

MOSES LAKE CITY COUNCIL
July 12, 2011

Council Present: Jon Lane, Bill Ecret, Dick Deane , Karen Liebrecht, David Curnel, Richard Pearce, and Brent Reese

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

PLEDGE OF ALLEGIANCE: Mr. Ecret led the Council in the pledge of allegiance.

PRESENTATIONS AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the June 28, 2011 meeting were presented for approval.

Industrial Waste Discharge Permit - Ask.com: A permit was presented which allows Ask.com to discharge 8,600 gallons per day into the city's system.

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

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 city hall. As of July 12, 2011 the Council does approve for payment claims in the amount of \$1,418,320.05; prepaid claims in the amounts of \$14,627.71 and \$20,255.93; claim checks in the amount of \$1,583,138.14; and payroll in the amounts of \$4,772.11 and \$374,669.64.

Mr. Ecret questioned the purchase of bark and security cameras.

Spencer Grigg, Parks and Recreation Director, explained the when the city does not obtain enough bark from the chipper/shredder program, the city has to purchase bark.

Dean Mitchell, Police Chief, explained that the cameras were purchased to replace the exterior security cameras at the Police Building.

Action Taken: Mr. Ecret moved that the bills and checks be approved, seconded by Mr. Deane, and passed unanimously.

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES - None

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGS

CITY PUBLICATION - COLUMBIA BASIN HERALD

Harlan Beagley, Columbia Basin Herald, pointed out that Columbia Basin Printing, the parent company of the Columbia Basin Herald, has the facilities and permits to do printing and mailing of

informational newsletters and public notification items and requested that they be given the opportunity to bid on the projects, which would keep the business local.

There was some discussion and in the future the staff will provide Columbia Basin Printing the opportunity to supply a quote for the printing and postage services for the water quality report.

ORDINANCES AND RESOLUTIONS

ORDINANCE - AMEND 8.28 - NOISE CONTROL - 1ST READING

An ordinance was presented which increases the number of complaints necessary before an infraction notice is issued by the city for noise.

The ordinance amending Chapter 8.28 of the Moses Lake Municipal Code entitled "Noise Control" was read by title only.

Joseph K. Gavinski, City Manager, explained that when a complaint about noise is received by the Police Department, the complaint is investigated and the person producing the noise is requested to correct the problem. If the person does not, he can be issued a citation but the Police Officer does not have the authority to make the person stop producing the noise.

There was considerable discussion by the Council on the issue and the difficulty in regulating noise and it was the consensus of the Council that no changes should be made to the noise regulations.

ORDINANCE - AMEND 12.40 - STREET CONSTRUCTION OR IMPROVEMENT REIMBURSEMENT CHARGES" - 1ST READING

An ordinance was presented which establishes the reimbursement charges for the street improvements to Wapato Drive.

The ordinance amending Chapter 12.40 of the Moses Lake Municipal Code entitled "Street Construction or Improvement Reimbursement Charges" was read by title only.

Gary Harer, Municipal Services Director, explained that the city will be reimbursed for the improvements on Wapato Drive when the property is developed.

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

ORDINANCE - AMEND 18.20 - RESIDENTIAL ZONES - 1ST READING

An ordinance was presented which amends the residential zones by allowing hedges in any front yard or corner lot exterior side yard.

The ordinance amending Chapter 18.20 of the Moses Lake Municipal Code entitled "Residential Zones" was read by title only.

Joseph K. Gavinski, City Manager, stated that the prohibition on the height of hedges in the front yard and exterior side yard was deleted from the ordinance.

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

ORDINANCE - AMEND 2011 BUDGET - 1ST READING

An ordinance was presented which amends the 2011 budget.

The ordinance amending the 2011 budget for the City of Moses Lake, Washington was read by title only.

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

RESOLUTION - ACCEPT DONATION - WAL-MART

A resolution was presented which accepts a \$750 donation. The funds will be used for fire prevention and education activities.

The resolution accepting a cash donation of \$750 from Wal-Mart was read by title only.

Action Taken: Mr. Reese moved that the resolution be adopted, seconded by Mr. Pearce, and passed unanimously.

RESOLUTION - NUISANCE ABATEMENT COSTS - HESTER

A resolution was presented which authorizes staff to collect the funds expended for the nuisance abatement at 2603 Texas. The property is owned by the Estate of Dorothy Hester.

The resolution establishing the billing to be imposed against the estate of Dorothy Hester, as the owner of certain real property upon which the city caused abatement of a nuisance to be preformed after a failure of the property owners to abate the same was read by title only.

Action Taken: Mr. Pearce moved that the resolution be adopted, seconded by Mr. Reese, and passed unanimously.

RESOLUTION - BUILD ON UNPLATTED PROPERTY - HEPBURN

A resolution was presented which allows Charles and Loretta Hepburn to build on unplatted property located at 3851 East Broadway Extended NE.

The resolution allowing Charles and Loretta Hepburn to build on unplatted property was read by title only.

Gilbert Alvarado, Community Development Director, stated that the platting application was deemed incomplete due to the need to address a wetland on the property. He mentioned that there is a dispute about the wetland and their revised application was also deemed incomplete. He pointed out that the initial letter was sent in 2009 about the incomplete application and nothing was heard from the civil engineering firm until 2011. He mentioned that the city has received three requests to build on this same piece of unplatted property.

There was some discussion by the Council about the length of time that has passed since the first request to build on unplatted property was granted and the lack of progress on the platting of the property.

The Council took no action.

REQUEST TO CALL FOR BIDS - None

REFERRALS FROM COMMISSIONS - None

OTHER ITEMS FOR COUNCIL CONSIDERATION

DECANT STATION PROJECT - WAIVER

Central Washington Excavating requested permission to start work at 4:30 a.m. on July 18 to pour the concrete for the stormwater decant facility. The request to start early is due to the hot weather. The nearest neighbor was contacted and had no objection to the early start. The City's Municipal Code requires Council approval for construction work between the hours of 10 p.m and 7 a.m.

Action Taken: Mrs. Liebrecht moved that the request be granted, seconded by Mr. Deane, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS - None

COUNCIL QUESTIONS AND COMMENTS

RAILROAD

Mr. Ecret felt that the Council should emphasize to the Port that the city would like to retain the original idea of eliminating the rail way through downtown since there seems to be a move to have a different segment of the rerouting of the railroad become the priority.

There was some discussion and it was pointed out that the owners of the railroad are in a dispute between themselves and nothing can be done until they resolve their difficulties.

COUNCIL IN THE PARK

There was some discussion and it was determined to have the Council at McCosh Park on Saturday, July 30.

CITY MANAGER REPORTS AND COMMENTS

POPULATION

Joseph K. Gavinski, City Manager, stated that the state has officially determined that the city's population is now 20,640.

BUILDING ACTIVITY REPORT

The June 2011 Building Activity Report was presented.

4TH OF JULY - REPORT

Tom Taylor, Fire Chief, stated that there were no fireworks related fires on the 4th of July weekend. There was a fireworks related fire on July 5 on Beaumont Street which took about 6 hours to extinguish.

Dean Mitchell, Police Chief, stated that a number of complaints about illegal fireworks displays were received and several citations were issued.

The regular meeting was adjourned at 8:40 p.m.

ATTEST

Jon Lane, Mayor

Ronald R. Cone, Finance Director