

# City of John Day Newsletter

March 2013

## Notice of Budget Committee Meeting

**A public meeting of the Budget Committee of the City of John Day, County of Grant, State of Oregon, to discuss the budget for the fiscal year July 1, 2013 to June 30, 2014 will be held in John Day City Council Chambers, 450 E. Main, John Day, Oregon. The meeting will take place on Tuesday the 2nd day of April 2013, at 7:00 p.m. The purpose is to receive the budget message and to receive comments from the public on the budget. A copy of the budget document may be inspected or obtained on or after March 29, 2013, John Day City Hall, between the hours of 8 a.m. and 5 p.m.**

**This is a public meeting where deliberation of the Budget Committee will take place. Any person may appear at the meeting and discuss the proposed programs with the Budget Committee.**

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## INSIDE THIS ISSUE

Notice of Budget Committee meeting, Fire Station Update, ATV Ordinance, Water Use Regulation Ordinance.

Visit our website at [www.cityofjohnday.com](http://www.cityofjohnday.com); send us your comments at [grayp@grantcounty-or.gov](mailto:grayp@grantcounty-or.gov).

**Would you like to become a volunteer fire fighter? Please contact Fire Chief Ron Smith for more information at 541-575-0028.**

## Fire Station Update

Stan Foster of PARC Resources updated the City Council on the recent activities of the Citizen's Fire Advisory Committee at their February 12, 2013 meeting of the John Day City Council. Mr. Foster stated the Advisory Committee came to a strong consensus to recommend that the City Council and the John Day Rural Fire Protection District go out for a joint bond measure at the November 2013 general election for a new fire station.

The City Council and the Rural Fire District had intentions of raising money from private foundations prior to going out for the bond measure; however, Councilor Donn Willey, who is also a member of the Citizens Advisory Committee, informed the City Council and representatives from the Rural Fire District that the private foundations require local money (skin in the game) in order to invest in the project.

The City and the Rural Fire District expects to fundraise until the time the final punch list is completed on the fire station should the bond measure pass in November. This will be an ongoing activity; every dollar raised during the construction of the fire station is a dollar less that will have to go to the bond measure. We will have the option to reduce the number approved by the bond corresponding to the amount received from the philanthropic sources.

The John Day Volunteer Fire Department will kick off the campaign for the new fire station with an open house in April 2013. Mr. Foster stated he will be back for the open house with the blueprints of the new fire station to allow the public to see what is being proposed. The Citizen's Advisory Committee is also developing an educational flyer to be inserted in the local newspaper and to be used as direct mailing flyers. The flyer will be used to help the public understand the benefits of having a new fire station in regards to insurance ratings and bringing new businesses into the community.

*Article continues on back page*

The City Council and the John Day Rural Fire Protection District agreed to move forward with the bond measure in the November 2013 general election. They also directed PARC Resources to go back and get firm up-to-date accurate numbers to determine the rate of the bond measure. Mr. Foster stated he would be back to update the City Council and the Rural Fire District as soon as he can obtain the necessary information from the Grant County Assessor's office.

## **ATV Ordinance Adopted**

At their March 12, 2013 council meeting the John Day City Council adopted Ordinance No. 13-156-01 authorizing the operation of all-terrain vehicles on certain streets located within the boundaries of the City of John Day. The ordinance becomes effective 30 days after its passage by the City Council.

Beginning April 11, 2013 the City of John Day will allow ATV's on certain city streets:

- Class I ATV's (also known as quads, three-wheelers, or four-wheelers).
- Class IV (also known as side-by-sides), a new ATV class created by the 2011 OR legislature.
- Subject to the provisions of this ordinance, ATV's may be operated on streets subject to the conditions and restrictions set forth under ORS 821.200. ATV's are prohibited from operating under this Ordinance on any State of Oregon highway within the boundaries of the City, including, without limitation, South Canyon Boulevard/U.S. Highway 395 and Main Street/U.S. Highway 26, except that a person may, while operating an ATV, cross a State of Oregon highway to the extent permitted under applicable Oregon law including, without limitation, ORS 821.200(1).
- Must be operated in compliance with all applicable federal, state, and local laws, regulations, ordinances, all applicable traffic law requirements and all posted speed limits.
- Must be a licensed driver 18 years of age or older.
- Requires Class I and Class IV ATV operators to hold a valid Class I or Class IV ATV operator permit issued by OPRD (also known as an ATV Safety Education Card).
- Requires all passengers under 18 to wear a motorcycle helmet.
- Requires ATV's to meet the financial responsibility requirements under ORS 806.060. (obtain motor vehicle liability policy).
- ATV's operated under this ordinance may be operated only during daylight hours. (one-half hour before sunrise to one-half hour after sunset).

- The City will post signs giving notice that the operation of ATV's is permitted.
- Violation of, or failure to comply with, any provision of this Ordinance, including, without limitation, the operation of an ATV where such ATV is prohibited, is punishable by a fine not to exceed \$500.

## **New Water Use Regulations Ordinance in effect**

Effective immediately the City will begin using an updated application for water service. When application is made for water service at a non-owner occupied premises (rental), the owner of the rental, will sign an agreement, that the owner will, in the event of nonpayment or delinquency of any fee(s) or charges(s), expenses, losses, damages, and/or fines incurred by the applicant for the water service and be jointly and severally liable to the city for the full payment.

If it is determined that water loss occurred on the customer's side of the meter and the leak has been repaired, the city will adjust the customer's billing for up to fifty percent (50%) of the excess use. Adjustments will not be available when the excess use appears due to the failure to repair any water leak (i.e. toilets, showers etc.) The City will not provide more than one adjustment per customer, per calendar year.

The customer will be assessed and required to pay any applicable posting charges imposed by the city (door hangers).

Leaks in the customer service line will be repaired within fifteen (15) days of detection.

Any person violating any of the provisions of this Ordinance will be subject to a civil penalty of One Thousand Dollars (\$1,000) for each violation; and the city may seek recovery of its attorney fees.

Water service charges will be a lien against the premises served from and after the date of billing and entry on the ledger or other records of the city pertaining to the water system. Whenever a bill for water service remains unpaid ninety (90) days after it has been rendered, the lien thereby created may be foreclosed in a manner provided for in ORS 223.610, or in any other manner provided for by law or by city ordinance.

**Complete copies of these ordinances can be found on the City's website at [www.cityofjohnday.com](http://www.cityofjohnday.com) or can be obtained at City Hall.**