

# City of Sodaville

## Special Session Agenda

October 11, 2023

7:00 PM – City Hall

Teleconference: 253-215-8782 \* Meeting ID: 820 9682 9685 \* Passcode: 527134

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Visitors**
5. **New Business:**
  - a. Ordinance 23-10 Addressing Water Restrictions and Declaring an Emergency
6. **Adjourn**

Individuals needing special accommodations such as sign language, foreign language interpreters or equipment for the hearing impaired must request such services at least 48 hours prior to the City Council meeting by calling 541-258-8882.

*“The City of Sodaville is an equal opportunity provider and employer.”*

## 5.a. Ordinance 23-10 Relating to Water Restrictions and Declaring an Emergency

### Staff Summary

The City's wells are producing water at historically low rates. Costs for water hauling have gone up accordingly. While there was a small increase in the city's water hauling costs this fiscal year, the increased total cost of hauling is due solely to the poor water production of the wells.

Staff recommend that the City Council cap monthly water use during water restriction periods at 7,500 gallons per month in Ordinance 17-01. This will require additional staff efforts to monitor, but is intended to reduce the city's total water hauling costs. Ordinance 23-10 will codify this cap. Ordinance 23-10 will also codify the language in Resolution 19-10 to allow Sandridge Charter School to use additional water during water restriction periods. This Resolution does not have the same authority as Ordinance 17-01 and enforcing this policy under a Resolution leaves the City liable for litigation.

Ordinance 23-10 will also address leaks. One home had a leak that was detected in September. The property owner was contacted about the leak, but there is no enforcement procedure requiring leaks to be addressed by property owners, and without intervention, that property owner used over 21,000 gallons in September without violating any provision of the City's water restriction rules.

Lastly Ordinance 23-10 has an emergency clause, which will make it effective immediately upon passage as per Charter Chapter VIII Section 35.

Staff will bring some wider proposals regarding the financing of city water hauling to the next regular meeting, which will likely involve adopting a supplemental budget, transfers from the city's LGIP account to keep up with hauling costs, and long-term planning for the remainder of the fiscal year to ensure that the City does not rely upon drawing down its reserves. That is not sustainable even in the short term without a codified resource replacement plan.

Staff are working on plans to expand the city's water system now that funding is secured. Possible drilling of new wells at existing city well sites is acceptable under the Business Oregon IFA loan the city secured, and that possibility will be reviewed prior to moving forward with connecting Well Linn 10377.

**Suggested Motion:** *I move to adopt Ordinance 23-10.*

# Ordinance 23-11

## Addressing Water Restrictions and Declaring an Emergency

The City of Sodaville Ordains as Follows:

### Section 1.

Ordinance 17-01 Section 4.C. is amended as follows:

#### 9. Water Restrictions

- a. During water restriction periods, usage is capped at 7,500 per month.
- b. The use of water above 7,500 gallons per month during Water Restriction periods will be determined on a case by case basis. The cost of submitting a Water Restriction Permit will be the same as a Driveway Permit listed in the City of Sodaville Fee Schedule. The City Administrator/Recorder, in cooperation with the Public Works Director, will determine if the Water Restriction Permit is allowed or denied. A denied Water Restriction Permit can be appealed to the City of Sodaville City Council at the next regularly scheduled meeting.

#### 10. Leaks

- a. When a leak is detected, written notice will be physically delivered to the property owner. The property owner will have 3 calendar days to contact the Public Works Director to address the leak. Following contact with the Public Works Director, the property owner has 3 business days to secure any repairs and maintenance necessary to address the leak. Up to 30 days from the day that the City notified a property owner about a leak, the Public Works Director has discretion to evaluate the property owner's progress and the repair of the leak prior to turning off water access.

## Section 2. Emergency Clause

It is hereby declared that conditions in the City of Sodaville are such that this Ordinance is necessary for the immediate preservation of the peace, health, safety and general welfare of the City and the residents thereof, and an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage by the City Council and signing by the Mayor.

Passed by the City Council this 10th day of October 11, 2023.

Approved by the Mayor this \_\_\_\_\_ day of October, 2023.

\_\_\_\_\_ Ayes \_\_\_\_\_ Nays

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Administrator/Recorder