

MOSES LAKE CITY COUNCIL  
September 14, 2010

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

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

PLEDGE OF ALLEGIANCE: Pete Kunjara, Asst. Fire Chief, led the Council in the pledge of allegiance.

PRESENTATIONS AND AWARDS

PROCLAMATIONS

The proclamation declaring September 17 - 23 as Constitution Week was read in its entirety.

The proclamation declaring the second week of September as City of Moses Lake Quits! Week was read in its entirety.

CONSENT AGENDA

Minutes: The minutes of the August 24, 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 September 14, 2010 the Council does approve for payment claims in the amount of \$2,259,867.90; prepaid claims in the amounts of \$17,859.63 and \$14,619.63; claim checks in the amount of \$765,541.85; and payroll in the amounts of \$1,998.65 and \$49,434.95.

Resolution - Grant Easement to PUD: A resolution was presented which rescinds Resolution 3164 and re-grants an easement to the PUD on the City's Firing Range.

Resolution - Accept Easement - WBF, LLC: A resolution was presented which accepts an easement from WBF, LLC for municipal purposes and uses on Tax #13564 in Lot 2, Hardenburgh Short Plat No. 2 and Lot 2, Paradise Short Plat.

Nuisance Abatement: The Council should set September 28 as the date to consider a resolution to abate nuisances on 221 and 227 Crestview, 213 Crestview, 522 Kentucky, 530 Florida, 720 Pennivy, 502 Kentucky, 403 Earl, and 1201 Baker.

REC Wastewater Discharge Permit: The REC Wastewater Discharge Permit was presented for renewal.

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

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES - None

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGSMOSES LAKE SENIOR OPPORTUNITY AND SERVICES

Moses Lake Senior Opportunity and Services requested an additional \$5,000 over the normal \$10,000 provided by the city for recreational services to seniors. The additional \$5,000 would be used to replace the carpet in the social hall, computer room, and office area with laminate type flooring which will increase the versatility of the areas.

Mary Kile, representing the Senior Opportunity and Services, stated that the new flooring will allow for greater diversification of activities.

There was considerable discussion and additional information was requested on current funding amounts, other revenue sources, and location of persons being served by the Senior Center.

NIGHT WORK - PIONEER WAY SIDEWALK PROJECT

Harden Construction requested permission to work between the hours of 10 p.m. and 7 a.m. on September 15 on the library sidewalks. This will allow the replacement of the sidewalks while the library is closed.

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

SIGNS ON CITY PROPERTY - GRANT COUNTY TEA PARTY

The Grant County Tea Party Coalition requested permission to place signs on City property advertising a Tea Party Rally on October 2 at the Civic Center Park.

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

SIGNS ON CITY PROPERTY - DETROLIO

Bill Peterson requested permission to place political signs on city property in the approved locations.

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

SIGNS ON CITY PROPERTY - COLUMBIA BASIN HERALD

Harlan Beagley, Columbia Basin Herald, requested permission to place signs on city property advertising the Senior Wellness and Expo on Saturday, September 18.

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

ORDINANCES AND RESOLUTIONSORDINANCE - AMEND 17.24 - IMPROVEMENTS - 2<sup>ND</sup> READING

An ordinance was presented which provides authority to City staff to call for the installation or completion of deferred improvements or infrastructure.

The ordinance amending Chapter 17.24 of the Moses Lake Municipal Code entitled "Improvements" was read by title only.

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

#### ORDINANCE - REC SOLAR GRADE SILICON III ANNEXATION - 1<sup>ST</sup> READING

An ordinance was presented which provides for the annexation of approximately 61 acres located adjacent to and south of Road 4 owned by REC Solar Grade Silicon.

The ordinance annexing property commonly known as the REC Solar Grade Silicon III annexation to the City of Moses Lake, Washington, and incorporating the same within the corporate limits of the City of Moses Lake, was read by title only.

Action Taken: Mrs. Liebrecht moved that the first reading of the ordinance be adopted and a public hearing be set for September 28, seconded by Mr. Deane, and passed unanimously.

#### ORDINANCE - AMEND 16.52 - INSTALLATION AND MAINTENANCE OF AUTOMATIC FIRE EXTINGUISHING SYSTEMS - 1<sup>ST</sup> READING

An ordinance was presented which requires the use of water in all residential fire sprinkler systems because of the rapid progression of fires with systems charged with anti-freeze solutions.

The ordinance amending Chapter 16.52 of the Moses Lake Municipal Code entitled "Installation and Maintenance of Automatic Fire Extinguishing Systems" was read by title only.

There was some discussion by the Council on what other solutions could be used in the sprinkler systems besides water that would not be flammable due to the possibility of the water charged system being susceptible to freezing.

Action Taken: Mr. Pearce move that the first reading of the ordinance be tabled, seconded by Dr. Curnel, and passed unanimously.

#### RESOLUTION - INTERFUND LOAN

A resolution was presented which rescinds Resolution 3161 and provides for an inter-fund loan from the Water/Sewer Construction Fund 477 to the Building Maintenance Fund 528. The original resolution was drafted at an anticipated rate for the Civic Center bonds at about 4% and the actual bond interest rate is slightly over 2%. The new resolution reflects the lower bond rate.

The resolution rescinding Resolution 3161 and authorizing an inter-fund loan to the Building Maintenance Fund 528 from the Water/Sewer Construction Fund 477 was read by title only.

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

#### REQUEST TO CALL FOR BIDS - None

#### REFERRALS FROM COMMISSIONS - None

OTHER ITEMS FOR COUNCIL CONSIDERATIONANNEXATION - RANDOLPH ROAD

A Notice of Intention to Commence Annexation Proceedings was presented which would provide for the annexation of approximately 1,098 acres of property along Randolph Road.

Joseph K. Gavinski, City Manager, explained the next steps in the annexation process.

Brian McGowan, stated that though he is a Port Commissioner and volunteer firefighter for Grant County Fire District 5, he is only representing himself. He mentioned that he is concerned that this property is over 6 miles from the city's fire station and it took about 10 minutes to travel that distance. He pointed out that the standard travel time from a fire station to a fire is 4 minutes. He also wanted to know if the city has plans in place in case there is a gas explosion in this area. He wanted to know if the Port would have to consult with the city over development of Port property that would be within the city's limits.

Mr. Gavinski explained that a property owner had requested the City move its firing range and the annexation was recommended in order to increase the city's tax base to pay for that move. He mentioned that the city is looking at another station that would serve the property on Randolph Road as well as the city's property in Cascade Valley.

Action Taken: Mr. Pearce moved that the Notice of Intent be receipted and accepted, seconded by Mr. Reese, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTSPANHANDLERS

Desiree Goering, 377 Scenic Drive, stated that she was concerned about the number of persons panhandling in the City of Moses Lake. She pointed out that many of the persons panhandling are not really in need. They are doing it to obtain cash. She pointed out that there are many agencies available in Moses Lake that help people in need.

Joseph K. Gavinski, City Manager, stated that care must be taken in wording ordinances against panhandling in order not to infringe on first amendment rights.

James A. Whitaker, City Attorney, stated that at the up-coming City Attorneys' Conference he and the City Manager can discuss this issue with other professionals that may be dealing with the issue.

COUNCIL QUESTIONS AND COMMENTS - NoneCITY MANAGER REPORTS AND COMMENTSAMERICOLD - REQUEST FOR CITY SERVICES

Joseph K. Gavinski, City Manager, reported that Americold has requested permission to connect to the city's sewer this fall. The property is not currently in the city's UGA or within the city's limits but sewer connections were provided during the Road N project. Americold would like to construct the connections before the winter weather sets in but will not discharge to the City's system until all the required processes and permitting has been completed.

There was some discussion and the Council had no objection to the request.

SIGNAGE - WEST BROADWAY

Joseph K. Gavinski, City Manager, stated that Richard Teals submitted graphics that the Department of Transportation would allow to be placed on the fence on West Broadway. This project would also include cleaning part of the ramp area and the area between Broadway and the fence.

Mr. Ecret stated that he was at the meeting with the Department of Transportation where the DOT gave verbal permission for the project but he felt that a written agreement should be drafted. He felt the clean up of the area would be easy as there is mostly just cheat grass and weeds. The proposed landscaping will be drought tolerant and easy maintenance.

INVESTMENT REPORT

The city received \$13,609.08 in investment income for August 2010.

SALES TAX/TRANSIENT RENTAL INCOME

The city received \$456,372.87 in sales tax and \$58,321.18 in transient rental income in August 2010.

BUDGET

Joseph K. Gavinski, City Manager, stated that during the budget process, three large water/sewer projects were identified. One of the projects would be installation of sewer in Longview Tracts. He pointed out that the project will include stub outs to the individual properties and it will then be the responsibility of the home owner to pay the cost of connection the residence to the sewer.

There was some discussion by the Council on the project and the need for sidewalks.

NEWSLETTER

Joseph K. Gavinski, City Manager, provided the latest City newsletter.

The regular meeting was recessed at 8:30 p.m. and the Council met in an executive session with the City Attorney to discuss labor relations and a real estate purchase for 20 minutes. The executive session was extended for 10 minutes at 8:50 p.m. the executive session was adjourned at 9 p.m. and the regular meeting was reconvened. The regular meeting was adjourned at 9 p.m.

ATTEST

\_\_\_\_\_  
Jon Lane, Mayor

\_\_\_\_\_  
Ronald R. Cone, Finance Director