



# Dallas City Council Agenda

Mayor Brian Dalton, Presiding

Monday, October 19, 2015

7:00 pm

Dallas City Hall

187 SE Court St.

Dallas, OR 97338

Please note a supplemental budget will be considered at this meeting.

All persons addressing the Council will please use the table at the front of the Council. All testimony is electronically recorded. If you wish to speak on any agenda item, please sign in on the provided card.

AGENDA ITEM	RECOMMENDED ACTION
1. ROLL CALL	
2. PLEDGE OF ALLEGIANCE	
3. EMPLOYEE RECOGNITION/INTRODUCTION	
4. COMMENTS FROM AUDIENCE <i>This time is provided for citizens to comment on municipal issues and any agenda items other than public hearings. The Mayor may place time restrictions on comments. Please supply 14 copies of the material brought to the meeting for distribution.</i>	
5. PUBLIC HEARINGS <i>Public comment will be allowed on items appearing on this portion of the agenda following a brief staff report presenting the item and action requested. The Mayor may limit testimony.</i>  <i>Public hearing on a proposed supplemental budget for FY 2015-2016. PG. 3</i>	
6. CONSENT AGENDA <i>The following items are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be removed from the Consent Agenda and considered separately.</i>  a. Approve minutes of October 5, 2015 City Council meeting PG. 5 b. Approve OLCC Application for Center Market #2 PG. 9	
7. ITEMS REMOVED FROM CONSENT AGENDA	
8. REPORTS OR COMMENTS FROM MAYOR AND COUNCIL MEMBERS a. General Comments from the Councilors and Mayor	
9. REPORTS FROM CITY MANAGER AND STAFF a. Economic Development Strategy PG. 16 b. September Financials PG. 19	Motion Information

## City Council

Mayor  
Brian Dalton

Council President  
Jim Fairchild

Councilor  
Kelly Gabliks

Councilor  
Micky Garus

Councilor  
Bill Hahn

Councilor  
Jackie Lawson

Councilor  
Kevin Marshall

Councilor  
Murray Stewart

Councilor  
LaVonne Wilson

Councilor  
Ken Woods, Jr.

## City Staff

City Manager  
Ron Foggin

City Attorney  
Lane Shetterly

Community  
Development/  
Operations Director  
Jason Locke

Finance Director  
Cecilia Ward

Fire Chief  
Fred Herel

Police Chief  
Tom Simpson

Director of Engineering  
& Environmental  
Services  
Fred Braun

City Recorder  
Emily Gagner

Recording Secretary  
Jeremy Teal



**Our Vision**

Our vision is to foster an environment in which Dallas residents can take advantage of a vital, growing, and diversified community that provides a high quality of life.

**Our Mission**

The mission of the City of Dallas is to maintain a safe, livable environment by providing open government with effective, efficient, and accountable service delivery.

**Our Motto**

Commitment to the Community.  
 People Serving People.

**City Hall**

Dallas City Hall 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 before the meeting to the City Manager's Office, 503-831-3502 or TDD 503-623-7355.

c. Council goal update

Information

d. Other

Information

**10. FIRST READING OF ORDINANCE**

a. Ordinance No. 1791 – An Ordinance changing the zoning designation for certain real property owned by Oakdale Heights Phase I, LLC from Industrial to Residential Low Density; and declaring an emergency. PG. 46

First Reading

**11. SECOND READING OF ORDINANCE**

a. Ordinance No. 1789 – An Ordinance amending provisions of the Dallas City Code Section 7.850, 7.851, and 7.856 relating to itinerant merchants operating food carts PG. 58

Roll Call Vote

b. Ordinance No. 1790 - An Ordinance amending Dallas City Code Section 5.210, relating to smoking regulations. PG. 64

Roll Call Vote

**12. RESOLUTIONS**

a. Resolution No. 3335: A Resolution adopting and appropriating a Supplemental Budget for Fiscal Year 2015-2016 funds. PG. 69

Roll Call Vote

**13. OTHER BUSINESS**

**14. ADJOURNMENT**

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR BRIAN DALTON AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 5a</b>	<b>Topic:</b> Public Hearing
<b>Prepared By:</b> Cecilia Ward	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin		

RECOMMENDED ACTION:

Public Hearing on proposed supplemental budget for FY 2015-2016

BACKGROUND:

Oregon Budget Law allows for unanticipated changes to the budget throughout the fiscal year. A supplemental budget, under ORS 294.471 and 294.473, is required when new appropriation authority is needed. If the supplemental budget changes expenditures in any fund by more than 10 percent, the governing body must hold a public hearing and notice of the hearing must include a summary of the changes proposed in the funds that are changing by more than 10 percent.

FISCAL IMPACT:

ATTACHMENTS:

copy of published notice

## NOTICE OF SUPPLEMENTAL BUDGET HEARING

- Use for supplemental budget proposing a change in any fund's expenditures by more than 10 percent.

A public hearing on a proposed supplemental budget for City of Dallas, for the current fiscal year, will be held at City Hall, 187 SE Court St, Dallas, OR.

(District name)

(Location)

The hearing will take place on October 19, 2015 at 7:00  a.m.  p.m.. The purpose of the hearing is to discuss the supplemental budget with interested persons.

(Date)

(Time)

A copy of the supplemental budget document may be inspected or obtained on or after October 15, 2015 at Dallas City Hall, 187 SE Court St, Dallas, OR, between the hours of 8:00  a.m.  p.m. and 5:00  a.m.  p.m..

(Date)

(Location)

### SUMMARY OF PROPOSED BUDGET CHANGES

AMOUNTS SHOWN ARE REVISED TOTALS IN THOSE FUNDS BEING MODIFIED

FUND: Capital Projects Fund

Resource	Amount	Expenditure	Amount
1. <u>Transfer from-Sewer SDC</u>	<u>\$ 200,000.00</u>	1. <u>Equipment</u>	<u>\$ 200,000.00</u>
<b>Revised Total Fund Resources</b>	<b>\$ 570,000.00</b>	<b>Revised Total Fund Requirements</b>	<b>\$ 570,000.00</b>

Comments:

Purchase of new ambulance.

These minutes are supplemented by electronic recordings of the meeting, which may be reviewed upon request to the City Recorder. Audio files from City Council meetings from October 5, 2015, forward can be found online at <http://www.dallasor.gov/archive> under the corresponding agenda date. Staff reports, resolutions, ordinances, and other documents related to this meeting are also available at that site in the "Council Agendas" archive.

<b>DALLAS CITY COUNCIL</b>	<b>Monday, October 5, 2015</b>
The Dallas City Council met in regular session on Monday, October 5, 2015, at 7:00 p.m. in the Council Chambers of City Hall with Mayor Brian Dalton presiding.	
<b>Council:</b> Council President Jim Fairchild, Councilor Kelly Gabliks, Councilor Bill Hahn, Councilor Micky Garus, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, Councilor LaVonne Wilson, and Ken Woods, Jr.	
<b>Staff:</b> City Manager Ron Foggin, City Attorney Lane Shetterly, Police Chief Tom Simpson, Deputy Fire Chief Todd Brumfield, Engineering and Environmental Services Director Fred Braun, HR Manager Emily Gagner, and Recording Secretary Jeremy Teal.	
<b>Pledge of Allegiance:</b> Mayor Dalton led the Pledge of Allegiance.	

<b>AGENDA</b>	<b>ACTION</b>
<b>EMPLOYEE RECOGNITION</b>	There were none.
<b>COMMENTS FROM THE AUDIENCE</b>	There were none.
<b>1:36 PUBLIC HEARINGS</b> ZC 15-02 - REZONE A 4.5 ACRE PROPERTY FROM INDUSTRIAL TO RESIDENTIAL LOW DENSITY LOCATED SOUTH OF SW OAKDALE AND WEST OF ASH CREEK. APPLICANT OAKDALE HEIGHTS PHASE 1, LLC.	Mayor Dalton opened the public hearing at 7:02 p.m.  Suzanne. Dufner gave a brief presentation regarding the property in question.  Lane Shetterly asked for a clarification on the size of the lot being rezoned.  Ms. Dufner noted that the total lot was 6.59 acres, but the rezoned section of the property was only 4.5 acres.  Paul Trahan, 1116 SE Barberry Ave., stated the goal was to get the entire property zones correctly and put homes on it. He noted with Residential Low Density there could be 4 to 6 houses per acre.  Public Comment  James Schroder, 1635 SW Hayter St., asked how many homes would be built on the lot.  Mr. Trahan responded that there would be between 4 and 6 homes per acre.

	<p>Mr. Schroeder asked if the infrastructure would be completed for the entire project before building began or just the proposed acreage.</p> <p>Mr. Trahan responded that there were many undetermined factors with the basin and that the infrastructure for the first phase would be put in and the remaining infrastructure at a later date.</p> <p>Mayor Dalton closed the public hearing at 7:20 p.m.</p> <p>It was moved by Councilor Lawson <i>to approve ZC 15-02, the proposed Zoning Map amendment from Industrial (I) to Residential Low Density (RL) and direct staff to prepare the required Ordinance for approval at the next meeting.</i> The motion was duly seconded and carried with a vote of 9-0.</p>
<p><b>20:02 CONSENT AGENDA</b></p> <p>Item approved by the Consent Agenda: minutes of September 21, 2015 City Council meeting</p>	<p>It was moved by Councilor Gabliks <i>to approve the Consent Agenda as submitted.</i> The motion was duly seconded and carried with a vote of 9-0.</p>
<p><b>ITEMS REMOVED FROM CONSENT AGENDA</b></p>	<p>There were none.</p>
<p><b>20:29 REPORTS OR COMMENTS FROM THE MAYOR AND COUNCIL MEMBERS</b></p> <p>GENERAL COMMENTS</p> <p>REPORT OF THE SEPTEMBER 28, 2015 ADMINISTRATIVE COMMITTEE</p> <p>REPORT OF THE SEPTEMBER 28, 2015 BUILDING &amp; GROUNDS COMMITTEE</p>	<p>Several members of the Council attended the League of Oregon Cities Conference in Bend and gave short comments regarding their experience.</p> <p>Councilor Gabliks reported the committee discussed food cart/itinerant merchant licenses, business registration, vaping, and the Finance Director and Human Resources Manager reports.</p> <p>Councilor Marshall reported the committee discussed the Carnegie building RFP, the Operations Manager report, and the Park Supervisor report.</p> <p>There was discussion regarding the Carnegie building RFP and the submission results.</p>
<p><b>44:50 REPORTS FROM CITY MANAGER AND STAFF</b></p>	
<p><b>REPUBLIC SERVICES ANNUAL REPORT</b></p>	<p>Mr. Foggin explained this would be discussed at a future meeting.</p>
<p><b>COUNCIL GOAL UPDATE</b></p>	<p>Mr. Foggin noted the Citizen Budget was complete and a good tool for anyone interested in learning about the City budget. He announced the City redesign of the website would be launched in</p>

	<p>mid-November. He stated that the Citizens Academy would begin Thursday with six sessions and 12 participants.</p>
<p><b>OTHER</b></p>	<p>Mr. Foggin announced this week was Customer Service Week and the departments are stepping it up this week. He noted the City was actively looking for a Planner I, and the Chili Cook-Off would be next Thursday.</p>
<p><b>51:32 FIRST READING OF ORDINANCE</b>  <b>Ordinance No. 1789</b> – An Ordinance amending provisions of the Dallas City Code Section 7.850, 7.851, and 7.856 relating to itinerant merchants operating food carts.</p> <p><b>Ordinance No 1790</b> – An Ordinance amending Dallas City Code Section 5.210, relating to smoking regulations.</p>	<p>Mayor Dalton declared Ordinance No. 1789 to have passed its first reading.</p> <p>Mayor Dalton declared Ordinance No. 1790 to have passed its first reading.</p>
<p><b>53:47 SECOND READING OF ORDINANCE</b>  <b>Ordinance No. 1788</b> – An Ordinance amending Dallas City Code Section 6.325, relating to private marking on curbs; and declaring an emergency.</p>	<p>A roll call vote was taken and Mayor Dalton declared Ordinance No. 1788 to have PASSED BY A MAJORITY VOTE of 8-1 with Council President Jim Fairchild, Councilor Kelly Gabliks, Councilor Micky Garus, Councilor Bill Hahn, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and Councilor Ken Woods, Jr. voting YES, and Councilor LaVonne Wilson voted NO.</p>
<p><b>54:35 RESOLUTIONS</b>  <b>Resolution No. 3332</b> – A Resolution authorizing the transfer of budgetary funds.</p> <p><b>Resolution No. 3333</b> – A Resolution authorizing an interfund loan.</p> <p><b>Resolution No. 3334</b> – A Resolution establishing a fee for an application to paint a property address on the face of a curb authorized under Dallas City Code Section 6.100(2).</p>	<p>A roll call vote was taken and Mayor Dalton declared Resolution No. 3332 to have PASSED BY A VOTE of 9-0 with Council President Jim Fairchild, Councilor Kelly Gabliks, Councilor Micky Garus, Councilor Bill Hahn, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, Councilor LaVonne Wilson, and Councilor Ken Woods, Jr. voting YES.</p> <p>A roll call vote was taken and Mayor Dalton declared Resolution No. 3333 to have PASSED BY A VOTE of 9-0 with Council President Jim Fairchild, Councilor Kelly Gabliks, Councilor Micky Garus, Councilor Bill Hahn, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, Councilor LaVonne Wilson, and Councilor Ken Woods, Jr. voting YES.</p> <p>A roll call vote was taken and Mayor Dalton declared Resolution No. 3334 to have PASSED BY A VOTE of 9-0 with Council President Jim Fairchild, Councilor Kelly Gabliks, Councilor Micky Garus, Councilor Bill Hahn, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, Councilor LaVonne Wilson, and Councilor Ken Woods, Jr. voting YES.</p>

<b>1:01:01 OTHER</b>	Mayor Dalton announced the Task Force for the Residential Street Committee would include Jim Fairchild, Kelly Gabliks, Murray Stewart, Bob Brannigan, Nancy Adams, Pete Christensen, Greg Hansen, and Gene and Lynette Henshaw
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<b>ADJOURNMENT</b>	There being no further business, the meeting adjourned at 8:05 p.m.
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Read and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2015.

\_\_\_\_\_

ATTEST: Mayor

\_\_\_\_\_

City Manager

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DRAFT

# DALLAS CITY COUNCIL

## REPORT

**TO: MAYOR BRIAN DALTON AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 6 b</b>	<b>Topic:</b> OLCC Application for Center Market #2
<b>Prepared By:</b> Jeremy Teal	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin		

### RECOMMENDED MOTION:

With approval of the consent agenda, the Council would be recommending to the OLCC to grant the request for an off-premises sales and change of ownership to Center Market #2.

### BACKGROUND:

Gurpreet Singh has submitted an OLCC Application for change of ownership and off-premises sales at 216 SW Washington Street.

Staff has reviewed the OLCC application and found no discrepancies with the information provided.

### FISCAL IMPACT:

None

### ATTACHMENTS:

Memo from Police Department  
OLCC Application for Center Market #2

# MEMO

TO: RON FOGGIN  
CITY MANAGER

FROM: TOM SIMPSON   
CHIEF OF POLICE

RE: *Center Market #2*  
Off Premises Sales  
Location: 216 SW Washington St

DATE: October 13, 2015

This application is for off Premises Sales. The applicant's, Gurpreet Singh are applying for a Off Premises Sales license.

A routine background check has been completed and has revealed no recent items of concern.



# OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE APPLICATION

10-13-15 P04:22 RCVD

Application is being made for:

<b>LICENSE TYPES</b> <input type="checkbox"/> Full On-Premises Sales (\$402.60/yr) <input type="checkbox"/> Commercial Establishment <input type="checkbox"/> Caterer <input type="checkbox"/> Passenger Carrier <input type="checkbox"/> Other Public Location <input type="checkbox"/> Private Club <input type="checkbox"/> Limited On-Premises Sales (\$202.60/yr) <input checked="" type="checkbox"/> Off-Premises Sales (\$100/yr) <input type="checkbox"/> with Fuel Pumps <input type="checkbox"/> Brewery Public House (\$252.60) <input type="checkbox"/> Winery (\$250/yr) <input type="checkbox"/> Other: _____	<b>ACTIONS</b> <input checked="" type="checkbox"/> Change Ownership <input type="checkbox"/> New Outlet <input type="checkbox"/> Greater Privilege <input type="checkbox"/> Additional Privilege <input type="checkbox"/> Other _____
---	--

**90-DAY AUTHORITY**  
 Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

**APPLYING AS:**  
 Limited Partnership     Corporation     Limited Liability Company     Individuals

**CITY AND COUNTY USE ONLY**

Date application received: \_\_\_\_\_

The City Council or County Commission: \_\_\_\_\_  
(name of city or county)

recommends that this license be:  
 Granted     Denied

By: \_\_\_\_\_  
(signature) (date)

Name: \_\_\_\_\_

Title: \_\_\_\_\_

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**OLCC USE ONLY**

Application Rec'd by: C. W. Mandy

Date: 10-13-15

90-day authority:  Yes     No

1. Entity or Individuals applying for the license: [See SECTION 1 of the Guide]

① Gurshaan, Inc. \_\_\_\_\_ ③ \_\_\_\_\_  
\_\_\_\_\_ ④ \_\_\_\_\_

Name (dba): Center Market #2

Business Location: 216 SW Washington, Dallas, Polk, OR 97338  
(number, street, rural route) (city) (county) (state) (ZIP code)

Business Mailing Address: 216 SW Washington, Dallas, Polk, OR 97338  
(PO box, number, street, rural route) (city) (state) (ZIP code)

Business Numbers: 503-831-5380 503-831-5381  
(phone) (fax)

Is this business at this location currently licensed by OLCC?  Yes  No

Business to whom: Center Market, Inc. Type of License: Off Premises

Business Name: Center Market #2

**RECEIVED**  
OREGON LIQUOR CONTROL COMMISSION  
OCT 06 2015

PRIORS  RAIN  COP   
DMV-w  DL  CCH   
N-DEX  OJIN  Oth   
By: WJ Date 10/13/15

9. Will you have a manager?  Yes  No Name: \_\_\_\_\_  
(manager must fill out an Individual History form)

10. What is the local governing body where your business is located? Dallas  
(name of city or county)

11. Contact person for this application: \_\_\_\_\_  
(name) (phone number(s))

\_\_\_\_\_ (address) \_\_\_\_\_ (fax number) \_\_\_\_\_ (e-mail address)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

**Applicant(s) Signature(s) and Date:**

① [Signature] Date 9-25-15 ③ \_\_\_\_\_ Date \_\_\_\_\_

② \_\_\_\_\_ Date \_\_\_\_\_ ④ \_\_\_\_\_ Date \_\_\_\_\_



# OREGON LIQUOR CONTROL COMMISSION CORPORATION QUESTIONNAIRE

Please Print or Type

Corporation Name: Gurshaan, Inc. Year Incorporated: 2015

Trade Name (dba): Center Market #2

Business Location Address: 216 SW Washington

City: Dallas ZIP Code: 97338

### List Corporate Officers:

Gurpreet Singh  
(name)

President & Secretary  
(title)

### List Board of Directors:

Gurpreet Singh  
(name)

List Stockholders: (Note: If any stockholder is another legal entity, that entity may also need to complete another Corporation Questionnaire. See Liquor License Application Guide for more information.)

Stockholders:	Number of Shares Held:
<u>Gurpreet Singh</u>	<u>260</u>
_____	_____
_____	_____
_____	_____

<b>Number of Stock Shares:</b>	
Issued:	<u>260</u>
Unissued:	<u>240</u>
Total Shares Authorized to Issue:	<u>500</u>

Server Education Designee: \_\_\_\_\_ DOB: \_\_\_\_\_  
(See Liquor License Application Guide for more information)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Officer's Signature: [Signature] (name) Owner/President (title) Date: 9-25-15



OREGON LIQUOR CONTROL COMMISSION  
INDIVIDUAL HISTORY

1. Trade Name Center Market #2 2. City Dallas
3. Name [REDACTED]  
(Last) (First) (Middle)
4. Other names used (maiden, other) [REDACTED]
5. \*SSN [REDACTED] 6. Place of Birth [REDACTED] 7. DOB [REDACTED] 8. Sex  M  F  O  
(State or Country) (mm) (dd) (yyyy)

\*SOCIAL SECURITY NUMBER DISCLOSURE: As part of your application for an initial or renewal license, Federal and State laws require you to provide your Social Security Number (SSN) to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 666(a)(13) & ORS 25.785). If you are an applicant or licensee and fail to provide your SSN, the OLCC may refuse to process your application. Your SSN will be used only for child support enforcement purposes unless you sign below.

Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your voluntary consent to use your SSN for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your SSN for these administrative purposes (5 USC § 552(a). If you consent to these uses, please sign here:

Applicant Signature: \_\_\_\_\_

9. Driver License or State ID # [REDACTED] 10. State Oregon
11. Residence Address [REDACTED]  
(number and street) (city) (state) (zip code)
12. Mailing Address (if different) [REDACTED]  
(number and street) (city) (state) (zip code)
13. Contact Phone [REDACTED] 14. E-Mail address (optional) [REDACTED]
15. Do you have a spouse or domestic partner?  Yes  No  
If yes, list his/her full name: Mandeep Kaur
16. If yes to #15, will this person work at or be involved in the operation or management of the business?  
 Yes  No
17. List all states, other than Oregon, where you have lived during the past ten years:  
\_\_\_\_\_
18. In the past 12 years, have you been **convicted** ("convicted" includes paying a fine) in Oregon or any other state of driving a car with a suspended driver's license or driving a car with no insurance?  
 Yes  No  Unsure If yes, list the date(s), or approximate dates, and type(s) of convictions.  
If unsure, explain. You may include the information on a separate sheet.  
\_\_\_\_\_
19. In the past 12 years, have you been **convicted** ("convicted" includes paying a fine) in Oregon or any other state of a misdemeanor or a felony?  Yes  No  Unsure  
If yes, list the date(s), or approximate dates, and type(s) of convictions. If unsure, explain. You may include the information on a separate sheet.

20. Trade Name Center Market #2

21. City Dallas

22. Do you have any arrests or citations that have not been resolved?  Yes  No  Unsure  
If yes or unsure, explain here or include the information on a separate sheet.

23. Have you ever been in a drug or alcohol diversion program in Oregon or any other state? (A diversion program is where you are required, usually by the court or another government agency, to complete certain requirements in place of being convicted of a drug or alcohol-related offense.)  Yes  No  Unsure  
If yes, list the date(s), or approximate dates. If unsure, explain. You may include the information on a separate sheet.

24. Do you, or any legal entity that you are a part of, currently hold or have previously held a liquor license in Oregon or another US state? (Note: a service permit is not a liquor license.)  Yes  No  Unsure  
If yes, list the name(s) of the business, the city (or cities) and state (or states) where located, and the date(s) of the license(s). If unsure, explain. You may include the information on a separate sheet.

Center Market #22, Sheridan, Oregon License Date: 4-1-2015

25. Have you, or any legal entity that you are a part of, ever had an application for a license, permit, or certificate denied or cancelled by the OLCC or any other governmental agency in the US?  Yes  No  Unsure  
If yes, list the date(s), or approximate dates. If unsure, explain. You may include the information on a separate sheet.

Questions 26 and 27 apply if you, or any legal entity that you are part of, are applying for a Full On-Premises, Limited On-Premises, Off-Premises, or Brewery-Public House license. If you are not applying for one of those licenses, mark "N/A" on Questions 26 & 27.

26. Do you have any ownership interest in any other business that makes, wholesales, or distributes alcohol?  N/A  Yes  No  Unsure  
If yes, list the date(s), or approximate dates. If unsure, explain. You may include the information on a separate sheet.

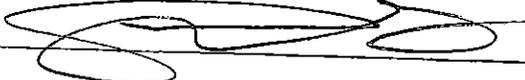
27. Does, or will, a maker, wholesaler, or distributor of alcohol have any ownership interest in your business?  N/A  Yes  No  Unsure  
If yes or unsure, explain:

Question 28 applies if you, or any legal entity that you are part of, are applying for a Brewery, Brewery-Public House, Distillery, Grower Sales Privilege, Warehouse, Wholesale Malt Beverage & Wine, or Winery license. If you are not applying for one of those licenses, mark "N/A" on Question 28.

28. Do you, or any legal entity that you are part of, have any ownership interest in any other business that sells alcohol at retail in Oregon?  N/A  Yes  No  Unsure  
If yes or unsure, explain:

You must sign your own form (you can't have your attorney or a person with power of attorney sign your form).

I affirm that my answers are true and complete. I understand the OLCC will use the above information to check my records, including but not limited to, criminal history. I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: 

Date: 9-24-15



# OREGON LIQUOR CONTROL COMMISSION BUSINESS INFORMATION

Please Print or Type

Applicant Name: Gurshaan, Inc. Phone: 503-480-5945

Trade Name (dba): Center Market #2

Business Location Address: 216 SW Washington

City: Dallas ZIP Code: 97338

### DAYS AND HOURS OF OPERATION

**Business Hours:**  
 Sunday 24 Hours  
 Monday \_\_\_\_\_ to \_\_\_\_\_  
 Tuesday \_\_\_\_\_ to \_\_\_\_\_  
 Wednesday \_\_\_\_\_ to \_\_\_\_\_  
 Thursday \_\_\_\_\_ to \_\_\_\_\_  
 Friday \_\_\_\_\_ to \_\_\_\_\_  
 Saturday \_\_\_\_\_ to \_\_\_\_\_

**Outdoor Area Hours:**  
 Sunday \_\_\_\_\_ to \_\_\_\_\_  
 Monday \_\_\_\_\_ to \_\_\_\_\_  
 Tuesday \_\_\_\_\_ to \_\_\_\_\_  
 Wednesday \_\_\_\_\_ to \_\_\_\_\_  
 Thursday \_\_\_\_\_ to \_\_\_\_\_  
 Friday \_\_\_\_\_ to \_\_\_\_\_  
 Saturday \_\_\_\_\_ to \_\_\_\_\_

The outdoor area is used for:  
 Food service Hours: \_\_\_\_\_ to \_\_\_\_\_  
 Alcohol service Hours: \_\_\_\_\_ to \_\_\_\_\_  
 Enclosed, how \_\_\_\_\_  
 The exterior area is adequately viewed and/or supervised by Service Permittees.  
 \_\_\_\_\_ (Investigator's Initials)

Seasonal Variations:  Yes  No If yes, explain: \_\_\_\_\_

### ENTERTAINMENT

Check all that apply:

- Live Music
- Recorded Music
- DJ Music
- Dancing
- Nude Entertainers
- Karaoke
- Coin-operated Games
- Video Lottery Machines
- Social Gaming
- Pool Tables
- Other: \_\_\_\_\_

### DAYS & HOURS OF LIVE OR DJ MUSIC

Sunday \_\_\_\_\_ to \_\_\_\_\_  
 Monday \_\_\_\_\_ to \_\_\_\_\_  
 Tuesday \_\_\_\_\_ to \_\_\_\_\_  
 Wednesday \_\_\_\_\_ to \_\_\_\_\_  
 Thursday \_\_\_\_\_ to \_\_\_\_\_  
 Friday \_\_\_\_\_ to \_\_\_\_\_  
 Saturday \_\_\_\_\_ to \_\_\_\_\_

### SEATING COUNT

Restaurant: \_\_\_\_\_ Outdoor: \_\_\_\_\_  
 Lounge: \_\_\_\_\_ Other (explain): \_\_\_\_\_  
 Banquet: \_\_\_\_\_ Total Seating: \_\_\_\_\_

<b>OLCC USE ONLY</b>	
Investigator Verified Seating: _____(Y) _____(N)	
Investigator Initials: _____	
Date: _____	

I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: [Signature] Date: 9-25-15

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR BRIAN DALTON AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 9b</b>	<b>Topic:</b> Economic Development Commission Strategy Recommendation
<b>Prepared By:</b> Jason Locke, Community Development/ Operations Director	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin, City Manager		

**RECOMMENDED ACTION:** Approve the Economic Development Strategy as recommended by the Economic Development Commission

**BACKGROUND:** The EDC is charged with preparing and recommending to the City Council an economic development strategy, among its other duties. What is being recommended is a concise list of 9 items that came out of previous efforts, current needs and the goals associated with the Dallas 2030 Plan that have been previously articulated by the Council. While these 9 items are strategic in nature, there are 2 follow up pieces to complete: 1) *who is responsible*, and 2) *what are the steps/tactics in order to implement the strategy*.

Item 1 has already been determined after a meeting with the Chamber of Commerce Leadership. Item 2 will be evolving, and updates will be presented to the EDC at every meeting.

As for recommended projects for funding, the EDC recommends that \$12,000 be allocated for the Dallas Branding and Marketing effort, which comes from the Economic Development Trust. In addition, both the Chamber and Visitor Center has been and will continue to be a funding partner in this effort.

**FISCAL IMPACT:** Up to \$12,000 in FY 15/16 for the Dallas Branding and Marketing Project

**DALLAS 2030 VISION IMPACT:** The strategies are almost entirely based on the Vision 2030 Plan

**ATTACHMENTS:**

Recommended Economic Development Strategy

# City of Dallas

## *2015/16 Economic Development Strategy*

The purpose of this document is to consolidate all economic development goals, policies, and strategies into one document in order to identify specific tasks and activities to advance business and industrial development in the City of Dallas. The goals outlined in this plan represent a compilation of the efforts of the Dallas City Council, Economic Development Commission, the Dallas Area Chamber of Commerce, and the Urban Renewal Agency.

The City of Dallas recognizes that the needs of businesses are different based on location, type of business, number of employees, service area, and customer base. The following strategies address and focus on the areas of greatest need for positive economic growth and development over the next 2-3 years and is based on the common goals shared by the community to build upon the existing assets within the City of Dallas, to mitigate challenges in our commercial and industrial business sectors, and to take full advantage of opportunities as they arise. It will be implemented by the City, the Dallas Area Chamber of Commerce, and other stakeholders. There are also projects to be completed which are tied to this plan and are funded by the Economic Development Trust.

### *Strategies*

**One of the primary documents used in the development of these strategies is the Dallas 2030 Plan and accompanying Vision Strategies.**

- 1) Continue to participate in the Rural Tourism Studio process to ensure that Dallas is represented, recognizing that tourism can be an important economic driver. *Dallas Visitor Center***
- 2) Develop and facilitate partnerships with educational and other training institutions to assist employers with workforce development. *Chamber of Commerce***
- 3) Promote and attract craft brewing/pub and wine industry businesses. *City and Chamber***
- 4) Ensure that the City's online presence is maintained and enhanced for economic development purposes. *City***
- 5) Ensure an adequate supply of Industrial and Commercial lands, work with property owners to help ensure these lands and buildings are "available". *City***
- 6) Continue to Revitalize and Invest in Downtown. *City and Urban Renewal Agency***

- 7) Provide a “Clear Path” to Successful Business Start-ups and Existing Business expansions. *City and Chamber*
- 8) Implement the Dallas Branding and Marketing Plan. *City, Chamber, and Visitor Center*
- 9) Ensure that the City’s infrastructure is in good condition and has adequate capacity to support economic growth and expansion. *City*

### **PROPOSED PROJECTS/EXPENDITURES**

**Develop a full Community Profile and Marketing Packet, for both paper and electronic format, and Implement the “Take a Closer Look at Dallas” campaign as outlined in the Barney and Worth Final Report.**

**Estimated Cost: \$12,000.** The development of this packet would provide prospective businesses and employers a comprehensive and immediate gateway to the community. Could be used ASAP for recruitment.

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR BRIAN DALTON AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 9b</b>	<b>Topic:</b> September 2015 Financial Report
<b>Prepared By:</b> Cecilia Ward	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin		

RECOMMENDED ACTION:

Information Only

BACKGROUND:

Provided is the monthly financial reports for the month of September 2015.

For September:

- Percent collected/spent should be at 75%. This can vary up or down depending on seasonal or one-time revenues and expenditures.
- The following budgeted capital improvement payments were made in September:  
Water Fund - Transmission Water Line \$3,429

FISCAL IMPACT:

None

ATTACHMENTS:

September 2015 Financial Report

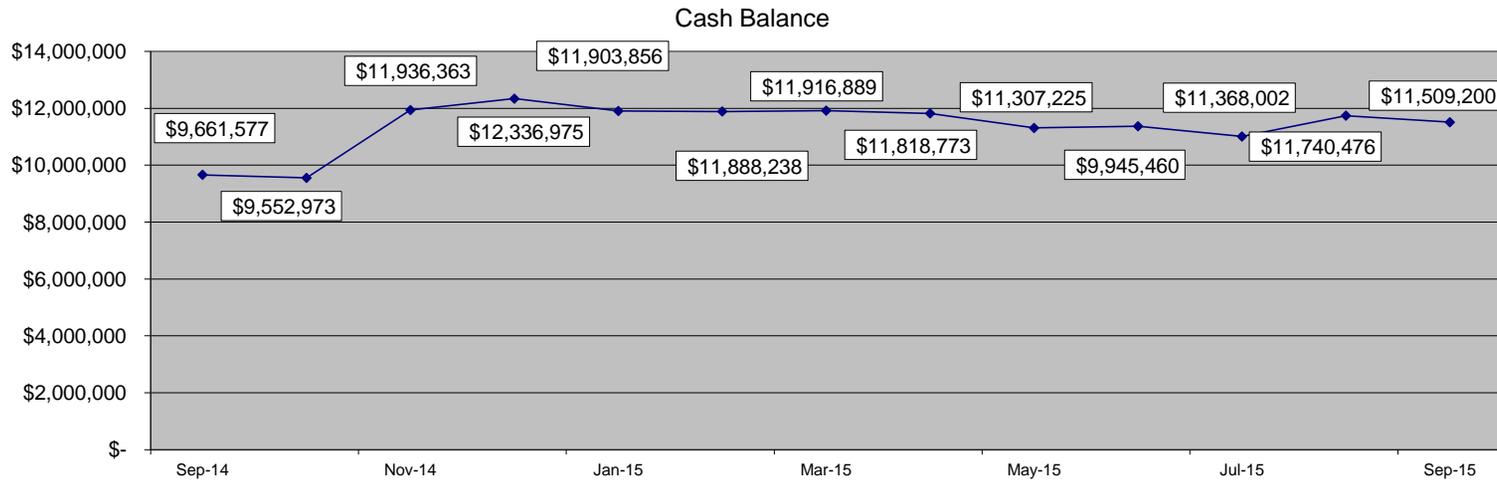


**Monthly Financials**  
**for the Month of**  
**September 2015**

**CITY OF DALLAS**  
**Cash Report**  
**For the Period Ending September 30, 2015**

Cash on hand	\$ 645
Cash in Investments	9,636,581
Cash in Bank	1,871,974
Total Cash Balance as of 9/30/2015	<u>\$ 11,509,200</u>

Restricted/Committed	\$ 7,837,897
Unrestricted	3,671,303
	<u>\$ 11,509,200</u>



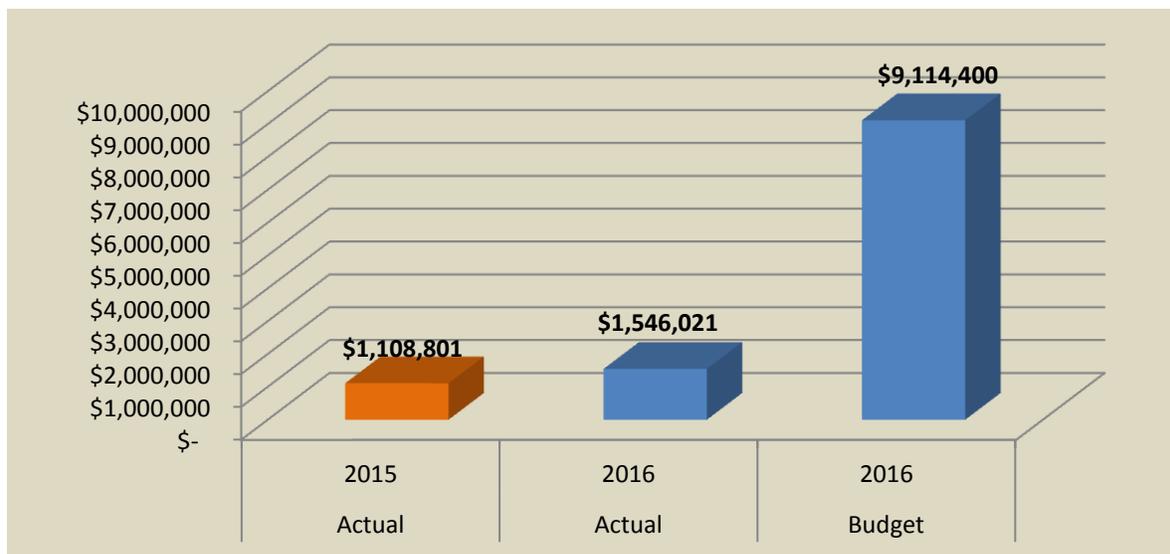
Investment Breakdown  
 LGIP

<u>Ending Bal</u>	<u>Interest YTD</u>
\$ 9,636,581	\$ 12,979
<u>\$ 9,636,581</u>	<u>\$ 12,979</u>

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**General Fund Revenue**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
Licenses, Permits and Fees	\$ 394,741	\$ 640,436	\$ 1,504,000	\$ 863,564	42.6%
Fines and Forfeitures	47,700	35,567	280,000	244,433	12.7%
Recreation Fees	133,496	128,327	490,000	361,673	26.2%
Library Fees	4,910	6,499	85,000	78,501	7.6%
Property Taxes	77,053	82,350	3,620,000	3,537,650	2.3%
Miscellaneous Taxes	21,137	93,469	407,000	313,531	23.0%
Franchise Fees	112,974	217,043	1,155,000	937,957	18.8%
Inter-governmental	-	-	192,000	192,000	0.0%
Miscellaneous Revenue	25,414	42,874	125,000	82,126	34.3%
Interest Earnings	2,626	3,454	15,000	11,546	23.0%
Transfers	288,750	296,000	1,241,400	945,400	23.8%
	<b>\$ 1,108,801</b>	<b>\$ 1,546,021</b>	<b>\$ 9,114,400</b>	<b>\$ 7,568,379</b>	<b>17.0%</b>

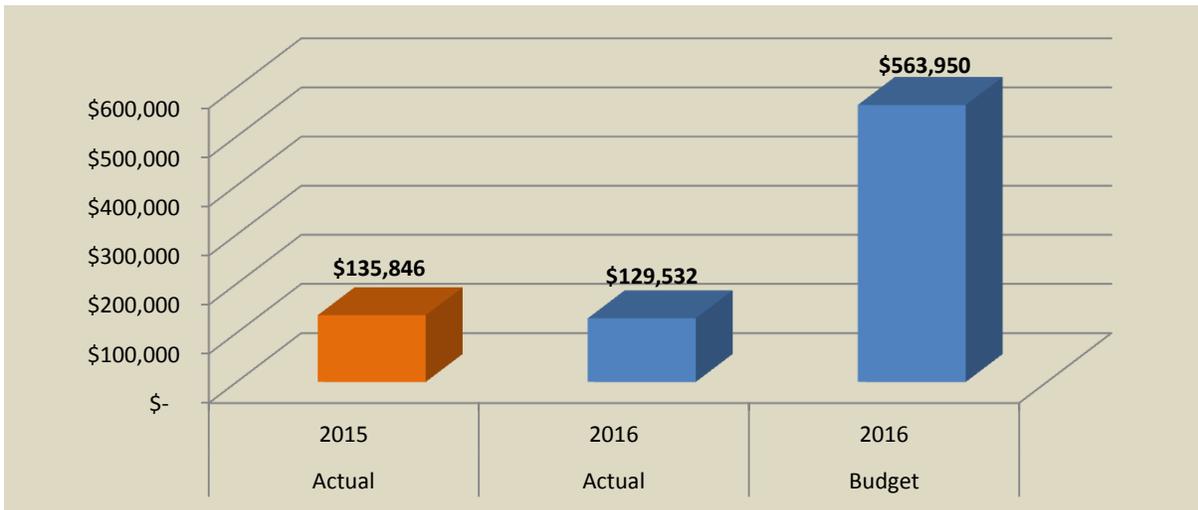


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Administration**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 100,671	\$ 99,234	\$ 407,000	\$ 307,766	24.4%
Materials and Supplies	35,175	30,298	156,950	126,652	19.3%
	<b>\$ 135,846</b>	<b>\$ 129,532</b>	<b>\$ 563,950</b>	<b>\$ 434,418</b>	<b>23.0%</b>

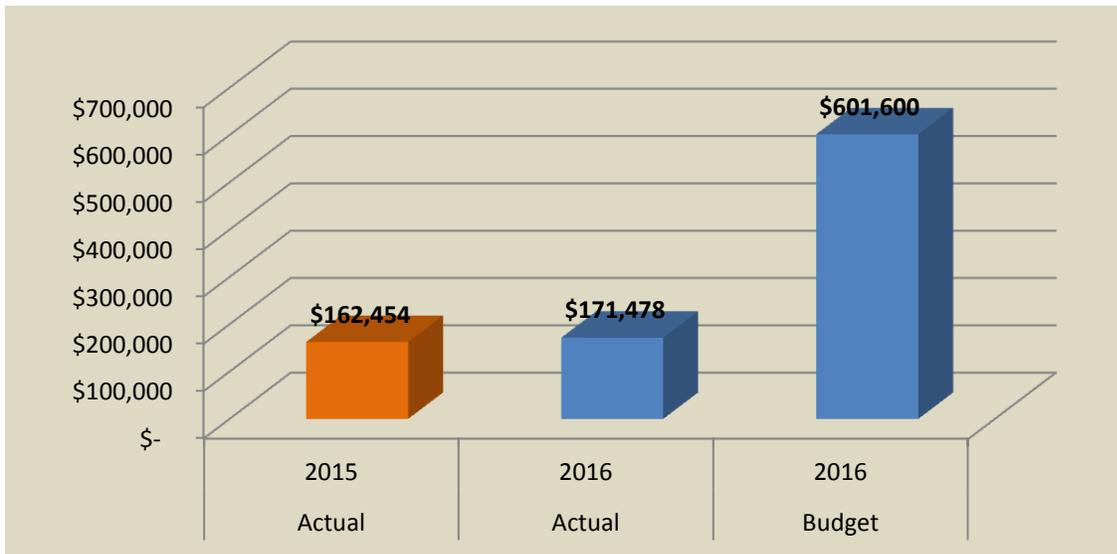


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Finance**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 82,347	\$ 86,777	\$ 373,000	\$ 286,223	23.3%
Materials and Supplies	80,107	84,701	228,600	143,899	37.1%
	<b>\$ 162,454</b>	<b>\$ 171,478</b>	<b>\$ 601,600</b>	<b>\$ 430,122</b>	<b>28.5%</b>

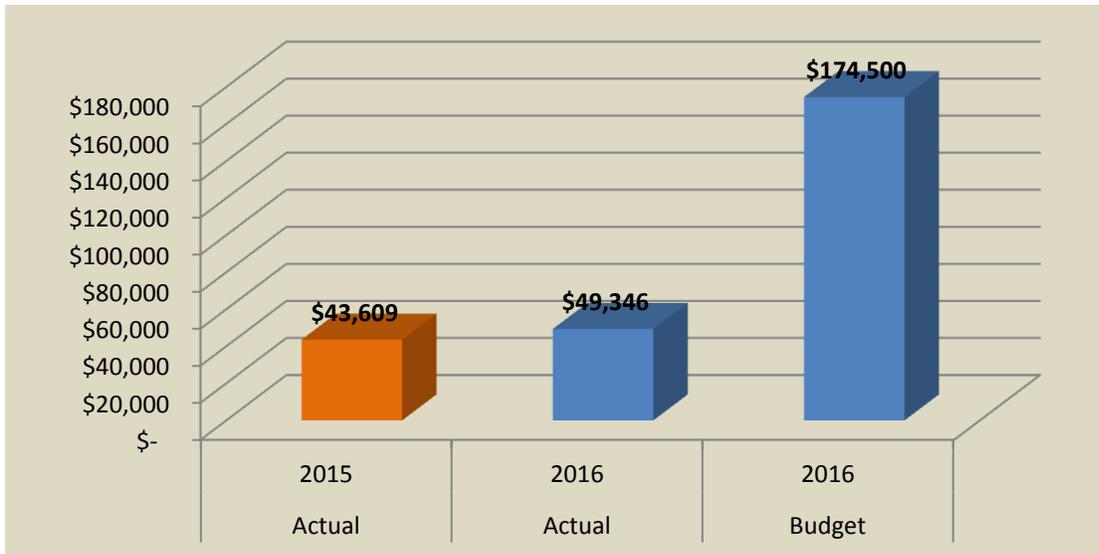


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Facilities**

Description	Year-to-Date		Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016	Budget 2016	Budget Remaining			
Personnel Services	\$ 25,659	\$ 28,461	\$ 106,000	\$ 77,539		26.9%	
Materials and Supplies	17,950	20,885	68,500	47,615		30.5%	
	<b>\$ 43,609</b>	<b>\$ 49,346</b>	<b>\$ 174,500</b>	<b>\$ 125,154</b>		<b>28.3%</b>	

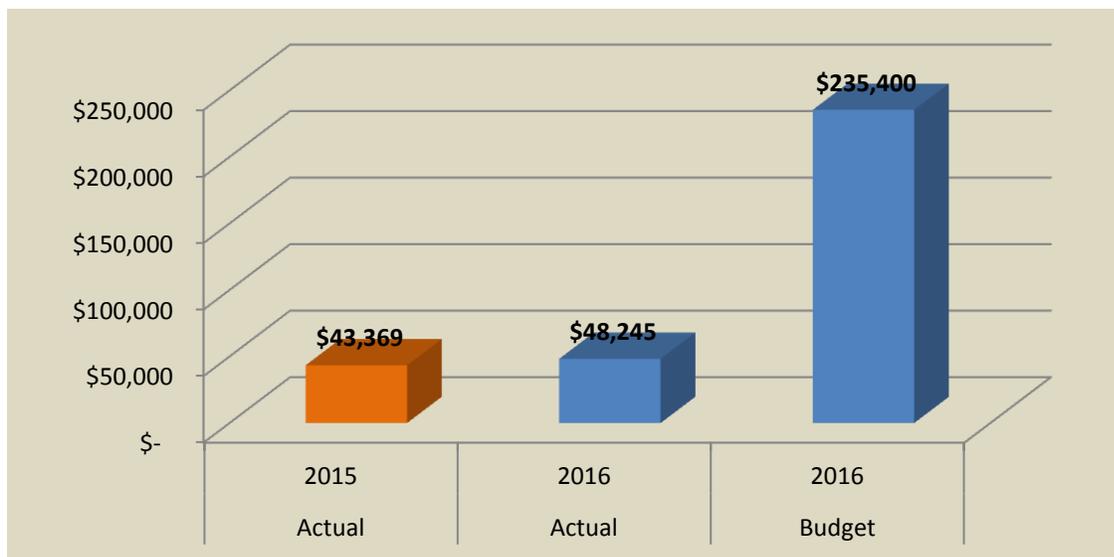


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Municipal Court**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 25,632	\$ 20,002	\$ 95,000	\$ 74,998	21.1%
Materials and Supplies	17,738	28,243	140,400	112,157	20.1%
	<b>\$ 43,369</b>	<b>\$ 48,245</b>	<b>\$ 235,400</b>	<b>\$ 187,155</b>	<b>20.5%</b>

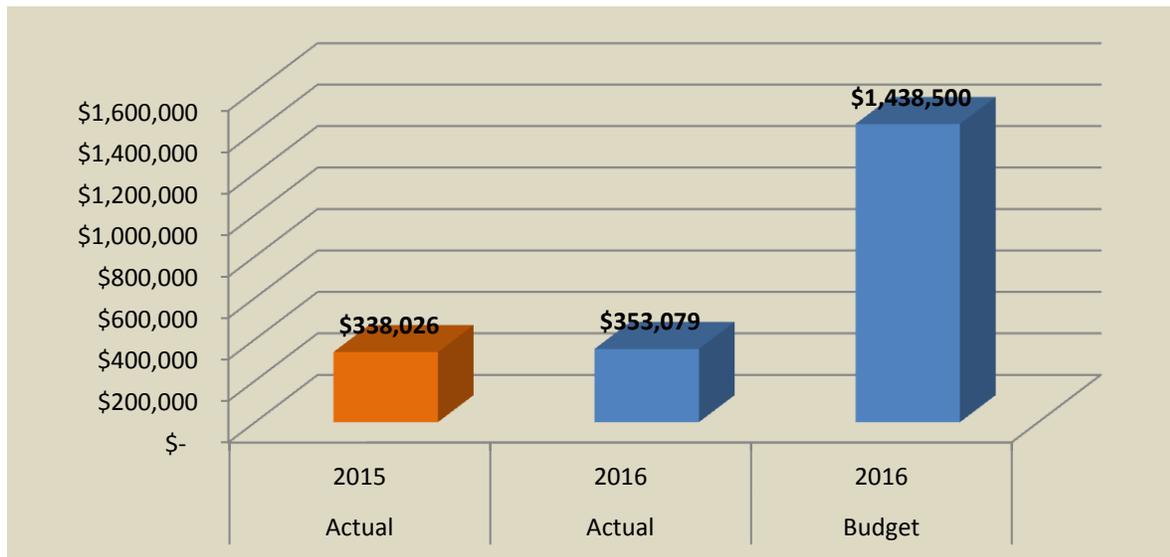


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Ambulance**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 239,486	\$ 262,118	\$ 1,035,000	\$ 772,882	25.3%
Materials and Supplies	91,040	83,461	340,000	256,539	24.5%
Debt Service	-	-	33,500	33,500	0.0%
Transfers	7,500	7,500	30,000	22,500	25.0%
	<b>\$ 338,026</b>	<b>\$ 353,079</b>	<b>\$ 1,438,500</b>	<b>\$ 1,085,421</b>	<b>24.5%</b>

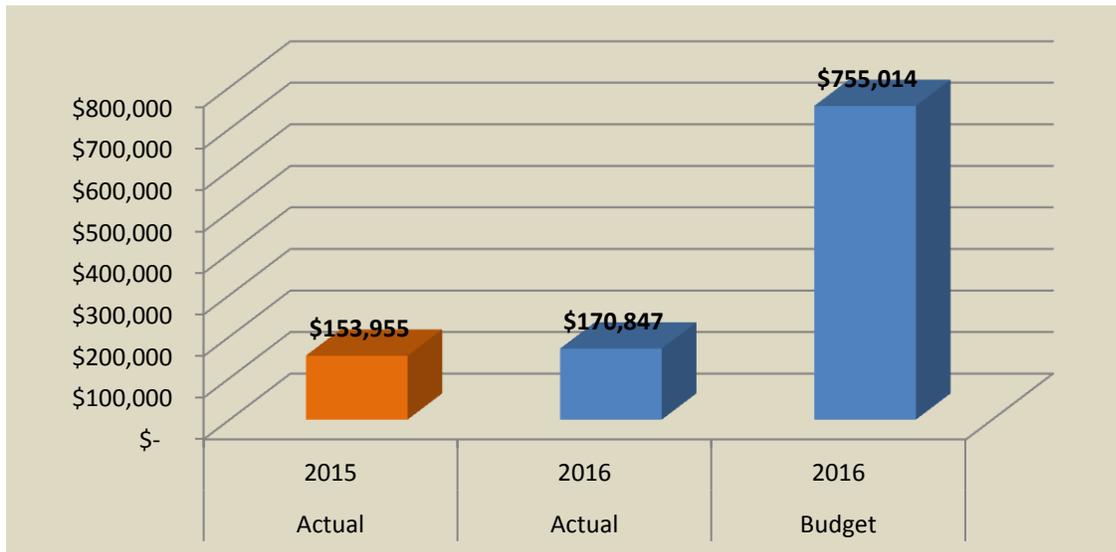


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Fire**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 60,676	\$ 77,563	\$ 278,000	\$ 200,437	27.9%
Materials and Supplies	85,929	68,184	331,800	263,616	20.5%
Debt Service	-	-	44,814	44,814	0.0%
Transfers	7,350	25,100	100,400	75,300	25.0%
	<b>\$ 153,955</b>	<b>\$ 170,847</b>	<b>\$ 755,014</b>	<b>\$ 584,167</b>	<b>22.6%</b>

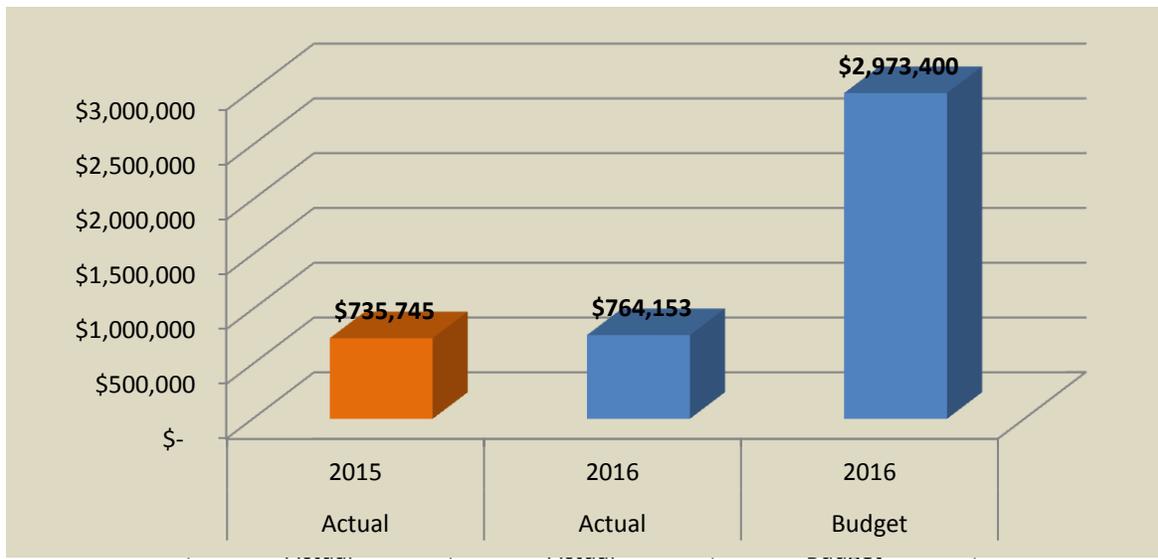


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Police**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 585,537	\$ 611,598	\$ 2,459,000	\$ 1,847,402	24.9%
Materials and Supplies	139,958	142,555	474,400	331,846	30.0%
Transfers	10,250	10,000	40,000	30,000	25.0%
	<b>\$ 735,745</b>	<b>\$ 764,153</b>	<b>\$ 2,973,400</b>	<b>\$ 2,209,247</b>	<b>25.7%</b>

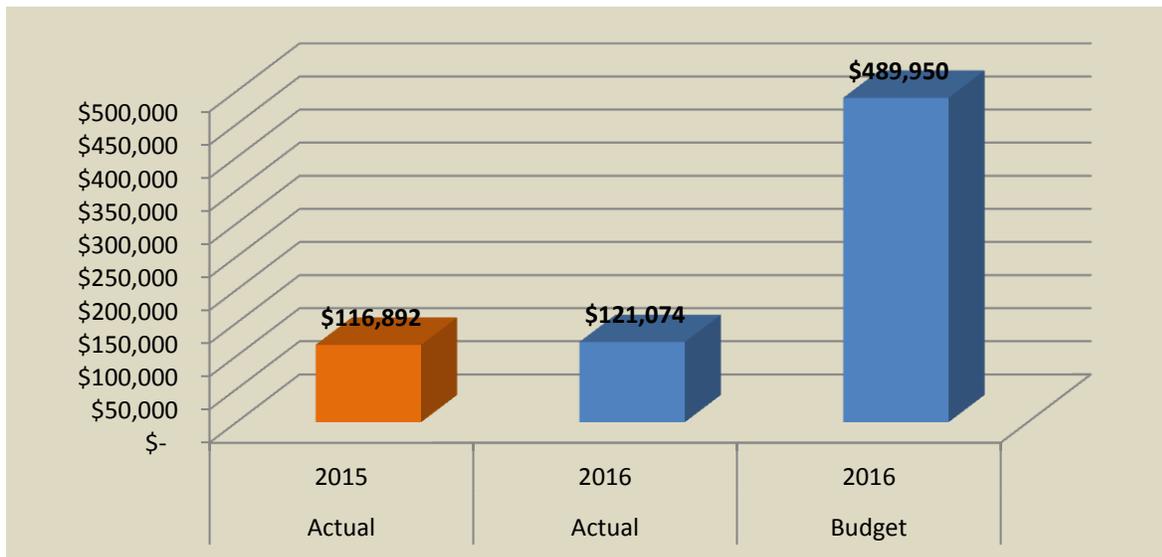


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Library**

Description	Year-to-Date	Year-to-Date	Budget	Budget	Percent Spent
	Actual 2015	Actual 2016	2016	Remaining	
Personnel Services	\$ 92,279	\$ 95,537	\$ 404,000	\$ 308,463	23.6%
Materials and Supplies	24,614	25,537	85,950	60,413	29.7%
	<b>\$ 116,892</b>	<b>\$ 121,074</b>	<b>\$ 489,950</b>	<b>\$ 368,876</b>	<b>24.7%</b>

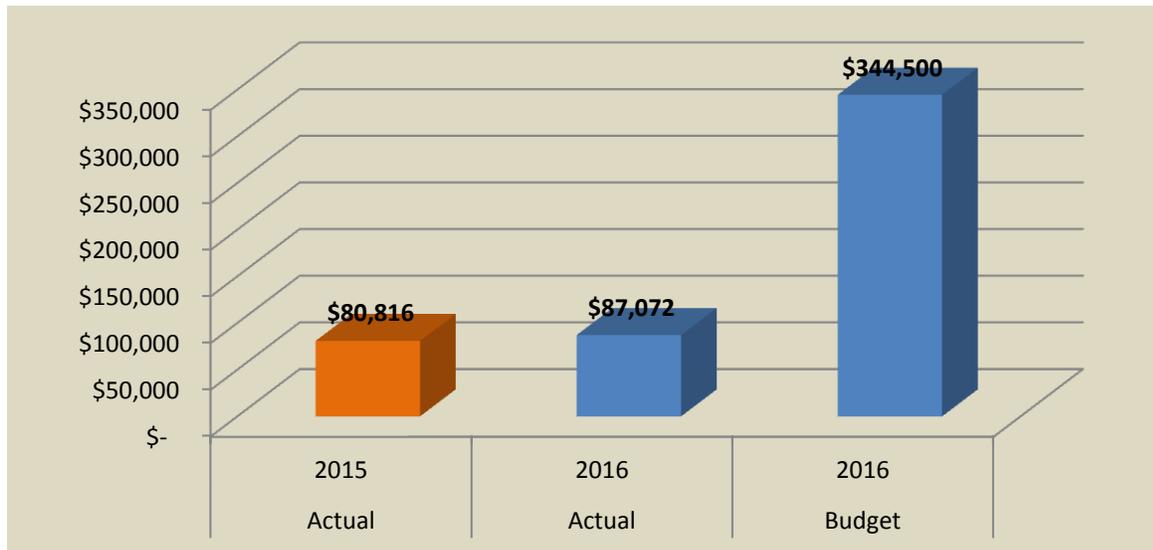


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Parks**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 56,518	\$ 60,823	\$ 233,000	\$ 172,177	26.1%
Materials and Supplies	22,223	24,174	103,200	79,026	23.4%
Transfers	2,075	2,075	8,300	6,225	25.0%
	<b>\$ 80,816</b>	<b>\$ 87,072</b>	<b>\$ 344,500</b>	<b>\$ 257,428</b>	<b>25.3%</b>

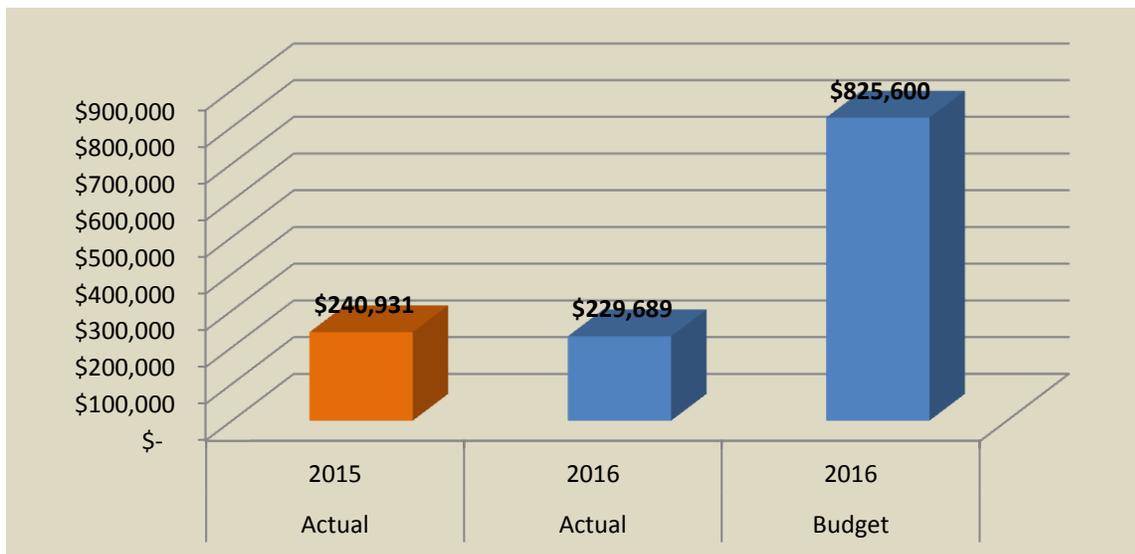


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Aquatic Center**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 125,977	\$ 133,533	\$ 475,000	\$ 341,467	28.1%
Materials and Supplies	106,621	83,656	300,600	216,944	27.8%
Transfers	8,333	12,500	50,000	37,500	25.0%
	<b>\$ 240,931</b>	<b>\$ 229,689</b>	<b>\$ 825,600</b>	<b>\$ 595,911</b>	<b>27.8%</b>

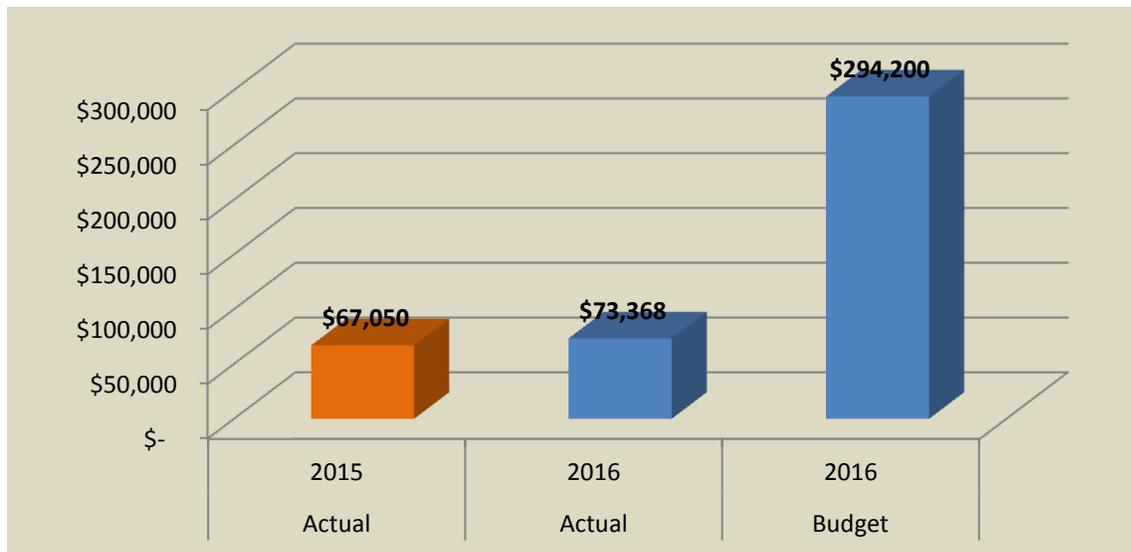


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Building Inspections**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 62,232	\$ 65,731	\$ 272,000	\$ 206,269	24.2%
Materials and Supplies	3,818	6,637	18,200	11,563	36.5%
Transfers	1,000	1,000	4,000	3,000	25.0%
	<b>\$ 67,050</b>	<b>\$ 73,368</b>	<b>\$ 294,200</b>	<b>220,832</b>	<b>24.9%</b>

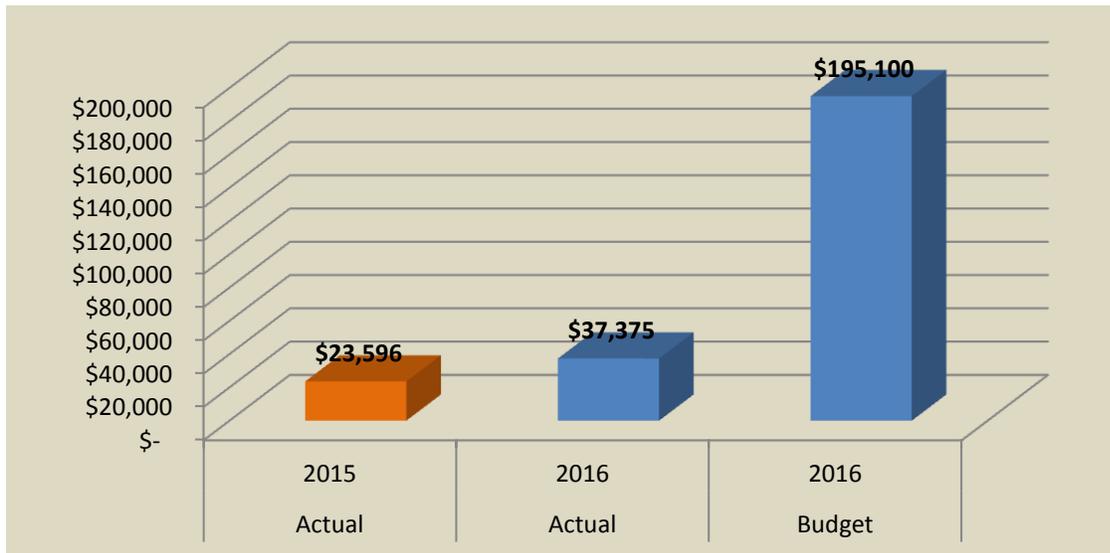


**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Planning**

Description	Year-to-Date	Year-to-Date	Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
Personnel Services	\$ 17,210	\$ 31,022	\$ 141,000	\$ 109,978	22.0%
Materials and Supplies	5,536	5,503	50,700	45,197	10.9%
Transfers	850	850	3,400	2,550	25.0%
	<b>\$ 23,596</b>	<b>\$ 37,375</b>	<b>\$ 195,100</b>	<b>\$ 157,725</b>	<b>19.2%</b>



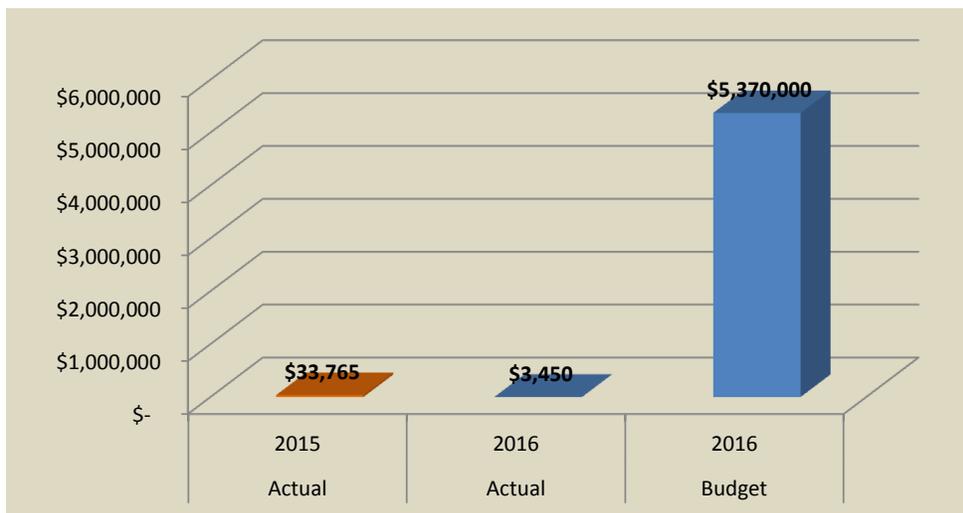
**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

Department: System Development Fund

Description	Year-to-Date Actual 2015	Year-to-Date Actual 2016	Budget 2016	Budget Remaining	Percent Collected
<b>Revenue</b>					
Streets SDC	\$ 12,715	\$ 25,179	\$ 60,000	\$ 34,821	42.0%
Parks SDC	25,257	122,283	105,000	(17,283)	116.5%
Water SDC	41,552	138,961	185,000	46,039	75.1%
Sewer SDC	42,477	279,080	190,000	(89,080)	146.9%
Storm Water SDC	9,570	41,539	45,000	3,461	92.3%
Transfers	-	-	-	-	0.0%
	<b>\$ 131,571</b>	<b>\$ 607,042</b>	<b>\$ 585,000</b>	<b>\$ (22,042)</b>	<b>103.8%</b>

Description	Year-to-Date Actual 2015	Year-to-Date Actual 2016	Budget 2016	Budget Remaining	Percent Spent
<b>Expenditures</b>					
Street SDC Projects	\$ -	\$ -	\$ 180,000	\$ 180,000	0.0%
Park SDC Projects	-	3,450	305,000	301,550	1.1%
Water SDC Projects	-	-	610,000	610,000	0.0%
Sewer SDC Projects	-	-	4,210,000	4,210,000	0.0%
Storm Water SDC Projects	33,765	-	65,000	65,000	0.0%
	<b>\$ 33,765</b>	<b>\$ 3,450</b>	<b>\$ 5,370,000</b>	<b>\$ 5,366,550</b>	<b>0.1%</b>



**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Streets**

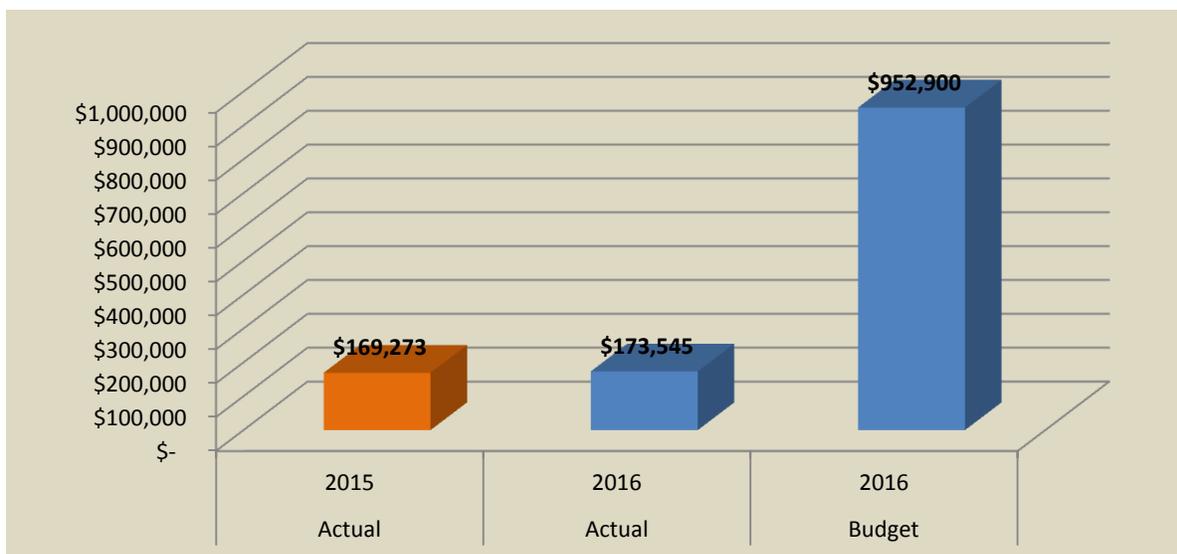
Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Highway Reimbursement & Appropriations	\$ 321,910	\$ 238,269	\$ 1,070,000	\$ 831,731	22.3%
Miscellaneous Revenue and Interest	1,992	2,566	7,000	4,434	36.7%
	<b>\$ 323,901</b>	<b>\$ 240,835</b>	<b>\$ 1,077,000</b>	<b>\$ 836,165</b>	<b>22.4%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Personnel Services	\$ 74,466	\$ 77,459	\$ 317,000	\$ 239,541	24.4%
Materials and Supplies	62,378	74,711	282,400	207,689	26.5%
Capital Outlay	11,554	500	270,000	269,500	0.2%
Transfers	20,875	20,875	83,500	62,625	25.0%
	<b>\$ 169,273</b>	<b>\$ 173,545</b>	<b>\$ 952,900</b>	<b>\$ 779,355</b>	<b>18.2%</b>

Capital Expenditures:

Contractual Overlays - \$250,000

Sidewalks - \$20,000



**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

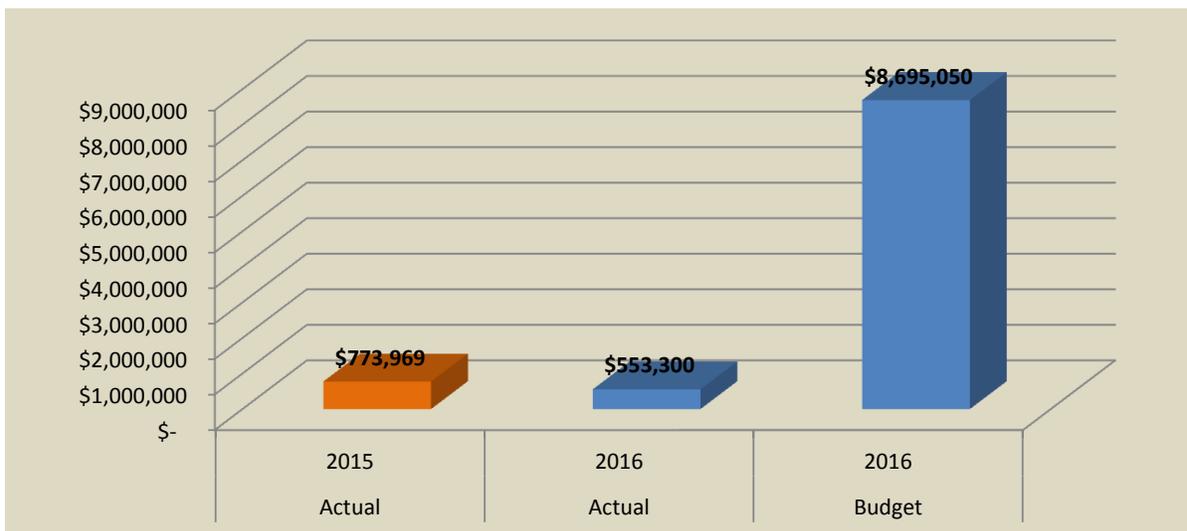
Department: Sewer

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Service Charges and Hook Up Fees	\$ 785,788	\$ 778,046	\$ 3,060,000	\$ 2,281,954	25.4%
Miscellaneous Revenue and Interest	82,970	17,316	5,180,000	\$ 5,162,684	0.3%
	<b>\$ 868,757</b>	<b>\$ 795,362</b>	<b>\$ 8,240,000</b>	<b>\$ 7,444,638</b>	<b>9.7%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Personnel Services	\$ 146,987	\$ 126,027	\$ 550,000	\$ 423,973	22.9%
Materials and Supplies	305,707	262,273	1,068,500	806,227	24.5%
Capital Outlay	92,200	-	5,250,000	5,250,000	0.0%
Transfers	145,000	165,000	631,000	466,000	26.1%
Debt Service	84,075	-	1,195,550	1,195,550	0.0%
	<b>\$ 773,969</b>	<b>\$ 553,300</b>	<b>\$ 8,695,050</b>	<b>\$ 8,141,750</b>	<b>6.4%</b>

Capital Expenditures:

- Equipment - \$16,250
- Rickereall Crk Interceptor CIP - \$475,000
- Siphon Replacement - \$300,000
- I & I - \$725,000
- Reclaimed Water Project - \$3,600,000
- WWTF Equipment Replacement - \$100,000
- Sewer Replacement Projects - \$50,000



**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

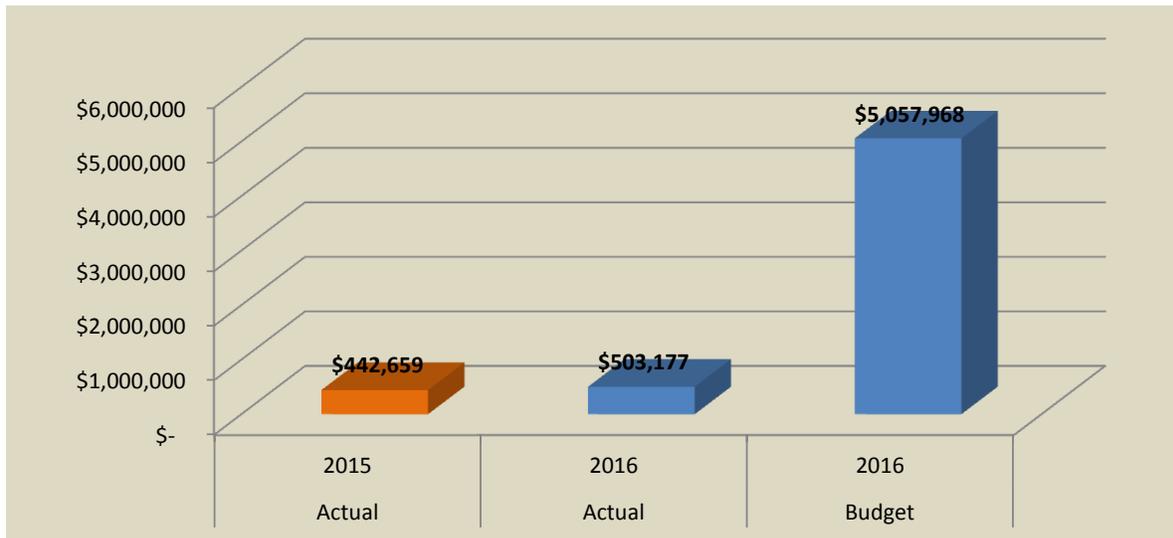
Department: Water

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Service Charges and Connection Fees	\$ 792,473	\$ 870,601	\$ 2,330,000	\$ 1,459,399	37.4%
Miscellaneous Revenue and Interest	31,141	101,998	2,697,000	2,595,002	3.8%
	<b>\$ 823,615</b>	<b>\$ 972,599</b>	<b>\$ 5,027,000</b>	<b>\$ 4,054,401</b>	<b>19.3%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Personnel Services	\$ 98,225	\$ 103,909	\$ 444,000	\$ 340,091	23.4%
Materials and Supplies	194,412	200,746	787,000	586,254	25.5%
Capital Outlay	38,772	87,272	2,750,000	2,662,728	3.2%
Transfers	-	111,250	445,000	333,750	25.0%
Debt Service	111,250	-	631,968	631,968	0.0%
	<b>\$ 442,659</b>	<b>\$ 503,177</b>	<b>\$ 5,057,968</b>	<b>\$ 4,554,791</b>	<b>9.9%</b>

Capital Expenditures:

- Equipment - \$16,250
- Land Acquisition - \$1,200,000
- Transmission Water Line - \$1,400,000
- AMR Project- \$1,200,000
- Water Line Replacement Project - \$50,000



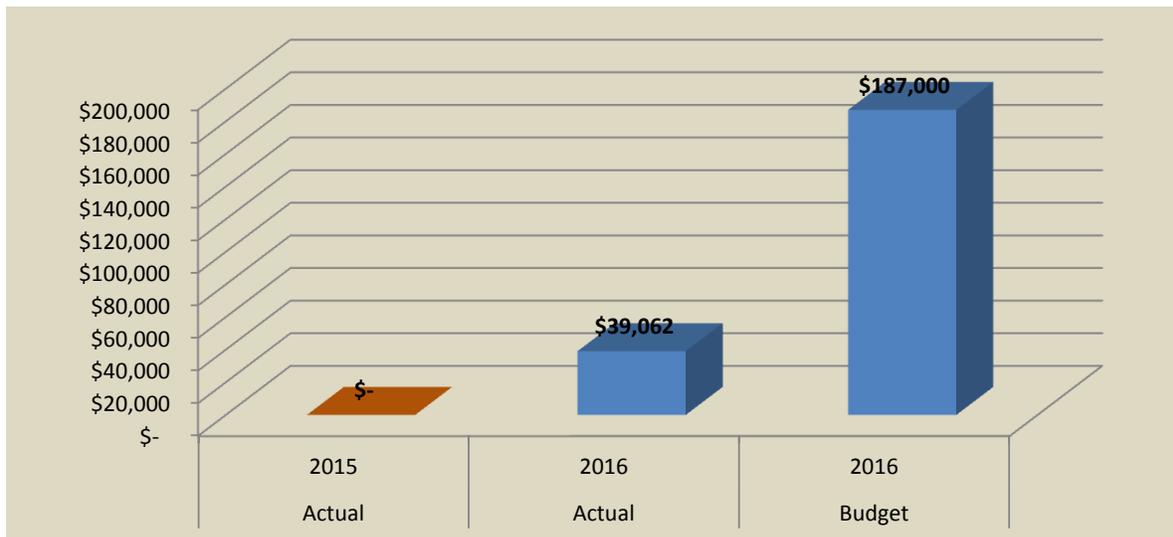
25.00 % Through the Fiscal Year

**City of Dallas**  
**Monthly Financials**  
**September 2015**

Department: Stormwater

Description	Year-to-Date Actual 2015	Year-to-Date Actual 2016	Budget 2016	Budget Remaining	Percent Collected
<b>Revenue</b>					
Service Charges and Connection Fees	\$ -	\$ 37,225	\$ 190,000	\$ 152,775	19.6%
Miscellaneous Revenue and Interest	-	20,007	83,000	62,993	24.1%
	<b>\$ -</b>	<b>\$ 57,232</b>	<b>\$ 273,000</b>	<b>\$ 215,768</b>	<b>21.0%</b>

Description	Year-to-Date Actual 2015	Year-to-Date Actual 2016	Budget 2016	Budget Remaining	Percent Spent
<b>Expenditures</b>					
Personnel Services	\$ -	\$ 24,835	\$ 85,000	\$ 60,165	29.2%
Materials and Supplies	-	\$ 6,977	\$ 53,000	46,023	13.2%
Capital Outlay	-	\$ -	\$ 20,000	20,000	0.0%
Transfers	-	\$ 7,250	\$ 29,000	21,750	25.0%
	<b>\$ -</b>	<b>\$ 39,062</b>	<b>\$ 187,000</b>	<b>\$ 147,938</b>	<b>20.9%</b>



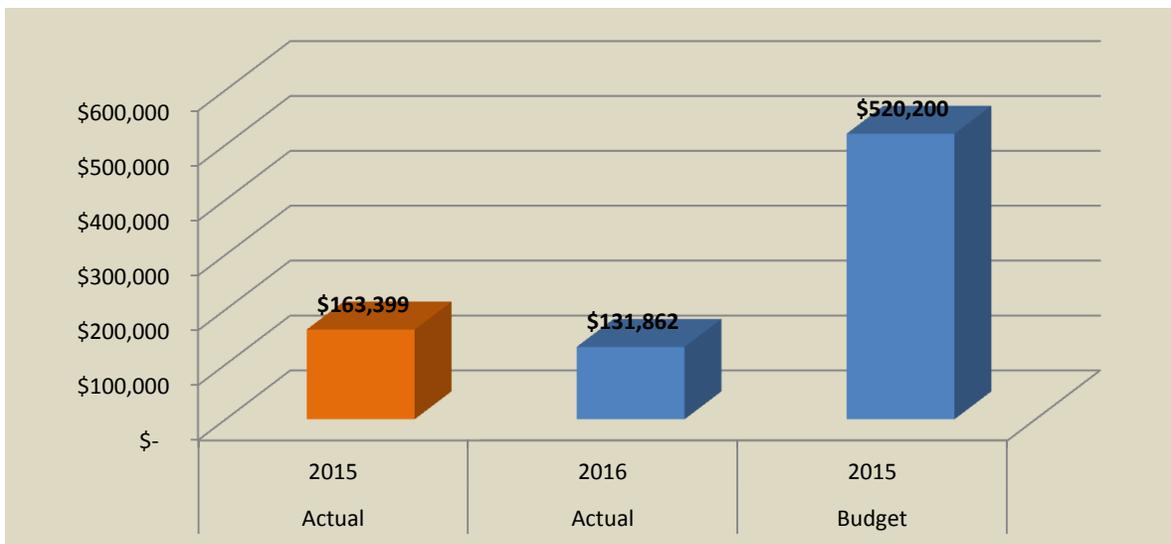
**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

Department: Fleet

Description	Year-to-Date		Budget 2015	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Service Charges and Total Care	\$ 121,636	\$ 109,464	\$ 486,000	\$ 376,536	22.5%
Miscellaneous Revenue	26,150	25,900	103,600	77,700	25.0%
	<b>\$ 147,786</b>	<b>\$ 135,364</b>	<b>\$ 589,600</b>	<b>\$ 454,236</b>	<b>23.0%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Personnel Services	\$ 48,768	\$ 48,138	\$ 214,000	\$ 165,862	22.5%
Materials and Supplies	55,221	63,724	226,200	162,476	28.2%
Capital Outlay	39,410	-	-	-	#DIV/0!
Transfers	20,000	20,000	80,000	60,000	25.0%
	<b>\$ 163,399</b>	<b>\$ 131,862</b>	<b>\$ 520,200</b>	<b>\$ 388,338</b>	<b>25.3%</b>



**25.00 % Through the Fiscal Year**

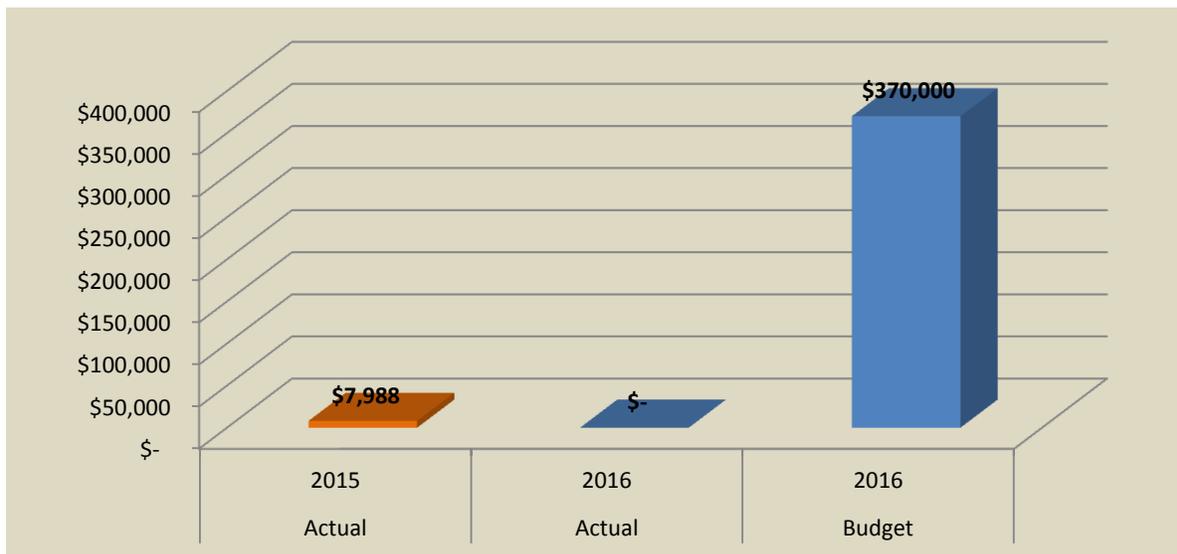
**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Capital Projects**

Description	Year-to-Date	Year-to-Date	Budget	Budget	Percent
	Actual	Actual			
	2015	2016	2016		
<b>Revenue</b>					
Transfers	\$ 7,988	\$ 92,500	\$ 370,000	\$ 277,500	25.0%
	<b>\$ 7,988</b>	<b>\$ 92,500</b>	<b>\$ 370,000</b>	<b>\$ 277,500</b>	<b>25.0%</b>

Description	Year-to-Date	Year-to-Date	Budget	Budget	Percent
	Actual	Actual			
	2015	2016	2016		
<b>Expenditures</b>					
Capital Outlay	7,988	-	370,000	370,000	0.0%
	<b>\$ 7,988</b>	<b>\$ -</b>	<b>\$ 370,000</b>	<b>\$ 370,000</b>	<b>0.0%</b>

General Fund Capital Projects:	Library	\$6,000
	Fire	\$118,800
	Police	\$25,000
	Aquatic	\$35,000
	Facilities	\$30,000
	EMS	\$35,200
	Vehicles	\$120,000



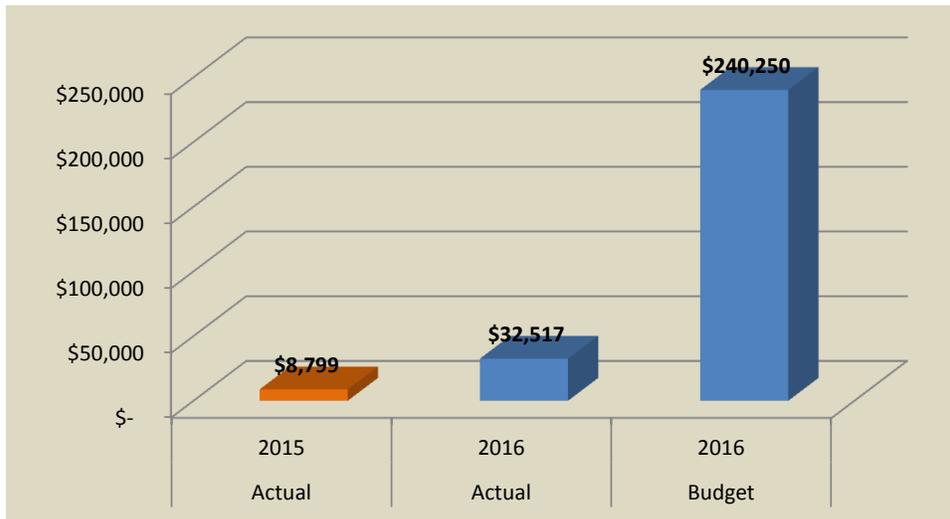
**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Trust Fund**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Fire and Ambulance	\$ 1,588	\$ 21,582	\$ 169,500	\$ 147,918	12.7%
Miscellaneous	-	-	21,750	21,750	0.0%
Economic Development	-	-	17,000	17,000	0.0%
Park	60	8,375	7,000	(1,375)	119.6%
Library	3,145	12,934	25,000	12,066	51.7%
	<b>\$ 4,793</b>	<b>\$ 42,891</b>	<b>\$ 240,250</b>	<b>\$ 197,359</b>	<b>17.9%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Fire and Ambulance	\$ 4,838	\$ 27,019	\$ 169,500	\$ 142,481	15.9%
Miscellaneous	-	-	21,750	21,750	0.0%
Economic Development	958	2,448	17,000	14,552	14.4%
Park	-	75	7,000	6,925	1.1%
Library	3,003	2,974	25,000	22,026	11.9%
	<b>\$ 8,799</b>	<b>\$ 32,517</b>	<b>\$ 240,250</b>	<b>\$ 207,733</b>	<b>13.5%</b>



**25.00 % Through the Fiscal Year**

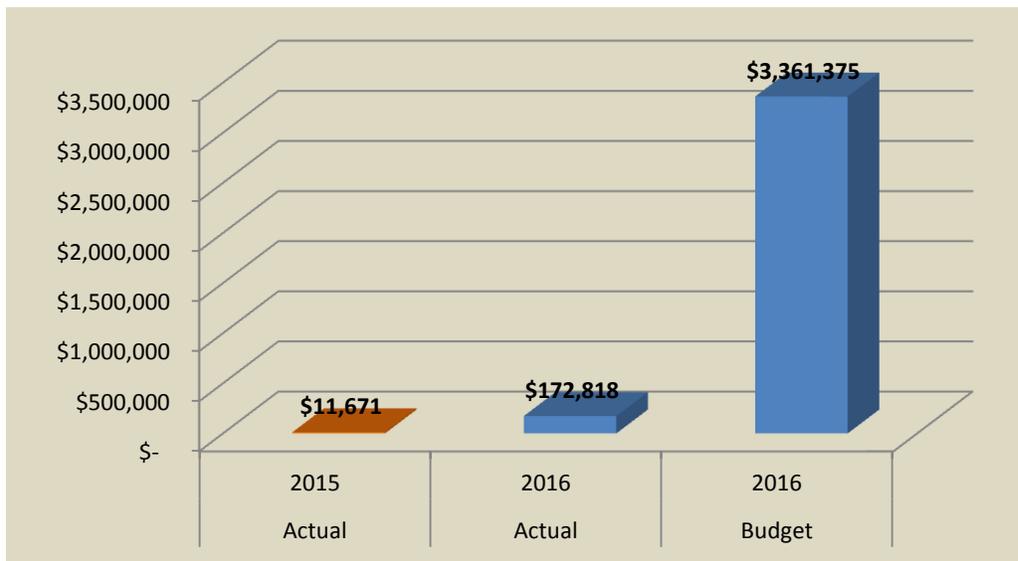
**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: Grant Fund**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Police	\$ 7,203	\$ 30,975	\$ 32,500	\$ 1,525	95.3%
Fire & EMS	-	-	1,015,875	1,015,875	0.0%
Parks and Trails	-	26,500	310,000	283,500	8.5%
Miscellaneous	5,000	89,097	2,003,000	1,913,903	4.4%
	<b>\$ 12,203</b>	<b>\$ 146,572</b>	<b>\$ 3,361,375</b>	<b>\$ 3,214,803</b>	<b>4.4%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Police	\$ -	\$ 1,083	\$ 32,500	\$ 31,417	3.3%
Fire & EMS	5,430	171,402	1,015,875	844,473	16.9%
Parks and Trails	-	-	310,000	310,000	0.0%
Miscellaneous	6,241	333	2,003,000	2,803	0.0%
	<b>\$ 11,671</b>	<b>\$ 172,818</b>	<b>\$ 3,361,375</b>	<b>\$ 1,188,693</b>	<b>5.1%</b>

Grant Projects:



**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

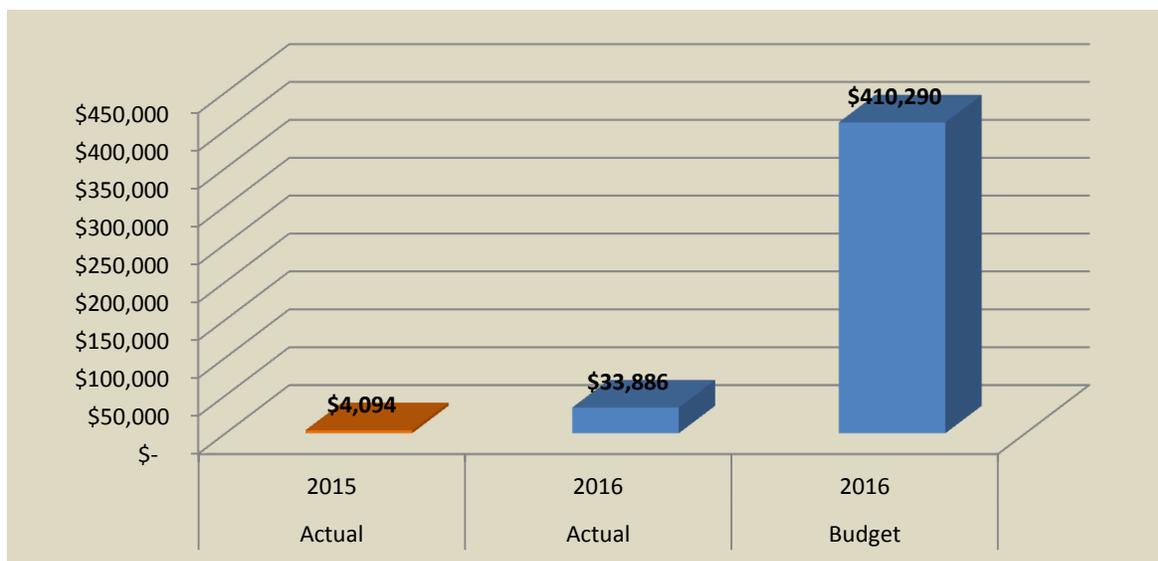
**Department: Urban Renewal Fund**

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Collected
	Actual 2015	Actual 2016			
<b>Revenue</b>					
Property Taxes	\$ 2,400	\$ 2,899	\$ 150,000	\$ 147,101	1.9%
Interest Earnings	781	963	2,000	1,037	48.2%
Miscellaneous Revenue	-	1,000	1,000	-	100.0%
	<b>\$ 3,181</b>	<b>\$ 4,863</b>	<b>\$ 153,000</b>	<b>\$ 148,137</b>	<b>3.2%</b>

Description	Year-to-Date		Budget 2016	Budget Remaining	Percent Spent
	Actual 2015	Actual 2016			
<b>Expenditures</b>					
Personal Services	\$ 4,012	\$ 4,144	\$ 16,000	\$ 11,856	25.9%
Materials and Services	83	7,125	46,500	39,375	15.3%
Debt Service Reserve	-	-	86,395	86,395	0.0%
Capital Expenditures	-	22,617	175,000	152,383	12.9%
Transfers	-	-	86,395	86,395	0.0%
	<b>\$ 4,094</b>	<b>\$ 33,886</b>	<b>\$ 410,290</b>	<b>\$ 376,404</b>	<b>8.3%</b>

Capital Expenditures:

Special Projects  
 Property Acquisition



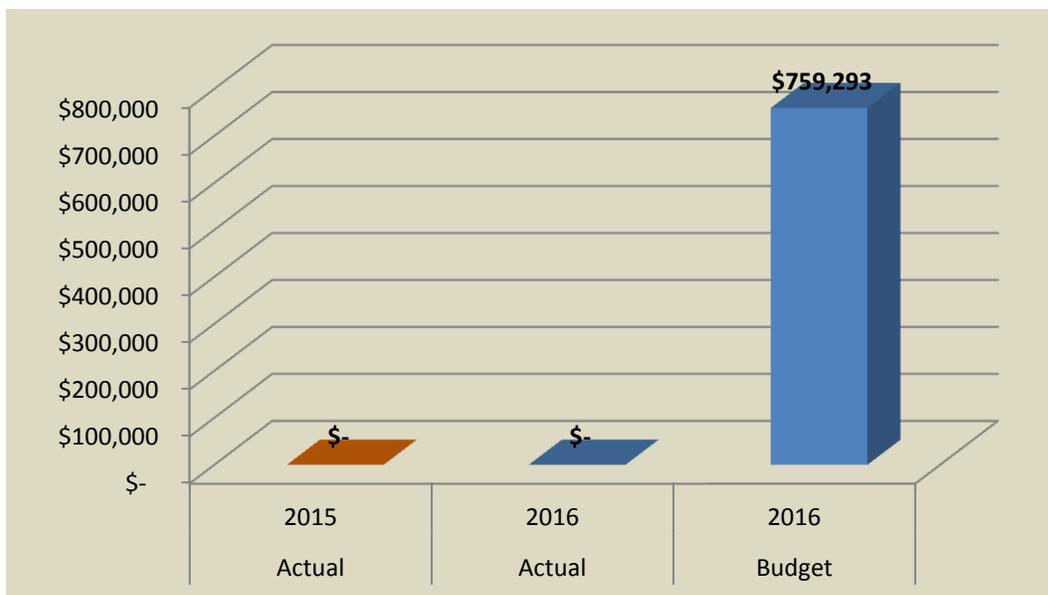
**25.00 % Through the Fiscal Year**

**City of Dallas**  
**Monthly Financials**  
**September 2015**

**Department: General Obligation and Long Term Debt Funds**

Description	Year-to-Date Actual 2015	Year-to-Date Actual 2016	Budget 2016	Budget Remaining	Percent Collected
<b>Revenue</b>					
Property Taxes	\$ 16,810	\$ 16,946	\$ 680,000	\$ 663,054	2.5%
Transfers	28,248	30,263	121,050	90,787	25.0%
	<b>\$ 45,059</b>	<b>\$ 47,208</b>	<b>\$ 801,050</b>	<b>\$ 753,842</b>	<b>5.9%</b>

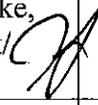
Description	Year-to-Date Actual 2015	Year-to-Date Actual 2016	Budget 2016	Budget Remaining	Percent Spent
<b>Expenditures</b>					
Principal	\$ -	\$ -	\$ 610,000	\$ 610,000	0.0%
Interest	-	-	149,293	149,293	0.0%
	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 759,293</b>	<b>\$ 759,293</b>	<b>0.0%</b>



**25.00 % Through the Fiscal Year**

**DALLAS CITY COUNCIL  
REPORT**

**TO: MAYOR BRIAN DALTON AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 10a</b>	<b>Topic: Ordinance 1791</b>
<b>Prepared By:</b> Jason Locke, Community Development/ Operations Director 	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin, City Manager		

**RECOMMENDED ACTION:** Move Ordinance 1791 to a second reading.

**BACKGROUND:** After a public hearing was held on this matter, the Council directed staff to prepare an Ordinance for the Zone Map Amendment. That Ordinance is attached.

**FISCAL IMPACT:** None

**ATTACHMENTS:**

Ordinance 1791

ORDINANCE NO. 1791

An Ordinance changing the zoning designation for certain real property owned by Oakdale Heights Phase I, LLC from Industrial to Residential Low Density; and declaring an emergency.

WHEREAS, Paul K. Trahan, Consultant, submitted an application for a zone change for the real property which is described generally as 4.5 acres located in Southwest Dallas, West of Ash Creek at the terminus of SW Hayter Street, being a portion of tax lot 803 (Map 8.5.5AA TL 803), owned by Oakdale Heights Phase I, LLC, from Industrial to Residential Low Density; and

WHEREAS, after due notice, on August 11, 2015, the Dallas Planning Commission held a public hearing on the application and at the conclusion thereof recommended to the City Council that the application be granted; and

WHEREAS, after due notice, on October 5, 2015, the City Council held a public hearing on the application and at the conclusion thereof found that there was substantial evidence that the application met the requirements of the Dallas Development Code, and that the application should be granted; NOW, THEREFORE,

THE CITY OF DALLAS DOES ORDAIN AS FOLLOWS:

Section 1. The zoning designation of the real property described as a portion of tax lot 803 (Map 8.5.5AA TL 803), as shown on the map attached hereto as Exhibit A, is hereby changed from Industrial to Residential Low Density.

Section 2. The Findings and Conclusions set forth in the staff report on this matter, submitted into the record herein on October 5, 2015, a copy of which is attached hereto as Exhibit B and by this reference incorporated herein, are hereby adopted and approved as the Findings and Conclusions in support of this zone change.

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

Read for the first time: October 19, 2015  
Read for the second time: November 2, 2015  
Passed by the City Council: November 2, 2015

Approved by the Mayor: November 2, 2015

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BRIAN W. DALTON, MAYOR

ATTEST:

APPROVED AS TO FORM:

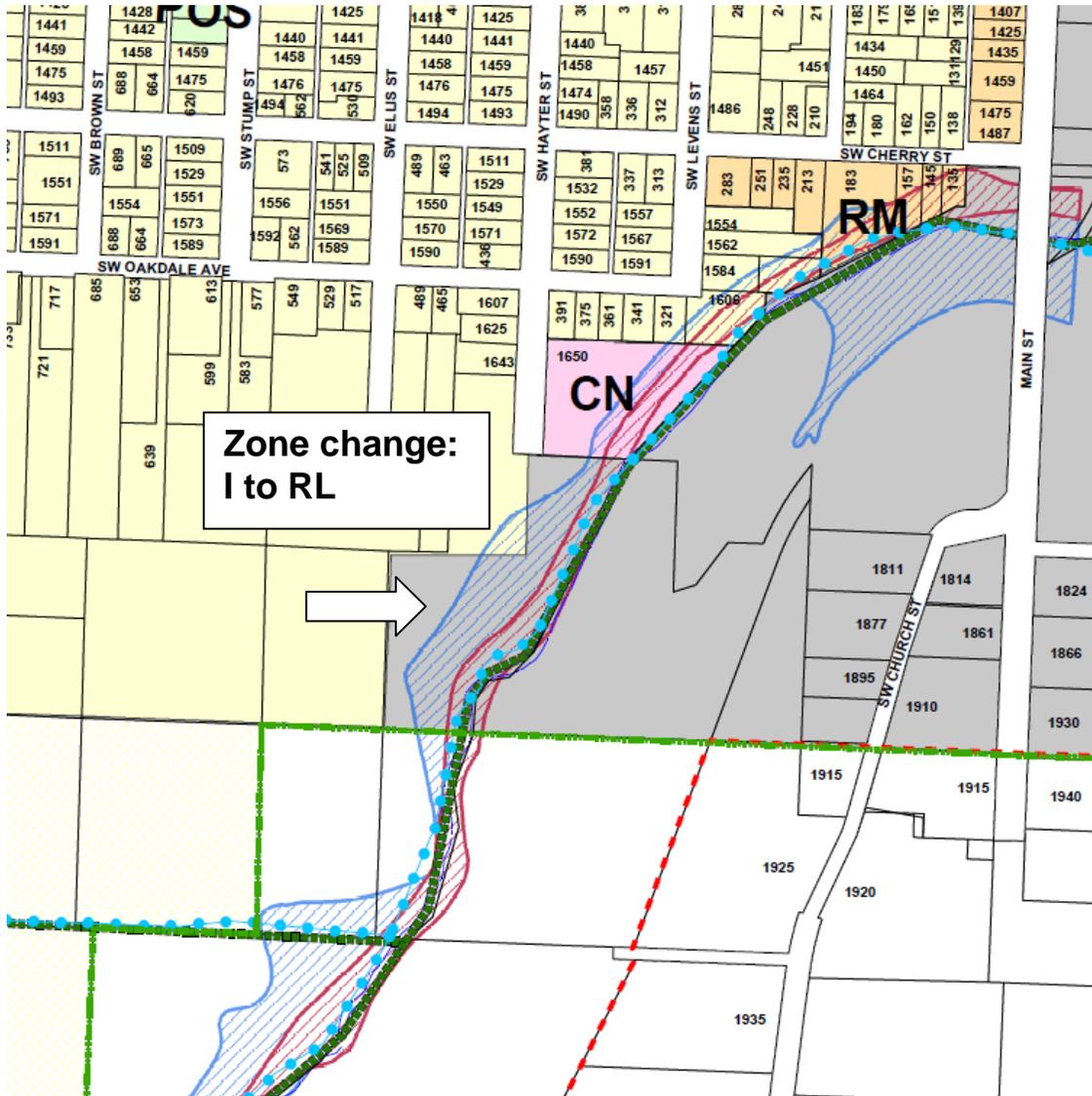
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RONALD W. FOGGIN,  
CITY MANAGER

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LANE P. SHETTERLY  
CITY ATTORNEY

EXHIBIT A



**CITY OF DALLAS  
CITY COUNCIL**

**EXHIBIT B**

**APPLICATION COMPLETE:  
JUNE 15, 2015**

**STAFF REPORT  
DATE: SEPTEMBER 28, 2015**

<b>FILE NO.</b>	<b>ZC 15-02</b>
<b>HEARING DATE</b>	<b>OCTOBER 5, 2015 7:00 P.M. CITY HALL COUNCIL CHAMBERS 187 SE COURT STREET DALLAS, OREGON 97338</b>
<b>OWNER(S)</b>	<b>OAKDALE HEIGHTS PHASE I, LLC</b>
<b>APPLICANTS AGENT</b>	<b>TRAHAN CONSULTING</b>
<b>REQUEST</b>	<b>A ZONE CHANGE FROM INDUSTRIAL (I) TO RESIDENTIAL LOW DENSITY (RL) FOR 4.5 ACRES OF LAND.</b>
<b>LOCATION</b>	<b>SOUTHWEST DALLAS, WEST OF ASH CREEK, AT THE TERMINUS OF SW HAYTER STREET.</b>
<b>PLANNING COMMISSION RECOMMENDATION</b>	<b>APPROVAL</b>

**CITY OF DALLAS  
PLANNING COMMISSION  
COMMUNITY DEVELOPMENT  
DEPARTMENT STAFF REPORT**



**HEARING DATE:** OCTOBER 5, 2015  
**APPLICATION TYPE:** ZONE CHANGE  
**OWNER:** OAKDALE HEIGHTS PHASE I, LLC  
**APPLICANT:** PAUL K. TRAHAN, CONSULTANT  
**APPLICATION:** REZONE 4.05+/-ACRES  
**LOCATION:** 8.5.5AA TAXLOT 803

**BACKGROUND INFORMATION:** On May 12, 2015, the Applicant submitted an application for a zone change and annexation of 14.04 +/- acres in the southwest quadrant of the City. The Planning Commission conducted a public hearing on the proposed annexation with a concurrent zone change request and recommended approval of the proposed change.

Subsequent to the Planning Commission public hearing, the Applicant decided to put the annexation portion of the application request on hold for six (6) months until further engineering analysis of the infrastructure requirements become available.

The proposed area to be rezoned is approximately 4.05 acres in size. The request is to change the zoning from Industrial (I) to Residential Low Density (RL) in order to bring the zoning of the property into conformance with the Comprehensive Plan Map designation.

The subject property is currently vacant. Property to the north and west is zoned and used for residential purposes. Property to the east of Ash Creek is zoned Industrial, and property to the south is outside of the city limits and zoned AR-5. Portions of the property near Ash Creek are located within a special flood hazard area as indicated on the FEMA Flood Insurance Rate Maps. The Applicant is seeking zone change approval in order to accommodate future residential development of the property.

**APPROVAL CRITERIA:**

THE APPLICABLE CRITERIA ARE CONTAINED IN DDC SECTION 4.7 -LAND USE DISTRICT MAP AMENDMENTS; SECTION 4.7.030.B - CRITERIA FOR QUASI-JUDICIAL AMENDMENTS

B. A recommendation or a decision to approve, approve with conditions or to deny an application for a quasi-judicial amendment shall be based on all of the following criteria:

**1. Approval of the request is consistent with the Statewide Planning Goals:**

*Applicable Statewide Planning Goals:*

***Goal 5: Natural Resources, Scenic and Historic Areas and Open Space***

*The purpose of Goal 5 is to protect natural resources and conserve scenic and historic areas and open spaces.*

**Finding:** The Applicant's statement indicates Ash Creek is located along the eastern boundary of the subject property and that the development of the subject property will comply with all of the local, state and federal regulations regarding natural resources, historic areas and open spaces. The appropriate open space requirements will be determined and preserved as outlined in the land division section. The Applicant believes this goal can be satisfied with further environmental assessments.

City staff concurs with the Applicant's statement. A wetland delineation and potential impacts to natural resources will be evaluated at the time of subdivision application, prior to development.

**Goal 7: Areas Subject to Natural Hazards**

*The purpose of Goal 7 is to protect people and property from natural hazards.*

**Finding:** The subject property contains lands within a special flood hazard area as determined by the FEMA Flood Insurance Rate Maps, in addition to flooding and storm drainage concerns identified in the City's Stormwater Master Plan. These issues will need to be further addressed and evaluated as part of the subdivision development review process.

**Goal 8: Recreation**

*The purpose of Goal 8 is to satisfy the recreational needs of the citizens of the state and visitors and, where appropriate, to provide for the siting of necessary recreational facilities including destination resorts.*

**Finding:** The Applicant states Statewide Planning Goal 8, does not specifically apply to the proposed application, however the proposal does not conflict with the state goal.

The City's Parks Master Plan identifies the need for neighborhood and pocket parkland in the vicinity of the subject property in order to serve future residents in this area. Currently the closest parkland to the subject property is Birch Park, a 0.4 acre pocket park located approximately one-half mile north of the site. Further review and evaluation of parkland needed to serve the subject property will be reviewed during the subdivision application process.

**Goal 9: Economic Development**

*The purpose of Goal 9 is to provide adequate opportunities throughout the state for a variety of economic activities vital to the health, welfare, and prosperity of Oregon's citizens.*

**Finding:** The proposed zone change includes rezoning approximately 4.05 acres of Industrial (I) land to Residential Low Density (RL) in order to bring the property's zoning into conformance with the Residential Comprehensive Plan designation for the property. The Applicant's statement indicates the subject property as currently zoned does not provide adequate opportunities for economic development. Industrial development within a residential subdivision does not make for good planning practices. By changing the zoning from Industrial to Residential, the allowed uses of the property will be compatible with the adjacent residential zoned properties to the north, west and south. Ash Creek, which is located along the east side of the property, will provide a natural boundary between the residential uses and industrial uses to the east associated with the Old Mill site.

The Department of Land Conservation and Development (DLCD) provided comments on the application regarding concerns about rezoning industrial land to residential. DLCD staff's recommendation was to include Goal 9 findings in the application that the rezone will not change the Residential Comprehensive Plan designation, the requested change appears to be the result of a zone mapping error, and the subject property is not part of the City's inventory of buildable employment land. The Applicant responded to DLCD's concerns in a memorandum dated July 13, 2015 confirming these findings as part of the application. City staff concurs with the supplemental Goal 9 findings provided by the Applicant.

***Goal 10: Housing***

*The purpose of Goal 10 is to provide for the housing needs of citizens of the state. Buildable lands for residential use shall be inventoried and plans shall encourage the availability of adequate numbers of needed housing units at price ranges and rent levels which are commensurate with the financial capabilities of Oregon households and allow for flexibility of housing location, type, and density.*

***Finding:*** As noted in the Applicant's statement, the proposed zone change allows additional lands to be used for residential development and housing within the City, consistent with the purpose of Goal 10. The requested zone change will provide an opportunity to provide a housing product and supply safe, sanitary, energy efficient housing at price levels appropriate to the varied financial capabilities of current and future residents looking to live in Dallas. The proposed zone change would protect the character of existing neighborhoods and provide for needed housing while protecting environmentally sensitive areas and utilizing land and public facilities as efficiently as possible.

***Goal 11: Public Facilities and Services***

*The purpose of Goal 11 is to plan and develop a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.*

***Finding:*** The Applicant's narrative states the request if approved, encourages land use patterns and development plans to continue adjacent to existing facilities. Adequate space exists on site to accommodate on-site storm drainage facilities. With subsequent land use applications the Applicant will provide a drainage report prepared by a civil engineer addressing the issues identified in the City's Drainage Plan. All surface runoff created from impervious surfaces will be managed.

Regarding water service, future water service will be provided by the extension of the water line in SW Hayter Street and a looped system as required.

The proposed residential use will be served by the public sanitary sewer system through the extension of the existing line located in SW Hayter Street in a gravity flow system, consistent with City Public Works design and construction standards.

All public utilities will be installed underground and provided by the Developer as the subdivision develops.

***Goal 12: Transportation***

*The purpose of Goal 12 is to provide and encourage a safe, convenient and economic transportation system.*

***Finding:*** The proposed zone change is consistent with the Comprehensive Plan designation for the property as acknowledged in the City's Transportation System Plan (TSP). The City's TSP identifies a proposed minor arterial through the site that will serve the southwest area of the City. Future streets and bicycle and pedestrian facilities that serve the site will need to

be constructed in accordance with the City's transportation standards identified in the TSP and Development Code.

The City has also adopted specific conditions under which a Traffic Impact Analysis (TIA) is required under Dallas Development Code (DDC) Section 4.1.090 to implement Section 660-012-0045(2)(e) of the State Transportation Planning Rule (TPR). The TPR requires the City to adopt a process to apply conditions to development proposals in order to minimize impacts and protect transportation facilities. The Applicant will be required to provide a TIA in accordance with DDC Section 4.1.090 at the time of subdivision application. Traffic impacts within the development and surrounding transportation system will be assessed at that time and conditions of approval will be placed upon the development to mitigate traffic impacts associated with the proposed development.

**Goal 14: Urbanization**

*The purpose of Goal 14 is to provide for an orderly and efficient transition from rural to urban land use, to accommodate urban population and urban employment inside urban growth boundaries, to ensure efficient use of land, and to provide for livable communities.*

**Finding:** The proposed zone change would facilitate the orderly expansion of residential uses and extension of public utilities in the southwest portion of the City. The City has adopted minimum and maximum density standards in its Development Code to ensure the efficient use of land, in addition to development standards (e.g. open space requirements, building design standards) to provide for livable communities, consistent with the purpose of Goal 14.

**Conclusion: It can be found, based on the findings above and the information and analysis contained in the application, that the proposal is consistent with the Statewide Planning Goals.**

**2. Approval of the request is consistent with the Comprehensive Plan;**

**Finding:** *The Dallas Comprehensive Plan designation for the subject property is Residential. The proposed zone change to RL is consistent with the Residential Comprehensive Plan map designation for the subject properties. Comprehensive Plan policies applicable to the proposed change include the following:*

**CHAPTER 2: A SUSTAINABLE DALLAS ECONOMY**

**B. Encourage new industrial development that serves the needs of the Dallas community and is designed to minimize impacts on Dallas residential neighborhoods, consistent with the policies of the Dallas Comprehensive Plan.**

**Finding:** The proposed zone change includes changing the zoning for approximately four (4) acres from Industrial to RL in order to bring the zoning of the property into conformance with the Comprehensive Plan designation for the property. This change will also ensure a land use pattern that minimizes impacts on the adjacent residential neighborhoods to the north, west and south by using the creek as a natural buffer and division between residential and industrial uses.

**CHAPTER 3: LIVABLE RESIDENTIAL NEIGHBORHOODS**

**A. To maintain and enhance the quality of existing residential neighborhoods and, through master planning, to ensure that new development is integrated into the community and results in new, high quality residential neighborhoods.**

**Finding:** The proposed zone change will make additional land available for residential development that may be used to develop additional housing that compliments existing residential neighborhoods and results in high quality neighborhoods. Currently the subject property is not located in a designated mixed use master plan district. The City recently submitted a grant application to develop a mixed use master plan for the southwest part of the City that would include this property.

**B. To encourage the development of a variety of housing types and densities to meet the needs and desires of the community, and assure that existing and future residents of the community have the opportunity to acquire safe and sanitary housing at reasonable cost.**

**Finding:** The proposed change will allow urbanizable lands within the City UGB to convert to residential use, consistent with their current Comprehensive Plan map designation. The City has adopted Housing Variety Standards in the Development Code in order to require new neighborhoods and large subdivisions to contain a variety of housing types that support housing at price ranges and rent levels that are commensurate to a variety of income levels.

### **3.1 Locational & Design Policies**

*Residential neighborhood areas shall be planned and developed consistent with the following design requirements:*

1. *Each residential neighborhood shall be located within 1.5 miles of planned general or neighborhood commercial development.*
2. *Each residential neighborhood shall be served by a grid street system, which minimizes the use of cul-de-sacs, double frontage lots and walled subdivisions.*
3. *Each residential neighborhood shall provide its fair share of multi-family housing, consistent with Residential Policy 3.2.*
4. *Land planned for multi-family housing shall be located adjacent to planned commercial areas or along arterial and collector streets, and shall be reserved exclusively for that purpose.*
5. *Pedestrian and bicycle access shall be provided between commercial, open space and residential uses in all new development.*
6. *Public or private park land shall be provided in proportion to residential development and in accordance with Chapter 4.5 (Level-of-Service).*

**Findings:** The subject property is located within one half mile of Commercial Neighborhood services located on SW Fairview Avenue and one mile of the Central Business District. The proposed street and lot layout for the future development will be reviewed at the time of subdivision application, and will be required to provide a well-connected transportation system consistent with the City's Transportation and Access standards found in the Dallas Development Code. The subject property is not located in a mixed use master plan district at this time and the Applicant is not proposing a zone change to allow multi-family use with this application.

Pedestrian access to serve future development of the property will be provided through the extension of the City sidewalk system. Bike lanes are required on collector and arterial streets within the development. A multi-use trail is also anticipated along Ash Creek to provide further pedestrian and bicycle access to the site. Park land needs will also be reviewed at the time of subdivision to ensure the future development is served by adequate park land.

### **3.3 Phasing & Adequate Public Facilities**

*Residential development shall be phased and provided with adequate sanitary sewer, water, storm drainage, transportation and park and recreational facilities, as prescribed in Chapter 7, Public Facilities Plan. In addition:*

1. *Except in areas identified for more intensive development, existing high-quality residential areas and housing stock within the community shall be maintained and conserved.*
2. *The development of close-in vacant land, readily serviceable by a full range of urban services shall have a higher priority than development of peripheral land that cannot be provided, efficiently, with a full range of urban services.*
3. *Vacant land within the current City limits shall have a higher priority than unincorporated areas.*
4. *Except in documented health hazard situations, annexation shall occur in areas where services can be most easily extended, as prescribed in Chapter 7, the Public Facilities Plan.*

**Findings:** Adequate public utilities and services can be provided to the site as a condition of development approval. Future development of the site for RL use is consistent with the existing RL lands that surround the property to the north. The subject property in combination with additional RL zoned lands under the same ownership will result in the orderly extension of public facilities to the site, without having to skip over vacant underutilized lands.

**Conclusion:** The proposed zone change is consistent with the Residential Comprehensive Plan designation for the property and the applicable Comprehensive Plan goals and policies.

**3. The property and affected area is presently provided with adequate public facilities and services, including transportation, sewer and water systems, to support the use, or such facilities and services are provided for in adopted City plans and can be provided concurrently with the development of the property.**

**Finding:** The property is not presently served by adequate public facilities and services, but such facilities and services can be provided concurrently with the development of the property at the time of subdivision approval, consistent with adopted City utility master plans.

Staff finds this criterion can be met.

4. **The change is in the public interest with regard to neighborhood or community conditions, or corrects a mistake or inconsistency in the comprehensive plan map or zoning map regarding the property which is the subject of the application; and**

**Finding:** The request will correct an inconsistency between the zoning map and Comprehensive Plan map for approximately 4 acres of the subject property. The remaining land will be assigned a City residential zone designation of RL consistent with the Comprehensive Plan map designation for the property and the abutting properties to the north. The change supports the public interest and City Comprehensive Plan goals and policies to provide housing opportunities for a variety of income levels.

City staff finds this criterion can be met.

5. **The amendment conforms to the Transportation Planning Rule provisions under Section 4.7.060.**

**A. Review of Applications for Effect on Transportation Facilities.** When a development application includes a proposed comprehensive plan amendment or land use district change, the proposal shall be reviewed to determine whether it significantly affects a transportation facility, in accordance with Oregon Administrative Rule (OAR) 660-012-0060 (the Transportation Planning Rule - TPR)

and the Traffic Impact Analysis provisions of Section 4.1.090. “Significant” means the proposal would:

1. Change the functional classification of an existing or planned transportation facility (exclusive of correction of map errors). This would occur, for example, when a proposal causes future traffic to exceed the levels associated with a “collector” street classification, requiring a change in the classification to an “arterial” street, as identified by the Dallas Transportation System Plan; or
2. Change the standards implementing a functional classification system; or
3. As measured at the end of the planning period identified in the Dallas Transportation System Plan or the adopted plan of any other applicable roadway authority:
  - a. Allow types or levels of land use that would result in levels of travel or access that are inconsistent with the functional classification of an existing or planned transportation facility; or
  - b. Reduce the performance of an existing or planned transportation facility below the minimum acceptable performance standard identified in road authority’s adopted plan; or
  - c. Worsen the performance of an existing or planned transportation facility that is otherwise projected to perform below the minimum acceptable performance standard identified in the road authority’s adopted plan.

**Findings:** The City’s most recent Transportation System Plan (TSP) was adopted in November 2007. The TSP outlines the transportation improvements needed to serve urbanizable properties inside the Dallas UGB. The proposed zone change would not alter the Residential land use designation and intended use of the property as residential as was projected in the TSP. The TSP does not identify any existing or future traffic operations and safety deficiencies within the immediate vicinity of the subject property. Planned transportation improvements identified in the TSP in the vicinity of the subject property include adding a new connector arterial street from SW Fairview Avenue east to SW Hayter Street.

City staff finds the proposed zone change will not result in traffic impacts that are unusual or not customary to Residential development as was originally anticipated in the City’s TSP. Specific transportation impacts will be analyzed and addressed during the subdivision application process to ensure future development of the property does not significantly impact a transportation facility or cause the City’s transportation system to fall below acceptable service levels.

**CONCLUSION:** Based on the applicants’ findings, and the findings and conclusions above, it can be found that this proposal meets all the applicable criteria.

**RECOMMENDATION:**

**That the City Council approve the proposed zone change from Industrial (I) to Residential Low Density (RL).**

# DALLAS CITY COUNCIL REPORT

TO: MAYOR BRIAN DALTON AND CITY COUNCIL

<i>City of Dallas</i>	<b>Agenda Item No. 11a</b>	<b>Topic:</b> Ordinance 1789
<b>Prepared By:</b> Jason Locke, Community Development/ Operations Director	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin, City Manager		

**RECOMMENDED ACTION:** Approve Ordinance 1789.

**BACKGROUND:** The Admin Committee has recommended forwarding this proposed amendment to the Dallas City Code to the full Council. The proposed Amendments would define “food carts” as a type of itinerant merchant and allow for siting of food carts for 6-month periods at a suitable location, and also allow subsequent 6-month renewals at the same site. This currently is not allowed.

**FISCAL IMPACT:** None

**VISION 2030 IMPACT:**

*Element 1.d.:* Dallas maintains its small town culture & affordability while offering key amenities and attractions of a larger city, including a range of dining & shopping...

**ATTACHMENTS:**

- 1) Compared version of Itinerant Merchant regulations
- 2) Ordinance 1789

## Itinerant Merchants

### 7.850 Definition.

For purposes of sections [7.850](#) to [7.860](#):

- (1) "Food cart" is a type of itinerant merchant business that is a mobile food service operation offering prepared food for sale to walk-up customers.
- (2) "Itinerant merchant" is a person who sells or offers for sale to the public at large, goods, wares, or merchandise, other than from door-to-door or from place-to-place, from a motor vehicle, trailer, cart, wagon, or stand, on a nonpermanent or noncontinuous basis.
- (3) "Master license" is a license issued to the organizer or sponsor of a coordinated event or activity, approved by the city council, involving more than one itinerant merchant (a) for a limited duration, not exceeding five consecutive days; or (b) on a scheduled recurring basis, not more frequently than twice each calendar week, for a period not to exceed six consecutive months. A master license shall be subject to all of the provisions of sections [7.000](#) to [7.075](#).  
[Section 7.850 amended by Ordinance No. 1725, passed June 21, 2010.]

### 7.851 Application and Fee.

- (1) Application for an itinerant merchant permit shall be made on a form prescribed by the city manager and be accompanied by the fee established by resolution of the city council.
- (2) An applicant for a permit to operate a food cart business shall submit proof of required Health Department permits with the application.  
[Section 7.851 added by Ordinance No. 1725, passed June 21, 2010.]

### 7.856 Time Limit and Location.

- (1) Except as provided in subsection (4), no itinerant merchant shall do business or leave any stand or structure associated with their business at the same location for more than 3 months in any calendar year, unless the itinerant merchant is named under a master license issued for a recurring activity or event, as authorized under section [7.850\(2\)](#), in which case the itinerant merchant may do business at the licensed location for the duration of the license period, provided, the merchant may not leave any stand or structure in place when not actively engaged in business.
- (2) If an itinerant merchant, other than a food cart merchant, ceases to operate a business for 14 consecutive days, the license for that itinerant merchant shall automatically terminate and all stands, signs, storage facilities and structures of any kind associated with the business shall be immediately removed.
- (3) If the licensee under a master license for a scheduled recurring event or activity fails to operate the event or activity on more than two consecutive scheduled occasions, the master license shall automatically terminate and all stands, signs, storage facilities and structures of any kind associated with the activity or license shall be immediately removed. Upon termination of a master license, all persons named under the master license shall cease doing business under the license.
- (4) Itinerant merchant activities shall only be allowed in a commercial zone with the written permission of the lot owner. Furthermore, the proposed location must have adequate off-street parking, circulation, and other improvements deemed necessary by the city manager.

(5) Notwithstanding subsection (1) above, food carts shall be permitted to remain in an approved location for a period of 6 months, and shall be permitted to renew a license to operate at the same location for successive 6 month periods upon submission of a new application and payment of the required fee for each six-month period.

[Section 7.856 added by Ordinance No. 1437, passed June 4, 1990; amended by Ordinance No. 1725, passed June 21, 2010.]

ORDINANCE NO. 1789

An Ordinance amending provisions of the Dallas City Code Sections 7.850, 7.851, and 7.856 relating to itinerant merchants operating food carts.

THE CITY OF DALLAS DOES ORDAIN AS FOLLOWS:

Section 1. Dallas City Code Section 7.850 is amended and restated in its entirety as follows:

7.850 Definitions.

For purposes of sections 7.850 to 7.860:

- (1) "Food cart" is a type of itinerant merchant business that is a mobile food service operation offering prepared food for sale to walk-up customers.
- (2) "Itinerant merchant" is a person who sells or offers for sale to the public at large, goods, wares, or merchandise, other than from door- to-door or from place-to-place, from a motor vehicle, trailer, cart, wagon, or stand, on a nonpermanent or noncontinuous basis.
- (3) "Master license" is a license issued to the organizer or sponsor of a coordinated event or activity, approved by the city council, involving more than one itinerant merchant (a) for a limited duration, not exceeding five consecutive days; or (b) on a scheduled recurring basis, not more frequently than twice each calendar week, for a period not to exceed six consecutive months. A master license shall be subject to all of the provisions of sections 7.000 to 7.075.

Section 2. Dallas City Code Section 7.851 is amended and restated in its entirety as follows:

7.851 Application and Fee.

- (1) Application for an itinerant merchant permit shall be made on a form prescribed by the city manager and be accompanied by the fee established by resolution of the city council.
- (2) An applicant for a permit to operate a food cart business shall submit proof of required Health Department permits with the application.

Section 3. Dallas City Code Section 7.856 is amended and restated in its entirety as follows:

7.856 Time Limit and Location.

- (1) Except as provided in subsection (4), no itinerant merchant shall do business or leave any stand or structure associated with their business at the same location for more than 3 months in any calendar year, unless the itinerant merchant is named under a master license issued for a recurring activity or event, as authorized under section 7.850(2), in which case the itinerant merchant may do business at the licensed location for the duration of the license period, provided, the merchant may not leave any stand or structure in place when not actively engaged in business.
- (2) If an itinerant merchant, other than a food cart merchant, ceases to operate a business for 14 consecutive days, the license for that itinerant merchant shall automatically terminate and all stands, signs, storage facilities and structures of any kind associated with the business shall be immediately removed.
- (3) If the licensee under a master license for a scheduled recurring event or activity fails to operate the event or activity on more than two consecutive scheduled occasions, the master license shall automatically terminate and all stands, signs, storage facilities and structures of any kind associated with the activity or license shall be immediately removed. Upon termination of a master license, all persons named under the master license shall cease doing business under the license.
- (4) Itinerant merchant activities shall only be allowed in a commercial zone with the written permission of the lot owner. Furthermore, the proposed location must have adequate off-street parking, circulation, and other improvements deemed necessary by the city manager.
- (5) Notwithstanding subsections (1) through (4) above, food carts shall be permitted to remain in an approved location for a period of 6 months, and shall be permitted to renew a license to operate at the same location for successive 6 month periods upon submission of a new application and payment of the required fee for each six-month period.

Read for the first time: October 5, 2015

Read for the second time: October 19, 2015

Adopted by the City Council: October 19, 2015

Approved by the Mayor: October 19, 2015

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BRIAN W. DALTON, MAYOR

ATTEST:

APPROVED AS TO FORM:

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RONALD W. FOGGIN,  
CITY MANAGER

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LANE P. SHETTERLY,  
CITY ATTORNEY

**DALLAS CITY COUNCIL**  
**STAFF REPORT**

**TO: DALLAS CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 11b</b>	<b>Topic:</b> Vaping on Public Property
<b>Prepared By:</b> Ron Foggin	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Approved By:</b> Ron Foggin		

**RECOMMENDED ACTION:**

I recommend the City Council approve the suggested change to the smoking ordinance to add vaping.

**BACKGROUND:**

Vaping which is a term used to describe the use of electronic cigarettes (E-cigarettes) is becoming more popular in our community. E-cigarettes are replacing traditional tobacco cigarettes. The E-cigarettes do not produce the burned tobacco smoke that traditional cigarettes do, but E-cigarettes still produce by products that affect the quality of the air. Because this is true, E-cigarettes should be treated the same as traditional cigarettes as far as use in public spaces.

**FISCAL IMPACT:**

There will be no fiscal impact.

**DALLAS 2030 VISION IMPACT:**

1.k. – Dallas neighborhoods are clean, safe, friendly and livable places.

**ATTACHMENTS:**

None

### 5.210 No Smoking.

Smoking is prohibited and no person shall smoke:

(1) In any place of employment within the city, as defined in ORS 433.835(3), or any enclosed area open to the public.

(2) Within 10 feet of the external boundaries of the entrances(s) to and exit(s) from all places of employment, as defined in ORS 433.835(3), and all enclosed areas open to the public within the city, windows on such places that open, and ventilation intakes that serve an enclosed area within any place of employment.

(3) On or within 25 feet of the external boundaries of the following:

(a) All city and school district sport playing fields, including, but not limited to, baseball fields, soccer fields, and football fields, during a group activity, including, but not limited to, spectator areas and bleachers.

(b) Public tennis courts, public basketball courts, the city aquatic center, and the city skateboard park, including, but not limited to, spectator areas and bleachers.

(c) The Dallas Rotary amphitheater stage, on the grass on the sides and/or in front of the stage, to and including the concrete bleachers adjacent thereto, during and within one hour before a concert or entertainment event.

(d) Any bus shelter structure.

(4) Within 25 feet of any public or private school bus stop while children are present at the bus stop.

(5) In all city parks, including the Rickreall Creek Trail, and all parking lots adjacent to such parks and trail, except that the City Manager shall designate one smoking area within the Dallas City Park where smoking will be permitted.

(6) The restrictions of subsections (1), (2), (3) and (4) of this section shall not apply to persons traveling in a motor vehicle that is not a place of employment under ORS 433.835, nor to persons walking on sidewalks, parking lots, or other pedestrian pathways so long as they continue to move.

(7) For the purpose of this section:

(a) "Smoking" shall mean and include inhaling, exhaling, burning, or carrying any lighted cigarette, cigar, pipe, or other smoke equipment used for tobacco or any other weed or plant and the use of an inhalent delivery system to inhale or exhale vapor, aerosol or tobacco.

(b) "Inhalent delivery system" means a device that can be used to deliver nicotine or cannabionoids in the form of vapor or aerosol to a person inhaling from the device.

(8) "No Smoking" signs, which identify the area where smoking is prohibited, shall be posted at the entrance(s) to all city buildings and city parks, and at reasonable places and intervals at all other locations where smoking is prohibited; provided, however, that the absence of a "no smoking" sign shall not justify a violation of nor preclude enforcement of this section. The area designated for smoking within the Dallas City Park pursuant to subsection (5) shall be identified by signs and markings as a smoking area.

(9) Violation of this section is punishable by a fine not to exceed \$100. A person who violates this section while in a city park shall also be subject to exclusion from city parks pursuant to section [5.428](#).

ORDINANCE NO. 1790

An Ordinance amending Dallas City Code Section 5.210, relating to smoking regulations.

THE CITY OF DALLAS DOES ORDAIN AS FOLLOWS:

Section 1. Dallas City Code Section 5,210 is hereby amended and restated in its entirety as follows:

5.210 No Smoking.

Smoking is prohibited and no person shall smoke:

(1) In any place of employment within the city, as defined in ORS 433.835(3), or any enclosed area open to the public.

(2) Within 10 feet of the external boundaries of the entrances(s) to and exit(s) from all places of employment, as defined in ORS 433.835(3), and all enclosed areas open to the public within the city, windows on such places that open, and ventilation intakes that serve an enclosed area within any place of employment.

(3) On or within 25 feet of the external boundaries of the following:

(a) All city and school district sport playing fields, including, but not limited to, baseball fields, soccer fields, and football fields, during a group activity, including, but not limited to, spectator areas and bleachers.

(b) Public tennis courts, public basketball courts, the city aquatic center, and the city skateboard park, including, but not limited to, spectator areas and bleachers.

(c) The Dallas Rotary amphitheater stage, on the grass on the sides and/or in front of the stage, to and including the concrete bleachers adjacent thereto, during and within one hour before a concert or entertainment event.

(d) Any bus shelter structure.

(4) Within 25 feet of any public or private school bus stop while children are present at the bus stop.

(5) In all city parks, including the Rickreall Creek Trail, and all parking lots adjacent to such parks and trail, except that the City Manager shall designate one smoking area within the Dallas City Park where smoking will be permitted.

(6) The restrictions of subsections (1), (2), (3) and (4) of this section shall not apply to persons traveling in a motor vehicle that is not a place of employment under ORS 433.835, nor to persons walking on sidewalks, parking lots, or other pedestrian pathways so long as they continue to move.

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(9) Violation of this section is punishable by a fine not to exceed \$100. A person who violates this section while in a city park shall also be subject to exclusion from city parks pursuant to section 5.428 .

Read for the first time: October 5, 2015  
Read for the second time: October 19, 2015  
Adopted by the City Council: October 19, 2015  
Approved by the Mayor: October 19, 2015

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BRIAN W. DALTON, MAYOR

ATTEST:

APPROVED AS TO FORM:

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RONALD W. FOGGIN,  
CITY MANAGER

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LANE P. SHETTERLY, CITY  
ATTORNEY

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR BRIAN DALTON AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 12a</b>	<b>Topic:</b> Supplemental Budget Resolution 3335
<b>Prepared By:</b> Cecilia Ward	<b>Meeting Date:</b> October 19, 2015	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Ron Foggin		

RECOMMENDED ACTION:

Motion to approve Supplemental Budget Resolution 3335

BACKGROUND:

Oregon Budget Law allows for unanticipated changes to the budget throughout the fiscal year. A supplemental budget, under ORS 294.471 and 294.473, is required when new appropriation authority is needed. A supplemental budget requires a budget resolution.

If the proposed supplemental budget will change any fund's expenditures by more than 10 percent or will create a new appropriation category, then a public hearing must be held and public comment taken before adoption of the supplemental budget.

Following are the necessary appropriation authority changes:

**Capital Projects Fund:**

<i>Revenue</i>		Budget Resource	
		Original	Revised
Transfer from Sewer SDC	purchase of ambulance per Interfund Loan Resolution 3333 approved 10-05-15	\$0	\$ 200,000
<i>Expenditures</i>		Budget Requirement	
		Original	Revised
Equipment	purchase of ambulance per Interfund Loan Resolution 3333 approved 10-05-15	\$ 370,000	\$ 570,000

FISCAL IMPACT:

Decrease Sewer SDC by \$200,000

ATTACHMENTS:

Supplemental Budget Resolution 3335

RESOLUTION NO. 3335

A Resolution adopting and appropriating a Supplemental Budget for Fiscal Year 2015-2016.

WHEREAS, Oregon Local Budget Law, under ORS 294.471 and ORS 294.473, provides that certain occurrences or conditions that were not known at the time the budget was prepared may require a change in the adopted budget and that a supplemental budget is required to pay the additional expenses and spend the extra revenue; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Council of the City of Dallas hereby adopts the supplemental budget for the fiscal year beginning July 1, 2015, and that the amounts shown below are hereby appropriated for the purposes indicated within the Fund listed:

<u>Fund</u>	<u>2015-16 Budget Resources</u>	<u>2015-16 Budget Requirements</u>
<i>Capital Projects:</i>		
Transfer from Sewer SDC	200,000	
Equipment		200,000
Revised Total Resources	\$570,000	
Revised Total Requirements		\$570,000

Comments: Purchase of ambulance. Interfund loan resolution 3333 adopted 10/05/15.

Section 2. This resolution shall be effective upon its passage.

Adopted: October 19, 2015  
Approved: October 19, 2015

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BRIAN W. DALTON, MAYOR

ATTEST:

APPROVED AS TO FORM:

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RON FOGGIN, CITY MANAGER

\_\_\_\_\_  
LANE P. SHETTERLY, CITY ATTORNEY