



**TALENT CITY COUNCIL  
REGULAR COUNCIL MEETING AGENDA  
TOWN HALL  
October 5, 2016 – 6:45 P.M.**

*Study Session, Regular Council & TURA meetings are being digitally recorded and will be available on the City website*

The City Council of the City of Talent will meet in Regular Session at 6:45 PM Wednesday, October 5<sup>th</sup> in the Town Hall, 206 E. Main Street. The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting to the City Recorder at 541-535-1566, ext. 1012.

The City Council reserves the right to add or delete items as needed, change the order of the agenda, and discuss any other business deemed necessary at the time of the study session and/or meeting.

**REGULAR COUNCIL MEETING- 6:45 PM**

*Anyone wishing to speak on an agenda item should complete a Public Comment Form and give it to the City Recorder. Public Comment Forms are located at the entrance to the meeting place. Anyone commenting on a subject not on the agenda will be called upon during the “Citizens Heard on Non-agenda Items” section of the agenda. Comments pertaining to specific agenda items will be taken at the time the matter is discussed by the City Council.*

**1. Call to Order/Roll Call**

**2. Pledge of Allegiance**

**3. Community Announcements**

**4. Public Hearings**

*Public hearings are conducted under a prescribed procedure depending on the topic. The presiding officer will conduct the hearing in accordance with those procedures which will allow for public input at the announced time.*

**4.1 Vacation of portion of alley right-of-way between S. First St. and S. Second St.....Page 3-35**

**4.2 Ordinance 16-925-O, An Ordinance prohibiting the uncontrolled growth of noxious vegetation and repealing 14-873A-O.....Page 36-48**

**5. Citizens Heard on Non-Agenda Items**

*Limited to 5 minutes or less per Mayoral discretion*

**6. Public Presentations**

*Items that do not require immediate Council action, such as presentations, discussion of potential future action items. Time limited to 15 minutes per presentation unless prior arrangements have been made.*

**6.1 None**

**7. Consent Agenda**

*The consent agenda consists of items of a repeating or routine nature considered under a single action. Any Councilor may have an item on the consent agenda removed and considered separately on request.*

**7.1 Approval of Regular Council Meeting Minutes for September 21, 2016.....Page 49-60**

**8. Regular Agenda**

*Citizens will be provided the opportunity to offer comments on action items after staff has given their report and if there is an applicant, after they have had the opportunity to speak. Action items are expected to result in motions, resolutions, orders, or ordinances.*

- 8.1 Second Reading of Ordinance 16-924-O, an Ordinance vacating alley 20 feet in width to the east of lots 1-6, block 2, Wagner Butte addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of section 26, T. 38S., R1.W., W.M. Jackson County.....Page 61-62**

**9. Information Items**

- 9.1 IFA Funding – Reservoir Replacement.....(no agenda report)**

**10. City Manager & Other Department Reports**

*Items for discussion by the City Manager and Department Heads as needed.*

**11. Other Business**

- 11.1**

**12. Mayor and Councilor - Committee Reports and Councilor Comments**

Rogue Valley Area Commission on Transportation – Mayor Stricker (alternate)  
 Together for Talent Committee – Councilor Collins  
 Metropolitan Planning Organization – Mayor Stricker & Councilor Cooke (alternate)  
 Planning Commission – Councilor Wise & Councilor Abshire (alternate)  
 Public Art Advisory Committee – Councilor McManus  
 Parks Commission – Mayor Stricker  
 Traffic Safety & Transportation Commission – Councilor Cooke  
 Rogue Valley Council of Governments – Councilor McManus & Mayor Stricker (alternate)  
 Talent Historical Society – Councilor Abshire  
 Harvest Festival Committee – Councilor McManus  
 Economic Development - Councilor Pederson & Council McManus  
 Chamber – Councilor Pederson  
 Talent Charter Review – Councilor Cooke

**13. Adjournment**

**The City of Talent is an Equal Opportunity Provider**

***Note: This agenda and the entire agenda packet, including staff reports, referenced documents, resolutions and ordinances are posted on the City of Talent website ([www.cityoftalent.org](http://www.cityoftalent.org)) in advance of each meeting.***

***In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact TTY phone number 1-800-735-2900 for English and for Spanish please contact TTY phone number 1-800-735-3896.***



# City Council Agenda Report

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Meeting Date:	September 22, 2016	Primary Staff Contact:	Zac Moody
Department:	Community Development	E-Mail:	zmoody@cityoftalent.org
Staff Recommendation:	Approval	Estimated Time:	10 minutes

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## ISSUE BEFORE THE COUNCIL

Vacation of alley right-of-way between S. Second Street. and S. First Street.

## BACKGROUND

This alley which is 20 feet in width and located between S. Second St. and S. First St. connects to Wagner Butte Ave. and Wagner Street. The proposed vacation will formally grant those that are currently using the property for private use, legal right to do so and provide additional property for those that are not. In addition to the notification required by State Law, staff mailed a pre-vacation letter outlining the proposal and asking for comments or concerns. To date, two objections have been received in regards to one property. The objection comes from both the property owner and tenant (attached). One comment in support was also received.

Public Works has reviewed the proposed vacation and agrees that the area being vacated is a blighted area with several right-of-way encroachment issues and does not serve a current or future public need. An easement of 20 feet in width has been reserved for the existing storm water line. Concerns about fire access were raised during the last vacation and considering that both S. First St. and S. Second St. are through streets (no dead ends), there are two ways in and out of both streets, providing adequate fire/life/safety access.

Attached to this staff report are two maps showing the existing conditions on both the public street and the alley. Each parcel is noted on the map with an address and each corresponding photo is labeled with that address. These photos clearly show that a majority of the use along the alley is for storage (RVs and cars). There is one house (306 S. First St.) that has a secondary dwelling access, but the primary access is from S. First. In this case, the property owner has chosen to use the alley instead of the approved access along First Street.

There are multiple outbuildings adjacent to the alley, however only two of them appear to be functional. Only one of these functioning outbuildings is currently in use. The other is located at 305 S. Second, which is a bank owned home that recently had some fire damage and is vacant. All other outbuildings have interior access and do not rely on the alley for access.

Following the approved vacation, staff will work with and encourage all of the property owners adjacent to the former ally to fence their new portion of property. Fence permits are free of charge and staff will work with property owners to identify their newly acquired land.



## **RELATED CITY POLICIES**

Oregon Revised Statutes 271

## **COUNCIL OPTIONS**

Approve or do not approve Ordinance 930 an ordinance vacating 20 feet of alley right-of-way between S. Second St. and S. First St.

## **POTENTIAL MOTIONS**

*"I recommend approval of Ordinance 930, an ordinance vacating an alley 20 feet in width to the east of lots 1-6, block 1, Wagner Butte Addition to Talent, Oregon in the northwest 1/4 of the northwest 1/4 of section 26, Township 38 South, Range 1 West, Willamette Meridian, Jackson County."*

## **ATTACHMENT**

Ordinance 16-930-O with Exhibits

Public Comment

Vacation Maps and Photos

**ORDINANCE NO. 16-930-O**

**AN ORDINANCE VACATING AN ALLEY 20 FEET IN WIDTH TO THE EAST OF LOTS 1-6, BLOCK 1, WAGNER BUTTE ADDITION TO TALENT, OREGON IN THE NORTHWEST ¼, NORTHWEST ¼ OF SECTION 26, TOWNSHIP 38 SOUTH, RANGE 1 WEST, WILLAMETTE MERIDIAN, JACKSON COUNTY**

WHEREAS, the City Council for the City of Talent, on October 5, 2016, determined to initiate vacation of **an alley 20 feet in width to the east of Lots 1-6, Block 1, Wagner Butte Addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of Section 26, T.38S., R1.W., W.M. Jackson County, Oregon** as more particularly described in map attached as Exhibit A; and

WHEREAS, it has been determined that, at the present time, no City liens are existing or unpaid against said property and, by virtue of the fact that it is a dedicated right-of-way, no taxes are unpaid thereon; and

WHEREAS, the City Council fixed October 5, 2016, at 6:45 p.m. at the Talent Town Hall, 206 E Main Street, Talent, as the time and place for a formal public hearing regarding the vacation; and

WHEREAS, the City Recorder gave notice of the public hearing by publishing a notice in the Mail Tribune newspaper once each week for two consecutive weeks on September 23, 2016, and September 30, 2016, which notice described the ground subject to the vacation, the date of the public hearing, and that written objections or remonstrances must be filed with the Talent City Recorder prior to the time of the hearing, in accordance with ORS 271.110(1); and

WHEREAS, within five (5) days after the first day of publication of said notice in the newspaper and not less than fourteen (14) days before the hearing date, the City Recorder caused a copy of the notice to be posted in at least two (2) conspicuous places at or near each end of the proposed vacation, in accordance with ORS 271.110(2); and

WHEREAS, at 6:45 p.m. on October 5, 2016, at the Talent Town Hall, the City Council held a public hearing in the Council Chambers on the vacation of the area described above, considered any written objections filed thereto, and heard oral

testimony from members of the public in favor of and/or in opposition to said vacation;  
and

WHEREAS, the owners of the majority of the area affected, computed on the basis provided in ORS 271.080, have not objected in writing to the proposed vacation;  
and

WHEREAS, the Council finds that the consent of abutting property owners is not required, as the proposed vacation will not substantially affect the market value of abutting properties; and

WHEREAS, the Talent City Council finds that the public interest will not be prejudiced by the proposed vacation.

NOW, THEREFORE, THE CITY OF TALENT ORDAINS AS FOLLOWS:

SECTION 1. The right-of-way over an alley 20 feet in width to the east of Lots 1-6, Block 1, Wagner Butte Addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of Section 26, T.38S., R1.W., W.M. Jackson County, Oregon as more particularly described in the map identified on Exhibit "A", is hereby vacated, and title shall vest in the owners of the land bordering the vacated right-of-way to the east and west, in accordance with ORS 271.140.

SECTION 2. An area 20 feet in width shall be reserved as a permanent public utility easement to construct, reconstruct, operate, repair, and maintain utility lines and all necessary related facilities over, across and under the following described real property, to-wit:

A permanent easement 20 feet in width described in Exhibit "B" attached hereto and incorporated herein by this reference.

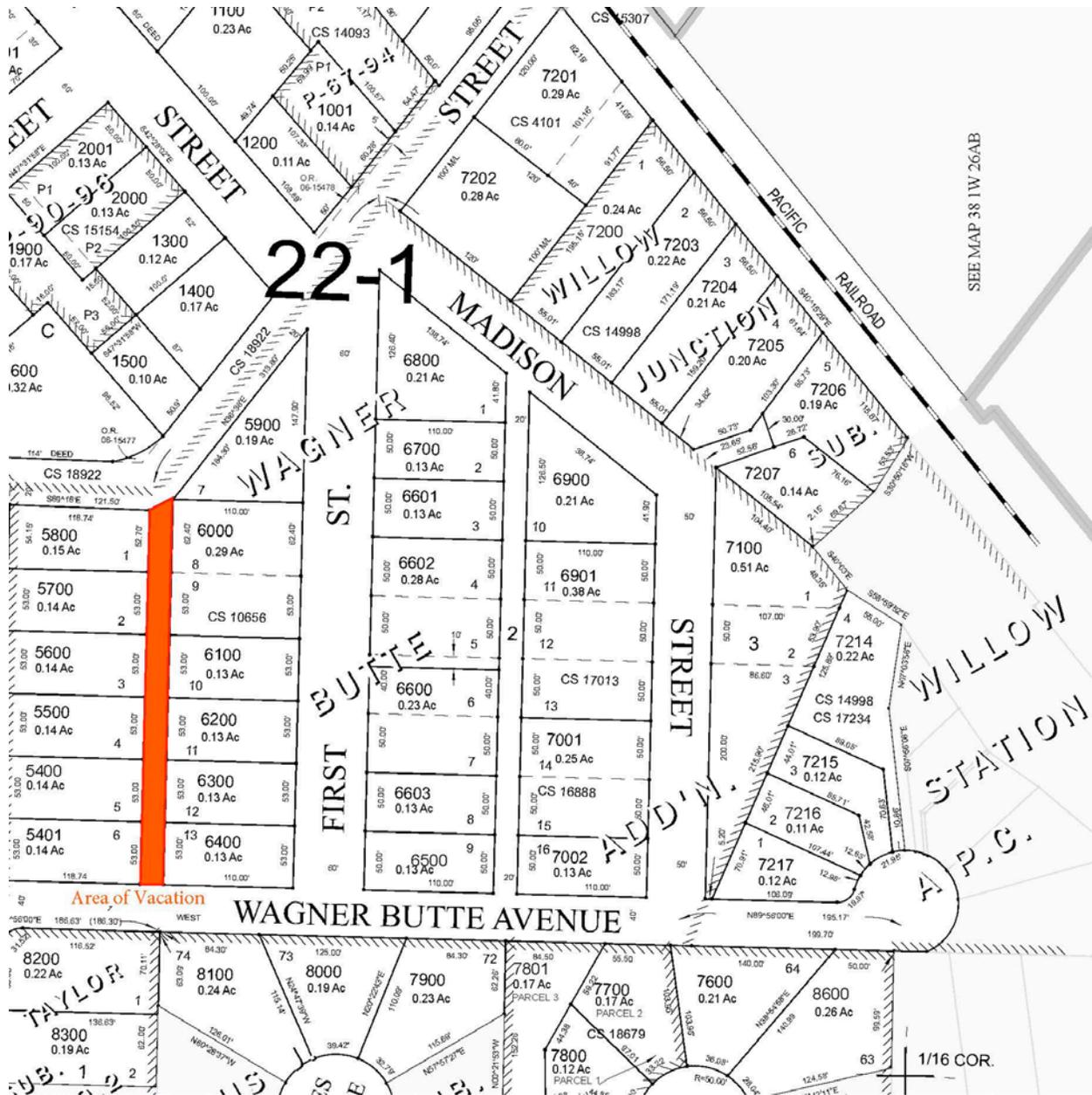
SECTION 3. The City Recorder is directed to file certified copies of this ordinance for recording with the Jackson County Clerk, the County Assessor, and the County Surveyor.

Duly enacted by the City Council in open session on October 5, 2016 by the following vote:

AYES: 0                      NAYS: 0                      ABSTAIN: 0                      ABSENT: 0

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Melissa Huhtala, City Recorder and Custodian of City records



SEE MAP 38 1W 26AB

## EXHIBIT B

An alley 20 feet in width to the east of Lots 1-6, Block 1, Wagner Butte Addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of Section 26, T.38S., R1.W., W.M. Jackson County, Oregon.



Grantor shall have the right to use the surface area within the above easement in any reasonable manner that does not interfere with the utility facilities placed within the easement, including for driveways, walkways, agricultural planting, ornamental landscaping and fencing, but Grantor shall place no structures, walls, or deep rooted trees thereon. No person, other than a public entity, shall be allowed to dig in this easement without prior written approval from both Grantor and Grantee. Permanent, unobstructed access shall be maintained to all manholes. Grantor also agrees to not alter or change surface elevations more than 24 inches without approval of Grantee.

The Grantee shall fill all excavations as soon as practicable after opening; dispose of all brush and debris; and replace in their former condition all driveways, walkways, trees, ornamental shrubs, and crops, if practicable, and as soon as practicable after damage or destruction, but if not practicable, then pay to Grantor, his heirs and assigns, the reasonable value thereof.

**From:** [Joseph Hunkins](#)  
**To:** [Zac Moody](#)  
**Subject:** Vacation of Alley between South First and Second Streets  
**Date:** Monday, September 19, 2016 7:56:58 PM

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RE: Vacation of Alley between South First and Second Streets

To the Talent City Council,

As the property owner of 304 South First Street I'd like to express strong support for the city's proposed vacation of the alley behind my house, ie the alley between South First and Second Streets here in Talent.

Part of my support is selfish as I'm in the process of splitting my double lot and this will allow a straight line between my lots rather than a crooked lot line.

I also believe this action will create a cleaner and safer area behind the houses, which now faces many challenges including bad drainage, excess garbage, broken vehicles, and other nuisances. Also, the alley is not a good area for vehicles to drive through due to dust and potholes, or for pedestrian traffic as it provides an inappropriate shortcut better served by the sidewalk on 2nd street.

Thank you for your attention.

Joseph Hunkins  
541-324-4800

**From:** [Thomas McLean](#)  
**To:** [Zac Moody](#); [Cynthia McLean](#)  
**Subject:** vacation of ally  
**Date:** Monday, September 19, 2016 10:45:31 AM

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Zac

I am writing you in response to a notice I received about the vacation of the ally between S 1st and S 2nd streets in Talent.

We own the house at 306 S 1st (Thomas & Cynthia McLean).

Hear is a List of reasons that make it unreasonable to do this.

My house front is right in the ally.

The tenants are elderly and need this access.

There are 3 garages that use it for access.

This ally has been and will be needed for fire Dept. access.

There is sewer lines, gas lines and utility pole access via this ally.

The waste disposal uses it.

I have seen the Police use it to patrol.

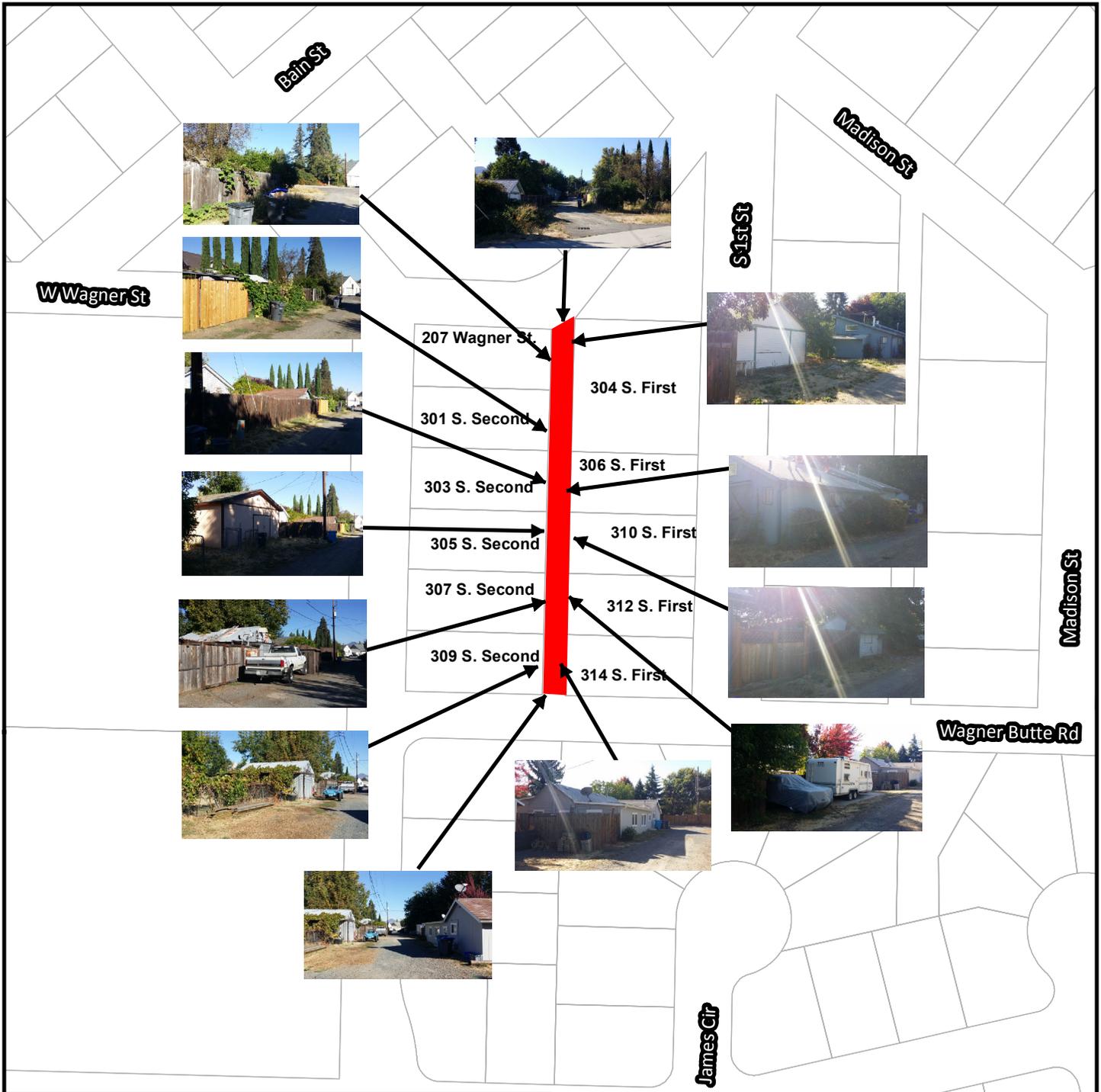
These are just a few of the reasons.

The ally is in good shape and I have never seen the City do maintenance on it.

We weed eat it to keep the fire danger down.

Please let us know what we need to do to prevent this from happening.

Sincerely  
Thomas McLean  
541-301-2354 anytime



# ROW Vacation Map

Existing Conditions (Alley)

-  Tax Lots
-  Area of Vacation

Mapping is schematic only and bears no warranty of accuracy. This product was created for informational purposes and may not have been prepared for or be suitable for legal, engineering, surveying, or property investment purposes. All zoning information should be confirmed by the City prior to use for such purposes.



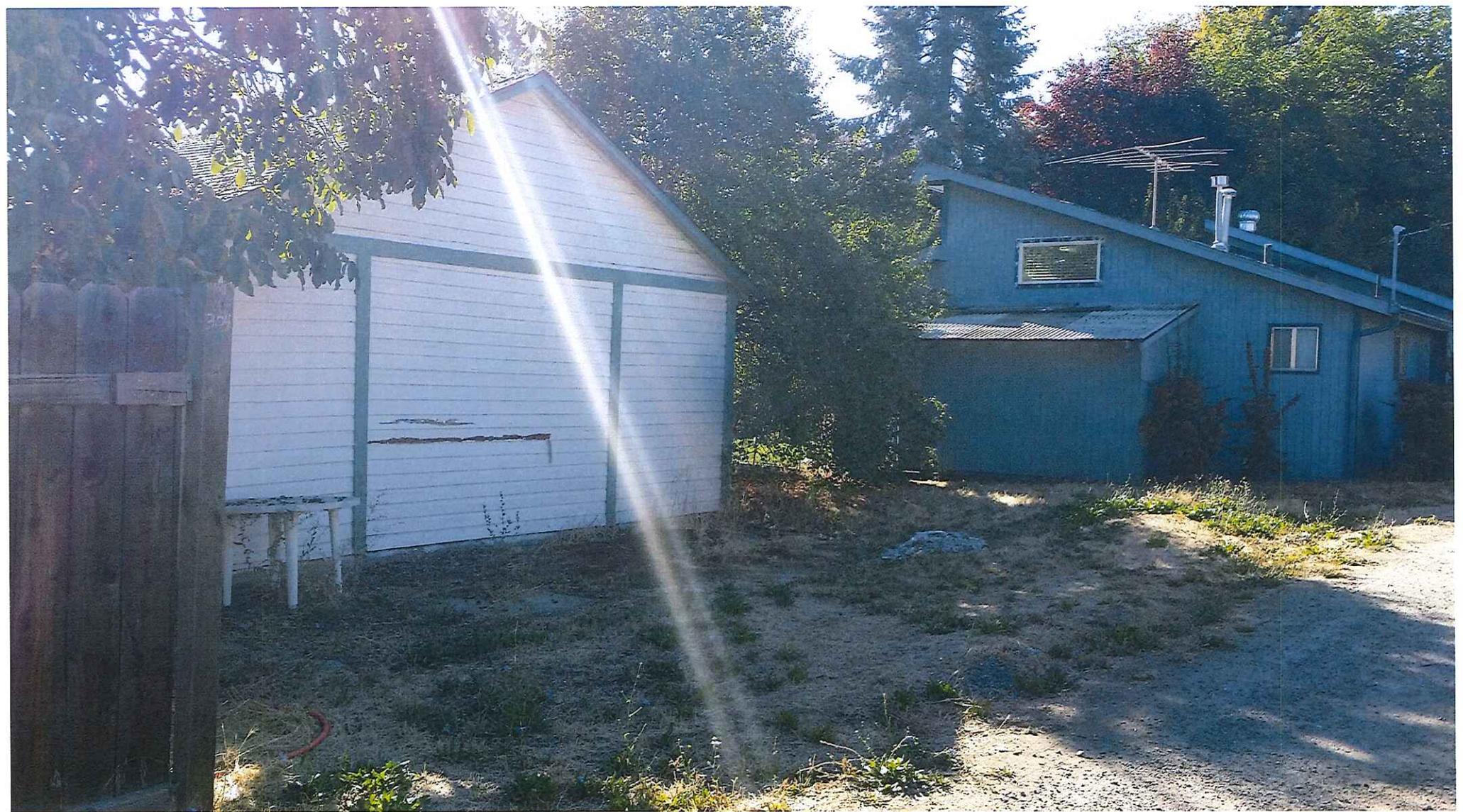
Plotted: 9/27/2016  
By: Zac Moody



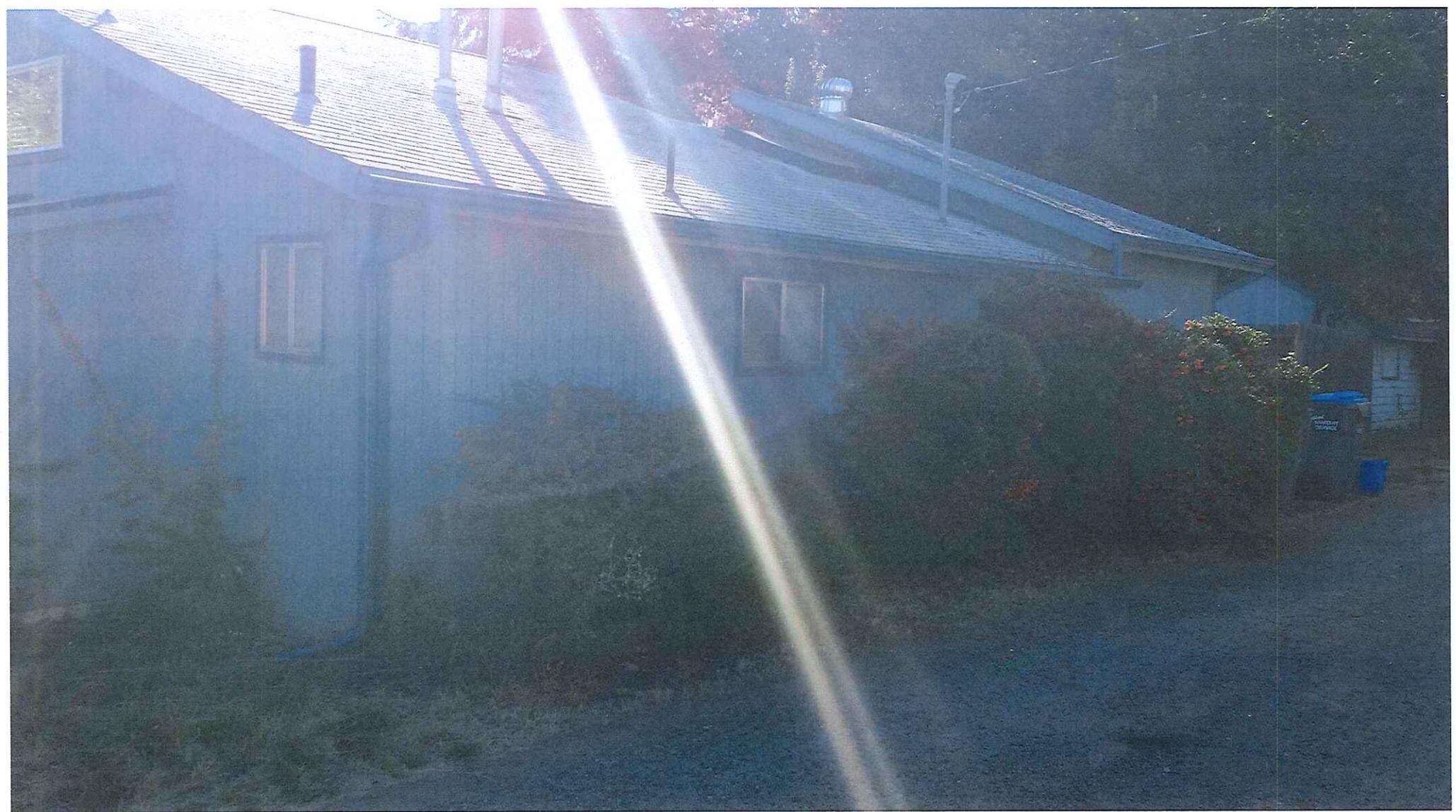
Alley Looking South to Wagner Butte



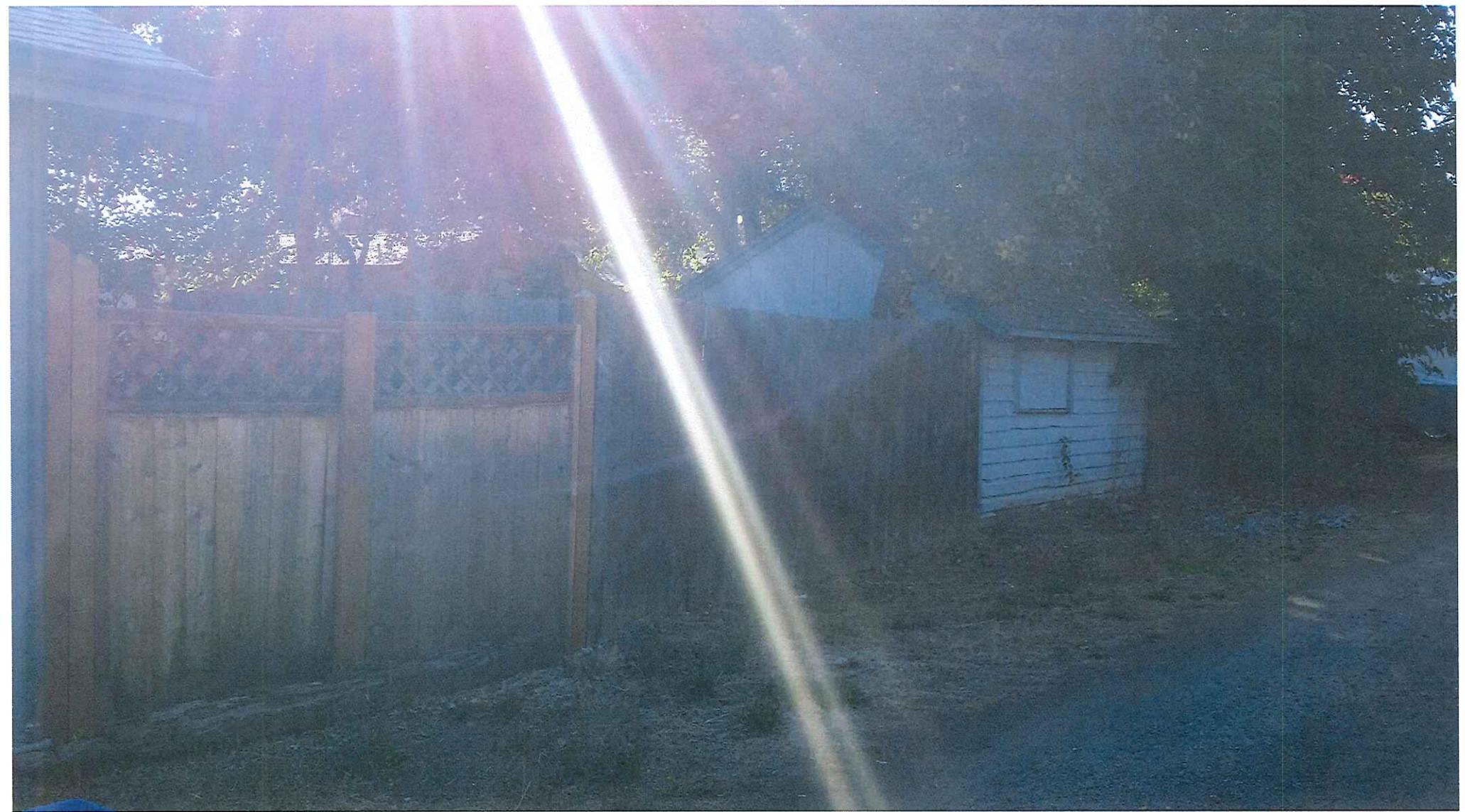
304 S. First St.



306 S. First St.



310 S. First St.



312 S. First St.



314 S. First St.



309 S. Second St.



307 S. Second St.



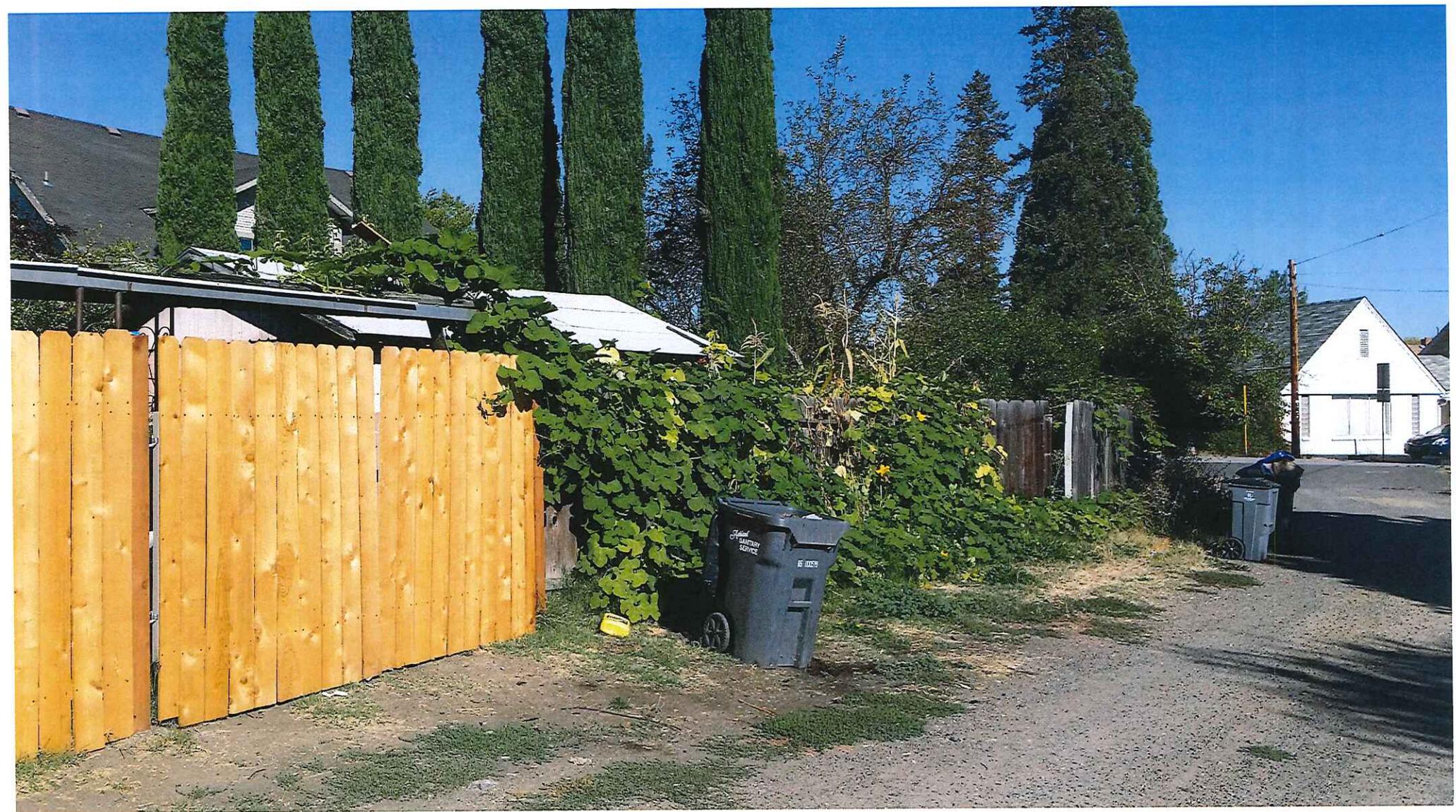
305 S. Second St.



301 S. Second St.



301 S. Second St.

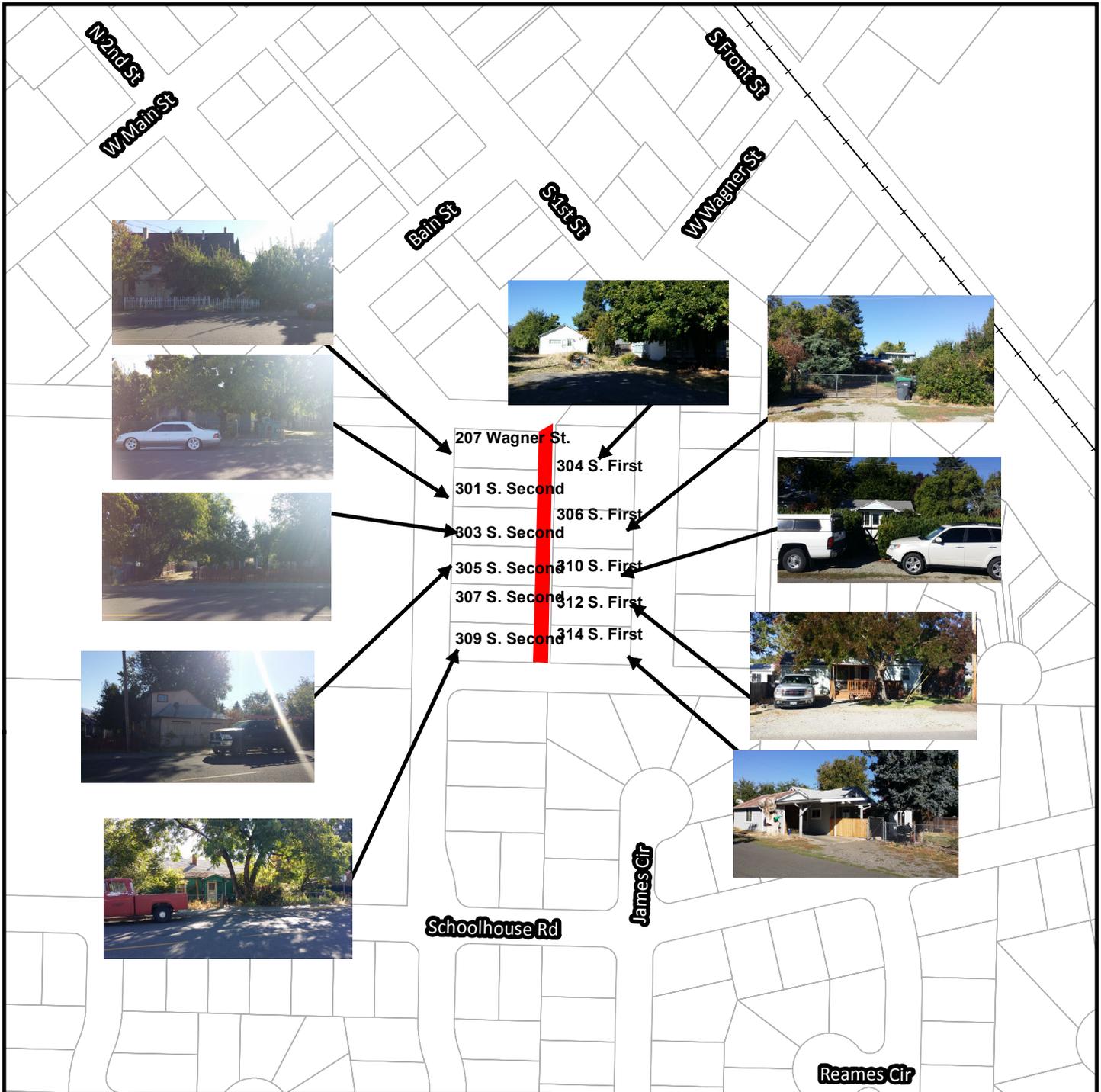


207 Wagner St.



Alley Looking to Wagner St.





207 Wagner St.  
 304 S. First  
 301 S. Second  
 306 S. First  
 303 S. Second  
 305 S. Second  
 310 S. First  
 307 S. Second  
 312 S. First  
 309 S. Second  
 314 S. First



# ROW Vacation Map

Existing Conditions (Street Side)

- Tax Lots
- Area of Vacation

Mapping is schematic only and bears no warranty of accuracy. This product was created for informational purposes and may not have been prepared for or be suitable for legal, engineering, surveying, or property investment purposes. All zoning information should be confirmed by the City prior to use for such purposes.

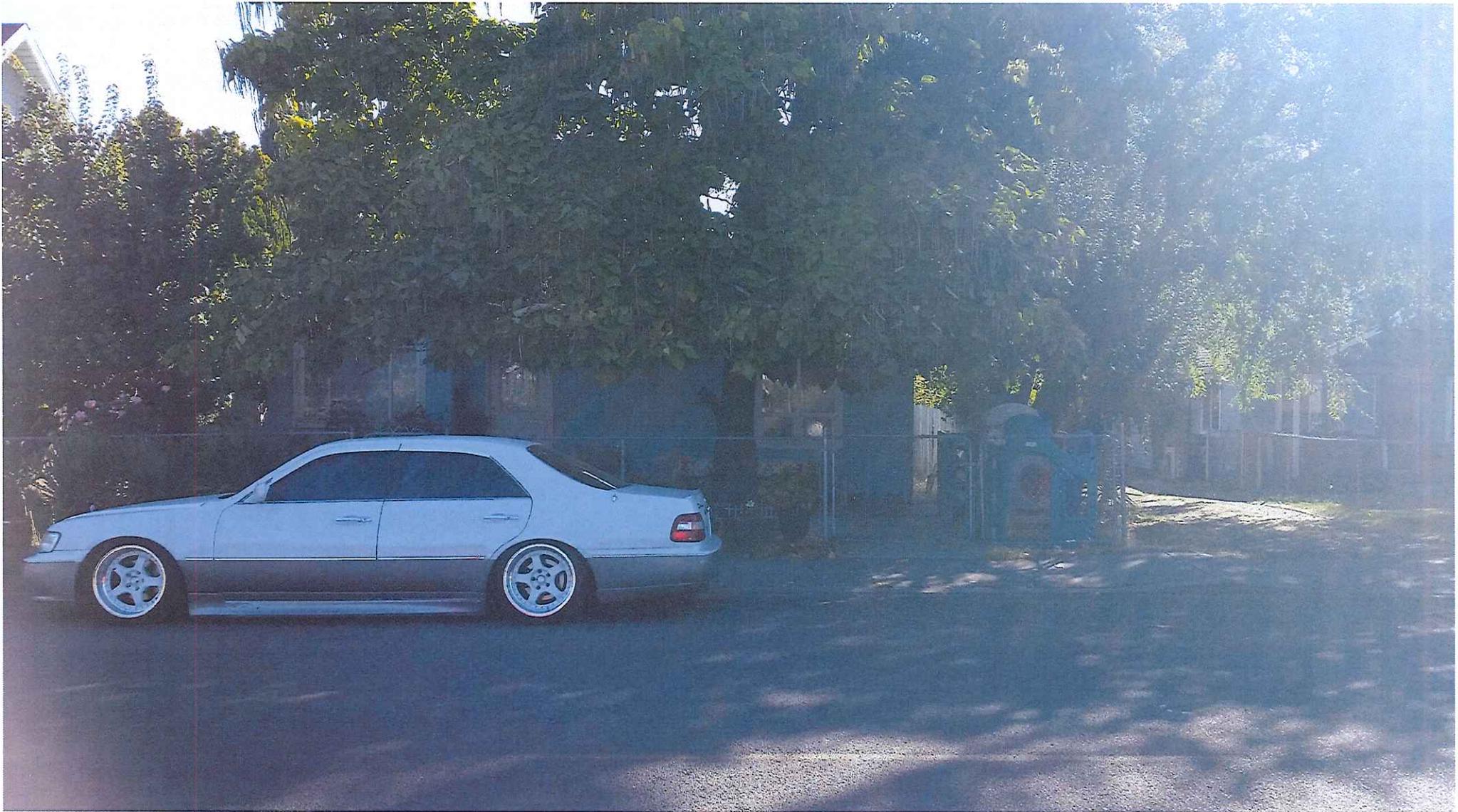


Plotted: 9/27/2016  
 By: Zac Moody

207 Wagner St.



301 S. Second St.



303 S. Second St.



305 S. Second St.



309 S. Second St.



314 S. First St (view from Wagner Butte)



312 S. First St.



310 S. First St.



306 S. First St.



304 S. Second St.





# City Council Agenda Report

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Meeting Date:	October 5, 2016	Primary Staff Contact:	Zac Moody
Department:	Community Development	E-Mail:	zmoody@cityoftalent.org
Staff Recommendation:	Adoption	Estimated Time:	10 minutes

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## ISSUE BEFORE THE COUNCIL

Repeal Talent Municipal Code Ordinance 14-873A-O, prohibiting the uncontrolled growth of noxious vegetation and adopt Ordinance 16-925-O.

## BACKGROUND

The Talent noxious vegetation ordinance was originally adopted as Ordinance 272 in June 1971 and has been amended five times since then, most recently in 2014. In an effort to better protect the residents of the City from the threat of wildfire caused by excessive growth of weeds and noxious vegetation and to provide City staff with clear direction on abatement policies, staff is proposing a few clarifying amendments.

The first change was to remove the term weeds and brush and to use the term noxious vegetation throughout this ordinance. The use of this term provides the City the ability to use a comprehensive list developed by the US Department of Agriculture Plant Division, providing further clarity about what is noxious and what is safe.

Under the new ordinance, noxious vegetation is defined further by season. Weeds or grass more than 6 inches high in the Summer Season (May 15-September 30) and more than 10 inches high in the Non-Summer Season are considered a violation and subject to code enforcement. These height restrictions are in line with the Council's desire to provide staff opportunities to remain on top of noxious vegetation year round and to reduce overgrowth that can contribute to blight within the City.

Section 6 – Notice of Violation also has some proposed changes. These changes help streamline the notice process during the summer months and provide clarity as to who should be notified and who should receive citations if the violation persists. This revised section also provides Staff with direction on vacant property notification and enforcement.

Other changes include removing some abatement and penalty language that will be presented at the next Council meeting. This text has been removed to allow a separate penalty and abatement ordinance to be developed which can be used to assess penalties and direct abatement proceedings for all violations of the Talent Municipal Code. This change removes the many inconsistencies that can be found throughout the Talent Municipal Code, providing one penalty schedule and one process for abatement.



### **STAFF RECOMMENDATION**

Considering that it is the City's goal to reduce the uncontrolled growth of noxious vegetation which contributes to the spread of wildfire, Staff recommends that Ordinance 925 be adopted, repealing Ordinance 873A.

### **RELATED CITY POLICIES**

None

### **COUNCIL OPTIONS**

- a. Approve the Ordinance based on the information provided.
- b. Approve the Ordinance with additions and/or deletions.
- c. Do not approve Ordinance and review again at a later time.
- c. Continue deliberations on the Ordinance if more information is needed.

### **POTENTIAL MOTIONS**

*"I move to repeal Ordinance **873A** and adopt Ordinance 925, an ordinance prohibiting the uncontrolled growth of noxious vegetation causing fire hazards and other public nuisances."*

### **ATTACHMENT**

Ordinance #16-925-O

Ordinance #16-925-O (track changes)

Talent Ordinance

**ORDINANCE #925**

**AN ORDINANCE PROHIBITING THE UNCONTROLLED GROWTH OF NOXIOUS VEGETATION CAUSING FIRE HAZARDS AND OTHER PUBLIC NUISANCES**

**(Repeals Ordinances # 873A)**

**The City of Talent ordains as follows:**

**Section 1. [Purpose]** The purpose of this chapter is to reduce the risk of damage to property and persons by fire and to reduce hazards to public health, agriculture, recreation, and wildlife by controlling the growth of noxious vegetation. The City intends to prioritize enforcement and abatement under this chapter based upon the degree of fire risk or other hazard caused by the violation and the availability of resources.

Permitting such noxious vegetation is unreasonable in an urban area and constitutes a public nuisance. Any person who owns or has the right to control real property assumes an obligation to the rest of the community and is therefore chargeable with knowledge of the growth of noxious vegetation on that property and has a duty to remove any nuisance which reasonable inspection would reveal.

**Section 2. [Definitions]** For purposes of this ordinance, the following definitions shall apply:

- (a) “Owner” shall mean and include any person with an ownership interest or with any leasehold or other possessory interest, of record or otherwise, which gives them, either alone or jointly with others, a right to occupy, possess or control real property. Any person who appears as owner on the records of the county assessor shall be presumed to be one of the owners of the property; but such presumption may be rebutted.
- (b) “Person” means any natural person, partnership or corporation.
- (c) “Occupant” means any person in lawful possession, or with a lawful right to store or keep personal property on any real property; or, in case of corporate ownership, that officer, employee or agent of a corporate owner having the authority or duty to control or operate the property on behalf of the corporation.
- (d) “Noxious Vegetation” includes, at any time:
  - (1) Weeds or Grass more than 6 inches high in the Summer Season as defined

- by Section 2(e);
  - (2) Weeds or Grass more than ten (10) inches high in the non-Summer Season.
  - (3) Poison oak or Poison ivy;
  - (4) Blackberry bushes that extend into a public thoroughfare or across a property line;
  - (5) All other vegetation listed on the noxious weed list promulgated by the Oregon Department of Agriculture’s Plant Division;
  - (6) Vegetation that is:
    - (i) A health hazard;
    - (ii) A fire hazard, as determined in Section 2(e);
    - (iii) A traffic hazard because it impairs the view of a public thoroughfare or otherwise makes use of the thoroughfare hazardous.
- (e) “Summer Season” is between May 15 and September 30 of any year, or the end of fire season as declared by the Oregon Department of Forestry, whichever is later;
- (f) “Fire hazard” is determined by the City Manager or Jackson County Fire District #5 when quality, condition, and/or location of vegetation creates a risk of fire.

**Section 3. [Weeds and Noxious Vegetation Declared Nuisance]**

- (a) During the Summer Season, it shall be unlawful and a public nuisance for any owner(s) or occupant(s) of real property in Talent to allow noxious vegetation over the height of six (6) inches to remain upon such real property, or within the right-of-way or a public thoroughfare abutting the property.
- (b) During the non-summer season, it shall be unlawful and a public nuisance for any owner(s) or occupant(s) of real property in Talent to allow noxious vegetation over the height of ten (10) inches to remain upon such real property, or within the right-of-way or a public thoroughfare abutting the property.

**Section 4. [Exemptions to Nuisance]**

- (a) The term "noxious vegetation" does not include vegetation that constitutes an agricultural crop or decorative residential landscaping, unless that vegetation is a fire, health, or traffic hazard.
- (b) It shall not be a violation of this chapter for property owners to maintain wetland or upland native vegetation in its natural state either on their property or in common areas when required to do so pursuant to the requirements of state law, city ordinance or land use approval. Nothing herein prohibits a property owner from preserving native vegetation in its natural state in excess of the requirements of state law or city ordinance, provided the owner prepares and implements a

management plan for maintenance of the natural area and said plan is approved and on file with the Community Development Department.

**Section 5. [Responsibility of Owner(s) and/or Occupant(s)]**

- (a) The owner(s) and/or occupant(s) of any lot or parcel of land within the limits of the City of Talent shall cut and/or remove noxious vegetation growing thereon, and on adjacent and abutting rights-of-way throughout the year in accordance with Section 3 above.

**Section 6. [Notice of Violation]**

- (a) **Notices During Summer Season.**  
Prior to the start of the Summer Season, the City shall cause to be published in a newspaper of general circulation and in the City printed utility bill, a public notice that the conditions prescribed in Section 3 constitutes a public health and safety hazard, and directing that all growth which constitutes such a nuisance be cut or removed prior to the start of the Summer Season as defined in Section 2. This notice shall serve as the first notice of record.

Property owners and/or occupants in charge of property that is out of compliance with this ordinance during the Summer Season shall be given a second and final notice of violation by door hanger or other posted notice on developed property and by certified mail to property owners of vacant property. Subsequent violations on the same property shall be treated as a continuation of the initial violation and shall receive no additional warning. The second and final notice shall state that it is unlawful and a public nuisance for any owner or occupant of real property in the City of Talent to allow noxious vegetation over the height of six (6) inches to remain upon such real property, or within the improved right-of-way or a public thoroughfare abutting the property. The notice shall include the following:

- (1) **Occupied Properties** - Conditions shall be corrected within 48 hours from the date of the notice, or the owner(s) and/or occupant(s) may be cited for violation in accordance with Section 7. If the occupant(s) are not the owner, the owner shall be notified via certified mail of the citation issued to the occupant(s).
- (2) **Vacant Properties** - Conditions shall be corrected within ten (10) days from the service thereof, or the owner(s) may be cited for violation in accordance with Section 7.

- (b) **Non-Summer Season.**  
During the non-summer season, noxious vegetation violations are handled on a complaint basis. Once an official written complaint has been received, the City Manager or designee shall send notice to the owner(s) and/or occupant(s) of the

violating property by first class mail, at the address identified in records of the county assessor of Jackson County, Oregon or those of the City of Talent's utility billing system. The notice:

- (1) shall be directed to the owner(s) and/or occupant(s);
- (2) shall refer to the premises involved with convenient certainty, the street address(s), if any, and the map and tax lot number;
- (3) shall notify the owner(s) and/or occupant(s) of the violation of this ordinance; and
- (4) shall inform the owner(s) and/or occupant(s) that, if the condition is not corrected within ten (10) days from the service thereof, the owner(s) and/or occupant(s) may be prosecuted for violation in accordance with Section 9; and that the City may, at its discretion, in lieu thereof or in addition thereto, proceed to remove the unlawful condition and thereafter charge the owner with the reasonable cost of such removal in accordance with the City's Abatement Procedures.

**Section 7. [Issuance of Citation and Abatement]**

- (a) If the condition is not corrected, the City Manager or designee may proceed as follows:
  - (1) direct the Chief of Police to issue a citation to occupant(s) in accordance with the City's General Penalties Ordinance. If the occupant(s) are not the owner, the owner shall be notified via certified mail of the citation issued to the occupant(s).
  - (2) determine it to be necessary to abate the nuisance by removing the noxious vegetation from the property in accordance with the City's Abatement Procedures.

**Section 8. [Search and Inspection]**

If it is necessary to go upon property for inspection thereof, hereunder, and if access is specifically denied by the owner(s) or occupant(s) in lawful control of the property, application shall be made by the Talent Chief of Police for a search warrant.

**Section 9. [Penalty]**

A person violating a provision of this ordinance shall, upon conviction thereof, be assessed a fine in accordance with the City's General Penalties Ordinance

**Section 10. [Separate Violations]**

- (a) Each day's violation of a provision of this chapter constitutes a separate offense.
- (b) The abatement of a nuisance is not a penalty for violating this chapter, but is an additional remedy. The imposition of a penalty does not relieve a person of the duty to abate the nuisance, however, abatement of a nuisance within 10 days of the date of the notice to abate, or if a written protest has been filed, then abatement within 10 days of Council determination that a nuisance exists, will relieve the person responsible from the imposition of any fine.

**Section 11. [Repealing Previous Ordinances]** Ordinance 873A is hereby repealed and this ordinance is enacted in replacement thereof.

Passed by the council October 5, 2016 and approved by the mayor.

Talent Ordinance

**ORDINANCE #~~873~~925**

**AN ORDINANCE PROHIBITING THE UNCONTROLLED GROWTH OF NOXIOUS VEGETATION CAUSING FIRE HAZARDS AND OTHER PUBLIC NUISANCES ~~PROVIDING FOR ABATEMENT THEREOF AND ASSESSMENT OF THE COST THEREOF PRESCRIBING PENALTIES FOR FAILURE TO COMPLY.~~**

**(Repeals Ordinances #~~272, #347, #518, #641 and #716~~ 873A)**

**The City of Talent ordains as follows:**

**Section 1. [Purpose]** The purpose of this chapter is to reduce the risk of damage to property and persons by fire ~~due to weeds,~~ and to reduce hazards to public health, agriculture, recreation, and wildlife by controlling the growth of ~~weeds and~~ noxious vegetation. The City intends to prioritize enforcement and abatement under this chapter based upon the degree of fire risk or other hazard caused by the violation and the availability of resources.

Permitting such noxious vegetation is unreasonable in an urban area and constitutes a public nuisance. Any person who owns or has the right to control real property assumes an obligation to the rest of the community and is therefore chargeable with knowledge of the growth of noxious vegetation on that property and has a duty to remove any nuisance which reasonable inspection would reveal.

**Section 2. [Definitions]** For purposes of this ordinance, the following definitions shall apply:

- (a) “Owner” shall mean and include any person with an ownership interest or with any leasehold or other possessory interest, of record or otherwise, which gives them, either alone or jointly with others, a right to occupy, possess or control real property. Any person who appears as owner on the records of the county assessor shall be presumed to be one of the owners of the property; but such presumption may be rebutted.
- (b) “Person” means any natural person, partnership or corporation.
- (c) “Occupant” means any person in lawful possession, or with a lawful right to store or keep personal property on any real property; or, in case of corporate ownership, that officer, employee or agent of a corporate owner having the authority or duty to control or operate the property on behalf of the corporation.

- (d) “Noxious Vegetation” includes, at any time:
- (1) Weeds or Grass more than ~~10-6~~ inches high in the Summer Season as defined by Section 2(e);
  - (2) Weeds or Grass more than ten (10) inches high in the non-Summer Season.
  - ~~(23)~~ Poison oak or Poison ivy;
  - ~~(34)~~ Blackberry bushes that extend into a public thoroughfare or across a — property line;
  - ~~(45)~~ All other vegetation listed on the noxious weed list promulgated by the Oregon Department of Agriculture’s Plant Division;
  - (56) Vegetation that is:
    - (i) A health hazard;
    - (ii) A fire hazard, as determined ~~by the chief of the fire department, the director of public works or any other City official~~ in Section 2(e);
    - (iii) A traffic hazard because it impairs the view of a public thoroughfare or otherwise makes use of the thoroughfare hazardous.
- (e) “Summer Season” is between May 15 and September 30 of any year, or the end of fire season as declared by the Oregon Department of Forestry, whichever is later;
- (f) “Fire hazard” is determined by the City Manager or Jackson County Fire District #5 when quality, condition, and/or location of vegetation creates a risk of fire.

**Section 3. [Weeds and Noxious Vegetation Declared Nuisance]**

- (a) ~~(a) During the Summer Season, It~~ shall be unlawful and a public nuisance for any owner(s) or occupant(s) of real property in Talent to allow noxious vegetation over the height of ~~ten-six inches (10 in.); (6) inches~~ to remain upon such real property, or within the right-of-way or a public thoroughfare abutting the property. ~~during~~
- (b) During the non-summer season, or at any other time of the year when deemed a fire, health or traffic hazard it shall be unlawful and a public nuisance for any owner(s) or occupant(s) of real property in Talent to allow noxious vegetation over the height of ten (10) inches to remain upon such real property, or within the right-of-way or a public thoroughfare abutting the property.-

**Section 4. [Exemptions to Nuisance]**

- (a) The term "~~weed~~noxious vegetation" does not include vegetation that constitutes an agricultural crop or decorative residential landscaping, unless that vegetation is a fire, health, or traffic hazard.

- (b) It shall not be a violation of this chapter for property owners to maintain wetland or upland native vegetation in its natural state either on their property or in common areas when required to do so pursuant to the requirements of state law, city ordinance or land use approval. Nothing herein prohibits a property owner from preserving native vegetation in its natural state in excess of the requirements of state law or city ordinance, provided the owner prepares and implements a management plan for maintenance of the natural area and said plan is approved and on file with the ~~community-Community development-Development~~ department~~Department~~.

#### **Section 5. [Responsibility of Owner(s) and/or Occupant(s)]**

- (a) The owner(s) and/or occupant(s) of any lot or parcel of land within the limits of the City of Talent shall cut and/or remove ~~weeds-noxious vegetation~~ growing thereon, and on adjacent and abutting rights-of-way throughout the ~~summer season~~year in accordance with Section 3 above. It shall be the duty of an owner(s) and/or occupant(s) to continue to cut and remove the weeds throughout the summer season, or any other time of year when deemed a fire, health, or traffic hazard.

~~(b) — The owner(s) and/or occupant(s) of any lot or parcel of land within the limits of the City of Talent shall not permit noxious vegetation to grow upon their property and on adjacent and abutting rights-of-way. It shall be the duty of an owner(s) and/or occupant(s) to cut down or to destroy and remove all noxious vegetation as often as needed to prevent it from becoming a fire, health or traffic hazard, from becoming unsightly, or maturing, spreading, and going to seed.~~

#### **Section 6. [Notice of Violation]**

(a) Notices During Summer Season.

~~During the summer season of each year the~~Prior to the start of the Summer Season, the City ~~may-shall~~ cause to be published in a newspaper of general circulation and in the City printed utility bill, a public notice that the conditions prescribed -in the city a notice to all-Section 3 constitutes a public health and safety hazard, and directing that all growth which constitutes such a nuisance be cut or removed prior to the start of the Summer Season as defined in Section 2. This notice shall serve as the first notice of record.

~~Property owners and/or occupants in charge of property of the duty to that is out of compliance with this ordinance during the Summer Season shall be given a second and final notice of violation by door hanger or other posted notice on developed property and by certified mail to property owners of vacant property keep their property free from weeds and noxious vegetation. Subsequent violations on the same property shall be treated as a continuation of the initial violation and shall receive no additional warning. The second and final notice~~

shall state that it is unlawful and a public nuisance for any owner or occupant of real property in the City of Talent to allow noxious vegetation over the height of ~~ten six (6) inches (10 in.)~~, to remain upon such real property, or within the improved right-of-way or a public thoroughfare abutting the property. ~~after summer season, as defined in Section 2.~~ The notice shall ~~also state~~include the following:

~~(1) Occupied Properties - to comply prior to the beginning of summer season as determined by Section 2 of this chapter. The notice shall further inform the owners and/or occupants that, if the condition is not Conditions shall be corrected prior to the summer season within 48 hours from the date of the notice, or the owner(s) and/or occupant(s) may be cited for violation in accordance with Section 7; and that the City may, at its discretion, in lieu thereof or in addition thereto, proceed to remove the unlawful condition and thereafter charge the owner(s) with the reasonable cost of such removal in accordance with Section 8. If the occupant(s) are not the owner, the owner shall be notified via certified mail of the citation issued to the occupant(s).~~

~~(2) Vacant Properties - Conditions shall be corrected within ten (10) days from the service thereof, or the owner(s) may be cited for violation in accordance with Section 7.~~

(b) Non-Summer Season.

~~(a) During the non-summer season, noxious vegetation violations are handled on a complaint basis ~~In lieu of a published notice.~~ Once an official written complaint has been received, the City Manager or designee ~~may choose to~~shall send notice to the owner(s) and/or occupant(s) of the violating property by first class mail, at the address identified in records of the county assessor of Jackson County, Oregon or those of the City of Talent's utility billing system. The notice:~~

(1) shall be directed to the owner(s) and/or occupant(s);

(2) shall refer to the premises involved with convenient certainty, the street address(s), if any, and the map and tax lot number;

(3) shall notify the owner(s) and/or occupant(s) of the violation of this ~~ordinance; and ordinance; and~~

(4) shall inform the owner(s) and/or occupant(s) that, if the condition is not corrected within ten (10) days from the service thereof, the owner(s) and/or occupant(s) may be prosecuted for violation in accordance with Section ~~79~~; and that the City may, at its discretion, in lieu thereof or in addition thereto, proceed to remove the unlawful condition and thereafter charge the owner with the reasonable cost of such removal in accordance

with the City's Abatement Procedures, Section 8.

**Section 7. [Issuance of Citation and Abatement]**

(a) If the condition is not corrected ~~once summer season begins~~, the City Manager or designee may proceed as follows:

(1) direct the Chief of Police to issue a citation to ~~owner(s) or~~ occupant(s) in accordance with ~~Section 8~~ the City's General Penalties Ordinance. If the occupant(s) are not the owner, the owner shall be notified via certified mail of the citation issued to the occupant(s).

(2) determine it to be necessary to abate the nuisance by removing the weeds and/or noxious vegetation from the property and assess a fee in accordance with with Section 6 the City's Abatement Procedures.

~~(2) \_\_\_\_\_.~~

~~**Section 8. — [Notice and Recovery of Cost] —** Notice of abatement shall be served upon such owner(s) and/or occupant(s) in person if found upon said premises or within the City, and in case said owner(s) and/or occupant(s) cannot be found in person within the City after reasonable diligence and inquiry, such notice shall be posted in a conspicuous place upon said premises, and a copy thereof mailed to the last known address of such owner or occupant, and if at the end of ten (10) days from the giving of such notice, such owner(s) and/or occupant(s), has failed and neglected to cut and remove such vegetation, the City Manager shall cause the same to be done and shall prepare an itemized statement of the expenditure, and the City Recorder shall cause notice to be served upon the owner(s) in the manner hereinbefore described. Such statement will be filed with the code enforcement case and a lien declared upon the property involved in the same manner and with the same effect that street improvement liens and sewer liens are entered, and said lien shall have the same force and effect as such street improvement and sewer liens, and shall be certified to the county assessor in the same manner.~~

~~An additional administrative fee in the amount of \$100.00 will be added to each abated property. Owners having more than one (1) property in violation will be charged \$100.00 for the first abated property and \$50.00 for each additional property abated thereafter.~~

**Section 98. [Search and Inspection]**

If it is necessary to go upon property for inspection thereof, hereunder, and if access is specifically denied by the owner(s) or occupant(s) in lawful control of the property, application shall be made by the Talent Chief of Police for a search warrant.

**Section 109. [Penalty]**

A person violating a provision of this ordinance shall, upon conviction thereof, ~~be punished by a fine not to exceed the sum of \$100.00 per property~~ be assessed a fine in accordance with the City's General Penalties Ordinance.

**Section 10. [Separate Violations]**

(a) Each day's violation of a provision of this chapter constitutes a separate offense.

(b) The abatement of a nuisance is not a penalty for violating this chapter, but is an additional remedy. The imposition of a penalty does not relieve a person of the duty to abate the nuisance, however, abatement of a nuisance within 10 days of the date of the notice to abate, or if a written protest has been filed, then abatement within 10 days of Council determination that a nuisance exists, will relieve the person responsible from the imposition of any fine.

**Section 111. [Repealing Previous Ordinances]** Ordinance ~~#272, #347, #518, #641 and #716873A~~ are-is hereby repealed and this ordinance is enacted in replacement thereof.

Passed by the council ~~June 18~~ October 5, 2014-2016 and approved by the mayor.



TALENT CITY COUNCIL  
REGULAR COUNCIL MEETING DRAFT MINUTES  
TOWN HALL  
September 21, 2016 – 6:45 P.M.

*Study Session, Regular Council & TURA meetings are being digitally recorded and will be available on the City website*

The City Council of the City of Talent will meet in Regular Session at 6:45 PM Wednesday, September 7<sup>th</sup> in the Town Hall, 206 E. Main Street. The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting to the City Recorder at 541-535-1566, ext. 1012.

The City Council reserves the right to add or delete items as needed, change the order of the agenda, and discuss any other business deemed necessary at the time of the study session and/or meeting.

**REGULAR COUNCIL MEETING- 6:45 PM**

*Anyone wishing to speak on an agenda item should complete a Public Comment Form and give it to the City Recorder. Public Comment Forms are located at the entrance to the meeting place. Anyone commenting on a subject not on the agenda will be called upon during the "Citizens Heard on Non-agenda Items" section of the agenda. Comments pertaining to specific agenda items will be taken at the time the matter is discussed by the City Council.*

**1. Call to Order/Roll Call**

**Members Present**

**Mayor Stricker  
Councilor McManus  
Councilor Harrison  
Councilor Abshire  
Councilor Pederson  
Councilor Wise  
Councilor Collins**

**Members Present**

**2. Pledge of Allegiance**

**3. Community Announcements**

- **Councilor McManus spoke that the Harvest Festival planning is going well. Volunteers are needed Friday, September 30<sup>th</sup> from 5:30-9PM and Saturday, October 1<sup>st</sup> from 7AM – 5PM. If interested, please contact Melissa Huhtala at 541-535-1566 or melissa@cityoftalent.org.**
- **Councilor Pederson spoke that the Phoenix High School Parade will be on September 28<sup>th</sup>.**

**4. Public Hearings**

*Public hearings are conducted under a prescribed procedure depending on the topic. The presiding officer will conduct the hearing in accordance with those procedures which will allow for public input at the announced time.*

**4.1 Vacation of Madison**

Community Development Director, Zac Moody gave a Staff report. Mr. Moody had pictures to show Council (*see attached*).

He spoke that Staff recommends to approve the Ordinance.

Council discussed the alley access.

Mayor Stricker opened the Public Hearing at 7:13 PM

William Elliot -133 Wagner Butte Avenue, Talent – Mr. Elliot spoke in concerns of the vacation due to the access that is needed at the Wagner Butte alley.

Sally Shockley – 102 Madison Street, Talent – Ms. Shockley spoke in support of the vacation.

Mayor Stricker closed the Public Hearing at 7:20 PM

**Councilor Pederson moved to approve the first reading of Ordinance 16-924-O, an Ordinance vacating alley 20 feet in width to the east of lots 1-6, block 2, Wagner Butte addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of section 26, T. 38S., R1.W., W.M. Jackson County. Councilor Abshire seconded. Mayor Stricker repeated the motion. Discussion: Councilor Pederson spoke in appreciation to the public comment that was given. He spoke that he would like the City to not lose sight on alley access. All Ayes. Motion passed unanimously.**

## **5. Citizens Heard on Non-Agenda Items**

*Limited to 5 minutes or less per Mayoral discretion*

Josephine Warden – 255 Colver Rd. #88, Talent – Ms. Warden handed out a brochure and suggested to add Bee City USA and Tree City USA to the brochure (*see attached*). She also asked the Council to pass out seeds packets for pollinator plants at the Harvest Festival Parade. Council agreed to help pass out the packets.

## **6. Public Presentations**

*Items that do not require immediate Council action, such as presentations, discussion of potential future action items. Time limited to 15 minutes per presentation unless prior arrangements have been made.*

### **6.1 Jenna Stanke Marmon – Greenway/HWY 99 Connection**

Mr. Corrigan gave a brief Staff report.

Ms. Marmon gave a background on the Greenway. She discussed connection options.

Councilor Pederson questioned if the option given to Staff was the only feasible option or if a shorter path can be made. Ms. Marmon spoke that it isn't a good spot due to the large grade.

Councilor McManus spoke about the asphalt material cost and if they could look into the use of different less expensive materials. Ms. Marmon spoke that they could look into that.

Ms. Marmon spoke regarding a Discretionary Transportation Enhancement Program. She explained that ODOT could be a co-applicant and would be seeking a \$500,000 grant. The grant would require a 10.27% match. She spoke that the County would also contribute \$10,000, and she will be speaking to Bear Creek next week for a \$2,000 contribution.

Council discussed options.

Mayor Stricker spoke that this would be a great opportunity and spoke in support of moving forward.

Mayor Stricker questioned if the City has adequate funding in SDC's to move forward. Mr. Corrigan answered yes.

**Councilor McManus, Councilor Collins, Councilor Pederson, Councilor Wise and Councilor Harrison gave consensus of support to move forward with the application. Councilor Abshire did not give consensus.**

## **7. Consent Agenda**

*The consent agenda consists of items of a repeating or routine nature considered under a single action. Any Councilor may have an item on the consent agenda removed and considered separately on request.*

- 7.1 Approval of Regular Council Meeting Minutes for September 7, 2016**
- 7.2 Acknowledge Receipt of Parks Commission Minutes for July 13, 2016**
- 7.3 Acknowledge Receipt of the Financials**

**Councilor Pederson moved to approve the consent agenda. Councilor McManus seconded. Mayor Stricker repeated the motion. Discussion: None. All Ayes. Motion passed unanimously.**

## 8. Regular Agenda

*Citizens will be provided the opportunity to offer comments on action items after staff has given their report and if there is an applicant, after they have had the opportunity to speak. Action items are expected to result in motions, resolutions, orders, or ordinances.*

### 8.1 Council Goals

Mr. Corrigan introduced Norah Owings our new RARE participant in Talent. She spoke to what she will be working on an energy plan for the City and spoke to her excitement to be here.

Mr. Corrigan and City Staff members: Public Works Director, Bret Marshall, Public Works Superintendent, Chance Metcalf, Community Development Director, Zac Moody, Finance Director, Ryan Martin, City Recorder, Melissa Huhtala, Police Chief, Curtis Whipple and Lieutenant, Jennifer Snook gave the quarterly updates to the Council Goals. (*see attached*).

Council discussed the goals and thanked Staff for their hard work. The next Council Goals update will be in December.

### 8.2 Create a Pollinator Garden at Joseph Park

Mr. Corrigan gave a Staff report. He spoke that at the last Parks Commission Meeting the Commission moved to approve working with the City to create a pollinator garden at Joseph Park. Fencing options were discussed. It was recommended to change the status in the Parks Master Plan to list Joseph Park as a pollinator garden.

**Councilor Pederson moved to direct Staff to explore cost options for a pollinator garden at Joseph Park as recommended by the Parks Commission. Councilor Wise seconded. Mayor Stricker repeated the motion. Discussion: None. All Ayes. Motion passed unanimously.**

### 8.3 Upgrade or replace the cameras at Old Town Park

Mr. Corrigan gave a brief Staff report. He explained this was a recommendation from the Parks Commission. He spoke that 2 cameras would be needed and each camera would be \$3,000. Currently the City has trail cameras that could be used for the time being until \$6,000 can be budgeted. If it can't be budgeted this will be brought up in the next budget cycle.

**Council gave consensus to use the trail cameras until the \$6,000 can be budgeted.**

## 9. Information Items

### 9.1 None

## 10. City Manager & Other Department Reports

*Items for discussion by the City Manager and Department Heads as needed.*

### Mr. Corrigan gave Department and City Reports:

- The waterline, storm/sewer line, and curbs are done at Front Street. The sidewalks will be worked on next week.
- Ms. Huhtala will be attending City Recorders Training Thursday and Friday. Mr. Corrigan will be attending the LOC Conference next week.
- Working with Infrastructure Finance Authority (IFA) on options for a new water tank. This will be coming back to Council on a future agenda.

## 11. Other Business

### 11.1

- Mayor Stricker announced that she and Councilor Collins will be attending a SOCAN networking breakfast on Friday.
- Councilor Wise announced he is looking into night sky lighting possibilities.

## 12. Mayor and Councilor - Committee Reports and Councilor Comments

Rogue Valley Area Commission on Transportation – Mayor Stricker (alternate)

Together for Talent Committee – Councilor Collins  
Metropolitan Planning Organization – Mayor Stricker & Councilor Cooke (alternate)  
Planning Commission – Councilor Wise & Councilor Abshire (alternate)  
Public Art Advisory Committee – Councilor McManus  
Parks Commission – Mayor Stricker  
Traffic Safety & Transportation Commission – Councilor Cooke  
Rogue Valley Council of Governments – Councilor McManus & Mayor Stricker (alternate)  
Talent Historical Society – Councilor Abshire  
Harvest Festival Committee – Councilor McManus  
Economic Development - Councilor Pederson & Councilor McManus  
Chamber – Councilor Pederson  
Talent Charter Review – Councilor Cooke

Councilor McManus announced he attended the Harvest Festival Committee Meeting and that volunteers are needed.

Councilor Pederson announced he attended Chamber Meeting. He spoke that they are working on planning the Harvest Festival pancake breakfast with the Iron Skillet. He spoke that a new business is coming into town and painting of the building was discussed.

Mayor Stricker, Councilor Collins, Councilor Wise and Councilor Harrison had no updates.

**13. Adjournment**  
**The Council Meeting was adjourned at 9:26 PM**

Respectfully submitted by:

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City Recorder, Melissa Huhtala

Attest:

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City Manager, Tom Corrigan

**The City of Talent is an Equal Opportunity Provider**

**Note: This agenda and the entire agenda packet, including staff reports, referenced documents, resolutions and ordinances are posted on the City of Talent website ([www.cityoftalent.org](http://www.cityoftalent.org)) in advance of each meeting.**

**In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact TTY phone number 1-800-735-2900 for English and for Spanish please contact TTY phone number 1-800-735-3896.**



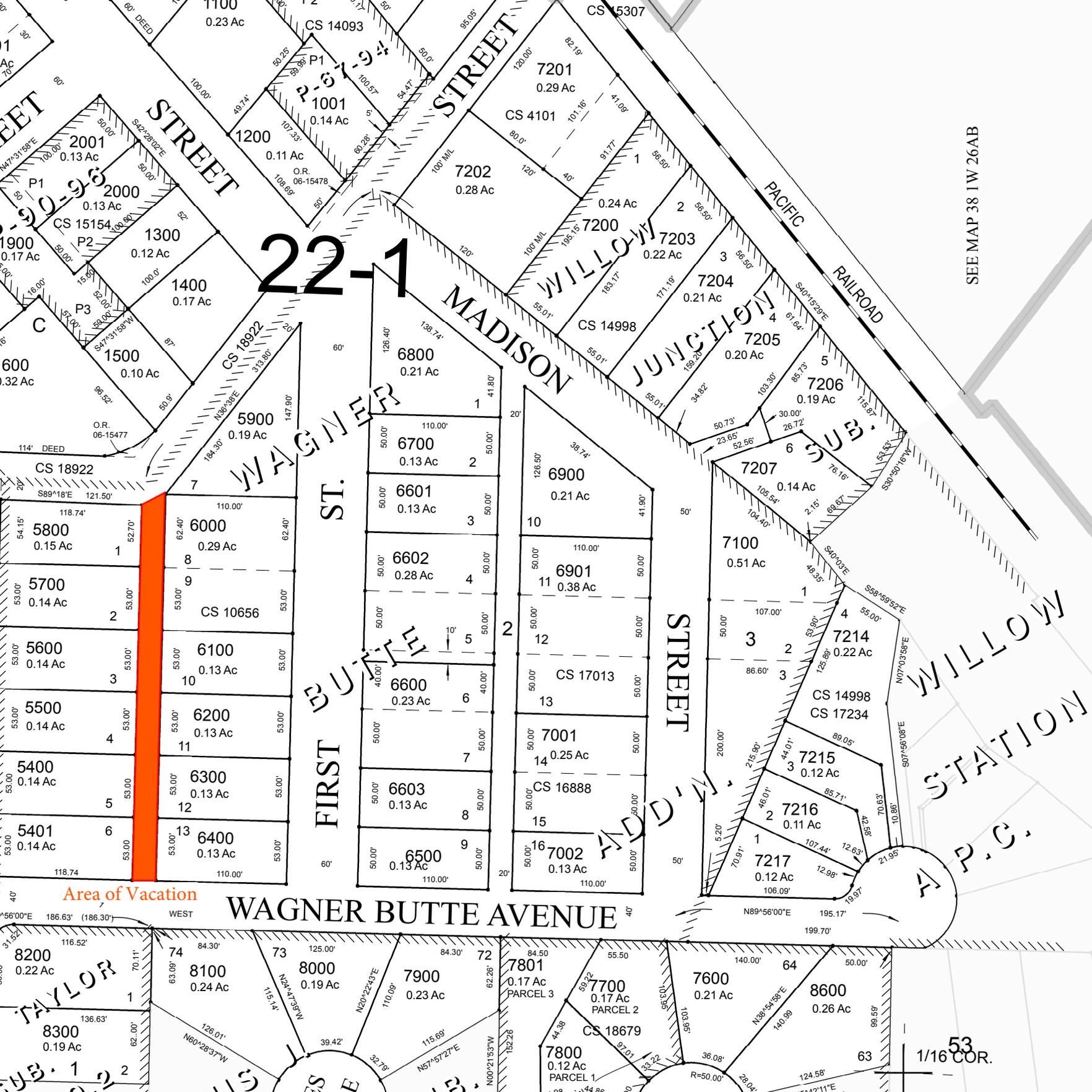
22-1

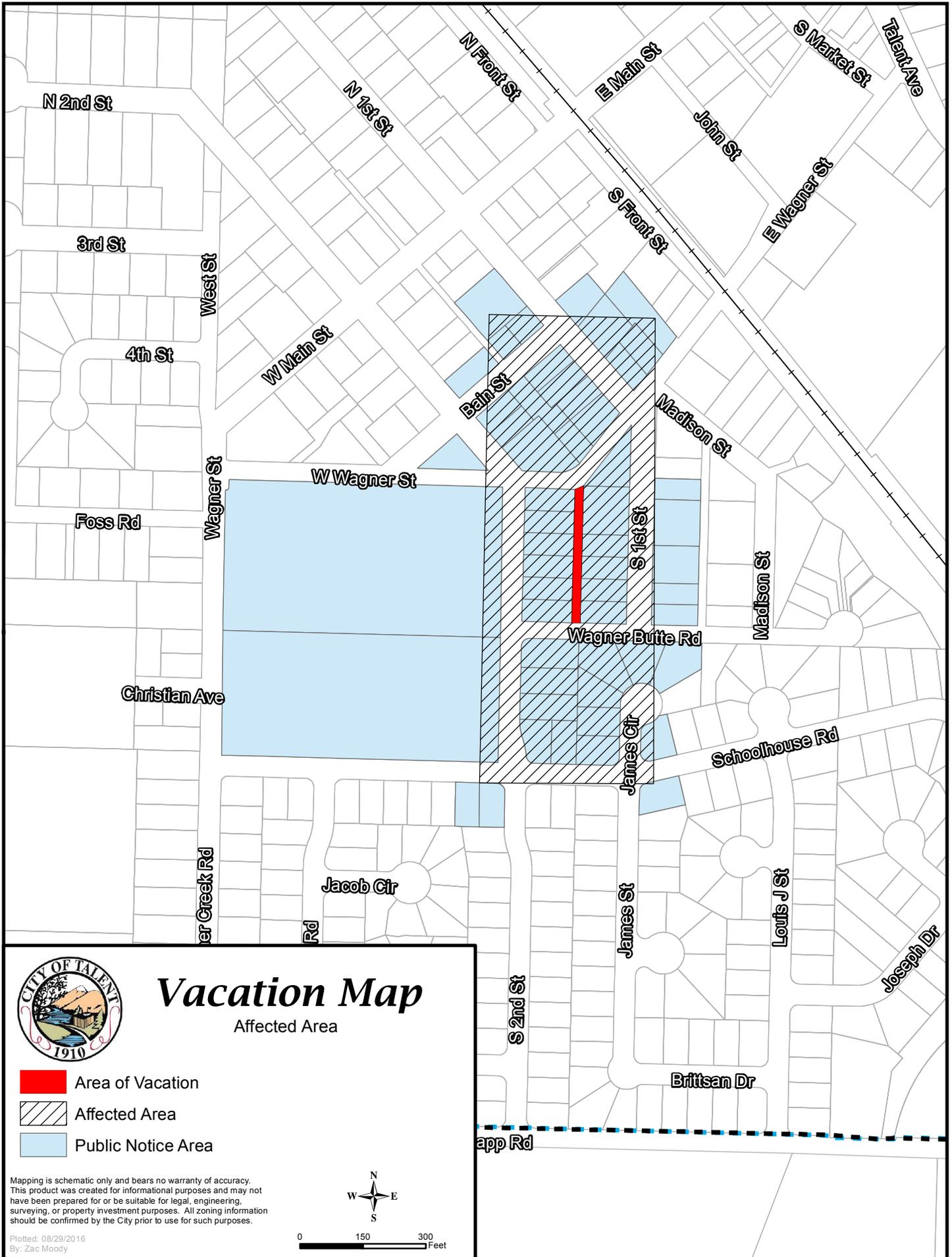
SEE MAP 38 1W 26AB

Area of Vacation

WAGNER BUTTE AVENUE

53  
1/16 COR.





# Vacation Map

Affected Area

- Area of Vacation
- Affected Area
- Public Notice Area

Mapping is schematic only and bears no warranty of accuracy. This product was created for informational purposes and may not have been prepared for or be suitable for legal, engineering, surveying, or property investment purposes. All zoning information should be confirmed by the City prior to use for such purposes.



0 150 300 Feet

Plotted: 08/29/2016  
By: Zac Moody



W Wagner St

S 2nd St

S 1st St

Madison St

Wagner Butte Rd



## TALENT, OREGON

The story of Talent begins in 1852 with the arrival of the first recorded settler, Jacob Wagner. Jacob completed his homestead in 1853 and named his settlement "Wagner." In 1854, the military came from Yreka and set up a fort on Jacob's property. The fort was named "Fort Wagner," and was intended to protect the travelers and early settlers from the Indians who had lived in the Bear Creek Valley for many years. There was never any trouble from the Indians, so Fort Wagner became a center for social activities and religious services. There is controversy as to the first name of our town. Some say it was "Wagner Creek Fort." Others say "Wagner Creek." Regardless, in 1889, A.P. Talent platted a townsite and named it "Talent." On November 2, 1910, Talent became an incorporated town.

Talent is located in Oregon's beautiful Rogue River Valley, just off Interstate 5. We are located seven miles south of Medford and four miles north of Ashland, in Jackson County. Our elevation is 1,635' and temperatures vary from 20 to 65 degrees in winter, with occasional fog and snow. Summer temperatures are 65 to 110 degrees, with cool nights.

In the past few years, Talent has been experiencing a period of residential and

<b>BUS SERVICE</b>	
RVTD (Rogue Valley Transportation District)	541-779-2877
<b>ELECTIONS</b>	
Jackson County Clerk 10 S. Oakdale Medford OR 97501	541-774-6148
<b>LIBRARY</b>	
Talent Branch Jackson County	541-535-4163
101 Home Street Tuesday 10-6pm Wednesday / Thursday 12-7pm Friday / Saturday 10-5pm	
<b>COMMITTEE/COMMISSION MEETINGS</b>	
Call 535-1566 for times and location, or to inquire about vacancies	
Architectural Review Commission City Council Harvest Festival Committee Parks & Recreation Commission Planning Commission Public Art Advisory Talent Urban Renewal Agency Together For Talent Committee Traffic Safety & Transportation Committee	
<b>POST OFFICE</b>	
153 E. Wagner St.	541-535-3430
<b>TALENT HISTORICAL SOCIETY</b>	
105 N. Market Street P.O. Box 582	541-512-8838
<b>NEWSPAPERS</b>	
Ashland Daily Tidings	541-482-3456
Medford Mail Tribune	541-776-4411
Talent News & Review	541-778-8164

<b>PUBLIC SAFETY</b>	
⇒ <b>EMERGENCY: 911</b>	
Fire Department: 5811 S. Pacific Hwy. Phoenix, OR 97535 JCFD #5	541-535-4222
Police Department 604 Talent Avenue	541-535-1253
Non-Emergency: Jackson County Communications After-hours Fire and Police if no answer at above numbers	Dispatch 541-776-7206
Poison Control	1-800-222-1222
<b>UTILITIES</b>	
Cable TV: Charter Cable	866-731-5420
Electricity: Pacific Power	1-888-221-7070
Garbage/Recycling: Recology Ashland Sanitary 170 Oak Street Ashland OR 97520	541-482-1471
Irrigation: Talent Irrigation District 104 W. Valley View	541-535-1529
Natural Gas: Avista Utilities	1-800-227-9187
Sewer: RVS 138 W. Vilas Road PO Box 3130 Central Point OR 97502	541-779-4144
Telephone: Centurylink	1-866-209-3277
Utility Locating Service: <b>CALL BEFORE YOU DIG</b>	1-800-332-2344
Water: City of Talent	541-535-1566
Medford Water Commission	541-774-2430
<b>ANIMAL CONTROL</b>	
Jackson County 5895 S. Pacific Hwy. Phoenix, OR 97535	Enforcement: 541-774-6655 Shelter: (541) 774-6654

commercial growth. New subdivisions and apartment complexes are either under construction or have been completed.

The Urban Renewal Agency and the Historical Society meet regularly to discuss ideas for further development, refurbishment of the town, and historical preservation.

Talent has a number of small businesses that provide basic services to the residents including medical/dental offices and a small community theatre. As the City begins to grow more support services will be attracted to Talent and will expand shopping options within the City.

The City of Talent has a Councilor/Manager form of government. There is an elected Mayor and six City Councilors. The terms of office and the responsibilities of the elected officials are defined in the City Charter. City services are provided through a City Manager, Administration/Finance Department, Community Development Office (planning and building code inspection), Police Department, and a Public Works Department (water, streets and park maintenance).

Talent belongs to the Phoenix-Talent School District with an elementary and middle school in Talent and a high school in nearby Phoenix.

Since 1999, Jackson County Fire District No.5 provides fire service. They are located in a new facility just outside the City limits.

Other regional services provided to Talent residential and commercial customers include: The Rogue Valley Transportation District (RVTD) provides bus service in Talent. Recology Ashland provides curbside waste and recycling pickup. All properties within the City

limits have municipal sewer service provided by the Rogue Valley Sewer Service (RVS).

Talent is served by two newspapers - The Ashland Daily Tidings and the Medford Mail Tribune.

Talent hosts an annual Harvest Festival traditionally held the first Saturday of October in downtown. A fun filled day for the whole community with live music, food and crafts and a parade down Main Street. In addition to the Harvest Festival, Talent has a City-Wide Yard sale and Green-Up Clean-Up held in the month of May. A chance for the community to come out and participate in the beautification of our City.

**CITY HALL**

110 East Main Street / P.O. Box 445

Hours: 8:30am-5:00pm Monday-Friday

Office: 541-535-1566

Fax: 541-535-7423

E-mail: [talent@cityoftalent.org](mailto:talent@cityoftalent.org)

Website: [www.cityoftalent.org](http://www.cityoftalent.org)

Planning: 541-535-7401

Public Works: 541-535-3828

**PROPERTY TAXES**

Jackson County Assessor 541-774-6059

10 S. Oakdale

Medford, OR 97501

**SCHOOLS**

**Phoenix/Talent School District #4**

Talent Elementary (541) 535-1531

307 Wagner

Talent Middle (541) 535-1552

102 Christian

Phoenix High (541) 535-1526

745 N Rose

**LOCAL INFO**

Elevation	1,635 ft.
Population (2015)	6,270
Date Incorporated	November 2, 1910
Congressional District	2 <sup>nd</sup>
Senate District	26 <sup>th</sup>
State Rep. District	52 <sup>nd</sup>

**MISCELLANEOUS NUMBERS**

Talent Chamber of Commerce <a href="http://www.talentchamber.com">www.talentchamber.com</a>	541-535-3837
Jackson County Jail	541-774-6850
Jackson County Vector Control	541-779-6460
24 hour Helpline - Community Works	541-779-4357
Circuit Court (Medford)	541-776-7171
Justice Court (Medford)	541-774-1286
St. Vincent De Paul 2424 N Pac. Hwy M-F 10-2pm	541-772-3828
Salvation Army -Family Svcs 922 N. Central T-F 9-3pm	541-772-8149
United Way- Hope Chest	541-773-5339
Notary- Farmers Insurance	541-535-6161
Access- Food Bank Tues 4-6 206 W. Wagner Thur. 2-4 105 N. Market	541-779-6691

# Council Agenda Report

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**Meeting Date:** September 21, 2016  
**Department:** Admin

**Primary Staff Contact:** Tom Corrigan  
**E-Mail:** TCorrigan@CityofTalent.org

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## **ISSUE BEFORE THE COUNCIL**

Review of existing Council goals.

## **BACKGROUND**

Council adopted the attached goals. Certain committees or groups along with Staff have been working on the goals in conjunction with the budget.

A review of goals was to be accomplished quarterly. While the first quarter of the fiscal year has been yet finished, Staff was able to begin certain goals and complete others.

Department Heads will be present at Council meeting to give an update for each goal.

We will review the goals one by one as they are listed on the sheet.

Here is some of the information from Staff. Not all of the goals are discussed here. A few will be discussed directly at meeting. Staff will be seeking additional direction for certain goals also.

## **PUBLIC WORKS –**

### **Develop Phase 3 of Splash Pad**

Public Works had a phone conversation with the manufacturer about the possibilities of retrofitting our current splash pad to recycle the water used, as well as building a new feature. We were informed that the retrofitting of our current splash pad would not be feasible, that we might be able to repurpose the water instead. The new splash pad can however, be built to fully recycle the water. We met onsite with a representative from Vortex on 9/14/16. He took measurements of the area and we spoke about current ideas of what the new splash pad would consist of. He will be taking back the data he collected on site and engineers at his company will begin a draft proposal for the City's consideration.

### **Discover ways to fund increasing cost of Parks maintenance**

An item has been put on the ballot to increase revenue for maintenance of City Parks.

### **Develop Wagner Creek Rd. Safety Plan**

A sidewalk was installed along Schoolhouse Rd. now connecting all sidewalks on the perimeter of the Elementary School. LED flashing School zone signs were installed to increase awareness and visibility at two of the main entry points to the School zone. Road striping, and crosswalks were brightened up and rumble bars installed.

### **Upgrade SCADA system**

The planned upgrades to our SCADA system have been completed. There is a conflict with the height of the Antenna at the Public Works shop that still needs to be addressed by raising it 15 feet to capture the new signal over the freshly built two story homes in Clearview subdivision.

### **Complete an installation plan for LED lights**

The installation of LED retrofit for decorative street lights will be done in phases. Originally staff planned to complete one section with 21 lights this budget year. However, thanks to a rebate program from the Energy Trust, the City will be able to complete an additional smaller section of 10 lights as well this budget year, for a total of 31 lights in and around the City Hall and Main St. area. To be completed by the end of September 2016.

### **Discover funding for solar panels on City buildings**

A Blue Sky grant has been submitted for the new Community Center. We are in the final stages of the award process and should know by the end September.

Staff is in process of determining costs and benefits of having solar panels installed at the Public Works facility also. Preliminary examination was positive and we are expecting a full report from True South soon.

Design banner poles for 3 points of entrance. And install upon approval.

Report will be given at meeting. All three current entrances are on DOT property. We have alternative areas that could be addressed without as many complications.

### **Finance –**

#### **Finalizing finance software implementation**

We have been working on the client verification portion of the software implementation. We have been working with Tyler Technologies on verifying all data for the general ledger, payroll, and accounts payable. We have also been working with credit card merchants and trying to find the best fit for the City, and we have chosen ETS which has some of the lowest fees and also integrates with Incode.

Our next step is to do the entire payroll process in our new software and ensure it matches perfectly with our current software. We then have a few more modules to implement for our go-live date of November 1<sup>st</sup> for core financials.

### **Community Development -**

#### **Economic Development**

Updated and Amended the City's Economy Element E and adopted a new Economic Opportunities Analysis with a Buildable Lands Inventory to identify the current and future economic of Talent.

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### **OR 99 Masterplan**

On hold until OR99 final design is complete

Sign code amendments are currently being worked on in Planning Commission work sessions. Estimated completion is November 2016.

### **Police Department –**

Although no specific goal was exclusive to Talent PD in the Council Goals for 2016/17 listed below are accomplishments and / or items in the planning phase.

#### **Wagner Creek Safety**

Increased police presence, including use of radar trailer as a public relations tool in an effort to reduce speeds. Rumble strips were installed as well as (soon) the instillation of new flashing speed signs. In addition, the sidewalks were added for pedestrian safety.

#### **Citizen involvement**

Several presentations were made to school staff (lock down drills), businesses (fraud) and neighborhood watch by members of the department. Currently planned is a neighborhood walk and survey in the beginning of November

### **Administration-**

#### **Municipal Code**

Codification of the City of Talent Ordinances- The City has chosen Code Publishing to codify our Ordinances and host them on the City website. Upon signing the agreement, the codification process from start to finish is 9 months to a year. Due to Staff diligence this last year by repealing Ordinances we estimate the timeline will be shorter.

**ORDINANCE NO. 16-924-O**

**AN ORDINANCE VACATING AN ALLEY 20 FEET IN WIDTH TO THE EAST OF LOTS 1-6, BLOCK 2, WAGNER BUTTE ADDITION TO TALENT, OREGON IN THE N.W. ¼, N.W. ¼ OF SECTION 26, T.38S., R1.W., W.M. JACKSON COUNTY**

WHEREAS, the City Council for the City of Talent, on October 5, 2016, determined to initiate vacation of **an alley 20 feet in width to the east of Lots 1-6, Block 2, Wagner Butte Addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of Section 26, T.38S., R1.W., W.M. Jackson County, Oregon** as more particularly described in map attached as Exhibit A; and

WHEREAS, it has been determined that, at the present time, no City liens are existing or unpaid against said property and, by virtue of the fact that it is a dedicated right-of-way, no taxes are unpaid thereon; and

WHEREAS, the City Council fixed September 21, 2016, at 6:45 p.m. at the Talent Town Hall, 206 E Main Street, Talent, as the time and place for a formal public hearing regarding the vacation; and

WHEREAS, the City Recorder gave notice of the public hearing by publishing a notice in the Mail Tribune newspaper once each week for two consecutive weeks on September 7, 2016, and September 14, 2016, which notice described the ground subject to the vacation, the date of the public hearing, and that written objections or remonstrances must be filed with the Talent City Recorder prior to the time of the hearing, in accordance with ORS 271.110(1); and

WHEREAS, within five (5) days after the first day of publication of said notice in the newspaper and not less than fourteen (14) days before the hearing date, the City Recorder caused a copy of the notice to be posted in at least two (2) conspicuous places at or near each end of the proposed vacation, in accordance with ORS 271.110(2); and

WHEREAS, at 6:45 p.m. on September 21, 2016, at the Talent Town Hall, the City Council held a public hearing in the Council Chambers on the vacation of the area described above, considered any written objections filed thereto, and heard oral

testimony from members of the public in favor of and/or in opposition to said vacation;  
and

WHEREAS, the owners of the majority of the area affected, computed on the basis provided in ORS 271.080, have not objected in writing to the proposed vacation;  
and

WHEREAS, the Council finds that the consent of abutting property owners is not required, as the proposed vacation will not substantially affect the market value of abutting properties; and

WHEREAS, the Talent City Council finds that the public interest will not be prejudiced by the proposed vacation.

NOW, THEREFORE, THE CITY OF TALENT ORDAINS AS FOLLOWS:

SECTION 1. The right-of-way over an alley 20 feet in width to the east of Lots 1-6, Block 2, Wagner Butte Addition to Talent, Oregon in the N.W. ¼, N.W. ¼ of Section 26, T.38S., R1.W., W.M. Jackson County, Oregon as more particularly described in the map identified on Exhibit "A", is hereby vacated, and title shall vest in the owners of the land bordering the vacated right-of-way to the east and west, in accordance with ORS 271.140.

SECTION 2. An area 20 feet in width shall be reserved for Rogue Valley Sewer Services and other public utilities as a permanent easement to construct, reconstruct, operate, repair, and maintain utility lines and all necessary related facilities over, across and under the following described real property, to-wit:

A permanent easement 20 feet in width described in Exhibit "B" attached hereto and incorporated herein by this reference.

SECTION 3. The City Recorder is directed to file certified copies of this ordinance for recording with the Jackson County Clerk, the County Assessor, and the County Surveyor.

Duly enacted by the City Council in open session on October 5, 2016 by the following vote:

AYES: 0

NAYS: 0

ABSTAIN: 0

ABSENT: 0

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Melissa Huhtala, City Recorder and Custodian of City records