



**City Council**

Mayor  
Jim Fairchild

Council President  
Brian Dalton

Councilor  
Warren Lamb

Councilor  
Jackie Lawson

Councilor  
Kevin Marshall

Councilor  
Wes Scroggin

Councilor  
David Shein

Councilor  
David Voves

Councilor  
LaVonne Wilson

Councilor  
Ken Woods, Jr.

**Staff**

City Manager  
Jerry Wyatt

Asst. City Manager  
Kim Marr

City Attorney  
Lane Shetterly

Community Development  
Director  
Jason Locke

Finance Director  
Cecilia Ward

Fire Chief  
Bill Hahn

Police Chief  
John Teague

Public Works Director  
Fred Braun

City Recorder  
Emily Gagner

# Dallas City Council Agenda

Monday, November 15, 2010, 7:00 p.m.

Mayor Jim Fairchild, Presiding

Dallas City Hall  
187 SE Court Street  
Dallas, Oregon 97338

*All persons addressing the Council will please use the table at the front of the Council. All testimony is electronically recorded. If you wish to speak on any agenda item, please sign in on the provided card.*

<u>ITEM</u>	<u>RECOMMENDED ACTION</u>
1. ROLL CALL	
2. PLEDGE OF ALLEGIANCE	
3. QUESTIONS OR COMMENTS FROM THE AUDIENCE <i>This time is provided for citizens to address the Council or introduce items for Council consideration on any matters other than those on the agenda.</i>	
4. PUBLIC HEARINGS  <i>Public comment will be allowed on items appearing on this portion of the agenda following a brief staff report presenting the item and action requested. The Mayor may limit testimony.</i>  There are no public hearings scheduled.	
5. CONSENT AGENDA  <i>The following items are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be removed from the Consent Agenda and considered separately.</i>  a. Approve November 1, 2010 City Council Minutes <b>p. 3</b>  b. Approve OLCC application for Full On-Premises sales for Tony's Place <b>p. 6</b>	
6. ITEMS REMOVED FROM CONSENT AGENDA	
7. REPORTS OR COMMENTS FROM THE COUNCIL MEMBERS	
8. REPORTS FROM CITY MANAGER AND STAFF  a. CDBG Application <span style="float: right;">Information</span>  b. Other	

# Dallas City Council Agenda

## Page 2

### Our Vision

*Our vision is to foster an environment in which Dallas residents can take advantage of a vital, growing, and diversified community that provides a high quality of life.*

### Our Mission

*The mission of the City of Dallas is to maintain a safe, livable environment by providing open government with effective, efficient, and accountable service delivery.*

### Our Motto

*Commitment to the Community.  
People Serving People.*

Dallas City Hall is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to the City Manager's Office, 503-831-3502 or TDD 503-623-7355.

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## 9. RESOLUTIONS

- a. Resolution No. 3213 – A Resolution Authorizing the Establishment of a Health Reimbursement Arrangement/Voluntary Employees' Beneficiary Association ("HRA VEBA") Plan. **p. 13** Roll Call Vote
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## 10. FIRST READING OF ORDINANCE

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## 11. SECOND READING OF ORDINANCE

- a. Ordinance No. 1731: An Ordinance amending provisions of Dallas City Code Section 5.642 relating to penalties for nuisances; and repealing conflicting provisions. **p. 15** Roll Call Vote
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## 12. OTHER BUSINESS

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## 13. ADJOURNMENT

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**Note:** Following the Council meeting, there will be meeting of the Dallas Development Commission Urban Renewal Agency Board of Directors.

1  
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4 The Dallas City Council met in regular session on Monday, November 1, 2010, at 7:00 p.m. in  
5 the Council Chambers of City Hall with Mayor Jim Fairchild presiding.

6 **ROLL CALL AND PLEDGE OF ALLEGIANCE**

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

10 Also present were: Student Body Liaison Courtney Pope, City Manager Jerry Wyatt, City  
11 Attorney Lane Shetterly, Police Chief John Teague, Finance Director Cecilia Ward, Assistant  
12 City Manager Kim Marr, and Recording Secretary Emily Gagner.

13 Mayor Fairchild led the Pledge of Allegiance.

14 **QUESTIONS OR COMMENTS FROM THE AUDIENCE**

15 Mayor Fairchild asked for questions or comments from the audience on items other than those on  
16 the agenda.

17 Chelsea Pope, Executive Director of the Dallas Area Chamber of Commerce and Visitors Center  
18 thanked the Council for their support and participation with the Bounty Market over the summer,  
19 noting the wrap-up party went well. She indicated the Chamber received good feedback from  
20 the vendors on ways to improve the market next year. Ms. Pope reported that there were over  
21 6,000 attendees through the summer that spent over \$50,000, all of which went to local vendors.  
22 Ms. Pope also mentioned the Chamber's annual Halloween events were well attended. She  
23 stated she appreciated the support of the Council and staff for both events. Councilor Shein  
24 commended Ms. Pope and her staff for a fantastic job with the Bounty Market.

25 Mark McDonald indicated he was curious about the resolution on the agenda establishing a fee  
26 for garage sale permits. He said he'd lived all over the country and never seen fees charged to  
27 hold garage sales, noting most places don't have any regulations regarding garage sales. He  
28 asked the Council why there was a fee. He wondered why unless they were a public nuisance,  
29 there was a fee process to hold a garage sale. Mr. Shetterly stated there is no fee for a garage  
30 sale permit, though a permit is required to hold a sale. He added the \$15 fee is for someone who  
31 doesn't get a free permit prior to their sale. Mr. Shetterly did note the \$15 had been in the Code  
32 forever, but with the current Garage Sale Code updates, he took the dollar amount out of the  
33 code so if the fee ever changed the Code wouldn't have to be amended. He stated there was no  
34 change to the City's current practice.

35 **PUBLIC HEARINGS**

36 There were no public hearings.

37 **CONSENT AGENDA**

38 It was moved by Councilor Shein and seconded by Councilor Marshall to approve the Consent  
39 Agenda as presented. The motion carried unanimously.

40 Approved by the Consent Agenda: a) approve October 18, 2010 City Council minutes; b)  
41 approve OLCC application for change of ownership/change of trade name for Diamonds Garden  
42 Restaurant; c) acknowledge report of the October 25 Public Safety Committee meeting; and d)  
43 acknowledge report of the October 25 Public Works Committee meeting.

44 **ITEMS REMOVED FROM CONSENT AGENDA**

45 There were none.

46 **REPORTS OR COMMENTS FROM COUNCIL MEMBERS**

47 Mayor Fairchild reported that the 162<sup>nd</sup> Engineering would be returning to town on Thursday  
48 with a private ceremony with their families. He added there would be a public demobilization

1 ceremony on Friday, November 5 at 4:00 p.m. in front of the old armory building.

2 Mayor Fairchild reminded the Council that the dedication ceremony for the Veterans Memorial  
3 Bridge would be held on November 11 at 11:00 a.m.

4 Mayor Fairchild reminded the candidates that they had four days following the election to make  
5 sure all their campaign signs were removed.

6 Councilor Marshall commended the Dallas Fire Department and Dallas residents for the turnout  
7 for Sergeant Tawney's funeral, noting it was a very heartfelt and positive display. Mayor  
8 Fairchild added that he heard thanks from many for the town's good turnout.

## 9 **REPORTS FROM CITY MANAGER AND STAFF**

### 10 **EMPLOYEE AND VOLUNTEER OF THE QUARTER PRESENTATION**

11 Mr. Wyatt presented the first Employee of the Quarter award to Deb Darr from the Library. He  
12 then presented an Employee of the Quarter award to Rosalyn McGarva, also from the Library.

13 Mr. Wyatt explained the Volunteer of the Quarter award was awarded to Gary Coville, who  
14 volunteers in the Library, who was unable to attend the meeting.

### 15 **CHAMBER REQUEST FOR WINTERFEST**

16 Chelsea Pope, Executive Director of the Dallas Area Chamber of Commerce and Visitor Center,  
17 requested approval from the Council to hold Dallas Winterfest in the downtown on December 3  
18 and 4. She reviewed changes to the request for the current year, noting there would be vendors  
19 on the Courthouse lawn on Saturday and the Chamber would stress shopping in downtown.

20 It was moved by Councilor Woods and seconded by Councilor Lawson to authorize the City  
21 Manager to work with the Chamber to facilitate their Winterfest requests. The motion carried  
22 unanimously.

### 23 **HOLIDAY SCHEDULING**

24 Mr. Wyatt reviewed the staff report. Councilor Shein commended the City's employees for  
25 providing the Holiday Dinner for the community members on their own time and using their own  
26 funds.

27 It was moved by Councilor Lawson and seconded by Councilor Scroggin to approve cancelling  
28 the December 20, 2010 City Council meeting. The motion carried unanimously.

29 Mayor Fairchild reminded the Councilors they were welcome to help at the dinner since there  
30 would be no Council meeting that evening.

### 31 **OTHER**

32 Mr. Wyatt stated he would provide Ms. Courtney Pope with guidelines by the next meeting as far  
33 as what was expected of her at each meeting. Ms. Pope reported the High School canned food  
34 drive was scheduled for November 15-24, adding there would be drop sites at Safeway and Wal-  
35 mart. She noted instead of giving the food to H2O as they had in the past, they would donate all  
36 the food to Christmas Cheer this year.

37 Mr. Wyatt indicated there would be no Council Workshop in November.

## 38 **RESOLUTIONS**

39 **Resolution No. 3211:** A Resolution honoring Veterans and members of the United States  
40 Armed Forces on the occasion of Veterans Day 2010 and designating the Levens Street Bridge  
41 as Veterans Memorial Bridge.

42 A roll call vote was taken and Mayor Fairchild declared Resolution No. 3211 to have PASSED  
43 BY A UNANIMOUS VOTE.

1 **Resolution No. 3212:** A Resolution establishing a fee for a garage sale permit after  
2 commencement of a sale pursuant to Dallas City Code Section 7.530.

3 Councilor Scroggin asked what the penalty would be if a resident held a garage sale and didn't  
4 get a permit. Mr. Shetterly stated it would be a civil infraction punishable by a \$500 penalty.  
5 Mr. Wyatt reported that has never happened.

6 A roll call vote was taken and Mayor Fairchild declared Resolution No. 3212 to have PASSED  
7 BY A UNANIMOUS VOTE.

8 **FIRST READING OF ORDINANCE**

9 **Ordinance No. 1731:** An Ordinance amending provisions of Dallas City Code Section 5.642  
10 relating to penalties for nuisances; and repealing conflicting provisions.

11 Mr. Shetterly explained this ordinance reduces the penalty for a first violation of a nuisance  
12 violation to a civil infraction, adding it was currently a Class C misdemeanor. He noted this  
13 would allow the Code Enforcement Office to cite someone instead of a sworn officer and would  
14 allow for a first offense to be brought to Municipal Court instead of across the street in criminal  
15 court.

16 Mayor Fairchild declared Ordinance No. 1731 to have passed its first reading.

17 **SECOND READING OF ORDINANCE**

18 **Ordinance No. 1730:** An Ordinance amending provisions of the Dallas City Code Sections  
19 7.500 to 7.545, relating to garage sales; and repealing conflicting provisions.

20 Mayor Fairchild declared Ordinance No. 1730 to have passed its second reading. A roll call vote  
21 was taken and Mayor Fairchild declared Ordinance No. 1730 to have PASSED BY A  
22 UNANIMOUS VOTE.

23 **OTHER BUSINESS**

24 There being no further business, the meeting adjourned at 7:30 p.m.

25 Read and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

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28  
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ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Manager

# DALLAS CITY COUNCIL REPORT

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

<i>City of Dallas</i>	<b>Agenda Item No. 5 b</b>	<b>Topic:</b> OLCC Liquor License Application for Modification to Existing License
<b>Prepared By:</b> Emily Gagner	<b>Meeting Date:</b> November 15, 2010	<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Approved By:</b> Jerry Wyatt		

RECOMMENDED MOTION:

With approval of the Consent Agenda, the Council would recommend to the OLCC that the license be granted for a modification from Limited On-Premises Sales to Full On-Premises sales.

BACKGROUND:

The City received an OLCC application for a modification to the license at 127 SW Court Street for Thomas Kuhlman LLC dba Tony's Place. He wishes to modify his existing license from limited on-premises sales to full on-premises sales.

The Police Chief has reviewed the application and found no items of concern. The Council approved the change of ownership application for Mr. Kuhlman at the October 4, 2010 meeting.

FISCAL IMPACT:

None

ATTACHMENTS:

OLCC License Application for Thomas Kuhlman LLC dba Tony's Place.



OREGON LIQUOR CONTROL COMMISSION  
LIQUOR LICENSE APPLICATION

ENT'D OCT 12 2010

Application is being made for:

**LICENSE TYPES**

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

**ACTIONS**

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

**90-DAY AUTHORITY**

Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

**APPLYING AS:**

- Limited Partnership
- Corporation
- Limited Liability Company
- Individuals

**CITY AND COUNTY USE ONLY**

Date application received: \_\_\_\_\_

The City Council or County Commission:

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

recommends that this license be:

- Granted
- Denied

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

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

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

**OLCC USE ONLY**

Application Rec'd by: LVK

Date: 10/12/10

90-day authority:  Yes  No

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

① Thomas R Kuhlman, LLC ③ \_\_\_\_\_

② \_\_\_\_\_ ④ \_\_\_\_\_

2. Trade Name (dba): Tony's Place

3. Business Location: 127 Court St Dallas Polk OR 97338  
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: PO Box 4349 Salem OR 97302  
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 503 623 6248 N/A  
(phone) (fax)

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

7. If yes to whom: Thomas R Kuhlman Type of License: LOP

8. Former Business Name: Tony's Place

9. Will you have a manager?  Yes  No Name: \_\_\_\_\_  
(manager must fill out an Individual History form)

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

11. Contact person for this application: THOMAS R Kuhlman \_\_\_\_\_  
(name) (phone number(s))  
PO Box 4349 Salem, OR 97302 503 3712775  
(address) (fax number) (e-mail address)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① [Signature] Date 10/11/10 ③ \_\_\_\_\_ Date OCT 12 2010

② \_\_\_\_\_ Date \_\_\_\_\_ ④ \_\_\_\_\_ Date \_\_\_\_\_

**RECEIVED**  
OREGON LIQUOR CONTROL COMMISSION

SALEM REGIONAL OFFICE



# OREGON LIQUOR CONTROL COMMISSION INDIVIDUAL HISTORY

PLEASE PRINT OR TYPE

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

Trade Name (d.b.a.): Tony's Place City: Dallas

1. Name: Kuhlman (last) Thomas (first) Robert (middle)

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

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

4. Home Phone: (\_\_\_\_\_) \_\_\_\_\_ Business Phone: (503) 371 7444

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

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

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

8. Do you currently hold, or have you ever held a liquor license in this or any other state?  Yes  No  
If yes, when and where? Tony's Place Dallas or

9. In the past ten years, have you been convicted of **any** violation, misdemeanor or felony?  
(include traffic violations, if the fine was more than \$50.00)  Yes  No  
If yes, what, when and where? \_\_\_\_\_

10. Have you ever entered into a diversion agreement?  Yes  No  
If yes, when and where? Approx. 1984 Marion County

11. Do you have any arrests or citations that have not been resolved?  Yes  No  
If yes: Arrested/Cited for: BAA stop sign Date 10 7 10 County/City/State/ Marion, Salem Oregon  
Talking on cell phone

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

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

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

Applicant Signature: Thomas R Kuhlman Date: 10 11 10

**\*SOCIAL SECURITY NUMBER DISCLOSURE** As part of your application for an initial or renewal license, Federal and State laws require you to provide your Social Security Number (SSN) to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 666(a)(13) & ORS 25.785). The OLCC will refuse a license to any applicant or licensee who fails to provide his/her SSN. Your SSN will be used only for child support enforcement purposes unless you sign below.

Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your voluntary consent to use your SSN for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your SSN for these administrative purposes (5 USC § 552(a)). If you consent to these uses, please sign here.

Applicant Signature: Thomas R Kuhlman Date: 10 11 10

**OSP/DMV**  
Search Completed  
Date: 10 11 10  
OCT 15 2010





# OREGON LIQUOR CONTROL COMMISSION BUSINESS INFORMATION

Please Print or Type

Applicant Name: Thomas R Kuhlman, LLC Phone: 503 623 6248

Trade Name (dba): Tony's Place

Business Location Address: 127 Court St

City: Dallas ZIP Code: 97338

## DAYS AND HOURS OF OPERATION

### Business Hours:

Sunday	<u>7:00</u> to <u>2:30</u> a.m.
Monday	<u>a.m.</u> to _____
Tuesday	_____ to _____
Wednesday	_____ to _____
Thursday	_____ to _____
Friday	_____ to _____
Saturday	_____ to _____

### Outdoor Area Hours:

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

The outdoor area is used for:

- Food service Hours: \_\_\_\_\_ to \_\_\_\_\_
- Alcohol service Hours: \_\_\_\_\_ to \_\_\_\_\_
- Enclosed, how \_\_\_\_\_

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

\_\_\_\_\_ (Investigator's Initials)

Seasonal Variations:  Yes  No If yes, explain: \_\_\_\_\_

## ENTERTAINMENT

Check all that apply:

- |  |  |
|--|--|
| <input type="checkbox"/> Live Music                | <input type="checkbox"/> Karaoke                           |
| <input checked="" type="checkbox"/> Recorded Music | <input checked="" type="checkbox"/> Coin-operated Games    |
| <input type="checkbox"/> DJ Music                  | <input checked="" type="checkbox"/> Video Lottery Machines |
| <input type="checkbox"/> Dancing                   | <input type="checkbox"/> Social Gaming                     |
| <input type="checkbox"/> Nude Entertainers         | <input checked="" type="checkbox"/> Pool Tables            |
|  | <input type="checkbox"/> Other: _____                      |

## DAYS & HOURS OF LIVE OR DJ MUSIC

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

## SEATING COUNT

Restaurant: 30 Outdoor: \_\_\_\_\_

Lounge: 14 Other (explain): 6 Lottery

Banquet: \_\_\_\_\_ Total Seating: 50

### OLCC USE ONLY

Investigator Verified Seating: \_\_\_\_\_ (Y) \_\_\_\_\_ (N)

Investigator Initials: \_\_\_\_\_

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

I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: Thomas R Kuhlman, LLC Date: 10 11 10

1-800-452-OLCC (6522)

www.oregon.gov/olcc



**OREGON LIQUOR CONTROL COMMISSION  
WRITTEN PROPOSAL FOR A FULL ON-PREMISES SALES  
LICENSE COMMERCIAL ESTABLISHMENT**

Please Print or Type

Trade Name (dba): Tony's Place  
City: Dallas

I will offer at least five different meals during my regular meal period. My regular meal period must last at least 3 hours if my business is open past 5 PM, and must last at least 2 hours if my business is not open after 5 PM.

My regular meal period will be from 7:00 AM to 2:30 PM.  
(start time) (end time)

My menu for this regular meal period is attached

At all other times I will make at least five different substantial food items available in all areas where alcohol service is available. Substantial food items are food items that are typically served as a main course or entrée. Some examples include but are not limited to fish, steak, chicken, pasta, pizza, sandwiches, dinner salads, hot dogs, soup and sausages.

My menu of substantial food items is attached; or

My entire menu is available during all hours that alcohol service is available.

During my required meal period, I will have at least 30 (number) indoor dining seats at tables or food counters. This seating will be in areas of the licensed premises regularly open to the general public. (Note: Seats at counters in entertainment areas, seats at bars, and seats in outdoor areas do not qualify as dining seating.)

I have attached a floor plan showing the seats at tables, counters and bars in indoor and outdoor areas where alcoholic beverages will be sold, served, or consumed at my business. I understand that I must make food available to patrons in all areas where alcohol service is available.

I understand that discouraging food service is a violation of OAR 845-006-0466. Examples of discouraging food service include not taking, preparing, or delivering a food order in a timely manner; over-pricing food for the clientele of my business; offering or serving unpalatable food; failing to provide required food service; and failing to provide a food service menu in a timely manner when requested by the patron.

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Signature: [Handwritten Signature] Date: 10 11 10

# TONYS PLACE

## MEALS

CHICKEN STRIPS N FRIES	\$6.00
FISH N FRIES	\$6.00
CHICKENWINGS N FRIES	\$6.00
EGGROLLS N FRIES	\$5.50
SHRIMP N FRIES	\$7.00

ALL MEALS COME WITH A DINNER ROLL

SUBSTITUTE TATER TOTS FOR FRIES

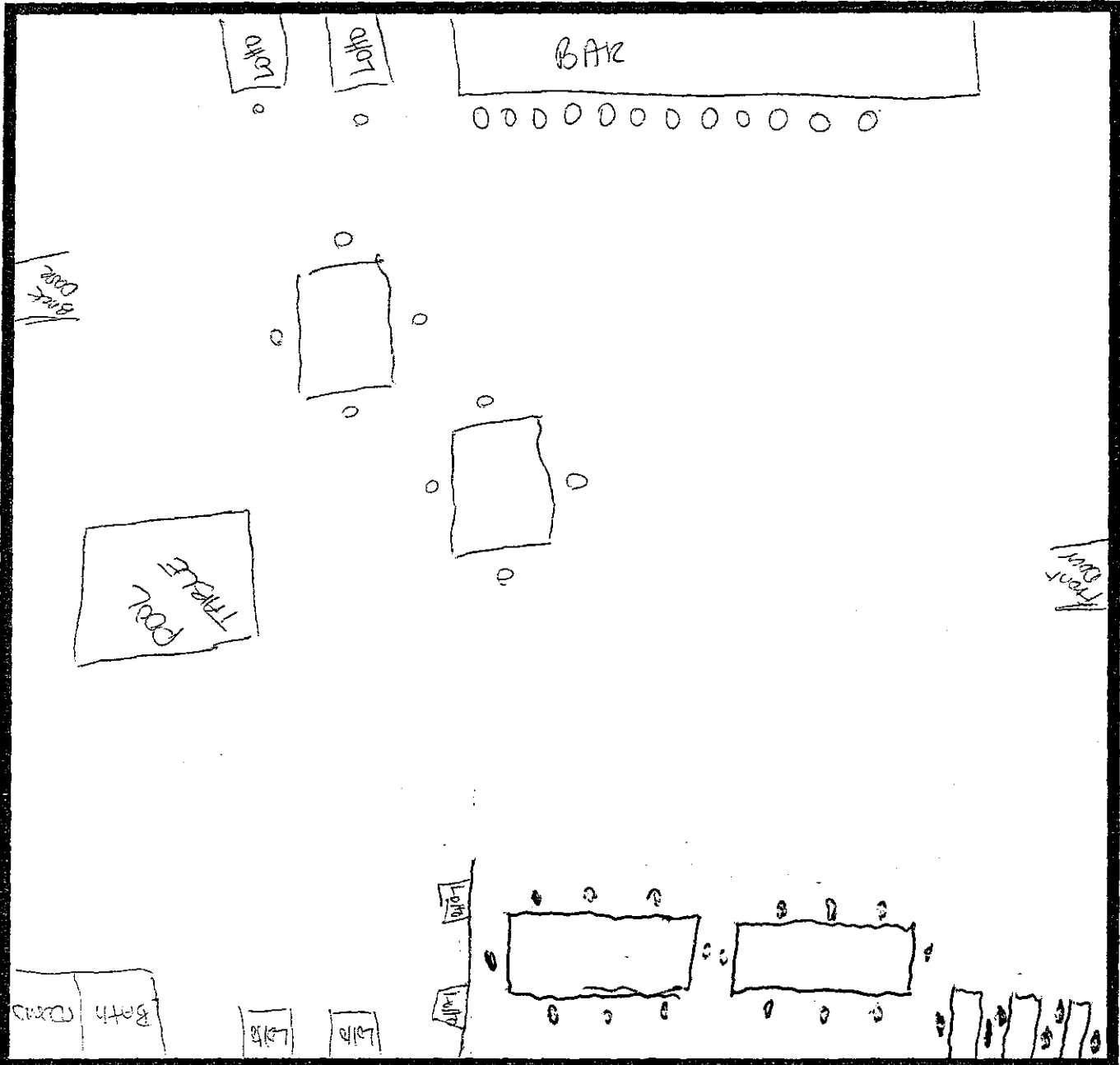
## SIDES

SHRIMP	\$5.00
CHIX STRIPS	\$4.75
FISH	\$4.75
CHIX WINGS	\$4.75
EGGROLLS	\$4.75



# OREGON LIQUOR CONTROL COMMISSION FLOOR PLAN

- Your floor plan must be submitted on this form.
- Use a separate Floor Plan Form for each level or floor of the building.
- Applicants must provide a sketch that shows the specific area of the premises (e.g. dining area, bar, lounge, kitchen and restrooms). Full On-Premises (commercial establishments) applicants must also show dining tables. See example on back.



Thomas R. Kuhlman  
 Applicant Name  
Thomas R. Kuhlman LLC  
 Trade Name (dba):  
Dallas OR 97338  
 City and ZIP Code

.....OLCC USE ONLY.....  
 MINOR POSTING ASSIGNMENT(S)  
 Date: \_\_\_\_\_ Initials: \_\_\_\_\_

1-800-452-OLCC (6522)  
[www.oregon.gov/olcc](http://www.oregon.gov/olcc)

RESOLUTION NO. 3213

A Resolution Authorizing the Establishment of a Health Reimbursement Arrangement/Voluntary Employees' Beneficiary Association ("HRA VEBA") Plan

WHEREAS, Internal Revenue Code Section 501(c)(9) allows for the creation of a voluntary employees' beneficiary association which is a tax-exempt health and welfare trust; and

WHEREAS, IRS regulations and guidelines allow an employer to offer health reimbursement arrangement (HRA) plans; and

WHEREAS, such HRA plans are available to governmental employers in Oregon; and

WHEREAS, the Voluntary Employees' Beneficiary Association for Public Employees in the Northwest Trust ("Trust") offers and will administer an HRA entitled "Voluntary Employees' Beneficiary Association Medical Expense Plan for Public Employees in the Northwest" ("Plan") as amended and restated ; and

WHEREAS, The City of Dallas has determined that establishing an HRA plan which provides a tax-free defined contribution account for employees to pay for medical, dental, vision and tax qualified long-term care premiums and non-covered healthcare expenses for the benefit of the represented members of the Dallas Police Officers Association employed by the city is in the best interest of the city and its employees who are represented members of the Dallas Police Officers Association; and

WHEREAS, the city desires to establish an HRA plan for its employees who are represented members of the Dallas Police Officers Association; and

WHEREAS, the city desires to use the services of the Trust to administer such Plan; and

WHEREAS, such HRA established by the city will be administered in accordance with the Plan documents provided by the Trust on file in the city's main office.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. Effective January 1, 2011, the City of Dallas hereby elects to participate in the Plan and Trust as presently constituted or hereafter amended using the Trust as its plan administrator for the benefit of eligible employees who are represented members of the Dallas Police Officers Association.

Section 2. The Plan will be funded with city contributions in amounts determined from time to time pursuant to city policies and the collective bargaining agreement between the city and the Dallas Police Officers Association.

Section 3. The City Manager is authorized to execute documents and establish procedures consistent with Plan and Trust provisions and applicable Employer polices and the collective bargaining agreement with the Dallas Police Officers Association necessary to effect the adoption and administration of the Plan.

Adopted: November 15, 2010  
Approved: November 15, 2010

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JAMES B. FAIRCHILD, MAYOR

ATTEST:

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JERRY WYATT, CITY MANAGER

ORDINANCE NO. 1731

An Ordinance amending provisions of the Dallas City Code Section 5.642, relating to penalties for nuisances; and repealing conflicting provisions.

THE CITY OF DALLAS DOES ORDAIN AS FOLLOWS:

Section 1. Dallas City Code Section 5.642 is hereby amended to read as follows:

**5.642 Penalties.**

(1) A violation of a provision of sections [5.500](#) to [5.600](#) is punishable as a civil infraction upon a first offense. A second or additional violation of the same provision based on the same facts is a Class C misdemeanor.

(2) The abatement of a nuisance is not a penalty for violation of sections [5.500](#) to [5.600](#), but is an additional remedy. The imposition of a penalty does not relieve a person of the duty to abate the nuisance.

Section 2. All prior and conflicting ordinance provisions are hereby repealed.

Read for the first time: November 1, 2010  
Read for the second time: November 15, 2010  
Passed by the City Council: November 15, 2010  
Approved by the Mayor: November 15, 2010

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JAMES B. FAIRCHILD, MAYOR

ATTEST:

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JERRY WYATT, CITY MANAGER