

# DALLAS CITY COUNCIL

## AGENDA

Mayor Jim Fairchild Presiding

Monday, July 21, 2008, 7:30 PM

\*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.

## AGENDA

### 1. ROLL CALL

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### 2. APPROVAL OF MINUTES

- 2.1. Approval of minutes of the July 7, 2008, Council meeting [Page 3](#)
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### 3. REPORTS OR COMMENTS FROM COUNCIL MEMBERS

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### 4. QUESTIONS AND/OR COMMENTS FROM THE AUDIENCE

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### 5. REPORTS OF SPECIAL COMMITTEES AND CITY OFFICERS

#### 5.1. City Manager's Reports

- a. Employee/Volunteer Recognition Awards [Page 7](#)
  - b. Outside Water Request [Page 9](#)
  - c. Water System Survey [Page 15](#)
  - d. Street Maintenance Projects Update [Page 18](#)
  - e. Request for "No Parking" Zone on Bridlewood Drive [Page 19](#)
  - f. Community Center Update
  - f. Bills of the City for the month of June [Page 21](#)
  - g. Other
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### 6. COMMUNICATIONS AND PETITIONS

- 6.1. OLCC Application for a new outlet – L'Attitude Point One [Page 31](#)
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### 7. PUBLIC HEARINGS

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## **8. RESOLUTIONS**

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### **9. FIRST READING OF ORDINANCE**

- 9.1. Ordinance No. 1690: An Ordinance amending Chapter 7 of the Dallas City Code relating to transient lodging tax; and repealing conflicting provisions. **Page 36**
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### **10. SECOND READING OF ORDINANCE**

- 10.1. Ordinance No. 1689: An ordinance Amending DCC 6.305, 6.310, 6.325 and 6.365 regarding Parking Regulations; adding new provisions to Dallas City Code Chapter 6; and repealing conflicting provisions. **Page 40**
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### **11. OTHER BUSINESS**

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### **12. ADJOURNMENT**

Following the Council meeting, there will be an Executive Session to conduct deliberations with persons designated by the governing body to carry on labor negotiations as authorized in ORS 192.660(2)(d).

**DALLAS CITY COUNCIL**  
**Monday, July 7, 2008**  
**Council Chambers**

1  
2  
3

4 The Dallas City Council met in regular session on Monday, July 7, 2008, at 7:30 p.m. in the  
5 Council Chambers of City Hall with Mayor Fairchild presiding.

6 **ROLL CALL**

7 Council members present were: Council President Ken Woods, Jr., Councilor Brian Dalton,  
8 Councilor Warren Lamb, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Wes  
9 Scroggin, Councilor David Shein, Councilor Dave Voves and Councilor LaVonne Wilson.

10 Also present were: City Manager Jerry Wyatt, City Attorney Lane Shetterly, Assistant City  
11 Manager Kim Marr, Public Works Director Fred Braun, Police Chief Jim Harper, Fire Chief Bill  
12 Hahn, Finance Director Marcia Baragary, and Deputy City Recorder Emily Gagner.

13 **APPROVAL OF MINUTES**

14 Hearing no corrections, Mayor Fairchild declared the minutes of the June 16, 2008 Council  
15 meeting approved as presented.

16 **REPORTS OR COMMENTS FROM COUNCIL MEMBERS**

17 **MAYOR'S JUNE MONTHLY REPORT**

18 There were no questions regarding the Mayor's monthly report.

19 Mayor Fairchild reminded the Councilor's that their Quarterly Public Official Disclosure reports  
20 are due July 15 to the Oregon Government Ethics Commission.

21 Mayor Fairchild explained that he sits on a committee called the Mid-Willamette Valley  
22 Regional Community Development Partnership through the Council of Governments. The City  
23 has received several grants through them, including the grants to fund the Industrial  
24 Redevelopment Manager's position and the Commercial Redevelopment Manager's position. It  
25 now appears that the City has been awarded a \$25,000 grant for Mak Metal's expansion to help  
26 pay part of their SDC fees. He thanked Jason Locke and John Swanson for submitting the  
27 application.

28 **COUNCIL PRESIDENT'S JUNE MONTHLY REPORT**

29 There were no questions regarding the Council President's report.

30 Councilor LaVonne Wilson mentioned there was recently a very serious auto accident near Ceres  
31 Gleann, and the residents there were very pleased at the professionalism of the Fire Department  
32 and how they handled the accident.

33 Councilor Warren Lamb reviewed the June 26 Rickreall Watershed Council meeting. He noted  
34 the Villwock's ford project, where the goal is to make the waterway passable to fish and vehicles  
35 alike, has obtained two of the three required permits, and now must wait three to four weeks for  
36 the last permit before work can begin. The Watershed Council is looking very seriously at the  
37 Forestry Creek project and is pursuing technical assistance for the project to see if it is feasible  
38 for stream restoration. The final project Councilor Lamb discussed was the City trail riparian  
39 restoration, on the Levens Street section of the park trail. He noted the City has done some work  
40 cutting out invasive species such as ivy from the area, but there is more work to do and the  
41 Rickreall Watershed Council will continue to see what they can do to provide the City with  
42 additional funds to combat invasive species.

43 **QUESTIONS OR COMMENTS FROM THE AUDIENCE**

44 There were no questions or comments from the audience.

45 **REPORTS OF SPECIAL COMMITTEES AND CITY OFFICERS**

46 City Manager Jerry Wyatt noted the date for the annual City Picnic has changed from the

1 Tuesday following Summerfest to the Wednesday following Summerfest to accommodate  
2 staffing needs. The picnic is scheduled for July 30<sup>th</sup> and has a pirate theme.

3 Mr. Wyatt informed the Council that Emily Gagner was named the employee of the quarter and  
4 Mary Sandnes, who volunteers with the Police Department, was named the Volunteer of the  
5 quarter for the second quarter.

#### 6 SET WORKSHOP AGENDA TOPICS AND DATES

7 Mr. Wyatt discussed the staff report, explaining he had listed several topics that have come up in  
8 the past few months that he feels need more in-depth discussion in a informal setting. He  
9 suggested the Council set aside a particular time each month, such as the first Monday of the  
10 month, to hold a workshop to review one of these topics. After some discussion, it was decided  
11 that the Council would hold a work session on the second Wednesday of each month from 12:00  
12 p.m. to 1:00 p.m. It was further determined that the City would provide beverages, but not lunch  
13 for these meetings.

#### 14 SET HEARING DATE FOR APPEAL OF CUP DUPLEX APPROVAL

15 Mr. Wyatt discussed the Conditional Use Permit that the Planning Commission approved, and  
16 the appeal the City received of that decision. He explained that staff is asking for a hearing date  
17 to be set for August 18.

18 Councilor David Shein moved to set a hearing to discuss the appeal of a Planning Commission  
19 approval of a Conditional Use Permit for a duplex, application #CU/2-08, located in the 100  
20 block of NW Robert St. for August 18 at 7:30 p.m. The motion was duly seconded and  
21 CARRIED UNANIMOUSLY with Council President Ken Woods, Jr., Councilor Brian Dalton,  
22 Councilor Warren Lamb, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Wes  
23 Scroggin, Councilor David Shein, Councilor Dave Voves and Councilor LaVonne Wilson voting  
24 YES.

#### 25 REMINDER ABOUT COMMUNITY CENTER WORKSHOP JULY 9

26 Mr. Wyatt reminded the Council that there is a workshop scheduled for 11:30 a.m. on  
27 Wednesday, July 9 to discuss the Community Center as it now stands.

#### 28 APPOINTMENT TO URBAN RENEWAL COMMITTEE

29 Mr. Wyatt stated this was informational only. Jenny Wilfong has submitted a Citizen Committee  
30 Interest Form, and that application will be presented at the next Urban Renewal Advisory  
31 Committee meeting. That committee will review the application and submit a recommendation  
32 to the Council.

#### 33 DEPARTMENT REPORTS FOR THE MONTH OF MAY

34 Mr. Wyatt presented the department reports. There were no questions or comments.

#### 35 OTHER

#### 36 COMMUNICATIONS AND PETITIONS

#### 37 OLCC APPLICATION FOR NEW OUTLET – L'ATTITUDE POINT ONE

38 Mr. Wyatt reviewed the OLCC application for a new outlet at 904 Main Street for L'Attitude  
39 Point One.

40 Councilor Shein moved to recommend approval of the application to OLCC. The motion was  
41 seconded. Councilor Dave Voves noted there was no signature on the application, and some  
42 sections of the application were not completed. There was discussion about the procedure for  
43 approval of an incomplete application. Councilor Shein withdrew his motion. Mayor Fairchild  
44 asked staff to have the applicant complete the application and bring it back before the Council.

1 OLCC APPLICATION FOR NEW OUTLET – WAL-MART

2 Mr. Wyatt reviewed the OLCC application for Wal-Mart.

3 Councilor Dalton moved to recommend approval of the OLCC application for Wal-Mart. The  
4 motion was duly seconded and CARRIED UNANIMOUSLY with Council President Ken  
5 Woods, Jr., Councilor Brian Dalton, Councilor Warren Lamb, Councilor Jackie Lawson,  
6 Councilor Kevin Marshall, Councilor Wes Scroggin, Councilor David Shein, Councilor Dave  
7 Voves and Councilor LaVonne Wilson voting YES.

8  
9 INVITATION TO POLK COUNTY DRUG COURT GRADUATION

10 Mr. Wyatt reviewed the invitation from Polk County Drug Court to attend their graduation.

11 **PUBLIC HEARINGS**

12 **RESOLUTIONS**

13 **Resolution No. 3162:** A Resolution of the City of Dallas, Polk County, Oregon, calling a  
14 Measure Election to submit to the electors of the City the question of contracting General  
15 Obligation bonded indebtedness in an aggregate principal amount not to exceed \$6,985,000 to  
16 finance the costs of capital construction and capital improvements; declaring intent to reimburse  
17 expenditures; and related matters.

18  
19 Mr. Wyatt explained that this is the resolution the Council directed to be prepared for the  
20 November bond measure for the Fire Department improvements. Councilor Dalton asked for  
21 clarification about the fire engine that is mentioned. Mr. Wyatt explained that it replaces a 1978  
22 engine that is no longer able to serve the City's needs. Councilor Voves asked if the \$6.985  
23 million includes all costs, including bond costs. City Attorney Lane Shetterly confirmed it does.  
24 Mr. Shetterly noted this resolution has gone back and forth between him, bond counsel, and the  
25 City's financial advisors.

26  
27 Councilor Kevin Marshall asked when the existing fire bond expires. Finance Director Marcia  
28 Baragary explained that it was done in 2003 and was a 20-year bond. Councilor Wes Scroggin  
29 asked if the \$6.985 million includes the price to purchase the training facility property, or if it  
30 was being donated. Mr. Wyatt stated Weyerhaeuser has said they will donate the property, and  
31 noted the City has contacted a company to perform a hazard survey.

32  
33 A roll call vote was taken and Mayor Fairchild declared Resolution No. 3162 to have PASSED  
34 BY A UNANIMOUS VOTE with Council President Ken Woods, Jr., Councilor Brian Dalton,  
35 Councilor Warren Lamb, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Wes  
36 Scroggin, Councilor David Shein, Councilor Dave Voves, and Councilor LaVonne Wilson  
37 voting YES.

38  
39 Councilor Voves stated that after the bond passes, he hopes there will be a mechanism to make  
40 sure citizens can participate and buy these bonds to have a piece of the action.

41 City Attorney Shetterly recommended deferring Resolution No. 3163 until after the second  
42 reading of Ordinance No. 1688.

43 **Resolution No. 3164:** A Resolution approving the financing agreement whereby the City  
44 finances and/or refinances certain real or personal property; and authorizing the officers of the  
45 City to execute the financing agreement and such other documents and certificates as may be  
46 necessary to carry out the transactions contemplated by the aforementioned agreement.

47  
48 Councilor Shein asked if this has any budget impact. Mr. Wyatt explained that this was included  
49 in the budget.

50  
51 A roll call vote was taken and Mayor Fairchild declared Resolution No. 3164 to have PASSED  
52 BY A UNANIMOUS VOTE with Council President Ken Woods, Jr., Councilor Brian Dalton,  
53 Councilor Warren Lamb, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Wes

1 Scroggin, Councilor David Shein, Councilor Dave Voves, and Councilor LaVonne Wilson  
2 voting YES.

3 **FIRST READING OF ORDINANCE**

4 Ordinance No. 1689: An Ordinance Amending DCC 6.305, 6.310, 6.325, and 6.365 regarding  
5 Parking Regulations; adding new provisions to Dallas City Code Chapter 6; and repealing  
6 conflicting provisions.

7  
8 Mayor Fairchild declared Ordinance 1689 to have passed its first reading.

9 **SECOND READING OF ORDINANCE**

10 Ordinance No. 1688: An Ordinance Amending DCC 5.382 and 5.384 regarding licensing  
11 of dogs; and repealing conflicting provisions.

12 Councilor Woods asked when the Ordinance goes into effect. Mr. Shetterly explained  
13 that it takes effect in 30 days, so August 6. Councilor Scroggin asked if the City has  
14 talked to the County about this. Mr. Wyatt confirmed that we have, noting the Police  
15 Chief has worked with them regarding the licensing software.

16 Mayor Fairchild declared Ordinance No. 1688 to have passed its second reading. A Roll Call  
17 vote was taken and Mayor Fairchild declared Ordinance No. 1688 to have PASSED BY A  
18 UNANIMOUS VOTE with Council President Ken Woods, Jr., Councilor Brian Dalton,  
19 Councilor Warren Lamb, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Wes  
20 Scroggin, Councilor David Shein, Councilor Dave Voves, and Councilor LaVonne Wilson  
21 voting YES.

22 **Resolution No. 3163:** A Resolution establishing a schedule of fees for dog licensing.

23 Councilor Woods asked when the fees go into effect. Mr. Shetterly noted the Resolution states  
24 the fees are effective when the Ordinance goes into effect.

25  
26 A roll call vote was taken and Mayor Fairchild declared Resolution No. 3163 to have PASSED  
27 BY A UNANIMOUS VOTE with Council President Ken Woods, Jr., Councilor Brian Dalton,  
28 Councilor Warren Lamb, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Wes  
29 Scroggin, Councilor David Shein, Councilor Dave Voves, and Councilor LaVonne Wilson  
30 voting YES.

31 **OTHER BUSINESS**

32 There being no further business, the meeting adjourned at 8:15 p.m.

33 Read and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2008.

34  
35 \_\_\_\_\_  
36 Mayor

37 ATTEST:

38 \_\_\_\_\_  
39 City Manager

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 5.1 a</b>	<b>Topic:</b> Employee / Volunteer Recognition
<b>Prepared By:</b> Jerry Wyatt	<b>Meeting Date:</b> July 21, 2008	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

RECOMMENDED MOTION:

None

BACKGROUND:

As I mentioned at the previous Council meeting, the selection committee chose an outstanding volunteer and an outstanding employee to receive the Second Quarter, 2008 Recognition Award. We will be making a presentation at the Monday, July 21 Council meeting.

FISCAL IMPACT:

None

ATTACHMENTS:

A short description of the hard work our awardees provide to the City.

Emily Gagner, Executive Assistant to the City Manager, and Assistant City Recorder, has been selected as the Employee of the Quarter. Emily previously was the Executive Assistant to Public Works. Emily is to be commended on providing a high level of service to the public, fellow coworkers, the Mayor and Council. Emily emulates the type of personality which serves to project to the public a great image of the City as a public service entity.

Emily has lived in Dallas for 6 years with her family and eight-year-old twin boys, Grady and Daniel.

Mary Sandnes has been selected as the Volunteer of the Quarter. Mary has been a volunteer with the Dallas Police Department for 14 years. Mary volunteers an average of 20 hours per week, from delivering confidential documents, working in the Records division, and serving subpoenas to assisting with traffic control during Summerfest. Mary has also assisted when needed in the Finance Department and Municipal Court. Mary has a pleasant, friendly personality and a professional attitude. Mary's time and effort devoted to the City has been invaluable.

Mary lives in Dallas, and the City is all the better for it.

# DALLAS CITY COUNCIL

## REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 5.1 b</b>	<b>Topic:</b> Outside Water Request
<b>Prepared By:</b> Jerry Wyatt	<b>Meeting Date:</b> July 21, 2008	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

**RECOMMENDED MOTION:** Authorize the City Manager to execute an agreement for non resident water service, wavier of remonstrance and consent to annexation and a local improvement district. The owner shall pay the following fees: water fee per Res 1954, water line lateral, water meter, water SDC fees, street and park SDC fees.

**BACKGROUND:** The City has received a request for outside water service for property located at 445 SE Hawthorne Avenue. The property is located outside the city limits, inside the Urban Growth Boundary and is contiguous to the city limits on the west side of the property. The applicant states that the property was at one time serviced with city water. There is an existing 8" DI main water line in SE Hawthorne Avenue that could serve the property. Currently there are 210 building permit allocation units which exceed the number of buildable lots, so it is unlikely that this connection would impact our current capacity.

### **Code Requirements:**

#### **DCC 4.486 Nonresident Water Service Contracts**

- (1) Before a nonresident of the city is served with water by the water department, a contract shall be entered into by the nonresident user and the city.
- (2) The water contract is subject to changes and modifications by the council.
- (3) The mayor and city manager are authorized to sign the contract on behalf of the city.
- (4) Nonresidents who apply for water service and whose application is approved by the council shall, before obtaining water service, deliver to the city a copy of the water contract.

#### **Urban Growth Management Agreement**

*Urban Development:* Buildings or facilities that require urban services or result in one or more parcels of less than five acres.

### **Article III – Annexation & the Provision of Urban Services**

1. Annexation to the CITY shall be required for the approval of urban development within the Dallas UGB or the provision of urban services within the Dallas UGB. Urban development shall include, but is not necessarily limited to, the following:
  - a. Planned unit developments and land divisions of less than five acres;
  - b. Commercial, industrial, single-family, multiple-family and public/semi-public development that requires urban services;
  - c. Any land division and or any expansion of commercial or industrial uses within planned “Mixed Use Node” areas (Barberry and LaCreole Mixed Use Nodes).
2. The CITY shall be the sole provider of urban services within the UGB.
3. The parties shall promote and encourage the annexation of lands within the UGB to the CITY. Such annexations shall occur in an orderly manner and shall be consistent with the policies set forth in this AGREEMENT, in the Dallas Comprehensive Plan and in the Dallas Development Code.
4. Interim development may be permitted prior to annexation to the CITY subject to Article IV of this AGREEMENT.
5. Annexation agreements shall be required of benefiting property owners whenever urban services are extended to urbanizable areas and whenever interim development is approved on urbanizable land outside the City Limits.

### **Resolution 1954**

1. The main is of adequate size.
  - The line is sufficient to serve the property.
2. The dwelling or structure to be served must have been constructed before 10-01-74.
  - Aerial photos from that time show that lots on Hawthorne Avenue were much larger; however a 1970 photo appears to have a dwelling on or near the 445 SE Hawthorne Avenue current property.
3. Water is only for domestic use only.
  - Request is for a single family dwelling.
4. Payment of \$5.00 per month between 10-01-68 and connection date (approx \$2,030).
  - Fee of \$2,400 (outside water connection fee)
  - \$3,500 in Water SDC’s

FISCAL IMPACT: None

ATTACHMENTS: Draft Agreement, 1970 aerial photo, Letter of Request

AFTER RECORDING RETURN TO:

Lane P. Shetterly  
Dallas City Attorney  
PO Box 105  
Dallas, OR 97338

*Space for Recording Label*

SEND TAX STATEMENTS TO:

No Change

AGREEMENT FOR NONRESIDENT WATER SERVICE; WAIVER OF REMONSTRANCE AND  
CONSENT TO ANNEXATION AND LOCAL IMPROVEMENT DISTRICT

This agreement is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by [insert name of property owner(s)], (Owner(s)), to induce the City of Dallas, Oregon, an Oregon municipal corporation, to provide nonresident water service to Owner(s), as provided herein.

RECITALS

A. Owners(s)), seek nonresident water service by City pursuant to DCC 4.486, to and for the benefit of the following-described real property of Owner(s):

[insert legal description or refer to Exhibit];

-- located within the Urban Growth Boundary of City.

B. City is willing to provide such nonresident water service to Owner(s), subject to all applicable state laws, rules and regulations, and to City code, rules and policies, as amended from time to time, and to the following express conditions:

- (1) Owner(s) shall agree to consent to and to not remonstrate against the future annexation of Owner'(s) property by City;
- (2) Owner(s) shall agree not to remonstrate against the future formation of a Local improvement District or other shared financing mechanism for the construction of public improvements to Owner'(s) property by City;
- (3) The provision of water to Owner'(s) property shall be subject to all applicable provisions of City's code, including but not limited to DCC 4.450 through 4.488 (Water Regulations and Rates) and 4.600 through 4.608 (Outside City Waterline Improvement Charge), as amended from time to time, and to all rates and charges established from time to time for water service by City;
- (4) Owner(s) shall pay to the city system development charges for transportation in the amount of \$\_\_\_\_\_, parks in the amount of \$\_\_\_\_\_, and water in the amount of \$\_\_\_\_\_, prior to the provision of water service to Owner(s) property.

C. Owner(s) are willing to abide by each and all of the foregoing conditions for the service of water to Owner'(s) property.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and obligations herein, it is hereby agreed as follows:

- 1. City shall provide Owner(s) with nonresident water service to Owner'(s) property as described herein, subject to the terms and conditions set forth herein.

2. Owner(s) hereby waive Owner'(s) rights under City's Code and state law, as amended from time to time, to (a) object to the future annexation of Owner'(s) property into City (rather, Owner(s) hereby consent to such annexation); and (b) have Owner'(s) written or oral objection to the future formation of a Local Improvement District or other shared financing mechanism for the construction of public improvements to Owner'(s) property counted for the purposes of determining whether there are, by law, sufficient objections to require City to abandon the proposed improvement or formation of a Local Improvement District. Owner(s) further waive Owner'(s) right to object to the assessment of the cost, or a share of the cost, of such improvements against Owner'(s) property, in the manner provided by law. Owner(s) do(es) not, however, waive Owner'(s) right to submit written testimony or to appear before the City council at any public hearing to object or otherwise testify about whether a proposed assessment for public improvement against Owner'(s) property is reasonable or represents the appropriate share of the cost of the improvement to be assessed against Owner'(s) property.

3. Owners expressly agree to all of the conditions set forth in Recital B (3) and (4), above.

4. This agreement shall be binding upon and inure to the benefit of Owner(s), and Owner'(s) heirs, successors, personal representatives and assigns, and shall constitute a covenant and condition that shall run with the land described herein.

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Owner

Dated: \_\_\_\_\_  
 \_\_\_\_\_  
 Owner

Dated: \_\_\_\_\_  
 CITY OF DALLAS  
 By: \_\_\_\_\_  
 Title: \_\_\_\_\_

STATE OF OREGON     )  
                                   ) ss.  
 County of Polk        )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
 \_\_\_\_\_, by \_\_\_\_\_.

\_\_\_\_\_  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: \_\_\_\_\_

STATE OF OREGON     )  
                                   ) ss.  
 County of Polk        )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
 \_\_\_\_\_, by \_\_\_\_\_.

\_\_\_\_\_  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: \_\_\_\_\_

STATE OF OREGON     )  
                                   ) ss.  
 County of Polk        )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
 \_\_\_\_\_, by \_\_\_\_\_, \_\_\_\_\_ of  
 the City of Dallas, Oregon.

\_\_\_\_\_  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: \_\_\_\_\_

June 12, 2008

To: Dallas City Manager, Mayor, and City Council

Subject: Application for Water Service

Honorable Mayor, Mr Wyatt and members of the Council,

We own and reside in our single family residence at 445 SE Hawthorne Ave. Our property is within the Urban Growth Boundary, adjoining the city limit.

At one time this residence had water service from the city main on Hawthorne. However, one of the previous owners had the service disconnected when he installed a well on the adjoining acre he owned, south of us.

For about ten years now, the present well has been serving two single family residences, one on each acre. Initially the well was able to do this without any problem. Then, about five years ago, the two acres south of us were sold to a new owner who proceeded to sink a new well. Since then, our water supply has steadily declined.

At first we were able to work around the shortages and get through the summer months by scheduling water times with the neighbors. Despite occasional dry spells, this worked well enough to keep things livable.

For the past two years, the water has been running out earlier in the spring and later into the fall. Right now, it is still early in the season and we have awakened to no water four of the last seven days. Day 5, it ran out during Glenn's shower. Each time this happens, we have to let the water table build up and re-prime the pump. The problem has become urgent.

As permitted by Chapter 4 of the City of Dallas code, we hereby request water service from the city of Dallas for our single family residence at 445 SE Hawthorne Ave. When this is accomplished, the present connection to the shared well will be relinquished to the other party, on whose property the well is located.

Thank you for your prompt consideration of this request.

Sincerely,



Glenn and Teresa Gibson  
445 SE Hawthorne Ave  
Dallas, Oregon 97338



# DALLAS CITY COUNCIL REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 5.1 c</b>	<b>Topic:</b> Water System Survey
<b>Prepared By:</b> Fred Braun	<b>Meeting Date:</b> July 21, 2008	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

RECOMMENDED MOTION:

Accept Information

BACKGROUND:

Every 3 years the State of Oregon DHS visits the water treatment plant and conducts a health survey. The results of the November 2007 survey are attached for your information. No deficiencies were identified, nor is any corrective action required.

FISCAL IMPACT:

None

ATTACHMENTS: June 27, 2008 letter from DHS to City of Dallas.



# Oregon

Theodore R. Kulongoski, Governor

**Department of Human Services**  
**Public Health Division**  
800 NE Oregon Street  
Portland, OR 97232-2162

June 27, 2008

**(503) 731-4030 - Emergency**  
(971) 673-0405  
(971) 673-0457 - FAX  
(971) 673-0372 - TTY-Nonvoice

Fred Braun  
City of Dallas – PWS #00248  
187 SE Court Street  
Dallas Oregon 97388

07-01-08A11:01 RCVD

Dear Mr. Braun:

Thank you for your time and assistance in conducting a **Water System Survey at City of Dallas on 15 November 2007**. The Drinking Water Program (DWP) aims to conduct a Water System Survey every three years to evaluate the entire water system in supplying safe drinking water to the public. I have enclosed a copy of the report for your records. Please let me know if any corrections are needed.

The water system appears to be in good operating condition. The first page of the report normally lists deficiencies in the system that would have to be corrected as soon as possible. However, since no significant deficiencies were identified, no corrective action plan is required. Congratulations! I recommend that you take this opportunity to excel at improving your water system even further. Address the comments and the notes in the survey in order to keep your system running smoothly.

### **No significant deficiencies were found**

I have the following comments, however:

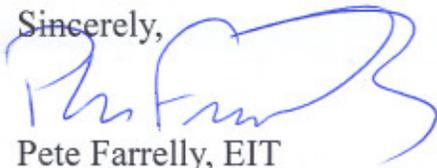
1. A summary of your monitoring requirements can be found on page 13. Please maintain a copy of this page and refer to it for future scheduling.
2. As you planned, reinstitute regular jar testing practices to assure optimized treatment.
3. Use attached turbidity profile example to help monitor filter health and performance. Print out and save profiles at least quarterly for each bed.

*"Assisting People to Become Independent, Healthy and Safe"*  
An Equal Opportunity Employer



If you have any questions or concerns, or would like this in an alternate format, please contact me at (971) 673-0462. Your cooperation is appreciated.

Sincerely,



Pete Farrelly, EIT  
Regional Engineer Assistant  
Drinking Water Program  
[www.oregon.gov/DHS/ph/dwp](http://www.oregon.gov/DHS/ph/dwp)

cc : James E. Walton, DRC

enc : Turbidity Profile example

# DALLAS CITY COUNCIL

## REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 5.1 d</b>	<b>Topic:</b> Street Maintenance Projects
<b>Prepared By:</b> Fred Braun	<b>Meeting Date:</b> July 21, 2008	<b>Attachments:</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

**RECOMMENDED MOTION:**

- 1) Authorize staff to complete projects on West Ellendale Avenue and at the LaCreole Bridge.
- 2) Authorize deferral of the SW Bridlewood Drive Overlay until FY 09-10. (July 2009).

**BACKGROUND:**

The City Council approved a street maintenance budget of \$150,000 for contracted pavement maintenance projects. The approved projects included SE LaCreole Drive (\$90,000) and a portion of SW Bridlewood Drive (\$60,000). Both streets are in need of maintenance, although LaCreole Drive is a higher priority due to higher usage.

Staff has recently identified 2 significant maintenance projects requiring attention. The first is eastbound West Ellendale Avenue between the City Limits and James Howe Road. This segment of roadway was acquired from Polk County approximately 4 years ago and not included in the previous City Pavement Management Analysis. The roadway is a major truck route and is in need of reconstruction. The approximate cost of this work is \$50,000. Failure of this section of roadway would hinder commerce.

The next identified project is LaCreole Bridge. The sidewalks along the south side of the bridge have settled, posing a potential tripping hazard. Additionally, the bridge railing is tilting outward. Staff has identified a cost-effective process to level the sidewalk and railing. The approximate cost of this work is \$8,000. Replacement of the sidewalk and railings would cost approximately \$30,000.

Staff recommends deferring the paving on SW Bridlewood Drive until next fiscal year and utilizing the funding for the identified projects on West Ellendale and at LaCreole Bridge. This work would be accomplished within the next 2 months.

The overlay on SE LaCreole Drive is scheduled for June 2009, so as not to interfere with the local schools. It would be possible to delay this overlay until July 2009 (1 month) and combine it with the 2009-10 overlays (SW Bridlewood Drive and SE Washington Street) in order to generate additional bidding interest and lower unit prices.

**FISCAL IMPACT:** None

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 5.1 e</b>	<b>Topic:</b> Request for “No Parking” Zone
<b>Prepared By:</b> Fred Braun	<b>Meeting Date:</b> July 21, 2008	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

RECOMMENDED MOTION:

Direct the City Attorney to draft a Resolution prohibiting parking on Bridlewood Drive within 100 feet of Kings Valley Highway.

BACKGROUND:

Attached is a request from the Bridlewood Homeowners Association requesting that the City look into creation of a No Parking zone near the intersection of Bridlewood Drive and Kings Valley Highway.

Staff has looked into the request and concurs that such a zone should be created due to the median in the roadway at this location. This median effectively narrows that roadway, and could create a problem for emergency vehicles making this turn if a larger car or truck was also parked adjacent to the curb.

FISCAL IMPACT:

Cost of signage installation \$300.

ATTACHMENTS:

Letter from Bridlewood Homeowners Association dated May 20, 2008.

**Bridlewood Homeowners Association  
1450 Bridlewood Dr. # 23  
Dallas, OR 97338**

**City of Dallas  
Safety Committee  
PO Box 67  
Dallas, Oregon 97338**

**May 20, 2008**

**Good Morning,**

**The Bridlewood Board of Directors would like to propose creating a 'No Parking' zone along the curb in the incoming lane into our neighborhood. The street is narrow there and several people have noted that when vehicles are parked in the area it creates a hazard.**

**We have spoken with the homeowner who lives in the first house on the right, and he is in complete agreement that the curb should be painted yellow from the beginning of the entry and continue on, perhaps five feet, past the west side of his driveway. His family and guests would still have adequate parking in near proximity to his house, but the narrow part of the entry would be kept free of obstructions.**

**We feel that this would create a safer point of entry for our members and visitors alike.**

**We thank you for considering this matter. If you have any questions, or want a representative to meet with you in the area of concern, please feel free to call the manager.**

**Sincerely,**

**Bridlewood Homeowners Board of Directors**



**Sharon Thompson, Manager  
503-623-6924**

05-22-08P03:36 RCVD

CITY OF DALLAS  
SUMMARY WARRANT REGISTER  
June, 2008

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85616	SHOP SERVICE FUND	COMMUNICATIONS	DAY WIRELESS SYSTEMS	66.50
85617	VARIOUS	PARTS	DALLAS AUTO PARTS	1,119.91
85618	VARIOUS	MAINTENANCE	DALLAS TV - RADIO SHACK	94.91
85619	VARIOUS	MAINTENANCE	FORBES PLUMBING	36.29
85620	COM DEV - AQUATIC CENTER	CHEMICALS	EMERALD OUTDOOR LIVING	420.82
85621	VARIOUS	SUPPLIES	INDUSTRIAL WELD SUPPLY	205.50
85622	VARIOUS	BOOKS	INGRAM	4,270.43
85623	VOIDED		INGRAM	.00
85624	VOIDED		INGRAM	.00
85625	VOIDED		INGRAM	.00
85626	VARIOUS	ADVERTISING	ITEMIZER-OBSERVER	5,276.32
85627	VOIDED		ITEMIZER-OBSERVER	.00
85628	STREET MARKING & LIGHTING	SUPPLIES	KELLERS FLORAL	.00
85629	VARIOUS	MAINTENANCE	KINZIE MACHINE SHOP	56.50
85630	SHOP SERVICE FUND	PARTS	LES SCHWAB	87.21
85631	SHOP SERVICE FUND	GAS & DIESEL	MARC NELSON OIL COMPANY	15,995.98
85632	AMBULANCE DEPARTMENT	TRAINING	OREGON STATE DMV	15.00
85633	WATER TREATMENT & PUMPING	CONTRACTUAL	A & A DRILLING INC	1,480.00
85634	LIBRARY	BOOKS	BRODART INC	580.00
85635	VARIOUS	SUPPLIES	DALLAS TROPHY	238.87
85636	LIBRARY	BOOKS	WORLD BOOK, INC	719.00
85637	AMBULANCE DEPARTMENT	OPERATION	JOE HAYWARD FORD	8.00
85638	SHOP SERVICE FUND	MAINTENANCE	HOME COMFORT COMPANY	693.00
85639	VARIOUS	MATERIALS	AG WEST SUPPLY	38.93
85640	SHOP SERVICE FUND	PARTS	RICKREALL FARM SUPPLY	17.50
85641	STREET MARKING & LIGHTING	OPERATION	PORTLAND COMPRESSOR CO	67.40
85642	WATER MAINT & CUSTOMER SERVICE	CONTRACTUAL	UNITED PIPE & SUPPLY CO	1,534.00
85643	VARIOUS	MATERIALS	VALLEY CONCRETE	1,098.47
85644	VARIOUS	MAINTENANCE	VAN WELL BUILDING SUPPLY	585.04
85645	VOIDED		VAN WELL BUILDING SUPPLY	.00
85646	VOIDED		VAN WELL BUILDING SUPPLY	.00
85647	WATER TREATMENT & PUMPING	CONTRACTUAL	WATERLAB	665.00
85648	WATER TREATMENT & PUMPING	SUPPLIES	PETERS FUEL COMPANY	29.00
85649	SEWER MAINTENANCE	MATERIALS	PRIER PIPE & SUPPLY	61.06
85650	COM DEV - AQUATIC CENTER	MAINTENANCE	RAM STEEL	46.67
85651	VARIOUS	BOOKS	RANDOM HOUSE, INC	81.60
85652	VARIOUS	MATERIALS	CEMEX	1,027.09
85653	GRANTS FUND	TRUST MGT	NATIONAL SCHOOL PRODUCTS	64.75
85654	WATER TREATMENT & PUMPING	MATERIALS	UNIVAR USA INC.	2,025.00
85655	AMBULANCE DEPARTMENT	SUPPLIES	BRIXIUS JEWELERS	7.50
85656	VARIOUS	TRAINING	DALLAS SELECT	34.17
85657	VARIOUS	ADVERTISING	STATESMAN JOURNAL	300.00

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85658	LIBRARY	BOOKS	GALE GROUP	111.84
85659	POLICE DEPARTMENT	RAIN	CITY OF SALEM / FINANCE	8,602.50
85660	VARIOUS	TOOLS	L & L EQUIPMENT, INC	138.30
85661	VARIOUS	MAINTENANCE	PLATT	42.60
85662	COM DEV - AQUATIC CENTER	MAINTENANCE	SIX (6) ROBBLEES INC	36.94
85663	POLICE DEPARTMENT	INVESTIGATION	ENTENMANN-ROVIN CO	599.36
85664	SHOP SERVICE FUND	PARTS	DICK'S AUTO GLASS SERVICE	15.00
85665	SHOP SERVICE FUND	PARTS	WESTERN POWER & EQUIPMENT	207.22
85666	COMMUNITY DEV - PARKS	MATERIALS	WESTERN FARM SERVICE	160.00
85667	POLICE DEPARTMENT	UNIFORMS	DALLAS CITY CLEANERS	391.50
85668	FIRE DEPARTMENT	OPERATION	E H BURRELL	318.94
85669	VARIOUS	UNIFORMS	SEAWESTERN INC	548.25
85670	WATER MAINT & CUSTOMER SERVICE	MATERIALS	FERGUSON ENTERPRISES INC	467.89
85671	STREET MARKING & LIGHTING	SIGNALS	OREGON DEPT OF TRANSPORT	348.24
85672	AMBULANCE DEPARTMENT	SUPPLIES	LIFE ASSIST	1,180.94
85673	VARIOUS	SUPPLIES	OFFICE MAX	1,157.83
85674	VOIDED		OFFICE MAX	.00
85675	VOIDED		OFFICE MAX	.00
85676	VARIOUS	MATERIALS	ALLIED WASTE SERVICES	1,292.35
85677	AMBULANCE DEPARTMENT	OPERATION	HUGHES FIRE EQUIPMENT	20.11
85678	VARIOUS	MAINTENANCE	GRAINGER	256.12
85679	VARIOUS	MAINTENANCE	A-TEAM LOCKSMITHS, INC	141.50
85680	VARIOUS	UNIFORMS	DALLAS ALTERATION CENTER	74.50
85681	POLICE DEPARTMENT	SUPPLIES	OCE IMAGISTICS	75.15
85682	VARIOUS	CONTRACTUAL	RICOH AMERICAS CORP	2,348.40
85683	FIRE DEPARTMENT	SUPPLIES	EMERGENCY MEDICAL PRODS	116.33
85684	VARIOUS	SUPPLIES	TIPPS INC	38.13
85685	FIRE DEPARTMENT	EQUIPMENT	FLUID CONNECTOR PROD. INC	55.38
85686	VARIOUS	CONTRACTUAL	ONE CALL CONCEPTS, INC.	216.30
85687	FINANCE OFFICE	OPERATION	DPS INC.	1,751.00
85688	VARIOUS	PARTS	CARQUEST OF DALLAS	275.66
85689	VOIDED		CARQUEST OF DALLAS	.00
85690	WATER TREATMENT & PUMPING	MAINTENANCE	LAB SAFETY SUPPLY	33.77
85691	FINANCE OFFICE	SUPPLIES	AMERICAN EAGLE GRAPHICS	564.43
85692	AMBULANCE DEPARTMENT	SUPPLIES	THE MEDICINE SHOPPE	66.00
85693	SEWER MAINTENANCE	OPERATION	PUBLIC WORKS SUPPLY	222.00
85694	VARIOUS	INVESTIGATION	WALMART COMMUNITY BRC	650.11
85695	VOIDED		WALMART COMMUNITY BRC	.00
85696	VARIOUS	MATERIALS	GENERAL RENTAL CENTER	342.69
85697	POLICE DEPARTMENT	SUPPLIES	SAN DIEGO POLICE EQUIP.	241.23
85698	POLICE DEPARTMENT	OPERATION	AUTO ADDITIONS	90.00
85699	VARIOUS	CHEMICALS	AIRGAS NOR PAC INC.	1,540.02
85700	AMBULANCE DEPARTMENT	SUPPLIES	EAST WEST ASSOCIATES	700.00
85701	FIRE DEPARTMENT	MAINTENANCE	GUARDIAN FIRE PROTECTION	82.00

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85702	AMBULANCE DEPARTMENT	SUPPLIES	ZOLL MEDICAL CORP.	119.81
85703	COM DEV - AQUATIC CENTER	MAINTENANCE	MCGUIRE	234.00
85704	COM DEV - AQUATIC CENTER	MAINTENANCE	LINCOLN EQUIPMENT INC.	82.58
85705	COM DEV - AQUATIC CENTER	CONCESSIONS	FRED LEA DISTRIBUTING INC	186.75
85706	COMMUNITY DEV - PARKS	CONTRACTUAL	TOTAL LANDSCAPE CARE	560.00
85707	VARIOUS	MAINTENANCE	COASTWIDE LABORATORIES	1,103.02
85708	VARIOUS	TRAINING	ROYAL FLUSH PORTABLES INC	133.00
85709	AMBULANCE DEPARTMENT	SUPPLIES	BAXTER HEALTHCARE CORP	104.00
85710	LIBRARY	BOOKS	CENTER POINT PUBLISHING	188.70
85711	COM DEV - AQUATIC CENTER	PRO SHOP	TYR SPORT INC.	200.46
85712	VARIOUS	UNIFORMS	BLUMENTHAL UNIFORMS	623.30
85713	POLICE DEPARTMENT	COMMUNITY POLICING	TACTICAL COMMAND IND.	95.00
85714	AMBULANCE DEPARTMENT	SUPPLIES	BOUND TREE MEDICAL	306.19
85715	WATER MAINT & CUSTOMER SERVICE	MATERIALS	HD SUPPLY WATERWORKS LTD	2,200.00
85716	COM DEV - AQUATIC CENTER	SUPPLIES	ORIENTAL TRADING COMPANY	281.36
85717	POLICE DEPARTMENT	COMPUTERS	DATA911 SYSTEMS	3,510.80
85718	POLICE DEPARTMENT	OPERATION	DALLAS FUEL & FOOD MART	40.00
85719	AMBULANCE DEPARTMENT	SUPPLIES	PMI	1,514.80
85720	LIBRARY	OPERATION	WITT COMPANY	1,050.00
85721	FINANCE OFFICE	COMMUNICATIONS	RELIANCE CONNECTS	930.40
85722	POLICE DEPARTMENT	COMMUNITY POLICING	SALEM EMBLEM SHOP	10.00
85723	COM DEV - AQUATIC CENTER	MAINTENANCE	MIKE'S HEATING	250.00
85724	SHOP SERVICE FUND	PARTS	BRIM TRACTOR COMPANY	549.92
85725	VARIOUS	MATERIALS	RAY'S HOME & GARDEN	274.32
85726	VOIDED		RAY'S HOME & GARDEN	.00
85727	AMBULANCE DEPARTMENT	TURNOUTS	RUGGED WEAR	209.70
85728	POLICE DEPARTMENT	MAINTENANCE	HD SUPPLY FACILITIES	9.99
85729	POLICE DEPARTMENT	UNIFORMS	RIVERSIDE MANUFACTURING	60.45
85730	POLICE DEPARTMENT	SUPPLIES	MID-VALLEY REHABILITATION	28.86
85731	FIRE DEPARTMENT	OPERATION	MC COY FREIGHTLINER	272.69
85732	WATER TREATMENT & PUMPING	SUPPLIES	OLIN CHLOR ALKALI PRODUCT	730.00
85733	WATER TREATMENT & PUMPING	CONTRACTUAL	C-MORE PIPE SERVICES CO.	560.00
85734	LIBRARY	SUPPLIES	STAPLES BUSINESS	143.26
85735	AMBULANCE DEPARTMENT	OPERATION	ELLIS BIOMEDICAL INC.	160.00
85736	COM DEV - AQUATIC CENTER	ADVERTISING	BIG SCREEN ADVERTISING	500.00
85737	NON-DEPARTMENTAL & CONTINGENCY	MISC	CULLIGAN WATER CONDITION	26.50
85738	VARIOUS	SUPPLIES	EWING IRRIGATION	1,406.79
85739	GRANTS FUND	TRUST MGT	NEW READERS PRESS	14.25
85740	COM DEV - AQUATIC CENTER	CONCESSIONS	CASH & CARRY	834.63
85741	VARIOUS	CONTRACTUAL	SECURITY ALARM CORP	138.50
85742	POLICE DEPARTMENT	COMMUNITY POLICING	KROLL	262.17
		TOTAL		84,474.15

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85744	CITY MANAGER'S OFFICE	LUNCHEON	DALLAS CHMBR OF COMMERCE	27.00
85745	FINANCE OFFICE	TRAINING	LEAGUE OF OREGON CITIES	90.00
85746	VARIOUS	HEAT & LIGHTS	PACIFIC POWER	4,408.56
85747	MUNICIPAL COURT	DEF ATTORNEY	CHRIS L. LILLEGARD, P.C.	760.00
85748	MAYOR & CITY COUNCIL	CONFERENCE	OREGON MAYORS ASSOCIATION	261.00
85749	FIRE DEPARTMENT	TRAINING	FIREHOUSE MAGAZINE	49.95
85750	VARIOUS	COMPUTERS	POLK COUNTY INFORMATION	325.00
85751	SEWER MAINTENANCE	TRAINING	DEPT OF ENVIRONMTL QUALTY	50.00
85752	COM DEV - AQUATIC CENTER	CONCESSIONS	PEPSI-COLA	1,174.43
85753	COM DEV INSPECTIONS	TRAINING	OBOA	170.00
85754	MUNICIPAL COURT	SUPPLIES	DESIGN STUDIO INTER., INC	277.50
85755	FINANCE OFFICE	POSTAGE	PURCHASE POWER	1,537.98
85756	VARIOUS	COMMUNICATIONS	NEXTEL COMMUNICATIONS	1,494.40
85757	COMMUNITY DEV - PARKS	CONTRACTUAL	BEAVER CREEK LANDSCAPE	425.00
85758	VARIOUS	EQUIPMENT	DAKTRONICS	3,038.65
85759	MUNICIPAL COURT	DEF ATTORNEY	DANIEL R. PRIMUS	325.00
85760	FINANCE OFFICE	POSTAGE	U S POSTMASTER	180.00
85761	VARIOUS	TRAINING	DALLAS VOLUNTEER FIRE	5,095.45
85762	FINANCE OFFICE	COMMUNICATIONS	VERIZON WIRELESS	79.53
85763	NON-DEPARTMENTAL & CONTINGENCY	PROPERTY TAX	POLK COUNTY TAX OFFICE	40.39
85764	VARIOUS	VARIOUS	BANK OF AMERICA	2,266.40
85765	NON-DEPARTMENTAL & CONTINGENCY	MISC	NET ASSETS CORPORATION	274.00
85766	MUNICIPAL COURT	DEF ATTORNEY	STAN BUTTERFIELD	590.00
85767	VARIOUS	2005 BONDS	BANK OF AMERICA NA	34,891.04
85768	MUNICIPAL COURT	DEF ATTORNEY	CHRISTOPHER J. EGGERT	785.00
85769	FIRE DEPARTMENT	TRAINING	MOLALLA FIRE DISTRICT	40.00
85770	MUNICIPAL COURT	INTERPETER	VALERIE GARZA-COLLINS	175.00
85771	GENERAL FUND	RESTITUTION	DOUGLAS GARRETT	150.00
85772	TRUST FUND	BAIL REFUND	RANDY MARSTON JR.	174.00
85773	TRUST FUND	BAIL REFUND	JOHN MULLINS	213.00
85774	TRUST FUND	BAIL REFUND	SUSAN RAINEY	42.00
85775	TRUST FUND	BAIL REFUND	MEGAN N. MORTON	27.00
85776	TRUST FUND	BAIL REFUND	PATSY KARR	27.00
85777	TRUST FUND	BAIL REFUND	WILLIAM CANFIELD	46.00
85778	TRUST FUND	BAIL REFUND	JASON SAVELICH	174.00
85779	GENERAL FUND	RESTITUTION	BRANDI HALLER	532.00
85780	AMBULANCE DEPARTMENT	REIMBURSEMENT	MELISSA BREWER	90.00
85781	CITY MANAGER'S OFFICE	MILEAGE	JERRY WYATT	407.03
85782	POLICE DEPARTMENT	TRAINING	ROD DUNHAM	350.56
85783	LIBRARY	TRAINING	ROSALYN MCGARVA	12.62
		TOTAL		61,076.49

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85785	MUNICIPAL COURT	DEF ATTORNEY	CHRIS L. LILLEGARD, P.C.	975.00
85786	MUNICIPAL COURT	STATE ASSESMENT	OREGON DEPT OF REVENUE	5,127.00
85787	MUNICIPAL COURT	COUNTY ASSMTS	POLK COUNTY TREASURER	2,504.00
85788	SYSTEMS DEVELOPMENT FUND	PLANTING TREES	NORTH SANTIAM PAVING CO	7,020.00
85789	PERSONNEL OFFICE	OCCMA CONFERENCE	OCCMA	40.00
85790	COM DEV PLANNING DEPT	PLANNING COMM WORKSHOP	MURPHY'S GRILL	101.54
85791	MUNICIPAL COURT	JUDICIAL ASSMTS	OREGON JUDICIAL DEPT	521.00
85792	VARIOUS	REIMB PETTY CASH	PETTY CASH, M BARAGARY,	550.47
85793	VARIOUS	LEGAL SERVICES	SHETTERLY & IRICK	495.00
85794	MUNICIPAL COURT	DEF ATTORNEY	STAN BUTTERFIELD	565.00
85795	GENERAL FUND	RESTITUTION	SAFEWAY	9.00
85796	MUNICIPAL COURT	DEF ATTORNEY	CHRISTOPHER J. EGGERT	250.00
85797	LIBRARY	TRAINING	OLA/SSD	210.00
85798	TRUST FUND	BAIL REFUND	LESTER FITZGERALD	444.00
85799	TRUST FUND	BAIL REFUND	DUSTIN S CHAPMAN	174.00
85804	POLICE DEPARTMENT	REIMB EXP	CARLOTTA HALL	99.60
85805	POLICE DEPARTMENT	REIMB EXP	JAMES HARPER	339.90
85806	COM DEV - AQUATIC CENTER	REIMB MILEAGE	TINA PAUL	60.60
TOTAL				19,486.11

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85808	WATER TREATMENT & PUMPING	CONTRACTED SERVICES	DEPT OF ENVIRONMTL QUALTY	722.24
85809	COMMUNITY DEV - PARKS	BACKFLOW TESTING	TOTAL LANDSCAPE CARE	120.00
85810	VARIOUS	LEGAL SERVICES	SHETTERLY & IRICK	9,056.25
85811	FIRE DEPARTMENT	VOLUNTEER SERVICES	DALLAS VOLUNTEER FIRE	2,279.17
85812	POLICE DEPARTMENT	TRAINING	OACC	20.00
85813	CAPITAL IMPROVEMENT FUND	PAY#8/MAIN ST RESERVOIR	T BAILEY INC	150,500.00
85814	LIBRARY	TRAINING	OLA/SSD	70.00
85815	MAYOR & CITY COUNCIL	EXPENSE REIMBURSEMENT	JIM FAIRCHILD	125.00
85816	NON-DEPARTMENTAL & CONTINGENCY	PASS THRU	MONMOUTH PUBLIC LIBRARY	24.95
85817	GENERAL FUND	REFUND AQC PASS	ANNENITA GOUDRIAAN	11.25
85818	WATER TREATMENT & PUMPING	REIMBURSEMENT	VERN BATHKE	105.00
85819	LIBRARY	GAS ALLOWANCE	NANCY WOOLSEY	42.00
85820	VARIOUS	REIMBURSEMENT	ESTEBAN CAMPOS	348.00
85821	SHOP SERVICE FUND	REIMBURSEMENT	KENT MCKNIGHT	103.00
85822	WATER TREATMENT & PUMPING	REIMBURSEMENT	RICK LOCKE	85.00
TOTAL				163,611.86

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85824	VARIOUS	LUNCH	DALLAS CHMBR OF COMMERCE	119.00
85825	VARIOUS	HEAT & LIGHTS	PACIFIC POWER	25,543.38
85826	VARIOUS	HEAT	NORTHWEST NATURAL GAS	7,861.44
85827	MUNICIPAL COURT	ASSESSMENTS	OREGON DEPT OF REVENUE	5,322.00
85828	VARIOUS	COMPUTERS	POLK COUNTY INFORMATION	812.50
85829	FIRE DEPARTMENT	CONTRACTUAL	ROBERTSON/SHERWOOD/ARCHT	4,395.00
85830	VARIOUS	COMMUNICATIONS	BUSINESS CONNECTIONS, INC	102.95
85831	TRUST FUND	REFUND DEPOSIT	A.F.B. ENTERPRISES, INC	881.14
85832	VARIOUS	COMMUNICATIONS	PAGE ONE N W	1,334.37
85833	MUNICIPAL COURT	ASSESSMENTS	OREGON JUDICIAL DEPT	438.00
85834	VARIOUS	COMMUNICATIONS	INTEGRA TELECOM, INC.	2,921.78
85835	AMBULANCE DEPARTMENT	EQUIPMENT	NATIONAL CITY HEALTHCARE	1,901.85
85836	POLICE DEPARTMENT	911 DISPATCH	ANSWER CENTER AMERICA INC	730.37
85837	VARIOUS	COMMUNICATIONS	QWEST	403.34
85838	NON-DEPARTMENTAL & CONTINGENCY	MISC	POLK COUNTY TAX OFFICE	125.80
85839	VARIOUS	POSTAGE	GARTEN SERVICES INC.	478.39
85840	COM DEV - AQUATIC CENTER	CONCESSIONS	SCHWANS	1,016.74
85841	NON-DEPARTMENTAL & CONTINGENCY	MISC	NET ASSETS CORPORATION	313.00
85842	VARIOUS	COMMUNICATIONS	WVI	45.90
85843	FIRE DEPARTMENT	TRAINING	WESTERN WASHINGTON COUNTY	45.00
85844	SYSTEMS DEVELOPMENT FUND	ASR	GOLDER ASSOCIATES, INC	6,887.57
85845	COM DEV - AQUATIC CENTER	CONCESSIONS REIMBURSE	PEACOCK SPORTSWEAR	309.58
85846	CAPITAL IMPROVEMENT FUND	MAIN ST RESERVOIR	T BAILEY INC	125,250.00
85847	FIRE DEPARTMENT	TRAINING	CENTER FOR	159.00
85848	FINANCE OFFICE	OPERATION	PITNEY BOWES INC.	156.31
85849	VARIOUS	SUPERVISING PHYSICIAN	JEFFREY HUMPHREY M.D.	500.00
85850	FIRE DEPARTMENT	CONTRACTUAL	SW POLK RURAL FIRE DIST.	4,649.04
85851	MUNICIPAL COURT	INTERPRETER	VALERIE GARZA-COLLINS	175.00
85852	AMBULANCE DEPARTMENT	REIMBURSEMENT TRAINING	MIKE HASSON	179.00
85853	WATER MAINT & CUSTOMER SERVICE	TRAINING	SCOTT JANEWAY	50.00
85854	POLICE DEPARTMENT	REIMBURSEMENT	ROD DUNHAM	59.98
		TOTAL		193,167.43

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85856	SHOP SERVICE FUND	PARTS	CESSCO INC	53.85
85857	POLICE DEPARTMENT	OPERATION	DAY WIRELESS SYSTEMS	150.50
85858	VARIOUS	PARTS	DALLAS AUTO PARTS	613.05
85859	VOIDED		DALLAS AUTO PARTS	.00
85860	VARIOUS	SUPPLIES	DALLAS TV - RADIO SHACK	25.98
85861	VARIOUS	MAINTENANCE	FORBES PLUMBING	181.89
85862	COM DEV - AQUATIC CENTER	CHEMICALS	EMERALD OUTDOOR LIVING	460.73
85863	VARIOUS	SUPPLIES	INDUSTRIAL WELD SUPPLY	163.06
85864	VARIOUS	BOOKS	INGRAM	1,633.54
85865	VOIDED		INGRAM	.00
85866	VOIDED		INGRAM	.00
85867	VARIOUS	ADVERTISING	ITEMIZER-OBSERVER	3,407.37
85868	VARIOUS	OPERATION	KINZIE MACHINE SHOP	80.68
85869	SHOP SERVICE FUND	PARTS	LES SCHWAB	185.47
85870	SHOP SERVICE FUND	GAS & DIESEL	MARC NELSON OIL COMPANY	13,302.42
85871	FACILITIES MAINTENANCE	MAINTENANCE	THE DECORATED WALL	75.09
85872	LIBRARY	CONTRACTUAL	CHEMEKETA COMM COLLEGE	683.63
85873	VARIOUS	PRINTING	DALLAS TROPHY	364.41
85874	VARIOUS	MATERIALS	H D FOWLER COMPANY	3,044.40
85875	VARIOUS	MAINTENANCE	ALL THE KINGS FLAGS	167.06
85876	VARIOUS	MAINTENANCE	HOME COMFORT COMPANY	189.00
85877	VARIOUS	MAINTENANCE	SALEM FIRE ALARM, INC	300.00
85878	VARIOUS	PARTS	RICKREALL FARM SUPPLY	240.29
85879	STREET MARKING & LIGHTING	SUPPLIES	TRAFFIC SAFETY SUPPLY	21.05
85880	VARIOUS	MATERIALS	VALLEY CONCRETE	515.04
85881	VARIOUS	MATERIALS	VAN WELL BUILDING SUPPLY	322.42
85882	VOIDED		VAN WELL BUILDING SUPPLY	.00
85883	VARIOUS	CONTRACTUAL	WATERLAB	730.00
85884	VARIOUS	MATERIALS	CEMEX	2,757.38
85885	WATER TREATMENT & PUMPING	SUPPLIES	UNIVAR USA INC.	2,695.00
85886	AMBULANCE DEPARTMENT	SUPPLIES	BRIXIUS JEWELERS	5.00
85887	MUNICIPAL COURT	TRAINING	STATESMAN JOURNAL	434.98
85888	LIBRARY	BOOKS	BAKER & TAYLOR INC.	31.63
85889	VARIOUS	AQUIFER STORAGE	CH2M HILL INC.	61,412.60
85890	VOIDED		CH2M HILL INC.	.00
85891	LIBRARY	BOOKS	GALE GROUP	112.64
85892	SHOP SERVICE FUND	MAINTENANCE	KLIEVER'S FLOOR COVERING	53.00
85893	VARIOUS	PARTS	L & L EQUIPMENT, INC	217.30
85894	VARIOUS	PARTS	MCMULLIN CHEVROLET	318.42
85895	VARIOUS		SALEM BLUE	531.00
85896	COM DEV - AQUATIC CENTER	OPERATION	SIX (6) ROBBLEES INC	19.06
85897	POLICE DEPARTMENT	UNIFORMS	ENTENMANN-ROVIN CO	599.99
85898	VARIOUS	CDL PHYSICAL	FLAMING MEDICAL CENTER, PC	246.00
85899	LIBRARY	MAINTENANCE	DALLAS SIGN	90.00

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85900	SHOP SERVICE FUND	PARTS	WESTERN POWER & EQUIPMENT	20.70
85901	WATER MAINT & CUSTOMER SERVICE	MATERIALS	WESTERN FARM SERVICE	132.50
85902	POLICE DEPARTMENT	UNIFORMS	DALLAS CITY CLEANERS	368.50
85903	FIRE DEPARTMENT	TURN OUTS	L N CURTIS & SONS	116.20
85904	VARIOUS	TURN OUTS	SEAWESTERN INC	590.93
85905	STREET MARKING & LIGHTING	SIGNALS	OREGON DEPT OF TRANSPORT	1,396.96
85906	LIBRARY	SUPPLIES	DEMCO	153.91
85907	AMBULANCE DEPARTMENT	SUPPLIES	LIFE ASSIST	377.33
85908	POLICE DEPARTMENT	UNIFORMS	EMBLEM ENTERPRISES	219.36
85909	VARIOUS	SUPPLIES	OFFICE MAX	1,033.84
85910	VOIDED		OFFICE MAX	.00
85911	LIBRARY	OPERATION	OREGON COPIER SERVICE	28.93
85912	VARIOUS	SUPPLIES	ALLIED WASTE SERVICES	1,370.40
85913	VARIOUS	MAINTENANCE	GRAINGER	1,301.41
85914	COM DEV - AQUATIC CENTER	CREDIT	AMERICAN RED CROSS	47.50
85915	COM DEV - AQUATIC CENTER	CONCESSIONS	PEPSI-COLA	742.85
85916	POLICE DEPARTMENT	OPERATION	A-TEAM LOCKSMITHS, INC	9.30
85917	VARIOUS	UNIFORMS	DALLAS ALTERATION CENTER	100.50
85918	POLICE DEPARTMENT	SUPPLIES	OCE IMAGISTICS	33.47
85919	COM DEV - AQUATIC CENTER	ADVERTISING	DEX WEST	38.00
85920	VARIOUS	OPERATION	RICOH AMERICAS CORP	779.72
85921	VARIOUS	TRAINING	EMERGENCY MEDICAL PRODS	276.33
85922	VARIOUS	SUPPLIES	TIPPS INC	124.73
85923	AMBULANCE DEPARTMENT	SUPPLIES	DERMATEC DIRECT	113.64
85924	VARIOUS	PARTS	FLUID CONNECTOR PROD. INC	125.27
85925	FINANCE OFFICE	SUPPLIES	DPS INC.	190.00
85926	POLICE DEPARTMENT	OPERATION	SIRENNET.COM	87.65
85927	POLICE DEPARTMENT	SUPPLIES	POLK VETERINARY CLINIC	150.32
85928	VARIOUS	PARTS	CARQUEST OF DALLAS	511.91
85929	VOIDED		CARQUEST OF DALLAS	.00
85930	LIBRARY	OPERATION	PROTECTION ONE	96.00
85931	WATER MAINT & CUSTOMER SERVICE	MATERIALS	STEVENS WATER MONITORING	85.26
85932	AMBULANCE DEPARTMENT	SUPPLIES	THE MEDICINE SHOPPE	99.00
85933	FIRE DEPARTMENT	OPERATION	PUBLIC WORKS SUPPLY	222.00
85934	VARIOUS	OPERATION	WALMART COMMUNITY BRC	576.53
85935	VOIDED		WALMART COMMUNITY BRC	.00
85936	VARIOUS	SUPPLIES	GENERAL RENTAL CENTER	577.28
85937	SYSTEMS DEVELOPMENT FUND	STREET PROJECTS	BRONZECRAFT MEMORIALS	3,740.00
85938	POLICE DEPARTMENT	OPERATION	AUTO ADDITIONS	139.70
85939	VARIOUS	CHEMICALS	AIRGAS NOR PAC INC.	1,466.13
85940	AMBULANCE DEPARTMENT	SUPPLIES	EAST WEST ASSOCIATES	71.60
85941	POLICE DEPARTMENT	UNIFORMS	WATERSHED, INC.	656.75

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85942	VARIOUS	MAINTENANCE	GUARDIAN FIRE PROTECTION	1,756.30
85943	COM DEV - AQUATIC CENTER	MAINTENANCE	APPLIED INDUSTRIAL TECH.	8.99
85944	TRUST FUND	TRUST	RECREATION RESOURCE, INC	1,096.00
85945	FIRE DEPARTMENT	MAINTENANCE	EQUIPMENT MANAGEMENT CO.	192.98
85946	COM DEV - AQUATIC CENTER	TRAINING	BIO-MED TESTING SVC, INC	129.00
85947	AMBULANCE DEPARTMENT	SUPPLIES	ZOLL MEDICAL CORP.	89.14
85948	LIBRARY	BOOKS	THOMAS BOUREGY & COMPANY	139.50
85949	SHOP SERVICE FUND	PARTS	MCGUIRE	94.34
85950	COM DEV - AQUATIC CENTER	MAINTENANCE	LINCOLN EQUIPMENT INC.	25.42
85951	FACILITIES MAINTENANCE	MAINTENANCE	HOME DEPOT	79.99
85952	COM DEV - AQUATIC CENTER	CONCESSIONS	FRED LEA DISTRIBUTING INC	70.50
85953	VARIOUS	MAINTENANCE	COASTWIDE LABORATORIES	1,719.22
85954	COMMUNITY DEV - PARKS	SUPPLIES	GRAPHIC LATITUDE	165.00
85955	VARIOUS	TRAINING	ROYAL FLUSH PORTABLES INC	133.00
85956	POLICE DEPARTMENT	OPERATION	REXEL	63.36
85957	LIBRARY	BOOKS	CENTER POINT PUBLISHING	377.40
85958	COM DEV - AQUATIC CENTER	PRO SHOP	TYR SPORT INC.	460.89
85959	COM DEV - AQUATIC CENTER	SUPPLIES	HUSER INTEGRATED TECH	165.81
85960	COMMUNITY DEV - PARKS	SUPPLIES	AMERICAN GLOVE CO.	99.50
85961	VARIOUS	MAINTENANCE	DC ELECTRIC INC	25,014.21
85962	VOIDED		DC ELECTRIC INC	.00
85963	COM DEV - AQUATIC CENTER	PRO SHOP	ORIENTAL TRADING COMPANY	262.97
85964	POLICE DEPARTMENT	EQUIPMENT	DATA911 SYSTEMS	19.00
85965	POLICE DEPARTMENT	OPERATION	DALLAS FUEL & FOOD MART	47.00
85966	AMBULANCE DEPARTMENT	SUPPLIES	PMI	587.29
85967	SHOP SERVICE FUND	MAINTENANCE	4C'S ENVIRONMENTAL INC.	630.00
85968	SHOP SERVICE FUND	PARTS	ENVIRO-CLEAN EQUIPMENT	680.50
85969	POLICE DEPARTMENT	COMMUNICATIONS	KEITH'S SPORTING GOODS	299.55
85970	COM DEV - AQUATIC CENTER	MAINTENANCE	MIKE'S HEATING	1,125.00
85971	COM DEV - AQUATIC CENTER	MAINTENANCE	CASCADE WATER WORKS INC	9,900.00
85972	SHOP SERVICE FUND	PARTS	BRIM TRACTOR COMPANY	38.00
85973	POLICE DEPARTMENT	SUPPLIES	DE LAGE LANDEN	277.14
85974	VARIOUS	MAINTENANCE	RAY'S HOME & GARDEN	284.43
85975	VOIDED		RAY'S HOME & GARDEN	.00
85976	VOIDED		RAY'S HOME & GARDEN	.00
85977	POLICE DEPARTMENT	SUPPLIES	RICKREALL BARGAIN	203.95
85978	POLICE DEPARTMENT	UNIFORMS	RIVERSIDE MANUFACTURING	538.49
85979	FINANCE OFFICE	CONTRACTUAL	CIVICPLUS	489.25
85980	AMBULANCE DEPARTMENT	SUPPLIES	ELLIS BIOMEDICAL INC.	85.00
85981	NON-DEPARTMENTAL & CONTINGENCY	MISC	CULLIGAN WATER CONDITION	16.00
85982	COMMUNITY DEV - PARKS	MATERIALS	EWING IRRIGATION	308.96
85983	WATER TREATMENT & PUMPING	CONTRACTUAL	LAB/COR, INC.	410.00
85984	VARIOUS	MAINTENANCE	POSTAL CONNECTIONS	25.10

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
85985	WATER CONSTRUCTION-NON ASSESSD	CONTRACTUAL	AMERICAN LEAK DETECTION	775.00
85986	COM DEV - AQUATIC CENTER	SUPPLIES	CENTURY COMPUTER PRODUCTS	138.45
85987	SYSTEMS DEVELOPMENT FUND	PARK PROJECT	STONETERRA WALL SYSTEM	4,335.00
85988	GRANTS FUND	READY TO READ	NATIONAL EDUCATIONAL SYS	1,498.00
85989	COM DEV - AQUATIC CENTER	MAINTENANCE	MECHANICAL SALES INC	101.23
85990	COM DEV - AQUATIC CENTER	CONCESSIONS	CASH & CARRY	860.45
85991	SYSTEMS DEVELOPMENT FUND	LEVENS BRIDGE	DALLAS MORTUARY CHAPEL	.00
85992	POLICE DEPARTMENT	COMMUNITY POLICING	VISUAL MEDIA CENTER	64.66
85993	VARIOUS	CONTRACTUAL	SECURITY ALARM CORP	138.50
		TOTAL		170,626.81

WARRANT	DEPARTMENT	REFERENCE	VENDOR NAME	AMOUNT
3922	WATER TREATMENT & PUMPING	TRAINING	AWWA NORTHWEST OREGON	390.00
		TOTAL		390.00

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	<b>Agenda Item No. 6.1</b>	<b>Topic:</b> OLCC Liquor License Application for New Outlet
<b>Prepared By:</b> Emily Gagner	<b>Meeting Date:</b> July 21, 2008	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

RECOMMENDED MOTION:

Recommend to the OLCC the approval of the application for a new establishment at 904 Main Street for L' Attitude Point One.

BACKGROUND:

The City received an OLCC application for a new outlet at 904 Main Street for L' Attitude Point One.

The Police Chief has reviewed the application and has no items of concern. The information that was missing from the application at the last meeting has been completed and is included in the attachment. I recommend endorsement of this application.

FISCAL IMPACT: None

ATTACHMENTS: OLCC License Application for L' Attitude Point One.



# OREGON LIQUOR CONTROL COMMISSION LIQUOR LICENSE APPLICATION

**PLEASE PRINT OR TYPE**

Application is being made for:

**LICENSE TYPES**

- Full On-Premises Sales (\$402.60/yr)
  - Commercial Establishment
  - Caterer
  - Passenger Carrier
  - Other Public Location
  - Private Club
- Limited On-Premises Sales (\$202.60/yr)
- Off-Premises Sales (\$100/yr)
  - with Fuel Pumps
- Brewery Public House (\$252.60)
- Winery (\$250/yr)
- Other: \_\_\_\_\_

**ACTIONS**

- Change Ownership
- New Outlet
- Greater Privilege
- Additional Privilege
- Other \_\_\_\_\_

Applying as:

- Limited Partnership
- Corporation
- Limited Liability Company
- Individuals

**FOR CITY AND COUNTY USE ONLY**

The city council or county commission:

\_\_\_\_\_  
(name of city or county)

recommends that this license be:

Granted  Denied

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

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

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

**OLCC USE ONLY**

Application Rec'd by: \_\_\_\_\_

Date: \_\_\_\_\_

90-day authority:  Yes  No

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

- ① Penny Cox ③ \_\_\_\_\_
- ② \_\_\_\_\_ ④ \_\_\_\_\_

2. Trade Name (dba): L'ATTITUDE POINT ONE

3. Business Location: 904 MAIN STREET DALLAS, POLK, OR 97338  
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: 904 Main St Dallas OR 97338  
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 503 917 9243  
(phone) (fax)

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

7. If yes to whom: \_\_\_\_\_ Type of License: \_\_\_\_\_

8. Former Business Name: Courthouse Pub

9. Will you have a manager?  Yes  No Name: JANETTE SINCLAIR  
(manager must fill out an individual history form)

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

11. Contact person for this application: Penny Cox  
(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 Penny Cox Date 6-18-08 ③ \_\_\_\_\_ Date \_\_\_\_\_
- ② \_\_\_\_\_ Date \_\_\_\_\_ ④ \_\_\_\_\_ Date \_\_\_\_\_



# OREGON LIQUOR CONTROL COMMISSION INDIVIDUAL HISTORY

PLEASE PRINT OR TYPE

YOU MUST ANSWER ALL QUESTIONS ON THIS FORM. IF THE QUESTION DOES NOT APPLY, WRITE N/A IN THE SPACE. ATTACH ADDITIONAL SHEETS IF NECESSARY.

Trade Name (d.b.a.): \_\_\_\_\_ City: \_\_\_\_\_

1. Name: Cox Penny Marlene  
(last) (first) (middle)

2. Other names used (maiden, other): \_\_\_\_\_

3. Residence Address: \_\_\_\_\_  
(number and street) (city) (state) (ZIP code)

4. Home Phone: (503) Business Phone: (503)

5. \*SSN: \_\_\_\_\_ Place of Birth: \_\_\_\_\_ DOB: \_\_\_\_\_  
(State/Country) (mm) (dd) (yyyy)

6. Driver License or State ID #: \_\_\_\_\_ State: OR Spouse's name: \_\_\_\_\_

7. List all states, other than Oregon, where you have lived during the past ten years:  
None

8. Do you currently hold, or have you ever held a liquor license in this or any other state?  Yes  No  
If yes, when, where and name of premises? PEARL gallery under Norval Corporation

9. In the past twelve years, have you been convicted of any violation, misdemeanor or felony?  Yes  No  
If yes, what, when and where? \_\_\_\_\_

10. Have you ever entered into a diversion agreement?  Yes  No  
If yes, when and where? \_\_\_\_\_

11. Do you have any arrests or citations that have not been resolved?  Yes  No  
If yes, arrested/cited for: \_\_\_\_\_ Date \_\_\_\_\_ County/City/State/ \_\_\_\_\_

12. If you are applying for a retail liquor license:  
a. Do you have any financial interest, direct or indirect, in any manufacturer or distributor of alcohol?  Yes  No If yes, what and where: \_\_\_\_\_  
b. Does any person having a financial or ownership interest in a manufacturer or distributor have an interest in, or potential claim upon your business or premises, for instance through investment, a loan, lease or contract?  Yes  No If yes, who? \_\_\_\_\_

13. Have you ever had a warning, violation, suspension, fine, cancellation or refusal as a licensee or service permittee, in Oregon or any other state?  Yes  No If yes, when: \_\_\_\_\_ where: \_\_\_\_\_

I UNDERSTAND THE OLCC WILL USE THE ABOVE INFORMATION TO CHECK FOR CRIMINAL RECORDS. I UNDERSTAND IF MY ANSWERS ARE NOT TRUE AND COMPLETE, THE OLCC MAY DENY MY LICENSE APPLICATION.

Applicant Signature: Penny Cox Date: 6-18-08

**\*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). The OLCC will refuse a license to any applicant or licensee who fails to provide his/her SSN. 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: Penny Cox Date: 6-18-08



1-800-452-OLCC (6522)  
www.oregon.gov/olcc

(rev. 12/07)



# OREGON LIQUOR CONTROL COMMISSION INDIVIDUAL HISTORY

PLEASE PRINT OR TYPE

YOU MUST ANSWER ALL QUESTIONS ON THIS FORM. IF THE QUESTION DOES NOT APPLY, WRITE N/A IN THE SPACE. ATTACH ADDITIONAL SHEETS IF NECESSARY.

Trade Name (d.b.a.): L'ATTITUDE POINT ONE City: DALLAS, OR

1. Name: SINCLAIR JANETTE STARLEY  
(last) (first) (middle)

2. Other names used (maiden, other): \_\_\_\_\_

3. Residence Address: \_\_\_\_\_  
(number and street) (city) (state) (ZIP code)

4. Home Phone: (503) Business Phone: ( )

5. \*SSN: \_\_\_\_\_ Place of Birth: \_\_\_\_\_ DOB: \_\_\_\_\_  
(State/Country) (mm) (dd) (yyyy)

6. Driver License or State ID #: \_\_\_\_\_ State: \_\_\_\_\_ Spouse's name: \_\_\_\_\_

7. List all states, other than Oregon, where you have lived during the past ten years: ARIZONA

8. Do you currently hold, or have you ever held a liquor license in this or any other state? \_\_\_ Yes  No  
If yes, when, where and name of premises? \_\_\_\_\_

9. In the past twelve years, have you been convicted of **any** violation, misdemeanor or felony?  Yes \_\_\_ No  
If yes, what, when and where? DUI, ARIZONA 1999

10. Have you ever entered into a diversion agreement? \_\_\_ Yes  No  
If yes, when and where? \_\_\_\_\_

11. Do you have any arrests or citations that have not been resolved? \_\_\_ Yes  No  
If yes, arrested/cited for: \_\_\_\_\_ Date \_\_\_\_\_ County/City/State/ \_\_\_\_\_

12. If you are applying for a retail liquor license:  
a. Do you have any financial interest, direct or indirect, in any manufacturer or distributor of alcohol? \_\_\_ Yes  No If yes, what and where: \_\_\_\_\_  
b. Does any person having a financial or ownership interest in a manufacturer or distributor have an interest in, or potential claim upon your business or premises, for instance through investment, a loan, lease or contract? \_\_\_ Yes  No If yes, who? \_\_\_\_\_

13. Have you ever had a warning, violation, suspension, fine, cancellation or refusal as a licensee or service permittee, in Oregon or any other state? \_\_\_ Yes  No If yes, when: \_\_\_\_\_ where: \_\_\_\_\_

I UNDERSTAND THE OLCC WILL USE THE ABOVE INFORMATION TO CHECK FOR CRIMINAL RECORDS. I UNDERSTAND IF MY ANSWERS ARE NOT TRUE AND COMPLETE, THE OLCC MAY DENY MY LICENSE APPLICATION.

Applicant Signature: [Signature] Date: 6/17/08

**\*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). The OLCC will refuse a license to any applicant or licensee who fails to provide his/her SSN. 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: [Signature] Date: 6/17/08



1-800-452-OLCC (6522)  
www.oregon.gov/olcc

(rev. 12/07)



OREGON LIQUOR CONTROL COMMISSION
BUSINESS INFORMATION

Please Print or Type

Applicant Name: L'ATTITUDE ENTERPRISES Phone:

Trade Name (dba): L'ATTITUDE POINT ONE

Business Location Address: 904 MAIN STREET

City: DALLAS, OR ZIP Code: 97338

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday 11am to 3 PM
Monday 11am to 3 P.M.
Tuesday 11am to 9 P.M.
Wednesday 11am to 9 PM
Thursday 11 am to 9 PM
Friday 11 am to 9 P.M.
Saturday 11 am to 9 PM

Outdoor Area Hours: SAME

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

The outdoor area is used for:

Food service Hours: 11 to 9
Alcohol service Hours: 11 to 9
Enclosed, how GATED FENCE

The exterior area is adequately viewed and/or supervised by Service Permittees.

(Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: PATIO OPEN ONLY THROUGH OCT.

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

N/A
Sunday to
Monday to
Tuesday to
Wednesday to
Thursday to
Friday to
Saturday to

SEATING COUNT

Restaurant: 60 Outdoor: 20
Lounge: N/A Other (explain):
Banquet: N/A Total Seating: 80

OLCC USE ONLY
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: July 8, 2008

# DALLAS CITY COUNCIL REPORT

**TO: MAYOR JIM FAIRCHILD AND CITY COUNCIL**

<i>City of Dallas</i>	Agenda Item No. 9.1	<b>Topic:</b> Transient Lodging Tax Ordinance Amendment
<b>Prepared By:</b> Emily Gagner	<b>Meeting Date:</b> June 16, 2008	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

RECOMMENDED ACTION/MOTION:

First reading of Ordinance.

BACKGROUND: After implementing the Transient Lodging Tax Ordinance and working with the Hotel owners in town it has been requested that we modify the collection of funds to quarterly verse monthly. Council directed the City Attorney to draft an amendment to the Transient Lodging Tax Ordinance to reflect the payment of the tax to be due on a calendar quarter basis verses a monthly basis at the June 16 Council Meeting.

FISCAL IMPACT: None.

ATTACHMENTS: Ordinance 1690.

ORDINANCE NO. 1690

An Ordinance amending Chapter 7 of the Dallas City Code relating to transient lodging tax; and repealing conflicting provisions.

THE CITY OF DALLAS DOES ORDAIN AS FOLLOWS:

Section 1. Section 7.882 of the Dallas City Code is hereby amended as follows:

“7.882 Due Date of Operator Payments. All taxes collected by any operator, less the five percent (5%) Collection Reimbursement Charge, are due and payable to the Tax Administrator on a calendar quarter basis on the fifteenth day of the first month following the end of the preceding calendar quarter (April 15, July 15, October 15 and January 15) and are delinquent on the last day of the month in which they are due. The Tax Administrator has authority to classify and/or district the operators by zones for determination of applicable tax periods and shall notify each operator of the due and delinquent dates for the operator's returns.”

Section 2. Section 7.884 of the Dallas City Code is hereby amended as follows:

“7.884 Returns. On or before the fifteenth day of the month following each calendar quarter of collection, a return for the preceding quarter’s tax collections shall be filed by each operator with the Tax Administrator. The return shall be filed in such form as the Tax Administrator may prescribe by every operator liable for payment of tax.

“(1) Returns shall show the amount of tax collected or otherwise due for the related period. The Tax Administrator may require returns to show the total rentals upon which tax was collected or otherwise due, gross receipts of those amounts and the amount of the rents exempt, if any.

“(2) The operator shall deliver the return, together with the remittance of the amount of the tax due, to the Tax Administrator, either by personal delivery or by mail.

“(3) The return shall be signed by the operator and certified as being true and accurate.”

Section 3. Section 7.890 of the Dallas City Code is hereby amended as follows:

7.890 Deficiency Determination. If the Tax Administrator determines that a return is incorrect, the Administrator shall compute and determine the amount required to be paid upon the basis of the facts contained in the return or returns or upon the basis of any information submitted to the City or additional information provided or obtained for Tax Administrator review. One or more deficiency determinations may be made of the amount due for one (1) or more than one (1) reporting period and the amount so determined shall be due and payable immediately upon service of notice, as herein provided, after which the amount determined is delinquent. Penalties and interest on deficiencies shall be charged as set forth in section 7.888.

(1) In making a determination, the Tax Administrator may offset tax overpayments, if any, which may have been previously made for a reporting period or periods or against penalties and interest on underpayments. Penalties and interest on underpayments shall be computed in the manner set forth in section 7.888.

(2) The Tax Administrator shall give the operator a written notice of a deficiency determination. The notice may be served personally or by mail. If by mail, the notice shall be addressed to the operator at the address as it appears on the records of the City.

(3) Except in the case of fraud or intent to evade the provisions of sections 7.870 through 7.924, or rules and regulations authorized hereunder, every deficiency determination shall be made and notice thereof mailed within three (3) years after the last day of the month following the close of the quarterly period for which the return was filed, or due to be filed, or within three (3) years after the return is filed, whichever period expires later.

(4) Any deficiency determination shall become due and payable immediately upon receipt of notice and shall become final within twenty (20) days after the Tax Administrator has given notice thereof; provided, however, the operator may petition for redemption and refund if the petition is filed before the determination becomes final as herein provided.

(5) If any operator shall fail or refuse to collect the tax or to make, within the time provided in sections 7.870 through 7.924, any return, or remittance of the tax, or any portion thereof, required by sections 7.870 through 7.924, or makes a fraudulent return, or otherwise willfully attempts to evade the provisions of this sections 7.870 through 7.924 , the Tax Administrator shall proceed in the manner as may be deemed best to obtain the facts and information on which to base an estimate of the tax due. As soon as the Tax Administrator has determined the tax due from any operator who has failed or refused to collect the same and to report and remit the tax, the Tax Administrator shall proceed to determine and assess against that operator the tax, interest and penalties provided for by sections 7.870 through 7.924. This determination and notice shall be made and mailed within three (3) years of the discovery by the Tax Administrator of any fraud, intent to evade or failure or refusal to collect the tax or failure to file a return. Any determination shall become due and payable upon receipt of notice and shall be final twenty (20) days after the Tax Administrator has given notice thereof; provided, however, the operator may petition the City Manager for redemption or refund if the petition is filed before the determination becomes final as herein provided.

Section 4. This Ordinance shall take effect on October 1, 2008; provided, that the first tax payment payable under DCC 7.882 and the first tax return to be filed under DCC 7.884

shall be due on January 15, 2009, for the full October, November and December, 2008 calendar quarter.

Section 5. Those provisions of Ordinance No. 1681 that conflict with this ordinance are hereby repealed.

Read for the first time: July 21, 2008  
Read for the second time: August 4, 2008  
Adopted by the City Council: August 4, 2008  
Approved by the Mayor: August 4, 2008

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JAMES B. FAIRCHILD, MAYOR

ATTEST:

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JERRY WYATT, CITY MANAGER

ORDINANCE NO. 1689

An Ordinance Amending DCC 6.305, 6.310, 6.325 and 6.365 regarding Parking Regulations; adding new provisions to Dallas City Code Chapter 6; and repealing conflicting provisions.

THE CITY OF DALLAS DOES ORDAIN AS FOLLOWS:

Section 1. DCC 6.305, entitled "Method of Parking," is amended to read as follows:

"6.305 Method of Parking.

"(1) A motor vehicle parked on a public street shall be positioned along the right side of the street as determined from the position of the driver of the vehicle when it is being operated in a legal manner, approximately parallel with the curb line of the street, and not more than twelve inches from the curb line except as provided in subsections (2), (3), and (4) of this section.

"(2) A motor vehicle parked on a public street in the areas listed in this subsection shall be positioned along the right side of the street as determined from the position of the driver of the vehicle when it is being operated in a legal manner, with the right front wheel of the vehicle against the curb line of the street at an angle of approximately 45 degrees as measured from the curb line. The streets are:

"(a) Church Street from the south line of Oak Street to the north line of Washington Street.

"(b) Mill Street from the west line of Jefferson Street to the east line of Church Street.

"(c) Court Street from the west line of Jefferson Street to the east line of Church Street.

"(d) Along all other streets that have been specifically marked or designated as diagonal parking areas.

"(3) On streets on which traffic is restricted to vehicles moving in one direction only, motor vehicles shall be positioned along either the right or left side of the street as determined from the position of the driver of the vehicle when it is being operated in a legal manner, approximately parallel with the curb line, and within twelve inches of the curb.

"(4) Notwithstanding the provisions of subsections (1), (2), and (3) of this section, vehicles, while actually being used in the loading or discharge of cargo anywhere within the city, may be backed into the

curbing unless otherwise directed by the chief of police or other police officer.”

Section 2. DCC 6.310, entitled "Prohibited Stopping and Parking," is amended to read as follows:

“6.310 Prohibited Stopping and Parking.

“No person shall stop or park a motor vehicle except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control signal, in any of the following places:

“(1) Within an intersection.

“(2) On a crosswalk.

“(3) Between a safety zone and the adjacent curb, or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings.

“(4) Within 25 feet from the intersection of curb lines or, if none, within 15 feet of the intersection of property lines at an intersection within a business or residence district, except at alleys.

“(5) Within 30 feet of an official flashing beacon, stop sign, or traffic control sign located at the side of the roadway.

“(6) Within 15 feet of the driveway entrance to a fire station.

“(7) Within 10 feet of a fire hydrant.

“(8) In front of a private driveway or public or private alley.

“(9) On a sidewalk or curb.

“(10) Alongside or opposite a street or highway excavation or obstruction when such stopping, standing, or parking would obstruct traffic.

“(11) On the roadway side of a vehicle stopped or parked at the edge or curb of a highway or street.

“(12) At a place where official traffic signs have been erected prohibiting, limiting or restricting standing and parking.

“(13) Within a 25-foot radius of the intersection of the centerline of a highway and a railway crossing.

“(14) In a manner that causes the vehicle to occupy more than one designated parking stall in areas where stalls are indicated by markings on the street or curb.”

Section 3. DCC 6.325, entitled "Time Limitations," is amended to read as follows:

“6.325 Time Limitations.

“(1) No person shall stand or park a motor vehicle upon the street in excess of two hours between 8:00 a.m. and 5:00 p.m., except Sundays and holidays, on the following:

“(a) Main Street between its intersection with the north line of Washington Street and its intersection with the south line of Academy Street.

“(b) The north side of Washington Street from its intersection with the west line of Jefferson Street to its intersection with the east line of Church Street.

“(c) Court Street, from its intersection with the west line of Jefferson Street to its intersection with the east line of Church Street.

“(d) Mill Street from its intersection with the west line of Jefferson Street to its intersection with the east line of Church Street.

“(e) Oak Street from its intersection with the west line of Jefferson Street to its intersection with the east line of Robb Street and Robb Street extended.

“(f) Jefferson Street from its intersection with the south line of Oak Street to its intersection with the north line of Washington Street.

“(2) The repositioning of a motor vehicle from one parked position to another parked position on either side of the street within the same block, and within a thirty minute period of time, shall not be treated as interrupting the continuity of the time the vehicle has been parked for the purposes of this section.”

Section 4. DCC 6.365, entitled "Penalties," is amended to read as follows:

“6.365 Penalties.

“(1) Violation of section 6.300 to 6.325 is punishable as follows:

“(a) By a fine of \$20 if paid within 10 days from the date the citation was issued, or, if not so paid, then

“(b) By a fine of \$40 if paid within the next 50 days, or if not so paid, then

“(c) By a fine of \$60 if not paid within 60 days after issuance of the citation.

“(d)

(i) If the prescribed fine is not paid within 30 days of issuance of the citation, the obligation may be turned over to a collection agency.

“(ii) If the prescribed fine is not paid within the first 10 days, the City shall mail a notice to the registered owner advising him of the provisions of the section, but failure to send this notice shall not be a defense nor affect the time periods allowed for payment.

“(iii) A fine shall not be deemed paid until the date payment is actually received by the municipal court or collection agency.

“(iv) The time for payment shall be computed by excluding the day the citation is issued and including the last day, unless the last day falls upon a legal holiday (including City holidays), Saturday or Sunday, in which case payment may be made on the next succeeding business day without additional penalty.

“(2) The fines set forth herein may be amended by resolution of the council. [Subsection (2) added by Ordinance No. 1506, passed January 3, 1995.]”

Section 5. The following new provisions are added to and made a part of Dallas City Code Chapter 6:

6.370. Immobilizer.

Any peace officer may immobilize a motor vehicle located upon a public street or City off-street parking facility by installing on or attaching to the vehicle an immobilizer if:

- (1) The vehicle is parked in violation of any of the provisions of this chapter and at the time displays no license plates; or
- (2) The driver, owner, or person in charge of the motor vehicle has bails, fines, or bail forfeitures of not less than \$60.00 outstanding for more than 30 days.

6.375. Immobilizer Removal.

No person, except a peace officer may remove or attempt to remove the immobilizer and no person shall move or attempt to move a vehicle immobilized under section 6.370 until the device is removed by the City.

6.380. Hearing.

If a vehicle is immobilized, the person entitled to the vehicle may request a hearing in the manner of a hearing on an impounded vehicle in accordance with sections 6.535 to 6.545.

6.385. Immobilization Penalty.

- (1) At the time of immobilization, a peace officer shall, in addition

to all unpaid bails, fines or bail forfeitures add an assessment penalty of \$50 for the installation of the immobilizer.

(2) The total of all unpaid bails, fines and bail forfeitures shall be paid before the immobilizer is removed. This shall include the immobilizer penalty and all outstanding and unpaid parking citations.

6.390. Tampering With Or Damaging An Immobilizer.

It shall be a Class A misdemeanor for any person to willfully destroy, damage, deface, alter, tamper with, or in any way impair the usefulness, temporarily or permanently, of any immobilizer.

Section 6. All prior ordinances and resolutions that conflict with the provisions set forth in this ordinance are hereby repealed.

Read for the first time:	July 7, 2008
Read for the second time:	July 21, 2008
Passed by the City Council:	July 21, 2008
Approved by the Mayor:	July 21, 2008

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JAMES B. FAIRCHILD, MAYOR

ATTEST:

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JERRY WYATT, CITY MANAGER