

MOSES LAKE CITY COUNCIL  
September 27, 2016

The regular meeting of the Moses Lake City Council was called to order at 7 p.m. by Mayor Voth in the Council Chambers of the Civic Center, 401 S. Balsam, Moses Lake, Washington.

Executive Secretary Sophia Guerrero called the roll. The following were:

Present: Mayor Todd Voth, Deputy Mayor Karen Liebrecht, and Council members Don Myers, Mike Norman, David Curnel, and Bill Ecret

Absent: Council member Ryann Leonard

Action Taken: Council member Norman moved to excuse Council member Leonard from the meeting, seconded by Council member Myers, and passed unanimously.

**PLEDGE OF ALLEGIANCE**: Jason Avila led the Council in the flag salute.

**SUMMARY REPORTS**

**SHORELINE MASTER PROGRAM**

John Williams, City Manager, requested that the discussion on the Shoreline Master Program be considered at the October 25 meeting due to unavailability of personnel from the Department of Ecology.

Action Taken: Deputy Mayor Liebrecht moved that the Shoreline Master Program be considered at the October 25 meeting, seconded by Council member Norman, and passed unanimously.

**CITIZEN'S COMMUNICATIONS** - None

**CONSENT AGENDA**

Minutes: The minutes of the September 13 meeting were presented for approval.

Approval of Claims, Prepaid Claims, Checks, and Payroll: Vouchers audited and certified by the Finance Director as required by RCW 42.24.080, and those expense reimbursement claims, certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the Council for approval and is retained for public inspection at the Civic Center. As of September 27, 2016 the Council does approve for payment claims in the amount of \$575,353.21; prepaid claims in the amounts of \$32,040.33 and \$338,407.82; claim checks in the amount of \$1,074,412.60; and payroll in the amount of \$309,948.98.

Sun Terrace No. 4 Final Major Plat and Findings of Fact: Aho Construction 1 Inc. submitted an application for a final plat of 27 lots located on Fairway Drive. The site is zoned R-1, Single Family Residential, which corresponds with the underlying Comprehensive Plan Land Use Designation of Residential. The Planning Commission recommended that the final plat be approved with conditions.

Resolution - Accept Street & Utility Improvements - Sun Terrace No. 4 Major Plat: A resolution was presented which accepts street and utility improvements constructed as part of the Sun Terrace No. 4 Major Plat.

Action Taken: Council member Norman moved that the Consent Agenda be approved, seconded by Council member Curnel, and passed unanimously.

**OLD BUSINESS**

**ORDINANCE - AMEND 5.07 - MOBILE AND STREET FOOD VENDOR**

An ordinance was presented which would required all mobile food vendor conveyances to be removed from the occupied property at the end of the business day.

The ordinance amending Chapter 5.07 of the Moses Lake Municipal Code entitled "Mobile and Street Food Vendors" was read by title only.

Gilbert Alvarado, Community Development Director/Deputy City Manager, stated that staff is working on an inventory of the commercial zones that would allow a "food truck" without having to go through additional permitting and mentioned that the requirement to remove the food conveyance from its temporary location every night does not apply to anything else at the site such as picnic tables, awnings, etc.

Action Taken: Council member Ecret moved that the ordinance be adopted, seconded by Council member Norman, and passed with Council member Myers opposed as he felt it would be an unnecessary burden on local businesses.

#### ORDINANCE - AMEND 12.10 - DRIVEWAY ACCESS CONTROL STANDARDS

An ordinance was presented which controls the number of driveways on Central Drive and still allows for the access to serve Block 1 of the S.L. & A Binding Site Plan.

The ordinance amending Chapter 12.10 of the Moses Lake Municipal Code entitle "Driveway Access Control Standards" was read by title only.

Action Taken: Council member Curnel moved that the ordinance be adopted, seconded by Council member Norman, and passed unanimously.

#### NEW BUSINESS

#### ORDINANCE - REPEAL WESTLAKE PLANNED UNIT DEVELOPMENT

The Westlake Planned Unit Development (PUD) ordinance was approved in May 2009. A PUD must be developed within three years or it becomes null and void.

Gilbert Alvarado, Community Development Director/Deputy City Manager, stated that more than three years have passed without any work being done on the PUD. The additional time was allowed at the request of the owner because of a possible sale of the property. No progress has been made on the development and the ordinance allowing the PUD needs to be repealed.

#### ORDINANCE - AMEND 17.42 - BOUNDARY LINE ADJUSTMENT

An ordinance was presented which amends the notice requirements for boundary line adjustments.

Gilbert Alvarado, Community Development Director/Deputy City Manager, mentioned that a boundary line adjustment is a record of survey and does not require legislative approval. The current notice requirements exceed what is required by law and the Planning Commission recommended that they be eliminated.

#### RESOLUTION - NUISANCE ABATEMENT - 2404 W. LAKESIDE

A resolution was presented which provides for the abatement of nuisances at 2404 W. Lakeside, owned by Vona M. Gibson, Estate.

Tina Jewell, Code Enforcement Officer, was sworn in and provided testimony concerning the nuisance violations.

There was no other testimony. The hearing was closed.

The resolution determining that Vona M. Gibson Est is the owner of certain real property within the City; that a nuisance requiring abatement by City forces or forces contracted by the City exists on such property; and directing the use of such forces to abate the nuisance found was read by title only.

Action Taken: Council member Norman moved that the resolution be adopted, seconded by Council member Myers, and passed unanimously.

#### RESOLUTION - NUISANCE ABATEMENT - KITTLESON AND MAIERS ROADS

A resolution was presented which provides for the abatement of nuisances at Kittleson and Maiers Roads, owned by Columbia Basin Investment Group.

Rick Rodriguez, Code Enforcement Officer, was sworn in and provided testimony concerning the nuisance violations.

There was no other testimony. The hearing was closed.

The resolution determining that Columbia Basin Investment Group is the owner of certain real property within the City; that a nuisance requiring abatement by City forces or forces contracted by the City exists on such property; and directing the use of such forces to abate the nuisance found was read by title only.

Action Taken: Deputy Mayor Liebrecht moved that the resolution be adopted, seconded by Council member Curnel, and passed unanimously.

#### RESOLUTION - NUISANCE ABATEMENT - 2003 BEAUMONT

A resolution was presented which provides for the abatement of nuisances at 2003 Beaumont, owned by Heidi Chen and Anthony Hsu.

Rick Rodriguez, Code Enforcement Officer, was sworn in and provided testimony concerning the nuisance violations.

There was no other testimony. The hearing was closed.

The resolution determining that Heidi Chen and Anthony Hsu are the owners of certain real property within the City; that a nuisance requiring abatement by City forces or forces contracted by the City exists on such property; and directing the use of such forces to abate the nuisance found was read by title only.

Action Taken: Council member Norman moved that the resolution be adopted, seconded by Deputy Mayor Liebrecht, and passed unanimously.

#### RESOLUTION - NUISANCE ABATEMENT - 1061 DIVISION

A resolution was presented which provides for the abatement of nuisances at 1061 Division, owned by Bonita Theresa Evens Estate.

Rick Rodriguez, Code Enforcement Officer, was sworn in and provided testimony concerning the nuisance violations.

There was no other testimony. The hearing was closed.

The resolution determining that Bonita Theresa Evens Estate is the owner of certain real property within the City; that a nuisance requiring abatement by City forces or forces contracted by the City exists on such property; and directing the use of such forces to abate the nuisance found was read by title only.

Action Taken: Deputy Mayor Liebrecht moved that the resolution be adopted, seconded by Council member Norman, and passed unanimously.

**ADMINISTRATIVE REPORTS** - None

**COUNCIL COMMUNICATIONS AND REPORTS** - None

**EXECUTIVE SESSION**- None

**ADJOURNMENT:** The regular meeting was adjourned at 7:40 p.m.

ATTEST

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Todd Voth, Mayor

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W. Robert Taylor, Finance Director