

MOSES LAKE CITY COUNCIL
April 28, 2015

Council Present: Dick Deane, Bill Ecret, Karen Liebrecht, David Curnel, Todd Voth, Jon Lane, and Jason Avila

The meeting was called to order at 7 p.m. by Mayor Deane.

PLEDGE OF ALLEGIANCE: Jackie Keele led the Council in the flag salute.

PRESENTATION AND AWARDS

PROCLAMATIONS

The proclamation declaring May 1 & 2, 2015 as Lions White Cane Day in Moses Lake was read in its entirety.

The proclamation declaring May 3 - 9, 2015 as Drinking Water Week was read in its entirety.

EMPLOYEE RECOGNITION - POLICE DEPARTMENT

Chief Ruffin presented a letter of accomplishment to Richard Cole, Reserve Police Officer, for outstanding service for the past 11 years.

EXECUTIVE SEARCH SERVICES

Gilbert Alvarado, Interim City Manager, stated that two firms have provided information on the services they would provide for recruiting a new City Manager.

John Darrington, Colin Baenziger & Associates, an executive recruiting firm, provided information on the process they would use to recruit the City's next City Manager.

Greg Prothman, Prothman, an executive recruiting firm, provided information on the process they would use to recruit the City's next City Manager.

CONSENT AGENDA

Minutes: The minutes of the April 14 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 April 28, 2015 the Council does approve for payment claims in the amount of \$416,193.29; prepaid claims in the amounts of \$50,914.45 and \$51,234.42; claim checks in the amount of \$925,522.26; and payroll in the amounts of \$3,933.94 and \$316,161.30.

Action Taken: Mr. Voth moved that the Consent Agenda be approved, seconded by Mr. Avila, and passed unanimously.

COMMISSION APPOINTMENTS

PLANNING COMMISSION

Mayor Deane requested Council confirmation of the appointment of Tim Adams to the Planning Commission to replace Steve Shield who has resigned.

Action Taken: Mr. Ecret moved that the appointment of Tim Adams be confirmed, seconded by Mr. Voth, and passed unanimously.

Mr. Adams provided some information on his background and mentioned that he would like to see Moses Lake become more attractive to travelers, residents, and businesses.

CONSIDERATION OF BIDS AND QUOTESMAE VALLEY SEWER IMPROVEMENT PROJECT

The City received one bid for the 2015 Mae Valley Sewer Improvement Project. The project includes installing 1,580' of 12" force main through Blue Heron Pak and 1,800' of 18" gravity sewer main in Westshore Dive, decommissioning the existing Montana Sewer Lift Station, and constructing the new Blue Heron Lift Station. Staff recommended that the single bid be rejected because it was 21% over the engineer's estimate.

Shawn O'Brien, City Engineer, explained that three of the four contractors who reviewed the project had other obligations at this time and were unable to bid on this project. He recommended that the bid be rejected and the project be rebid in the fall.

There was some discussion by the Council.

Action Taken: Mr. Lane moved that the bid be rejected and the project be bid at a later date, seconded by Mr. Avila, and passed unanimously.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGSCHARITY FUND RAISING - CERVANTES

Connie Cervantes outlined some of the fund raising events in Moses Lake she is organizing to help the March of Dimes and Seattle Children's Hospital and hoped that the Council could participate in the various activities. She proposed a Wall of Heroes mural which would include the Seahawks, students, and others.

It was recommended that she contact the Parks and Recreation Commission.

ORDINANCES AND RESOLUTIONSORDINANCE - AMEND 6.18 - PENALTIES AND ENFORCEMENT - 2ND READING

An ordinance was presented which amends 6.18, Penalties and Enforcement, by providing specific penalties for barking dogs.

The ordinance amending 6.18 of the Moses Lake Municipal Code entitled "Penalties and Enforcement" was read by title only.

Action Taken: Mr. Ecret moved that the second reading of the ordinance be adopted, seconded by Dr. Curnel, and passed unanimously.

ORDINANCES - AMEND 3.16, 3.18, 5.04, AND 6.18 - 1ST READINGS

Ordinances were presented with amend Chapters 3.16, Admissions Tax, 3.18, Gambling Tax, 5.04. Licensing Regulations, and 6.18, Penalties and Enforcement. to bring them into compliance with the recently adopted Chapter 1.20, Civil Code Enforcement.

The ordinance amending Chapter 3.16 of the Moses Lake Municipal Code entitled "Admissions Tax" was read by title only.

Action Taken: Mr. Voht moved that the first reading of the ordinance be adopted, seconded by Mr. Avila, and passed unanimously.

The ordinance amending Chapter 3.18 of the Moses Lake Municipal Code entitled "Gambling Tax" was read by title only.

Action Taken: Dr. Curnel moved that the first reading of the ordinance be adopted, seconded by Mrs. Liebrecht, and passed unanimously.

The ordinance amending Chapter 5.04 of the Moses Lake Municipal Code entitled "Licensing Regulations" was read by title only.

Action Taken: Mr. Lane moved that the first reading of the ordinance be adopted, seconded by Dr. Curnel, and passed unanimously.

The ordinance amending Chapter 6.18 of the Moses Lake Municipal Code entitled "Penalties and Enforcement" was read by title only.

Action Taken: Mrs. Liebrecht moved that the first reading of the ordinance be adopted, seconded by Dr. Curnel, and passed unanimously.

RESOLUTION - BUILD ON UNPLATTED PROPERTY - AMERICOLD

A resolution was presented which would allow Americold to construct a building on unplatted property located at 3245 Road N NE. This resolution rescinds the previous resolution which required that the property be platted.

Gilbert Alvarado, Interim City Manager, stated that at the time the previous resolution was adopted Americold had not provided information on the type of building to be constructed. Americold has since informed staff that only a very small pumphouse will be constructed and staff felt that platting would not serve any development regulation purpose.

The resolution allowing Americold to build on unplatted property owned by ART Mortgage Borrower Propco 2013 LLC was read by title only.

Action Taken; Mr. Ecret moved that the resolution be adopted, seconded by Dr. Curnel, and passed unanimously.

REQUEST TO CALL FOR BIDS

STRATFORD ROAD SIDEWALK PROJECT

Staff requested permission to call for bids for the 2015 Stratford Road Sidewalk Project. This project includes construction of sidewalks, bus turnout, and a pedestrian at-grade railroad crossing on Stratford Road between Highway 17 and Maple Drive.

Action Taken: Mr. Lane moved that staff be authorized to call for bids, seconded by Mr. Avila, and passed unanimously.

REFERRALS FROM COMMISSIONS - None

OTHER ITEMS FOR COUNCIL CONSIDERATION - None

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS

DON'T TEXT AND DRIVE CAMPAIGN - INLAND CELLULAR

Casey Cooper, Inland Cellular, stated that Inland Cellular would like to promote safe driving by hosting a "Don't Text and Drive Campaign" by placing sidewalk stickers next to businesses, parks, and other places frequented by the community. He showed a short video about the dangers of texting while driving. He requested permission from the City to place the stickers on City sidewalks and to maintain them through the summer.

Gilbert Alvarado, Interim City Manager, pointed out that the stickers include the Inland Cellular logo and the City does not typically allow businesses to advertise on its property.

Staff was directed to discuss the issue with Mr. Cooper.

CITY MANAGER POSITION

Joe Rogers, 816 Laguna Drive, stated that the removal of the former City Manager could result in a large financial drain on the City's budget and felt that a better explanation is needed as to what the Council was trying to accomplish in firing the City Manager prior to his retirement and why was it done without any prior Council discussion.

Katherine Kenison, City Attorney, suggested that the comments and questions be noted and that the Council discuss, at a later time, what response, if any, would be provided.

COUNCIL QUESTIONS AND COMMENTS - None

CITY MANAGER REPORTS AND COMMENTS

PROJECTS UPDATE

Gilbert Alvarado, Interim City Manager, provided an update of the current projects within the City.

STATE AUDITOR

Gilbert Alvarado, Interim City Manager, stated that the State Auditor's Office has provided a response concerning the issue of interfund loans and the City Attorney will provide a response.

COLVILLE TRIBES - TRUST PETITION

Gilbert Alvarado, Interim City Manager, advised the Council that the U. S. Dept. of the Interior, Bureau of Indian Affairs, has affirmed the Colville Tribes' request for the U. S. to accept the Tribe's property located on Wanapum Drive into trust. This decision means that the land will become part of a sovereign nation and the Tribe will not be required to obtain permits from the City and will be exempt from federal, state, and local taxes.

WCIA DELEGATE

Mr. Ecret moved that Gilbert Alvarado, Interim City Manager, be appointed as the City's full board delegate to WCIA.

FIREWORKS

4TH OF JULY FIREWORKS - FARMERS MARKET

Gilbert Alvarado, interim City Manager, reminded the Council that the Farmers Market had offered to cover the cost of the July 4 fireworks display. He reported that Western Display Fireworks has received the deposit payment for the 4th of July Fireworks Display and the contracts will be forwarded to them. He also mentioned that the Farmer's Marker will have to provide the remainder of the funds prior to July 4 display.

QUARTERLY FINANCIAL REPORT

The 2015 first quarter financial report has been posted on the City's website.

GAMBLING TAX

The City received \$64,121.49 from gambling tax for the first quarter of 2015.

INVESTMENT REPORT

The City received \$20,216.22 in investment income for March 2015.

SALES TAX/TRANSIENT RENTAL INCOME

The City received \$397,122.95 in sales tax and \$29,287.72 in transient rental income in March.

The regular meeting was recessed at 9 p.m. and the Council met in a 20 minute executive session with the City Attorney to discuss labor relations, personnel performance, and potential litigation. The executive session was adjourned at 9:15 p.m. and the regular meeting was reconvened.

CITY MANAGER POSITION

A letter was read from the Mayor which recommended that the Interim City Manager's wages be increased

to the level of the current pay for City Manager.

Action Taken: Dr. Curnel moved that the Interim City Manager's pay be increased to the current City Manager salary and that it be retroactive to March 25, seconded by Mrs. Liebrecht, and passed unanimously.

The regular meeting was adjourned at 9:20.

ATTEST

Dick Deane, Mayor

W. Robert Taylor, Finance Director