CITY COUNCIL MEETING
Tuesday, April 14th, 2020
City Council Chamber
13690 NW Main Street
Banks, OR 97106

AGENDA

CITY OF BANKS EXECUTIVE SESSION – No Executive Session

Representatives of the news media and designated staff may attend Executive Sessions. Representatives of the news media are specifically directed not to report on any of the deliberations during the Executive Session, except to state the general subject of the session as previously announced. No decision will be made in executive session. At the end of the executive session, we will return to open session and welcome the audience back into the room.

CITY OF BANKS CITY COUNCIL WORK SESSION @ 6:00 PM – See Work Session Packet

REGULAR CITY COUNCIL MEETING @ 6:30 PM (or upon the completion of the City Council Work Session)

COVID-19: Due to the emergency declaration resulting from COVID-19 (Coronavirus disease) and protocols, the City Council is limiting in-person contact and encouraging social distancing. The City Council work session and meeting will be conducted remotely by video conferencing. The public may attend and observe in the City Council Chambers as space allows (no more than 5 persons total at one time). No public hearings are scheduled. The Council encourages the public to observe the meetings through technology rather than in person.

TO LISTEN TO THIS MEETING LIVE

Use the ZOOM App on your electronic device and the following link:
https://zoom.us/j/304237787?pwd=Ny9nZXVKSzUvSmdmZXZDVhtbkwUT09

Meeting ID: 304 237 787
Password: 987719

Next Regular Meeting: Tuesday, May 12th, 2020 @ 7:00 P.M.
CALL TO ORDER

ROLL CALL

CEREMONIAL PRESENTATIONS & PROCLAMATIONS
1. National Drinking Water Week Proclamation
2. Banks Arbor Day Proclamation

CITY REPORTS, BRIEFINGS AND PROGRAMS
4. Library Director Report – Denise Holmes, Library Director
5. 100 Year Celebration Update – Angie Lanter, MMC, City Recorder
6. Economic Development Commission Update – Jolynn Becker, City Manager
7. Planning Commission Update – Jolynn Becker, City Manager
8. City Manager Report – Jolynn Becker, City Manager

CONSENT CALENDAR: The items on the Consent Calendar are considered routine and all will be adopted by one motion unless a Council Member requests, before the vote on the motion, to have any item considered separately. If any item is removed from the Consent Calendar, the Mayor will indicate when it will be discussed on the Business Agenda.
12. Shall the City Council approve the annual operating hours extension request from Sunset Speedway and Sunset Park Association? (CL 2020-07)
13. Shall the City Council adopt Resolution No. 2020-09, a Resolution of the City of Banks Authorizing a Loan from the Safe Drinking Water Revolving Loan Fund by Entering into a Financing Contract with the Oregon Infrastructure Finance Authority? (CL 2020-08)

PUBLIC HEARING

BUSINESS AGENDA
14. Shall the City Council adopt Resolution No. 2020-10, a Resolution extending the City’s Declaration of Emergency Expressed in Resolution 2020-08 until April 30, 2020 Due to the Novel Coronavirus Pandemic?

COUNCIL ROUND TABLE DISCUSSION

ADJOURN

Next Regular Meeting: Tuesday, May 12th, 2020 @ 7:00 P.M.
National Drinking Water Week Proclamation

WHEREAS, water is our most valuable natural resource; and

WHEREAS, only tap water delivers public health protection, fire protection, support for our economy and the quality of life we enjoy; and

WHEREAS, we are fortunate to have clean, quality water services in Banks; and

WHEREAS, we are all stewards of the water infrastructure upon which future generations depend; and

WHEREAS, each citizen of our community is called upon to help protect our source waters from pollution, to practice water conservation, and to get involved in local water issues.

NOW, THEREFORE, I, Peter C. Edison, Mayor, with the advice and support of the City Council, do hereby proclaim May 3rd - 11th, 2020 as National Drinking Water Week in the City of Banks; and I call upon the citizens of Banks to observe this important week by renewing our efforts to conserve water, protect our water sources from pollution and maintain our home water systems in tip-top condition.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Banks this 14th day of April 2020.

Peter C. Edison, Mayor
ARBOR DAY PROCLAMATION

WHEREAS, in 1872, Mr. J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special date be set aside for the planting of trees; and

WHEREAS, a holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, 2020 is the 148th Anniversary of the first Arbor Day, now observed throughout the nation and the world; and

WHEREAS, trees are a renewable resource giving us paper, wood, and countless other wood products; and

WHEREAS, the City of Banks is known for its numerous and beautiful trees, which truly enhance the desirability of Banks as a community in which to live, work, and play; and

WHEREAS, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, the planting and nurturing of trees provides an urban forest in the City of Banks; and

WHEREAS, the Banks City Council continues to desire Banks to be an environmentally sensitive city.

NOW THEREFORE, I Peter C. Edison, Mayor, with the advice and support of the Banks City Council, do hereby proclaim Friday, April 24th, 2020 as Arbor Day in the City of Banks; and I urge all citizens to care for their trees recognizing the value that trees add to our City, our State, and our Country.

AND BE IT FURTHER PROCLAIMED, that the City of Banks affirms its commitment to protect and enhance the Banks urban forest.

Given under my hand this 14th day of April 2020.

Mayor Peter C. Edison
Library Report
April 2020

❖ Jane Moore Community Room Activities & More
  ➢ Monthly & Special Programs for April and much of March were cancelled due to COVID-19 precautions.

❖ Library Staff is working in the library & remotely
  ➢ Each staff member works some shifts in the library and some at home.
  ➢ There is a regular schedule that ensures that the staff can maintain social distancing while working in the library building.

❖ Library circulation statistics in March were unusual!
  ➢ March 2020 – 4,333 vs. 6,167 in 2019 (-29.74%)
  ➢ E-books & E-audiobooks, Local: 1,145 in March vs. 879 in February 2020.
  ➢ County-wide Library Materials Circulation (due to library closures in Mid-March): -39.46%
  ➢ County-wide Electronic Materials use saw a huge increase!

<table>
<thead>
<tr>
<th></th>
<th>February</th>
<th>March</th>
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<tbody>
<tr>
<td>Audiobooks</td>
<td>55,007</td>
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<td>Totals</td>
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<td>170,489</td>
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</table>

- Will be held at the gazebo in Greenville City Park from 11 am – 2 pm
- Local band “Beat Patrol” will be playing at the event.
- Dirty Weiner Hot Dog Truck will be onsite at the event
- The City will have a table handing out May Giveaway Items

4th of July Celebration – Saturday, July 4, 2020

- 4th of July Parade at 3:30 pm (City of Banks)
  - Float with Mayor Edison and past Mayor’s
    - John Kinsky
    - Teri Bransttre
    - Michael Lyda
    - Robert Orlowski
    - Raymond Deeth
  - Working on getting the Budweiser Clydesdales
- The Banks Chamber of Commerce/Banks Historical Society/Sunset Park are putting together an event at Sunset Park that will begin at 3pm with food, vendors, activities, etc.
  - Unsure on status of this event, due to some changes in the Chamber of Commerce.
- Fireworks would start after the races.

Movie in the Park – August 7, 2020

- Movie or cartoons from the 1920’s (City of Banks)
- Snow cones (Friends of Stub Stewart owns a machine that could possibly be used)

100 Year Celebration Challenge Coins and 100 Year Celebration Pint Glasses are available for purchase.

Due the City Office closure to the public, the April & May 100 Year Celebration Giveaways will be combined.
COVID 19 TIMELINE

3/2/2020  Sharing educational pieces from Oregon Health Authority, CDC, Washington County, and other government entities. THIS IS ONGOING

- With Staff
- On the City of Banks Facebook Page
- On the City of Banks website
- Through Business & Community Outreach via MailChimp

Wiping down counters, doorknobs, phones, etc. several times a day with disinfectant wipes. THIS IS ONGOING

3/16/2020  Issued a policy that would remain in effect until March 31, 2020 regarding Staff working hours, meeting/program cancellations, and citizen access to buildings

Library closed to patrons as of 5pm on March 16, 2020

Staff created a COVID-19 tab on the city website. Information is updated as received. THIS IS ONGOING

3/17/2020  Issued a policy that would remain in effect until April 14, 2020 regarding Staff working hours, meeting/program cancellations, and citizen access to buildings.

Local resident with a pressure washing business is donating his services to pressure wash/sanitize playground equipment at City Parks 2x a week.

3/18/2020  Resolution No. 2020-08, Declaring an Emergency was adopted at a Special City Council Meeting.

3/19/2020  Issued a policy that would remain in effect until April 14, 2020 regarding Staff working hours, meeting/program cancellations, and citizen access to buildings

Library closed to patrons as of 5pm on March 16, 2020

City Hall closed to citizens as of 1pm on March 19, 2020

Staff compiled and published a Shop Local list for City of Banks Restaurants/Businesses and their operating hours/changes. THIS IS ONGOING

3/23/2020  City Park Playgrounds were posted with signs that playground equipment is now closed per Executive Order 20-12.

3/26/2020  Published online listing of Shop Local with Pamplin Media, updated as needed THIS IS ONGOING

3/28/2020  Temporary Remote Working Policy. This policy is renewed every two weeks. This policy is in effect thru April 6, 2020.
4/2/2020  Sharing resources with businesses through Business Outreach MailChimp emails re: Small Business Loan Assistance Grant opportunities/Paycheck Protection Program, and other resources as they are brought to our attention. **THIS IS ONGOING**

4/03/2020  Temporary Remote Working Policy. This policy is renewed every two weeks. The policy was renewed on April 3, 2020 and is affected thru April 20, 2020.

    Created the City of Banks Coronavirus/COVID-19 Emergency Leave Policy.

**Ongoing Meetings**

Governor’s Regional Solutions Team/GPI Metro Economic Response Team Meeting. **THIS IS ONGOING**

City Recorder attending conference calls 2x weekly with Washington County PIO’s regarding community outreach, and resources for the public. **THIS IS ONGOING**

City Manager attending conference calls from Washington County EOC, LOC, and other agencies on a weekly or bi-weekly basis. **THIS IS ONGOING**
CALL TO ORDER  Mayor Edison called to order the Regular Meeting of the Banks City Council at 7:06 pm.

PLEDGE OF ALLEGIANCE
The Pledge of Allegiance was recited.

ROLL CALL
Present were:  Mayor Pete Edison, Marsha Kirk, Stephanie Jones, Michael Nelson, Michael Lyda, Erica Harold-Heine, and Mark Gregg
Staff present:  City Manager Jolynn Becker, City Recorder Angie Lanter, City Attorney Dan Kearns, Library Director Denise Holmes, City Planner Scot Siegel

APPEARANCE OF INTERESTED CITIZENS – None

CEREMONIAL PRESENTATIONS & PROCLAMATIONS
1.  2020 National Community Development Week Proclamation – Mayor Edison proclaimed April 13-17, 2020 as National Community Development Week in the City of Banks.

CITY REPORTS, BRIEFINGS, AND PROGRAMS
2.  Police Monthly Briefing – Washington County Sheriff’s Office – Sergeant Bob Ray introduced Deputy Ryan Pope, the new contract Deputy for Banks, noting Deputy Ward was still recovering. He also introduced Chief Baker from the North Plains Police Department to which the County also provided police services. Deputy Pope presented the Police Monthly Briefing which included a CPR/overdose call from January that had been omitted from that month’s briefing. The February briefing had been reformatted for readability and included graphs showing the call load by day of the week or the time of day. Sergeant Ray updated on the contract deputy selection process, noting it was very competitive because deputies preferred to serve in small towns like Banks where they could get to know the residents and interact with the schools and businesses. He assured that the number of a deputy’s family members living in a city was not part of the selection process. Regarding scheduling, Chief Baker clarified that he met frequently
with City Manager Becker to confer and to ensure adequate coverage and avoid predictability in the schedules. Deputies from surrounding municipalities, including North Plains, Cornelius, and on the west end worked together and backed each other up as needed, especially for significant events, and returned to their primary responsibilities as soon as possible. The North Plains City Council and its residents understood that while North Plains was the deputies' primary responsibility, the surrounding area was also their responsibility because what happened there also affected North Plains, Banks, and other cities in the area. City Manager Becker stated discussions were taking place with the County to increase the Banks' coverage to 80 hours per week in next year's budget to provide for two full-time deputies who would provide services seven days a week, with possibly one day a week when both were on duty.

3. Library Director Report – Library Director Holmes stated her report was in the meeting packet and that the following correction should be made to the third item under Library circulation statistics: "County-wide: February: +0.45% vs. 2097 2019". She noted the role of libraries was changing in that they were becoming much more like community centers instead of just places to get a book or a DVD. She listed the many programs offered at Banks Public Library and provided the attendance numbers for each. She also updated on the Seed Library.

4. 100 Year Celebration Update – City Recorder Lanter's report was in the meeting packet. She listed each month's giveaway item for the 100 Year Celebration, and updated on the Music in the Park event in May and the July 4th parade. The Royal Rosarians had contacted her and offered to participate in the parade. She would seek a flatbed truck on which the prior mayors and the current Mayor could ride in the parade.

5. Economic Development Commission Update – City Manager Becker reported that an application had been submitted for a $55,000 grant from the Washington County Business Association for the city's entryway sign. She would learn the status of the grant by the end of the month. The EDC would be giving a presentation this coming Friday on the sign. The sign would cost almost $70,000 total which included $7,000 to PGE for the power hookup, and $52,000 for the construction. Packets had been assembled for the façade program, and several members of the EDC would meet with business owners and provide them with an application. She would send a copy of the packet to the Councilors once it was complete.

6. Planning Commission Update – City Manager Becker reported that the Planning Commission reviewed the schedule and expectations for the Code update. Two members of the Commission agreed to serve on the Code Advisory Committee, as had Mayor Edison. Two more volunteers were being sought.

7. City Manager Report – City Manager Becker noted her report was in the packet. She updated on a 1.5 million gallon water leak on Sellers Rd, and the Parks St and Cedar Canyon Rd leaks, which totaled .5 million gallons per month. The Parks St leak would be addressed within three to six months and the Cedar Canyon Rd and Sellers Rd leaks would be fixed next year. Bids opened last Thursday for the Parks St project. A special meeting would be held on March 16th at 5:30 pm which could be done in part by a 15 to 30 minute conference call with the Council to review the results of the bid opening and to award the contract. She would send out the applicable information to Council by email beforehand. Bids were expected to be approximately $600,000, but the bids received were $329,000 and $400,000. City Attorney Kearns clarified that Councilor Lyda could attend the meeting to form a quorum, but would have to recuse himself from voting on the contract.

City Manager Becker updated on Ride Connection, noting additional money had been received from Washington County and two round-trips would be added to their schedule per day Monday through Friday. Ride Connection was also looking to consolidate their schedule with CC
Rider and the Tillamook bus line. A meeting would be held with an ODOT planner on April 15th to discuss the creation of a safer sidewalk at the Banks School District site to include a light and a safer entry and exit for drivers and pedestrians.

CONSENT CALENDAR

8. City Council Meeting Minutes – February 11, 2020
9. Shall the City Council adopt Resolution No. 2020-05 allocating a donation of one week's intake of library fines to the Banks Community Food Bank?
10. Shall the City Council adopt Resolution No. 2020-06, a Resolution Transferring Appropriations from Fund 17 Water Utility Projects to Fund 14 Governmental Capital Projects (CL 2020-05)
11. Shall the City Council adopt Resolution No. 2020-07, a Resolution of the City Council of the City of Banks, Oregon, Authorizing the Application for a Local Government Grant from the Oregon Parks and Recreation Department for Improvements at Greenville City Park, and Delegating Authority to the City Manager to Sign the Application? (CL 2020-06)

Councilor Jones moved to approve the Consent Calendar. Councilor Kirk seconded the motion. MOTION CARRIED 6-0. Ayes: Kirk, Jones, Nelson, Lyda, Harold-Heine and Gregg; Nays: None.

PUBLIC HEARING – None

BUSINESS AGENDA

12. Shall the City Council authorize the transfer of the Professional Services Agreement with Siegel Planning Services to Moore, lacofano, Goltsman (MIG) for Planning Services?

City Planner Siegel stated his company, Siegel Planning Services, had merged with Moore, lacofano, Goltsman (MIG). He provided the background for MIG, noting he had teamed with them on several planning projects in Oregon over the last eight years. He believed MIG could offer Banks a deeper and wider range of services than his company could alone. His first priority was the City of Banks' planning work. City Manager Becker and Mayor Edison had made clear that relationships mattered and the reassignment stated that he would continue as the principle in charge. Operations would continue with City Staff as they had done for the last several years with the former City Planner. The rates charged would remain the same. He confirmed he would be the member of MIG who would attend Council meetings.

Lauren Scott, Associate Planner, MIG, listed the many Oregon cities that MIG had assisted with projects ranging from permitting to updates to a comprehensive plan. She would be assisting with the Banks façade program, the Greenville Park grant application, and with other planning tasks.

Mayor Edison noted that Item #6 in the contract should state: "This Agreement shall be governed by and construed in accordance with the laws of the State of Oregon."

Councilor Lyda moved that the City Council authorize the transfer of the Professional Services Agreement with Siegel Planning Services to Moore, lacofano, Goltsman (MIG) for Planning Services with the modification to the contract noted. Councilor Harold-Heine seconded the motion. MOTION CARRIED 6-0. Ayes: Kirk, Jones, Nelson, Lyda, Harold-Heine, and Gregg; Nays: None.

COUNCIL ROUND TABLE DISCUSSION

City Council Meeting – March 10, 2020
Councilor Kirk reported that Col-Pac/NWACT meeting would take place on March 12th and she would update Council on the meeting next month.

Councilor Jones reported that she and Councilor Nelson would not attend the Community Development Block Grant (CDBG) Board meeting in Tigard due to other commitments. City Manager Becker stated she would attend the meeting. Councilor Jones said she had attended the State of the City Address and the Mayor had done a great job. Other information was in her report.

Mayor Edison said he had 100 Year Celebration-logoed travel mugs to distribute to those interested in receiving one.

Councilor Harold-Heine reported she had participated in Dr. Seuss Week by reading to first graders and that the event had been interesting.

City Manager Becker distributed information emailed to her from an individual that lived outside the city regarding planes flying over the area.

City Recorder Lanter reported that representation from Banks was strong on Monday in response to the School District’s invitation to participate as guest readers at Banks Elementary School during Dr. Seuss Week. She, Susan Cackler from the Library, Councilor Harold-Heine, and Will Moore representing the EDC and the School Board volunteered to read. The event was fun and challenging.

**ADJOURN** The meeting adjourned at 8:12 pm.

Submitted by:

Angie Lanter – City Recorder
CALL TO ORDER Mayor Edison called to order the Special Meeting of the Banks City Council at 5:35 pm.

ROLL CALL
Present were: Mayor Pete Edison, Marsha Kirk, Stephanie Jones

Present by phone: Michael Nelson

Excused: Mike Lyda, Mark Gregg

Unexcused: Erica Harold-Heine

Staff present: City Manager Jolynn Becker, City Recorder Angie Lanter

Staff present by phone: City Engineer Robert Peacock

APPEARANCE OF INTERESTED CITIZENS – None

BUSINESS AGENDA

1. Shall the City Council accept the recommendation from Kennedy Jenks to award the Contract for Construction of Park Street Waterline Improvements to Lawson Corp. in an amount not to exceed $329,950.00?

   City Engineer Robert Peacock reviewed the bids with the City Council and answered Council questions.

Councilor Jones moved to accept the recommendation from Kennedy Jenks to award the Contract for Construction of Park Street Waterline Improvements to Lawson Corp. in an amount not to exceed $329,950.00. Councilor Kirk seconded the motion. MOTION CARRIED 4-0. Ayes: Kirk, Jones, Nelson, Edison; Nays: None.
2. Shall the City Council approve the proposed amendment to the contract for engineering to complete the work for Park Street in the amount of $26,738.00?

City Manager Becker explained that amount of the contract with Lawson Corp. reduced the amount that would be needed from the General Fund from $400,000.00 to $25,000.00. This reduction would allow the City to proceed with completing work on the west side of Park Street, which was not included in the original scope of work.

Councilor Jones moved to approve the proposed amendment to the contract for engineering to complete the work for Park Street in the amount of $26,738.00. Councilor Kirk seconded the motion. MOTION CARRIED 4-0. Ayes: Kirk, Jones, Nelson, Edison; Nays: None.

ADJOURN The meeting adjourned at 5:47 pm.

Submitted by:

Angie Lanter – City Recorder
CALL TO ORDER Mayor Edison called to order the Special Meeting of the Banks City Council at 4:02 pm.

ROLL CALL
Present were: Mayor Pete Edison, Marsha Kirk, Mark Gregg

Present by phone: Stephanie Jones, Michael Nelson, Erica Harold-Heine

Excused: Mike Lyda

Staff present: City Manager Jolynn Becker, City Recorder Angie Lanter

Staff present by phone: City Attorney Daniel Kearns

APPEARANCE OF INTERESTED CITIZENS – None

BUSINESS AGENDA

1. Shall the City Council adopt Resolution No. 2020-08, a Resolution Declaring an Emergency Pursuant to BCO Chapter 38, and ORS 401.309, and Authorizing the City Manager to Respond as Appropriate to the Public Health Hazard Conditions Associated with the Novel Coronavirus Pandemic.

City Attorney Daniel Kearns gave an overview of what has been currently happening at the Federal and State levels, and the reasoning behind why other cities are Declaring a State of Emergency. He reviewed the pro’s and con’s of Declaring a State of Emergency.

Mayor Edison stated that he saw two reasons to adopt the Resolution. On a political side it shows that the City is banding together with our county and our fellow cities and showing our citizens that we are taking action and being proactive. The second reason is that it gets us in line for possible funding from the Federal, State and County levels. Councilor Gregg added that it could assist with possible FEMA funding if necessary.
Councilor Nelson expressed concern with the wording of Section 2a of the Resolution, which addressed establishing a curfew. Mayor Edison pointed out that we were not establishing a curfew at this time. The Resolution was laying out all of the situations that could arise that would need to be addressed. Councilor Gregg added that this would give the City a mechanism to implement if necessary, and the Council were not able to convene. Councilor Kirk agreed that it was a good idea to have something in place, in the event we do need assistance in the city.

Attorney Kearns pointed out that all of Section 2 was worded as “if necessary”, and the list of items under Section 2 came out of Chapter 38 of the Banks Code of Ordinances.

Councilor Gregg asked if the Resolution could be amended to state that the “City Manager would exercise the directives and authority granted herein in consultation with the Mayor or the Council President if the Mayor is unavailable”. Councilor Nelson stated that he would be comfortable with the amendment proposed by Councilor Gregg.

Councilor Gregg moved to adopt Resolution No. 2020-08, a Resolution Declaring an Emergency Pursuant to BCO Chapter 38, and ORS 401.309, and Authorizing the City Manager to Respond as Appropriate to the Public Health Hazard Conditions Associated with the Novel Coronavirus Pandemic, with the amendments as discussed. Councilor Harold-Heine seconded the motion. MOTION CARRIED 5-0. Ayes: Kirk, Jones, Nelson, Harold-Heine, Gregg; Nays: None.

Councilor Gregg wanted to remind Council of their role, and

**ADJOURN** The meeting adjourned at 4:25 pm.

Submitted by:

Angie Lanter – City Recorder
Agenda Item:

Shall the City Council approve the operating hours extension request from Sunset Speedway and Sunset Park Association?

Background:

Sunset Speedway makes a great effort to end all races by 10:00 pm. However, there are occasions when the races do end close to 11:00 pm. These instances are due to situations that are out of their control, such as wrecks, which can cause a delay in the race.

Sunset Park Association rents out Schlegel Hall for different functions and make every effort to have functions end by 10:00 pm. However, there are occasions when events will end closer to 11:00 pm.

It is recommended that the City Council authorize to maintain the existing extension of operating hours to 11:00 pm for Sunset Speedway, and Sunset Park Association.

Council Alternatives:

1. Authorize to maintain the existing extension of operating hours to 11:00 pm for Sunset Speedway.

   Sample Motion: “I make a motion to maintain the existing extension of operating hours to 11:00 pm for Sunset Speedway, and Sunset Park Association”.

2. Decline to maintain the existing extension.

Jolynn Becker  
City Manager
March 13th, 2020

To: City of Banks, Oregon

Re: Sunset Speedway Noise Extension Request

Dear Mayor and Banks City Council:

Sunset Speedway has been an important and cooperative corporate citizen operating in the City of Banks for 34 years. Our season, as you know, is limited, and races are almost every Saturday of each week in the months of April-September (few exceptions such as May 24th, July 26th & 27th, August 20th, and September 6th.) While we try to conclude all races by 10:00pm, that is not always possible due to car crashes and other events beyond our control. Regardless, we work hard to avoid and limit our noise impact on the surrounding community.

We have in the past years obtained an exception to the City’s Noise Regulations as allowed by Section 130.04(C) of the Banks Code of Ordinances, to allow us to operate our normal Saturday Night Race Schedule (with a few races falling on a Friday or mid-week) We hereby request another limited duration exception to the noise regulations for our Saturday Night Races for the months of operation to allow races to continue to 11:00pm if necessary. We will work hard to conclude all racing by 10:00pm, but from time to time, that will not be possible, thus, our request is for 11:00pm. Thank you for your consideration and continued support of Sunset Speedway. Please contact me if you have any questions.

Thank you.

“(C) Anyone proposing an activity, project or event that could violate this section may seek a one-time or limited duration exception from the City Council for good case shown. The City Council may grant such an exception and may impose conditions and restrictions that limit the time, duration or area of disturbance likely to be caused by the activity, project or event.

Sincerely,

Jerry Schram
Owner & Operator of Sunset Speedway
360-518-2590
Schram901@aol.com
2020 Race Schedule

<table>
<thead>
<tr>
<th>Month</th>
<th>Events</th>
</tr>
</thead>
<tbody>
<tr>
<td>MAR 28</td>
<td>Test &amp; Tune</td>
</tr>
<tr>
<td>APRIL 4</td>
<td>Test &amp; Tune</td>
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<tr>
<td>APRIL 11</td>
<td>Easter at the Races</td>
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<tr>
<td>APRIL 18</td>
<td>IMCA Modifieds, IMCA Sport Mods, IMCA Stock Cars, IMCA Sport Compacts, Adventist Health American Classics, IMCA's 100 Qualifier</td>
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<tr>
<td>APRIL 25</td>
<td>IMCA Modifieds, IMCA Sport Mods, IMCA Stock Cars, IMCA Sport Compacts, Adventist Health American Classics</td>
</tr>
<tr>
<td>MAY 2</td>
<td>IMCA Modifieds, IMCA Stock Cars, IMCA Sport Compacts, Adventist Health American Classics, IMCA's 100 Qualifier</td>
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<tr>
<td>MAY 9</td>
<td>Ladies Night (Ladies 18+) $5.00 General Admission</td>
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<tr>
<td>MAY 16</td>
<td>Armed Forces Night All Military $5</td>
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Special Events:
- July 4: Firecracker 50 - City of Banks Sunset Speedway presents fourth of July fireworks display
- July 11: Christmas in July (Mike Givens)
- June 6: Fight to End Hunger Night 52 Off Admission with IMCA Modifieds, IMCA Sport Mods, IMCA Stock Cars, IMCA Sport Compacts, Adventist Health American Classics
- June 13: Driver Appreciation Night / IMCA Season Championship
- June 20: IMCA Modifieds, IMCA Stock Cars, IMCA Sport Compacts, Adventist Health American Classics, IMCA's 100 Qualifier
- July 20: Wild West Modified Shootout
- Aug 1: Back to School Night 52 Off Admission with School Supplies Donation
- Aug 4: City of Banks National Night 52 Off Admission with School Supplies Donation

Tickets Prices:
- Adults (18 & Up) $10
- Senior/Military /Junior (13-17) $8
- Youth (12-17) $5
- Youth (5 & Under) Free
- Pet Passes $10
- Sunday Pass $20 (2 adults, up to 4 children)
- Premium $25

Call: 360 699 RACE

12765 NW MAIN STREET Banks, Oregon 97106
WWW.SUNSETSPEEDWAYPARK.COM
Honorable Mayor and Members of the City Council
Banks, Oregon

Council Letter 2020-008
Agenda of April 14, 2020

Agenda Item:

Shall the City Council adopt Resolution No. 2020-08, a Resolution of the City of Banks Authorizing a Loan from the Safe Drinking Water Revolving Loan Fund by Entering into a Financing Contract with the Oregon Infrastructure Finance Authority?

Background:

The City has entered into a Financing Contract with Business Development Department (OBDD) for the Water Supply Development Phase 1 for new water supply. This project number S20011 has a principal loan amount of $172,954.

The City Council authorizes the Mayor to execute the Contract and such other documents as may be required to obtain financial assistance from OBDD. The new loan will be no more than $178,000 (with $17,000 eligible for principal forgiveness if contract conditions are met) and the interest rate is 2.08%.

It is recommended that the City Council adopt Resolution No. 2020-01, a Resolution authorizing a Loan from the Safe Drinking Water Revolving Loan Fund.

Council Alternatives:

1. Adopt Resolution No. 2020-08.
   
   Suggested Motion: "I make a motion to adopt Resolution No. 2020-08, a Resolution of the City of Banks Authorizing a Loan from the Safe Drinking Water Revolving Loan Fund by Entering into a Financing Contract with the Oregon Infrastructure Finance Authority."

2. Decline to adopt Resolution No. 2020-08.

Jolynn Becker
City Manager
RESOLUTION 2020-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANKS, OREGON, AUTHORIZING A LOAN FROM THE SAFE DRINKING WATER REVOLVING LOAN FUND, BY ENTERING INTO A FINANCING CONTRACT WITH THE OREGON INFRASTRUCTURE FINANCE AUTHORITY.

The Banks City Council makes the following findings:

A. The City is a community or nonprofit non-community water system as defined in Oregon Administrative Rule 123-049-0010.

B. The Safe Drinking Water Act Amendments of 1996, Pub.L. 104-182, as amended (the "Act"), authorize any community or nonprofit non-community water system to file an application with the Oregon Infrastructure Finance Authority of the Business Development Department ("OBDD") to obtain financial assistance from the Safe Drinking Water Revolving Loan Fund.

C. The City has filed an application with the OBDD to obtain financial assistance for a "safe drinking water project" within the meaning of the Act, and the OBDD has approved the City’s application for financial assistance.

D. The City is required, as a prerequisite to the receipt of financial assistance from the OBDD, to enter into a Financing Contract with the OBDD, number S20011, substantially in the form attached hereto as Exhibit 1. The project is described in Exhibit C to that Financing Contract (the "Project").

E. Notice relating to the City’s consideration of the adoption of this Resolution was published in full accordance with the City’s charter and laws for public notification.

NOW THEREFORE, the Banks City Council resolves as follows:

1. Financing Loan Authorized. The City Council authorizes the City Manager to execute the Financing Contract ("Financing Documents") and such other documents as may be required to obtain financial assistance including a loan from the OBDD on the condition that the principal amount of the loan from the OBDD to the City is not more than $172,954 with $17,295 eligible for principal forgiveness if contract conditions are met and the interest rate is not more than 2.08%. The proceeds of the loan from the OBDD must be applied solely to the “Costs of the Project” as such term is defined in the Financing Contract.
2. **Sources of Repayment.** Amounts payable by the City are payable from the sources described in Section 4 of the Financing Contract and ORS 285A.213(5) which include:

   (a) Revenue from the City’s water system, including special assessment revenue;
   
   (b) Amounts withheld under ORS 285A.213(6);
   
   (c) The general fund of the City;
   
   (d) Any combination of sources listed in paragraphs (a) to (c) of this subsection; or
   
   (e) Any other source.

3. **Additional Documents.** The City Manager is hereby authorized to enter into any agreements and to execute any documents or certificates which may be required to obtain financial assistance from the OBDD for the Project pursuant to the Financing Documents.

4. **Tax-Exempt Status.** The City covenants not to take any action or omit to take any action if the taking or omission would cause interest paid by the City pursuant to the Financing Documents not to qualify for the exclusion from gross income provided by Section 103(a) of the Internal Revenue Code of 1986, as amended. The City Manager may enter into covenants on behalf of the City to protect the tax-exempt status of the interest paid by the City pursuant to the Financing Documents and may execute any Tax Certificate, Internal Revenue Service forms or other documents as may be required by the OBDD or their bond counsel to protect the tax-exempt status of such interest.

**ADOPTED, APPROVED AND EFFECTIVE** this 14th day of April 2020.

Peter C. Edison, Mayor

Attest:

Angie Lanter, City Recorder
WHEREAS, on March 8, 2020, Governor Kate Brown declared a state of emergency due to the COVID-19 outbreak in Oregon (Executive Order No. 20-03), finding that COVID-19 has created a threat to public health and safety, and constitutes a statewide emergency under ORS 401.025(1); and

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 to be a global pandemic; and

WHEREAS, on March 12, 2020 Governor Brown issued a second Executive Order (EO No. 20-05) prohibiting public gatherings of 250 or more people state-wide and announcing the closure of Oregon’s K-12 schools from March 16, 2020 through March 31, 2020; and

WHEREAS, on March 13, 2020, the President of the United States Declared the COVID-19 outbreak to be a national emergency, and according to the Centers for Disease Control and Prevention, COVID-19 presents a “high” potential public health threat, both globally and in the United States; and

WHEREAS, on March 16, 2020, the U.S. Department of Human Services imposed its most recent set of protective measures to restrict visitors to long-term care facilities and other residential facilities. The Oregon Health Authority adopted similar measures at the Oregon State Hospital and other behavioral health settings, and limited admissions to the Oregon State Hospital; and

WHEREAS, on March 17, 2020, Governor Brown issued third Executive Order (EO No. 20-07) that places further restrictions on public gatherings by, among other things prohibiting social, spiritual and recreational gatherings of 25 people or more where at least a 3-foot social separation cannot be maintained and includes any community, public, leisure, faith-based and sporting events, concerts, conventions, fundraisers, fairs, festivals and similar events and activities; and

WHEREAS, Coronavirus are a group of viruses that can cause respiratory disease, with the potential to cause serious illness or loss of life especially for individuals with underlying health conditions; and

WHEREAS, COVID-19 requires a significant level of public resources at the local level to keep the public and community informed and as safe as possible; and
WHEREAS aside from the clear public health threat that COVID-19 presents, the cumulative effect of local, state, federal and world-wide measures implemented to stem the spread of the disease will have a significant impact on people’s lives, livelihoods and the economy for a long time into the future; and

WHEREAS, the unknown duration of the COVID-19 pandemic will have significant social and financial impact to the Banks community; and

WHEREAS, pursuant to ORS 401.309(1), the governing body of a city may declare, by ordinance or resolution, that a state of emergency exists within the city and

WHEREAS, ORS 401.309 and BCO 38.04 authorize the City Council to declare an emergency based on, among other things, a natural or manmade public health hazard such as COVID-19, and grants the City authority to assume specific temporary emergency measures to protect life, property or the environment and generally to address the emergency; and

WHEREAS, the City Council duly noticed and convened a special council meeting on March 18, 2020, at the conclusion of which it adopted Resolution 2020-08, Declaring an Emergency Pursuant to BCO Chapter 38 and ORS 401.309, and Authorizing the City Manager to Respond as Appropriate to the Public Health Hazard Conditions Associated With the Novel Coronavirus Pandemic to last until April 14, 2020; and

WHEREAS, on March 17, 2020, the Governor issued Executive Order 20-08, which ordered the closure of public schools until April 28, 2020 to prevent the spread of the Novel Coronavirus among school children, their families and other contacts; and

WHEREAS, on March 23, 2020, the Governor issued Executive Order 20-12 which prohibited until further notice all non-essential social and recreational gatherings, regardless of size, unless a minimum 6-foot social distancing can be maintained from all individuals; and

WHEREAS, it appears to the Banks City Council that the state-wide state of emergency and the Governor’s Executive Orders prohibiting gatherings and requiring a minimum 6-foot social distancing between all individuals will remain in effect at least through the end of April, which warrants an extension to the City’s Declaration of Emergency to at least April 30, 2020.

NOW, THEREFORE, based upon the authority in ORS 401.309 and BCO Ch. 38 and the foregoing recitals, which are incorporated herein, the Banks City Council, resolves that the Emergency Declaration established in Resolution 2020-08 (March 18, 2020) shall be extended and remain in effect until April 30, 2020 and may be extended thereafter depending upon circumstances.

IT IS SO ORDERED AND EFFECTIVE this 14th day of April 2020

__________________________________________
Peter C. Edison, Mayor

Attest:

__________________________________________
Angie Lanter, City Recorder