



Eugene City Council

101 W 10th Ave., Suite 203
Eugene, OR 97401
541-682-5010 • 541-682-5414 Fax
www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

May 9, 2022

7:30 p.m. CITY COUNCIL MEETING

As the state and community recover from the COVID-19 pandemic, City Council meetings will continue to be held using hybrid in person and virtual meeting technology. Information about online or other options for access and participation will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>

Meeting of May 9, 2022; Her Honor Mayor Lucy Vinis Presiding

Councilors

Claire Syrett, President
Mike Clark
Randy Groves
Jennifer Yeh

Matt Keating, Vice President
Greg Evans
Emily Semple
Alan Zelenka

7:30 p.m. CITY COUNCIL MEETING

1. CEREMONIAL MATTER

2. COMMITTEE REPORTS AND ITEMS OF INTEREST

3. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- March 14, 2022 Work Session
- April 11, 2022 Work Session
- April 11, 2022 Meeting
- April 13, 2022 Work Session
- April 18, 2022 Work Session

B. Approval of City Council Tentative Agenda

C. FY23 MWMC Budget Ratification

4. PUBLIC FORUM

5. CONSENT CALENDAR 2

- A. Approval of Resolution Annexing Land to the City of Eugene (Assessor's Map 18-03-03-20, Tax Lot 1308 located on East 25th Avenue, west of Henderson Avenue) (City File: Jasper Mountain; A 21-16)**
- B. Approval of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-23-11, Tax Lot 00103 Located at 1304 Andersen Lane)(City File: A 22-1)**
- C. Approval of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-08-00 Tax Lot 01000, Located south of Airport Road and west of HWY 99N)(City File: A 22-3)**

The Eugene City Council welcomes your interest in these agenda items. This meeting location is wheelchair-accessible. For the hearing impaired, an interpreter can be provided with 48 hours' notice prior to the meeting. Spanish-language interpretation will also be provided with 48 hours' notice. To arrange for these services, contact the receptionist at 541-682-5010. City Council meetings are telecast live on Metro Television, Comcast channel 21, and rebroadcast later in the week.

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.

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Ceremonial Matter

Meeting Date: May 9, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 1
Staff Contact: Sara McKinney
Contact Telephone Number: 541-682-8497

ISSUE STATEMENT

This item is to acknowledge awards and achievements and inform the public of proclamations signed by the Mayor. No action is required by the City Council.

BACKGROUND

At its 1997 fall process session, the council agreed to include a monthly agenda item entitled "Ceremonial Matters." From time to time, the Mayor is asked to sign proclamations or acknowledge awards received, which serve to encourage and educate the community about important issues and events.

CITY MANAGER'S RECOMMENDATION

This is an information item only.

ATTACHMENTS

None.

FOR MORE INFORMATION

Staff Contact: Sara McKinney
Telephone: 541-682-8497
Staff E-Mail: smckinney@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: May 9, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3A
Staff Contact: Brooke Freed
Contact Telephone Number: 541-682-5010

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

SUGGESTED MOTION

Move to approve the minutes for the work sessions on March 14, 2022, April 11, 2022, April 13, 2022, and April 18, 2022 and for the meeting on April 11, 2022.

ATTACHMENTS

- A. March 14, 2022 Work Session
- B. April 11, 2022 Work Session
- C. April 11, 2022 Meeting
- D. April 13, 2022 Work Session
- E. April 18, 2022 Work Session

FOR MORE INFORMATION

Staff Contact: Brooke Freed
Telephone: 541-682-5010
Staff E-Mail: bfreed@eugene-or.gov

MINUTES

**Eugene City Council
Virtual Work Session
Eugene, Oregon 97401**

**March 14, 2022
5:30 p.m.**

Councilors Present: Claire Syrett, Matt Keating, Jennifer Yeh, Emily Semple, Alan Zelenka, Randy Groves, Mike Clark, Greg Evans

Councilor Clark joined the meeting at 5:47 p.m.

Councilor Evans joined the meeting at 6:00 p.m.

Mayor Vinis opened the March 14, 2022, work session of the Eugene City Council in virtual format.

1. WORK SESSION – MovingAhead Deliberation and Action

Transportation Planning Manager Rob Inerfeld, Principal Planner Terri Harding, and Lane Transit District (LTD) Development Planner Andrew Martin presented on the MovingAhead project, an implementation effort that will result in prioritized investments in transit, walking and biking projects on five corridors identified in Envision Eugene, LTD's Long-Range Transit Plan, and the Eugene 2035 Transportation System Plan. This work session provided an opportunity for the City Council to select locally preferred alternatives for the five MovingAhead corridors and to prioritize corridors for implementation.

Council Discussion:

- Councilor Semple – discussed public concerns over decreasing ridership; noted this plan prioritizes funding and initiatives, nothing is fully confirmed and there remains time for public input and adjustments to the plan.
- Councilor Yeh – discussed personal experiences with LTD buses and ridership; discussed importance of having this service available to residents; thanked staff for their efforts and communications.
- Councilor Syrett – asked about Councilor attendance; expressed excitement for presented alternatives and work ahead; noted there will be much more refinement/scrutiny of this plan over time, but priorities must first be set; addressed input from constituents regarding EmX service area; stated she has not been contacted by any property or business owner along River Road who opposed this plan.
- Councilor Keating – noted this as a long-term investment in the future of Eugene; asked staff to address concerns about the impact of MovingAhead on the urban canopy.
- Councilor Groves – discussed the importance of MovingAhead and access to housing corridors; stated he seeks the middle ground on most issues and MovingAhead is that.
- Councilor Syrett – reminded all that West 11th EmX expansion resulted in twice as many trees replanted than those that necessitated removal.
- Mayor Vinis – noted that even though this has taken a long time and much discussion, the timing is good due to recent state and federal commitments to infrastructure

investments; stated she is looking forward to the upcoming work on this and conversations with the community.

MOTION: Councilor Syrett, seconded by Councilor Keating, moved to approve the resolution attached to the AIS as Attachment [A], entitled “Approval of Moving Ahead Locally Preferred Alternatives.”

- Councilor Clark – asked staff for detail on design requirements for the Coburg Road corridor; noted he supports a great deal of this plan but struggles with other parts.
- Councilor Semple – asked if the vote could be postponed until Councilor Evans arrived.

VOTE: PASSED 6:1, Councilor Clark opposed, Councilor Evans absent.

2. **WORK SESSION – Potential Amendment to Penalties for Violation of EC 4.830 (Portion of Street Reserved for Vehicular Traffic)**

Public Works Director Matt Rodrigues provided information to City Council on an increase in public concerns over unauthorized uses of space within the curb line of city streets, including storage of materials, staging of construction activities, or placement of tents or other non-vehicular shelters. This work session gave Council an opportunity to consider and discuss with staff a potential code amendment for addressing violations of Eugene City Code (EC) 4.830 (Portion of Street Reserved for Vehicular Traffic) that impose an immediate safety hazard. The code amendment would add an enhanced penalty to EC 4.990 for a “willful violation” of EC 4.830.

Council Discussion:

- Councilor Zelenka – asked for examples of incidents that were not corrected quickly enough and ending up causing safety issues; clarified that permits can still be issued for legal non-vehicular right-of-way usage and safety requirements.
- Councilor Groves – noted examples of non-vehicular violations in West Eugene; advocated for addition to parking code addressing chronic violators; noted upcoming sunseting of one-year administrative order on parking ordinance amendments and said he hopes they will come back to Council for an extension.
- Councilor Keating – asked how many times per year the \$250 citation is currently used and the approximate number of repeat offenders annually; stated he thinks that, as a community, Eugene embraces the education piece but enforcement remains challenging; asked for more information from stakeholders, like the Police Commission and Police Chief, about a third deterrent woven into this, such as 150 days of community service or another, more empathetic approach.
- Councilor Clark – appreciated comments from Councilors Groves and Keating; stated the City has been enabling people to be a danger to others by lacking code provisions; suggested the threat of jail time is far more compelling than fines that most offenders are unable to pay; discussed contradictions in City laws between actions toward businesses and other property expansions versus letting the unhoused expand into the street, possible threatening others safety, without real efforts to stop them.
- Councilor Syrett – asked if it is the Eugene Police or Public Works staff who make the determination that something presents an immediate safety hazard; asked if violations would be eligible for community court if they occur in the coverage area; stated the

leverage of potential jail time make sense, but said she also does not want the City to be accused of arresting people for being homeless; requested another work session to allow for outreach and gauging community support.

- Councilor Yeh – stated support for option B and pursuing another work session; asked if the majority of the pre-COVID violations were unhoused individuals or construction-related; shared concerns that the fine is not a deterrent for those unable to pay the fine, and that jail time is not a deterrent when officers do not intend to take them; clarified that the ability to arrest someone also grants the ability to move their items from the right-of-way.
- Councilor Semple – noted the danger of these willful violations; concurred that jail time or fines will not be effective; expressed support for another work session on this topic.
- Councilor Clark – expressed appreciation for councilors’ points of view; stated the level of upset and frustration in constituents and business owners is far greater than any potential upset over accusations of jailing the homeless; stated he wants officers to have the tools needed to address this issue.
- Councilor Groves – emphasized this will allow officers to immediately address the situation as soon as it becomes a willful violation; noted the problem is not getting better for the community and has persisted and gotten worse.
- Councilor Syrett – stated she is not afraid of offending others for the sake of progress and only mentioned accusations of “arresting the homeless” so people would know to expect it.
- Councilor Evans – noted he gets the same complaints as Councilor Groves about West Eugene and similar issues in his ward; highlighted the need to deal with those committing crimes and threatening others; said this is a “chicken and egg” scenario, in that the City does not have resources to deal with issues on the streets and the poverty generating them, which often turns into crime, which the City also does not have the resources to deal with; said work must be done with county and state partners on a solution to the unhoused crisis; stated it needs to be made clear that if you commit a crime, you will be held accountable.
- Councilor Keating – stated he believes it is paramount to find a third option for violators that does not prevent peace officers from performing their duty; asked for a more thoughtful approach to handling violations from the unhoused.
- City Attorney – noted that community service does not have to be included in code to be an option for the judge to sentence it in lieu of jail time or a fine.
- City Manager – stated she has been pushing staff to bring back options and tools to help the situation get better for those struggling and believes this is that tool, as it features a mix of options and more comprehensive ways to address the variety of issues.
- Councilor Syrett – reminded everyone that Council is about to go on break for a month and it will some time before a public hearing can take place; stated support for moving forward to a public hearing.
- Councilor Yeh – stated she is comfortable with option A; noted ongoing support Council has provided to Eugene Police; asked to be made aware of anything police staff have requested that is yet unanswered or was not ultimately granted by Council.
- Councilor Semple – expressed safety concerns for the current conditions; expressed support for option A.

- Councilor Zelenka – stated he is ready to move this forward to public hearing as there will be another work session with opportunity for adjustments.
- Councilor Clark – expressed appreciation for councilors’ comments; noted the previous motion to copy Springfield ordinance, making it illegal to hand things out of car at intersections; asked to speak with the judge further about alternative sentencing options.
- Councilor Evans – stated he is more supportive of option A and the in-depth discussion and options it will bring; said he thinks the suggested additions are good but will require money to staff, support, and track; suggested another joint work session with the County on how to best approach a solution.
- Councilor Keating – concurred that he would also like to hear from Judge Gill; suggested the option to sentence with community service should be added to the city code.
- Councilor Syrett – reminded everyone that the City Attorney just stated the community service sentencing decision does not need to be codified to remain an option, and to do it here might require all related codes to be updated as well; mentioned her possible support for conditional release from jail for those who commit to relocating to shelter sites or substance abuse/behavioral health treatment.
- Councilor Zelenka – concurred that adding community service to this proposed code amendment could open up the need to do it for all codes; stated that Council may appoint the judge but they cannot tell him how to make decisions as his is a position with great discretion.
- Mayor Vinis – noted this has been framed mostly as an unhoused problem, but there are also many contractors and other construction sites violating the code; stated this is a way to address an urgent need and reclaim public space.

MOTION AND VOTE: Councilor Syrett, seconded by Councilor Keating, moved to direct the City Manager to set a public hearing to consider an ordinance amending EC 4.990 (“Penalties”) to add the penalty of a \$500 fine or up to 10 days in jail, or both, for a “willful violation” of EC 4.830, which prohibits unauthorized persons from making nonvehicular use of the portion of the street between the curbs that is reserved for vehicles. **PASSED 7:1**, Councilor Keating opposed.

Mayor Vinis adjourned the meeting at 6:56 p.m.

Respectfully submitted,

Brooke Freed
City Recorder AIC

(Recorded by Jay Ferris)

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

MINUTES

**Eugene City Council
Work Session
Eugene, Oregon 97401**

**April 11, 2022
5:30 p.m.**

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Claire Syrett, Randy Groves

Mayor Vinis opened the April 11, 2022, work session of the Eugene City Council in a hybrid in-person and virtual format.

1. WORK SESSION: Middle Housing Code Update

City Manager Sarah Medary gave background and introduced the topic. Principal Planner Terri Harding, Senior Planner Jeff Gepper and Associate Planner Sophie McGinley gave a presentation on the topic.

Council Discussion:

- Councilor Evans - asked if staff has a looked at any of the proposals on middle housing from the Neighborhood Leader's Council; shared that he received a letter from a constituent requesting Council to take more time to look into middle housing proposals.
- Councilor Semple - asked about the differences between the staff and Planning Commission recommendations; asked how outreach is done for the people who feel excluded and not informed; stated she would like to take more time to make sure more people are informed; expressed concern about the building height increase; asked how solar setback standards are affected and where residents will park if there is no parking provided.
- Councilor Clark – said he does not agree with not requiring on-site parking and stated that this will cause disruption in neighborhoods and be a reason for neighborhood conflict; asked if more areas of Eugene will become like Ward 3 where residents will need a parking permit to park in front of their house; asked what people can expect in denser neighborhoods; asked what the likelihood is that problems will be created by not requiring on-site parking; stated most renters will have a car that needs to be parked somewhere and questioned whether this is an intelligent plan or a plan that will generate conflict.
- Councilor Groves - asked for clarification about the height increase and the area allowed for the roof pitch; asked about the impacts of reducing the pitch height; commented that he feels that the no on-site parking requirement will bring problems deeper into neighborhoods and feels there should not be a waiver for this; stated he would like to hear from as many people as possible at the public hearing for the middle housing code proposals.
- Councilor Keating - asked how the existing tree canopy preservation will be adopted with new construction; asked if the Planning Commission discussed incentives for tree

canopy preservation; shared his concerns about the “as the crow flies” proximity of frequent transit service; shared the proposed quarter mile approach does not account for hills and the lack of sidewalks, and the difficulty of walking a quarter mile to a transit stop in the south hills; shared it is concerning there are incentives that would prevent residents from plugging in an electric vehicle at their residence; stated he would like to see edits to the parking recommendations near transit lines.

- Councilor Zelenka - stated that this is not a City proposal and that House Bill 2001 came from the state legislature in 2019; shared the City has to allow duplexes, triplexes and quads in single-family neighborhoods and can not adopt anything less than the minimum standards and, if Council does nothing, the model code would come into effect July 1; stated changes should be made to parking, lot sizes and building height and Council should not enact a “cookie cutter” approach; said that parking issues impact the livability of a neighborhood.
- Councilor Yeh - stated she is impressed by the community outreach that was done; noted the parking requirement is optional and gives a choice to builders to construct less expensive developments.
- Councilor Syrett - echoed positive remarks about the inclusive community outreach and engagement process; asked about the incentive for developers in terms of parking requirements; commented she feels there is still some space to discuss the parking proposal; said that staff did excellent job on public outreach and Council should move forward with the public hearing and make a decision.
- Mayor Vinis - stated the outreach is valuable and has increased public engagement; shared the need to recognize the parking issue will be an incremental change; reminded Council more development along the transit corridors is one of the ways to meet the City’s climate goals; stated that Council is building a community for the future.
- Councilor Semple - commented the minimum requirements model and the Planning Commission’s recommendations are both options; asked if the steep roof is to allow for people to live in the attic area; stated that parking is an issue in neighborhoods and gave some examples about street parking; asked where electric cars will be able to charge; asked if the lot parameters are different when there is no parking.
- Councilor Zelenka - shared an alternative idea for the parking requirement and said the intent was to encourage people to walk to a nearby a transit station; shared some examples where accessing the transit stations in neighborhoods is difficult; commented that Council needs to either remove or modify the parking incentive or identify lots within walking distance to a transit stop; supported requiring property owner to show the transit stops in proximity on the construction plans.
- Councilor Clark - commented he does not think most of the community wants to live in a place where there are unrealistic expectations about how many people will walk, bike, and take transit; stated opportunities to charge electric vehicles should be provided; said people will use their own personal mode of transportation and at some point, they will not be powered by gas; stated on-site parking provides electric vehicle charging; said congested streets will impact emergency vehicle access and livability in neighborhoods; said he is hesitant for Council to take action to incentivize something that will cause parking problems and he would like to amend the proposed change.
- Councilor Syrett - stated people will know that parking is not available, and it will not be a surprise to them; stated she has received several hundred postcards from community members encouraging Council to adopt the middle housing code.

- Councilor Zelenka - stated that incentives for transportation are to reduce greenhouse gas emissions and congestion with cars; asked if solar access applies regardless of HB 2001; stated the solar access ordinance needs to be strengthened; asked if affordable housing and tree preservation ordinances are not in this proposal because they are in other ordinances and will still apply; said he would like to learn more about the existing building height code compared to the proposed code.

The meeting was adjourned at 7:00 p.m.

Respectfully submitted,

Brooke Freed
AIC City Recorder

(Recorded by Niyah Ross)

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

MINUTES

**Eugene City Council
Meeting
Eugene, Oregon 97401**

**April 11, 2022
7:30 p.m.**

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Randy Groves, Claire Syrett, Greg Evans

Mayor Vinis opened the April 11, 2022, meeting of the Eugene City Council in a hybrid in-person and virtual format.

1. CEREMONIAL MATTERS

Mayor Vinis read proclamations recognizing Fair Housing Month and House America.

2. COMMITTEE REPORTS AND ITEMS OF INTEREST

- Councilor Syrett- shared information about the United Front trip to Washington D.C.
- Councilor Groves - shared information about the dangers on the 500 block of Pearl Street; said he supported making improvements to the street to create a safer environment for pedestrians and bicycles.

MOTION: Councilor Groves, seconded by Councilor Clark, moved to authorize the City Manager to execute an agreement with Obie Development to allow for the City's contribution of \$209,000 for Obie's privately engineered public improvement project in accordance with Eugene Code 2.1430 and to reconcile any needed budget action through the supplemental budget process.

Council Discussion

- Councilor Semple – expressed concern that this proposal represents half of the MUPTE dollars and she would rather use the money for 6th and 7th avenues; asked what pool of money the funding will come from.
- Councilor Zelenka - stated he is not comfortable with this unexpected quarter million-dollar request with no discussion and said there should be a public discussion before funding.
- Councilor Syrett - shared she has more context on this issue because she met with Brian Obie and Public Works Director Matt Rodrigues to discuss it; said she can understand some of the hesitation from other councilors; stated there is an acute need in this area because of the commercial activity that is being generated and this project can alleviate some of the danger; stated she looks forward to having a discussion about improving 6th and 7th with two-way traffic flow.
- Councilor Clark - asked if an affirmative vote would direct the City Manager to bring details back to Council for discussion.
- Councilor Keating – said he recognizes the acute need to increase public safety; shared some other areas in town that have emerging safety needs and supported considering other projects to increase safety.
- Councilor Groves - shared there is time-sensitivity for the construction timeline; shared his experience with vehicle and pedestrian accidents and said this is an opportunity to take action to make the public safer in a vulnerable high foot-traffic area.
- Councilor Evans - said this is an example of a rare private and public partnership opportunity that offers public benefit, noting that getting the City of Eugene, Lane County and Obie

Companies to work together is a positive; stated there needs to be a clear, safe path to the riverfront development from downtown and the Fifth Street Public Market.

- Councilor Zelenka - stated this is a poor public process and Council should reconsider taking a vote on a quarter million-dollar issue that the public just heard about.

VOTE: PASSED 7:1, Councilor Zelenka opposed.

3. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- October 11, 2021, Council Meeting
- October 25, 2021, Council Meeting
- November 8, 2021, Council Meeting
- November 17, 2021, Council Work Session
- November 22, 2021, Council Work Session
- December 13, 2021, Council Work Session
- January 5, 2022, State of the City
- February 9, 2022, Council Work Session
- February 14, 2022, Council Work Session
- February 14, 2022, Council Meeting

4. PUBLIC FORUM

1. Jeff Althouse – said banning new fossil fuels will have unintended negative consequences.
2. McKayla Capage - asked Council to do more to create a livable environment for residents.
3. Eloise Parish-Mueller - stated that natural gas companies are not reliable as climate partners.
4. Samantha Roberts - asked Council to act quickly to create climate policy.
5. Sam Tyler - said he has seen the effects of climate change and climate anxiety firsthand.
6. Dylan Plummer – encouraged Council support for renter protection and climate policy.
7. Suzanne O'Shea – shared information about emergency preparedness and upcoming summer events.
8. Brian Stewart - stated that building electrification makes buildings and homes safer and cleaner.
9. Todd Miller - stated that banning natural gas hookups is a short-sighted goal.
10. Gretchen Miller - stated it is important to move the climate ordinance forward with alacrity.
11. Timothy Morris - stated he supports a fossil-free Eugene and opposed false ads from NW Natural.
12. Lyn Woodrich - stated it has become clear that the City needs a health overlay zone policy.
13. Danny Noonan - said Council needs to take urgent actions to reduce building emissions.
14. Paige Hopkins - urged Council to act on requiring all new construction to be electric.
15. Joanne Shotola - supported renter protections that are doable; shared landlord experiences.
16. Nicole Noceto - urged Council to prioritize the city's transition away from gas and fossil fuels.
17. Andy Vobora - stated the proposal to ban new gas infrastructure will negatively impact businesses.
18. Alexander Miller- said building electrification has a significant positive impact in reducing emissions.
19. David Zupan – supported urgent action to address climate crisis for his grandkids' protection.
20. Bethany Cotton - supported ordinance language requiring electrification of all new buildings.
21. Randal Berzier - voiced concern about renter protection proposals like debt-to-income ratio.
22. Alex Stabin – asked Council to draft ordinance language requiring building electrification.
23. Nicole Langpop - asked Council to draft ordinance language for building electrification.
24. Pam Woddell - responded to councilors' comments on Middle Housing during earlier work session.
25. Peter Dragovich - stated that many cities that have electrified have not repealed their decision.
26. Noelle Studer-Spevack - stated the decision for Eugene to require electrification is inevitable.
27. Mike Gamble - said regulations on landlords impacts the availability and affordability of rentals.
28. Jacob Trewe - supported fossil-free coalition and said NW Natural Gas is spreading misinformation.
29. Eloise Navarro - said the elimination of fracked gas infrastructure will honor indigenous residents.
30. Tomoko Sekeguchi - stated a move to building electrification is urgently needed.
31. Jim Neu – expressed concern about waiting too long to have a smooth transition to electrification.

32. Kathryn Dunn - asked Council to schedule at least two dialogue sessions with landlords.
33. Debra Hughes-Sudyka - stated she is a property owner who has switched from gas to electric.
34. Peter Reppe - said the statement that heat pumps do not work when it is cold is false.
35. Fred Mallory - shared that 40 percent of carbon produced in Eugene is from transportation.
36. Clay Skurdall - asked if the infrastructure is in place to transmit energy with current the load.
37. Glen Gillis - asked Council to immediately draft an ordinance requiring building electrification.
38. Brittany Quick-Warner - said she is concerned about how Council is addressing the climate crisis.
39. Katherine Williams - said that NW Natural Gas shares the City's goals for decarbonization.

Council Discussion

- Councilor Syrett - appreciated the counterpoints to the misinformation about the electrification work session and what Council will be considering; stated it is disappointing that NW Natural Gas is taking out ads and sending mailings to customers that misrepresent their efforts and ability to achieve decarbonization of their products; shared details on what Council is proposing in building electrification and that the first work session is nearing; encouraged public input.
- Councilor Semple - expressed gratitude for those who were not able to speak at the public forum and encouraged them to send emails.
- Councilor Groves - stated everyone's voice matters and it is important for Council to hear the community members' thoughts and concerns; encouraged people to contact Council by email because there are a lot of big issues being discussed.
- Councilor Keating - stated that "push-pulls, rate hikes and misinformation" do not allow for collaboration; stated he looks forward to having conversations with constituents in his ward in group and one-on-one settings.
- Councilor Clark - commented that 75 to 80 percent of community members do not want Council to ban the use of natural gas; stated the City of Eugene has acted in bad faith with NW Natural Gas in this negotiation.
- Councilor Syrett - corrected a comment made by a colleague; stated she was on the steering committee that worked in good faith for many months to try to come to an agreement with NW Natural; said that NW Natural was the culprit in moving the goalposts, not the City of Eugene.
- Mayor Vinis - stated this is the first of many conversations about how to implement the climate action plans and that building electrification is one possible strategy; said it is important to remember that there will be a public conversation and that work will be done collaboratively to gather the needed information; reminded everyone that the goal is to respond responsibly to the impacts of climate change.

The meeting was adjourned at 9:50 p.m.

Respectfully submitted,

Brooke Freed
AIC City Recorder

(Recorded by Niyah Ross)

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

MINUTES

**Eugene City Council
Work Session
Eugene, Oregon 97401**

**April 13, 2022
12:00 p.m.**

Councilors Present: Claire Syrett, Matt Keating, Randy Groves, Emily Semple, Jennifer Yeh, Alan Zelenka, Greg Evans, Mike Clark

Mayor Vinis opened the April 13, 2022, work session of the Eugene City Council in hybrid in-person and virtual format.

1. WORK SESSION: Building Electrification

Building and Permit Services Director Lydia Bishop and Building Official Mark Whitmill presented information regarding banning natural gas in new commercial, residential and industrial buildings to move toward the goal of decarbonization.

Council Discussion

- Mayor Vinis – thanked staff for providing the information related to local versus state level and permit data.
- Councilor Groves – thanked staff for the presentation; voiced concern for the environment as well as moving to a single energy source; asked staff to present information on mitigating single source risks in the future; requested financial analysis on the impacts of banning natural gas hookups; asked how drought and federal policies will impact local salmon runs and the Northwest’s largest renewable energy source, hydro-electricity; stated that the US Energy Information Administration reported that in 2021 60.8 percent of the national energy grid relied on fossil fuels; asked what effect reduction of the west coast hydro-electric generation capacity has on the percentage of fossil fuel reliance; voiced concern over cost volatility; noted that many fires in the west coast area have been started by overloaded electricity lines.
- Councilor Syrett – thanked staff for the presentation and information; noted she would lean toward a code requiring all electric versus a code banning an energy source; asked for confirmation that Eugene can require all new buildings to be electric without needing state approval; noted that analysis done by RMI for this specific region found a reduced net cost over a 15- year period of \$3,500 in building an all- electric home versus a mixed-source or natural gas-dependent home.
- Councilor Clark – thanked staff and echoed Councilor Groves’ stated questions; stated his greatest concerns are the costs involved and impacts on reliability and safety; asked what it cost to complete the Echo Hollow conversion to add the capacity for electrical heating of the pool; requested the statement of values for the hybrid Echo Hollow project; asked if a cost study was done for the Echo Hollow project to do fully electrical versus hybrid electric/natural gas; noted the cost estimate in 2017 to convert major public buildings to hybrid energy was \$10 million and the cost of construction supplies has gone up considerably since then.

- Councilor Yeh – thanked staff; stated her biggest concern is the cost of inaction; noted the impacts of leaded gasoline are still present in local soils and coming generations will be dealing with the impact of fossil fuels on the environment for decades to come; stated that the city is already behind in this matter and now is the time to stop increasing the infrastructure for natural gas; asked if a community engagement process similar to the middle housing project can be built, to figure out details after a target date is set; asked staff if they have looked into infeasibility exceptions and if the consultant is capable of identifying these situations or if it require a different consultant.
- Councilor Zelenka – thanked staff; stated he believes climate change is the defining issue of the time and Council needs to act faster; noted that adaptation as opposed to mitigation on climate change is going to be extremely expensive; noted that the task force on resilient energy buildings is going to bring suggestions this fall on how to use code to decarbonize; noted that the climate protection program requires Northwest Natural and all fossil fuels to reduce their greenhouse gas emissions by 50 percent by 2035 and 90 percent by 2050; stated that, according to the roadmap to 2035 by the Global Warning Commission, which adds up what has been done versus planned, the City is close to being on target with overall goals; noted that the action required by local governments could be greatly reduced by federal and state actions.
- Councilor Evans – thanked staff; echoed Councilor Groves concern over the state of the electrical grid and its ability to handle an increased load; stated that based on recent reading, the local electrical grid infrastructure is more precarious than the roads infrastructure; pointed out bullet three from Good Company, financial assistance for low-income residents/, and inquired where that assistance comes from and how the program will work; asked if an unfair and untenable burden is being passed on to local residents who are currently using gas services; raised concern over converting from gas to electric; asked what work has been done to look at alternate sources of energy (i.e. solar, wind) to transition from natural gas and fossil fuels; noted that other models that he has researched have built-in exceptions for legitimate need or continuation of usage.
- Councilor Semple - thanked staff; stated this issue is so important and so complicated; recognized that residents are currently seeing the impacts on local weather; voiced her appreciation for the questions that other councilors raised and the urgency to act that Councilor Yeh expressed; inquired whether a decision to adopt code to prohibit new natural gas installations in 2023 would apply to projects started in January 2023 or if projects already under construction would be grandfathered in; inquired if new gas pipes would be installed in the streets; noted that the cost of installation for gas and electric are virtually the same yet, due to demand, 83 percent of new construction has gas.
- Councilor Keating – thanked staff; noted that the conversation is not about changing existing infrastructure, it is about code changes regarding all new construction; stated that EWEB has assured the City that it can handle the load; referenced slide 10, which shows 83 percent of new dwellings permitted in 2021 and 20 percent of permitted commercial buildings have natural gas piping installed; inquired how many of those new commercial buildings were office buildings versus food/beverage industry; asked about infeasibility assessment for industries that

cannot survive without natural gas resources; expressed hope that Eugene would follow suit with San Diego, banning natural gas on all new buildings with limited temporary exemptions and be the first municipality in Oregon to do.

- Mayor Vinis - clarified that the second agenda item can be moved to another work session; appreciated the reminder that the intent of today's work session is to discuss new construction; referenced St. Vincent dePaul's Iris Place Development which is both middle housing and fully electric; reminded everyone that Eugene received an assessment from the YMCA regarding why it had not built all electric, noting that that this document may help in the coming months; stated that residential, commercial and industrial are three very different things and, according to the data, new residential dwellings are low-hanging fruit and a great start to the process; requested clarification on what is included in commercial buildings versus industrial; suggested the City look at how industries can feasibly operate without fossil fuels.
- Councilor Groves - stated he would like to hear Councilor Zelenka speak more about his experience and knowledge of energy actions to come; noted that buildings such as hospitals will likely always rely on gas for generators; inquired how banning fossil fuels could impact an emergency operations center; noted that diesel fuel does not store well; stated every type of energy has pros and cons to be considered; noted that compatibility, capacity and stability must be considered as the Council move forward; inquired how much the City has paid for gas for the high-efficiency heat pumps at Echo Hollow.
- Councilor Syrett - suggested that the City consider banning fossil fuels as a goal rather than requiring a specific energy source; noted that the 83 percent of new dwellings that have gas connections are one- and two-family dwellings; stated that numerous California cities have taken similar action; said she feels a sense of urgency to take action sooner rather than later; noted that children and youth are currently having an existential crisis over climate and that the state actions, while good, won't happen for 13 years; expressed frustration with some of her colleagues' assertions that the local infrastructure is so fragile.
- Councilor Clark - noted that 50 percent of electric energy during peak load times is created from burning coal; stated that if we ban the use of fossil fuels in new buildings, he would like to add banning electricity created from fossil fuels as well; suggested that the peak load burning of coal arguably puts more carbon into the air when temperatures are 30 degrees or less; asked if the infeasibility assessment is part of state language or something Eugene would have to create; asked if the waivers that staff have seen in other cities allow for change in circumstance, i.e. temperature; noted buildings such as the Arcimoto plant and Matthew Knight Arena would be difficult, if not impossible, to heat solely with electricity; spoke about a local contractor who shared he has not built a home without natural gas in 20 years and likely never will again; said he believes banning fossil fuels/natural gas will push new homes and commercial buildings outside of Eugene to neighboring cities.
- Councilor Zelenka - noted that the state actions start now, in 2022 and 2023, not some time in the future; advised that HB 2021 required electric utilities to be 100 percent clean by 2040 but that does not include EWEB; asked staff to find out what EWEB's plan is; supported revised code language to clarify that a waiver shouldn't be given based on the building type but on the actual business/service that is being

done inside of the building; cautioned against comparing Eugene to the list of cities in California as they are almost all in the Bay Area and are in PG&E service area with a different regulatory framework; asked for a breakdown of natural gas emissions from fireplaces versus cooktops; asked what the projection is for new types of buildings in the commercial and industrial sectors and how gas will be used in those that have protected usage; voiced concern about the feasibility and implementation of the exemption process, how it would work, and how much burden would it create on staff and developers; asked how to define infeasible, and whether it pertains to economics or technicality.

- Councilor Evans - said he believes that residential is the low-hanging fruit of the types of buildings; asked if there is a back-up source of energy that is not fossil fuel-based, in case the electric grid fails and, if so, how can it be implemented; noted that some businesses such as restaurants rely on open flame (gas) to operate; inquired how to best address in the code the issue of businesses that need gas; noted his concern about what the exemption process will look like and if it will allow for changes in technology in the future.
- Councilor Semple - noted some people, her kids included, have opted to not have children for fear of the world they will inherit; agreed that a ban of fossil fuels in new residences does seem like low-hanging fruit that could be implemented easiest; asked if Eugene really wants new buildings/businesses that are not environmentally conscious anyway, noting the exemption should be allowed only if the business had other community benefits to offer; stated that she would like to include the public in this process and get a feel for what constituents think about the issue; noted the topic is urgent and if it cannot be done all at once, a phased approach should be considered
- Councilor Yeh - reiterated Councilor Groves concern regarding the impact of this topic on emergency services; asked staff to bring back more information on how waivers for infeasibility would work; asked staff if NW Natural is suing the state regarding an executive order; stated that if the State of Oregon cannot get the job done, and ban fossil fuels, Eugene will need to do it; asked that staff follow the NW Natural contestation of DEQ climate protections and report back this information.
- Councilor Keating- asked if it was feasible for a councilor to put forth a motion to direct the City Manager to draft ordinance language that all new residential construction in Eugene be 100 percent electric, solar or thermal by January 1, with additional work sessions to be scheduled in calendar year 2022 to determine the feasibility and possible code amendments to allow for 100 percent electrification of newly constructed commercial and industrial buildings and a pathway for potential local exemptions such as the food and beverage industry, essential service and special projects; inquired if Council is tying its own hands by stating 100 percent electrification versus alternative methods of energy; advised that he plans to make a motion with modifications to the above language.
- Mayor Vinis - reminded Council that they want to be on the trajectory to reducing fossil and fuels, making feasible changes on that path; stated that the City can and should be a model for how to do this so that other cities can follow their footsteps; noted the Council should do its homework and extra research to get this right rather than just fast.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Clark, moved to extend the meeting by 15 minutes. **PASSED 8:0**

- Councilor Syrett- noted that it is important to nail down timing as Councilor Semple stated, to give advanced notice and lead time to builders; stated she would be in support of a motion that set a follow-up work session by a date-certain on this topic, rather than a motion that says bring back ordinance language; asked staff if hospitals are permitted under the same things as residential and commercial or if they have a special permit process.
- Councilor Zelenka- concurred with Councilor Syrett that it is too early for a motion asking for an ordinance; noted a work session to answer the multitude of questions brought up in this work session would be welcome; asked who would do infeasibility exemptions, how would they be done, and what the definition of technical or economic is; asked who the experts on it will be if it is technical, and how does that it will work if it is economic; suggested looking at alternative paths to name who is included and not have exemptions and waivers with an auto renew process to consider new things to add.
- Councilor Evans noted that this is important work that will impact generations to come; agreed that a motion is not needed at this time, but that further work sessions are needed to parse it out and develop a more nuanced set of ordinances that address the issues raised in this meeting.
- Councilor Clark - noted that he still has many questions about this topic; urged the Council to pause and bring the topic forth to the public to include them in the discussion; referenced a public poll taken that had very few votes in favor of this path; stated Council should put whatever they come up with before the voters in an ordinance or charter amendment.
- Councilor Semple - stated that councilors are getting ahead of themselves discussing waivers when they do not have complete information; noted that she is in favor of moving in stages with residential first, then moving on to commercial and industrial so that progress can be made as soon as possible with due diligence.

MOTION: Councilor Keating, seconded by Councilor Syrett, moved to direct City Manager to conduct a work session to determine draft ordinance language by July 31, 2022, that all new residential construction in Eugene be 100 percent electric, solar, or geothermal by January 1, 2023, with additional work sessions to be scheduled in calendar year 2022 to discuss the feasibility and trajectory of reducing fossil fuel usage and possible code amendments to allow for decarbonization and electrification of all newly constructed commercial and industry buildings and a pathway for potential local exemptions of food and beverage industry, essential service, and special projects.

- Councilor Groves- stated he believes Council is not ready for a motion regarding this matter; noted the volume of emails regarding this topic shows that the public has concerns and should be brought into this discussion.

- Councilor Clark- agreed with Councilor Groves statements; noted he will be voting against this motion because he wants many concerns to be considered in this process before a motion and/or ordinance language is created.
- Councilor Zelenka - noted he supports part of the motion, but not all; suggested the motion be simplified.

MOTION TO SUBSTITUTE: Councilor Zelenka, seconded by Councilor Evans, moved to direct City Manager to schedule next work session on this topic by July 31 to answer the questions brought forth in this work session and other questions submitted by the council.

- Councilor Syrett - stated without a specific date in the language she cannot support the substitute motion; offered a friendly amendment to reference a specific date and asked the City Manager to suggest a feasible date.
- Councilor Zelenka - accepted the friendly amendment to add a date specific, July 31, 2022, to the substitute motion
- Councilor Evans accepted the friendly amendment as the seconder of the motion.
- Councilor Semple - stated she would like language to address banning fossil fuels rather than requiring only certain energy sources; noted the original motion felt too complex for this stage in discussion.

VOTE ON MOTION TO SUBSTITUTE: PASSED 8:0

- Councilor Keating- requested that the substitute motion be shown in written form prior to the vote.
- Councilor Clark- asked for clarification if a meeting extension is required for a valid vote.
- Mayor Vinis - clarified that the motion states any questions that have been brought up now or that Council brings up between now and the next scheduled work session would be addressed at such time.

MAIN MOTION AS SUBSTITUTED and VOTE (restated): Councilor Zelenka, seconded by Councilor Evans, moved to direct the City Manager to schedule the next work session before July 31 to answer the questions brought forth in this work session and other questions submitted by councilors. **PASSED 8:0**

The meeting was adjourned at 1:52 p.m.

Respectfully submitted,

Brooke Freed
City Recorder AIC

(Recorded by Sara McKinney)
Webcast of meeting available [here](#).

MINUTES

**Eugene City Council
Work Session
Eugene, Oregon 97401**

**April 18, 2022
5:30 p.m.**

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Claire Syrett, Randy Groves

Councilors Absent: Greg Evans

Mayor Vinis opened the April 18, 2022, work session of the Eugene City Council in a hybrid in-person and virtual format.

1. WORK SESSION: Applicant Statements for the Eugene Planning Commission

Council President Claire Syrett gave background and introduced the topic.

Applicant:

Diane Behling - gave her statement and answered questions from Council.

Council Discussion:

- Councilor Keating - asked staff about the process and shared a concern that two of the three finalists out of 17 applicants withdrew their application and there was no time to add more finalists.
- Councilor Zelenka - stated he has a problem having just one applicant to consider; suggested that Council re-ballot to get more applicants and schedule interviews to have a bigger pool.
- Councilor Semple - stated she does not feel a re-ballot is necessary because councilors had access to all applications and can interview separately if they want to; stated the vacancy needs to be filled quickly; supported changing the recruitment process for the future so this scenario does not happen again; said she would like to move forward.
- Councilor Groves - stated Council can interview other candidates but a vote does not need to happen again to select the fourth, fifth and sixth place candidates to interview.
- Councilor Clark - recalled plenty of appointments and nominations that involved motions and substitutions for applicants never interviewed; asked how long this position has been empty and what the deadline is for this process; shared he is comfortable not re-balloting for this process.
- Councilor Syrett – said she will not support a motion to re-ballot because the candidate was one of the top three candidates and she showed up and is well-qualified; stated it is not a perfect process but is a sufficient process.
- Councilor Zelenka - stated the current voting system is not a good way to do business; asked if there are any vacancies coming up on the commission.

- Councilor Semple- noted that the last round of Planning Commission appointments only resulted in six applicants and there was not much of choice like there was this round.

MOTION AND VOTE: Councilor Zelenka, seconded by Councilor Keating, moved to re-ballot and get two or three more applicants to interview. **FAILED 2:5**, Councilors Semple, Keating, Groves, Syrett, and Clark opposed.

The meeting was adjourned at 6:12 p.m.

Respectfully submitted,

Brooke Freed
AIC City Recorder

(Recorded by Niyah Ross)

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: May 9, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3B
Staff Contact: Brooke Freed
Contact Telephone Number: 541-682-5010

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.

COUNCIL OPTIONS

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

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Brooke Freed
Telephone: 541-682-5010
Staff E-Mail: bfreed@eugene-or.gov



City Council Tentative Agenda

Updated May 5, 2022

**** SPECIAL NOTICE ****

As our state and community recover from the COVID-19 pandemic, City Council meetings will continue to be held remotely using virtual meeting technology. Information about how to access these meetings will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>.

May 2022					
Date	Day	Time	Title	Length	Dept. Contact
9-May	Monday	5:30 pm	Two-Year Budget Process (Work Session)	45 mins	Vicki Silvers, CS
			Jail Services Update (Work Session)	45 mins	Mia Cariaga, CS
		7:30 pm	Ceremonial Matter Committee Reports and Items of Interest FY23 MWMC Budget Ratification (Consent Calendar 1) Public Forum Resolution Annexing Land on East 25th Ave, west of Henderson Ave (Consent Calendar 2) Resolution Annexing Land at 1304 Andersen Lane (Consent Calendar 2) Resolution Annexing vacant site located west of Hwy 99N between Airport Rd and Clear Lake Rd (Consent Calendar 2)		Staff, PW James McClendon, PW Nick Gioello, PDD Althea Sullivan, PDD Althea Sullivan, PDD
Expected absences for 5/9: none					
11-May	Wednesday	12 pm	Middle Housing (Work Session)	90 mins	Terri Harding, PDD
Expected absences for 5/11: none					



Work Session



Action



Public Hearing



Public Forum



Consent Calendar



Committee Reports/Items of Interest



CC Agenda Ceremonial Matters



May 9, 2022



Pledge of Allegiance

ATTACHMENT A					
11-May	Wednesday	5:30 pm	 Budget Committee Public Comment, Deliberation, Presentations: HIP, CSI, and Safe Sleep Sites (Work Session)		Vicki Silvers, CS
16-May	Monday	5:30 pm	Boards and Commissions Interviews		Staff, CS
		7:30 pm	 East Alton Baker Plan and EC 5.160: Use of Electric Micromobility Devices in Whilamut Natural Area (Public Hearing)		Rob Inerfeld, PW
Expected absences for 5/16: none					
18-May	Wednesday	12 pm	 Middle Housing (Work Session, Possible Action)	90 mins	Terri Harding, PDD
Expected absences for 5/18: none					
18-May	Wednesday	5:30 pm	 Budget Committee Public Comment, Deliberation, Presentations: Capital Projects, Bonds and Levies, URA update (Work Session)		Vicki Silvers, CS
23-May	Monday	5:30 pm	 Addressing Chronic Toxic Polluters (Work Session)	90 mins	Jason Dedrick, CS
		7:30 pm	 Pledge of Allegiance  Committee Reports and Items of Interest  Approval of Funding and Use of City Resources for Housing Affordable to Low and Moderate- Income Persons (Consent Calendar 1)  Public Forum  Resolution Annexing Land at 158 W Hilliard Lane (Consent Calendar 2)  Ord. Adopting Middle Housing Code and Metro Plan Amendments (Possible Action)		Laura Hammond, PDD Reid Verner, PDD Terri Harding, PDD
Expected absences for 5/23: none					
25-May	Wednesday	12 pm	 Civilian Oversight System (Work Session)	45 mins	Leia Pitcher, PA

			 TBD (Work Session)	45 mins	
<i>Expected absences for 5/25: none</i>					
25-May	Wednesday	5:30 pm	 Budget Committee Public Comment, Deliberation and Recommendation (Work Session)		Vicki Silvers, CS

June 2022						
Date	Day	Time	Title		Length	Dept. Contact
8-June	Wednesday	12 pm		Growth Monitoring (Work Session)	90 mins	Heather O'Donnell, PDD
Expected absences for 6/8: none						
13-June	Monday	5:30 pm		Street Bond Renewal (Work Session)	45 mins	Jenifer Willer, PW
				Riverfront Projects (Work Session)	45 mins	Will Dowdy, PDD
		7:30 pm		Pledge of Allegiance		Staff, CS
				Committee Reports and Items of Interest		
	Public Forum					
	Appointments to Boards, Commissions and Committees					
Expected absences for 6/13: none						
15-June	Wednesday	12 pm		Permanently Filling Police Auditor Position – Next Steps (Work Session)	45 mins	Becky DeWitt, CS
				TBD (Work Session)	45 mins	
Expected absences for 6/15: none						
21-June	Tuesday	5:30 pm	Scheduled only as needed			
		7:30 pm		Public Contracting Code Provisions and Exemptions (Public Hearing)		Becky Wheeler, CS
				Renter Protections – Phase 1 (Public Hearing)		Genevieve Middleton, PDD
Expected absences for 6/21: none						
22-June	Wednesday	12 pm		Eugene Springfield Fire Governance (Work Session)	60 mins	Staff
				TBD (Work Session)	30 mins	

ATTACHMENT A

Expected absences for 6/22: none					
27-June	Monday	5:30 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Pledge of Allegiance  Committee Reports and Items of Interest  Public Forum  FY22 Supplemental Budget (Public Hearing & Action)  FY22 URA Supplemental Budget (Public Hearing & Action)  FY23 Budget Adoption (Public Hearing & Action)  FY23 URA Budget Adoption (Public Hearing & Action)		Elizabeth Butterfield, CS Elizabeth Butterfield, CS Vicki Silvers, CS Vicki Silvers, CS
Expected absences for 6/27: none					
29-June	Wednesday	12 pm	 Urban Renewal Districts (Work Session)	45 mins	Will Dowdy, PDD
			 TBD (Work Session)	45 mins	
Expected absences for 6/29: none					

July 2022					
Date	Day	Time	Title	Length	Dept. Contact
11-July	Monday	5:30 pm	 Fossil Fuel Risk Bonds (Work Session)	45 mins	Staff
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest		
 Public Forum					
Expected absences for 7/11: none					
13-July	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
Expected absences for 7/13: none					
18-July	Monday	5:30 pm	Scheduled only as needed		

		7:30 pm	 TBD (Public Hearing)		
<i>Expected absences for 7/18: none</i>					
20-July	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
<i>Expected absences for 7/20: none</i>					
25-July	Monday	5:30 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest		
			 Public Forum		
<i>Expected absences for 7/25: none</i>					
27-July	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
<i>Expected absences for 7/27: none</i>					
Council Break: July 28 – September 11					



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
"Housing Status" as a Protected Class – <i>follow-up session TBD</i>	Semple	03/12/20
Reparations (two-part work session) – <i>follow-up session TBD</i>	Evans	03/18/21
Funding Source for Climate Change and Homelessness – <i>follow-up session TBD</i>	Zelenka	05/10/21
Fossil Fuel Risk Bonds – <i>Scheduled</i>	Groves, Syrett	10/21/21
Addressing Chronic Toxic Polluters – <i>Scheduled</i>	Groves	12/2/21
Urban Renewal Districts – <i>Scheduled</i>	Groves	2/25/22
Sale and Use of Personal Fireworks – TBD	Syrett	4/15/22
Gas Stations – TBD	Keating	4/15/22

UPCOMING PUBLIC HEARINGS			
Date	Topic	Description	Staff Contact
June 21, 7:30 pm	Public Contracting Code Provisions and Exemptions. An Ordinance concerning public contracts; changing portions of sections 2.1400 to 2.1451 of Eugene Code	The City Council will hold a public hearing to consider an ordinance concerning changes proposed to the Public Contracts section of Eugene Code.	Becky Wheeler, CS 541-682-5056
June 21, 7:30 pm	Renter Protections Phase 1. An Ordinance concerning Renter Protections; changing portions of sections 8.400 to 8.440 of Eugene Code.	The City Council will hold a public hearing to consider an ordinance concerning Renter Protections Phase I.	Genevieve Middleton, PDD 541-682-5529

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Ratification of FY23 Metropolitan Wastewater Management Commission (MWMC), Regional Wastewater Program Budget and Capital Improvements Program

Meeting Date: May 9, 2022
Department: Public Works
www.eugene-or.gov

Agenda Item Number: 3C
Staff Contact: James McClendon
Contact Telephone Number: 541-682-8608

ISSUE STATEMENT

This agenda item is specific to the ratification of the Fiscal Year 2023 (FY23) budget for the regional wastewater program, serving the Eugene-Springfield metro area, as established under the 1977 Intergovernmental Agreement between the City of Eugene, City of Springfield, and Lane County. The regional wastewater program is managed by the Metropolitan Wastewater Management Commission (MWMC) pursuant to the provisions of the IGA. The Regional Wastewater Program (RWP) budget and Capital Improvements Program (CIP) provides funds for all operations, maintenance, administration, and capital improvements of all MWMC owned regional facilities.

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 metropolitan region. The MWMC and its 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 also meeting customer service expectations.

The MWMC and wastewater program staff have established the following key outcomes:

1. *Achieve and maintain 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.*

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 services are provided by Eugene and Springfield in accordance with the intergovernmental agreement. The regional budget combines the portions of the City of Eugene and City of Springfield budgets that are dedicated to the regional wastewater program. On April 8, 2022, the Commission conducted a public hearing on the proposed draft budget for FY23 and subsequently adopted the budget. The MWMC'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 MWMC Facilities Plan that are needed to ensure that the operation of the Regional Wastewater Facilities meets increasing environmental regulations, and that the collection and treatment capacity will be available to provide for growth in the service region. The adopted budget includes the financial resources necessary to support the regional program. The personnel, operations and maintenance, and capital outlay budget increases by 8% from the FY22 budget.

On April 8, the MWMC reviewed and discussed the proposed schedule of regional wastewater program user rates and the preliminary RWP budget and CIP, and the commission subsequently approved a 3.5% rate increase in regional wastewater user rate for FY23 and a 5% rate increase for full cost recovery of septage and other hauled waste for FY23. Commensurate with approving the RWP budget and CIP, the MWMC directed staff to refer them to the governing bodies for ratification in accordance with the intergovernmental agreement.

PREVIOUS COUNCIL DIRECTION

MWMC Budget Ratification is requested annually. Council ratified the current FY22 MWMC Budget on [May 10, 2021](#) (advance to 00:15:55 for approval of MWMC Budget on Consent Calendar 1)

COUNCIL OPTIONS

1. Approve motion to ratify the FY23 MWMC Budget.
2. Return the FY23 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 FY23 MWMC Budget and Capital Improvements Program.

SUGGESTED MOTION

Move to ratify the FY23 MWMC Budget.

ATTACHMENTS

- A. MWMC Transmittal letter and FY23 Proposed Regional Wastewater Program Budget and

Capital Improvements Program

FOR MORE INFORMATION

Staff Contact: James McClendon

Telephone: 541-682-8608

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

Metropolitan Wastewater MANAGEMENT COMMISSION



partners in wastewater management

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MWMC Commission

Joe Pishioneri
Springfield City Councilor
MWMC President

Bill Inge
Lane County Citizen
MWMC Vice President

Pat Farr
Lane County Commissioner

Jennifer Yeh
Eugene City Councilor

Doug Keeler
Springfield Citizen

Walt Meyer
Eugene Citizen

Peter Ruffier
Eugene Citizen

Administration

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

Operations

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

April 11, 2022

Ms. Sarah Medary, City Manager
City of Eugene
101 West 10th Avenue
Suite 203
Eugene, Oregon 97401

Subject: Metropolitan Wastewater Management Commission (MWMC) 2022-23
Regional Wastewater Program (RWP) Budget and Capital Improvements
Program (CIP)

Dear Ms. Medary:

On April 8, 2022 the MWMC held a public hearing on the fiscal year (FY) 2022-23 Regional Wastewater Program (RWP) Budget and Capital Improvement Program (CIP). At this meeting, the FY 2022-23 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 9, 2022. 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 Executive Officer

Regional Wastewater Program Budget and Capital Improvements Program



Metropolitan Wastewater
MANAGEMENT COMMISSION



partners in wastewater management

Preliminary

REGIONAL WASTEWATER PROGRAM BUDGET and CAPITAL IMPROVEMENTS PROGRAM Fiscal Year 2022-23

The Metropolitan Wastewater Management Commission is scheduled to adopt the Operating Budget and Capital Improvements Program (CIP) for FY 22-23 on April 8, 2022. The Budget and CIP are scheduled to be ratified by the Springfield City Council on May 2, 2022, the Eugene City Council on May 9, 2022, and the Lane County Board of Commissioners on May 10, 2022. The Commission is scheduled to give final ratification of the Budget and CIP on June 10, 2022.

COMMISSION MEMBERS:

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

STAFF:

Matthew Stouder, MWMC Executive Officer/General Manager
Dave Breitenstein, Wastewater Director
Nathan Bell, MWMC Finance Officer



www.mwmcpartners.org

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METROPOLITAN WASTEWATER MANAGEMENT COMMISSION
FY 2022-23 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 2022-23. 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 45 years. The service area for the MWMC consists of approximately 250,000 residents, including 80,800 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 2022-23 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 22-23 is \$34.7 million, and the five-year Capital Plan is currently projected at \$105.1 million.

Operating Budget - The FY 22-23 RWP Operating Budget for personnel services, materials and services and capital outlay expenses is \$22.3 million, reflecting an 8.0% increase when compared to the prior year adopted budget (when compared to the prior year amended budget the increase is 7.4%). The FY 22-23 budget includes Debt Service payments that total \$4.1 million as scheduled repayment of the \$32.7 million for revenue bonds issued in May 2016, and \$50,000 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 22-23 user fee revenues (including septage service) are projected at \$36.8 million. This level of revenue is based on a recommended 3.5% increase on regional monthly wastewater user fees, and a 5% increase on septage and hauled waste user fees, to meet revenue objectives for planned capital improvements.

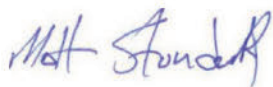
Balanced Budget - The RWP achieves and maintains a structurally balanced budget with resources equal or greater than expenditures to set aside a portion of fund balance in reserves.

In summary, the FY 22-23 budget implements the Commission's adopted 2019 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 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. Currently, the anticipated target for permit issuance is by the end of the third quarter of calendar year 2022.

Respectfully submitted,



Matt Stouder
MWMC Executive Officer

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.

RNG – Renewal Natural Gas Upgrades consisting of biogas purification facilities at the treatment plant and connection to the Northwest Natural utility grid. Together, the system allows the MWMC to sell the upgraded gas (RNG) as a renewable fuel through offtake agreements.

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. Staffing and services have been provided in various ways over the 45 years of MWMC's existence. 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 has involved 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 22-23 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. *Achieve and Maintain 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 22-23 RWP Operating Budget, Capital Improvements Program, and associated work plans.

Outcome 1: *Achieve and maintain high environmental standards.*

Indicators:	Performance:		
	FY 20-21 Actual	FY 21-22 Estimated Actual	FY 22-23 Target
<ul style="list-style-type: none"> Average removal efficiency of carbonaceous biochemical oxygen demand (CBOD) and total suspended solids (TSS) (permit limit 85%) 	97%	97%	95%
<ul style="list-style-type: none"> High quality biosolids (pollutant concentrations less than 50% of EPA exceptional quality criteria) 	Arsenic 21% Cadmium 12% Copper 29% Lead 8% Mercury 5% Nickel 5% Selenium 12% Zinc 29%	Arsenic 25% Cadmium 15% Copper 30% Lead 10% Mercury 10% Nickel 10% Selenium 15% Zinc 30%	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 – Continual Improvement of Environmental Performance 	All objectives met and no major nonconformities	All objectives met and no major nonconformities	Reduce waste gas flaring; Produce gas for use as renewable fuel; Install new laboratory information management system
<ul style="list-style-type: none"> NPDES Permit Renewal 	---	Complete toxics monitoring; Coordinate renewal process with DEQ	Prepare updates to plans (Groundwater, Biosolids, Recycled Water, WQ Trading, etc.); Begin implementation of new permit requirements
<ul style="list-style-type: none"> Climate Action Planning 	---	---	Complete FY 2019-20 Greenhouse Gas Emissions Inventory; Explore development of a Climate Action Statement/Policy

Outcome 1: *Achieve and maintain high environmental standards (continued)*

Indicators:	Performance:		
	FY 20-21 Actual	FY 21-22 Estimated Actual	FY 22-23 Target
<ul style="list-style-type: none"> Urban Waters & Wildlife Partnership 	---	Explore Partnership	Identify MWMC opportunities
<ul style="list-style-type: none"> Resource Recovery 	---	Construct RNG system; Begin design of UV Disinfection for Recycled Water	Full scale RNG production; Construction of Class A Disinfection Facilities

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

Indicators:	Performance:		
	FY 20-21 Actual	FY 21-22 Estimated Actual	FY 22-23 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	AA
<ul style="list-style-type: none"> Reserves funded at target levels 	Yes	Yes	Yes
<ul style="list-style-type: none"> Maintain Sound Financial Practices per the MWMC Financial Plan 	Yes	Yes	Yes
<ul style="list-style-type: none"> Ensure rates and rate changes are planned, moderate and incremental to avoid rate hikes 	---	3.5%	3.5%
<ul style="list-style-type: none"> Debt-to-Equity Ratio <i>(Total debt divided by total equity)</i> 	---	10.0	0.3

Outcome 3: *Achieve and maintain a successful intergovernmental partnership.*

Indicators:	Performance:		
	FY 20-21 Actual	FY 21-22 Estimated Actual	FY 22-23 Target
<ul style="list-style-type: none"> NPDES Permit Renewal 	Prepared plans and associated work with permit application	Submit required information; Review applicant draft; Permit issued	Permit implementation
<ul style="list-style-type: none"> Implement and adopt revised local limits and an updated MWMC pretreatment model ordinance within the pretreatment program 	Conducted system sampling; revised limits and updated model ordinance to reflect current CFRs	Preliminary approval from DEQ; Initiate public notice	Adopt local ordinances in Eugene and Springfield; Begin implementation
<ul style="list-style-type: none"> Partnership Assessment Tool 	---	Scope assessment tool options; present concepts/options for Commission consideration	Begin implementation and data collection
<ul style="list-style-type: none"> Interagency coordination regarding Capacity Management Operations and Maintenance (CMOM) Program 	CMOM Program updated and presented to the Commission	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 	2 community presentations delivered by staff to groups in the service area	4 community presentations delivered by staff to groups in the service area	4 community presentations delivered by staff to groups in the service area

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

Indicators:	Performance:		
	FY 20-21 Actual	FY 21-22 Estimated Actual	FY 22-23 Target
<ul style="list-style-type: none"> Preventive maintenance completed on time (best practices benchmark is 90%) 	92%	94%	90%
<ul style="list-style-type: none"> Preventive maintenance to corrective maintenance ratio (benchmark 4:1-6:1) 	5.6:1	5:1	5:1
<ul style="list-style-type: none"> Emergency maintenance required (best practices benchmark is less than 2% of labor hours) 	2%	1%	<2%
<ul style="list-style-type: none"> Asset management (AM) processes and practices review and development 	Annual update to AM plan completed	---	Bi-Annual update to AM plan; Improve methodology to determine asset remaining life
<ul style="list-style-type: none"> MWMC Resiliency Plan 	Presented final plan to the Commission	Plan implementation	Continue plan implementation Pump Station to conveyance pipe transition kits
<ul style="list-style-type: none"> Strategic Projects 	Complete buried pipe condition assessment	Develop assessment plan	Begin assessment of highest priority pipes

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 20-21 Actual	FY 21-22 Estimated Actual	FY 22-23 Target
• Communications Plan	Implemented 2021 Communications Plan	Continue implementation of 2021 Plan	Update 2021 Plan as needed based on market trends
• Promote MWMC social media channels and website	Grew Facebook followers to 639, Twitter to 174 and Instagram to 246; no website analytics available	Implement strategies to grow Facebook followers to 1,000, Twitter to 250 and Instagram to 650; no website analytic targets set	Implement strategies to grow Facebook followers to 1,200, Twitter to 300 and Instagram to 850 and website visitors to 5,000 with 14,000 pageviews and a bounce rate of 70%
• Create and distribute MWMC e-newsletters	Distributed monthly and increased distribution to 237 subscribers; no analytic targets set	Distribute monthly and increase distribution to 550 subscribers; no analytic targets set	Distribute monthly and increase distribution to 700 subscribers with an open rate of 38% and a click-through rate of 10%
• Pollution prevention campaigns	2 campaigns, 3 sponsorships; reaching ≤40% of residents in the service area due to COVID-19	2 campaigns, 4 sponsorships; reaching 40% of residents in the service area	2 campaigns, 4 sponsorships; reaching 40% of residents in the service area
• Provide tours of the MWMC Facilities	Due to COVID-19, only one tour provided; recorded and shared via 4J Library	Due to COVID-19, limited number of tours provided	Provide tours for greater than 1,000 people
• Clean Water University	Reached ≤25% of 5 th Graders in the service area due to COVID-19	Reach 25% of 5 th Graders in the service area	Reach >25% of 5 th Graders in the service area

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 79.36 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 Department, provides staff to serve as the MWMC Executive Officer / 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 16.85 FTE of Development and Public Works Department staff and .88 FTE of Finance Department staff, and .03 FTE of City Manager's Office for a total 17.76 FTE as reflected in the FY 22-23 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.

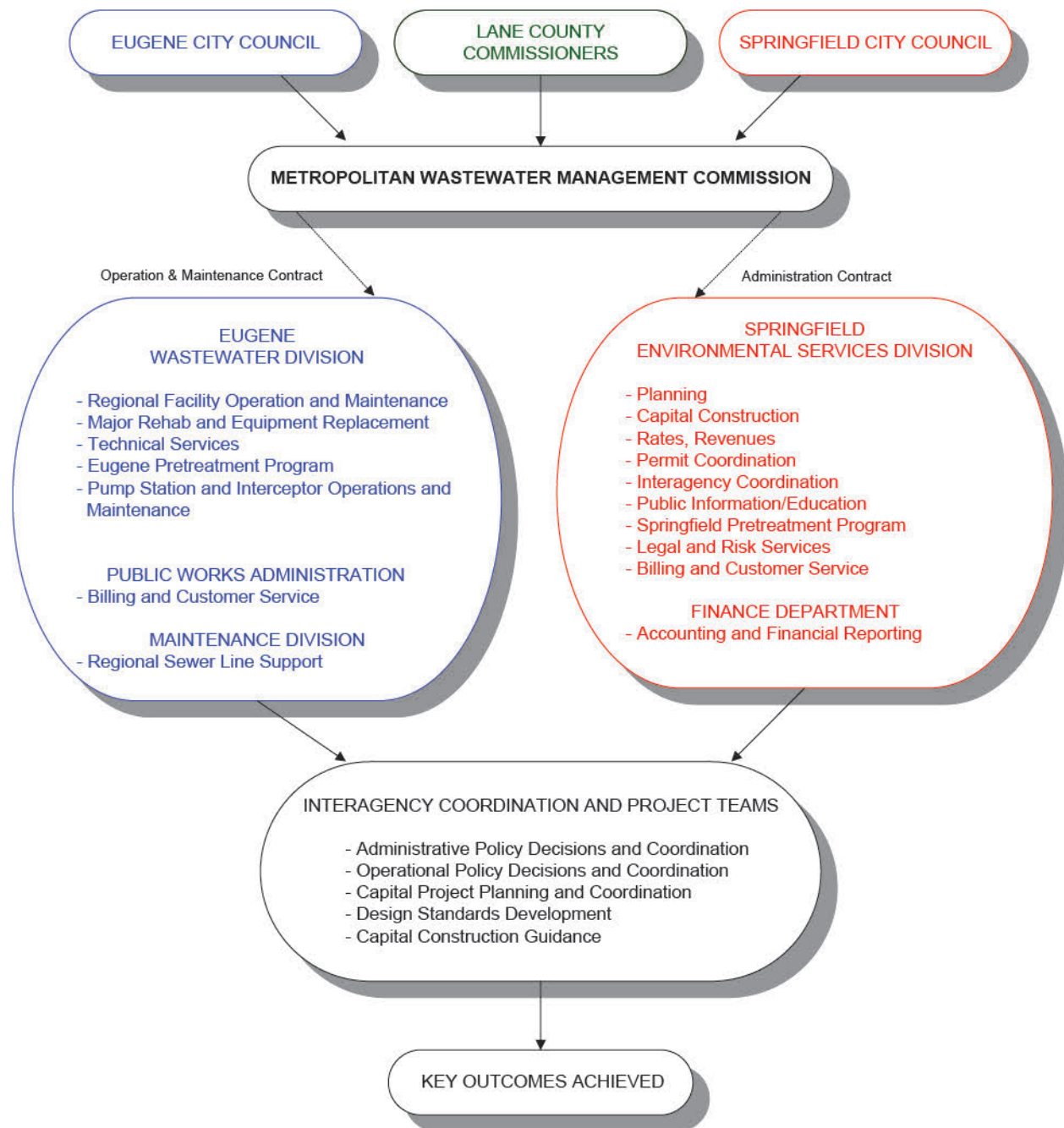
Interagency Coordination

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 MWMC Executive Officer / MWMC General Manager, together with 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. In addition, 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 22-23 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 16. Finally, Exhibit 4 on page 17 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 21-22" column in all budget tables represents the updated FY 21-22 RWP budget as of February 8, 2022, which reconciled actual beginning balances at July 1, 2021, and approved budget transfers and supplemental requests.

EXHIBIT 2**REGIONAL OPERATING BUDGET SUMMARY
INCLUDING RESERVE CONTRIBUTIONS**

	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23	CHANGE (1) INCR/(DECR)	
Full-Time Equivalent Staffing Level	97.12	97.12	97.12	0.00	0.0%
Personnel Services (2)	\$12,411,719	\$12,411,719	\$12,934,896	\$523,177	4.2%
Materials & Services (2)	8,123,295	8,174,303	9,039,999	916,704	11.3%
Capital Outlay (2, 3)	138,000	208,000	359,000	221,000	160.1%
Equip Replacement Contributions (4)	750,000	750,000	1,600,000	850,000	113.3%
Capital Contributions (5)	9,800,000	9,800,000	13,000,000	3,200,000	32.7%
Debt Service (6)	4,110,375	4,110,375	4,108,550	(1,825)	0.0%
Working Capital Reserve (7)	900,000	900,000	900,000	-	0%
Rate Stability Reserve (8)	2,000,000	2,000,000	2,000,000	-	0%
Insurance Reserve (9)	1,500,000	1,500,000	1,500,000	-	0%
Operating Reserve (10)	4,215,639	6,546,665	4,340,279	124,640	3.0%
Rate Stabilization Reserve (11)	2,000,000	2,000,000	2,000,000	-	0%
SRF Loan Reserve (12)	186,616	186,616	50,000	(136,616)	-73%
Budget Summary	\$46,135,644	\$48,587,678	\$51,832,724	\$5,697,080	12.3%

Notes:

1. The Change column and Percent Change column compare the Proposed FY 22-23 Budget with the originally Adopted FY 21-22 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 equipment replacement, including all fleet equipment and other equipment, with an original cost over \$10,000, and with a useful life expectancy greater than one year. See table on page 22 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 22-23 is \$4,108,550.
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

<u>SPRINGFIELD</u>	ACTUALS	ADOPTED	AMENDED	PROPOSED	CHANGE	
MWMC ADMINISTRATION	FY 20-21	BUDGET	BUDGET	BUDGET	INCR/(DECR)	
Personnel Services	\$1,450,583	\$1,751,851	\$1,751,851	\$1,924,885	\$173,034	9.9%
Materials & Services	1,785,568	2,190,714	2,241,722	2,455,723	265,009	12.1%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$3,236,151	\$3,942,565	\$3,993,573	\$4,380,608	\$438,043	11.1%
INDUSTRIAL PRETREATMENT						
Personnel Services	\$384,002	\$402,464	\$402,464	\$409,019	\$6,555	1.6%
Materials & Services	106,079	149,995	149,995	157,674	7,679	5.1%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$490,082	\$552,459	\$552,459	\$566,693	\$14,234	2.6%
ACCOUNTING						
Personnel Services	\$127,161	\$137,211	\$137,211	\$140,991	\$3,780	2.8%
Materials & Services	31,542	44,658	44,658	46,602	1,944	4.4%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$158,703	\$181,869	\$181,869	\$187,593	\$5,724	3.1%
TOTAL SPRINGFIELD						
Personnel Services	\$1,961,746	\$2,291,526	\$2,291,526	\$2,474,895	\$183,369	8.0%
Materials & Services	1,923,189	2,385,367	2,436,375	2,659,999	274,632	11.5%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$3,884,935	\$4,676,893	\$4,727,901	\$5,134,894	\$458,000	9.8%
<u>EUGENE</u>						
ADMINISTRATIVE SERVICES						
Personnel Services	\$1,689,977	\$2,508,683	\$2,508,683	\$2,582,416	\$73,733	2.9%
Materials & Services	388,131	994,978	994,978	1,014,868	19,890	2.0%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$2,078,108	\$3,503,661	\$3,503,661	\$3,597,284	\$93,623	2.7%
BIOSOLIDS MANAGEMENT						
Personnel Services	\$1,403,312	\$1,460,913	\$1,460,913	\$1,507,844	\$46,931	3.2%
Materials & Services	971,998	936,089	936,089	968,966	32,877	3.5%
Capital Outlay	3,485	-	-	-	-	--
TOTAL	\$2,378,795	\$2,397,002	\$2,397,002	\$2,476,810	\$79,808	3.3%
INDUSTRIAL SOURCE CONTROL						
Personnel Services	\$549,916	\$677,414	\$677,414	\$696,580	\$19,166	2.8%
Materials & Services	85,274	213,477	213,477	220,444	6,967	3.3%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$635,190	\$890,891	\$890,891	\$917,024	\$26,133	2.9%
TREATMENT PLANT						
Personnel Services	\$4,768,093	\$5,035,102	\$5,035,102	\$5,222,767	\$187,665	3.7%
Materials & Services	2,973,317	3,265,962	3,265,962	3,825,502	559,540	17.1%
Capital Outlay	10,510	138,000	208,000	359,000	221,000	160.1%
TOTAL	\$7,751,920	\$8,439,064	\$8,509,064	\$9,407,269	\$968,205	11.5%
REGIONAL PUMP STATIONS						
Personnel Services	\$193,945	\$194,052	\$194,052	\$201,271	\$7,219	3.7%
Materials & Services	255,049	270,193	270,193	290,496	20,303	7.5%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$448,994	\$464,245	\$464,245	\$491,767	\$27,522	5.9%
BENEFICIAL REUSE SITE						
Personnel Services	\$235,411	\$244,028	\$244,028	\$249,122	\$5,094	2.1%
Materials & Services	62,487	57,228	57,228	59,724	2,496	4.4%
Capital Outlay	-	-	-	-	-	--
TOTAL	\$297,898	\$301,256	\$301,256	\$308,846	\$7,590	2.5%
TOTAL EUGENE						
Personnel Services	\$8,840,654	\$10,120,192	\$10,120,192	\$10,460,000	\$339,808	3.4%
Materials & Services	4,736,256	5,737,927	5,737,927	6,380,000	642,073	11.2%
Capital Outlay	13,995	138,000	208,000	359,000	221,000	160.1%
TOTAL	\$13,590,905	\$15,996,119	\$16,066,119	\$17,199,000	\$1,202,881	7.5%
TOTAL REGIONAL BUDGET	\$17,475,840	\$20,673,012	\$20,794,020	\$22,333,894	\$1,660,882	8.0%

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

EXHIBIT 4

REGIONAL WASTEWATER PROGRAM
BUDGET SUMMARY AND COMPARISON

	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23	CHANGE* INC(DEC)
<u>OPERATING BUDGET</u>				
Administration	\$4,676,893	\$4,727,901	\$5,134,894	\$458,001
Operations	15,996,119	16,066,119	17,169,000	1,172,881
Capital Contribution & Transfers	9,800,000	9,800,000	13,000,000	3,200,000
Equipment Replacement - Contribution	750,000	750,000	1,600,000	850,000
Operating & Revenue Bond Reserve	10,802,255	13,133,281	10,798,173	(4,082)
Debt Service	4,110,374	4,110,374	4,108,550	(1,824)
Total Operating Budget	\$46,135,641	\$48,587,675	\$51,810,617	\$5,674,976
<u>Funding:</u>				
Beginning Balance	\$8,732,548	\$11,184,582	\$12,060,746	3,328,198
User Fees	36,050,000	36,050,000	36,875,000	825,000
Other	1,353,093	1,353,093	2,874,871	1,521,778
Total Operating Budget Funding	\$46,135,641	\$48,587,675	\$51,810,617	\$5,674,976
<u>CAPITAL PROGRAM BUDGET</u>				
Administration Building Improvements	7,230,000	7,582,063	6,500,000	(730,000)
Class A Disinfection Facilities	6,770,000	7,644,162	5,300,000	(1,470,000)
Glenwood Pump Station Upgrades	1,800,000	2,048,574	1,800,000	0
Poplar Harvest Mgmt. Services	660,000	788,267	330,000	(330,000)
Comprehensive Facility Plan Update	600,000	638,558	2,040,000	1,440,000
Resiliency Follow-Up	490,000	695,908	3,300,000	2,810,000
Recycled Water Demonstration Project	340,000	365,242	330,000	(10,000)
Aeration Basin Upgrades (2023 to 2026)	-	-	5,000,000	5,000,000
Tertiary Filtration - Phase 2	-	-	3,000,000	3,000,000
Water Quality Trading Program	-	-	3,000,000	3,000,000
WCPF Stormwater Infrastructure	-	-	300,000	300,000
Aeration Basin Improvements - Phase 2	440,000	1,286,692	-	0
Facility Plan Engineering Services	-	80,892	-	0
RNG Upgrade Facilities	2,000,000	2,146,263	-	0
Riparian Shade Credit Program	1,370,000	1,440,102	-	0
<u>Asset Management:</u>				
Equipment Replacement Purchases	963,000	2,348,700	\$3,220,000	2,257,000
Major Rehab	165,000	419,300	662,000	497,000
Major Capital Outlay	-	370,000	-	0
Total Capital Projects	\$22,828,000	\$27,854,723	\$34,782,000	\$11,954,000
<u>Funding:</u>				
Equipment Replacement	\$963,000	\$2,348,700	\$3,220,000	2,257,000
SDC Improvement Reserve	4,414,570	5,321,745	3,916,270	(498,300)
Capital Reserve	17,450,430	20,184,278	27,645,730	10,195,300
Total Capital Projects Funding	\$22,828,000	\$27,854,723	\$34,782,000	\$11,954,000

Note: * The Change compares the *proposed* FY 22-23 budget to the originally adopted FY 21-22 budget column.

BUDGET AND RATE HISTORY

The graphs on page 19 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 20. The Regional Wastewater Capital Improvement Programs graph on page 20 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 51.

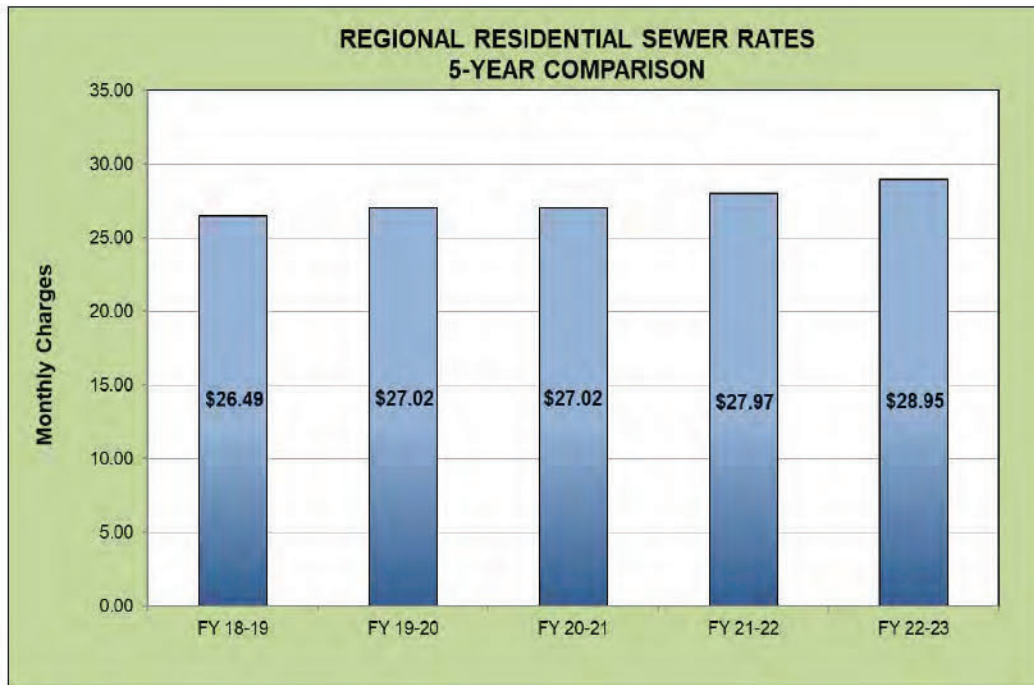
As shown on the Regional Residential Sewer Rate graph on page 19, regional sewer user charges have incrementally increased to meet the revenue requirements necessary to fund facility improvements as identified in the 2004 MWMC Facilities Plan. This Plan and the subsequent 2014 Partial Facilities Plan 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 4.2% average increase over the past 3 years.

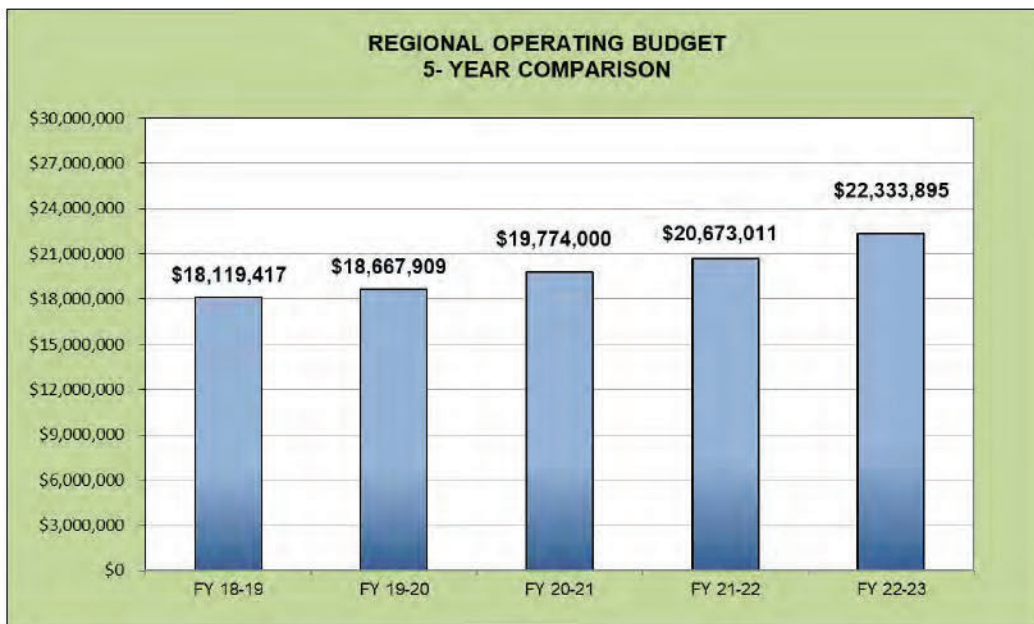
In FY 21-22 the MWMC regional user rates increased by 3.5% over the prior year rates. The FY 22-23 Budget is based on a 3.5% user rate increase over the FY 21-22 rates. This increase will provide for Operations, Administration, Capital programs, reserves and debt service, continuing to meet capital and 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 3.5% or \$0.98 increase effective July 1, 2022.

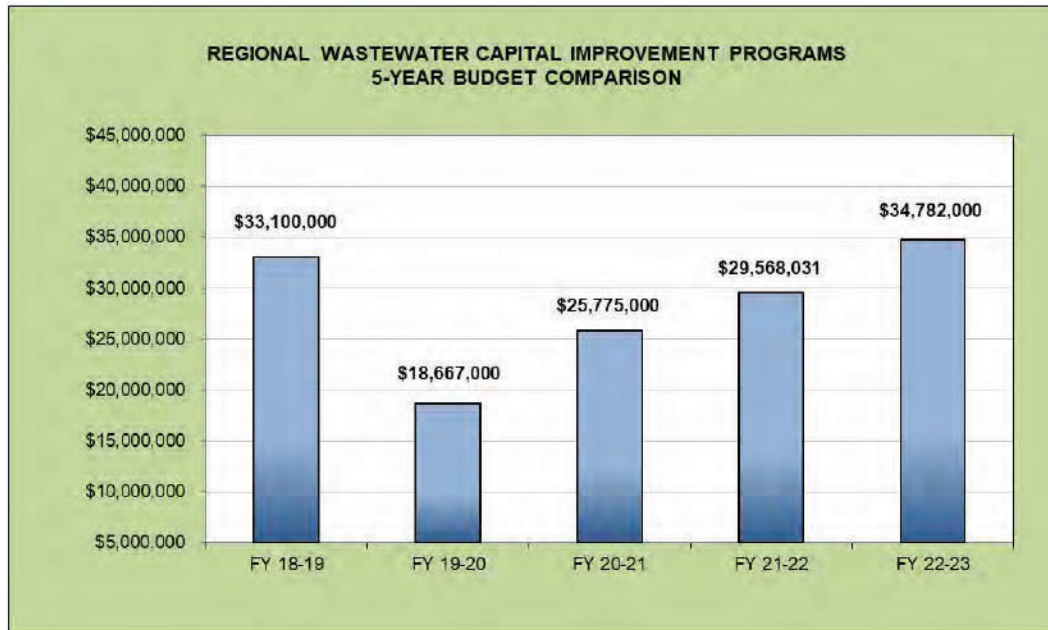
The graph below displays the regional component of a residential monthly bill, when applied to 5,000 gallons of wastewater treated for the recent 5-year period.



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 22-23 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 22-23, \$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 22-23 no additional contribution to this reserve is budgeted and the balance at June 30, 2022, 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 \$50,000 for FY 22-23.

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 22-23.

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 22-23, the Operating Reserve is budgeted at \$4,340,279, 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 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23
OPERATING RESERVES			
Beginning Balance	\$8,732,548	\$11,184,582	\$12,052,852
User Fee Revenue	35,400,000	35,400,000	36,200,000
Septage Revenue	650,000	650,000	675,000
Other Revenue	1,250,921	1,250,921	1,256,127
Interest	75,000	75,000	80,000
RNG Revenue	0	0	1,500,000
Transfer from Reimbursement SDCs	23,172	23,172	24,744
Personnel Services	(12,411,718)	(12,411,718)	(12,904,895)
Materials & Services	(8,119,293)	(8,170,301)	(9,025,999)
Capital Outlay	(138,000)	(208,000)	(359,000)
Interfund Transfers	(10,550,000)	(10,550,000)	(14,600,000)
Debt Service - SRF Loan	(104,250)	(104,250)	(103,750)
Debt Service - 2016 Revenue Bond	(4,006,125)	(4,006,125)	(4,004,800)
Working Capital	(900,000)	(900,000)	(900,000)
Insurance Reserve	(1,500,000)	(1,500,000)	(1,500,000)
SRF Loan Reserve	(186,616)	(186,616)	(50,000)
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	\$4,215,639	\$6,546,665	\$4,340,279

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 22-23 budget total \$1,600,000, 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 21-22	AMENDED BUDGET FY 21-22	<i>PROPOSED</i> BUDGET FY 22-23
EQUIPMENT REPLACEMENT RESERVE			
Beginning Balance	13,929,952	15,166,259	13,717,558
Annual Equipment Contribution	750,000	750,000	1,600,000
Interest	150,000	150,000	75,000
Equipment Purchases	(963,000)	(2,348,700)	(3,220,000)
Equipment Replacement Reserve	\$13,866,952	\$13,717,559	\$12,172,558

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 22-23 are approximately \$1,800,000. The projected beginning SDC Reserve balance on July 1, 2022 is \$8,063,391.

	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23
REIMBURSEMENT SDC RESERVE			
Beginning Balance	\$1,696,386	\$1,759,681	\$1,965,509
Reimbursement SDCs Collected	200,000	200,000	200,000
Interest	25,000	25,000	15,000
SDC Compliance Charge	4,000	4,000	4,000
Transfer to Fund 612	(23,172)	(23,172)	(24,744)
Materials & Services	(2,000)	(2,000)	(4,000)
Reimbursement SDC Reserve	\$1,900,214	\$1,963,509	\$2,155,765

	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23
IMPROVEMENT SDC RESERVE			
Beginning Balance	\$4,016,833	\$6,323,429	\$6,097,882
Improvement SDCs Collected	1,600,000	1,600,000	1,600,000
Interest	25,000	25,000	30,000
Materials & Services	(2,000)	(2,000)	(10,000)
Funding for Capital Improvement Projects	(4,414,570)	(5,321,745)	(3,916,270)
Improvement SDC Reserve	\$1,225,263	\$2,624,684	\$3,801,612

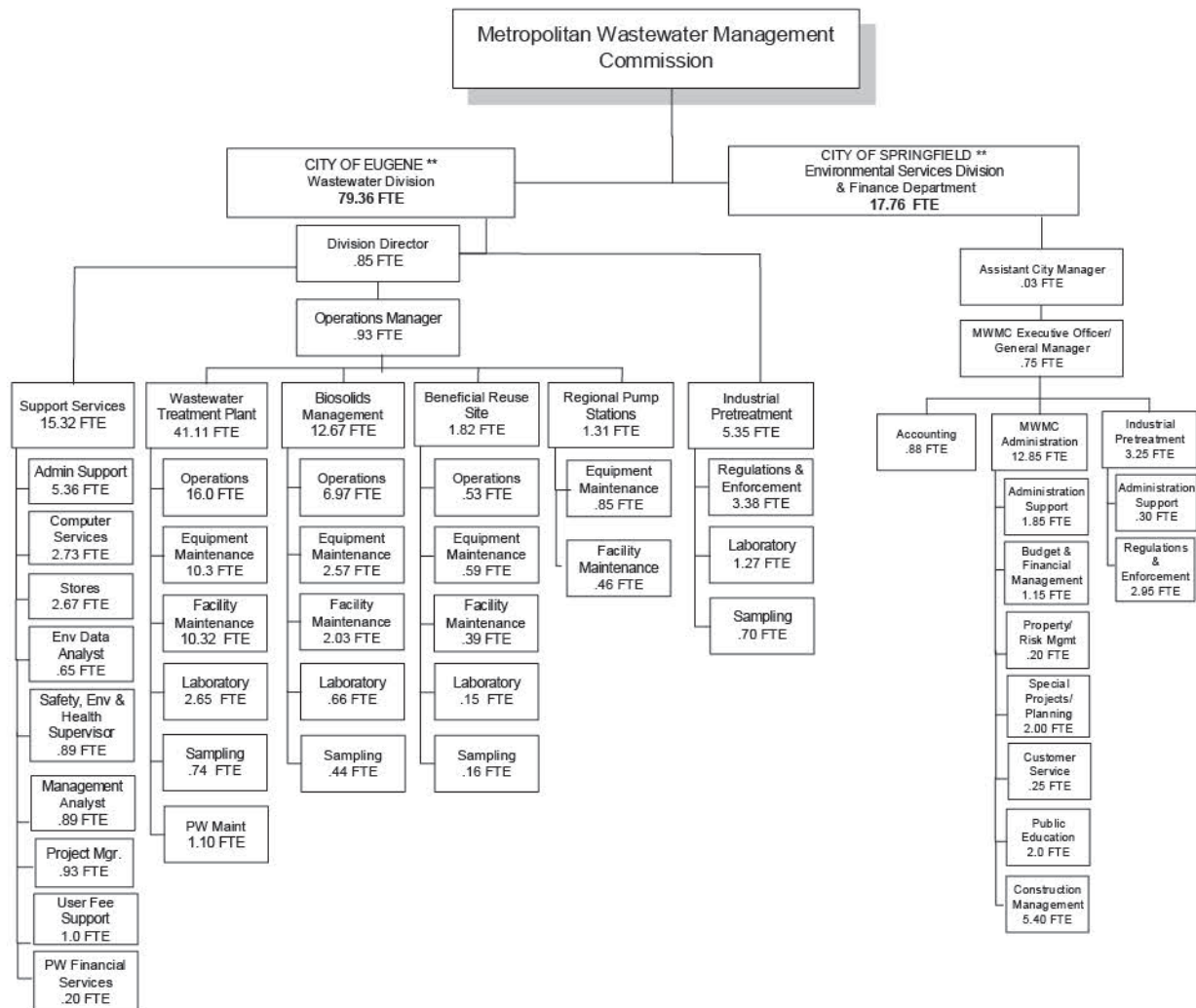
CAPITAL RESERVE

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 22-23 Budget includes a contribution from the Operating Reserve of \$13,000,000. The beginning balance on July 1, 2022, is projected to be \$58,937,814. Additional budget detail on the CIP, Major Capital Outlay and Major Rehabilitation Program reserves is provided below.

	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23
CAPITAL RESERVES			
Beginning Balance	\$53,327,365	\$56,005,992	\$58,937,814
Transfer from Operating Reserve	9,800,000	9,800,000	13,000,000
Interest	525,000	525,000	300,000
Other Income	10	10	10
Funding For Capital Improvement Projects	(17,285,430)	(19,394,978)	(26,983,730)
Funding For Major Rehabilitation	(165,000)	(419,300)	(662,000)
Funding For Major Capital Outlay	-	(370,000)	-
Capital Reserve	\$46,201,945	\$46,146,724	\$44,592,094

OPERATING PROGRAMS

EXHIBIT 6 **REGIONAL WASTEWATER PROGRAM*** **ORGANIZATION CHART FY 22-23**



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 20-21	BUDGET FY 21-22	PROPOSED FY 22-23	FTE CHANGE
SPRINGFIELD ENVIRONMENTAL SERVICES & FINANCE				
Accountant	0.80	0.80	0.80	-
Accounting Manager	0.08	0.08	0.08	-
Administrative Specialist	2.65	2.65	2.65	-
Assistant City Manager	0.05	0.03	0.03	-
Civil Engineer	1.00	1.00	1.00	-
Design & Construction Coordinator	2.00	2.00	2.00	-
Environmental Analyst	0.00	1.00	1.00	-
Environmental Management Analyst	0.90	0.90	0.90	-
Environmental Services Program Manager	0.80	0.80	0.80	-
Environmental Services Supervisor	1.95	1.95	1.95	-
Environmental Services Technician	2.00	2.00	2.00	-
ESD Division Director/MWMC Executive Officer	0.80	0.80	0.80	-
Management Analyst	0.75	0.75	0.75	-
MWMC Managing Engineer	1.00	1.00	1.00	-
Public Information & Education Analyst	2.00	2.00	2.00	-
TOTAL SPRINGFIELD	16.78	17.76	17.76	-

EXHIBIT 7 (Continued)

REGIONAL WASTEWATER PROGRAM
POSITION SUMMARY

CLASSIFICATION	BUDGET FY 20-21	BUDGET FY 21-22	PROPOSED FY 22-23	FTE CHANGE
EUGENE WASTEWATER DIVISION & OTHER PW				
Administrative Specialist, Sr	1.78	1.78	1.78	-
Administrative Specialist	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	2.00	2.00	2.00	-
Finance & Admin Manager	0.89	0.89	0.89	-
Electrician I	3.28	3.28	3.28	-
Engineering Associate	0.35	0.35	0.35	-
Maintenance Worker	13.25	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	79.36	79.36	79.36	-
GRAND TOTAL	96.14	97.12	97.12	-

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 22-23 is provided in Exhibit 12 on page 44.

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
- 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 ESD Director serves as the MWMC Executive Officer and 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 division in the Springfield Finance Department, in coordination with ESD. Springfield Accounting staff provides oversight of financial control systems, ensures compliance with all local, state and federal accounting requirements for MWMC including debt management and treasury management services. This division 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 22-23, 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.
- Planning operationally and financially to begin the MWMC's NPDES permit renewal, the target date set by the DEQ for permit issuance is by the end of calendar year 2022.

BUDGET CHANGES FOR FY 22-23

The budget for Springfield Personnel Services, Materials and Services, and Capital Outlay for FY 22-23 totals \$5,134,895 representing an overall increase of \$458,000 or 9.8% from the adopted FY 21-22 budget, as displayed in Exhibit 8 on page 31.

Personnel Services

Personnel Services totaling \$2,474,896 represents a FY 22-23 increase of \$183,368 or 8.0% above the originally adopted FY 21-22 budget. The notable changes are summarized below:

Staffing

The FY 22-23 staffing budget includes flat number of Full Time Equivalents (FTEs) resulting in a total staffing level at 17.76 FTE in Springfield.

Regular Salaries and Overtime - \$1,574,496, an increase of \$109,222 or 7.5%

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

Employee Benefits - \$532,099, an increase of \$70,778 or 15.3%

The employee benefits consist mainly of PERS/OPSRP retirement system costs, FICA and Medicare contributions. In addition, the newly enacted Oregon Paid Family Medical Leave Insurance which is an employer-paid State program will impacted FY23.

Health Insurance - \$362,559, an increase of \$3,368 or 0.9%

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 \$2,659,999 in FY 22-23, representing an increase of \$274,631 or 11.5% above the adopted FY 21-22 budget. The notable changes are summarized below:

Billing & Collection Expense - \$800,000, an increase of \$70,000 or 9.6%

The \$70,000 increase includes contracted billing services for Eugene and Springfield utility billing services combined, as funded through the Springfield portion of the regional budget. The increase reflects growth in customer transactions and billing service contracts.

Property & Liability Insurance - \$420,000, an increase of \$75,000 or 21.7%

The \$75,000 increase reflects insurance on newly constructed infrastructure, and maintaining incremental increases on existing assets for property insurance coverage. Including services provided by the MWMC Agent of Record for property/liability coverage.

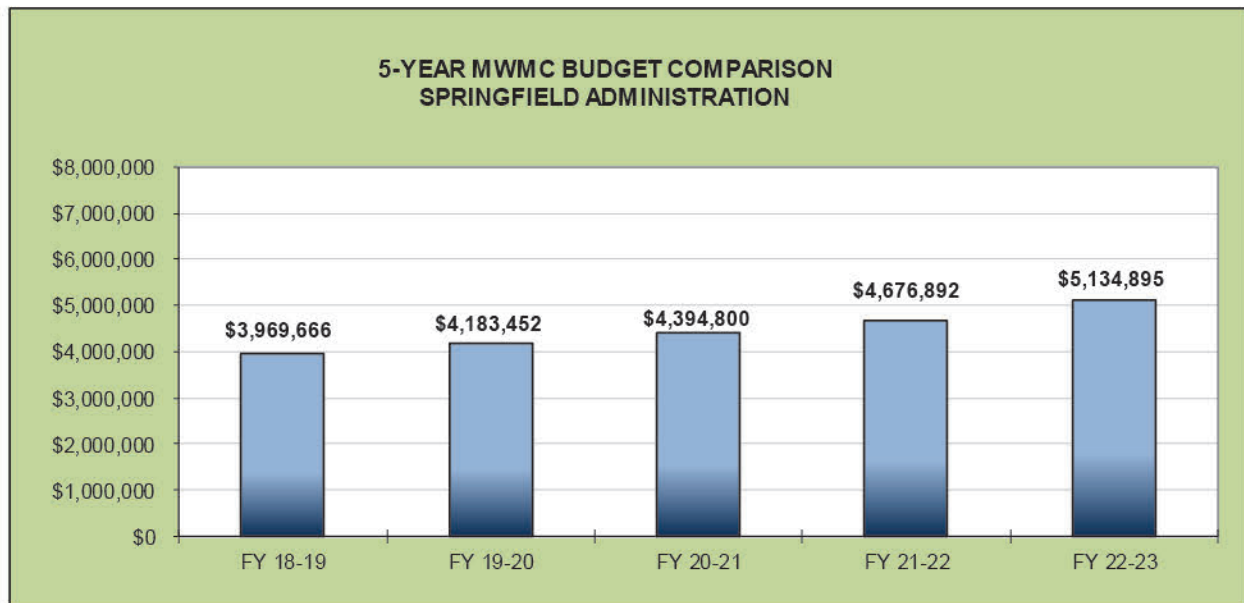
Internal & Indirect Charges Combined - \$655,176, an increase of \$39,949 or 19.0%

The \$39,949 increase is based on changes in overhead costs as programmed in the FY 22-23 budget, when compared FY 21-22. Internal charges are determined by the City of Springfield, and indirect costs are based on a methodology approved by the federal government, which is outlined in the MWMC Intergovernmental Agreement.

EXHIBIT 8

SPRINGFIELD ADMINISTRATION PROGRAM
PROPOSED FY 22-23
BUDGET SUMMARY

	ACTUALS FY 20-21	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	<i>PROPOSED</i> BUDGET FY 22-23	CHANGE *	
					INCR/(DECR)	
Personnel Services	\$1,961,746	\$2,291,527	\$2,291,527	\$2,474,896	\$183,369	8.0%
Materials & Services	1,931,916	2,385,368	2,436,376	2,659,999	274,631	11.5%
Capital Outlay	0	0	0	0	0	0.0%
Budget Summary	\$3,893,662	\$4,676,895	\$4,727,903	\$5,134,895	\$458,000	9.8%



Note: * Change column compares the *proposed* FY 22-23 Budget to the adopted FY 21-22 Budget.

EXHIBIT 9

SPRINGFIELD ADMINISTRATION
LINE ITEM BUDGET SUMMARY

	ACTUALS FY 20-21	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23	CHANGE INCR/(DECR)	
<u>PERSONNEL SERVICES</u>						
Regular Salaries	\$1,251,953	\$1,465,274	\$1,465,274	\$1,574,496	\$109,222	7.5%
Overtime	0	5,742	5,742	5,742	0	0.0%
Employee Benefits	422,333	461,321	461,321	532,099	70,778	15.3%
Health Insurance	287,460	359,191	359,191	362,559	3,368	0.9%
Total Personnel Services	\$1,961,746	\$2,291,528	\$2,291,528	\$2,474,896	\$183,368	8.0%
FTE	16.56	17.76	17.76	17.76	0.00	0.0%
<u>MATERIALS & SERVICES</u>						
Billing & Collection Expense	\$668,137	\$730,000	\$730,000	\$800,000	\$70,000	9.6%
Property & Liability Insurance	326,787	345,000	345,000	420,000	75,000	21.7%
Contractual Services	36,713	143,373	143,373	206,373	63,000	43.9%
Attorney Fees and Legal Expense	33,095	183,022	183,022	183,022	0	0.0%
WPCF/NPDES Permits	154,532	167,000	167,000	167,000	0	0.0%
Materials & Program Expense	103,086	96,700	147,708	110,555	13,855	14.3%
Computer Software & Licenses	41,444	66,132	66,132	70,332	4,200	6.4%
Employee Development	4,478	20,760	20,760	23,551	2,791	13.4%
Travel & Meeting Expense	868	18,154	18,154	23,990	5,836	32.1%
Internal Charges	218,988	230,231	230,231	279,456	49,225	21.4%
Indirect Costs	343,788	384,996	384,996	375,720	(9,276)	-2.4%
Total Materials & Services	\$1,931,916	\$2,385,368	\$2,436,376	\$2,659,999	\$274,631	11.5%
<u>CAPITAL OUTLAY</u>						
Total Capital Outlay	\$0	\$0	\$0	\$0	\$0	0.0%
TOTAL	\$3,893,662	\$4,676,896	\$4,727,904	\$5,134,895	\$458,000	9.8%

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

- Facility Operations
- Facility Maintenance
- Biosolids Management
- Environmental Services
- Management Information Services
- Administration and 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 land application, regional laboratory services, resource recovery operations, and an industrial source control and pretreatment program in collaboration with environmental services staff at City of Springfield.

REGIONAL WASTEWATER TREATMENT - FACILITY OPERATIONS

The Wastewater Division operates the WPCF to treat residential, commercial, and industrial wastes to achieve an effluent quality that protects 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, the Biosolids Management Facility (BMF), and the Beneficial Reuse Site (BRS).

REGIONAL WASTEWATER TREATMENT - FACILITY 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, regional pump stations, pressure sewers, as well as the BMF, BRS, and Biocycle Farm. These sections provide a preventative maintenance program to maximize equipment life and reliability; a corrective maintenance program to repair unanticipated failures; and a facility maintenance program to maintain the buildings, treatment structures, and grounds.

BIOSOLIDS AND RECYCLED WATER MANAGEMENT

The Residuals Management section of the Wastewater Division operates the BMF and Biocycle Farm to process and land apply biological solids (biosolids) produced as a result of the activated sludge treatment of wastewater. After further processing the biosolids from the WPCF, the dried material is applied to approved agricultural land. Biosolids are also applied on poplar trees at the Biocycle Farm as a beneficial nutrient and soil conditioner. In addition, this section utilizes recycled water for the processing of biosolids and for irrigation. This section also operates the BRS, 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 (ISC) - The pretreatment program is a regional activity implemented jointly by the cities of Eugene and Springfield. The ISC 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 and discharge authorization system for industrial and commercial users of the wastewater collection system. This permit system, common to both Eugene and Springfield, implements necessary prohibitions and 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 and commercial discharges in Eugene and evaluating the impact of their 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, surface water, and groundwater. Information from the laboratory is used to evaluate the performance of the treatment process, 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 and field monitoring 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, biosolids, application site soils, stormwater samples, and natural gas quality samples.

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.

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 (EMS), safety, and training programs, and an inventory/storeroom administrative 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.

PROGRAMS AND SIGNIFICANT SERVICE/EXPENDITURE CHANGES

In FY 22-23, Eugene staff will support the following major regional initiatives in addition to ongoing operations and maintenance activities.

- Manage the Operations & Maintenance (O&M) responsibilities of the NPDES wastewater discharge permit for the treatment of wastewater and the Lane Regional Air Protection Agency (LRAPA) air emissions permit for the regional wastewater treatment plant.
- Manage the O&M responsibilities of the Renewable Natural Gas (RNG) facility to maximize production of renewable fuel and the associated renewable fuel standard credits.
- Provide technical input and O&M assessments related to proposed/newly adopted environmental regulations, renewable energy objectives, and operational resiliency. This includes impact evaluations of the 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.
- 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 O&M aspects of the BMF and the Biocycle Farm, continuing biosolids land application practices and poplar tree management.

SIGNIFICANT CHANGES IN THE O&M BUDGET FOR FY 22-23

The FY 22-23 budget for Operations and Maintenance of the regional wastewater treatment facilities (personnel, materials and services, and capital outlay) totals \$17,199,000. The amount represents an increase of \$1,202,881 or 7.5% from the FY 21-22 budget. The most significant cost centers for the budget include regular wages, chemicals, computer equipment and software, contractual services, fleet service charges, utilities and indirect charges. Significant items and changes for the FY 22-23 Operations and Maintenance budget as compared to the FY 21-22 budget include the following:

Personnel Services

Personnel Services totaling \$10,460,000 represents an FY 22-23 increase of \$339,808 or 3.4%. There is no change in the current staffing level for FY 22-23, which is currently at 79.36 Full Time Equivalent (FTE) positions.

Regular Wages - \$5,996,435, a net increase of \$305,808 or 5.4%

The current contract between City of Eugene and AFSCME was ratified in December 2021, which includes 2% cost of living adjustment (COLA) in FY 21-22; 4% COLA for FY 22-23 and employee grade changes and boot allowance increases for certain classifications. About 83% of Eugene staff in the regional wastewater program are AFSCME represented.

Materials and Services

The Materials and Services budget totaling \$6,380,000 represents an FY 22-23 increase of \$642,073 or 11.2%. The notable changes are in the following budget categories:

Chemicals – \$740,500, a net increase of \$286,150 or 63.0%

The costs for hypochlorite, sodium bisulfite, and polymer (both dry and liquid) have increased significantly. Unit prices are established through regional competitive price agreements, and resupply orders are placed depending on the timing of treatment process and O&M activity. Additional chemical expenses included in FY 22-23 are the H2S filter media for the Renewable Natural Gas (RNG) facility and aluminum chlorohydrate for the Class A Disinfection Facilities project (P80098).

Computer Equipment and Supplies – \$444,573, a net increase of \$58,820 or 15.2%

City of Eugene's internal service charges for PeopleSoft licensing and maintenance, updates and upgrades, and personnel support will total \$77,218 in FY 22-23, an increase of \$29,659 or 62% over FY 21-22. The corporate software contribution is 51% of the computer equipment and supplies budget category. Other increases budgeted in FY 22-23 are for network service, other software application licensing and maintenance, and computer hardware.

Contractual Services – \$598,750, a net increase of \$139,450 or 30.4%

Greater need for contractual services is anticipated for FY 22-23, with significant increases specific to gas analysis and support for the RNG facility, Yokogawa (DCS) support for the RNG facility, analytical services for specific laboratory work, and professional services (engineering).

Fleet Operating Charges – \$509,682, a net increase of \$60,768 or 13.9%

The internal charges from Eugene Public Works Fleet Services comprises 92% of the fleet operating charges category. Fleet charges are budgeted to increase by \$60,768 in FY 22-23 due to economic factors for automotive parts and equipment needed.

Materials & Program Expense – \$712,026, a net decrease of \$107,975 or -13.2%

Analyses of prior-year actuals indicate that expense reductions in the Materials & Program Expense category can be planned to more closely align the budget to actual expenses. Reductions for FY 22-23 are for equipment rental, advertising, training and related travel, uniforms and clothing, tools and minor equipment, laundry services, and related.

Parts & Components – \$363,000, a net decrease of \$44,100 or -10.8%

Reductions for FY 22-23 are also planned for parts and components used in maintenance activity in the effort to better align the budget to actual expenses.

Risk Insurance – Employee Liability – \$61,869, a net decrease of \$11,043 or -15.1%

For FY 22-23 City of Eugene risk services has planned for a decrease in premium expense for employee liability insurance.

Utilities – \$1,417,000, a net increase of \$161,703 or 12.9%

The Utilities category includes the purchase of electricity, natural gas, water, and sewer usage for all regional facilities. The increase for FY 22-23 is planned for higher utility expenses due to the RNG facility becoming operational and the discontinued regular use of the CoGen (800 KW Jenbacher engine generator). Furthermore, the utility rates charged by all utility providers were increased in 2022.

Indirect Charges - \$1,300,000, a net increase of \$100,000 or 8.3%

This expenditure category includes costs for payroll processing, human resources services, information technology services, and budget and financial services provided by the City of Eugene to the Wastewater Division. Budgeting for Indirect Charges are planned by applying assumptions for the Federal Indirect Rate as a proportion of the planned operating charges for the fiscal year. As operating charges are planned to increase in FY 22-23, budgeting for indirect charges should be increased commensurately.

Capital Outlay - Budget

The FY 22-23 budget includes \$359,000 for the Capital Outlay items listed below.

Capital Outlay	
Project Description	FY 22-23 Proposed Budget
Arc Flash Risk Assessment (engineering study)	\$120,000
Primary Power Switchgear, Condition Assessment (engineering study)	75,000
Medium Voltage Transformers, Condition Assessment (engineering study)	60,000
Solids and Ammonia Sensors, Supernate Station, BMF	50,000
Demolition/Disposal of ISC Trailer	20,000
Scissor Lift, Indoor Use, Facilities Maintenance	20,000
Gas Flow Meter Calibration Device, Electrical Maintenance	14,000
Total	\$359,000

Arc Flash Risk Assessment – An electrical assessment to determine the personal protection equipment (PPE) required to safely work in electrical panels.

Primary Power Switchgear Condition Assessment – An assessment of the physical condition and electrical performance of the switchgear for the primary sources of power at both the main plant and Willakenzie pump station.

Medium Voltage Transformers Condition Assessment – A condition assessment of the main transformers at each process area.

Solids and Ammonia Sensors for Supernate – Installation of new sensors for the monitoring supernate will be interlinked with Plant-to-BMF communications for immediate alerts to Operations staff, which will result in improved ability to address operational problems efficiently and ensure optimal wastewater treatment.

Demolition of ISC Trailer – Demolition of the old mobile trailer that was replaced by the new Environmental Services Building.

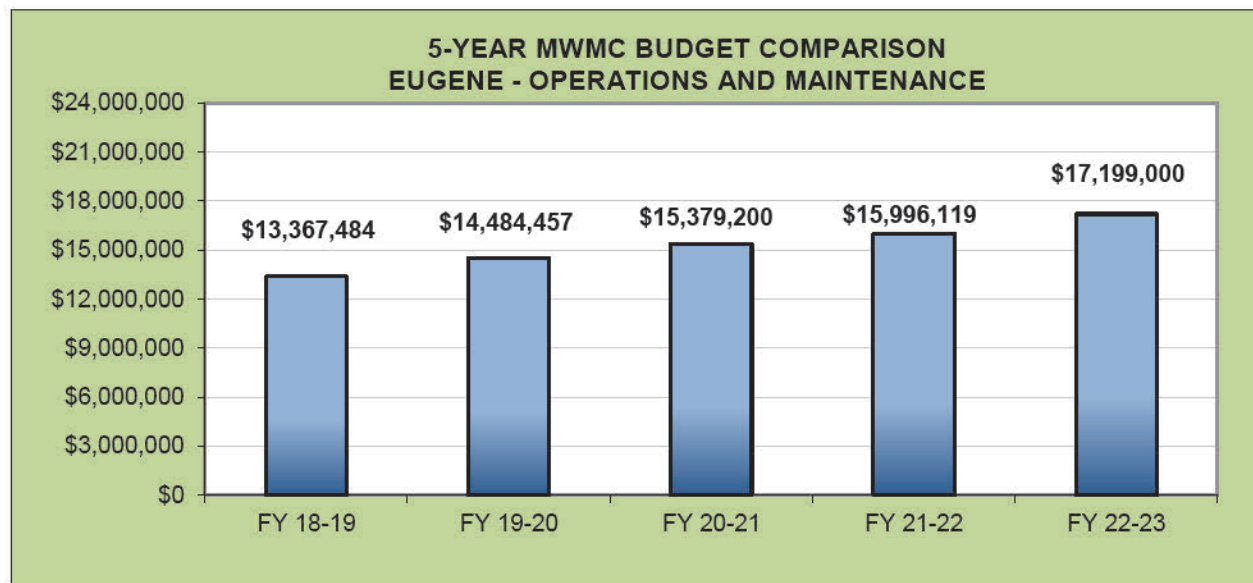
Scissor Lift, Indoor Use – A lift to fit through doorways which will allow maintenance staff to access the vaulted ceilings and clearstories of the maintenance and environmental services buildings.

Gas Flow Meter Calibration Device – This will provide maintenance staff greater access to the configuration and calibration settings of the gas flow meters used on the Digesters and RNG processes.

EXHIBIT 10

EUGENE - OPERATIONS AND MAINTENANCE PROGRAM
PROPOSED FY 22-23
BUDGET SUMMARY

	ACTUALS FY 20-21	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	<i>PROPOSED</i> BUDGET FY 22-23	CHANGE * INCR/(DECR)	
Personnel Services	\$8,840,654	\$10,120,192	\$10,120,192	\$10,460,000	\$339,808	3.4%
Materials & Services	4,660,214	5,737,927	5,737,927	6,380,000	642,073	11.2%
Capital Outlay	13,995	138,000	208,000	359,000	221,000	160.1%
Budget Summary	\$13,514,863	\$15,996,119	\$16,066,119	\$17,199,000	\$1,202,881	7.5%



NOTE: Does not include Major Rehabilitation or Equipment Replacement

EXHIBIT 11

EUGENE - OPERATIONS & MAINTENANCE
LINE ITEM BUDGET SUMMARY

	ACTUAL FY 20-21	ADOPTED BUDGET FY 21-22	AMENDED BUDGET FY 21-22	PROPOSED BUDGET FY 22-23	CHANGE INCR/(DECR)	
<u>PERSONNEL SERVICES</u>						
Regular Salaries	\$5,051,822	\$5,690,627	\$5,690,627	\$5,996,435	\$305,808	5.4%
Overtime	37,550	33,100	33,100	33,704	604	1.8%
Employee Benefits	2,187,304	2,530,837	2,530,837	2,534,919	4,082	0.2%
Paid Family Med Leave Insurance	0	0	0	29,982		
Workers' Comp/Unemploy Ins	108,860	122,079	122,079	121,411	(668)	-0.5%
Health Insurance	1,455,118	1,743,549	1,743,549	1,743,549	0	0.0%
Total Personnel Services	\$8,840,654	\$10,120,192	\$10,120,192	\$10,460,000	\$339,808	3.4%
FTE	78.36	79.36	79.36	79.36	0.00	0.0%
<u>MATERIALS & SERVICES</u>						
Utilities	\$810,187	\$1,255,297	\$1,255,297	\$1,417,000	\$161,703	12.9%
Fleet Operating Charges	549,765	448,914	448,914	509,682	60,768	13.5%
Maintenance-Equip & Facilities	243,905	234,300	234,300	232,600	(1,700)	-0.7%
Contractual Services	472,113	459,300	459,300	598,750	139,450	30.4%
Materials & Program Expense	371,528	820,001	820,001	712,026	(107,975)	-13.2%
Chemicals	460,292	454,350	454,350	740,500	286,150	63.0%
Parts & Components	380,555	407,100	407,100	363,000	(44,100)	-10.8%
Risk Insurance - Employee Liability	120,232	72,912	72,912	61,869	(11,043)	-15.1%
Computer Equip, Supplies, Maint	293,001	385,753	385,753	444,573	58,820	15.2%
Indirects	1,034,678	1,200,000	1,200,000	1,300,000	100,000	8.3%
Total Materials & Services	\$4,736,256	\$5,737,927	\$5,737,927	\$6,380,000	\$642,073	11.2%
<u>CAPITAL OUTLAY</u>						
Motorized Vehicles	\$0	\$0	\$0	\$0	\$0	0.0%
Capital Outlay - Other	13,995	138,000	208,000	359,000	221,000	160.1%
Total Capital Outlay	\$13,995	\$138,000	\$208,000	\$359,000	\$221,000	160.1%
TOTAL	\$13,590,905	\$15,996,119	\$16,066,119	\$17,199,000	\$1,202,881	7.5%

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 22-23 CIP Budget, the FY 22-23 AMCP Budget, and the associated 5-Year Capital Plan are based on the 2004 MWMC Facilities Plan (2004 FP), the 2014 Partial Facilities Plan Update, and the Resiliency Planning Study (Disaster Mitigation & Recovery Plan – March 2020). 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). 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 MWMC facilities in a manner that is as cost-effective, efficient, and affordable to the community 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 22-23 CIP Budget, the FY 22-23 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 the 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 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 fund capital projects, including major rehabilitation, to reduce the amount of borrowing necessary to finance capital projects. In addition, a significant amount of the CIP is funded with Improvement System Development Charges in FY 22-23.

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, MWMC considers market changes that drive capital project expenditures. Specifically, the MWMC capital plan reflects projected price changes over time that affect cost of materials and services. Accordingly, the 2004 FP projections were based on the 20-city average *Engineering News Record Construction Cost Index* (ENRCCI). In addition, City of Springfield staff and MWMC design consultants monitor construction trends in Oregon and construction changes based on the COVID pandemic (2020 to present).

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

The FY 22-23 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 22-23 project budgets is \$30,900,000. Each capital project represented in the FY 22-23 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. In 2019, the MWMC Resiliency Planning consultant study focused on seismic (Cascadia magnitude 9.0 earthquake) and major flooding event(s), and recommended some infrastructure multi-year improvements for consideration during the CIP Budgeting process.

Completed Capital Projects

The following capital projects were completed in FY 21-22:

- Renewable Natural Gas Upgrades
- Riparian Shade Credit Program
- Aeration Basin Improvements – Phase 2 (study of existing aeration systems)
- Facilities Plan Engineering Services

Carryover Capital Projects

All or a portion of remaining funding for active capital projects in FY 21-22 is carried forward to the FY 22-23 Budget. The on-going carryover projects are:

- Administration Building Improvements
- Class A Disinfection Facilities
- Resiliency Follow-Up
- Comprehensive Facility Plan Update
- Glenwood Pump Station Upgrades
- Poplar Harvest Management Services
- Recycled Water Demonstration Project

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

New Projects for FY 22-23

- Aeration Basin Upgrades (2023 to 2026)
- Tertiary Filtration – Phase 2
- Water Quality Trading Program
- WPCF Stormwater Infrastructure

FY 22-23 Capital Budget Summary (Exhibit 12)

Exhibit 12 displays the adjusted budget and end-of-year expenditure estimates for FY 21-22, the amount of funding projected to be carried over to FY 22-23 and additional funding for existing and/or new projects in FY 22-23.

EXHIBIT 12

Summary of FY 22-23 MWMC Construction Program Capital Budget

	FY 21-22 ADJUSTED BUDGET	FY 21-22 ESTIMATED ACTUALS	FY 21-22 CARRYOVER TO FY 22-23	NEW FUNDING FOR FY 22-23	TOTAL FY 22-23 BUDGET
Project to be Completed in FY 21-22					
Renewable Natural Gas Upgrades	2,146,263	1,880,000	0	0	0
Riparian Shade Credit Program	1,440,102	270,000	0	0	0
Aeration Basin Improvements - Phase 2	1,286,692	360,000	0	0	0
Facility Plan Engineering Services	80,892	50,000	0	0	0
Projects to be Carried Over to FY 22-23					
Administration Building Improvements	7,582,063	1,082,063	6,500,000	0	6,500,000
Class A Disinfection Facilities	7,644,162	2,344,162	5,300,000	0	5,300,000
Resiliency Follow-Up	695,908	395,908	300,000	3,000,000	3,300,000
Comprehensive Facility Plan Update	638,558	438,558	200,000	1,840,000	2,040,000
Glenwood Pump Station Upgrades	2,048,574	248,574	1,800,000	0	1,800,000
Poplar Harvest Management Services	788,267	558,267	230,000	100,000	330,000
Recycled Water Demonstration Project	365,242	35,242	330,000	0	330,000
New Projects in FY 22-23					
Aeration Basin Upgrades (2023 to 2026)	0	0	0	5,000,000	5,000,000
Tertiary Filtration - Phase 2	0	0	0	3,000,000	3,000,000
Water Quality Trading Program	0	0	0	3,000,000	3,000,000
WPCF Stormwater Infrastructure	0	0	0	300,000	300,000
TOTAL Capital Projects	\$24,716,723	\$7,662,774	\$14,660,000	\$16,240,000	\$30,900,000

FY 22-23 Asset Management Capital Program and Budget

The AMCP consists of the following three programs:

- Equipment Replacement
- Major Rehabilitation
- Major Capital Outlay

The FY 22-23 budget of each program is described below.

Equipment Replacement Program - Budget

The FY 22-23 Capital Programs budget includes \$3,220,000 in Equipment Replacement purchases that are identified on the table below.

Equipment Replacement	
Project Description	FY 22-23 Proposed Budget
Distributed Control System (DCS), Operations	\$2,070,000
Tractor, Paddle Mixer w/Aerator Attachment (Brown Bear or similar)	546,000
Integrated Tool Carrier, CAT Loader, Facilities	350,000
Sodium Hypochlorite Tank, Final	100,000
Sludge Grinder, Sluice Trough #2, Pretreatment	60,000
Electric Carts (x1), Operations	25,000
Electric Cart (x1), Maintenance	25,000
Discrete Analyzer, ESB Laboratory (*instead of SGTHEM, discontinued from ER)	24,000
Mower, 72" Deck, Zero Turn w/Mulcher, Facilities	20,000
Total	\$3,220,000

Distributed Control System (DCS) – The plant’s distributed control system hardware is nearing its “end of support” phase and should be replaced to maintain operational stability.

Tractor, Paddle Mixer – This tractor and attachment are used to mix and aerate the biosolids in the air drying beds.

Integrated Tool Carrier, CAT Loader – The current loader has already been repurposed once and is at the end of its useful life.

Sodium Hypochlorite Tank, Final – Repair the failing false bottom of the chemical storage tank.

Sludge Grinder – The grinder is a critical spare to chop-up trash collected on the bar screens before it is dewatered and sent to the landfill. This will replace the current spare for which parts are no longer available.

Electric Carts, Operations and Maintenance – Replace electric carts that are no longer reliable and require more frequent repairs.

Discrete Analyzer – This instrument is used to analyze water quality samples required by the NPDES permit and meet lower detection limits required by a rule change. The instrument is standalone and does not require software or service contracts. *Note: The SGTHERM equipment planned for FY23 replacement is obsolete and removed from ER schedule; discrete analyzer is recommended instead of SGTHERM.

Mower, 72” Deck, Zero Turn w/Mulcher – The twelve year-old mower has electrical wiring problems, plugs, and doesn’t starting reliably.

Major Rehabilitation Program - Budget

The FY 22-23 Capital Programs budget includes \$662,000 for Major Rehabilitation projects that are identified on the table below.

Major Rehabilitation	
Project Description	FY 22-23 Proposed Budget
Interior Dome Recoating, #1 Digester	\$280,000
Roof Replacement, Operations Building, BMF	97,000
Roof Replacement, Willakenzie Pump Station	75,000
Roof Replacement, Welding Shop, Maintenance	55,000
Roof Replacement, Facilities Maintenance Workshop	55,000
Grit Channels, Wood Baffles (x4), Replacement	50,000
Roof Replacement, Clarifiers Pump Room, Primary	35,000
Ops/Maint Building Improvements	15,000
Total	\$662,000

Interior Dome Recoating, #1 Digester – An industrial epoxy coating on the interior of the digester dome protects the structural concrete from corrosive hydrogen sulfide gas. The existing coating is delaminating.

Roof Replacements (x5) – Perform roof improvements ranging from major repairs to complete replacement. This is following the recommendations of a third-party roof assessment company.

Grit Channels, Wood Baffles (x4) – Baffles in the grit channels that assist with separating grit from incoming wastewater. These baffles were made of treated wood and are rotting.

Ops/Maint Building Improvements – Budget for unforeseen, larger cost improvements to regional buildings.

Major Capital Outlay

There are no new requests for Major Capital Outlay in FY 22-23.

Asset Management Capital Budget Summary

The following table summarizes the FY 22-23 Asset Management Capital Program Budget by project type showing a total AMCP budget of \$3,882,000.

Asset Management Capital Project Budget	
Project Description	FY 22-23 Proposed Budget
Equipment Replacement	\$3,220,000
Major Rehabilitation	662,000
Major Capital	-
Total	\$3,882,000

FY 23-24 Asset Management Capital Program Status and Budget

The AMCP consists of the following programs:

- Equipment Replacement
- Major Rehabilitation
- Major Capital Outlay

The FY 23-24 budget and status of each program is described below.

Equipment Replacement Program – Budget Forecast

The FY 23-24 Capital Programs budget includes \$1,340,000 in Equipment Replacement purchases that are identified in the table below.

Equipment Replacement	
Project Description	FY 23-24 Budget Forecast
Strain Press, BioSolids Drying Press #1, BMF	\$375,000
Tractor/Loader, Integrated Tool Carrier (Caterpillar)	350,000
Passenger Vehicles, EV/Hybrid (x2), Administration	120,000
Motor Control Center, Willakenzie PS	100,000
Pickup Truck, Dump Bed, Facilities	95,000
Augers (x2), Tractor Attachments, Biosolids Drying, BMF	90,000
Flail Mowers (x5), BMF	75,000
Pickup Truck, 4WD, Facilities	65,000
Electric Carts (x2), Plant Maintenance	50,000
Mower, 72 inch, Zero Turn w/Mulcher, Facilities	20,000
Total	\$1,340,000

Strain Presses, Biosolids Drying Press (x3) – The presses are used to filter, screen, dewater and transport biosolids during processing.

Tractor-Loader, Integrated Tool Carrier (Caterpillar) – The integrated tool carrier performs a variety of functions including sweeping drying beds, biosolids production, biosolids application, and lifting and moving heavy objects.

Passenger Vehicles, EV/Hybrid (x2) – Replacement of two 13-year old passenger vehicles.

MCC, Willakenzie PS – Parts for the Motor Control Center are obsolete and no longer available.

Pickup Truck, Dump Bed – The 20-year old truck should be replaced because of condition and age.

Tractor Auger Attachments (x2) – The tractor attachments are used to dig holes.

Flail Mowers (x5) – A mower attachments are used for mowing grassy areas, areas overgrown with brush, vines and other types of vegetation.

Pickup Truck, 4WD – Replacement of maintenance pickup which has reached the end of its economic useful life and upgraded to 4-wheel drive.

Electric Carts (x2), Maintenance – Replace electric carts that are no longer reliable and require more frequent repairs.

Mower, 72” Deck, Zero Turn w/Mulcher – The 13-year old mower should be replaced because of condition and age.

Major Rehabilitation Program - Budget

The FY 23-24 Capital Programs budget includes \$798,000 for Major Rehabilitation projects that are identified in the table below.

Major Rehabilitation	
Project Description	FY 23-24 Budget Forecast
Exterior Coatings, Domes #3 and 4, Digesters	\$260,000
Coating, Raw Sewage Pumps (x4), Pretreatment	240,000
Grit Channel Coating and Rails Rehab (x2), Pretreatment	175,000
Coating, Head Cells/Grit Collector, Pretreatment	65,000
Asphalt Resealing, Roadway and Parking Area, BMF	22,000
Building Improvements, Ops-Maintenance Buildings	20,000
Masonry Weather Sealing, Operations Building, BMF	16,000
Total	\$798,000

Exterior Dome Coatings, Digesters – An industrial epoxy coating on the exterior of the digester domes protects the structural concrete from deterioration.

Raw Sewage Pump Coatings, Pretreatment – An industrial epoxy coating on the raw sewage pumps protects equipment from corrosive hydrogen sulfide gas. The existing coating is delaminating.

Grit Channel Coatings and Rails, Pretreat – An industrial epoxy coating on the grit channels and rails protects the equipment.

Grit Collector/Head Cells Coating, Pretreat – An industrial epoxy coating on the grit collector and head cells protects the equipment.

Roadway and Parking Area Resealing, BMF – To maintain and protect the roads and parking areas of the facility.

Building Improvements, Ops-Maint Buildings – Budget for unforeseen, larger cost improvements to regional buildings.

Masonry Resealing, Ops Building, BMF – To maintain and protect the operations building at the BMF.

Major Capital - Budget

There are no new requests for Major Capital Outlay in FY 23-24.

Summary of FY 23-24 Asset Management Capital Program Budget

Asset Management Capital Project Budget	
Project Description	FY 23-24 Budget Forecast
Equipment Replacement	\$1,340,000
Major Rehabilitation	798,000
Major Capital Outlay	-
Total	\$2,138,000

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 21-22 Budget that has been carried forward by one year to FY 22-23. Changes to the 5-Year Plan typically occur from year to year as more information becomes available and evaluated.

Exhibit 13 displays the MWMC 5-Year Capital Plan programs budget, which includes \$90,510,000 in planned capital projects and \$14,631,000 planned asset management capital projects for an overall 5-Year Capital Plan Budget of \$105,141,000.

EXHIBIT 13**Regional Wastewater 5-Year Capital Programs**

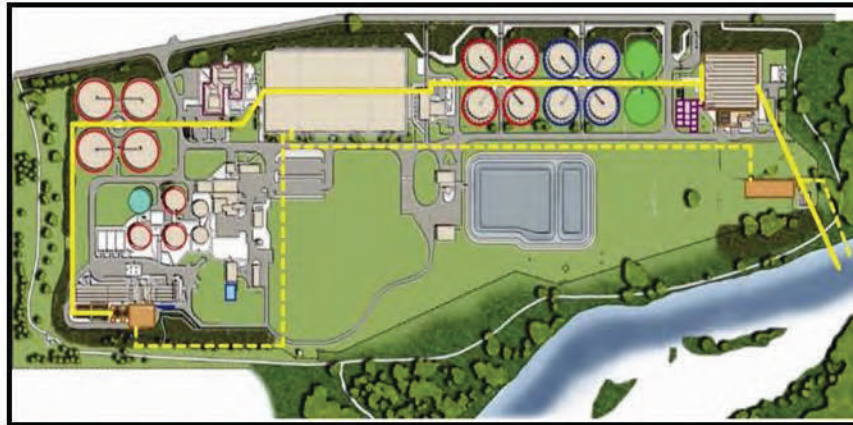
	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
CAPITAL PROJECTS						
Biosolids Management						
Poplar Harvest Management Services	330,000					330,000
Non-Process Facilities and Facilities Planning						
Comprehensive Facility Plan Update 1	2,040,000					2,040,000
Facility Plan Engineering Services		120,000	120,000	130,000	140,000	510,000
Conveyance Systems						
Resiliency Follow-Up	3,300,000	600,000	300,000	1,200,000	2,000,000	7,400,000
Glenwood Pump Station	1,800,000					1,800,000
Plant Performance Improvements						
Administration Building Improvements	6,500,000					6,500,000
Class A Disinfection Facilities	5,300,000					5,300,000
Aeration System Upgrades (2023-2026)	5,000,000	25,000,000				30,000,000
Tertiary Filtration - Phase 2	3,000,000		13,500,000			16,500,000
Water Quality Trading Program	3,000,000	3,000,000	2,500,000	2,500,000	2,000,000	13,000,000
Recycled Water Demonstration Projects	330,000					330,000
WCPF Stormwater Infrastructure	300,000	300,000				600,000
Waste Activated Sludge Thickening			1,200,000	3,000,000	2,000,000	6,200,000
TOTAL CAPITAL PROJECTS	\$30,900,000	\$29,020,000	\$17,620,000	\$6,830,000	\$6,140,000	\$90,510,000
ASSET MANAGEMENT						
Equipment Replacement	\$3,220,000	\$1,340,000	\$1,038,000	\$3,615,000	\$1,866,000	\$11,079,000
Major Rehabilitation	662,000	798,000	717,000	651,000	724,000	3,552,000
Major Capital Outlay						0
TOTAL ASSET MANAGEMENT	\$3,882,000	\$2,138,000	\$1,755,000	\$4,266,000	\$2,590,000	\$14,631,000
TOTAL CAPITAL IMPROVEMENTS	\$34,782,000	\$31,158,000	\$19,375,000	\$11,096,000	\$8,730,000	\$105,141,000

POPLAR HARVEST MANAGEMENT SERVICES (P80083)



- Description:** This project develops a long-term poplar management strategy for the Biocycle Farm through refinement of poplar harvest, 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 management unit (MU) within the regulatory 12-year rotation limit and subsequent replanting. Upon final replanting oversight of MU-3 through FY22/23, the long-term poplar harvest and planting will be added to operations/maintenance functions in 2023 under the Eugene Wastewater Division.
- Status:** MU-1 was replanted in 2016. MU-2 was replanted in 2018-19. MU-3 was harvested in 2021 with replanting anticipated in 2022-2023.
- 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 in conformance with agricultural use rules.
- Estimated Project Cost:** \$2,082,145 (estimate 2013 to June 2023)
- 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 = \$138,388; FY 19-20 = \$110,007; FY 20-21 = \$36,969; FY 21-22 = \$558,267; FY 22-23 = \$330,000

<u>Expenditure/Category:</u>	<u>Prior Years</u>	<u>2021-22 Est. Act.</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
Design/Construction	\$1,193,878	\$558,267	\$330,000	\$0	\$0	\$0	\$0	\$2,082,145
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$1,193,878	\$558,267	\$330,000	\$0	\$0	\$0	\$0	\$2,082,145

COMPREHENSIVE FACILITIES PLAN UPDATE (P80101)

Description: This will be the first MWMC Comprehensive Facilities Plan Update since the 2004 MWMC Facilities Plan. The update could include WPCF stormwater planning, NPDES permit renewal, system development charge evaluation, facilities planning technical services, and cost estimating for a 20-year planning horizon. The update will draw on the most recent plant data, permit compliance requirements, and available technology able to ensure the MWMC continues to meet future regulations, environmental standards, and community growth.

Status: As of January 2022, consultant provided WPCF stormwater master plan (December 2021). The bulk of the planned budget is reserved for future implementation of planning work in response to the MWMC's anticipated NPDES permit renewal in 2022.

Justification: Evaluate and plan for future MWMC conveyance and treatment upgrades and solutions to meet regulatory requirements, preserve public health, community growth, and water quality standards.

Project Driver: Provide 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 #102486 renewal document.

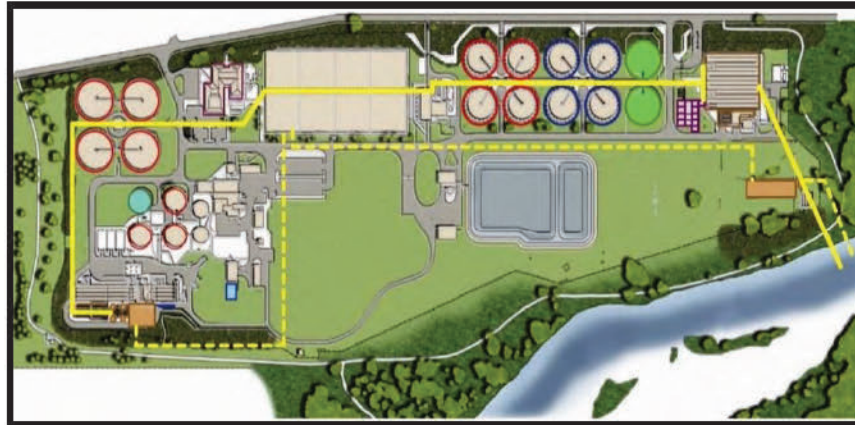
Project Trigger: The WPCF stormwater planning portion was triggered to address local building permit requirements for MWMC upcoming construction projects. The remaining project scope will be initiated after the upcoming NPDES permit renewal in 2022.

Estimated Project Cost: \$2,600,000

Estimated Cash Flow: FY 18-19 = \$35,701; FY 19-20 = \$15,174; FY 20-21 = \$70,567;
FY 21-22 = \$438,558; FY 22-23 = \$1,840,000; FY 23-24 = \$200,000

Expenditure/Category:	Prior	2021-22		2022-23	2023-24	2024-25	2025-26	2026-27	Total
	Years	Est.	Act.						
Design/Construction	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0
Other	\$121,442	\$438,558		\$2,040,000	\$0	\$0	\$0	\$0	\$2,600,000
Total Cost	\$121,442	\$438,558		\$2,040,000	\$0	\$0	\$0	\$0	\$2,600,000

FACILITY PLAN ENGINEERING SERVICES (P80110)



Description:	Engineering/technical consultant services for analysis, project definition, cost estimating, design feedback, and general consultation regarding the MWMC Facilities Plan follow up (2023 to 2028). The related project P80090 was closed out in FY 21/22.
Status:	After the MWMC upcoming 2022 permit renewal, staff anticipates updating the Facilities Plan under P80101 and as needed follow up support via P80110 Facility Plan Engineering Services.
Justification:	Consultant services to provide ongoing technical and engineering resources as needed after the MWMC Comprehensive Facilities Plan Update (P80101).
Project Driver:	Ongoing engineering support.
Project Trigger:	Ongoing need.
Estimated Cost:	\$660,000 (2023 to 2028)
Estimated Cash Flow:	FY 23-24 = \$120,000; FY 24-25 = \$120,000; FY 25-26 = \$130,000; FY 26-27 = \$140,000; FY 27-28 = \$150,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2021-2022</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
	<u>Years</u>	<u>Est. Act.</u>						
Design/Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other	\$0	\$0	\$0	\$120,000	\$120,000	\$130,000	\$140,000	\$510,000
Total Cost	\$0	\$0	\$0	\$120,000	\$120,000	\$130,000	\$140,000	\$510,000

RESILIENCY FOLLOW-UP (P80109)



Description:	This project provides follow-up evaluation and some implementation of the P80096 Resiliency Study (Disaster Mitigation and Recovery Plan - dated March 2020). The 2019 study recommended seismic and flooding mitigation projects estimated at \$34.6-million to be coordinated with the MWMC ongoing infrastructure/facilities construction program. The main objective is to address “level of service” goals before a natural disaster such as 9.0 magnitude earthquake or major flooding. Also, the MWMC should continue to communicate with the agencies that prepare for natural disasters that can impact the Eugene/Springfield community.
Status:	As of January 2022: Established four on-call engineering consultant agreements to help with the recommendations from the P80096 Resiliency Study regarding proposed mitigation projects to reduce the impact of flooding and earthquake (magnitude 9.0) issues.
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 and major flooding.
Project Driver:	Cost effectively ensure reasonable recovery of MWMC’s core facilities and services following major disaster impacts after earthquake or flooding.
Project Trigger:	Per Commission direction, consultant work began in July 2018. The MWMC plan with consultant recommendations is dated March 2020. Established consultant agreements in 2021 with four engineering businesses.
Estimated Project Cost:	Mitigation recommendations estimate: \$34.6-million (2019 dollars)
Estimated Cash Flow:	FY 20-21 = \$4,092; FY 21-22 = \$395,908; FY 22-23 = \$3,000,000; FY 23-24 = \$600,000; FY 24-25 = \$300,000; FY 25-26 = \$1,200,000; FY 26-27 = \$2,000,000; and continue the MWMC mitigation work estimated above \$34-million

<u>Expenditure/Category:</u>	<u>Prior</u> <u>Years</u>	<u>2021-22</u> <u>Est. Act.</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
Design/Construction	\$4,092	\$395,908	\$3,300,000	\$600,000	\$300,000	\$1,200,000	\$2,000,000	\$7,800,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$4,092	\$395,908	\$3,300,000	\$600,000	\$300,000	\$1,200,000	\$2,000,000	\$7,800,000

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. In 2019, the P80096 Resiliency Planning study recommended onsite geotechnical evaluation and additional improvements.
Status:	As of January 2022, issued consultant task order work to evaluate existing pumping capacity and geotechnical investigation.
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 and 2019 Resiliency study recommendations.
Project Trigger:	Peak wet weather instantaneous flow reaches 80 percent of the pump station firm capacity.
Estimated Project Cost:	\$2,050,000 (but plan to get updated construction cost estimating in 2022)
Estimated Cash Flow:	FY 20-21 = \$1,426; FY 21-22 = \$248,574; FY 22-23 = \$1,800,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2021-22</u>		<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$1,426	\$248,574	\$1,800,000	\$0	\$0	\$0	\$0	\$0	\$2,050,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$1,426	\$248,574	\$1,800,000	\$0	\$0	\$0	\$0	\$0	\$2,050,000

ADMINISTRATION BUILDING IMPROVEMENTS (P80104)**Description:**

This project will address the Administration/Operations Building workspace needs at the Water Pollution Control Facility (WPCF). It is a follow up to the 2018-2019 construction of the P80085 new laboratory building and expansion of the existing maintenance building. In 2019, the P80096 Resiliency Planning study recommended evaluating MWMC options for building space including: a) constructing a new MWMC building for immediate occupancy/use after a major natural disaster, or b) upgrade the existing building for immediate occupancy post-earthquake (magnitude 9.0 event). There are challenges and benefits with each of these two options that will be explored during the initial planning phase of this project. With the creation of a building meeting immediate occupancy design, a pre-designated "Incident Command Post" could be utilized at the WPCF site after a natural disaster. The existing 1982 building is currently used for operating and control of the MWMC treatment facility.

Status:

As of January 2022, the project team and design consultant are beginning the process of evaluating, short-listing, and pricing some options for Commission consideration in 2022.

Justification:

The original design and construction of the WPCF Administration/Operations Building was completed February 1982 under older building codes. Since that time, use of the building and associated construction codes have changed substantially necessitating the need to reevaluate the MWMC building options to address level of service goals after a nature disaster (earthquake or flooding).

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 because of changing regulations since the WPCF was originally constructed in 1982. Also, address the P80096 recommended level of service goals to operate after magnitude 9.0 earthquake issue.

Project Trigger:

Expansion and changes needed for functionality, safety, and natural disaster resiliency.

Estimated Project Cost: \$7,600,000 (but may increase based on project scope and construction inflation)

Estimated Cash Flow: FY 20-21 = \$17,937; FY 21-22 = \$1,082,063; FY 22-23 = \$6,000,000;
FY 23-24 = \$500,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2021-22</u>		<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$17,937	\$1,082,063		\$6,500,000	\$0	\$0	\$0	\$0	\$7,600,000
Other	\$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$17,937	\$1,082,063		\$6,500,000	\$0	\$0	\$0	\$0	\$7,600,000

CLASS A DISINFECTION FACILITIES (P80098)

Description:	Provides disinfection, storage, and distribution facilities needed to bring tertiary filtered effluent to Class A standards on a consistent and reliable basis for initial demonstration of recycled water uses on- and off-site of the MWMC treatment site. The project includes the design, bidding, construction, and permitting of Class A recycled water disinfection facilities.
Status:	As of January 2022, the 90% design submittal is under review by the project team.
Justification:	Class A recycled water is necessary to expand recycled water to landscaping, street tree, and industrial uses. Demonstration of Class A quality and reliability is necessary for stakeholder acceptance and future adoption of expanded recycled water uses.
Project Driver:	The Thermal Load Mitigation Alternatives Evaluation, Recycled Water Program Implementation Planning, Phase 2 Study (dated August 2014) 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 sites for equipment washing.
Estimated Project Cost:	\$8 million (recycled water Class A infrastructure and upgrade one structure for 9.0 magnitude earthquake preparedness related to MWMC P80096 level of service goals)
Estimated Cash Flow:	FY 18-19 = \$836; FY 19-20 = \$15,934; FY 20-21 = \$339,068; FY 21-22 = \$2,344,162; FY 22-23 = \$5,300,000

<u>Expenditure/Category:</u>	<u>Prior</u> <u>Years</u>	<u>2021-22</u> <u>Est. Act.</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
Design/Construction	\$355,838	\$2,344,162	\$5,300,000	\$0	\$0	\$0	\$0	\$8,000,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$355,838	\$2,344,162	\$5,300,000	\$0	\$0	\$0	\$0	\$8,000,000

AERATION SYSTEM UPGRADES [2023-2026] (P80113)

- Description:** In 2020 and 2021, Brown and Caldwell evaluated the existing aeration systems and provided recommendations in January 2022 via project P80100. The P80113 project will implement the design and construction of additional upgrades/changes to the existing aeration systems by year 2026. Upgrades to the westerly existing aeration basins are anticipated after year 2031.
- Status:** As of January 2022: Brown and Caldwell provided consultant recommendation to upgrade the existing aeration system/equipment. The Commission was updated about the consultant recommendations at the January 14, 2022 meeting and the Commission requested some additional 2022 information from the MWMC project team.
- Justification:** Update aging (1984) existing equipment/systems such as piping, electrical, communication technology, blower, HVAC, and other components related to the aeration system which is part of the MWMC secondary treatment process.
- Project Driver:** Ongoing efforts to keep existing systems reliable and achieve required performance outcomes to address the National Pollution Discharge Elimination System (NPDES) permit.
- Project Trigger:** Need to address aging aeration systems for reliability and performance upgrades.
- Estimated Project Cost:** \$30,000,000 (revised cost estimating during the design development phase)
- Estimated Cash Flow:** FY 22-23 = \$4,000,000; FY 23-24 = \$10,500,000; FY 24-25 = \$10,300,000; FY 25-26 = \$5,200,000

Expenditure/Category:	Prior	2021-22		2022-23	2023-24	2024-25	2025-26	2026-27	Total
	Years	Est.	Act.						
Design/Construction	\$0	\$0	\$5,000,000	\$25,000,000	\$0	\$0	\$0	\$0	\$30,000,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$5,000,000	\$25,000,000	\$0	\$0	\$0	\$0	\$30,000,000

TERTIARY FILTRATION - PHASE 2 (P80102)



Description: The phased work program anticipates installing 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 January 2016, the project scope and cost (estimate \$530K in 2015) increased to include updating electrical switchgear and installing tertiary filter flushing headers/pipe vents.

Status: Tertiary Filtration (Phase 2) project is anticipated to evaluate the MWMC newest permit and start design development in FY 22-23.

Justification: The 2004 MWMC Facilities Plan proposes 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 limit 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 anticipated in 2022.

Estimated Project Cost: \$16,500,000

Estimated Cash Flow: FY 22-23 = \$2,300,000; FY 23-24 = \$700,000; FY 24-25 = \$7,000,000;
FY 25-26 = \$6,500,000

Expenditure/Category:	Prior	2021-22		2022-23	2023-24	2024-25	2025-26	2026-27	Total
	Years	Est.	Act.						
Design/Construction	\$0	\$0	\$3,000,000	\$0	\$13,500,000	\$0	\$0	\$0	\$16,500,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$3,000,000	\$0	\$13,500,000	\$0	\$0	\$0	\$16,500,000

WATER QUALITY TRADING PROGRAM (P80112)

- Description:** The MWMC Water Quality Trading Program secures regulatory credits for enhancing water quality through watershed restoration. The program fulfills the objectives of the MWMC Water Quality Trading Plan under the MWMC NPDES permit, which defines the MWMC eligible trading area in the upper Willamette basin. The program is implemented principally through the MWMC's membership in the Pure Water Partners collaborative via the MWMC's contractor-provided Credit Program Manager services and MWMC's IGA with EWEB. Water quality trading credits comprise the MWMC's primary strategy for thermal load limit compliance and may provide ancillary future water quality or carbon benefits.
- Status:** The MWMC with consultant help has developed a Water Quality Trading Plan for NPDES permit compliance and has fully evaluated the credit capacity, effectiveness, and scale of eligible lands in the upper Willamette basin. As of March 2019, the MWMC procured The Freshwater Trust (www.thefreshwatertrust.org) as the MWMC Credit Program Manager. As of January 2022, the MWMC has an active agreement with The Freshwater Trust for initial Pure Water Partners implementation assistance and ongoing maintenance of Sponsorship Pilot shade projects. Upon NPDES permit renewal (assume 2022) and implementation of the Water Quality Trading Plan, the MWMC will implement the permit-compliance water quality trading program scope of work with The Freshwater Trust.
- Justification:** The Water Quality Trading Program will help provide cost-effective strategies for most of the thermal load compliance dates as required under the MWMC NPDES permit renewal in 2022.
- Project Driver:** Implementation of updated temperature standard requirements in the MWMC's renewed NPDES permit (assume 2022), including pre-TMDL and TMDL thermal load limits.
- Project Trigger:** The NPDES permit renewal multi-year compliance schedule implementation in 2022 through 2027 and beyond.
- Estimated Project Cost:** \$13 million (estimate 2022 to 2027)
- Estimated Cash Flow:** FY 22-23 = \$3,000,000; FY 23-24 = \$3,000,000; FY 24-25 = \$2,500,000; FY 25-26 = \$2,500,000; FY 26-27 = \$2,000,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2021-2022</u>		<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$0	\$0	\$3,000,000	\$3,000,000	\$2,500,000	\$2,500,000	\$2,000,000	\$13,000,000	
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Total Cost	\$0	\$0	\$3,000,000	\$3,000,000	\$2,500,000	\$2,500,000	\$2,000,000	\$13,000,000	

RECYCLED WATER DEMONSTRATION PROJECTS (P80099)

Description: This project provides for stakeholder engagement, community communication/outreach, and any additional design, construction, permitting, and implementation of recycled water point-of-use needs beyond the MWMC's point-of-delivery of Class A recycled water product. Project may entail onsite upgrades and retrofits to allow the use of recycled water in partnership with end-users, point-of-delivery metering, piping, controls, user training, information materials, and public interpretative signage.

Status: As of January 2022: Letters of intent from three demonstration site partners were secured in 2020 and ongoing planning of demonstration site use is underway in parallel with the Class A Disinfection Facilities design contract (P80098) approved by the MWMC on October 9, 2020. A recycled water advisory network and informational strategy was launched in 2020 to facilitate community partner and stakeholder identification of future Class A recycled water uses.

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 for temperature and other benefits, including providing community water resource partnership opportunities.

Project Driver: The Thermal Load Mitigation Alternatives Evaluation-Recycled Water Program Implementation Planning, Phase 2 Study (dated August 2014) 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 Class A 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 via private/public partnership.

Estimated Project Cost: \$410,000

Estimated Cash Flow: FY 19-20 = \$27,899; FY 20-21 = \$16,859; FY 21-22 = \$35,242; FY 22-23 = \$330,000

<u>Expenditure/Category:</u>	<u>Prior</u>	<u>2021-22</u>		<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
	<u>Years</u>	<u>Est.</u>	<u>Act.</u>						
Design/Construction	\$44,758	\$35,242	\$330,000	\$0	\$0	\$0	\$0	\$0	\$410,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$44,758	\$35,242	\$330,000	\$0	\$0	\$0	\$0	\$0	\$410,000

WPCF STORMWATER INFRASTRUCTURE (P80111)



Description:	Retrofit and/or change existing stormwater infrastructure at the Water Pollution Control Facility (WPCF). Also, update the WPCF Conditional Use Permit (CUP) related to stormwater infrastructure planning for upcoming construction.
Status:	As of January 2022, Jacobs staff provided a Stormwater Master Plan (SWMP) dated December 16, 2021 with consultant recommendations including the need to update the MWMC existing CUP related to stormwater systems.
Justification:	WPCF existing stormwater and drainage systems need to be retrofitted and/or changed for upcoming construction permit approvals.
Project Driver:	Maintain compliance with local and state stormwater requirements at the WPCF.
Project Trigger:	Each infrastructure hard surface change at the WPCF can trigger stormwater quality and quantity onsite controls related to project permit requirements.
Estimated Project Cost:	\$600,000 (update WPCF CUP for stormwater, retrofit existing three bioswales to rain gardens, and some new rain gardens)
Estimated Cash Flow:	FY 22-23 = \$200,000; FY 23-24 = \$250,000; FY 24-25 = \$150,000

	<u>Prior</u>	<u>2021-2022</u>						
<u>Expenditure/Category:</u>	<u>Years</u>	<u>Est. Act.</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$300,000	\$300,000	\$0	\$0	\$0	\$600,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$300,000	\$300,000	\$0	\$0	\$0	\$600,000

WASTE ACTIVATED SLUDGE THICKENING (P80078)

Description:	Third gravity belt thickener (GBT) with associated at-grade building. Assumes additional basement floor space is not required.
Status:	Continue to monitor the timing of this project.
Justification:	Provide additional capacity for waste active sludge (WAS) thickening process.
Project Driver:	Additional capacity to provide WAS thickening with one unit offline at WWMW upper limit flow projections. Nitrification required by the NPDES permit and increasing wastewater flows and loads generates more WAS solids. Provide ability to conduct recuperative thickening.
Project Trigger:	Exceeding solids and hydraulic loading rate design criteria.
Estimated Project Cost:	\$6,200,000
Estimated Cash Flow:	FY 24-25 = \$1,200,000; FY 25-26 = \$3,000,000; FY 26-27 = \$2,000,000

<u>Expenditure/Category:</u>	<u>Prior</u> <u>Years</u>	<u>2021-22</u> <u>Est. Act.</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>Total</u>
Design/Construction	\$0	\$0	\$0	\$0	\$1,200,000	\$3,000,000	\$2,000,000	\$6,200,000
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Cost	\$0	\$0	\$0	\$0	\$1,200,000	\$3,000,000	\$2,000,000	\$6,200,000

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Forum

Meeting Date: May 9, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 4
Staff Contact: Sara McKinney
Contact Telephone Number: 541-682-8497

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: Sara McKinney
Telephone: 541-682-8497
Staff E-Mail: smckinney@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of a Resolution Annexing Land to the City of Eugene
(Assessor's Map 18-03-03-20, Tax Lot 1308 located on East 25th Avenue, west of
Henderson Avenue)
(City File: Jasper Mountain; A 21-16)

Meeting Date: May 9, 2022
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 5A
Staff Contact: Nicholas Gioello
Contact Telephone Number: 541-682-5453

ISSUE STATEMENT

This item is a request to annex approximately 0.41 acres (17,880 square feet) of vacant land located on East 25th Avenue, west of Henderson Avenue. No public rights-of-way are proposed for annexation as part of this request and there is no formal deadline for Council action on this item. A vicinity map is provided as Attachment A.

The subject property is currently zoned AG Agricultural with /UL Urbanizable Land Overlay. The subject property is located within the Urban Growth Boundary (UGB) and is contiguous to other properties within the City limits. The Metro Plan designates the property to be annexed as appropriate for low-density residential use. The Laurel Hill Plan and the South Hills Study are the adopted refinement plans for the subject property. The Laurel Hill Plan also identifies the area as appropriate for low-density residential use. Annexation will allow for future rezoning and development consistent with the property's residential land use designation and the Eugene Code. Specific plans for future development of the site are not included as part of this annexation application.

BACKGROUND

To encourage compact urban growth and sequential development within Eugene's UGB, the Metro Plan provides that ultimately all land within the UGB will be annexed into the City and provided with a minimum level of urban services.

Approval of annexation requests are based on the criteria at Eugene Code (EC) 9.7825 which require that (1) the land proposed to be annexed is within the City's UGB and is contiguous to the City limits or separated from City limits only by a right-of-way or water body; (2) the proposed annexation is consistent with the applicable policies in the Metro Plan and in any applicable refinement plans; and (3) the proposed annexation will result in a boundary in which the minimal level of key urban facilities and services can be provided in an orderly, efficient, and timely manner. Findings demonstrating that the annexation request is consistent with these approval criteria are included as Exhibit C to the attached draft resolution (see Attachment B).

To provide nearby property owners and residents an opportunity to review and comment on this annexation request, public notice was provided to all owners and occupants of property within 500 feet of the subject property and the affected neighborhood association (Laurel Hill Valley Citizens) consistent with Eugene Code requirements. No testimony has been received to date regarding the proposed annexation of this property.

Referral comments were provided by affected agencies including City of Eugene Public Works and Eugene Water & Electric Board. These referral comments confirm there are no concerns with the proposed annexation and the property can be provided with the minimum level of key urban services consistent with the approval criteria. Given the findings and recommendation included in Exhibit C of Attachment B, demonstrating the ability for the provision of key urban services and the absence of any testimony, a public hearing is not recommended in this instance.

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C. A full copy of all materials in the record is also available at the Permit and Information Center located at 99 West 10th Avenue. To take preventative measures for community members and staff safety against the spread of COVID-19, please contact the listed staff representative about alternatives for reviewing materials or the staff report. Copies may be also obtained at a reasonable cost.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

City Council may consider the following options:

1. Adopt the draft resolution
2. Adopt the draft resolution with specific modifications as determined by the City Council
3. Deny the draft resolution
4. Defer action until after the council holds a public hearing on the proposed annexation

CITY MANAGER'S RECOMMENDATION

The City Manager recommends that the City Council adopt the resolution by finding that the request complies with all applicable approval criteria, and that the annexation be approved.

SUGGESTED MOTION

Move to adopt a resolution to approve the proposed annexation request consistent with the applicable approval criteria.

ATTACHMENTS

- A. Vicinity Map

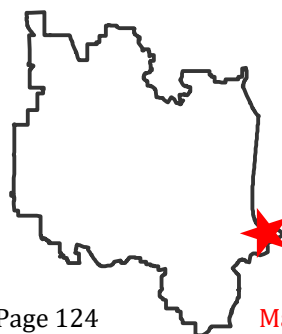
- B. Draft Annexation Resolution with Exhibits A through C
 - Exhibit A: Map of Annexation Request
 - Exhibit B: Legal Description
 - Exhibit C: Planning Director Findings and Recommendation
- C. Application Materials for Annexation Request

FOR MORE INFORMATION

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



- Subject Property
- Eugene City Limits
- Taxlots
- Eugene UGB



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

Created on 4/6/2022
by City of Eugene Planning Division

RESOLUTION NO. _____**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 18-03-03-20, TAX LOT 1308 LOCATED ON EAST
25TH AVENUE, WEST OF HENDERSON AVENUE).****The City Council of the City of Eugene finds that:**

A. An annexation application was submitted on December 3, 2021, by Jasper Mountain, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 18-03-03-20, Tax Lot 1308, to the City of Eugene.

B. The property proposed to be annexed is depicted on the map attached as Exhibit A to this Resolution. The legal description of the property proposed to be annexed is attached to this Resolution as Exhibit B.

C. The City's Planning Director has submitted a written recommendation that the application be approved based on the criteria of EC 9.7825. The Planning Director's Findings and Recommendation are attached as Exhibit C.

D. On April 8, 2022, a notice containing a geographical reference to the property, the assessor's map and tax lot number for the property, a description of the land proposed to be annexed, and the Planning Director's preliminary recommendation was mailed to the applicant, owners and occupants of properties located within 500 feet of the perimeter of the subject property, and the Laurel Hill Valley Citizens. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on May 9, 2022.

E. After considering the Planning Director's recommendation, the City Council finds that the application should be approved.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Based on the above findings and the Planning Director's Findings and Recommendation which are attached as Exhibit C and are adopted in support of this Resolution, it is ordered that the land identified as Assessor's Map 18-03-03-20, Tax Lot 1308 which is depicted on the map attached as Exhibit A, and more particularly described in the attached Exhibit B, is annexed to the City of Eugene.

Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation and the automatic rezoning of the land pursuant to EC 9.7820(3) from AG

Agricultural with /UL Urbanizable Land Overlay to AG Agricultural shall become effective in accordance with State law.

The foregoing Resolution adopted the ____ day of May, 2022.

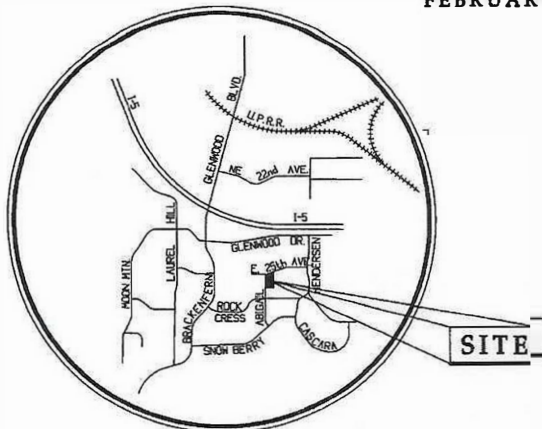
City Recorder

ANNEXATION APPLICATION SITE PLAN

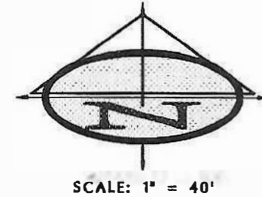
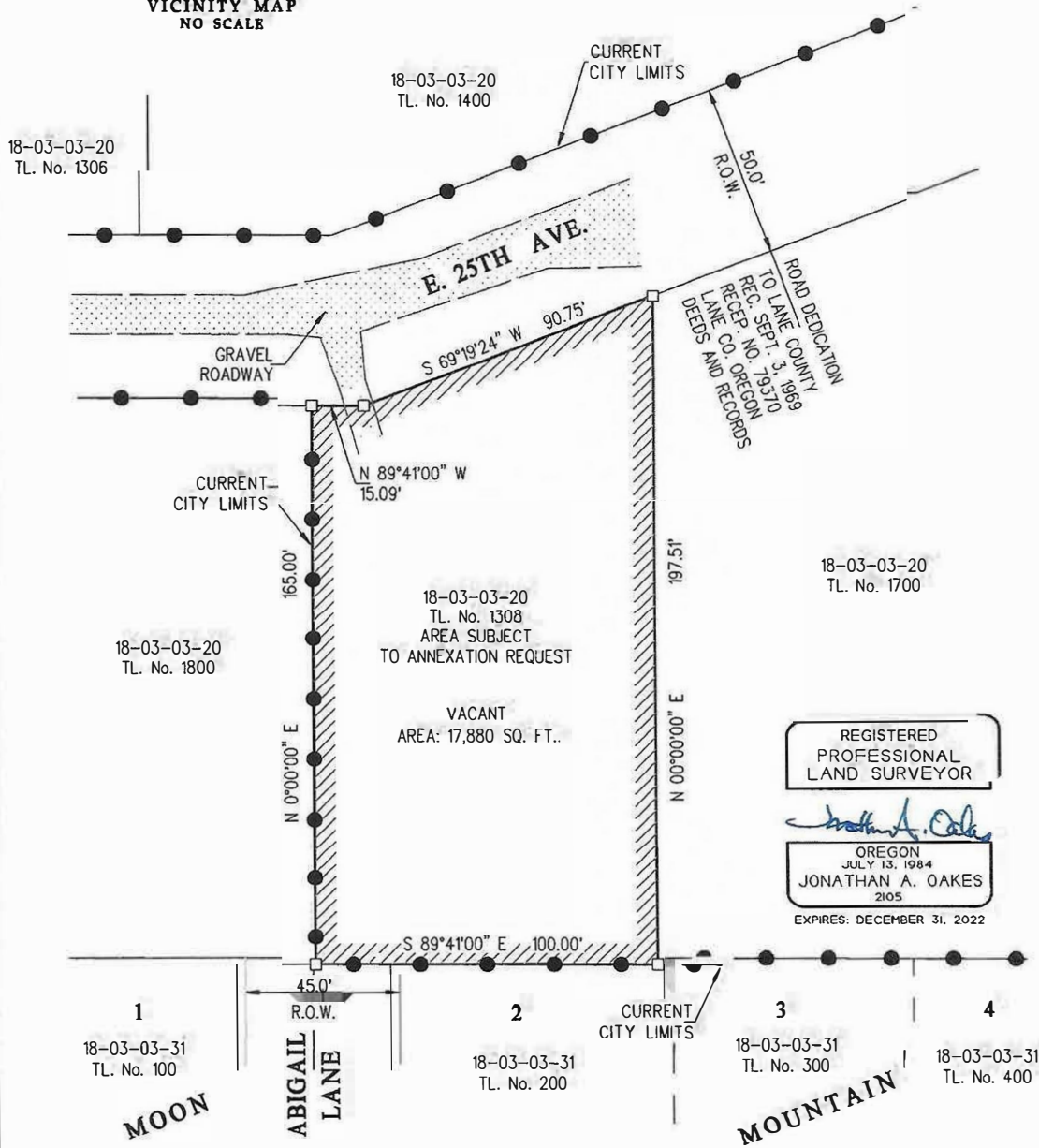
ATTACHMENT B

FOR
JASPER MOUNTIAN
NW 1/4, SEC. 3 T 18 S, R 3 W W.M.
ASSESSOR'S MAP 18-03-03-20 TL No. 1308
EUGENE, LANE COUNTY, OREGON
FEBRUARY 15, 2021

Exhibit A



VICINITY MAP
NO SCALE



REGISTERED
PROFESSIONAL
LAND SURVEYOR
Jonathan A. Oakes
OREGON
JULY 13, 1984
JONATHAN A. OAKES
2105
EXPIRES: DECEMBER 31, 2022

POAGE ENGINEERING & SURVEYING, INC.
P.O. BOX 2527 • EUGENE, OREGON 97402 • (541) 485-4505
JOB No. 4851 • DRAWN: KSG\4851LOT.GXD • 02-21

Annexation Legal Description
For
Assessor's Map No. 18-03-03-20 TL No. 1308
NW ¼ Sec. 3 T 18 S, R 3 W W.M.
Eugene, Lane County, Oregon
February 15, 2022

Exhibit B

Parcel 1 of Land Partition Plat No. 2021-P3010 as platted and recorded May 26, 2021
Reception No. 2021-035489 Lane County Oregon Deeds and Records, all in Lane County
Oregon.





**Planning Director's Findings and Recommendation
Annexation Request for Cornerstone Community Housing
(City File: A 21-16)**

Application Submitted: December 3, 2021
Applicant: Jasper Mountain
Property Included in Annexation Request: Tax Lot 1308 of Assessor's Map 18-03-03-20
Zoning: AG Agricultural with /UL Urbanizable Land Overlay
Location: East 25 th Avenue, west of Henderson Avenue
Representative: Bill Kloos, PC, Oregon Land Use Law
Lead City Staff: Nicholas Gioello, City of Eugene Planning Division, 541-682-5453

EVALUATION:

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.		
Complies		Findings: The annexation area is within the City’s urban growth boundary (UGB) and is contiguous to the City limits consistent with subsection (a). As shown in the application materials and confirmed by City staff, the City limits are contiguous to the subject property along the north, west and south property lines.
☒ YES	☐ NO	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.		
Complies		Findings: Several policies from the Metro Plan provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic</i> text): <i>Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i> <i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i> <i>b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan. (page II-C-4)</i>
☒ YES	☐ NO	

	<p><i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i></p> <p><i>Policy 15. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)</i></p> <p>The following policy from the Residential Element of the Metro Plan is also applicable:</p> <p><i>Policy A.2 Residentially designated land within the UGB should be zoned consistent with the Metro Plan, and applicable plans and policies; however, existing agricultural zoning may be continued within the area between the city limits and UGB until rezoned for urban uses.</i></p> <p>The Metro Plan designates the property to be annexed as appropriate for low-density residential use. The Laurel Hill Plan and the South Hills Study are the adopted refinement plans for the subject property. The Laurel Hill Plan identifies the area as appropriate for low-density residential; however, neither plan includes policies that would serve as mandatory approval criteria for the proposed annexation.</p> <p>The property is currently zoned AG Agricultural with /UL Urbanizable Land overlay. In accordance with EC 9.7820(3), the /UL overlay will be automatically removed from the property upon annexation of a property. It is noted that prior to new R-1 Low-density Residential development on the site, the property will need to be rezoned consistent with the Metro Plan and applicable refinement plan designations.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with Metro Plan growth management policies and can be served by the minimum level of key urban services. The annexation procedures beginning at EC 9.7800 are consistent with State law and therefore, as found throughout this report, the annexation is consistent with State law.</p> <p>Therefore, based on the findings above, the proposal is consistent with the applicable policies of the Metro Plan, the Laurel Hill Plan refinement plan, and the South Hills Study.</p>
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EC 9.7825(3) The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.	
Complies	
☒ YES	<p>☐ NO</p> <p>Findings: Consistent with this criterion, the proposed annexation will result in a boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below:</p> <p><u>Wastewater</u> Public Works notes that wastewater is available to be extended to the subject property. There is an 8-inch public wastewater line located to the south of the subject property within Abigail Lane which abuts the property. Extension and connection to the public wastewater system will be further reviewed at the time of future development.</p> <p><u>Stormwater</u> A public storm system exists near the south end of the property within Abigail Lane, which abuts the subject property. There are no public stormwater facilities within the East 25th Avenue right-of-way. Future development proposals must demonstrate compliance with Eugene's stormwater standards. Any proposed stormwater plan will be reviewed for compliance with the Stormwater Management Manual and City of Eugene development code at the time of future development.</p> <p><u>Transportation</u> The subject property has frontage on East 25th Avenue, which is an undeveloped local street. It lacks paving, sidewalks, curb and gutter, street trees and streetlights. Abigail Lane is a fully developed local street that terminates at the southwest property line. Further review of applicable access connection and street connectivity standards will be reviewed at the time of future land use applications or development.</p> <p><u>Solid Waste</u> Collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill operated by Lane County are available.</p> <p><u>Water and Electric</u> EWEB Water staff and Electric staff state no objection to the annexation. Water and Electric services can be extended to the subject property in accordance with EWEB policies and procedures.</p> <p><u>Public Safety</u> Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection will be provided by Eugene Springfield Fire. Emergency medical services are currently provided on a regional basis by the cities of Eugene and Springfield to central Lane County and will continue in the same manner upon annexation.</p>

		<p><u>Parks and Recreation</u> Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p> <p><u>Planning and Development Services</u> Planning and building permit services are provided for all properties located within the urban growth boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.</p> <p><u>Communications</u> A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.</p> <p><u>Public Schools</u> The subject property is within Eugene School District 4J and is within the district boundary of Edison Elementary School, Roosevelt Middle School, and South Eugene High School. As access to schools is evaluated on a district wide basis, the property's location within the school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p>
--	--	---

CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is consistent with the applicable approval criteria. A map and legal description showing the area subject to annexation are included in the application file for reference. The effective date is set in accordance with State law.

INFORMATIONAL ITEMS:

- Upon approval of the annexation, the base zoning of AG Agricultural will remain; however, the /UL Urbanizable Lands overlay will be automatically removed from the annexation area. Please contact the Permit Information Center, Planner-on-Duty at 541-682-5377 for more information.
- Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.

Please complete the following application checklist. Note that additional information may be required upon further review in order to adequately address the applicable criteria for approval. If you have any questions about filling out this application, please contact Planning staff at the Permit and Information Center, phone (541)682-5377, 99 West 10th Avenue, Eugene.

List all Assessor's Map and Tax Lot numbers of the property included in the request.

Assessor's Map	Tax Lot	Zoning	Acreage
18-03-03-20	01308	AG/UL	17880 SF

Property Address: _____

Plans for Future Development & Permit Number (if applicable): NA

Public Service Districts:

Name			
Parks:	City of Eugene		
Electric:	EWEB		
Water:	EWEB		
Sanitary Sewer:	City of Eugene		
Fire:	Goshen RFPD		
Schools:	Elementary: Edison	Middle: Roosevelt	High: Soiuht Eugene
Other:			

Filing Fee

- ☒ A filing fee must accompany all applications. The fee varies depending upon the type of application and is adjusted periodically by the City Manager. Check with Planning staff at the Permit and Information Center to determine the required fee or check website at www.eugeneplanning.org

Written Statement (Submit 5 copies)

- ☒ Submit a detailed written statement describing how this request is consistent with all applicable criteria (Section 9.7825 of the Eugene Code).

Site Plan Requirements**Enclosed**

Submit 3 paper copies and 1 digital copy of a site plan, drawn to an engineer's scale on 8 ½" x 11" sheet of paper. Site plans shall include the following information:

- ☐ Show the date & north arrow on site plan.
- ☐ Show the Assessor's Map and Tax Lot number(s) on the site plan.
- ☐ Show a vicinity map on the site plan (vicinity map does not need to be to scale).
- ☐ Show city limits & UGB (if applicable)
- ☐ Clearly label the affected territory and any public right of ways to be annexed.
- ☐ Show all adjacent streets, alleys, and accessways.
- ☐ Show all dimensions of existing public utility easements and any other areas restricting use of the parcels, such as conservation areas, slope easements, access easements, etc.
- ☐ Show the location of all existing structures.

Other Application Requirements (Submit 3 paper copies and 1 digital copy of all)**Enclosed**

- ☐ Petition for Annexation form listing all owners, including partial owners, and electors. This form includes the Certification of Electors which must be signed by the Lane County Elections/Voter Registration Department and also includes the Verification (Certification) of Property Owners which must be signed by the Lane County Department of Assessment and Taxation. *This form is required even if the land is vacant.*
- ☐ Notarized Consent to Annexation form.
- ☐ A legal description of the land proposed for annexation, including any public right of way prepared by a registered land surveyor. Oregon Revised Statutes (ORS) 308.225 requires submittal of a closing metes and bounds description or subdivision block and lot number description. Please see example of acceptable legal descriptions contained in the application packet. The legal description must exactly correspond with the map included with the application or the Assessor's map.
- ☐ Summary of Urban Service Provision form.
- ☐ Census Information Sheet.

Note: This is not a complete list of requirements. Additional information may be required after further review in order to adequately address the applicable approval criteria.

ATTACHMENT C

By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined, and that he/she understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application is complete and accurate to the best of my (our) knowledge.

PROPERTY OWNER OF TAX LOT: _____ 01308

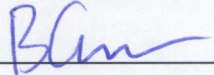
Name (print): Jasper Mountain Beau Garner, Exec Director

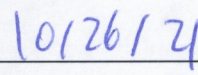
Address: 37875 Jasper Lowell Rd

Email: ^{beav} davez@jaspermountain.org

City/State/Zip: Jasper, OR 97438

Phone: 541-747-1235 Fax:

Signature: 

Date: 

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address:

Email:

City/State/Zip:

Phone:

Fax:

Signature:

Date:

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address:

Email:

City/State/Zip:

Phone:

Fax:

Signature:

Date:

SURVEYOR:

Name (print):

Company/Organization:

Address:

City/State/Zip:

Phone:

Fax:

E-mail:

Signature:

Date:

REPRESENTATIVE (If different from Surveyor):

Name (print): Bill Kloos

Company/Organization: Law Office of Bill Kloos PC

Address: 375 W. 4th Ave., Suite 204

City/State/Zip: Eugene, OR 97401

Phone: 541-954-1260

Fax:

E-mail: BillKloos@LandUseOregon.com

Signature: *Bill Kloos*

Date: 10/1/2021

****Attached additional sheets if necessary.**

RECEIVED
NOV 29 2021

LANE COUNTY
ASSESSMENT & TAXATION

*** PETITION**
Petition Signature Sheet
Annexation by Individuals

* CB = Coburg
 CR = Creswell
 FL = Florence
 OA = Oakridge
 CG = Cottage Grove
 EU = Eugene
 JC = Junction City
 SP = Springfield

We, the following property owners/electors, consent to the annexation of the following territory to the City of *(Insert Name of City)*:

Signature	Date Signed m/d/y	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	✓ Land Owner	✓ Reg Voter	Acres (qty)
<i>[Signature]</i>	10/26/21	Beau Garner, Ex Director	37875 Jasper Lowell Rd Jasper, OR, 97143	18-03-03-20 TL01308	X	X	.41
2.							
3.							
4.							
5.							

Note: With the above signature(s), I am attesting that I have the authority to consent to annexation on my own behalf or on behalf of my firm or agency. (Attach evidence of such authorization when applicable.)

I, Beau Garner (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
X *[Signature]* (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

The total landowners in the proposed annexation are 1 (qty). This petition reflects that 1 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.

[Signature]

Lane County Department of Assessment and Taxation

11/29/2021

Date Certified

CERTIFICATION OF ELECTORS

The total active registered voters in the proposed annexation are 3. I hereby certify that this petition includes 0 valid signatures representing 0 (%) of the total active registered voters that are registered in the proposed annexation.

Lane County Clerk or Deputy Signature

[Signature]

2/24/22

Date Certified

Consent to Annexation

Consent is hereby given to the annexation by the City of Eugene, Oregon of the following described real property:

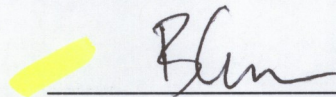
Map and Tax Lot: 18-03-03-20-01306 Address: n/a

Legal Description:

Parcel 1 of Land Partition Plat No. 2021-P3010, as platted and recorded May 26m 2021, Reception No. 2021-035489 Lane County Oregon Deeds and Records, all in Lane County Oregon.

In the corporate limits of said city, which is owned by the undersigned

DATED this 26 day of October, 20 21.



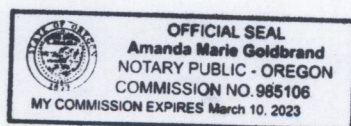
Beau Garner

STATE OF OREGON)

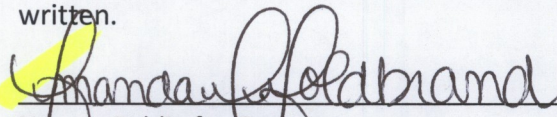
County of Lane)ss
)

On this 26th day of October, 20 21, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Beau Garner, Executive Director Jasper Mountain, who is known to me to be the identical individual described herein and who executed the same freely and voluntarily.

Seal:



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the day and year last above written.



Notary Public for Oregon

My Commission Expires March 10, 2023

Summary of Urban Service Provision

This form is intended as a guide to assist applicants in demonstrating that a minimum level of key urban services can be provided to the area proposed for annexation. Space is provided on this form for you to provide detailed information on service provision. Please add additional pages if necessary to provide details of servicing issues related to the area you are annexing. To assist you in providing this information, some contacts are listed below. For large or difficult to serve properties, you may wish to contact a private land use planning consultant to prepare your application.

Property Owner(s) Name: Jasper Mountain, Beau Garner Ex. Dir.

Assessor's Map and Tax Lot Numbers for Properties Proposed for Annexation
(For example: Map 17-03-19-31, Tax Lot 100)

18-03-03-20, TL 01308

Wastewater -- All new development must connect to the wastewater (sanitary sewer) system. Is wastewater service available to serve the area proposed for annexation? (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

The property(ies) in this annexation request:

 will be served from an existing gravity wastewater line.

Location and size of existing wastewater line:

 X will be served by an extension of an existing gravity wastewater line.

Where will a wastewater line be extended from? When will it be extended? By whom?

 Existing 8" line adjacent uphill; ID# 44044
Existing 12" downhill; ID# 6786

Stormwater -- Site plans for all new development must provide for drainage to an approved system consistent with the Comprehensive Stormwater Management Plan. City approval for storm drainage will be required as part of the development process. (For more information, contact the Engineering staff at the City of Eugene Permit and Information Center or call 541-682-8400.)

Is the site currently served by an approved stormwater system? **No**

If yes,
location? _____

If no, how will stormwater be handled after development? -

Unknown

Streets – What existing streets provide access to this site. List existing streets that provide access to this site from River Road, the Northwest Expressway, or Beltline Highway. _____

Beltline to I-5 South to Glenwood, E on Glenwood Dr, S on Henderson, W on 25th Ave

Will dedication for additional street right-of-way be required upon further development of this site?

_____ Yes _____ No X Unknown

Will existing streets be extended or new streets constructed upon further development of this site?

_____ Yes _____ No X Unknown

Parks, Recreation, and Cultural Services

Systems Development revenues generated by new development and Ballot Measure 20-30, which authorized the issuance of \$25.3 million in general revenue bonds, will help to fund future City park acquisition and development in this area and throughout the city. Please list the parks and recreation facilities that already exist or are planned in the general vicinity of the property(ies) included in this annexation:

Luarel Hill Neighborhood Park;

Key services, defined by the Metropolitan Plan as parks and recreation programs, will be available to new city residents in this area on an equal basis with residents throughout the city.

Public Safety

Police services - Police protection can be extended to this site upon annexation consistent with service provision throughout the city.

For River Road/Santa Clara area-

Police services - Police protection can be extended to this site upon annexation consistent with service provision throughout the city. Police currently travel along River Road to provide service to areas throughout the River Road and Santa Clara area. Infill annexations and development in this area will increase the efficiency of service delivery to this area.

Fire and emergency services (Please indicate which fire district serves subject property.)

_____ Santa Clara - Fire protection services are currently provided to the subject property by the Santa Clara Rural Fire Protection District.

_____ River Road - Fire and emergency services - Fire protection is currently provided to the subject property by the River Road Water District under contract with the City of Eugene. Upon annexation, fire protection will be provided directly by the City of Eugene Fire & EMS Department.

Emergency medical transport (i.e., ambulance) services are currently provided on a regional basis by Eugene, Springfield, and Lane Rural Fire/Rescue to central Lane County, including the River Road and Santa Clara areas. After annexation, this service will continue to be provided by the current provider. All ambulance service providers have mutual aid agreements and provide back-up service into the other providers' areas.

Planning and Development Services -- Planning and building permit services are provided to the area outside the city limits but within the urban growth boundary by the City of Eugene. This service would continue after annexation.

EWEB (Eugene Water and Electric Board) currently provides water and electric service in the Eugene area and can provide service to new development in the River Road and Santa Clara area upon annexation. Some properties in northern Eugene receive electric service from EPUD (Emerald People's Utility District). Some properties in south Eugene receive electric services from the Lane Electric Cooperative; please note if this is the case for your property. For more information contact EWEB, ph. 484- 2411, EPUD, ph. 746-1583 or Lane Electric Co-op, 484-1151.

Electric Service – Which electric company will serve this site?

_____.

EWEB

Water Service -- Please provide the size and location of the water main closest to your property. _____.

EWEB

_____.

Solid Waste -- Solid waste collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.

Natural Gas -- Northwest Natural Gas can extend service to new development in this area.

Communications -- US West Communications and a variety of other telecommunications providers offer communications services throughout the Eugene/Springfield Area.

LAW OFFICE OF BILL KLOOS PC

OREGON LAND USE LAW
375 W. 4TH AVENUE, SUITE 204
EUGENE, OR 97401
TEL: 541.343.8596
WEB: WWW.LANDUSEOREGON.COM

BILL KLOOS
BILLKLOOS@LANDUSEOREGON.COM

February 28, 2022

Nick Gioello
Eugene Planning and Development
99 W. Broadway
Eugene, OR 97401

Re: Jasper Mountain Center Completeness Review; A 21-16
Completeness Review Submittal

Dear Nick:

In response to your completeness review letter I am enclosing the following:

1. Supporting Narrative addressing EC 9.7825.
2. Amended Surveyor Site Plan, legal description, and surveyor certification from surveyor Jon Oakes showing corrected Tax Lot Information.
3. Resubmittal of the original Certification of Electors Form with the Election Office Clerk's signature that was missed on the first submittal.
4. Copy of the Assessor's Map for the subject property.
5. I have corrected the typos on the TL number to 1308.

Sincerely,

Bill Kloos

Bill Kloos

Narrative in Support of Annexation

EC 9.7825 Annexation – Approval Criteria

The city council shall approve, modify and approve, or deny a proposed annexation based on the application's consistency with the following:

(1) The land proposed to be annexed is within the city's urban growth boundary and is:

This property and all surrounding property is in the UGB.

(a) Contiguous to the city limits; or

This property is adjacent to the city limits on its west and south boundary, as shown on the Annexation Application Site Plan.

(b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.

NA

(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.

Several policies from the Metro Plan provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in *italic font*):

Policy 8:

Land within the UGB may be converted from Urbanizable to urban use only through annexation to a city when it is found that:

- a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.
- b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of Urbanizable land to urban shall also be consistent with the Metro Plan. (page II-C-4)

Policy 10:

Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).

Policy 15:

Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for

annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5).

The Laurel Hill Plan is the applicable refinement plan. All “policies” in the refinement plan are nonbinding guidelines for development, not binding criteria for any decision. Furthermore, the plan does not contain policies that that directly apply to annexations.

(3) The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.

Wastewater: There is a City 8” line adjacent to the property uphill; Facility ID# 44044; there is also an existing City 12” line downhill to the north, although not adjacent; Facility ID# 6786

Stormwater: There are currently no stormwater facilities on this vacant parcel. There is a 10” city line adjacent to the uphill end of the property (Facility ID# 51424). The closest downhill city pipe facility is a 12” line at the west end of E. 24th Ave. (Facility ID# 51383). Pending extension of city stormwater infrastructure to this site, development of the site can comply with city stormwater standards by using level spreaders or other approved technology to capture and detain the increment of stormwater generated on the site during the design storm.

Transportation: The Eugene Street Classification Map shows the subject property is adjacent to two local city streets – E. 25th on the north and Abigail on the south.

Solid Waste: Collection service is provided by private firms. Regional disposal sites are operated by Lane County.

Water and Electric: EWEB can provide water and electric service in accordance with the utility’s policies.

Public Safety: Police protection can be extended to the property with annexation consistent with city policy. Fire protection can be provided by Eugene-Springfield Fire. EMS is currently available on a regional basis.

Parks and Recreation: The City of Eugene provides park services. Laurel Hill Neighborhood Park is the closest city park.

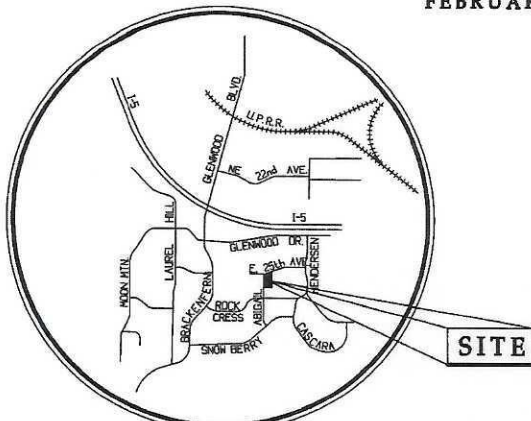
Planning and Development Services: The City provides for all property in the UGB.

Communications: Various telecommunication companies provide service throughout the area.

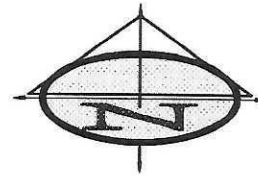
Public Schools: The property is in the Eugene 4J District.

ANNEXATION APPLICATION SITE PLAN ATTACHMENT C

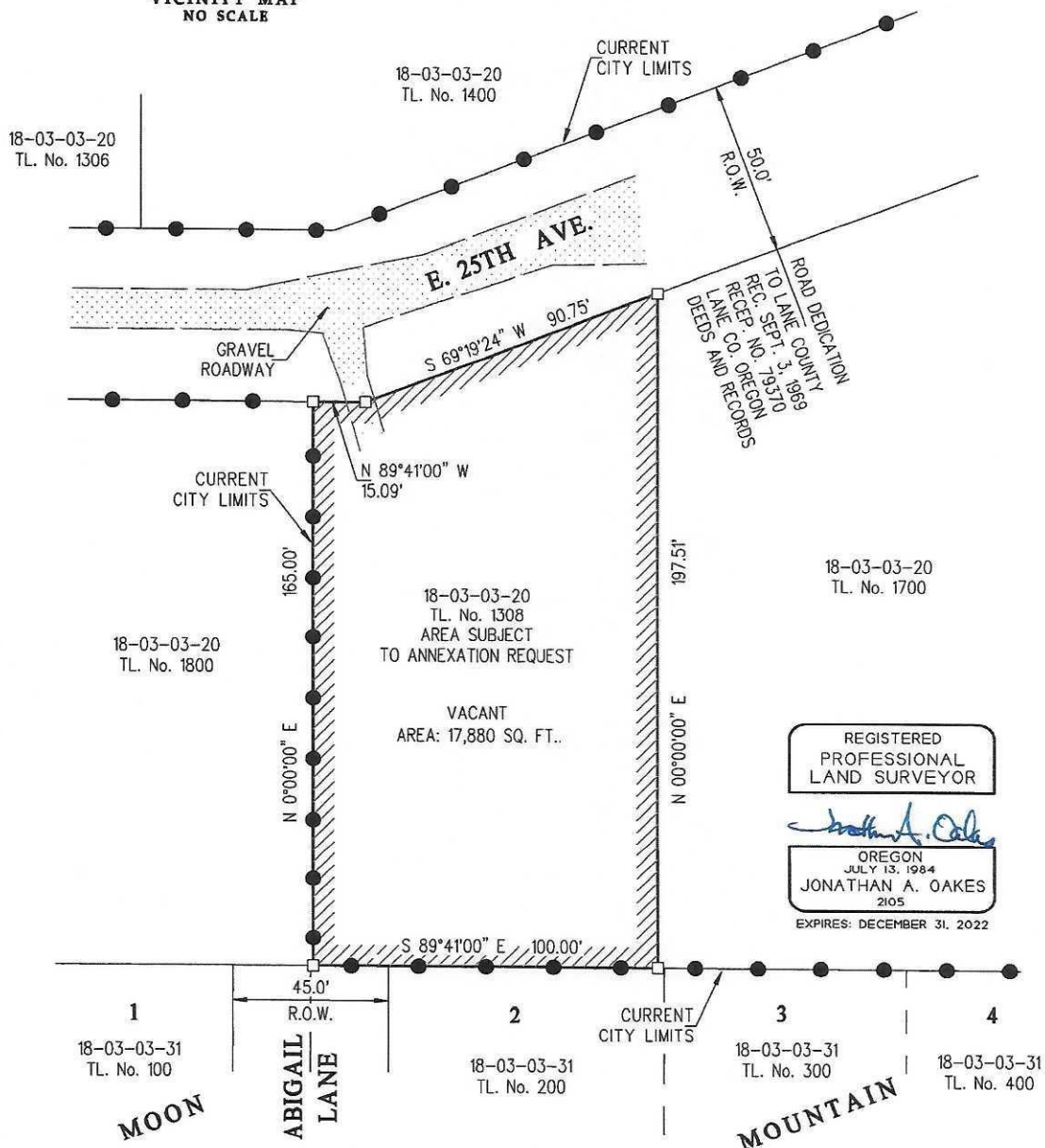
FOR
JASPER MOUNTAIN
NW 1/4, SEC. 3 T 18 S, R 3 W W.M.
ASSESSOR'S MAP 18-03-03-20 TL No. 1308
EUGENE, LANE COUNTY, OREGON
FEBRUARY 15, 2021



VICINITY MAP
NO SCALE



SCALE: 1" = 40'

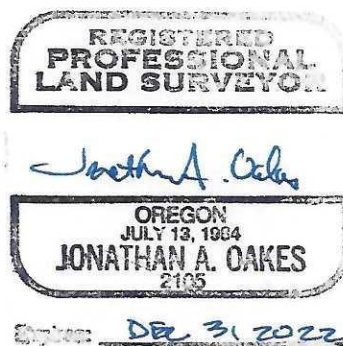


POAGE ENGINEERING & SURVEYING, INC.

P.O. BOX 2527 • EUGENE, OREGON 97402 • (541) 485-4505
JOB No. 4851 • DRAWN: KSG\4851LOT.GXD • 02-21

Annexation Legal Description
For
Assessor's Map No. 18-03-03-20 TL No. 1308
NW ¼ Sec. 3 T 18 S, R 3 W W.M.
Eugene, Lane County, Oregon
February 15, 2022

Parcel 1 of Land Partition Plat No. 2021-P3010 as platted and recorded May 26, 2021
Reception No. 2021-035489 Lane County Oregon Deeds and Records, all in Lane County
Oregon.



Certification of Description

Pursuant to EC 9.7810(7), Annexation Application Requirements, I hereby certify the metes and bounds description of the real property proposed for annexation closes; and the map outlining the boundary is a true representation of the description.

Signature: _____

Jonathan A. Oakes
Registered Land Surveyor

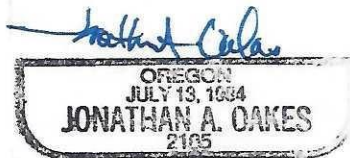
Print Name: _____

JONATHAN A. OAKES

Date: _____

FEBRUARY 15, 2022

Seal: _____



Expires: DEC. 31, 2022

FOR ASSESSMENT AND
TAXATION ONLY

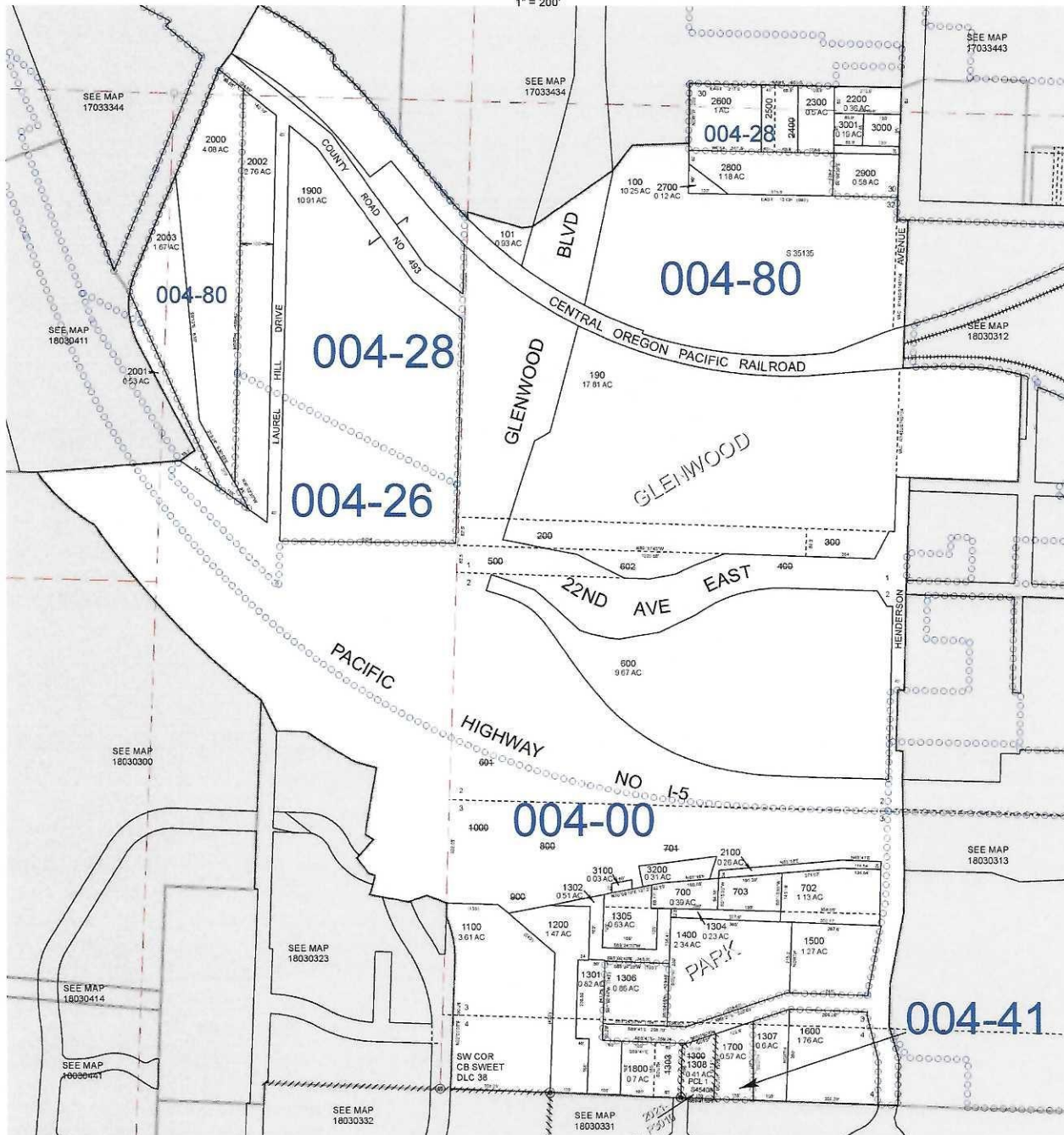
N.W.1/4 SEC. 3 T.18S. R.3W. W.M.
Lane County
1" = 200'

1" = 200'

18030320
SPRINGFIELD

LCATSKP - 2021-07-20 09:20

CANCELLED



REVISIONS
02/06/2010 - SCAT187 - CONVERT MAP TO GIS
04/22/2014 - SCAT142 - MAP FOR TL 2500
08/18/2021 - SCAT174 - CADC TL 1300 INFO 2021-2018
07/29/2021 - SCAT148 - NTL 3200 OUT OF PACIFIC HWY (1-5)

SPRINGFIELD
18030320



City of Eugene Planning

PLANNING RECEIPT

DATE 12/3/2021

Method of Payment

- ☐ Cash
☐ Check
☒ Visa/MC

Customer Information

Name Jasper Mountain
 Address 37875 Jasper Lowell Rd
 Jasper, OR 97438
 Project Lot west of 3636 E 25th Ave

Amount Received

\$5,155.70

#	Application Type	Modification	Concurrent	Qty	Base Fee	Discount	Total
1	Annexation			1	\$ 4,730.00	\$	4,730.00
2							
3							
4							
5							
6							
7							
8							
9							
Other							
Other							
Appeal							
Appeal							
					Subtotal App Fees	\$	4,730.00
					Subtotal Other Fees	\$	-
					Subtotal Appeal Fees	\$	-
Admin Fee (not included on appeals or other fees)				9%		\$	425.70
Total						\$	5,155.70

Staff Receiving Application
RAV

=====

CITY OF EUGENE
 BUILDING & PERMIT SERVICE
 99 WEST 10TH AVE 682-5086
 REG-RECEIPT:2-0002397 Dec 03 2021
 CASHIER: RAV

=====

Annexation Fee \$4,730.00
 Lot west of 3636 E 25th Ave
 Admin Fee-Auto Calc \$425.70

TOTAL DUE: \$5,155.70
 RECEIVED FROM:
 STEVE LEE

Credit: \$5,155.70
 Total tendered: \$5,155.70
 Change due: \$.00

=====

www.eugene-or.gov/bldgpermittracking

=====

Please take our customer survey at:
www.surveymonkey.com/s/COEPermitSurvey

=====

CITY OF EUGENE P I C
 100 W 10TH AVE STE 400
 EUGENE, OR 97401
 (541) 682 5677
 HEADER 61

Bank ID: 1383
 Merchant ID: 1277
 Term ID: 003

Phone Order

XXXXXXXXXX5718

VISA

Entry Method: Manual

Total: \$ 5,155.70

12/03/21

16:01:27

Inv #: 000004

Appr Code: 003620

Apprvd: Online

Batch#: 337001

AVS Code: ADDR MATCH A

CVV2 Code: MATCH M

Retrieval Ref.#: 90100003

Customer Copy

FOOTER 41

ENCLOSURE 10000 000000

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of a Resolution Annexing Land to the City of Eugene (Assessor's Map 17-04-23-11, Tax Lot 00103 Located at 1304 Andersen Lane) (City File: A 22-1)

Meeting Date: May 9, 2022
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 5B
Staff Contact: Althea Sullivan
Contact Telephone Number: 541-682-5485

ISSUE STATEMENT

This item is a request to annex property located at 1304 Andersen Lane. The property to be annexed is approximately .25 acres and is located west of River Road, and north of Horn Lane. No public right-of-way is proposed for annexation as part of this request and there is no formal deadline for Council action on this item. A vicinity map is provided as Attachment A.

The property is zoned R-1 Low-Density Residential with the /UL Urbanizable Land Overlay. Both the Metro Plan and the applicable refinement plan, the River Road - Santa Clara Urban Facilities Plan, designate the subject property for low density residential use. The area of annexation is located within the City's urban growth boundary (UGB) and is separated from City limits only by Andersen Lane. Annexation will allow for future development consistent with the property's residential land use designation and the Eugene Code. Specific plans for future development of the site are not included as part of this annexation application.

BACKGROUND

To encourage compact urban growth and sequential development within Eugene's UGB, the Metro Plan provides that ultimately all land within the UGB will be annexed into the City and provided with a minimum level of urban services.

Approval of annexation requests is based on the criteria at Eugene Code Section 9.7825 which require that (1) the land proposed to be annexed is within the City's UGB and is contiguous to the City limits or separated from City limits only by a right-of-way or water body; (2) the proposed annexation is consistent with the applicable policies in the Metro Plan and in any applicable refinement plans; and (3) the proposed annexation will result in a boundary in which the minimal level of key urban facilities and services can be provided in an orderly, efficient, and timely manner. Findings demonstrating that the annexation request is consistent with these approval criteria are included as Exhibit B to the attached draft resolution (see Attachment B).

To provide nearby property owners and residents an opportunity to review and comment on this annexation request, public notice was provided to all owners and occupants of property within 500 feet of the subject property and the affected neighborhood association (River Road

Community Organization) consistent with Eugene Code requirements. The City did not receive testimony in response to the public notice.

Referral comments were provided by affected agencies including City of Eugene Public Works and Eugene Water & Electric Board. These referral comments confirm that the property can be provided with the minimum level of key urban services consistent with the approval criteria. Given the findings of compliance, ability for the provision of key urban services, and absence of public testimony, a public hearing is not recommended in this instance.

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C. A full copy of all materials in the record is also available at the Permit and Information Center located at 99 West 10th Avenue. To take preventative measures for community members and staff safety against the spread of COVID-19, please contact the listed staff representative about alternatives for reviewing materials or the staff report. Copies may be also obtained at a reasonable cost.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

City Council may consider the following options:

1. Adopt the draft resolution
2. Adopt the draft resolution with specific modifications as determined by the City Council
3. Deny the draft resolution
4. Defer action until after the council holds a public hearing on the proposed annexation

CITY MANAGER'S RECOMMENDATION

The City Manager recommends that the City Council adopt the resolution by finding that the request complies with all applicable approval criteria, and that the annexation be approved.

SUGGESTED MOTION

Move to adopt a resolution approving the proposed annexation request consistent with the applicable approval criteria.

ATTACHMENTS

- A. Vicinity Map
- B. Draft Annexation Resolution with Exhibits A through B
 - Exhibit A: Legal Description
 - Exhibit B: Planning Director Findings and Recommendation
- C. Application Materials for Annexation Request

FOR MORE INFORMATION

Staff Contact: Althea Sullivan

Telephone: 541-682-5485

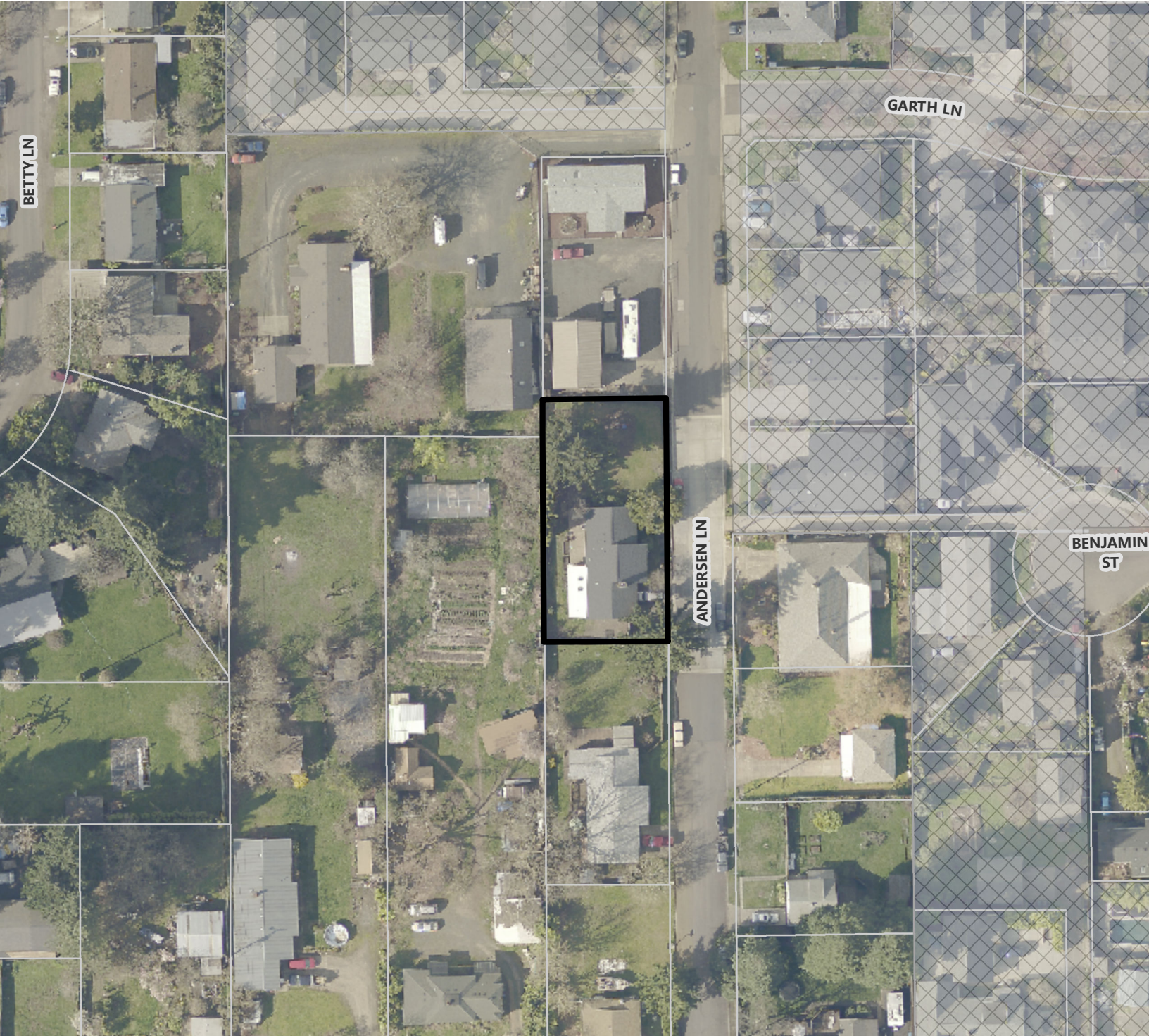
Staff E-Mail: ASullivan@eugene-or.gov



Vicinity Map

1304 ANDERSEN LANE (A 22-1)

ATTACHMENT A



- Subject Property
- Eugene City Limits
- Taxlots



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

Created on 4/20/2022
by City of Eugene Planning Division



RESOLUTION NO. _____**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 17-04-23-11, TAX LOT 00103 LOCATED AT 1304
ANDERSEN LANE).****The City Council of the City of Eugene finds that:**

A. An annexation application was submitted on January 20, 2022, by 1304 Andersen Lane, LLC, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 17-04-23-11, Tax Lot 00103, to the City of Eugene.

B. The legal description of the property proposed to be annexed is attached to this Resolution as Exhibit A.

C. The City's Planning Director has submitted a written recommendation that the application be approved based on the criteria of EC 9.7825. The Planning Director's Findings and Recommendation are attached as Exhibit B.

D. On April 8, 2022, a notice containing the street address, the assessor's map and tax lot number for the property, a description of the land proposed to be annexed, and the Planning Director's preliminary recommendation was mailed to the applicant, owners and occupants of properties located within 500 feet of the perimeter of the subject property, and the River Road Community Organization. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on May 9, 2022.

E. After considering the Planning Director's recommendation, the City Council finds that the application should be approved.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Based on the above findings and the Planning Director's Findings and Recommendation which are attached as Exhibit B and are adopted in support of this Resolution, it is ordered that the land identified as Assessor's Map 17-04-23-11, Tax Lot 00103, which is more particularly described in the attached Exhibit A, is annexed to the City of Eugene.

Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation and the automatic rezoning of the land pursuant to EC 9.7820(3) from R-1 Low-Density Residential with /UL Urbanizable Land Overlay to R-1 Low-Density Residential shall become effective in accordance with State law.

The foregoing Resolution adopted the ____ day of May, 2022.

City Recorder

December 16, 2021

LEGAL DESCRIPTION

ANNEXATION APPLICATION

TM 17-04-23-11, TL 103

Branch Engineering Inc. Project No. 21-740

ALL THOSE LANDS conveyed in that Warranty Deed from Nicholas Lawlor to 1304 Andersen Lane, LLC recorded on August 24, 2021 as Reception Number 2021-055499 in the Lane County Oregon Official Records, said lands being more particularly described as follows:

Beginning at the stone marking the Southwest corner of the Benjamin Davis Donation Land Claim No. 45, in Township 17 South, Range 4 West of the Willamette Meridian; thence East 2142.20 feet and North 2195.34 feet to the centerline of Horn Lane; thence North 00°30'12" West, 340.21 feet to an iron pin [marking] the true point of beginning; thence North 00°30'12" West, 145.21 feet to a point marked by an iron pin; thence North 89°27'56" East, 74.20 feet to an iron pin set on the West line of Anderson Lane; thence South 00°30'12" East, 145.69 feet along the West line of Andersen Lane to a point marked by an iron pin; thence South 89°50'02" West, 74.20 feet to the point of beginning, in Lane County, Oregon.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

DIGITALLY SIGNED

OREGON
NOVEMBER 30, 2007
RENEE CLOUGH
69162LS

RENEWAL DATE: 12/30/23



**Planning Director's Findings and Recommendation:
Annexation Request for 1340 ANDERSEN LANE
(City File: A 22-1)**

Application Submitted: January 20, 2022
Applicant: 1304 Andersen Lane, LLC
Property Included in Annexation Request: Tax Lot 00103 of Assessor's Map 17-04-23-11
Zoning: R-1 Low-Density Residential with an /UL Urbanizable Land Overlay
Location: 1304 Andersen Lane
Lead City Staff: Althea Sullivan, Senior Planner, City of Eugene Planning Division, 541-682-5485

EVALUATION:

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.		
Complies		Findings: The annexation area is within the City’s urban growth boundary (UGB) and is separated from City limits along its eastern boundary only by Andersen Lane, a public right of way, consistent with subsection (b).
☒ YES	☐ NO	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.		
Complies		Findings: Several policies from the <u>Metro Plan</u> provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic text</i>): <i>Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i> <i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i> <i>b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan. (page II-C-4)</i> <i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i>
☒ YES	☐ NO	

		<p><i>Policy 15. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)</i></p> <p>The following policy from the Residential Element of the <u>Metro Plan</u> is also applicable:</p> <p><i>Policy A.2 Residentially designated land within the UGB should be zoned consistent with the <u>Metro Plan</u>, and applicable plans and policies; however, existing agricultural zoning may be continued within the area between the city limits and UGB until rezoned for urban uses.</i></p> <p>The <u>Metro Plan</u> designates the annexation area as appropriate for low-density residential use. The <u>River Road - Santa Clara Urban Facilities Plan (RR/SC UFP)</u> is the adopted refinement plan for the subject property, which also designates the area for low density residential use, consistent with the subject property's existing R-1 Low-Density Residential zoning. The /UL overlay will be automatically removed from the property upon approval of the annexation.</p> <p>Regarding applicable policies of the <u>RR/SC UFP</u>, the subject property is not within a defined subarea. Further, none of the general "Residential Land Use Policies" at Section 2.2 appear to be directly applicable to the subject request. The "Public Facilities and Services Element" policies of the <u>RR/SC UFP</u> are directed at local government; however, the premise of these policies (regarding the provision of urban services) is the assumption that property within the UGB will be annexed.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with <u>Metro Plan</u> growth management policies and can be served by the minimum level of key urban services. The annexation procedures beginning at EC 9.7800 are consistent with State law and therefore, as found throughout this report, the annexation is consistent with State law.</p> <p>Based on the findings above, the proposal is consistent with the applicable policies of the <u>Metro Plan</u> and <u>RR/SC UFP</u> refinement plan.</p>
EC 9.7825(3)		The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.
Complies		Findings: Consistent with this criterion, the proposed annexation will result in a
☒ YES	☐ NO	boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below:

		<p><u>Wastewater</u> The property has an existing connection to the public wastewater system, making service available to the subject property.</p> <p><u>Stormwater</u> At the time of further development of the property, treatment of stormwater will be further evaluated for consistency with City of Eugene policies and plans for treatment. With a variety of options available to provide stormwater treatment, service can be provided in an orderly, efficient, and timely manner.</p> <p><u>Transportation</u> The property has frontage on Andersen Lane which is a public street that connects to other streets allowing access to the greater public street system. In the event further development occurs, additional evaluation of access to the public street system will take place.</p> <p><u>Solid Waste</u> Collection service is provided by private firms. Regional disposal sites are operated by Lane County.</p> <p><u>Water and Electric</u> Eugene Water and Electric Board (EWEB) staff confirm that water and electric services are available to the property.</p> <p><u>Public Safety</u> Police protection can be extended to this site upon annexation consistent with service provision through the City. Fire protection will be provided by Eugene Springfield Fire. Emergency medical services are currently provided on a regional basis and will continue in the same manner upon annexation.</p> <p><u>Parks and Recreation</u> Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p> <p><u>Planning and Development Services</u> Planning and building permit services are provided for all properties located within the Urban Growth Boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.</p> <p><u>Communications</u> A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.</p>
--	--	--

		<p><u>Public Schools</u></p> <p>The subject property is within Eugene School District 4J. As access to schools is evaluated on a district-wide basis, the property's location within the school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p>
--	--	--

CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is consistent with the applicable approval criteria. A legal description showing the area subject to annexation are included in the application file for reference. The effective date of the annexation will be set in accordance with State law.

INFORMATIONAL ITEMS:

- Upon approval of the annexation, the base zoning of R-1 Low-Density Residential will remain; however, the /UL Urbanizable Lands overlay will be automatically removed from the annexation area. Please contact the Permit Information Center, Planner-on-Duty at 541-682-5377 for more information.
- Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.

Please complete the following application checklist. Note that additional information may be required upon further review in order to adequately address the applicable criteria for approval. If you have any questions about filling out this application, please contact Planning staff at the Permit and Information Center, phone (541)682-5377, 99 West 10th Avenue, Eugene.

List all Assessor's Map and Tax Lot numbers of the property included in the request.

Assessor's Map	Tax Lot	Zoning	Acreage
17-04-23-11	103	R1	0.25 ACRES

Property Address: 1304 Andersen Lane

Plans for Future Development & Permit Number (if applicable): _____

Public Service Districts:

Name			
Parks:	River Road Parks and Recreation		
Electric:	EWEB		
Water:	EWEB		
Sanitary Sewer:	City of Eugene		
Fire:	River Road WD		
Schools:	Elementary: River Road	Middle: Kelly	High: North Eugene
Other:			

Filing Fee

- ☒ A filing fee must accompany all applications. The fee varies depending upon the type of application and is adjusted periodically by the City Manager. Check with Planning staff at the Permit and Information Center to determine the required fee or check website at www.eugeneplanning.org

Written Statement (Submit 5 copies)

- ☒ Submit a detailed written statement describing **how** this request is consistent with all applicable criteria (Section 9.7825 of the Eugene Code).

Site Plan Requirements

Submit 3 paper copies and 1 digital copy of a site plan, drawn to an engineer's scale on 8 ½" x 11" sheet of paper. Site plans shall include the following information:

- ☒ Show the date & north arrow on site plan.
- ☒ Show the Assessor's Map and Tax Lot number(s) on the site plan.
- ☒ Show a vicinity map on the site plan (vicinity map does not need to be to scale).
- ☒ Show city limits & UGB (if applicable)
- ☒ Clearly label the affected territory and any public right of ways to be annexed.
- ☒ Show all adjacent streets, alleys, and accessways.
- ☒ Show all dimensions of existing public utility easements and any other areas restricting use of the parcels, such as conservation areas, slope easements, access easements, etc.
- ☒ Show the location of all existing structures.

Other Application Requirements (Submit 3 paper copies and 1 digital copy of all)

- ☒ Petition for Annexation form listing all owners, including partial owners, and electors. This form includes the Certification of Electors which must be signed by the Lane County Elections/Voter Registration Department and also includes the Verification (Certification) of Property Owners which must be signed by the Lane County Department of Assessment and Taxation. *This form is required even if the land is vacant.*
- ☒ Notarized Consent to Annexation form.
- ☒ A legal description of the land proposed for annexation, including any public right of way prepared by a registered land surveyor. Oregon Revised Statutes (ORS) 308.225 requires submittal of a closing metes and bounds description or subdivision block and lot number description. Please see example of acceptable legal descriptions contained in the application packet. The legal description must exactly correspond with the map included with the application or the Assessor's map.
- ☒ Summary of Urban Service Provision form.
- ☒ Census Information Sheet.

Note: This is not a complete list of requirements. Additional information may be required after further review in order to adequately address the applicable approval criteria.

By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined, and that he/she understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application is complete and accurate to the best of my (our) knowledge. ATTACHMENT C

PROPERTY OWNER OF TAX LOT: 103

Name (print): 1304 Andersen Lane, LLC

Address: 939 Riverstone Lane

Email: nick@lawlorrealestategroup.com

City/State/Zip: Springfield, OR 97477

Phone: 541-520-1739 Fax:

Signature: Nick Lawlor, MEMBER

Date: 12/21/21

PROPERTY OWNER OF TAX LOT: _____

Name (print): _____

Address: _____

Email: _____

City/State/Zip: _____

Phone: _____

Fax: _____

Signature: _____

Date: _____

PROPERTY OWNER OF TAX LOT: _____

Name (print): _____

Address: _____

Email: _____

City/State/Zip: _____

Phone: _____

Fax: _____

Signature: _____

Date: _____

SURVEYOR:

Name (print): Renee Clough, P.L.S.

Company/Organization: Branch Engineering, Inc.

Address: 310 5th Street

City/State/Zip: Springfield, OR 97477

Phone: 541-736-0637 Fax:

E-mail: reneec@branchengineering.com

Signature: Renee Clough

Digitally signed by Renee Clough
Date: 2022.01.19 11:35:52 -08'00'

Date: _____

REPRESENTATIVE (If different from Surveyor):

ATTACHMENT 6

Name (print): Andrew Strout

Company/Organization: Branch Engineering, Inc.

Address: 310 5th Street

City/State/Zip: Springfield, OR 97477

Phone: 541-736-0637 Fax:

E-mail: andrews@branchengineering.com

Signature:



Date:

1-19-2022

****Attached additional sheets if necessary.**



January 19, 2022

**WRITTEN STATEMENT
ANNEXATION**

TM 17-04-23-11, TL 103

Branch Engineering Inc. Project No. 21-740

This application proposes an annexation for Tax Map 17-04-23-11, Tax Lot 103. The property is located inside the City of Eugene Urban Growth Boundary and is zoned R-1 Low-Density Residential with an Urbanizable Land Overlay. The purpose of the annexation is to increase options for future use of the property.

The following describes how the proposed annexation conforms to the Eugene Code:

9.7825 Annexation – Approval Criteria. The city council shall approve, modify and approve, or deny a proposed annexation based on the application’s consistency with the following:

- (1) The land proposed to be annexed is within the city’s urban growth boundary and is:
 - (a) Contiguous to the city limits; or
 - (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.

The property to be annexed is within the urban growth boundary and only separated from the city limits (Tax Map 17-04-23-11, Tax Lots 8000 and 8100) by a public right-of-way.

- (2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.

The property is within the Metro Plan and the River Road/Santa Clara Urban Facilities Plan (RR/SC UFP). The property is currently zoned R-1/Low-Density Residential with an Urbanizable Land Overlay. Both the Metro Plan and the RR/SC UFP designate the property for low density residential use. The /UL overlay zoning will be automatically removed upon annexation approval.

The subject property is not located within a defined subarea of the RR/SC UFP. None of the general “Residential Land Use Policies” listed in Section 2.2 are directly applicable to the annexation. The “Public Facilities and Services Element” policies of the RR/SC UFP are directed at local government; however, the premise of these policies (regarding the

provision of urban services) is the assumption that the properties within the UGB will be annexed.

As further detailed in subsection (3), the proposed annexation is consistent with Metro Plan growth management policies and can be served by the minimum level of key urban services.

Several other policies from the Metro Plan provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section:

Policy 8: Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:

- a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner*
- b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan (page 11-C-4).*

Policy 10: Annexation to a city through normal processes shall continue to be the highest priority (page 11-C-5).

Policy 15: Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban (page 11-C-5).

- (3) The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.

As discussed below, public services are in place and readily available to the properties proposed for annexation. Because of the proximity to the surrounding urban facilities, services can be provided in an orderly, efficient, and timely manner.

Y Electrical service is provided by EWEB. Overhead wires are available for connection along Andersen Lane.

Y Water service is provided by EWEB. A 4-inch cast iron water main is available for connection along Andersen Lane.

Y An 8" wastewater main exists along Andersen Lane and is available for connection along the East side of the property.

Y Stormwater lines are available along Andersen Road.

-
- Y *The River Road Water District currently provides fire service to the area.*
 - Y *The tax lot has frontage and takes access along Andersen Lane to the east.*
 - Y *The property is within the Eugene School District 4J and is within the district boundaries of River Road Elementary, Kelly Middle School and North Eugene High School.*
 - Y *Garbage collection service is provided by private firms. Regional disposal sites and the Short Mountain Landfill are operated by Lane County.*
 - Y *Police protection can be extended to this site upon annexation consistent with service provision throughout the City.*
 - Y *Emergency medical services are currently provided on a regional basis by the Cities of Eugene and Springfield to central Lane County and will continue in the same manner upon annexation.*
 - Y *A minimum level of park service can be provided to the proposal area as prescribed in the Metro Plan.*
 - Y *Planning and building permit services are provided for all properties located within the urban growth boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.*
 - Y *A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.*

December 16, 2021

**LEGAL DESCRIPTION
ANNEXATION APPLICATION
TM 17-04-23-11, TL 103**

Branch Engineering Inc. Project No. 21-740

ALL THOSE LANDS conveyed in that Warranty Deed from Nicholas Lawlor to 1304 Andersen Lane, LLC recorded on August 24, 2021 as Reception Number 2021-055499 in the Lane County Oregon Official Records, said lands being more particularly described as follows:

Beginning at the stone marking the Southwest corner of the Benjamin Davis Donation Land Claim No. 45, in Township 17 South, Range 4 West of the Willamette Meridian; thence East 2142.20 feet and North 2195.34 feet to the centerline of Horn Lane; thence North 00°30'12" West, 340.21 feet to an iron pin [marking] the true point of beginning; thence North 00°30'12" West, 145.21 feet to a point marked by an iron pin; thence North 89°27'56" East, 74.20 feet to an iron pin set on the West line of Anderson Lane; thence South 00°30'12" East, 145.69 feet along the West line of Andersen Lane to a point marked by an iron pin; thence South 89°50'02" West, 74.20 feet to the point of beginning, in Lane County, Oregon.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

DIGITALLY SIGNED

**OREGON
NOVEMBER 30, 2007
RENEE CLOUGH
69162LS**

RENEWAL DATE: 12/30/23

Application #: C * 2008 - _____
For City Use Only

* CB = Coburg CG = Cottage Grove
CR = Creswell EU = Eugene
FL = Florence JC = Junction City
OA = Oakridge SP = Springfield

PETITION
Petition Signature Sheet
Annexation by Individuals

RECEIVED
MAR 03 2022
Lane County
Assessment & Taxation

ATTACHMENT 6

We, the following property owners/electors, consent to the annexation of the following territory to the City of (insert Name of City):

Signature	Date Signed m/d/y	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	✓ Land Owner	✓ Reg Voter	Acres (qty)
1. <i>Nicholas Lawlor, Member</i>		1304 Andersen Lane, Member: Nicholas Lawlor	1304 Andersen Lane Eugene OR 97404	17-04-23-11-00103	X		
2.							
3.							
4.							
5.							

Note: With the above signature(s), I am attesting that I have the authority to consent to annexation on my own behalf or on behalf of my firm or agency. (Attach evidence of such authorization when applicable.)

I, Nicholas A. Lawlor (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
X Nicholas A. Lawlor (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

The total landowners in the proposed annexation are 1 (qty). This petition reflects that 1 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.

CERTIFICATION OF ELECTORS

The total active registered voters in the proposed annexation are 0. I hereby certify that this petition includes 0 valid signatures representing 0 (%) of the total active registered voters that are registered in the proposed annexation.

[Signature]
Lane County Department of Assessment and Taxation

3/3/2022

Date Certified

[Signature]
Lane County Clerk or Deputy Signature

3/3/2022

Date Certified

Consent to Annexation

Consent is hereby given to the annexation by the City of Eugene, Oregon of the following described real property:

Map and Tax Lot: 17-04-23-11-00103 Address: 1304 Andersen Lane Eugene OR, 97404

Legal Description:

Those lands conveyed in that Warranty Deed from Nicholas Lawlor to 1304 Andersen Lane, LLC recorded on August 24 2021 as Reception Number 2021-055499, in the Lane County Oregon Official Records.

In the corporate limits of said city, which is owned by the undersigned

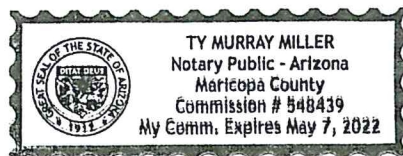
DATED this 13th day of January, 2022.

NICHOLAS LAWLOR
Nicholas Lawlor
MEMBER, 1304 ANDERSEN LANE LLC

STATE OF Arizona)
)
 County of Maricopa)
)

On this 13th day of January, 2022, before me, the undersigned, a notary public in and for the said county and state, personally appeared the within-named, Nicholas Lawlor, who is known to me to be the identical individual described herein and who executed the same freely and voluntarily.

Seal:

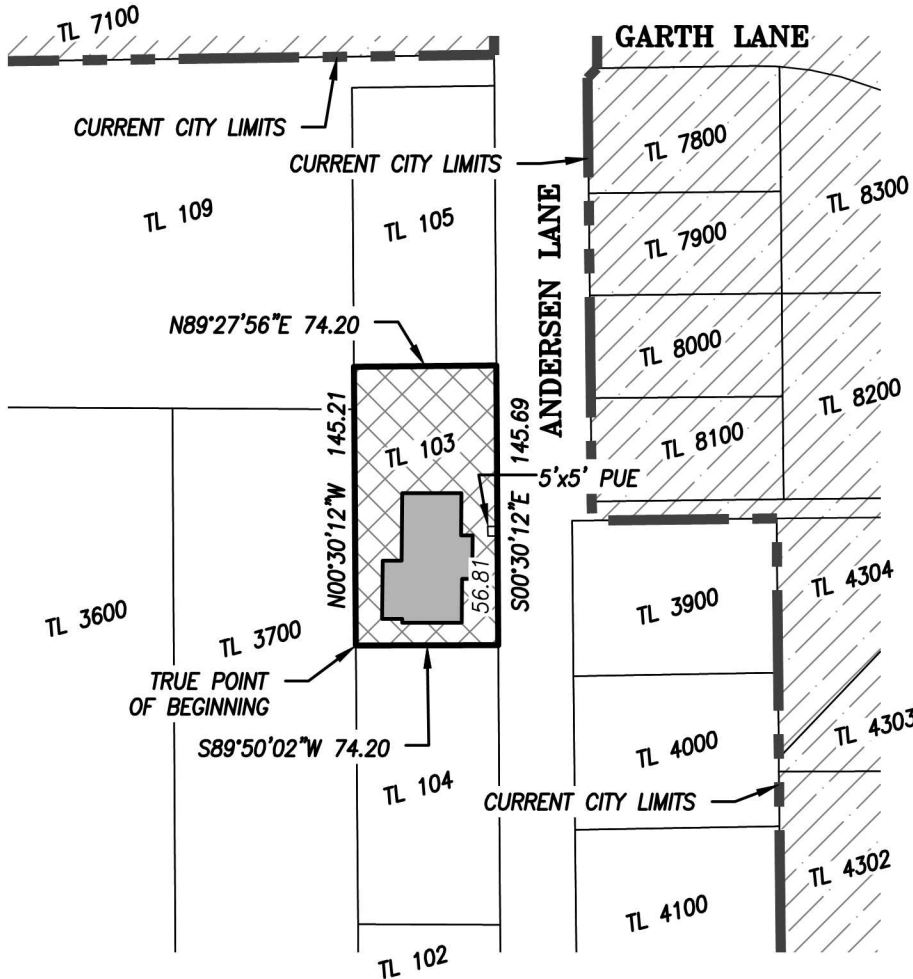
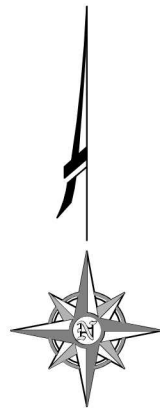
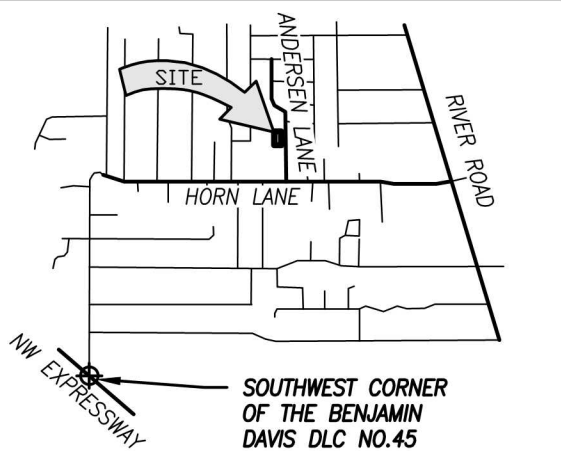


IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the day and year last above written.

Ty Murray Miller
 Notary Public for Arizona
 My Commission Expires 5/7/22

LAND ANNEXATION FOR NICK LAWLOR

NE 1/4, NE 1/4, SEC 23, T17S, R4W, WM
EUGENE, LANE COUNTY, OREGON



VICINITY MAP

NOT TO SCALE

SCALE: 1"=100'



1304 ANDERSEN ANNEXATION

SHEET 1 OF 1

ANNEXATION MAP

JANUARY 19, 2022

310 5th Street, Springfield OR 97477 | p: 541.746.0637 | www.branchengineering.com

Project No: 21-740

LEGEND

- CITY LIMITS
- LANDS TO BE ANNEXED
- EXISTING STRUCTURE

NOTES

1. CITY LIMITS BOUNDARIES SHOWN PER THE CITY OF EUGENE ON-LINE INTERACTIVE ZONING MAP ON JUNE 5, 2020.

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of a Resolution Annexing Land to the City of Eugene
(Assessor's Map 17-04-08-00 Tax Lot 01000,
Located south of Airport Road and west of HWY 99N)
(City File: A 22-3)

Meeting Date: May 9, 2022
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 5C
Staff Contact: Althea Sullivan
Contact Telephone Number: 541-682-5485

ISSUE STATEMENT

This item is a request to annex property located south of Airport Road and west of Highway 99N. The property to be annexed is approximately 84 acres. No public right-of-way is proposed for annexation as part of this request and there is no formal deadline for Council action on this item. A vicinity map is provided as Attachment A.

The property is within the area that was added to Eugene's Urban Growth Boundary by Ordinance No. 20584, effective in 2018. The Metro Plan designates the property for Light Medium Industrial use. Upon annexation, the zoning of the property will be I-2 Light-Medium Industrial with /CAS Commercial Airport Safety and /CL Clear Lake overlays consistent with this designation and in accordance with EC 9.7820(3)(c). The area of annexation is located within the City's urban growth boundary (UGB) and is adjacent to the City limits along the property's eastern boundary. Specific plans for future development of the site are not included as part of this annexation application.

BACKGROUND

To encourage compact urban growth and sequential development within Eugene's UGB, the Metro Plan provides that ultimately all land within the UGB will be annexed into the City and provided with a minimum level of urban services.

Approval of annexation requests is based on the criteria at Eugene Code Section 9.7825 which require that (1) the land proposed to be annexed is within the City's UGB and is contiguous to the City limits or separated from City limits only by a right-of-way or water body; (2) the proposed annexation is consistent with the applicable policies in the Metro Plan and in any applicable refinement plans; and (3) the proposed annexation will result in a boundary in which the minimal level of key urban facilities and services can be provided in an orderly, efficient, and timely manner. Findings demonstrating that the annexation request is consistent with these approval criteria are included as Exhibit B to the attached draft resolution (see Attachment B).

To provide nearby property owners and residents an opportunity to review and comment on this annexation request, public notice was provided to all owners and occupants of property within

500 feet of the subject property consistent with Eugene Code requirements. The City did not receive testimony in response to the notice. Notice could not be sent to the applicable neighborhood group because the property proposed to be annexed is not located within an officially recognized neighborhood group or community organization.

Referral comments were provided by affected agencies including City of Eugene Public Works, Lane County Transportation Planning and Eugene Water & Electric Board. These referral comments confirm that the property can be provided with the minimum level of key urban services consistent with the approval criteria. Given the findings of compliance, ability for the provision of key urban services, and absence of any testimony in opposition to the request, a public hearing is not recommended in this instance.

Additional background information regarding this request, including relevant application materials, is included for reference as Attachment C. A full copy of all materials in the record is also available at the Permit and Information Center located at 99 West 10th Avenue. To take preventative measures for community members and staff safety against the spread of COVID-19, please contact the listed staff representative about alternatives for reviewing materials or the staff report. Copies may be also obtained at a reasonable cost.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

City Council may consider the following options:

1. Adopt the draft resolution
2. Adopt the draft resolution with specific modifications as determined by the City Council
3. Deny the draft resolution
4. Defer action until after the council holds a public hearing on the proposed annexation

CITY MANAGER'S RECOMMENDATION

The City Manager recommends that the City Council adopt the resolution by finding that the request complies with all applicable approval criteria, and that the annexation be approved.

SUGGESTED MOTION

Move to adopt a resolution approving the proposed annexation request consistent with the applicable approval criteria.

ATTACHMENTS

- A. Vicinity Map
- B. Draft Annexation Resolution with Exhibits A through B
 - Exhibit A: Legal Description
 - Exhibit B: Planning Director Findings and Recommendation

C. Application Materials for Annexation Request

FOR MORE INFORMATION

Staff Contact: Althea Sullivan, Senior Planner

Telephone: 541-682-5485

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



- Subject Property
- Eugene City Limits
- Taxlots



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

Created on 4/20/2022
by City of Eugene Planning Division



RESOLUTION NO. _____**RESOLUTION ANNEXING LAND TO THE CITY OF EUGENE
(ASSESSOR'S MAP 17-04-08-00, TAX LOT 01000 LOCATED SOUTH OF
AIRPORT ROAD AND WEST OF HWY 99N).****The City Council of the City of Eugene finds that:**

A. An annexation application was submitted on February 2, 2022, by Golden Emerald LLC, in accordance with the provisions of Section 9.7810 of the Eugene Code, 1971, ("EC") to annex property identified as Assessor's Map 17-04-08-00, Tax Lot 01000, to the City of Eugene.

B. The legal description of the property proposed to be annexed is attached to this Resolution as Exhibit A.

C. The City's Planning Director has submitted a written recommendation that the application be approved based on the criteria of EC 9.7825. The Planning Director's Findings and Recommendation are attached as Exhibit B.

D. On April 8, 2022, a notice containing a geographical reference to the property, the assessor's map and tax lot number for the property, a description of the land proposed to be annexed, and the Planning Director's preliminary recommendation was mailed to the applicant, and owners and occupants of properties located within 500 feet of the perimeter of the subject property. Notice could not be sent to the applicable neighborhood group or community organization officially recognized by the City Council as required by EC 9.7820 because the property proposed to be annexed is not located within an officially recognized neighborhood group or community organization. The notice advised that the City Council would consider the Planning Director's full recommendation on the proposed annexation on May 9, 2022.

E. After considering the Planning Director's recommendation, the City Council finds that the application should be approved.

NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a
Municipal Corporation of the State of Oregon, as follows:**

Section 1. Based on the above findings and the Planning Director's Findings and Recommendation which are attached as Exhibit B and are adopted in support of this Resolution, it is ordered that the land identified as Assessor's Map 17-04-08-00, Tax Lot 01000, which is more particularly described in the attached Exhibit A, is annexed to the City of Eugene.

Section 2. This Resolution is effective immediately upon its passage by the City Council. The annexation and the automatic rezoning of the land pursuant to EC 9.4610, EC 9.7820(3)(c), and Figure 9.7820(3)(c) from AG Agricultural with /UL Urbanizable Land, /CAS Commercial Airport Safety, and /CL Clear Lake overlays to I-2 Light-Medium Industrial with /CAS Commercial Airport Safety and /CL Clear Lake overlays shall become effective in accordance with State law.

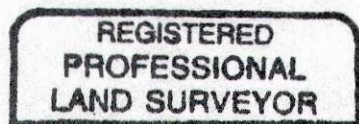
The foregoing Resolution adopted the ____ day of May, 2022.

City Recorder

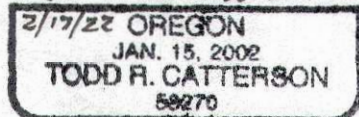
LEGAL DESCRIPTION FOR A TRACT OF LAND LOCATED IN THE E1/2 OF
SECTION 8, T.17S., R.4W., W.M., LANE COUNTY, OREGON
W.O. 21-5700

LEGAL DESCRIPTION

Legal description for a tract of land conveyed to Golden Emerald, LLC in MF 2012-017777, records of Lane County, Oregon, located in the East one-half (E1/2) of Section 8, Township 17 South, Range 4 West, W.M., Lane County, Oregon, more particularly described as follows: Beginning at the North one-quarter corner of said Section 8, thence South 80°07'52" East a distance of 1173.67 feet to the TRUE POINT OF BEGINNING of this legal description; thence South 01°47'44" West a distance of 173.84 feet to the Northwest corner of Parcel 1 of Partition Plat No. 2002-P1526; thence South 01°47'44" West along the West line of said Parcel 1 a distance of 311.19 feet to the Northwest corner of Parcel 2 of Partition Plat No. 2002-P1526; thence South 01°49'07" West along the West line of said Parcel 2 a distance of 311.17 feet to the Northwest corner of Parcel 3 of Partition Plat No. 2002-P1526; thence South 01°49'33" West along the West line of said Parcel 3 a distance of 568.16 feet to the Southwest corner of said Parcel 3; thence South 01°48'42" West a distance of 1787.36 feet; thence North 87°23'56" West a distance of 329.88 feet; thence South 01°49'02" West a distance of 634.94 feet to the North right-of-way line of Clear Lake Road; thence North 88°05'26" West along said North right-of-way line of Clear Lake Road a distance of 834.63 feet to the North - South centerline of said Section 8; thence North 01°50'52" East along said North - South centerline of Section 8 a distance of 1304.15 feet to the Center one-quarter of said Section 8; thence North 01°50'52" East along said North - South centerline of said Section 8 a distance of 1320.53 feet to the Center North one-sixteenth corner of said Section 8; thence North 01°50'52" East along said North - South centerline Section 8 a distance of 208.72 feet to the South line of a tract of land conveyed to the City of Eugene in deeds MF 2005-083799; thence along said South line of City of Eugene tract, around a 930.00 feet radius curve to the left a distance of 619.02 feet, long chord bears North 54°13'56" East, 607.66 feet; thence North 35°09'50" East along said South line of City of Eugene tract a distance of 300.00 feet; thence along said South line of City of Eugene tract around a 740.00 feet radius curve to the right a distance of 629.46 feet, long chord bears North 59°31'59" East, 610.65 feet to the TRUE POINT OF BEGINNING, containing 84.29 acres, more or less.



Todd R. Catterson



RENEWS 12/31/23



**Planning Director's Findings and Recommendation:
Annexation Request for GOLDEN EMERALD, LLC
(City File: A 22-3)**

Application Submitted: February 2, 2022
Applicant: Golden Emerald, LLC
Property Included in Annexation Request: Tax Lots 01000 of Assessor's Map 17-04-08-00
Zoning: AG Agricultural with /CAS Commercial Airport Safety, /CL Clear Lake and /UL Urbanizable Land overlays
Location: South of Airport Road and west of HWY 99N
Lead City Staff: Althea Sullivan, Senior Planner, City of Eugene Planning Division, 541-682-5485

EVALUATION:

Based on the information provided by the applicant, the City has determined that this request complies with Eugene Code (EC) Section 9.7805 Annexation - Applicability. As such, it is subject to review and approval in accordance with the requirements, application criteria and procedures of EC 9.7800 through 9.7835. The applicable approval criteria are presented below in bold typeface with findings and conclusions following each.

EC 9.7825(1) The land proposed to be annexed is within the city’s urban growth boundary and is: (a) Contiguous to the city limits; or (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.		
Complies		Findings: The subject property is within the Urban Growth Boundary and is contiguous to City limits on its eastern border, consistent with subsection (a).
☒ YES	☐ NO	
EC 9.7825(2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.		
Complies		Findings: Several policies from the <u>Metro Plan</u> provide support for this annexation by encouraging compact urban growth to achieve efficient use of land and urban service provisions within the UGB, including the following policies from the Growth Management section (in <i>italic text</i>): <i>Policy 8. Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:</i> <i>a. A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.</i> <i>b. There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan. (page II-C-4)</i> <i>Policy 10. Annexation to a city through normal processes shall continue to be the highest priority. (page II-C-5).</i>
☒ YES	☐ NO	

		<p><i>Policy 15. Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban. (page II-C-5)</i></p> <p>The subject property is within the area that was added to Eugene’s Urban Growth Boundary and designated for Light Medium Industrial use by City of Eugene Ordinance No. 20584. See Section 1 of Ordinance No. 20584 and Exhibits A -3 and A-4 to that ordinance. The subject property is currently zoned AG Agricultural with /UL Urbanizable Land, /CAS Commercial Airport Safety, and /CL Clear Lake overlays. See Sections 7 and 8 of Ordinance No. 20584 and Exhibits F and G to that ordinance. In accordance with EC 9.7820(3)(c), upon annexation the subject property will be automatically rezoned to I-2 Light-Medium Industrial with /CAS Commercial Airport Safety and /CL Clear Lake overlays. The /UL overlay will be automatically removed from the property upon approval of the annexation.</p> <p>As previously discussed in this subsection, and further detailed under subsection (3) below, the proposed annexation is consistent with <u>Metro Plan</u> growth management policies and can be served by the minimum level of key urban services. The annexation procedures beginning at EC 9.7800 are consistent with State law and therefore, as found throughout this report, the annexation is consistent with State law.</p> <p>Based on the findings above, the proposal is consistent with the applicable policies of the <u>Metro Plan</u>.</p>
EC 9.7825(3)		The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.
<p>Complies</p> <p>☒ YES</p> <p>☐ NO</p>		<p>Findings: Consistent with this criterion, the proposed annexation will result in a boundary in which the minimum level of key urban facilities and services can be provided in an orderly, efficient, and timely manner as detailed below:</p> <p><u>Wastewater</u> Wastewater service is available at the northeast corner of the subject property. At the time of development access to the system can be provided through extension of the system or easements. Based on the proximity to the service, service is available to the subject property.</p> <p><u>Stormwater</u> At the time of further development of the property, treatment of stormwater will be further evaluated for consistency with City of Eugene policies and plans for treatment. With a variety of options available to provide stormwater treatment, service can be provided in an orderly, efficient, and timely manner.</p> <p><u>Transportation</u></p>

	<p>The property has frontage on Clear Lake Road which is classified as a major collector and is a public street that connects to other streets allowing access to the greater public street system. It is noted that Clear Lake Road is under the jurisdiction of Lane County, and any future access will need to comply with Lane County's permitting requirements. To the north of the property is Airport Road, however, the property does not have frontage on it due to a strip of land that lies between the property and Airport Road.</p> <p><u>Solid Waste</u> Collection service is provided by private firms. Regional disposal sites are operated by Lane County.</p> <p><u>Water and Electric</u> Eugene Water and Electric Board (EWEB) staff confirm that water and electric services are available to the property.</p> <p><u>Public Safety</u> Police protection can be extended to this site upon annexation consistent with service provision throughout the City. Fire protection will be provided by Eugene Springfield Fire. Emergency medical services are currently provided on a regional basis and will continue in the same manner upon annexation.</p> <p><u>Parks and Recreation</u> Parks and recreation programs are provided on a City-wide basis. The inclusion of the subject property in the City is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p> <p><u>Planning and Development Services</u> Planning and building permit services are provided for all properties located within the Urban Growth Boundary by the City of Eugene. The Eugene Code, Chapter 9, will provide the required land use controls for future development of the subject property upon annexation.</p> <p><u>Communications</u> A variety of telecommunications providers offer communications services throughout the Eugene/Springfield area.</p> <p><u>Public Schools</u> The subject property is within Bethel School District. As access to schools is evaluated on a district-wide basis, the property's location within the school district is sufficient evidence to demonstrate the minimum level of this key urban service is met.</p>
--	--

CONCLUSION:

Based on the above findings, information submitted to date, and the criteria set forth in EC 9.7825, the proposed annexation is consistent with the applicable approval criteria. A legal description describing the area subject to annexation are included in the application file for reference. The effective date of the annexation will be set in accordance with State law.

INFORMATIONAL ITEMS:

- Upon approval of the annexation the zoning of the property will be I-2 Light-Medium Industrial with /CAS Commercial Airport Safety and / CL Clear Lake overlays in accordance with EC 9.7820(3)(c). The /UL Urbanizable Lands overlay will be automatically removed from the property. Please contact the Permit Information Center, Planner-on-Duty at 541-682-5377 for more information.
- Approval of this annexation does not relieve the applicant from complying with applicable codes and statutory requirements.

Please complete the following application checklist. Note that additional information may be required upon further review in order to adequately address the applicable criteria for approval. If you have any questions about filling out this application, please contact Planning staff at the Permit and Information Center, phone (541)682-5377, 99 West 10th Avenue, Eugene.

List all Assessor's Map and Tax Lot numbers of the property included in the request.

Assessor's Map	Tax Lot	Zoning	Acreage
17-04-08-00	01000	AG/CAS/CL/UL	84.29

Property Address: AIRPORT ROAD (NO NUMBER ASSIGNED) _____

Plans for Future Development & Permit Number (if applicable): N/A _____

Public Service Districts:

Name			
Parks:	CITY OF EUGENE		
Electric:	EWEB		
Water:	EWEB		
Sanitary Sewer:	CITY OF EUGENE		
Fire:	LANE FIRE AUTHORITY		
Schools:	Elementary: IRVING	Middle: SHASTA	High: WILLAMETTE
Other:			

Filing Fee

- ☒ A filing fee must accompany all applications. The fee varies depending upon the type of application and is adjusted periodically by the City Manager. Check with Planning staff at the Permit and Information Center to determine the required fee or check website at www.eugeneplanning.org

Written Statement (Submit 5 copies)

- ☒ Submit a detailed written statement describing **how** this request is consistent with all applicable criteria (Section 9.7825 of the Eugene Code).

Site Plan Requirements

Submit 3 paper copies and 1 digital copy of a site plan, drawn to an engineer's scale on 8 ½" x 11" sheet of paper. Site plans shall include the following information:

- ☒ Show the date & north arrow on site plan.
- ☒ Show the Assessor's Map and Tax Lot number(s) on the site plan.
- ☒ Show a vicinity map on the site plan (vicinity map does not need to be to scale).
- ☒ Show city limits & UGB (if applicable)
- ☒ Clearly label the affected territory and any public right of ways to be annexed.
- ☒ Show all adjacent streets, alleys, and accessways.
- ☒ Show all dimensions of existing public utility easements and any other areas restricting use of the parcels, such as conservation areas, slope easements, access easements, etc.
- ☐ Show the location of all existing structures.
N/A, NO EXISTING STRUCTURES ON SITE

Other Application Requirements (Submit 3 paper copies and 1 digital copy of all)

- ☒ Petition for Annexation form listing all owners, including partial owners, and electors. This form includes the Certification of Electors which must be signed by the Lane County Elections/Voter Registration Department and also includes the Verification (Certification) of Property Owners which must be signed by the Lane County Department of Assessment and Taxation. *This form is required even if the land is vacant.*
- ☒ Notarized Consent to Annexation form.
- ☒ A legal description of the land proposed for annexation, including any public right of way prepared by a registered land surveyor. Oregon Revised Statutes (ORS) 308.225 requires submittal of a closing metes and bounds description or subdivision block and lot number description. Please see example of acceptable legal descriptions contained in the application packet. The legal description must exactly correspond with the map included with the application or the Assessor's map.
- ☒ Summary of Urban Service Provision form.
- ☒ Census Information Sheet.

Note: This is not a complete list of requirements. Additional information may be required after further review in order to adequately address the applicable approval criteria.

By signing, the undersigned certifies that he/she has read and understood the submittal requirements outlined, and that he/she understands that omission of any listed item may cause delay in processing the application. I (We), the undersigned, acknowledge that the information supplied in this application is complete and accurate to the best of my (our) knowledge.

PROPERTY OWNER OF TAX LOT: 1000

Name (print): GOLDEN EMERALD, LLC

Address: 43w303 BUCK CT.

Email:

City/State/Zip: ST. CHARLES, IL 60175

Phone:

Fax:

Signature: *Nicole Warren, member* Date: 1/14/2022

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address:

Email:

City/State/Zip:

Phone:

Fax:

Signature:

Date:

PROPERTY OWNER OF TAX LOT: _____

Name (print):

Address:

Email:

City/State/Zip:

Phone:

Fax:

Signature:

Date:

SURVEYOR:

Name (print): TODD R. CATTERSON

Company/Organization: ARMSTRONG SURVEYING & ENGINEERING, INC

Address: 287 NE SECOND STREET, SUITE 100

City/State/Zip: PRINEVILLE, OR 97754

Phone: (541) 447-7791 Fax: (541) 416-1602

E-mail: *todd@armstrongsurveying.net*

Signature: *Todd R. Catterson* Date: 1/24/22

REPRESENTATIVE (If different from Surveyor):

Name (print): ZACH GALLOWAY, AICP

Company/Organization: TBG ARCHITECTS + PLANNERS

Address: 132 EAST BROADWAY, SUITE 200

City/State/Zip: EUGENE, OR 97401

Phone: 541.681.1010

E-mail: zgalloway@tbg-arch.com

Signature: 

Date: 1.24.22

****Attached additional sheets if necessary.**

February 28, 2022

City of Eugene
Planning & Development Department
99 West 10th Avenue
Eugene, Oregon 97401

RE: Airport Road (202151/1.3)
Annexation – Written Statement

Property Address:	Not Yet Assigned (Airport Road)
Assessor's Map:	17-04-08-00
Tax Lot:	1000
Owner:	Golden Emerald, LLC 43w303 Buck Ct St Charles, Illinois 60175
Applicant:	BHT Properties Group, LLC 5555 Anglers Avenue, Suite 27 Fort Lauderdale, Florida 33312 Contact: Lexie Gill, Project Manager 954.546.8594 lexie@bhtpropertiesgroup.com
Applicant's Representative:	TBG Architects + Planners 132 East Broadway, Suite 200 Eugene, Oregon 97401 Contact: Zach Galloway, AICP 541.687.1010 zgalloway@tbg-arch.com

WRITTEN STATEMENT

In accordance with the Annexation application procedures and submittal requirements, this written statement describes the proposal and demonstrates that the proposed Annexation application complies with the applicable criteria listed under Eugene Code 9.7825. As recognized in EC 9.7055, this Annexation application is prepared for review and approval by the Eugene City Council.

I. Annexation Request

The applicant, BHT Properties Group, requests approval of an Annexation application for property located south of Airport Road in the Clear Lake area and identified as Tax Lot 1000 on Assessor's Map 17-04-08-00 (the "site"). The application is proposed consistent with the EC 9.7810 submittal requirements and EC 9.7825 review criteria. The undeveloped site is currently outside the city limits and must be annexed prior to development.

City of Eugene – Annexation
 February 28, 2022
 Page 2 of 5

As demonstrated in Section IV below, the Annexation application meets all applicable criteria in effect at the time of filing and the application should be approved as proposed.

Project Team:

Owner

Golden Emerald LLC
 43w303 Buck Court
 St. Charles, Illinois 60175
 Contact: Heidi Warren

Applicant

BHT Properties Group, LLC
 5555 Anglers Avenue, Suite 27
 Fort Lauderdale, Florida 33312
 Contact: Lexie Gill, Project Manager
 954.546.8594
 lexie@bhtpropertiesgroup.com

Planner & Applicant's Representative

TBG Architects + Planners
 132 East Broadway, Suite 200
 Eugene, Oregon 97401
 Contact: Zach Galloway, AICP
 541.687.1010
 zgalloway@tbg-arch.com

Surveyor

Armstrong Surveying, Inc.
 267 NE 2nd Street, Suite 100
 Prineville, Oregon 97754
 Contact: Todd R. Catterson, PLS
 541.447.7791

II. Site Description

A. Location and Site Context

The northern property line of the site is located near the intersection of Airport Road and Old Airport Road. There is approximately 835 feet of frontage on Clear Lake Road along site's southern property line. The site is identified as Tax Lot 1000 on Lane County Assessor's Map 17-04-08-00, and it totals approximately 84.52 acres or 3,681,691 square feet.

The site is currently undeveloped and relatively flat. The site has existing wetlands, which the applicant will address at the time of development as required per the State and Federal processes.

The site is located within the Urban Growth Boundary per the Envision Eugene Comprehensive Plan, and it is currently in unincorporated Lane County. On the Metro Plan diagram, the lot is designated Light Medium Industrial (LMI). The site is zoned Agriculture with the Urbanizable Land, Commercial Airport Safety, and Clear Lake Overlay Zones (AG/UL/CAS/CL). Abutting properties to the southeast (Tax Lot 2400) are also designated Industrial and zoned AG//UL/CAS/CL. Abutting properties to the northeast are within city limits and are zoned Light-Medium Industrial (I-2) with the Site Review (/SR) and /CAS overlay zones. The site is contiguous to lots within the Eugene city limits to the east. Properties to the northwest, west, and south are outside of the Urban Growth Boundary.

The Eugene 2035 Transportation System Plan (TSP) classifies Airport Road adjacent to the site as a Minor Arterial street and classifies Clear Lake Road as a Major Collector street. The majority of Airport

City of Eugene – Annexation
February 28, 2022
Page 3 of 5

Road adjacent to the site is under Lane County jurisdiction, with the exception of approximately 150 lineal feet at the northeast corner of the site under City of Eugene jurisdiction. Clear Lake Road is under Lane County jurisdiction.

There are no existing Lane Transit District (LTD) services on either Airport Road or Clear Lake Road. The nearest LTD service stop is located on Oregon Highway 99 North, at the intersection of Airport Road, which is approximately 0.6 miles (3200 feet) east of the site.

III. Relevant Land Use History

Per City file no. AA 18-4, an Annexation Determination was issued on May 25, 2018, which determined that the site is a legal lot of record. Then, a Zone Verification (City file no. ZVR 21-48) was issued on December 8, 2021, that clarified the permitted land uses in the Light-Medium Industrial (I-2) zone. There is no other known land use history associated with the site.

IV. Annexation Approval Criteria – Supporting Facts and Findings

This section is organized by the applicable approval criteria per EC 9.7825. Applicable approval criteria are outlined in ***bold italics*** below and then followed by proposed findings in normal text.

EC 9.7825 Annexation – Approval Criteria.

- (1) The land proposed to be annexed is within the city's urban growth boundary and is:***
 - (a) Contiguous to the city limits; or***
 - (b) Separated from the city only by a public right of way or a stream, bay, lake or other body of water.***

Finding: The site is located within the City of Eugene's urban growth boundary (UGB). The UGB is established in the Envision Eugene Comprehensive Plan, which was adopted in 2017. The site is contiguous to the city limits. The abutting lots to the east (Tax Lots 801, 802, 803, and 900 of Assessors Map 17-04-08-00) are inside the city limits. See attachments for relevant boundaries.

- (2) The proposed annexation is consistent with applicable policies in the Metro Plan and in any applicable refinement plans.***

Metro Plan Policies

8. *Land within the UGB may be converted from urbanizable to urban only through annexation to a city when it is found that:*
 - a. *A minimum level of key urban facilities and services can be provided to the area in an orderly and efficient manner.*
 - b. *There will be a logical area and time within which to deliver urban services and facilities. Conversion of urbanizable land to urban shall also be consistent with the Metro Plan.*

City of Eugene – Annexation
February 28, 2022
Page 4 of 5

10. *Annexation to a city through normal processes shall continue to be the highest priority.*
15. *Ultimately, land within the UGB shall be annexed to a city and provided with the required minimum level of urban facilities and services. While the time frame for annexation may vary, annexation should occur as land transitions from urbanizable to urban.*
20. *When unincorporated territory within the UGB is provided with any new urban service, that service shall be provided by the following method (in priority order).*
 - a. *Annexation to a city;*
 - b. *Contractual annexation agreements with a city;*
 - c. *Annexation to an existing district (under conditions described previously in Policy #19); or*
 - d. *Creation of a new service district (under conditions described previously in Policy #14).*

Finding: The proposed annexation is consistent with the applicable policies in the Metro Plan. No area-specific refinement plans are associated with the site. Per the Metro Plan, Growth Management goals, findings, and policies, annexation of urbanizable lands within the UGB and extension of urban services after annexation is encouraged. The site is located within the UGB per the Envision Eugene Comprehensive Plan.

The annexation process is codified per EC 9.7825. As demonstrated here, the proposed Annexation request meets the criteria of approval contained in the Eugene Code. The proposed Annexation is voluntary. The application and required Consent to Annexation form are submitted by the property owners (see attachments). There are no known prior individual property Annexation Agreements. As shown on the attached Summary of Urban Services Provision form, a minimum level of key urban facilities and services is available or can be provided to the area in an orderly and efficient manner.

Based on these findings, the proposed annexation is consistent with the applicable Metro Plan policies.

- (3) *The proposed annexation will result in a boundary in which the minimum level of key urban facilities and services, as defined in the Metro Plan, can be provided in an orderly, efficient, and timely manner.***

Finding: As noted above, the site is within the UGB and contiguous to city limits. The Metro Plan defines minimum urban facilities as including the following: wastewater service, stormwater service, transportation, solid waste management, water service, fire and emergency medical services, police protection, citywide parks and recreation programs, electric service, land use controls, communication facilities, and public schools on a district-wide basis. Each of the minimum urban services is provided to the site, in the Clear Lake community, or city- and district-wide, as applicable The City of Eugene

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February 28, 2022
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provides wastewater and stormwater services, public streets, police protection, parks and recreation programs, library service, and land use controls. The Eugene Water and Electric Board provides electric and water services in the area. Eugene-Springfield Fire provides fire and emergency medical services. Numerous communication agency facilities provide communications to the site. The site is within the Bethel School District boundary and neighborhood schools include Irving Elementary School, Shasta Middle School, and Willamette High School. See the attached Summary of Urban Service Provision form.

V. Conclusion

Based on the information and findings contained in this written statement, associated attachments and drawings, the proposed Annexation application meets the criteria of approval contained in the Eugene Code. Therefore, the Applicant requests that the City Council approve the proposed annexation as presented. Both the Applicant and the Applicant's representative are available for questions, as necessary.

If you have any questions about the above application, please contact Zach Galloway at TBG Architects + Planners (541.687.1010).

ZG/JC/nl

cc: Ram Adar & Lexie Gill, *BHT Properties Group*
Heidi Warren, *Golden Emerald, LLC*
Todd R. Catterson, PLS, *Armstrong Surveying, Inc.*,

Z:\PROJ\202151 BHT Airport Rd\Corresp\Agency\Annexation\202151-AX_WrtnState.docx

City of Eugene
Annexation Application
Attachments

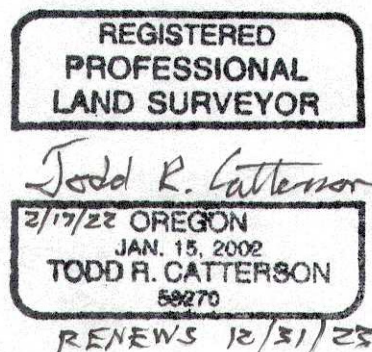
Attachment Contents

ATTACHMENT A	Tax Assessor's Map
ATTACHMENT B	Legal Description
ATTACHMENT C	Certification of Legal Description
ATTACHMENT D	Consent to Annexation Form
ATTACHMENT E	Petition for Annexation Form
ATTACHMENT F	Summary of Urban Service Provision Form
ATTACHMENT G	Census Information Form
ATTACHMENT H	<u>Envision Eugene Comprehensive Plan</u> , Urban Growth Boundary Map
ATTACHMENT I	Property Deed
ATTACHMENT J	Resolution of the Members of Golden Emerald, LLC

LEGAL DESCRIPTION FOR A TRACT OF LAND LOCATED IN THE E1/2 OF
SECTION 8, T.17S., R.4W., W.M., LANE COUNTY, OREGON
W.O. 21-5700

LEGAL DESCRIPTION

Legal description for a tract of land conveyed to Golden Emerald, LLC in MF 2012-017777, records of Lane County, Oregon, located in the East one-half (E1/2) of Section 8, Township 17 South, Range 4 West, W.M., Lane County, Oregon, more particularly described as follows: Beginning at the North one-quarter corner of said Section 8, thence South 80°07'52" East a distance of 1173.67 feet to the TRUE POINT OF BEGINNING of this legal description; thence South 01°47'44" West a distance of 173.84 feet to the Northwest corner of Parcel 1 of Partition Plat No. 2002-P1526; thence South 01°47'44" West along the West line of said Parcel 1 a distance of 311.19 feet to the Northwest corner of Parcel 2 of Partition Plat No. 2002-P1526; thence South 01°49'07" West along the West line of said Parcel 2 a distance of 311.17 feet to the Northwest corner of Parcel 3 of Partition Plat No. 2002-P1526; thence South 01°49'33" West along the West line of said Parcel 3 a distance of 568.16 feet to the Southwest corner of said Parcel 3; thence South 01°48'42" West a distance of 1787.36 feet; thence North 87°23'56" West a distance of 329.88 feet; thence South 01°49'02" West a distance of 634.94 feet to the North right-of-way line of Clear Lake Road; thence North 88°05'26" West along said North right-of-way line of Clear Lake Road a distance of 834.63 feet to the North - South centerline of said Section 8; thence North 01°50'52" East along said North - South centerline of Section 8 a distance of 1304.15 feet to the Center one-quarter of said Section 8; thence North 01°50'52" East along said North - South centerline of said Section 8 a distance of 1320.53 feet to the Center North one-sixteenth corner of said Section 8; thence North 01°50'52" East along said North - South centerline Section 8 a distance of 208.72 feet to the South line of a tract of land conveyed to the City of Eugene in deeds MF 2005-083799; thence along said South line of City of Eugene tract, around a 930.00 feet radius curve to the left a distance of 619.02 feet, long chord bears North 54°13'56" East, 607.66 feet; thence North 35°09'50" East along said South line of City of Eugene tract a distance of 300.00 feet; thence along said South line of City of Eugene tract around a 740.00 feet radius curve to the right a distance of 629.46 feet, long chord bears North 59°31'59" East, 610.65 feet to the TRUE POINT OF BEGINNING, containing 84.29 acres, more or less.



Consent to Annexation

Consent is hereby given to the annexation by the City of Eugene, Oregon of the following described real property:

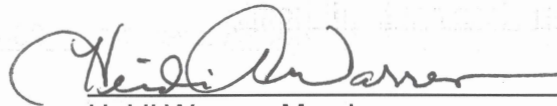
Map and Tax Lot: 17-04-08-00-01000 Address: Airport Road (no assigned address)

Legal Description: SEE ATTACHED EXHIBIT

which is owned by the undersigned.

DATED this 14th day of January, 2022.

GOLDEN EMERALD, LLC, an Oregon limited liability company

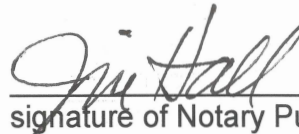


Heidi Warren, Member

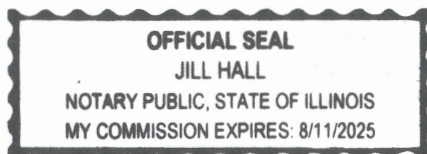
STATE OF ILLINOIS)
County of Kane) ss.

This instrument was acknowledged before me on 1-14, 2022 by Heidi Warren, as Member of Golden Emerald, LLC, an Oregon limited liability company.

(seal)



signature of Notary Public



n:\atty\sgc\clients\golden emerald llc\airport road sale\annexation\2-revised annexation drafts\consent to annexation.docx

Application #: C * 2008 - _____
For City Use Only

* CB = Coburg CG = Cottage Grove
CR = Creswell EU = Eugene
FL = Florence JC = Junction City
OA = Oakridge SP = Springfield

PETITION

Petition Signature Sheet Annexation by Individuals

RECEIVED

JAN 24 2022

Lane County
Assessment & Taxation

We, the following property owners/electors, consent to the annexation of the following territory to the City of *(Insert Name of City)*:

Signature	Date Signed m/d/y	Print Name	Residence Address (street, city, zip code)	Map and Tax Lot Number (example: 17-04-03-00-00100)	✓ Land Owner	✓ Reg Voter	Acres (qty)
1. <i>Heidi A. Warren</i> <i>Member</i>	1/14/2022	Heidi A. Warren	Airport Road Eugene, OR 97402	17-04-08-00-01000	X		84.29
2.							
3.							
4.							
5.							

Note: With the above signature(s), I am attesting that I have the authority to consent to annexation on my own behalf or on behalf of my firm or agency. (Attach evidence of such authorization when applicable.)

I, _____ N/A _____ (printed name of circulator), hereby certify that every person who signed this sheet did so in my presence.
X _____ (signature of circulator)

CERTIFICATION OF PROPERTY OWNERS

The total landowners in the proposed annexation are 1 (qty). This petition reflects that 1 (qty) landowners (or legal representatives) listed on this petition represent a total of 100 (%) of the landowners and 100 (%) of the acres as determined by the map and tax lots attached to the petition. A&T is not responsible for subsequent deed activity which may not yet be reflected on the A&T computerized tax roll.

CERTIFICATION OF ELECTORS

The total active registered voters in the proposed annexation are 0. I hereby certify that this petition includes 0 valid signatures representing 0 (%) of the total active registered voters that are registered in the proposed annexation.

Joe Horz
Lane County Department of Assessment and Taxation
1/24/2022
Date Certified

Debra J. Galt
Lane County Clerk or Deputy Signature
1/24/22
Date Certified

ALTA SURVEY OF A TRACT OF LAND LOCATED IN THE W1/2 OF THE E1/2 OF SECTION 8, T.17S., R.4W., W.M., LANE COUNTY, OREGON W.O. 21-5700

SURVEY FOR

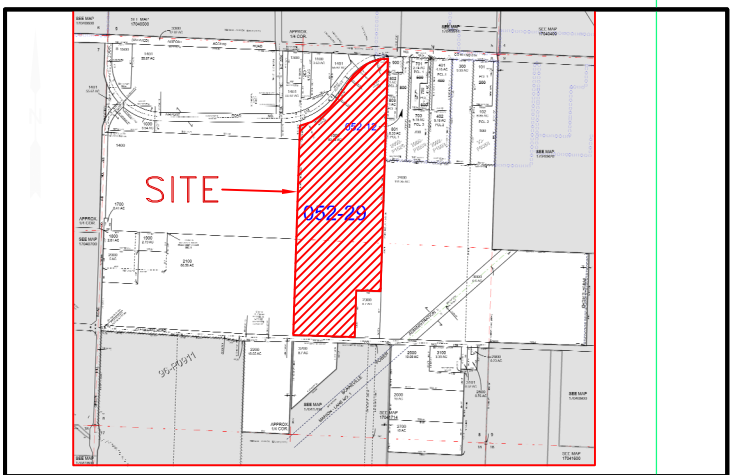
REDD GROUP, LLC
300 WEATHERSTONE DR. STE. 307
WADSWORTH, OHIO 44281
(330) 801-7456

SURVEY BY

ARMSTRONG SURVEYING, INC.
267 NE SECOND ST. STE. 100
PRINEVILLE, OR 97754
(541) 447-7791

LEGEND

- SET SURVEY MONUMENT
- FOUND SURVEY MONUMENT
- POWER POLE
- OVERHEAD POWERLINE
- UNDERGROUND TELEPHONE
- OAK TREE
- EXISTING FENCE
- ELM TREE
- CULVERT
- AREA OF THICK TREES
- AREA OF THICK BUSHES
- CENTERLINE
- ⊕ FIRE HYDRANT
- ⊕ WATER VALVE
- R/W RIGHT-OF-WAY



VICINITY MAP

NOT TO SCALE (CENTERLINES OF RIGHTS-OF-WAY REPRESENTED HEREON)

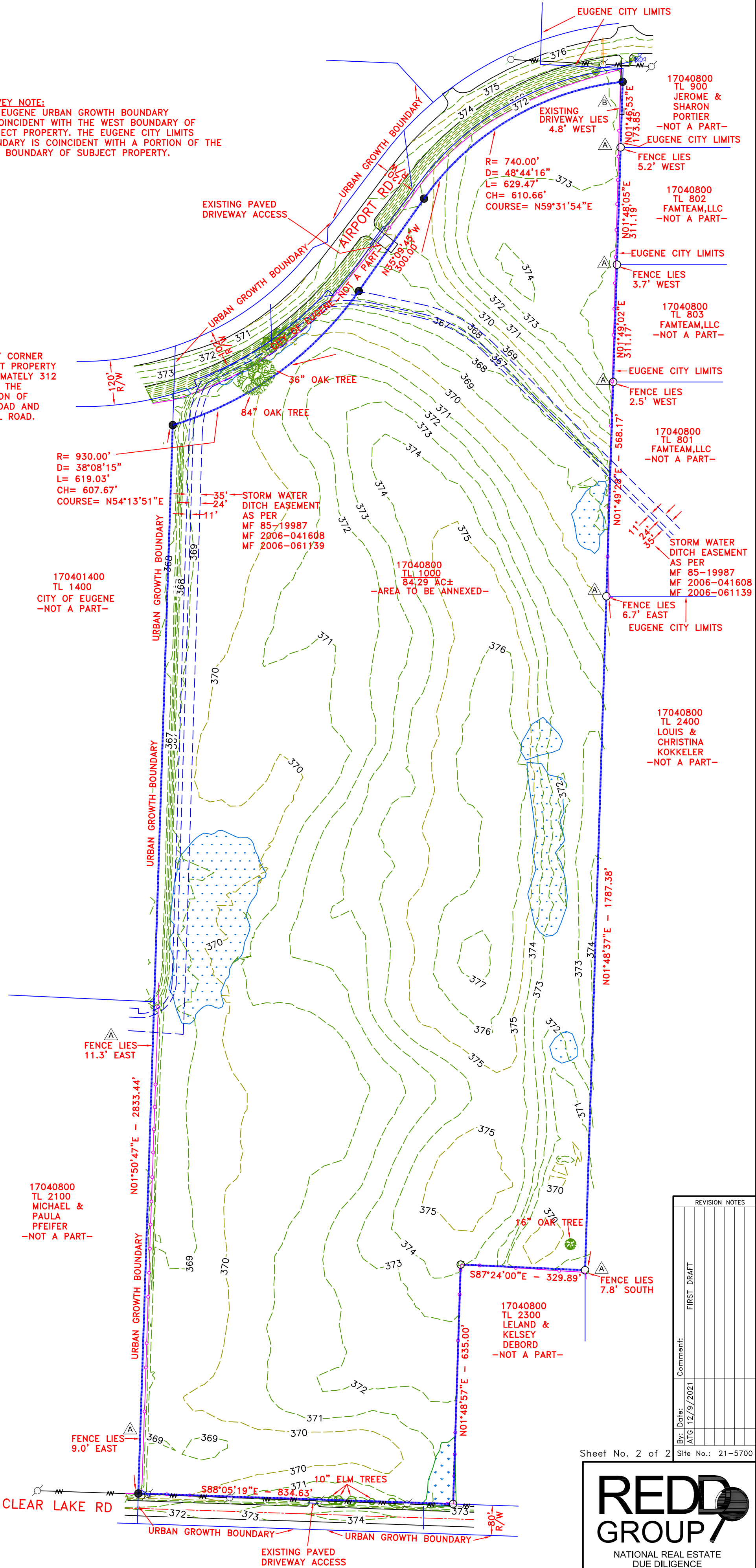
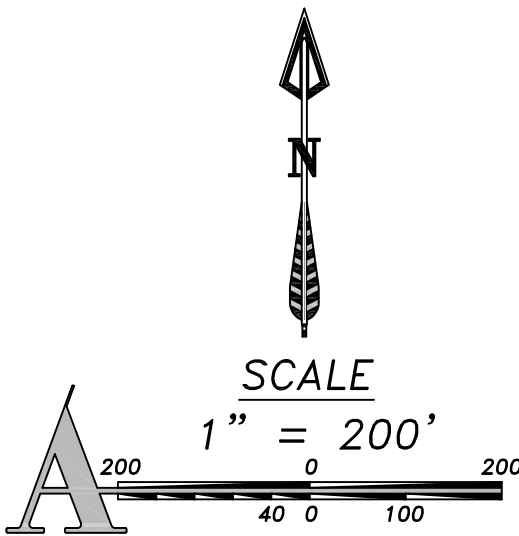
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The above described property is the same property that is described in First American Title Insurance Company Title Commitment No. NCS-1096856-CH12, dated November 1, 2021 at 8:00 A.M.

SURVEY NOTE:
THE EUGENE URBAN GROWTH BOUNDARY IS COINCIDENT WITH THE WEST BOUNDARY OF SUBJECT PROPERTY. THE EUGENE CITY LIMITS BOUNDARY IS COINCIDENT WITH A PORTION OF THE EAST BOUNDARY OF SUBJECT PROPERTY.

NORTHWEST CORNER OF SUBJECT PROPERTY IS APPROXIMATELY 312 FEET FROM THE INTERSECTION OF AIRPORT ROAD AND GREEN HILL ROAD.



JANUARY 12, 2022

1 FOOT CONTOUR ELEVATION
NAVD 1988 ELEVATION DATUM
USGS BENCHMARK W728
MAP AND TAX LOT 17040800010000

REVISION NOTES	
By:	ATG
Date:	12/9/2021
Comment:	FIRST DRAFT

Sheet No. 2 of 2 Site No.: 21-5700



PLEASE DIRECT ALL INQUIRIES FOR THIS SURVEY TO:
REDD Group, LLC
info@reddgrp.com
330.801.7456
Corporate Office: 300 Weatherstone Dr., Suite 307, Wadsworth, Ohio 44281