

City Council

Mayor
Brian Dalton

Council President
Jim Fairchild

Councilor
Kelly Gabliks

Councilor
Micky Garus

Councilor
Bill Hahn

Councilor
Mike Holland

Councilor
Jackie Lawson

Councilor
Kevin Marshall

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 Hertel

Police Chief
Tom Simpson

Director of Engineering
& Environmental
Services
Fred Braun

City Recorder
Emily Gagner

Recording Secretary
Jeremy Teal

Dallas City Council Agenda

Mayor Brian Dalton, Presiding

Monday, November 21, 2016

7:00 pm

Dallas City Hall

187 SE Court St.

Dallas, OR 97338

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>	
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>	Motion
a. Approve minutes of November 7, 2016 City Council meeting PG. 3	
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. Tax and Fee Comparison	Information
b. Utility rate discussion	PG. 6 Motion
c. Online financial reporting	PG. 8 Information



Our Vision

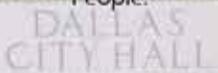
Our vision is to foster an environment in which Dallas residents can take advantage of a vital, growing, and diversified community that provides a high quality of life.

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.

d. Council goal update

Information

e. Other

10. FIRST READING OF ORDINANCE

11. SECOND READING OF ORDINANCE

12. RESOLUTIONS

a. Resolution No. 3361: A Resolution establishing a fee for filing a motion to set aside a conviction or record of arrest in Dallas Municipal Court. PG. 10

Roll Call Vote

b. Resolution No. 3362: A Resolution authorizing camping in Roger Jordan Community Park for the occasion of the August 21, 2017 solar eclipse. PG. 12

Roll Call Vote

13. OTHER BUSINESS

14. ADJOURNMENT

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 November 7, 2016, 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.

DALLAS CITY COUNCIL	Monday, November 7, 2016
The Dallas City Council met in regular session on Monday, November 7, 2016, at 7:00 p.m. in the Civic Center of City Hall with Mayor Brian Dalton presiding.	
Council: Council members present: Council President Jim Fairchild, Councilor Kelly Gabliks, Councilor Micky Garus, Councilor Bill Hahn, Councilor Mike Holland, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor LaVonne Wilson, and Councilor Ken Woods, Jr.	
Staff: Also present were: City Manager Ron Foggin, City Attorney Lane Shetterly, Police Chief Tom Simpson, Fire Chief Fred Hertel, and Recording Secretary Jeremy Teal.	
Pledge of Allegiance: Mayor Dalton led the Pledge of Allegiance.	

AGENDA	ACTION
1:00 EMPLOYEE RECOGNITION/INTRODUCTIONS	Chief Hertel introduced the two new SAFER grant funded employees Jesse Friedow and Austin Champ.
3:07 COMMENTS FROM THE AUDIENCE	David Shein, 1680 SW Bridlewood Dr., congratulated the City on the success of the Glow Run.
4:48 PUBLIC HEARINGS PUBLIC HEARING REGARDING THE SALE OF UNIMPROVED REAL PROPERTY LOCATED IMMEDIATELY WEST OF 1486 SE MARIONBERRY STREET, DALLAS, OREGON	Mayor Dalton opened the public hearing at 7:05 p.m. Staff Report: Mr. Foggin noted the property had drainage issues and was not a usable piece of property. Comments from the audience: Bob Slyh, 1486 SE Barberry Ave, noted the lot and house were graded badly and they would take care of the drainage issue and the weeds. Mayor Dalton closed the public hearing at 7:11 p.m.
11:34 CONSENT AGENDA Item approved by the Consent Agenda: a) October 17, 2016, City Council meeting minutes; b) OLCC application for Sassy’s Kegs & Eggs.	It was moved by Councilor Marshall <i>to approve the Consent Agenda as submitted</i> . The motion was duly seconded and carried with a vote of 9-0.

<p>ITEMS REMOVED FROM CONSENT AGENDA</p>	<p>There were none.</p>
<p>12:18 REPORTS OR COMMENTS FROM THE MAYOR AND COUNCIL MEMBERS</p> <p>REPORT OF THE OCTOBER 24, 2016 PUBLIC WORKS COMMITTEE</p> <p>REPORT OF THE OCTOBER 24, 2016 PUBLIC SAFETY COMMITTEE</p>	<p>Councilor Woods reported the committee discussed the leaf harvest update, Engineering report, and the Operations report.</p> <p>Councilor Woods reported the committee discussed mandatory trash service, the Police Chief report, and the Fire Chief report.</p>
<p>17:32 REPORTS FROM CITY MANAGER AND STAFF</p>	
<p>REPUBLIC SERVICES PRESENTATION</p>	<p>Julie Jackson, Municipal Manager, Republic Services, reported they collected 1850 tons of garbage and 2500 lbs of green waste from Dallas so far this year. She noted the leaf collection was this weekend and would blanket the entire city in 2 days. She stated a 2.1% increase plus the 1% leaf collection would result in a .53 cent increase for 35 gallon carts and a .86 cent increase for the 90 gallon cart next year. She mentioned there was a new 20 gallon cart available for those that recycled a lot and created very little waste.</p>
<p>ECLIPSE PLANNING</p>	<p>Mr. Foggin noted that Eclipse event planning was underway and a possible overnight camping opportunity may be made available to spectators. He stated a logo was in the design phases and t-shirts and viewing glasses would be a priority.</p>
<p>PARKS ADVISORY BOARD RECOMMENDATION</p>	<p>Parks Advisory Board Chair Andy Groh reported the Parks Advisory Board recommended constructing restrooms at the Lyle Ball Fields. He stated it was a need at the park and with in-kind donations the restrooms could be constructed for between \$50,000 and \$75,000 for a four stall restroom.</p> <p>There was discussion regarding maintenance costs, construction costs, and the number of stalls in the restroom.</p> <p>Councilor Gabliks noted everyone was in agreement and asked that staff return with maintenance costs and construction costs for a six stall restroom.</p>
<p>COUNCIL GOAL UPDATE</p>	<p>Mr. Foggin reported Phase 5 was coming along and even with the rain delay they would hopefully be completed by the end of next week. He noted a ribbon cutting would take place as soon as the project was completed.</p>

<p>FIRST READING OF ORDINANCE</p>	<p>There were none.</p>
<p>SECOND READING OF ORDINANCE</p>	<p>There were none.</p>
<p>1:15:46 RESOLUTIONS Resolution No. 3360: A Resolution declaring real property described as a portion of River Gleann Estates, Phase 6, Tract A and B, Dallas, Polk County, Oregon, Polk County Tax Account No. 571605, being 3,618 square feet, more or less, in area, not needed for public use and authorizing the sale thereof.</p>	<p>A roll call vote was taken and Mayor Dalton declared Resolution No. 3360 to have PASSED BY A VOTE of 9-0 with Council President Fairchild, Councilor Kelly Gabliks, Councilor Micky Garus, Councilor Bill Hahn, Councilor Mike Holland, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor LaVonne Wilson, and Councilor Ken Woods, Jr. voting YES.</p>
<p>EXECUTIVE SESSION</p>	
<p>OTHER</p>	
<p>ADJOURNMENT</p>	<p>There being no further business, the meeting adjourned at 8:17 p.m.</p>
<p>Read and approved this _____ day of _____ 2016.</p> <p>_____</p> <p>ATTEST: Mayor</p> <p>_____</p> <p style="text-align: center;">City Manager</p>	

DALLAS CITY COUNCIL REPORT

TO: MAYOR BRIAN DALTON AND CITY COUNCIL

<i>City of Dallas</i>	Agenda Item No. 9b	Topic: URAC Recommendation for Water & Sewer Rates
Prepared By: F Braun	Meeting Date: September 16, 2016	Attachments: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Approved By: Ron Foggin		

RECOMMENDED MOTION:

Direct Staff to Prepare Resolution with revised water and sewer utility rates in accordance with the Utility Rate Advisory Committee recommendations.

BACKGROUND:

The adopted 2012 Dallas Utility Rate Study was based upon the capital improvement project program in effect at that time as well as assumptions regarding community growth and the increased cost of services. The Utility Rate Advisory Committee recommended that the City adopt the rates recommended in the study for sewer and water. Recommended rates were adopted by the City Council, with future rate increases tied to the Portland area CPI.

DISCUSSION:

A review of the 2012 study by Staff indicated that there were significant differences between the actual 2016 rates and those predicted within the study. Furthermore, the capital improvement programs for sewer and water have **not** been updated since 2012.

As a result, Staff commissioned a consultant review of the rates. Donovan Associates was selected to review the current rates, based upon current expenditures and the latest capital improvement program.

The analysis by Donovan Associates indicated that the current rates for sewer and water are inadequate to fund operations and pay debt service on the current capital improvement program. Rate increases of 4.31% for water and 2.75% for sewer are needed in order to adequately fund the utilities.

The rate analysis information was presented to the Utility Rate Advisory Committee in July and August. After a careful review of the study, the Committee made the following preliminary recommendations:

- Adjust Water Rates by 4.31%
- Adjust Sewer Rates by 2.75%
- Tie future annual rate adjustments to those in the study, not the Portland Area CPI
- Review the rates again in 3 years.

The Utility Rate Advisory Committee Chair is present to make their recommendations to the City Council.

FISCAL IMPACT:

Increased revenues to offset increased expenditures.

DALLAS 2030 PLAN IMPACT:

Adequate funding for City utilities is in conformance with the following 2030 Plan Elements: 4e, and 4h.

ATTACHMENTS:

Donnovan Associates sewer and water rate study.

DALLAS CITY COUNCIL REPORT

TO: MAYOR BRIAN DALTON AND CITY COUNCIL

<i>City of Dallas</i>	Agenda Item No. 9c	Topic: New Financial Dashboard
Prepared By: Cecilia Ward	Meeting Date: November 21, 2016	Attachments: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Approved By: Ron Foggin		

RECOMMENDED ACTION:

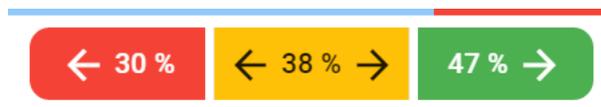
Information only

BACKGROUND:

The new financial dashboard is now available at <http://dashboard.dallasor.gov> or through the City's website. The new financial dashboard is more informative and transparent as it is in real time.



The new financial dashboard has a quick reference color indicator that specifies % of budget collected (resources) or % of budget spent (expenditures).



SUMMARY TIMELINE:

- July 2015 staff began working with OPENGOV to provide a comprehensive transparent financial report application for the public to utilize through the City's website.
- December 2015 the OPENGOV online financial report was available to the public.
- January-June 2016 staff worked with OPENGOV to improve and simplify the reporting. OPENGOV was not able to provide an effective financial tool. It was cumbersome not only for the user but for staff.
- July 2016 staff began working with the City of Lake Oswego to provide the city's online financial report application.
- November 2016 new financial reporting tool available on the City's website.

FISCAL IMPACT:

None

DALLAS 2030 VISION IMPACT:

Element 1.f.: Dallas citizens of all ages are proud of their city and involved in its civic affairs, engaged in important community issues & invested in their city's future.

Strategy – Continue to improve transparency in providing financial information

ATTACHMENTS:

None

DALLAS CITY COUNCIL REPORT

TO: MAYOR BRIAN DALTON AND CITY COUNCIL

<i>City of Dallas</i>	Agenda Item No. 12a	Topic: Resolution 3361
Prepared By: Emily Gagner	Meeting Date: November 21, 2016	Attachments: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Approved By: Ron Foggin		

RECOMMENDED ACTION:

Adopt Resolution 3361

BACKGROUND:

Our municipal court is allowed to charge a fee for someone to file a motion to set aside of conviction or record of arrest (an expungement). However, in order to be able to charge that fee, we must adopt a resolution authorizing that. We recently had three different requests for expungements and our court clerk noted they are time consuming. ORS 137.225 allows us to charge up to \$252. This is the fee the circuit court currently charges, and it is what we recommend. Staff recommends adopting this resolution so we may recoup our costs.

DALLAS 2030 VISION IMPACT:

NA

FISCAL IMPACT:

Minor positive impact in court fees revenue

ATTACHMENTS:

Resolution 3361

RESOLUTION NO. 3361

A Resolution establishing a fee for filing a motion to set aside a conviction or record of arrest in Dallas Municipal Court.

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

Section 1. The fee for filing a motion to set aside a conviction or record of arrest in Dallas Municipal Court, as authorized by ORS 137.225, shall be \$252.

Section 2. This resolution shall be effective upon adoption.

Adopted: November 21, 2016
Approved: November 21, 2016

BRIAN W. DALTON, MAYOR

ATTEST:

APPROVED AS TO FORM

RONALD W. FOGGIN,
CITY MANAGER

LANE P. SHETTERLY,
CITY ATTORNEY

DALLAS CITY COUNCIL REPORT

TO: MAYOR BRIAN DALTON AND CITY COUNCIL

<i>City of Dallas</i>	Agenda Item No. 12b	Topic: Resolution 3362
Prepared By: Ron Foggin	Meeting Date: November 21, 2016	Attachments: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Approved By: Ron Foggin		

RECOMMENDED ACTION:

Adopt Resolution 3362

BACKGROUND:

The eclipse event that is expected to occur August 21, 2017 is going to attract a large number of visitors to our community. All available hotel rooms in the City are reserved for the event. In an effort to provide additional options for visitors to stay in the City to see the event, we are recommending that the City Council allow people to camp at the Roger Jordan Park. The Park is a great location for tent camping because of its proximity to the Aquatic Center. The people that stay in the park will have access to restrooms and showers. We are proposing campers be charged a fee of \$300 that will allow them to camp Saturday, August 19th, Sunday, August 20th and Monday, August 21st. The money collected from the fee will help pay for the additional staffing needed at the Aquatic Center as well as eclipse event expenses.

DALLAS 2030 VISION IMPACT:

FISCAL IMPACT:

Minor positive impact in court fees revenue

ATTACHMENTS:

Resolution 3362

RESOLUTION NO. 3362

A Resolution authorizing camping in Roger Jordan Community Park for the occasion of the August 21, 2017 solar eclipse.

WHEREAS, a solar eclipse, known as the Great American Eclipse, will occur in Dallas on the morning of August 21, 2017; and

WHEREAS, the City of Dallas is located in the path of the totality of the eclipse; and

WHEREAS, the City of Dallas will not experience another total solar eclipse before the year 2618; and

WHEREAS, the conditions for viewing and experiencing the Great American Eclipse are expected to be optimal in the City of Dallas at the time of the eclipse; and

WHEREAS, the demand for visitor accommodations in and around the City of Dallas and the mid-Willamette Valley is high and many accommodations are already full, such that it is anticipated there will not be enough accommodations for the expected number of visitors to see the eclipse; and

WHEREAS, there is space available at Roger Jordan Community Park for tent camping, with accessory services available at the Dallas Aquatic Center, which would provide needed accommodations for visitors who travel to Dallas to see the eclipse; and

WHEREAS, accommodating visitors to see the Great American Eclipse in Dallas will meet their needs and will provide economic benefits to the Dallas community; and

WHEREAS, Dallas City Code Section 5.276 provides that the City Council may authorize camping on public property; and

WHEREAS, Dallas City Code Section 5.426 provides an exemption to the prohibition against camping in public parks when such camping has been authorized by the City Council pursuant to Section 5.276; and

WHEREAS, the Dallas City Council finds that it is in the best interest of the City to authorize tent camping in Roger Jordan Community Park for the Great American Eclipse, and the use of the Aquatic Center for accessory services;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That tent camping be, and it hereby is, authorized in Roger Jordan Community Park from noon on August 19, 2017 to 5:00 p.m. on August 21, 2017, subject to the terms of this Resolution and any rules and regulations for such camping as may be adopted by the City Manager.

Section 2. That persons camping at Roger Jordan Community Park under the terms of this resolution be authorized to use the shower, restroom and changing facilities at the Dallas Aquatic Center, subject to the terms of this Resolution and any rules and regulations for such camping as may be adopted by the City Manager.

Section 3. That the fee for camping at Roger Jordan Community Park be established at \$300 per night, inclusive of the shower, restroom and changing facilities at the Dallas Aquatic Center, but not inclusive of any of the swimming, recreational or other facilities or services at the Aquatic Center.

Section 4. That the City Manager be, and he hereby is, authorized to designate approved camping sites, adopt a system for reservations for camping, and adopt such rules and regulations as he deems may be necessary or appropriate to protect and safeguard the health, safety and welfare of visitors camping at Roger Jordan Community Park and the residents of the City of Dallas.

Section 5. Any person violating this Resolution, or such rules and regulations as the City Manager may adopt may, in addition to any other applicable penalties or actions, be excluded from camping or using the facilities of the Dallas Aquatic Center, and shall forfeit any fees paid to the City for camping.

Adopted:

Approved:

BRIAN W. DALTON, MAYOR

ATTEST:

APPROVED AS TO FORM

RONALD W. FOGGIN,
CITY MANAGER

LANE P. SHETTERLY,
CITY ATTORNEY