

# City of Sandy

Agenda City Council Meeting Meeting Location: City Hall-Council Chambers, 39250 Pioneer Blvd., Sandy, Oregon 97055 Meeting Date: Monday, July 16, 2018 Meeting Time: 6:59 PM

			Page		
	1.	PLEDGE OF ALLEGIANCE			
	2.	ROLL CALL			
	3.	PUBLIC COMMENT			
	4.	CHANGES TO THE AGENDA			
	5.	RESOLUTIONS			
<b>F</b> 4	Deer	buties 0040.00. Over each of as successive a first threading the overlap	3 - 18		
5.1.	5.1. Resolution 2018-20 - Support of requesting funding through the Statewide Transportation Improvement Fund to enhance Sandy Transit service				
	State	ove Resolution 2018-20; Support of requesting funding through the wide Transportation Improvement Fund to enhance Sandy Transit service mprove connectivity.			
	<u>Outp</u>	ut Document (Staff Report - 0013) - Pdf			
5.2.		solution in support of requesting funding through the Statewide sportation Improvement Fund to enhance Sandy Transit service.	19 - 20		
	<u>Outpu</u>	<u>ut Document (2018-20) - Pdf</u>			
	6.	NEW BUSINESS			
6.1.	Contr	act Award - Bluff Road Rehabilitation Project	21		
		d contract to apparent low bidder - NO BIDS WERE RECEIVED.			
_		ut Document (Staff Report - 0012) - Pdf			
6.2.	Agree	ement for an Additional School Resource Officer	22 - 27		

Request Council to Authorize the Chief of Police to Sign the Intergovernmental Agreement (IGA) adding an additional School Resource Officers (SRO) and renegotiating the fees.

Output Document (Staff Report - 0014) - Pdf

#### 7. **CONSENT AGENDA**

7.1. **Council Meeting Minutes** City Council Meeting - 02 Jul 2018 - Minutes - Pdf City Council Meeting - 02 Jul 2018 - Minutes - Html

#### 8. **REPORT FROM THE CITY MANAGER**

#### 9. **COMMITTEE REPORTS**

#### 10. **COUNCIL REPORTS**

#### 11. **ADJOURN**

#### 12. **EXECUTIVE SESSION**

Real-estate Transaction - 192.660(2)(E) "TO CONDUCT DELIBERATIONS WITH 12.1. PERSONS DESIGNATED BY THE CITY TO NEGOTIATE REAL PROPERTY TRANSACTIONS

# **Staff Report**



#### Meeting Date: July 16, 2018

FromAndi Howell, Transit Director<br/>SUPPORT OF REQUESTING FUNDING THROUGH THE<br/>STATEWIDE TRANSPORTATION IMPROVEMENT FUND TOSUBJECT:ENHANCE SANDY TRANSIT SERVICE

#### Background:

House Bill 2017, known as "Keep Oregon Moving" made a significant investment in transportation. A central feature of the bill is a new statewide employee paid payroll tax to enhance transit service throughout Oregon. The legislature recognized the importance of fixed route transit service in both urban and rural Oregon through enhanced connectivity to help people move throughout the state and reducing congestion and air pollution.

To receive this funding, projects must be recognized in a currently existing plan, such as the Sandy Transit Master Plan, and jurisdictions must strive to meet seven criteria. The seven criteria outline the intent of service by the legislature to:

(A) increase frequency of bus service schedules in communities with a high percentage of Low-Income Households;

(B) expand bus routes and services to reach communities with a high percentage

of Low-Income Households;

(C) implement programs to reduce fares for public transportation in communities with a high percentage of Low-Income Households;

(D) procure buses that are powered by natural gas, electricity or other low or no emission propulsion for use in areas with populations of 200,000 or more;

(E) improve the frequency and reliability of service connections between communities inside and outside of the Qualified Entity's (TriMet) service area;

(F) Coordinate between Public Transportation Service Providers to reduce fragmentation in the provision of transportation services; and

(G) implement programs to provide student transit services for students in grades 9 through 12.

#### **Recommendation:**

Approve Resolution 2018-20; Support of requesting funding through the Statewide Transportation Improvement Fund to enhance Sandy Transit service and improve connectivity.

**Financial Impact:** Revenue of approximately \$44,000 in FY19 increased to approximately \$114,000 by FY21.



NO. 2018-20

#### A Resolution in support of requesting funding through the Statewide Transportation Improvement Fund to enhance Sandy Transit service.

**Whereas,** the Oregon State Legislature passed House Bill 2017 "Keep Oregon Moving" which contains a funding program to expand public transportation throughout the state of Oregon, the "Statewide Transportation Improvement Fund" (STIF); and

**Whereas,** the City Council of the City of Sandy desires to participate in this program as a means of providing enhanced transit service and service to: provide safe, efficient, accessible and equitable transportation; provide mobility to people of all ages and incomes; and reduce air pollution, energy use, and traffic congestion; and

**Whereas,** the City of Sandy Transit Department has identified the cost of implementation of projects based on estimated formula funding allocations; and

**Whereas,** the City of Sandy has engaged agency and public participation that supports the needs of the community while addressing the criteria stated in HB 2017; and

#### NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy

Section 1: The City Council demonstrates its support for the submittal of a project list to the Qualifying Entity and Oregon Transportation Commission for project implementation to enhance public transit service.

Section 2: This Resolution shall be effective following its adoption by the Sandy City Council.

This resolution is adopted by the Common Council of the City of Sandy and approved by the Mayor this 16 day of July 2018

William King, Mayor

ATTEST:

#2018-20

Karey Milne, City Recorder

#2018-20

	А
1	Identified Projects Not Prioritized*
2	
3	Expand SAM Gresham 1 Hour Mon - Friday
4	
5	Expand SAM Estacada 1 Run Mon - Saturday
6	
7	Expand Shopper Shuttle 1 Hour Mon - Friday
8	
9	Expand Shopper Shuttle to include Saturday Service 12-3 pm
10	
11	Infrastructure and Capacity Improvements
12	
	*Projects identified in Transit Master Plan and public outreach such as rider surveys
	and TAB meetings. Projects presented in January 9th Council workshop and brought
	before C4 committee on two occassions. Final prioritization scheduled for TAB
13	meeting July 11, 2018.

Estimated HB 2017 Revenues -- Outside TriMet District Based on Rev. Draft April 13, 2018 Sub area based on M. Steele

Prior Estimate

					Projected based on Actuals
ections Rate STIF rate revenue based on projected a	STIF rate revenue based of		ions	collecti	
1,314,943 0.006 0.001 219,157 196	0.001 21	0.006	1,314,943		City of Canby
607,278         0.006         0.001         101,213         96	0.001 10	0.006	607,278		City of Sandy
3,572,030 0.005 0.001 714,406 690	0.001 71	0.005	3,572,030	ly	City of Wilsonville Clack. Co. On
546,717 0.005 0.001 109,343 152	0.001 10	0.005	546,717	n District	South Clackamas Transportation
NA			I	y NA	Remainder of Clackamas Count
1,144,120 1,135	1,14				Total
1,314,943 0.006 0.001 219,157 196 607,278 0.006 0.001 101,213 96 3,572,030 0.005 0.001 714,406 690 546,717 0.005 0.001 109,343 152 NA	0.001 21 0.001 10 0.001 71 0.001 10	0.006 0.006 0.005	1,314,943 607,278 3,572,030 546,717	ly n District	City of Sandy City of Wilsonville Clack. Co. On South Clackamas Transportation Remainder of Clackamas Count

\*Reduce SCTD by \$32,000 reallocate to Canby, Sandy and Wilsonville to bring them within less than 1.5% of projected based on actuals. Add \$8,507 of a proportionally to Canby and Wilsonville to bring them to within 1.5% of target

#### 115% Planning Targets

	FY2019	FY2020	FY2021
Clackamas County	649,000	1,482,000	1,668,000
Clackamas County plan target	746,350	1,704,300	1,918,200
Multnomah County	19,000	44,000	51,000
Multnomah County plan target	21,850	50,600	58,650
Washington County	191,000	433,000	490,000
Washington County plan target	219,650	497,950	563,500

Total outside TriMet plan target	987,850	2,252,850	2,540,350
Clackamas County Sub-Areas			
City of Canby	95,696	218,522	245,948
Canby plan taraget	110,050	251,301	282,840
City of Sandy	44,369	101,318	114,034
Sandy plan target	51,025	116,516	131,140
City of Wilsonville - Clackamas only	308,121	703,597	791,903
Wilsonville Clackamas plan target	354,339	809,137	910,688
South Clackamas Transportation District	52,678	120,291	135,388
SCTD plan target	60,580	138,334	155,696
Remainder of Clackamas County	148,136	338,271	380,727
Rest of Clack. Co. plan target	170,357	389,012	437,836
Total outside TriMet plan target	746,350	1,704,300	1,918,200
Washington County Sub-Areas			
City of Wilsonville - Washington only	93,349	211,623	239,481
Wilsonville Wash. Co. plan target	107,351	243,367	275,404
Remainder of Washington County	97,651	221,377	250,519
Rest of Wash. Co. plan target	112,299	254,583	288,096
Total outside TriMet plan target	219,650	497,950	563,500

Collections and	Allocations*	Collections and	percentages
-10.29%	218,597	-0.26%	15%
-4.80%	101,353	0.14%	7%
-3.37%	703,838	-1.48%	47%
39.32%	120,332	10.05%	8%
	338,387	0%	23%
(8,507)	1,482,507		

ggregate difference

City of Sandy		\$44,369	\$101,318	\$114,034
	FY19	44,369.50	115% 51,024.92	
	FY20	\$101,318	115% \$116,516.07	
	FY21	\$114,034.39	\$131,139.55	

#### PROJECTS

FY19	Projection 11 \$44,369.50	15% Projection \$51,024.92	FY20 \$101,318.32	115% Projection \$116,516.07	FY21 115% Projection \$114,034.39 \$131,139.55
Cost of Signage, bus stop improvements	\$20,000.00	\$20,000.00			
Cost of Transit Tax Software	\$15,000.00	\$15,000.00			
Cost of Dispatch and Staff Computer Equipment	\$10,000.00	\$10,000.00			
Shopper Shuttle Extension			\$67,800.00	\$67,800.00	\$67,800.00
SAM Later Service			\$51,400.00	\$51,400.00	\$51,400.00
Estacada M-F					
Capacity Planning		\$6,000.00	\$34,000.00		
Funds Remaining	-\$630.50	\$6,024.92	-\$51,881.68	-\$2,683.93	\$11,939.55

1

Per Remix

SAM	Weekdays \$915,600.00	if add 1 late run	\$967,000.00 \$51,400.00	
Estacada	Route \$129,600.00	Addition of 1 run	1 m-s \$162,000.00 \$32,400.00	\$156,200.00 \$26,600.00
Shopper Shuttle	\$94,900.00	2 hours	\$162,700.00 \$67,800.00	\$189,800.00 \$94,900.00
Cost of Dispatch/Admi	in Computer Equip \$10,000	ment		
Cost of Signage	\$20,000			
Cost of Transit Tax Sof	tware \$15,000			
Cost of Dispatch Softw	vare \$30,000			
Cost of Capacity Study	, \$40,000			

Page 14 of 42

# Highlights of HB 2017 Transportation Investments

# **Roads & Bridges**

Most of ODOT's funding will go to road maintenance and preservation for lasting fixes that keep Oregon's roads and bridges in good condition today and for future generations.

# Local Control

Half of road funding will go to cities and counties to complete local communities' top priority road maintenance and improvements.

### Reducing Congestion

Relieving congestion bottlenecks will help people get where they want to go quickly and reliably. New lanes on I-5 at the Rose Quarter will save motorists 2.5 million hours wasted in gridlock each year, and widening sections of OR 217 and I-205 in Portland will improve reliability.

# Better Public Transportation

Rural and urban bus service will provide choices to help people get around, while reducing air

pollution and greenhouse gas emissions.

# Safe Biking & Walking Options

Sidewalks, bike lanes, and crossings near schools will help kids get to school safely. Funding from a new bike tax will build off-road paths that separate bikes and walkers from auto traffic.

# **Moving Freight**



Improvements to rail and ports will get products from Oregon's farms,

forests, and factories to markets across the world. New intermodal rail facilities will shift freight from truck to train, freeing up space on crowded freeways.

## Electric Vehicle Incentives



Rebates for zero emission vehicle purchases will help Oregon transition to

a sustainable transportation system.

# Accountability & Transparency

- Gas tax increases are tied to ODOT meeting accountability requirements.
- A website will show the status, cost, and whether ODOT completes a project on time and on budget.
- ODOT and local governments will report on the condition of roads and bridges.
- All gas tax funds must be spent on roads, so they can't be diverted to other purposes.
- Guarantees certainty under the Clean Fuels program with cost containment measures for consumer protection.

# How Oregonians will Pay for Investments

# Gas tax, vehicle registration & title fees

Gas tax will increase 10 cents in four steps—with the last three increases conditioned on meeting accountability requirements.



**Registration and title fees increase in three steps**. Surcharges for electric vehicles and

hybrids that pay little in gas tax ensure they pay their fair share for roads.



The average driver will pay about .8 cents per mile to get better roads that provide more reliable trips—less than people would pay to repair damaged vehicles if roads deteriorate.



# **Bicycle Tax**

\$15 fee on new adult bicycles that cost\$200 or more will generate \$1.2 million ayear for separated biking and walking paths.



## New Light Vehicle Dealer Privilege Tax

0.5% dealer privilege tax on new light vehicles dedicated to electric vehicle rebates and multimodal transportation projects.



# Public Transportation Payroll Tax

Less than \$1 a week for the average worker from a 1/10 of 1% tax on wages will generate \$115 million a year for better public transportation.



recommendation to its governing body or board based on its review of the proposed projects' contents according to the criteria in the draft rule. That body will submit STIF Plans to ODOT. ODOT staff will review STIF Plans for completeness and refer each complete STIF Plan to the Public Transportation Advisory Committee (PTAC) for review. PTAC will decide whether to recommend STIF plans to the OTC. If PTAC decides it will not advance all or a portion of a STIF Plan, the Qualified Entity will have 30 days to complete revisions. The OTC will decide whether to accept or deny PTAC's recommended STIF Plans. A schedule and flow chart for this decision-making process is located on page 2 of this fact sheet.

#### Other Formula Fund rules

In addition to the key elements described above, Division 42 includes rules about the Formula Fund cycle, reporting requirements, and capital asset requirements.

#### Key elements of draft Intercommunity **Fund and Discretionary Fund rules**

#### **Purposes**

These rules (Chapter 732, Division 44) establish the procedures and requirements necessary for the administration of the Discretionary Fund and Intercommunity Discretionary Fund. The purpose of the Discretionary Fund is to provide a flexible funding source to improve public transportation in Oregon. All project types are eligible for funding, except ongoing operations.

The Intercommunity Discretionary Fund is for improving connections between communities and other key destinations important for a connected statewide transit network. Projects eligible to receive grants under the Intercommunity Discretionary Fund include but are not limited to: capital projects such as vehicles, facilities, equipment and technology as well as mobility management, planning, research and operations. As a competitive funding source, ongoing operations projects are subject to risk of not receiving continuous funding. Public transportation service providers may apply to ODOT directly for these funds.

#### Match

Discretionary Fund applicants are required to demonstrate the ability to provide a match of at least 20 percent of the total project's cost. There are a few exceptions that merit a 10 percent match, such as if the project will predominantly serve or provide access to and from rural communities. Rural communities for this purpose are described as communities outside of urban areas with populations of 50,000 or less. Details on match requirements can be found in the draft rule.

#### **Advisory Committee review**

ODOT will provide a copy of the application to the Qualified Entity associated with the application, as appropriate. Qualified Entity Advisory Committees shall provide a written recommendation to the Qualified Entity's governing body stating whether the OTC should award funding. Committees have the option of submitting a prioritized list of projects. Each Qualified Entity shall submit the recommendation of its advisory committee to ODOT.

#### **Project selection**

The draft rules include a list of OTC investment priorities. The OTC may refine its investment priorities with input from PTAC. PTAC will make a funding recommendation to the OTC considering input from Qualified Entity Advisory Committees and Area Commissions on Transportation. OTC will determine whether to accept or reject grant applications for discretionary funding.

#### Other funding rules

In addition to the key elements described above, the draft Discretionary Fund rules address the solicitation and application submission periods, application requirements, recipient qualifications, grant agreement contents, reporting requirements, withholding or repaying of funds, and capital asset requirements.

#### **Contact information**

For more information about STIF, please reach STIF Project Manager Karyn Criswell by phone at 503-856-6172 or via email at Karyn.C.CRISWELL@odot.state.or.us

Find additional information about STIF and sign up for email updates at: http://www.oregon.gov/ODOT/ RPTD/Pages/STIF.aspx

Updated: 4/5/2018

For Americans with Disabilities Act or Civil Rights Title VI accommodations, translation/interpretation services, or more information call 503-731-4128, TTY (800) 735-2900 or Oregon Relay Service 7-1-1,





Oregon **Department** of Transportation

#### Improving public transportation for Oregonians

With the passage of House Bill 2017, Keep Oregon Moving, the Oregon Legislature made a significant investment in transportation to help advance the things that Oregonians value—a vibrant economy with good jobs, strong communities with high quality of life, a clean environment, and safe, healthy people. A centerpiece of Keep Oregon Moving is the Statewide Transportation Improvement Fund (STIF). This fund provides a new dedicated source of funding to expand public transportation service in Oregon communities.

#### Public comment sought on draft rules

Over the past six months, the Oregon Department of Transportation (ODOT) worked with a Rules Advisory Committee to develop draft rules to guide the use and implementation of the fund. The committee's process included opportunities for public input through listening sessions and online surveys. This input was incorporated into the draft language to amend Oregon Administrative Rules Chapter 732. Divisions 40, 42, and 44 that will be considered by the Oregon Transportation Commission (OTC) in 2018.

Review the complete content of the draft rules and provide comment to the ODOT Rules Coordinator:

bit.ly/FundDraftRules

#### STIF program areas in rulemaking:

#### **Formula Fund**

Ninety percent (90%) of the STIF will be distributed to Qualified Entities based on taxes paid within their geographic area, with a minimum amount of \$100.000 per year to each Qualified Entity.

**Discretionary Fund** Five percent (5%) of the STIF will be awarded to eligible public transportation service providers based on a competitive grant process.

April 2018

# **Statewide Transportation Improvement Fund Overview of Draft Rules**

#### Participate in rulemaking

Public comment on the draft rules is invited during the rulemaking process. For a copy of the draft rules, current rulemaking schedule, and to comment, go to: bit.ly/FundDraftRules

#### **Rulemaking schedule**

The rulemaking schedule, below, is current as of April 5, 2018. Please visit the ODOT Rulemaking website as the process proceeds to confirm the schedule.

• March 28, 2018 Notice filed with Oregon Secretary of State

 April 1 through April 21, 2018 Public comment period

#### • April 17, 4-6 p.m.

Public hearing at ODOT Region 2 Campus 885 Airport Rd SE, Building X

#### • June 22, 2018

Oregon Transportation Commission meeting to consider draft rules

#### • July 1, 2018

Rules go into effect, pending OTC action

#### Intercommunity **Discretionary Fund**

Four percent (4%) of the STIF will be used to improve public transportation between two or more communities based on a competitive grant process.

www.oregon.gov/ODOT/RPTD/Pages/STIF.aspx

#### **Key elements of draft Formula Fund rules**

These rules establish (Chapter 732, Division 40) the procedures and requirements for the administration of the STIF Formula, Discretionary and Intercommunity Discretionary fund rules to improve public transportation service in Oregon. The content of Division 40 pertains to all three funds.

#### Purpose and use of funds

STIF resources may be used for public transportation purposes that support the effective planning, deployment, operation, and administration of STIF-funded public transportation programs. These uses include, but are not limited to, creating new transit systems and services, maintaining or continuing systems and services, creating plans to improve service, and to meet match requirements for state or federal funds used to provide public transportation services. In 2018, the Oregon Legislature clarified that these funds also may be used for light rail operations expenses.

#### Advisory Committees

Advisory Committees are required to assist Qualified Entities in carrying out the purposes of the STIF including advising on the projects to be funded by STIF moneys. Qualified Entities are defined in the draft rule as a county in which no part of a mass transit district or transportation district exists, a mass transit district, a transportation district or an Indian Tribe. A Qualified Entity may use an existing advisory committee, combine committees, or join with another

Qualified Entity to may appoint a joint advisory committee as long as the committee meets the STIF requirements established in rule. Each advisory committee must include diverse interests, perspectives, geography and reflect the population demographics of the area. Members will need to be knowledgeable about the public transportation needs of residents or employees in the area.

#### Additional general rule content

The general rules include requirements pertaining to audits and compliance review, accounting, reporting, Qualified Entity management and joint management of STIF moneys, circumstances under which ODOT may withhold payment, and appeal procedures.

### Key elements of draft **Formula Fund rules**

#### Purpose

These rules (Chapter 732, Division 42) establish procedures and requirements necessary for the administration of the STIF Formula Fund.

#### **Formula Fund calculation** and disbursement

This draft describes the process, schedule, and requirements for ODOT to estimate the STIF Formula Fund disbursements to Qualified Entities, Qualified Entity calculation of suballocation estimates, ODOT distribution of Formula Funds, and related requirements.

#### Formula funding application process

Public Transportation Service Providers may apply for formula funds through Qualified Entities. Two or more Qualified Entities may jointly manage STIF moneys dispersed to them if they enter into a written agreement described in the rule. A map of Qualified Entities is available on the STIF website. Qualified Entities will distribute funds to subrecipients as described in the draft rule.

Public Transportation Service Providers are defined as a Qualified Entity or a city, county, special district, intergovernmental



# corporation that provides public transportation services.

subdivision or municipal or public

entity or any other political

#### STIF Plan contents

STIF Plans will be used as the application for formula funds. They must be written to span at least one biennium and up to two biennia, subject to OTC approval. A STIF Plan must address the transportation needs of people residing in or traveling into and out of the Qualified Entity's

area of responsibility. It must include descriptions of proposed projects, summary of planned and previous STIF Formula Fund expenditures, anticipated benefits, Advisory Committee information, accountability methods, as well as other requirements.

#### Advisory Committee review of proposed **Formula Fund projects** Advisory Committees are

required to review Public Transportation Service Providers'

proposed projects and make a funding recommendation to the Qualified Entity's governing body based on the criteria established by this rule. Advisory Committees are required to hold public meetings and conduct themselves consistent with bylaws established by the governing body.

#### **Decision-making for** Formula Funds

The Advisory Committee of a Qualified Entity will make a



NO. 2018-20

#### A Resolution in support of requesting funding through the Statewide Transportation Improvement Fund to enhance Sandy Transit service.

**Whereas,** the Oregon State Legislature passed House Bill 2017 "Keep Oregon Moving" which contains a funding program to expand public transportation throughout the state of Oregon, the "Statewide Transportation Improvement Fund" (STIF); and

**Whereas,** the City Council of the City of Sandy desires to participate in this program as a means of providing enhanced transit service and service to: provide safe, efficient, accessible and equitable transportation; provide mobility to people of all ages and incomes; and reduce air pollution, energy use, and traffic congestion; and

Whereas, the City of Sandy Transit Department has identified the cost of implementation of projects based on estimated formula funding allocations; and

**Whereas,** the City of Sandy has engaged agency and public participation that supports the needs of the community while addressing the criteria stated in HB 2017; and

#### NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy

Section 1: The City Council demonstrates its support for the submittal of a project list to the Qualifying Entity and Oregon Transportation Commission for project implementation to enhance public transit service.

Section 2: This Resolution shall be effective following its adoption by the Sandy City Council.

This resolution is adopted by the Common Council of the City of Sandy and approved by the Mayor this 16 day of July 2018

William King

#2018-20

William King, Mayor

ATTEST:

Karey Milne, City Recorder

#2018-20

# **Staff Report**



Meeting Date:July 16, 2018FromMike Walker, Public Works DirectorSUBJECT:Contract Award - Bluff Road Rehabilitation Project

#### Background:

We will open bids for this project on Thursday, July 12th. The project consists of reconstructing a one-block segment of Bluff Road between Hwy 26 and Hood Street. The existing street surface and base will be rebuilt with minor widening on the west side of Bluff adjacent to the PGE substation in order to accommodate a three-lane section with two five-foot bike lanes. The curb and sidewalk on the west side of the street will be reconstructed to match the streetscape improvements on the east side of Bluff (8 ft. sidewalk with decorative scoring and brick paver band, street trees in tree wells and decorative street lighting. The intent is to have the majority of the work in the travel lanes completed prior to school starting in the Fall. I will have a bid tabulation and recommendation of award at Monday's meeting.

#### **Recommendation:**

Award contract to apparent low bidder - NO BIDS WERE RECEIVED.

#### **Financial Impact:**

The engineer's estimate is \$200,000 to \$225,000. There are sufficient funds in the Street Maintenance Program budget to cover this cost.

# **Staff Report**



Meeting Date:	July 16, 2018
From	Ernie Roberts, Police Chief
SUBJECT:	Agreement for an Additional School Resource Officer

#### Background:

The City of Sandy has provided a School Resource Officer to the Oregon Trail School District for many years. Our growing school district is in need of an additional officer. I began speaking with Superintendent Bayer earlier this year to discuss this need. Superintendent Bayer and I have come to an agreement that is beneficial to both the city and the school district. The school district has always been responsible for a portion of funding for the resource officer. That amount has been renegotiated and increased. Most districts share in the cost of the officers. It is common for the school district to pay for half the officers salary and benefits. The agreement brings the district and the city closer to that amount.

The Oregon Trail School District and the police department have a close relationship with the safety of students our priority. An additional School Resource Officer will allow more coverage for other schools in the district. Our current officer spends most of his time at the high school and minimal time at other schools in the district.

In light of recent events around the country, I feel this is a crucial time to increase the safety at our schools.

#### **Recommendation:**

Request Council to Authorize the Chief of Police to Sign the Intergovernmental Agreement (IGA) adding an additional School Resource Officers (SRO) and renegotiating the fees.

#### **Financial Impact:**

None, This will not impact the police department staffing wise due to re-absorbing an Full Time Equivalent (FTE) from the ending of the Estacada Contract.

#### AGREEMENT BETWEEN THE CITY OF SANDY AND THE OREGON TRIAL SCHOOL DISTRICT

#### TO PARTICIPATE IN THE SCHOOL RESOURCE OFFICER PROGRAM FOR ALL SCHOOLS COMPRISING THE OREGON TRAIL SCHOOL DISTRICT

This agreement, ENTERED INTO THIS First Day of July, 2018, (Execution Date) by and between the CITY of Sandy, a municipal corporation (CITY) and the Oregon Trail SCHOOL DISTRICT, a political subdivision of the State of Oregon (DISTRICT) is made in light of the following:

#### MISSION STATEMENT

It is the stated goal of this agreement to have a working partnership between the City of Sandy and the Oregon Trail School District so as to provide a safe and secure learning environment for all students and to encourage a positive learning experience

#### RECITALS

- A. CITY is a municipal corporation duly organized and validly existing under the Constitution and the laws of the State of Oregon.
- B DISTRICT is a political subdivision of the State of the State of Oregon located in Clackamas County, Oregon, and is organized and exists pursuant to the laws of the State of Oregon.
- C. DISTRICT is in need of special services available through the School Resource Officer Program (the special services are described in Section 2 and are referred to collectively as the "Services").
- D DISTRICT is authorized to enter into this AGREEMENT pursuant to the laws of the State of Oregon.
- E CITY employs sworn peace officers specially trained, experienced and competent to provide the Services and CITY is willing to provide Services to DISTRICT on the terms and in the manner provided within this AGREEMENT.
- F. CITY and DISTRICT are joining together in a collaborative effort to provide two (2) School Resource Officers (SROs). The SROs' primary assignments are to work with the school communities to help provide a safe and secure environment for all.

SRO-MOU

1 of 5

#### AGREEMENT

NOW THEREFORE, CITY and DISTRICT agree as follows:

1 TERM

The term of this AGREEMENT shall commence on July 1,2018. This AGREEMENT shall expire on June 30, 2022, unless terminated as specified in Section 7.

#### 2 CITY SERVICES

- A Services General: CITY will provide two (2) full-time sworn peace officers from the Sandy Police Department to the function as School Resource Officers (SROs). Each SRO shall perform services, as an employee of the City of Sandy, under the supervision and control of the Sandy Police Department Chief of Police (Chief of Police). The type and manner of performance of the services should promote safety in the learning environment. The services contemplated by this AGREEMENT include all schools within DISTRICT.
- B Services Mandatory: CITY shall perform the following services:
  - I. Establish and maintain a liaison between DISTRICT personnel, Sandy Police Department personnel, and elements of the juvenile justice system.
  - II. Serve as a resource to DISTRICT employees such as administrators, faculty and security personnel as well as students and their guardian(s) on all law enforcement-related issues including crime prevention and investigations.
- C Services Discretionary: City may in the sole discretion of the Officers and/or his/her supervisor, perform the following services:
- I. Conduct patrol activity in and around the school campuses.
- II. Conduct preliminary and follow-up investigations of crimes that occur on or near the school campuses.
- D Services Security: The Services performed by Officers pursuant to this AGREEMENT are not intended to supplant those provided by existing DISTRICT security personnel. DISTRICT may request security services from CITY pursuant to other provisions of this AGREEMENT

SRO-MOU

2 of 5

#### 3 DISTRICT DUTIES

In addition to other duties specified within this AGREEMENT, District shall do the following:

- A DISTRICT will designate a staff member to serve as liaison to the Sandy Police Department to facilitate communication between DISTRICT personnel and the Officer and coordinate the Officer's activities with DISTRICT activates and events.
- B DISTRICT personnel shall cooperate with the Officer to facilitate his/her performance of Services pursuant to this AGREEMENT.

#### 4. OPERATIONAL PROCEDURES

- A Uniformed officer: Each Officer will perform his/her duties in full police uniform. This uniform will include safety equipment designated for use by sworn field personnel pursuant to Sandy Police Department policies and practice.
- B Services Timing: CITY shall, following the school calendar, provide each Officer to DISTRICT with that officer generally serving five (5) days a week and eight (8) hours each day. CITY shall use its best efforts to ensure that the same person provides Services except when he/she is on paid leave or otherwise absent.
- C Deployment of SROs on days outside of the school calendar is at the discretion of the Sandy Chief of Police.

#### 5. FUNDING

- A Personnel City is required to maintain two (2) sworn peace officers, employed by City, to provide the services required by this AGREEMENT.
- B District Payments DISTRICT shall pay \$43,000 per SRO, per year, payable within thirty (30) days of receipt of an invoice from CITY. CITY will bill not earlier than September 30, annually.
- C Funding of Personnel CITY will assure provision of funding necessary to cover the balance of each SRO's compensation not covered by DISTRICT.
- D Escalation After the first year of this agreement, the amount paid by district will increase 3% annually.
- E Proration For each SRO under this AGREEMENT, in the event an SRO is absent, without substitute replacement, from service to the district for greater than 2 days, CITY will refund to DISTRICT an amount calculated as follows:

(SRO days absent > two days x 1/173 school days x annual district fee per SRO)

Any such payments are due to DISTRICT prior to June 30, each year.

SRO-MOU

3 of 5

#### 6 SPECIAL PROVISIONS

- A Selection of Officer(s): The Chief of Police will determine those individuals best suited for the assignment and advise the DISTRICT of the eligible candidates. The Chief of Police shall consider input from the DISTRICT representative(s) as to the selection of the Officer(s), but the Chief of Police's decision shall be final.
- B Grant Administrative Requirements: The CITY and DISTRICT will be responsible for their own respective grant monies received, if any, including all administrative duties and responsibilities. This includes receipt and disbursement of funds financial reporting and grant management issues.
- C Evaluation of SRO Program: The CITY will complete an evaluation of the SRO Program on an annual basis with solicited input of DISTRICT.

#### 7 TERMINATION

DISTRICT or CITY may terminate this AGREEMENT without cause any time after the Effective Date, by giving a thirty (30) day written notice to the other party In the event of termination, DISTRICT shall compensate CITY for Services performed to the date of termination, following the formula in section 5E of AGREEMENT. CITY shall continue to provide Services after notified to terminate and during the thirty (30) day notice period unless DISTRICT, in the notice, requests CITY not perform Services. The notice shall be deemed given when personally delivered to the DISTRICT or CITY representative or three (3) days after the date the notice is deposited in the United States mail, first-class postage paid, and addressed to the appropriate representative as specified in this AGREEMENT.

#### 8. INDEMNIFICATION

A District Obligations: DISTRICT agrees to defend, indemnify and hold CITY, its elected and appointed officials, officers, and employees harmless against and from any and all losses, claims, actions, damages, expenses or liabilities, including reasonable attorney's fees, arising out of or in any way connected with the District's negligent performance of this Agreement. DISTRICT assumes workers' compensation liability for injury or death of its officers, agents, employees and volunteers, and assumes no workers' compensation responsibility for the elected and appointed officials, officers, and employees of the CITY.

SRO-MOU

4 of 5

B City's Obligations: CITY agrees to defend, indemnify and hold DISTRICT, its officers, agent, employees and volunteers harmless against and from any and all losses, claims, actions, damages, expenses or liabilities, including reasonable attorney's fees, arising out of, or in any way connected with City's negligent performance of his Agreement. CITY assumes worker's compensation liability *for* injury or death of its elected and appointed officials, officers and employees, and assumes no workers' compensation responsibility for the officers, agents, employees and volunteers of the DISTRICT.

#### 9 ASSIGNMENT

This AGREEMENT may not be assigned *or* transferred by either Party without the express written consent of the other Party.

#### 10. NOTICE /REPRESENTATIVES

The CITY and DISTRICT have designated the following representatives to receive notices and act in their agency's behalf in the administration of the AGREEMENT.

CI	Τ	Y

Chief of Police Sandy Police Department 38970 Proctor Blvd Sandy, Oregon 97055

DISTRICT

Superintendent Oregon Trail School District 36525 SE Industrial Way Sandy, Oregon 97055

#### **11. ENTIRE AGREEMENT**

When signed the authorized representatives of both parties, AGREEMENT is the final and entire agreement. As their final expression, AGREEMENT supersedes all prior and contemporaneous oral or written communications between parties, their agents, and representatives. There are no representations, promises, terms, conditions, or obligations other than those contained herein.

IN WITNESS THEREOF, I have read this AGREEMENT and I certify that I have the authority to sign and enter into the AGREEMENT on behalf of the party I represent and agree to be bound by its terms.

Chief of Police, City of Sandy		Date	
Superintendent, OTSD		Date	
SRO-MOU	5 of 5		2018-2020



#### MINUTES City Council Meeting Meeting Monday, July 2, 2018 City Hall- Council Chambers, 39250 Pioneer Blvd., Sandy, Oregon 97055 7:00 PM

<u>COUNCIL PRESENT:</u> Jeremy Pietzold, Councilor, Scott Horsfall, Councilor, John Hamblin, Councilor, Jan Lee, Councilor, Carl Exner, Councilor, and Bill King, Mayor

COUNCIL ABSENT: Jean Cubic, Councilor

**STAFF PRESENT:** Karey Milne, Recorder Clerk, Kim Yamashita, City Manager, Ernie Roberts, Police Chief, Joe Knapp, IT Director, Greg Brewster, Systems Administrator, Mike Walker, Public Works Director, Andi Howell, Transit Director, and Sarah McInyre, Library Director

MEDIA PRESENT: None

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- 2 Roll Call
- 3 Public Comment
  - a) Matt Wilson 17335 Meinig Ave, Sandy OR 97055

Matt would like to let everyone know the Chamber is holding its annual fundraiser during Sandy Mountain Festival. Music Fair and Feast will begin Thursday July 12th after the parade. July 14th will be the 3rd annual chili cook off and July 15th will be the 3rd annual kids back off!

b) Gabrielle Fuka - 37566 Goldenrain St. Sandy, OR 97055

She spoke about the new branding for the City that was released, she felt that is was not the direction the city should have gone, she did not understand why or how "where innovation meets elevation" came from. She would like the City to find better ways to communicate out things that are happening, upcoming projects etc. On the cities website the only newsletter she could locate was the Senior Center/Recreation Center. She would like to see one place for a newsletter with all department information.

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Page 1 of 9

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d) Sign In Sheets

7 - 8

#### 4 Changes to the Agenda

#### 5 PRESENTATIONS

a) Dr. Sarah Present with Clackamas County Health, Housing & Human Services,

spoke about the support needed to implement a tobacco retail license in Clackamas County. It has been shot down at the state level due to major lobbyist at that level. The state feels it could better be passed at the county level.

The retail license is to help educate retailers as well as hold them accountable and to reduce the possibility of selling to a minor. She went on to talk about the statistics, the funding, and how the program would work.

Council had several questions, they came to the conclusion to support the county.

#### 6 Resolutions

a) Annual Resolutions

Staff Report - 0006

City Manager, Kim Yamashita, Each year, Oregon's Department of Administrative Services requires that the City pass resolutions to certify that various municipal services are provided, as well as the City's eligibility to receive state-shared revenues, which includes cigarette, liquor, gas, and state taxes.

In order to receive state-shared revenues, the City must certify that four or more municipal services are provided. The City can gain certification by adopting a resolution (2018-17).City Manager, Kim Yamashita, To receive state-shared revenues, the City must elect to receive said revenues by adopting a resolution (2018-18). A public hearing is required, which was already held in April and June 2017 during the

Page 2 of 9

adoption process of our 2017-2019 biennium budget.

#### **RES-1-2018**

Moved by John Hamblin, seconded by Jan Lee

Staff Report - 0006

"Approve Resolution No. 2018-17, a resolution authorizing four or more municipal services are provided" and

arova Basalutia

"Approve Resolution No. 2018-18, a resolution electing to receive state-shared revenues."

#### CARRIED.

b) Amending the Master Fee Schedule to Update System Development Charges for Water and Transportation

Staff Report - 0011

Public Works Director, Mike Walker, stated that Resolution 2018-19 has been created to amend the master fee schedule to update the System Development (SDC's) for Water and Transportation. If approved the transportation SDC for a single-family dwelling would increase by \$265.20 (from \$3,396 to \$3,661.20) and the water SDC would increase by \$201.70 (from \$3,056 to \$3,257.70) Our Transportation and Water capital plans are based on a 20 year horizon. Estimated project costs in 2016 will be considerably different in 2036. Systems Development Charges are collected at the time building permits are issued. The charges would become effective with building permit applications submitted on or after July 3rd, 2018.

Council had a few questions for Director Walker in order to better understand how the charges are created and charged as well as who it will effect.

Director Walker, stated that these charges will not effect local business owners. this effects new development. Is a charge that will be issued on a permit for new construction. It will be charged when there is a need to increase to the capacity on the water or transit system.

#### **RES-2-2018**

Moved by John Hamblin, seconded by Scott Horsfall

Staff Report - 0011

Page 3 of 9

Approve Resolution No. 2018-19 amending the master fee schedule to update Transportation and Water systems development charges.

CARRIED.

#### 7 New Business

a) Joint Reciprocal Parking Space Easement

Staff Report - 0009

City Manager, Kim Yamashita, At the time that the Sandy Police Station was built, then City Manager, Scott Lazenby, entered into a verbal agreement with the owner of the adjacent property, formally known as Oregon's Wild Harvest. The boundary between the two properties did not leave enough space for Oregon's Wild Harvest to have room for additional parking in the middle of the lot. We agreed to put the parking in, and allow them to use the parking as needed on days where staff attendance was higher, usually just a few days a month for packaging. The property is for sale, the owner, Randy Buresh, would like something in writing that can go with the property. Since approx 1/3 of each of the parking spaces is owned by Mr. Buresh, we came to an agreement to give him an easement for two full spaces, and the remaining four will go to the Sandy Police Department. They will likely be signed accordingly to avoid future confusion. I asked our attorney for an agreement, which as been forwarded to Mr. Buresh and he has agreed with it's terms. We feel this is a fair solution meeting both the needs of Mr. Buresh and the City.

Council had a few questions, they wanted to make sure it would not impact the sell of the building.

City Manager Yamashita, she felt this was needed for the sale of the property owner Randy Buresh has had some issues with trying to sell due to not having a easement for the parking spaces in place.

#### **RES-3-2018**

Moved by John Hamblin, seconded by Scott Horsfall

Staff Report - 0009

Authorize the City Manager to sign the Joint Reciprocal Parking Space Easement.

CARRIED.

#### 8 Consent Agenda

Page 4 of 9

a) Council Minutes 06.04.18 Council Workshop Minutes 06.12.18 Council Workshop Minutes 06.19.18

#### 9 Report from the City Manager

#### a)

City Manager, Kim Yamashita, She would like to thank staff, Tanya Richardson, Carol Cohen and Sarah Richardson for all their hard work getting the pool back up and running. The City will have a soft open and ribbon cutting on July 5th from Noon-5pm with free open recreational swim.

She and Tayna Richardson will have a booth for the Sandy Mountain Festival that will show the development process of the Sandy Community Campus, they will also have a booth at the Music Fair and Feast during the kids bake off competition. This is so they can get some more public and youth input on how they would like to see things go. Council asked if they could add some of the branding information to the booth as well.

#### 10 Council Reports

#### a)

Councilor Pietzold, has been enjoying the Tickle Creek Trail with the nice weather. He is excited and happy to see the pool is re-opening. Councilor Horsfall, has been out and about enjoying the local parks for the summer.

Councilor Hamblin, he has had some community members in his neighborhood ask about prohibiting exhaust breaks.

City Manager Kim Yamashita, said she will send him the research behind prohibiting exhaust breaks that was done just a few years ago. Councilor Hamblin, would like to introduce and invite the new president of Mt. Hood Community College to the council. Would like to try to do that at a September meeting.

Coucnilor Lee, she attended the C4 Retreat with Councilor Exner. She brought a handout you will find attached. She felt there were two items really important they spoke about and that was Housing and Transportation.

Councilor Exner, attended the C4 Retreat, he felt they were working towards being future friendly filling in gaps and figuring out the needs of different communities. He would like to thank whomever working on putting up the flags at the East entrance of the city. He really appreciates that and it looks very nice. He is excited about the pool opening and taking his grand kids in for swim lessons. He mentioned adding the branding to the Mountain Festival booth, he also mentioned the Hwy26 and Langensand intersection seems to become more and

9

Page 5 of 9

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C4 2018 Retreat

11 Adjourn

CAO

Mayor

Page 6 of 9

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City Council Meeting Reunión del Consejo De La C PLEASE PRINT (por favor imprimir)	Natt Wilson	:\City Hall\Administration\City Council\Cou ooe 1

#### **2018 C4 RETREAT**

Work Plan Priorities for 2018-2019

Level 1:

Housing Support Metro bond for low-income housing (inside Metro ltems boundaries) County housing money (outside Metro boundaries)\* Support constitutional amendment to allow non-profits to own low-income housing Develop county inventory for low-income housing Homeless statistics: 2000 in county; most in Oregon City Transportation Connectivity of rural/urban roadways & transit Develop countywide transportation plan Develop countywide transit plan VRF (Vehicle Registration Fee) Approval from C4 to County Commissioners: Consensus in support of \$25 fee on autos Consensus of \$43 on all electric cars Commissioners can approve without election Cities divide 40% of fee based on population; 60% to county (Total \$9,314,200 based on 2018 registrations plus additional amount of \$18 per all electric car) (Sandy would receive \$179,141/year as 4.81% of total Plus \$18 per all electric car) County sending letter to Oregon Transportation Commission prior to their July 12 hearing in support of a toll on I-205, including these conditions: Support of federal 129 program tolling for "congestion" reduction Not for capital expenditures Engineering for 205 expansion must be paid for by state; about 1 more year to complete Capital construction paid for by state/federal funding (like Dundee Hwy.) I-5 and I-205 must both have tolls so traffic isn't sheparded to one or the other Further studies conducted as necessary Construction for congestion reduction must start within 3 years Cities will be asked to review the letter and determine if they also want to sign on. C4 approved sending a letter but for individual cities to sign on, the local jurisdiction will have to approve. Otherwise the letter will just be from the County. The letter will be distributed by the Commissioners to other jurisdictions. \*County has its own funds for use outside of Metro boundaries to accommodate lowincome housing projects on city-owned lands.

Page 9 of 9



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CAO

Mayor