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DALLAS CITY COUNCIL	Monday, April 18, 2022
The Dallas City Council met in regular session on Monday, April 18, 2022, at 7:00 PM in Dallas Council Chambers.	
Council Members Present:	
Council President Michael Schilling, Councilor Larry Briggs, Councilor Kirsten Collins, Councilor Terry Crawford, Councilor Kim Fitzgerald Councilor Bill Hahn, Councilor Rod Dunham and Councilor Ken Woods, Jr.	
Council Members Excused:	
Staff:	
Also present were: City Manager Brian Latta, Assistant City Manager Emily Gagner, City Attorney Lane Shetterly, Police Chief, Tom Simpson Economic and Community Development Director Charlie Mitchell, Library Director Mark Greenhalgh-Johnson, Public Works Director Gary Marks, Fire Chief Todd Brumfield, Finance Director Cecilia Ward, and City Recorder Sam Kaufmann	

AGENDA	ACTION
00:52:07 INTRODUCTIONS, RECOGNITION, PROCLAMATIONS	Mayor Dalton Proclaimed April 29, 2022 as Arbor Day.
00:58:07 PUBLIC HEARINGS	
a) APPEAL OF THE APPROVAL BY THE DALLAS PLANNING COMMISSION OF A CONDITIONAL USE PERMIT FOR A WIRELESS COMMUNICATIONS TOWER (#CUP-22-01)	<p>Mayor Dalton opened the public hearing at 7:03 PM</p> <p>Mayor Dalton asked the Council for any Conflicts of Interest or Ex-Parte contacts.</p> <p>Councilor Crawford reported reading a letter to the editor in the Polk County Itemizer-Observer regarding the Conditional Use Permit. Councilor Hahn mentioned he also read the same letter to the editor.</p> <p>Mayor Dalton Asked for the staff report for CUP-22-01.</p> <p>Chase Ballew presented his staff report on CUP-22-01.</p> <p>Mayor Dalton asked for testimony from the appellant.</p> <p>Brittney Sims, 4865 Skyline Rd, Apt C, Salem OR commented on behalf of the appellant, Maddison Rothschild. Ms. Sims felt some of her questions were not answered by the Dallas Planning commission. Ms. Sims said she stands behind her comments in her written appeal to the City Council.</p> <p>Madison Rothschild, 742 Birch St, Dallas OR, commented if her appeal is denied by the Dallas City Council, she will appeal to the State of Oregon Land Use Board of Appeals because she feels cellular towers are dangerous.</p>

<p>01:45:53 REPORTS OR COMMENTS FROM THE MAYOR AND COUNCIL MEMBERS</p>	<p>None.</p>
<p>It was moved by Councilor Woods to approve the Consent Agenda as presented. The motion was duly seconded by Councilor Hahn and CARRIED with a vote of 8-0 with Councilors Schilling, Briggs, Collins, Crawford, Dunham, Fitzgerald, Hahn, and Woods voting YES.</p>	<p>a) APPROVE APRIL 4, 2022 CITY COUNCIL WORKSHOP MINUTES b) APPROVE APRIL 4, 2022 CITY COUNCIL MEETING MINUTES c) ACKNOWLEDGE MARCH FINANCIAL REPORT</p>
<p>01:40:00 CONSENT AGENDA</p>	
<p>None.</p>	<p>01:39:30 PUBLIC COMMENT</p>
<p>Mayor Dalton opened the public hearing at 7:40 PM Kimberly Lyell gave her staff report on the SB2005 Closeout. Mayor Dalton and Council Collins thanked Polk CDC for their hard work on the grant program. Mayor Dalton closed the public hearing at 7:46 PM</p>	<p>b) CDBG SB2005 CLOSEOUT</p>
<p>Mayor Dalton asked for testimony from the Applicant. Mike Karnes, 1331 Lovejoy St, Portland OR, commented the cellular tower in question is a replacement for a tower which is in need of repair. Mr. Karnes mentioned the appellant claimed the construction of the cellular tower would negatively impact property values in the vicinity of the tower. Mr. Karnes said there is no provision in the Dallas City code which addresses land use decision's impact on property values. Furthermore, Mr. Karnes felt all the appellants questions were addressed during the Planning Commission meeting and encouraged the City Council to deny the appeal. Mayor Dalton asked for questions of City Staff. Lane Shetterly mentioned the Federal Government does not allow Local Government to take public health matters into consideration in regards to land use decisions. Mayor Dalton closed the public hearing at 7:33 PM It was moved by Councilor Hahn to approve the Conditional Use Permit with Conditions, consistent with the decision by the Planning Commission. The Motion was duly seconded by Council Dunham and CARRIED with a vote of 7-1 with Councilors Schilling, Collins, Crawford, Fitzgerald, Dunham, Hahn, and Woods voting YES and Councilor Briggs voting NO.</p>	

01:46:43 REPORTS FROM CITY MANAGER AND STAFF

<p>a) ITINERANT MERCHANT MASTER LICENSE</p>	<p>Brian Latta presented his staff report for the Itinerant Merchant Master License.</p> <p>It was moved by Councilor Dunham to approve the Karma Coffee Shop & Bakery Itinerant Merchant Master License, with the five proposed conditions of approval presented in the staff report. The motion was duly seconded by Councilor Briggs and CARRIED with a vote of 8-0 with Councilors Schilling, Briggs, Collins, Crawford, Dunham, Fitzgerald, Hahn, and Woods voting YES.</p>
<p>b) FILLING COUNCIL VACANCY</p>	<p>Brian Latta presented his staff report on filling the Dallas City Council Vacancy.</p> <p>Mr. Latta recommended the council solicit applications to fill the council vacancy, followed by an interview process.</p> <p>It was moved by Councilor Hahn to go through the process of advertising the Council vacancy for two weeks and then assess candidates at a council meeting to be determined. The motion was dully seconded by Councilor Woods and CARRIED with a vote of 7-1 with Councilors Schilling, Briggs, Collins, Crawford, Dunham, Hahn, and Woods voting YES and Councilor Fitzgerald voting NO.</p>

02:01:20 SECOND READING OF ORDINANCES

<p>a) ORDINANCE 1872 – AN ORDINANCE RELATING TO ABANDONED VEHICLES</p>	<p>Mayor Dalton declared Ordinance 1872 to have passed its second reading.</p> <p>A roll call vote was taken and Mayor Dalton declared Ordinance 1872 to have PASSED with a vote of 8-0 with Councilors Schilling, Briggs, Collins, Crawford, Dunham, Fitzgerald, Hahn, and Woods voting YES.</p>
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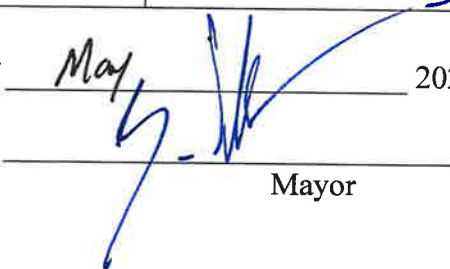
02:03:00 OTHER

None.

ADJOURNMENT

There being no further business, the meeting adjourned at 8:06 PM

Read and approved this 16 day of May 2022.



 Mayor

ATTEST:


 City Manager