

DALLAS CITY COUNCIL
Monday, May 21, 2012
Civic Center

The Dallas City Council met in regular session on Monday, May 21, 2012, at 7:00 p.m. in the Civic Center with Mayor Brian Dalton presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Council members present: Council President Wes Scroggin, Councilor Jim Brown, Councilor Jim Fairchild, Councilor Beth Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and Councilor LaVonne Wilson. Absent: Councilor Ken Woods, Jr.

Also present were: City Manager Jerry Wyatt, City Attorney Lane Shetterly, Community Development/Operations Jason Locke, Fire Chief Bill Hahn, Finance Director Cecilia Ward, Engineering/Environmental Services Director Fred Braun, Student Body Liaison Heather Enderle, and Recording Secretary Emily Gagner.

Mayor Brian Dalton led the Pledge of Allegiance.

COMMENTS FROM THE AUDIENCE

Joe Koubek stated that with all talk of deteriorating city streets, he felt it was time to take a stand on studded tires. He indicated studies showed studded tires caused a minimum of \$75 million in damage to Oregon's roads every year. He encouraged the Council to let our state legislators know that studded tires were contributing to the rapid deterioration of our streets when we could least afford it. He indicated there had been efforts to restrict or eliminate the use of studded tires on Oregon roads for many years and asked the Council to help the legislators make a decision by taking a stand on studded tires.

PUBLIC HEARING

CONSENT AGENDA

It was moved by Councilor Marshall and seconded by Councilor Brown to approve the Consent Agenda as presented. The motion CARRIED UNANIMOUSLY.

Items approved by the Consent Agenda: a) the May 7, 2012, City Council minutes; and b) forms for 2012 City Council elections.

ITEMS REMOVED FROM CONSENT AGENDA

There were no items removed from the Consent Agenda.

REPORTS OR COMMENTS FROM COUNCIL

Council President Scroggin thanked everyone for their calls and cards, adding it was good to be back. Mayor Dalton stated he was glad to have him back.

NATIONAL PUBLIC WORKS WEEK 2012 PROCLAMATION

Mayor Dalton reviewed the proclamation for National Public Works Week 2012. He stated the folks in Public Works did a magnificent job.

REPORTS FROM CITY MANAGER AND STAFF

ADOPTION OF CAPITAL IMPROVEMENT PLAN (CIP)

Mr. Locke indicated the CIP included in the agenda packet was staff's proposal for adoption. He noted this was a more realistic CIP than the previous one. Mr. Locke explained the CIP guided budgeting and identified funding sources.

Mr. Locke reported that the Dallas Aquatic Center had completed significant capital improvements over the past few years to raise efficiencies so there was only one large ticket item planned in 2013-14, which was to resurface the lap pool.

Mr. Locke indicated for EMS, there were many projects back loaded for five or more years out. He reviewed the projects and noted the funding source was the General Fund for most items.

In Facilities, Mr. Locke explained the largest item was the Senior Center, noting the seismic upgrades of City Hall and possibly the Library were also included. He stated most of the funding for these items came from revolving loan funds or grants.

Mr. Locke advised that the bulk of the Fire projects were five or more years out, noting the primary big-ticket items would likely be funded through General Obligation bonds. Councilor Brown asked about the possibility of leasing fire trucks like many small towns did. Mr. Locke

explained the City had always outright purchased the equipment because that was the best deal for the larger equipment. He noted smaller towns may be able to lease smaller equipment for less.

In response to a question, Mr. Locke explained the CIP may identify a grant or CDBG for funding, noting staff anticipated being able to secure a grant for those listed items. He noted by keeping a project on the CIP, it gave the City a better opportunity to obtain grant funds. Councilor Lawson asked if the City didn't get a CDBG grant for the Senior Center if that would put us in a position of having to fund it ourselves. Mr. Locke explained the CIP identified a CDBG as the sole funding source for the Senior Center, adding a project's inclusion in the CIP didn't guarantee its completion.

Mr. Locke reviewed the project list for Fleet, noting there was nothing exorbitant.

Mr. Locke indicated the Library projects were fairly modest. In response to a question, Mr. Locke explained the threshold for capital improvements was a value of \$5,000 or more.

For Parks, Mr. Locke explained the total over the planning horizon was \$2.2 million, adding a large portion of that included construction of Phases 5 through 8 of the Rickreall Creek Trail System. He noted staff was working to obtain grants for most of the construction of that so there would be minimal out-of-pocket expenditures. Councilor Stewart asked about the Skate Park /BMX item. Mr. Locke indicated it was pretty nebulous at this point, but was a need in the future so it was included in the CIP.

Mr. Locke stated for Police, the primary project would remodel the current Civic Center for offices, noting the current office configuration posed issues. He explained that project would be dependent on grants and availability of General Fund monies.

Mr. Locke reviewed the Sewer projects, noting the rate study consultants included these projects in their study.

Mr. Locke indicated the sidewalk repair and infill projects included ongoing infill and replacement project at a cost of \$20,000 each year. He explained the large project was for improvements to Godsey Road, noting with potential development in the area that project may occur sooner than five years out.

Mr. Locke stated the storm project identified as Monmouth Cutoff Highway would deal with flooding issues that occurred during heavy rains along that road.

Regarding the Street projects, Mr. Locke reported that the pavement maintenance item was a consistent amount because that was what staff anticipated getting yearly from the state.

Mr. Locke reviewed the water projects included in the CIP, noting the largest projects were completion of the automated water meter (AMR) project and the transmission line from the Water Treatment Plant to Clay Street. Councilor Fairchild asked where the watershed control fell, noting it wasn't included in the CIP. Mr. Wyatt explained once the watershed group provided a report, the Council could modify the CIP. Mr. Locke noted the CIP was not a static document. There was some discussion about the cost and value of the AMR project.

Councilor Lawson asked if when sewer replacements were done in residential areas where streets needed to be fixed if the street repairs could be done under the sewer repair costs. Mr. Locke explained that street paving costs were apportioned as part of the sewer replacement project, but it was generally just patching, not a full pave job. Mr. Wyatt added sewer money could not be used to replace streets.

Councilor Brown commented regarding the sidewalk improvements on Godsey Road that the usage did not seem that great and asked if that was a priority because of the potential development which would result in money coming in. Mr. Locke stated he might be surprised at the amount of usage, noting many school children used that road going to and from school with no place to walk. He added the potential development on Godsey would also increase the traffic. Councilor Brown indicated Polk Station Road between Kings Valley Highway and Ellendale Avenue was dangerous and asked why it was not a priority. Mr. Locke indicated that might be more of an infill issue. Mr. Wyatt stated there were no curbs or gutters on Kings Valley Highway which would make it very expensive to add sidewalk improvements so it was a funding issue.

Mr. Locke indicated staff would bring the CIP back for review next year before the budget was presented.

It was moved by Councilor Scroggin and seconded by Councilor Lawson to direct staff to draft a resolution adopting the Capital Improvement Plan and include a provision that the Plan be reviewed annually. The motion CARRIED UNANIMOUSLY.

Mr. Wyatt reviewed the staff report. He explained the reason the section of SE Academy Street was chosen for an additional project was because it was a collector street, it was close to the other work, the linear footage allowed the work under the current budget, and the PCI rating was low – only a 46. He indicated there would be a budget amendment to account for the money coming from ODOT for their portion of the overlay work.

Councilor Lawson declared a potential conflict of interest because she owned property along two of the streets being improved.

It was moved by Councilor Stewart and seconded by Councilor Marshall to award the contract for the 2012 Street Resurfacing Project to North Santiam Paving, Inc. in the amount of \$153,688 and authorize a total budget of \$195,000, including state highway work and extra work to repave SE Academy Street. The motion CARRIED UNANIMOUSLY with Councilor Lawson not voting due to her potential conflict of interest.

FISHING DERBY REQUEST

Mr. Wyatt introduced Trent Schwartz, the Dallas High School Boys Basketball Coach and reviewed his request to hold a fishing derby fundraiser on Aaron Mercer Reservoir. He explained Mr. Schwartz had gotten permission from Forest Capital for access. Mr. Wyatt noted Dallas City Code did not allow motors, even electric ones, on the reservoir, but Mr. Schwartz had requested electric motors be allowed this one day. Councilor Lawson commented she thought it was a good idea. Councilor Fairchild asked if the Council would be opening themselves up to others who would want access for motors in the reservoir if they set a precedent with this. Council President Scroggin asked if there would be a size limit for the boats. Mr. Schwartz stated if they were limited to using electric motors that should limit the size of the boats. In response to a question, Mr. Shetterly explained he kept the ordinance intentionally general because the City was not a sponsor and he didn't want to get too far into the details of the event. He noted the School District would also have additional liability requirements naming the City as an additional insured and indemnifying the City. There was more discussion about requirements on the part of the school. Mr. Shetterly indicated those would fall under the staff directives.

CANDIDATE FORUM

Mr. Wyatt reviewed the staff report. He explained he had heard comments in the past that people don't understand what these positions entail and felt an informational meeting would be helpful. He noted attendance wouldn't be a requirement to run for office. Councilor Wilson commented it was a good idea and advised that staff explain many decisions made by the Council were based on mandates from the state and federal governments.

ADMINISTRATIVE AND BUILDING & GROUNDS MEETING DATE

Mr. Wyatt explained that due to the Memorial Day holiday, the Administrative and Building and Grounds Committee meetings would need to be rescheduled or cancelled.

It was moved by Councilor Lawson and seconded by Councilor Wilson to cancel the Administrative and Building and Grounds Committee meetings scheduled on May 28. The motion carried unanimously.

OTHER

Mr. Wyatt reported the Park Host had left, adding staff would look for someone else.

Ms. Enderle stated the coming week would bring the last big activities for the school year, including the softball and baseball playoff games in Dallas as well as Senior Awards and finally graduation on June 2.

RESOLUTIONS

Resolution No. 3245 – A Resolution establishing stop signs on NW Jasper Street at the intersection with NW Fairhaven Lane.

A roll call vote was taken and Mayor Dalton declared Resolution No. 3245 to have PASSED BY A UNANIMOUS VOTE with Council President Wes Scroggin, Councilor Jim Brown, Councilor Jim Fairchild, Councilor Beth Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and Councilor LaVonne Wilson voting YES.

FIRST READING OF ORDINANCE

Ordinance No. 1745 – An Ordinance establishing a special exception to the prohibition against motorized boats on Mercer Lake; and declaring an emergency.

Mr. Wyatt and Mr. Shetterly indicated they would bring back a draft agreement with the School District for the next meeting addressing the issues raised in the earlier discussion.

Mayor Dalton declared Ordinance No. 1745 to have passed its first reading.

SECOND READING OF ORDINANCE

OTHER BUSINESS

There being no further business, the meeting adjourned at 8:07 p.m.

Read and approved this _____ day of _____ 2012.

Mayor

ATTEST:

City Manager