

DALLAS CITY COUNCIL
Monday, July 15, 2013
Council Chambers

1 The Dallas City Council met in regular session on Monday, July 15, 2013, at 7:00 p.m. in the
2 Council Chambers of City Hall with Mayor Brian Dalton presiding.

3 **ROLL CALL AND PLEDGE OF ALLEGIANCE**

4 Council members present: Council President LaVonne Wilson, Councilor Jim Fairchild,
5 Councilor Kelly Gabliks, Councilor Beth Jones, Councilor Jackie Lawson, Councilor Kevin
6 Marshall, and Councilor Murray Stewart. Excused: Councilor Jim Brown and Councilor Ken
7 Woods, Jr.

8 Also present were: City Manager Ron Foggin, City Attorney Lane Shetterly, Chief of Police John
9 Teague, Fire Chief Bill Hahn, Community Development/Operations Director Jason Locke,
10 Engineering and Environmental Services Director Fred Braun, City Recorder Emily Gagner, and
11 Recording Secretary Jeremy Teal.

12 Mayor Dalton led the Pledge of Allegiance.

13 **COMMENTS FROM THE AUDIENCE**

14 Mayor Dalton asked the audience members to limit their speeches to five minutes.

15 Stephen Pickering, 895 S. Church Street, Dallas, Oregon, Secretary for the ROADS club of Dallas
16 reported his HAM radio event in the Dallas City Park was an absolute success.

17 Chelsea Pope, Executive Director, Dallas Area Chamber of Commerce, 119 SW Court St., Dallas,
18 Oregon, proclaimed that Summerfest was coming next week. She noted that the kickoff luncheon
19 was a success and all food was donated by local businesses. She stated Summerfest would open
20 next Thursday at 11:00 a.m.

21 Joe Koubek, 565 SE Mifflin, Dallas, Oregon, read a statement regarding FireMed, a copy of
22 which is attached to these minutes and incorporated herein.

23 **PUBLIC HEARINGS**

24 **PUBLIC HEARING REGARDING THE SALE OF REAL PROPERTY LOCATED AT 11235**
25 **ORRS CORNER ROAD, RICKREALL, OREGON**

26 Mayor Dalton opened the public hearing at 7:11 p.m.

27 Mr. Locke reported that the previous sale fell through due to insufficient funding on the buyer's
28 end. He advised that the property was relisted, a new offer was accepted, and staff was
29 recommending the sale of the property.

30 Mayor Dalton asked for comments from the public. There were none. Mayor Dalton closed the
31 public hearing at 7:13 p.m.

32 It was moved by Councilor Stewart *to approve the sale of real property located at 11235 Orrs*
33 *Corner Road, Rickreall, Oregon.* The motion was duly seconded and carried unanimously.

34 **CONSENT AGENDA**

35 It was moved by Councilor Gabliks *to approve the Consent Agenda as presented.* The motion
36 was duly seconded and carried unanimously.

37 Councilor Lawson declared a potential conflict of interest due to ownership of downtown
38 property.

39 Items approved by the Consent Agenda: a) the June 17, 2013, City Council meeting minutes; b)
40 OLCC Application for Temporary Use of an License for a special event at Tony's.

41 **ITEMS REMOVED FROM THE CONSENT AGENDA**

42 There were none.

1 **REPORTS OR COMMENTS FROM THE MAYOR AND COUNCIL MEMBERS**

2 Council President Wilson reported the Summerfest Kickoff had a great turn out and was a huge
3 success.

4 **REPORT OF THE JUNE 24, 2013, PUBLIC WORKS COMMITTEE MEETING**

5 Councilor Jones reported the Committee discussed the sidewalk program, the prohibition of water
6 wells, the elimination of 15 minute parking spaces, and weed abatement fees. She noted the
7 demolition began on SE Jefferson Street sidewalk, and the City had 42 million gallons of water in
8 the reservoir.

9 **REPORT OF THE JUNE 24, 2013, PUBLIC SAFETY COMMITTEE MEETING**

10 Councilor Jones reported the Committee discussed the new FireMed agreement, and the
11 longboarding issues in Dallas. She noted Chief Teague stated the department needed a POINT
12 team member and a trailer was purchased for the incident response vehicle in case of a major
13 crime. She commented that the Ambulance Department lost four paramedics to other agencies.

14 Councilor Lawson stated the longboarders and citizens had a healthy discussion following the
15 meeting and progress was being made to comply with the rules.

16 **REPORTS FROM CITY MANAGER AND STAFF**

17 **DALLAS 2030 UPDATE**

18 Doug Zenn of Zenn Associates, reported the City was in the fifth month of workshops and that
19 each workshop covered a different topic. He noted the process was very subjective and would
20 produce a lot of useful information to help shape the final proposal for the City's future. He
21 commented that the website was up and running and a group of high school students had been
22 working with the public to gather feedback. He advised a drafting committee would look at the
23 themes and a draft vision would be presented at Summerfest. He indicated that score cards would
24 be at the booth and would help with the vision process and get people to look and think about the
25 possibilities.

26 Councilor Marshall asked where the vineyard and winery industry fit into the vision. Mr. Zenn
27 stated that it had been brought up by the drafting committee and would be added into one of the
28 categories. He asked the Council to take advantage of networking opportunities to pass along
29 information to others about Dallas 2030, adding more feedback would make the project the best it
30 could be.

31 **JUNE FINANCIALS**

32 Mr. Foggin stated that all the numbers were in line with the budget. He noted that all departments
33 were within budget for the year and the City had begun the new fiscal year.

34 **INTERGOVERNMENTAL AGREEMENT WITH THE DALLAS URBAN RENEWAL**
35 **AGENCY**

36 Mr. Locke indicated in the staff report there were three items that needed to be considered for the
37 800/900 Block of Main Street project. He outlined that included the intergovernmental agreement
38 between the City and the Agency, a resolution allowing a principal amount of \$750,000, and a
39 resolution through the Agency to transfer the debt to the City. He noted that the Agency would
40 cover the cost but the City would carry the debt.

41 Councilor Lawson declared a potential conflict of interest due to ownership of downtown
42 property.

43 It was moved by Councilor Fairchild *to allow the City Manager and the Finance Director to*
44 *execute the intergovernmental agreement between the Urban Renewal Agency and the City of*
45 *Dallas.* The motion was duly seconded and carried unanimously.

46 **OTHER**

47 Mr. Foggin reported that a quarterly meeting with the Council and the School Board would take
48 place to discuss issues between the City and the School District. He noted that facility use fees
49 and an attendance report would be the topic for the August 5, 2013, workshop at 5:30 p.m.

50 **RESOLUTIONS**

51 **Resolution No. 3277** – A resolution declaring real property located at 11235 Orrs Corner Road,
52 Rickreall, Polk County, Oregon not needed from public use and authoring the sale thereof.

1 A roll call vote was taken and Mayor Dalton declared Resolution No. 3277 to have PASSED BY
2 A UNANIMOUS VOTE with Councilor Jim Fairchild, Councilor Kelly Gabliks, Councilor Beth
3 Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and
4 Council President LaVonne Wilson voting YES.

5 **Resolution No. 3278** – A resolution amending the terms of agreement for Dallas FireMed.

6 Mr. Shetterly advised that the lined exhibit was the current Dallas Agreement, not the Springfield
7 agreement. He stated that the Springfield agreement was never adopted by Dallas. Councilor
8 Fairchild asked how the new Dallas agreement compared to the Springfield agreement. Mr.
9 Shetterly stated the scope of the agreement was very similar. Mr. Foggin indicated the only major
10 difference was the idea that the City would require people to specify legal residency at age 18 or
11 older.

12 Councilor Jones asked to amend the agreement to match what the Committee recommended. She
13 indicated the Committee did not want to require proof of residence for minor children. Mr.
14 Shetterly indicated the sentence would be changed to read, “The Primary Member must provide
15 satisfactory proof of residence for all persons in the family unit living in the household, other than
16 the Primary Member’s spouse, domestic partner, or minor children of the Primary Member or
17 Primary Member’s spouse or domestic partner.” Mr. Foggin asked if the word minor should be
18 dependent. Mr. Shetterly stated dependent had other meanings. He noted dependent was an
19 income tax term and the Committee did not want to require showing income tax returns. Mr.
20 Brumfield advised a wounded war veteran could be living with parents and covered by FireMed
21 but not considered a dependent.

22 A roll call vote was taken and Mayor Dalton declared Resolution No. 3278 to have PASSED BY
23 A UNANIMOUS VOTE with Councilor Jim Fairchild, Councilor Kelly Gabliks, Councilor Beth
24 Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and
25 Council President LaVonne Wilson voting YES.

26 **Resolution No. 3279** – A resolution repealing sections 1, 2, and 3 of Resolution No. 2528,
27 relating to parking; and establishing handicap parking.

28 A roll call vote was taken and Mayor Dalton declared Resolution No. 3279 to have PASSED BY
29 A UNANIMOUS VOTE with Councilor Jim Fairchild, Councilor Kelly Gabliks, Councilor Beth
30 Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and
31 Council President LaVonne Wilson voting YES.

32 **Resolution No. 3280** – A resolution establishing charges for abatement of obnoxious vegetation;
33 and repealing Resolution No. 2653.

34 A roll call vote was taken and Mayor Dalton declared Resolution No. 3280 to have PASSED BY
35 A UNANIMOUS VOTE with Councilor Jim Fairchild, Councilor Kelly Gabliks, Councilor Beth
36 Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and
37 Council President LaVonne Wilson voting YES.

38 **Resolution No. 3281** – A resolution authoring the execution and delivery of a full faith and credit
39 agreement in a principal amount not to exceed \$750,000; designating an authorized representative
40 and special counsel; authorizing an intergovernmental agreement with the Dallas Development
41 Commission, Urban Renewal Agency; and related matters.

42 Councilor Lawson declared a potential conflict of interest due to ownership of downtown
43 property.

44 A roll call vote was taken and Mayor Dalton declared Resolution No. 3281 to have PASSED BY
45 A UNANIMOUS VOTE with Councilor Jim Fairchild, Councilor Kelly Gabliks, Councilor Beth
46 Jones, Councilor Jackie Lawson, Councilor Kevin Marshall, Councilor Murray Stewart, and
47 Council President LaVonne Wilson voting YES.

48 **FIRST READING OF ORDINANCE**

49 **Ordinance No. 1757** – An ordinance repealing Dallas City Code Sections 3.700 to 3.710, relating
50 to loan program for sidewalk repairs.

51 Councilor Fairchild asked how long it had been since the program had been used. Mr. Locke
52 stated it had been a number of years since the program was used, but the matching grant for

1 sidewalk repairs program was easier to administer. He noted that the City wouldn't charge interest
2 but use it as an incentive program.

3 **SECOND READING OF ORDINANCE**

4 **OTHER BUSINESS**

5 There being no further business, the meeting adjourned at 7:46 p.m.

Read and approved this _____ day of _____ 2013.

Mayor

ATTEST:

City Manager

Joseph E Koubek
565 SE Mifflin Street
Dallas Oregon 97338
503-480-4093

joekoubek@yahoo.com

July 15, 2013

Madam Chairwoman, Councilors, Mayor Dalton:

Good Evening.

I wish to comment on a discussion that occurred during the Public Safety Committee meeting I attended on June 24, 2013.

There was much discussion regarding the request to change the terms of agreement for the City of Dallas' FireMed program. The committee's report is tonight's Agenda Item 8c.

Most of the discussion centered around the desire to change the definition of "members" due to the changes of family dynamics over the twenty years since the adoption of the "Application for Membership" in 1993.

Todd Brumfield, Dallas' EMS Director, by way of report; outlined very clearly his argument for requesting the adoption of the City of Springfield, Oregon's definition of Membership Eligibility as listed in their Terms of Agreement. Springfield's FireMed program, by the way, is the original Oregon program and serves as the model for most FireMed programs in Oregon. Unfortunately, Mr. Brumfield was not present to answer questions and provide more in-depth information in response to the discussion that ensued.

Several committee members insisted that the proposed definition of "Members" was too broad or inclusive. They put forth the argument that FireMed would lose members and that people would "cheat the system".

I am sure that Mr. Brumfield took the time to carefully research these changes before bringing this to the committee. He modeled the proposed changes to mirror the City of Springfield's agreement which was updated in 2012. Todd is very thorough and intelligent and I wish the committee would have given him credit and embraced his proposal. As administrator of the FireMed program and the manager of the EMS budget, does the committee actually think Mr. Brumfield would make changes that would actually *reduce* revenues to his budget? In reality, this is a housekeeping measure that will bring the program up to current standards, reduce staff time, close legal loopholes and increase the efficiency of his staff and the program. I believe the changes he outlined were reasonable, prudent and well-thought out.

I have no issues with fine-tuning the legal language of the proposed measure, but please; let your managers manage and give them credit for the hard work that they do, support them and give them the tools they need to do their work efficiently and effectively.

Thank You.

Joe Koubek