

October 16, 2013

TO: City Manager for Council Consideration  
FROM: Community Development Director  
SUBJECT: Resolution - Nuisance Abatement - Markova Living Trust

Attached is a resolution providing for the abatement of nuisances at 2003 S. Beaumont, owned by Markova Living Trust. The Council should hold a hearing to consider the allegations of the Code Enforcement Officer that the property contains a public nuisance which has not been corrected. If the Council concurs that a public nuisance exists, the resolution should be adopted allowing the City to remove the public nuisance.

The resolution is attached for Council consideration.

Respectfully submitted



Gilbert Alvarado  
Community Development Director

GA:jt

## RESOLUTION NO.

A RESOLUTION DETERMINING THAT MARKOVA LIVING TRUST 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

### Recitals:

1. Real Property Location and Ownership. It is alleged by a Code Enforcement Officer of the City, a person authorized to enforce the ordinances and municipal code of the City, that the real property located at 2003 S. Beaumont Drive (Lot 73, Montlake Addition #1), Parcel #101624000, Moses Lake, Washington, is the site of public nuisance violations of Moses Lake Municipal Code (MLMC) 8.14.030. The records of Grant County show the owner of the subject property to be Markova Living Trust, 13145 Trail Dust Avenue, San Diego, CA 92129.
2. Notice. On August 20, 2013 the Code Enforcement Officer caused to be delivered by regular mail and certified mail to the owner of record of the subject property a Notice of Violation and Order to Correct or Cease Activity. No appeal was filed to challenge that order. The time to comply under that order has passed. The nuisance described in that order has not been abated by correction of the condition of the property and a nuisance continues to exist on the subject property. On October 7, 2013 the Code Enforcement Officer caused to be delivered to Markova Living Trust a notice of the intent of the City Council to consider adoption of a resolution such as this at its meeting of October 22, 2013. Such notice was in writing, in the English language and was delivered by return receipt mail and regular mail to the record owner of the subject property.
3. Violations. It has been established by the Notice of Violation and Order to Correct or Cease Activity that the following violations exist on the subject property and have not been corrected:
  - 3.1 A violation of MLMC 8.14.030 M. 5 - 8.14.030 Nuisance Defined. Each of the following conditions, unless otherwise permitted by law, is declared to constitute a public nuisance, and whenever the Code Enforcement Officer determines that any of these conditions exist upon any premises or in any stream, drainage way or wetlands, the officer may require or provide for the abatement thereof pursuant to this chapter.
    - M. The erecting, maintaining, using, placing, depositing, leaving or permitting to be or remain in or upon any private lot, building, structure or premises, or in or upon any street, alley, sidewalk, park, parkway or other public or private place in the city, any one or more of the following disorderly, disturbing, unsanitary, fly-producing, rat-harboring, disease-causing places, conditions or things:
      5. Any poison oak or poison ivy, Russian thistle or other noxious weeds, as defined by Chapter 8.22 of the Moses Lake Municipal Code entitled "Noxious Weed Control" whether growing or otherwise; but nothing herein shall prevent the temporary retention of such weeds in approved covered receptacles.
4. Hearing. On October 22, 2013 the Moses Lake City Council conducted a hearing to consider the allegations of the Code Enforcement Officer that the subject property contains a public nuisance ordered corrected which remains uncorrected and that the record owner is

responsible for the costs of correcting and abating such violations if such corrections and abatement is accomplished by City forces or forces contracted by the City for such purpose. All interested persons were permitted to provide written or oral evidence relevant to the issue.

5. Evidence:

5.1. The following persons testified under oath:

Rick Rodriguez, Moses Lake Code Enforcement Officer

5.2. The following exhibits were made a part of the record of the proceedings:

EXHIBIT #1: Moses Lake Municipal Code Chapter 8.14.030

EXHIBIT #2: Notice of Violation and Order to Correct or Cease Activity dated August 20, 2013 from the Code Enforcement Officer addressed to Markova Living Trust, 13145 Trail Dust Avenue, San Diego, CA 92129.

EXHIBIT #3: Pictures taken by Code Enforcement Officer of the property located at 2003 S. Beaumont Drive, Moses Lake, Washington.

EXHIBIT #4: Letter dated October 7, 2013 from the Code Enforcement Officer to Markova Living Trust advising the property owner of the hearing regarding abatement of property, scheduled for October 22, 2013.

Resolved:

1. A public nuisance in violation of MLMC 8.14.030 M. 5. exists on the subject property at 2003 S. Beaumont Drive, Moses Lake, Washington. Markova Living Trust, 13145 Trail Dust Avenue, San Diego, CA 92129 is the record contract owner of the subject property per the records of Grant County.
2. The public nuisance located upon the subject property consists of:
  - 2.1. Kochia, a noxious weed
3. The maintenance of these public nuisance violations on the subject property by the record owner is detrimental to the health, safety, welfare, peace and tranquility of the residents of the City impacting the quality of life and diminishing property values.
4. Markova Living Trust, the record contract owner, has fifteen (15) days from the date of the adoption of this resolution to cause the nuisance violations listed herein to be removed to the satisfaction of the Code Enforcement Officer. Those improvements include the following:
  - 4.1 Removal of Kochia from the property
5. City staff shall provide a status report to City Council on the progress of the record contract owners and occupant to make the clean up required on the subject property. If the improvements, as listed above, are not to the satisfaction of the Code Enforcement Officer,

the City is authorized to use City forces or contract forces to cause the identified public nuisances to be removed from the subject property to the satisfaction of the City Manager. All costs of any removal of the identified public nuisances done at City expense shall be recovered by the City Manager by all reasonable means including immediate assignment of the costs so incurred for collection.

6. A copy of this resolution shall be provided to the record contract owner by return receipt and regular mail after its approval by the City Council.

Adopted by the City Council on October 22, 2013.

---

Dick Deane, Deputy Mayor

ATTEST:

---

W. Robert Taylor, Finance Director



- 8.14.030      Nuisance Defined. Each of the following conditions, unless otherwise permitted by law, is declared to constitute a public nuisance, and whenever the Code Enforcement Officer determines that any of these conditions exist upon any premises or in any stream, drainage way or wetlands, the officer may require or provide for the abatement thereof pursuant to this chapter.
- A.      The existence of any trash, dirt, filth, and carcass of any animal, waste shrubs, accumulation of lawn or yard trimmings or other offensive matter.
  - B.      Defective or overflowing septic or sewage systems, and the existence of any noxious, foul, or putrid liquid or substance which poses a health hazard or creates a noxious odor.
  - C.      Any man-caused pool of standing or stagnant water, except storm drainage systems, which serves as a breeding area for insects.
  - D.      Accumulation of garbage, decaying vegetation, manure, dead animals, or other noxious things in a street or alley, or on public or private property to an extent injurious to the public health as determined by the Health Officer.
  - E.      All other acts, failure to act, occupations, or use of property which is determined by the Health Officer to be a menace to the health of the public.
  - F.      All limbs of trees which are less than seven (7) feet above the surface of any public sidewalk, or twelve (12) feet above the surface of any street.
  - G.      All buildings, other structures, or portions thereof which have been damaged by fire, decay, neglect, or have otherwise deteriorated or become dilapidated so as to endanger the safety of the public.
  - H.      All explosives, flammable liquids, and other dangerous substances stored or used in any manner in violation of the State Fire Code.
  - I.      The keeping or harboring of any dog, fowl, or other animal which by frequent or habitual howling, yelping, barking, crowing, or in the making of other noises, annoys or disturbs the public, or the habitual allowing of dogs kept at any one address to run at large in violation of Chapter 6.05 of the Moses Lake Municipal Code entitled "Animal Control".
  - J.      Making or causing to be made by any means whatsoever any noise of any kind which is a violation of Chapters 8.28 of the Moses Lake Municipal Code entitled "Noise Control".
  - K.      The frequent, repetitive, or continuous sound made by any secured, unsecured, or deteriorated membrane or sheet metal, being moved by the wind or other source, which unreasonably interferes with the peace, comfort and repose of adjacent property owners or possessors.
  - L.      Dumping, throwing, placing, leaving or causing or permitting to be dumped, thrown, placed or left, any filth, paper, cans, glass, rubbish, trash garbage, grass trimmings, shrub trimming, and shrubbery of any kind, in or upon any street, alley, sidewalk, ditch, or public or private property of another in the city.
  - M.      The erecting, maintaining, using, placing, depositing, leaving or permitting to be or remain in or upon any private lot, building, structure or premises, or in or upon any street, alley, sidewalk, park, parkway or other public or private place in the city, any one or more of the following disorderly, disturbing, unsanitary, fly-producing, rat-harboring, disease-causing places, conditions or things:
    - 1.      Any putrid, unhealthy or unwholesome bones, meat, hides, skins, or whole or any part of any dead animal, fish or fowl, or waste parts of fish, vegetable or animal

matter in any quantity; but nothing herein shall prevent the temporary retention of waste in approved covered receptacles.

2. Any privies, vaults, cesspools, sumps, pits or like places which are not securely protected from flies and rats, or which are foul or malodorous.
  3. Any filthy, littered or trash-covered dwellings, cellars, house yards, barnyards, stable yards, factory yards, vacant areas in the rear of stores, vacant lots, houses, buildings or premises.
  4. Any animal manure in any quantity which is not securely protected from flies or weather conditions, or which is kept or handled in violation of any ordinance of the city.
  5. Any poison oak or poison ivy, Russian thistle or other noxious weeds, as defined by Chapter 8.22 of the Moses Lake Municipal Code entitled "Noxious Weed Control" whether growing or otherwise; but nothing herein shall prevent the temporary retention of such weeds in approved covered receptacles.
  6. Any bottles, cans, glass, ashes, small pieces of scrap iron, wire, metal articles, bric-a-brac, broken crockery, broken glass, broken plaster and all such trash, or abandoned material, unless it is kept in approved covered bins or galvanized iron receptacles.
  7. Any trash, litter, rags, accumulations or empty barrels, boxes, crates, packing cases, mattresses, bedding, excelsior, packing hay, straw or other packing material, lumber not neatly piled, scrap iron, tin or other metal not neatly piled, or anything whatsoever in which flies or rats may breed or multiply or which may be a fire hazard.
- N. The permitting to remain outside any dwelling, building, or other structure, or within any unoccupied or abandoned building, dwelling, or other structure, in a place accessible to children, any abandoned, unattended, or discarded ice chest, refrigerator or other airtight contained, which does not have the door, lid or other locking device removed.
- O. Any pit, hole, basin or excavation which is unguarded or dangerous to life or has been abandoned, or is no longer used for the purpose constructed, or is maintained contrary to statutes, ordinances, or regulations.
- P. Any well or storage tank permitted to remain on any public or private property without being securely closed or barring any entrance or trap door thereto, or without filling or capping any well.
- Q. The repair or abandonment of any automobile, truck, or other motor vehicle of any kind upon the public streets or alleys of the city.
- R. The keeping or permitting the existence of any bees or other insects, reptiles, rodents, fowl, or any other animals, domestic or wild, in any manner contrary to law, or which affect the safety of the public.
- S. The existence of any fence, other structure, or thing on private or public property abutting or fronting upon any public street, sidewalk, or place, which is sagging, leaning, fallen, decayed or is otherwise dilapidated and creating an unsafe condition.
- T. The existence of any vine, shrub, or plant growing on, around, or in front of any fire hydrant, utility pole, utility box, or any other appliance or facility provided for fire protection, public or private utility purposes in such a way as to obscure from view or impair access thereto.

- U. Except for any designated public park land, natural area, or environmentally sensitive area, or any undeveloped parcels of land not adjacent to developed areas or which are used for agricultural purposes, all grasses, weeds, or other vegetation growing or which has grown and died, which is determined to be a fire or safety hazard or a nuisance to persons, shall not exceed twelve inches (12") in height measured above the ground.
  - 1. The above exception may be waived and additional maintenance required by the Code Enforcement Officer if he determines such action is necessary to protect the safety of persons or adjoining property.
  - 2. All maintenance shall be done in a manner so that soil stability will not be disrupted or disturbed. Grass, weed, or vegetation control shall not include plowing, discing, or scraping the soil to eliminate the grasses, weeds, or other vegetation unless a soil stabilization plan, which will minimize blowing dust and maintain soil stability and which shall be approved by the city prior to any plowing, discing, or scraping, is implemented immediately.
- V. The existence of any dead, diseased, infected, or dying tree, shrub, or other vegetation which may pose a danger to vegetation, crops, property, or persons.
- W. The existence of any accumulation of materials or objects in a location when the same endangers property, safety or constitutes a fire hazard.
- X. The depositing or burning or causing to be deposited or burned in any street, alley, sidewalk, parkway or other public place which is open to travel, of any hay, straw, paper, wood, boards, boxes, leaves, manure or other rubbish or material.
- Y. The storage or keeping on any premises for more than thirty days of any used or unused building materials as defined in Section 8.14.010 (F), whose retail cost new would exceed one hundred dollars, without a special permit from the building official; provided, that nothing herein shall:
  - 1. Prohibit such storage without a permit when done in conjunction with a construction project for which a building permit has been issued and which is being prosecuted diligently to completion.
  - 2. Prohibit such storage without a permit upon the premises of a bona fide lumber yard, dealer in building materials or other commercial enterprise when the same is permitted under the zoning ordinance and other applicable laws.
  - 3. Make lawful any such storage or keeping when it is prohibited by other ordinances or laws.
- Z. The existence on any premises of any unused and abandoned trailer, house trailer, automobile, boat or other vehicle or major parts thereof.
- AA. The keeping or maintenance in any area on private property which is clearly visible from a public street, sidewalk, park or other public area any accumulation, collection or untidy storage of any of the following: old appliances or parts thereof; old iron, steel, aluminum or other metal; inoperable vehicles, vehicle parts, machinery or equipment; mattresses, bedding, clothing, rags or cloth; straw, packing materials, cardboard or paper, tin cans, wire, bottles, glass, cans, barrels, bins, boxes, containers, ashes, plaster or cement; or wood. This determination shall not apply to conditions completely enclosed within a building or fencing so as not to be visible from public property.
- BB. The keeping, permitting or harboring of any fowl, pigeons, rabbits, hooved or cloven footed animals, except for caged birds kept within a residence or business.

- CC. The depositing of any debris, vegetation, lawn clippings, lumber piles, wood piles, auto parts or bodies, garbage and the like, or storing of any material of any kind, provided that in residential zones that shall include garbage cans or refuse containers in the alleys of the city, except on garbage pickup day.
- DD. The existence of graffiti, which is defined as a defacing, damaging, or destructive inscription, figure or design painted, drawn or the like, on the exterior of any building, fence, gate, or other structures or on rocks, bridges, trees, or other real or personal property.
- EE. The locating of automobiles, trucks, recreational vehicles, trailers, boats, or any other vehicles, vessels, or the like for the purpose of advertising its sale on property located in any commercial or industrial zone not owned by the seller.
- FF. The permitting of any condition or situation where the soil has been disrupted, disturbed, or destabilized so as to allow blowing dust to exist.
- GG. The existence on any premise any unsecured, unused, or abandoned building or structures.
- HH. For any building the existence of any broken glass in windows or doors for more than thirty (30) days.
- II. Buildings or portions thereof that have faulty weather protection, such as openings in walls and roofs. Faulty weather protection shall include temporary weather barriers, such as tarps, plastic or similar material, left in place for more than thirty (30) days.
- JJ. Any building which has a window, door, or other exterior opening closed by extrinsic devices or some other manner, with material that has not been painted to match or compliment the buildings exterior or remains boarded up for more than sixty (60) days.
- KK. Any boarded up building that remains boarded up for more than ninety (90) days.
- LL. Permitting any violation of RCW 59.18.510 in any rental dwelling unit.
- MM. Criminal street gangs and any pattern of criminal street gang activity are each declared to be a public nuisance in violation of this chapter and other applicable code provisions, including but not limited to the Uniform Code for the Abatement of Dangerous Buildings and State Housing Code, subject to abatement through all available means. In addition thereto and without limitation, any pattern of criminal street gang activity upon, and the presence and use of property by, a criminal street gang, with the owner's knowledge or consent, constitutes a public nuisance and grounds for revocation of any permit or license regulating or authorizing the use of such property.



**CITY OF MOSES LAKE**

**NOTICE OF VIOLATION AND ORDER TO CORRECT OR CEASE ACTIVITY**

**TO:** Markova Living Trust  
13145 Trail Dust Ave  
San Diego, Ca. 92129

**NOTICE OF VIOLATION**

**Provisions of the City of Moses Lake Code Violated:**

Moses Lake Municipal Code 8.14.030M5

**Street Address of Violation:**

2003 S Beaumont Dr, Moses Lake, WA 98837

**Brief Legal Description of Property Where Violation Exists:**

Lot 73 Montlake ADD #1 101624000

**YOU ARE HEREBY ORDERED TO CORRECT OR CEASE THE ACTIVITY AS FOLLOWS:**

**Action Necessary to Correct Violation:**

Kochia must be fully eradicated from this property as per city code.

**Time by Which Violation is to be Corrected or Activity Ceased**

The City is requiring these corrections listed on this Notice and Order be accomplished by  
**Friday, August, 30, 2013**

**YOU ARE FURTHER NOTIFIED THAT THE MOSES LAKE CITY CODE PROVIDES FOR THE FOLLOWING PENALTIES:**

Exhibit 2  
Page 1 of 2

1. Any violation for which a Notice of Violation and Order to Correct or Cease Activity has been issued but which has not been corrected within the the time specified shall incur a civil penalty of two hundred fifty dollars (\$250) per day up to a sum of five thousand dollars (\$5000), beginning on the day the correction was to be completed. The cumulative penalty provided for in this paragraph shall not accrue while an appeal is pending, nor shall the penalty preclude the initiation of appropriate legal action to correct the violation. [1.20.050(E)(1)].
2. If a penalty has been assessed pursuant to 1.20.050(E)(1), a Court shall assess that penalty and any additional penalty the Court considers appropriate plus court costs and attorney's fees.

YOU MAY APPEAL THIS NOTICE AND ORDER TO THE HEARING EXAMINER WITHIN TEN (10) DAYS, PURSUANT TO SECTION 20.03.050 OF THE MOSES LAKE CITY CODE AND BY PAYMENT OF AN \$800 FEE.

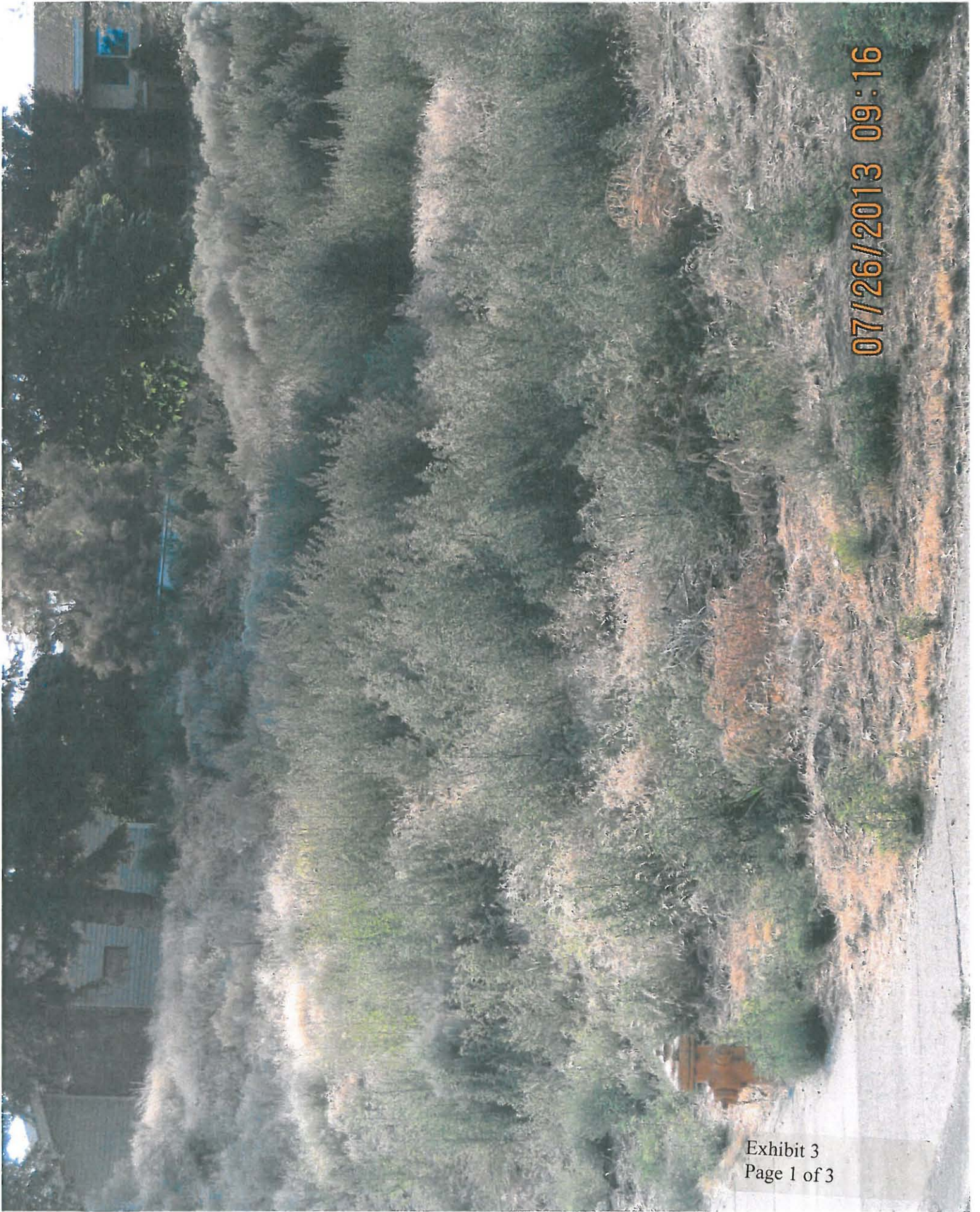
YOU ARE FURTHER NOTIFIED THAT IF THE AFOREMENTIONED VIOLATION IS NOT CORRECTED AS SPECIFIED HERIN THIS MATTER WILL BE REFERRED TO THE CITY ATTORNEY FOR CIVIL ENFORCEMENT BY INJUNCTION OR OTHER APROPRIATE ACTION.

Dated this Tuesday, August 20, 2013



Brett Hollen  
Code Enforcement  
City of Moses Lake  
509-764-3748



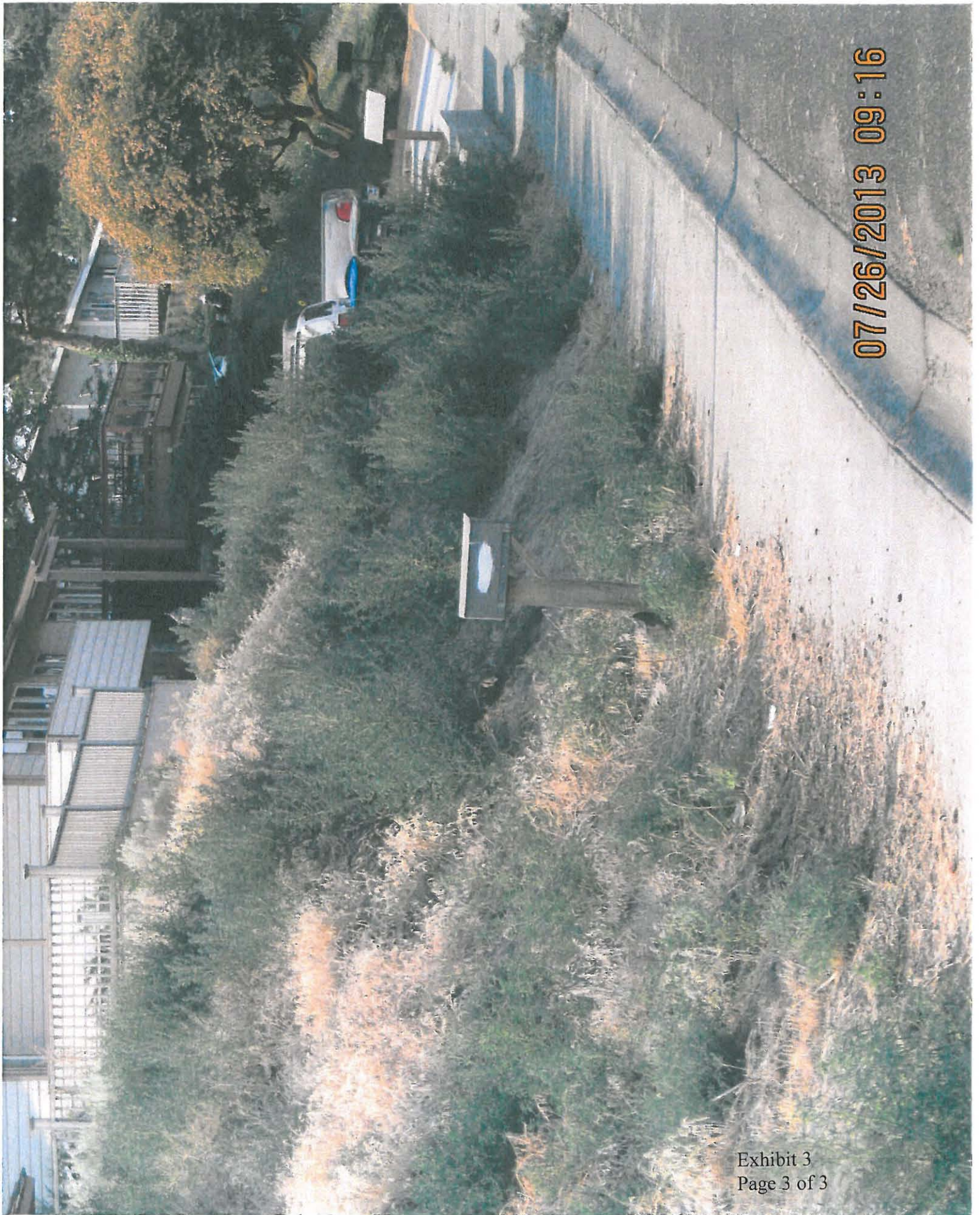


07/26/2013 09:16









07/26/2013 09:16



October, 07, 2013

Markova Living Trust  
13145 Trail Dust Ave  
San Diego, Ca. 92129



Re: Hearing to Permit City Abatement of Nuisance

Property located at: 2003 S Beaumont Dr, Parcel 101624000, Moses Lake, WA 98837

Via Regular Mail and Return Receipt Mail

Markova Living Trust

You are identified in the records of the Grant County Assessor as the record owner of real property located within the City of Moses Lake described as: Lot 73 Montlake ADD #1.

This property is located at: 2003 S Beaumont Dr, Parcel 101624000, Moses Lake, WA 98837

On Tuesday, August 20, 2013 the City of Moses Lake mailed to you by regular mail and return receipt mail a Notice of Violation and Order to Correct or Cease Activity within the time allowed by the City Code. The time specified in that Notice of Violation and Order to Correct or Cease Activity has expired without compliance. As of October 08, 2013, the nuisance located on the subject property has not been corrected or removed.

Pursuant to Moses Lake Municipal Code (MLMC) 8.14.070 the City of Moses Lake is giving you notice that it will conduct a hearing before the Moses Lake City Council at the Council's regular meeting on Tuesday, October 22, 2013 which is more than ten days from the date of this letter. That meeting will begin at 7:00 p.m. in the Council Chambers in the Moses Lake Civic Center. The purpose of this hearing is for the City Council to determine if a nuisance exists on your property and if a nuisance is found to exist to direct the abatement of that nuisance by use of City contracted forces. The cost of that abatement will be assessed against you as the owner of the subject property. At that hearing all persons interested in the abatement of the nuisance existing on the subject property will have the opportunity to be heard under oath. At that time, you may present all relevant evidence you wish for the City Council to consider, whether that be documents, photos, or live testimony from yourself or others. At the conclusion of that hearing, it is expected the City Council will determine if an abatement of a nuisance located on the subject property should take place and when.

**THIS HEARING IS IMPORTANT. YOUR FAILURE TO PARTICIPATE MAY IMPACT IMPORTANT RIGHTS IN YOUR PROPERTY.**

If you have any questions, you may contact the City Manager's Office at the Moses Lake Civic Center, 401 S. Balsam, Moses Lake, WA, phone 509-764-3701.

Sincerely,

Rick Rodriguez  
Code Enforcement Officer

cc: City Manager  
City Attorney  
Community Development Director

Exhibit 4

October 16, 2013

TO: City Manager for Council Consideration  
FROM: Community Development Director  
SUBJECT: Resolution - Nuisance Abatement - Reyes

Attached is a resolution providing for the abatement of nuisances at 2225 S. Claremont, owned by Enriqueta Reyes. The Council should hold a hearing to consider the allegations of the Code Enforcement Officer that the property contains a public nuisance which has not been corrected. If the Council concurs that a public nuisance exists, the resolution should be adopted allowing the City to remove the public nuisance.

The resolution is attached for Council consideration.

Respectfully submitted



Gilbert Alvarado  
Community Development Director

GA:jt

## RESOLUTION NO.

A RESOLUTION DETERMINING THAT ENRIQUETA G. REYES 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

### Recitals:

1. Real Property Location and Ownership. It is alleged by a Code Enforcement Officer of the City, a person authorized to enforce the ordinances and municipal code of the City, that the real property located at 2225 S. Claremont Court (Lot 42, Montlake Addition #6), Parcel #101833000, Moses Lake, Washington, is the site of public nuisance violations of Moses Lake Municipal Code (MLMC) 8.14.030. The records of Grant County shows the owner of the subject property to be Enriqueta G. Reyes, 2225 Claremont Court, Moses Lake, WA 98837.
2. Notice. On August 20, 2013 the Code Enforcement Officer caused to be delivered by regular mail and certified mail to the owner of record of the subject property a Notice of Violation and Order to Correct or Cease Activity. No appeal was filed to challenge that order. The time to comply under that order has passed. The nuisance described in that order has not been abated by correction of the condition of the property and a nuisance continues to exist on the subject property. On October 7, 2013 the Code Enforcement Officer caused to be delivered to Enriqueta Reyes a notice of the intent of the City Council to consider adoption of a resolution such as this at its meeting of October 22, 2013. Such notice was in writing, in the English language and was delivered by return receipt mail and regular mail to the record owner of the subject property.
3. Violations. It has been established by the Notice of Violation and Order to Correct or Cease Activity that the following violations exist on the subject property and have not been corrected:
  - 3.1 A violation of MLMC 8.14.030 M. 5. and U. - Nuisance Defined. Each of the following conditions, unless otherwise permitted by law, is declared to constitute a public nuisance, and whenever the Code Enforcement Officer determines that any of these conditions exist upon any premises or in any stream, drainage way or wetlands, the officer may require or provide for the abatement thereof pursuant to this chapter.
    - M. The erecting, maintaining, using, placing, depositing, leaving or permitting to be or remain in or upon any private lot, building, structure or premises, or in or upon any street, alley, sidewalk, park, parkway or other public or private place in the city, any one or more of the following disorderly, disturbing, unsanitary, fly-producing, rat-harboring, disease-causing places, conditions or things:
      5. Any poison oak or poison ivy, Russian thistle or other noxious weeds, as defined by Chapter 8.22 of the Moses Lake Municipal Code entitled "Noxious Weed Control" whether growing or otherwise; but nothing herein shall prevent the temporary retention of such weeds in approved covered receptacles.
    - U. Except for any designated public park land, natural area, or environmentally sensitive area, or any undeveloped parcels of land not adjacent to developed areas or which are used for agricultural purposes, all grasses, weeds, or other vegetation

growing or which has grown and died, which is determined to be a fire or safety hazard or a nuisance to persons, shall not exceed twelve inches (12") in height measured above the ground.

1. The above exception may be waived and additional maintenance required by the Code Enforcement Officer if he determines such action is necessary to protect the safety of persons or adjoining property.
  2. All maintenance shall be done in a manner so that soil stability will not be disrupted or disturbed. Grass, weed, or vegetation control shall not include plowing, discing, or scraping the soil to eliminate the grasses, weeds, or other vegetation unless a soil stabilization plan, which will minimize blowing dust and maintain soil stability and which shall be approved by the city prior to any plowing, discing, or scraping, is implemented immediately.
4. Hearing. On October 22, 2013 the Moses Lake City Council conducted a hearing to consider the allegations of the Code Enforcement Officer that the subject property contains a public nuisance ordered corrected which remains uncorrected and that the record owner is responsible for the costs of correcting and abating such violations if such corrections and abatement is accomplished by City forces or forces contracted by the City for such purpose. All interested persons were permitted to provide written or oral evidence relevant to the issue.

5. Evidence:

- 5.1. The following persons testified under oath:

Rick Rodriguez, Moses Lake Code Enforcement Officer

- 5.2. The following exhibits were made a part of the record of the proceedings:

EXHIBIT #1: Moses Lake Municipal Code Chapter 8.14.030

EXHIBIT #2: Notice of Violation and Order to Correct or Cease Activity dated August 20, 2013 from the Code Enforcement Officer addressed to Enriqueta Reyes, 2225 S. Claremont Ct, Moses Lake, WA 98837.

EXHIBIT #3: Pictures taken by Code Enforcement Officer of the property located at 2225 S. Claremont Ct, Moses Lake, Washington.

EXHIBIT #4: Letter dated October 7, 2013 from the Code Enforcement Officer to Enriqueta Reyes advising the property owner of the hearing regarding abatement of property, scheduled for October 22, 2013.

Resolved:

1. A public nuisance in violation of MLMC 8.14.030 M. B. and U. exists on the subject property at 2225 S. Claremont Ct, Moses Lake, Washington. Enriqueta Reyes 2225 S. Claremont Ct. Moses Lake, WA 98837 is the record contract owner of the subject property per the records of Grant County.

2. The public nuisance located upon the subject property consists of:
  - 2.1. Existence of Kochia, a noxious weed
  - 2.2. Weeds in excess of 12" in height
3. The maintenance of these public nuisance violations on the subject property by the record owner is detrimental to the health, safety, welfare, peace and tranquility of the residents of the City impacting the quality of life and diminishing property values.
4. Enriqueta Reyes, the record contract owner, has fifteen (15) days from the date of the adoption of this resolution to cause the nuisance violations listed herein to be removed to the satisfaction of the Code Enforcement Officer. Those improvements include the following:
  - 4.1. Eradication of weeds from the property
5. City staff shall provide a status report to City Council on the progress of the record contract owners and occupant to make the clean up required on the subject property. If the improvements, as listed above, are not to the satisfaction of the Code Enforcement Officer, the City is authorized to use City forces or contract forces to cause the identified public nuisances to be removed from the subject property to the satisfaction of the City Manager. All costs of any removal of the identified public nuisances done at City expense shall be recovered by the City Manager by all reasonable means including immediate assignment of the costs so incurred for collection.
6. A copy of this resolution shall be provided to the record contract owner by return receipt and regular mail after its approval by the City Council.

Adopted by the City Council on October 22, 2013.

---

Dick Deane, Deputy, Mayor

ATTEST:

---

W. Robert Taylor, Finance Director



- 8.14.030      Nuisance Defined. Each of the following conditions, unless otherwise permitted by law, is declared to constitute a public nuisance, and whenever the Code Enforcement Officer determines that any of these conditions exist upon any premises or in any stream, drainage way or wetlands, the officer may require or provide for the abatement thereof pursuant to this chapter.
- A.      The existence of any trash, dirt, filth, and carcass of any animal, waste shrubs, accumulation of lawn or yard trimmings or other offensive matter.
  - B.      Defective or overflowing septic or sewage systems, and the existence of any noxious, foul, or putrid liquid or substance which poses a health hazard or creates a noxious odor.
  - C.      Any man-caused pool of standing or stagnant water, except storm drainage systems, which serves as a breeding area for insects.
  - D.      Accumulation of garbage, decaying vegetation, manure, dead animals, or other noxious things in a street or alley, or on public or private property to an extent injurious to the public health as determined by the Health Officer.
  - E.      All other acts, failure to act, occupations, or use of property which is determined by the Health Officer to be a menace to the health of the public.
  - F.      All limbs of trees which are less than seven (7) feet above the surface of any public sidewalk, or twelve (12) feet above the surface of any street.
  - G.      All buildings, other structures, or portions thereof which have been damaged by fire, decay, neglect, or have otherwise deteriorated or become dilapidated so as to endanger the safety of the public.
  - H.      All explosives, flammable liquids, and other dangerous substances stored or used in any manner in violation of the State Fire Code.
  - I.      The keeping or harboring of any dog, fowl, or other animal which by frequent or habitual howling, yelping, barking, crowing, or in the making of other noises, annoys or disturbs the public, or the habitual allowing of dogs kept at any one address to run at large in violation of Chapter 6.05 of the Moses Lake Municipal Code entitled "Animal Control".
  - J.      Making or causing to be made by any means whatsoever any noise of any kind which is a violation of Chapters 8.28 of the Moses Lake Municipal Code entitled "Noise Control".
  - K.      The frequent, repetitive, or continuous sound made by any secured, unsecured, or deteriorated membrane or sheet metal, being moved by the wind or other source, which unreasonably interferes with the peace, comfort and repose of adjacent property owners or possessors.
  - L.      Dumping, throwing, placing, leaving or causing or permitting to be dumped, thrown, placed or left, any filth, paper, cans, glass, rubbish, trash garbage, grass trimmings, shrub trimming, and shrubbery of any kind, in or upon any street, alley, sidewalk, ditch, or public or private property of another in the city.
  - M.      The erecting, maintaining, using, placing, depositing, leaving or permitting to be or remain in or upon any private lot, building, structure or premises, or in or upon any street, alley, sidewalk, park, parkway or other public or private place in the city, any one or more of the following disorderly, disturbing, unsanitary, fly-producing, rat-harboring, disease-causing places, conditions or things:
    - 1.      Any putrid, unhealthy or unwholesome bones, meat, hides, skins, or whole or any part of any dead animal, fish or fowl, or waste parts of fish, vegetable or animal

matter in any quantity; but nothing herein shall prevent the temporary retention of waste in approved covered receptacles.

2. Any privies, vaults, cesspools, sumps, pits or like places which are not securely protected from flies and rats, or which are foul or malodorous.
  3. Any filthy, littered or trash-covered dwellings, cellars, house yards, barnyards, stable yards, factory yards, vacant areas in the rear of stores, vacant lots, houses, buildings or premises.
  4. Any animal manure in any quantity which is not securely protected from flies or weather conditions, or which is kept or handled in violation of any ordinance of the city.
  5. Any poison oak or poison ivy, Russian thistle or other noxious weeds, as defined by Chapter 8.22 of the Moses Lake Municipal Code entitled "Noxious Weed Control" whether growing or otherwise; but nothing herein shall prevent the temporary retention of such weeds in approved covered receptacles.
  6. Any bottles, cans, glass, ashes, small pieces of scrap iron, wire, metal articles, bric-a-brac, broken crockery, broken glass, broken plaster and all such trash, or abandoned material, unless it is kept in approved covered bins or galvanized iron receptacles.
  7. Any trash, litter, rags, accumulations or empty barrels, boxes, crates, packing cases, mattresses, bedding, excelsior, packing hay, straw or other packing material, lumber not neatly piled, scrap iron, tin or other metal not neatly piled, or anything whatsoever in which flies or rats may breed or multiply or which may be a fire hazard.
- N. The permitting to remain outside any dwelling, building, or other structure, or within any unoccupied or abandoned building, dwelling, or other structure, in a place accessible to children, any abandoned, unattended, or discarded ice chest, refrigerator or other airtight contained, which does not have the door, lid or other locking device removed.
- O. Any pit, hole, basin or excavation which is unguarded or dangerous to life or has been abandoned, or is no longer used for the purpose constructed, or is maintained contrary to statutes, ordinances, or regulations.
- P. Any well or storage tank permitted to remain on any public or private property without being securely closed or barring any entrance or trap door thereto, or without filling or capping any well.
- Q. The repair or abandonment of any automobile, truck, or other motor vehicle of any kind upon the public streets or alleys of the city.
- R. The keeping or permitting the existence of any bees or other insects, reptiles, rodents, fowl, or any other animals, domestic or wild, in any manner contrary to law, or which affect the safety of the public.
- S. The existence of any fence, other structure, or thing on private or public property abutting or fronting upon any public street, sidewalk, or place, which is sagging, leaning, fallen, decayed or is otherwise dilapidated and creating an unsafe condition.
- T. The existence of any vine, shrub, or plant growing on, around, or in front of any fire hydrant, utility pole, utility box, or any other appliance or facility provided for fire protection, public or private utility purposes in such a way as to obscure from view or impair access thereto.



- U. Except for any designated public park land, natural area, or environmentally sensitive area, or any undeveloped parcels of land not adjacent to developed areas or which are used for agricultural purposes, all grasses, weeds, or other vegetation growing or which has grown and died, which is determined to be a fire or safety hazard or a nuisance to persons, shall not exceed twelve inches (12") in height measured above the ground.
  - 1. The above exception may be waived and additional maintenance required by the Code Enforcement Officer if he determines such action is necessary to protect the safety of persons or adjoining property.
  - 2. All maintenance shall be done in a manner so that soil stability will not be disrupted or disturbed. Grass, weed, or vegetation control shall not include plowing, discing, or scraping the soil to eliminate the grasses, weeds, or other vegetation unless a soil stabilization plan, which will minimize blowing dust and maintain soil stability and which shall be approved by the city prior to any plowing, discing, or scraping, is implemented immediately.
- V. The existence of any dead, diseased, infected, or dying tree, shrub, or other vegetation which may pose a danger to vegetation, crops, property, or persons.
- W. The existence of any accumulation of materials or objects in a location when the same endangers property, safety or constitutes a fire hazard.
- X. The depositing or burning or causing to be deposited or burned in any street, alley, sidewalk, parkway or other public place which is open to travel, of any hay, straw, paper, wood, boards, boxes, leaves, manure or other rubbish or material.
- Y. The storage or keeping on any premises for more than thirty days of any used or unused building materials as defined in Section 8.14.010 (F), whose retail cost new would exceed one hundred dollars, without a special permit from the building official; provided, that nothing herein shall:
  - 1. Prohibit such storage without a permit when done in conjunction with a construction project for which a building permit has been issued and which is being prosecuted diligently to completion.
  - 2. Prohibit such storage without a permit upon the premises of a bona fide lumber yard, dealer in building materials or other commercial enterprise when the same is permitted under the zoning ordinance and other applicable laws.
  - 3. Make lawful any such storage or keeping when it is prohibited by other ordinances or laws.
- Z. The existence on any premises of any unused and abandoned trailer, house trailer, automobile, boat or other vehicle or major parts thereof.
- AA. The keeping or maintenance in any area on private property which is clearly visible from a public street, sidewalk, park or other public area any accumulation, collection or untidy storage of any of the following: old appliances or parts thereof; old iron, steel, aluminum or other metal; inoperable vehicles, vehicle parts, machinery or equipment; mattresses, bedding, clothing, rags or cloth; straw, packing materials, cardboard or paper, tin cans, wire, bottles, glass, cans, barrels, bins, boxes, containers, ashes, plaster or cement; or wood. This determination shall not apply to conditions completely enclosed within a building or fencing so as not to be visible from public property.
- BB. The keeping, permitting or harboring of any fowl, pigeons, rabbits, hooved or cloven footed animals, except for caged birds kept within a residence or business.

- CC. The depositing of any debris, vegetation, lawn clippings, lumber piles, wood piles, auto parts or bodies, garbage and the like, or storing of any material of any kind, provided that in residential zones that shall include garbage cans or refuse containers in the alleys of the city, except on garbage pickup day.
- DD. The existence of graffiti, which is defined as a defacing, damaging, or destructive inscription, figure or design painted, drawn or the like, on the exterior of any building, fence, gate, or other structures or on rocks, bridges, trees, or other real or personal property.
- EE. The locating of automobiles, trucks, recreational vehicles, trailers, boats, or any other vehicles, vessels, or the like for the purpose of advertising its sale on property located in any commercial or industrial zone not owned by the seller.
- FF. The permitting of any condition or situation where the soil has been disrupted, disturbed, or destabilized so as to allow blowing dust to exist.
- GG. The existence on any premise any unsecured, unused, or abandoned building or structures.
- HH. For any building the existence of any broken glass in windows or doors for more than thirty (30) days.
- II. Buildings or portions thereof that have faulty weather protection, such as openings in walls and roofs. Faulty weather protection shall include temporary weather barriers, such as tarps, plastic or similar material, left in place for more than thirty (30) days.
- JJ. Any building which has a window, door, or other exterior opening closed by extrinsic devices or some other manner, with material that has not been painted to match or compliment the buildings exterior or remains boarded up for more than sixty (60) days.
- KK. Any boarded up building that remains boarded up for more than ninety (90) days.
- LL. Permitting any violation of RCW 59.18.510 in any rental dwelling unit.
- MM. Criminal street gangs and any pattern of criminal street gang activity are each declared to be a public nuisance in violation of this chapter and other applicable code provisions, including but not limited to the Uniform Code for the Abatement of Dangerous Buildings and State Housing Code, subject to abatement through all available means. In addition thereto and without limitation, any pattern of criminal street gang activity upon, and the presence and use of property by, a criminal street gang, with the owner's knowledge or consent, constitutes a public nuisance and grounds for revocation of any permit or license regulating or authorizing the use of such property.



**CITY OF MOSES LAKE**

**NOTICE OF VIOLATION AND ORDER TO CORRECT OR CEASE ACTIVITY**

**TO:** Enriqueta Reyes  
2225 S Claremont Ct  
Moses Lake, WA 98837

**NOTICE OF VIOLATION**

**Provisions of the City of Moses Lake Code Violated:**

Moses Lake Municipal Codes 8.14.030M5 and 8.14.030U

**Street Address of Violation:**

2225 S Claremont Ct, Moses Lake, WA 98837

**Brief Legal Description of Property Where Violation Exists:**

Lot 42 Montlake ADD # 6 101833000

**YOU ARE HEREBY ORDERED TO CORRECT OR CEASE THE ACTIVITY AS FOLLOWS:**

**Action Necessary to Correct Violation:**

Weeds must be eradicated from this property.

**Time by Which Violation is to be Corrected or Activity Ceased**

The City is requiring these corrections listed on this Notice and Order be accomplished by

**Friday, August, 30, 2013**

**YOU ARE FURTHER NOTIFIED THAT THE MOSES LAKE CITY CODE PROVIDES FOR THE FOLLOWING PENALTIES:**

Exhibit 2  
Page 1 of 2

1. Any violation for which a Notice of Violation and Order to Correct or Cease Activity has been issued but which has not been corrected within the the time specified shall incur a civil penalty of two hundred fifty dollars (\$250) per day up to a sum of five thousand dollars (\$5000), beginning on the day the correction was to be completed. The cumulative penalty provided for in this paragraph shall not accrue while an appeal is pending, nor shall the penalty preclude the initiation of appropriate legal action to correct the violation. [1.20.050(E)(1)].
2. If a penalty has been assessed pursuant to 1.20.050(E)(1), a Court shall assess that penalty and any additional penalty the Court considers appropriate plus court costs and attorney's fees.

YOU MAY APPEAL THIS NOTICE AND ORDER TO THE HEARING EXAMINER WITHIN TEN (10) DAYS, PURSUANT TO SECTION 20.03.050 OF THE MOSES LAKE CITY CODE AND BY PAYMENT OF AN \$800 FEE.

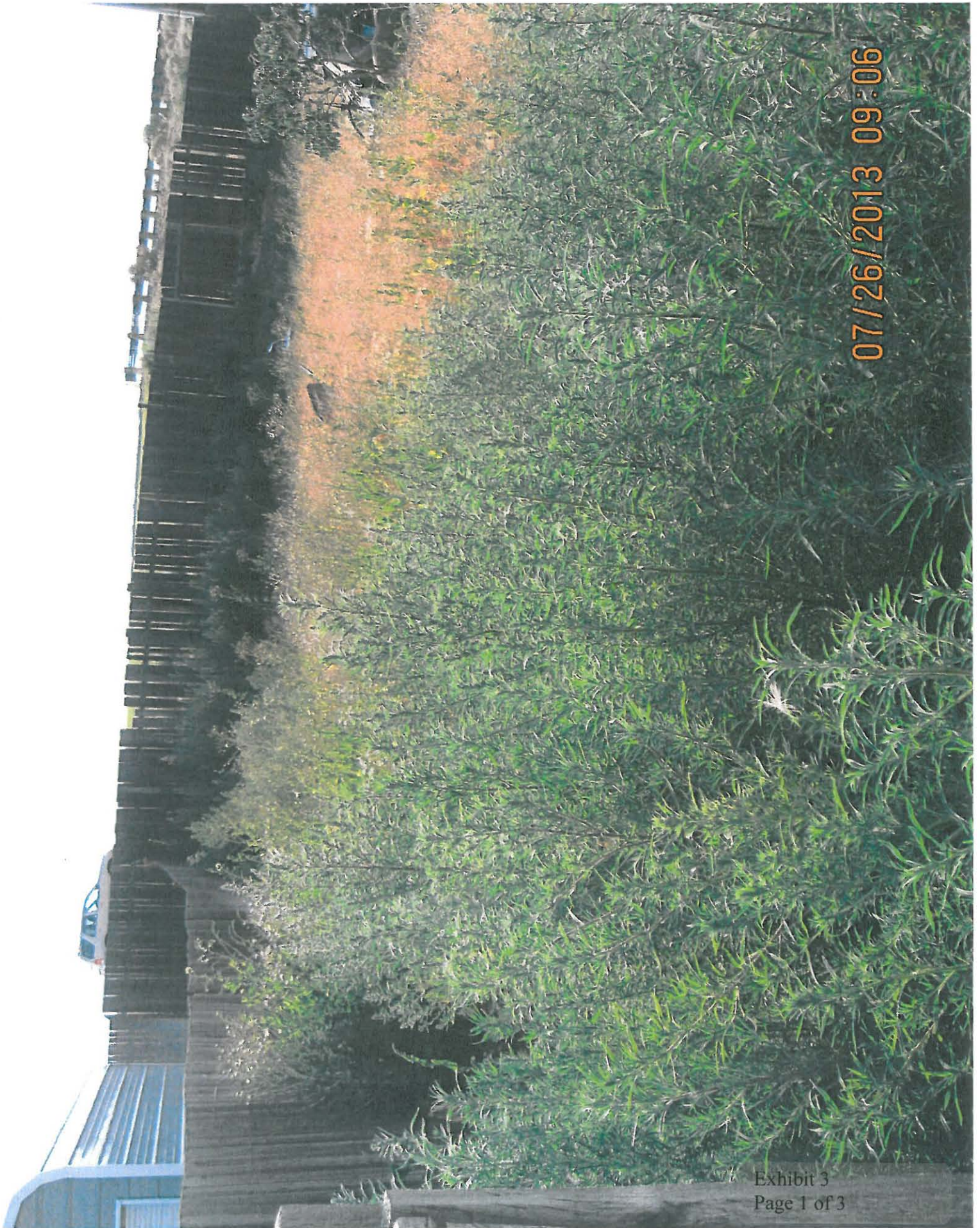
YOU ARE FURTHER NOTIFIED THAT IF THE AFOREMENTIONED VIOLATION IS NOT CORRECTED AS SPECIFIED HERIN THIS MATTER WILL BE REFERRED TO THE CITY ATTORNEY FOR CIVIL ENFORCEMENT BY INJUNCTION OR OTHER APROPRIATE ACTION.

Dated this Tuesday, August 20, 2013



Brett Hollen  
Code Enforcement  
City of Moses Lake  
509-764-3748





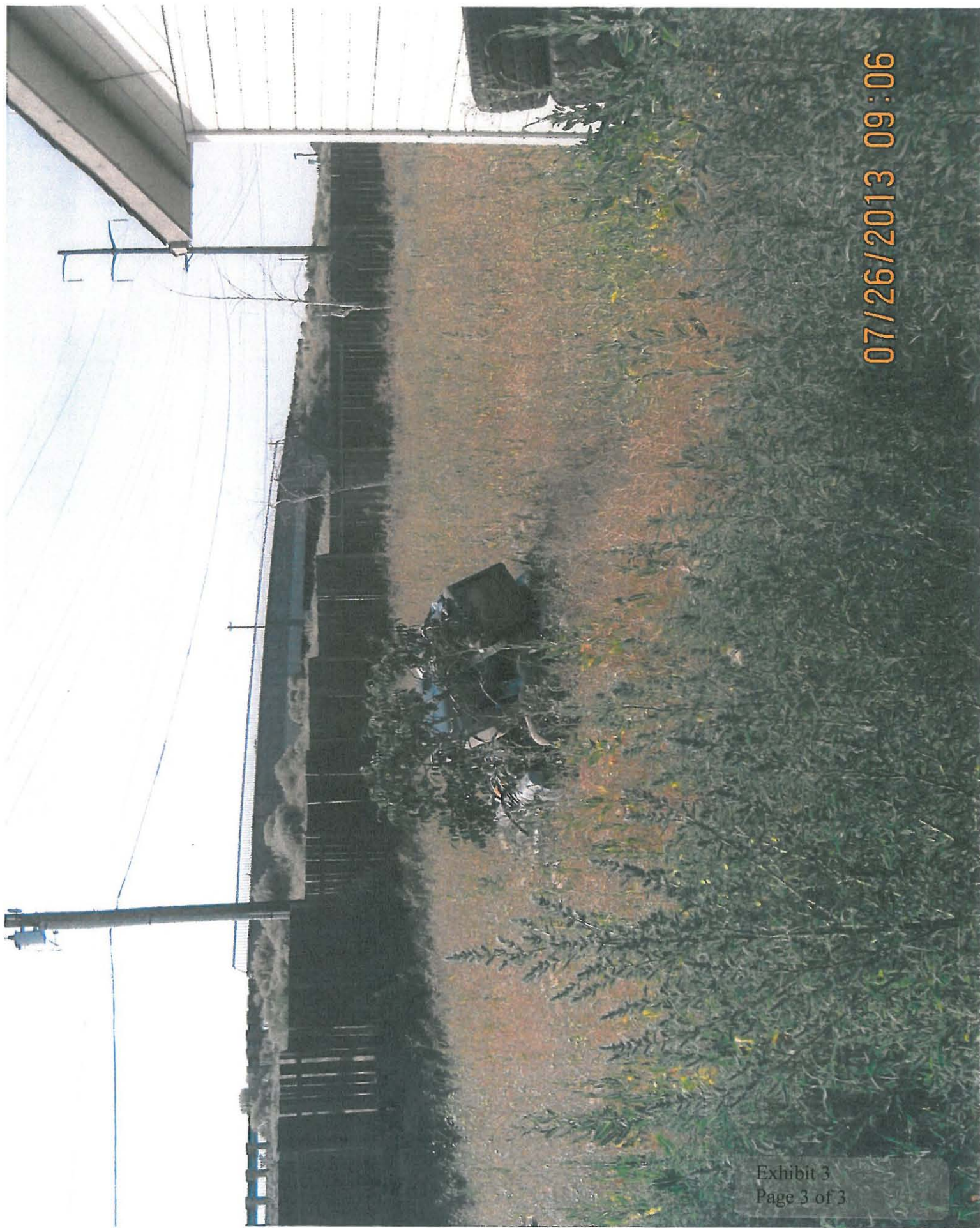
07/26/2013 09:06





07/26/2013 09:06





07/26/2013 09:06



October, 07, 2013

Enriqueta Reyes  
2225 S Claremont Ct  
Moses Lake, WA 98837



Re: Hearing to Permit City Abatement of Nuisance

Property located at: 2225 S Claremont Ct, Parcel 101833000, Moses Lake, WA 98837

Via Regular Mail and Return Receipt Mail

Enriqueta Reyes

You are identified in the records of the Grant County Assessor as the record owner of real property located within the City of Moses Lake described as: Lot 42 Montlake ADD # 6.

This property is located at: 2225 S Claremont Ct, Parcel 101833000, Moses Lake, WA 98837

On Tuesday, August 20, 2013 the City of Moses Lake mailed to you by regular mail and return receipt mail a Notice of Violation and Order to Correct or Cease Activity within the time allowed by the City Code. The time specified in that Notice of Violation and Order to Correct or Cease Activity has expired without compliance. As of October 08, 2013, the nuisance located on the subject property has not been corrected or removed.

Pursuant to Moses Lake Municipal Code (MLMC) 8.14.070 the City of Moses Lake is giving you notice that it will conduct a hearing before the Moses Lake City Council at the Council's regular meeting on Tuesday, October 22, 2013 which is more than ten days from the date of this letter. That meeting will begin at 7:00 p.m. in the Council Chambers in the Moses Lake Civic Center. The purpose of this hearing is for the City Council to determine if a nuisance exists on your property and if a nuisance is found to exist to direct the abatement of that nuisance by use of City contracted forces. The cost of that abatement will be assessed against you as the owner of the subject property. At that hearing all persons interested in the abatement of the nuisance existing on the subject property will have the opportunity to be heard under oath. At that time, you may present all relevant evidence you wish for the City Council to consider, whether that be documents, photos, or live testimony from yourself or others. At the conclusion of that hearing, it is expected the City Council will determine if an abatement of a nuisance located on the subject property should take place and when.

**THIS HEARING IS IMPORTANT. YOUR FAILURE TO PARTICIPATE MAY IMPACT IMPORTANT RIGHTS IN YOUR PROPERTY.**

If you have any questions, you may contact the City Manager's Office at the Moses Lake Civic Center, 401 S. Balsam, Moses Lake, WA, phone 509-764-3701.

Sincerely,

Rick Rodriguez  
Code Enforcement Officer

cc: City Manager  
City Attorney  
Community Development Director

Exhibit 4



September 4, 2013

TO: City Manager for Council Consideration  
FROM: Community Development Director  
SUBJECT: Resolution - Nuisance Abatement - Womboldt

Attached is a resolution providing for the abatement of nuisances at 1903 W. Marina Drive, owned by Ward and Khanitta Womboldt. The Council should hold a hearing to consider the allegations of the Code Enforcement Officer that the property contains a public nuisance which has not been corrected. If the Council concurs that a public nuisance exists, the resolution should be adopted allowing the City to remove the public nuisance.

The resolution is attached for Council consideration.

Respectfully submitted

A handwritten signature in black ink, appearing to be 'G. Alvarado', written over the typed name.

Gilbert Alvarado  
Community Development Director

GA:jt

## RESOLUTION NO.

A RESOLUTION DETERMINING THAT WARD AND KHANITTA WOMBOLDT ARE THE OWNERS 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

### Recitals:

1. Real Property Location and Ownership. It is alleged by a Code Enforcement Officer of the City, a person authorized to enforce the ordinances and municipal code of the City, that the real property located at 1903 W. Marina, Tax #13041, Parcel #110475187, Moses Lake, Washington, is the site of public nuisance violations of Moses Lake Municipal Code (MLMC) 12.12.060. The records of Grant County show the owners of the subject property to be Ward & Khanitta Womboldt, 637 Rupert Road, Qualicum Beach, British Columbia, Canada.
2. Notice. On August 6, 2013 the Code Enforcement Officer caused to be delivered by regular mail to the owner of record of the subject property a Notice of Violation and Order to Correct or Cease Activity. No appeal was filed to challenge that order. The time to comply under that order has passed. The nuisance described in that order has not been abated by correction of the condition of the property and a nuisance continues to exist on the subject property. On September 11, 2013 the Code Enforcement Officer caused to be delivered to Ward & Khanitta Womboldt a notice of the intent of the City Council to consider adoption of a resolution such as this at its meeting of September 24, 2013. Such notice was in writing, in the English language and was delivered by return receipt mail and regular mail to the record owner of the subject property. The property owner was notified that the hearing was rescheduled for October 8, 2013
3. Violations. It has been established by the Notice of Violation and Order to Correct or Cease Activity that the following violations exist on the subject property and have not been corrected:
  - 3.1 A violation of MLMC 12.12.060 - Duty to Maintain Sidewalks:
    - A. The owner or occupier of property that abuts sidewalks or abuts dedicated city right-of-way or deeded city property adjacent to sidewalks shall bear the duty and expense of maintaining sidewalks in a good state of repair, free from obstructions, and in a clean condition. However, the city shall bear the duty and expense to repair sidewalks in the Paver District that are constructed with concrete brick pavers, and all sidewalks that were constructed of concrete brick pavers through city participation. For sidewalks to be in a good state of repair, the sidewalks shall not have any vertical differences of one inch (1") or greater; and they shall not have any contiguous areas of spalling greater than four (4) square feet. Exposed aggregate in existing sidewalks shall be considered spalling when the surface wear measures one-quarter inch (1/4") or greater in differential elevation.
    - B. The city may participate in sidewalk repairs for sidewalks that are wider than six feet (6'). Such participation may be made for sidewalk repairs that are within the right-of-way and that are beyond the first six feet (6') of sidewalk nearest to the curb. Such participation is valid only if the city has provided written pre-approval for the sidewalk repairs. When the city agrees to participate with sidewalk repairs for over-width sidewalks, the owner will pay the contractor for the full repairs; and the city will make payment directly to the owner for pre-approved sidewalk repairs after the owner has provided a paid invoice from their contractor.
    - C. Chapter 12.20 of the Moses Lake Municipal Code provides requirements for sidewalk service requirements.

4. Hearing. On October 8, 2013 the Moses Lake City Council conducted a hearing to consider the allegations of the Code Enforcement Officer that the subject property contains a public nuisance ordered corrected which remains uncorrected and that the record owner is responsible for the costs of correcting and abating such violations if such corrections and abatement is accomplished by City forces or forces contracted by the City for such purpose. All interested persons were permitted to provide written or oral evidence relevant to the issue.
5. Evidence:
  - 5.1. The following persons testified under oath:

Clair Harden, Moses Lake Code Enforcement Officer
  - 5.2. The following exhibits were made a part of the record of the proceedings:

EXHIBIT #1: Moses Lake Municipal Code Section 12.12.060

EXHIBIT #2: Notice of Violation and Order to Correct or Cease Activity dated August 6, 2013 from the Code Enforcement Officer addressed to Ward & Khanitta Womboldt, 637 Rupert Road, Qualicum Beach BC V9K 1R3

EXHIBIT #3: Pictures taken by Code Enforcement Officer of the property located at 1903 W. Marina, Moses Lake, Washington.

EXHIBIT #45: Letter dated September 11, 2013 from the Code Enforcement Officer to Ward & Khanitta Womboldt advising the property owner of the hearing regarding abatement of property, scheduled for September 24, 2013 and was notified that the hearing was rescheduled to October 8, 2013.

Resolved:

1. A public nuisance in violation of MLMC 12.12.060 exists on the subject property at 1903 W. Marina, Moses Lake, Washington. Ward & Khanitta Womboldt, 637 Rupert Road, Qualicum Beach, BC V9K 1R3 are the record contract owners of the subject property per the records of Grant County.
2. The public nuisance located upon the subject property consists of:
  - 2.1. Sidewalk needing replacement or repair
3. The maintenance of these public nuisance violations on the subject property by the record owner is detrimental to the health, safety, welfare, peace and tranquility of the residents of the City impacting the quality of life and diminishing property values.
4. Ward & Khanitta Womboldt, the record contract owners, have fifteen (15) days from the date of the adoption of this resolution to cause the nuisance violations listed herein to be removed to the satisfaction of the Code Enforcement Officer. Those improvements include the following:
  - 4.1 Repair or replace sidewalk

5. City staff shall provide a status report to City Council on the progress of the record contract owners and occupant to make the clean up required on the subject property. If the improvements, as listed above, are not to the satisfaction of the Code Enforcement Officer, the City is authorized to use City forces or contract forces to cause the identified public nuisances to be removed from the subject property to the satisfaction of the City Manager. All costs of any removal of the identified public nuisances done at City expense shall be recovered by the City Manager by all reasonable means including immediate assignment of the costs so incurred for collection.
6. A copy of this resolution shall be provided to the record contract owner by regular mail after its approval by the City Council.

Adopted by the City Council on

---

Bill J. Ecret, Mayor

ATTEST:

---

W. Robert Taylor, Finance Director

12.12.060 Duty to Maintain Sidewalks:

- A. The owner or occupier of property that abuts sidewalks or abuts dedicated city right-of-way or deeded city property adjacent to sidewalks shall bear the duty and expense of maintaining sidewalks in a good state of repair, free from obstructions, and in a clean condition. However, the city shall bear the duty and expense to repair sidewalks in the Paver District that are constructed with concrete brick pavers, and all sidewalks that were constructed of concrete brick pavers through city participation. For sidewalks to be in a good state of repair, the sidewalks shall not have any vertical differences of one inch (1") or greater; and they shall not have any contiguous areas of spalling greater than four (4) square feet. Exposed aggregate in existing sidewalks shall be considered spalling when the surface wear measures one-quarter inch (1/4") or greater in differential elevation.
- B. The city may participate in sidewalk repairs for sidewalks that are wider than six feet (6'). Such participation may be made for sidewalk repairs that are within the right-of-way and that are beyond the first six feet (6') of sidewalk nearest to the curb. Such participation is valid only if the city has provided written pre-approval for the sidewalk repairs. When the city agrees to participate with sidewalk repairs for over-width sidewalks, the owner will pay the contractor for the full repairs; and the city will make payment directly to the owner for pre-approved sidewalk repairs after the owner has provided a paid invoice from their contractor.
- C. Chapter 12.20 of the Moses Lake Municipal Code provides requirements for sidewalk service requirements.



**CITY OF MOSES LAKE**

**NOTICE OF VIOLATION AND ORDER TO CORRECT OR CEASE ACTIVITY**

**TO:** Ward & Khanitta Womboldt  
637 Rupert RD  
Qualicum Beach BC V9K 1R3

**NOTICE OF VIOLATION**

**Provisions of the City of Moses Lake Code Violated:**

Moses Lake Municipal Code 12.12.060

**Street Address of Violation:**

1903 W Marina, Moses Lake, WA 98837

**Brief Legal Description of Property Where Violation Exists:**

See assessor log 110475187

**YOU ARE HEREBY ORDERED TO CORRECT OR CEASE THE ACTIVITY AS FOLLOWS:**

**Action Necessary to Correct Violation:**

Sidewalk needs to be replaced or repaired to correct the Spalling or exposed aggregate surface.

**Time by Which Violation is to be Corrected or Activity Ceased**

The City is requiring these corrections listed on this Notice and Order be accomplished by  
**Thursday, September, 05, 2013**

**YOU ARE FURTHER NOTIFIED THAT THE MOSES LAKE CITY CODE PROVIDES FOR THE FOLLOWING PENALTIES:**

Exhibit 2  
Page 1 of 2

1. Any violation for which a Notice of Violation and Order to Correct or Cease Activity has been issued but which has not been corrected within the the time specified shall incur a civil penalty of two hundred fifty dollars (\$250) per day up to a sum of five thousand dollars (\$5000), beginning on the day the correction was to be completed. The cumulative penalty provided for in this paragraph shall not accrue while an appeal is pending, nor shall the penalty preclude the initiation of appropriate legal action to correct the violation. [1.20.050(E)(1)].
2. If a penalty has been assessed pursuant to 1.20.050(E)(1), a Court shall assess that penalty and any additional penalty the Court considers appropriate plus court costs and attorney's fees.

YOU MAY APPEAL THIS NOTICE AND ORDER TO THE HEARING EXAMINER WITHIN TEN (10) DAYS, PURSUANT TO SECTION 20.03.050 OF THE MOSES LAKE CITY CODE AND BY PAYMENT OF AN \$800 FEE.

YOU ARE FURTHER NOTIFIED THAT IF THE AFOREMENTIONED VIOLATION IS NOT CORRECTED AS SPECIFIED HERIN THIS MATTER WILL BE REFERRED TO THE CITY ATTORNEY FOR CIVIL ENFORCEMENT BY INJUNCTION OR OTHER APROPRIATE ACTION.

Dated this Tuesday, August 06, 2013



---

Clair Harden  
Code Enforcement Officer 1  
City of Moses Lake  
509-764-3746





Exhibit 3  
Page 1 of 3







Exhibit 3  
Page 2 of 3





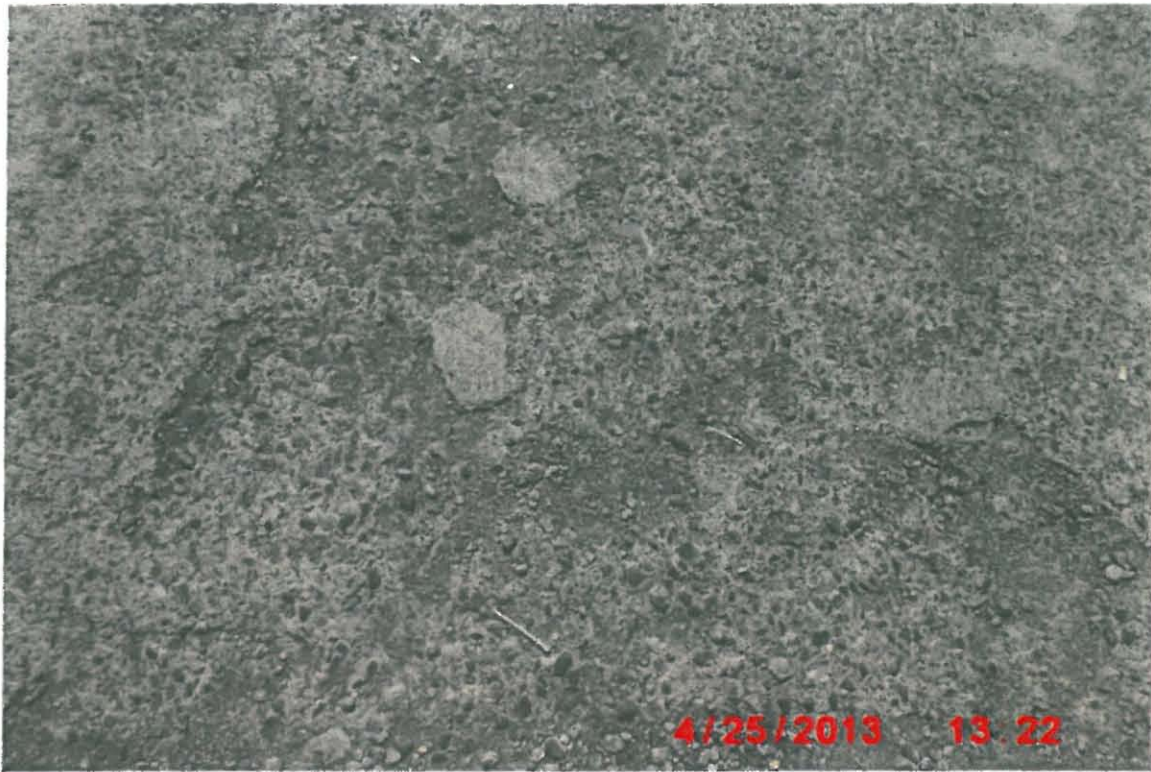


Exhibit 3  
Page 3 of 3



September, 11, 2013

Ward & Khanitta Womboldt  
637 Rupert RD  
Qualicum Beach BC V9K 1R3

Re: Hearing to Permit City Abatement of Nuisance

Property located at: 1903 W Marina, Parcel 110475187, Moses Lake, WA 98837

Via Regular Mail and Return Receipt Mail

Ward & Khanitta Womboldt

You are identified in the records of the Grant County Assessor as the record owner of real property located within the City of Moses Lake described as: See assessor log.

This property is located at: 1903 W Marina, Parcel 110475187, Moses Lake, WA 98837

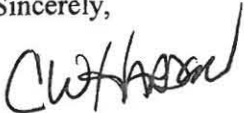
On Tuesday, August 06, 2013 the City of Moses Lake mailed to you by regular mail and return receipt mail a Notice of Violation and Order to Correct or Cease Activity within the time allowed by the City Code. The time specified in that Notice of Violation and Order to Correct or Cease Activity has expired without compliance. As of September 10, 2013, the nuisance located on the subject property has not been corrected or removed.

Pursuant to Moses Lake Municipal Code (MLMC) 8.14.070 the City of Moses Lake is giving you notice that it will conduct a hearing before the Moses Lake City Council at the Council's regular meeting on Tuesday, September 24, 2013 which is more than ten days from the date of this letter. That meeting will begin at 7:00 p.m. in the Council Chambers in the Moses Lake Civic Center. The purpose of this hearing is for the City Council to determine if a nuisance exists on your property and if a nuisance is found to exist to direct the abatement of that nuisance by use of City contracted forces. The cost of that abatement will be assessed against you as the owner of the subject property. At that hearing all persons interested in the abatement of the nuisance existing on the subject property will have the opportunity to be heard under oath. At that time, you may present all relevant evidence you wish for the City Council to consider, whether that be documents, photos, or live testimony from yourself or others. At the conclusion of that hearing, it is expected the City Council will determine if an abatement of a nuisance located on the subject property should take place and when.

**THIS HEARING IS IMPORTANT. YOUR FAILURE TO PARTICIPATE MAY IMPACT IMPORTANT RIGHTS IN YOUR PROPERTY.**

If you have any questions, you may contact the City Manager's Office at the Moses Lake Civic Center, 401 S. Balsam, Moses Lake, WA, phone 509-764-3701.

Sincerely,



Code Enforcement Officer 1

cc: City Manager  
City Attorney  
Community Development Director



October 17, 2013

Honorable Mayor and  
Moses Lake City Council

Dear Council Members

Provided is the petition for annexation with regard to property adjacent to Patton Boulevard north of 22<sup>nd</sup> Avenue and south of Randolph Road. The petition has been drafted pursuant to the acceptance of the Notice of Intent to Commence Annexation Proceedings.

Titan/Server Farm Realty has joined in the Petition to Annex.

The proposed annexation consists of approximately 61.5 acres with an assessed valuation of approximately \$10.3 million.

The petition is presented to you for your consideration.

Respectfully submitted



Joseph K. Gavinski  
City Manager

JKG:jt



PETITION FOR ANNEXATION

TO: City Council, City of Moses Lake

Date: 10-17-13

We, the undersigned, the legal owners of property, according to the records of the Grant County Assessor, do hereby petition the below described property be annexed by the City of Moses Lake, and be included within the boundaries of said city. Said annexation is sought pursuant to RCW 35A.14.120 - .150.

Legal Description:

See Attached

Parcel Nos. included within legal description: 171039000, 313437001, 313437000, 312227000, 312228000, 313436000, 313435000, 313434000, 171049026, 122051000, 122052000, 122052001, 171049013, 311583000, 171044001, 121089045, 122053000, 122054000, 122055000, 122056000, 122057000, 122058000, 122061000, 122062000, 122063000, 122064000, 122065000, 122066000, and 122067000


WARNING

Every person who signs this petition with any other than his or her true name, or who knowingly signs more than one of these petitions, or signs a petition seeking an election when he or she is not a legal voter, or signs a petition when he or she is otherwise not qualified to sign, or who makes herein any false statement, shall be guilty of a misdemeanor.


Signature

Name and Address and Date


Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for James  
L. & Virginia M. Barney


Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for Belle  
Enterprises, Inc.

Dated: 10-17-13


By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for James  
L. Barney

Dated: 10-17-13

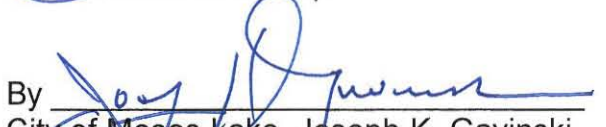
By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for  
Goodwin Building Partnership



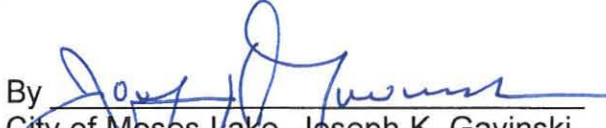
Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for Ronald  
G. & Bernice H. Stump

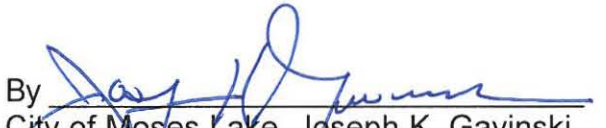
Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for PUD  
#2 of Grant County

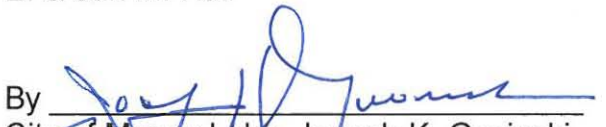
Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for William  
P. Gremer et al

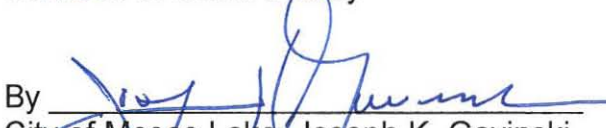
Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for Larry  
E. & Jan M. Hall


Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for Family  
Services of Grant County

Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for VBC  
Chaparral II LP

Dated: 10-17-13

By   
City of Moses Lake, Joseph K. Gavinski,  
City Manager, Attorney in Fact for  
Chaparral Housing LTD Partnership

## Legal Description

Those portions of the Northwest quarter of Section 4, Township 19 North, Range 28 East, the Southeast quarter of Section 32, Township 20 North, Range 28 East and the Southwest quarter of Section 33, Township 20 North, Range 28 East, W.M., Grant County, Washington, more particularly described as follows:

**Beginning** at the most Westerly corner of Lot 2, ASPI Commerce Park Short Plat, recorded in Book 9, pages 41 and 42, records of Grant County, Washington; Thence along the South and East right-of-way (ROW) boundary of 22<sup>nd</sup> Avenue the following five (5) courses:

- N53°52'05"E, 362.65 feet to the point of curvature of a 369.46 foot radius curve;
- Thence along the arc of said curve to the left through a central angle of 41°05'16", a distance of 264.95 feet;
- Thence N67°40'38"W, 10.14 feet to the point of curvature of a 359.46 foot radius non-tangent curve;
- Thence along the arc of said curve to the left through a central angle of 13°46'53", a distance of 86.46 feet, whose chord bears N05°38'45"E, 86.25 feet;
- Thence N01°11'21"W, 710.55 feet;

Thence S88°48'39"W, 60.00 feet to the point of curvature of a 355.10 foot radius non-tangent curve with a starting radial bearing of N43°29'48"E, said point being on the West ROW of said 22<sup>nd</sup> Avenue, and also being the Northeasterly corner of J. Barney Industrial Plat, recorded in Book 16 of plats, pages 14 through 16, records of said Grant County; Thence along the North and East boundaries of said J. Barney Industrial Plat the following five (5) courses:

- Thence along the arc of said curve to the left through a central angle of 05°58'40", a distance of 37.05 feet;
- Thence N53°33'15"W, 99.50 feet to the point of curvature of a 455.10 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 08°26'39", a distance of 67.07 feet;
- Thence S89°06'10"W, 669.88 feet;
- Thence N00°56'55"W, 953.88 feet to the Southeast corner of a parcel of land described in Special Warranty Deed, Auditor's File Number (AFN) 1230872, records of said Grant County, and shown on Record of Survey, Book 37, page 67 and 68, records of said Grant County;

Thence along the East boundary of said parcel N00°56'55"W, 463.59 feet to the South ROW of Randolph Road (formerly Dover Street); Thence along said south right-of-way S89°07'35"W, 665.01 feet to the centerline of Patton Boulevard (formerly 5<sup>th</sup> Street); Thence continuing along said South ROW S89°12'57"W, 30.00 feet to the Northeast corner of a parcel of land described in Statutory Warranty Deed, AFN 1098148, records of said Grant County and shown on Record of Survey, Book 40, page 32, records of said Grant County; Thence continuing along said South ROW S89°12'57"W, 390.07 feet to the northwest corner of said parcel; Thence along the West boundary of said parcel S00°52'24"E, 694.41

feet to the North boundary of Jan Marie Short Plat, recorded in Book 11, pages 84 and 85, records of said Grant County; Thence along the North and West boundaries of said Jan Marie Short Plat the following five (5) courses:

- S89°03'35"W, 199.66 feet;
- Thence S00°57'58"E, 227.45 feet;
- Thence S89°02'55"W, 409.93 feet;
- Thence S12°29'54"W, 32.00 feet to the point of curvature of a 299.96 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 05°13'16", 27.33 feet to the most Northerly corner of a parcel of land described in Statutory Warranty Deed, AFN 1038370, records of said Grant County, and shown as "Parcel 1" on said Jan Marie Short Plat, and the point of continuance of said 299.96 foot radius curve;

Thence along the North, West and South boundaries of said "Parcel 1" the following five (5) courses:

- Thence along the arc of said curve to the right through a central angle of 43°38'02", 228.44 feet;
- Thence S61°21'12"W, 269.74 feet;
- Thence S30°12'16"E, 190.76 feet to the North ROW of Craig Boulevard;
- Thence N59°31'44"E along said ROW, 221.87 feet to the point of curvature of a 900.60 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 12°34'07", 197.56 feet to the Southwest corner of Lot 1, of said Jan Marie Short Plat, and the continuance of said 900.60 foot radius curve;

Thence along the South boundary of said Jan Marie Short Plat the following five (5) courses:

- Thence along the arc of said curve to the right through a central angle of 40°09'18", 631.17 feet;
- Thence S67°46'39"E, 111.12 feet;
- Thence S67°35'00"E, 114.62 feet to the point of curvature of a 123.08 foot radius curve;
- Thence along the arc of said curve to the left through a central angle of 37°14'20", 79.99 feet;
- Thence N68°33'46"E, 22.98 feet;

Thence continuing N68°33'46"E, 103.48 feet to the East ROW of Patton Boulevard, and the point of curvature of a 647.59 foot radius non-tangent curve; Thence along the arc of said curve to the left through a central angle of 04°27'56" along said East ROW, a distance of 50.47 feet, whose chord bears S20°23'37"E, 50.46 feet to the Southerly most corner of a parcel of land described in Statutory Warranty Deed, AFN 911008012; Thence along the Southeast boundary of said parcel N59°53'08"E, 135.26 feet to the Southwesterly boundary of Turnkey Road extended, as shown on Record of Survey, Book 54, Pages 62 and 63, records of said Grant County; Thence S30°29'27"E, 6.63 feet to the Westerly most corner of said Turnkey Road ROW; Thence along the North and Northeasterly ROW of said Turnkey Road the following five (5) courses:

- N59°30'50"E, 40.00 feet to the point of curvature of a 40.00 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 138°23'35", 96.62 feet to the point of curvature of a 20.00 foot reverse curve;



- Thence along the arc of said curve to the left through a central angle of  $47^{\circ}57'30''$ , a distance of 16.74 feet;
- Thence  $S30^{\circ}03'05''E$ , 249.71 feet;
- Thence  $S30^{\circ}29'08''E$ , 1277.10 feet to the southwesterly most corner of Lot 11, of said J. Barney Industrial Plat;

Thence continuing  $S30^{\circ}29'08''E$ , 99.99 feet to the Southeasterly ROW of 22<sup>nd</sup> Avenue;

Thence  $N53^{\circ}52'05''E$  along said Southeasterly ROW, 23.83 feet to the **Point of Beginning**.

PETITION FOR ANNEXATION

TO: City Council, City of Moses Lake

Date: October 17, 2013

We, the undersigned, the legal owners of property, according to the records of the Grant County Assessor, do hereby petition the below described property be annexed by the City of Moses Lake, and be included within the boundaries of said city. Said annexation is sought pursuant to RCW 35A.14.120 - .150.

See Attached

Parcel Nos. included within Legal Description: 171049024 and 171055008

WARNING

Every person who signs this petition with any other than his or her true name, or who knowingly signs more than one of these petitions, or signs a petition seeking an election when he or she is not a legal voter, or signs a petition when he or she is otherwise not qualified to sign, or who makes herein any false statement, shall be guilty of a misdemeanor.

Signature

Name and Address and Date

Dated: Avner Papouchado

By AP  
RS Titan - Lotus LLC, Etal  
999 N. Sepulveda Blvd. Suite 600  
El Segundo, CA 90245

For Parcel Nos:  
171049024  
171055008

## Legal Description

Those portions of the Northwest quarter of Section 4, Township 19 North, Range 28 East, the Southeast quarter of Section 32, Township 20 North, Range 28 East and the Southwest quarter of Section 33, Township 20 North, Range 28 East, W.M., Grant County, Washington, more particularly described as follows:

**Beginning** at the most Westerly corner of Lot 2, ASPI Commerce Park Short Plat, recorded in Book 9, pages 41 and 42, records of Grant County, Washington; Thence along the South and East right-of-way (ROW) boundary of 22<sup>nd</sup> Avenue the following five (5) courses:

- N53°52'05"E, 362.65 feet to the point of curvature of a 369.46 foot radius curve;
- Thence along the arc of said curve to the left through a central angle of 41°05'16", a distance of 264.95 feet;
- Thence N67°40'38"W, 10.14 feet to the point of curvature of a 359.46 foot radius non-tangent curve;
- Thence along the arc of said curve to the left through a central angle of 13°46'53", a distance of 86.46 feet, whose chord bears N05°38'45"E, 86.25 feet;
- Thence N01°11'21"W, 710.55 feet;

Thence S88°48'39"W, 60.00 feet to the point of curvature of a 355.10 foot radius non-tangent curve with a starting radial bearing of N43°29'48"E, said point being on the West ROW of said 22<sup>nd</sup> Avenue, and also being the Northeasterly corner of J. Barney Industrial Plat, recorded in Book 16 of plats, pages 14 through 16, records of said Grant County; Thence along the North and East boundaries of said J. Barney Industrial Plat the following five (5) courses:

- Thence along the arc of said curve to the left through a central angle of 05°58'40", a distance of 37.05 feet;
- Thence N53°33'15"W, 99.50 feet to the point of curvature of a 455.10 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 08°26'39", a distance of 67.07 feet;
- Thence S89°06'10"W, 669.88 feet;
- Thence N00°56'55"W, 953.88 feet to the Southeast corner of a parcel of land described in Special Warranty Deed, Auditor's File Number (AFN) 1230872, records of said Grant County, and shown on Record of Survey, Book 37, page 67 and 68, records of said Grant County;

Thence along the East boundary of said parcel N00°56'55"W, 463.59 feet to the South ROW of Randolph Road (formerly Dover Street); Thence along said south right-of-way S89°07'35"W, 665.01 feet to the centerline of Patton Boulevard (formerly 5<sup>th</sup> Street); Thence continuing along said South ROW S89°12'57"W, 30.00 feet to the Northeast corner of a parcel of land described in Statutory Warranty Deed, AFN 1098148, records of said Grant County and shown on Record of Survey, Book 40, page 32, records of said Grant County; Thence continuing along said South ROW S89°12'57"W, 390.07 feet to the northwest corner of said parcel; Thence along the West boundary of said parcel S00°52'24"E, 694.41



feet to the North boundary of Jan Marie Short Plat, recorded in Book 11, pages 84 and 85, records of said Grant County; Thence along the North and West boundaries of said Jan Marie Short Plat the following five (5) courses:

- S89°03'35"W, 199.66 feet;
- Thence S00°57'58"E, 227.45 feet;
- Thence S89°02'55"W, 409.93 feet;
- Thence S12°29'54"W, 32.00 feet to the point of curvature of a 299.96 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 05°13'16", 27.33 feet to the most Northerly corner of a parcel of land described in Statutory Warranty Deed, AFN 1038370, records of said Grant County, and shown as "Parcel 1" on said Jan Marie Short Plat, and the point of continuance of said 299.96 foot radius curve;

Thence along the North, West and South boundaries of said "Parcel 1" the following five (5) courses:

- Thence along the arc of said curve to the right through a central angle of 43°38'02", 228.44 feet;
- Thence S61°21'12"W, 269.74 feet;
- Thence S30°12'16"E, 190.76 feet to the North ROW of Craig Boulevard;
- Thence N59°31'44"E along said ROW, 221.87 feet to the point of curvature of a 900.60 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 12°34'07", 197.56 feet to the Southwest corner of Lot 1, of said Jan Marie Short Plat, and the continuance of said 900.60 foot radius curve;

Thence along the South boundary of said Jan Marie Short Plat the following five (5) courses:

- Thence along the arc of said curve to the right through a central angle of 40°09'18", 631.17 feet;
- Thence S67°46'39"E, 111.12 feet;
- Thence S67°35'00"E, 114.62 feet to the point of curvature of a 123.08 foot radius curve;
- Thence along the arc of said curve to the left through a central angle of 37°14'20", 79.99 feet;
- Thence N68°33'46"E, 22.98 feet;

Thence continuing N68°33'46"E, 103.48 feet to the East ROW of Patton Boulevard, and the point of curvature of a 647.59 foot radius non-tangent curve; Thence along the arc of said curve to the left through a central angle of 04°27'56" along said East ROW, a distance of 50.47 feet, whose chord bears S20°23'37"E, 50.46 feet to the Southerly most corner of a parcel of land described in Statutory Warranty Deed, AFN 911008012; Thence along the Southeast boundary of said parcel N59°53'08"E, 135.26 feet to the Southwesterly boundary of Turnkey Road extended, as shown on Record of Survey, Book 54, Pages 62 and 63, records of said Grant County; Thence S30°29'27"E, 6.63 feet to the Westerly most corner of said Turnkey Road ROW; Thence along the North and Northeasterly ROW of said Turnkey Road the following five (5) courses:

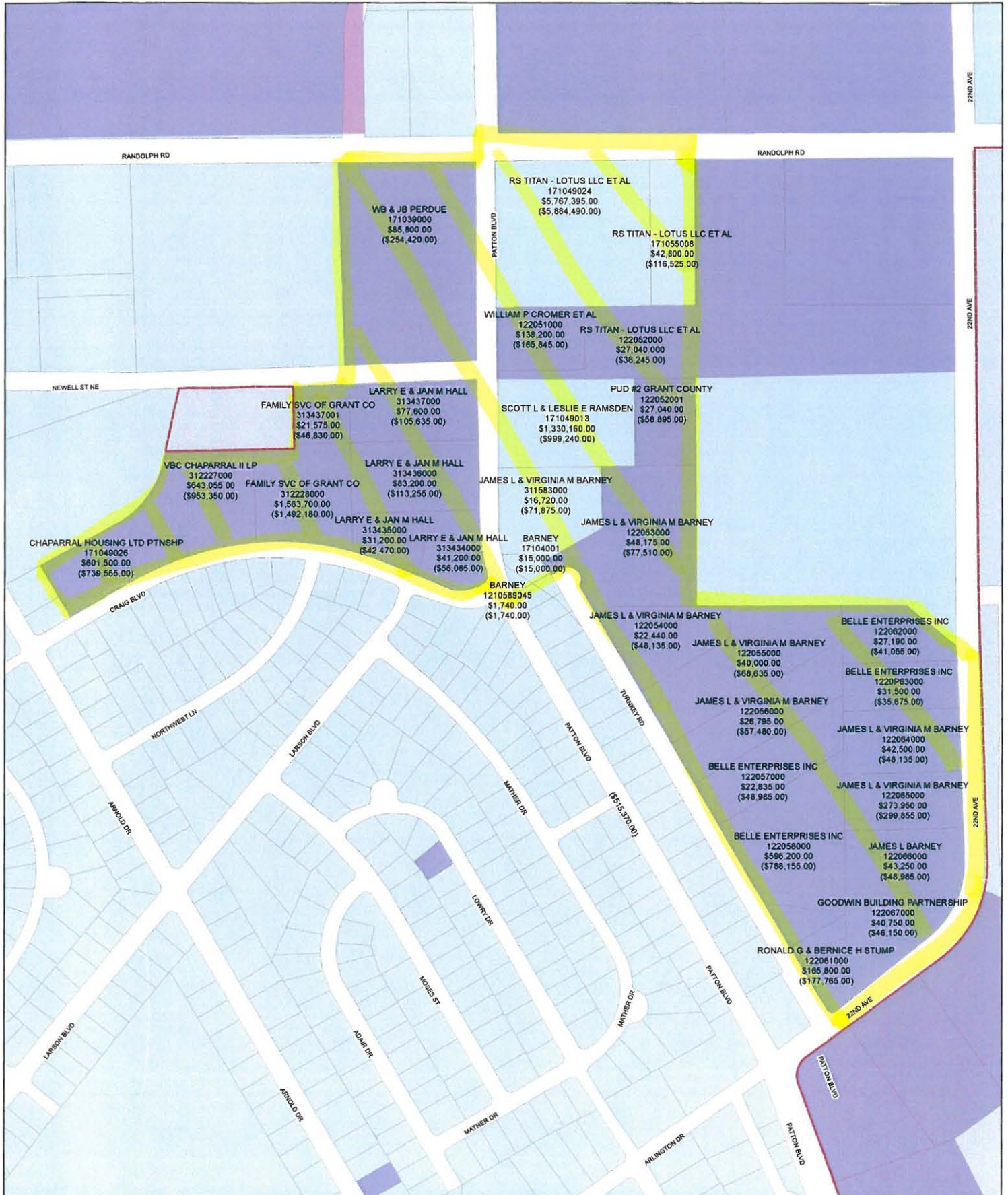
- N59°30'50"E, 40.00 feet to the point of curvature of a 40.00 foot radius curve;
- Thence along the arc of said curve to the right through a central angle of 138°23'35", 96.62 feet to the point of curvature of a 20.00 foot reverse curve;

- Thence along the arc of said curve to the left through a central angle of  $47^{\circ}57'30''$ , a distance of 16.74 feet;
- Thence  $S30^{\circ}03'05''E$ , 249.71 feet;
- Thence  $S30^{\circ}29'08''E$ , 1277.10 feet to the southwesterly most corner of Lot 11, of said J. Barney Industrial Plat;

Thence continuing  $S30^{\circ}29'08''E$ , 99.99 feet to the Southeasterly ROW of 22<sup>nd</sup> Avenue;

Thence  $N53^{\circ}52'05''E$  along said Southeasterly ROW, 23.83 feet to the **Point of Beginning**.

# CITY OF MOSES LAKE



TOTAL MARKET VALUE 2013 (2014)

220 110 0 220 Feet





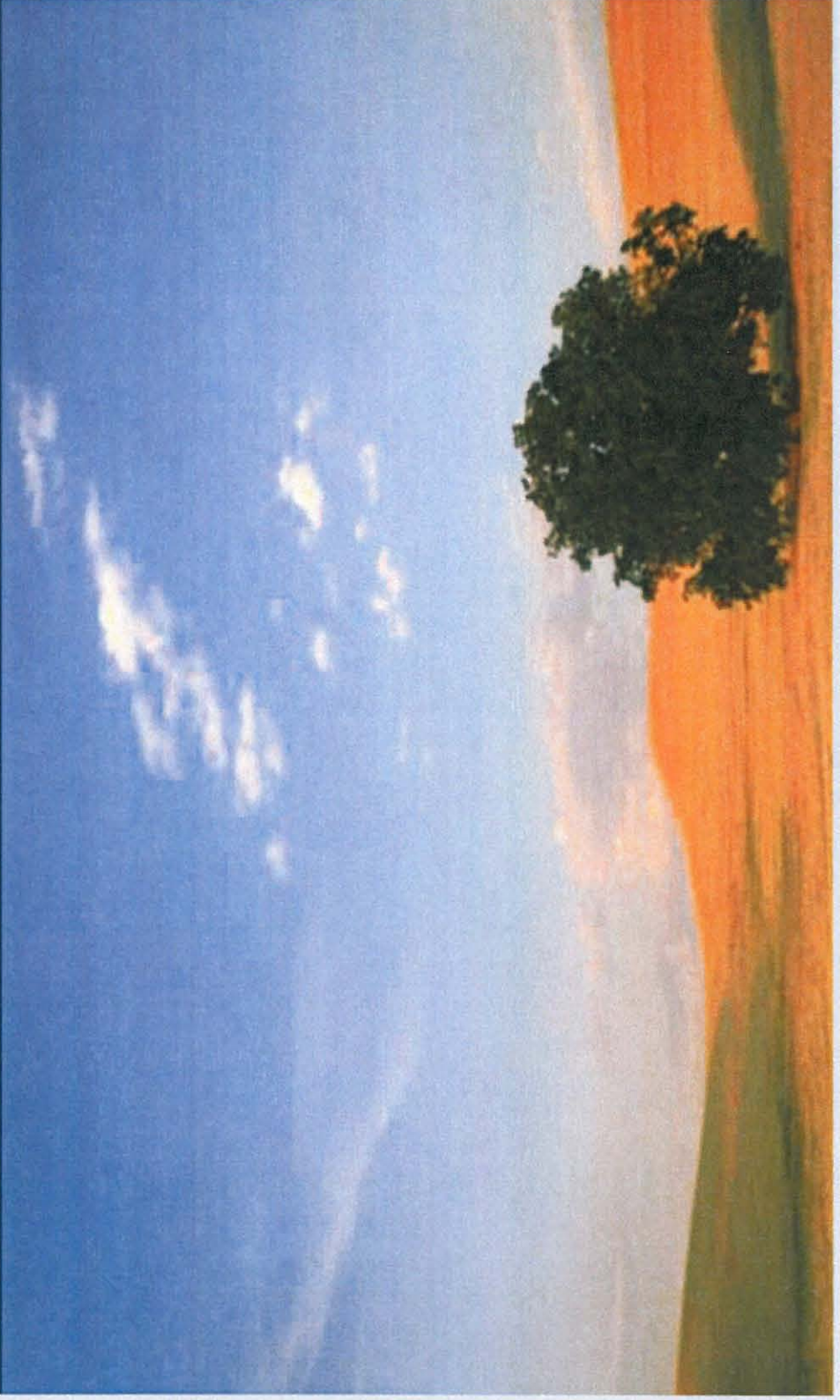
# Risk Profile | Moses Lake



For the Period: 1/1/2008 - 12/31/2012

WCIA Member: Since 9/1/2004

Lisa Knaption, Senior Risk Management Representative





# Risk Profile | Moses Lake



## Actuarial Group 4

This is a summary report, created to give you a universal look at your losses as compared to the group average of other members in the same actuarial group as of 12/31/2012. The data analyzed includes the time frame from 1/1/2008 through 12/31/2012. The dollar amounts in this report include loss INDEMNITY PAYMENTS (paid to claimants/plaintiffs), LEGAL FEES (attorney fees and related expenses) as well as CURRENT RESERVES on any open claims/lawsuits as of 12/31/2012. Please keep in mind that any claim or lawsuit that was open as of 12/31/2012 may ultimately result in additional dollars having been paid in indemnity and/or legal fees.

The number of claims shown indicates all claims and lawsuits whether they were paid, denied or tendered to another entity.

### **ACTUARIAL GROUP 4 Members (20)**

> 400,000 Worker Hours Per Year

Auburn (AU)	Bothell (BL)	Edmonds (ED)
Federal Way (FW)	Issaquah (IS)	Kirkland (KI)
Lacey (LA)	Lakewood (LW)	Longview (LO)
Marysville (MA)	Mercer Island (MI)	Moses Lake (MS)
Olympia (OL)	Pasco (PA)	Port Angeles (PO)
Puyallup (PU)	Renton (RE)	Richland (RI)
Tukwila (TK)	Walla Walla (WA)	

# Loss Summary | Moses Lake

1/1/2008 - 12/31/2012

Total Number of Claims: 79

Total Dollars Incurred: \$440,644



Summary by Type	SEVERITY		FREQUENCY	
	Moses Lake	Eq. Group 4 Avg	Moses Lake	Eq. Group 4 Avg
Automobile Liability	\$23,862	\$207,424	13	29
Errors & Omissions	\$3,902	\$220,564	2	7
Personnel	\$0	\$184,342	0	2
General Liability	\$249,349	\$495,696	47	115
Public Safety	\$163,531	\$319,486	17	29
<b>TOTALS:</b>	<b>\$440,644</b>	<b>\$1,427,512</b>	<b>79</b>	<b>182</b>

Summary by Year	SEVERITY		FREQUENCY	
	Moses Lake	Eq. Group 4 Avg	Moses Lake	Eq. Group 4 Avg
2008	\$90,972	\$342,034	21	37
2009	\$83,034	\$347,283	9	42
2010	\$43,542	\$281,181	11	39
2011	\$158,768	\$320,301	25	36
2012	\$64,328	\$136,713	13	29
<b>TOTALS:</b>	<b>\$440,644</b>	<b>\$1,427,512</b>	<b>79</b>	<b>183</b>

Includes Indemnity, legal fees and expenses and reserves. Totals may vary due to rounding.



# Risk Profile | Moses Lake

Comparison with Actuarial Group 4  
Members from 2008 to 2012



SEVERITY				FREQUENCY				AVERAGE COST PER CLAIM			
DEPT.	Moses Lake	Eq. Group 4 Avg	Status	DEPT.	Moses Lake	Eq. Group 4 Avg	Status	DEPT.	Moses Lake	Eq. Group 4 Avg	Status
AC	\$68,615	\$3,625	Exceeds Avg	AC	2	0.3	Exceeds Avg	AC	\$34,308	\$12,083	Exceeds Avg
AD	\$3,379	\$180,930		AD	1	3.75		AD	\$3,379	\$48,248	
CL	\$0	\$30,405		CL	0	2.59		CL	\$0	\$11,739	
DR	\$2,902	\$162,465		DR	1	3.8		DR	\$2,902	\$42,754	
DS	\$0	\$0		DS	0	0.05		DS	\$0	\$0	
FRM	\$1,937	\$2,883		FRM	3	1.12	Exceeds Avg	FRM	\$646	\$2,574	
FRS	\$1,123	\$8,439		FRS	1	2.18		FRS	\$1,123	\$3,871	
GEN	\$0	\$3,170		GEN	0	0.96		GEN	\$0	\$3,302	
LI	\$0	\$52		LI	0	0.3		LI	\$0	\$173	
MA	\$0	\$5,460		MA	1	0.35	Exceeds Avg	MA	\$0	\$15,600	
PO	\$107,513	\$518,744		PO	19	41.48		PO	\$5,659	\$12,506	
PR	\$12,444	\$15,361		PR	2	4.51		PR	\$6,222	\$3,406	Exceeds Avg
PRM	\$4,314	\$20,138		PRM	8	10.19		PRM	\$539	\$1,976	
PWE	\$613	\$51,999		PWE	2	15.01		PWE	\$306	\$3,464	
PWR	\$0	\$19,397		PWR	1	7.71		PWR	\$0	\$2,516	
PWS	\$197,671	\$144,722	Exceeds Avg	PWS	14	25.3		PWS	\$14,119	\$5,720	Exceeds Avg
PWSM	\$11,910	\$198,117		PWSM	16	47.06		PWSM	\$744	\$4,210	
PWW	\$28,223	\$60,561		PWW	8	15.47		PWW	\$3,528	\$3,915	
SC	\$0	\$272		SC	0	0.2		SC	\$0	\$1,360	
<b>Total</b>	<b>\$440,644</b>	<b>\$1,426,740</b>		<b>Total</b>	<b>79</b>	<b>182.33</b>		<b>Total</b>	<b>\$5,578</b>	<b>\$7,825</b>	

NOTE: The five year worker hour average for Group 4 is 3,298,792. Your five year worker hours are 2,084,441.

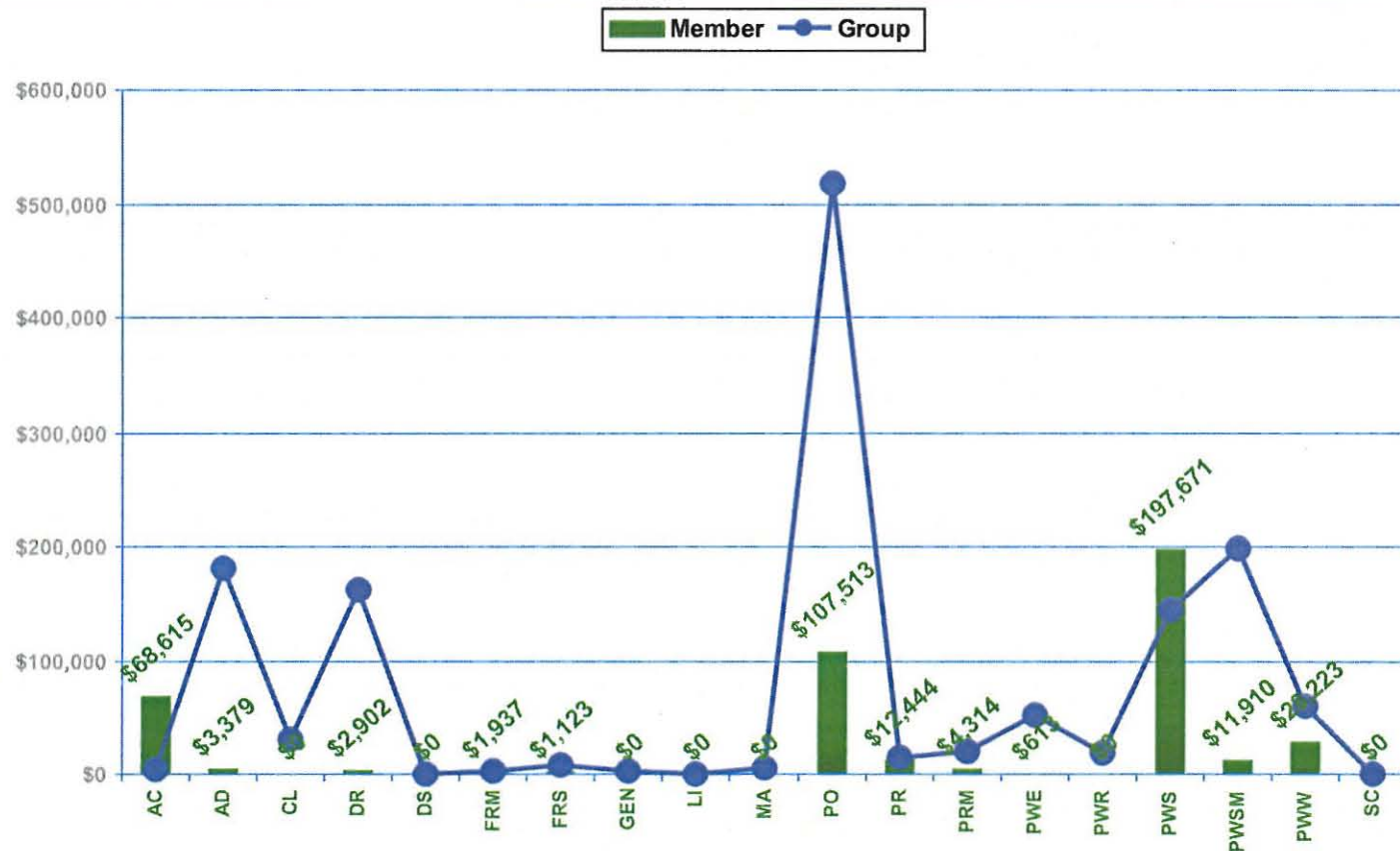
## Department Codes:

AC	ANIMAL CONTROL	AD	ADMINISTRATION	CL	CITY LIGHT
DR	DEVELOPMENT REVIEW	DS	DISPATCH	FRM	FIRE MEDIC
FRS	FIRE SUPPRESSION	GEN	GENERAL	LI	LIBRARY
MA	MARINA	PO	POLICE	PR	PARKS REC PROGRAMS
PRM	PARKS MAINTENANCE	PWE	PW ENGINEER	PWR	PW REFUSE
PWS	PW SEWER	PWSM	PW STREETS	PWW	PW WATER
SC	SENIOR CENTER				



# Loss Severity | Moses Lake

Moses Lake vs. Actuarial Group 4  
2008 - 2012



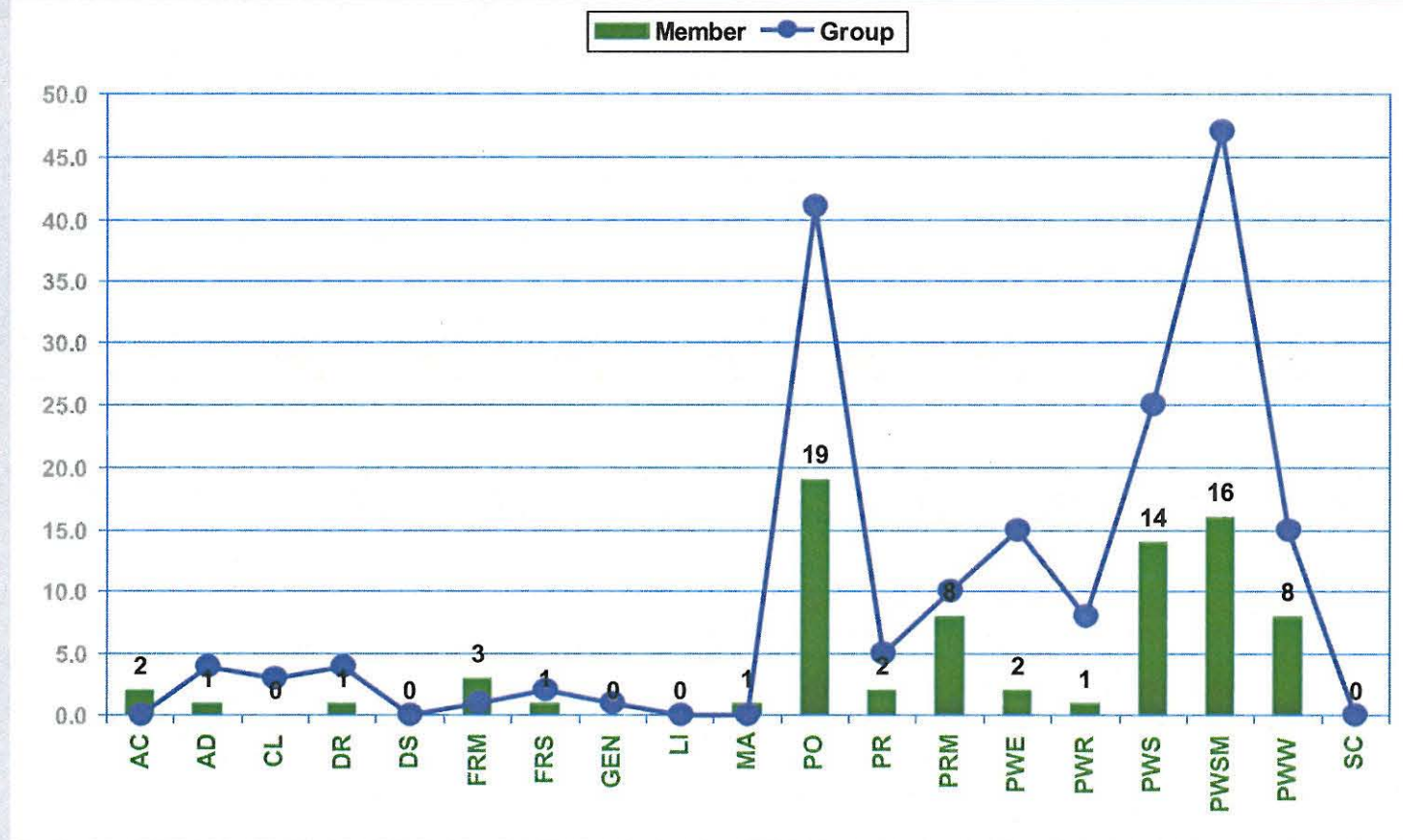
## Department Codes:

AC	ANIMAL CONTROL	AD	ADMINISTRATION	CL	CITY LIGHT
DR	DEVELOPMENT REVIEW	DS	DISPATCH	FRM	FIRE MEDIC
FRS	FIRE SUPPRESSION	GEN	GENERAL	LI	LIBRARY
MA	MARINA	PO	POLICE	PR	PARKS REC PROGRAMS
PRM	PARKS MAINTENANCE	PWE	PW ENGINEER	PWR	PW REFUSE
PWS	PW SEWER	PWSM	PW STREETS	PWW	PW WATER
SC	SENIOR CENTER				



# Loss Frequency | Moses Lake

Moses Lake vs. Actuarial Group 4  
2008 - 2012



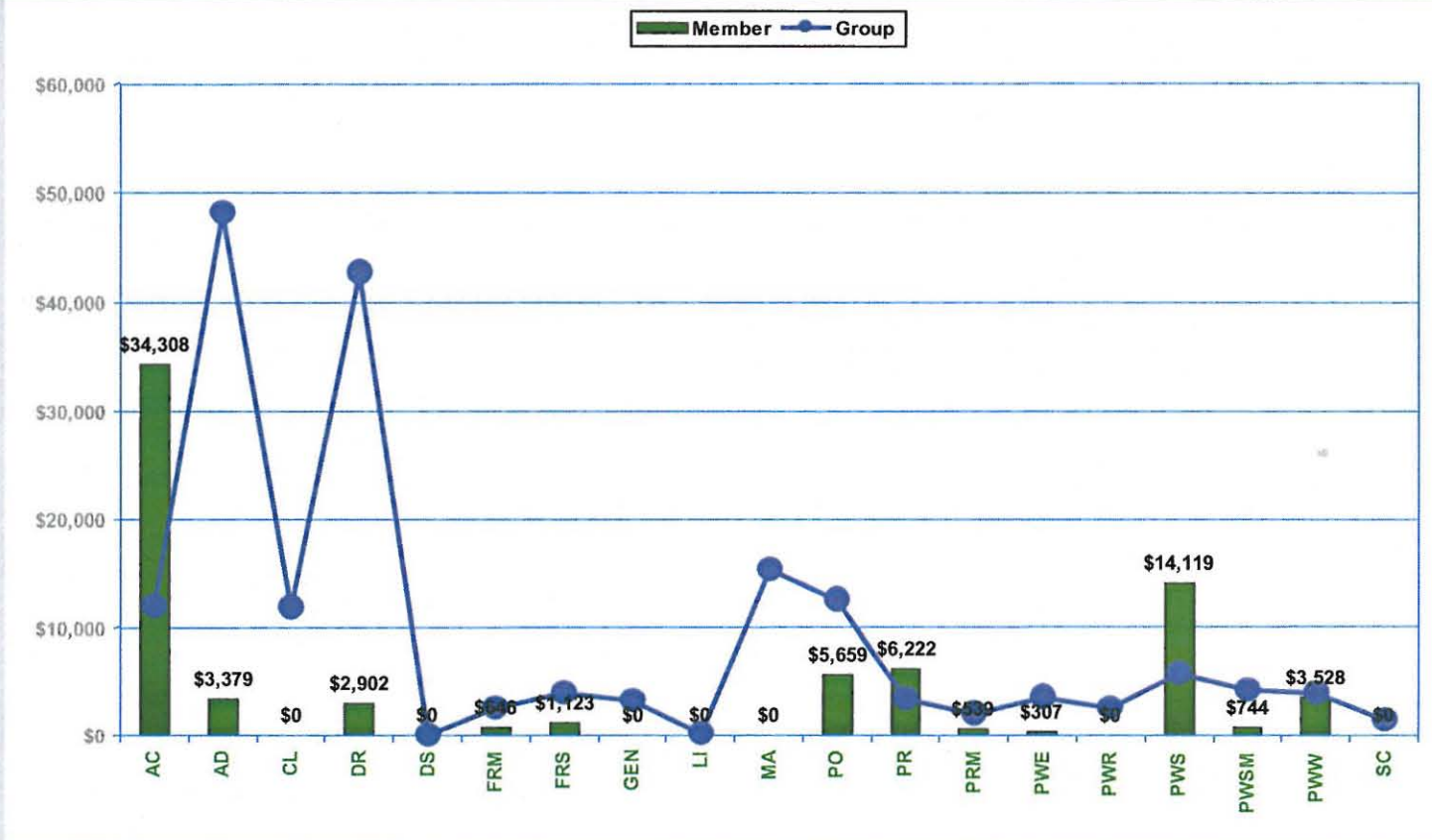
## Department Codes:

AC	ANIMAL CONTROL	AD	ADMINISTRATION	CL	CITY LIGHT
DR	DEVELOPMENT REVIEW	DS	DISPATCH	FRM	FIRE MEDIC
FRS	FIRE SUPPRESSION	GEN	GENERAL	LI	LIBRARY
MA	MARINA	PO	POLICE	PR	PARKS REC PROGRAMS
PRM	PARKS MAINTENANCE	PWE	PW ENGINEER	PWR	PW REFUSE
PWS	PW SEWER	PWSM	PW STREETS	PWW	PW WATER
SC	SENIOR CENTER				



# Average Claim Cost | Moses Lake

Moses Lake vs. Actuarial Group 4  
2008 - 2012

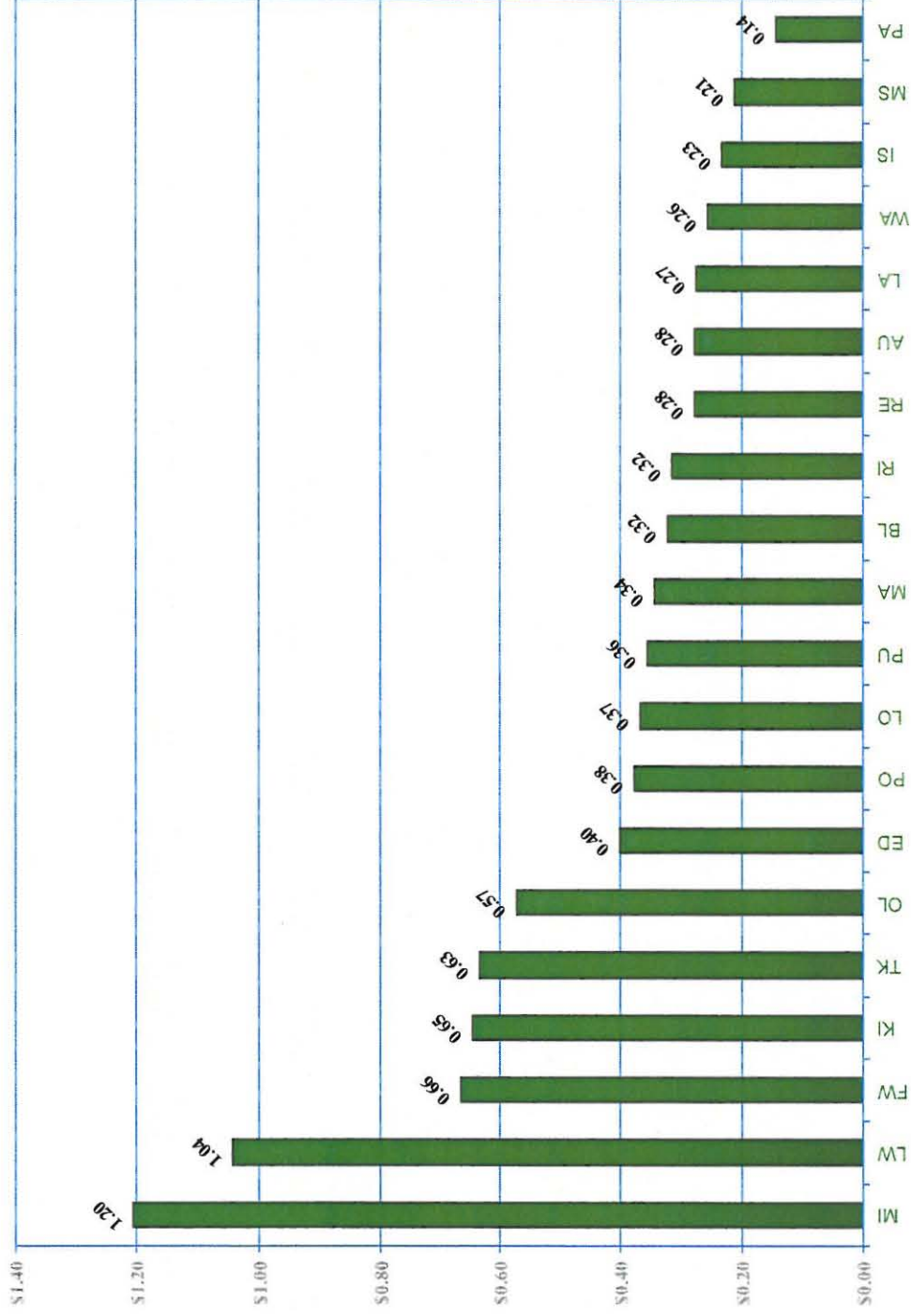


## Department Codes:

AC	ANIMAL CONTROL	AD	ADMINISTRATION	CL	CITY LIGHT
DR	DEVELOPMENT REVIEW	DS	DISPATCH	FRM	FIRE MEDIC
FRS	FIRE SUPPRESSION	GEN	GENERAL	LI	LIBRARY
MA	MARINA	PO	POLICE	PR	PARKS REC PROGRAMS
PRM	PARKS MAINTENANCE	PWE	PW ENGINEER	PWR	PW REFUSE
PWS	PW SEWER	PWSM	PW STREETS	PWW	PW WATER
SC	SENIOR CENTER				

# Cost Per Worker Hour | Group 4

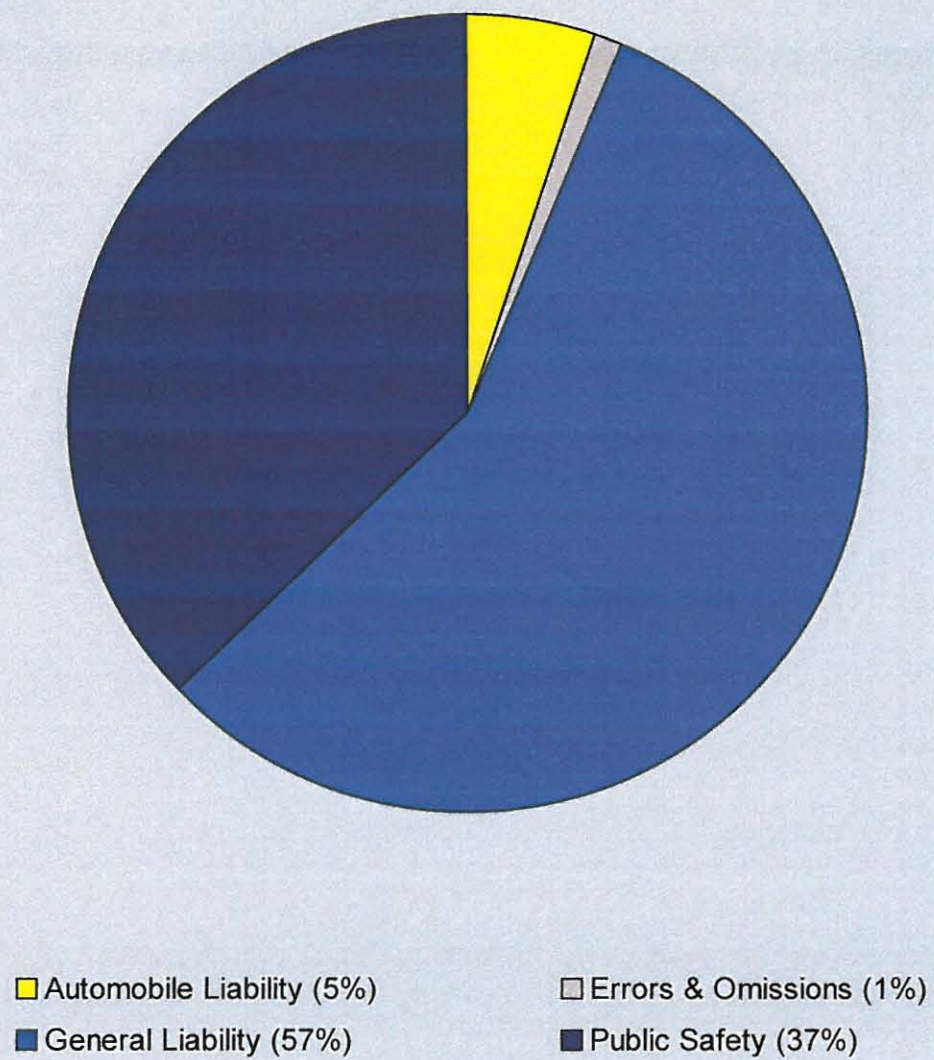
Group Cost Per Worker Hour: \$0.43  
2008 - 2012



See page 2 for listing of member names  
All Other Group Members are \$0.00 Cost per Worker Hour.



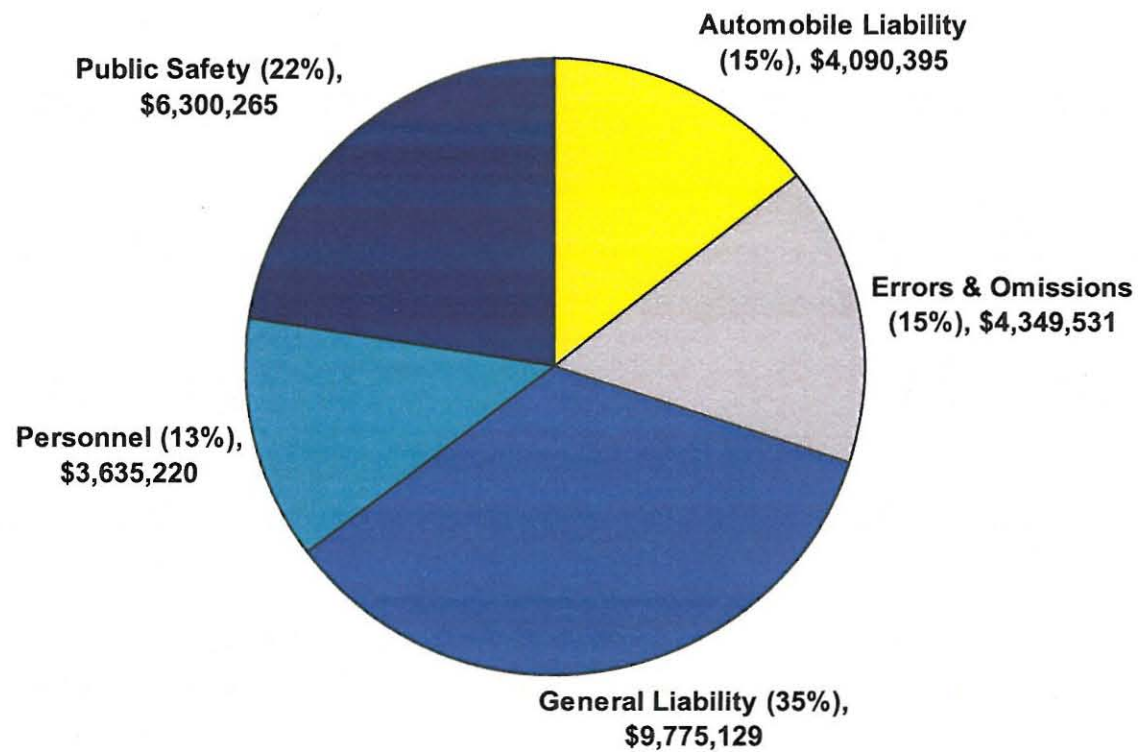
## Moses Lake Analysis By Loss Type & Severity



Totals may vary due to rounding.

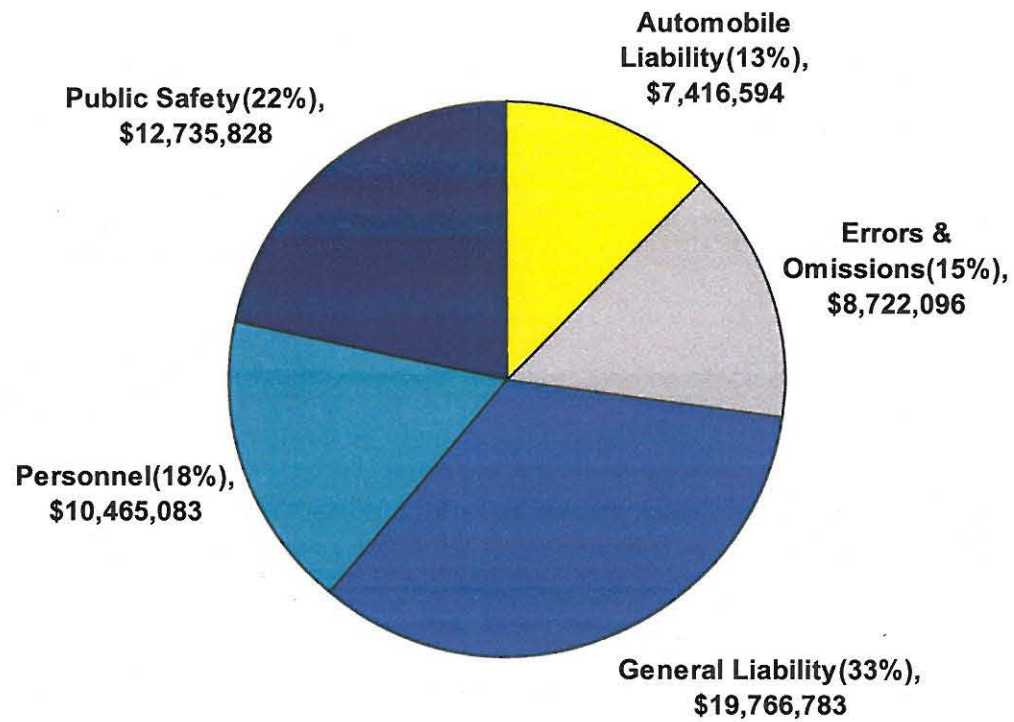


Group 4  
ANALYSIS BY LOSS TYPE & SEVERITY  
1/1/2008 - 12/31/2012



Totals may vary due to rounding.

**WCIA ALL MEMBER ANALYSIS**  
**ANALYSIS BY LOSS TYPE & SEVERITY**  
**1/1/2008 - 12/31/2012**



Totals may vary due to rounding.

## TOP TEN LOSSES BY FREQUENCY AND SEVERITY

### BY FREQUENCY


MOSES LAKE	
Sanitary Sewer Obstruction	7
Street-Defect/Pothole	5
PS Care/Custody/Control	5
AL Stationary Object	4
OP Sewer Maintenance	4
Premise Defect	4
AL Backing	3
OP Construction	3
PS Forced Entry	3
Water Debris	3
<b>GRAND TOTAL</b>	<b>41</b>
GROUP 4	
Sanitary Sewer Obstruction	14
Street-Defect/Pothole	13
OP Construction	10
Sidewalk-Defect	7
Premise Tree/Limb	7
Water Main Break	7
AL Stationary Object	6
AL Backing	6
Premise Defect	6
AL Failure to Yield	6
<b>GRAND TOTAL</b>	<b>82</b>
ALL GROUPS	
Sanitary Sewer Obstruction	4
Street-Defect/Pothole	3
OP Construction	3
Sidewalk-Defect	2
Premise Defect	2
Premise Tree/Limb	2
AL Backing	2
Water Main Break	2
OP Mowing/Weed-eating	2
AL Stationary Object	2
<b>GRAND TOTAL</b>	<b>24</b>

### BY SEVERITY

MOSES LAKE	
Sanitary Sewer Obstruction	\$121,622
OP Sewer Maintenance	\$71,745
PS Animal Control	\$68,615
PS False Arrest	\$59,552
PS Excessive Force	\$30,000
Water Main Break	\$26,061
Premise Defect	\$13,669
AL Rearend	\$10,500
AL Stationary Object	\$5,558
Street-Defect/Pothole	\$4,795
<b>GRAND TOTAL</b>	<b>\$412,117</b>
GROUP 4	
PS Excessive Force	\$133,303
EP Retaliation	\$108,004
Sidewalk-Defect	\$93,244
PS False Arrest	\$80,480
Sanitary Sewer Obstruction	\$69,811
AL Rearend	\$61,499
LU Moratorium	\$60,865
AL Failure to Yield	\$55,960
LU Arbitrary & Capricious	\$55,869
Street-Defect/Other	\$42,401
<b>GRAND TOTAL</b>	<b>\$761,436</b>
ALL GROUPS	
PS Excessive Force	\$42,747
EP Retaliation	\$30,764
Sanitary Sewer Obstruction	\$26,614
E&O Other	\$23,802
Sidewalk-Defect	\$20,849
Premise Defect	\$20,828
AL Failure to Yield	\$17,138
PS False Arrest	\$15,814
LU Arbitrary & Capricious	\$13,036
AL Rearend	\$12,577
<b>GRAND TOTAL</b>	<b>\$224,169</b>



October 11, 2013

TO: City Manager for Council Consideration  
FROM: Robert Taylor, Finance Director   
SUBJECT: September Ambulance (cash) Report

Please find the attached Cash Report for the Ambulance fund for the month of September, 2013.

# AMBULANCE CASH OPERATION

	SEPTEMBER	Y-T-D
REVENUE		
Collected on ALS/BLS/mileage	\$ 106,904.65	\$ 1,187,355.73
Utility charge	71,749.87	669,523.78
State grant		1,208.00
Reimbursement from police	179.08	476.46
Reimbursement from police		1,448.01
Reimbursement from fire		92,405.18
total cash received from operations	\$ <u>178,833.60</u>	\$ <u>1,952,417.16</u>
EXPENDITURE		
labor	\$ 101,133.05	\$ 985,025.58
benfits	37,798.41	349,423.40
supplies	2,922.95	37,928.76
services/repairs	24,279.12	180,777.51
transfers	41,019.00	82,038.00
capital purchases		27,899.81
interest		5,726.82
transfers (now part of services above)		287,124.00
total expenditures	\$ <u>207,152.53</u>	\$ <u>1,955,943.88</u>
Net income (loss) before G.F. contribution	<u>(28,318.93)</u>	<u>(5,754.00)</u>
contribution from general fund	<u>22,982.00</u>	<u>206,836.00</u>
net income (loss)	\$ <u><u>(5,336.93)</u></u>	\$ <u><u>201,082.00</u></u>
Cash position		
Sterling	(113,699.62)	
US Bank	<u>106,785.65</u>	
	<u>(6,913.97)</u>	
change in cash from prior month	(7,249.39)	

October 16, 2013

TO: City Manager for Council Consideration

FROM: Community Development Director



SUBJECT: September Building Activity Report

Please see the attached building activity report for the month of September 2013. Also included is the building activity for the 2013 year to date. The following are highlights of the attached report:

- |    |  |              |
|----|--|--------------|
| 1. | Building permits revenue generated for the month of September:   | \$30,089     |
| 2. | Building permits revenue generated for the year to date:         | \$245,476    |
| 3. | Building permits estimated valuation for the month of September: | \$1,862,070  |
| 4. | Building permits estimated valuation for the year to date:       | \$27,200,636 |

For the purpose of comparing September 2013 building activity numbers to September 2012 and September 2011 building activity numbers, the following 2012 and 2011 highlights are provided:

## 2012

- |    |  |              |
|----|--|--------------|
| 5. | Building permits revenue generated for the month of September:   | \$38,443     |
| 6. | Building permits revenue generated for the year to date:         | \$268,867    |
| 7. | Building permits estimated valuation for the month of September: | \$2,986,032  |
| 8. | Building permits estimated valuation for the year to date:       | \$25,782,571 |

## 2011

- |     |  |              |
|-----|--|--------------|
| 9.  | Building permits revenue generated for the month of September:   | \$26,711     |
| 10. | Building permits revenue generated for the year to date:         | \$239,031    |
| 11. | Building permits estimated valuation for the month of September: | \$1,003,899  |
| 12. | Building permits estimated valuation for the year to date:       | \$22,100,099 |



October 1, 2013

TO: Community Development Director

FROM: Planning and Building Technician

KW

SUBJECT: September Building Activity Report

Attached is the September 2013 building permit statistics for your information. September 2012 and 2011 is attached for comparison.

Please call me at Extension #3756 with any questions.

cc: City Manager

Building Official

Municipal Services Director

County Assessor

File

CITY OF MOSES LAKE  
BUILDING DEPARTMENT

RUN BY: kwoodworth

ISSUED BUILDING PERMIT STATISTICS  
FROM: 09/01/2012 TO: 09/30/2012

DATE: MON, OCT 1, 2012, 11:15 AM

DESCRIPTION	# OF PERMITS ISSUED 09/2012	# OF PERMITS ISSUED YTD 09/30/2012	ESTIMATED VALUATION 09/2012	ESTIMATED VALUATION YTD 09/30/2012
A434 RESIDENTIAL ADD AND ALT	3	27	8,663	242,544
A437 NONRESIDENTIAL ADD AND	2	17	50,000	574,456
C318 AMUSEMENT, SOCIAL & REC	0	3	0	19,422
C320 INDUSTRIAL	1	10	313,500	7,609,405
C321 PARKING GARAGES(BLDGS &	0	1	0	5,315,208
C325 PUBLIC WORKS & UTILITIE	0	2	0	290,000
C326 SCHOOLS & OTHER EDUCATI	0	1	0	73,030
C327 STORES & CUSTOMER SERVI	1	3	0	26,972
C328 OTHER NONRESIDENTIAL BU	1	4	2,800	52,501
D324 DEMOLISH OFFICE,BANK,PR	0	1	0	0
M329 STRUCTURES OTHER THAN B	1	38	27,000	143,520
M801 MECHANICAL COMMERCIAL	2	20	0	0
M802 MECHANICAL RESIDENTIAL	1	12	0	0
M901 PLUMBING COMMERICAL	3	11	0	0
M902 PLUMBING RESIDENTIAL	13	94	0	0
R101 SINGLE FAMILY-DETACHED	2	18	10,956	10,956
R102 SINGLE-FAMILY ATTACHED	10	62	2,077,137	10,883,567
R104 THREE & FOUR FAMILY BUI	1	1	479,747	479,747
R438 GARAGES & CARPORTS RESI	1	4	16,229	61,243
PERMIT TOTALS:	42	329	2,986,032	25,782,571

CITY OF MOSES LAKE  
BUILDING DEPARTMENT

RUN BY: kwoodworth

MONTHLY BUILDING PERMIT APPLICATIONS  
FROM: 09/01/2013 TO: 09/30/2013

DATE: 10/01/2013

PERMIT NUMBER	PERMIT TYPE	ESTIMATED VALUATION	REVIEW-FEES CHARGED	STATE-FEES CHARGED	PERMIT FEES CHARGED	APPLICATION DATE
20130298	M329		.00	.00	.00	09/03/2013
20130299	M329	4,000	.00	4.50	103.75	09/03/2013
20130300	M329	75	19.50	4.50	30.00	09/04/2013
20130301	A437	15,856	.00	4.50	326.75	09/04/2013
20130302	R101		.00	.00	350.00	09/04/2013
20130303	R102	174,045	923.16	4.50	1,643.25	09/06/2013
20130304	M901		.00	.00	35.00	09/06/2013
20130305	R102	152,383	150.00	4.50	1,511.05	09/06/2013
20130306	M802		.00	.00	34.00	09/10/2013
20130307	A437		.00	4.50	75.00	09/10/2013
20130308	M329	682	.00	4.50	36.10	09/12/2013
20130309	C320		.00	.00	350.00	09/12/2013
20130310	A437	20,000	.00	4.50	463.75	09/12/2013
20130311	A437	46,000	.00	4.50	609.85	09/12/2013
20130312	R438	17,581	194.83	4.50	326.75	09/12/2013
20130313	R102	166,622	894.04	4.50	1,573.95	09/13/2013
20130314	R102	214,765	1,068.76	4.50	1,878.25	09/13/2013
20130315	A437	4,880	76.53	4.50	151.75	09/17/2013
20130317	M329		.00	4.50	1,000.00	09/23/2013
20130318	M901		.00	.00	27.00	09/20/2013
20130319	R102	166,622	150.00	4.50	1,573.95	09/20/2013
20130320	R102	211,003	1,057.84	4.50	1,847.95	09/20/2013
20130321	R102	302,635	1,389.08	4.50	2,431.55	09/20/2013
20130322	R102	182,068	952.28	4.50	1,693.05	09/23/2013
20130323	M329	800	.00	4.50	39.15	09/23/2013
20130324	M329		.00	4.50	75.00	09/23/2013
20130325	M329	12,000	140.23	4.50	215.75	09/23/2013
20130326	M329	2,619	58.33	4.50	89.75	09/23/2013
20130327	M329	1,005	31.39	.00	48.30	09/23/2013
20130328	M329	480	19.50	4.50	30.00	09/23/2013
20130329	M329		.00	.00	.00	09/24/2013
20130330	M329		.00	.00	.00	09/24/2013
20130331	R438	5,976	85.63	4.50	131.75	09/25/2013
20130333	A437	10,000	.00	4.50	187.75	09/25/2013
20130334	R101		.00	.00	350.00	09/26/2013
20130335	A437	4,000	.00	4.50	103.75	09/26/2013
20130336	M902		.00	.00	42.00	09/26/2013
20130337	M901		.00	.00	27.00	09/30/2013

REPORT TOTALS:

1,716,097

7,211.10

117.00

19,412.90

TOTAL FEES CHARGED:

26,741.00

\*\*\*\*\*



### Building Permit Fees

	YTD	January	February	March	April	May	June	July	2013					Budget	Over (Under)
									August	September	October	November	December		
000-004-32210-000-1000-0000-00 Build., Struct. & Equip.	187,929.26	12,421.85	5,378.95	27,659.65	21,085.32	31,956.56	15,794.73	35,913.25	14,509.50	23,209.45				230,000.00	-42,070.74
000-004-34583-000-1000-0000-00 Plan Checking Fees	57,547.17	3,774.24	2,593.90	4,757.01	7,081.98	4,353.01	14,338.40	5,038.31	8,730.59	6,879.73				75,000.00	-17,452.83
<b>Total</b>	<b>245,476.43</b>	<b>16,196.09</b>	<b>7,972.85</b>	<b>32,416.66</b>	<b>28,167.30</b>	<b>36,309.57</b>	<b>30,133.13</b>	<b>40,951.56</b>	<b>23,240.09</b>	<b>30,089.18</b>				<b>305,000.00</b>	<b>-59,523.57</b>

	YTD	January	February	March	April	May	June	July	2012					Budget	Over (Under)
									August	September	October	November	December		
000-004-32210-000-1000-0000-00 Build., Struct. & Equip.	319,218.25	1,130.40	8,233.40	18,798.95	11,101.35	22,155.50	23,465.15	24,658.90	70,791.95	32,467.18	65,593.64	29,309.75	11,512.08	275,000.00	44,218.25
000-004-34583-000-1000-0000-00 Plan Checking Fees	95,988.16	35.36	720.02	3,428.29	1,719.87	4,663.26	22,746.88	7,480.46	9,297.58	5,976.55	33,687.68	4,779.80	1,452.41	85,000.00	10,988.16
<b>Total</b>	<b>415,206.41</b>	<b>1,165.76</b>	<b>8,953.42</b>	<b>22,227.24</b>	<b>12,821.22</b>	<b>26,818.76</b>	<b>46,212.03</b>	<b>32,139.36</b>	<b>80,089.53</b>	<b>38,443.73</b>	<b>99,281.32</b>	<b>34,089.55</b>	<b>12,964.49</b>	<b>360,000.00</b>	<b>55,206.41</b>

	YTD	January	February	March	April	May	June	July	2011					Budget	Over (Under)
									August	September	October	November	December		
000-004-32210-000-1000-0000-00 Build., Struct. & Equip.	222,114.90	18,336.45	15,519.95	26,936.21	21,968.40	13,566.55	38,552.75	12,985.60	13,571.68	15,331.15	19,583.81	9,674.10	16,088.25	300,000.00	-77,885.10
000-004-34583-000-1000-0000-00 Plan Checking Fees	73,099.03	4,124.46	8,790.29	9,482.98	6,588.61	5,571.29	10,092.66	3,893.82	2,824.60	11,380.84	8,954.85	1,394.63	0.00	80,000.00	-6,900.97
<b>Total</b>	<b>295,213.93</b>	<b>22,460.91</b>	<b>24,310.24</b>	<b>36,419.19</b>	<b>28,557.01</b>	<b>19,137.84</b>	<b>48,645.41</b>	<b>16,879.42</b>	<b>16,396.28</b>	<b>26,711.99</b>	<b>28,538.66</b>	<b>11,068.73</b>	<b>16,088.25</b>	<b>380,000.00</b>	<b>-84,786.07</b>



October 14, 2013

To: City Manager,  
For Council Consideration

Subj: Council Financial Report

The Council Financial Report for the period ending September 30, 2013 has been posted, for the Council and public review, on the City's website.

Respectfully submitted,

W. Robert Taylor, CGFM  
Finance Director

October 4, 2013

TO: City Manager  
FROM: Assistant Finance Director  
SUBJECT: Gambling Tax Income Report

A handwritten signature in blue ink, appearing to be 'D. J. [unclear]', is written over the text 'Assistant Finance Director'.

Attached is the Gambling Tax Report for the revenue received through the third quarter of 2013.

cc: Finance Director  
Parks and Recreation Director



Gambling Tax Revenue - Quarterly

Quarter Received	2009	2010	2011	2012	2013	YTD Change
Jan-Mar 1st Quarter	110,776.46	80,780.01	87,819.69	83,206.45	85,515.54	2.78%
Apr-June 2nd Quarter	116,486.37	83,202.42	77,954.99	89,736.08	84,058.73	-1.95%
July-Sept 3rd Quarter	92,109.39	76,570.12	70,340.10	76,980.54	81,874.87	0.61%
Oct-Dec 4th Quarter	79,458.35	76,381.22	69,284.37	74,322.48		
Totals	398,830.57	316,933.77	305,399.15	324,245.55	251,449.14	

October 11, 2013

TO: City Manager

FROM: Assistant Finance Director

A handwritten signature in blue ink, appearing to be 'D.E.F.', is written over the text 'Assistant Finance Director'.

SUBJECT: Investment Report

Attached is the Investment Report for the month of September, 2013.

cc: Finance Director

Investment Report  
September, 2013

Investment With	Investment Type	Amount	Interest Rate	Purchase Date	Maturity Date	Interest Earned
Investments Outstanding						
Total Outstanding:		\$0.00				
Investment Maturities						
Grant County Invest Pool	Invest Acct	9,448,932.62	2.07	09/01/13	09/30/13	16,049.05
Wa. State Invest Pool	Invest Acct	4,417,437.52	0.12	09/01/13	09/30/13	487.73
Total Maturities:		13,866,370.14				
Investment Purchases						
Grant County Invest Pool	Invest Acct	9,464,981.67		10/01/13	10/31/13	
Wa. State Invest Pool	Invest Acct	5,525,583.38		10/01/13	10/31/13	
Total Purchases:		14,990,565.05				
Investment Totals						
Beginning Balance *		13,866,370.14				
Total Maturities		13,866,370.14				
Total Purchases		14,990,565.05				
Ending Balance *		14,990,565.05		Monthly Interest Earned		16,536.78

\* Beginning Balance = Total Outstanding +Total Maturities

\*Ending Balance = Beginning Balance - Total Maturities +Total Purchases





October 7, 2013

Honorable Mayor and  
Moses Lake City Council

Dear Council Members

Attached is sales tax information for July 2013 sales which the City received on September 30, 2013. This report indicates the City received \$457,908.37. The \$457,908.37 in receipts for September compares with September 2012 receipts of \$407,813.31. For the year, the 2013 receipts are approximately 9% higher than the 2012 receipts for the same period.

Also provided is the transient rental income report for income the City received on September 30, 2013. This report indicates September 2013 income (for July sales) of \$62,363.32. This compares with \$53,987.68 for the same period in 2012. For the year, transient rental income receipts are approximately 14% higher than the 2012 receipts for the same period.

Respectfully submitted



Joseph K. Gavinski  
City Manager

JKG:jt

October 4, 2013

TO: City Manager

FROM: Assistant Finance Director



SUBJECT: Sales Tax Receipts

Attached is the Sales Tax Receipts - Monthly Report for September, 2013.


cc: Finance Director  
Parks & Recreation Director

# Sales Tax Receipts - Monthly

Month Received	Sales Period	2009	2010	2011	2012	2013	YTD Change
Jan	Nov	423,485.93	373,688.80	367,830.83	403,504.15	401,499.05	-0%
Feb	Dec	575,401.82	560,731.77	488,453.72	459,218.16	491,341.62	3%
Mar	Jan	363,518.70	276,352.86	324,247.20	331,644.01	373,707.66	6%
Apr	Feb	346,570.37	330,932.86	368,305.65	350,818.56	364,137.97	6%
May	Mar	425,086.28	402,951.97	456,738.86	405,657.25	475,345.89	8%
June	Apr	428,915.48	384,565.04	439,396.45	399,414.06	437,909.92	8%
July	May	421,462.37	380,216.47	431,750.56	419,629.64	478,822.77	9%
Aug	June	470,623.43	456,372.87	453,961.67	432,420.11	460,309.61	9%
Sept	July	409,860.53	407,935.17	411,796.14	407,813.31	457,908.37	9%
Oct	Aug	406,419.10	390,800.44	446,905.90	455,185.85		
Nov	Sept	447,607.52	438,011.36	411,689.43	422,198.39		
Dec	Oct	378,139.72	394,167.42	406,648.97	424,167.87		
Totals		5,097,091.25	4,796,727.03	5,007,725.38	4,911,671.36	3,940,982.86	



October 4, 2013

TO: City Manager  
FROM: Assistant Finance Director   
SUBJECT: Transient Rental Income Report

Attached are the Transient Rental Income reports for September, 2013.

cc: Finance Director  
Parks & Recreation Director

TRANSIENT RENTAL INCOME - MONTHLY TOTAL RECEIVED

MONTH RECEIVED	SALES PERIOD	2010	2011	2012	2013	YTD Change
JAN	NOV	24,816.04	39,728.66	25,073.90	37,239.62	49%
FEB	DEC	20,136.24	25,155.98	26,277.18	19,145.26	10%
MAR	JAN	27,491.94	30,274.86	28,091.94	32,692.16	12%
APRIL	FEB	27,550.16	35,015.70	22,286.68	22,967.86	10%
MAY	MAR	40,994.90	31,217.30	25,787.06	36,755.64	17%
JUNE	APRIL	37,657.72	43,150.52	35,334.86	38,830.04	15%
JULY	MAY	52,719.70	65,576.42	45,674.12	64,910.04	21%
AUGUST	JUNE	58,321.18	57,975.95	55,497.56	49,135.32	14%
SEPT	JULY	62,545.06	55,399.42	53,987.68	62,363.32	14%
OCT	AUGUST	61,950.36	62,457.58	57,117.62		
NOV	SEPT	46,504.36	48,256.58	46,866.78		
DEC	OCT	30,765.44	37,670.80	34,675.70		
TOTALS		491,453.10	531,879.77	456,671.08	364,039.26	