

MOSES LAKE CITY COUNCIL
February 23, 2010

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

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

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

PRESENTATIONS AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the February 9, 2010 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 city hall. As of February 23, 2010 the Council does approve for payment claims in the amount of \$225,736.18; prepaid claims in the amounts of \$13,147.17 and \$104,713.38; claim checks in the amount of \$684,936.77; and payroll in the amount of \$34,579.60.

Resolution - Accept Easement - Desertview Utility: A resolution was presented which accepts water and sewer mains constructed as part of the Desertview Utilities.

Resolutions - Accept Easements: Resolutions were presented which accept easements from REC Solar Grade Silicon, LLC and the Clara M. Davisson Trust for municipal purposes and uses on Road N.

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

COUNCIL APPOINTMENTS - None

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES

ROAD N RECONSTRUCTION PROJECT

The City received 10 bids for the 2010 Road N Reconstruction Project. This project includes reconstructing approximately 3,850' of Road N from Wheeler Road to the north side of the Guardian Fiberglass plant entrance. The City has obtained a \$796,000 Transportation Improvement Board grant to pay 80% of the total project.

Action Taken: Mr. Reese moved that the bid be awarded to Central Washington Asphalt in the amount of \$651,742, seconded by Dr. Curnel, and passed unanimously.

DANO PARK HYDROSEEDING

The City received one quote for the Dano Park Hydroseeding project. This project includes hydroseeding approximately 21,000 square feet.

Action Taken: Mrs. Liebrecht moved that the project be awarded to Tatum Lawn Care, seconded by Mr. Pearce, and passed unanimously.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGSGRANT COUNTY MOSQUITO CONTROL

Daniel Couture, Manager of the Grant County Mosquito Control District #1, explained that they are applying for a National Pollutant Discharge Elimination System Permit which allows them to spray for mosquitoes. This permit will deal mainly with the spraying of mosquito larvae.

Annie Moser, Grant County Mosquito Council District #1, explained the life cycle of the mosquito and pointed out that it is during the larval stage that they are most vulnerable to the spray. There are nuisance and vector mosquito. The nuisance mosquito is usually non-disease carrying because they prefer humans as prey. The vector mosquitoes are the ones that carry the diseases, which they mainly get from infected birds.

Mr. Couture stated that the Department of Ecology is proposing new regulations to limit spraying in order to reduce contamination of ground water. The new regulations, if they are enacted, will not affect the spraying of the larval stage but will prohibit spraying for adult mosquitoes unless a disease is detected. The new regulations from the Department of Ecology will apply to any water source, including such things as residential bird baths, that has the potential to seep into the ground waters of the state. He pointed out that the inability to spray for adult mosquitoes will affect the City of Moses Lake since there is no way to completely eliminate mosquitoes at the larval stage. He requested that the Council provide comments to the Department of Ecology about their concerns if the proposed new regulations are adopted.

There was some discussion by the Council.

Action Taken: Mr. Deane moved that the City Manager be authorized to contact the state legislators concerning the issue, seconded by Mr. Reese, and passed unanimously.

USE OF CITY PROPERTY - FARMER'S MARKET

The Moses Lake Farmer's Market requested permission to use McCosh Park on Saturdays beginning the first weekend in May through the last weekend of October for the Farmer's Market. They also requested the closure of the 300 block of Ash Street on Wednesdays from 1 p.m. to 7 p.m. for the Farmer's Market.

Mark Rowley, representing the Moses Lake Farmer's Market, stated that they had a very successful year at McCosh Park last year and they would like to use it again in 2010. He mentioned that they are requesting the closure of Ash Street an hour later than last year so that lunch traffic could still use Ash Street. Only half of the 300 block of Ash Street would be closed from Third Avenue to the entrance to Sinkiuse Square.

There was some discussion by the Council on the effect of the closure of the street on the adjacent businesses and the possibility of placing the vendors within the Sinkiuse Square parking area.

Action Taken: Mr. Pearce moved that the request to use McCosh Park and the use of Sinkiuse Square on Wednesday without closing Ash Street be granted, seconded by Mrs. Liebrecht.

There was additional discussion by the Council.

Action Taken: Mr. Deane moved that the issue be tabled, seconded by Dr. Curnel, and failed with Mr. Deane, Dr. Curnel, and Mr. Lane in favor and Mr. Reese, Mr. Pearce, Mr. Ecret, and Mrs. Liebrecht opposed.

The motion passed with Mr. Deane opposed.

PHOTO ENHANCED TICKETS

David Ames, 1233 Mather Drive, stated that he was issued a traffic citation for running a red light. He felt that the length of time the yellow light is on is too short and the fine for running the red light is too high. He requested the Council consider extending the length of time the yellow light is on and reducing the fine from \$112 to \$40.

Dean Mitchell, Police Chief, explained the process taken by the City prior to installation of the red light cameras. That process included a public awareness campaign, emphasis patrols, signs installed at intersections where red light cameras were placed, and a 30 to 60 day grace period after the cameras were activated before citations were issued. He pointed out that a citation is issued only if the car enters the intersection after the light has turned red. He pointed out that the number of people running the red lights has decreased significantly since the cameras were installed.

Gary Harer, Municipal Services Director, provided information on the length of time of the yellow light and explained how the duration of the yellow light is determined.

There was some discussion by Council but no action was taken.

COULEE CORRIDOR

Corinne Isaak, Byway Coordinator for the Coulee Corridor Consortium, submitted information on the attractions along the 150 mile Coulee Corridor Byway that runs from Othello to Omak along Highway 17 and Highway 155. She outlined their projects, past and future, and pointed out that scenic byways are a tourist attraction. She requested funds from the city for their advertising campaign.

There was some discussion by the Council and it was suggested that the request be presented to the Tourism Commission for a recommendation to the Council.

ORDINANCES AND RESOLUTIONSORDINANCE - AMEND 3.62 - UTILITY SYSTEM DEVELOPMENT CHARGES - 2ND READING

An ordinance was presented which increases the system development charges.

The ordinance amending Chapter 3.62 of the Moses Lake Municipal Code entitled "Utility System Development Charges" was read by title only.

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

REQUEST TO CALL FOR BIDS2010 SEWER LINING PROJECT

Staff requested authorization to call for bids for the 2010 sewer lining project. This project consists of lining approximately 24,150 linear feet of 10", 12", 15", 18", and 21" concrete sewer pipe in the Wheeler Road, downtown, and Larson areas.

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

SEWER CAMERA

Staff requested authorization to call for bids for a new camera that will be used by the Wastewater Division to TV the sewer mains. The new camera will provide digital quality pictures and provide better views into the side services.

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

REFERRALS FROM COMMISSIONSNEPPEL PARK - WAKE BOARD EVENT

INT Amateur Tour and Sunshine Marketing, Inc. requested permission to use Neppel Park for a wake board competition on July 16, 17, and 18. The Parks and Recreation Commission recommended that the request be granted with certain stipulations including that INT secure all necessary permits, insurance, and hold harmless agreements and approval from the various agencies involved in such an activity. The Commission also expressed concern about whether or not the lake was deep enough in this area for a wakeboard competition and the need to obtain permission from the Moses Lake Irrigation District and Rehabilitation District for use of their dock.

Spencer Grigg, Parks and Recreation Director, explained the concerns over the depth of the lake near Neppel Park.

There was some discussion by the Council.

Action Taken: Mr. Deane moved that the request be granted, seconded by Mr. Reese, and passed with Mr. Ecret opposed as he was concerned about possible inadequate parking in the area for such an event and the liability of people near the railroad tracks and on the bridge.

PARKS AND RECREATION COMPREHENSIVE PLAN

The 2010 Moses Lake Paks and Recreation Comprehensive Plan was presented. The Parks and Recreation Commission recommended that the Comprehensive Plan be adopted.

Spencer Grigg, Parks and Recreation Director, stated that there is a great deal of information in this Plan and has taken about 18 months to prepare.

There was some discussion by the Council.

Action Taken: Mr. Deane moved that the Parks and Recreation Comprehensive Plan be adopted, seconded by Dr. Curnel, and passed unanimously.

OTHER ITEMS FOR COUNCIL CONSIDERATION

MOSES LAKE ELEMENTARY SCHOOL #2 - STREET DEVIATIONS

Brent Harding, NAC Architecture, representing the Moses Lake School District, requested deviations to the required street improvement standards for the Moses Lake Elementary School #2 project located on Paxson Drive. The request is to waive the requirement to construct the sidewalk on the west side of Paxson Drive, to construct the sidewalk on the east side of Paxson Drive next to the curb, and to defer the construction of the permanent cul-de-sac for the south end of Paxson Drive.

Action Taken: Mr. Pearce moved that the requested deviations be granted with the stipulation that a covenant be required for the construction of the cul-de-sac within five years, seconded by Dr. Curnel, and passed unanimously.

REQUEST FOR CITY UTILITIES - CHINOOK PROJECT

Representatives from "Project Chinook" have requested permission to connect to the City's water and sewer facilities to serve their development located near the City's firing range on Randolph Road. The project's water requirement is 20,000 gallons of water per day at startup and 150,000 gallons per day in the future. The wastewater requirement is 16,000 gallons per day at startup and 130,000 gallons per day in the future. Most of the wastewater will be discharged to the Port's wastewater facility. The City's water and sewer facilities have adequate capacity to serve this development.

Action Taken: Mr. Ecret moved that the request be granted with the stipulation that an Extra Territorial Utility Agreement be required, seconded by Mr. Reese, and passed unanimously.

Joseph K. Gavinski, City Manager, stated that the "Project Chinook" wishes to connect its domestic wastewater to the force main in Randolph Road. The force main is owned by Takata. In order for "Project Chinook" to hook to the force main, they would have to get permission from Takata or the City could purchase the force main from Takata. It has been suggested that the City make an offer

for about 5,500' of the force main that runs from the middle of the "Project Chinook" property to the entrance to the gravity sewer main. There is also the possibility that the City and the Port of Moses Lake could make a joint application for funds from the County's Strategic Infrastructure Program (SIP) to cover the cost.

There was some discussion concerning the implications of purchasing only a portion of the force main.

Action Taken: Mr. Deane moved that the City offer to purchase the 5,500' of force main from Takata for no more than \$75,000, seconded by Mr. Reese, and passed unanimously.

Action Taken: Mr. Reese moved that staff be authorized to apply for an SIP grant to purchase the force main, seconded by Mr. Pearce, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS - None

COUNCIL QUESTIONS AND COMMENTS - None

CITY MANAGER REPORTS AND COMMENTS

MOBERG - REMOVAL OF TREES

Gilbert Alvarado, Community Development Director, reported that Basin Tree Service was hired to clean up the area south of Riveria Street. He showed pictures of the area before and after the clean up.

The regular meeting was recessed at 9:40 p.m. and the Council met in an executive session to discuss the sale of property where public knowledge of the sale may affect the price. The executive session was adjourned at 10:15 p.m. and the regular meeting was reconvened. The regular meeting was adjourned at 10:15 p.m.

ATTEST

Jon Lane, Mayor

Ronald R. Cone, Finance Director