

MOSES LAKE CITY COUNCIL  
January 22, 2013

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

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

PLEDGE OF ALLEGIANCE: Jennifer Hassan, high school student, led the Council in the pledge of allegiance.

PRESENTATIONS AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the January 8 meeting were presented for approval.

National Frozen Food Final Major Plat and Findings of Fact: National Frozen Foods Corporation submitted a final plat for a one lot plat of 63.76 acres at 14406 Wheeler Road, which is the existing plant site and the agricultural land to the north. The site is zoned Heavy Industrial, which corresponds with the Comprehensive Plan Land Use Designation of Industrial. The Planning Commission recommended that the final plat be approved with conditions. The Findings of Fact were also provided.

Action Taken: Mr. Deane moved that the Consent Agenda be approved, seconded by Mr. Avila, 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 January 22, 2013 the Council does approve for payment claims in the amount of \$996,509.58; prepaid claims in the amount of \$41,448.49; claim checks in the amount of \$916,721.76; and payroll in the amount of \$318,572.32.

Dr. Curnel questioned the payment to WCIA for liability insurance and the equipment rental costs.

Staff explained what the payments covered.

Action Taken: Dr. Curnel moved that the bills and checks be approved, seconded by Mr. Avila, and passed unanimously.

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES

TREE REPLACEMENT PROJECT

The City received eight bids for the 2013 Tree Replacement Project. This project includes removing thirty trees and tree planters in the downtown paver district and replacing twenty-five of them with European Hornbeam. Additive 1 includes removal and replacement of five additional trees and tree planters.

There was some discussion by the Council.

Action Taken: Mr. Lane moved that the bid be awarded to Matia Contractors, Inc. in the amount of \$157,532, seconded by Mr. Reese, and passed with Dr. Curnel and Mrs. Liebrecht opposed.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGS - None

ORDINANCES AND RESOLUTIONS

ORDINANCE - 2012 COMPREHENSIVE PLAN AMENDMENTS - 1<sup>ST</sup> READING

An ordinance was presented which adopts the 2012 Comprehensive Plan amendments.

The ordinance adopting the 2012 Comprehensive Plan Amendments was read by title only.

Gilbert Alvarado, Community Development Director, explained that the City was informed that comprehensive plan amendments should be adopted by ordinance rather than by resolution.

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

ORDINANCE - AMEND 17.15 - REQUIREMENTS FOR PLAT AND SITE PLANS - 1ST READING

An ordinance was presented which amends Chapter 17.15, Requirements for Plat and Site Plans, to require either deeded property or a dedication for right-of-way, installing monuments when the surveyor does not accept the existing monuments, and allowing the plat to be recorded on 24" x 36" sheets.

The ordinance amending Chapter 17.15 of the Moses Lake Municipal Code entitled "Requirements for Plat and Site Plans" was read by title only.

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

ORDINANCE - REPEAL 9.05 - FIREARMS - 1<sup>ST</sup> READING

An ordinance was presented which repeals Chapter 9.05, Firearms, because the statutes referenced have been repealed by the state legislature.

The ordinance repealing Chapter 9.05 of the Moses Lake Municipal Code entitled "Firearms" was read by title only.

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

RESOLUTION - ACCEPT DONATION

A resolution was presented which accepts \$1,500 from an anonymous foundation. The funds will be used in the Police Department for the purchase of ballistic body armor for the patrol officers.

The resolution accepting a donation to the Moses Lake Police Department was read by title only.

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

RESOLUTION - LEASE PURCHASE AGREEMENT

A resolution was presented which accepts the Lease/Purchase Agreement from U. S. Bancorp and authorizes the City Manager to sign the necessary documents.

The resolution authorizing the execution and delivery of a Maser Equipment Lease/Purchase Agreement, and related instruments, and determining other matters in connection therewith was read by title only.

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

RESOLUTION - ACCEPT EASEMENT - CENTRAL TERMINALS, LLC

A resolution was presented which accepts an access easement from Central Terminals LLC for municipal purposes to access any existing or future on-site water meters and electronic reading devices and/or sanitary sewer meters.

The resolution accepting an easement to the City of Moses Lake from Central Terminalis, LLC was read by title only.

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

RESOLUTION - BUILD ON UNPLATTED PROPERTY - CITY OF MOSES LAKE

A resolution was presented which allows the City of Moses Lake to build restrooms on unplatted property at Cascade Park without the requirement to plat. The resolution also rescinds Resolution No. 3280 which previously granted the same permission but with the requirement to plat. It was discovered that platting Cascade Park would be cost prohibitive.

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

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

RESOLUTION - GRANT DEED - WITRON

A resolution was presented which grants a deed to Ismael Witron for property located adjacent to Lot 7, Block 1, Replat of Battery Orchard Tract 31 on Wanapum Drive.

The resolution declaring City owned real property as surplus and authorizing its sale was read by title only.

Gilbert Alvarado, Community Development Director, provided the background of the situation for the Council.

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

REQUEST TO CALL FOR BIDSSTORMWATER RETROFIT PROJECT

Staff requested authorization to call for bids for the Stormwater Retrofit Project, Site B. The project includes construction of a bio-infiltration swale on Sage Road, installation of stormwater pipe and catch basins, abandonment of existing drywells, and associated work.

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

2013 CRACK SEAL PROJECT

Staff requested authorization to call for bids for the 2013 Crack Seal Project. This project includes sealing approximately 500,000' of cracks in streets, alleys, and parking lots throughout the City.

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

REFERRALS FROM COMMISSIONSFEE INCREASE - SURF 'N SLIDE WATER PARK

The Parks and Recreation Commission has recommended that the City increase the fees at the Surf 'n Slide Water Park.

Action Taken: Mr. Deane moved that staff be authorized to increase the fees at the Surf 'n Slide Water Park, seconded by Mr. Lane, and passed unanimously.

OTHER ITEMS FOR COUNCIL CONSIDERATIONSEWER MAIN - GRANT

Authorization was requested for the City Manager to sign the Grant County Strategic Infrastructure Program Award Terms and Conditions Acceptance Letter regarding an award of a \$100,000 grant and a \$60,000 no interest loan for the installation of approximately 2,100 linear feet of sewer main along Randolph Road. The sewer main is intended to provide service to what has been described as Project Jackson, a new industrial development. The \$60,000 loan will be repaid by Project Jackson.

Action Taken: Mr. Lane moved that the City Manager be authorized to sign the agreement, seconded by Mrs. Liebrecht, and passed unanimously.

GRANT TRANSIT AUTHORITY

The Grant Transit Authority requested the appointment of a representative from the City Council to serve on their Board of Directors for the year 2013.

Action Taken: Dr. Curnel moved that Mr. Deane be re-appointed to serve on the Board, seconded by Mr. Avila, and passed with Mr. Deane abstaining.

GRANT COUNTY MOSQUITO CONTROL

The Grant County Mosquito Control District #1 requested the appointment of Chris Blessing to their Board to replace YaDell Yada.

Action Taken: Mr. Deane moved that Chris Blessing be appointed to the Board of the Grant County Mosquito Control District #1, seconded by Mr. Lane, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS - NoneCOUNCIL QUESTIONS AND COMMENTSCOUNCIL TRAVEL

Mr. Lane stated that he serves on the Grant County Economic Development Retail Task Force which will be attending a Global Retail Real Estate Convention in Las Vegas on May 19 - 22 and have requested that he attend. He mentioned that a past policy of the Council provides that the City may reimburse a City Council member for travel expenses if they are given prior authorization for the travel.

There was some discussion and it was the consensus of the Council that approximate costs for the trip be provided prior to any decision being made.

CITY MANAGER REPORTS AND COMMENTSGAMBLING TAX

The City received \$74,322.48 from gambling tax for the fourth quarter.

INVESTMENT REPORT

The City received \$15,501.19 in investment income for December 2012.

QUARTERLY FINANCIAL REPORT

The fourth quarter financial report has been placed on the website.

SALES TAX/TRANSIENT RENTAL INCOME

The City received \$424,167.87 in sales tax and \$34,675.70 in transient rental income in December 2012.

The regular meeting was recessed at 8:05 p.m. and the Council met in an executive session with the City Attorney to discuss litigation. The executive session was adjourned at 8:45 p.m. and the regular meeting was reconvened. The regular meeting was adjourned at 8:45 p.m.

ATTEST

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Bill J. Ecret, Mayor

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W. Robert Taylor, Finance Director