

**AGENDA**

**REGULAR CITY COUNCIL MEETING**

December 13, 2010

5:30 p.m.

CITY HALL COUNCIL CHAMBER  
313 COURT STREET  
THE DALLES, OREGON

1. CALL TO ORDER
2. ROLL CALL OF COUNCIL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. PRESENTATIONS/PROCLAMATIONS
  - A. Presentation of 2009-10 Fiscal Year Audit Report [Agenda Staff Report #10-097]
6. AUDIENCE PARTICIPATION

During this portion of the meeting, anyone may speak on any subject which does not later appear on the agenda. Five minutes per person will be allowed. If a response by the City is requested, the speaker will be referred to the City Manager for further action. The issue may appear on a future meeting agenda for City Council consideration.
7. CITY MANAGER REPORT
8. CITY ATTORNEY REPORT
9. CITY COUNCIL REPORTS

## OFFICE OF THE CITY MANAGER

## COUNCIL AGENDA

### 10. CONSENT AGENDA

Items of a routine and non-controversial nature are placed on the Consent Agenda to allow the City Council to spend its time and energy on the important items and issues. Any Councilor may request an item be "pulled" from the Consent Agenda and be considered separately. Items pulled from the Consent Agenda will be placed on the Agenda at the end of the "Action Items" section.

- A. Approval of November 15, 2010 Town Hall Meeting Minutes
- B. Approval of November 22, 2010 Regular City Council Meeting Minutes
- C. Resolution No. 10-029 Concurring With the Mayor's Appointment of a Committee to Manage the Oregon Main Street Program

### 11. CONTRACT REVIEW BOARD ACTIONS

- A. Award Contract for Wicks Valve Installation Project **[Agenda Staff Report #10-098]**

### 12. ACTION ITEMS

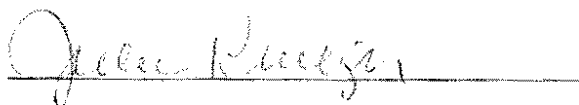
- A. General Ordinance No. 10-1309 Approving Zoning Ordinance Amendment No. 76-10 and Comprehensive Plan Amendment No. 38-10, for Six Parcels of Land Measuring Approximately 4.2 Acres Located on or Near Lone Pine Boulevard **[Agenda Staff Report #10-099]**
- B. Resolution No. 10-028 Amending the Boundaries of the Downtown Parking District to Include the East Side of Laughlin from Second to First Street and the West Side of Washington From the Alley South to First Street **Agenda Staff Report #10-100]**

### 13. ADJOURNMENT

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**This meeting conducted in a handicap accessible room.**

Prepared by/  
Julie Krueger, MMC  
City Clerk





## CITY of THE DALLES

313 COURT STREET  
THE DALLES, OREGON 97058

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### AGENDA STAFF REPORT CITY OF THE DALLES

MEETING DATE	AGENDA LOCATION	AGENDA REPORT #
December 13, 2010	Presentations 5, A	10-097

**TO:** Honorable Mayor and City Council

**FROM:** Kate Mast, Finance Director

**THRU:** Nolan K. Young, City Manager 

**DATE:** December 1, 2010

**ISSUE:** Presentation of FY 09/10 Audit by Dickey & Tremper.

**BACKGROUND:** Due to staffing issues within the audit firm, we do not yet have the final financial reports and audit for FY09/10 for the City of The Dalles. Those reports should be completed within the next few days and will be delivered to the City Council members by the end of Monday, December 6<sup>th</sup>, at the latest.

We do not have the management letter that lists any material errors found in our books yet, but we have discussed with the auditors the following issues.

An error was found in the publication of the approved FY10/11 budget, prior to adoption by the City Council. If this error had been identified at the time, we would have been required to re-publish. However, since the error was not caught until recently, there is nothing that can be done, and it will be shown as a budget publication error.

A significant adjustment was needed to correct the Street Fund inventory. The error was found to be in a formula in the detailed inventory spreadsheet used to supply the number.

\$1,640,509.07 was owed, and booked correctly as a payable as of June 30, 2010, for work

completed on the Terminal Reservoir project prior to June 30, 2010. These were funds that were eligible for reimbursement by the ARRA funds. The City did not submit those requests for reimbursement until August 4<sup>th</sup> and September 3<sup>rd</sup>, but we should have recognized that the City would receive reimbursement for those funds and should have booked that amount as receivable as of June 30, 2010. Staff failed to make that posting.

Another issue concerning the auditors had to do with the booking of the 2009 FFCO bond that the City obtained during FY09/10. A majority of those proceeds were loaned to the Urban Renewal Agency to refund the current bond and to provide for \$8 million in additional Urban Renewal projects to be constructed by the City. This was a complicated piece of accounting.

I booked the full amount to the City and then showed the loan to the Urban Renewal Agency in full as a debt owed to the City. However, since GAAP (Generally Accepted Accounting Principles) standards are used in preparing the financial reports, and the Urban Renewal Agency is reported as a “blended component unit” of the City books, this resulted in a doubling of the debt and corrections had to be made. The Auditor will discuss this issue during his audit presentation at the Council meeting on December 13<sup>th</sup>.

While reviewing the booking of the 2009 FFCO bond proceeds, the auditors realized that, even though this type of bond does not commit any specific revenues for repayments (unlike our revenue bonds that commit specific water and wastewater use fees to repayment), if the Public Works funds received capital asset system improvements funded by the proceeds of the debt, then the debt should be posted in the appropriate amounts to those funds. Having had that discussion, they looked back at the booking of the 2008 FFCO bond that was used in part to fund the new Public Works facility and determined that debt had also been incorrectly recorded. The auditors are making the appropriate entries to correct the recording of both of these debts.

Since most small and even mid-sized cities do not have the expertise on staff to full accomplish the transition from the budgetary accounting basis to the GAAP accounting basis that is required for the Comprehensive Annual Financial Report (CAFR), it has been traditionally common to hire a CPA firm for the dual purposes of developing the CAFR and then performing the audit. However, the City is responsible for providing all of the detailed information that goes into the reports and is ultimately responsible for the final product. During the past several years, more and more audit standards and Government Accounting Standards Board (GASB) regulations have been put in place with the intent of creating “independence” between the production of the financial reports and the auditing of them. I was told years ago that eventually cities would need to contract with two different CPA firms – one to produce the CAFR’s and one to audit them.

What all of this means to us is that we rely on the expertise of the auditors for help with booking of such things as debt and fixed assets, etc., transitioning from budgetary accounting to GAAP accounting, and for complying with complicated accounting technicalities, we are responsible for the final approval of those reports that we don’t have the skills to produce.

This explanation is intended to clarify the situation, not to shift any blame. These errors were most likely caused by miscommunication between staff and auditors – we may not have given the auditors enough information for them to fully understand how the funds were being used or they may have not realized the implications previously. Everyone makes mistakes. The important thing is that it is all being corrected and we will be good to move forward.

Outside of the issues above, staff did produce more of the workpaper schedules than in prior years and the majority of the field work went faster and smoother than ever before.

When we receive the final reports and management letter, if there are other major issues reported, I will provide an additional staff report to the Agency Board members when we deliver the books.

**BUDGET IMPLICATIONS:** None.

**ALTERNATIVES:**

- A. **Staff Recommendation:** Move to accept the FY09/10 Audit as presented.



## AGENDA STAFF REPORT

### CITY OF THE DALLES

MEETING DATE	AGENDA LOCATION	AGENDA REPORT #
December 13, 2010	Consent Agenda 10, A - C	N/A

**TO:** Honorable Mayor and City Council

**FROM:** Julie Krueger, MMC, City Clerk

**THRU:** Nolan K. Young, City Manager

**DATE:** December 2, 2010

**ISSUE:** Approving items on the Consent Agenda and authorizing City staff to sign contract documents.

**A. ITEM:** Approval of November 15, 2010 Town Hall Meeting Minutes.

**BUDGET IMPLICATIONS:** None.

**SYNOPSIS:** The minutes of the November 15, 2010 Town Hall meeting have been prepared and are submitted for review and approval.

**RECOMMENDATION:** That City Council review and approve the minutes of the November 15, 2010 Town Hall meeting.

**B. ITEM:** Approval of November 22, 2010 Regular City Council Meeting Minutes.

**BUDGET IMPLICATIONS:** None.

**SYNOPSIS:** The minutes of the November 22, 2010 regular City Council meeting have been prepared and are submitted for review and approval.

**RECOMMENDATION:** That City Council review and approve the minutes of the November 22, 2010 regular City Council meeting.

- C. **ITEM:** Resolution No. 10-029 concurring With the Mayor's Appointment of a Committee to Manage the Oregon Main Street Program.

**BUDGET IMPLICATIONS:** Every attempt will be made to cover expenses from the existing Community Development Department budget. Many resources will be provided by the State of Oregon's Main Street Program to assist our community's revitalization effort. Once established, the Main Street Program will develop its own fundraising plan which may include a mixture of both public and private funds as well as resource grants. Currently, no request for public financing is being made, however; the Main Street Program must work to develop a paid coordinator position (part-time) who will manage the general activities of the organization.

**SYNOPSIS:** During the 2009-2010 fiscal year, a former RARE participant investigated the possibility of developing an Oregon Main Street program to guide organizational and promotional activities with the goal of revitalizing the downtown business district. As a result of this effort, The Dalles was accepted to participate in the "Transforming Downtown" level of the Oregon Main Street Program. Communities that are accepted into the Transforming Downtown level of the Oregon Main Street Program are required to undergo the process of developing a downtown revitalization organization. This organization is usually a nonprofit but may also be formed using various different models. The Dalles will pursue the Oregon Main Street Approach® by forming a joint City of The Dalles – Chamber of Commerce partnership.

The joint City-Chamber partnership will exist through the City Council's appointment of steering committee members. The Steering Committee will serve to both guide the work of the Oregon Main Street Program and recruit citizens for each of the four subcommittees (organization, promotion, design, and economic restructuring). Before formal appointments are made by the City Council, the Chamber of Commerce will meet on December 9, 2010 to recommend potential committee members. Only citizens recommended by the Chamber of Commerce will be considered for appointment by the City Council. Eleven citizens are expected to serve on the Oregon Main Street Steering Committee – at the time of this report ten names have been identified. The Chamber may recommend more than eleven citizens for this committee if possible.

Additionally, if the Chamber of Commerce is able to identify a potential committee member in the future, a resolution on the appointment of that member will come before the City Council. At this point, ten members will be adequate to move the Main Street effort forward starting in January 2011.

**RECOMMENDATION:** Approve Resolution No. 10-029 Concurring With the Mayor's appointment of a committee to manage the Oregon Main Street Program.



## **MINUTES**

TOWN HALL MEETING  
OF  
NOVEMBER 15, 2010  
5:30 P.M.  
MID COLUMBIA SENIOR CENTER  
THE DALLES, OREGON

**PRESIDING:** Mayor Jim Wilcox

**COUNCIL PRESENT:** Bill Dick, Carolyn Wood, Dan Spatz, Brian Ahier, Tim McGlothlin

**COUNCIL ABSENT:** None

**STAFF PRESENT:** City Manager Nolan Young, City Attorney Gene Parker, City Clerk Julie Krueger, Public Works Director Dave Anderson, Police Chief Jay Waterbury, Engineer Dale McCabe, Librarian Sheila Dooley, Community Development Director Dan Durow, Finance Director Kate Mast

### **CALL TO ORDER**

Mayor Wilcox called the meeting to order at 5:30 p.m. He introduced the City Council.

### **COMMENTS REGARDING OUTDOOR BURNING REQUIREMENTS**

Chip Wood, 420 West 11<sup>th</sup> Street, The Dalles spoke in support of a burn ban. He said with two free yard debris collection dates every year and recycling options, people should not need to burn yard debris and it had negative affects on health. Wood said he also supported a ban on burning barrels, noting that most people who used barrels, burned plastics.

Ed Goodman spoke in opposition of a burn ban, explaining his personal situation in which he would have to haul approximately 50 wheelbarrows of leaves up a big hill and it would cost him approximately \$90 per year for a yard debris can. Goodman said stockpiling yard debris would be unsightly and said burn permits issued by the Fire Department already listed items that were allowed to be burned.

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Chuck Stanek, 2102 East 14<sup>th</sup> Street, The Dalles, said he had a lot of landscaping on his property and did burn yard debris in the Fall. Stanek said he could not afford to take the yard debris to the transfer station.

Judy Merrill, 400 West 11<sup>th</sup> Street, The Dalles, spoke in support of a burn ban. She said she had participated on the 2006 committee regarding burning and supported the proposal by Kathy Heitkemper which pointed out many alternatives to burning. Merrill said almost everyone who used burn barrels, burned plastics and it was a health concern.

Mayor Wilcox questioned who was responsible for enforcing the burning of garbage.

Mid Columbia Fire and Rescue District Fire Marshal Dan Hammel said the Fire Department enforced the state law regarding fire safety and the Department of Environmental Quality (DEQ) enforced rules regarding air quality issues.

Dick Miller, 1660 Meek Street, The Dalles, said he recycled, but he burned papers, such as credit card offers and yard debris. He said he did not support a burn ban.

Phyllis Coats, 1705 Liberty Way, The Dalles, spoke in support of a burn ban, saying it was a health concern for many people, especially those with asthma. She said people could compost yard debris instead of burning it.

Barbara Pashek, 1332 West 10<sup>th</sup> Street, The Dalles, suggested implementing a program where people could call in and find out if it was a good or bad weather day for burning or create a burning schedule, so people didn't burn every day. She said a burn program needed to be practical and consider that many people in the community could not afford to take yard debris to the transfer station.

Mayor Wilcox asked if the local DEQ office provided stagnation alerts to the community.

Bruce Lumper, DEQ, said The Dalles did have an air quality station and said they had limited local staff so responded to burning issues on a complaint basis. He said they did work on educating people who burned improper materials and if complaints continued, they would use enforcement procedures. Lumper said there was a volunteer for a time who provided air quality information daily to the media, but that person no longer was able to volunteer.

Kathy Heitkemper, 277 Lone Pine Lane, The Dalles, said her presentation to the City Council in July had included a lot of information on the health hazards of burning and said the EPA website contained detailed information why there should not be back yard burning.

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Lenore Clifford, 531 West Third Place, The Dalles, spoke in opposition to a burn ban, explaining that her property, along Mill Creek, had to be managed to avoid it becoming a fire hazard. She said there was no way to carry out the debris, so it had to be burned.

Chris Zukin, 915 West 14<sup>th</sup> Street, The Dalles, spoke in opposition of a burn ban. He said it was important to keep yard debris under control for fire safety reasons and expressed concern that if back yard burning was banned, fireplaces and wood stoves could be banned in the future, which people needed for heating their homes.

Mayor Wilcox said he believed there was some support for controlled burning, perhaps based on air quality.

Donna Lawrence, 222 West 12<sup>th</sup> Street, The Dalles, said back yard burning was polluting, especially in the winter months. She said she understood the need for some people to burn, but did not support use of burn barrels and suggested the City could pay for leaf removal.

Mayor Wilcox said the City of Corvallis had a leaf pick up program managed through their garbage franchise and their rates were higher to pay for the program.

Bob McCracken, 831 Garden Court, The Dalles, said he did not support a ban on back yard burning, noting many of the leaves he burned were from neighboring properties. He said many people in the community only had wood heat sources and had no choice but to burn. McCracken said he recycled as much as possible, but still wanted the ability to burn. He said he would support a burning schedule for the community.

Barbara Pashek asked if the Dirt Huggers company accepted yard debris from individuals or only from The Dalles Disposal.

Representatives of Dirt Huggers, Tyler and Pierson, said their composting program was coordinated with The Dalles Disposal because they had the staffing levels to collect the materials. He said in the future it may be possible for individual to bring yard debris to them, but there would be a charge for it.

Wayne VonBorstel, 1603 Morton Street, The Dalles, said scheduled burn days may be difficult for people who work full time or if the weather was not appropriate on a scheduled burn day. VonBorstel said he believed his landscaping was a benefit to the community most of the time, but did support the ability to burn yard debris. He said many people in the community could not afford to pay for dumping yard debris and a ban could harm the beauty of the community because people may just cut down their trees all together.

Fire Marshal Hammel said the Fire Department was not in support or opposition of the proposal. He said they did have a burn permit process and if people violated their burn permits in regard to fire safety issues, they were subject to paying for the cost of the Department being called out. Hammel said there were alternatives to burning, but if people did not have ways to dispose of yard debris, it would cause fire safety issues. He suggested the City consider a burning season, noting that had worked well in Klamath Falls.

Written comments submitted outside the meeting are attached.

#### **COMMENTS REGARDING A CITY BUSINESS LICENSE**

Mayor Wilcox said a committee who had recently studied systems development charges for the City, had suggested the City consider a flat rate business license in the future, with revenues being used for street improvement projects. He said this was an opportunity for citizens to let the City know their thoughts on the implementation of a business license.

Barbara Pashek, 1332 West 10<sup>th</sup> Street, The Dalles, said it would be very difficult to regulate all the businesses in The Dalles, including those who had Ebay businesses and home businesses. She said Wasco County had a full time employee who worked on personal property taxes and questioned if the City would have to hire someone to do a similar job to figure out all the City businesses. Pashek said it may cost more to manage a program than revenues would generate.

Chris Zukin, 915 West 14<sup>th</sup> Street, The Dalles, questioned who would manage a business license program and said he did not think local businesses needed another license for the sake of having a business license. He said most businesses were regulated by other agencies already.

Wayne VonBorstel, 1603 Morton Street, The Dalles, said he hoped if the City implemented a license program, it would not include things like children's lemonade stands.

Dana Schmidling, Chamber of Commerce Executive Director, said she would support a business license program that wasn't too restrictive, but that it would be good information to know the number and types of businesses operating in The Dalles. She said it would give credibility to the business community.

Sandy Peterson, The Dalles, said she did not support a business license, saying it was an additional expense with no real benefit.

Bob Schultens, 2637, East 10<sup>th</sup> Street, The Dalles, said he did not believe revenues generated from a business license would be adequate to offset the cost to manage the program and having a business license would not help regulate illegitimate businesses.

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Wayne VonBorstel said business owners did not need another layer of red tape and costs. He said the City should make it easier, not more difficult, to do business in The Dalles.

Michael Leash, The Dalles, questioned the goal of implementing a City business license. He said he already had licenses from the Health Department, OLCC, lottery, broadcast music, and others. He asked that the City not add another license on businesses.

Mayor Wilcox said he had not heard any support for implementation of a City business license, so this would not be pursued.

### **OTHER COMMENTS**

Bob McNary, 1525 East Ninth Street, The Dalles, asked what had been accomplished on development of a street maintenance program.

City Manager Young said staff was currently working on a five year revenue/needs plan which would be provided for Council review in January.

Mayor Wilcox said information regarding an annexation study would be discussed at the next City Council meeting. He said Council had considered increasing franchise fees earlier in the year but decided it was not a good time in the current economy. Wilcox said with the difficulty in raising revenues, there was no additional funding for street maintenance.

Councilor Ahier said the City, through the budgeted process, had moved funding for street sweeping from the Street Fund to a different public works fund, which helped provide some funding for street repairs. City Manager Young said the City was expecting additional State funding over the next couple of years.

Public Works Director Dave Anderson said the City also created a transportation systems development charge on new development a couple years ago. He said funds collected from the program were banked and used for new streets or expansion of the street system.

Donna Lawrence, 222 West 12<sup>th</sup> Street, The Dalles, complimented the City for working to clean up the yard sale signs, she said it made the community look much nicer.

Councilor Ahier said he appreciated the citizens who attended the meeting and thanked them for their participation. He asked citizens to continue attending the meetings.

MINUTES (Continued)  
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**ADJOURNMENT**

The meeting adjourned at 6:50 p.m.

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Submitted by/  
Julie Krueger, MMC  
City Clerk

SIGNED:

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James L. Wilcox, Mayor

ATTEST:

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Julie Krueger, MMC, City Clerk

My position on Open burn---To be presented at the Town Hall meeting on Monday (Nov15th)

Our family lives on the outskirts of town. We live on a ½ acre, with a lot of trees, and summertime sunflowers. When fall time comes around, we accumulate a lot of fallen sticks, pruned branches, dry sunflowers and other, burnable yard debris. Each fall our family burns (in an open pit, 5x5 wide) this collection, as well as some of our neighbors who add to our elimination of yard debris.

I'm sure the local hospital personnel can produce an assumed correlation on burning in fall to breathing challenges for some folks in this town. I would counter their findings, (even, I would like to see their research if it's made available) and their self directed summary to not be solely connected to open burns. National (local obesity numbers are higher than the national average (MCMC 2002) research will support that increased obesity is directly associated to a spiked increase in asthma and its related problems to name another causal factor to breathing. Those patients that are used in the hospitals' reports in an effort to ban burning: were they former smokers, in an occupation of polluted air environment? The ban to eliminate the open burn can be an easy target. When opponents of "OPEN BURN" speak against it, I would question who they are targeting.

I understand that there are folks in town that do not abide by the city ordinances of;

1. Buying a burn permit
2. Burn items that are not legal
3. Have no regard for personal burning responsibility.

I and my neighbors follow the city ordinances for open burn, and strongly suggest that I/we be able to continue burning our summer debris, as long as we continue to follow the established S.O.P. of burning.

Potential solution: If a person has an open burn and does not have a permit, they should be fined, \$100-\$300 dollars. If a person burns illegal items (plastic, diapers, et. el.) they should be fined, \$100-\$300.

Summary: To ban open burns altogether would be unjust to those of us that are careful to follow the rules set in place. **Caution:** We heat our house during the winter approx. 80% in our wood burning stove. The cost is clearly measurable. Once THE DALLES begins limiting open burns, then our own heating source will naturally become the next focus for those that wish to eliminate burning of any type.

Living on this planet comes with risks and benefits. When a group attempts to limit another group from normal operation then that group needs to consider, the costs of living on this earth and if normal yard debris burning is made illegal, then what will be focused on to serve that particular group.

Thank you for your time, Tom Conklin 903 W 23<sup>rd</sup> street

## Julie Krueger

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**From:** Jim Wilcox <jim@fadnessrealty.com>  
**Sent:** Monday, November 15, 2010 8:44 PM  
**To:** Rep Huffman  
**Cc:** Julie Krueger  
**Subject:** Re: tonight's visit on community burning

Thank you for your comments John. You would have been in good company had you had the energy to endure another meeting. The bulk of the comments were very similar to yours. I'm forwarding a copy of this to Julie so she can make it part of the record.

-Jim

On Mon, Nov 15, 2010 at 5:15 PM, Rep Huffman <[huffman.rep@state.or.us](mailto:huffman.rep@state.or.us)> wrote:

Jim,

I would love to participate in the town hall tonight and "weigh in" but I have been in meetings ALL DAY and frankly am tired...sorry. But I wanted to share my thoughts anyway, then you can throw them away. Is it possible to have a balanced approach to the question of burning inside The Dalles? I think so. After reading Brian Tuck's article in the Chronicle over the weekend in which Brian talks about local inversions and burning he talks about not burning on certain days. What would be wrong with controlling burning by not allowing burning on the days that are overcast, where an inversion exists but then allow burning as conditions improve? I could rant on but I'll be brief. I would just hate to see the city over-control something that has been a common practice for many years.

Thanks for listening,

John

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## **MINUTES**

REGULAR COUNCIL MEETING  
OF  
NOVEMBER 22, 2010  
5:30 P.M.  
CITY HALL COUNCIL CHAMBER  
313 COURT STREET  
THE DALLES, OREGON

**PRESIDING:** Mayor Jim Wilcox

**COUNCIL PRESENT:** Bill Dick, Carolyn Wood, Dan Spatz, Brian Ahier, Tim McGlothlin

**COUNCIL ABSENT:** None

**STAFF PRESENT:** City Manager Nolan Young, City Attorney Gene Parker, City Clerk Julie Krueger, Public Works Director Dave Anderson, Finance Director Kate Mast, Community Development Director Dan Durow, Police Chief Jay Waterbury, Senior Planner Dick Gassman

### **CALL TO ORDER**

Mayor Wilcox called the meeting to order at 5:30 p.m.

### **ROLL CALL**

Roll call was conducted by City Clerk Krueger; all Councilors present.

### **PLEDGE OF ALLEGIANCE**

Mayor Wilcox invited the audience to join in the Pledge of Allegiance.

### **APPROVAL OF AGENDA**

Canvas the Vote Proclamation was added to the agenda. It was moved by Wood and seconded by McGlothlin to approve the agenda as amended. The motion carried unanimously.

### **PRESENTATIONS/PROCLAMATIONS**

#### **Canvas the Vote Proclamation**

Mayor Wilcox read the Proclamation, declaring the following elected to office: Mayor, Jim Wilcox; Councilor at Large, Carolyn Wood; Councilor Position #1, Tim McGlothlin; and Councilor Position #3, Bill Dick.

### **AUDIENCE PARTICIPATION**

None.

### **CITY MANAGER REPORT**

City Manager Young asked the Public Works Director to provide an update on projects.

Public Works Director Anderson said the reservoir project was nearing completion. He said the reservoir was being painted, pipe was in the ground, there were still over 260 private services to install and the pump station needed to be completed. Anderson said if weather allowed, the project should be completed in February.

Anderson said work on the Tenth Street Sewer Project was being discontinued for the winter months. He said the project had been moving very slowly, due to the amount of rock in the area. He said one block of Laughlin Street, between Seventh and Eighth Streets, would be paved by Public Works crews after they install a water line.

City Manager Young said the Marine Terminal and Festival Area Projects would be delayed because the City had not completed an agreement with the Confederated Tribes of Warm Springs. He said the contracts would be awarded in the Spring, allowing the contractor time to get the materials ordered, with in-water work beginning in November, 2011.

### **CITY ATTORNEY REPORT**

City Attorney Parker said he was working on the Commodore Parking Lot agreement. Parker said he had been working to draft a new ordinance concerning second hand dealers. He said the current ordinance was 30 years old and very outdated, making it difficult for the Police Department to enforce.

### **CITY COUNCIL REPORTS**

Councilor Wood said the Historic Landmarks Commission met last week and approved modifications for the Gayer Building. She said Sally Donovan had been hired to do work on the Pioneer Cemetery, including workshops, repairs to obelisks and headstones. She said the cemetery had been vastly improved, but work was not finished yet.

Councilor McGlothlin said Traffic Safety Commission had met last week but he was unable to attend the meeting.

Councilor Dick said the Urban Renewal Advisory Committee had met last week and received a report regarding design modifications for the Third Street Streetscape Project. He said the Advisory Committee made a recommendation to approve a grant/loan application for modifications at the Gayer Building and it would be coming to the Agency in the near future for approval.

Councilor Spatz reported that Mid Columbia Economic Development District Board would meet on December 15<sup>th</sup>. Spatz said he attended a Pub Talk meeting in Bingen last week and listened to an update on Airport activities by Chuck Covert. Spatz said there would be a GAIN competition in the early Spring and he encouraged entrepreneurs to bring new ideas for the competition.

Councilor Ahier reported the Mid Columbia Council of Governments and QLife Agency would both meet next week.

Mayor Wilcox said he had attended several meetings last week. He said Airport projects continued to make slow progress. Wilcox reported the Sister City Association would be hosting 30 delegates in December and plans were nearly complete for the visitation.

Mayor Wilcox expressed concern regarding public acrimony regarding the local schools. He said the schools were a vital piece of our local economic development and should be viewed positively. He urged the citizens not to publicly berate school board members.

### **CONSENT AGENDA**

It was moved by Wood and seconded by Ahier to approve the Consent Agenda as presented. The motion carried unanimously. The item approved by Consent Agenda was approval of the November 8, 2010 regular City Council meeting minutes.

### **PUBLIC HEARINGS**

#### **Public Hearing to Receive Testimony regarding Lone Pine Village Re-Zone of Six Lots from Recreational Commercial (CR) to General Commercial (CG)**

Mayor Wilcox reviewed the procedures to be followed for the public hearing.

Senior Planner Gassman reviewed the staff report. He said the main reason for changing from Recreational Commercial (CR) to General Commercial (CG) was that a CG Zone would allow for more of the lots to be used. He said the developer wanted more intense development than CR would allow. Gassman said staff and the Planning Commission were recommending that 50 feet along the river remain in CR zoning. He said one comment had been received from Oregon Department of Transportation (ODOT), which had been included in the packet.

Councilor Spatz asked if it was legal to place a condition of approval on a re-zone application. Senior Planner Gassman said he was unsure, but the recommendation would leave 50 feet of CR zoning along the river, so it would not need to be added as a condition of approval.

Councilor Wood expressed concern that too much commercial development could be harmful to the downtown commercial area. Senior Planner Gassman said the developer was requesting to modify the master plan to allow for more residential development, not commercial. He said the applicant had also applied for an amendment to their master plan, which had already been approved by the Planning Commission.

Regarding the round about, staff noted it would be constructed when traffic warranted the need, as per an agreement between the developer and ODOT.

Mayor Wilcox asked if the 50 foot CR zone proposal would be from the high water mark. Senior Planner Gassman said that was correct. Wilcox said the current condominiums in the development were difficult to get flood insurance for because it had not been made clear that their setbacks were from the high water mark of the river.

Testimony

Mike Mutton, 206 Laughlin Street, The Dalles, said the lots may be too small to develop with the 50 foot CR zone proposal.

Senior Planner Gassman said the lot in question was a two acre lot and had ample space for development.

Applicant Robert Gilham, 1524 Sherman Avenue, Hood River, said he had submitted plans to have the lots delineated regarding the flood issue and said they had also been helping to delineate the condo properties that were already developed. Gilham said this request would allow for more residential density which was needed in the Planned Unit Development.

Hearing no further testimony, the public hearing was closed.

Council Deliberation

It was moved by Ahier and seconded by Spatz to direct staff to prepare an ordinance approving Comprehensive Plan Amendment 38-10 and Zoning Ordinance Amendment 76-10, as approved by the Planning Commission based upon appropriate findings of fact and conclusions of law, to be presented for adoption at a future Council meeting. The motion carried unanimously.

**ACTION ITEMS**

Public Input Regarding Proposed Rate Increase for The Dalles Disposal Service

City Attorney Parker reviewed the staff report.

The Dalles Disposal Manager Erwin Swetnam introduced Jim Winterbottom who was helping with management of The Dalles site. Swetnam provided some examples of increased costs and said the overall rate request for next year was 1.3%. He said The Dalles Disposal continued to support community events and provided two free yard debris events and worked with the City on Community Clean Up Day.

Councilor Spatz asked what the proposed increase would bring in revenue. Swetnam said he was not sure of the dollar figure, but it would not cover the actual cost increases. Spatz asked if employees shared in the cost of their insurance premiums. Swetnam said they did not currently pay a portion of the premiums.

Public Comments

Bob McNary, 1525 East Ninth Street, The Dalles, said he would like to see bi-weekly service for a 20 gallon sized can, not just for 32 gallon cans. He said when he was gone for six weeks last year, he discontinued his service for a short period, saving \$12.00, but when he returned, was charged \$15.00 to reinstate his service, so he didn't save any money.

Rodger Nichols, 1617 Oregon Street, The Dalles, asked how many customers The Dalles Disposal had in the city limits. Swetnam said he did not have that figure but would let Mr. Nichols know later.

Vincent Manzilla, 206 Laughlin Street, The Dalles, said he did not think the numbers presented by Mr. Swetnam added up to the requested increase.

City Manager Young said the numbers were just examples of increased costs, not inclusive.

Resolution No. 10-027 Approving a Rate Increase of 1.3% for Services Provided by The Dalles Disposal Service for Increased Operational Costs

Councilor Spatz said he was not in favor of any cost increases to the citizens in our current economy.

It was moved by McGlothlin and seconded by Wood to adopt Resolution No. 10-027 approving a rate increase of 1.3% for services provided by The Dalles Disposal Service for increased operational costs. The motion carried; Spatz voting no.

**DISCUSSION ITEMS**

Review Report and Financial Analysis Regarding Delayed Annexations

City Manager Young reviewed the staff report.

It was the consensus of the City Council to hire a police officer in March instead of July, 2011, if there was adequate funding to support the position.

Councilor Ahier said he did have concerns about having enough funding in the future to maintain the streets.

City Manager Young said how streets were maintained would be determined by City Council policy. He said the current policy was that the City would not take responsibility for County

roads until they were brought up to City standards. He said some of the streets were designated as "public" but were not maintained by the County or City. Young said streets were financed primarily with State fuel tax revenue while the franchise fees and property taxes were used for General Fund uses, such as police services.

Discussion Regarding Request by Northwest Music to Extend the Downtown Parking District on the East Side of Laughlin Street Between First and Second Streets

City Manager Young reviewed the staff report. He asked for Council direction on two separate issues. He said the first issue was whether the City Council wished to amend the current ordinance to allow for boundary changes to be made by resolution and the second issues was whether the Council wanted to approve two requests for boundary amendments, one on Laughlin Street from First Street to the alley and one on Washington Street from First Street to the alley.

It was the consensus of the City Council to direct staff to amend the Downtown Parking Ordinance to allow future boundary changes to be made by Resolution.

Vincent Manzilla and Mike Mutton, owners of North American Music, 206 Laughlin Street, The Dalles, asked the Council to approve their request to extend the parking district boundary in front of their business. They said employees parked in front of their business all day and there were no parking spaces for their customers.

Following discussion, it was the consensus of the City Council to direct staff to amend the ordinance to allow for both boundary extension requests.

Councilor Wood asked that the boundary changes be well publicized.

**ADJOURNMENT**

Being no further business, the meeting adjourned at 7:10 p.m

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Submitted by/  
Julie Krueger, MMC  
City Clerk

SIGNED:

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James L. Wilcox, Mayor

ATTEST:

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Julie Krueger, MMC, City Clerk

## **RESOLUTION NO. 10-029**

### **A RESOLUTION CONCURRING WITH THE MAYOR'S APPOINTMENT OF A COMMITTEE TO MANAGE THE OREGON MAIN STREET PROGRAM**

**WHEREAS**, the City Council has established a goal to promote economic development opportunities that will provide job creation and retention and enhance the community's livability.

**WHEREAS**, a specific objective of that goal is to develop an organizational structure to promote downtown development.

**WHEREAS**, the City Council desires to form a citizen committee to guide the Main Street revitalization effort and promote new development in downtown;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL AS  
FOLLOWS:**

Section 1. Committee Established. A committee is established for the purpose of organizing and overseeing the work of the Oregon Main Street Program. The Steering Committee will monitor the overall downtown revitalization effort by adopting the Four-Point Approach of the Oregon Main Street Program (organization, promotion, design, and economic restructuring)

Section 2. Appointment of Committee Members. The following people are recommended to participate in the Main Street Program Steering Committee.

- Thomas Gilbertson, City of The Dalles, RARE Planner
- Dana Schmidling, Chamber of Commerce
- Chuck Covert, Napa Auto Parts
- Claudia Leash, Sigman's Flowers
- Mike Zingg, Design Structures
- Jack Evans, Bank of the West
- Keef Morgan, Windermere Real Estate
- Mary Merrill, Columbia Gorge Community College
- Stephen Lawrence, Civic Auditorium Committee President
- Casey Klaviter, Western States Insurance Agency



Section 3. Committee Responsibility. The steering committee has overall responsibility for the success or failure of the downtown Oregon Main Street (OMS) revitalization program. The committee is responsible for program direction and organizational policies. The steering committee must maximize volunteer involvement in all areas of the OMS program. Collectively, the committee makes decisions about the program's direction and monitors progress on a regular basis. The steering committee works in collaboration with OMS Program Coordinator, has primary responsibility for fundraising, and supports the work of sub-committees by volunteering time or expertise in support of their efforts. The steering committee will also make reports to the City Council and Chamber of Commerce when necessary.

The Oregon Main Street Approach uses a "Four Point" strategy for downtown revitalization and development. These four strategies include organization, promotion, design, and economic restructuring. Each of these four categories will become the focus of a subcommittee within the overall Main Street organization. These subcommittees will be appointed by the Steering Committee members and will not require a formal appointment from the City Council.

Section 4. Effective Date. This Resolution shall be effective December 13, 2010.

**PASSED AND ADOPTED THIS 13<sup>TH</sup> DAY OF DECEMBER, 2010**

Voting Yes, Councilors: \_\_\_\_\_  
Voting No, Councilors: \_\_\_\_\_  
Absent, Councilors: \_\_\_\_\_  
Abstaining, Councilors: \_\_\_\_\_

**AND APPROVED BY THE MAYOR THIS 13<sup>TH</sup> DAY OF DECEMBER, 2010**

SIGNED: \_\_\_\_\_  
James L. Wilcox, Mayor

ATTEST: \_\_\_\_\_  
Julie Krueger, MMC, City Clerk



**CITY OF THE DALLES**  
Department of Public Works  
1215 West First Street  
The Dalles, Oregon 97058

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## **AGENDA STAFF REPORT**

### **CITY OF THE DALLES**

<b>MEETING DATE</b>	<b>AGENDA LOCATION</b>	<b>AGENDA REPORT #</b>
December 13, 2010	Contract Review Board 11, A	10-098

**TO:** Honorable Mayor and City Council

**FROM:** Dave Anderson, Public Works Director

**THRU:** Nolan K. Young, City Manager

**DATE:** November 30, 2010

**ISSUE:** **AUTHORIZATION TO AWARD CONTRACT No. 2011-008 FOR  
INSTALLATION OF 24-INCH BUTTERFLY VALVE AT WICKS WTP**

**RELATED CITY COUNCIL GOALS:** NA

**BACKGROUND:** Last year the City awarded Contract No. 2010-005 for the installation of new electromagnetic flow meters at the Wicks Water Treatment Plant and Wastewater Treatment Plant. That contract also included the installation of a new 24-inch diameter butterfly valve at Wicks. However, unforeseen challenges were identified during the project that made the installation of the valve much more difficult than anticipated and that part of the project was eliminated from the contract.

A new project was developed that would provide all the work necessary for the installation of the valve and advertised for bid in October 2010; there were no responses to that advertisement. The project was re-advertised in November and three bids were received.

Nutter Corporation	\$25,500.00
Crestline Construction	\$33,100.00
Frank Construction	\$57,700.00

Bids were reviewed by staff and all were deemed to be responsible. Staff is recommending award of the contract to the lowest responsible bidder – Nutter Corporation.

**BUDGET ALLOCATION:** The current budget identifies \$60,000 in line 051-5000-510.73-30 that is available for this project; the bid amount of \$25,500 is within the budgeted funds available.

**ALTERNATIVES:**

- A. Staff Recommendation: Move to award Contract #2011-008 for the installation of a 24-inch butterfly valve to Nutter Corporation in an amount not to exceed \$25,500.00
- B. Deny authorization to award contract and provide additional direction to staff on how to proceed.



## CITY of THE DALLES

313 COURT STREET  
THE DALLES, OREGON 97058

(541) 296-5481 ext. 1122  
FAX: (541) 296-6906

# AGENDA STAFF REPORT

## CITY OF THE DALLES

MEETING DATE:	AGENDA LOCATION:	AGENDA REPORT #
December 13, 2010	Action Items 12, A	10-099

**TO:** Honorable Mayor and City Council

**FROM:** Gene E. Parker, City Attorney

GP

**THRU:** Nolan K. Young, City Manager

ny

**DATE:** November 24, 2010

**ISSUE:** Adoption of General Ordinance No. 10-1309, approving Zoning Ordinance Amendment No. 76-10 and Comprehensive Plan Amendment No. 38-10, for six parcels of land measuring approximately 4.2 acres, located on or near Lone Pine Boulevard.

**RELATED CITY COUNCIL GOAL:** None

**PREVIOUS AGENDA REPORT NUMBERS:** #10-093

**BACKGROUND:** On November 22, 2010, the City Council conducted a public hearing upon an application submitted by Icon Holdings LLC for a Zoning Ordinance Amendment and Comprehensive Plan Amendment for six parcels of land measuring approximately 4.2 acres, located on or near Lone Pine Boulevard. The request was to change the Comprehensive Plan Map and Zoning Ordinance Map from CR-Commercial Recreational to CG-General Commercial. Following the public hearing, the Council voted to approve the request, and directed staff to prepare an ordinance setting forth the appropriate findings of fact and conclusions of law. General Ordinance No 10-1309 includes those findings of fact and conclusions of law, and also provides that the parcel described as Assessor's Map 2N 13E 36, tax lot 500 will be rezoned from CR-Commercial Recreational to CG-General Commercial, except for that portion that begins at the high water mark of the Columbia River and extends south from

the River for a distance of 50 feet. That 50 foot strip shall remain zoned CR-Commercial Recreational.

Notice of adoption of the ordinance has been posted as required by the City Charter, and the ordinance can be adopted by title only.

**BUDGET IMPLICATIONS:** None.

**ALTERNATIVES:**

- A. Staff Recommendation. Move to adopt General Ordinance No. 10-1309 by title only.

**GENERAL ORDINANCE NO. 10-1309**

**AN ORDINANCE APPROVING ZONING ORDINANCE AMENDMENT NO. 76-10 AND COMPREHENSIVE PLAN AMENDMENT NO. 38-10, FOR SIX PARCELS OF LAND MEASURING APPROXIMATELY 4.2 ACRES, LOCATED ON OR NEAR LONE PINE BOULEVARD**

**WHEREAS**, on September 20, 2010, Icon Holdings LLC, an Oregon Corporation, submitted an application requesting a zone change and a Comprehensive Plan amendment for six parcels measuring approximately 4.2 acres located on Lone Pine Boulevard in The Dalles, to change the Comprehensive Plan Map and Zoning Ordinance Map from CR-Recreational Commercial to CG-General Commercial; and

**WHEREAS**, The City Planning Commission conducted a public hearing on the application on November 4, 2010, and voted to recommend the City Council approve the requested zone change as modified and Comprehensive Plan amendment as modified; and

**WHEREAS**, on November 22, 2010, the City Council conducted a public hearing on the application; and

**WHEREAS**, a staff report was presented to the City Council and public testimony was received at the public hearing; and

**WHEREAS**, following the close of the public hearing the City Council deliberated, and voted 5 to 0 to approve the requested zone change amendment and Comprehensive Plan amendment as modified; and

**WHEREAS**, the City Council directed staff to prepare an ordinance setting forth proposed findings of fact and conclusions of law; and

**WHEREAS**, the City Council has reviewed the proposed findings of fact and conclusions of law, attached to this ordinance as Exhibit "A" which Exhibit is incorporated herein by this reference; NOW, THEREFORE,

**THE COUNCIL OF THE CITY OF THE DALLES ORDAINS AS FOLLOWS:**

Section 1. The City Council hereby adopts and approves the findings of fact and conclusions of law set forth in Exhibit "A". Based upon these findings of fact and conclusions of law, the application of Icon Holdings, LLC, for Zoning Ordinance Amendment No. 76-10 and Comprehensive Plan Amendment No. 38-10, concerning a request to change the zone designation for six parcels measuring approximately 4.2 acres located on Lone Pine Boulevard from CR-Recreational Commercial to CG-General Commercial, is hereby approved, except as modified in Section 2.

Section 2. The parcel described as 2N 13E 36, tax lot 500 is rezoned from CR-Recreational Commercial to CG-General Commercial, except for that portion that begins at the average high water mark of the Columbia River and extends south from the River for a distance of 50 feet. That 50 foot strip of land shall remain zoned CR-Recreational Commercial.

Section 3. Effective Date. This ordinance shall be effective 30 days after the adoption and passage of the ordinance.

**PASSED AND ADOPTED THIS 13<sup>th</sup> DAY OF DECEMBER, 2010.**

Voting Yes, Councilors: \_\_\_\_\_  
Voting No, Councilors: \_\_\_\_\_  
Absent, Councilors: \_\_\_\_\_  
Abstaining, Councilors: \_\_\_\_\_

**AND APPROVED BY THE MAYOR THIS 13<sup>th</sup> DAY OF DECEMBER, 2010.**

SIGNED:

\_\_\_\_\_  
James L. Wilcox, Mayor

ATTEST:

\_\_\_\_\_  
Julie Krueger, MMC, City Clerk

## EXHIBIT "A"

### FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR COMPREHENSIVE PLAN AMENDMENT NO. 38-10 AND ZONE CHANGE AMENDMENT NO. 76-10

1. The request for a Zoning Ordinance Amendment and Comprehensive Plan Amendment is to redesignate parcels 1N 13E 1BA tax lots 600, 601, 1300, 1400, and 1500 and 2N 13E 36 tax lot 500 from CR-Recreational Commercial District to CG-General Commercial District. The subject parcels measure approximately 4.2 acres. The property is located on Lone Pine Boulevard, just west of Hwy 197.
2. The application was found to be complete by the Planning Department on September 20, 2010. The application for a Zone Change and Comprehensive Plan Amendment were combined into a single hearing under the provisions of Section 3.100 of the City's Land Use and Development Ordinance (hereinafter "LUDO"). Staff reports were prepared for the hearings before the Planning Commission and City Council setting forth the applicable criteria and standards, and proposed findings of fact. The public hearing before the Planning Commission was held on November 4, 2010, which complied with LUDO requirements and Department of Land Conservation and Development Commission requirements. Notices of the hearing before the Planning Commission and City Council were properly mailed and published, as required by the LUDO and DLCD regulations. The Zone Change application was reviewed on November 4, which is more than 30 days after the application was deemed complete, as required by the LUDO.
3. The applicant presented testimony that the CR zoning was inappropriate for the type of commercial development envisioned in the master plan for the property which was approved in 2006, due to the limitation on lot coverage. There was also testimony that the change from one type commercial zone to another type of commercial would have minimal overall effects other than on lot coverage.
4. Parts of three of the six lots have some land already within the CG zone.
5. The master plan for this property provides for a certain amount of residential development and a certain amount of commercial development. This rezone request does not affect those previous development approvals.
6. Council has determined that a strip of land, 50 feet in width, adjacent to the Columbia River, on lot 500, be kept in the CR zone in order to maintain the 30 foot setback from the Columbia River, which is required in the CR zone but not in the CG zone.
7. A comment was received by ODOT regarding the agreement with the developer for future transportation improvements to the intersection of Lone Pine Boulevard and Hwy 97. The concerns of ODOT have been identified and conditions imposed in a modification to the master plan conditional use permit. No condition needs to be added to this ordinance.
8. No one spoke at the public hearing in opposition to this request.
9. Goal 2, policy 5 of the Comprehensive Plan provides the following criteria apply for Comprehensive Plan amendments:
  - a. Compliance with the statewide land use goals and related administrative rules.
  - b. Compliance with the Comprehensive Plan goals, policies, and implementation measures.
  - c. The change will not adversely affect the health, safety and welfare of the community.
  - d. Adequate public facilities, services, and transportation networks are in place, or are planned to be provided with the proposed change.
  - e. Plan changes will be consistent with the vision.

The Council finds and concludes there is substantial evidence in the record to establish that the proposed application is in conformance with the LUDO and with the Comprehensive Plan goals, policies, and implementation measures. That Council finds and concludes that the proposed parcels are better suited for development with the CG zone designation, except for the 50 foot strip adjacent to the River. Granting the requested zone change and Comprehensive Plan amendment will provide for orderly development in the central commercial area of the master plan and will increase the potential for employment in the local economy and create additional tax revenue, which will benefit the health, safety, and welfare of the community.





## CITY of THE DALLES

313 COURT STREET  
THE DALLES, OREGON 97058

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# AGENDA STAFF REPORT

## CITY OF THE DALLES

MEETING DATE:	AGENDA LOCATION:	AGENDA REPORT #
December 13, 2010	Action Items 12, B	10-100

**TO:** Honorable Mayor and City Council

**FROM:** Gene E. Parker, City Attorney *GP*

**THRU:** Nolan K. Young, City Manager *ny*

**DATE:** November 23, 2010

**ISSUE:** Resolution No. 10-028, amending the boundaries of the Downtown Parking District to include the East side of Laughlin from 2<sup>nd</sup> to 1<sup>st</sup> Street, and the West side of Washington from the alley South to 1<sup>st</sup> Street

**RELATED CITY COUNCIL GOAL:** None

**PREVIOUS AGENDA REPORT NUMBERS:** 10-095

**BACKGROUND:** On November 22, 2010, the Council scheduled a discussion item to review requests submitted by the owners of the businesses located at 206 Laughlin and 203 Washington Street to revise the boundaries of the downtown parking district to include the areas in the front of these businesses. Testimony and information was presented to Council indicating that retail activity at these businesses was being hindered by the inability of potential customers to park in spaces adjacent to these businesses, as the spaces were often being used by employees of other businesses in the downtown area.

General Ordinance No. 86-1078 provides that future revisions to the boundaries of the downtown parking district can be adopted by the Council by resolution. The consensus of the Council following the discussion on November 22<sup>nd</sup> was to grant the request of the two business owners to revise the boundaries of the district. Resolution No. 10-028 includes provisions revising the

boundaries of the district to include the areas adjacent to the two businesses. If the Resolution is approved, the change in the district boundaries will be effective upon adoption of the Resolution.

**BUDGET IMPLICATIONS:** None.

**ALTERNATIVES:**

- A. Staff Recommendation. Move to adopt Resolution No. 10-028.

## **RESOLUTION NO. 10-028**

### **A RESOLUTION AMENDING THE BOUNDARIES OF THE DOWNTOWN PARKING DISTRICT TO INCLUDE THE EAST SIDE OF LAUGHLIN FROM SECOND TO FIRST STREET AND THE WEST SIDE OF WASHINGTON FROM THE ALLEY SOUTH TO FIRST STREET**

**WHEREAS**, the City Council adopted General Ordinance No. 86-1078 on December 15, 1986, establishing a downtown parking district, which included certain restrictions on parking within the boundaries of the district; and

**WHEREAS**, General Ordinance No. 86-1078 provides that future revisions to the downtown parking district may be adopted by the Council by resolution; and

**WHEREAS**, on November 22, 2010, the City Council scheduled a discussion item to consider requests submitted by the owners of businesses located at 203 Washington Street and 206 Laughlin Street to expand the boundaries of the downtown parking district, to include the areas in front of their respective businesses, to improve the ability of customers to park in front of their businesses; and

**WHEREAS**, after hearing testimony from the owners of the business located at 206 Laughlin, and reviewing the written material submitted by the owners of the business located at 203 Washington, the Council finds that the use of the parking spaces in front of these business by employees of other businesses in the City is having a negative impact upon the retail activities conducted by the businesses at 206 Laughlin and 203 Washington; and

**WHEREAS**, the Council finds that it is in the best interest and welfare of the community to grant the request of the business owners to revise the boundaries of the downtown parking district;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF THE DALLES  
RESOLVES AS FOLLOWS:**

Section 1. Boundary Revised. The boundaries of the downtown parking district shall be revised to include the East side of Laughlin Street from 2<sup>nd</sup> to 1<sup>st</sup> Street, and the West side of Washington from the alley South to 1<sup>st</sup> Street. The revised boundaries are shown by the bold, dashed lines outlined in the map marked Exhibit "A", which is attached hereto and incorporated herein by this reference.

Section 2. Effective Date. This Resolution shall be effective as of December 13, 2010.

**PASSED AND ADOPTED THIS 13<sup>TH</sup> DAY OF DECEMBER, 2010.**

Voting Yes, Councilors: \_\_\_\_\_

Voting No, Councilors: \_\_\_\_\_

Absent, Councilors: \_\_\_\_\_

Abstaining, Councilors: \_\_\_\_\_

**AND APPROVED BY THE MAYOR THIS 13<sup>TH</sup> DAY OF DECEMBER, 2010.**

SIGNED:

\_\_\_\_\_  
James L. Wilcox, Mayor


ATTEST:

\_\_\_\_\_  
Julie Krueger, MMC, City Clerk



# City of The Dalles - Downtown Parking District

Exhibit A

 No Parking Areas

