

MOSES LAKE CITY COUNCIL  
October 23, 2012

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

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

PLEDGE OF ALLEGIANCE: Dr. Curnel led the Council in the pledge of allegiance.

PRESENTATIONS AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the October 9 meeting were presented for approval.

Action Taken: Dr. Curnel moved that the minutes be approved, seconded by Mrs. Liebrecht, 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 the Civic Center. As of October 23, 2012 the Council does approve for payment claims in the amount of \$328,094.91; prepaid claims in the amounts of \$27,020.00 and \$2,871,969.90; claim checks in the amount of \$3,897,964.40; and payroll in the amount of \$326,330.83.

Dr. Curnel requested clarification of a transfer of funds from water to miscellaneous.

Joseph K. Gavinski, City Manager, explained the transfer of funds.

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

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES - None

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGS

GRANT COUNTY HEALTH DISTRICT

Jeff Ketchel, Administrator of the Grant County Health District, presented information on the public health programs and activities occurring throughout Grant County and updated the Council on other health issues and programs the Health District is involved in.

USE OF CITY UTILITIES - PALMER

Travis Palmer, owner of a car wash, provided information on the usage of city utilities used during the charity car washes and the enforcement and clarification of the current city codes that regulate the fund raising car washes. He provided information on the problems with the charity car washes and their effect on the storm water program. He would like to see the charity car washes adhere to the same regulations as other businesses when it comes to using the storm drains properly.

Alice Ness, Action Club of Kiwanas, stated that they would not like to see the charity car wash fund raisers prohibited.

It was the consensus of the Council to take the issue under consideration.

#### ORDINANCES - TAXATION - 1<sup>ST</sup> READINGS/PUBLIC HEARING

Ordinances were presented which fix the estimated amount to be received by the city from property taxes and sets the tax levy rate.

Joseph K. Gavinski, City Manager, explained the process of setting the amounts to be received from property taxes.

The ordinance fixing the amount to be received for municipal purposes from taxations on assessed valuations on property within the City of Moses Lake, Washington for 2013 was read by title only.

The public hearing was opened.

Action Taken: Dr. Curnel moved that the public hearing be closed, seconded by Mr. Reese, and passed unanimously.

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

The ordinance fixing the estimated amount to be received for municipal purposes from taxations on assessed valuations on property within the City of Moses Lake, Washington for 2013 was read by title only.

The public hearing was opened.

Action Taken: Mr. Reese moved that the public hearing be closed, seconded by Mr. Lane, and passed unanimously.

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

#### ORDINANCES AND RESOLUTIONS

##### ORDINANCE - AMEND 10.12 - PARKING REGULATIONS - 2<sup>ND</sup> READING

An ordinance was presented which changes the restricted parking in front of the Senior Center on Third Avenue from a loading and unloading zone to a GTA and People for People bus stop and eliminates the handicapped accessible parking spaces.

The ordinance amending Chapter 10.12 of the Moses Lake Municipal Code entitled "Parking Regulations" was read by title only.

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

##### RESOLUTION - ACCEPT DONATION - DEANE

A resolution was presented which accepts a \$50,000 donation from Sidney Richard Deane which will be used to name and enhance the public space outside of the Japanese Peace Garden.

Mr. Deane declared a conflict of interest and exited the room.

The resolution accepting a cash donation of \$50,000 from Sidney Richard Deane was read by title only.

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

#### RESOLUTION - ACCEPT DONATION - WALLEYE CLUB

A resolution was presented which accepts a fishing pier valued at \$123,000 from the Columbia Basin Walleye Club. The fishing pier will be located in Blue Heron Park.

The resolution accepting a fishing pier valued at \$123,000 from the Columbia Basin Walleye Club was read by title only.

Janet Baker, Columbia Basin Walleye Club, provided pictures of the pier and thanked the City for all its help.

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

#### RESOLUTION - NUISANCE ABATEMENT COSTS - SCHMITT

A resolution was presented which authorizes staff to collect the funds expended for the nuisance abatement at 1146 Gem. The property is owned by Eric & Michele Schmitt.

The resolution establishing the billing to be imposed against Eric D. & Michele D. Schmitt as the owners 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: Dr. Curnel moved that the resolution be adopted, seconded by Mr. Lane, and passed unanimously.

#### RESOLUTION - NUISANCE ABATEMENT COSTS - GARCIA-SOLTERO

A resolution was presented which authorizes staff to collect the funds expended for the nuisance abatement at 505 Kentucky. The property is owned by Jose and Regina Garcia-Soltero.

The resolution establishing the billing to be imposed against Jose & Regina Garcia-Soltero as the owners 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. Lane moved that the resolution be adopted, seconded by Mr. Deane, and passed unanimously.

#### RESOLUTION - NUISANCE ABATEMENT - RODRIGUEZ

A resolution was presented which provides for the abatement of nuisances at 403 Earl Road. The property is owned by Marjorie Francis Rodriguez Estate.

The resolution determining that Marjorie Francis Rodriguez Estate is the owner of certain real property within the City; that a nuisance requiring abatement by City forces or forces contracted by the City exists on such property; and directing the use of such forces to abate the nuisance

found was read by title only.

Clair Harden, Code Enforcement Officer, was sworn in and provided testimony concerning this issue.

There was no other testimony. The hearing was closed.

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

#### RESOLUTION - BUILD ON UNPLATTED PROPERTY - CITY

The City of Moses Lake has requested permission to construct a vehicle storage shop at the Larson Wastewater Treatment Plant located on Randolph Road. The property is unplatted.

The resolution allowing the City of Moses Lake to build on unplatted property was read by title only.

Action Taken: Mrs. Liebrecht 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 CONSIDERATION

#### LODGING TAX ADVISORY COMMITTEE

The membership of the Lodging Tax Advisory Committee is to be confirmed on a yearly basis. The current members include Debbie Doran-Martinez, Moses Lake Chamber of Commerce and Tourism Commission, and Brenda Teals, Allied Arts, Friends of the Adam East Museum and Art Center, and Tourism Commission. Councilman Ecret is the Chairman. There are currently two vacant position on the Committee which should be filled by the Council.

Action Taken: Mr. Reese moved that the current members of the Lodging Tax Advisory Committee be confirmed, seconded by Mr. Avila, and passed unanimously.

It was noted that there are two vacancies on the Committee and notification of the vacancies should be advertised.

#### NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS

#### BABE RUTH WORLD SERIES 2013

Randy Boroff, state commissioner for Babe Ruth Baseball, stated that Moses Lake will be the host city for the 2013 14-year old Babe Ruth World Series, which will be held on August 17, 2013. He mentioned that this will be the third world series hosted by Moses Lake.

Robert Farady, representing the Babe Ruth League, Inc. headquartered in Trenton New Jersey, provided the contracts officially awarding the 2013 14-year old Babe Ruth World Series to the City of Moses Lake.

LIBRARY

Jennifer Noyola, 3057 Road H NE, #41, requested information on improvements to the library.

Joseph K. Gavinski, City Manager, stated that there is a group working on proposed improvements to the Library and the City is waiting to hear from them.

COUNCIL QUESTIONS AND COMMENTSSIGNS

Mr. Reese mentioned that he had talked to staff about time limits on political signage on city-owned right-of-way.

Joseph K. Gavinski, City Manager, stated that there are some limits that can be placed on political signs.

There was some discussion and Council suggested that political signs on City property be limited to 30 days prior to the primary and general elections, that the signs be removed within 5 days after each election, and the allowed locations be reviewed.

CITY MANAGER REPORTS AND COMMENTSLONGVIEW TRACTS - SEWER HOOKUPS

Gilbert Alvarado, Community Development Director, stated that there are a number of properties in the Longview Tracts subdivision that have yet to connect to the recently city installed sewer main. The sewer main project was completed in October 2011 and property owners were given until September 2012 to connect. He provided a draft of a letter that is being sent to those property owners that have yet to connect and explained what staff has done to obtain compliance with the requirement to connect to the City's system.

QUARTERLY FINANCIAL REPORT

Joseph K. Gavinski, City Manager, reported that the third quarter financial report has been placed on the website.

The regular meeting was recessed at 8:20 p.m. and the Council met in a 10 minute executive session with the City Attorney to discuss litigation. The executive session was adjourned at 8:30 p.m. and the regular meeting was reconvened. The regular meeting was adjourned at 8:30 p.m.

ATTEST

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Bill J. Ecret, Mayor

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W. Robert Taylor, Finance Director