support to manage the proceeds and repayment of the RWP general obligation bonds to finance the local share of the RWP facilities construction. These bonds were paid in full in 2002. The County, while not presently providing sewerage, has the authority under its charter to do so. The Urban Growth Boundary includes the two Cities (urban lands) and certain unincorporated areas surrounding the Cities which lies

entirely within the County. Federal funding policy requires sewage treatment and disposal within the Urban Growth Boundary to be provided on a unified, metropolitan basis.

Interagency Coordination

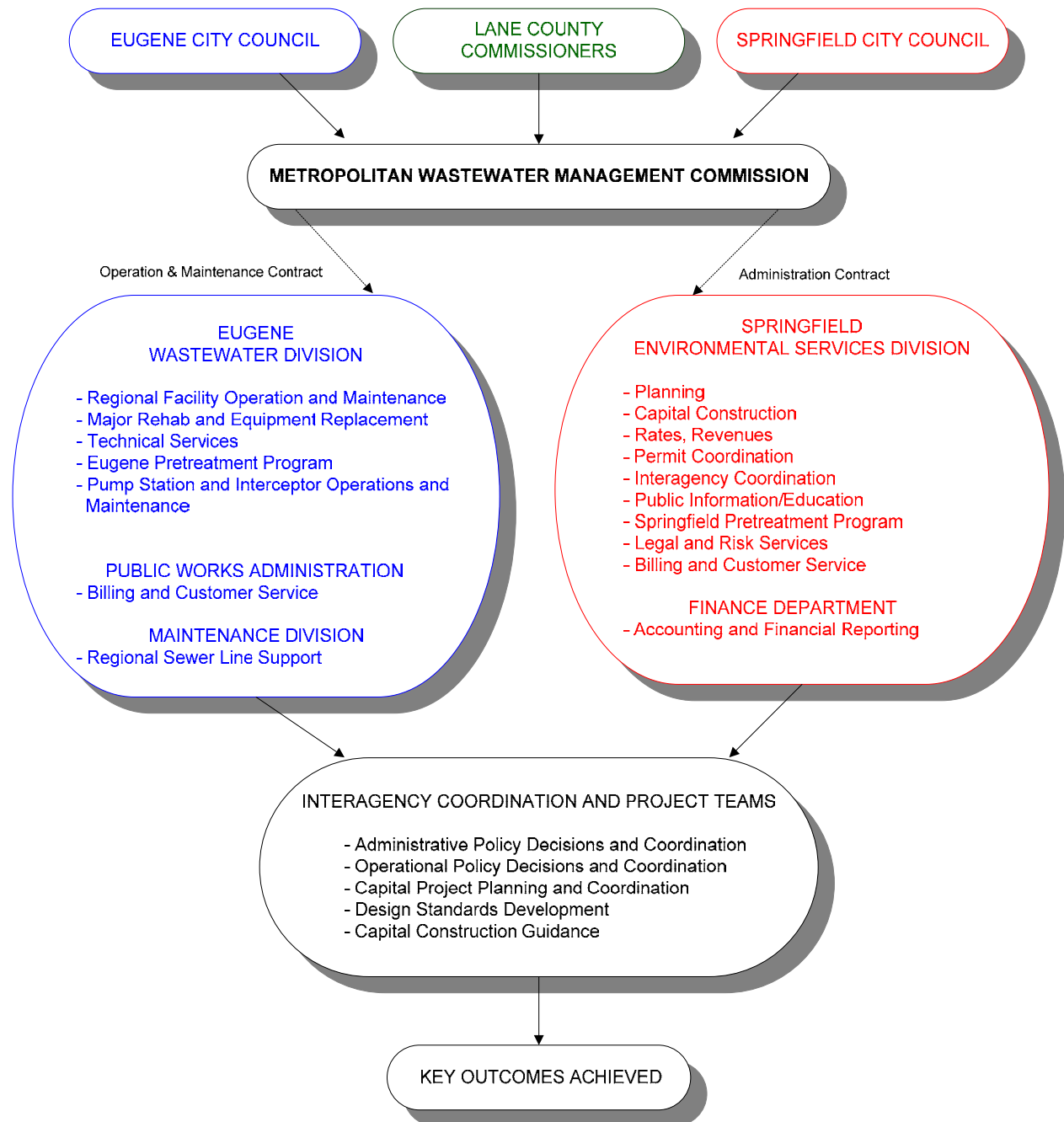
The effectiveness of the MWMC and the RWP depends on extensive coordination, especially between Springfield and Eugene staff, who provide ongoing program support. This coordination occurs in several ways. The Springfield ESD/MWMC General Manager and the Eugene Wastewater Division Director coordinate regularly to ensure adequate communication and consistent implementation of policies and practices as appropriate. The Eugene and Springfield Industrial Pretreatment Program supervisors and staff meet regularly to ensure consistent implementation of the Model Industrial Pretreatment Ordinance. Additionally, interagency project teams provide input on and coordination of ongoing MWMC administration issues and ad hoc project needs.

Exhibit 1 on the following page reflects the interagency coordination structure supporting the RWP. Special project teams are typically formed to manage large projects such as design and construction of new facilities. These interagency staff teams are formulated to provide appropriate expertise, operational knowledge, project management, and intergovernmental representation.

Relationship to Eugene and Springfield Local Sewer Programs

The RWP addresses only part of the overall wastewater collection and treatment facilities that serve the Eugene-Springfield metropolitan area. The Cities of Eugene and Springfield both maintain sewer programs that provide for construction and maintenance of local collection systems and pump stations, which discharge to the regional system. Sewer user fees collected by the two Cities include both local and RWP rate components.

EXHIBIT 1
REGIONAL WASTEWATER PROGRAM
INTERAGENCY COORDINATION STRUCTURE



BUDGET SUMMARY

REGIONAL WASTEWATER PROGRAM FY 19-20 BUDGET

The MWMC's RWP Operating Budget provides the Commission and governing bodies with an integrated view of the RWP elements. Exhibit 2 provides a summary of the overall Operating Budget. Separate Springfield and Eugene agency budgets and staffing also are presented within this budget document. Major program areas supported by Springfield and Eugene are described in the pages that follow and are summarized in Exhibit 3 on page 14. Finally, Exhibit 4 on page 15 combines revenues, expenditures, and reserves to illustrate how funding for all aspects of the RWP is provided. It should also be noted that the "Amended Budget FY 18-19" column in all budget tables represents the updated FY 18-19 RWP budget as of February 19, 2019, which reconciled actual beginning balances at July 1, 2018, and approved budget transfers and supplemental requests.

EXHIBIT 2

REGIONAL OPERATING BUDGET SUMMARY: INCLUDING RESERVE CONTRIBUTIONS

	ADOPTED BUDGET FY18-19	AMENDED BUDGET FY18-19	PROPOSED BUDGET FY19-20	CHANGE (1) INCR/(DECR)	
Full-Time Equivalent Staffing Level	93.92	93.92	94.92	1.00	1.1%
Personnel Services (2)	\$11,103,999	\$11,103,999	\$11,836,299	\$732,300	6.6%
Materials & Services (2)	6,851,712	7,036,163	6,811,610	(40,102)	-0.6%
Capital Outlay (2, 3)	163,706	163,706	20,000	(143,706)	-87.8%
Equip Replacement Contributions (4)	1,000,000	1,000,000	2,000,000	1,000,000	100.0%
Capital Contributions (5)	14,000,000	14,000,000	15,000,000	1,000,000	7.1%
Debt Service Contributions (6)	5,452,810	5,452,810	4,947,783	(505,027)	-9.3%
Working Capital Reserve (7)	900,000	900,000	900,000	-	0%
Rate Stability Reserve (9)	2,000,000	2,000,000	2,000,000	-	0%
Insurance Reserve (9)	515,000	1,500,000	1,500,000	985,000	191%
Operating Reserve (10)	3,916,913	4,764,824	3,151,064	(765,849)	-19.6%
Rate Stabilization Reserve (11)	2,000,000	2,000,000	2,000,000	-	0%
SRF Loan Reserve (12)	670,908	435,603	435,603	(235,305)	-35%
Budget Summary	\$48,575,048	\$50,357,105	\$50,602,359	\$2,027,311	4.2%

Notes:

1. The Change column and Percent Change column compare the Adopted FY 19-20 Budget with the originally Adopted FY 18-19 Budget column.
2. Personnel Services, Materials and Services, and Capital Outlay budget amounts represent combined Springfield and Eugene Operating Budgets that support the RWP.
3. Capital Outlay does not include CIP, Equipment Replacement, Major Capital Outlay, or Major Rehabilitation, which are capital programs.
4. The Equipment Replacement Contribution is a budgeted transfer of operating revenues to reserves for scheduled future replacement of major equipment, vehicles, and computers. See table on page 21 for year-end balance.

5. The Capital Reserve Contribution is a budgeted transfer of operating revenues to reserves. Capital is passed through the Springfield Administration Budget. See table on page 22 for year-end balance.
6. The Debt Service line item is the sum of annual interest and principal payments on the Revenue Bonds and Clean Water State Revolving Fund (SRF) loans made from the Operating Budget (derived from user rates). The total amount of Debt Service budgeted in FY 19-20 is \$4,947,783 a portion of which is funded by System Development Charges (SDCs).
7. The Working Capital Reserve acts as a revolving account which is drawn down and replenished on a monthly basis to fund Eugene's and Springfield's cash flow needs.
8. The Rate Stability Reserve is used to set aside revenues available at year-end after the budgeted Operating Reserve target is met. Internal policy has established a level of \$2 million for the Rate Stability Reserve. See Exhibit 5 on page 20 for year-end balance.
9. The Insurance Reserve was established to set aside funds to cover the insurance deductible amount for property and liability insurance coverage, for losses per occurrence. The Insurance Reserve is set at \$1.5 million.
10. The Operating Reserve is used to account for the accumulated operating revenues net of operations expenditures. The Commission's adopted policy provides minimum guidelines to establish the Operating Reserve balance at approximately two months operating expenses of the adopted Operating Budget. The Operating Reserve provides for contingency funds in the event that unanticipated expenses or revenue shortfalls occur during the budget year.
11. The Rate Stabilization Reserve contains funds to be used at any point in the future when net revenues are insufficient to meet the bond covenant coverage requirements. The Commission shall maintain the Rate Stabilization Reserve account as long as bonds are outstanding. This reserve is set at \$2 million.
12. The Clean Water SRF loan reserve is budgeted as required per loan agreements.

EXHIBIT 3

REGIONAL WASTEWATER PROGRAM OPERATING BUDGET
LINE ITEM SUMMARY BY PROGRAM AREA

	ACTUALS	ADOPTED	AMENDED	PROPOSED	CHANGE	
	FY 17-18	FY 18-19	FY 18-19	FY 19-20	INCR/(DECR)	
<u>SPRINGFIELD</u>						
MWMC ADMINISTRATION						
Personnel Services	\$1,357,908	\$1,431,501	\$1,431,501	\$1,607,536	\$176,035	12.3%
Materials & Services	1,555,986	1,907,578	2,045,328	1,927,948	20,370	1.1%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$2,913,894	\$3,339,079	\$3,476,829	\$3,535,484	\$196,405	6%
INDUSTRIAL PRETREATMENT						
Personnel Services	\$332,582	\$351,786	\$351,786	\$369,059	\$17,273	4.9%
Materials & Services	109,361	122,869	122,869	115,825	(7,044)	-5.7%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$441,943	\$474,655	\$474,655	\$484,884	\$10,229	2.2%
ACCOUNTING						
Personnel Services	\$109,583	\$116,034	\$116,034	\$123,642	\$7,608	6.6%
Materials & Services	25,413	39,898	39,898	39,442	(456)	-1.1%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$134,996	\$155,932	\$155,932	\$163,084	\$7,152	4.6%
TOTAL SPRINGFIELD						
Personnel Services	\$1,800,073	\$1,899,321	\$1,899,321	\$2,100,237	\$200,916	10.6%
Materials & Services	1,690,760	2,070,345	2,208,095	2,083,215	12,870	0.6%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$3,490,833	\$3,969,666	\$4,107,416	\$4,183,452	\$213,786	5.4%
<u>EUGENE</u>						
ADMINISTRATIVE SERVICES						
Personnel Services	\$1,694,741	\$1,761,718	\$1,761,718	\$1,863,293	\$101,575	5.8%
Materials & Services	516,776	683,318	682,712	421,273	(262,045)	-38.3%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$2,211,517	\$2,445,036	\$2,444,430	\$2,284,566	(\$160,470)	-6.6%
BIOSOLIDS MANAGEMENT						
Personnel Services	\$1,247,142	\$1,381,950	\$1,381,950	\$1,427,133	\$45,183	3.3%
Materials & Services	807,387	909,816	909,247	983,055	73,239	8.0%
Capital Outlay	109,297	-	-	-	-	--
TOTAL	\$2,163,826	\$2,291,766	\$2,291,197	\$2,410,188	\$118,422	5.2%
INDUSTRIAL SOURCE CONTROL						
Personnel Services	\$525,757	\$624,405	\$624,405	\$590,474	(\$33,931)	-5.4%
Materials & Services	97,829	120,132	119,948	118,262	(1,870)	-1.6%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$623,586	\$744,537	\$744,353	\$708,736	(\$35,801)	-4.8%
TREATMENT PLANT						
Personnel Services	\$4,952,030	\$4,994,444	\$4,994,444	\$5,329,404	\$334,960	6.7%
Materials & Services	2,810,250	2,736,780	2,785,031	2,806,126	69,346	2.5%
Capital Outlay	31,852	163,706	163,706	20,000	(143,706)	-87.8%
TOTAL	\$7,794,132	\$7,894,930	\$7,943,181	\$8,155,530	\$260,600	3.3%
REGIONAL PUMP STATIONS						
Personnel Services	\$125,271	\$173,580	\$173,580	\$248,788	\$75,208	43.3%
Materials & Services	217,908	286,428	286,314	347,951	61,523	21.5%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$343,179	\$460,008	\$459,894	\$596,739	\$136,731	29.7%
BENEFICIAL REUSE SITE						
Personnel Services	\$115,744	\$268,581	\$268,581	\$276,970	\$8,389	3.1%
Materials & Services	8,660	44,893	44,815	51,728	6,835	15.2%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$124,404	\$313,474	\$313,396	\$328,698	\$15,224	4.9%
TOTAL EUGENE						
Personnel Services	\$8,660,685	\$9,204,678	\$9,204,678	\$9,736,062	\$531,384	5.8%
Materials & Services	4,458,810	4,781,367	4,828,068	4,728,395	(52,972)	-1.1%
Capital Outlay	141,149	163,706	163,706	20,000	(143,706)	-87.8%
TOTAL	\$ 13,260,644	\$14,149,751	\$14,196,452	\$14,484,457	\$334,706	2.4%
TOTAL REGIONAL BUDGET	\$ 16,751,477	\$18,119,417	\$18,303,868	\$18,667,909	\$548,492	3.0%

NOTE: Does not include Major Rehabilitation, Equipment Replacement or Major Capital Outlay

EXHIBIT 4

REGIONAL WASTEWATER PROGRAM
BUDGET SUMMARY AND COMPARISON

	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20	CHANGE* INC(DEC)
<u>OPERATING BUDGET</u>				
Administration	\$3,969,666	\$4,107,416	\$4,183,452	\$213,786
Operations	14,149,751	14,196,452	14,484,457	334,706
Capital Contribution & Transfers	14,000,000	14,000,000	15,000,000	1,000,000
Equipment Replacement - Contribution	1,000,000	1,000,000	2,000,000	1,000,000
Operating & Revenue Bond Reserve	10,002,821	11,600,427	9,986,667	(16,154)
Debt Service	5,452,810	5,452,810	4,947,783	(505,027)
Total Operating Budget	\$48,575,048	\$50,357,105	\$50,602,359	\$2,027,311
<u>Funding:</u>				
Beginning Balance	\$11,581,093	\$13,363,149	\$12,432,240	\$851,147
User Fees	33,745,000	33,745,000	34,700,000	955,000
Other	3,248,955	3,248,955	3,470,119	221,164
Total Operating Budget Funding	\$48,575,048	\$50,357,105	\$50,602,359	\$2,027,311
<u>CAPITAL PROGRAM BUDGET</u>				
RNG Upgrade Facilities	\$7,050,000	\$7,261,666	\$6,065,000	(\$985,000)
WPCF Lagoon Remove/Decommission	5,550,000	5,561,312	4,700,000	(850,000)
Class A Disinfection Facilities	750,000	750,000	2,300,000	1,550,000
Aeration Basin Improvements - Phase 2	0	0	1,000,000	NA
Administration Building Improvements	0	0	1,000,000	NA
Operation Building Improvements	8,900,000	9,924,165	800,000	(8,100,000)
Poplar Harvest Mgmt. Services	160,000	94,631	425,000	265,000
Riparian Shade Credit Program	226,000	205,081	416,000	190,000
Thermal Load Pre-Implementation	200,000	277,542	295,000	95,000
Recycled Water Demonstration Project	300,000	300,000	180,000	(120,000)
Facility Plan Engineering Services	85,000	131,582	90,000	5,000
Resiliency Planning	625,000	739,036	88,000	(537,000)
Electrical Distribution System	4,600,000	4,904,482	0	NA
Increase Digestion Capacity	2,500,000	\$3,968,092	0	NA
Comprehensive Facility Plan Update	130,000	130,000	0	NA
<u>Asset Management:</u>				
Equipment Replacement Purchases	649,000	884,000	621,000	(28,000)
Major Rehab	1,175,000	1,463,300	520,000	(655,000)
Major Capital Outlay	200,000	215,000	0	NA
Total Capital Projects	\$33,100,000	\$36,809,889	\$18,500,000	(\$14,600,000)
<u>Funding:</u>				
Equipment Replacement	\$649,000	\$884,000	\$621,000	(\$28,000)
Capital Reserve	32,451,000	35,925,889	17,879,000	(14,572,000)
Total Capital Projects Funding	\$33,100,000	\$36,809,889	\$18,500,000	(\$14,600,000)

Note: * The Change (Increase/Decrease) column compares the adopted FY 19-20 budget to the originally adopted FY 18-19 budget column.

BUDGET AND RATE HISTORY

The graphs on pages 17-18 show the regional residential wastewater service costs over a 5-year period, and a 5-year Regional Operating Budget Comparison. Because the Equipment Replacement, Major Infrastructure Rehabilitation and Major Capital Outlay programs are managed in the Eugene Operating Budget, based on the size, type and budget amount of the project these programs are incorporated into either the 5-year Regional Operating Budget Comparison graph or the 5-Year Capital Programs graph on page 18. The Regional Wastewater Capital Improvement Programs graph on page 18 shows the expenditures over the recent five years in the MWMC's Capital Program and including Asset Management projects. A list of capital projects is located in Exhibit 13 on page 44.

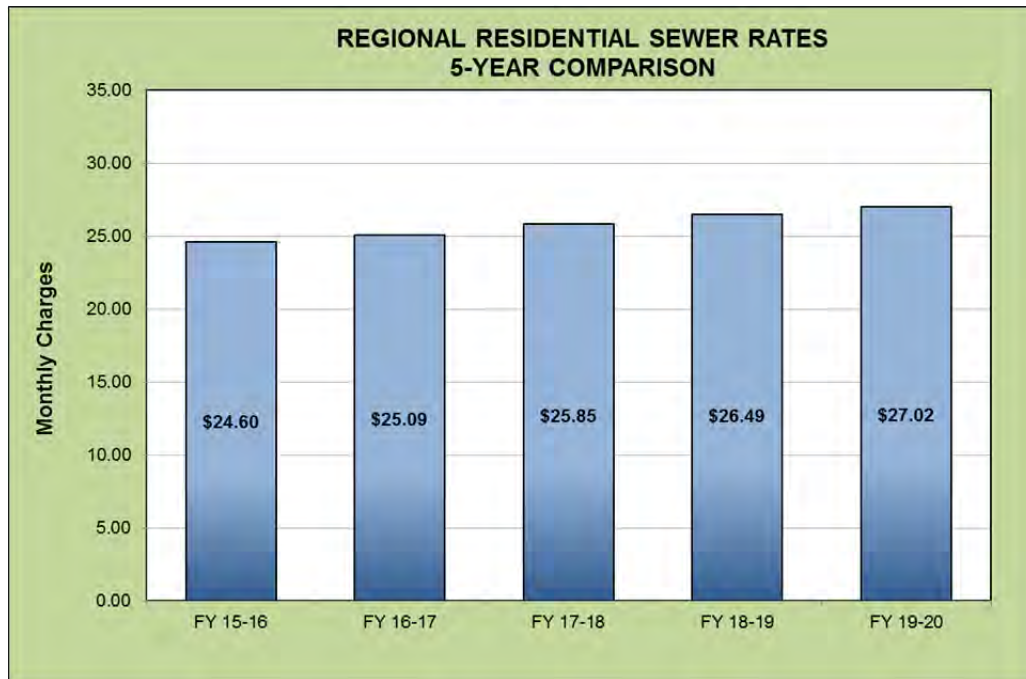
As shown on the Regional Residential Sewer Rate graph on page 17, regional sewer user charges have incrementally increased to meet the revenue requirements necessary to fund facility improvements as identified in the 2004 MWMC Facilities Plan. This Plan and the subsequent 2014 Partial Facilities Plan Update demonstrated the need for a significant capital investment in new and expanded facilities to meet environmental performance requirements and capacity to serve the community through 2025. Although a portion of these capital improvements can be funded through system development charges (SDCs), much of the funding for approximately \$196 million in capital improvements over the 20-year period will come from user charges. This has become a major driver of the MWMC's need to increase sewer user rates, moderately and incrementally on an annual basis.

The National Association of Clean Water Agency (NACWA) publishes an annual Cost of Clean Water Index, which indicates the national average charges for wastewater services. The index includes average wastewater charges by Environmental Protection Agency (EPA) regions. Of the EPA regions, Region 10, which includes Oregon, Washington and Idaho, reflects the second highest wastewater expenses nationwide, based on demographics, geography, regulatory requirements, and a range of other issues. Within Region 10, the annual change in the cost of clean water index reflected a 4.3% average increase over the past 4 years.

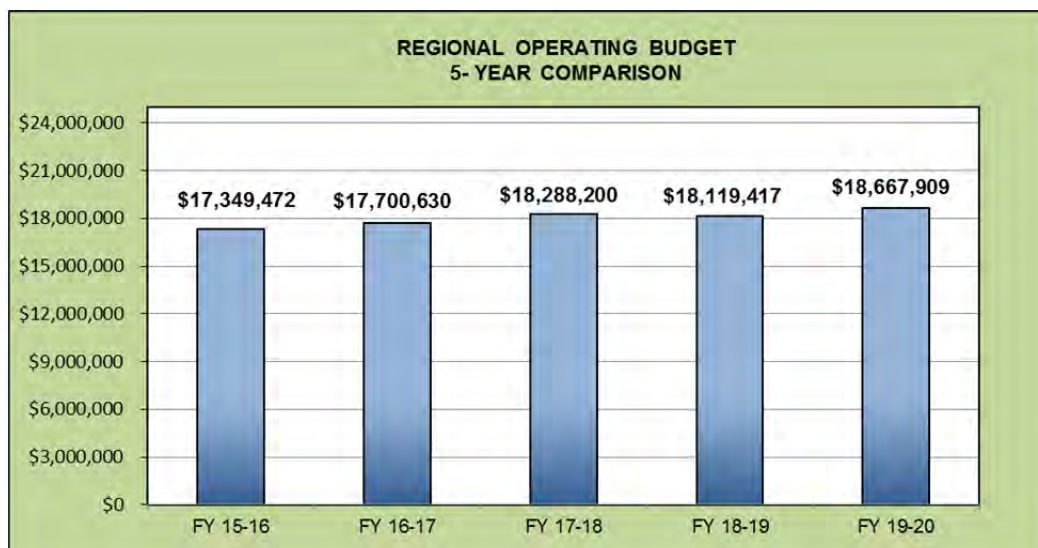
In FY 16-17 the MWMC regional user rates increased by 2% over the prior year rates, and in FY 17-18 rates increased by 3%, and the FY18-19 user rates increased by 2.5% over the prior year. The FY 19-20 Budget is based on a 2% user rate increase over the FY 18-19 rates. This increase will provide for Operations, Administration, Capital programs, reserves and debt service, continuing to meet capital and operating requirements and supporting the Commission's Financial Plan policies, as well as financially positioning for future investments in capital assets.

The following chart displays the regional component of a residential monthly bill when applying the base and flow rates to 5,000 gallons of wastewater treated, which includes a 2% or \$0.53 increase effective July 1, 2019.

The graph below displays the regional component of a residential monthly bill, when applied to 5,000 gallons of wastewater treated for the recent 5-year period.



The graph below displays the Regional Operating Budget amounts for the recent 5-year period.



The graph below displays the Regional Wastewater Capital Improvement Program Budget amounts for the recent 5-year period.



RESERVE FUNDS

REGIONAL WASTEWATER PROGRAM RESERVES

The RWP maintains reserve funds for the dedicated purpose to sustain stable rates while fully funding operating and capital needs. Commission policies and guidance, which direct the amount of reserves appropriated on an annual basis, are found in the MWMC Financial Plan. Further details on the FY 19-20 reserves are provided below.

OPERATING RESERVES

The MWMC Operating Budget includes six separate reserves: the Working Capital Reserve, Rate Stability Reserve, Rate Stabilization Reserve, State Revolving Fund (SRF) Reserve, Insurance Reserve and the Operating Reserve. Revenues are appropriated across the reserves in accordance with Commission policy and expenditure needs. Each reserve is explained in detail below.

WORKING CAPITAL RESERVE

The Working Capital Reserve acts as a revolving account that is drawn down and replenished on a monthly basis to provide funds for payment of Springfield Administration and Eugene Operations costs prior to the receipt of user fees from the Springfield Utility Board and Eugene Water and Electric Board. The Working Capital Reserve is set at \$900,000 for FY 19-20, \$200,000 of which is dedicated to Administration and \$700,000 is dedicated to Operations.

RATE STABILITY RESERVE

The Rate Stability Reserve was established to implement the Commission's objective of maintaining stable rates. It is intended to hold revenues in excess of the current year's operating and capital requirements for use in future years, in order to avoid potential rate spikes. The amount budgeted on an annual basis has been set at \$2 million, with any additional net revenues being transferred to the capital reserve for future projects.

RATE STABILIZATION RESERVE

The Rate Stabilization Reserve contains funds to be used at any point in the future when net revenues are insufficient to meet the bond covenant coverage requirement. The Commission shall maintain the Rate Stabilization account as long as bonds are outstanding. In FY 19-20 no additional contribution to this reserve is budgeted and the balance at June 30, 2020, will remain at \$2 million.

CLEAN WATER STATE REVOLVING FUND (SRF) RESERVE

The Clean Water SRF Reserve was established to meet revenue coverage requirements for SRF loans. The SRF Reserve is set at \$435,603 for FY 19-20.

INSURANCE RESERVE

The Insurance Reserve was established to set aside funds to cover the insurance deductible amount for property and liability insurance coverage, for losses per occurrence. The Insurance Reserve is set at \$1.5 million for FY 19-20.

OPERATING RESERVE

The Operating Reserve is used to account for accumulated operating revenues net of operating expenditures (including other reserves). The Commission's adopted policy provides guidelines to establish the Operating Reserve at a minimum target of two months expenses. For FY 19-20, the Operating Reserve is budgeted at \$3,151,064, which includes approximately two months of total Personnel Services, Materials and Services, and Capital Outlay in accordance with Commission policy.

EXHIBIT 5

	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20
OPERATING RESERVES			
Beginning Balance	\$11,581,093	\$13,363,149	\$12,432,240
User Fee Revenue	33,260,000	33,260,000	34,050,000
Septage Revenue	485,000	485,000	650,000
Other Revenue	1,072,110	1,072,110	1,262,210
Interest	150,000	150,000	180,000
Transfer from Improvements SDCs	2,000,000	2,000,000	2,000,000
Transfer from Reimbursement SDCs	22,845	22,845	23,909
Personnel Services	(11,103,999)	(11,103,999)	(11,836,299)
Materials & Services	(6,847,712)	(7,032,163)	(6,807,610)
Capital Outlay	(163,706)	(163,706)	(20,000)
Interfund Transfers	(15,000,000)	(15,000,000)	(17,000,000)
Debt Service - SRF Loan	(1,446,158)	(1,446,158)	(936,928)
Debt Service - 2016 Revenue Bond	(4,006,652)	(4,006,652)	(4,010,855)
Working Capital	(900,000)	(900,000)	(900,000)
Insurance Reserve	(515,000)	(1,500,000)	(1,500,000)
SRF Loan Reserve	(670,908)	(435,603)	(435,603)
Rate Stability Reserve	(2,000,000)	(2,000,000)	(2,000,000)
Rate Stabilization Reserve	(2,000,000)	(2,000,000)	(2,000,000)
Operating Reserve	\$3,916,913	\$4,764,824	\$3,151,064

CAPITAL RESERVES

The MWMC Capital Budget includes four reserves: the Equipment Replacement Reserve, SDC Reimbursement Reserves, SDC Improvement Reserves, and the Capital Reserve. These reserves accumulate revenue to help fund capital projects including equipment replacement and major rehabilitation. They are funded by annual contributions from user rates, SDCs, and loans. Each reserve is explained in detail below.

EQUIPMENT REPLACEMENT RESERVE

The Equipment Replacement Reserve accumulates replacement funding for three types of equipment: 1) major/stationary equipment items valued over \$10,000 with life expectancy greater than one year; 2) fleet vehicles maintained by the Eugene Wastewater Division; and 3) computer servers that serve the Eugene Wastewater Division. Contributions to the Equipment Replacement Reserve in the FY 19-20 budget total \$2 million, additional budget details are provided below.

The Equipment Replacement Reserve is intended to accumulate funds necessary to provide for the timely replacement or rehabilitation of equipment, and may also be borrowed against to provide short-term financing of capital improvements. An annual analysis is performed on the Equipment Replacement Reserve. Estimates used in the analysis include replacement costs, interest earnings, inflation rates and useful lives for the equipment.

	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	<i>PROPOSED</i> BUDGET FY 19-20
EQUIPMENT REPLACEMENT RESERVE			
Beginning Balance	\$12,007,589	\$12,426,367	\$12,799,367
Annual Equipment Contribution	1,000,000	1,000,000	2,000,000
Interest	30,000	30,000	250,000
Equipment Purchases	(649,000)	(884,000)	(621,000)
Equipment Replacement Reserve	\$12,388,589	\$12,572,367	\$14,428,367

SYSTEM DEVELOPMENT CHARGE (SDC) RESERVES

SDCs are required as part of the MWMC IGA. They are connection fees charged to new users to recover the costs related to system capacity, and are limited to funding Capital Programs. The purpose of the SDC Reserves is to collect and account for SDC revenues separately from other revenue sources, in accordance with Oregon statutes. The Commission's SDC structure includes a combination of "Reimbursement" and "Improvement" fee components. Estimated SDC revenues for FY 19-20 are approximately \$1,740,000. Budgeted expenditures include \$2 million from Improvement Fees to fund portions of the annual debt service payments on the 2016 revenue bonds. The projected beginning SDC Reserve balance on July 1, 2019 is \$4,547,593.

	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20
REIMBURSEMENT SDC RESERVE			
Beginning Balance	\$1,002,018	\$1,044,278	\$1,188,432
Reimbursement SDCs Collected	135,000	135,000	140,000
Interest	2,000	2,000	15,000
SDC Compliance Charge	5,000	5,000	5,000
Xfr to Debt Service (Fund 612)	(22,845)	(22,845)	(23,909)
Materials & Services	(2,000)	(2,000)	(2,000)
Reimbursement SDC Reserve	\$1,119,173	\$1,161,433	\$1,322,523

	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20
IMPROVEMENT SDC RESERVE			
Beginning Balance	\$3,620,463	\$4,027,161	\$3,359,161
Improvement SDCs Collected	1,600,000	1,600,000	1,600,000
Interest	9,000	9,000	30,000
Materials & Services	(2,000)	(2,000)	(2,000)
Xfr to Debt Service (Fund 612)	(2,000,000)	(2,000,000)	(2,000,000)
Improvement SDC Reserve	\$3,227,463	\$3,634,161	\$2,987,161

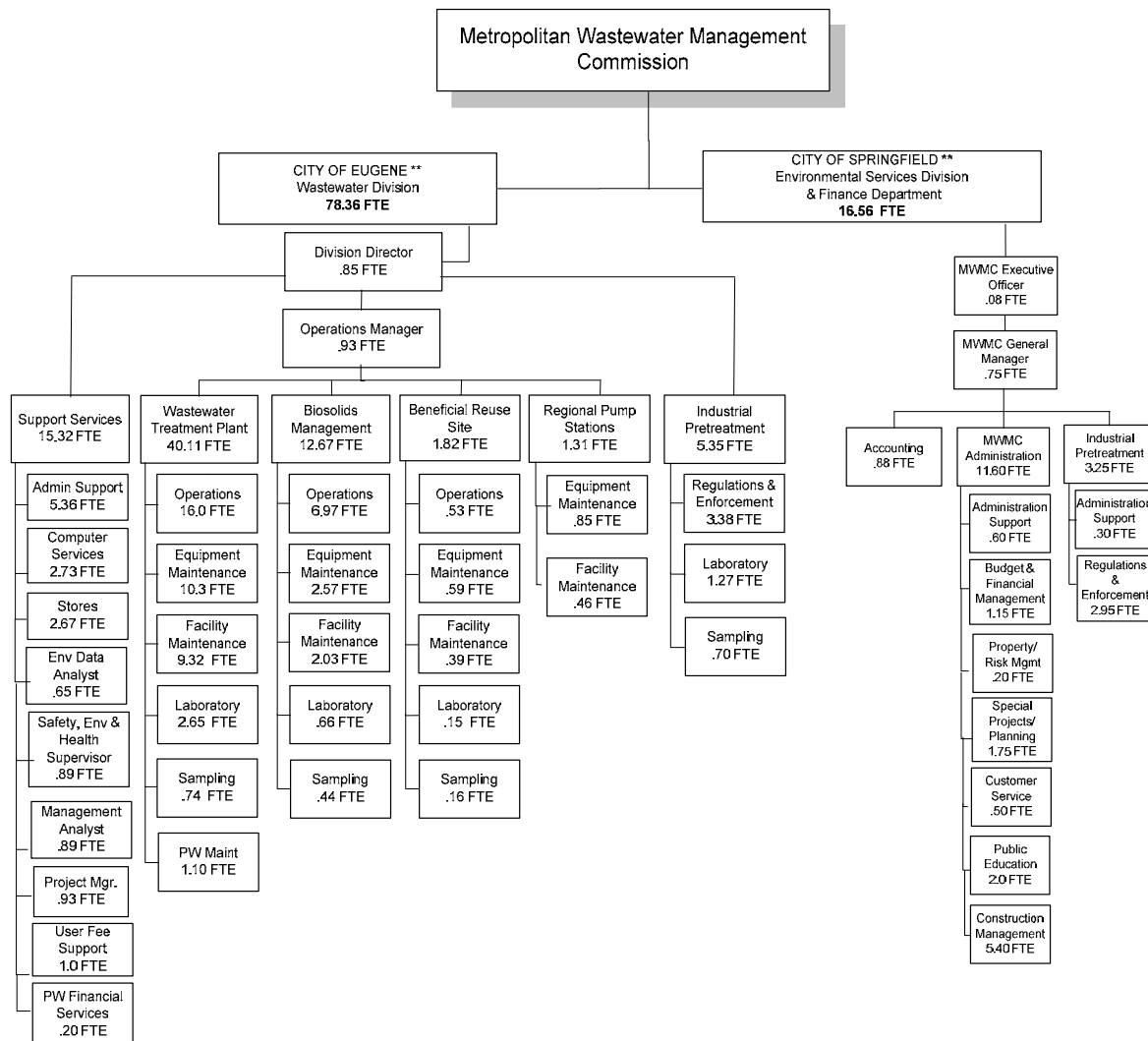
CAPITAL RESERVE

The Capital Reserve accumulates funds transferred from the Operating Reserve for the purpose of funding the CIP, Major Capital Outlay and Major Rehabilitation Program costs. The intent is to collect sufficient funds over time to construct a portion of planned capital projects with cash in an appropriate balance with projects that are funded with debt financing. The FY 19-20 Budget includes a contribution from the Operating Reserve of \$15 million. The beginning balance on July 1, 2019, is projected to be \$41,565,080. Additional budget detail on the CIP, Major Capital Outlay and Major Rehabilitation Program reserves is provided below.

	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20
CAPITAL RESERVES			
Beginning Balance	\$50,921,580	\$53,958,166	\$41,565,080
Transfer from Operating Reserve	14,000,000	14,000,000	15,000,000
Interest	500,000	500,000	900,000
Interest Income (Revenue Bond Proceeds)	5,000	0	0
Other Income	10	10	10
SRF Loan Payoff	0	(5,019,885)	0
Funding For Capital Improvement Projects	(31,076,000)	(34,247,589)	(17,359,000)
Funding For Major Rehabilitation	(1,175,000)	(1,463,300)	(520,000)
Funding For Major Capital Outlay	(200,000)	(215,000)	0
Capital Reserve	\$32,975,590	\$27,512,402	\$39,586,090

OPERATING PROGRAMS

EXHIBIT 6
REGIONAL WASTEWATER PROGRAM*
ORGANIZATION CHART FY 19-20



Notes:

- * Full-Time Equivalent (FTE) figures represent portions of Eugene and Springfield staff funded by regional wastewater funds.
- ** The chart represents groups of staff dedicated to program areas rather than specific positions.

EXHIBIT 7

REGIONAL WASTEWATER PROGRAM
POSITION SUMMARY

CLASSIFICATION	BUDGET FY 17-18	BUDGET FY 18-19	BUDGET FY 19-20	FTE CHANGE
SPRINGFIELD ENVIRONMENTAL SERVICES & FINANCE				
Accountant	0.80	0.80	0.80	-
Accounting Manager	0.08	0.08	0.08	-
Administrative Specialist	2.00	2.65	2.65	-
Civil Engineer/Design & Construction Coordinator	3.00	3.00	3.00	-
Development and Public Works Director	0.08	0.08	0.08	-
Engineering Assistant	0.65	0.00	0.00	-
Environmental Management Analyst	0.90	0.90	0.90	-
Environmental Services Program Manager	0.80	0.80	0.80	-
Environmental Services Supervisor	0.95	0.95	0.95	-
Environmental Services Technician	2.00	2.00	2.00	-
ESD Manager/MWMC General Manager	0.80	0.80	0.80	-
Management Analyst	0.75	0.75	0.75	-
Managing Civil Engineer	1.75	1.75	1.75	-
Public Information & Education Analyst	1.00	1.00	2.00	1.00
TOTAL SPRINGFIELD	15.56	15.56	16.56	1.00

EXHIBIT 7 (Continued)REGIONAL WASTEWATER PROGRAM
POSITION SUMMARY

CLASSIFICATION	BUDGET FY 17-18	BUDGET FY 18-19	BUDGET FY 19-20	FTE CHANGE
EUGENE WASTEWATER DIVISION & OTHER PW				
Administrative Specialist	1.78	1.78	1.78	-
Administrative Specialist, Sr	0.95	0.95	0.95	-
Application Support Technician, Sr	0.95	0.95	0.95	-
Application Systems Analyst	1.78	1.78	1.78	-
Custodian	1.00	1.00	1.00	-
Finance & Admin Manager	0.89	0.89	0.89	-
Electrician 1	3.28	3.28	3.28	-
Engineering Associate	0.35	0.35	0.35	-
Maintenance Worker	12.29	13.25	13.25	-
Management Analyst	5.14	5.14	5.14	-
Parts and Supply Specialist	1.78	1.78	1.78	-
PW Financial Services Manager	0.20	0.20	0.20	-
Utility Billing Coordinator	1.00	1.00	1.00	-
Wastewater Lab Assistant	0.82	0.82	0.82	-
Wastewater Division Director	0.85	0.85	0.85	-
Wastewater Instrument Electrician	1.00	1.00	1.00	-
Wastewater Plant Operations Manager	0.93	0.93	0.93	-
Wastewater Operations Supervisor	2.00	2.00	2.00	-
Wastewater Plant Maintenance Supervisor	2.88	2.88	2.88	-
Wastewater Pretreatment & Lab Supervisor	0.82	0.82	0.82	-
Wastewater Technician	36.71	36.71	36.71	-
TOTAL EUGENE	77.40	78.36	78.36	-
GRAND TOTAL	92.96	93.92	94.92	1.00

CITY OF SPRINGFIELD REGIONAL WASTEWATER PROGRAM RESPONSIBILITIES

The City of Springfield manages administration services for the RWP under the Intergovernmental Agreement for the Metropolitan Wastewater Management Commission (MWMC). The programs maintained by Springfield to support the RWP are summarized below and are followed by Springfield's regional wastewater budget summaries. Activities, and therefore program budgets, for the MWMC administration vary from year to year depending upon the major construction projects and special initiatives underway. A list of the capital projects Springfield staff will support in FY 19-20 is provided in Exhibit 12 on page 40.

Program Responsibilities

- Administration & Management
- Financial Planning & Management
- Long-Range Capital Project Planning
- Project and Construction Management
- Coordination between the Commission and governing bodies
- Coordination and Management of:
 - Risk Management & Legal Services
 - Public Policy Issues
 - Regulatory and Permit Compliance Issues
- Public Information, Education and Outreach
- Industrial Pretreatment Source Control
- Customer Service

MWMC ADMINISTRATION

The Springfield Environmental Services Division (ESD) and Finance Department provide ongoing support and management services for the MWMC. The Development and Public Works (DPW) Director serves as the MWMC Executive Officer. The Environmental Services Manager serves as the General Manager. Springfield provides the following administration functions: financial planning management, accounting and financial reporting; risk management and legal services; coordination and management of public policy; coordination and management of regulatory and permit compliance issues; coordination between the Commission and the governing bodies; long-range capital project planning and construction management; coordination of public information, education, and citizen involvement programs; sewer user customer service; and coordination and development of regional budgets, rate proposals, and revenue projections.

INDUSTRIAL PRETREATMENT (SOURCE CONTROL) PROGRAM

The Industrial Pretreatment Program is a regional activity implemented jointly by the Cities of Eugene and Springfield. The Industrial Pretreatment section of the ESD is charged with administering the program for the regulation and oversight of wastewater discharged to the sanitary collection system by industries in Springfield. This section is responsible for ensuring that these wastes do not damage the collection system, interfere with wastewater treatment processes, result in the pass-through of harmful pollutants to treated effluent or biosolids, or threaten worker health or safety.

This responsibility is fulfilled, in part, by the use of a permit system for industrial dischargers. This permit system, common to both Eugene and Springfield, implements necessary limitations on waste characteristics and establishes inspection, monitoring, and reporting requirements for documenting waste quality and quantity controls. The Industrial Pretreatment section is also responsible for locating new industrial discharges in Springfield and evaluating the impact of those discharges on the regional WPCF. The Industrial Pretreatment Program also addresses

the wastewater discharges of some commercial/industrial businesses through the development and implementation of Pollution Management Practices. Pretreatment program staff also coordinates pollution prevention activities in cooperation with the Pollution Prevention Coalition of Lane County.

ACCOUNTING AND FINANCIAL REPORTING

Accounting and financial reporting services for the RWP are provided by the Accounting section in the Springfield Finance Department, in coordination with ESD. Springfield Accounting staff maintains grant and contract accounting systems, as well as compliance with all local, state and federal accounting and reporting requirements for MWMC finances. This section also assists ESD with preparation of the MWMC budget, capital financing documents, sewer user rates, and financial policies and procedures.

PROGRAMS AND SIGNIFICANT SERVICE/EXPENDITURE CHANGES

In FY 19-20, the City of Springfield will support the following major regional initiatives in addition to ongoing Commission administration and industrial pretreatment activities:

- Continue public information, education and outreach activities focused on the MWMC's Key Outcomes and Communication Plan objectives to increase awareness of the MWMC's ongoing efforts in maintaining water quality and a sustainable environment.
- Implement Capital Financing strategies necessary to meet current debt obligations, prepare for additional debt financing, and ensure sufficient revenues in accordance with the MWMC Financial Plan.
- Continue implementation of the 2004 MWMC Facilities Plan and 2014 Partial Facilities Plan Update to meet all regulatory requirements and capacity needs. Considering emerging environmental regulations that may impact the operation of the WPCF.
- Protect the Regional Wastewater Program (RWP) interests through participation in Association of Clean Water Agencies activities.
- Coordinate temperature Total Maximum Daily Load (TMDL) compliance through continued development and implementation of the thermal load mitigation strategy, including but not limited to a recycled water program.
- Continue participation with the Association of Clean Water Agencies and the Department of Environmental Quality on regulatory permitting strategies and the development of water quality trading rules.
- Implement resiliency planning to ensure protection of public health and safety following natural disasters such as earthquakes and floods.

BUDGET CHANGES FOR FY 19-20

The budget for Springfield Personnel Services, Materials and Services, and Capital Outlay for FY 19-20 totals \$4,183,452 representing an overall increase of \$213,786 or 5.4% from the adopted FY 18-19 budget (or an increase of 1.9% from the amended FY 18-19 budget), as displayed in Exhibit 8 on page 29.

Personnel Services

Personnel Services totaling \$2,100,237 represents a FY 19-20 increase of \$200,916 or 10.6% above the originally adopted FY 18-19 budget. The notable changes are summarized below:

Staffing

The FY 19-20 budget includes 1.00 Full Time Equivalent (FTE) increase in staffing level from the FY 18-19 budget. This increase will expand the Public Information, Education and Outreach programs. Resulting in a total staffing level at 16.56 FTE in Springfield.

Regular Salaries and Overtime - \$1,356,841, an increase of \$97,403 or 7.8%

Salaries are based upon the negotiated management/labor contracts as approved by the Springfield City Council, and staffing levels.

Employee Benefits - \$410,758, an increase of \$84,474 or 25.9%

The employee benefits consist mainly of PERS/OPSRP retirement system costs, FICA and Medicare contributions.

Health Insurance - \$332,638, an increase of \$19,093 or 6.1%

The increase is based on group claims experience and cost projections. Costs are calculated based on the number of employees.

Materials and Services

The Materials and Services budget total is \$2,083,215 in FY 19-20, representing an increase of \$12,870 or 0.6% above the adopted FY 18-19 budget. The notable changes are summarized below:

Contractual Services Charges - \$177,900, an increase of \$37,350 or 26.6%

The \$37,350 increase is primarily related to Public Education and Outreach. An update to the Market Research – Community Survey is planned in FY 19-20.

Property & Liability Insurance - \$320,000, a net decrease of \$30,000 or 8.6%

The \$30,000 budget *decrease* is based on recent pricing for insurance premiums, multi-year agreements, and a realignment of coverage based on a risk analysis.

Internal & Indirect Charges Combined - \$463,789, a net decrease of \$13,185 or 2.8%

The \$13,185 decrease is based on changes in overhead costs as programmed in the FY 19-20 budget, when compared FY 18-19. Indirect costs are based on a methodology approved by the federal government, which is outlined in the MWMC Intergovernmental Agreement.

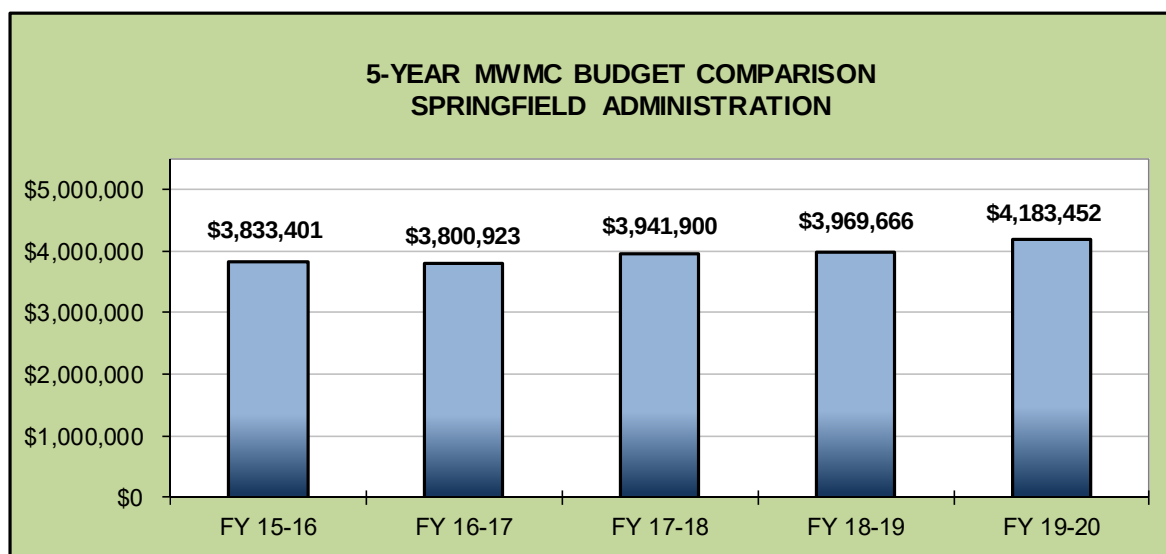
Billing & Collection Services - \$645,000, an increase of \$15,000 or 2.4%

The \$15,000 budget increase is based on an increase in billing accounts and services.

EXHIBIT 8

SPRINGFIELD ADMINISTRATION PROGRAM
PROPOSED FY 19-20
BUDGET SUMMARY

	ACTUALS FY 17-18	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20	CHANGE * INCR/(DECR)	
Personnel Services	\$1,800,073	\$1,899,321	\$1,899,321	\$2,100,237	\$200,916	10.6%
Materials & Services	1,690,760	2,070,345	2,208,095	2,083,215	12,870	0.6%
Capital Outlay	0	0	0	0	0	0%
Budget Summary	\$3,490,833	\$3,969,666	\$4,107,416	\$4,183,452	\$213,786	5.4%



Note: * Change column compares the adopted FY 19-20 Budget to the adopted FY 18-19 Budget.

EXHIBIT 9

SPRINGFIELD ADMINISTRATION
LINE ITEM BUDGET SUMMARY

	ACTUALS FY 17-18	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20	CHANGE INCR/(DECR)	
<u>PERSONNEL SERVICES</u>						
Regular Salaries	\$1,181,225	\$1,253,697	\$1,253,697	\$1,351,100	\$97,403	7.8%
Overtime	3,144	5,741	5,741	5,741	0	0.0%
Employee Benefits	305,563	326,284	326,284	410,758	84,474	25.9%
Health Insurance	310,142	313,599	313,599	332,638	19,039	6.1%
Total Personnel Services	\$1,800,073	\$1,899,321	\$1,899,321	\$2,100,237	\$200,916	10.6%
FTE	15.46	15.56	15.56	16.56	1.00	6.4%
<u>MATERIALS & SERVICES</u>						
Billing & Collection Expense	\$618,129	\$630,000	\$630,000	\$645,000	\$15,000	2.4%
Property & Liability Insurance	322,812	350,000	350,000	320,000	(30,000)	-8.6%
Contractual Services	29,242	140,550	140,550	177,900	37,350	26.6%
Attorney Fees and Legal Expense	39,091	184,505	184,505	185,005	500	0.3%
WPCF/NPDES Permits	126,536	137,000	137,000	137,000	0	0.0%
Materials & Program Expense	76,666	96,991	196,991	97,912	921	0.9%
Computer Software & Licenses	2,975	10,550	48,300	12,934	2,384	22.6%
Employee Development	15,729	21,275	21,275	20,675	(600)	-2.8%
Travel & Meeting Expense	14,746	22,500	22,500	23,000	500	2.2%
Internal Charges	147,377	157,822	157,822	135,709	(22,113)	-14.0%
Indirect Costs	297,456	319,152	319,152	328,080	8,928	2.8%
Total Materials & Services	\$1,690,760	\$2,070,345	\$2,208,095	\$2,083,215	\$12,870	0.6%
<u>CAPITAL OUTLAY</u>						
Total Capital Outlay	0	0	0	0	0	0.0%
TOTAL	\$3,490,833	\$3,969,666	\$4,107,416	\$4,183,452	\$213,786	5.4%

CITY OF EUGENE REGIONAL WASTEWATER PROGRAM RESPONSIBILITIES

The Wastewater Division for the City of Eugene manages all regional wastewater pollution control facilities serving the areas inside the Eugene and Springfield Urban Growth Boundaries under the Intergovernmental Agreement for the Metropolitan Wastewater Management Commission (MWMC). These regional facilities include the Eugene/Springfield Regional Water Pollution Control Facility (WPCF), the Biosolids Management Facility, the Beneficial Reuse Site, the Biocycle Farm site, and regional wastewater pumping stations and transmission sewers.

Program Responsibilities

- Administration & Management
- Biosolids Management
- Facility Operations
- Facility Maintenance
- Environmental Services
- Management Information Services
- Project Management

In support of the water pollution control program, the Division provides technical services for wastewater treatment, management of equipment replacement and infrastructure rehabilitation, biosolids treatment and recycling, regional laboratory services, and an industrial source control and pretreatment program in conjunction with City of Springfield staff.

ADMINISTRATIVE AND MANAGEMENT SERVICES

Administrative Services provides management, administrative, and office support to the Wastewater Division. This support includes the general planning, directing, and managing of the activities of the Division; development and coordination of the budget; administration of personnel records; and processing of payroll, accounts payable, and accounts receivable. This section also provides tracking and monitoring of all assets for the regional wastewater treatment facilities and support for reception, customer service, and other administrative needs. The Administrative services include oversight and coordination of the Division's Environmental Management System, safety, and training programs, and a stores unit that purchases and stocks parts and supplies and assists with professional services contracting. Another area this program administers is the coordination of local and regional billing and rate activities.

REGIONAL WASTEWATER TREATMENT FACILITY OPERATIONS

The Wastewater Division operates the WPCF to treat domestic and industrial liquid wastes to achieve an effluent quality that protects and sustains the beneficial uses of the Willamette River. The Operations section optimizes wastewater treatment processes to ensure effluent quality requirements are met in an efficient and cost effective manner. In addition, the Operations section provides continuous monitoring of the alarm functions for all plant processes, regional and local pump stations, Biosolids Management Facility, and the Beneficial Reuse Site.

MAINTENANCE

The mechanical, electrical, and facilities maintenance sections of the Wastewater Division are responsible for preservation of the multi-million dollar investment in the equipment and infrastructure of the WPCF, local and regional pump stations, pressure sewers, as well as the Biosolids Management Facility. These sections provide a preventative maintenance program to maximize equipment life and reliability; a corrective maintenance program for repairing unanticipated equipment failures; and a facility maintenance program to maintain the buildings, treatment structures, and grounds.

BIOSOLIDS MANAGEMENT

The Residuals Management section of the Wastewater Division manages the handling and beneficial reuse of the biological solids (biosolids) produced as a result of the activated sludge treatment of wastewater. This section operates the Biosolids Management Facility (BMF) and the Biocycle Farm located at Awbrey Lane in Eugene. The biosolids are treated using anaerobic digestion, stored in facultative lagoons (which provide some additional treatment benefits), and then processed through a belt filter press and air-dried to reduce the water content and facilitate transport. The dried material is ultimately applied to agricultural land. Biosolids are also irrigated on poplar trees at the Biocycle Farm as a beneficial nutrient and soil conditioner. This section also operates the Beneficial Reuse Site which formerly served to treat wastewater from food processing operations.

ENVIRONMENTAL SERVICES

Environmental Services is comprised of Industrial Source Control (Pretreatment), Analytical Services, and Sampling Team.

Industrial Source Control - The pretreatment program is a regional activity implemented jointly by the cities of Eugene and Springfield. The Industrial Source Control group of the Wastewater Division is charged with administering the pretreatment program for the regulation and oversight of commercial and industrial wastewaters discharged to the wastewater collection system by fixed-site industries in Eugene and by mobile waste haulers in the Eugene and Springfield areas. This group is also responsible for ensuring that these wastes do not damage the collection system, interfere with wastewater treatment processes, result in the pass-through of harmful pollutants to treated effluent or biosolids, or threaten worker health or safety.

This responsibility is fulfilled through the use of a permit system for industrial dischargers. This permit system, common to both Eugene and Springfield, implements necessary limitations on waste characteristics and establishes inspection, monitoring, and reporting requirements for documenting waste quality and quantity controls. The staff is also responsible for locating new industrial discharges in Eugene and evaluating the impact of new non-residential discharges on the WPCF. The section also has responsibilities related to environmental spill response activities.

Analytical Services - The Analytical Services group provides analytical laboratory work in support of wastewater treatment, residuals management, industrial source control, stormwater monitoring, and special project activities of the Wastewater Division. The laboratory's services include sample handling and analyses of influent sewage, treated wastewater, biosolids, industrial wastes, stormwater, and groundwater. Information from the laboratory is used to make treatment process control decisions, document compliance with regulatory requirements, demonstrate environmental protection, and ensure worker health and safety.

Sampling Team - The Sampling Team is responsible for sampling activities related to regional wastewater program functions. These include the Eugene pretreatment program, wastewater treatment process control, effluent and ambient water quality, groundwater quality, facultative sludge lagoons, and stormwater samples. The Division's Environmental Data Analyst evaluates and reports on the sampling data for various programs.

MANAGEMENT INFORMATION SERVICES (MIS)

The MIS section provides services for electronic data gathering, analysis, and reporting in compliance with regulatory requirements and management functions. This section also maintains the network communication linkages with the City of Eugene and supplies technical expertise and assistance in the selection, operation, and modification of computer systems (hardware and software) within the Division.

PROJECT MANAGEMENT

Management of wastewater system improvements and ongoing developments is carried out by the Project Management staff. Activities include coordination of CIP activities with the City of Springfield staff, problem-solving and action recommendations, project management, technical research, coordination of activities related to renewal of the National Pollutant Discharge Elimination System (NPDES) wastewater discharge permit, computer-aided design and electronic storage of design drawings, and planning of projects to anticipate and prepare for new regulatory and operational requirements. The Project Management staff develops Request for Proposals and Request for Quotes, coordinates special project activities between work sections, and coordinates the procurement of building permits as necessary in support of project activities.

PROGRAMS AND SERVICE/EXPENDITURE CHANGES

In FY 19-20, Eugene staff will support the following major regional initiatives in addition to ongoing operational activities.

- Manage the O&M responsibilities of the NPDES permits for the treatment of wastewater and the Lane Regional Air Protection Agency (LRAPA) air emissions permit for the regional wastewater treatment plant.
- Evaluate impacts of regulatory actions upon operational responsibilities such as the federal sanitary sewer overflows (SSO), blending policy development, Willamette River TMDLs implementation, and any newly adopted state water quality standards.
- Provide technical input and O&M assessments related to proposed initiatives for addressing TMDL compliance, renewable energy objectives, and operational resiliency.
- Complete scheduled major rehabilitation, equipment replacement, and other capital projects in an efficient and timely manner.
- Work cooperatively on CIP elements and effectively integrate capital project work with ongoing O&M activities with an emphasis on maintaining an effective CIP management and coordination program with Springfield staff.
- Manage the Operations & Maintenance (O&M) aspects of the Biocycle Farm, continuing biosolids irrigation practices and poplar tree management.

CHANGES IN THE O & M BUDGET FOR FY 19-20

The FY 19-20 budget for Operations and Maintenance of the regional wastewater treatment facilities (personnel, materials and services, and capital outlay) totals \$14,484,457. The amount represents an increase of \$334,706 or 2.4% from the FY 18-19 budget (or an increase of 2.0% from the amended FY 18-19 budget). The significant cost centers for the budget include personnel costs, chemicals, materials, maintenance, contractual services, fleet, and utilities. Significant items and changes for the FY 19-20 Operations and Maintenance budget as compared to the FY 18-19 budget include:

Personnel Services

Personnel Services totaling \$9,736,062 represents a FY 19-20 increase of \$531,384 or 5.8%. There are no requested changes in the current staffing level of 78.36 Full Time Equivalent (FTE) positions. The notable changes are in the following budget categories:

Employee Benefits - \$2,411,197, an increase of \$305,441 or 14.5%

For FY 19-20 there will be an increase of PERS/OPSRP retirement system costs, the largest portion of employee benefits, in addition to FICA and Medicare contributions.

Health Insurance - \$1,612,273, an increase of \$66,420 or 4.3%

The increase is based on group claims experience and cost projections. Costs are calculated based on the number of employees.

Regular Salaries - \$5,566,093, an increase of \$170,385 or 3.2%

Salaries are based upon the negotiated management/labor contracts between the City of Eugene and the local union (AFSCME). The current AFSCME contract is effective through June 20, 2020.

Materials and Services

The Materials and Services budget totaling \$4,728,395 represents an FY 19-20 *net decrease* of \$52,972 or 1.1%. The notable changes are in the following budget categories:

Chemicals - \$350,850, an increase of \$20,850 or 6.3%

The price agreement for sodium hypochlorite expired recently and a new five-year price agreement has been entered into. The increase for costs in this line item are mainly due to increases in the new price agreement.

Contractual Services - \$402,511, a *net decrease* of \$75,486 or 15.8%

This account includes services for outside lab testing, USGS water monitoring, seasonal temporary help, and grit waste disposal. The decrease for this item is mostly owing to the conclusion of one-time projects in FY 18-19 and an expected reduction in professional services for FY 19-20.

Computer Equipment, Supplies, Maintenance - \$270,919, a *net decrease* of \$84,515 or 23.8%

The decrease is due mostly to the completion in FY 18-19 of budgeted one-time items related to the Building Improvements project.

Fleet - \$372,105, a net decrease of \$40,152 or 9.7%

Fleet services are managed centrally by Eugene Fleet Services. Budgeted fleet rates are based upon recent vehicle and equipment maintenance costs.

Utilities - \$862,200, an increase of \$85,782 or 11.0%

The Utilities account includes the purchase of electrical power, natural gas, water, and sewer charges for all regional facilities. While EWEB is not forecasting a rate increase for FY 19-20, the utilities increase for FY 19-20 is mainly due to the inclusion of the fourth Digester and its associated utility costs, the projected cost due to expected down-time for the co-generation engine, and the eventual inclusion of the RNG capital project resulting in an increased demand for natural gas instead of biogas for process heating.

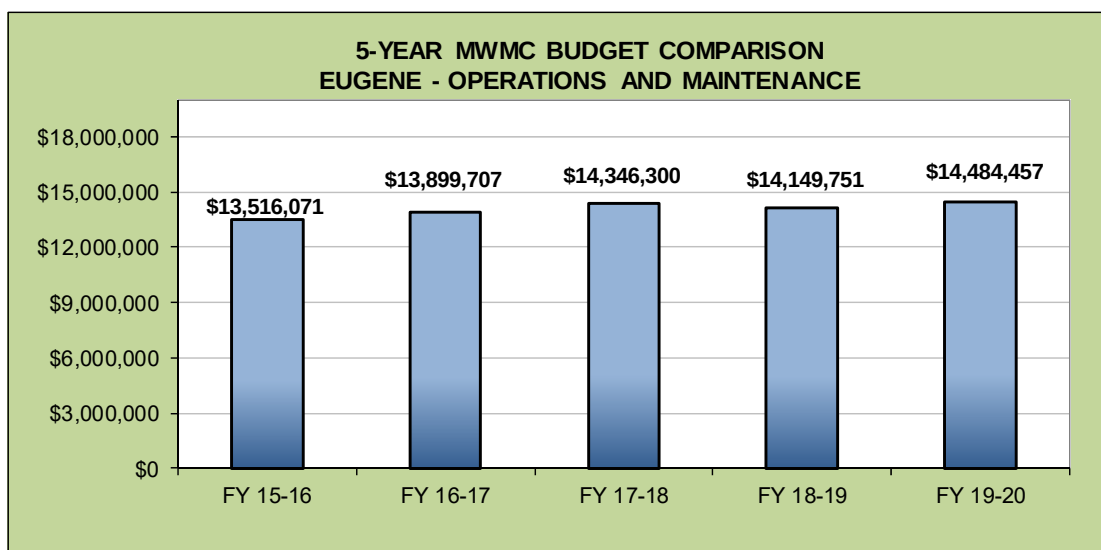
Eugene Capital Outlay Expense - \$20,000, a net decrease of \$143,706 or 87.8%

Eugene Capital Outlay budget request is for new ball valves and pipe work at BMF to reduce pump run times and improve operational efficiencies.

EXHIBIT 10

**EUGENE - OPERATIONS AND MAINTENANCE PROGRAM
PROPOSED FY 19-20
BUDGET SUMMARY**

	ACTUALS FY 17-18	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20	CHANGE * INCR/(DECR)	
Personnel Services	\$8,660,685	\$9,204,678	\$9,204,678	\$9,736,062	\$531,384	5.8%
Materials & Services	4,458,809	4,781,367	4,828,067	4,728,395	(52,972)	-1.1%
Capital Outlay	141,149	163,706	163,706	20,000	(143,706)	-87.8%
Budget Summary	\$13,260,643	\$14,149,751	\$14,196,451	\$14,484,457	\$334,706	2.4%



NOTE: Does not include Major Rehabilitation or Equipment Replacement

EXHIBIT 11
EUGENE - OPERATIONS & MAINTENANCE
LINE ITEM BUDGET SUMMARY

	ACTUAL FY 17-18	ADOPTED BUDGET FY 18-19	AMENDED BUDGET FY 18-19	PROPOSED BUDGET FY 19-20	CHANGE INCR/(DECR)	
<u>PERSONNEL SERVICES</u>						
Regular Salaries	\$5,028,827	\$5,395,708	\$5,395,708	\$5,566,093	\$170,385	3.2%
Overtime	45,402	40,000	40,000	40,000	0	0.0%
Employee Benefits	1,954,852	2,105,756	2,105,756	2,411,197	305,441	14.5%
Workers' Comp/Unemploy Ins	122,271	117,361	117,361	106,499	(10,862)	-9.3%
Health Insurance	1,509,333	1,545,853	1,545,853	1,612,273	66,420	4.3%
Total Personnel Services	\$8,660,685	\$9,204,678	\$9,204,678	\$9,736,062	\$531,384	5.8%
FTE	78.36	78.36	78.36	78.36	0.00	0.0%
<u>MATERIALS & SERVICES</u>						
Utilities	\$1,019,442	\$776,418	\$776,418	\$862,200	\$85,782	11.0%
Fleet Operating Charges	379,978	412,257	412,257	372,105	(40,152)	-9.7%
Maintenance-Equip & Facilities	235,855	308,160	308,160	303,600	(4,560)	-1.5%
Contractual Services	339,641	477,997	477,997	402,511	(75,486)	-15.8%
Materials & Program Expense	514,144	726,971	726,971	757,251	30,280	4.2%
Chemicals	377,260	330,000	376,700	350,850	20,850	6.3%
Parts & Components	357,301	355,120	355,120	360,980	5,860	1.7%
Risk Insurance - Employee Liability	52,343	46,725	46,725	49,979	3,254	7.0%
Computer Equip, Supplies, Maint	259,757	355,434	355,434	270,919	(84,515)	-23.8%
Indirects	923,087	992,285	992,285	998,000	5,715	0.6%
Total Materials & Services	\$4,458,809	\$4,781,367	\$4,828,067	\$4,728,395	(\$52,972)	-1.1%
<u>CAPITAL OUTLAY</u>						
Motorized Vehicles	\$109,337	\$0	\$0	\$0	\$0	NA
Capital Outlay - Other	31,812	163,706	163,706	20,000	(143,706)	-87.8%
Total Capital Outlay	\$141,149	\$163,706	\$163,706	\$20,000	(\$143,706)	-87.8%
TOTAL	\$13,260,643	\$14,149,751	\$14,196,451	\$14,484,457	\$334,706	2.4%

CAPITAL PROGRAM

REGIONAL WASTEWATER PROGRAM CAPITAL PROGRAMS

Overview

The Regional Wastewater Program (RWP) includes two components: the Capital Improvement Program (CIP) and the Asset Management Capital Program (AMCP). The FY 19-20 CIP Budget, the FY 19-20 AMCP Budget, and the associated 5-Year Capital Plan are based on the 2004 MWMC Facilities Plan (2004 FP) and the 2014 Partial Facilities Plan Update. The 2004 FP was approved by the MWMC, the governing bodies of the City of Eugene, the City of Springfield, Lane County, and the Oregon Department of Environmental Quality (DEQ) in 2004. The 2004 FP and its 20-year capital project list was the result of a comprehensive evaluation of the regional wastewater treatment facilities serving the Eugene-Springfield metropolitan area.

The 2004 FP built on previous targeted studies, including the 1997 Master Plan, 1997 Biosolids Management Plan, 2001 Wet Weather Flow Management Plan (WWFMP), and the 2003 Management Plan for a dedicated biosolids land application site. The 2004 FP is intended to meet changing regulatory and wet weather flow requirements and to serve the community's wastewater capacity and treatment needs through 2025. Accordingly, the 2004 FP established the CIP project list to provide necessary facility enhancements and expansions over the planning period. The CIP is administered by the City of Springfield for the MWMC. The AMCP implements the projects and activities necessary to maintain functionality, lifespan, and effectiveness of the MWMC facility assets on an ongoing basis. The AMCP is administered by the City of Eugene for the MWMC and consists of three sub-categories:

- Equipment Replacement Program
- Major Rehabilitation Program
- Major Capital Outlay

The MWMC has established these capital programs to achieve the following RWP objectives:

- Compliance with applicable local, state, and federal laws and regulations
- Protection of the health and safety of people and property from exposure to hazardous conditions such as untreated or inadequately treated wastewater
- Provision of adequate capacity to facilitate community growth in the Eugene-Springfield metropolitan area consistent with adopted land use plans
- Construction, operation, and management of the MWMC facilities in a manner that is as cost-effective, efficient, and affordable to the community as possible in the short and long term
- Mitigation of potential negative impacts of the MWMC facilities on adjacent uses and surrounding neighborhoods (ensuring that the MWMC facilities are “good neighbors” as judged by the community)

Capital Program Funding and Financial Planning Methods and Policies

This annual budget document presents the FY 19-20 CIP Budget, the FY 19-20 AMCP Budget, and 5-Year Capital Plan which includes the CIP and AMCP Capital Plan. The MWMC CIP financial planning and funding methods are in accordance with the financial management policies put forth in the MWMC Financial Management Plan.

Each of the two RWP capital programs relies on funding mechanisms to achieve RWP objectives described above. The CIP is funded primarily through Capital Reserves, which may include proceeds from revenue bond sales, financing through the State of Oregon Department of Environmental Quality (DEQ) Clean Water State Revolving Fund loan program, system development charges, and transfers from the Operating Fund to Capital Reserves. The AMCP is primarily funded through wastewater user fees.

The RWP's operating fund is maintained to pay for operations, administration, debt service, equipment replacement contributions and capital contributions associated with the RWP. The operating fund derives the majority of its revenue from regional wastewater user fees that are collected by the City of Eugene and City of Springfield from their respective customers. In accordance with the MWMC Financial Plan, funds remaining in excess of budgeted operational expenditures can be transferred from the Operating Fund to the Capital Reserve fund. The Capital Reserve accumulates revenue to help fund capital projects, including major rehabilitation, to reduce the amount of borrowing necessary to finance capital projects.

The AMCP consists of three programs managed by the City of Eugene and funded through regional wastewater user fees: The Equipment Replacement Program, which funds replacement of equipment valued at or over \$10,000 with a life expectancy greater than one year; The Major Rehabilitation Program, which funds rehabilitation of the MWMC infrastructure such as roof replacements, structure coatings, etc.; and the Major Capital Outlay Program for the initial purchase of major equipment that will be placed on the equipment replacement list, or a one time large capital expense. The MWMC assets are tracked throughout their lifecycle using asset management tracking software. Based on this information, the three AMCP program annual budgets are established and projected for the 5-Year Capital Plan.

For planning purposes, the MWMC must consider market changes that drive capital project expenditures. Specifically, the MWMC capital plan reflects projected price changes over time that affect the cost of materials and services. Accordingly, the 2004 FP projections were based on the 20-city average *Engineering News Record Construction Cost Index* (ENRCCI). Since 2004, local construction cost inflation accelerated even faster than the national average. City of Springfield staff identified this trend and subsequently modified their inflationary projection methodology accordingly.

The MWMC continues to monitor inflationary trends to inform our forecasting of capital improvement costs. Accordingly, based on historical inflationary rate trends from 2006 through 2018, capital project budgets now reflect a 4% annual inflationary factor in the FY 19-20 Budget and 5-year Capital Plan.

Regional Wastewater Capital Program Status and Budget**CIP Project Status and Budget**

The FY 19-20 CIP Budget is comprised of the individual budgets for each of the active (carryover) or starting (new) projects in the first year of the 5-Year Capital Plan. The total of these FY 19-20 project budgets is \$17,359,000. Each capital project represented in the FY 19-20 Budget is described in detail in a CIP project sheet that can be found at the end of this document. Each project sheet provides a description of the project, the project's purpose and driver (the reason for the project), the funding schedule for the project, and the project's expected final cost and cash flow. For those projects that are in progress, a short status report is included on the project sheet.

Completed Capital Projects

The following capital projects were completed in FY 18-19:

- Increase Digestion Capacity
- Electrical Distribution System Replacement / Upgrades

Carryover Capital Projects

All or a portion of remaining funding for active capital projects in FY 18-19 is carried forward to the FY 19-20 Budget. The on-going carryover projects are:

- Renewable Natural Gas (RNG) Upgrade Facilities
- Decommission WPCF Lagoon
- Class A Disinfection Facilities
- Operations & Maintenance Building Improvements
- Poplar Harvest Management Services
- Riparian Shade Credit Program
- Thermal Load Mitigation: Pre-Implementation
- Recycled Water Demonstration Project
- Facilities Plan Engineering Services
- Resiliency Planning

Overall, the budgeting for these projects follows, and is consistent with, the 2006 CH2M estimated cost of the listed capital projects and new information gathered during design development.

New Projects

- Aeration Basin Improvements - Phase 2
- Administration Building Improvements

FY 19-20 Capital Budget Summary (Exhibit 12)

Exhibit 12 displays the adjusted budget and end-of-year expenditure estimates for FY 18-19, the amount of funding projected to be carried over to FY 19-20 and additional funding for existing and/or new projects in FY 19-20.

EXHIBIT 12

Summary of FY 19-20 MWMC Construction Program Capital Budget

	FY 18-19 ADJUSTED BUDGET	FY 18-19 ESTIMATED ACTUALS	FY 18-19 CARRYOVER TO FY 18-19	NEW FUNDING FOR FY 19-20	TOTAL FY 19-20 BUDGET
Projects to be Completed in FY 18-19					
Increase Digestion Capacity	3,968,092	3,900,000	0	0	0
Electrical Distribution System Replace / Upgrade	4,904,482	2,200,000	0	0	0
Projects to be Carried Over to FY 19-20					
Renewable Natural Gas (RNG) Upgrade	7,261,666	3,346,666	3,915,000	2,150,000	6,065,000
Decommission WPCF Lagoon	5,561,312	861,312	4,700,000	0	4,700,000
Class A Disinfection Facilities	750,000	4,000	746,000	1,554,000	2,300,000
Operations & Maint Building Improvements	9,924,165	9,124,165	800,000	0	800,000
Poplar Harvest Management Services	94,631	118,486	(24,000)	449,000	425,000
Riparian Shade Credit Program	205,081	94,782	110,000	306,000	416,000
Thermal Load Mitigation: Pre-Implementation	277,542	171,424	106,000	189,000	295,000
Recycled Water Demonstration Project	300,000	0	180,000	0	180,000
Facilities Plan Engineering Services	131,582	130,943	0	90,000	90,000
Resiliency Planning	739,036	651,000	88,000	0	88,000
Comprehensive Facility Plan Update	130,000	130,000	0	0	0
Thermal Load Mitigation: Implementation 1	0	(47,736)	0	0	0
New Projects Started in FY 19-20					
Administration Building Improvements	0	0	0	1,000,000	1,000,000
Aeration Basin Improvements - Phase 2	0	0	0	1,000,000	1,000,000
TOTAL Capital Projects	\$34,247,589	\$20,685,042	\$10,621,000	\$6,738,000	\$17,359,000
Major Capital Outlay Carried Over to FY 19-20					
Laboratory Information Management System	215,000	215,000	0	0	0
TOTAL Major Capital Outlay	\$215,000	\$215,000	\$0	\$0	\$0

FY 19-20 Asset Management Capital Program and Budget

The AMCP consists of the following three programs:

- Equipment Replacement
- Major Rehabilitation
- Major Capital Outlay

The FY 19-20 budget of each program is described below.

Equipment Replacement Program - Budget

The FY 19-20 Capital Programs budget includes \$621,000 in Equipment Replacement purchases that are identified on the table below.

Equipment Replacement	
Project Description	FY 19-20 Budget
Three Farm Tractors - BMF and Biocycle Farm	\$420,000
Cargo Van - Operations	60,000
Pro Anion MCS ION Chromatograph with Laptop - Operations	40,000
Segmented Flow Analyzer - Operations	40,000
Small Shop Vehicle/Box Van - Plant	26,000
Computer File Server (cesrv300) - Operations	15,000
Sludge Blanket Level System - Secondary	10,000
LEL Detection System - Digetsters	10,000
Total	\$621,000

Farm Tractors – Replacing three John Deere tractors that were purchased in 2004 for year-round use at the BMF and Biocycle Farm.

Cargo Van – Replacing 12 year old utility van used by sampling staff to conduct water quality sampling work in the field.

Compact IC Pro Anion MCS Chromatograph with Laptop – This laboratory instrument is used to analyze groundwater samples (e.g., chloride, fluoride, sulfate, etc.) as required for NPDES permit compliance. This replacement will update obsolete technology and take advantage of technological improvements.

Segmented Flow Analyzer (SFA) – This is a permit required piece of laboratory equipment used for analyzing treatment samples (e.g., TSS, CBOD, ammonia, etc.) from all process areas. Used daily, the current SFA was installed in 2009 and has an expected life of 10 years.

Shop Vehicle/Box Van – Electrical maintenance staff currently uses an electric cart that is due for replacement and intend to replace the cart with a larger vehicle that is road licensed to provide greater utility.

Cesrv300 File Server – Most applications and file shares (directories) at Eugene WW Division are run from or routed through the Cesrv300 File Server. Used heavily by staff, the Cesrv300 File Server is a mission critical computer and storage system with an expected service life of five years.

Sludge Blanket Level System – These are elements and transmitters in the secondary clarifiers to measure the sludge blanket levels and communicate data to the distributed control system (DCS) at the operations console. Purchased and replaced as a package for all 10 clarifiers, the current electronics were installed in 2006 and are due for replacement.

Lower Explosive Limit (LEL) Detection System – Due to construction of Digester #4, replacement of the boiler, and reconstruction of the boiler piping system, the current LEL detection system needs upgrading with newer compatible technology and expanded to cover a larger area.

Major Rehabilitation Program - Budget

The FY 19-20 Capital Programs budget includes \$520,000 for Major Rehabilitation projects that are identified on the table below.

Major Rehabilitation	
Project Description	FY 19-20 Budget
Dome Interior Coating Repair - Digester #2	\$150,000
Dredge Rebuild - BMF	120,000
Collector Mechanism, Clarifier Rake Arms Recoating - Secondary	80,000
Yokogawa Vnet DCS Migration - Operations	60,000
Operations/Maintenance Building Improvements - Plant	50,000
Roof Replacement - Gravity Belt Thickener Building	45,000
Roof Replacement - MWMC Modular Building, Plant	15,000
Total	\$520,000

Dome Interior Coating Repair, Digester #2 – When evaluated at last cleaning, the interior coating on the dome of Digester #2 showed evidence of delaminating.

Dredge Rebuild, BMF – The dredge used in the lagoons at BMF is rebuilt every 10 years and is on schedule for overhaul in FY 19-20.

Secondary Clarifier Rake Arms Recoating – There are ten secondary clarifiers and two of the clarifier rake arms are scheduled for recoating each year to remove corrosion and prolong equipment life.

Yokogawa Vnet DCS Migration – The Yokogawa software used at the DCS Operations Console was installed in 1995 as a loop (“chain”) network with all connected computer systems in sequence. Vnet (“mesh”) virtual network architecture is much more stable and secure but requires the re-installation of all communication cables among all computer systems integrated into the DCS at the WPCF.

Operations/Maintenance Building Improvements – This expenditure will go towards miscellaneous improvements, repairs, and renovations to prolong the life and improve functionality of existing MWMC buildings.

Roof Replacement, GBT Building – The gravity belt thickener (GBT) building is a standalone facility at the WPCF with its own roof, constructed in 1993, which has reached the end of its useful life.

Roof Replacement, MWMC Modular – The modular building at the WPCF used by MWMC staff was constructed with a 20-year shingled roof, which is now in need of replacement.

Major Capital Outlay

There are no new requests for Major Capital Outlay in FY 19-20.

Asset Management Capital Budget Summary

The following table summarizes the FY 19-20 Asset Management Capital Program Budget by project type showing a total AMCP budget of \$1,141,000.

Asset Management Capital Project Budget	
Project Description	FY 19-20 Budget
Equipment Replacement	\$621,000
Major Rehabilitation	520,000
Major Capital Outlay	-
Total	\$1,141,000

5-Year Capital Plan (Exhibit 13)

For each fiscal planning cycle, only the first year of budget authority is appropriated. The remaining four years of the CIP and AMCP Capital Plans are important and useful for fiscal and work planning purposes. However, it is important to note that the funds in the outer years of the Capital Plan are only planned and not appropriated. Also, the full amount of obligated multi-year project costs is often appropriated in the first year of the project, unless a smaller subset of the project, such as project design, can be identified and funded without budgeting the full estimated project cost. For these multi-year contracts, unspent funds from the first fiscal year will typically be carried over to the next fiscal year until the project is completed. Accordingly, the RWP Capital Plan presented herein is a subsequent extension of the plan presented in the adopted FY 18-19 Budget that has been carried forward by one year. However, changes to the plan typically occur from year to year as more information becomes available. In addition to these yearly adjustments, RWP staff were further informed by a Partial Facilities Plan Update that was completed in June of 2014. Finally, those changes were reflected in the MWMC FY 18-19 budget and continue forward in the FY 19-20 for the 5-Year Capital Plan.

Exhibit 13 displays the MWMC 5-Year Capital Plan programs budget, which includes \$46,688,000 in planned capital projects and \$10,002,000 planned asset management capital projects for an overall 5-Year Capital Plan Budget of \$56,690,000.

EXHIBIT 13

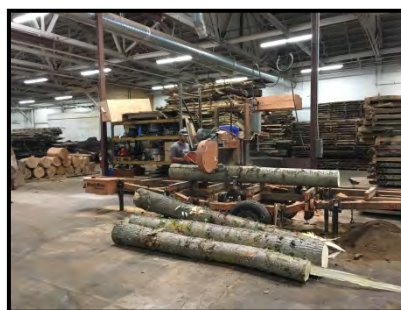
Regional Wastewater 5-Year Capital Programs

	FY 19-20	FY 20-21	FY 21-22	FY 22-23	FY 23-24	TOTAL
CAPITAL PROJECTS						
Biosolids Management						
Poplar Harvest Management Services	425,000	230,000	175,000			830,000
Non-Process Facilities and Facilities Planning						
Facility Plan Engineering Services	90,000			105,000	110,000	305,000
Resiliency Planning	88,000					88,000
Comprehensive Facility Plan Update		2,080,000				2,080,000
Conveyance Systems						
Glenwood Pump Station Upgrade		1,300,000				1,300,000
Plant Performance Improvements						
Renewable Natural Gas (RNG) Upgrades	6,065,000					6,065,000
Decommissioning WPCF Lagoon	4,700,000					4,700,000
Class A Disinfection Facilities ⁽¹⁾	2,300,000					2,300,000
Aeration Basin Improvements - Phase 2	1,000,000	1,000,000			1,500,000	3,500,000
Administration/Operations Building Improvements	1,000,000		4,000,000			5,000,000
Operations & Maintenance Building Improvements	800,000					800,000
Riparian Shade Credit Program ⁽¹⁾	416,000	416,000	416,000	416,000	416,000	2,080,000
Thermal Load Mitigation: Pre-Implementation	295,000					295,000
Recycled Water Demonstration Projects ⁽¹⁾	180,000	565,000	500,000			1,245,000
Thermal Load Mitigation - Implementation 1		1,600,000	2,000,000	500,000		4,100,000
Tertiary Filtration - Phase 2				3,500,000	8,500,000	12,000,000
TOTAL CAPITAL PROJECTS	\$17,359,000	7,191,000	7,091,000	4,521,000	10,526,000	46,688,000
ASSET MANAGEMENT						
Equipment Replacement	621,000	2,179,000	1,451,000	1,096,000	1,022,000	6,369,000
Major Rehab	520,000	732,000	1,842,000	357,000	182,000	3,633,000
Major Capital Outlay	-	-	-	-	-	-
TOTAL ASSET MANAGEMENT	1,141,000	2,911,000	3,293,000	1,453,000	1,204,000	10,002,000
TOTAL CAPITAL IMPROVEMENTS	\$18,500,000	\$10,102,000	\$10,384,000	\$5,974,000	\$11,730,000	\$56,690,000

Note:

(1) The funding for new projects is allocated from the Thermal Load Implementation 1 budget plan.

CAPITAL PROJECT DETAIL

POPLAR HARVEST MANAGEMENT SERVICES (P80083)**Description:**

The Biocycle Farm comprises nearly 400 acres of hybrid poplar trees, which were planted as three management units (MUs). The MUs were initially planted in 2004 to 2009 and are managed on regulated 12-year rotations. This project develops a long-term poplar management strategy for the Biocycle Farm through refinement of poplar harvest and planting practices and identification of wood products markets best aligned with the highest and best use of Biocycle Farm poplar. The project ensures the timely harvest of the initial plantings in each MU within the regulatory 12-year rotation limit and subsequent replanting. Management of poplars is anticipated to become a Eugene Operations duty in FY 22/23.

Status:

65% complete. MU-1 was replanted in 2016. MU-2 was replanted in 2018-19. MU-3 is scheduled for harvest in 2020.

Justification:

Regulatory land use requirements for operation of the Biocycle Farm and optimization of farm effectiveness and efficiency, including biosolids and recycled water management strategies.

Project Driver:

Land Use Compatibility Statement (LUCS) issued by Lane County; Biosolids Management Plan and Recycled Water Use Plan under the MWMC's NPDES permit.

Project Trigger:

Maturity of each 12-year rotation age cycle.

Improvement**SDC Eligibility:**

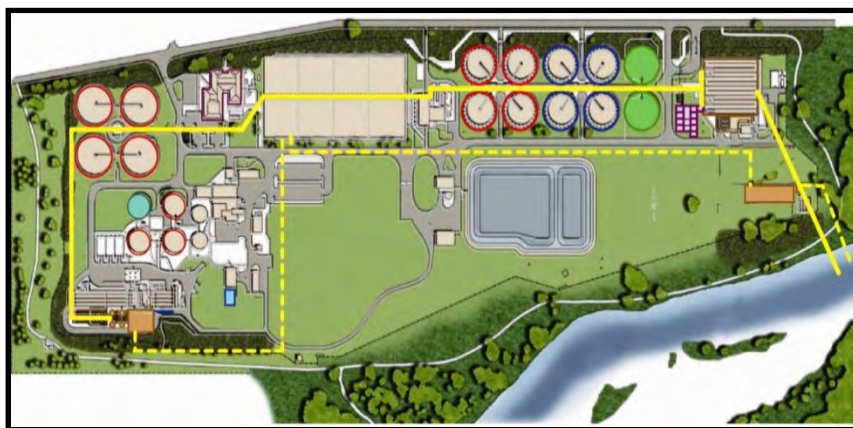
22.2%

Estimated Project Cost: \$1,857,000

Estimated Cash Flow:

FY 13-14 = \$116,009; FY 14-15 = \$114,465; FY 15-16 = \$136,814;
FY 16-17 = \$105,653; FY 17-18 = \$435,573; FY 18-19 = \$118,486;
FY 19-20 = \$425,000; FY 20-21 = \$230,000; FY 21-22 = \$175,000;

	<u>Prior</u>	<u>2018-19</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$908,514	\$118,486	\$425,000	\$230,000	\$175,000	\$0	\$0	\$1,857,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$908,514	\$118,486	\$425,000	\$230,000	\$175,000	\$0	\$0	\$1,857,000

FACILITY PLAN ENGINEERING SERVICES (P80090)

Description:	Engineering services for analysis, project definition, cost estimating, and general consultation regarding the 20-Year Facilities Plan.
Status:	Work on the preliminary phase of a multi-phase stormwater master planning effort continued in FY 18-19. In addition, the performance of the Glenwood pump station was further evaluated.
Justification:	Projects were developed to varying levels of specificity in the 20-Year Facilities Plan and there is an on-going need for technical and engineering resources to help further refine projects and generally assist with implementation of the plan. Another need addressed by this resource is assurance that the new improvements maintain the plant's overall treatment processes and hydraulics integrity. This task also provides ongoing planning work related to items not addressed by the 2004 MWMC Facilities Plan.
Project Driver:	Ongoing goal to efficiently follow and accommodate the upgrades resulting from the 20-Year Facilities Plan.
Project Trigger:	On-going need.
Improvement SDC Eligibility:	N/A
Estimated Cost:	\$1,646,000
Estimated Cash Flow:	FY 12-13 = \$36,690; FY13-14 = \$146,491; FY 14-15 = \$67,453; FY 15-16 = \$36,775; FY 16-17 = \$59,823; FY 17-18 = \$32,367; FY 18-19 = \$130,943; FY 19-20 = \$90,000; FY 20-21 = \$0; FY 21-22 = \$0; FY 22-23 = \$105,000; FY 23-24 = \$110,000; FY 24-25 = \$115,000; FY 25-26 = \$115,000; FY 26-27 = \$120,000; FY 27-28 = \$120,000

	<u>Prior</u>	<u>2018-19</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other	\$615,057	\$130,943	\$90,000	\$0	\$0	\$105,000	\$110,000	\$1,051,000
Total Cost	\$615,057	\$130,943	\$90,000	\$0	\$0	\$105,000	\$110,000	\$1,051,000

RESILIENCY PLANNING (P80096)



Description: Given a range of disaster scenarios including a Cascadia Subduction Zone Earthquake, this planning project will identify critical system vulnerabilities, and provide engineering and operational strategies to mitigate vulnerabilities in order of priority. This work will result in recommendations for future capital projects to increase the resiliency of the MWMC's critical infrastructure.

Status: This planning effort is anticipated to be completed by fall of 2019.

Justification: The MWMC's facilities and wastewater conveyance and treatment services are integral to protection of the community and public health following a major disaster such as the anticipated Cascadia Subduction Zone Earthquake.

Project Driver: Cost effectively ensure reasonable recovery of MWMC's core facilities and services following major disasters including earthquake, flooding and fire.

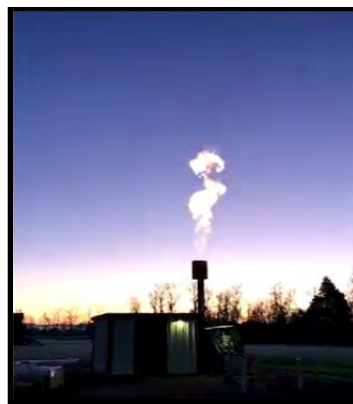
Project Trigger: Per commission direction, work began in FY 17-18.

Improvement SDC Eligibility: 0%

Estimated Project Cost: \$739,000

Estimated Cash Flow: FY 18-19 = \$651,000; FY 19-20 = \$88,000

<u>Expenditure/Category:</u>	<u>Prior Years</u>	<u>2018-19 Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other	\$0	\$651,000	\$88,000	\$0	\$0	\$0	\$0	\$739,000
Total Cost	\$0	\$651,000	\$88,000	\$0	\$0	\$0	\$0	\$739,000

RENEWABLE NATURAL GAS (RNG) UPGRADES (P80095)

Description:	This project provides the planning, decision support, and potentially design and construction of Renewable Natural Gas (RNG) Upgrades consisting of biogas purification facilities at the Water Pollution Control Facility (WPCF) and an interconnection with the NW Natural utility grid. Together, these upgrades would allow the MWMC to sell the upgraded gas (RNG) as a transportation fuel through an offtake agreement with Trillium CNG. In addition, Trillium CNG would buy the environmental attributes associated with this renewable fuel.
Status:	Completed the pre-design and design phases and began the construction phase. Executed an interconnection agreement with NW Natural and began negotiations on an off-take agreement with Trillium CNG.
Justification:	Full utilization of the MWMC's biogas.
Project Driver:	Currently, the WPCF can only utilize approximately 66% of the biogas produced with the remaining 34% being flared as a waste product.
Project Trigger:	Commission approval of full project implementation by early 2020.
Improvement SDC Eligibility:	N/A
Estimated Project Cost:	\$9,670,000
Estimated Cash Flow:	FY-17-18 = \$258,334; FY 18-19 = \$3,346,666; FY 19-20 = \$6,065,000

Expenditure/Category:	Prior Years	2018-19 Est. Act.	2019-20	2020-21	2021-22	2022-23	2023-24	Total
Design/Construction	\$258,334	\$3,346,666	\$6,065,000	\$0	\$0	\$0	\$0	\$9,670,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$258,334	\$3,346,666	\$6,065,000	\$0	\$0	\$0	\$0	\$9,670,000

DECOMMISSION WPCF ONSITE LAGOON (P80093)

- Description:** This project decommissions the existing biosolids lagoon at the Water Pollution Control Facility (WPCF).
- Status:** The design package is being finalized for the bidding phase. The lagoon decommissioning onsite contractor work is anticipated for summer of 2019.
- Justification:** The lagoon was constructed in 1979 as a temporary biosolids storage facility while the Biosolids Management Facility was under construction. Since that time, it has also served as a temporary storage lagoon to support digester cleaning operations. However, the lagoon no longer serves the purpose for which it was originally constructed and does not meet current design standards for wastewater lagoons.
- Project Driver:** The lagoon can no longer provide the biosolids capacity for which it was intended nor cost effectively continue to support digester cleaning operations. The lagoon is almost full of accumulated residual solids. Therefore, the decision was made to decommission the lagoon and change the process of cleaning the digesters.
- Project Trigger:** The WPCF lagoon no longer functions as originally designed.
- Estimated Project Cost:** \$5,800,000
- Improvement SDC Eligibility:** 0%
- Estimated Cash Flow:** FY 13-14 = \$1,769; FY 14-15 = \$128,550; FY 15-16 = \$90,031; FY 16-17 = \$18,104; FY 17-18 = \$234; FY 18-19 = \$861,312; FY 19-20 = \$4,700,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2018-19</u>		<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$238,688	\$861,312	\$4,700,000		\$0	\$0	\$0	\$0	\$5,800,000
Other	\$0	\$0	\$0		\$0	\$0	\$0	\$0	\$0
Total Cost	\$238,688	\$861,312	\$4,700,000		\$0	\$0	\$0	\$0	\$5,800,000

CLASS A DISINFECTION FACILITIES (P80098)

Description: Provides disinfection facilities needed (along with filtration provided by existing facilities) to achieve Class A standards for pilot recycled water uses on and off MWMC sites. Includes the design, construction and permitting of Class A recycled water disinfection facilities.

Status: Preliminary design phase.

Justification: Class A recycled water is necessary or more appropriate for pilot use of recycled water on non-MWMC sites. Demonstration of Class A quality and reliability is necessary for stakeholder acceptance and future adoption of expanded recycled water uses.

Project Driver: The Phase 2 recycled water implementation/thermal load mitigation study recommended demonstration scale use of Class A recycled water to address stakeholder acceptability issues identified as barriers to full-scale recycled water uses.

Project Trigger: Pilot recycled water demonstration sites with willing, ready-to-proceed partners have been identified, including City of Eugene street tree watering and industrial aggregate site equipment washing.

Improvement SDC Eligibility: 26.1%

Estimated Project Cost: \$2,304,000

Estimated Cash Flow: FY 18-19: \$4,000; FY 19-20 = \$2,300,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2018-19</u>		<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$0	\$4,000	\$2,300,000	\$0	\$0	\$0	\$0	\$0	\$2,304,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$4,000	\$2,300,000	\$0	\$0	\$0	\$0	\$0	\$2,304,000

AERATION BASIN IMPROVEMENTS – PHASE 2 (P80100)

Description: Recent recommendations are to evaluate and consider improving some of the secondary treatment systems. Upcoming early work items to be evaluated are changes to the existing air piping, change to the diffuser/mixing systems, and consider upgrading older blower equipment. Future upgrades include adding step feed, anoxic selectors, and fine bubble diffusers to 4 of the 8 cells of the aeration basins and make hydraulic improvements. This project was originally the North Aeration Basin Improvements project; however, the Phase 1 study/design phase showed that improvements to the four eastern most basins as a first phase would allow for better hydraulics and more operational flexibility. The project scope increased to include replacement of existing aeration basin gates valves, and spray system.

Status: Planned for future implementation.

Justification: Improve secondary treatment process. Increase the dry weather aeration basin treatment capacity with respect to ammonia (with nitrification) and increase the wet weather treatment capacity.

Project Driver: National Pollution Discharge Elimination System (NPDES) permit includes ammonia limit requiring nitrification in dry weather and expansion of wet weather capacity to treat wet weather flows to meet NPDES permit monthly and weekly suspended solids limits.

Project Trigger: Address water quality requirements (need to evaluate the requirements based on the MWMC next NPDES permit renewal).

Improvement SDC Eligibility: 58.7%

Estimated Project Cost: \$16,500,000

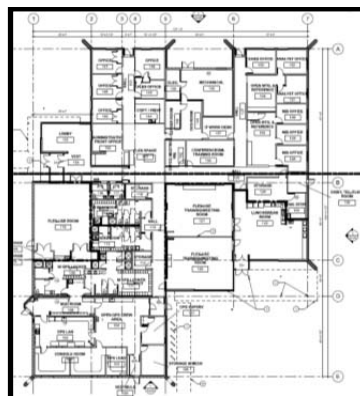
Estimated Cash Flow: FY 19-20 = \$985,000; FY 20-21 = \$1,000,000; FY 21-22 = \$15,000; FY 22-23 = \$0; FY 23-24 = \$1,500,000; FY 24-25 = \$6,500,000; FY 25-26 = \$6,500,000

<u>Expenditure/Category:</u>	<u>Prior</u> <u>Years</u>	<u>2018-19</u> <u>Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$1,000,000	\$1,000,000	\$0	\$0	\$1,500,000	\$3,500,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$1,000,000	\$1,000,000	\$0	\$0	\$1,500,000	\$3,500,000

ADMINISTRATION BUILDING IMPROVEMENTS (P80104)



Administration/Operations Building



Description: The project will upgrade the Administration/Operations Building at the Water Pollution Control Facility (WPCF). This project is a follow up to the 2018-2019 construction that is underway to build a new laboratory and expand the existing maintenance building.

Status: Due to high construction costs on bids received March 14, 2017, the MWMC proceeded with a reduced project scope and awarded a construction contract to build a new laboratory and expand the existing maintenance building. The new lab and maintenance building space is planned to be occupied in 2019. As part of this project, staff is evaluating the next steps to repurpose the Administration/Operations Building.

Justification: The original design and construction of the WPCF Administration/Operations Building was completed in the early 1980s. Since that time, use of the building has changed substantially due to modifications in the workforce, advancing technology, regulatory changes, and an increase in staff to support the MWMC mission of cleaning water.

Project Driver: The need to update the existing Administration/Operations building is driven by the necessity to provide a safe and efficient work environment for the WPCF staff. Many of the planned changes stem from a changing wastewater/environmental business as a result of changing regulations since the WPCF was originally constructed in the early 1980s.

Project Trigger: Expansion and changes needed for functionality and safety.

Estimated Project Cost: \$5,000,000

Improvement SDC Eligibility: 20.6%

Estimated Cash Flow: FY 19-20 = \$300,000; FY 20-21 = \$700,000; FY 21-22 = \$2,200,000; FY 22-23 = \$1,800,000

Expenditure/Category:	Prior	2018-19		2019-20	2020-21	2021-22	2022-23	2023-24	Total
	Years	Est.	Act.						
Design/Construction	\$0	\$0	\$1,000,000	\$0	\$4,000,000	\$0	\$0	\$0	\$5,000,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$1,000,000	\$0	\$4,000,000	\$0	\$0	\$0	\$5,000,000

OPERATIONS & MAINTENANCE (O&M) BUILDING IMPROVEMENTS (P80085)



New Laboratory



Maintenance Building Expansion

- Description:** After Commission approval to proceed with the project, on May 24, 2017 the MWMC construction contract was executed to build a new water quality laboratory and expand the existing maintenance building at the Water Pollution Control Facility (WPCF).
- Status:** As of January 2019 construction workers continue to build a new laboratory and expand the existing maintenance building. The maintenance building expansion is planned to be occupied in early 2019. Construction contract work is scheduled for completion by summer of 2019.
- Justification:** The original design and construction of the O&M Buildings at the WPCF was completed in the late 1970s and early 1980s. Since that time, use of the O&M Buildings have changed substantially due to modifications in the workforce, advancing technology, regulatory changes, and an increase in staff to support the MWMC mission of cleaning water. Lastly, the Industrial Source Control modular building was installed as a temporary structure in 1996 and has since reached the end of its useful life.
- Project Driver:** The need to update and/or replace the existing O&M support facilities is driven by the need to provide a safe and efficient work environment for WPCF staff. Many of the planned modifications stem from a changing wastewater/environmental business as a result of evolving regulations since the WPCF was originally constructed in the early 1980s.
- Project Trigger:** Expansion and changes needed for functionality and safety.
- Estimated Project Cost:** \$18,800,000
- Improvement SDC Eligibility:** 20.6%
- Estimated Cash Flow:** FY 14-15 = \$180,833; FY 15-16 = \$845,914; FY 16-17 = \$710,306; FY 17-18 = \$7,138,782; FY 18-19 = \$9,124,165; FY 19-20 = \$800,000

	<u>Prior</u>	<u>2018-19</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$8,875,835	\$9,124,165	\$800,000	\$0	\$0	\$0	\$0	\$18,800,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$8,875,835	\$9,124,165	\$800,000	\$0	\$0	\$0	\$0	\$18,800,000

RIPARIAN SHADE CREDIT PROGRAM (P80080)



Description: This project facilitates the generation of water quality trading credits for temperature through implementation of riparian shade restoration projects. The primary project elements are the support and funding of the MWMC's watershed interests through the Pure Water Partners program and the ongoing long-term monitoring and reporting associated with the MWMC's pilot "shade sponsorship" projects that were implemented in 2013-2016.

Status: On-going with new credit projects in development.

Justification: The Pure Water Partners program is the MWMC's leading and most cost-effective strategy for thermal load compliance. The MWMC formally started the Pure Water Partners program in FY18-19 under the EWEB IGA and contracting of a long-term credit program manager for project implementation. Sponsorship pilot projects have ongoing contractual obligations through the year 2034 to maintain the sites enrolled for regulatory credit.

Project Driver: Ongoing shade contract commitment plus additional NPDES permit compliance needs based on updated temperature standards and thermal load limits.

Project Trigger: Impending NPDES permit renewal; currently in administrative extension.

Improvement SDC Eligibility: 26.1%

Estimated Project Cost: \$2,632,000

Estimated Cash Flow: FY12-13 = \$84,621; FY13-14 = \$77,394; FY14-15 = \$79,245; FY15-16 = \$102,191; FY16-17 = \$58,948; FY17-18 = \$0; FY 18-19 = \$94,782; FY 19-20 = \$416,000; FY 20-21 = \$416,000; FY 21-22 = \$416,000; FY 22-23 = \$416,000; FY 23-24 = \$416,000; FY 24-25 = \$10,000; FY 25-26 = \$10,000; FY 26-27 = \$10,000; FY 27-28 = \$10,000; FY 28-29 = \$10,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2018-19</u>		<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$407,218	\$94,782		\$416,000	\$416,000	\$416,000	\$416,000	\$416,000	\$2,582,000
Other	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$407,218	\$94,782		\$416,000	\$416,000	\$416,000	\$416,000	\$416,000	\$2,582,000

THERMAL LOAD MITIGATION: PRE-IMPLEMENTATION (P80062)

Description:	This project comprises the three-phase planning study for thermal load mitigation strategies, including recycled water use and riparian shading projects. The study also addresses regulatory strategy development related to the temperature standard implementation and NPDES permit renewal conditions. The current Phase 3 study effort further develops the recommendations of the Phase 2 study to implement the riparian shade credit program; Class A recycled water demonstration, and increased recycled water use and storage at the MWMC's BMF/BRS. Phase 3 work also provides analysis of other potential future thermal load mitigation strategies including formal expansion of recycled water distribution, wetland and stream flow augmentation, and credit for watershed partnerships for cold water function.
Status:	90% complete – the first two of three study phases are complete and Phase 3 study is scheduled for completion in FY 19-20.
Justification:	A thermal load compliance strategy is needed for the future NPDES permit. The compliance strategy should balance cost-effectiveness, environmental outcomes, and community benefits to meet the MWMC's overall goals. Final analyses and recommendation plans will guide permit compliance strategies.
Project Driver:	Long-term need for NPDES permit temperature standard strategies related to future thermal load compliance requirements.
Project Trigger:	NPDES permit renewal readiness.
Improvement SDC Eligibility:	26.1%
Estimated Project Cost:	\$1,007,000
Estimated Cash Flow:	FY 13-14 = \$ 295,995; FY 14-15 = \$48,908; FY 15-16 = \$34,165; FY 16-17 = \$116,314; FY-17-18 = \$45,194; FY 18-19 = \$171,424; FY 19-20 = \$295,000

	<u>Prior</u>	<u>2018-19</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est.</u> <u>Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other	\$540,576	\$171,424	\$295,000	\$0	\$0	\$0	\$0	\$1,007,000
Total Cost	\$540,576	\$171,424	\$295,000	\$0	\$0	\$0	\$0	\$1,007,000

RECYCLED WATER DEMONSTRATION PROJECTS (P80099)



Description: This project provides for the design, construction, permitting, and implementation of recycled water demonstration site needs beyond the production and distribution of Class A recycled water for use. Project may entail onsite upgrades and retrofits to allow the use of recycled water in partnership with end-users and point of delivery plumbing and controls.

Status: Preliminary design phase.

Justification: Demonstration of the MWMC's capability and consistency of recycled water for use in a safe, effective, and publicly accepted manner is a key step toward future, larger-scale, recycled water uses. Future recycled water uses may be an important strategy for diverting effluent from the Willamette River to meet NPDES permit discharge limits as well as to meet growing community water resource and resiliency needs.

Project Driver: The Phase 2 recycled water implementation/thermal load mitigation study recommended demonstration scale use of Class A recycled water to address stakeholder acceptability issues identified as barriers to full-scale recycled water uses.

Project Trigger: Pilot recycled water demonstration sites with willing, ready-to-proceed partners have been identified, including City of Eugene street tree watering and industrial aggregate site equipment washing.

Improvement SDC Eligibility: 26.1%

Estimated Project Cost: \$1,245,000

Estimated Cash Flow: FY 18-19 = \$0; FY 19-20 = \$180,000; FY 20-21 = \$565,000; FY 21-22 = \$500,000

Expenditure/Category:	<u>Prior</u> <u>Years</u>	<u>2018-19</u> <u>Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$180,000	\$565,000	\$500,000	\$0	\$0	\$1,245,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$180,000	\$565,000	\$500,000	\$0	\$0	\$1,245,000

COMPREHENSIVE FACILITIES PLAN UPDATE (P80101)



Description: This will be the first MWMC Comprehensive Facilities Plan Update since the 2004 MWMC Facilities Plan. This update will include stormwater planning for the WPCF; NPDES permit renewal, SDC assessment and facilities planning technical services to assess capital improvement requirements over a 20-year planning horizon. The update will draw on the most recent plant data, permit compliance requirements, and available technology in order to ensure the MWMC continues to meet future regulations, environmental standards, and customer needs. A portion of the planned budgeted (\$130,000) was moved forward to FY 18-19 to implement the second phase of stormwater planning for the WPCF site following the first phase that was implemented under the Facilities Plan Engineering Services (P80090) project.

Status: Stormwater planning is underway in FY 18-19. The bulk of the planned budget is reserved for future implementation of planning work in response to the MWMC's anticipated NPDES permit renewal.

Justification: Plan future conveyance and treatment upgrades and/or expansions to meet regulatory requirements, preserve public health and regional water quality standards.

Project Driver: Provides comprehensive facilities planning to develop the capital program for the upcoming 20-year period once the MWMC receives new regulatory requirements under the next NPDES permit renewal.

Project Trigger: The stormwater planning portion is triggered by local building permit needs and requirements starting in FY 18-19. The remaining project scope will be initiated by the next NPDES permit renewal schedule, now estimated for 2019 at the earliest.

Improvement SDC Eligibility: 20.6%

Estimated Project Cost: \$2,210,000

Estimated Cash Flow: FY 18-19 = \$130,000; FY 19-20 = \$0; FY 20-21 = \$2,080,000

Expenditure/Category:	Prior	2018-19	2019-20	2020-21	2021-22	2022-23	2023-24	Total
	Years	Est. Act.						
Design/Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other	\$0	\$130,000	\$0	\$2,080,000	\$0	\$0	\$0	\$2,210,000
Total Cost	\$0	\$130,000	\$0	\$2,080,000	\$0	\$0	\$0	\$2,210,000

GLENWOOD PUMP STATION UPGRADE (P80064)

Description: Expand Glenwood pump station capacity to accommodate growth and meet Oregon Department of Environmental Quality (DEQ) wastewater pump station design requirements. The pump station was designed with stalls for additional pumps. Two pumps are currently installed with space for two additional pumps to be added when flow to the pump station increases with development of the Glenwood and Laurel Hills basins.

Status: Continuing to monitor the Glenwood pump station operations and performance.

Justification: Additional pumping capacity will be required at this MWMC pump station to handle increasing flows in the Glenwood area (Springfield) and the Laurel Hill area (Eugene).

Project Driver: Oregon DEQ wastewater pump station redundancy requirements.

Project Trigger: Peak wet weather instantaneous flow reaches 80 percent of the pump station firm capacity.

**Improvement
SDC Eligibility:** 38.2%

Estimated Project Cost: \$1,300,000

Estimated Cash Flow: FY 20-21 = \$1,250,000; FY 21-22 = \$50,000

<u>Expenditure/Category:</u>	<u>Prior Years</u>	<u>2018-19 Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$0	\$1,300,000	\$0	\$0	\$0	\$1,300,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$0	\$1,300,000	\$0	\$0	\$0	\$1,300,000

THERMAL LOAD MITIGATION – IMPLEMENTATION 1 (P80063)**Description:**

This project initiates related projects as they are specifically developed (such as the Riparian Shade Credit Program (P80080) and the recycled water demonstration projects (P80098 and P80099), and will implement other thermal load mitigation projects anticipated as part of a multi-pronged compliance strategy. Anticipated projects include recycled water use expansion at MWMC facilities, extension of recycled water services to community partners, and other strategies to reduce the MWMC's total thermal load impact. The recycled water projects may include additional treatment, disinfection, pumping, pipeline, and distribution/irrigation systems.

Status:

Planning study underway under Project P80062 for expanded recycled water storage and use at the MWMC's BMF/BRS/Biocycle Farm facilities, as well as for other potentially feasible projects.

Justification:

The Phase 2 Recycled Water/Thermal Load Mitigation Study identified expanded use and storage of recycled water at the MWMC's Biocycle Farm and adjacent facilities as a multiple-benefit; infrastructure-ready means to reduce thermal load impacts through effluent diversion. Enhanced Biocycle Farm irrigation could increase total harvest yields and market value.

Project Driver:

NPDES permit thermal load limit compliance as required under updated Oregon temperature standards and implementation. Project serves as a complement, or backstop measure, to the Riparian Shade Credits project.

Project Trigger:

Project implementation as necessary for compliance with Oregon's temperature standard.

**Improvement
SDC Eligibility:**

26.1%

Estimated Project Cost: \$6,610,000**Estimated Cash Flow:**

FY 13-14 = \$1,531; FY 14-15 = \$7,871; FY 15-16 = \$9,689; FY 16-17 = \$4,734;
FY 17-18 = \$53,911; FY 18-19 = -\$47,736; FY 19-20 = \$0; FY 20-21 = \$1,600,000;
FY 21-22 = \$2,000,000; FY 22-23 = \$500,000; FY 23-24 = \$0; FY24-25 = \$1,240,000;
FY 25-26 = \$1,240,000

	<u>Prior</u>	<u>2018-19</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est. Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$77,736	-\$47,736	\$0	\$1,600,000	\$2,000,000	\$500,000	\$0	\$4,130,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$77,736	-\$47,736	\$0	\$1,600,000	\$2,000,000	\$500,000	\$0	\$4,130,000

TERTIARY FILTRATION - PHASE 2 (P80102)



Description: The phased work program will install infrastructure/support facilities for 30 mgd of filters for tertiary filtration of secondary treated effluent. Phase 2 is planned to install filter system technology sufficient for another 10 mgd of treatment that will increase the total filtration capacity to 20 mgd. The Phase 3 project will install the remaining filtration technology to meet the capacity needs identified in the 2004 MWMC Facilities Plan.

In 2016, the project scope expanded to include updating electrical switchgear and install tertiary filter flushing headers/pipe vents.

Status: Tertiary Filtration (Phase 2) project is anticipated to start design development in fiscal year 22-23.

Justification: The 2004 MWMC Facilities Plan proposes phasing filters on a phased work program. Filtration provides high quality secondary effluent to help meet permit requirements and potential Class A recycled water product.

Project Driver: Performance reliability to meet the dry weather NPDES total suspended solids limits of less than 10 mg/L, reuse development, and compliance with effluent limits during peak flow conditions.

Project Trigger: NPDES permit compliance for total suspended solids (TSS): Dry weather maximum month flow in excess of 49 mgd. Also, provide higher quality effluent so that reuse options can be developed. Continue to monitor the MWMC NPDES permit renewal timing and requirements.

Improvement SDC Eligibility: 41.6%

Estimated Project Cost: \$16,500,000

Estimated Cash Flow: FY 22-23 = \$1,500,000; FY 23-24 = \$6,000,000; FY 24-25 = \$8,800,000; FY 25-26 = \$200,000

	<u>Prior</u>	<u>2018-19</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est.</u> <u>Act.</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$0	\$0	\$0	\$3,500,000	\$8,500,000	\$12,000,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$0	\$0	\$0	\$3,500,000	\$8,500,000	\$12,000,000

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Hearing and Possible Final Action: An Ordinance Vacating a Portion of Pearl Alley, Located Between E. 5th Alley and E. 5th Avenue, and Providing for an Immediate Effective Date (City File VRI 19-1)

Meeting Date: May 13, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 4
Staff Contact: Nicholas Gioello
Contact Telephone Number: 541-682-5453

ISSUE STATEMENT

The City Council will hold a public hearing on a right-of-way vacation request submitted by Obie Companies. The requested vacation of improved public right-of-way consists of the portion of Pearl Alley located between East 5th Avenue and East 5th Alley. An aerial map of the alley vacation request is provided as Attachment A.

BACKGROUND

The total area of request, as described above, consists of 2,240 square feet of public right-of-way. The area to be vacated currently serves as alley access for properties south of East 5th Avenue, between Oak Street and Pearl Street. The applicant, Obie Companies, is associated with Mildred O LLC, which owns all the properties abutting the proposed alley vacation.

The vacation request process serves as a means to evaluate the need for public ways as land develops and uses change over time, and to address the manner in which the City may dispense with public ways. This request for vacation is being considered in accordance with sections 9.8700 – 9.8725 of the Eugene Code (EC) and Oregon Revised Statutes (ORS) 271.080 – 271.230 and processed pursuant to EC 9.7445 – 9.7455. The public hearing is being conducted consistent with quasi-judicial procedures in State law and as set forth in EC 9.7065 – 9.7095.

A complete copy of the application along with other documents and information related to the vacation request including a written statement, consent forms and plans, are contained in the Council binder that has been placed in the City Manager's Office for reference.

Public Hearing Notice

Notice of public hearing for the requested alley vacation has been provided in the following manner: On April 23, 2019, notice was mailed to owners of property within 100 feet of the alley, interested parties, and the officially recognized neighborhood group, the Downtown Neighborhood Association; on April 23, 2019, the property was posted in the immediate vicinity of the requested alley vacation; and on April 29, 2019 and May 5, 2019, legal notice was published in *The Register-Guard* newspaper.

No public comments have been received at this time. Any additional written testimony received prior to close of the public record will be forwarded to City Council for consideration. Public comments, notice, and all other record materials are included in the Council binder, which is available at the City Manager's Office.

Consent of Abutting and Affected Property Owners

In accordance with ORS 271.080, the applicant has provided evidence of consent to the vacation from owners of at least two-thirds of the property within the affected area. In this case, the affected area per state law is the land lying on either side of the vacated area to the next lateral street, and 400 feet beyond each terminus of the alley to be vacated.

ORS 271.080 also requires the applicant to obtain concurrence from all abutting property owners. All of the properties abutting the proposed alley vacation are owned by the Mildred O, LLC, which is associated with the applicant, Obie Companies.

Based on the signed consent forms submitted with the application, the applicant has obtained consent for the proposed alley vacation from the property owners of approximately 76 percent of the affected area, which exceeds the requirements of ORS 271.080 and EC 9.8710. A map showing the affected area and the area of property owner consent is included as Attachment B.

Applicable Criteria

The Eugene City Council must determine whether the consent of the owners of the requisite area has been obtained and whether notice has been duly given, and must address the relevant approval criterion from EC 9.8725 in making a decision on the proposed right-of-way vacation, as listed below:

The city council shall approve, or approve with conditions and reservations of easements, the vacation of improved public right-of-way, public ways acquired with public funds, or undeveloped subdivision and partition plats, or portions thereof, including public right-of-way and improved public easements located therein, only if the council finds that approval of the vacation is in the public interest.

Findings addressing this approval criterion are provided as an exhibit to the Draft Ordinance in Attachment C. Pearl Alley runs north-south for a half-block between the David Minor Theater and the Vitus Building, both owned by Mildred O, LLC, which is associated with the applicant, Obie Companies. The applicant is currently developing the southern half of the block bounded by Oak Street, 5th Avenue, Pearl Street and 6th Avenue as part of the \$75 million Market Expansion project with three new buildings which includes with retail/office, hotel, and a mixed-use building with residential apartments. City Council approved the vacation of the southern portion of Pearl Alley and entire length of East 5th Alley in a previous action related to this development. The changes to the southern half of the block required the removal and relocation of the public utilities in that area. The construction in the southern portion of the block will also require the removal of public utilities (sanitary and storm sewer) within the northern portion of Pearl Alley. The sanitary and storm sewer are not needed for the Market Expansion project and will be reconstructed as private systems, connecting to existing lines in Pearl Street.

The proposed redevelopment is part of an agreement between the developer and Lane County, who owns the southern half of the block. This project, in conjunction with an affordable

housing project by Homes for Good, was selected by Lane County Board of Commissioners for redevelopment of their existing surface parking lots—a site identified in the City’s 2004 Downtown Plan as the first on a list of “Development Opportunity Areas.” Obie Companies’ proposal to expand the 5th Street Market District on the Lane County property has the potential to achieve the following Downtown Plan objectives:

- Redevelop one of the identified Development Opportunity Areas;
- Expand the 5th Avenue Area (a Special Place and a Great Street in the Downtown Plan);
- Strengthen the pedestrian connection between the downtown core and activity on 5th Avenue, and ultimately to the planned Riverfront Park and the Willamette River;
- Contribute to the Envision Eugene goal of 1,000 new multi-family homes in the downtown core.

Circulation and Access

Analysis from Public Works staff confirms the surrounding street network is a traditional blocked street grid, which provides ample street connectivity as required by Eugene Code. As noted above, City Council previously approved the vacation of the southern half of Pearl Alley, along with East 5th Alley per City Council Ordinance 20601. As a result, those areas no longer have any transportation benefit to the public and are privately owned. The proposed vacation will not impede or modify on-site circulation. To the north is East 5th Avenue and to the west is Oak Street, both local City streets and fully improved with paving, curb and gutter, bike lanes, sidewalks and street lights. Pearl Street is to the east and is a major collector, and East 6th Avenue to the south is a major arterial. The surrounding street network provides ample transportation facilities for all users and is consistent with city design standards and master plans. The proposed alley vacation will not have a significant effect on the surrounding transportation systems. Public Works staff supports the right of way vacation from the perspective of providing adequate transportation facilities and services.

Utilities

The applicant has been issued a Privately Engineered Public Improvement permit (PEPI #370018) with approved plans addressing the issue of wastewater service to the existing buildings and stormwater treatment for the future development. Current wastewater service located within the proposed vacated alley will be routed east via private wastewater lines to the 12-inch sewer line within Pearl Street. The PEPI permit provides for facilities designed to meet the City of Eugene development standards for both the private stormwater as well as city sewer connections. The applicant has demonstrated that this vacation is in the public interest by providing an extension of the wastewater service and stormwater facilities in an orderly and efficient manner. Public Works staff supports the right-of-way vacation from the perspective of providing adequate wastewater and stormwater facilities.

Determination of Assessment

Pursuant to EC 9.8710(5), the applicant is required to pay a deposit equal to the assessment of special benefit resulting from the vacation. The amount of money to be deposited is to be determined by the City Manager. Pursuant to the City Code, the City provided a notice to the applicant of the assessment 20 days prior to the public hearing. The assessment was determined to be total of \$84,660 (\$37.50 per square foot), which considered the value of the paved improvements and the value of the right-of-way area. At least five (5) working days prior to the public hearing, the applicant must submit a deposit of the full assessed amount with the City. If the

application is approved and the vacation becomes effective, the deposit will be retained by the City; if the application is denied or the vacation fails to take effect for another reason, the deposit will be returned to the applicant.

Request for Immediate Final Action and Effective Date

Staff is requesting City Council consider taking final action on the ordinance adoption on May 13, 2019, following the public hearing, and include an immediate effective date for the ordinance. The applicant, Obie Companies, has begun construction of the 5th Street Market Expansion on the properties immediately south of the proposed alley vacation. This construction project includes the Gordon Lofts project, which has been shown to meet the public benefit criteria of the Multiple Unit Property Tax Exemption program, including Compact Urban Design, Green Building, Local Economic Impact, Moderate Income Housing Contribution, and the provision of new downtown housing, which helps meet one of the housing needs identified through Envision Eugene. The timely vacation of this alley allows construction of the Gordon Lofts to remain on schedule, avoid costs associated with construction delays, achieving these community goals sooner, and advancing implementation of the Eugene Downtown Plan and connection to the riverfront.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

1. Adopt the Ordinance as proposed at a single meeting, effective immediately.
2. Adopt the Ordinance at a single meeting with a 30-day effective date.
3. Not act on the Ordinance tonight, in which case action will be scheduled no later than the May 28, 2019, council meeting.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends Option 1, adoption of the ordinance at a single meeting, with an immediate effective date.

SUGGESTED MOTION

Move to adopt an Ordinance vacating a portion of Pearl Alley, located between E. 5th Alley and E. 5th Avenue, and providing for an immediate effective date.

ATTACHMENTS

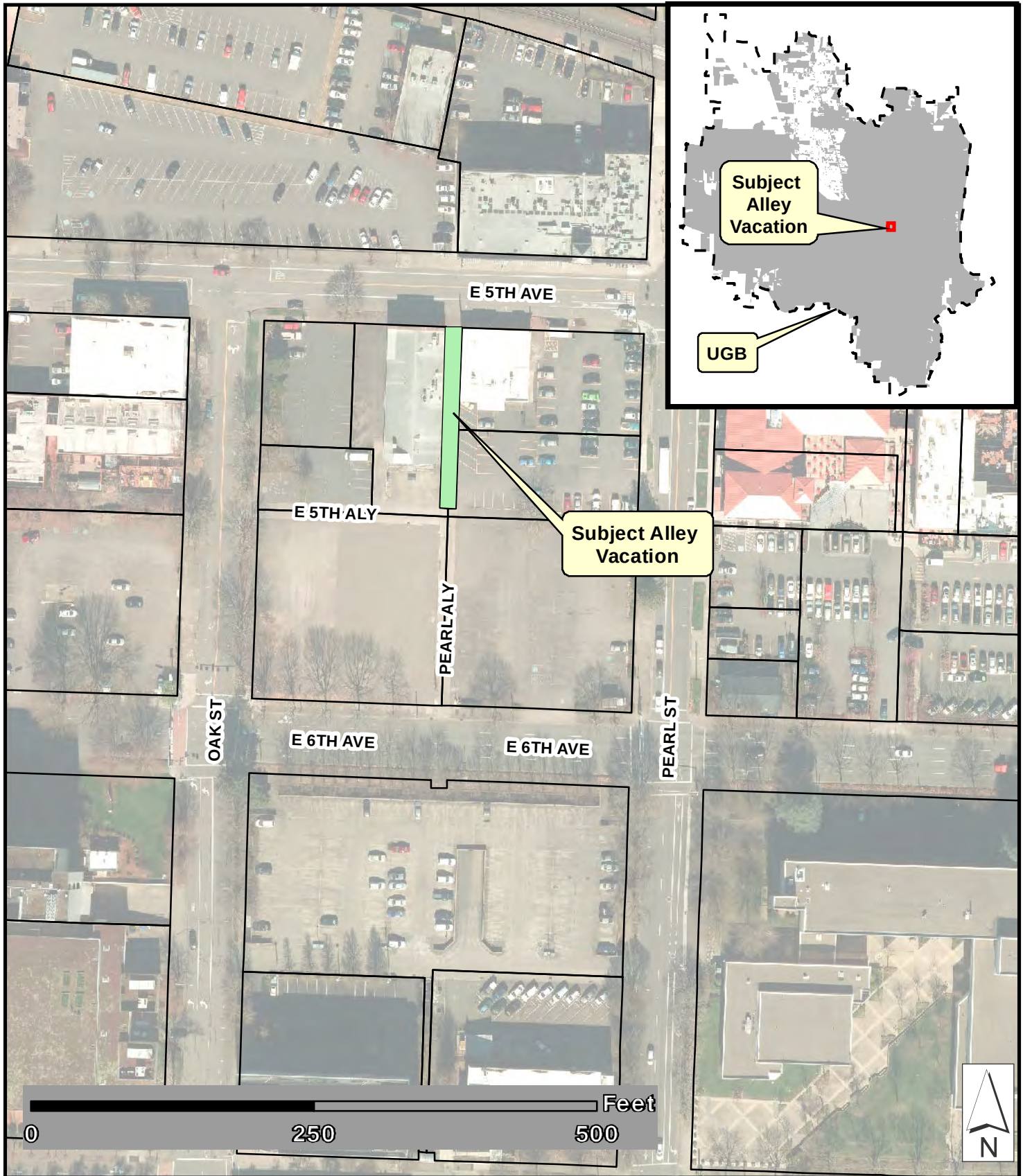
- A. Aerial map of alley vacation request
- B. Map of affected area and the area of property owner consent
- C. Draft Ordinance

FOR MORE INFORMATION

Staff Contact: Nicholas Gioello, Associate Planner
Telephone: 541-682-5453
Staff E-Mail: NGioello@eugene-or.gov

Obie Companies (VRI 19-1) Vacation of Improved Right-of-Way

Attachment A



Legend

 North Pearl Alley  Subject Property  Taxlots

Caution:
This map is based on imprecise
source data, subject to change, and
for general reference only.



Proposed Public Alley Vacation, North Pearl Aly



- Proposed Public Alley Vacation
- Real Property Affected
- Property Owners Granting Consent
- Streets
- Taxlots

Acreage of real property affected: 7.4 ac
 Acreage of owners granting consent: 4.6 ac
 Portion of affected area with consent granted: 62%

Caution:
 This map is based on imprecise source data, subject to change, and for general reference only.

April 16, 2019

0 45 90 180 Ft



May 13, 2019, Meeting - Item 4

ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF PEARL ALLEY, LOCATED BETWEEN E. 5TH ALLEY AND E. 5TH AVENUE, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.**The City Council of the City of Eugene finds that:**

A. The City Council of the City of Eugene held a public hearing at 7:30 p.m. on May 13, 2019, at Harris Hall, for the purpose of hearing protests and remonstrances to the proposed vacation of the following described right-of-way:

A portion of Pearl Alley, located between E. 5th Alley and E. 5th Avenue, as more particularly described in Exhibit A and depicted on the map attached as Exhibit B to this Ordinance.

B. Notice was duly and regularly given of the public hearing.

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Eugene finds that notice of the hearing was published and posted as required by law, that consent of the owner(s) of the abutting property has been filed in the proceedings, and that vacation of the right-of-way described and depicted on Exhibits A and B is in the public interest, as described in the Findings attached as Exhibit C to this Ordinance.

Section 2. The right-of-way described and depicted on Exhibits A and B attached to this Ordinance is vacated and shall revert pursuant to the statutes of the State of Oregon.

Section 3. The City Recorder is directed to file a certified copy of this Ordinance, including all attachments, with the Recorder of Lane County, Oregon. In addition, a certified copy of this Ordinance shall be filed with the Lane County Assessor and a certified copy shall be filed with the Lane County Surveyor.

Section 4. Pursuant to the provisions of Section 32(2) of the Eugene Charter of 2002, with the affirmative vote of two-thirds of the members of the City Council, this Ordinance shall become effective immediately upon adoption by the Council and approval by the Mayor, or passage over the Mayor's veto. The Gordon Lofts project has been shown to meet the public benefit criteria of the Multiple Unit Property Tax Exemption program, including Compact Urban Design, Green Building, Local Economic Impact, Moderate Income Housing Contribution, and the provision of new downtown housing, which helps meet one of the housing needs identified through Envision Eugene. An immediate effective date is necessary to allow construction of the Gordon Lofts to progress more quickly, achieving these community goals sooner, and advancing implementation of the Eugene Downtown Plan and connection to the riverfront.

Passed by the City Council this

_____ day of May, 2019.

Approved by the Mayor this

_____ day of May, 2019.

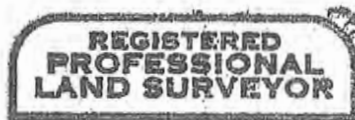
City Recorder

Mayor

**Legal Description
for the
Northerly portion of the North-South Alley in Block 1 Skinner's Donation!
To be Vacated
December 20, 2018**



Beginning at the northwest corner of Lot 1, Block 1 of Skinner's Donation to Eugene as platted and recorded in Book A, Page 122 Lane County Oregon Deed Records, said point being on the east margin of the 14.0 foot north-south alley bisecting said Block 1; thence along the east margin of said north-south alley South 160 feet more or less to the southwest corner of Lot 4, Block 1 of said Skinner's Donation to Eugene; thence West 14.00 feet to the southeast corner of Lot 3, Block 1 of said Skinner's Donation to Eugene, said point being on the west margin of the north-south alley bisecting said Block 1; thence along the west margin of the said north-south alley North 160.0 feet more or less to the northeast corner of Lot 2, Block 1 of said Skinner's Donation to Eugene; thence East 14.00 feet to the point of beginning, all in Lane County Oregon.



Jonathan A. Oakes

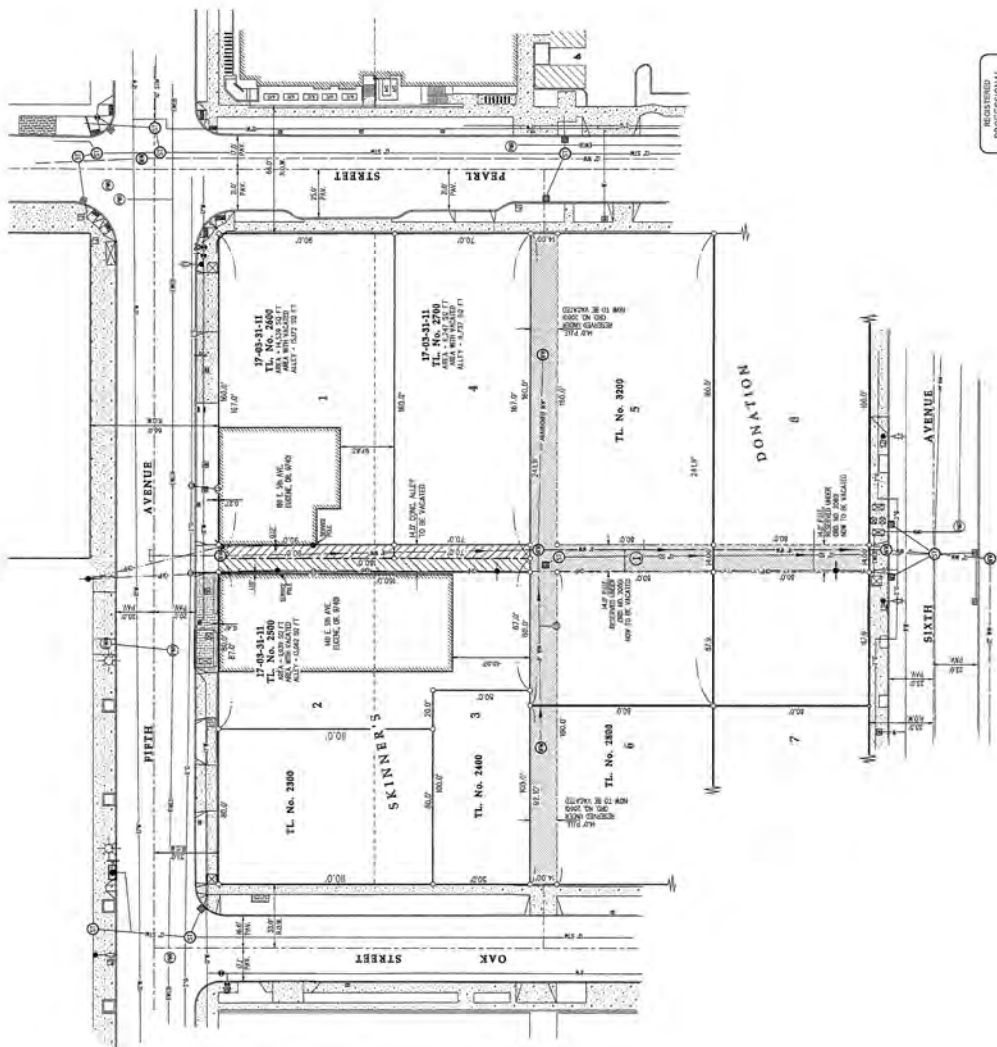


Expires: Dec. 31, 2020

**SITE PLAN
FOR
PUBLIC ALLEY VACATION
AND
PUBLIC UTILITY EASEMENT VACATION**
NE 1/4 SEC. 31 T 17 S, R 3 W W.M.
ASSESSORS MAP No. 17-03-31-11
TL No.'s 2400, 2500, 2600, 2700, 2800 & 3200
EUGENE, LANE COUNTY, OREGON
DECEMBER 20, 2018



LEGEND	
	PROPERTY CORNER
	TRAFFIC CONTROL SIGN
	SANITARY SEWER
	STORM SEWER
	SANITARY SEWER MANHOLE
	STORMWATER MANHOLE
	CATCH BASIN
	CURB INLET
	WATER METER
	WATER VALVE
	FIRE HYDRANT
	POWER POLE
	JUNCTION BOX
	UTILITY VAULT
	STREET LIGHT
	REDUNDANT LAMP POST
	OVERHEAD POWER
	WATER MAIN
	NATURAL GAS
	CONCRETE SURFACE
	BRICK SURFACE



REGISTERED
PROFESSIONAL
LAND SURVEYOR
Matthew A. Oakes
JANUARY 1, 2005
EXPIRES DECEMBER 31, 2024

POACE ENGINEERING & SURVEYING, INC.
P.O. BOX 2327 • EUGENE, OREGON 97402 • (503) 485-4300
JOS No. 6212, DWN. BY JAO/ECG 4839VAC-05.02D, DATE 12-18

Exhibit C

Findings

Background:

Pearl Alley runs north-south for a half-block between the David Minor Theater and the Vitus Building. The total requested vacation area consists of 2,240 square feet of public right-of-way. The area to be vacated currently serves as alley access for properties south of East 5th Avenue, between Oak Street and Pearl Street. The applicant, Obie Companies, is associated with Mildred O LLC, which owns all the properties abutting the proposed alley vacation.

The vacation request process serves as a means to evaluate the need for public ways as land develops and uses change over time, and to address the manner in which the City may dispense with public ways. This request for vacation is being considered in accordance with sections 9.8700 – 9.8725 of the Eugene Code (EC) and Oregon Revised Statutes (ORS) 271.080 – 271.230 and processed pursuant to EC 9.7445 – 9.7455. The public hearing is being conducted consistent with quasi-judicial procedures in State law and as set forth in EC 9.7065 – 9.7095.

When rights-of-way are vacated, ORS requires ownership of the underlying land to revert back to the adjacent lands from which it was originally dedicated. If the vacation is approved, the alley will revert to private ownership by Mildred O, LLC. EC 9.8710(5) requires the applicant to pay a special assessment to the City equal to the assessed value of the real property and any costs incurred by the City in the construction of public improvements. The applicant has paid the required assessment.

Compliance with Approval Criteria:

The sole approval criterion for this vacation, located at EC 9.8725, requires the City Council to find that approval of the requested right-of-way vacation is in the public interest. The full text of the approval criterion is provided below, with findings demonstrating compliance:

The city council shall approve, or approve with conditions and reservations of easements, the vacation of improved public right-of-way, public ways acquired with public funds, or undeveloped subdivision and partition plats, or portions thereof, including public right-of-way and improved public easements located therein, only if the council finds that approval of the vacation is in the public interest.

The required public notice and hearing have occurred on the vacation request in accordance with applicable statutory and local code requirements. Consent to the vacation request from abutting and affected owners, and payment of a special assessment for the area of vacated right-of-way, has been provided by the applicant, as required by statutes and local code.

Vacation Findings

The following findings demonstrate that vacation of Pearl Alley, located between East 5th Alley and East 5th Avenue, and Pearl and Oak Streets, is in the public interest. This determination is based on the conclusion that vacation of this alley will provide efficient use of land and will not negatively impact the transportation system, surrounding neighborhoods or emergency access. Additionally, future development opportunities of the adjacent lands can be enhanced through the consolidation of the site. As a result, vacation of the requested alley will be in the public interest. Detailed findings to support this conclusion are provided below.

The applicant is currently developing the southern half of the block bounded by Oak Street, 5th Avenue, Pearl Street and 6th Avenue as part of the \$75 million Market Expansion project consisting of three new buildings, which includes retail/office, hotel, and a mixed-use building with residential apartments. The changes to the southern half of the block required the removal and relocation of the public utilities in that area. The construction in the southern portion of the block will also require the removal of the sanitary sewer within the northern portion of Pearl Alley.

The proposed redevelopment is part of an agreement between the developer and Lane County, who owns the southern half of the block. This project, in conjunction with an affordable housing project by Homes for Good, was selected by Lane County Board of Commissioners for redevelopment of their existing surface parking lots—a site identified in the City's 2004 Downtown Plan as the first on a list of "Development Opportunity Areas." Obie Companies' proposal to expand the 5th Street Market District on the Lane County property has the potential to achieve the following Downtown Plan objectives:

- Redevelop one of the identified Development Opportunity Areas;
- Expand the 5th Avenue Area (a Special Place and a Great Street in the Downtown Plan);
- Strengthen the pedestrian connection between the downtown core and activity on 5th Avenue, and ultimately to the planned Riverfront Park and the Willamette River;
- Contribute to the Envision Eugene goal of 1,000 new multi-family homes in the downtown core.

Analysis from Public Works staff confirms the surrounding street network is a traditional blocked street grid, which provides ample street connectivity as required by Eugene Code and negates the need for an alley as a secondary public thoroughfare. City Council previously approved the vacation of the southern half of Pearl Alley, along with East 5th Alley per City Council Ordinance 20601. As a result, those areas no longer have any transportation benefit to the public and are privately owned. The proposed vacation will not impede or modify on-site circulation. To the north is East 5th Avenue and to the west is Oak Street, both local City streets and fully improved with paving, curb and gutter, bike lanes, sidewalks and street lights. Pearl Street is to the east and is a major collector, and East 6th Avenue to the south is a major arterial. The surrounding street network provides ample transportation facilities for all users

and is consistent with city design standards and master plans. The proposed alley vacation will not have a significant effect on the surrounding transportation systems. Public Works staff supports the right of way vacation from the perspective of providing adequate transportation facilities and services.

The applicant has been issued a permit Privately Engineered Public Improvement (PEPI #370018) with approved plans addressing the issue of wastewater service to the existing buildings and stormwater treatment for the future development. Current wastewater service located within the proposed vacated alley will be routed east via private wastewater lines to the 12-inch sewer line within Pearl Street. The PEPI permit provides for facilities designed to meet the City of Eugene development standards for both the private stormwater as well as city sewer connections. The applicant is providing an extension of the wastewater service and stormwater facilities in an orderly and efficient manner and Public Works staff supports the right of way vacation from the perspective of providing adequate wastewater and stormwater facilities.

Conclusion:

The applicant's requested right-of-way vacation is in the public interest, based on the above facts and the terms of the ordinance.

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Hearing and Possible Action: An Ordinance Concerning Restrictions on the Distribution of Single-Use Serviceware, Adding Sections 6.870 and 6.872 to the Eugene Code, 1971, And Amending Section 6.990 of that Code.

Meeting Date: May 13, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 5
Staff Contact: Michael Wisth
Contact Telephone Number: 541-682-6835

ISSUE STATEMENT

Single-use restaurant and grocery items, such as to-go boxes, bags, cups, straws and utensils have gained considerable attention over the past few years for their impacts on the environment. In response to multiple work sessions on this topic, City Council directed staff to draft an ordinance requiring retail food businesses to provide single-use items only upon direction of the customer. This public hearing provides an opportunity to provide feedback to the Eugene City Council on the proposed ordinance.

BACKGROUND

Litter in the form of single-use items and serviceware has gained attention from community groups and local governments over the past several years. Following the January 16, 2019, work session, Council asked staff to return in a second work session to answer questions related to health and safety concerns of personal reusable containers and potential impacts of plastic alternatives. Staff returned to Council on March 11, 2019, to discuss the pros and cons of different regulatory approaches to managing single-use items for litter control and health concerns.

During the work session, staff discussed the human health and environmental impacts of several different types of materials used for single-use items and cited studies demonstrating the negative impacts of each. Council voted unanimously on a motion to direct staff to draft an ordinance requiring retail food businesses to provide single-use items only upon direction of the customer. Single-use serviceware is defined as single-use straws, stirrers, utensils, and condiment packaging. The ordinance does not differentiate between the types of materials single-use serviceware may be composed of (for example, plastic, bamboo, etc.). This is to address negative impacts on human health and the environment that most single-use items pose, regardless of composition, when they become litter.

Due to current developments with Senate Bill 90, which, if adopted will impose state-wide regulations on single-use plastic straws and will preempt local government regulation of single-use plastic straws, staff are requesting a joint Public Hearing and Action on May 13, 2019. If Eugene's ordinance is adopted prior to the effective date of Senate Bill 90, Eugene's regulation of single-use plastic straws will not be preempted.

Related City Policies

Regulation

In 2012 Eugene City Council voted to implement Ordinance 20498, banning retailers from using single-use plastic bags.

City Council Goals

The discussion regarding potential action to mitigate the impacts of single-use items that become litter aligns with City Council goals for accessible and thriving culture and recreation by preserving strength in the arts and outdoors by reducing litter that is both an aesthetic blight as well as detrimental to both human and environmental health

Triple Bottom Line

A triple bottom line lens was used to develop recommendations. Single-use plastic items are primarily an environmental concern when they become litter. The ordinance is aimed at reducing litter and thereby mitigating the impacts of these items. The recommendations present negligible financial impacts to retail food businesses and there are no expected social impacts, as the ordinance does not include requirements for a consumer fee or deposit. The ordinance is intended to help change consumer behavior by requiring that consumers first consider whether they really want single-use serveware and then request the single-use serveware if they want it.

PREVIOUS COUNCIL DIRECTION

[January 16, 2019 Work Session](#)

In this work session, staff introduced Council to different packaging materials to demonstrate which common packaging materials may or may not be recyclable, compostable and/or biodegradable. Council asked that staff return with information related to human health and environmental impacts of different materials and policy recommendations for addressing these concerns.

[March 11, 2019 Work Session](#)

Following the January 16, 2019, work session, Council asked staff to return in a second work session to answer questions related to health and safety concerns regarding personal reusable containers and potential impacts of plastic alternatives. Staff returned to Council on March 11, 2019, to discuss the pros and cons of different regulatory approaches to managing single-use items for litter control and health concerns. Council voted unanimously on a motion to direct staff to draft an ordinance requiring retail food businesses to provide single-use items only upon customer request.

COUNCIL OPTIONS

1. Adopt the Ordinance as proposed at a single meeting.
2. Not act on the Ordinance tonight, in which case action will be scheduled no later than the May 28 council meeting.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends Option 1, adoption of the ordinance at a single meeting,

SUGGESTED MOTION

Move to adopt an ordinance concerning restrictions on the distribution of single-use serviceware, adding sections 6.870 and 6.872 to the Eugene Code, 1971, and amending Section 6.990 of that Code.

ATTACHMENTS

A. Proposed Ordinance

FOR MORE INFORMATION

Staff Contact: Michael Wisth
Telephone: 541-682-6835
Staff E-Mail: mwisth@eugene-or.gov

ORDINANCE NO. _____

AN ORDINANCE CONCERNING RESTRICTIONS ON THE DISTRIBUTION OF SINGLE-USE SERVICEWARE, ADDING SECTIONS 6.870 AND 6.872 TO THE EUGENE CODE, 1971, AND AMENDING SECTION 6.990 OF THAT CODE.

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Sections 6.870 and 6.872 of the Eugene Code, 1971, are added to provide as follows:

6.870 Single-Use Serviceware - Definitions. For purposes of sections 6.870 and 6.872 of this code, the following words and phrases mean:

Condiment packaging. Packaging used to deliver single-serving condiments to customers. This includes but is not limited to single-serving packaging for ketchup, mustard, relish, mayonnaise, hot sauce, coffee creamer, salad dressing, jelly and jam, and soy sauce.

Customer. Every person who purchases food or beverage.

Retail food and beverage establishment. Full service restaurants, limited service restaurants, fast food restaurants, food carts, bars, coffee and tea shops, grocery stores, convenience stores, hotels and motels, caterers, and food service contractors.

Single-Use Serviceware. Straws, stirrers, utensils (including, but not limited to spoons, forks, knives, sporks and chopsticks), and condiment packaging, intended to be used once and then discarded.

6.872 Single-Use Serviceware – Restrictions. A retail food and beverage establishment may not provide single-use serviceware to a customer unless the customer explicitly requests the single-use serviceware or the customer is asked if the customer would like single-use serviceware and the customer responds affirmatively.

Section 2. Section 6.990 of the Eugene Code, 1971, is amended by adding a new subsection (13) to provide as follows:

6.990 Penalties - Specific.

(13) Any business, owner, or employer that permits a violation of section 6.872 of this code shall be subject to the following penalties:
(a) A written warning for the first violation in a calendar year;

- (b) The second violation in a calendar year is punishable by a fine of \$100.00;*
- (c) The third violation in a calendar year is punishable by a fine of \$200.00;*
- (d) Any subsequent violations within the same calendar year are punishable by a fine of \$500.00;*
- (e) Notwithstanding subparagraphs (a)-(d), no more than one penalty shall be imposed pursuant to this subsection (13) upon any single location within a 7-day period.*

Section 3. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this

_____ day of May, 2019

Approved by the Mayor this

_____ day of May, 2019

City Recorder

Mayor

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Action: East 3rd Alley Property Disposition

Meeting Date: May 13, 2019
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 6
Staff Contact: Amanda D'Souza
Contact Telephone Number: 541-682-5540

ISSUE STATEMENT

The City received an offer from a private party for the purchase of a small segment of land adjacent to the Ferry Street Bridge (see map in Attachment A). The prospective buyer owns the adjacent properties and is interested in using the 1,270 sq. ft. site to consolidate services among his commercial and residential developments. Council is asked to decide whether to approve disposition of approximately 518 sq. ft. of the site based on the terms outlined in Attachment B. (The remaining 752 sq. ft. is being considered through the alley vacation process.)

BACKGROUND

On April 24, 2018, Council reviewed the approved disposition process (Attachment C) and directed the City Manager to work with the private party, Jeff Wilson-Charles, to negotiate deal points for the sale of the site. Since then, staff has been working with Mr. Wilson-Charles to determine how the site could be conveyed. At that work session, Council expressed concerns about the potential installation of a billboard on the site and the possible removal of existing trees. In response to this, the terms for sale prohibits placement of billboards, advertising signs or banners and requires City approval prior to removal of any trees.

The East 3rd Alley site is about 1,270 square feet, located at the intersection of E. 3rd Alley and Ferry Alley and adjacent to where Coburg Road turns into Ferry Street Bridge. Currently, the site is unmaintained and has overgrown greenery. It is a remnant of several pieces of land that were acquired for road improvements in 1953. Sixty percent of the site (approximately 752 sq. ft., shown in blue in Attachment A) is unimproved alley. Mr. Wilson-Charles has applied for an alley vacation through the City's established process, which requires approval by the Planning Director (EC 9.8715). The Planning Director's final decision on the alley vacation is pending Council's decision on the non-alley portions of the property.

Public Works staff has determined that the other 40 percent of the site (approximately 518 sq. ft., shown in orange in Attachment A) is not right-of-way and indicate there are no uses planned for the site. This property is the subject of Council's May 13 action item. Mr. Wilson-Charles is offering to pay \$12.25 per square foot for the City-owned, non-alley property. This is the appraised price determined through the alley vacation process. This price takes into account the deed restrictions preventing installation of billboards and removal of trees.

Mr. Wilson-Charles, operating as Three Muses Group LLC, owns all of the properties adjacent to E. 3rd Alley and Ferry Alley. These properties include Rye Restaurant and the mixed-use Watershed building, both of which are located immediately to the northwest of the subject property, and the recently redeveloped bungalow restaurant located just south of E. 3rd Alley. These projects are part of a network of properties Mr. Wilson-Charles is redeveloping in the area to help activate and connect downtown vitality to the river.

PREVIOUS COUNCIL DIRECTION

[April 23, 2018](#)

Directed the City Manager to work with Mr. Wilson-Charles to negotiate deal points of the 1,270 sq. ft. City-owned property at E. 3rd Alley for future council consideration.

COUNCIL OPTIONS

1. Authorize the City Manager to sell the property to Three Muses Group, LLC, consistent with the terms included in Attachment B.
2. Amend the terms included in Attachment B and authorize the City Manager to sell the property to Three Muses Group, LLC.
3. Do not approve sale of the property at this time.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends approval of the sale of the property to Three Muses Group, LLC consistent with the terms included in Attachment B.

SUGGESTED MOTION

Move to authorize the City Manager to sell the property identified in Attachment A to Three Muses Group, LLC consistent with the terms included in Attachment B.

ATTACHMENTS

- A. Map of Property
- B. Outline of Terms for Sale of Property
- C. Council Approved Property Disposition Process

FOR MORE INFORMATION

Staff Contact: Amanda D'Souza
Telephone: 541-682-5540
Staff E-Mail: adsouza@eugene-or.gov



Property Three Muses Group LLC offers to purchase*

- Non-alley property (subject of 5/13 Work Session; needs Council approval)
- Unimproved alley (to be acquired through alley vacation process; needs Planning Director approval (EC 9.8715))

*The property that Three Muses Group LLC acquires would have deed restrictions that prevent installing billboards or removing trees without permission from the City

Outline of Terms for Sale of E. 3rd Alley Property

Buyer: Three Muses Group LLC

Seller: City of Eugene

Property: Approximately 518 sq. ft. of City property located at the intersection of E. 3rd Alley and Ferry Alley. (Buyer is concurrently pursuing a vacation of 752 sq. ft. of adjacent unimproved alley.)

Purchase Price: Price will match the appraised valuation determined for the adjacent alley vacation, which is \$12.25 per square foot. Total price will be approximately \$6,346.

Payment of Purchase Price: Cash at closing.

Purchase and Sale Agreement: Following City Council's approval of terms, Buyer and Seller shall enter into a formal Purchase and Sale Agreement.

Earnest Money Deposit: \$3,000 paid upon execution of a Purchase and Sale Agreement, and non-refundable after the Due Diligence Period. Earnest Money Deposit will be credited toward the purchase price at closing.

Due Diligence Period: Upon execution of a Purchase and Sale Agreement, Buyer will have a period of 60 days in which to review property information and to conduct on site testing to determine condition of the property. Closing of the sale is contingent on successful vacation of the unimproved alleys adjacent to the Property.

Property Condition: The property is offered on an "as is" basis.

Environmental Condition: During the Due Diligence Period, Buyer will be able to perform environmental investigation to satisfy itself of the environmental condition of the property, the results of which will be provided to the Seller for review. Based on the information provided in the environmental assessment, Buyer may either move forward with the purchase of the site or rescind the offer to purchase the site.

Closing Date: The closing of the sale shall occur 30 days after the Due Diligence Period, or reasonable mutually agreed extension.

Project Description: The Buyer owns the parcels and developments adjacent to the Property. Buyer is purchasing the Property to consolidate services for his adjacent developments. Buyer agrees to purchase the Property and the unimproved alley in agreement to the following conditions:

- No billboards, advertising signs, banners or similar advertising medium will be placed on the Property or vacated alley that requires a City of Eugene sign permit.
- No trees will be removed from the Property or vacated alley without permission of the City of Eugene Parks Department, the approval of which will not be unreasonably withheld.

Council Approved Property Disposition Process

November 2018

The process states that after receiving an unsolicited offer from a private party, the City Manager will evaluate the merits of the offer, and council will provide direction on the disposal process.

E. 3rd Alley Property

