

MOSES LAKE CITY COUNCIL
May 22, 2012

Council Present: Bill Ecret, Dick Deane, Karen Liebrecht, Jason Avila, David Curnel, and Brent Reese absent: Jon Lane

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

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

PRESENTATIONS AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the May 8 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 May 22, 2012 the Council does approve for payment claims in the amount \$490,634.94; prepaid claims in the amounts of \$38,198.25 and \$16,188.34; claim checks in the amount of \$2,743,102.73; and payroll in the amount of \$322,096.51.

Retreat Minutes: The minutes of the Council/Staff Retreat on February 24 and 25 were presented for approval.

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

COMMISSION APPOINTMENTS

PLANNING COMMISSION

Mayor Ecret requested confirmation of the appointment of Carly Griffith Hotvedt to the Planning Commission.

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

CONSIDERATION OF BIDS AND QUOTES

SEWER LINING PROJECT

The City received four bids for the 2012 Sewer Lining Project. The project includes lining approximately 24,100' of 8" and 10" concrete sewer mains in the north Larson area plus additional mains if the bid comes in low.

Action Taken: Mr. Deane moved that the bid be awarded to Planned Engineering Construction in the amount of \$485,550, seconded by Mr. Reese, and passed unanimously.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGS

POW/MIA EVENT UPDATE

Monte Martin, American Legion Riders of Post 209 provided an up-date to the Council on the POW/MIA event scheduled for September 15, 2012. He requested that the flyer promoting the event include a statement stating that the event is "proudly supported by the City of Moses Lake".

Action Taken: Mrs. Liebrecht moved that the request to include the wording "proudly supported by the City of Moses Lake" be granted, seconded by Dr. Curnel, and passed unanimously.

Richard Radder, Service Officer of Post 209, stated that the VHA Office of Rural Health will be at the MIA/POW event in September to provide information on their services available to veterans.

George Doles, American Legion Riders, wanted to know if they would need a permit to have tables in the park to hold their materials.

After some discussion, it was determined that no permit would be required but since the Farmers' Market will be operating, it was requested that a letter of no objection be provided from the Farmers' Market.

SIGN - COVE WEST HOME OWNERS ASSOCIATION

The Cove West Home Owners Association has requested permission to replace the existing Cove West neighborhood sign located in City right-of-way.

Gilbert Alvarado, Community Development Director, stated that the sign has been in City right-of-way since the subdivision was developed. The new sign will be made of metal and Municipal Services has no objection to the placement of the sign.

Mark Rast, representing the Cove West Home Owners Association, stated that the existing sign is faded and the new sign will be placed in the same location, which is in the 10' wide median in Cove West Drive. The new sign will be a welded piece of art built by the Moses Lake High School welding class. The sign will be lit with a solar powered lighting system.

Katherine Kenison, City Attorney, suggested that, because of the size of the sign, insurance be required to protect both the sign and any motorist that may collide with the sign.

Action Taken: Mr. Deane moved that the request be granted with the stipulation that proof of \$1,000,000 in liability insurance be provided showing the City as an additional named insured, seconded by Mr. Lane, and passed unanimously.

FENCE - 1046 GEM

Andre Guzman, 1046 Gem Avenue, requested permission to replace a damaged fence with a 6' high cedar fence. The lot is a corner lot and the fence height is limited to 4'.

Gilbert Alvarado, Community Development Director, pointed out that the lot is located at the corner of Gem and B Street and the existing fence regulations do not allow the fence to be rebuilt as it was. A permit was never obtained for the construction of the original fence so the new fence must meet the current regulations.

Mr. Guzman provided pictures of the old fence, which was located immediately adjacent to the sidewalk, and pictures of the area. The request is to replace the existing fence with a new fence at 6' high in order to provide privacy and security for the lot. He mentioned that there is criminal activity in the neighborhood and one of the main reasons for purchasing the lot was the 6' fence. He pointed out that the alley is well used by many of the property owners to access their back yards and a 4' fence would not provide the security they would like. He felt that the lot could be considered as a through lot which would allow for additional fence height. He mentioned that there is no issue with the sight distance for vehicles at the intersection. He requested a change in the ordinance to allow the construction of the fence.

Mr. Alvarado pointed out that the definition of a through lot does not apply to an alley.

Mrs. Liebrecht stated that she is aware that the alley is well used and can cause traffic congestion.

There was some discussion about the fence situation.

It was the consensus of the Council that the issue be referred to the Planning Commission for review.

ORDINANCES AND RESOLUTIONSRESOLUTION - ACCEPT GRANT - STORMWATER RETROFIT PROJECT

A resolution was presented which accepts a matching grant in the amount of \$649,050 to fund stormwater improvements along Laguna Drive and East Broadway. The City's match would be \$162,262.

The resolution accepting a grant to the City of Moses Lake from the Washington State Department of Ecology was read by title only.

There was some discussion about the existing storm water infrastructure.

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

REQUEST TO CALL FOR BIDSSTRATFORD ROAD CROSSWALK PROJECT

Authorization was requested for staff to call for bids for the 2012 Stratford Road Crosswalk Project. This project consists of a mid-block crossing with center islands and warning beacons on Stratford Road, 100' north of Knolls Vista Drive; installation of bulb-outs at Knolls Vista Drive to reduce the crosswalk length; and associated sidewalk reconstruction and stormwater and striping revisions.

There was some discussion about the bulb-outs and the need to inform the public of the project.

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

FIVE-CORNERS IMPROVEMENT PROJECT

Authorization was requested for staff to call for bids for the 2012 Five Corners Improvement Project. This project includes rewiring the signal heads and pedestrian heads and reconstruction of curb ramps at the Five Corners intersection and includes some roadway repairs at Elder Street and Eastlake Drive.

Gary Harer, Municipal Services Director, stated that the handicapped ramps will meet the new requirements and will be located close to the activating buttons. He mentioned that audible signals are not appropriate for this location.

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

REFERRALS FROM COMMISSIONS - NoneOTHER ITEMS FOR COUNCIL CONSIDERATIONAMBULANCE BILLING TRANSPORT RATES

The Fire Department presented the proposed adjusted rates for the ambulance transports.

Action Taken: Mr. Lane moved that the proposed rates be adopted, seconded by Mr. Reese, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTSMUNICIPAL AIRPORT - LEASE

Lewis Reilly, lessee at the Municipal Airport, provided the communications received from the City concerning his hanger and the need for liability insurance. He felt that the lease does not require that he, as a non-commercial lessee, endorse the City under his insurance. He went over the lease and documents provided.

Joseph K. Gavinski, City Manager, mentioned that the City is of the opinion that the lease does require the City to be covered by insurance. He pointed out that the Certificate of Insurance and the Additional Insured Endorsement required by the City has been received on behalf of Mr. Reilly. He explained the background of the insurance requirement.

Katherine Kenison, City Attorney, pointed out that it is standard City policy that whenever there is someone using City property, regardless of the use, that they provide liability insurance that also names and includes the City as an additional insured. This protects the citizens of the City against any liability or loss that can arise out of the private citizen's use of City property.

There was some discussion by the Council and it was the consensus that the liability insurance should be maintained.

COUNCIL QUESTIONS AND COMMENTS - NoneCITY MANAGER REPORTS AND COMMENTSDOWNTOWN WATER MAIN REPLACEMENT

Gary Harer, Municipal Services Director, provided a time line of the downtown water main replacement which showed that the work should be completed by May 24.

Mr. Harer stated that all the business owners were notified that it would take three to four weeks to complete the project. He reported that the project involved laying PVC pipe adjacent to the steel pipe originally installed in the late 40's and 50's, which was completely deteriorated, and the replacement of the galvanized services to the water meters. He mentioned that the paving will be completed before Friday and the project will be done.

BUILDING ACTIVITY REPORT

The April 2012 Building Activity Report was provided.

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 litigation. The executive session was adjourned at 9:20 p.m. and the regular meeting was reconvened. The regular meeting was adjourned at 9:20 p.m.

ATTEST

Bill J. Ecret, Mayor

W. Robert Taylor, Acting Finance Director