

MOSES LAKE CITY COUNCIL
April 13, 2010

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

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

PLEDGE OF ALLEGIANCE: Girl Scout Troop 1238 led the Council in the pledge of allegiance.

PRESENTATIONS AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the March 23, 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 April 13, 2010 the Council does approve for payment claims in the amount of \$815,079.61; prepaid claims in the amounts of \$8,908.94, \$7,553.63, \$19,970.82, and \$2,017.64; claim checks in the amount of \$742,169.31; and payroll in the amounts of \$2,357.54 and \$33,944.44.

Guardian Preliminary Major Plat and Findings of Fact: Guardian Fiberglass Inc. of Albion, Michigan, submitted an application to plat their existing plant site under construction into one lot of 66.72 acres. The site is located at 3937 Road N NE, and is zoned Heavy Industrial, which corresponds with the Comprehensive Plan Land Use Designation of Industrial. Waivers were requested for street and utility improvements to Road N. The Planning Commission recommended that the preliminary major plat be approved with conditions. The Council's approval of this decision incorporates and adopts the Findings, Conclusion and Decision of the Planning Commission.

Resolution - Interfund Loan: A resolution was presented which provides for an interfund loan of \$100,000 from the Sanitation Fund to the Ambulance Fund.

Resolution - Interfund Loan: A resolution was presented which provides for an interfund loan of \$100,000 from the Water/Sewer Fund to the Stormwater Fund.

Resolution - Spring Festival: A resolution was presented which establishes the city's responsibility during the Moses Lake Spring Festival on May 26 - 31, 2010.

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

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES

AMBULANCE

The City received three bids for the new ambulance.

Action Taken: Mr. Reese moved that the bid be awarded to Braun Northwest, Inc. in the amount of \$147,879, seconded by Dr. Curnel, and passed unanimously.

NELSON ROAD LIFT STATION

The City received two bids for the Nelson Road Lift Station Improvement Project. This project used the Small Works Roster. The bids came in much higher than the engineer's estimate.

Gary Harer, Municipal Services Director, explained that the staff's estimate was based on a new installation instead of the removal and replacement of the equipment. The engineer's estimate is low and staff feels that the bids are good.

Action Taken: Mrs. Liebrecht moved that the project be awarded to Power City Electric, Inc. in the amount of \$178,905.75, seconded by Mr. Reese, and passed unanimously.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGS

SIGNS - LETTER CARRIERS

The National Association of Letter Carriers requested permission to post four temporary signs in public right-of-way to advertise their national food drive on May 8. The banner signs will be about 3' by 6' and about 3' off the ground.

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

SIGNS - THE NORTHWEST GOURD FESTIVAL

The Northwest Gourd Festival requested permission to post temporary signs in public right-of-way to advertise the festival on July 15, 16, 17, and 18.

Myrna Grigsby, President, Washington Gourd Society, provided information on the activities that would take place during the gourd festival on July 15, 16, 17, and 18.

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

SIGNS - MOSES LAKE REALTY

Pro Sign, on behalf of Moses Lake Realty, requested permission to install a pylon sign at 537 W. Broadway. The sign will use an existing footing and will be 18' tall and 15' from the bottom of the sign to grade. The sign will be 18" back from the edge of the sidewalk and will overhang the sidewalk about 3'6".

There was some discussion by the Council.

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

R C MODELERS - REQUEST TO USE CITY PROPERTY

The Moses Lake R C Modelers requested permission to use property at the Sand Dunes Wastewater Treatment Plant for a model airplane fly-in on June 12 and 13, July 16 - 18, and September 11. Permission was also requested for overnight camping in the parking lot for the participants who have self-contained RVs.

Jim Tabor, representing the R C. Modelers, stated that there have never been more than 3 RV's staying at the site overnight.

Action Taken: Dr. Curnel moved that the request be granted, seconded by Mr. Reese, and passed unanimously.

GROUND WATER MANAGEMENT AREA

Paul Stoker, Executive Director of the Columbia Basin Ground Water Management Area, gave a presentation on the status of the ground water in the Columbia Basin.

ORDINANCES AND RESOLUTIONSORDINANCE - AMEND 2.30 - EMERGENCY MEDICAL AND AMBULANCE SERVICE - 2ND READING

An ordinance was presented which amends the ambulance utility fee by providing relief from out-of-pocket expenses for those patients who are residents of the City. Currently that relief applies to all persons transported by the City's ambulances whether they pay the ambulance utility fee or not.

The ordinance amending Chapter 2.30 of the Moses Lake Municipal Code entitled "Emergency Medical and Ambulance Service" was read by title only.

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

ORDINANCE - AMEND 13.12 - WATER, SEWER, AND STORMWATER RATES - 2ND READING

An ordinance was presented which increases the water and sewer rates.

The ordinance amending Chapter 13.12 of the Moses Lake Municipal Code entitled "Water, Sewer, and Stormwater Rates" was read by title only.

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

ORDINANCE - AMEND 8.26 - FIRE ALARMS - 1ST READING

An ordinance was presented which increases the fees charged for the Fire Department responding to false alarms.

The ordinance amending Chapter 8.26 of the Moses Lake Municipal Code entitled "Fire Alarms" was read by title only.

There was some discussion and it was the consensus of the Council that the fee for a third false alarm within three months be increased to \$500 and for the second failure to notify the Fire Department of testing of the equipment be increased to \$200.

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

ORDINANCE - AMEND 13.12 - WATER, SEWER, AND STORMWATER RATES - 1ST READING

An ordinance was presented which includes garbage and ambulance on the city's utility bills.

The ordinance amending Chapter 13.12 of the Moses Lake Municipal Code entitled "Water, Sewer, and Stormwater Rates" was read by title only.

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

ORDINANCE - AMEND 16.36 - FIRE CODE - 1ST READING

An ordinance was presented which amends the regulations pertaining to fire apparatus access roads.

The ordinance amending Chapter 16.36 of the Moses Lake Municipal Code entitled "Fire Code" was read by title only.

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

ORDINANCE - VACATE PENNIVY STREET -1ST READING

An ordinance was presented which vacates the portion of Pennivy Drive located east of Lakeside Drive.

The ordinance vacating a portion of Pennivy Drive was read by title only.

Gilbert Alvarado, Community Development Director, mentioned that the public hearing on this proposed vacation was held in March 2009. No action was taken at that time because of easement and access issues relating to the property.

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

RESOLUTION - BUILDING PERMIT FEES AND VALUATIONS

A resolution was submitted which rescinds the previous resolution setting the building permit fees and building construction valuations and providing for additional fees and valuations.

The resolution rescinding Resolution No. 3135 and establishing building code fees for the City of Moses Lake was read by title only.

Gilbert Alvarado, Community Development Director, explained that the previous resolution did not include the building valuation data. That is now included in this resolution.

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

RESOLUTION - AMBULANCE UTILITY FEE

A resolution was adopted which increases the ambulance utility rate from \$3.12 to \$4.70 per month.

The resolution establishing ambulance service utility rates was read by title only.

There was considerable discussion by the Council.

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

REQUEST TO CALL FOR BIDS - None

REFERRALS FROM COMMISSIONS

AIRPORT LAYOUT PLAN

The Moses Lake Municipal Airport Layout Plan and Narrative Report prepared by Airside was reviewed by the Airport Commission and it was recommended that the Layout Plan and Narrative Report be approved.

Joseph K. Gavinski, City Manager, stated that the Layout Plan and Narrative Report has been approved by the Department of Transportation, Aviation Division.

Lew Mason, Airport Commissioner, stated that this project has been on-going for a long time.

Daryl Fuller, Airport Commissioner, stated that the city receives grants from the state for projects at the Municipal Airport and one of the requirements for continuing to receive those grants is that a Layout Plan be adopted.

Action Taken: Mrs. Liebrecht moved that the Layout Plan and Narrative Report be approved, seconded by Mr. Deane, and passed unanimously.

OTHER ITEMS FOR COUNCIL CONSIDERATION

DISCHARGE TO SEWER - JGM CLEANING

JGM Cleaning requested permission to discharge approximately 100 gallons of wastewater to the city's sewer system. The wastewater is a result of the cleaning of the waste compactors at Wal-Mart four times per year.

There was some discussion by the Council.

Action Taken: Mr. Reese moved that the request be granted, seconded by Dr. Curnel, and passed unanimously.

URBAN GROWTH AMENDMENTS

The city received two requests to amend the UGA as part of the 2010 Comprehensive Plan amendment cycle. The requests are to include industrial property located in the Wheeler Road Corridor belonging to National Frozen Foods and Americold.

Gilbert Alvarado, Community Development Director, explained the location of each property and the reasons for requesting their inclusion into the city's UGA. Staff has concluded that it is appropriate to include the property within the city's UGA. He stated that the determination of the Council will be forwarded to the county which will not act on the requests until January 2011.

Action Taken: Dr. Curnel moved that the requests be approved, seconded by Mrs. Liebrecht, and passed unanimously.

SENIOR OPPORTUNITY AND SERVICES - AGREEMENT

An agreement was presented which provides that the city will pay \$14,331 to the Senior Opportunity and Services in 2010 for the provision of recreational services. The payment for 2011 will be \$10,750.

Joseph K. Gavinski, City Manager, explained the costs which were previously approved by the Council.

Action Taken: Mr. Reese moved that the City Manager be authorized to sign the agreement, seconded by Dr. Curnel, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS - None

COUNCIL QUESTIONS AND COMMENTS - None

CITY MANAGER REPORTS AND COMMENTS

CHAMBER OF COMMERCE - CONTRACT

Joseph K. Gavinski, City Manager, submitted a draft of a new contract with the Chamber of Commerce. This contract states that the city will pay the Chamber \$5,500 per year beginning 2011 and also pay \$5 per piece for processing the fulfillment of tourist information requests. This contract eliminates the funds that were given to the Chamber for the Spring Festival. With the change in the law, the city can now pay those funds directly to the Spring Festival.

After some discussion, it was the consensus of the Council that the contract be placed on the next agenda for formal approval.

SPRING CLEAN-UP

Joseph K. Gavinski, City Manager provided information on the annual Spring Cleanup with Lakeside Disposal and Recycling Co. which is scheduled for the week of April 12.

MOSQUITO CONTROL PERMIT

Joseph K. Gavinski, City Manager, provided information from the Department of Ecology concerning the on-going review of the mosquito spraying permit.

COUNCIL/STAFF REPORT

Joseph K. Gavinski, City Manager, provided a report on the 2010 Council/Staff Retreat.

BUILDING ACTIVITY REPORT

The March 2010 Building Activity Report was presented.

GAMBLING TAX REPORT

The city received \$80,780.01 from gambling tax for the first quarter of 2010.

INVESTMENT REPORT

The city received \$15,549.22 in investment income for March 2010.

SALES TAX/TRANSIENT RENTAL INCOME

The city received \$276,352.86 in sales tax and \$27,491.94 in transient rental income in March 2010.

The regular meeting was adjourned at 9:30 p.m.

ATTEST

Jon Lane, Mayor

Ronald R. Cone, Finance Director