

CITY OF DUFUR COUNCIL MEETING

May 11, 2021

7:00 PM

DUFUR CITY HALL

Agenda

- Pursuant of the Governors order to limited gatherings and maintain social distancing, the meetings will be held utilizing on online format with Zoom and a limited amount of space at City Hall. People who plan on attend will be required to wear a mask
- **Join Zoom Meeting**
<https://us02web.zoom.us/j/2316639607?pwd=TWV1c085bkFsZm1UR0pVRmVrTmZVZz09>
Meeting ID: 231 663 9607
Passcode: 13521126

Call to order:

Attendance:

Guests in Attendance:

Approval of Agenda:

Consent Agenda:

- a. Approve accounts payable -
- b. Approve Minutes of Regular Meeting April 13, 2021

Citizen Comment:

Public Hearing:

- a. Sidewalk and city right a ways
- b. Information on Wastewater Project

Resolutions/Ordinances:

- a. Resolution 05.11.2021 - Bond

City Staff Reports

- a. Public Works Report (*Brandon Beachamp*). –
- b. City Recorder (*Kathy Bostick*) –
 - i. Budget meeting May 18, 2021 @ 6pm

City Attorney & Engineering Reports

- a. City Attorney (*Paul Sumner*) –
- b. Engineering (*Brandon Mahon with Anderson Perry*) –

Council and Commissioners Reports:

- a. Mayor's Report (*Merle Keys*) –
- b. Public Works (*Bill Parke*) –
- c. Administration (*Barbara McKenzie*) –
- d. Fire/Ambulance (*Steve Podvent*)
- e. Planning & Development (*Kathy Bostick*) –
- f. Council input or questions -

New Business: (Action items)

- a. Tyson's Review (Executive Session option)
- b. Bond Council for Wastewater Project
- c. Letter for Request – Cheryl Sonnabend
- d. Office/Library Position

Old Business: (Action items)

- a. Sidewalks/Right away
- b. Office Security
- c. SCA Grant

If necessary, an Executive Session may be held in accordance with: ORS 192.660(2)(a) – Employment of Public Officers, Employees & Agents, ORS 192.660(2)(b) – Discipline of Public Officers & Employees, ORS 192.660(2)(d) – Labor Negotiator Consultations, ORS 192.660(2)(e) – Real Property Transactions, ORS 192.660(2)(f) To consider information or records that are exempt by law from public inspection, ORS 192.660(2)(g) – Trade Negotiations, ORS 192.660(2)(h) - Conferring with Legal Counsel regarding litigation, ORS 192.660(2)(i) – Performance Evaluations of Public Officers & Employees, ORS 192.660(2)(j) – Public Investments, ORS 192.660(2)(m) – Security Programs, ORS 192.660(2)(n) – Labor Negotiations

CITY OF DUFUR COUNCIL MEETING
April 13, 2021
7:00 PM
DUFUR CITY HALL
Minutes

Pursuant of the Governors order to limited gatherings and maintain social distancing, the meetings will be held utilizing on online format with Zoom and a limited amount of space at City Hall. People who plan on attend will be required to wear a mask

Call to order: Mayor Merle Keys called the meeting to order at 7:02 pm

Attendance: Mayor Merle Keys, Councilor Stan Ashbrook; City Recorder Kathy Bostick; via Zoom Council Barbara McKenzie, Josiah Dean, Steve Podvent, Bill Park, Samantha Filbin; Public Works Brandon Beachamp, City Attorney Paul Sumner

Guests in Attendance: Brian Kittleson, Jon Keyser Jr. Via zoom Rylee Parke, Tyson Marick, and Scott Hage

Approval of Agenda: Barbara made a motion to approve the agenda; 2nd by Josiah; All approved

Consent Agenda: Bill made motion to approve consent agenda; 2nd by Barbara; All Approved

- a. Approve accounts payable -
- b. Approve Minutes of Regular Meeting March 09, 2021

Citizen Comment: None

Public Hearing:

- a. Sidewalk and city right a ways – It was declared that Bill Parke had a conflict and will abstain and step down as a council member and will be a resident on the issue.
Public Hearing continued from previous meeting at 7:14 pm –
Rylee Parke address council with that most of the issues have been addressed with working with the homeowner on the corner. Rylee’s big concern is how the notices was given to the public about the hearing. Kathy responded that it was ran in the paper and posted at city hall, post office and in front of Kramer’s. Cannot control if someone take it down early. Kathy has been working on a newsletter in hopes to get it out soon but waiting on some additional information from Brandon Mahon and hoping information about the park.
Stan made a mention on the back stands on the trailer sticking out would be his only concern.
Bill Park would like to limit the length of 10ft of no parking on corners making them yellow and not parking to help with visibility.
Rylee asked if the sidewalks were city or homeowners responsibility. Kathy address saying should have to look at the ordinance more closely to double check what it say exactly. Does know that snow removal falls on the responsibility of the land owner, but unsure about who has to maintain them. Also would have to determine if the sidewalk was on city right away or on owner’s property.
Kathy to work on better notifications of public hearings
Public hearing continue to next meeting.

Resolutions/Ordinances:

- a. Resolution 04.13.2021 – Appoint budget officer – Bill made motion to appoint Kathy as Budget officer; 2nd by Barbara; All Approved.

City Staff Reports

- a. Public Works Report (*Brandon Beachamp*). – Nothing
- b. City Recorder (*Kathy Bostick*) – *Ethics forms are due by April 15, 2021 and Budget meeting is scheduled for May 18th at 6:00 pm. Working on paperwork/ADA requirements for USDA Loan applications*

City Attorney & Engineering Reports

- a. City Attorney (*Paul Sumner*) – Thanked council members for letting him represent Dufur. Working on land deeds for the wastewater project and assisting on the acquiring the land from the county next to the existing pivot. Will look into a future ordinance for nuisances’ abatement to handle complaints.
- b. Engineering (*Brandon Mahon with Anderson Perry*) – Held a workshop the night before to update city council on the progress on the wastewater project. Stan spoke to Brandon Mahon since he missed the work shop and is in discussion about land usage and hoping something comes together

Council and Commissioners Reports:

- a. Mayor’s Report (*Merle Keys*) – Street sweeper came out to and swept part of the road but broke down, was supposed to come back but never did.
- b. Public Works (*Bill Parke*) – Bill talked about chip sealing and possibly seeing if the county could come out and take a look at the end of 3rd street. Might not happened this year but at least look at getting it on the books. Merle to talk with Brandon Beachamp and talk with Jeff at the county.
- c. Administration (*Barbara McKenzie*) – Maupin wanted to know if the city is still interested in working together for a code enforcement officer. Kathy had told them it was something we would be interested in pursuing again. Also another option would be to have city staff possibly train for code enforcement to handle some of the complaints that come in. Only concern with that is it take a lot of time. Still excepting application for office help until the end of the month.

- d. Fire/Ambulance (Steve Podvent) – 1 fire 4 ambulance. New fire chief working to get more involved and community outreach. The one fire the responded to a burn barrel under a pine tree. Pretty certain burn ban will go into effect much earlier this year with how dry spring has been. Kathy mention that she talked with Jack at one point of going around to house that have fire pits in the back yards that want to still use them during the summer and making sure they are certified for use or what the owners need to be able to use them during the summer.
- e. Planning & Development (Kathy Bostick) – Kathy reported that Doug Peters submitted his application for the housing development up around D hill.
- f. Council input or questions - Josiah asked Bill how the siren was going. Locates were completed, but Chad's equipment was in the shop. Kathy addressed the apartments above Kramer's and is waiting for Kramer's to move forward. Bill reported the bike gravel event at the park went really smooth and no complaints.

New Business: (Action items)

- a. Ballot Box – Kathy reported the county was awarded grant money to get additional ballot box put in the county. The city has the box and is wanting to know if council would like to get it installed. Figured it may cost a little to get the camera installed if we need to have power wired out. Bill made a motion to have the box installed; 2nd by Josiah; All Approved
- b. County Property by current pivot – Discussion was brought up that the cities current pivot does not have the required setback for over spray, unsure how this was missed before. The county owns a 5 acre rock pit next to the pivot that would be perfect. Merle had started conversations with the county to see if they were interested in pursuing this. They would be interested and what they would want. Merle explained the county would be interested possibly selling property for \$1 and want to still have access to large rocks. Josiah made a motion to have Merle and Paul move forward with acquiring the land; 2nd by Bill; All Approved
- c. City Hall Roof – Kathy explained that during the frost season the roof has been leaking. Had Browns roofing come out and patch the roof hoping that will fix. Had got a quote to replace the roof from Brown and it is really high. Need to know if we need to move forward with getting more quotes. Nothing decided
- d. Street No parking/one way – Dufur School – The school contact Kathy asking about helping with the traffic flows around 6th street going to the upper gym. Having problems with parents picking up students and running in between busses. Would like to either make East on 6th to North on Klinger no parking during school hours or making it a one way. After council discussed option or scenarios feel that the school could provide flagging and/or control the traffic during bus pick up and drop off. Kathy to let Josie Hanna at the school know that the city doesn't what to change the roads as suggested.
- e. Tyson's Review (Executive Session option) - Table
- f. Burn Pile/Yard Debris pile – Kathy gave a suggesting that since the sewer project will not be going to bid until this winter would it be an option to have the yard pile open until say October then burn it off again. Or another suggestion would be to do what the park is doing maybe one or two Saturday and month with a large dumpster and charging residents to dispose of yard debris to pay for the cost. All though these are good ideas council has decided to leave as is until the sewer project is complete and readdress it then.

Old Business: (Action items)

- a. Website/Facebook- Josiah and Samantha will be using Dufur Community Facebook page to for outreach and Kathy will have Josiah be made as an admin on the website to help get it update and make some changes. This will become part of the new office help responsibility once we get someone hired.
- b. Wastewater funding – Brandon Mahon reported to the council that there were some additional cost with the wastewater project and need to up the contract agreement by \$60,000. Josiah made a motion to up the contract cost \$60k; 2nd by Samantha All approved
- c. Crack Sealer – Tyson presented estimated cost to fix the crack sealer around \$9,200. Bill made a motion to repair crack sealer 2nd by Steve; All approved
- d. Sidewalks/Right away – After the public hearing it was discussed to form a committee to drive around and look at sidewalks/city right a ways for evaluations. Barbara made a motion at appoint Steve, Bill and Brandon Beachamp to look at areas and report back to city council; 2nd by Samantha; All approved
- e. Office Security- Table
- f. SCA Grant – Table

Adjourn: Josiah made a motion to adjourn at 8:30 pm; 2nd By Barbara; All Approved

City Recorder – Kathy Bostick

Mayor – Merle Keys

If necessary, an Executive Session may be held in accordance with: ORS 192.660(2)(a) – Employment of Public Officers, Employees & Agents, ORS 192.660(2)(b) – Discipline of Public Officers & Employees, ORS 192.660(2)(d) – Labor Negotiator Consultations, ORS 192.660(2)(e) – Real Property Transactions, ORS 192.660(2)(f) To consider information or records that are exempt by law from public inspection, ORS 192.660(2)(g) – Trade Negotiations, ORS 192.660(2)(h) - Conferring with Legal Counsel regarding litigation, ORS 192.660(2)(i) – Performance Evaluations of Public Officers & Employees, ORS 192.660(2)(j) – Public Investments, ORS 192.660(2)(m) –Security Programs, ORS 192.660(2)(n) – Labor Negotiations

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF DUFUR OREGON,
AUTHORIZING THE ISSUANCE OF SEWER REVENUE BONDS
FOR A TOTAL OF NOT TO EXCEED \$ _____ AND
PROVIDING FOR PUBLICATION OF NOTICE.

The City Council of City of Dufur, in Wasco County, Oregon (the “City”),
finds:

A. The City finds that it is financially feasible and in its best interests to finance capital construction of a new wastewater treatment plant for the City (the “Project”).

B. The City entered into a Mutual Agreement Order with the Department of Environmental Quality and has established a plan to bring the City into compliance with their NPDES permitting and the addition of effluent phosphorus limits and updated ammonia limits.

C. The City is authorized to finance the Project by issuing revenue bonds pursuant to Oregon Revised Statutes Section 287A.150 (the “Statute”).

D. The cost of the Project, including bond issuance costs and debt service reserves, is estimated to be approximately \$ _____. The City expects to obtain financing for \$ _____ of the cost of the Project from the United States Department of Agriculture Rural Development (“USDA”) by issuing the revenue bonds authorized hereunder to USDA. The City may also obtain a grant from USDA for a portion of the cost of the Project.

E. The City completed and approved a rate study in _____ which demonstrates the City's estimated net sewer revenues are sufficient to pay the estimated debt to be incurred by the City under the revenue bond issue authorized by this resolution.

The City Council of City of Dufur, Oregon, resolves:

Section 1. Revenue Bonds Authorized. The City is hereby authorized to issue not to exceed \$ _____ in aggregate principal amount of the City's sewer revenue bonds. Prior to selling the bonds the City Council shall establish by resolution:

- (a) Whether the bonds shall be sold at public competitive bid sale or private negotiated sale;
- (b) The maximum discount to be allowed upon sale of the bonds;
- (c) The schedule for bond principal repayment;

- (d) The terms under which additional bonds may be issued;
- (e) The terms by which bonds may be redeemed prior to maturity;
- (f) The amount of any reserves to be established for the bonds and the manner in which the reserves shall be funded;
- (g) The covenants which the City will make with bond owners regarding operation of the Project;
- (h) The revenues to be pledged to payment of the bonds;
- (i) Whether the pledged revenues shall be held by a trustee, and if they are so held, the trustee's duties;
- (j) Whether security interests should be granted; and
- (k) Any other terms, conditions or covenants regarding the bonds, the Project or the revenues which are necessary or desirable to effect the sale of the bonds.

Section 2. Notice; Procedure.

(a) No bonds may be sold, and no purchase agreement for the bonds may be executed, until at least sixty (60) days after publication of the Notice of Revenue Bond Authorization, which is attached to this resolution as Exhibit A (the "Notice"). The Notice shall specify the last date on which petitions may be submitted, and shall be published in at least one newspaper of general circulation in the City in the same manner as are other public notices of the City.

(b) If petitions for an election, containing valid signatures of not less than five percent (5%) of the City's electors, are received within the time indicated in the Notice, the question of issuing the bonds shall be placed on the ballot at the next legally available election date. If such petitions are received, no bonds may be sold until this resolution and the question of issuing the bonds is approved by a majority of the electors of the City who vote on that question.

(c) The bonds shall be issued and sold in accordance with the Statute.

Section 3. Bonds Payable Solely from Revenues.

The bonds shall not be general obligations of the City, nor a charge upon its tax revenues, but shall be payable solely from the City's legally available revenues which the City pledges to payment of the bonds pursuant to the Statute and the resolution to be adopted by the City pursuant to Section 1 of this resolution.

ADOPTED by the Council of the City of Dufur, Oregon, this ___th day of

_____, 2020.

City of Dufur, Oregon

Merle Keys, Mayor

Attest:

Kathy Bostick, City Recorder

EXHIBIT A
Notice of Revenue Bond Authorization

NOTICE IS HEREBY GIVEN that the City Council of City of Dufur, in Wasco County, Oregon (the "City"), adopted Resolution No. ____ on _____, 2020, authorizing the issuance of sewer revenue bonds. The bonds will be issued to finance capital construction of a new wastewater treatment plant for the City.

The City Council may establish by subsequent resolution all terms, conditions and covenants regarding the bonds and the revenues which are necessary or desirable to effect the sale of the bonds.

The City estimates that the bonds will be issued in an aggregate principal amount of not to exceed \$ _____; bond principal and interest are expected to be paid from the City's revenues. The bonds will not be general obligations of the City, nor a charge upon its tax revenues, but will be payable solely from the revenues, including sewer revenues, which the City pledges to the payment of the bonds.

If written petitions, signed by not less than five percent (5%) of the City's electors, are filed at the Office of the City Recorder on or before _____, 20__ (the 61st day after the date of publication of the notice), the questions of issuing the revenue bonds shall be placed on the ballot at the next legally available election date.

The Office of the City Recorder is located at 175 NE Third St., Dufur, Oregon 97021.

The resolution authorizing the bonds is available for inspection at the Office of the City Recorder.

The bonds will be issued and sold pursuant to Oregon Revised Statutes Section 287A.150(4).

BY ORDER OF THE CITY COUNCIL OF

CITY OF DUFUR, OREGON.



PHONE: 503-402-1320
FAX: 503-402-1331

200 SW MARKET STREET, SUITE 350
PORTLAND, OR 97201
WWW.HAWKINS.COM

NEW YORK
WASHINGTON
NEWARK
HARTFORD
LOS ANGELES
SACRAMENTO
SAN FRANCISCO
PORTLAND
ANN ARBOR

October 18, 2020

Mayor Merle Keys
City of Dufur
PO Box 145
Dufur, Oregon 97021

Dear Mayor Keys:

Thank you for selecting Hawkins Delafield & Wood LLP to act as bond counsel to the City of Dufur (the "City") in connection with the proposed USDA sewer revenue bond (the "Bond"). To this end, we submit for your approval the following provisions governing our engagement. If you are in agreement, please sign the enclosed copy of this letter in the space provided below. We are available to answer any questions that you may have concerning these provisions, or any modifications that you may wish to suggest. We at Hawkins are pleased to have the opportunity to serve the City.

1. *Client; Limited Scope of Representation.* Our client in this matter will be the City. We will be engaged hereunder to render legal advice to the City as its bond counsel or special counsel, including the following:

- (1) Subject to the completion of proceedings to our satisfaction, render our legal opinion (the "Bond Opinion") regarding the validity and binding effect of the Bond, the source of payment and security for the Bond, and excludability of interest on the Bond from gross income for federal and for state of Oregon income tax purposes.
- (2) Prepare and review documents necessary or appropriate to the authorization, issuance and delivery of the Bond, coordinate the authorization and execution of such documents, and review enabling legislation.
- (3) Assist the City in seeking from other governmental authorities such approvals, permissions, and exemptions as are necessary or appropriate in connection with the authorization, issuance and delivery of the Bond, except that we will not be responsible for any required Blue Sky filings.

- (4) Review and respond to specific legal issues raised by the City that relate to and arise out of the City's structuring of the Bond.

Our Bond Opinion will be addressed to the City and will be based on facts and law existing as of its date. In rendering our Bond Opinion we will rely upon the certified proceedings and other representations and certifications of public officials, counsel for and representatives of the City, the lender of the Bond, and other persons, furnished to us without any undertaking by us to verify the same by independent investigation, and we will assume continuing compliance by the City and all other participants in the transaction with applicable laws relating to the Bond. During the course of this engagement, we will rely on the City to provide us with complete and timely information on all developments pertaining to any aspect of the Bond and their security. We understand that the City will direct members of its staff and other employees to cooperate with us in this regard.

Our duties in this engagement are limited to those expressly set forth above. Among other things, our duties do not include:

- (a) Assisting in the preparation or review of an official statement or any other disclosure document with respect to the Bond, or performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document or rendering advice that the official statement or other disclosure document does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements contained therein, in light of the circumstances under which they were made, not misleading.
- (b) Preparing requests for tax rulings from the Internal Revenue Service, or no action letters from the Securities and Exchange Commission.
- (c) Preparing blue sky or investments surveys with respect to the Bond.
- (d) Drafting state constitutional or legislative amendments.
- (e) Pursuing test cases or other litigation such as contested validation proceedings.
- (f) Making an investigation or expressing any view as to the creditworthiness or financial strength of the City or any other party being or having been contracted with by the City or the Bond.
- (g) Opining on a continuing disclosure undertaking pertaining to the Bond or, after Closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking.

- (h) Representing the City in Internal Revenue Service examinations or inquiries, or Securities and Exchange Commission investigations.
- (i) After Closing, providing continuing advice to the City or any other party concerning any actions necessary to assure that interest paid on the Bond will continue to be excludable from gross income for federal or for State income tax purposes (*e.g.*, our engagement does not include rebate calculations for the Bond).
- (j) Addressing any other matter not specifically set forth above that is not required to render our Bond Opinion.

It is expressly agreed that the City shall not request the firm to provide predictions or advice regarding, and that the firm shall provide no predictions or advice and owes the City no duty regarding, the financial structuring or feasibility of any arrangement nor any predictions or advice as to the ability or likelihood of any other party actually performing their obligations relating thereto.

The City's general counsel will be asked to advise upon the City's general corporate matters and such matters are not included in the scope of our engagement hereunder. As bond counsel or special counsel, we shall be entitled to rely upon the opinions of and representations by such general counsel.

In expressing its opinion, the firm does not represent, warrant or guarantee that a court will not invalidate either any of the procedures or contracts being utilized in connection with the issuance of the Bond, nor does the firm represent, warrant or guarantee the actual performance rendered by participants in any transaction with the City.

It is also expressly agreed that (i) our client for purposes of this representation is the City and not any of its officers or employees, members, creditors, bondholders, or any other entities having any interest in the City or in which the City has an interest, and (ii) accordingly, this engagement will not establish an attorney-client relationship between the firm and any such individual, member or other entity.

2. *Term of Engagement.* Either the City or the firm may terminate this engagement at any time for any reason, subject on our part to applicable rules of professional conduct. In the event that we terminate the engagement, we will take such steps as are reasonably practicable to protect the City's interests in matters within the scope of this engagement. In the event of termination of this engagement for any reason, the firm will be paid for services satisfactorily rendered by the firm up to the date of termination, and for any post-termination services requested by the City in connection with the termination.

3. *Conclusion of Representation; Retention and Disposition of Documents.* At the City's request, its papers and property will be returned to it or delivered to successor counsel, as it may direct, promptly upon receipt of payment of outstanding fees and expenses.

Our own files pertaining to this engagement will be retained by the firm. These firm files include, for example, firm administrative records, time and expense reports, and accounting records, as well as internal lawyer's work product such as drafts, notes, internal memoranda, and legal and factual research prepared by or for the internal use of lawyers. For various reasons, including the minimization of unnecessary storage expenses, we reserve the right to destroy or otherwise dispose of any such documents or other materials retained by us within a reasonable time after the termination of this engagement.

4. *Post-Engagement Matters.* After completion of this engagement, changes may occur in applicable laws or regulations, or in administrative City or judicial interpretations thereof, that could have an impact upon issues as to which we have advised the City during the course of this engagement. Unless you subsequently engage us, after completion of this engagement, to provide additional advice on such issues, the firm has no continuing obligation to advise you with respect to any such future legal developments.

5. *Fees and Expenses.* We will charge the City a fixed fee of \$12,000 for our bond counsel services. Such fees will be paid from Bond proceeds at closing and will not be due if the issue does not close.

Fees and expenses of others (such as consultants, appraisers and other counsel retained by you) will not be paid by us, and should be billed directly to you. Arrangements for billing and payment for services of others should be made between you and the other parties.

6. *Consent to Conflict; Non-reliance upon Hawkins Representations.* The firm from time to time has represented, currently represents, and may in the future represent, underwriters and lenders in municipal financings involving other issuers. The City consents to the firm simultaneously representing such other parties and the City. The City acknowledges and agrees that it has not relied upon any firm representations or statements of any kind in deciding to give its consent. Instead, it has consulted with other independent counsel and that it has exclusively relied upon such other counsel in deciding to consent.

7. *Attorney-Client Privilege.* In recent years, several courts have said that when a firm reviews its compliance with professional conduct rules or other law in the representation of a client, the firm may not be able to claim attorney-client privilege for its review unless the firm withdraws from representing the particular client before conducting the review or the client agrees that the firm can assert privilege for any such review. We believe it is in the interest of our clients that the firm have the protection of the privilege in connection with internal reviews of its work for you. The City agrees that any communications between the lawyers and staff working on the City's matter and the lawyers at the firm who may be reviewing that work for compliance with professional conduct rules or other law will be protected by the firm's own attorney-client privilege and that any such review will not constitute a conflict between our interests and your interests.

8. *Client Responsibilities.* The City agrees to cooperate fully with us and to provide promptly all information known or available to the City relevant to our representation. The City also agrees to pay our statements for services and expenses in accordance with paragraph 5 above.

9. *Fully Integrated Agreement; Merger; No Oral Amendments or Modifications.* This agreement is intended as a complete integration of the terms of this engagement and, as such, all prior understandings, representations, warranties, and agreements are fully and completely merged herein.

Of course, you may limit or expand the scope of our representation from time to time, provided that any such expansion is agreed to by each of us and memorialized in a supplement hereto.

We are pleased to have this opportunity to work with the City. I trust that you will not hesitate to call me if you have any questions or comments during the course of this engagement.

Very truly yours,

Hawkins Delafield & Wood LLP



By: Carol J. McCoog, Partner

Agreed and Accepted:

City of Dufur

By: _____

Title: _____

Date: _____

May 6th, 2021

Dear City Council,

The residence of SE 2nd and Johnston Street, would like dust abatement on both roads and also the immediate halt to spraying of the roads with the herbicide now and any future application. People talked to (Vivian Dunn, the Swigars, Stan Ashbrook and myself Cheryl Sonnabend)

Justification for Dust abatement: Increased traffic all day long, neighborhood growth, poor application from past, cant hang laundry to save, hard to be outside with or without wind, cant open windows, dust penetrates through closed windows, Increased filters changes for heat pumps, large vehicles have pushed rock off road that keeps dust down.

I had a conversation with Brandon and he said there wasn't any money to do dust abatement because of paving in other areas around town and there is no funding.

I suggest that the money saved from the poison be used to maybe cover some cost.

I also ask that roads councilor member come out or planner and assess the issue and to talk to the residence listed. Maybe include asking the Lewis family what they feel about the spray. In the 15 years Ive lived here, there has only been 2 treatments to these roads and graveled once and at some point this neighborhood needs to be included since we all pay huge taxes and get little benefit.

Justification for no more spraying: Not necessary, animals and kids, dried horse biscuits get sprayed that have blown out into the road and dogs eating, I have a dog that has a compromised immune system and Addison disease most likely started from poisons and has to get monthly survival shots last 2 years and for rest of life. Because of compromised system he is susceptible to allergies and has to get shots when his feet swell.

The folks I have listed don't have same issues as myself as far as dog illness but they all would like to see improvements around here. It would be wonderful if someone would please get back to us with an answer instead of nothing.

Thank you for your time, Cheryl Sonnabend

PO box 522, 170 se 2nd

Dufur OR.

Spray from main Street along SE end
same on other side starting at the trailer sitting in road

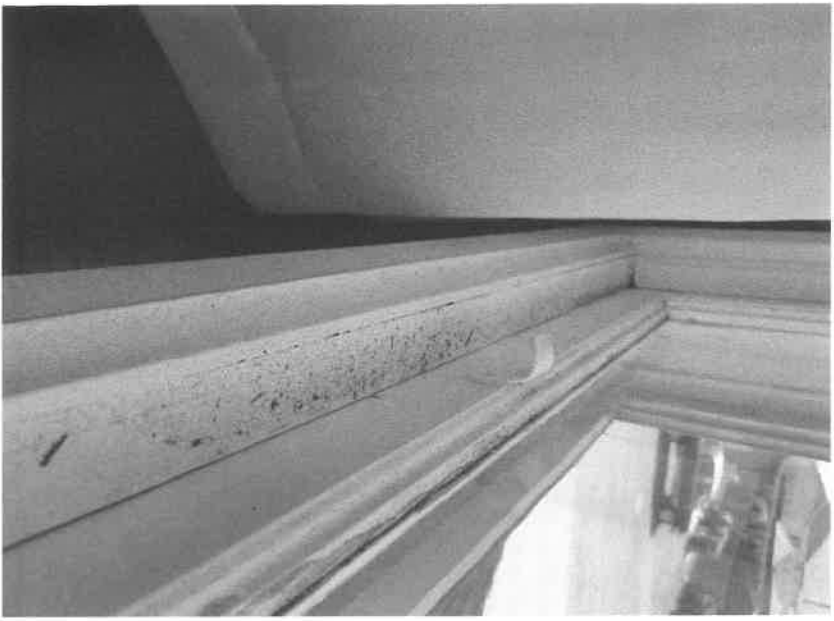


Johnston street after spray application
heading to SE 3rd



spray from April 2021 - Swiger property
2nd and Johnston





closed window, dust and dried manure after a
little wind storm.