

**UMATILLA CITY COUNCIL MEETING
AGENDA
COUNCIL CHAMBERS 700 6TH STREET, UMATILLA, OR 97882
JANUARY 7, 2020
7:00 PM**

1. **MEETING CALLED TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF AGENDA**
5. **CITY MANAGER'S REPORT**
6. **PUBLIC COMMENT** Public Comment is an opportunity for citizens to express opinions, raise issues, and provide information to the City Council. Comments presented during this segment should be on city-related issues and not on items that are scheduled for a Public Hearing on the same evening's agenda. If you wish to speak, please provide the requested information on the Sign-Up Sheet, being sure to note the topic on which you will speak. When called to the podium, begin by stating your name and address. You will have five minutes to speak, unless otherwise instructed.
7. **CONSENT AGENDA**
 - 7.1 Paid Invoices *Suggested Action: Motion to approve.*
8. **COMMITTEE REPORTS**
 - 8.1 **Discussion and Motion to Appoint Council President for 1/1/20 through 12/31/21** *Suggested Action: After consideration of Council Discussion, Council will elect a council president for the next 2 years. Motion of appointment and vote required.*

- 8.2 To declare vacancies in the Planning Commission, Budget Committee, Parks and Recreation Committee, Transient Room Tax Committee, and City Tree Board. *The following Committees have these respective vacancies:
Planning Commission - 2 openings, Budget Committee - 1 opening, Transient Room Tax - 1 opening, Parks & Recreation - 2 openings, City Tree Board - 2 openings.*

Suggested Action: Declare these positions vacant and support staff in the recruitment to fill these vacancies through advertising and word-of-mouth.

9. **PUBLIC HEARING**

- 9.1 City of Umatilla Annexations (ANX-1-2019, ANX-2-2019 and ANX-3-2019) - The applicant, City of Umatilla, seeks approval to have four parcels of city-owned property and Union Street, located within the urban growth boundary annexed into the city limits. *Suggested Action: Planning Commission considered the three annexation request at their November 12, 2019, meeting and recommended approval of all three applications to the City Council. Ordinance No. 842 will implement these annexation requests.*
- 9.2 A Public Hearing to consider the proposed changes to the City of Umatilla's water and sewer code. *Suggested Action: A Public Hearing to consider the proposed changes to the City's sewer and water code that would be implemented by Ordinance No. 841 - Amending Title 7, Chapter 4, Article A & Article B of the Umatilla City Code (proposed Ordinance 841 attached for review and consideration).*

10. **NEW BUSINESS**

- 10.1 Ordinance No. 842- An ordinance proclaiming the annexation of Union Street and 44.27 acres located at the south east intersection of Highway 730 and Highway 395 and at the southwest corner of Roxbury Road and Bud Draper Road and west of the Beach Access Road and Wanapa Road intersection and withdrawing said property from Umatilla County Sheriff's Law Enforcement District; accepting written application for annexation from all of the owners of the area and not less than 50 percent of the electors residing therein; making findings; setting the final boundaries of the property to be annexed; and setting the comprehensive plan map and zoning designation for 44.27 acres of the annexed property. *Suggested Action: Staff recommends approval of Ordinance No 842. The ordinance will implement the annexation of 4 City owned property and Union Street. Planning Commission recommended approval of annexation applications ANX-1-2019, ANX-2-1019 and ANX-3-2019 at their November 12th, 2019 meeting.*

10.2 (Second Reading) Ordinance No. 841 - Amending Title 7, Chapter 4, Article A & Article B of the Umatilla City Code. *Update the City of Umatilla sewer and water code to establish when connection to the City of Umatilla's water works system is required and establish a method for extension of a sewer main to connect to the City of Umatilla's sewerage system.* The City Council had a first reading and public hearing for Ordinance No 841 at the December 17, 2019 Council Meeting.

Suggested Action: Staff recommends approval and adoption of Ordinance No. 841.

11. **PUBLIC COMMENT**

12. **DISCUSSION ITEMS**

13. **MAYOR'S MESSAGE**

14. **COUNCIL INFORMATION & DISCUSSION**

15. **EXECUTIVE SESSION** To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed ORS 192.660(h)

16. **RECONVENE**

17. **ADJOURN** This institution is an equal opportunity provider. Discrimination is prohibited by Federal law. Special accommodations to attend or participate in a city meeting or other function can be provided by contacting City Hall at (541) 922-3226 or use the TTY Relay Service at 1-800-735-2900 for appropriate assistance.

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Report Criteria:
Detail report type printed

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|--------------------------------|----------------|---------------------------------------|--------------|----------------|--------------|------------------|
| 13 | | | | | | | |
| 13 | A-1 Industrial Hose & Supply | 162386 | Supplies for Streets | 12/10/19 | 36.73 | 44372 | 12/23/19 |
| | | 163172 | Supplies for Water Dept | 12/20/19 | 32.59 | 44372 | 12/23/19 |
| | Total 13: | | | | 69.32 | | |
| 45 | | | | | | | |
| 45 | AJ's Printed Apparel | 17531 | employee appreciation Christmas gifts | 12/18/19 | 2,375.00 | 44373 | 12/23/19 |
| | Total 45: | | | | 2,375.00 | | |
| 84 | | | | | | | |
| 84 | Analytical Technology, Inc. | 422286 | Comb Gas Sensor | 12/04/19 | 425.26 | 44275 | 12/10/19 |
| | Total 84: | | | | 425.26 | | |
| 102 | | | | | | | |
| 102 | Aramark Uniform Services, Inc. | 864207763 | Police Mats | 10/24/19 | 133.69 | 44276 | 12/10/19 |
| | | 864246794 | Police Mats | 11/21/19 | 166.37 | 44276 | 12/10/19 |
| | | 864266348 | Police Mats | 12/05/19 | 252.27 | 44374 | 12/23/19 |
| | | 864266350 | Shop Towels | 12/05/19 | 166.37 | 44374 | 12/23/19 |
| | Total 102: | | | | 718.70 | | |
| 148 | | | | | | | |
| 148 | Banner Bank Mastercard | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 6.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 6.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 6.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 6.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting with Stockdale/Mabbott | 11/24/19 | 61.79 | 44278 | 12/10/19 |
| | | 0715DEC201 | Safety Meeting-Public Works | 11/24/19 | 45.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Safety Meeting-Public Works | 11/24/19 | 45.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Safety Meeting-Public Works | 11/24/19 | 45.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Safety Meeting-Public Works | 11/24/19 | 45.25 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 3.71 | 44278 | 12/10/19 |
| | | 0715DEC201 | Safety Meeting-Public Works | 11/24/19 | 3.71 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 3.71 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Scheel | 11/24/19 | 3.71 | 44278 | 12/10/19 |
| | | 0715DEC201 | Lunch Meeting-Parks Crew | 11/24/19 | 31.00 | 44278 | 12/10/19 |
| | | 2217DEC201 | NASRO TRAINING | 11/24/19 | 495.00 | 44278 | 12/10/19 |
| | | 2217DEC201 | Amazon | 11/24/19 | 538.25 | 44278 | 12/10/19 |
| | | 2217DEC201 | TLO Transunion | 11/24/19 | 50.00 | 44278 | 12/10/19 |
| | | 2217DEC201 | Amazon | 11/24/19 | 25.43 | 44278 | 12/10/19 |
| | | 2217DEC201 | Galls | 11/24/19 | 64.94 | 44278 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|-------------|----------------|--|--------------|----------------|--------------|------------------|
| | | 2217DEC201 | Accessory Tech | 11/24/19 | 49.90 | 44278 | 12/10/19 |
| | | 2217DEC201 | Code 4 Training-Zita | 11/24/19 | 99.00 | 44278 | 12/10/19 |
| | | 2217DEC201 | Spirit Mt. Use of Force Seminar-Huxel | 11/24/19 | 413.60 | 44278 | 12/10/19 |
| | | 2217DEC201 | Galls | 11/24/19 | 88.55 | 44278 | 12/10/19 |
| | | 2217DEC201 | Amazon | 11/24/19 | 52.62 | 44278 | 12/10/19 |
| | | 2217DEC201 | AMAZON-supplies | 11/24/19 | 69.98 | 44278 | 12/10/19 |
| | | 2552DEC201 | Christmas Tree Lighting | 11/24/19 | 253.70 | 44278 | 12/10/19 |
| | | 2552DEC201 | Christmas Tree Lighting | 11/24/19 | 253.70 | 44278 | 12/10/19 |
| | | 2552DEC201 | Christmas Tree Lighting Ad | 11/24/19 | 4.99 | 44278 | 12/10/19 |
| | | 3132DEC201 | Backflow Training | 11/24/19 | 195.00 | 44278 | 12/10/19 |
| | | 3132DEC201 | Training-Mendoza | 11/24/19 | 59.90 | 44278 | 12/10/19 |
| | | 5919DEC201 | Library Halloween Supplies | 11/24/19 | 169.00 | 44278 | 12/10/19 |
| | | 5919DEC201 | Business Lunch | 11/24/19 | 40.00 | 44278 | 12/10/19 |
| | | 5919DEC201 | Touch a Truck Supplies | 11/24/19 | 88.78 | 44278 | 12/10/19 |
| | | 5919DEC201 | Thermal Paper Rolls | 11/24/19 | 44.99 | 44278 | 12/10/19 |
| | | 5919DEC201 | SMARSH Archiving Subscription | 11/24/19 | 135.00 | 44278 | 12/10/19 |
| | | 5919DEC201 | Retirement Party Supplies/Gift | 11/24/19 | 445.92 | 44278 | 12/10/19 |
| | | 5919DEC201 | Phone for RV Park Office | 11/24/19 | 37.90 | 44278 | 12/10/19 |
| | | 5919DEC201 | City Recorder Annual Conference | 11/24/19 | 779.00 | 44278 | 12/10/19 |
| | | 5919DEC201 | Appreciation Lunch | 11/24/19 | 90.40 | 44278 | 12/10/19 |
| | | 6564DEC201 | Drone | 11/24/19 | 2,337.00 | 44278 | 12/10/19 |
| | | 6564DEC201 | Business Lunch | 11/24/19 | 22.00 | 44278 | 12/10/19 |
| | | 6564DEC201 | Business Lunch | 11/24/19 | 26.00 | 44278 | 12/10/19 |
| | | 6564DEC201 | Hotel Rooms-Sensus Training-Horn/Caldera | 11/24/19 | 1,487.79 | 44278 | 12/10/19 |
| | | 7017DEC201 | Pontoon Boat Cover | 11/24/19 | 149.75 | 44278 | 12/10/19 |
| | | 7017DEC201 | key | 11/24/19 | 1.99 | 44278 | 12/10/19 |
| | | 7017DEC201 | Hotels for Sensus Training | 11/24/19 | 836.54 | 44278 | 12/10/19 |
| | | 7017DEC201 | Customer Service Training | 11/24/19 | 52.87 | 44278 | 12/10/19 |
| | | 7017DEC201 | Toner for Brandon Seitz | 11/24/19 | 221.25 | 44278 | 12/10/19 |
| | | 7017DEC201 | Fuel for Tahoe after Sensus Trainig | 11/24/19 | 74.53 | 44278 | 12/10/19 |
| | | 8522DEC201 | OAPA | 11/24/19 | 378.96 | 44278 | 12/10/19 |
| | | 8522DEC201 | Water Vision Meeting | 11/24/19 | 16.39 | 44278 | 12/10/19 |
| | | 8522DEC201 | Touch-a-truck | 11/24/19 | 351.73 | 44278 | 12/10/19 |
| | | 8522DEC201 | Umatilla Co. Records | 11/24/19 | 9.50 | 44278 | 12/10/19 |
| | | 8522DEC201 | Luncheon CDD | 11/24/19 | 29.75 | 44278 | 12/10/19 |
| | | 8522DEC201 | Women's Leadership | 11/24/19 | 28.16 | 44278 | 12/10/19 |
| | | 8522DEC201 | Parking | 11/24/19 | 13.48 | 44278 | 12/10/19 |
| | | 8522DEC201 | Luncheon Water RST | 11/24/19 | 13.79 | 44278 | 12/10/19 |
| | | 8522DEC201 | OSU Luncheon | 11/24/19 | 34.25 | 44278 | 12/10/19 |
| | | 8522DEC201 | Parking | 11/24/19 | 5.00 | 44278 | 12/10/19 |
| | | 8522DEC201 | Luncheon | 11/24/19 | 25.19 | 44278 | 12/10/19 |
| | Total 148: | | | | 10,835.14 | | |
| 255 | | | | | | | |
| 255 | Broad Reach | ARU0288631 | Books for Library | 09/05/19 | 50.85 | 44281 | 12/10/19 |

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|---------------|------------------------------|----------------|--------------------------------|--------------|----------------|--------------|------------------|
| Total 255: | | | | | 50.85 | | |
| 293 | | | | | | | |
| 293 | Buttercreek Equipment, Inc. | 57404 | Seals for Kubota | 11/25/19 | 76.32 | 44283 | 12/10/19 |
| | | 57406 | Weed eater Line for South Hill | 11/26/19 | 105.48 | 44283 | 12/10/19 |
| Total 293: | | | | | 181.80 | | |
| 320 | | | | | | | |
| 320 | Canon Solutions America, Inc | 4031131726 | COPIER MAINTENANCE | 11/24/19 | 123.53 | 44285 | 12/10/19 |
| Total 320: | | | | | 123.53 | | |
| 351 | | | | | | | |
| 351 | Cascade Natural Gas Corp. | 0001DEC201 | 1205 W 3RD | 11/25/19 | 513.28 | 44286 | 12/10/19 |
| | | 0006DEC201 | 700 6TH ST. | 11/25/19 | 114.03 | 44286 | 12/10/19 |
| | | 0006DEC201 | 700 6TH ST. | 11/25/19 | 114.03 | 44286 | 12/10/19 |
| | | 0006DEC201 | 700 6TH ST. | 11/25/19 | 114.01 | 44286 | 12/10/19 |
| | | 0007DEC201 | 82959 Draper St. | 11/25/19 | 65.74 | 44286 | 12/10/19 |
| | | 5627DEC201 | 822 6TH ST | 11/25/19 | 226.72 | 44286 | 12/10/19 |
| | | 9927DEC201 | 830 6TH ST. | 11/25/19 | 235.05 | 44286 | 12/10/19 |
| Total 351: | | | | | 1,382.86 | | |
| 355 | | | | | | | |
| 355 | Casiday Battery Co. | 10625 | City Hall Alarm Panel | 12/06/19 | 119.90 | 44375 | 12/23/19 |
| Total 355: | | | | | 119.90 | | |
| 362 | | | | | | | |
| 362 | Center Point Large Print | 1742204 | Large Print Books for Library | 12/01/19 | 140.22 | 44287 | 12/10/19 |
| Total 362: | | | | | 140.22 | | |
| 367 | | | | | | | |
| 367 | CenturyLink | 0453DEC201 | Police Dept Phones | 11/25/19 | 93.23 | 44288 | 12/10/19 |
| Total 367: | | | | | 93.23 | | |
| 391 | | | | | | | |
| 391 | CI INFORMATION MANAGMEN | 0091981 | Onsite document shred | 11/30/19 | 90.86 | 44376 | 12/23/19 |
| Total 391: | | | | | 90.86 | | |
| 410 | | | | | | | |
| 410 | CLUB 24 | NOV2019 | JOINING FEE-Sandoval | 11/30/19 | 2.00 | 44377 | 12/23/19 |
| | | NOV2019 | JOINING FEE-Sandoval | 11/30/19 | 9.00 | 44377 | 12/23/19 |
| | | NOV2019 | JOINING FEE-Sandoval | 11/30/19 | 9.00 | 44377 | 12/23/19 |

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|---------------|-------------------------------|----------------|-------------------------------------|--------------|----------------|--------------|------------------|
| Total 410: | | | | | 20.00 | | |
| 427 | | | | | | | |
| 427 | Columbia Harvest Foods | 2000DEC201 | Employee Appreciation | 12/01/19 | 17.35 | 44379 | 12/23/19 |
| | | 2000DEC201 | Meeting and Event Supplies | 12/01/19 | 37.64 | 44379 | 12/23/19 |
| | | 2000DEC201 | Supplies | 12/01/19 | 12.45 | 44379 | 12/23/19 |
| Total 427: | | | | | 67.44 | | |
| 435 | | | | | | | |
| 435 | Commercial Tire | 1527515876 | Tires | 10/29/19 | 1,319.71 | 44380 | 12/23/19 |
| | | 249125 | Kubota Tractor Tires | 11/18/19 | 400.38 | 44289 | 12/10/19 |
| | | 249150 | Lawn mower tire | 11/19/19 | 19.99 | 44289 | 12/10/19 |
| | | 249407 | Tires | 11/25/19 | 63.00 | 44289 | 12/10/19 |
| | | 249466 | Tires | 11/26/19 | 614.52 | 44289 | 12/10/19 |
| | | 249469 | Snow tire change over | 11/26/19 | 63.00 | 44289 | 12/10/19 |
| | | 249608 | Tires | 11/29/19 | 63.00 | 44289 | 12/10/19 |
| | | 249609 | Tires | 11/29/19 | 519.00 | 44289 | 12/10/19 |
| Total 435: | | | | | 3,062.60 | | |
| 440 | | | | | | | |
| 440 | Confederated Tribes Umatilla | 22526 | IWW Project-Cultural Monitoring | 11/25/19 | 18,515.78 | 44381 | 12/23/19 |
| | | 22527 | Bridge Removal-Cultural Monitoring | 11/25/19 | 1,023.94 | 44381 | 12/23/19 |
| | | 22528 | Business Center Cultural Monitoring | 11/25/19 | 255.42 | 44381 | 12/23/19 |
| | | 22528 | Business Center Cultural Monitoring | 11/25/19 | 255.42 | 44381 | 12/23/19 |
| Total 440: | | | | | 20,050.56 | | |
| 478 | | | | | | | |
| 478 | Creative Product Source, Inc. | CPI082812 | Customer Appreciation | 12/04/19 | 142.78 | 44291 | 12/10/19 |
| Total 478: | | | | | 142.78 | | |
| 488 | | | | | | | |
| 488 | Crystal Springs | 2940DEC201 | Water for Police Department | 11/30/19 | 31.51 | 44382 | 12/23/19 |
| Total 488: | | | | | 31.51 | | |
| 536 | | | | | | | |
| 536 | Dell Marketing L.P. | 1036091264 | Upgrade-Sandoval | 12/10/19 | 278.78 | 44383 | 12/23/19 |
| Total 536: | | | | | 278.78 | | |
| 550 | | | | | | | |
| 550 | DEQ - Water Quality Division | MENDOZA2 | Mendoza Certification Renewal Fee | 12/05/19 | 160.00 | 44292 | 12/10/19 |

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|---------------|-------------------------------|----------------|--|--------------|----------------|--------------|------------------|
| Total 550: | | | | | 160.00 | | |
| 574 | | | | | | | |
| 574 | DILLARD TRUCKING, INC | 192195 | 192195-Overpayment Jimmie Mayo | 12/01/19 | 215.00 | 44293 | 12/10/19 |
| Total 574: | | | | | 215.00 | | |
| 609 | | | | | | | |
| 609 | Duke's Auto Plus | 12538 | Auto Repairs | 11/27/19 | 40.00 | 44384 | 12/23/19 |
| | | 12563 | Oil Change | 12/11/19 | 330.00 | 44384 | 12/23/19 |
| Total 609: | | | | | 370.00 | | |
| 628 | | | | | | | |
| 628 | East Oregonian | 151784 | Advertising | 11/02/19 | 362.18 | 44385 | 12/23/19 |
| Total 628: | | | | | 362.18 | | |
| 635 | | | | | | | |
| 635 | Eastern Oregon Telecom, LLC | 8743DEC201 | Shop Internet | 12/01/19 | 63.57 | 44294 | 12/10/19 |
| | | 8743DEC201 | Internet | 12/01/19 | 372.79 | 44294 | 12/10/19 |
| | | 8743DEC201 | Library Internet | 12/01/19 | 299.97 | 44294 | 12/10/19 |
| | | 8743DEC201 | Police Dept. Internet | 12/01/19 | 273.62 | 44294 | 12/10/19 |
| | | 8743DEC201 | Sewer Internet | 12/01/19 | 336.15 | 44294 | 12/10/19 |
| | | 8743DEC201 | Marina Internet | 12/01/19 | 280.95 | 44294 | 12/10/19 |
| Total 635: | | | | | 1,627.05 | | |
| 709 | | | | | | | |
| 709 | Farm City Fence LLC | 12032019 | Pedestrian Bridge Protective Fence Purchase | 12/03/19 | 2,100.00 | 44296 | 12/10/19 |
| Total 709: | | | | | 2,100.00 | | |
| 712 | | | | | | | |
| 712 | FastTrack | 1537MCKINL | Final Bill-Utility Refund | 12/01/19 | 44.92 | 44297 | 12/10/19 |
| | | 330ORCHAR | Final Bill-Utility Refund | 12/01/19 | 75.51 | 44297 | 12/10/19 |
| Total 712: | | | | | 120.43 | | |
| 733 | | | | | | | |
| 733 | Finck, Shane | SLIPRELEA | Moorage Refund - Slip Released | 11/01/19 | 85.00 | 44299 | 12/10/19 |
| Total 733: | | | | | 85.00 | | |
| 784 | | | | | | | |
| 784 | Galls, DBA Blumenthal Uniform | 1001095960 | Flashlight, baton, name plate | 08/28/19 | 248.11 | 44300 | 12/10/19 |

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|---------------|----------------------------|----------------|----------------------------------|--------------|----------------|--------------|------------------|
| Total 784: | | | | | 248.11 | | |
| 856 | | | | | | | |
| 856 | Gotcha Covered | 137724 | Cleaning Services | 12/04/19 | 443.84 | 44303 | 12/10/19 |
| | | 137724 | Cleaning Services | 12/04/19 | 383.98 | 44303 | 12/10/19 |
| | | 137724 | Cleaning Services | 12/04/19 | 383.98 | 44303 | 12/10/19 |
| | | 137724 | Cleaning Services | 12/04/19 | 248.20 | 44303 | 12/10/19 |
| Total 856: | | | | | 1,460.00 | | |
| 863 | | | | | | | |
| 863 | GRANICUS | 120231 | AGENDA SOFTWARE | 11/26/19 | 8,681.40 | 44304 | 12/10/19 |
| Total 863: | | | | | 8,681.40 | | |
| 883 | | | | | | | |
| 883 | Grossenbacher Bros., Inc. | 47770 | Police Notebooks w Miranda | 12/10/19 | 181.10 | 44386 | 12/23/19 |
| Total 883: | | | | | 181.10 | | |
| 905 | | | | | | | |
| 905 | H.D. Fowler Company | I5345040 | Water Dept Meters | 11/27/19 | 3,138.37 | 44305 | 12/10/19 |
| | | I5345041 | Water Dept Meters | 11/27/19 | 795.55 | 44305 | 12/10/19 |
| Total 905: | | | | | 3,933.92 | | |
| 960 | | | | | | | |
| 960 | Heller & Sons Dist., Inc. | 58455 | Gas for Public Works Vehicles | 12/04/19 | 15.23 | 44387 | 12/23/19 |
| | | 58455 | Gas for Public Works Vehicles | 12/04/19 | 24.86 | 44387 | 12/23/19 |
| | | 58455 | Gas for Public Works Vehicles | 12/04/19 | 9.86 | 44387 | 12/23/19 |
| | | 58455 | Gas for Public Works Vehicles | 12/04/19 | 24.71 | 44387 | 12/23/19 |
| | | 6880DEC201 | Police Dept Fuel | 11/30/19 | 2,506.35 | 44307 | 12/10/19 |
| | | 6881DEC201 | Gas for Public Works Vehicles | 11/30/19 | 1,455.75 | 44307 | 12/10/19 |
| | | 6881DEC201 | Gas for Public Works Vehicles | 11/30/19 | 2,376.30 | 44307 | 12/10/19 |
| | | 6881DEC201 | Gas for Public Works Vehicles | 11/30/19 | 941.96 | 44307 | 12/10/19 |
| | | 6881DEC201 | Gas for Public Works Vehicles | 11/30/19 | 2,362.03 | 44307 | 12/10/19 |
| Total 960: | | | | | 9,717.05 | | |
| 966 | | | | | | | |
| 966 | Hermiston Auto Parts, Inc. | 595183 | supplies | 11/22/19 | 40.18 | 44308 | 12/10/19 |
| | | 595276 | Kubota Maintenance | 11/25/19 | 86.00 | 44308 | 12/10/19 |
| | | 595321 | Oil Change Supplies | 11/26/19 | 30.44 | 44308 | 12/10/19 |
| | | 595328 | Kubota Maintenance | 11/26/19 | 23.46 | 44308 | 12/10/19 |

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| | | 595484 | Supplies | 12/02/19 | 37.96 | 44308 | 12/10/19 |
| | | 595548 | Vehicle Maintenance | 12/03/19 | 2.16 | 44308 | 12/10/19 |
| | | 595548 | Vehicle Maintenance | 12/03/19 | 3.78 | 44308 | 12/10/19 |
| | | 595548 | Vehicle Maintenance | 12/03/19 | 10.80 | 44308 | 12/10/19 |
| | | 595548 | Vehicle Maintenance | 12/03/19 | 4.05 | 44308 | 12/10/19 |
| | | 595548 | Vehicle Maintenance | 12/03/19 | 6.20 | 44308 | 12/10/19 |
| | | 595582 | Wrench for Sewer Plant | 12/04/19 | 42.49 | 44308 | 12/10/19 |
| | | 595810 | Supplies | 12/10/19 | 34.99 | 44388 | 12/23/19 |
| | | 595827 | Blower Motor-Air | 12/10/19 | 52.23 | 44388 | 12/23/19 |
| | | 595934 | Oil Filter | 12/13/19 | 5.90 | 44388 | 12/23/19 |
| | | 595943 | Vehicle Maintenance | 12/13/19 | 2.80 | 44388 | 12/23/19 |
| | | 595943 | Vehicle Maintenance | 12/13/19 | 4.90 | 44388 | 12/23/19 |
| | | 595943 | Vehicle Maintenance | 12/13/19 | 13.99 | 44388 | 12/23/19 |
| | | 595943 | Vehicle Maintenance | 12/13/19 | 5.25 | 44388 | 12/23/19 |
| | | 595943 | Vehicle Maintenance | 12/13/19 | 8.04 | 44388 | 12/23/19 |
| | | 595999 | Radiator Caps | 12/16/19 | 6.69 | 44388 | 12/23/19 |
| | Total 966: | | | | 422.31 | | |
| 980 | | | | | | | |
| 980 | Hermiston Quicky Lube | 454740 | Oil Change | 11/18/19 | 60.90 | 44309 | 12/10/19 |
| | | 454915 | Oil Change | 11/21/19 | 41.95 | 44309 | 12/10/19 |
| | | 455959 | Oil Change | 12/11/19 | 43.95 | 44389 | 12/23/19 |
| | Total 980: | | | | 146.80 | | |
| 1012 | | | | | | | |
| 1012 | Home Depot Credit Services | 8250DEC19 | Post office | 11/21/19 | 136.33 | 44312 | 12/10/19 |
| | | 8250DEC19 | Halloween | 11/21/19 | 48.36 | 44312 | 12/10/19 |
| | | 8250DEC19 | Post office | 11/21/19 | 112.48 | 44312 | 12/10/19 |
| | | 8250DEC19 | 6th St. Project Signs | 11/21/19 | 240.75 | 44312 | 12/10/19 |
| | | 8250DEC19 | Post Office | 11/21/19 | 19.97 | 44312 | 12/10/19 |
| | | 8250DEC19 | Marina Wellhouse | 11/21/19 | 17.97 | 44312 | 12/10/19 |
| | | 8250DEC19 | Post Office | 11/21/19 | 50.00 | 44312 | 12/10/19 |
| | | 8250DEC19 | Street Dept | 11/21/19 | 72.70 | 44312 | 12/10/19 |
| | | 8250DEC19 | Shop Supplies | 11/21/19 | 110.79 | 44312 | 12/10/19 |
| | | 8250DEC19 | Shop Maint. | 11/21/19 | 387.57 | 44312 | 12/10/19 |
| | | 8250DEC19 | Shop Maint. | 11/21/19 | 387.57 | 44312 | 12/10/19 |
| | | 8250DEC19 | Park Heaters | 11/21/19 | 995.00 | 44312 | 12/10/19 |
| | | 8250DEC19 | Post Office | 11/21/19 | 310.35 | 44312 | 12/10/19 |
| | | 8250DEC19 | Post Office | 11/21/19 | 149.00- | 44312 | 12/10/19 |
| | | 8250DEC19 | Post Office | 11/21/19 | 561.17 | 44312 | 12/10/19 |
| | | 8250DEC19 | Post Office | 11/21/19 | 28.00- | 44312 | 12/10/19 |
| | Total 1012: | | | | 3,274.01 | | |
| 1034 | | | | | | | |
| 1034 | HRA VEBA Trust Contributions | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 2,220.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 840.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 760.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 2,708.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 10,400.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 800.00 | 44390 | 12/23/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
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| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 4,250.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 3,986.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 2,036.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 1,320.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 1,720.00 | 44390 | 12/23/19 |
| | | 2020CONTRI | HSA Contribution 2020 | 12/23/19 | 160.00 | 44390 | 12/23/19 |
| | Total 1034: | | | | 31,200.00 | | |
| 1050 | | | | | | | |
| 1050 | IDEXX Distribution Corp. | 3057200838 | Colilert Testing Supplies | 12/09/19 | 396.01 | 44391 | 12/23/19 |
| | Total 1050: | | | | 396.01 | | |
| 1060 | | | | | | | |
| 1060 | Ingram | 43010763 | Library Books | 12/05/19 | 32.39 | 44313 | 12/10/19 |
| | | 43010764 | Library Books | 12/05/19 | 17.39 | 44313 | 12/10/19 |
| | | 43010765 | Library Books | 12/05/19 | 17.39 | 44313 | 12/10/19 |
| | | 43027890 | Library Books | 12/06/19 | 16.19 | 44313 | 12/10/19 |
| | | 43028789 | Library Books | 12/06/19 | 16.19 | 44313 | 12/10/19 |
| | | 43077087 | Library Books | 12/10/19 | 7.79 | 44392 | 12/23/19 |
| | | 43077088 | Library Books | 12/10/19 | 80.68 | 44392 | 12/23/19 |
| | | 43094035 | Library Books | 12/11/19 | 11.59 | 44392 | 12/23/19 |
| | Total 1060: | | | | 199.61 | | |
| 1089 | | | | | | | |
| 1089 | J U B Engineers, Inc. | 130414 | Lind Road Improvements | 12/12/19 | 44,403.38 | 44393 | 12/23/19 |
| | Total 1089: | | | | 44,403.38 | | |
| 1108 | | | | | | | |
| 1108 | JESSE RODRIGUEZ CONSTR | PAYREQ#4 | Industrial Discharge Facility Project | 12/04/19 | 203,421.07 | 44314 | 12/10/19 |
| | Total 1108: | | | | 203,421.07 | | |
| 1112 | | | | | | | |
| 1112 | Jimmy's Johns Portable Toilets L | 10472 | Marina & RV Park - 2 Units | 12/01/19 | 185.00 | 44315 | 12/10/19 |
| | Total 1112: | | | | 185.00 | | |
| 1141 | | | | | | | |
| 1141 | Jones-Scott co. | 43755 | 3/4 Minus Rock - Streets | 11/26/19 | 116.66 | 44316 | 12/10/19 |
| | Total 1141: | | | | 116.66 | | |
| 1142 | | | | | | | |
| 1142 | Jordan Ramis PC | 164181 | Legal Services | 11/26/19 | 16,583.00 | 44317 | 12/10/19 |
| | | 164182 | UGB Expansion | 11/26/19 | 1,099.00 | 44317 | 12/10/19 |
| | | 164183 | Land Purchase Option | 11/26/19 | 192.50 | 44317 | 12/10/19 |
| | | 164184 | Legal Services | 11/26/19 | 11,702.50 | 44317 | 12/10/19 |
| | | 164184 | Legal Services | 11/26/19 | 870.00 | 44317 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
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| Total 1142: | | | | | 30,447.00 | | |
| 1187 | | | | | | | |
| 1187 | Kids Reference Co. | KRC09-8514 | Books for Library | 11/11/19 | 43.96 | 44395 | 12/23/19 |
| Total 1187: | | | | | 43.96 | | |
| 1189 | | | | | | | |
| 1189 | KIE Supply Corp | 2015605 | Supplies | 12/03/19 | 16.51 | 44318 | 12/10/19 |
| | | 2015675 | Supplies | 12/04/19 | 101.75 | 44318 | 12/10/19 |
| | | 2015845 | Air line for lift | 12/09/19 | 3.31 | 44396 | 12/23/19 |
| | | 2015845 | Air line for lift | 12/09/19 | 3.30 | 44396 | 12/23/19 |
| | | 2015845 | Air line for lift | 12/09/19 | 3.30 | 44396 | 12/23/19 |
| | | 2015845 | Air line for lift | 12/09/19 | 3.30 | 44396 | 12/23/19 |
| | | 2015845 | Air line for lift | 12/09/19 | 3.30 | 44396 | 12/23/19 |
| Total 1189: | | | | | 134.77 | | |
| 1219 | | | | | | | |
| 1219 | Kuhn Law Offices | 2708 | Legal Services | 11/07/19 | 192.50 | 44241 | Multiple |
| | | 2708 | Legal Services | 11/07/19 | 192.50- | | |
| | | 2709 | Legal Services | 11/07/19 | 146.00 | 44241 | Multiple |
| | | 2709 | Legal Services | 11/07/19 | 146.00- | | |
| Total 1219: | | | | | .00 | | |
| 1221 | | | | | | | |
| 1221 | Kuo Testing Labs, Inc. | 19K0183 | TRCI Lab Tests TBR | 11/26/19 | 85.10 | 44319 | 12/10/19 |
| | | UMA3702 | TRCI Lab Tests TBR | 12/06/19 | 85.10 | 44397 | 12/23/19 |
| Total 1221: | | | | | 170.20 | | |
| 1226 | | | | | | | |
| 1226 | L.N. Curtis and Sons | INV336340 | Uniforms for Hector & Itzel | 11/18/19 | 453.40 | 44320 | 12/10/19 |
| Total 1226: | | | | | 453.40 | | |
| 1234 | | | | | | | |
| 1234 | Lamoreaux, Kellie | REIMBDEC2 | Reimburse for Supplies | 12/09/19 | 91.90 | 44321 | 12/10/19 |
| | | REIMBDEC2 | Reimburse for Supplies | 12/09/19 | 151.78 | 44321 | 12/10/19 |
| Total 1234: | | | | | 243.68 | | |
| 1382 | | | | | | | |
| 1382 | May Trucking | 192900 | 192900 overpayment Larry Davis | 12/01/19 | 265.00 | 44326 | 12/10/19 |
| Total 1382: | | | | | 265.00 | | |
| 1561 | | | | | | | |
| 1561 | Norco Inc. | 27944346 | Safety Vest | 11/25/19 | 17.94 | 44329 | 12/10/19 |
| | | 27993525 | Cylinder Rental | 11/30/19 | 41.73 | 44329 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|----------------------------|----------------|--------------------------------|--------------|----------------|--------------|------------------|
| | | 27993525 | Cylinder Rental | 11/30/19 | 41.73 | 44329 | 12/10/19 |
| | | 3155516067 | uniform allowance-Whitaker | 11/20/19 | 21.54 | 44329 | 12/10/19 |
| | | 3155516067 | Clothing Allowance-Whitaker | 11/20/19 | 2.39 | 44329 | 12/10/19 |
| | | 3155516067 | Safety Vest | 11/20/19 | 17.94 | 44329 | 12/10/19 |
| | Total 1561: | | | | 143.27 | | |
| 1562 | | | | | | | |
| 1562 | North Central Labs of Wisc | 431799 | Water Test Supplies | 11/22/19 | 422.12 | 44330 | 12/10/19 |
| | Total 1562: | | | | 422.12 | | |
| 1563 | | | | | | | |
| 1563 | North Coast Electric Co. | S009746955. | VNTC O/SHIELD | 11/26/19 | 84.28 | 44331 | 12/10/19 |
| | Total 1563: | | | | 84.28 | | |
| 1610 | | | | | | | |
| 1610 | OMA | 7530 | OMA Summer Conferences-Dufloth | 12/10/19 | 359.00 | 44398 | 12/23/19 |
| | Total 1610: | | | | 359.00 | | |
| 1636 | | | | | | | |
| 1636 | Oregon Dept of Revenue | DECEMBER | State Court Assessments | 12/01/19 | 30,329.47 | 44332 | 12/10/19 |
| | Total 1636: | | | | 30,329.47 | | |
| 1643 | | | | | | | |
| 1643 | Oregon Library Association | 11231 | OLA Membership Dues | 12/12/19 | 85.00 | 44399 | 12/23/19 |
| | Total 1643: | | | | 85.00 | | |
| 1684 | | | | | | | |
| 1684 | Pacific Power | 0010JAN20 | 820 6th St. | 12/16/19 | 154.23 | 44400 | 12/23/19 |
| | | 0013JAN20 | Highway 395& 730 Interti Well | 12/16/19 | 2,188.45 | 44400 | 12/23/19 |
| | | 0021DEC201 | Lift Pumps | 11/26/19 | 9,016.10 | 44334 | 12/10/19 |
| | | 0039DEC201 | McFarland Well | 11/25/19 | 1,591.83 | 44334 | 12/10/19 |
| | | 0047DEC201 | McNary Mobile Phase #2 | 11/27/19 | 271.84 | 44334 | 12/10/19 |
| | | 0054DEC201 | City Pk Rest Rooms | 11/22/19 | 303.57 | 44334 | 12/10/19 |
| | | 0062JAN20 | Shop Complex | 12/16/19 | 27.19 | 44400 | 12/23/19 |
| | | 0088JAN20 | 8th & E ST SS Park | 12/16/19 | 138.11 | 44400 | 12/23/19 |
| | | 0096DEC201 | 6th & A St. | 11/21/19 | 17.87 | 44334 | 12/10/19 |
| | | 0104DEC201 | Street Lights | 11/22/19 | 2,346.08 | 44334 | 12/10/19 |
| | | 0112JAN201 | 800 6th St. | 12/16/19 | 48.21 | 44400 | 12/23/19 |
| | | 0112JAN201 | 800 6th St. | 12/16/19 | 266.05 | 44400 | 12/23/19 |
| | | 0112JAN201 | 800 6th St. | 12/16/19 | 266.05 | 44400 | 12/23/19 |
| | | 0112JAN201 | 800 6th St. | 12/16/19 | 266.06 | 44400 | 12/23/19 |
| | | 0146JAN20 | Bud Draper Dr. | 12/16/19 | 3,424.64 | 44400 | 12/23/19 |
| | | 0153JAN20 | Water Booster Station | 12/16/19 | 1,393.77 | 44400 | 12/23/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
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| | | 0161JAN20 | Water Tank Port | 12/16/19 | 3,526.09 | 44400 | 12/23/19 |
| | | 0176354JAN | 632 D St. | 12/16/19 | 795.59 | 44400 | 12/23/19 |
| | | 0179DEC201 | 285 Radar Rd. | 11/26/19 | 478.66 | 44334 | 12/10/19 |
| | | 0187JAN20 | Div 7 Naches Ave Lift | 12/16/19 | 30.08 | 44400 | 12/23/19 |
| | | 0377DEC201 | Bath House Marina | 11/21/19 | 570.83 | 44334 | 12/10/19 |
| | | 0385DEC201 | Fish Cleaning Station | 11/21/19 | 20.16 | 44334 | 12/10/19 |
| | | 0393DEC201 | West End Comfort Station | 11/21/19 | 19.23 | 44334 | 12/10/19 |
| | | 0401DEC201 | 15 Hp Pump Marina | 11/21/19 | 100.12 | 44334 | 12/10/19 |
| | | 0419DEC201 | Quincy Ave N 2nd | 11/22/19 | 191.85 | 44334 | 12/10/19 |
| | | 0427DEC201 | Marina Park | 11/21/19 | 672.20 | 44334 | 12/10/19 |
| | | 0435DEC201 | 1710 Quincy St. | 11/22/19 | 658.04 | 44334 | 12/10/19 |
| | | 0443JAN20 | Marina Park | 12/13/19 | 194.67 | 44400 | 12/23/19 |
| | | 0476DEC201 | ABT 30322 HWY 730 | 11/22/19 | 25.17 | 44334 | 12/10/19 |
| | | 0500JAN20 | 129 Walla Walla St. | 12/16/19 | 17.87 | 44400 | 12/23/19 |
| Total 1684: | | | | | 29,020.61 | | |
| 1714 | | | | | | | |
| 1714 | PBS Inc | 0064732.000 | Bridge Pipe Survey | 09/25/19 | 1,500.00 | 44401 | 12/23/19 |
| Total 1714: | | | | | 1,500.00 | | |
| 1737 | | | | | | | |
| 1737 | Pet Rescue | DEC2019 | Dog Impounds | 12/02/19 | 250.00 | 44335 | 12/10/19 |
| Total 1737: | | | | | 250.00 | | |
| 1755 | | | | | | | |
| 1755 | Pioneer Const & Pendleton Rea | 496771 | Asphalt | 11/04/19 | 183.16 | 44337 | 12/10/19 |
| | | 496772 | Asphalt | 11/04/19 | 184.08 | 44337 | 12/10/19 |
| Total 1755: | | | | | 367.24 | | |
| 1763 | | | | | | | |
| 1763 | Platt | X632097 | Street Light Maintenance | 11/21/19 | 34.70 | 44338 | 12/10/19 |
| | | X659464 | Connector Pressing | 11/21/19 | 13.36 | 44338 | 12/10/19 |
| | | X675564 | Street Light Maintenance | 11/21/19 | 62.69 | 44338 | 12/10/19 |
| | | X688207 | Street Light Maintenance | 11/22/19 | 145.08 | 44338 | 12/10/19 |
| | | X688370 | ACV Detector | 11/22/19 | 24.00 | 44338 | 12/10/19 |
| | | X769595 | Supplies | 12/05/19 | 40.61 | 44338 | 12/10/19 |
| Total 1763: | | | | | 320.44 | | |
| 1771 | | | | | | | |
| 1771 | Port of Umatilla | 8931 | Port Well Lease - Annual Payment | 12/01/19 | 100.00 | 44340 | 12/10/19 |
| Total 1771: | | | | | 100.00 | | |
| 1774 | | | | | | | |
| 1774 | Postmaster | 820BOXREN | P O Box Rental | 12/02/19 | 262.00 | 44341 | 12/10/19 |
| | | BOX130-202 | PO Box Rental-130 | 12/02/19 | 202.00 | 44341 | 12/10/19 |
| | | BOX130-202 | PO Box Rental-130 | 12/02/19 | 202.00 | 44341 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
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| Total 1774: | | | | | 666.00 | | |
| 1791 | | | | | | | |
| 1791 | PRO RENTAL & SALES, INC. | 22-1141140 | Tree Lighting Light Tower | 12/05/19 | 174.40 | 44342 | 12/10/19 |
| Total 1791: | | | | | 174.40 | | |
| 1805 | | | | | | | |
| 1805 | Public Safety Center | 5896019 | Police Drug Testing Supplies | 11/22/19 | 21.68 | 44402 | 12/23/19 |
| Total 1805: | | | | | 21.68 | | |
| 1812 | | | | | | | |
| 1812 | Purswell Pump | 29355 | Pump Repair-MFD Start Capacitor | 12/09/19 | 30.75 | 44403 | 12/23/19 |
| Total 1812: | | | | | 30.75 | | |
| 1818 | | | | | | | |
| 1818 | Quill Corporation | 2761855 | Office Supplies | 11/19/19 | 3.93 | 44343 | 12/10/19 |
| | | 2761855 | Office Supplies | 11/19/19 | .78 | 44343 | 12/10/19 |
| | | 2761855 | Office Supplies | 11/19/19 | 1.57 | 44343 | 12/10/19 |
| | | 2761855 | Office Supplies | 11/19/19 | 2.35 | 44343 | 12/10/19 |
| | | 2761855 | Office Supplies | 11/19/19 | 2.35 | 44343 | 12/10/19 |
| | | 2761855 | Office Supplies | 11/19/19 | 1.57 | 44343 | 12/10/19 |
| | | 2761855 | Office Supplies | 11/19/19 | .24 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | 11.07 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | 2.20 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | 4.44 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | 6.64 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | 6.64 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | 4.44 | 44343 | 12/10/19 |
| | | 2787966 | Office Supplies | 11/19/19 | .63 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 42.29 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 8.40 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 16.94 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 25.34 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 25.34 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 16.94 | 44343 | 12/10/19 |
| | | 2824841 | Office Supplies | 11/20/19 | 2.49 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | 9.82 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | 1.95 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | 3.93 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | 5.89 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | 5.89 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | 3.93 | 44343 | 12/10/19 |
| | | 2833154 | Office Supplies | 11/20/19 | .58 | 44343 | 12/10/19 |
| | | 3063954 | Marina Supplies | 12/03/19 | 73.47 | 44404 | 12/23/19 |
| | | 3076688 | Marina Supplies | 12/03/19 | 101.99 | 44404 | 12/23/19 |
| | | 3091453 | Marina Supplies | 12/03/19 | 21.49 | 44404 | 12/23/19 |
| | | 3091924 | Marina Supplies | 12/03/19 | 2,791.84 | 44404 | 12/23/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
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| | | 3092145 | Office Supplies | 12/04/19 | 9.21 | 44404 | 12/23/19 |
| | | 3092145 | Office Supplies | 12/04/19 | 1.83 | 44404 | 12/23/19 |
| | | 3092145 | Office Supplies | 12/04/19 | 3.69 | 44404 | 12/23/19 |
| | | 3092145 | Office Supplies | 12/04/19 | 5.52 | 44404 | 12/23/19 |
| | | 3092145 | Office Supplies | 12/04/19 | 5.52 | 44404 | 12/23/19 |
| | | 3092145 | Office Supplies | 12/04/19 | 3.69 | 44404 | 12/23/19 |
| | | 3092145 | Office Supplies | 12/04/19 | .53 | 44404 | 12/23/19 |
| | | 3106389 | Marina Supplies | 12/03/19 | 579.91 | 44404 | 12/23/19 |
| | | 3106390 | Marina Supplies | 12/03/19 | 971.95 | 44404 | 12/23/19 |
| | | 3106391 | Marina Supplies | 12/03/19 | 160.96 | 44404 | 12/23/19 |
| | | 3106392 | Marina Supplies | 12/03/19 | 23.49 | 44404 | 12/23/19 |
| | | 3121248 | Marina Supplies | 12/03/19 | 77.97 | 44404 | 12/23/19 |
| | | 3140972 | Marina Supplies | 12/03/19 | 586.95 | 44404 | 12/23/19 |
| | | 3146096 | Marina Supplies | 12/03/19 | 94.99 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | 12.32 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | 2.45 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | 4.94 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | 7.39 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | 7.39 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | 4.94 | 44404 | 12/23/19 |
| | | 3173848 | Office Supplies | 12/06/19 | .71 | 44404 | 12/23/19 |
| | | 3180776 | Marina Supplies | 12/03/19 | 286.96 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | 2.36 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | .47 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | .95 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | 1.41 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | 1.41 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | .95 | 44404 | 12/23/19 |
| | | 3214959 | Office Supplies | 12/06/19 | .14 | 44404 | 12/23/19 |
| | | 3258076 | Marina Supplies | 12/03/19 | 93.99 | 44404 | 12/23/19 |
| | | 3262197 | Marina Supplies | 12/10/19 | 404.99 | 44404 | 12/23/19 |
| | | 791639 | Marina Supplies | 12/11/19 | 404.99 | 44404 | 12/23/19 |
| | Total 1818: | | | | 6,162.36 | | |
| 1827 | | | | | | | |
| 1827 | Rae's Dayz Diner & Cakery, LLC | CHRISTMAS | City Christmas Luncheon | 12/17/19 | 762.75 | 44371 | 12/17/19 |
| | Total 1827: | | | | 762.75 | | |
| 1846 | | | | | | | |
| 1846 | RDO Equipment Co. | P84599 | John Deere Mower Parts | 12/13/19 | 680.40 | 44405 | 12/23/19 |
| | Total 1846: | | | | 680.40 | | |
| 1940 | | | | | | | |
| 1940 | SANDOVAL, NANCI | TREELIGHTI | Tree lighting event-reimbursement | 12/10/19 | 18.99 | 44348 | 12/10/19 |
| | Total 1940: | | | | 18.99 | | |
| 1943 | | | | | | | |
| 1943 | Sanitary Disposal, Inc. | OCT2019 | Refuse Collection | 11/01/19 | 54,864.97 | 44349 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|---------------------------------|----------------|---|--------------|----------------|--------------|------------------|
| | | OCT2019 | Marina Refuse | 11/01/19 | 738.35 | 44349 | 12/10/19 |
| Total 1943: | | | | | 55,603.32 | | |
| 1944 | | | | | | | |
| 1944 | Sanitary Disposal, Transfer St | 621648 | Bio Solids | 09/04/19 | 109.84 | 44350 | 12/10/19 |
| | | 624280 | Bio Solids | 09/23/19 | 220.53 | 44350 | 12/10/19 |
| | | 624696 | Bio Solids | 09/26/19 | 100.18 | 44350 | 12/10/19 |
| | | 626225 | Trash | 10/09/19 | 46.83 | 44350 | 12/10/19 |
| | | 627807 | Old-Holes-Vac Truck | 10/22/19 | 2.41 | 44350 | 12/10/19 |
| | | 628173 | Trash | 10/25/19 | 123.11 | 44350 | 12/10/19 |
| Total 1944: | | | | | 602.90 | | |
| 1977 | | | | | | | |
| 1977 | Seder Architecture + Urban Des, | 5-2 | Umatilla Business Center | 12/11/19 | 4,570.56 | 44406 | 12/23/19 |
| | | 5-2 | Umatilla Business Center | 12/11/19 | 4,570.56 | 44406 | 12/23/19 |
| | | 6 | Umatilla City Hall Remodel | 12/11/19 | 324.28 | 44406 | 12/23/19 |
| Total 1977: | | | | | 9,465.40 | | |
| 1981 | | | | | | | |
| 1981 | SEITZ, BRANDON | TRAVELDEC | Travel Reimbursement | 12/02/19 | 188.87 | 44351 | 12/10/19 |
| | | TRAVELREI | Travel Reimbursement- Seitz | 12/11/19 | 15.00 | 44407 | 12/23/19 |
| Total 1981: | | | | | 203.87 | | |
| 2000 | | | | | | | |
| 2000 | Shelco Electric Inc. | 66145 | Wastewater treatment- installed new Allen Bradley VFD | 11/26/19 | 1,720.63 | 44352 | 12/10/19 |
| | | 66171 | Sewer plant | 12/04/19 | 396.50 | 44408 | 12/23/19 |
| Total 2000: | | | | | 2,117.13 | | |
| 2013 | | | | | | | |
| 2013 | Signs by Sue | 20822 | Outfit New Police Vehicle | 12/10/19 | 678.00 | 44409 | 12/23/19 |
| Total 2013: | | | | | 678.00 | | |
| 2059 | | | | | | | |
| 2059 | Smitty's Ace Hardware | 617114 | Tanks for Park Heaters | 11/21/19 | 249.95 | 44354 | 12/10/19 |
| | | 617433 | 2" Holesaw | 11/26/19 | 24.78 | 44354 | 12/10/19 |
| | | 617748 | Supplies | 12/02/19 | 26.36 | 44354 | 12/10/19 |
| | | 617827 | Supplies | 12/03/19 | 130.69 | 44354 | 12/10/19 |
| | | 617839 | Supplies | 12/03/19 | 13.77 | 44354 | 12/10/19 |
| | | 618516 | Oil for shop pump | 12/12/19 | 2.58 | 44410 | 12/23/19 |
| | | 618516 | Oil for shop pump | 12/12/19 | 2.57 | 44410 | 12/23/19 |
| | | 618516 | Oil for shop pump | 12/12/19 | 2.57 | 44410 | 12/23/19 |
| | | 618516 | Oil for shop pump | 12/12/19 | 2.57 | 44410 | 12/23/19 |
| | | 618516 | Oil for shop pump | 12/12/19 | 2.58 | 44410 | 12/23/19 |
| | | 618692 | Supplies | 12/16/19 | 15.70 | 44410 | 12/23/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|------------------------------|----------------|---------------------------|--------------|-----------------|--------------|------------------|
| | | 618694 | Supplies | 12/16/19 | 3.99 | 44410 | 12/23/19 |
| | | 618856 | Marking paint | 12/18/19 | 11.98 | 44410 | 12/23/19 |
| | | 619060 | Key | 12/20/19 | 7.96 | 44410 | 12/23/19 |
| | Total 2059: | | | | <u>498.05</u> | | |
| 2138 | | | | | | | |
| 2138 | SYNCHRONY BANK/AMAZON | 3142JAN201 | Library Books | 12/15/19 | 19.98 | 44411 | 12/23/19 |
| | | 3142JAN201 | Library Books | 12/15/19 | 13.98 | 44411 | 12/23/19 |
| | Total 2138: | | | | <u>33.96</u> | | |
| 2148 | | | | | | | |
| 2148 | Talos Engineering, Inc. | 1420 | Cellular Texting System | 12/03/19 | 60.00 | 44412 | 12/23/19 |
| | Total 2148: | | | | <u>60.00</u> | | |
| 2172 | | | | | | | |
| 2172 | Tevelde, Ann | SLIPRELEA | Slip Release | 11/01/19 | 95.00 | 44356 | 12/10/19 |
| | Total 2172: | | | | <u>95.00</u> | | |
| 2176 | | | | | | | |
| 2176 | The Cottage | 200061/1 | Retirement Party Balloons | 11/26/19 | 62.95 | 44357 | 12/10/19 |
| | Total 2176: | | | | <u>62.95</u> | | |
| 2184 | | | | | | | |
| 2184 | The Penworthy Company | 0558891 | Library Books | 12/11/19 | 96.54 | 44413 | 12/23/19 |
| | Total 2184: | | | | <u>96.54</u> | | |
| 2217 | | | | | | | |
| 2217 | Tonkon Torp, LLP | 1594607 | SIP Agreement w/County | 12/09/19 | 8,800.00 | 44414 | 12/23/19 |
| | Total 2217: | | | | <u>8,800.00</u> | | |
| 2244 | | | | | | | |
| 2244 | Trojan UV Inc | 10290103 | Lamp Assy-Sewer | 11/21/19 | 2,134.74 | 44415 | 12/23/19 |
| | Total 2244: | | | | <u>2,134.74</u> | | |
| 2266 | | | | | | | |
| 2266 | Umatilla County | IT1920009 | File Subscription | 12/02/19 | 180.00 | 44358 | 12/10/19 |
| | Total 2266: | | | | <u>180.00</u> | | |
| 2273 | | | | | | | |
| 2273 | Umatilla County Finance Dept | DECEMBER | County Assessment | 12/01/19 | 4,211.53 | 44359 | 12/10/19 |
| | Total 2273: | | | | <u>4,211.53</u> | | |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|------------------------------|----------------|-----------------------------------|--------------|----------------|--------------|------------------|
| 2281 | | | | | | | |
| 2281 | Umatilla Elect. Coop. Assoc. | 8476190DEC | 60 HP Sewer Pump | 11/30/19 | 107.50 | 44416 | 12/23/19 |
| | | 8476190DEC | Street Lights | 11/30/19 | 80.50 | 44416 | 12/23/19 |
| | | 98924907DE | Lights for Waterfall | 11/30/19 | 36.97 | 44416 | 12/23/19 |
| | | 98927216 | Street Lights | 11/30/19 | 24.75 | 44416 | 12/23/19 |
| | | 98927216 | Sewer Pump | 11/30/19 | 47.05 | 44416 | 12/23/19 |
| Total 2281: | | | | | 296.77 | | |
| 2293 | | | | | | | |
| 2293 | Unifirst Corporation | 1430255134 | Bldg Maint/Supplies CH/Library | 11/22/19 | 42.20 | 44361 | 12/10/19 |
| | | 1430255134 | Bldg Maint/Supplies CH/Library | 11/22/19 | 65.38 | 44361 | 12/10/19 |
| | | 1430255134 | Bldg Maint/Supplies CH/Library | 11/22/19 | 65.38 | 44361 | 12/10/19 |
| | | 1430255671 | Bldg Maint/Supplies CH/Library | 11/29/19 | 42.20 | 44361 | 12/10/19 |
| | | 1430255671 | Bldg Maint/Supplies CH/Library | 11/29/19 | 65.38 | 44361 | 12/10/19 |
| | | 1430255671 | Bldg Maint/Supplies CH/Library | 11/29/19 | 65.38 | 44361 | 12/10/19 |
| | | 1430256237 | Bldg Maint/Supplies CH/Library | 12/06/19 | 42.20 | 44361 | 12/10/19 |
| | | 1430256237 | Bldg Maint/Supplies CH/Library | 12/06/19 | 65.38 | 44361 | 12/10/19 |
| | | 1430256237 | Bldg Maint/Supplies CH/Library | 12/06/19 | 65.38 | 44361 | 12/10/19 |
| | | 1430256789 | Bldg Maint/Supplies CH/Library | 12/13/19 | 42.20 | 44417 | 12/23/19 |
| | | 1430256789 | Bldg Maint/Supplies CH/Library | 12/13/19 | 65.38 | 44417 | 12/23/19 |
| | | 1430256789 | Bldg Maint/Supplies CH/Library | 12/13/19 | 65.38 | 44417 | 12/23/19 |
| | | 1430257338 | Bldg Maint/Supplies CH/Library | 12/20/19 | 69.67 | 44417 | 12/23/19 |
| | | 1430257338 | Bldg Maint/Supplies CH/Library | 12/20/19 | 107.93 | 44417 | 12/23/19 |
| | | 1430257338 | Bldg Maint/Supplies CH/Library | 12/20/19 | 107.92 | 44417 | 12/23/19 |
| Total 2293: | | | | | 977.36 | | |
| 2314 | | | | | | | |
| 2314 | USA Bluebook Inc. | 04130 | WWTP Maint. | 10/17/19 | 1,899.95 | 44364 | 12/10/19 |
| | | 043505 | Paint Case | 10/21/19 | 108.68 | 44418 | 12/23/19 |
| | | 079462 | Circular Chart | 11/27/19 | 44.95 | 44364 | 12/10/19 |
| | | 084248 | Honeywell Circular Chart | 12/05/19 | 34.95- | 44364 | 12/10/19 |
| Total 2314: | | | | | 2,018.63 | | |
| 2337 | | | | | | | |
| 2337 | Verizon Wireless | 9842269442 | Cell Phone Administrator | 11/15/19 | 85.14 | 44365 | 12/10/19 |
| | | 9843389619 | Police Department Cell Phones | 12/02/19 | 1,278.88 | 44419 | 12/23/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|-------------------------|----------------|--|--------------|----------------|--------------|------------------|
| | | 9843389619 | Public Works Phones | 12/02/19 | 133.40 | 44419 | 12/23/19 |
| | | 9843389619 | Public Works Phones | 12/02/19 | 133.40 | 44419 | 12/23/19 |
| | | 9843389619 | Cell Phone Administrator | 12/02/19 | 80.02 | 44419 | 12/23/19 |
| | Total 2337: | | | | 1,710.84 | | |
| 2361 | | | | | | | |
| 2361 | Walmart Community | 5523DEC201 | supplies for Halloween | 11/16/19 | 10.17 | 44368 | 12/10/19 |
| | Total 2361: | | | | 10.17 | | |
| 2530 | | | | | | | |
| 2530 | Gold Badger Upfitter | UPD112519 | Outfit New Durango | 11/25/19 | 2,427.50 | 44302 | 12/10/19 |
| | Total 2530: | | | | 2,427.50 | | |
| 2541 | | | | | | | |
| 2541 | FCS Group | 3034-219110 | Rate Study | 11/15/19 | 455.00 | 44298 | 12/10/19 |
| | | 3034-219110 | Rate Study | 11/15/19 | 2,927.50 | 44298 | 12/10/19 |
| | | 3034-219110 | Rate Study | 11/15/19 | 481.25 | 44298 | 12/10/19 |
| | Total 2541: | | | | 3,863.75 | | |
| 2543 | | | | | | | |
| 2543 | Sound Uniform Solutions | 161669 | Concealable Vest-Hernandez, Butler | 12/09/19 | 1,741.60 | 44355 | 12/10/19 |
| | Total 2543: | | | | 1,741.60 | | |
| 2557 | | | | | | | |
| 2557 | Hermiston Ranch & Home | I480051745 | Clothing Allowance-Casey Horn | 11/02/19 | 3.70 | 44310 | 12/10/19 |
| | | I480051745 | Clothing Allowance-Casey Horn | 11/02/19 | 18.49 | 44310 | 12/10/19 |
| | | I480051745 | Clothing Allowance-Casey Horn | 11/02/19 | 7.40 | 44310 | 12/10/19 |
| | | I480051745 | Clothing Allowance-Casey Horn | 11/02/19 | 7.40 | 44310 | 12/10/19 |
| | Total 2557: | | | | 36.99 | | |
| 2590 | | | | | | | |
| 2590 | Keller Associates | 4 | Water Management and Conservation Plan | 12/06/19 | 910.00 | 44394 | 12/23/19 |
| | Total 2590: | | | | 910.00 | | |
| 2629 | | | | | | | |
| 2629 | Cleaver Land, LLC | TITLESEAR | Title Search | 12/13/19 | 200.00 | 44369 | 12/17/19 |
| | Total 2629: | | | | 200.00 | | |
| 2638 | | | | | | | |
| 2638 | Rosales, Pablo | 191603-2 | Restitution-191603 | 12/01/19 | 15.00 | 44347 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|----------------------------|----------------|--|--------------|----------------|--------------|------------------|
| Total 2638: | | | | | 15.00 | | |
| 2647 | | | | | | | |
| 2647 | Pinnock, David Wayne | 111 | Umatilla Marina and RV Park Caretaker | 12/02/19 | 8,500.00 | 44336 | 12/10/19 |
| Total 2647: | | | | | 8,500.00 | | |
| 2649 | | | | | | | |
| 2649 | Holderman, Jena | 13317THST- | Final Billing-Utility Refund | 12/01/19 | 105.00 | 44311 | 12/10/19 |
| Total 2649: | | | | | 105.00 | | |
| 2671 | | | | | | | |
| 2671 | GeoProfessional Innovation | GPI181137 | Business Center- HazMat Survey | 10/17/19 | 650.00 | 44301 | 12/10/19 |
| | | GPI181137 | Business Center-HazMat Survey | 10/17/19 | 650.00 | 44301 | 12/10/19 |
| Total 2671: | | | | | 1,300.00 | | |
| 2674 | | | | | | | |
| 2674 | Line Transport | 192243 | Overpayment Harmail S Jhajj | 12/01/19 | 215.00 | 44323 | 12/10/19 |
| Total 2674: | | | | | 215.00 | | |
| 2675 | | | | | | | |
| 2675 | Leslie Transport LLC | 192815 | 192815-Overpayment-Jordan B Shackelford | 12/01/19 | 215.00 | 44322 | 12/10/19 |
| Total 2675: | | | | | 215.00 | | |
| 2676 | | | | | | | |
| 2676 | Villareal Trucking | 173362 | 192542-Overpayment- Erik A Cruz Aldrete | 12/01/19 | 38.00 | 44366 | 12/10/19 |
| | | 192543 | 192543-Overpayment-David H Roman Ramirez | 12/01/19 | 38.00 | 44366 | 12/10/19 |
| Total 2676: | | | | | 76.00 | | |
| 2677 | | | | | | | |
| 2677 | Rivera, Dany Sabina | 192538 | 192538-Overpayment | 12/01/19 | 5.00 | 44346 | 12/10/19 |
| Total 2677: | | | | | 5.00 | | |
| 2678 | | | | | | | |
| 2678 | Ortiz, Eric S. | 192740 | 192740-Overpayment | 12/01/19 | 265.00 | 44333 | 12/10/19 |
| Total 2678: | | | | | 265.00 | | |
| 2679 | | | | | | | |
| 2679 | Neuner, Glenn A. | 192695 | 192695-Overpayment | 12/01/19 | 10.00 | 44328 | 12/10/19 |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|-----------------------|----------------|--|--------------|----------------|--------------|------------------|
| Total 2679: | | | | | 10.00 | | |
| 2680 | | | | | | | |
| 2680 | Reedy, Emily Ann | 192734 | 192734-overpayment | 12/01/19 | 5.00 | 44345 | 12/10/19 |
| Total 2680: | | | | | 5.00 | | |
| 2681 | | | | | | | |
| 2681 | Brand Trucking LTD | 192869 | 192869-Overpayment Bradley T Hansen | 12/01/19 | 215.00 | 44280 | 12/10/19 |
| Total 2681: | | | | | 215.00 | | |
| 2682 | | | | | | | |
| 2682 | Ureta Lopez, Jesus M. | 192265 | 192265-Overpayment | 12/01/19 | 45.00 | 44363 | 12/10/19 |
| Total 2682: | | | | | 45.00 | | |
| 2683 | | | | | | | |
| 2683 | Hardeep Kaler | 192577 | 192577-Overpayment Samuel C Plascencia | 12/01/19 | 30.00 | 44306 | 12/10/19 |
| Total 2683: | | | | | 30.00 | | |
| 2684 | | | | | | | |
| 2684 | M&R Trucking | 192584 | 192584-Overpayment Roberto Lua Preciado | 12/01/19 | 38.00 | 44324 | 12/10/19 |
| Total 2684: | | | | | 38.00 | | |
| 2685 | | | | | | | |
| 2685 | McNabb Trucking | 193029 | 193029-Overpayment Eliseo Campos Garcia | 12/01/19 | 150.00 | 44327 | 12/10/19 |
| Total 2685: | | | | | 150.00 | | |
| 2686 | | | | | | | |
| 2686 | Faber, Michael J. | 191532 | 191532-Overpayment | 12/01/19 | 28.00 | 44295 | 12/10/19 |
| Total 2686: | | | | | 28.00 | | |
| 2687 | | | | | | | |
| 2687 | Brooks, Joyce | 412BRIDGE | Final Billing-412 Bridgeport Ave. | 12/01/19 | 25.28 | 44282 | 12/10/19 |
| Total 2687: | | | | | 25.28 | | |
| 2688 | | | | | | | |
| 2688 | Magnum Spike | 4415 | Wrap & Roll | 11/25/19 | 361.79 | 44325 | 12/10/19 |
| Total 2688: | | | | | 361.79 | | |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|--------------------------------|----------------|-----------------------------------|--------------|----------------|--------------|------------------|
| 2689 | | | | | | | |
| 2689 | Cabral, Jedidiah | 6108THST | Final Billing-Utility Refund | 12/01/19 | 33.84 | 44284 | 12/10/19 |
| Total 2689: | | | | | 33.84 | | |
| 2690 | | | | | | | |
| 2690 | ArcESB, LLC | 604597 | ARCESBSOFTWARE | 11/20/19 | 3,797.75 | 44277 | 12/10/19 |
| Total 2690: | | | | | 3,797.75 | | |
| 2691 | | | | | | | |
| 2691 | Union Pacific Railroad Company | 304181627 | Row &/Or STN Maps | 12/05/19 | 75.00 | 44362 | 12/10/19 |
| Total 2691: | | | | | 75.00 | | |
| 2692 | | | | | | | |
| 2692 | Bowman, Jack | FIREWOOD | Firewood for resale at the Marina | 11/25/19 | 500.00 | 44279 | 12/10/19 |
| Total 2692: | | | | | 500.00 | | |
| 2693 | | | | | | | |
| 2693 | Consolidated Supply Co. | S009512886. | Supplies for plant | 11/25/19 | 2,046.81 | 44290 | 12/10/19 |
| Total 2693: | | | | | 2,046.81 | | |
| 2694 | | | | | | | |
| 2694 | Wall, Derrick | 45CLIFFST | final billing-utility refund | 12/01/19 | 51.85 | 44367 | 12/10/19 |
| Total 2694: | | | | | 51.85 | | |
| 2695 | | | | | | | |
| 2695 | Umpqua Research Company | M055229 | Lab Tests | 10/10/19 | 660.00 | 44360 | 12/10/19 |
| | | M055649 | Lab Tests-Drinking Water | 11/11/19 | 135.00 | 44360 | 12/10/19 |
| | | T000858 | Lab Testing-Coliforms | 09/27/19 | 240.00 | 44360 | 12/10/19 |
| | | T000983 | Lab Testing-Coliforms | 10/14/19 | 240.00 | 44360 | 12/10/19 |
| | | T001008 | Sludge Analysis | 10/17/19 | 390.00 | 44360 | 12/10/19 |
| | | T001126 | Lab Testing-Coliforms | 11/06/19 | 240.00 | 44360 | 12/10/19 |
| Total 2695: | | | | | 1,905.00 | | |
| 2696 | | | | | | | |
| 2696 | PoliceOne.com | CHECKREQ | Taser Instructor Training | 12/09/19 | 495.00 | 44339 | Multiple |
| Total 2696: | | | | | 495.00 | | |
| 2697 | | | | | | | |
| 2697 | Red Lion Hotel | 2308614 | Taser Training-hotel-Skillman | 12/09/19 | 103.68 | 44344 | 12/10/19 |
| Total 2697: | | | | | 103.68 | | |

| Vendor Number | Name | Invoice Number | Description | Invoice Date | Invoice Amount | Check Number | Check Issue Date |
|---------------|--------------------------------|----------------|---|--------------|----------------|--------------|------------------|
| 2698 | | | | | | | |
| 2698 | Skillman, Katie | CKREQDEC | Travel Reimbursement for Taser Training | 12/09/19 | 78.00 | 44353 | 12/10/19 |
| Total 2698: | | | | | 78.00 | | |
| 2699 | | | | | | | |
| 2699 | Collier, Lamond | 12016THST | Utility Refund-Final Billing | 12/11/19 | 66.43 | 44378 | 12/23/19 |
| Total 2699: | | | | | 66.43 | | |
| 2700 | | | | | | | |
| 2700 | Maddox, Jody | REFUND201 | Duplicate Moorage Payment | 12/01/19 | 1,980.00 | 44370 | 12/17/19 |
| Total 2700: | | | | | 1,980.00 | | |
| 2701 | | | | | | | |
| 2701 | Oregon Department of State Lan | DEC232019 | Lind Rd and Union St. Improv-Review Fee | 12/23/19 | 805.00 | 44420 | 12/23/19 |
| Total 2701: | | | | | 805.00 | | |
| Grand Totals: | | | | | 579,122.63 | | |

Report Criteria:
Detail report type printed

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

Discussion and Motion to Appoint Council President for 1/1/20 through 12/31/21

Meeting Date:

2020-01-07

Department:

City Administration

Director:

David Stockdale

Contact Person:

Nanci Sandoval

Phone Number:

541-922-3226

Cost of Proposal:

NA

Fund(s) Name and Number(s):

N/A

Amount Budgeted:

NA

Reviewed by Finance Department:

No

Previously Presented:

NA

Attachments to Agenda Packet Item:

Summary Statement:

Suggested Action: After consideration of Council Discussion, Council will elect a council president for the next 2 years. Motion of appointment and vote required.

Consistent with Council Goals:

Goal 3: Enhance and Cultivate Relationships and Partnerships.

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

To declare vacancies in the Planning Commission, Budget Committee, Parks and Recreation Committee, Transient Room Tax Committee, and City Tree Board.

Meeting Date:

2020-01-07

Department:

City Administration

Director:

David Stockdale

Contact Person:

Nanci Sandoval

Phone Number:

541-922-3226x

Cost of Proposal:

NA

Fund(s) Name and Number(s):

N/A

Amount Budgeted:

NA

Reviewed by Finance Department:

No

Previously Presented:

NA

Attachments to Agenda Packet Item:

Summary Statement:

The following Committees have these respective vacancies:

Planning Commission - 2 openings, Budget Committee - 1 opening, Transient Room Tax - 1 opening, Parks & Recreation - 2 openings, City Tree Board - 2 openings.

Suggested Action: Declare these positions vacant and support staff in the recruitment to fill these vacancies through advertising and word-of-mouth.

Consistent with Council Goals:

Goal 3: Enhance and Cultivate Relationships and Partnerships.

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

City of Umatilla Annexations (ANX-1-2019, ANX-2-2019 and ANX-3-2019) - The applicant, City of Umatilla, seeks approval to have four parcels of city-owned property and Union Street, located within the urban growth boundary annexed into the city limits.

Meeting Date:

2020-01-07

Department:

Community Development

Director:

David Stockdale

Contact Person:

Brandon Seitz

Phone Number:

541-922-3226 ext 103

Cost of Proposal:

NA

Amount Budgeted:

NA

Fund(s) Name and Number(s):

N/A

Reviewed by Finance Department:

Yes

Previously Presented:

11/19/2019

Attachments to Agenda Packet Item:

[City of Umatilla Annexation Staff Report.pdf](#)

[ORD_842.docx](#)

Summary Statement:

Suggested Action: Planning Commission considered the three annexation request at their November 12, 2019, meeting and recommended approval of all three applications to the City Council. Ordinance No. 842 will implement these annexation requests.

Consistent with Council Goals:

Goal 2: Promote Economic Development and Job Growth.

**UMATILLA CITY COUNCIL
STAFF REPORT AND RECOMMENDATION
for
ANNEXATION ANX-1-2019, ANX-2-2019 AND ANX-3-2019**

STAFF REPORT DATE: December 23, 2020

REPORT PREPARED BY: Brandon Seitz Senior Planner

I. GENERAL INFORMATION AND FACTS

Applicant: City of Umatilla
700 Sixth Street
Umatilla, Oregon 97882

Property Owner: City of Umatilla
700 Sixth Street
Umatilla, Oregon 97882

Land Use Review: Annexation of four city owned lots and Union Street into the city limits.

Subject Property Description:

1. Township 5N, Range 28, Section 15BC, Tax lots 100.
2. Township 5N, Range 28, Section 15CB, Tax lot 100.
3. Township 5N, Range 28, Section 1100, Tax lot 2600.
4. Township 5N, Range 28, Section 1400, Tax lot 2800.
5. Public Street Named Union Street

Locations:

1. Parcel 1 is located along the east side of Lind Road at intersection with HWY 730.
2. Parcel 2 is located along the east side of Lind Road at intersection with Margaret.
3. Parcel 1 is located to the west of the intersection of Bud Draper and Roxbury.
4. Parcel 2 is located to the west of Beach Access at the intersection of Wanapa.
5. In urban growth boundary located between HWY 395 and Lind Road.

Existing Zoning: County C1, M1, M2 and F2

Proposed New Zoning: City General Commercial (GC), Light Industrial (M1) and Heavy Industrial (M2)

II. NATURE OF REQUEST/APPLICABLE COMPREHENSIVE PLAN AND ZONING ORDINANCE PROVISIONS

The applicant, City of Umatilla, seeks approval to have four parcels of city-owned property, situated in the City of Umatilla's urban growth boundary annexed into the city limits. For purposes of this staff report three annexation requests have be combine into a single staff report for City Council.

Parcel 1 is a 7.79-acre property located on the southeast corner of the Lind Road and HWY 730 intersection. There is no development on the property other than power transmission lines. Parcel 2 is a 19.7-acre property located on the northeast corner of the Lind Road and Margaret intersection. There is no development on the property other than power transmission lines. Parcel 3 is a 4.48-acre property located on the southwest corner of the Roxbury road and Bud Draper road intersection. There is no development on the property. It is adjacent to the golf course in the McNary neighborhood. Parcel 4 is a 12.3-acre property located to the west of the Beach Access Road and Wanapa Road intersection. There is no development on the property. Union Street is an approximately 1,265-foot public access road located between Highway 395 North and Lind Road north of Bensel Road.

Approval of this request is subject to Section 10-13-4 of the City of Umatilla Zoning Ordinance which requires a Type IV procedure review and for a zoning designation to be assigned that most closely corresponds to the Comprehensive Plan designation, unless an amendment to the Zoning Map is also proposed.

It is City Staff's recommendation that if the annexation is approved, the City zone Parcel 1 and Parcel 2 to City General Commercial (GC), Parcel 3 and Parcel 4 to City Heavy Industrial (M2). Union Street would be zoned Community Service similar to other rights-of-ways located through the City.

III. ANALYSIS

The applicable decision criteria are listed in Chapter 13, Section 4C, as outlined in this report, and the procedures for a Type IV review are contained under Chapter 14, Sections 6(C) and 7 of the City of Umatilla Zoning Ordinance. Generally, unless otherwise noted, if a request is found to be consistent with the Zoning Ordinance it is considered to be consistent with the Comprehensive Plan.

A. City of Umatilla Zoning Ordinance Approval Criteria

All of the following criteria listed under Section 10-13-4C of the Zoning Ordinance must be satisfied and supported with findings and reasons to demonstrate how each criterion is met in order for this request to be approved.

1. *The site is within the urban growth boundary for the City.*

Findings: The two parcels are both located within the urban growth boundary. Parcel 1 and Parcel

2 are located in the east central part of the urban growth boundary, near the Power City unincorporated area. Parcel 3 and Parcel 4 are located in the northeast part of the urban growth boundary near McNary and the Port of Umatilla. The official City of Umatilla Comprehensive Plan and Zoning Map last updated in April of 2018, shows all of this area being in the City of Umatilla's urban growth boundary.

Conclusion: The subject properties are currently located within the City of Umatilla's urban growth boundary.

2. *It is economically and technically feasible to provide services to the area.*

Findings: Parcel 1 and Parcel 2 are both adjacent to Lind road. Sanitary Sewer and industrial wastewater lines will be installed in Lind Road right of way in the coming months. City is also researching opportunities to install potable water along Lind Road. Parcel 3 and Parcel 4 both have water and sewer services within the adjacent rights-of-ways. Services for Union Street will be limited to maintenance and upkeep. The City has received funding to improve Union Street to a City standard.

The properties are currently served by the Umatilla Rural Fire Protection District and will continue to be served by the Umatilla RFPD after annexation. The subject properties are currently served by the Umatilla County Sheriff for police protection. The City of Umatilla Police Department will assume police protection for the subject properties after the properties are annexed into the city limits. The City has sufficient resources to provide the properties with adequate police protection.

Conclusion: It has been demonstrated that it is economically and technically feasible to provide services to both properties.

3. *The proposal is consistent with the Comprehensive Plan or substantial changes in conditions have occurred which render the Plan inapplicable to the annexation.*

Findings: For annexation requests, Comprehensive Plan Policy 14.10.103 specifies that the City will annex lands upon request "when it is demonstrated that such annexations are consistent with the Comprehensive Plan policies and within the capabilities of the City's services and facilities." This policy is implemented in the City of Umatilla Zoning Ordinance, as outlined and discussed under Sections III(A)(1) and (2) of this report, which require property proposed to be annexed to be located within the urban growth boundary and for services to be technically and economically feasible to serve the property. As indicated above, these provisions were found to be met.

In the Comprehensive Plan, Section 2.1, under the City's land use classification it states "The appropriate commercial designation will be established when a site is annexed. Generally, land located along Highway 395 will be designated General Commercial." Parcel 1 and Parcel 2 proposed for annexation are both located along Highway 395 therefore warranting a General Commercial designation.

Conclusion: The Comprehensive Plan recognizes property within the urban growth boundary as land intended to be brought into the city limits when requested, if services can technically and economically be provided to serve the use of the property. Services to the subject properties either

already exist, or are capable of being provided as necessary, to serve the proposed use of the property. Planning staff concludes that the proposal complies with all other applicable Comprehensive Plan policies in regards to this annexation request.

B. City of Umatilla Zoning Ordinance Section 10-13-4

Section 10-13-4 (B) – Zoning Designation: Territory proposed to be annexed shall be assigned a zoning designation that most closely corresponds to the comprehensive plan designation unless an amendment to the zoning map is proposed and considered as set forth in section 10-13-3 of this chapter.

Findings: Parcel 1 and 2 are located along Highway 395 and are currently designated as Commercial on the adopted City of Umatilla Plan Map. Regardless of current county zoning the property will be assigned a City commercial zoning designation. As addressed in this report Parcel 1 and Parcel 2 are located along Highway 395 and should be assigned a General Commercial designation based on the general reference in the Comprehensive Plan and existing commercial designation of existing commercial properties in the Highway 395 area. Parcel 3 and parcel 4 are both located within the Port of Umatilla McNary Industrial Park. Both properties currently have an industrial designation on the City’s Plan Map. All of the properties within City Limits in the McNary Industrial Park are designated as Heave Industrial. Rights-of-ways annexed into City Limits are typically shown as a community service designation.

Conclusion: It is the Staff’s recommendation that the City should assign the City’s General Commercial (GC) to Parcels 1 and 2. Parcels 3 and 4 should be designated as the City’s Heavy Industrial zoning designation. Union Street should be show as a community service zoning designation. The proposed zoning is the closest designation to the old county zoning designations.

IV. SUMMARY CONCLUSIONS AND STAFF RECOMMENDATION

This request by the applicant, City of Umatilla, to annex property into the City of Umatilla city limits appears to meet all of the applicable decision criteria for annexation into the city limits.

Therefore, based on the information in Sections I and II of this report, and the above review criteria, findings of fact and conclusions contained in Section III, the Planning Commission recommend **APPROVAL** of these annexation requests, ANX-1-2019, ANX-2-2019 and ANX-3-2019, to the Umatilla City Council to annex the following properties into city limits;

Parcel 1, identified as tax lot 100 in tax map 5N2815BC.

Parcel 2, identified as tax lot 100 in tax map 5N2815CB.

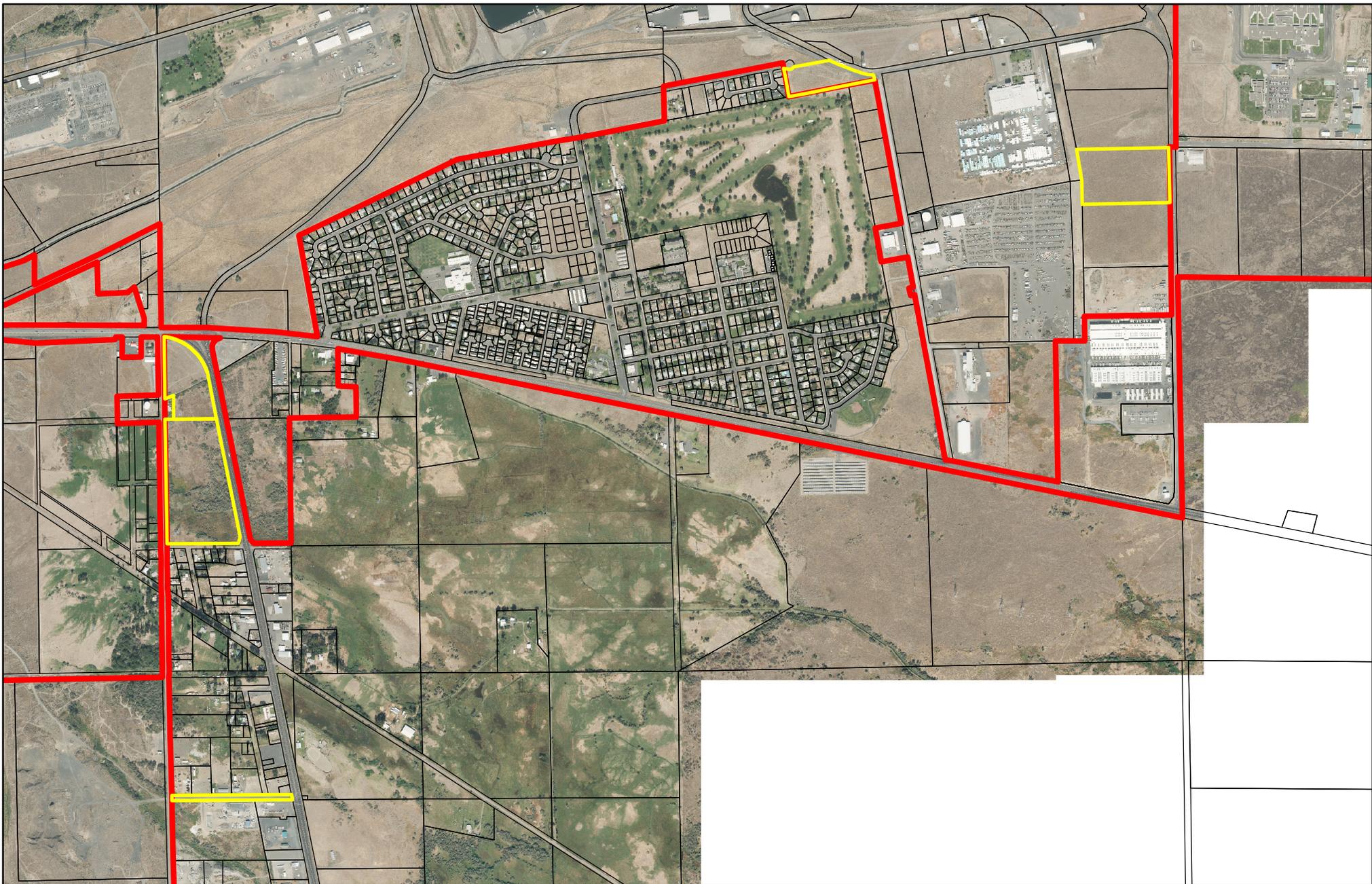
Parcel 3, identified as tax lot 2600 on tax map 5N2811.

Parcel 4, identified as tax lot 2800 on tax map 5N2814.

Union Street is located is the northwest Quarter of Section 22, Township 5 North, Range 28, E.W.M., Umatilla County.

V. EXHIBITS (Attached and included as part of this report).

Exhibit A Area map showing existing city limits and property proposed to be annexed



Legend

- City Limits
- Properties Proposed for Annexation

PROPOSED ANNEXATION PROPERTIES

Exhibit A



MAP DISCLAIMER: No warranty is made as to the accuracy, reliability or completeness of this data. Map should be used for reference purposes only. Not survey grade or for legal use. Created by Jacob Foutz, on 10/3/2019

ORDINANCE NO. 842

AN ORDINANCE PROCLAIMING THE ANNEXATION OF UNION STREET AND 44.27 ACRES LOCATED AT THE SOUTH EAST INTERSECTION OF HIGHWAY 730 AND HIGHWAY 395 AND AT THE SOUTHWEST CORNER OF ROXBURY ROAD AND BUD DRAPER ROAD AND WEST OF THE BEACH ACCESS ROAD AND WANAPA ROAD INTERSECTION AND WITHDRAWING SAID PROPERTY FROM UMATILLA COUNTY SHERIFF'S LAW ENFORCEMENT DISTRICT; ACCEPTING WRITTEN APPLICATION FOR ANNEXATION FROM ALL OF THE OWNERS OF THE AREA AND NOT LESS THAN 50 PERCENT OF THE ELECTORS RESIDING THEREIN; MAKING FINDINGS; SETTING THE FINAL BOUNDARIES OF THE PROPERTY TO BE ANNEXED; AND SETTING THE COMPREHENSIVE PLAN MAP AND ZONING DESIGNATION FOR 44.27 ACRES OF THE ANNEXED PROPERTY

WHEREAS, certain real properties (hereinafter referred to as Property) located southeast of the intersection of Highway 730 and Highway 395 and at the southwest corner of Roxbury Road and Bud Draper Road and west of the Beach Access Road and Wanapa Road within the urban growth area of Umatilla, Oregon is owned by the City of Umatilla; and

WHEREAS, the owner of the Property requested annexation of the Property into the Umatilla city limits; and

WHEREAS, the City of Umatilla has assumed jurisdiction over Union Street (Resolution No. 08-2020; Board Order BCC 2019-059) and request to annex Union Street into city limit to facilitate improvement of Union Street to a City standard; and

WHEREAS, the Umatilla City Planning Commission held public hearings on November 12, 2019 to consider annexation requests ANX-1-2019, ANX-2-2019 and ANX-3-2019, by the applicant to annex the property and recommended approval of the request to the City Council; and

WHEREAS, the Umatilla City Council held public hearings on January 7, 2020 to consider the Planning Commission's recommendation and adopted the Planning Commission's findings and conclusions as its own for ANX-1-2019, ANX-2-2019 and ANX-3-2019 in approving the application request.

NOW THEREFORE, THE CITY OF UMATILLA DOES ORDAIN AS FOLLOWS:

Section 1. Findings. The Umatilla City Council does hereby find that:

- a. The Property legally described in Section 3 below is within the urban growth area of the City's Comprehensive Plan.
- b. The owner of the Property made written application to the City with the consent of the owners for annexation of the Property and all of the electors residing in the area have consented in writing to this annexation.
- c. The Plan and Zoning designations for the Property and for Union Street are described in Section 5 below.

d. It is not necessary to call or hold an election in the City or in the area requested to be annexed or to hold the hearing otherwise required under ORS 222.120.

e. There is no other city, district, or other municipal corporation involved in the annexation.

Section 2. Consent. All of the owners and not less than 50 percent of the electors have consented in writing to this annexation, which are on file with the City, and are hereby accepted.

Section 3. Setting the final boundaries. The final boundaries of the Property hereby annexed are legally described as follows:

Parcel 1 (Commonly known as Tax Lot 100 on Assessors Map 5N2815BC; Tax Account # 133122)

All that portion of the Southwest Quarter of the Northwest Quarter of Section 15, Township 5 North, Range 28 East of the Willamette Meridian, Umatilla County, Oregon, laying Southerly of the Southerly right-of-way line of Highway No. 730 and Westerly of the Westerly right-of-way line of Highway No. 395;

Excepting therefrom that tract of land conveyed to Wilbur L. Duncan, et ux. by deed recorded in Book 184, Page 286, Deed Records;

Also excepting therefrom that tract of land conveyed to James L. Schell, et ux. by deed recorded in Instrument No. 2005-4800537, Office of Umatilla County Records;

Also excepting therefrom any portion lying within the Highway and County Road rights-of-ways.

Parcel 2 (Commonly known as Tax Lot 100 on Assessors Map 5N2815CB; Tax Account # 133140)

Parcel 1, PARTITION PLAT NO. 2001-32 (Instrument No. 2001-3910573, Office of Umatilla County Records) located in the Northwest Quarter of the Southwest Quarter of Section 15, Township 5 North, Range 28 East of the Willamette Meridian, Umatilla County, Oregon.

Parcel 3 (Commonly known as Tax Lot 2600 on Assessors Map 5N2811; Tax Account #164311)

Lot 7, PORT TERMINAL SUBDIVISION, recorded October 14, 2011, Instrument No. 2011-5830649, Umatilla County Records, located in the Southeast Quarter of Section 10 and the Southeast Quarter and Southwest Quarter of Section 11, Township 5 North, Range 28, East of the Willamette Meridian, Umatilla County, Oregon.

Parcel 4 (Commonly known as Tax Lot 2800 on Assessors Map 5N2814; Tax Account #161733)

Lot 12, PORT OF UMATILLA SUBDIVISION, located in the East Half of Section 14 and the Southeast Quarter of Section 11, Township 5 North, Range 28, East of the Willamette Meridian, Umatilla County, Oregon.

Union Street

Union Street is located in the northwest Quarter of Section 22, Township 5 North, Range 28, E.W.M., Umatilla County.

The urban growth area is amended to exclude the above described property.

Section 4. Proclamation of annexation and withdrawal from Umatilla County Sheriff’s Law Enforcement District. The City Council does hereby publicly declare and officially announce that the property described in Section 3 above is hereby annexed into the city limits of the City of Umatilla, Oregon as authorized under ORS chapter 125, and does hereby declare the said property withdrawn from the Umatilla County Sheriff’s Law Enforcement District.

Section 5. Comprehensive Plan and Zoning Map Amendment. The Comprehensive Plan and Zoning Map designation of the Property shall be the as follows:

Parcel 1 (Tax Lot 100 on Assessors Map 5N2815BC; Tax Account # 133122) shall be the City’s General Commercial (GC) zone.

Parcel 2 (Tax Lot 100 on Assessors Map 5N2815CB; Tax Account # 133140) shall be the City’s General Commercial (GC) zone.

Parcel 3 (Commonly known as Tax Lot 2600 on Assessors Map 5N2811; Tax Account #164311) shall be the City’s Heavy Industrial (M2) zone.

Parcel 4 (Commonly known as Tax Lot 2800 on Assessors Map 5N2814; Tax Account #161733) shall be the City’s Heavy Industrial (M2) zone.

Union Street shall be the City’s Community Service (CS) designation.

Section 6. Severability. If any provision of this Ordinance is held to be invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions of this Ordinance that can be given effect without the invalid provision, and to this end the provisions of this Ordinance are severable.

Section 7. Effective date. The effective date of this ordinance shall be 30 days after its passage by the city council and approval by the mayor, or by the council president in the mayor’s absence.

PASSED AND ADOPTED by the City Council this 7th day of January, 2020.

Council members voting yes: _____

Council members voting no: _____

Absent Council members: _____

Abstaining Council members: _____

And **SIGNED** by the Mayor/Council President this 7th day of January, 2020.

Mary Dedrick, Mayor

ATTEST:

Nanci Sandoval, City Recorder

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

A Public Hearing to consider the proposed changes to the City of Umatilla's water and sewer code.

Meeting Date:

2020-01-07

Department:

Community Development

Director:

David Stockdale

Contact Person:

Brandon Seitz

Phone Number:

541-922-3226 ext 103

Cost of Proposal:

Legal Review

Amount Budgeted:

NA

Fund(s) Name and Number(s):

N/A

Reviewed by Finance Department:

No

Previously Presented:

12/17/2019

Attachments to Agenda Packet Item:

[Ordinance 841 Regarding Updates to Water and Sewer Regulations for Title 7.docx](#)

[DRAFT Umatilla Code-T7-Chp4-ArtA-Water Code rdln.pdf](#)

[DRAFT Umatilla Code-T7-Chp4-ArtB-Sewer Code rdln.pdf](#)

Summary Statement:

Suggested Action: A Public Hearing to consider the proposed changes to the City's sewer and water code that would be implemented by Ordinance No. 841 - Amending Title 7, Chapter 4, Article A & Article B of the Umatilla City Code (proposed Ordinance 841 attached for review and consideration).

Consistent with Council Goals:

Goal 2: Promote Economic Development and Job Growth.

ORDINANCE NO. 841

AN ORDINANCE AMENDING TITLE 7, CHAPTER 4, ARTICLE A AND ARTICLE B OF THE UMATILLA CITY CODE TO ESTABLISH WHEN SERVICE CONNECTIONS TO THE CITY WATER OR SEWER SYSTEMS ARE REQUIRED AND ESTABLISHING CITY'S EXCLUSIVE RIGHT TO PROVIDE SUCH SERVICES INSIDE CITY LIMITS AND THE CITY'S SOLE DISCRETIONARY RIGHT TO MAKE EXCEPTIONS OR EXEMPTIONS TO SUCH SERVICES.

WHEREAS, the City of Umatilla has adopted regulations for establishing water and or sewer connections to the City's water works system or sewerage systems; and

WHEREAS, the City of Umatilla desires to establish when connection to the City of Umatilla's water works system is required; and

WHEREAS, the City of Umatilla desires to establish methods for the extension to a sewer main to allow additional connections to the City of Umatilla's sewerage system; and

WHEREAS, the City of Umatilla desires to establish the City's exclusive right to provide water and waste water services to residential and non-residential users located inside City limits; and

NOW THEREFORE, THE CITY COUNCIL FOR THE CITY OF UMATILLA ORDAINS AS FOLLOW:

Section 1. The Umatilla City Council does hereby amend Title 7, Chapter 4, Article A as attached hereto as Exhibit A.

Section 2. The Umatilla City Council does hereby amend Title 7, Chapter 4, Article B as attached hereto as Exhibit B.

Section 3. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance shall be in effect immediately upon its passage.

ADOPTED by the City Council this _____ day of _____, 20__.

Council members voting yes: _____

Council members voting no: _____

Absent Council members: _____

Abstaining Council members: _____

And **SIGNED** by the Mayor this _____ day of _____, 20__.

Mary Dedrick, Mayor

ATTEST:

Nanci Sandoval, City Recorder

Chapter 4
WATER AND SEWER REGULATIONS
ARTICLE A. WATER USE AND SERVICE

7-4A-1: DEFINITIONS:

7-4A-2: ADMINISTRATION:

7-4A-3: REQUIRED WATER SERVICE:

7-4A-34: SERVICE CONNECTIONS:

7-4A-45: APPLICATION FOR SERVICE:

7-4A-56: WATER USER SERVICE LINES:

7-4A-67: SERVICE PIPES AND EXTENSIONS OF WATER MAINS:

7-4A-78: WATER METERS:

7-4A-89: CROSS-CONNECTION CONTROL REQUIREMENT:

7-4A-910: WATER RATES AND CHARGES:

7-4A-1011: COLLECTION OF WATER RATES AND CHARGES:

7-4A-1112: DISCONTINUANCE OF SERVICE BY WATER USER:

7-4A-1213: RESPONSIBILITY FOR SERVICE:

7-4A-1314: RESPONSIBILITY FOR WATER USER EQUIPMENT:

7-4A-1415: UNLAWFUL ACTS:

7-4A-1516: INSPECTIONS:

7-4A-1617: PENALTIES:

7-4A-1718: ADDITIONAL REMEDIES:

7-4A-1: DEFINITIONS:  

For the purposes of this Article, the following words and terms shall have the meanings herein ascribed to them:

AGENT: A tenant or other person on the premises of another.

AIR GAP SEPARATION: The physical vertical separation between the free flowing discharge end or a potable water supply pipe line and the open or nonpressure receiving vessel.

APPROVAL or APPROVED: Approved in writing.

AUXILIARY WATER SUPPLY: Any supply of water used to augment the supply obtained from the public water system which serves the premises in question.

AVAILABLE WATER SERVICE: Water service shall be considered available upon the existence of a distribution main of a public water system to which a service connection can be completed by the water user.

BACKFLOW: ~~The Any reversal of flow in the direction opposite to~~ the normal flow of water from the distribution system that may allow contamination or pollution of the public water supply and render it nonpotable.

BACK-FLOW PREVENTION DEVICE: Any devices or methods approved by the Superintendent for use in the prevention of back-flow.

CITY: The City of Umatilla, Oregon.

CROSS-CONNECTION: Any link or channel between the piping which carries drinking water and the piping or fixtures which carry water or other substances.

DISTRIBUTION SYSTEM: The network of pipes and other facilities which are used to distribute water from the source, treatment, transmission, or storage facilities to the water user.

DOUBLE CHECK VALVE ASSEMBLY: An assembly of two (2) independently acting check valves with shut-off valves on each side of the check valves and test cocks for checking the water tightness of each check valve.

EMERGENCY: A condition resulting from an unusual calamity such as a flood, storm, earthquake, drought, civil disorder, volcanic eruption, an accidental spill of hazardous material, or other occurrence which disrupts water service at a public water system or endangers the quality of water produced by a public water system.

ORGANIZATION: Includes a corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership or association, two (2) or more persons having a joint or common interest, and any other legal or commercial entity, including any receiver, special master, trustee, assignee, or other similar representative thereof.

OWNER: Includes a mortgagee in possession and means one or more persons, jointly or severally, in whom is vested:

- A. All or part of the legal title to the property; or
- B. All or part of the beneficial ownership and a right to present use and enjoyment of the premises.

PERSON: Includes an individual or organization, except the City.

POTABLE WATER: Water ~~which has sufficiently low concentrations of microbiological, inorganic chemical, organic chemical, radiological or physical substances so that individuals drinking such water at normal levels of consumption will not be exposed to disease organisms or other substances which may produce harmful physiological effect~~ from any source that has been investigated by the health agency having jurisdiction, and has been approved by such agency for human consumption.

REDUCED PRESSED PRINCIPLE BACKFLOW PREVENTION DEVICE (R.P.DEVICE): A device for preventing backflow which has two (2) check valves, a differential relief valve located between two (2) check valves, two (2) shut-off valves, one on the upstream side and the other on the downstream side of the check valves, and four (4) test cocks for checking the watertightness of the check valves and the operation of the relief valve.

SERVICE CONNECTION: The piping connection ~~by means of which water is that~~ conveyed water from a distribution main of a ~~public-City~~ water distribution system to a ~~customer's-water user's~~ premises.

SUPERINTENDENT: City Public Works Superintendent, and includes authorized personnel and employees of the City Public Works Department.

TENANT: Includes an organization or adult person or adult persons entitled under an oral or written

rental agreement, including a leasehold interest, to occupy real property or a building, including a dwelling unit, to the exclusion of others.

WATER METER OR METER: Includes the corporation cock, meter, meter box and lid.

WATER USER: Includes any person who has made [or is required to make](#) application with the City for water services or, if no application has been made, any person whose premises receive City water or are served by the City water works system. In cases of multiple users who receive their water through a single meter, the owner of the premises is the water user and shall be the person to make application for water services.

WATER WORKS SYSTEM: Includes City water wells, [surface water diversion infrastructure](#), pumping equipment, [the distribution lines systems of potable and non-potable water](#), fire hydrants, meters and all other appurtenances. (Ord. 517, 10-21-1985; amd. Ord. 582, 7-1-1991; Ord. 669, 4-7-1998)

7-4A-2: ADMINISTRATION:

- A. Public Works Superintendent: The Superintendent shall have charge of the maintenance and operation of the water supply, pumping equipment, distribution system, fire hydrants, meters and all other appurtenances of the water works system, under the supervision and direction of the City Administrator. The Superintendent shall oversee all extensions and alterations of the water works system which are authorized by the City Council. The Superintendent shall also be responsible for the reading of all water meters and shall report to the City Finance Officer on all money due the City for all deposit fees and charges made for water service and connections.
- B. City Finance Officer: The Finance Officer shall be responsible for the collection of water bills, deposits and fees. All revenues therefrom shall be accounted for in the manner required by Ordinance 436, section 4, "Protection and Disposition of Funds", as set forth in subsection C of this Section and shall be deposited regularly in a separate fund designated Reserve Fund Account, which fund shall be separate from all other funds and deposits of the City. (Ord. 517, 10-21-1985)
- C. Protection And Disposition Of Funds: The City Finance Director shall be the custodian of all funds of the City and all funds shall be deposited in a bank which is a member of the Federal Deposit Insurance Corporation. The Finance Director shall execute a fidelity bond in an amount not less than fifty thousand dollars (\$50,000.00) with a surety company approved by the Farmers Home Administration and the United States of America shall be named as co-obligee in such bond and the amount thereof shall not be reduced without the prior written consent of Farmers Home Administration. The City Finance Director is hereby directed to establish the following accounts into which the current funds of the City, bond proceeds, the revenues from the facility and other income shall be deposited, which accounts shall be continually maintained, except as otherwise provided, so long as the bond hereby authorized remains unpaid:
1. Construction Account: The proceeds of the bond hereby authorized shall be deposited in the construction account which shall be established as a "supervised bank account" as required by the government. Amounts in the supervised bank account exceeding forty thousand dollars (\$40,000.00) shall be secured by the depository bank in advance in accordance with the U.S. Treasury Department Circular No. 176. Withdrawal from the construction bank account shall be made only on checks signed by the Finance Director of the City as authorized by the City Council from time to time, countersigned by the Mayor and only for the purposes for which said bond was signed as specified in the estimate of costs. The City's share of any liquidated damages and other moneys paid by defaulting contractors of their sureties will be deposited in the construction account to assure

completion of the project. When the construction of the facility has been completed or all construction costs have been paid for in full, any balance remaining in the construction account shall be used immediately to pay outstanding installments on the bond in inverse order without premiums, except that any balance in an amount insufficient to pay a whole installment will be transferred to the reserve account. The construction account shall then be closed.

2. Revenue Fund Account: As soon as the facility becomes revenue producing, the gross revenues shall be set aside into a separate account to be designated the revenue fund account, and moneys so deposited therein shall be expended and used only in the manner and order as follows:
 - a. Operation And Maintenance Account (Bookkeeping Account): There shall be set aside and deposited a sufficient portion of the income and revenue in the revenue account to pay the reasonable and necessary current expenses of operating and maintaining the facility.
 - b. Debt Service Account (Bookkeeping Account): After the transfer required in subsection C2a of this Section, there shall be transferred each year prior to December 1 from the revenue fund account, before any other expenditures or transfer therefrom and deposited in the debt service account for payment of the annual installment of the note, a sum equal to the annual installment becoming due on December 1.
 - (1) If the City for any reason shall fail to make such deposit, then an amount equal to the deficiency shall be set apart and deposited in the debt service account out of the gross revenues, which amount shall be in addition to the regular deposit required.
 - (2) Whenever there shall accumulate in the debt service account amounts in excess of the requirements during the next twelve (12) months for paying principal and interest on outstanding installments and in the operation and maintenance account and the reserve account, hereinafter established, amounts in excess of the requirements thereof, such excess may be used by the City to make prepayments on the loan.
 - c. Reserve Account (Bookkeeping Account): Out of the balance of income and revenue in the revenue fund account remaining after the transfers required in subsections C2a and C2b of this Section have been made, there shall be set aside and deposited in the reserve account the sum of five hundred thirty dollars (\$530.00) each month until there is accumulated in that fund the sum of sixty three thousand sixty dollars (\$63,060.00), after which no further deposits need be made into said account except to replace withdrawals. The reserve account shall be used and disbursed only for the purpose of paying the cost of repairing or replacing any damage to the facility which may be caused by any unforeseen catastrophe, for making extensions or improvements to the facility and when necessary for the purpose of making payments of principal and interest on the bonds hereby authorized in the event the amount of the debt service account is insufficient to meet such payments. Whenever disbursements are made from said account, said monthly deposits shall be resumed until there is again accumulated the amount of sixty three thousand sixty dollars (\$63,060.00), at which time deposits may be again discontinued. (Ord. 436, 11-6-1978)

7-4A-3: REQUIRED WATER SERVICE:

A. All residential and non-residential use requiring potable water or non-potable water shall be connected to the City water works system if such water service is available, provided, however, if a water user: (1) possesses and operates a well to withdraw groundwater for domestic use, the water user may continue to operate such well for such purpose if information is submitted confirming (a) the well has been in operation prior to July 1, 2020, and (b) the well and use of water is in compliance with applicable law; (2) possesses and operates a well to withdraw groundwater for irrigation use, the water user may continue to operate such well for such purpose if information is submitted confirming the well (a) has been in operation prior to July 1, 2020, and (b) the well and use of water is in compliance with applicable law; (3) possesses and relies on a water supply from an irrigation district for irrigation use, the water user may continue to source

such water from the irrigation district for such purpose if information is submitted confirming the right to receive and use the irrigation district water; or (4) possesses and relies on a water supply source previously authorized prior to April 1, 2019 by City ordinance or by written agreement with the City.

B. All residential and non-residential use located on premises previously connected to the City water works system must be newly connected to the water works system within sixty (60) days of the City water being made available. In the event the existing meter or tap does not meet City standards, required modifications will be performed by the City and the reasonable costs thereof as determined by administrative policy shall be paid by the water user. These costs shall be in lieu of the connection charge ordinarily imposed.

7-4A-34: SERVICE CONNECTIONS:

A. ~~Single-Family-Unit Residences~~ And ~~Multiple-Dwellings-Unit Residences~~: All ~~single-family-unit~~ residences shall have one service connection and a water meter. All ~~multiple-dwelling-units~~ residences, including, but not limited to, apartments and motels, shall have a separate service connection and water meter for each unit. If requested by the owner and approved by the City Council, the owner of a multiple-unit dwelling-residence containing five (5) or more units may have only one water meter.

B. ~~Commercial Non-Residential~~: All ~~commercial-non-residential~~ water users shall have a water meter for each user; provided, that if any owner of any building divides or separates his/her/its other building so as to provide a separate place for a business, each business place will have a separate water meter. The owner of a structure in which water is provided through a single water meter shall be liable for all water supplied to the building. If a use is changed in a non-residential~~commercial~~ structure, a water meter shall be required on the new use. If requested by the owner and approved by the City Council, the owner of a non-residential~~commercial~~ building containing two (2) or more separate water users or business places may have only one water meter.

C. Requests For Exceptions: Exceptions provided by subsections A and B of this section, shall only be made by resolution of the City Council stating the reason therefor. The person requesting the exception shall pay for all expenses in connection with the City Council's review of the request, including, but not limited to, City attorney fees, staff time, engineering fees, any materials and other related costs, whether or not the request is granted. The expenses of review may be added to the person's water billing and collected in the same manner as water rates and charges. (Ord. 517, 10-21-1985)

7-4A-45: APPLICATION FOR SERVICE:

A. Connection To Water Main: Before connecting to any water main or altering a service connection, application for permission must be made in writing by the owner of the premises to be served, or the owner's authorized representative, to the City. The application shall be in such form as shall be from time to time prescribed by the City. By submitting an application, the owner agrees to be bound by the terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the City in implementation of this article. (Ord. 582, 7-1-1991)

B. Opening Water Account: Applications for water service shall be made at city hall by or on behalf of the person requesting water and water service. Persons receiving water and water services are deemed bound by the terms of this article and amendments and all reasonable rules and

regulations as shall be promulgated by the eCity in implementation of this article. (Ord. 517, 10-21-1985)

C. Implied Consent; Discontinue Service Without Notice: Any water user shall be deemed to have consented and agreed to the terms and provisions of this article and to have acknowledged the right of the city to discontinue water service without notice in the event of failure to make timely payment of all rates and charges or to otherwise comply with the provisions of this article or regulations to implement this article. (Ord. 582, 7-1-1991)

D. Eligibility For Water Service: The eCity may refuse to provide water service to real property unless the owner, the owner's agent, or the owner's tenant has made formal application for water service from the eCity. A tenant applying for water service may be required by the eCity to provide proof of his or her tenancy. The eCity shall refuse to provide water service to real property when any tenant applying for water service has a previous unpaid bill for water service with the eCity unless the eCity and the tenant agree to a written plan for repayment of unpaid water bills. The eCity may disconnect water service to real property if the owner, the owner's agent, or the owner's tenant has not made formal application for water service from the eCity.

E. When Owner Is Responsible: When water service is provided to a multi-family unit residential or non-residential use dwelling, an apartment or a building occupied by more than one tenant, and such multi-unit family dwelling, apartment, or building use does not have a separate water meter for each unit, the owner shall be responsible for payment and the property is subject to a lien. (Ord. 669, 4-7-1998)

F. Annexation: Prior to being connected to eCity water service each parcel to receive service shall annex into the eCity. If a parcel is outside eCity limits and not contiguous to city limits, the owner shall sign an unlimited agreement to annex when the subject property becomes contiguous to eCity limits. Properties within the McNary Industrial Park are not required to annex in order to connect to eCity water service. (Ord. 765, 7-5-2011)

7-4A-56: WATER USER SERVICE LINES:

A. Installation: The service line from the property line shall be installed and properly maintained by the water user. All service pipes and all water pipes in all premises shall be installed in accordance with the plumbing code of the state of Oregon and the eCity.

B. Connection To Water Meter Or Upon Premises: Before any attachment or connection is made between the water meter and the water user's service line, permission shall be obtained from the eSuperintendent, and the work shall be performed at the expense of the water user. All connections or attachments to the water meter or upon the premises shall be in accordance with the plumbing code of the state of Oregon and the eCity.

C. Ground Wire Attachments: The water user shall be liable for any damage to city property caused by electrical ground wire attachment to any plumbing.

D. Leaking Plumbing: Water may not be furnished where there are defective or leaking faucets, water closets or other fixtures, or where there are water closets or urinals without self-closing valves, or tanks without self-acting float valves, and the water supply may be shut off. (Ord. 517, 10-21-1985)

7-4A-67: SERVICE PIPES AND EXTENSIONS OF WATER MAINS:

A. Installation: Service pipes of all sizes between the water main and the water meter shall be of the type and material specified by the ~~s~~Superintendent. Service pipes from the water meters to the property line and within the premises shall be of a grade of material approved by the ~~s~~Superintendent. Service pipes between the water main and water meter shall be installed and maintained by the ~~e~~City, except where the meter is located at a distance from the water main further than the street property line, in which event special arrangements shall be made as to the cost of the extra length of line.

B. Extension: Extension to the water mains of the water system may be made by any one of the following methods, in addition to the procedures provided in this Article or other ordinances of the City, as specified by an engineer of the City's choice.

1. By the person requesting the water main paying the entire cost. The water main shall be conveyed or transferred to the City with the necessary easements, and shall meet the following requirements:

- a. Specified by the City Engineer, the size, grade, and location of such main shall provide for anticipated future development of the property in the adjacent area, and for the connections which such development may generate.
- b. Where the main passes through private property, a twenty foot (20') easement and right of way shall be granted to the City for the maintenance, operation, and repairing of such main and for all water line purposed necessary or reasonably incident to the uses and purposes thereof, including any connections to the water system of the City, but not limited thereto.

c. A special connection charge (in addition to the service connection fee) may be charged to those connecting to the water main extension or line who did not share in the cost of its installation ~~and used in order~~ to reimburse the person or persons who paid for its installation. The special connection charge shall be ~~equal to~~calculated as follows:

(i) ~~†~~The proportionate share of the total cost of the water main extension or line which reflects the benefits to each property which may be connected to the line or main, based on the square footage of each benefitted ~~of the~~ properties;

(ii) ~~The total actual cost of the water main extension or line, increased by nine percent annual simple interest, or such other percentage that the City Council may, from time to time, set by resolution, multiplied by a percentage of front footage owned by the benefiting property owner of the total front footage of the water main extension or line; or~~

(iii) ~~such other methodology as may be set forth by written agreement between the City and the person initially paying the entire cost of the water main extension or line and which agreement is approved by the City Council.~~

Future interest rate changes shall not apply to previously executed reimbursement agreements entered into between the City and the person initially paying the entire cost of the water main extension.

2. By petitioning the city council to extend the City water main in a manner to be financed as described hereafter. When considering such extension to the City water system, the city council shall have before it a report from the City Engineer of:

- a. The total cost of installing the main of a design and capacity sufficient to serve the needs of the anticipated future development of the property and adjacent area and for the connections which such development may generate.

b. The proportionate share of such total cost which shall reflect the benefits to each property which may be connected to the line or main, such proportionate costs to be determined in the same manner as for a local improvement, as provided by the local improvement ordinance.

C. Financed From Water Fund: At such time as the eCity eCouncil determines that a water main shall be installed by the manner herein described, and when appropriations therefor have been budgeted, all costs for such water main shall be financed from the Water Fund. A special connection charge (in addition to the service connection fee) equal to the proportional benefits, as above described, shall be paid into the Water Fund, together with an annual interest charge of not less than twelve percent (12%) per annum or The U.S. National Bank prime rate plus two percent (2%), whichever is greater, beginning on the date on which construction of such main was completed, by each property owner requesting to be connected to the water system. (Ord. 517, 10-21-85; 1993 Code)

7-4A-78: WATER METERS:

A. Installation, Care and Custody of Water Meters: Water meters will be furnished and installed by the City, and the expense of installation will be included in the service connection fee. The water user will have custody of the water meter, but the water meter will remain the property of the City. There is hereby created the relationship of bailor and bailee between the City and the water user in regard to the care and custody of the water meter.

B. Repairs: The water user shall be liable for any adjustments, repairs or replacement of a water meter or other equipment or property owned by the City which is caused by an act of the water user or tenants, agents, employees, contractors, licensees, permittees or family members of the water user, including the breaking or destruction of seals and locks on or near a water meter. If a water meter is damaged from hot water from the water user's line, the water user shall be required to pay for the cost of repairs of the water meter and for the loss of revenue occasioned by the damage, and shall immediately make the necessary corrections in the water user's water lines to prevent further damage to the water meter.

C. Malfunctioning Water Meters: In case of damage to a meter, its stoppage or imperfect operation, the water user shall give immediate notice to the City. If any water meter malfunctions or fails to register not due to the fault of the water user, the water user will be charged the basic rate for the time period that the meter malfunctioned.

D. Inspection and Testing: The Superintendent may inspect and test water meters at any time. If a water user requests inspection and testing of a water meter, a testing fee shall be paid in advance. If the water meter is found to be inaccurate according to the standards of the American Waterworks Association, a water meter will be substituted, the water bill for the preceding billing period shall be adjusted as set out in subsection C of this Section and the water meter accuracy test fee refunded.

E. Accessibility to Water Meters: The water user shall keep the water meter and appurtenant area free from obstruction or debris in, on or around the same and accessible at all times, for the purpose of turning-on and turning-off water, and reading, inspecting or repairing the water meter.

F. Keeping Water Meters from Freezing: The water user shall take all necessary precautions to keep the water meter from freezing. If the water user fails to keep the water meter from freezing, the water user shall be charged with the cost of repairing any damage which may result from such failure.

G. Keeping Water Meter Areas Safe: The water user shall keep the water meter box and appurtenant area in a safe condition and shall be responsible for any repair to the water meter and appurtenances or property damage or personal injury to third persons. In addition, the water user shall hold the City harmless and indemnify it against any claims by third persons. The City hereby creates a right of action in third persons injured as a result of a water user's failure to properly maintain the water meter box and/or appurtenant area.

H. Use of Water Meters: All water furnished by the City to any property with a water meter must pass through the water meter. (Ord. 517, 10-21-85)

7-4A-89: CROSS-CONNECTION CONTROL REQUIREMENT:  

A. Identifying Cross-Connections: The cross-connection control inspector shall identify and evaluate the premises where potential cross-connections exist.

B. Discontinue Service: Where the Superintendent has reasonable cause to believe that an existing or potential cross-connection is located on the water user's premises, the Superintendent shall deny or discontinue service to those premises until an appropriate backflow prevention device is installed or until the cause of the hazard is eliminated.

C. Water User to Notify Superintendent: Whenever a water user obtains water from the water works system and treats the water in any way or adds any chemical or substance to the water, the water user shall immediately notify the Superintendent.

D. Installation of Backflow Prevention Devices:

1. Backflow prevention devices for protecting the water works system shall be installed on the service connection to premises as required by State law and regulations.
2. All backflow devices shall be installed in accordance with the Oregon Health Division standards.

E. Type of Backflow Prevention Device: The type of backflow prevention device required under subsection D of this Section, shall be commensurate with the degree of hazard which exists.

F. All backflow prevention devices required under this Section shall be of a type and model approved by the Superintendent or the Oregon Health Division. The City shall maintain a list of backflow prevention devices approved for use in Oregon.

G. Testing and Inspection of Backflow Prevention Devices:

1. The water user, where one or more reduced pressure device, doublecheck valve assembly, or pressure vacuum breaker have been installed, shall have the device tested at least once per year. Backflow prevention devices found not to be functioning properly shall be promptly repaired by the water user or the City may deny or discontinue service as provided in subsection B of this Section. Devices shall be tested immediately after installation and after they are moved. Reports on the tests shall be prepared by the Superintendent and copies of the report shall be provided to the water user.
2. Backflow prevention devices installed before the effective date of this Article, which were approved at the time they were installed, but are not on the current list of approved devices maintained by the Oregon Health Division, shall be permitted to remain in service provided they are properly maintained, are commensurate with the degree of hazard, are tested at least annually, and perform satisfactorily. When devices of this type are moved, or require more than minimum maintenance,

they shall be replaced by devices which are on the Oregon Health Division list of approved devices. (Ord. 517, 10-21-1985; amd. 1993 Code)

7-4A-910: WATER RATES AND CHARGES:

- A. Set By Resolution; Services Listed: Water rates, charges, deposits and water services shall be set by resolution of the eCity eCouncil and be reviewed at least once annually¹.
- B. Adjustment Of Rates: Water rates shall not be decreased during any period that bonds issued pursuant to Charter amendments enacted by the people of the City at a special election dated February 24, 1976, and issued December 1, 1978, to Farmers Home Administration are outstanding.
- C. Existing Contracts: Water rates adopted by resolution of the eCity eCouncil shall not modify any existing contract the City has with any person for water rates.
- D. Damages To City Property: Wherever this Article provides for liability for any damage or repairs to City property by any water user, the amount of damages or repairs may be added to the water user's bill and collected in the same manner as water rates and charges. (Ord. 517, 10-21-1985; amd. 1993 Code)

7-4A-1011: COLLECTION OF WATER RATES AND CHARGES:

- A. Application Fee; Water And Sewer Deposit: Any person for whom an account is opened shall pay a nonrefundable application processing fee to cover administrative costs of opening an account. Each application for use of sewer service, water, or both, shall be accompanied by a refundable deposit which will be held by the City and applied against any unpaid service charges for garbage, sewer or water charges due from the applicant. The application fee and deposits shall be collected from all applicants within three (3) days after requesting service from the City. The three (3) day period for payment of the application fee and deposits may be extended at the request of the applicant because of extenuating circumstances, which will be reviewed by the City Administrator. When an account is closed, the amount of any sewer and water deposits plus interest shall be returned to the applicant, less any amounts due for garbage, sewer or water service. If an applicant has paid the monthly statements for garbage, sewer and water service in a timely manner for thirty six (36) consecutive months without delinquency charge, the deposit plus interest will be credited against the applicant's current bill. (Ord. 559, 8-8-1989)
- B. Billing Procedures:
 - 1. Water And Sewer Bills Combined: All bills for water shall be prepared each month at the same time bills for sewage services are prepared and shall be collected as a combined bill for water and sewage service. (Ord. 515, 10-21-1985)
 - 2. Billing To The Premises: All water service charges shall be mailed to the premises where water service is furnished unless the water user requests, in writing, that the bill be submitted to another address. (Ord. 582, 7-1-1991)
 - 3. Due Date:
 - a. All water bills for each month shall be due and payable on the twentieth day of each month.
 - b. If the last day for making payment falls due on a day when City Hall is closed before the end of or for all of the normal workday or on any legal holiday, Saturday or Sunday, the payment may be made until the close of business hours on the next day that City Hall is open for business.

4. Place Of Payment: All water bills shall be paid at City Hall.

C. Appeals: Any person wishing to challenge a water billing may appeal to the City Administrator before the water service is suspended. Service will not be suspended during the pendency of an appeal if the water user pays the amount of any water billing not in dispute and the delinquent fee, if the amount not in dispute is twenty (20) days past due. (Ord. 517, 10-21-1985)

D. Delinquencies:

1. Fee: All bills unpaid after the twentieth day of each month shall be considered delinquent and a delinquency fee shall be assessed.
2. Notice Of Delinquency; Suspension Of Water Service: After the twentieth day of each month, notification shall be given as provided in subsection B2 of this Section, that the water bill and delinquency fee must be paid within five (5) days or water service to the property will be suspended. If the water user is not the owner of the real property receiving water service, a copy of the delinquency notice shall also be sent by first class mail to the owner or owner's agent that is on file with the City when the delinquency notice is sent to the water user. In the case of residential housing where water service charges are sent to the landlord instead of the tenant and the five (5) day delinquency period has expired without payment, notice that water service will be shut off within one business day shall be attached to the door of each tenant. If the water service is turned off, the water bill, delinquency fee, and the expense of reconnecting the service shall be paid in full before water service is restored. (Ord. 669, 4-7-1998)
3. Duty To Disconnect Water Service: It shall be the duty of the Finance Officer to notify the Superintendent of any water user whose bill is outstanding after the deadline in subsection D2 of this Section, and the Superintendent shall proceed immediately to disconnect the water service, unless the City Administrator has postponed the suspension of water services.
4. Water Charged To Other Premises Of User: All charges for furnishing water within the City and also to premises outside the City, shall be chargeable to the water user of said water at the premises or any former premises where water service was supplied. Where the water user has a delinquent bill for one premises, that delinquency shall be charged against the water user for water obtained at any other premises or source served by the City.

E. Low Income Rate: For relief of those residents who are experiencing a financial hardship, an application for the low income rate may be made to the City. The City Administrator and Water/Sewer Committee will evaluate requests and make recommendations to the city council.

F. Leaky Plumbing: No water charges will be adjusted for any water registered by meter that may leak or waste through the plumbing or fixtures of the water user.

G. Outside City Water Rates: The City may furnish water to places outside the City limits if it does not affect the City's supply, and the city council may set the rates therefor by resolution.

H. Exemption: A turn-off and turn-on fee will not be charged the water user if one of the purposes for turning off the water was installation of a shut-off valve between the water meter and the premises. This is a one-time exemption that runs with the property and shall only be allowed once.

I. Delay Of Termination Of Water Service: Any person faced with immediate discontinuance of water service, who is unable to pay by reason of an emergency situation in which:

1. The discontinuance would cause severe hardship to persons other than the individual unable to pay;
2. The emergency is a situation that will be resolved in a period of less than thirty (30) days from the delinquency billing date; and
3. The emergency is one which will be unlikely to recur;

may request the City Administrator to postpone the cut-off date. The City Administrator may postpone the discontinuance of services for a period not to exceed thirty (30) days from the delinquency billing date. Any person for whom termination of service has been delayed shall be required to pay the applicable fees in subsection D1 and D2 of this Section. (Ord. 517, 10-21-1985)

J. Deposits:

1. Interest: The Director is authorized to invest deposits held by the City in interest-bearing accounts. The City shall pay interest at the lowest rate earned on the City's investments during the calendar year, less one percent (1%) for administrative expenses, to the applicant making the deposit. The interest will be credited to the customer's account on January 1 succeeding each deposit and on January 1 thereafter. Interest on sewer and water deposits shall begin on January 1, 1989, or the date of the deposit, whichever is later. (Ord. 611, 11-2-1993, eff. 1-1-1994)
2. Unclaimed Deposits: Deposits received as security for the payment of water and sewer which remain unclaimed for a period of two (2) years after an account is closed may be transferred to the Water Fund Account. (Ord. 517, 10-21-1985)

K. Lien For Unpaid Water Bill: When any bill remains unpaid after it becomes delinquent, the amount due (including interest and penalty) shall be recorded in the lien docket of the City and shall constitute a lien on the real property to which water service was provided. At any time after sixty (60) days from the time the lien is entered in the city's lien docket, in addition to any method provided by ordinance or charter, the lien may be foreclosed in the manner provided in Oregon Revised Statutes.

L. Transfer Of A Claim: A tenant's bill may be transferred to the property owner, or to a subsequent tenant, if a delinquency notice was provided by first class mail to the tenant and to the property owner or the owner's agent within thirty (30) days from the date the bill was due². (Ord. 669, 4-7-1998)

7-4A-~~11~~12: DISCONTINUANCE OF SERVICE BY WATER USER:  

A. Request For Discontinuance: Any water user desiring to discontinue the water service may make application therefor at city hall not less than two (2) days before the date on which the service is desired to be discontinued. Upon payment of the turn off fee and the sewer and water bill to date, water service will cease after the effective date of discontinuance for the period during which the service is to be shut off. Water services shall not be returned to the premises until the turn on fee is paid.

B. Liability For Repairs: Any repairs or adjustments made necessary to the water meter for lack of use by water service being discontinued shall be charged and collected from the water user and may be added to the water bill and collected in the same manner as water rates and charges. (Ord. 582, 7-1-1991)

7-4A-~~12~~13: RESPONSIBILITY FOR SERVICE:  

A. Nonliability: The city shall not be liable for high or low pressure connections, chemical, bacteriological or physical conditions, interruptions, or shortage or insufficiency of supply or any loss or damage occasioned thereby. The use of water upon the premises of the water user shall be at the risk of the water user and the responsibility of the city shall cease at the point of delivery of water. The point of delivery shall be at the water user's side of the water meter, or in case of privately owned water lines, the point of delivery shall be at the end of the city's service line. (Ord. 517, 10-21-1985)

B. Water Curtailment:

1. Waste Prohibited: It is unlawful to allow waste of city water by knowingly or negligently causing, authorizing or permitting such water to escape from its intended beneficial use into any river, creek, natural watercourse, depression, lake, reservoir, storm sewer, street, highway, road or ditch. For the purpose of this subsection, "waste" means the use of water in excess of the reasonable volume necessary to meet the beneficial use; and "beneficial use" means the reasonable efficient use of water.
2. Authority: When the public works superintendent determines that a critical water supply shortage threatens the ability of the city to deliver essential water to its customers, the administrator may activate emergency measures in compliance with the water curtailment plan, adopted by the city on March 1, 2005, and on file with the city recorder.
3. Restrictions Authorized: Upon declaration of a stage three critical water supply shortage by the public works superintendent:
 - a. No watering or irrigating of lawns, grass or turf shall occur unless it is:
 - (1) New lawn, grass or turf that has been seeded or sodded after March 1 of the calendar year in which the restrictions are imposed, and in such cases it may be watered as necessary until established;
 - (2) Athletic fields frequently used for organized play;
 - (3) Golf course tees and greens; and
 - (4) Park and recreation areas of a particular significance and value to the community as approved by the city manager.
 - b. No use of city supplied water shall be allowed to clean, fill or maintain levels in decorative fountains.
 - c. No use of city supplied water shall be allowed to fill swimming pools or other pools with a capacity in excess of one hundred (100) gallons; provided, however, that water may be added to swimming pools to replace volume lost due to evaporation and normal loss due to usage.
 - d. No use of city supplied water shall be allowed to wash sidewalks, walkways, streets, driveways, parking lots or other hard surfaced areas except where necessary for public health or safety.
 - e. No use of city supplied water shall be allowed to wash vehicles.
4. Withholding Service: In the event that a citation is issued during the period of activated emergency measures for a violation of subsection B1 or B3 of this section, and the public works superintendent determines that a second violation has occurred after the date of the citation and during the same emergency curtailment period, the public works superintendent may:
 - a. Install a flow restrictor on the street side of the water meter; or
 - b. Terminate water service. (Ord. 736, 4-5-2005)

C. Interruptions In Service: Water may at any time be shut off from the mains for repairs or other necessary purposes. When this is done, the superintendent will try to give timely notice to water users affected thereby and will, so far as practicable, attempt to prevent inconvenience and damage arising from the shutting off of water. But, failure to give notice shall not render the city

responsible or liable for damages or any inconvenience, injury or loss which may result therefrom. (Ord. 517, 10-21-1985)

7-4A-1314: RESPONSIBILITY FOR WATER USER EQUIPMENT:

The water user shall, at his or her own risk and expense, furnish, install and keep in good and safe condition all equipment that may be required for receiving, controlling, applying and utilizing water, and the city shall not be responsible for any loss or damage caused by improper installation of such equipment, or the negligence, want of proper care or wrongful act of the customer or any of his tenants, agents, employees, contractors, licensees or permittees in installing, maintaining, using, operating or interfering with such equipment. Further, the city shall not be liable for damage to property caused by spigots, faucets, valves, hot water heaters or other equipment that are open when water is turned on or off at the meter or curb stop, either when the water is turned on originally or when turned on after a temporary shutdown. (Ord. 517, 10-21-1985)

7-4A-1415: UNLAWFUL ACTS:

A. Prohibitions: It shall be unlawful for any person not authorized by the city to do, commit or assist in committing any of the following things or acts:

1. To open or close any fire hydrant, valve or other apparatus connected with the waterworks system of the city or lift or remove the cover of any gate, meter, valve, shutoff or other apparatus thereof.
2. To interfere with, destroy, deface, impair, injure or force open any gate, or door, or in any way whatsoever destroy, injure or deface any part of any pump house, reservoir, standpipe, tank, building or buildings, or appurtenances, fences, trees, shrubs, or fixtures or property appertaining to the waterworks system.
3. To go in, upon, descend or ascend the stairway or steps of any water storage tank, reservoir, or standpipe of the waterworks system.
4. To place any telephone, electric light pole or any obstruction directly opposite a fire hydrant portal within five feet (5'), otherwise the minimum distance is three feet (3').
5. To resort to any fraudulent device or arrangement for the purpose of procuring water for himself or others from private connections on premises contrary to the city regulations or ordinances.
6. To interfere with or injure any reservoir, tank, fountain, hydrant, pipe, cock, valve, or other apparatus pertaining to the waterworks system, or to turn on or off the water in any street hydrant or other public water fixture or to hitch or tie any animal thereto.
7. To make or permit to be made any connection with the main or service pipe of the waterworks system, or to turn on or use the water of said system without first obtaining a permit therefor.
8. To cover over or conceal from view any water valve box, service or meter box.
9. To remove any water meter that has been placed by the city, or to in any manner change, interfere with or tamper with any water meter.
10. To turn on the water supply to any building or to any supply pipe where the supply has been turned off by the city.
11. To install, maintain or use any water siphon or injector type pump operation for drainage purposes which uses the water supply from the city's distribution system.

B. Water User Prohibitions: It shall be unlawful for any water user to do, commit or assist in committing any of the following:

1. To allow any obstruction or debris to accumulate on or near any water meter box.

2. To allow any debris to accumulate in any water meter box more than six inches (6") below the water meter, except during the months of November, December, January and February.
3. To pay any water bill upon which payment, or upon the envelope or outside cover of which, are any delineations, epithets, terms, or language of an indecent, lewd, lascivious or obscene character are printed or written or otherwise impressed or apparent.
4. To receive or use water through the water user's service line after water service has been turned off by the superintendent and before water service is restored by the superintendent. (Ord. 517, 10-21-1985; amd. 1993 Code)
5. To receive or use water from the city water system while there is a violation of subsection [7-2B-2C](#), [7-2B-5A](#) or B; section [7-2B-3](#), [7-2B-6](#) or [7-2B-8](#) of this title; [title 8, chapter 1](#) or [title 10](#) of this code occurring on or in connection with the real property, development or building owned, rented or occupied by the water user. (Ord. 678, 10-6-1998)

7-4A-1516: INSPECTIONS:

- A. Reasonable Access: The superintendent or authorized agent shall have free access at all reasonable hours to inspect any premises supplied with water. No person shall refuse access to any premises for such purposes.
- B. Admission Refused: If admission is refused or delayed, or if inspection is in any way hindered, in the opinion of the superintendent, water may be turned off to the premises after giving twenty four (24) hours' oral notice to any occupant of the premises fourteen (14) years of age or older, or three (3) days' written notice by mail to the water user. (Ord. 517, 10-21-1985)

7-4A-1617: PENALTIES:

Any person violating subsections [7-4A-4A](#), [7-4A-5B](#), [7-4A-14A](#) and B of this article shall, upon conviction, be punished by the imposition of a class A civil fine³. (Ord. 517, 10-21-1985; amd. 1993 Code)

7-4A-1718: ADDITIONAL REMEDIES:

- A. Money Judgment: In addition to the penalties provided in section [7-4A-16](#) of this article, the city may sue in a court of competent jurisdiction to obtain a judgment for any fee due under this article and enforce collection of the judgment as allowed by law.
- B. Injunction: The city may seek an injunction to prohibit a person engaged in any activity regulated by this article without first complying with it.
- C. Attorney Fees And Costs: In any civil action authorized by this section, if the city prevails, it shall be entitled to recover its reasonable attorney fees to be set by the court in addition to its costs and disbursements. These fees are recoverable at all levels of trial and appeal. (Ord. 517, 10-21-1985)
- D. Suspension Of Water Service: In addition to the penalties provided in section [7-4A-16](#) of this article, the municipal judge may suspend water service to any real property or building owned, rented, or occupied by a person punished under section [7-4A-16](#) of this article until the penalty is paid or until the violation is corrected or both. If the court orders water service suspended until the violation is corrected, the suspension of water service will continue notwithstanding a change of ownership, renters, or occupiers of the real property or building unless the new owner, renter,

or occupier obtains a temporary permit from the city administrator under section [8-1-7](#) of this code. (Ord. 678, 10-6-1998)

Footnotes - Click any footnote link to go back to its reference.

[Footnote 1](#): See Section [1-12-4](#) of this Code.

[Footnote 2](#): ORS 91.255.

[Footnote 3](#): See [title 1, chapter 4](#) of this code.

Chapter 4
WATER AND SEWER REGULATIONS
ARTICLE B. SEWER USE AND SERVICE  

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7-4B-1: DEFINITIONS:  

For purposes of this Article, the following mean:

AGENT: Includes a tenant or other person on the premises of another.

APPLICANT: The person making application for a permit for a sewer connection, who shall be the owner of the premises to be served by the sewer for which a permit is requested, or his authorized agent appointed in writing to do so.

APPROVAL or APPROVED: Approved in writing.

"BOD" (denoting biochemical oxygen demand): The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at twenty degrees (20°) Celsius, expressed in milligrams per liter.

BUILDING: Any structure used for human habitation, employment, place of business, recreation, or any other purpose, containing sanitary facilities.

BUILDING DRAIN: Part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage pipes inside the walls of the building and conveys it to the building sewers, beginning five feet (5') (1.5 meters) outside the inner face of the building walls.

BUILDING SEWER: The extension from the building drain to the public sewer or other place of disposal.

CITY: The City of Umatilla, Oregon.

GARBAGE: Solid wastes from the domestic and commercial preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

ORGANIZATION: Includes a corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership or association, two (2) or more persons having a joint or common interest, or any other legal or commercial entity, including any receiver, special master, trustee, assignee, or other similar representative thereof.

OWNER: Includes a mortgagee in possession and means one or more persons, jointly or severally, in whom is vested:

- A. All or part of the legal title to the property; or
- B. All or part of the beneficial ownership and a right to present use and enjoyment of the premises.

pH: The logarithm of the reciprocal of the weight of the hydrogen ions in grams per liter of solution.

p.p.m.: Parts per million.

PERSON: Includes an individual or organization, except the City.

PROPERLY SHREDDED GARBAGE: The wastes from the preparation, cooking and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch ($\frac{1}{2}$ " (1.27 cm) in any dimension.

SEWAGE: A combination of water-carried waste from residences, hotels, motels, rooming houses, business buildings, institutions and industrial establishments together with such ground surface and storm waters which may be present.

SEWER: A pipe or conduit carrying sewage.

SEWER USER OR SEWERAGE USER: Includes any person who has made application with the City for sewerage service or, if no application has been made, any person whose premises receive City sewerage service. In cases of multiple sewerage users who receive City water through a single water meter, the owner of the premises is the sewerage user and shall be the person to make application for sewerage service.

SEWERAGE SYSTEM: All facilities for collecting, pumping, treating and disposing of sewage.

SUPERVISOR: Public Works Superintendent, and authorized City staff members.

SUSPENDED SOLIDS: Solids that either float on the surface or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

TENANT: Includes an organization or adult person or adult persons entitled under an oral or written rental agreement, including a leasehold interest, to occupy real property or a building, including a dwelling unit, to the exclusion of others.

UNIT: Ten thousand (10,000) gallons of water as determined by water meter readings. (Ord. 534, 12-1-1986; amd. Ord. 583, 7-1-1991; Ord. 670, 4-7-1998)

7-4B-2: STATE LAWS ADOPTED:

There is adopted and incorporated by reference Oregon Revised Statutes 447.010 through 447.160, the State Plumbing Code, and the applicable administrative rules of the State Board of Health promulgated pursuant thereto, unless otherwise provided for by ordinances of the City. (Ord. 534, 12-1-1986)

7-4B-3: ADMINISTRATION:

- A. Public Works Superintendent: The Superintendent shall have charge of the maintenance, testing, inspection and operation of the sewer system, under the supervision and direction of the City Administrator. The Superintendent shall oversee all extensions and alterations of the sewer system which are authorized by the City Council. The Superintendent shall also be responsible for the inspection of all sewer connections and shall report to the City Finance Officer on all money due the City for all charges made for such connections.

- B. City Finance Officer: The Finance Officer shall be responsible for the collection of sewer bills, deposits and fees. All revenues therefrom shall be accounted for in the manner required by ordinance and shall be deposited regularly in a separate fund designated Special Sewer Fund, which fund shall be separate from all other funds and deposits of the City. (Ord. 534, 12-1-1986)

7-4B-4: SERVICE CONNECTIONS:

- A. Permissive Connections: Wherever there is now, or may hereafter be, constructed in this city a public sewer for the purposes of carrying off sewage within the city, the owner or owners of the property abutting on any street or alley in which a sewer is constructed and, in the opinion of the superintendent, is accessible thereto, may connect the houses or buildings on the property to the sewer at the expense of the owner(s). (Ord. 583, 7-1-1991)

- B. Inspection Fee: An inspection fee will be charged for each connection which is inspected. These will be paid at the time permits are acquired. (Ord. 534, 12-1-1986)

7-4B-5: APPLICATION FOR SERVICE:

- A. Sewer Connection Permit: If application is approved and the fees paid as provided, the city shall issue a sewer connection permit specifying the location where the connection is to be made. (Ord. 534, 12-1-1986)

- B. Connection To Sewer: Before connecting to any sewer or altering a service connection, application for permission must be made in writing by the owner of the premises to be served, or the owner's authorized representative, to the city. The application shall be in such form as shall be from time to time prescribed by the city. By submitting an application, the owner agrees to be bound by terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the city in implementation of this article. (Ord. 583, 7-1-1991)

- C. Opening Sewerage Service Account: Applications for sewerage service shall be made at city hall by or on behalf of the person requesting sewerage service. A tenant applying for sewer service may be required by the city to provide proof of his or her tenancy. The city shall refuse to provide water and sewer service to real property when any tenant applying for sewer service has a

previous unpaid bill for water or sewer service with the city unless the city and the tenant agree to a written plan for repayment of unpaid water or sewer bills. Persons receiving sewerage service are deemed bound by the terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the city in implementation of this article.

- D. Implied Consent; Discontinue Service Without Notice: Any sewerage user shall be deemed to have consented and agreed to the terms and provisions of this article and to have acknowledged the right of the city to discontinue water and sewer service without notice in the event of failure to make timely payments of all rates and charges and to otherwise comply with the provisions of this article or regulations to implement this article. (Ord. 670, 4-7-1998)
- E. Annexation: Prior to being connected to city sewer service each parcel to receive service shall annex into the city. If a parcel is outside city limits and not contiguous to city limits, the owner shall sign an unlimited agreement to annex when the subject property becomes contiguous to city limits. (Ord. 765, 7-5-2011)

7-4B-6: EXTENSIONS OF SEWER MAINS:

A. Extension: Extension to the sewer mains of the sewerage system may be made by any one of the following methods, in addition to the procedures provided in this Article or other ordinances of the City, as specified by an engineer of the City's choice.

1. By the person requesting the sewer main extension paying the entire cost. The sewer main extension shall be conveyed or transferred to the City with the necessary easements, and shall meet the following requirements:

a. Specified by the City Engineer, the size, grade, and location of such main shall provide for anticipated future development of the property in the adjacent area, and for the connections which such development may generate.

b. Where the main passes through private property, a twenty foot (20') easement and right of way shall be granted to the City for the maintenance, operation, and repairing of such main and for all sewer line purposed, necessary or reasonably incident to the uses and purposes thereof, including any connections to the sewerage system of the City, but not limited thereto.

c. A special connection charge (in addition to the service connection fee) may be charged to those connecting to the sewer main extension who did not share in the cost of its installation in order to reimburse the person or persons who paid for its installation. The special connection charge shall be calculated as follows:

(a) The proportionate share of the total cost of the sewer main extension which reflects the benefits to each property which may be connected to the sewer main, based on the square footage of each benefitted property;

(b) The total actual cost of the sewer main extension, increased by nine percent annual simple interest, or such other percentage that the City Council may, from time to time, set by resolution, multiplied by a percentage of front footage owned by the benefiting property owner of the total front footage of the water main extension or line; or

(c) such other methodology as may be set forth by written agreement between the City and the person initially paying the entire cost of the sewer main extension and which agreement is approved by the City Council.

Future interest rate changes shall not apply to previously executed reimbursement agreements entered into between the City and the person initially paying the entire cost of the sewer main extension.

2. By petitioning the city council to extend the sewer main in a manner to be financed as described hereafter. When considering such extension to the City sewer system, the city council shall have before it a report from the City Engineer of:

a. The total cost of installing the sewer main of a design and capacity sufficient to serve the needs of the anticipated future development of the property and adjacent area and for the connections which such development may generate.

b. The proportionate share of such total cost which shall reflect the benefits to each property which may be connected to the sewer main, such proportionate costs to be determined in the same manner as for a local improvement, as provided by the local improvement ordinance.

7-4B-67: SERVICE INSTALLATION:  

- A. Expense: All cost and expenses incident to the installation, connection, inspection, maintenance and repair of the building sewer line shall be the responsibility of the owner, the user or both. The owner or user shall reimburse the city for any work performed by the city or its contractor on a building sewer line as a result of an owner's or user's failure to properly install, connect, inspect, maintain or repair the building sewer line. In the event of loss or damage to the city's property, arising from neglect, carelessness or misuse by the owner or user of a building sewer line, the cost of necessary repairs or replacements shall be paid by the owner or user.
- B. Responsibility For The Building Sewer Line: The owner or user, or both, at their sole risk and expense, shall furnish, install, inspect and keep in good and safe condition the building sewer line from the point of its connection with the public sewer line. The owner or user or both shall hold the city harmless from and indemnify it for any and all liabilities, actions or claims for injury, loss or damage to persons or property arising from or related to the building sewer line. (Ord. 577, 8-6-1990)
- C. Separate Connections: A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear of the building through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.
- D. Old Building Sewers: Old building sewers may be used in connection with new buildings only when they are found, on examination and tests by the superintendent, to meet all requirements of this article.
- E. Installation Requirements: The size, slope, alignment, materials of construction of a building sewer and the methods to be used in excavating, placing the pipe, jointing, testing and backfilling the trench shall all conform to the requirements of the Building and Plumbing Codes or other applicable rules and regulations of the City or of the State.
- F. Elevation: Wherever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by the building drain shall be lifted by an approved means and discharged to the building sewer.
- G. Connection To Public Sewer: The connection of the building sewer into the public sewer shall conform to the requirements of the Building and Plumbing Codes or other applicable rules and

regulations of the City or of the State. All such connections shall be made gas-tight and watertight.

- H. Inspection Of Connection: The City shall be given reasonable notice to allow inspection of a sewer connection before completion, and while the connections are still uncovered. The manner of connection shall be subject to the approval of the Superintendent or other City official designated to inspect the work.
- I. Safety: All excavation for building sewer installations shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner and to a condition satisfactory to the City.
- J. Manholes: When required, in the opinion of the Superintendent, the owner shall install, at the owner's expense, a suitable control manhole in the appropriate location, complete with observation, sampling and measurement devices. The manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Superintendent. (Ord. 534, 12-1-1986)

7-4B-78: PRETREATMENT:  

- A. Settling: All waste containing soil, dirt and/or sand shall be settled a minimum of two (2) hours in an acceptable basin before discharge into a sewer.
- B. Required Pretreatment: When required, in the opinion of the Superintendent, to modify or eliminate wastes that are harmful to the structures, processes or operation of the sewage treatment works, the user shall provide such preliminary treatment or processing facilities as may be determined necessary to render his waste acceptable for admission to public sewers.
- C. Pretreatment Facilities: Any facilities required to pretreat waste water to a level acceptable to the City shall be provided, operated, and maintained at the user's expense. Detailed plans showing the pretreatment facilities and operating procedures shall be submitted to the City for review and shall be acceptable to the City before construction of the facility. (Ord. 534, 12-1-1986)

7-4B-89: SEWER RATES AND CHARGES:  

- A. Set By Resolution; Services Listed: Sewer rates, charges, deposits, fees and sewer services shall be set by resolution of the City Council and be reviewed at least once annually¹.
- B. Adjustment Of Rates: Sewer rates shall not be decreased during any period that sewer bonds issued are outstanding.
- C. Existing Contracts: Sewer rates adopted by resolution of the City Council shall not modify any existing written long term contract the City has with any person(s) for sewer rates.
- D. Damages To City Property: Wherever this Article provides for liability for any damage or repairs to City property by any sewer user, the amount of damages or repairs may be added to the sewer user's bill and collected in the same manner as sewer rates and charges. (Ord. 534, 12-1-1986)

7-4B-910: COLLECTION OF SEWER RATES AND CHARGES:  

A. Application Fee; Water And Sewer Deposit: Any person for whom an account is opened shall pay a nonrefundable application processing fee to cover administrative costs of opening an account. Each application for use of sewer service, water or both, shall be accompanied by a refundable deposit which will be held by the City and applied against any unpaid service charges for garbage, sewer or water charges due from the applicant. The application fee and deposits shall be collected from all applicants within three (3) days after requesting service from the City. The three (3) day period for payment of the application fee and deposits may be extended by a request of the applicant because of extenuating circumstances, which will be reviewed by the City Administrator. When an account is closed, the amount of any sewer and water deposits plus interest shall be returned to the applicant, less any amounts due for garbage, sewer or water service. If an applicant has paid the monthly statements for garbage, sewer and water service in a timely manner for thirty six (36) consecutive months without delinquency charge, the deposit plus interest will be credited against the applicant's current bill. (Ord. 560)

B. Billing Procedures:

1. Water And Sewer Bills Combined: All bills for water shall be prepared each month at the same time bills for sewage services are prepared and shall be collected as a combined bill for water and sewage service. (Ord. 534, 12-1-1986)
2. Billing To The Premises: All sewerage service charges shall be mailed to the premises where sewerage service is furnished unless the sewerage user requests, in writing, that the bill be submitted to another address. (Ord. 583, 7-1-1991)
3. Due Date:
 - a. All sewer bills for each month shall be due and payable on the twentieth day of each month.
 - b. If the last day for making payment falls on a day when City Hall is closed before the end of, or for all of, the normal workday or on any legal holiday, Saturday or Sunday, the payment may be made until the close of business hours on the next day that City Hall is open for business. (Ord. 560)
4. Place Of Payment: All water and sewer bills shall be paid at City Hall. (Ord. 670, 4-7-1998)

C. Appeals: Any person wishing to challenge a sewer billing may appeal to the City Administrator before the water service is suspended. Service will not be suspended during the pendency of an appeal if the sewer user pays the amount of any sewer billing not in dispute and the delinquency fee, if the amount not in dispute is twenty (20) days past due.

D. Delinquencies:

1. Fee: All bills unpaid after the twentieth day of each month shall be considered delinquent and a delinquency fee shall be assessed. (Ord. 560)
2. Notice Of Delinquency; Suspension Of Water Service: After the twentieth day of each month, notification shall be given as provided in subsection B2 of this Section, that the sewer bill and delinquency fee must be paid within five (5) days or water service to the property will be suspended. If the sewer user is not the owner of the real property receiving sewer service, a copy of the delinquency notice shall also be sent by first class mail to the owner or owner's agent that is on file with the City when the delinquency notice is sent to the sewer user. If the water service is turned off, the sewer bill, delinquency fee, and the expense of reconnecting the service, shall be paid in full before the water service is restored. (Ord. 670, 4-7-1998)
3. Duty To Disconnect Water Services: It shall be the duty of the Finance Officer to notify the Superintendent of any sewer user whose bill is outstanding after the deadline in subsection D2 of

this Section, and the Superintendent shall proceed immediately to disconnect the water service, unless the City Administrator has postponed the suspension of water services.

4. Sewer Services Charged To Other Premises Of User: All charges for furnishing sewer services within the City and also to premises outside the City, shall be chargeable to the sewer user of said sewer services at the premises or any former premises where sewer service was supplied. Where the sewer user has a delinquent bill for one premises, that delinquency shall be charged against the sewer user for sewer services obtained at any other premises or source served by the City. (Ord. 560)
5. Recovering Delinquent Charges Where Sewerage User Does Not Receive City Water: Under Oregon Revised Statutes 454.225, if a sewer charge is delinquent and the user is not receiving water services from the City, the Finance Director may certify and present the charges to the Umatilla County Tax Assessor after July 15 and on or before the following July 15 and be by the assessor assessed against the premises serviced on the next assessment and tax roll prepared after July 15. Once the service charges are certified and presented to the assessor, the payment for the service charges will be made to the tax collector pursuant to Oregon Revised Statutes 311.370. (Ord. 645, 7-2-1996)

E. Low Income Rate: For relief of those residents who are experiencing a financial hardship, an application for the low income rate may be made to the City. The City Administrator and Water/Sewer Committee will evaluate requests and make recommendations to the City Council.

F. Outside City Sewer Rates: The City may furnish sewer service to places outside the City limits and the City Council may set the rates therefor by resolution.

G. Delay Of Termination Of Sewer Service: Any person faced with immediate discontinuance of water service, who is unable to pay by reason of an emergency situation in which:

1. The discontinuance would cause severe hardship to persons other than the individual unable to pay;
2. The emergency is a situation that will be resolved in a period of less than thirty (30) days from the delinquency billing date; and
3. The emergency is one which will be unlikely to recur;

may request the City Administrator to postpone the cut-off date. The City Administrator may postpone the discontinuance of services for a period not to exceed thirty (30) days from the delinquency billing date. Any person for whom termination of service has been delayed shall be required to pay the applicable fees in subsection D1 and D2 of this Section.

H. Indecent Matters: The City may reject payment for any sewer bill upon which or upon the envelope or outside cover of which are any delineations, epithets, terms or language of an indecent, lewd, lascivious or obscene character are printed or written to otherwise impressed or apparent. (Ord. 560)

I. Deposits:

1. Interest: The Director is authorized to invest deposits held by the City in interest-bearing accounts. The City shall pay interest at the lowest rate earned on the City's investments during the calendar year, less one percent (1%) for administrative expenses, to the applicant making the deposit. The interest will be credited to the customer's account on January 1 succeeding each deposit and on January 1 thereafter. Interest on sewer and water deposits shall begin on January 1, 1989, or the date of the deposit, whichever is later. (Ord. 611, 11-2-1993, eff. 1-1-1994)

2. Unclaimed Deposits: Deposits received as security for the payment of water and sewer which remain unclaimed for a period of one year after an account is closed shall be transferred to the Special Sewer Fund account unless subject to the Uniform Disposition of Unclaimed Property Act, Oregon Revised Statutes 98.302 et seq. (Or Laws 1957, c. 670). (Ord. 534, 12-1-1986)

J. Transfer Of A Claim: A tenant's bill may be transferred to the property owner or to a subsequent tenant if a delinquency notice was provided by first class mail to the tenant and to the property owner or the owner's agent within thirty (30) days from the date the bill was due².

K. Lien For Unpaid Sewer Bill: When any bill remains unpaid after it becomes delinquent, the amount due (including interest and penalty) shall be recorded in the lien docket of the City and shall constitute a lien on the real property to which sewer service was provided. At any time after sixty (60) days from the time the lien is entered in the City's lien docket, in addition to any method provided by ordinance or charter, the lien may be foreclosed in the manner provided in Oregon Revised Statutes. (Ord. 670, 4-7-1998)

7-4B-~~40~~11: DISCONTINUANCE OF SERVICE BY SEWERAGE USER:

Any sewerage user desiring to discontinue sewerage service and who is also receiving water service may make application therefor at City Hall not less than two (2) days before the date on which the service is desired to be discontinued. Upon payment of the water turn-off fee and the sewer and water bill to date, sewerage service will cease after the effective date of discontinuance for the period during which the service is shut off. Sewerage services shall not be returned to the premises until the turn-on fee for water service is paid. (Ord. 583, 7-1-1991)

7-4B-~~41~~12: UNLAWFUL ACTS:

A. Prohibited Discharges: No person shall discharge or cause to be discharged any of the following waters or waste into any public sewer:

1. Petroleum, coal tar, vegetable or mineral oils, and products and their derivatives and wastes.
2. Any water and waste which may contain more than one hundred (100) milligrams per liter of fat, oil or grease.
3. Antimony, arsenic, barium, beryllium, bismuth, boron, cadmium, chromium (hexa), chromium (tri), cobalt, copper, iron, lead, manganese, mercury, molybdenum, nickel, rhenium, selenium, silver, strontium, tellurium, uranyl, tin and zinc.
4. Explosive or inflammable liquids and gases.
5. Any garbage that has not been properly shredded.
6. Any waters or wastes having a pH lower than five and five-tenths (5.5) or higher than nine (9.0) or having other corrosive property capable of causing damage or hazard to structures, equipment or personnel of the sewage works, or any explosive, acid or alkalies or corrosive liquids, gases or substances of sufficient strength to damage sewer, manholes, pumping stations or treatment plant units.
7. Paints or waste products from paint manufacturers.
8. Substances which will form deposits or obstructions in sewers or which, when mixed with sewage, will precipitate material and thus form deposits in sewers.
9. Ashes, cinders, sand, earth, mud, straw, shavings, feathers, glass, rags, tar, plastics, hair, coal, rubbish or metals of any kind, whole blood, entrails, paper dishes and cups and milk containers.
10. Any liquid or vapor having a temperature above one hundred forty degrees Fahrenheit (140°F).

11. Ground or unground fruit peelings and cores from canneries or packing plants.
12. Cull fruits and vegetables.
13. Fruit and vegetable pits and seeds such as those from peaches, apricots, cherries, prunes, pumpkins and squash.
14. Paunch, stable and barn manure.
15. Cull walnuts and filberts.
16. Offal from slaughterhouses.
17. Dead animals.
18. Sulphite or sulphate liquor and "white" water from pulp and paper mills.
19. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, or create any hazard in receiving waters of the sewage treatment plant.
20. Any waters or waste containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
21. Any noxious or malodorous gas or substance capable of creating a public nuisance.

B. Temporary Or Permanent Drainage: Neither temporary nor permanent drainage of storm water or other runoffs into the sanitary sewer system shall be permitted. Drainage from roofs, storm sewer or storm drains shall not be permitted into the sanitary sewer system and no such connection shall be permitted.

C. Harmful Contributions: No person shall discharge or cause to be discharged, any substances, materials, waters or wastes, if it appears likely to the authorized local and/or State and/or Federal agencies, that such waste can harm either sewer, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance, or will violate standards established by the authorized local, State and/or Federal agencies.

D. Protection From Damage: No person shall break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the Municipal sewer system. (Ord. 534, 12-1-1986; amd. 1993 Code)

7-4B-~~12~~13: INDUSTRIAL COST RECOVERY:  

At such time as "industrial waste" as defined under section 35.905-8 of the Construction Grant Regulations 40 CFR part 35, are discharged to the facilities constructed under EPA Grant No. C410400, the City shall develop and adopt an industrial cost recovery system acceptable to the U.S. Environmental Protection Agency. This cost recovery system shall comply with the requirement of PL92-500 and all regulations and guidelines pertaining thereto. In the interim, the City shall submit an annual certification affirming the nonexistence of industrial discharges to this facility and shall maintain such records and documents as necessary to substantiate the certification. (Res. 3-77, 7-19-1976)

7-4B-~~13~~14: INSPECTION; SAMPLES AND TESTS:  

A. Reasonable Access: Duly authorized employees of the City, bearing proper credentials and identification, shall have the authority to inspect or cause to be inspected, all buildings and premises except the interior of dwellings, as often as may be necessary, for the purpose of

inspection, observation, measurement, sampling and testing in accordance with the provisions of this Article.

- B. Admission Refused: If admission is refused or delayed, or if inspection is in any way hindered, in the opinion of the Superintendent, water may be turned off to the premises after giving twenty four (24) hours' oral notice to any occupant of the premises fourteen (14) years of age or older, or three (3) days' written notice by mail to the water user.
- C. Examination: All measurements, tests, and analysis of the characteristics of the waters and waste to which reference is made in this Article shall be determined in accordance with the latest edition of Standards and Methods for the Examination of Water and Wastewater, published by the American Public Health Association, and shall be determined at the control manhole provided or upon suitable samples taken at such control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effective constituents upon the sewage works and to determine the existence of hazards to life, limb or property. (The particular analysis involved will determine whether a 24-hour composite of all outfalls of a premises is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analysis are obtained from a 24-hour composite of all outfalls, whereas pHs are determined from periodic grab samples.) (Ord. 534, 12-1-1986)

7-4B-~~14~~15: PENALTIES:

Any person violating subsection [7-4B-4A](#), B, or [7-4B-6C](#), E, G, H, or I, or subsection [7-4B-7B](#) or any of Section [7-4B-10](#) of this Article shall, upon conviction, be punished by the imposition of a Class A civil fine³. In the case of a continuing violation, every day's continuance of the violation is a separate violation. (Ord. 534, 12-1-1986; amd. 1993 Code)

7-4B-~~15~~16: ADDITIONAL REMEDIES:

- A. Money Judgment: In addition to the penalties provided in Section [7-4B-14](#) of this Article, the City may sue in a court of competent jurisdiction to obtain a judgment for any fee due under this Article and enforce collection of the judgment as allowed by law.
- B. Injunction: The City may seek an injunction to prohibit a person engaged in any activity regulated by this Article which does not comply with this Article.
- C. Attorney Fees And Costs: In a civil action authorized by this Section, if the City prevails, it shall be entitled to recover its reasonable attorney fees to be set by the court in addition to its costs and disbursements. These fees are recoverable at all levels of trial and appeal. (Ord. 534, 12-1-1986)

Footnotes - Click any footnote link to go back to its reference.

[Footnote 1](#): See Section [1-12-4](#) of this Code.

[Footnote 2](#): ORS 91.255.

[Footnote 3](#): See [Title 1, Chapter 4](#) of this Code.

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

Ordinance No. 842- An ordinance proclaiming the annexation of Union Street and 44.27 acres located at the south east intersection of Highway 730 and Highway 395 and at the southwest corner of Roxbury Road and Bud Draper Road and west of the Beach Access Road and Wanapa Road intersection and withdrawing said property from Umatilla County Sheriff's Law Enforcement District; accepting written application for annexation from all of the owners of the area and not less than 50 percent of the electors residing therein; making findings; setting the final boundaries of the property to be annexed; and setting the comprehensive plan map and zoning designation for 44.27 acres of the annexed property.

Meeting Date:

2020-01-07

Department:

Community Development

Director:

Tamra Mabbott

Contact Person:

Brandon Seitz

Phone Number:

541-922-3226 ext 103

Cost of Proposal:

NA

Amount Budgeted:

NA

Fund(s) Name and Number(s):

N/A

Reviewed by Finance Department:

Yes

Previously Presented:

11-19-2019

Attachments to Agenda Packet Item:

[ORD 842.docx](#)

Summary Statement:

Suggested Action: Staff recommends approval of Ordinance No 842. The ordinance will implement the annexation of 4 City owned property and Union Street. Planning Commission recommended approval of annexation applications ANX-1-2019, ANX-2-1019 and ANX-3-2019 at their November 12th, 2019 meeting.

Consistent with Council Goals:

Goal 2: Promote Economic Development and Job Growth.

ORDINANCE NO. 842

AN ORDINANCE PROCLAIMING THE ANNEXATION OF UNION STREET AND 44.27 ACRES LOCATED AT THE SOUTH EAST INTERSECTION OF HIGHWAY 730 AND HIGHWAY 395 AND AT THE SOUTHWEST CORNER OF ROXBURY ROAD AND BUD DRAPER ROAD AND WEST OF THE BEACH ACCESS ROAD AND WANAPA ROAD INTERSECTION AND WITHDRAWING SAID PROPERTY FROM UMATILLA COUNTY SHERIFF'S LAW ENFORCEMENT DISTRICT; ACCEPTING WRITTEN APPLICATION FOR ANNEXATION FROM ALL OF THE OWNERS OF THE AREA AND NOT LESS THAN 50 PERCENT OF THE ELECTORS RESIDING THEREIN; MAKING FINDINGS; SETTING THE FINAL BOUNDARIES OF THE PROPERTY TO BE ANNEXED; AND SETTING THE COMPREHENSIVE PLAN MAP AND ZONING DESIGNATION FOR 44.27 ACRES OF THE ANNEXED PROPERTY

WHEREAS, certain real properties (hereinafter referred to as Property) located southeast of the intersection of Highway 730 and Highway 395 and at the southwest corner of Roxbury Road and Bud Draper Road and west of the Beach Access Road and Wanapa Road within the urban growth area of Umatilla, Oregon is owned by the City of Umatilla; and

WHEREAS, the owner of the Property requested annexation of the Property into the Umatilla city limits; and

WHEREAS, the City of Umatilla has assumed jurisdiction over Union Street (Resolution No. 08-2020; Board Order BCC 2019-059) and request to annex Union Street into city limit to facilitate improvement of Union Street to a City standard; and

WHEREAS, the Umatilla City Planning Commission held public hearings on November 12, 2019 to consider annexation requests ANX-1-2019, ANX-2-2019 and ANX-3-2019, by the applicant to annex the property and recommended approval of the request to the City Council; and

WHEREAS, the Umatilla City Council held public hearings on January 7, 2020 to consider the Planning Commission's recommendation and adopted the Planning Commission's findings and conclusions as its own for ANX-1-2019, ANX-2-2019 and ANX-3-2019 in approving the application request.

NOW THEREFORE, THE CITY OF UMATILLA DOES ORDAIN AS FOLLOWS:

Section 1. Findings. The Umatilla City Council does hereby find that:

- a. The Property legally described in Section 3 below is within the urban growth area of the City's Comprehensive Plan.
- b. The owner of the Property made written application to the City with the consent of the owners for annexation of the Property and all of the electors residing in the area have consented in writing to this annexation.
- c. The Plan and Zoning designations for the Property and for Union Street are described in Section 5 below.

d. It is not necessary to call or hold an election in the City or in the area requested to be annexed or to hold the hearing otherwise required under ORS 222.120.

e. There is no other city, district, or other municipal corporation involved in the annexation.

Section 2. Consent. All of the owners and not less than 50 percent of the electors have consented in writing to this annexation, which are on file with the City, and are hereby accepted.

Section 3. Setting the final boundaries. The final boundaries of the Property hereby annexed are legally described as follows:

Parcel 1 (Commonly known as Tax Lot 100 on Assessors Map 5N2815BC; Tax Account # 133122)

All that portion of the Southwest Quarter of the Northwest Quarter of Section 15, Township 5 North, Range 28 East of the Willamette Meridian, Umatilla County, Oregon, laying Southerly of the Southerly right-of-way line of Highway No. 730 and Westerly of the Westerly right-of-way line of Highway No. 395;

Excepting therefrom that tract of land conveyed to Wilbur L. Duncan, et ux. by deed recorded in Book 184, Page 286, Deed Records;

Also excepting therefrom that tract of land conveyed to James L. Schell, et ux. by deed recorded in Instrument No. 2005-4800537, Office of Umatilla County Records;

Also excepting therefrom any portion lying within the Highway and County Road rights-of-ways.

Parcel 2 (Commonly known as Tax Lot 100 on Assessors Map 5N2815CB; Tax Account # 133140)

Parcel 1, PARTITION PLAT NO. 2001-32 (Instrument No. 2001-3910573, Office of Umatilla County Records) located in the Northwest Quarter of the Southwest Quarter of Section 15, Township 5 North, Range 28 East of the Willamette Meridian, Umatilla County, Oregon.

Parcel 3 (Commonly known as Tax Lot 2600 on Assessors Map 5N2811; Tax Account #164311)

Lot 7, PORT TERMINAL SUBDIVISION, recorded October 14, 2011, Instrument No. 2011-5830649, Umatilla County Records, located in the Southeast Quarter of Section 10 and the Southeast Quarter and Southwest Quarter of Section 11, Township 5 North, Range 28, East of the Willamette Meridian, Umatilla County, Oregon.

Parcel 4 (Commonly known as Tax Lot 2800 on Assessors Map 5N2814; Tax Account #161733)

Lot 12, PORT OF UMATILLA SUBDIVISION, located in the East Half of Section 14 and the Southeast Quarter of Section 11, Township 5 North, Range 28, East of the Willamette Meridian, Umatilla County, Oregon.

Union Street

Union Street is located in the northwest Quarter of Section 22, Township 5 North, Range 28, E.W.M., Umatilla County.

The urban growth area is amended to exclude the above described property.

Section 4. Proclamation of annexation and withdrawal from Umatilla County Sheriff’s Law Enforcement District. The City Council does hereby publicly declare and officially announce that the property described in Section 3 above is hereby annexed into the city limits of the City of Umatilla, Oregon as authorized under ORS chapter 125, and does hereby declare the said property withdrawn from the Umatilla County Sheriff’s Law Enforcement District.

Section 5. Comprehensive Plan and Zoning Map Amendment. The Comprehensive Plan and Zoning Map designation of the Property shall be the as follows:

Parcel 1 (Tax Lot 100 on Assessors Map 5N2815BC; Tax Account # 133122) shall be the City’s General Commercial (GC) zone.

Parcel 2 (Tax Lot 100 on Assessors Map 5N2815CB; Tax Account # 133140) shall be the City’s General Commercial (GC) zone.

Parcel 3 (Commonly known as Tax Lot 2600 on Assessors Map 5N2811; Tax Account #164311) shall be the City’s Heavy Industrial (M2) zone.

Parcel 4 (Commonly known as Tax Lot 2800 on Assessors Map 5N2814; Tax Account #161733) shall be the City’s Heavy Industrial (M2) zone.

Union Street shall be the City’s Community Service (CS) designation.

Section 6. Severability. If any provision of this Ordinance is held to be invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions of this Ordinance that can be given effect without the invalid provision, and to this end the provisions of this Ordinance are severable.

Section 7. Effective date. The effective date of this ordinance shall be 30 days after its passage by the city council and approval by the mayor, or by the council president in the mayor’s absence.

PASSED AND ADOPTED by the City Council this 7th day of January, 2020.

Council members voting yes: _____

Council members voting no: _____

Absent Council members: _____

Abstaining Council members: _____

And **SIGNED** by the Mayor/Council President this 7th day of January, 2020.

Mary Dedrick, Mayor

ATTEST:

Nanci Sandoval, City Recorder

CITY OF UMATILLA, OREGON

AGENDA BILL

Agenda Title:

(Second Reading) Ordinance No. 841 -
Amending Title 7, Chapter 4, Article A & Article
B of the Umatilla City Code.

Meeting Date:

2020-01-07

Department:

Community Development

Director:

David Stockdale

Contact Person:

Brandon Seitz

Phone Number:

541-922-3226 ext 103

Cost of Proposal:

Legal Review

Amount Budgeted:

NA

Fund(s) Name and Number(s):

N/A

Reviewed by Finance Department:

No

Previously Presented:

12/17/2019

Attachments to Agenda Packet Item:

[Ordinance 841 Regarding Updates to Water and Sewer Regulations for Title 7.docx](#)

[Ord 841 Exhibit A.pdf](#)

[Ord 841 Exhibit B.pdf](#)

Summary Statement:

Update the City of Umatilla sewer and water code to establish when connection to the City of Umatilla's water works system is required and establish a method for extension of a sewer main to connect to the City of Umatilla's sewerage system. The City Council had a first reading and public hearing for Ordinance No 841 at the December 17, 2019 Council Meeting.

Suggested Action: Staff recommends approval and adoption of Ordinance No. 841.

Consistent with Council Goals:

Goal 2: Promote Economic Development and Job Growth.

ORDINANCE NO. 841

AN ORDINANCE AMENDING TITLE 7, CHAPTER 4, ARTICLE A AND ARTICLE B OF THE UMATILLA CITY CODE TO ESTABLISH WHEN SERVICE CONNECTIONS TO THE CITY WATER OR SEWER SYSTEMS ARE REQUIRED AND ESTABLISHING CITY'S EXCLUSIVE RIGHT TO PROVIDE SUCH SERVICES INSIDE CITY LIMITS AND THE CITY'S SOLE DISCRETIONARY RIGHT TO MAKE EXCEPTIONS OR EXEMPTIONS TO SUCH SERVICES.

WHEREAS, the City of Umatilla has adopted regulations for establishing water and or sewer connections to the City's water works system or sewerage systems; and

WHEREAS, the City of Umatilla desires to establish when connection to the City of Umatilla's water works system is required; and

WHEREAS, the City of Umatilla desires to establish methods for the extension to a sewer main to allow additional connections to the City of Umatilla's sewerage system; and

WHEREAS, the City of Umatilla desires to establish the City's exclusive right to provide water and waste water services to residential and non-residential users located inside City limits; and

NOW THEREFORE, THE CITY COUNCIL FOR THE CITY OF UMATILLA ORDAINS AS FOLLOW:

Section 1. The Umatilla City Council does hereby amend Title 7, Chapter 4, Article A as attached hereto as Exhibit A.

Section 2. The Umatilla City Council does hereby amend Title 7, Chapter 4, Article B as attached hereto as Exhibit B.

Section 3. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance shall be in effect immediately upon its passage.

ADOPTED by the City Council this _____ day of _____, 20__.

Council members voting yes: _____

Council members voting no: _____

Absent Council members: _____

Abstaining Council members: _____

And **SIGNED** by the Mayor this _____ day of _____, 20__.

Mary Dedrick, Mayor

ATTEST:

Nanci Sandoval, City Recorder

Ord No. 841 Exhibit A

**Chapter 4
WATER AND SEWER REGULATIONS
ARTICLE A. WATER USE AND SERVICE**

7-4A-1: DEFINITIONS:

7-4A-2: ADMINISTRATION:

7-4A-3: REQUIRED WATER SERVICE:

7-4A-4: SERVICE CONNECTIONS:

7-4A-5: APPLICATION FOR SERVICE:

7-4A-6: WATER USER SERVICE LINES:

7-4A-7: SERVICE PIPES AND EXTENSIONS OF WATER MAINS:

7-4A-8: WATER METERS:

7-4A-9: CROSS-CONNECTION CONTROL REQUIREMENT:

7-4A-10: WATER RATES AND CHARGES:

7-4A-11: COLLECTION OF WATER RATES AND CHARGES:

7-4A-12: DISCONTINUANCE OF SERVICE BY WATER USER:

7-4A-13: RESPONSIBILITY FOR SERVICE:

7-4A-14: RESPONSIBILITY FOR WATER USER EQUIPMENT:

7-4A-15: UNLAWFUL ACTS:

7-4A-16: INSPECTIONS:

7-4A-17: PENALTIES:

7-4A-18: ADDITIONAL REMEDIES:

7-4A-1: DEFINITIONS:  

For the purposes of this Article, the following words and terms shall have the meanings herein ascribed to them:

AGENT: A tenant or other person on the premises of another.

AIR GAP SEPARATION: The physical vertical separation between the free flowing discharge end or a potable water supply pipe line and the open or nonpressure receiving vessel.

APPROVAL or APPROVED: Approved in writing.

AUXILIARY WATER SUPPLY: Any supply of water used to augment the supply obtained from the public water system which serves the premises in question.

AVAILABLE WATER SERVICE: Water service shall be considered available upon the existence of a distribution main of a public water system to which a service connection can be completed by the water user.

BACKFLOW: Any reversal of the normal flow of water from the distribution system that may allow contamination or pollution of the public water supply and render it nonpotable.

BACK-FLOW PREVENTION DEVICE: Any devices or methods approved by the Superintendent for use in the prevention of back-flow.

CITY: The City of Umatilla, Oregon.

CROSS-CONNECTION: Any link or channel between the piping which carries drinking water and the piping or fixtures which carry water or other substances.

DISTRIBUTION SYSTEM: The network of pipes and other facilities which are used to distribute water from the source, treatment, transmission, or storage facilities to the water user.

DOUBLE CHECK VALVE ASSEMBLY: An assembly of two (2) independently acting check valves with shut-off valves on each side of the check valves and test cocks for checking the water tightness of each check valve.

EMERGENCY: A condition resulting from an unusual calamity such as a flood, storm, earthquake, drought, civil disorder, volcanic eruption, an accidental spill of hazardous material, or other occurrence which disrupts water service at a public water system or endangers the quality of water produced by a public water system.

ORGANIZATION: Includes a corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership or association, two (2) or more persons having a joint or common interest, and any other legal or commercial entity, including any receiver, special master, trustee, assignee, or other similar representative thereof.

OWNER: Includes a mortgagee in possession and means one or more persons, jointly or severally, in whom is vested:

- A. All or part of the legal title to the property; or
- B. All or part of the beneficial ownership and a right to present use and enjoyment of the premises.

PERSON: Includes an individual or organization, except the City.

POTABLE WATER: Water from any source that has been investigated by the health agency having jurisdiction, and has been approved by such agency for human consumption.

REDUCED PRESSED PRINCIPLE BACKFLOW PREVENTION DEVICE (R.P.DEVICE): A device for preventing backflow which has two (2) check valves, a differential relief valve located between two (2) check valves, two (2) shut-off valves, one on the upstream side and the other on the downstream side of the check valves, and four (4) test cocks for checking the watertightness of the check valves and the operation of the relief valve.

SERVICE CONNECTION: The piping connection that conveys water from a distribution main of a City water distribution system to a water user's premises.

SUPERINTENDENT: City Public Works Superintendent, and includes authorized personnel and employees of the City Public Works Department.

TENANT: Includes an organization or adult person or adult persons entitled under an oral or written rental agreement, including a leasehold interest, to occupy real property or a building, including a dwelling unit, to the exclusion of others.

WATER METER OR METER: Includes the corporation cock, meter, meter box and lid.

WATER USER: Includes any person who has made or is required to make application with the City for water services or, if no application has been made, any person whose premises receive City

water or are served by the City water works system. In cases of multiple users who receive their water through a single meter, the owner of the premises is the water user and shall be the person to make application for water services.

WATER WORKS SYSTEM: Includes City water wells, surface water diversion infrastructure, pumping equipment, the distribution systems of potable and non-potable water, fire hydrants, meters and all other appurtenances. (Ord. 517, 10-21-1985; amd. Ord. 582, 7-1-1991; Ord. 669, 4-7-1998)

7-4A-2: ADMINISTRATION:

- A. **Public Works Superintendent:** The Superintendent shall have charge of the maintenance and operation of the water supply, pumping equipment, distribution system, fire hydrants, meters and all other appurtenances of the water works system, under the supervision and direction of the City Administrator. The Superintendent shall oversee all extensions and alterations of the water works system which are authorized by the City Council. The Superintendent shall also be responsible for the reading of all water meters and shall report to the City Finance Officer on all money due the City for all deposit fees and charges made for water service and connections.
- B. **City Finance Officer:** The Finance Officer shall be responsible for the collection of water bills, deposits and fees. All revenues therefrom shall be accounted for in the manner required by Ordinance 436, section 4, "Protection and Disposition of Funds", as set forth in subsection C of this Section and shall be deposited regularly in a separate fund designated Reserve Fund Account, which fund shall be separate from all other funds and deposits of the City. (Ord. 517, 10-21-1985)
- C. **Protection And Disposition Of Funds:** The City Finance Director shall be the custodian of all funds of the City and all funds shall be deposited in a bank which is a member of the Federal Deposit Insurance Corporation. The Finance Director shall execute a fidelity bond in an amount not less than fifty thousand dollars (\$50,000.00) with a surety company approved by the Farmers Home Administration and the United States of America shall be named as co-obligee in such bond and the amount thereof shall not be reduced without the prior written consent of Farmers Home Administration. The City Finance Director is hereby directed to establish the following accounts into which the current funds of the City, bond proceeds, the revenues from the facility and other income shall be deposited, which accounts shall be continually maintained, except as otherwise provided, so long as the bond hereby authorized remains unpaid:
1. **Construction Account:** The proceeds of the bond hereby authorized shall be deposited in the construction account which shall be established as a "supervised bank account" as required by the government. Amounts in the supervised bank account exceeding forty thousand dollars (\$40,000.00) shall be secured by the depository bank in advance in accordance with the U.S. Treasury Department Circular No. 176. Withdrawal from the construction bank account shall be made only on checks signed by the Finance Director of the City as authorized by the City Council from time to time, countersigned by the Mayor and only for the purposes for which said bond was signed as specified in the estimate of costs. The City's share of any liquidated damages and other moneys paid by defaulting contractors of their sureties will be deposited in the construction account to assure completion of the project. When the construction of the facility has been completed or all construction costs have been paid for in full, any balance remaining in the construction account shall be used immediately to pay outstanding installments on the bond in inverse order without premiums, except that any balance in an amount insufficient to pay a whole installment will be transferred to the reserve account. The construction account shall then be closed.
 2. **Revenue Fund Account:** As soon as the facility becomes revenue producing, the gross revenues shall be set aside into a separate account to be designated the revenue fund account, and moneys so deposited therein shall be expended and used only in the manner and order as follows:

- a. Operation And Maintenance Account (Bookkeeping Account): There shall be set aside and deposited a sufficient portion of the income and revenue in the revenue account to pay the reasonable and necessary current expenses of operating and maintaining the facility.
- b. Debt Service Account (Bookkeeping Account): After the transfer required in subsection C2a of this Section, there shall be transferred each year prior to December 1 from the revenue fund account, before any other expenditures or transfer therefrom and deposited in the debt service account for payment of the annual installment of the note, a sum equal to the annual installment becoming due on December 1.
 - (1) If the City for any reason shall fail to make such deposit, then an amount equal to the deficiency shall be set apart and deposited in the debt service account out of the gross revenues, which amount shall be in addition to the regular deposit required.
 - (2) Whenever there shall accumulate in the debt service account amounts in excess of the requirements during the next twelve (12) months for paying principal and interest on outstanding installments and in the operation and maintenance account and the reserve account, hereinafter established, amounts in excess of the requirements thereof, such excess may be used by the City to make prepayments on the loan.
- c. Reserve Account (Bookkeeping Account): Out of the balance of income and revenue in the revenue fund account remaining after the transfers required in subsections C2a and C2b of this Section have been made, there shall be set aside and deposited in the reserve account the sum of five hundred thirty dollars (\$530.00) each month until there is accumulated in that fund the sum of sixty three thousand sixty dollars (\$63,060.00), after which no further deposits need be made into said account except to replace withdrawals. The reserve account shall be used and disbursed only for the purpose of paying the cost of repairing or replacing any damage to the facility which may be caused by any unforeseen catastrophe, for making extensions or improvements to the facility and when necessary for the purpose of making payments of principal and interest on the bonds hereby authorized in the event the amount of the debt service account is insufficient to meet such payments. Whenever disbursements are made from said account, said monthly deposits shall be resumed until there is again accumulated the amount of sixty three thousand sixty dollars (\$63,060.00), at which time deposits may be again discontinued. (Ord. 436, 11-6-1978)

7-4A-3: REQUIRED WATER SERVICE:

A. All residential and non-residential use requiring potable water or non-potable water shall be connected to the City water works system if such water service is available, provided, however, if a water user: (1) possesses and operates a well to withdraw groundwater for domestic use, the water user may continue to operate such well for such purpose if information is submitted confirming (a) the well has been in operation prior to July 1, 2020, and (b) the well and use of water is in compliance with applicable law; (2) possesses and operates a well to withdraw groundwater for irrigation use, the water user may continue to operate such well for such purpose if information is submitted confirming the well (a) has been in operation prior to July 1, 2020, and (b) the well and use of water is in compliance with applicable law; (3) possesses and relies on a water supply from an irrigation district for irrigation use, the water user may continue to source such water from the irrigation district for such purpose if information is submitted confirming the right to receive and use the irrigation district water; or (4) possesses and relies on a water supply source previously authorized prior to April 1, 2019 by City ordinance or by written agreement with the City.

B. All residential and non-residential use located on premises previously connected to the City water works system must be newly connected to the water works system within sixty (60) days of the City water being made available. In the event the existing meter or tap does not meet City standards, required modifications will be performed by the City and the reasonable costs thereof

as determined by administrative policy shall be paid by the water user. These costs shall be in lieu of the connection charge ordinarily imposed.

7-4A-4: SERVICE CONNECTIONS:

- A. Single-Unit And Multi-Unit Residences: All single-unit residences shall have one service connection and a water meter. All multi-unit residences including, but not limited to, apartments and motels, shall have a separate service connection and water meter for each unit. If requested by the owner and approved by the City Council, the owner of a multiple-unit residence containing five (5) or more units may have only one water meter.

- B. Non-Residential: All non-residential water users shall have a water meter for each user; provided, that if any owner of any building divides or separates his/her/its other building so as to provide a separate place for a business, each business place will have a separate water meter. The owner of a structure in which water is provided through a single water meter shall be liable for all water supplied to the building. If a use is changed in a non-residential structure, a water meter shall be required on the new use. If requested by the owner and approved by the City Council, the owner of a non-residential building containing two (2) or more separate water users or business places may have only one water meter.

- C. Requests For Exceptions: Exceptions provided by subsections A and B of this section, shall only be made by resolution of the City Council stating the reason therefor. The person requesting the exception shall pay for all expenses in connection with the City Council's review of the request, including, but not limited to, City attorney fees, staff time, engineering fees, any materials and other related costs, whether or not the request is granted. The expenses of review may be added to the person's water billing and collected in the same manner as water rates and charges. (Ord. 517, 10-21-1985)

7-4A-5: APPLICATION FOR SERVICE:

- A. Connection To Water Main: Before connecting to any water main or altering a service connection, application for permission must be made in writing by the owner of the premises to be served, or the owner's authorized representative, to the City. The application shall be in such form as shall be from time to time prescribed by the City. By submitting an application, the owner agrees to be bound by the terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the City in implementation of this article. (Ord. 582, 7-1-1991)

- B. Opening Water Account: Applications for water service shall be made at city hall by or on behalf of the person requesting water and water service. Persons receiving water and water services are deemed bound by the terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the City in implementation of this article. (Ord. 517, 10-21-1985)

- C. Implied Consent; Discontinue Service Without Notice: Any water user shall be deemed to have consented and agreed to the terms and provisions of this article and to have acknowledged the right of the city to discontinue water service without notice in the event of failure to make timely payment of all rates and charges or to otherwise comply with the provisions of this article or regulations to implement this article. (Ord. 582, 7-1-1991)

- D. Eligibility For Water Service: The City may refuse to provide water service to real property unless the owner, the owner's agent, or the owner's tenant has made formal application for water

service from the City. A tenant applying for water service may be required by the City to provide proof of his or her tenancy. The City shall refuse to provide water service to real property when any tenant applying for water service has a previous unpaid bill for water service with the City unless the City and the tenant agree to a written plan for repayment of unpaid water bills. The City may disconnect water service to real property if the owner, the owner's agent, or the owner's tenant has not made formal application for water service from the City.

E. When Owner Is Responsible: When water service is provided to a multi-unit residential or non-residential use, and such multi-unit use does not have a separate water meter for each unit, the owner shall be responsible for payment and the property is subject to a lien. (Ord. 669, 4-7-1998)

F. Annexation: Prior to being connected to City water service each parcel to receive service shall annex into the City. If a parcel is outside City limits and not contiguous to city limits, the owner shall sign an unlimited agreement to annex when the subject property becomes contiguous to City limits. Properties within the McNary Industrial Park are not required to annex in order to connect to City water service. (Ord. 765, 7-5-2011)

7-4A-6: WATER USER SERVICE LINES:

A. Installation: The service line from the property line shall be installed and properly maintained by the water user. All service pipes and all water pipes in all premises shall be installed in accordance with the plumbing code of the state of Oregon and the City.

B. Connection To Water Meter Or Upon Premises: Before any attachment or connection is made between the water meter and the water user's service line, permission shall be obtained from the Superintendent, and the work shall be performed at the expense of the water user. All connections or attachments to the water meter or upon the premises shall be in accordance with the plumbing code of the state of Oregon and the City.

C. Ground Wire Attachments: The water user shall be liable for any damage to city property caused by electrical ground wire attachment to any plumbing.

D. Leaking Plumbing: Water may not be furnished where there are defective or leaking faucets, water closets or other fixtures, or where there are water closets or urinals without self-closing valves, or tanks without self-acting float valves, and the water supply may be shut off. (Ord. 517, 10-21-1985)

7-4A-7: SERVICE PIPES AND EXTENSIONS OF WATER MAINS:

A. Installation: Service pipes of all sizes between the water main and the water meter shall be of the type and material specified by the Superintendent. Service pipes from the water meters to the property line and within the premises shall be of a grade of material approved by the Superintendent. Service pipes between the water main and water meter shall be installed and maintained by the City, except where the meter is located at a distance from the water main further than the street property line, in which event special arrangements shall be made as to the cost of the extra length of line.

B. Extension: Extension to the water mains of the water system may be made by any one of the following methods, in addition to the procedures provided in this Article or other ordinances of the City, as specified by an engineer of the City's choice.

1. By the person requesting the water main paying the entire cost. The water main shall be conveyed or transferred to the City with the necessary easements, and shall meet the following requirements:
 - a. Specified by the City Engineer, the size, grade, and location of such main shall provide for anticipated future development of the property in the adjacent area, and for the connections which such development may generate.
 - b. Where the main passes through private property, a twenty foot (20') easement and right of way shall be granted to the City for the maintenance, operation, and repairing of such main and for all water line purposed necessary or reasonably incident to the uses and purposes thereof, including any connections to the water system of the City, but not limited thereto.
 - c. A special connection charge (in addition to the service connection fee) may be charged to those connecting to the water main extension or line who did not share in the cost of its installation in order to reimburse the person or persons who paid for its installation. The special connection charge shall be calculated as follows:
 - (i) The proportionate share of the total cost of the water main extension or line which reflects the benefits to each property which may be connected to the line or main, based on the square footage of each benefitted property;
 - (ii) The total actual cost of the water main extension or line, increased by nine percent annual simple interest, or such other percentage that the City Council may, from time to time, set by resolution, multiplied by a percentage of front footage owned by the benefiting property owner of the total front footage of the water main extension or line; or
 - (iii) such other methodology as may be set forth by written agreement between the City and the person initially paying the entire cost of the water main extension or line and which agreement is approved by the City Council.

Future interest rate changes shall not apply to previously executed reimbursement agreements entered into between the City and the person initially paying the entire cost of the water main extension.

2. By petitioning the city council to extend the City water main in a manner to be financed as described hereafter. When considering such extension to the City water system, the city council shall have before it a report from the City Engineer of:
 - a. The total cost of installing the main of a design and capacity sufficient to serve the needs of the anticipated future development of the property and adjacent area and for the connections which such development may generate.
 - b. The proportionate share of such total cost which shall reflect the benefits to each property which may be connected to the line or main, such proportionate costs to be determined in the same manner as for a local improvement, as provided by the local improvement ordinance.
- C. Financed From Water Fund: At such time as the City Council determines that a water main shall be installed by the manner herein described, and when appropriations therefor have been budgeted, all costs for such water main shall be financed from the Water Fund. A special connection charge (in addition to the service connection fee) equal to the proportional benefits, as above described, shall be paid into the Water Fund, together with an annual interest charge of not less than twelve percent (12%) per annum or The U.S. National Bank prime rate plus two percent (2%), whichever is greater, beginning on the date on which construction of such main was completed, by each property owner requesting to be connected to the water system. (Ord. 517, 10-21-85; 1993 Code)

7-4A-8: WATER METERS:

- A. Installation, Care and Custody of Water Meters: Water meters will be furnished and installed by the City, and the expense of installation will be included in the service connection fee. The water user will have custody of the water meter, but the water meter will remain the property of the City. There is hereby created the relationship of bailor and bailee between the City and the water user in regard to the care and custody of the water meter.
- B. Repairs: The water user shall be liable for any adjustments, repairs or replacement of a water meter or other equipment or property owned by the City which is caused by an act of the water user or tenants, agents, employees, contractors, licensees, permittees or family members of the water user, including the breaking or destruction of seals and locks on or near a water meter. If a water meter is damaged from hot water from the water user's line, the water user shall be required to pay for the cost of repairs of the water meter and for the loss of revenue occasioned by the damage, and shall immediately make the necessary corrections in the water user's water lines to prevent further damage to the water meter.
- C. Malfunctioning Water Meters: In case of damage to a meter, its stoppage or imperfect operation, the water user shall give immediate notice to the City. If any water meter malfunctions or fails to register not due to the fault of the water user, the water user will be charged the basic rate for the time period that the meter malfunctioned.
- D. Inspection and Testing: The Superintendent may inspect and test water meters at any time. If a water user requests inspection and testing of a water meter, a testing fee shall be paid in advance. If the water meter is found to be inaccurate according to the standards of the American Waterworks Association, a water meter will be substituted, the water bill for the preceding billing period shall be adjusted as set out in subsection C of this Section and the water meter accuracy test fee refunded.
- E. Accessibility to Water Meters: The water user shall keep the water meter and appurtenant area free from obstruction or debris in, on or around the same and accessible at all times, for the purpose of turning-on and turning-off water, and reading, inspecting or repairing the water meter.
- F. Keeping Water Meters from Freezing: The water user shall take all necessary precautions to keep the water meter from freezing. If the water user fails to keep the water meter from freezing, the water user shall be charged with the cost of repairing any damage which may result from such failure.
- G. Keeping Water Meter Areas Safe: The water user shall keep the water meter box and appurtenant area in a safe condition and shall be responsible for any repair to the water meter and appurtenances or property damage or personal injury to third persons. In addition, the water user shall hold the City harmless and indemnify it against any claims by third persons. The City hereby creates a right of action in third persons injured as a result of a water user's failure to properly maintain the water meter box and/or appurtenant area.
- H. Use of Water Meters: All water furnished by the City to any property with a water meter must pass through the water meter. (Ord. 517, 10-21-85)

7-4A-9: CROSS-CONNECTION CONTROL REQUIREMENT:

- A. Identifying Cross-Connections: The cross-connection control inspector shall identify and evaluate the premises where potential cross-connections exist.
- B. Discontinue Service: Where the Superintendent has reasonable cause to believe that an existing or potential cross-connection is located on the water user's premises, the Superintendent shall deny or discontinue service to those premises until an appropriate backflow prevention device is installed or until the cause of the hazard is eliminated.
- C. Water User to Notify Superintendent: Whenever a water user obtains water from the water works system and treats the water in any way or adds any chemical or substance to the water, the water user shall immediately notify the Superintendent.
- D. Installation of Backflow Prevention Devices:
1. Backflow prevention devices for protecting the water works system shall be installed on the service connection to premises as required by State law and regulations.
 2. All backflow devices shall be installed in accordance with the Oregon Health Division standards.
- E. Type of Backflow Prevention Device: The type of backflow prevention device required under subsection D of this Section shall be commensurate with the degree of hazard which exists.
- F. All backflow prevention devices required under this Section shall be of a type and model approved by the Superintendent or the Oregon Health Division. The City shall maintain a list of backflow prevention devices approved for use in Oregon.
- G. Testing and Inspection of Backflow Prevention Devices:
1. The water user, where one or more reduced pressure device, doublecheck valve assembly, or pressure vacuum breaker have been installed, shall have the device tested at least once per year. Backflow prevention devices found not to be functioning properly shall be promptly repaired by the water user or the City may deny or discontinue service as provided in subsection B of this Section. Devices shall be tested immediately after installation and after they are moved. Reports on the tests shall be prepared by the Superintendent and copies of the report shall be provided to the water user.
 2. Backflow prevention devices installed before the effective date of this Article, which were approved at the time they were installed, but are not on the current list of approved devices maintained by the Oregon Health Division, shall be permitted to remain in service provided they are properly maintained, are commensurate with the degree of hazard, are tested at least annually, and perform satisfactorily. When devices of this type are moved, or require more than minimum maintenance, they shall be replaced by devices which are on the Oregon Health Division list of approved devices. (Ord. 517, 10-21-1985; amd. 1993 Code)

7-4A-10: WATER RATES AND CHARGES:

- A. Set By Resolution; Services Listed: Water rates, charges, deposits and water services shall be set by resolution of the City Council and be reviewed at least once annually¹.
- B. Adjustment Of Rates: Water rates shall not be decreased during any period that bonds issued pursuant to Charter amendments enacted by the people of the City at a special election dated

February 24, 1976, and issued December 1, 1978, to Farmers Home Administration are outstanding.

- C. Existing Contracts: Water rates adopted by resolution of the City Council shall not modify any existing contract the City has with any person for water rates.
- D. Damages To City Property: Wherever this Article provides for liability for any damage or repairs to City property by any water user, the amount of damages or repairs may be added to the water user's bill and collected in the same manner as water rates and charges. (Ord. 517, 10-21-1985; amd. 1993 Code)

7-4A-11: COLLECTION OF WATER RATES AND CHARGES:

A. Application Fee; Water And Sewer Deposit: Any person for whom an account is opened shall pay a nonrefundable application processing fee to cover administrative costs of opening an account. Each application for use of sewer service, water, or both, shall be accompanied by a refundable deposit which will be held by the City and applied against any unpaid service charges for garbage, sewer or water charges due from the applicant. The application fee and deposits shall be collected from all applicants within three (3) days after requesting service from the City. The three (3) day period for payment of the application fee and deposits may be extended at the request of the applicant because of extenuating circumstances, which will be reviewed by the City Administrator. When an account is closed, the amount of any sewer and water deposits plus interest shall be returned to the applicant, less any amounts due for garbage, sewer or water service. If an applicant has paid the monthly statements for garbage, sewer and water service in a timely manner for thirty six (36) consecutive months without delinquency charge, the deposit plus interest will be credited against the applicant's current bill. (Ord. 559, 8-8-1989)

B. Billing Procedures:

1. Water And Sewer Bills Combined: All bills for water shall be prepared each month at the same time bills for sewage services are prepared and shall be collected as a combined bill for water and sewage service. (Ord. 515, 10-21-1985)
2. Billing To The Premises: All water service charges shall be mailed to the premises where water service is furnished unless the water user requests, in writing, that the bill be submitted to another address. (Ord. 582, 7-1-1991)
3. Due Date:
 - a. All water bills for each month shall be due and payable on the twentieth day of each month.
 - b. If the last day for making payment falls due on a day when City Hall is closed before the end of or for all of the normal workday or on any legal holiday, Saturday or Sunday, the payment may be made until the close of business hours on the next day that City Hall is open for business.
4. Place Of Payment: All water bills shall be paid at City Hall.

C. Appeals: Any person wishing to challenge a water billing may appeal to the City Administrator before the water service is suspended. Service will not be suspended during the pendency of an appeal if the water user pays the amount of any water billing not in dispute and the delinquent fee, if the amount not in dispute is twenty (20) days past due. (Ord. 517, 10-21-1985)

D. Delinquencies:

1. Fee: All bills unpaid after the twentieth day of each month shall be considered delinquent and a delinquency fee shall be assessed.
2. Notice Of Delinquency; Suspension Of Water Service: After the twentieth day of each month, notification shall be given as provided in subsection B2 of this Section, that the water bill and delinquency fee must be paid within five (5) days or water service to the property will be suspended. If the water user is not the owner of the real property receiving water service, a copy of the delinquency notice shall also be sent by first class mail to the owner or owner's agent that is on file with the City when the delinquency notice is sent to the water user. In the case of residential housing where water service charges are sent to the landlord instead of the tenant and the five (5) day delinquency period has expired without payment, notice that water service will be shut off within one business day shall be attached to the door of each tenant. If the water service is turned off, the water bill, delinquency fee, and the expense of reconnecting the service shall be paid in full before water service is restored. (Ord. 669, 4-7-1998)
3. Duty To Disconnect Water Service: It shall be the duty of the Finance Officer to notify the Superintendent of any water user whose bill is outstanding after the deadline in subsection D2 of this Section, and the Superintendent shall proceed immediately to disconnect the water service, unless the City Administrator has postponed the suspension of water services.
4. Water Charged To Other Premises Of User: All charges for furnishing water within the City and also to premises outside the City, shall be chargeable to the water user of said water at the premises or any former premises where water service was supplied. Where the water user has a delinquent bill for one premises, that delinquency shall be charged against the water user for water obtained at any other premises or source served by the City.

E. Low Income Rate: For relief of those residents who are experiencing a financial hardship, an application for the low income rate may be made to the City. The City Administrator and Water/Sewer Committee will evaluate requests and make recommendations to the city council.

F. Leaky Plumbing: No water charges will be adjusted for any water registered by meter that may leak or waste through the plumbing or fixtures of the water user.

G. Outside City Water Rates: The City may furnish water to places outside the City limits if it does not affect the City's supply, and the city council may set the rates therefor by resolution.

H. Exemption: A turn-off and turn-on fee will not be charged the water user if one of the purposes for turning off the water was installation of a shut-off valve between the water meter and the premises. This is a one-time exemption that runs with the property and shall only be allowed once.

I. Delay Of Termination Of Water Service: Any person faced with immediate discontinuance of water service, who is unable to pay by reason of an emergency situation in which:

1. The discontinuance would cause severe hardship to persons other than the individual unable to pay;
2. The emergency is a situation that will be resolved in a period of less than thirty (30) days from the delinquency billing date; and
3. The emergency is one which will be unlikely to recur;

may request the City Administrator to postpone the cut-off date. The City Administrator may postpone the discontinuance of services for a period not to exceed thirty (30) days from the

delinquency billing date. Any person for whom termination of service has been delayed shall be required to pay the applicable fees in subsection D1 and D2 of this Section. (Ord. 517, 10-21-1985)

J. Deposits:

1. Interest: The Director is authorized to invest deposits held by the City in interest-bearing accounts. The City shall pay interest at the lowest rate earned on the City's investments during the calendar year, less one percent (1%) for administrative expenses, to the applicant making the deposit. The interest will be credited to the customer's account on January 1 succeeding each deposit and on January 1 thereafter. Interest on sewer and water deposits shall begin on January 1, 1989, or the date of the deposit, whichever is later. (Ord. 611, 11-2-1993, eff. 1-1-1994)
2. Unclaimed Deposits: Deposits received as security for the payment of water and sewer which remain unclaimed for a period of two (2) years after an account is closed may be transferred to the Water Fund Account. (Ord. 517, 10-21-1985)

K. Lien For Unpaid Water Bill: When any bill remains unpaid after it becomes delinquent, the amount due (including interest and penalty) shall be recorded in the lien docket of the City and shall constitute a lien on the real property to which water service was provided. At any time after sixty (60) days from the time the lien is entered in the city's lien docket, in addition to any method provided by ordinance or charter, the lien may be foreclosed in the manner provided in Oregon Revised Statutes.

L. Transfer Of A Claim: A tenant's bill may be transferred to the property owner, or to a subsequent tenant, if a delinquency notice was provided by first class mail to the tenant and to the property owner or the owner's agent within thirty (30) days from the date the bill was due². (Ord. 669, 4-7-1998)

7-4A-12: DISCONTINUANCE OF SERVICE BY WATER USER:  

A. Request For Discontinuance: Any water user desiring to discontinue the water service may make application therefor at city hall not less than two (2) days before the date on which the service is desired to be discontinued. Upon payment of the turn off fee and the sewer and water bill to date, water service will cease after the effective date of discontinuance for the period during which the service is to be shut off. Water services shall not be returned to the premises until the turn on fee is paid.

B. Liability For Repairs: Any repairs or adjustments made necessary to the water meter for lack of use by water service being discontinued shall be charged and collected from the water user and may be added to the water bill and collected in the same manner as water rates and charges. (Ord. 582, 7-1-1991)

7-4A-13: RESPONSIBILITY FOR SERVICE:  

A. Nonliability: The city shall not be liable for high or low pressure connections, chemical, bacteriological or physical conditions, interruptions, or shortage or insufficiency of supply or any loss or damage occasioned thereby. The use of water upon the premises of the water user shall be at the risk of the water user and the responsibility of the city shall cease at the point of delivery of water. The point of delivery shall be at the water user's side of the water meter, or in case of privately owned water lines, the point of delivery shall be at the end of the city's service line. (Ord. 517, 10-21-1985)

B. Water Curtailment:

1. Waste Prohibited: It is unlawful to allow waste of city water by knowingly or negligently causing, authorizing or permitting such water to escape from its intended beneficial use into any river, creek, natural watercourse, depression, lake, reservoir, storm sewer, street, highway, road or ditch. For the purpose of this subsection, "waste" means the use of water in excess of the reasonable volume necessary to meet the beneficial use; and "beneficial use" means the reasonable efficient use of water.
2. Authority: When the public works superintendent determines that a critical water supply shortage threatens the ability of the city to deliver essential water to its customers, the administrator may activate emergency measures in compliance with the water curtailment plan, adopted by the city on March 1, 2005, and on file with the city recorder.
3. Restrictions Authorized: Upon declaration of a stage three critical water supply shortage by the public works superintendent:
 - a. No watering or irrigating of lawns, grass or turf shall occur unless it is:
 - (1) New lawn, grass or turf that has been seeded or sodded after March 1 of the calendar year in which the restrictions are imposed, and in such cases it may be watered as necessary until established;
 - (2) Athletic fields frequently used for organized play;
 - (3) Golf course tees and greens; and
 - (4) Park and recreation areas of a particular significance and value to the community as approved by the city manager.
 - b. No use of city supplied water shall be allowed to clean, fill or maintain levels in decorative fountains.
 - c. No use of city supplied water shall be allowed to fill swimming pools or other pools with a capacity in excess of one hundred (100) gallons; provided, however, that water may be added to swimming pools to replace volume lost due to evaporation and normal loss due to usage.
 - d. No use of city supplied water shall be allowed to wash sidewalks, walkways, streets, driveways, parking lots or other hard surfaced areas except where necessary for public health or safety.
 - e. No use of city supplied water shall be allowed to wash vehicles.
4. Withholding Service: In the event that a citation is issued during the period of activated emergency measures for a violation of subsection B1 or B3 of this section, and the public works superintendent determines that a second violation has occurred after the date of the citation and during the same emergency curtailment period, the public works superintendent may:
 - a. Install a flow restrictor on the street side of the water meter; or
 - b. Terminate water service. (Ord. 736, 4-5-2005)

C. Interruptions In Service: Water may at any time be shut off from the mains for repairs or other necessary purposes. When this is done, the superintendent will try to give timely notice to water users affected thereby and will, so far as practicable, attempt to prevent inconvenience and damage arising from the shutting off of water. But, failure to give notice shall not render the city responsible or liable for damages or any inconvenience, injury or loss which may result therefrom. (Ord. 517, 10-21-1985)

7-4A-14: RESPONSIBILITY FOR WATER USER EQUIPMENT:

The water user shall, at his or her own risk and expense, furnish, install and keep in good and safe condition all equipment that may be required for receiving, controlling, applying and utilizing water, and the city shall not be responsible for any loss or damage caused by improper installation of such equipment, or the negligence, want of proper care or wrongful act of the customer or any of his

tenants, agents, employees, contractors, licensees or permittees in installing, maintaining, using, operating or interfering with such equipment. Further, the city shall not be liable for damage to property caused by spigots, faucets, valves, hot water heaters or other equipment that are open when water is turned on or off at the meter or curb stop, either when the water is turned on originally or when turned on after a temporary shutdown. (Ord. 517, 10-21-1985)

7-4A-15: UNLAWFUL ACTS:  

A. Prohibitions: It shall be unlawful for any person not authorized by the city to do, commit or assist in committing any of the following things or acts:

1. To open or close any fire hydrant, valve or other apparatus connected with the waterworks system of the city or lift or remove the cover of any gate, meter, valve, shutoff or other apparatus thereof.
2. To interfere with, destroy, deface, impair, injure or force open any gate, or door, or in any way whatsoever destroy, injure or deface any part of any pump house, reservoir, standpipe, tank, building or buildings, or appurtenances, fences, trees, shrubs, or fixtures or property appertaining to the waterworks system.
3. To go in, upon, descend or ascend the stairway or steps of any water storage tank, reservoir, or standpipe of the waterworks system.
4. To place any telephone, electric light pole or any obstruction directly opposite a fire hydrant portal within five feet (5'), otherwise the minimum distance is three feet (3').
5. To resort to any fraudulent device or arrangement for the purpose of procuring water for himself or others from private connections on premises contrary to the city regulations or ordinances.
6. To interfere with or injure any reservoir, tank, fountain, hydrant, pipe, cock, valve, or other apparatus pertaining to the waterworks system, or to turn on or off the water in any street hydrant or other public water fixture or to hitch or tie an animal thereto.
7. To make or permit to be made any connection with the main or service pipe of the waterworks system, or to turn on or use the water of said system without first obtaining a permit therefor.
8. To cover over or conceal from view any water valve box, service or meter box.
9. To remove any water meter that has been placed by the city, or to in any manner change, interfere with or tamper with any water meter.
10. To turn on the water supply to any building or to any supply pipe where the supply has been turned off by the city.
11. To install, maintain or use any water siphon or injector type pump operation for drainage purposes which uses the water supply from the city's distribution system.

B. Water User Prohibitions: It shall be unlawful for any water user to do, commit or assist in committing any of the following:

1. To allow any obstruction or debris to accumulate on or near any water meter box.
2. To allow any debris to accumulate in any water meter box more than six inches (6") below the water meter, except during the months of November, December, January and February.
3. To pay any water bill upon which payment, or upon the envelope or outside cover of which, are any delineations, epithets, terms, or language of an indecent, lewd, lascivious or obscene character are printed or written or otherwise impressed or apparent.
4. To receive or use water through the water user's service line after water service has been turned off by the superintendent and before water service is restored by the superintendent. (Ord. 517, 10-21-1985; amd. 1993 Code)

5. To receive or use water from the city water system while there is a violation of subsection 7-2B-2C, 7-2B-5A or B; section 7-2B-3, 7-2B-6 or 7-2B-8 of this title; title 8, chapter 1 or title 10 of this code occurring on or in connection with the real property, development or building owned, rented or occupied by the water user. (Ord. 678, 10-6-1998)

7-4A-16: INSPECTIONS:  

- A. Reasonable Access: The superintendent or authorized agent shall have free access at all reasonable hours to inspect any premises supplied with water. No person shall refuse access to any premises for such purposes.
- B. Admission Refused: If admission is refused or delayed, or if inspection is in any way hindered, in the opinion of the superintendent, water may be turned off to the premises after giving twenty four (24) hours' oral notice to any occupant of the premises fourteen (14) years of age or older, or three (3) days' written notice by mail to the water user. (Ord. 517, 10-21-1985)

7-4A-17: PENALTIES:  

Any person violating subsections 7-4A-4A, 7-4A-5B, 7-4A-14A and B of this article shall, upon conviction, be punished by the imposition of a class A civil fine³. (Ord. 517, 10-21-1985; amd. 1993 Code)

7-4A-18: ADDITIONAL REMEDIES:  

- A. Money Judgment: In addition to the penalties provided in section 7-4A-16 of this article, the city may sue in a court of competent jurisdiction to obtain a judgment for any fee due under this article and enforce collection of the judgment as allowed by law.
- B. Injunction: The city may seek an injunction to prohibit a person engaged in any activity regulated by this article without first complying with it.
- C. Attorney Fees And Costs: In any civil action authorized by this section, if the city prevails, it shall be entitled to recover its reasonable attorney fees to be set by the court in addition to its costs and disbursements. These fees are recoverable at all levels of trial and appeal. (Ord. 517, 10-21-1985)
- D. Suspension Of Water Service: In addition to the penalties provided in section 7-4A-16 of this article, the municipal judge may suspend water service to any real property or building owned, rented, or occupied by a person punished under section 7-4A-16 of this article until the penalty is paid or until the violation is corrected or both. If the court orders water service suspended until the violation is corrected, the suspension of water service will continue notwithstanding a change of ownership, renters, or occupiers of the real property or building unless the new owner, renter, or occupier obtains a temporary permit from the city administrator under section 8-1-7 of this code. (Ord. 678, 10-6-1998)

Footnotes - Click any footnote link to go back to its reference.

Footnote 1: See Section 1-12-4 of this Code.

Footnote 2: ORS 91.255.

Footnote 3: See title 1, chapter 4 of this code.

Ord No. 841 Exhibit B
Chapter 4
WATER AND SEWER REGULATIONS
ARTICLE B. SEWER USE AND SERVICE  

7-4B-1: DEFINITIONS:

7-4B-2: STATE LAWS ADOPTED:

7-4B-3: ADMINISTRATION:

7-4B-4: SERVICE CONNECTIONS:

7-4B-5: APPLICATION FOR SERVICE:

7-4B-6: EXTENSIONS OF SEWER MAINS:

7-4B-7: SERVICE INSTALLATION:

7-4B-8: PRETREATMENT:

7-4B-9: SEWER RATES AND CHARGES:

7-4B-10: COLLECTION OF SEWER RATES AND CHARGES:

7-4B-11: DISCONTINUANCE OF SERVICE BY SEWERAGE USER:

7-4B-12: UNLAWFUL ACTS:

7-4B-13: INDUSTRIAL COST RECOVERY:

7-4B-14: INSPECTION, SAMPLES AND TESTS:

7-4B-15: PENALTIES:

7-4B-16: ADDITIONAL REMEDIES:

7-4B-1: DEFINITIONS:  

For purposes of this Article, the following mean:

AGENT: Includes a tenant or other person on the premises of another.

APPLICANT: The person making application for a permit for a sewer connection, who shall be the owner of the premises to be served by the sewer for which a permit is requested, or his authorized agent appointed in writing to do so.

APPROVAL or APPROVED: Approved in writing.

"BOD" (denoting biochemical oxygen demand): The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at twenty degrees (20°) Celsius, expressed in milligrams per liter.

BUILDING: Any structure used for human habitation, employment, place of business, recreation, or any other purpose, containing sanitary facilities.

BUILDING DRAIN: Part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage pipes inside the walls of the building and conveys it to the building sewers, beginning five feet (5') (1.5 meters) outside the inner face of the building walls.

BUILDING SEWER: The extension from the building drain to the public sewer or other place of disposal.

CITY: The City of Umatilla, Oregon.

GARBAGE: Solid wastes from the domestic and commercial preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

ORGANIZATION: Includes a corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership or association, two (2) or more persons having a joint or common interest, or any other legal or commercial entity, including any receiver, special master, trustee, assignee, or other similar representative thereof.

OWNER: Includes a mortgagee in possession and means one or more persons, jointly or severally, in whom is vested:

- A. All or part of the legal title to the property; or
- B. All or part of the beneficial ownership and a right to present use and enjoyment of the premises.

pH: The logarithm of the reciprocal of the weight of the hydrogen ions in grams per liter of solution.

p.p.m.: Parts per million.

PERSON: Includes an individual or organization, except the City.

PROPERLY SHREDDED GARBAGE: The wastes from the preparation, cooking and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch ($\frac{1}{2}$ " (1.27 cm) in any dimension.

SEWAGE: A combination of water-carried waste from residences, hotels, motels, rooming houses, business buildings, institutions and industrial establishments together with such ground surface and storm waters which may be present.

SEWER: A pipe or conduit carrying sewage.

SEWER USER OR SEWERAGE USER: Includes any person who has made application with the City for sewerage service or, if no application has been made, any person whose premises receive City sewerage service. In cases of multiple sewerage users who receive City water through a single water meter, the owner of the premises is the sewerage user and shall be the person to make application for sewerage service.

SEWERAGE SYSTEM: All facilities for collecting, pumping, treating and disposing of sewage.

SUPERVISOR: Public Works Superintendent, and authorized City staff members.

SUSPENDED SOLIDS: Solids that either float on the surface or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

TENANT: Includes an organization or adult person or adult persons entitled under an oral or written rental agreement, including a leasehold interest, to occupy real property or a building, including a dwelling unit, to the exclusion of others.

UNIT: Ten thousand (10,000) gallons of water as determined by water meter readings. (Ord. 534, 12-1-1986; amd. Ord. 583, 7-1-1991; Ord. 670, 4-7-1998)

7-4B-2: STATE LAWS ADOPTED:

There is adopted and incorporated by reference Oregon Revised Statutes 447.010 through 447.160, the State Plumbing Code, and the applicable administrative rules of the State Board of Health promulgated pursuant thereto, unless otherwise provided for by ordinances of the City. (Ord. 534, 12-1-1986)

7-4B-3: ADMINISTRATION:

- A. Public Works Superintendent: The Superintendent shall have charge of the maintenance, testing, inspection and operation of the sewer system, under the supervision and direction of the City Administrator. The Superintendent shall oversee all extensions and alterations of the sewer system which are authorized by the City Council. The Superintendent shall also be responsible for the inspection of all sewer connections and shall report to the City Finance Officer on all money due the City for all charges made for such connections.

- B. City Finance Officer: The Finance Officer shall be responsible for the collection of sewer bills, deposits and fees. All revenues therefrom shall be accounted for in the manner required by ordinance and shall be deposited regularly in a separate fund designated Special Sewer Fund, which fund shall be separate from all other funds and deposits of the City. (Ord. 534, 12-1-1986)

7-4B-4: SERVICE CONNECTIONS:

- A. Permissive Connections: Wherever there is now, or may hereafter be, constructed in this city a public sewer for the purposes of carrying off sewage within the city, the owner or owners of the property abutting on any street or alley in which a sewer is constructed and, in the opinion of the superintendent, is accessible thereto, may connect the houses or buildings on the property to the sewer at the expense of the owner(s). (Ord. 583, 7-1-1991)

- B. Inspection Fee: An inspection fee will be charged for each connection which is inspected. These will be paid at the time permits are acquired. (Ord. 534, 12-1-1986)

7-4B-5: APPLICATION FOR SERVICE:

- A. Sewer Connection Permit: If application is approved and the fees paid as provided, the city shall issue a sewer connection permit specifying the location where the connection is to be made. (Ord. 534, 12-1-1986)

- B. Connection To Sewer: Before connecting to any sewer or altering a service connection, application for permission must be made in writing by the owner of the premises to be served, or the owner's authorized representative, to the city. The application shall be in such form as shall be from time to time prescribed by the city. By submitting an application, the owner agrees to be bound by terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the city in implementation of this article. (Ord. 583, 7-1-1991)

- C. Opening Sewerage Service Account: Applications for sewerage service shall be made at city hall by or on behalf of the person requesting sewerage service. A tenant applying for sewer service may be required by the city to provide proof of his or her tenancy. The city shall refuse to provide water and sewer service to real property when any tenant applying for sewer service has a

previous unpaid bill for water or sewer service with the city unless the city and the tenant agree to a written plan for repayment of unpaid water or sewer bills. Persons receiving sewerage service are deemed bound by the terms of this article and amendments and all reasonable rules and regulations as shall be promulgated by the city in implementation of this article.

- D. Implied Consent; Discontinue Service Without Notice: Any sewerage user shall be deemed to have consented and agreed to the terms and provisions of this article and to have acknowledged the right of the city to discontinue water and sewer service without notice in the event of failure to make timely payments of all rates and charges and to otherwise comply with the provisions of this article or regulations to implement this article. (Ord. 670, 4-7-1998)
- E. Annexation: Prior to being connected to city sewer service each parcel to receive service shall annex into the city. If a parcel is outside city limits and not contiguous to city limits, the owner shall sign an unlimited agreement to annex when the subject property becomes contiguous to city limits. (Ord. 765, 7-5-2011)

7-4B-6: EXTENSIONS OF SEWER MAINS:

- A. Extension: Extension to the sewer mains of the sewerage system may be made by any one of the following methods, in addition to the procedures provided in this Article or other ordinances of the City, as specified by an engineer of the City's choice.
 - 1. By the person requesting the sewer main extension paying the entire cost. The sewer main extension shall be conveyed or transferred to the City with the necessary easements, and shall meet the following requirements:
 - a. Specified by the City Engineer, the size, grade, and location of such main shall provide for anticipated future development of the property in the adjacent area, and for the connections which such development may generate.
 - b. Where the main passes through private property, a twenty foot (20') easement and right of way shall be granted to the City for the maintenance, operation, and repairing of such main and for all sewer line purposed, necessary or reasonably incident to the uses and purposes thereof, including any connections to the sewerage system of the City, but not limited thereto.
 - c. A special connection charge (in addition to the service connection fee) may be charged to those connecting to the sewer main extension who did not share in the cost of its installation in order to reimburse the person or persons who paid for its installation. The special connection charge shall be calculated as follows:
 - (a) The proportionate share of the total cost of the sewer main extension which reflects the benefits to each property which may be connected to the sewer main, based on the square footage of each benefitted property;
 - (b) The total actual cost of the sewer main extension, increased by nine percent annual simple interest, or such other percentage that the City Council may, from time to time, set by resolution, multiplied by a percentage of front footage owned by the benefiting property owner of the total front footage of the water main extension or line; or
 - (c) such other methodology as may be set forth by written agreement between the City and the person initially paying the entire cost of the sewer main extension and which agreement is approved by the City Council.

Future interest rate changes shall not apply to previously executed reimbursement agreements entered into between the City and the person initially paying the entire cost of the sewer main extension.

2. By petitioning the city council to extend the sewer main in a manner to be financed as described hereafter. When considering such extension to the City sewer system, the city council shall have before it a report from the City Engineer of:
 - a. The total cost of installing the sewer main of a design and capacity sufficient to serve the needs of the anticipated future development of the property and adjacent area and for the connections which such development may generate.
 - b. The proportionate share of such total cost which shall reflect the benefits to each property which may be connected to the sewer main, such proportionate costs to be determined in the same manner as for a local improvement, as provided by the local improvement ordinance.

7-4B-7: SERVICE INSTALLATION:

- A. Expense: All cost and expenses incident to the installation, connection, inspection, maintenance and repair of the building sewer line shall be the responsibility of the owner, the user or both. The owner or user shall reimburse the city for any work performed by the city or its contractor on a building sewer line as a result of an owner's or user's failure to properly install, connect, inspect, maintain or repair the building sewer line. In the event of loss or damage to the city's property, arising from neglect, carelessness or misuse by the owner or user of a building sewer line, the cost of necessary repairs or replacements shall be paid by the owner or user.
- B. Responsibility For The Building Sewer Line: The owner or user, or both, at their sole risk and expense, shall furnish, install, inspect and keep in good and safe condition the building sewer line from the point of its connection with the public sewer line. The owner or user or both shall hold the city harmless from and indemnify it for any and all liabilities, actions or claims for injury, loss or damage to persons or property arising from or related to the building sewer line. (Ord. 577, 8-6-1990)
- C. Separate Connections: A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear of the building through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.
- D. Old Building Sewers: Old building sewers may be used in connection with new buildings only when they are found, on examination and tests by the superintendent, to meet all requirements of this article.
- E. Installation Requirements: The size, slope, alignment, materials of construction of a building sewer and the methods to be used in excavating, placing the pipe, jointing, testing and backfilling the trench shall all conform to the requirements of the Building and Plumbing Codes or other applicable rules and regulations of the City or of the State.
- F. Elevation: Wherever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by the building drain shall be lifted by an approved means and discharged to the building sewer.
- G. Connection To Public Sewer: The connection of the building sewer into the public sewer shall conform to the requirements of the Building and Plumbing Codes or other applicable rules and

regulations of the City or of the State. All such connections shall be made gas-tight and watertight.

- H. Inspection Of Connection: The City shall be given reasonable notice to allow inspection of a sewer connection before completion, and while the connections are still uncovered. The manner of connection shall be subject to the approval of the Superintendent or other City official designated to inspect the work.
- I. Safety: All excavation for building sewer installations shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner and to a condition satisfactory to the City.
- J. Manholes: When required, in the opinion of the Superintendent, the owner shall install, at the owner's expense, a suitable control manhole in the appropriate location, complete with observation, sampling and measurement devices. The manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Superintendent. (Ord. 534, 12-1-1986)

7-4B-8: PRETREATMENT:  

- A. Settling: All waste containing soil, dirt and/or sand shall be settled a minimum of two (2) hours in an acceptable basin before discharge into a sewer.
- B. Required Pretreatment: When required, in the opinion of the Superintendent, to modify or eliminate wastes that are harmful to the structures, processes or operation of the sewage treatment works, the user shall provide such preliminary treatment or processing facilities as may be determined necessary to render his waste acceptable for admission to public sewers.
- C. Pretreatment Facilities: Any facilities required to pretreat waste water to a level acceptable to the City shall be provided, operated, and maintained at the user's expense. Detailed plans showing the pretreatment facilities and operating procedures shall be submitted to the City for review and shall be acceptable to the City before construction of the facility. (Ord. 534, 12-1-1986)

7-4B-9: SEWER RATES AND CHARGES:  

- A. Set By Resolution; Services Listed: Sewer rates, charges, deposits, fees and sewer services shall be set by resolution of the City Council and be reviewed at least once annually¹.
- B. Adjustment Of Rates: Sewer rates shall not be decreased during any period that sewer bonds issued are outstanding.
- C. Existing Contracts: Sewer rates adopted by resolution of the City Council shall not modify any existing written long term contract the City has with any person(s) for sewer rates.
- D. Damages To City Property: Wherever this Article provides for liability for any damage or repairs to City property by any sewer user, the amount of damages or repairs may be added to the sewer user's bill and collected in the same manner as sewer rates and charges. (Ord. 534, 12-1-1986)

7-4B-10: COLLECTION OF SEWER RATES AND CHARGES:

A. Application Fee; Water And Sewer Deposit: Any person for whom an account is opened shall pay a nonrefundable application processing fee to cover administrative costs of opening an account. Each application for use of sewer service, water or both, shall be accompanied by a refundable deposit which will be held by the City and applied against any unpaid service charges for garbage, sewer or water charges due from the applicant. The application fee and deposits shall be collected from all applicants within three (3) days after requesting service from the City. The three (3) day period for payment of the application fee and deposits may be extended by a request of the applicant because of extenuating circumstances, which will be reviewed by the City Administrator. When an account is closed, the amount of any sewer and water deposits plus interest shall be returned to the applicant, less any amounts due for garbage, sewer or water service. If an applicant has paid the monthly statements for garbage, sewer and water service in a timely manner for thirty six (36) consecutive months without delinquency charge, the deposit plus interest will be credited against the applicant's current bill. (Ord. 560)

B. Billing Procedures:

1. Water And Sewer Bills Combined: All bills for water shall be prepared each month at the same time bills for sewage services are prepared and shall be collected as a combined bill for water and sewage service. (Ord. 534, 12-1-1986)
2. Billing To The Premises: All sewerage service charges shall be mailed to the premises where sewerage service is furnished unless the sewerage user requests, in writing, that the bill be submitted to another address. (Ord. 583, 7-1-1991)
3. Due Date:
 - a. All sewer bills for each month shall be due and payable on the twentieth day of each month.
 - b. If the last day for making payment falls on a day when City Hall is closed before the end of, or for all of, the normal workday or on any legal holiday, Saturday or Sunday, the payment may be made until the close of business hours on the next day that City Hall is open for business. (Ord. 560)
4. Place Of Payment: All water and sewer bills shall be paid at City Hall. (Ord. 670, 4-7-1998)

C. Appeals: Any person wishing to challenge a sewer billing may appeal to the City Administrator before the water service is suspended. Service will not be suspended during the pendency of an appeal if the sewer user pays the amount of any sewer billing not in dispute and the delinquency fee, if the amount not in dispute is twenty (20) days past due.

D. Delinquencies:

1. Fee: All bills unpaid after the twentieth day of each month shall be considered delinquent and a delinquency fee shall be assessed. (Ord. 560)
2. Notice Of Delinquency; Suspension Of Water Service: After the twentieth day of each month, notification shall be given as provided in subsection B2 of this Section, that the sewer bill and delinquency fee must be paid within five (5) days or water service to the property will be suspended. If the sewer user is not the owner of the real property receiving sewer service, a copy of the delinquency notice shall also be sent by first class mail to the owner or owner's agent that is on file with the City when the delinquency notice is sent to the sewer user. If the water service is turned off, the sewer bill, delinquency fee, and the expense of reconnecting the service, shall be paid in full before the water service is restored. (Ord. 670, 4-7-1998)
3. Duty To Disconnect Water Services: It shall be the duty of the Finance Officer to notify the Superintendent of any sewer user whose bill is outstanding after the deadline in subsection D2 of

this Section, and the Superintendent shall proceed immediately to disconnect the water service, unless the City Administrator has postponed the suspension of water services.

4. Sewer Services Charged To Other Premises Of User: All charges for furnishing sewer services within the City and also to premises outside the City, shall be chargeable to the sewer user of said sewer services at the premises or any former premises where sewer service was supplied. Where the sewer user has a delinquent bill for one premises, that delinquency shall be charged against the sewer user for sewer services obtained at any other premises or source served by the City. (Ord. 560)
5. Recovering Delinquent Charges Where Sewerage User Does Not Receive City Water: Under Oregon Revised Statutes 454.225, if a sewer charge is delinquent and the user is not receiving water services from the City, the Finance Director may certify and present the charges to the Umatilla County Tax Assessor after July 15 and on or before the following July 15 and be by the assessor assessed against the premises serviced on the next assessment and tax roll prepared after July 15. Once the service charges are certified and presented to the assessor, the payment for the service charges will be made to the tax collector pursuant to Oregon Revised Statutes 311.370. (Ord. 645, 7-2-1996)

E. Low Income Rate: For relief of those residents who are experiencing a financial hardship, an application for the low income rate may be made to the City. The City Administrator and Water/Sewer Committee will evaluate requests and make recommendations to the City Council.

F. Outside City Sewer Rates: The City may furnish sewer service to places outside the City limits and the City Council may set the rates therefor by resolution.

G. Delay Of Termination Of Sewer Service: Any person faced with immediate discontinuance of water service, who is unable to pay by reason of an emergency situation in which:

1. The discontinuance would cause severe hardship to persons other than the individual unable to pay;
2. The emergency is a situation that will be resolved in a period of less than thirty (30) days from the delinquency billing date; and
3. The emergency is one which will be unlikely to recur;

may request the City Administrator to postpone the cut-off date. The City Administrator may postpone the discontinuance of services for a period not to exceed thirty (30) days from the delinquency billing date. Any person for whom termination of service has been delayed shall be required to pay the applicable fees in subsection D1 and D2 of this Section.

H. Indecent Matters: The City may reject payment for any sewer bill upon which or upon the envelope or outside cover of which are any delineations, epithets, terms or language of an indecent, lewd, lascivious or obscene character are printed or written to otherwise impressed or apparent. (Ord. 560)

I. Deposits:

1. Interest: The Director is authorized to invest deposits held by the City in interest-bearing accounts. The City shall pay interest at the lowest rate earned on the City's investments during the calendar year, less one percent (1%) for administrative expenses, to the applicant making the deposit. The interest will be credited to the customer's account on January 1 succeeding each deposit and on January 1 thereafter. Interest on sewer and water deposits shall begin on January 1, 1989, or the date of the deposit, whichever is later. (Ord. 611, 11-2-1993, eff. 1-1-1994)

2. Unclaimed Deposits: Deposits received as security for the payment of water and sewer which remain unclaimed for a period of one year after an account is closed shall be transferred to the Special Sewer Fund account unless subject to the Uniform Disposition of Unclaimed Property Act, Oregon Revised Statutes 98.302 et seq. (Or Laws 1957, c. 670). (Ord. 534, 12-1-1986)

J. Transfer Of A Claim: A tenant's bill may be transferred to the property owner or to a subsequent tenant if a delinquency notice was provided by first class mail to the tenant and to the property owner or the owner's agent within thirty (30) days from the date the bill was due².

K. Lien For Unpaid Sewer Bill: When any bill remains unpaid after it becomes delinquent, the amount due (including interest and penalty) shall be recorded in the lien docket of the City and shall constitute a lien on the real property to which sewer service was provided. At any time after sixty (60) days from the time the lien is entered in the City's lien docket, in addition to any method provided by ordinance or charter, the lien may be foreclosed in the manner provided in Oregon Revised Statutes. (Ord. 670, 4-7-1998)

7-4B-11: DISCONTINUANCE OF SERVICE BY SEWERAGE USER:

Any sewerage user desiring to discontinue sewerage service and who is also receiving water service may make application therefor at City Hall not less than two (2) days before the date on which the service is desired to be discontinued. Upon payment of the water turn-off fee and the sewer and water bill to date, sewerage service will cease after the effective date of discontinuance for the period during which the service is shut off. Sewerage services shall not be returned to the premises until the turn-on fee for water service is paid. (Ord. 583, 7-1-1991)

7-4B-12: UNLAWFUL ACTS:

A. Prohibited Discharges: No person shall discharge or cause to be discharged any of the following waters or waste into any public sewer:

1. Petroleum, coal tar, vegetable or mineral oils, and products and their derivatives and wastes.
2. Any water and waste which may contain more than one hundred (100) milligrams per liter of fat, oil or grease.
3. Antimony, arsenic, barium, beryllium, bismuth, boron, cadmium, chromium (hexa), chromium (tri), cobalt, copper, iron, lead, manganese, mercury, molybdenum, nickel, rhenium, selenium, silver, strontium, tellurium, uranyl, tin and zinc.
4. Explosive or inflammable liquids and gases.
5. Any garbage that has not been properly shredded.
6. Any waters or wastes having a pH lower than five and five-tenths (5.5) or higher than nine (9.0) or having other corrosive property capable of causing damage or hazard to structures, equipment or personnel of the sewage works, or any explosive, acid or alkalies or corrosive liquids, gases or substances of sufficient strength to damage sewer, manholes, pumping stations or treatment plant units.
7. Paints or waste products from paint manufacturers.
8. Substances which will form deposits or obstructions in sewers or which, when mixed with sewage, will precipitate material and thus form deposits in sewers.
9. Ashes, cinders, sand, earth, mud, straw, shavings, feathers, glass, rags, tar, plastics, hair, coal, rubbish or metals of any kind, whole blood, entrails, paper dishes and cups and milk containers.
10. Any liquid or vapor having a temperature above one hundred forty degrees Fahrenheit (140°F).

11. Ground or unground fruit peelings and cores from canneries or packing plants.
12. Cull fruits and vegetables.
13. Fruit and vegetable pits and seeds such as those from peaches, apricots, cherries, prunes, pumpkins and squash.
14. Paunch, stable and barn manure.
15. Cull walnuts and filberts.
16. Offal from slaughterhouses.
17. Dead animals.
18. Sulphite or sulphate liquor and "white" water from pulp and paper mills.
19. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, or create any hazard in receiving waters of the sewage treatment plant.
20. Any waters or waste containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.
21. Any noxious or malodorous gas or substance capable of creating a public nuisance.

B. Temporary Or Permanent Drainage: Neither temporary nor permanent drainage of storm water or other runoffs into the sanitary sewer system shall be permitted. Drainage from roofs, storm sewer or storm drains shall not be permitted into the sanitary sewer system and no such connection shall be permitted.

C. Harmful Contributions: No person shall discharge or cause to be discharged, any substances, materials, waters or wastes, if it appears likely to the authorized local and/or State and/or Federal agencies, that such waste can harm either sewer, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance, or will violate standards established by the authorized local, State and/or Federal agencies.

D. Protection From Damage: No person shall break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the Municipal sewer system. (Ord. 534, 12-1-1986; amd. 1993 Code)

7-4B-13: INDUSTRIAL COST RECOVERY:  

At such time as "industrial waste" as defined under section 35.905-8 of the Construction Grant Regulations 40 CFR part 35, are discharged to the facilities constructed under EPA Grant No. C410400, the City shall develop and adopt an industrial cost recovery system acceptable to the U.S. Environmental Protection Agency. This cost recovery system shall comply with the requirement of PL92-500 and all regulations and guidelines pertaining thereto. In the interim, the City shall submit an annual certification affirming the nonexistence of industrial discharges to this facility and shall maintain such records and documents as necessary to substantiate the certification. (Res. 3-77, 7-19-1976)

7-4B-14: INSPECTION; SAMPLES AND TESTS:  

A. Reasonable Access: Duly authorized employees of the City, bearing proper credentials and identification, shall have the authority to inspect or cause to be inspected, all buildings and premises except the interior of dwellings, as often as may be necessary, for the purpose of

inspection, observation, measurement, sampling and testing in accordance with the provisions of this Article.

- B. Admission Refused: If admission is refused or delayed, or if inspection is in any way hindered, in the opinion of the Superintendent, water may be turned off to the premises after giving twenty four (24) hours' oral notice to any occupant of the premises fourteen (14) years of age or older, or three (3) days' written notice by mail to the water user.
- C. Examination: All measurements, tests, and analysis of the characteristics of the waters and waste to which reference is made in this Article shall be determined in accordance with the latest edition of Standards and Methods for the Examination of Water and Wastewater, published by the American Public Health Association, and shall be determined at the control manhole provided or upon suitable samples taken at such control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effective constituents upon the sewage works and to determine the existence of hazards to life, limb or property. (The particular analysis involved will determine whether a 24-hour composite of all outfalls of a premises is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analysis are obtained from a 24-hour composite of all outfalls, whereas pHs are determined from periodic grab samples.) (Ord. 534, 12-1-1986)

7-4B-15: PENALTIES:

Any person violating subsection 7-4B-4A, B, or 7-4B-6C, E, G, H, or I, or subsection 7-4B-7B or any of Section 7-4B-10 of this Article shall, upon conviction, be punished by the imposition of a Class A civil fine³. In the case of a continuing violation, every day's continuance of the violation is a separate violation. (Ord. 534, 12-1-1986; amd. 1993 Code)

7-4B-16: ADDITIONAL REMEDIES:

- A. Money Judgment: In addition to the penalties provided in Section 7-4B-14 of this Article, the City may sue in a court of competent jurisdiction to obtain a judgment for any fee due under this Article and enforce collection of the judgment as allowed by law.
- B. Injunction: The City may seek an injunction to prohibit a person engaged in any activity regulated by this Article which does not comply with this Article.
- C. Attorney Fees And Costs: In a civil action authorized by this Section, if the City prevails, it shall be entitled to recover its reasonable attorney fees to be set by the court in addition to its costs and disbursements. These fees are recoverable at all levels of trial and appeal. (Ord. 534, 12-1-1986)

Footnotes - Click any footnote link to go back to its reference.

Footnote 1: See Section 1-12-4 of this Code.

Footnote 2: ORS 91.255.

Footnote 3: See Title 1, Chapter 4 of this Code.