

MOSES LAKE CITY COUNCIL
February 25, 2014

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

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

PLEDGE OF ALLEGIANCE: Mayor Deane, led the Council in the pledge of allegiance.

PRESENTATION AND AWARDS

RECOGNITION - POLICE DEPARTMENT

The Moses Lake Police Department awarded the 2013 Volunteer of the Year to Tyler St. Onge; the 2013 Support Services Employee of the Year to Olivia Martinez; and the 2013 Officer of the Year to Matthew Fullbright.

CONSENT AGENDA

Minutes: The minutes of the February 11 meeting were presented for approval.

Approval of Claims, Prepaid Claims, Checks, and Payroll: Vouchers audited and certified by the Finance Director as required by RCW 42.24.080, and those expense reimbursement claims, certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the Council for approval and is retained for public inspection at the Civic Center. As of February 25, 2014 the Council does approve for payment claims in the amount of \$449,451.55; prepaid claims in the amount of \$76,003.35; claim checks in the amount of \$1,239,238.68; and payroll in the amount of \$315,279.32.

S.L. & A. No. 1 Preliminary Major Plat and Findings of Fact: Sam Lee & Associates, Inc. has submitted an application to replat an existing 12-acre platted lot into two lots. The site is located north and east of the Vista Village Shopping Center at Valley Road and Central Drive. The area is zoned C-2, General Commercial & Business, which corresponds with the Comprehensive Plan Land Use Designation of General Commercial. The Planning Commission recommended that the final plat be approved with conditions. Council's approval of this decision incorporates and adopts the Findings, Conclusion and Decision of the Planning Commission.

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

COMMISSION APPOINTMENTS

AIRPORT COMMISSION

Mayor Deane requested Council confirmation of the appointment of Richard Pearce to the Airport Commission to replace Jerry Richardson, who is retiring.

Action Taken: Dr. Curnel moved that the appointment of Richard Pearce to the Airport Commission be confirmed, seconded by Mrs. Liebrecht, and passed unanimously.

Mayor Deane requested Council confirmation of the re-appointment of Daryl Fuller and Tom Dent to the Airport Commission.

Action Taken: Mrs. Liebrecht moved that the re-appointment of Darel Fuller and Tom Dent be confirmed, seconded by Dr. Curnel, and passed unanimously.

CONSIDERATION OF BIDS AND QUOTESCRACK SEAL PROJECT

The City received three bids for the 2014 Crack Seal Project. This project include sealing approximately 500,000 linear feet of cracks in the designated streets, alleys, bike paths, and parking lots and, if a grant is received for the Department of Transportation Aviation Division, approximately 20,000 linear feet of cracks in the Municipal Airport runway.

Gary Harer, Municipal Services Director, reported that the City has received confirmation of the grant from the Department of Transportation, Aviation Division.

Action Taken: Mr. Lane moved that the bid be awarded to BCV, Inc. in the amount of \$161,113.25, seconded by Mr. Avila, and passed unanimously.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGSBURKE MARKETING

Bill Burke, Burke Marketing/Promotions, mentioned that they have had a working relationship with the City for about 25 years and provided information on the services provided to the City.

ORDINANCES AND RESOLUTIONSORDINANCE - AMEND 12.12 - SIDEWALK CONSTRUCTION - 2ND READING ADOPTED

An ordinance was presented which updates the sidewalk construction requirements to reflect current policies.

The ordinance amending Chapter 12.12 of the Moses Lake Municipal Code entitled "Sidewalk Construction" was read by title only.

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

ORDINANCE - AMEND 16.36, 16.48, AND 16.52 - 1ST READINGS

Ordinances were presented which amend the Fire Code, Fire Hydrants, and Installation and Maintenance of Automatic Fire Extinguishing Systems to bring the regulations into line with current practices in the Fire Department.

The ordinance amending Chapter 16.36 of the Moses Lake Municipal Code entitled "Fire Code" was read by title only.

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

The ordinance amending Chapter 16.48 of the Moses Lake Municipal Code entitled "Fire Hydrants" was read by title only.

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

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

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

ORDINANCE - AMEND 8.14 - NUISANCES - 1ST READING ADOPTED

An ordinance was presented which amends the nuisance regulations to require that in developed residential areas all grasses, weeds, or other vegetation shall not exceed six inches in height.

The ordinance amending Chapter 8.14 of the Moses lake Municipal Code entitled "Nuisances" was read by title only.

Gilbert Alvarado, Community Development Director, stated that woody vegetation such as sagebrush, grease wood, etc. is not excepted and under the current amendment would also be required to be kept to six inches or less.

There was considerable discussion by the Council on the need to address neglected lots and the difficulty of enforcing such a regulation.

No action was taken.

REQUEST TO CALL FOR BIDSLOWER PENINSULA PARK

Staff requested authorization to call for bids for Phase 1 of the Lower Peninsula Park development. This project includes grading, installing an irrigation system, placing topsoil, and seeding approximately 6.4 acres near the lake and boat launch.

Mr. Voth pointed out that the Municipal Code requires that the park fees collected should be used within the Comprehensive Plan sub-area where the development is located and not for any park in the city.

Gilbert Alvarado, Community Development Director, stated that the idea of park subareas was discussed by the Planning Commission during Comprehensive Plan review but it is a difficult area to define and the Commission dropped the idea.

Joseph K. Gavinski, City Manager, stated that on the advice of the City Attorney, the entire City is considered a subarea so any funds collected anywhere in the City can be used for any park. He mentioned that to address the discrepancy of park sub-areas the ordinance could be amended to eliminate that language.

Action Taken: Mr. Lane moved that staff be authorized to call for bids, seconded by Dr. Curnel, and passed with Mr. Voth opposed as he objected to the collected funds being used at this park.

SEWER FORCE MAIN PROJECT

Staff requested authorization to call for bids for the 2014 Sewer Force Main Project. This project includes installing 12,500' of 20" PVC force main along Baseline Road and Road K SE from Potato Hill Road to the Sand Dunes Treatment Plant.

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

REFERRALS FROM COMMISSIONS - NoneOTHER ITEMS FOR COUNCIL CONSIDERATION - NoneNON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTSMOSES LAKE

Jeff Powell, 5204 Panorama Drive, stated that he was concerned about the lake level being higher than normal which has caused damage to boat docks. The water at the south end of the lake is about one foot higher than normal which can mean many feet on different parts of the lake based on elevation. He stated

that he has talked to both the Irrigation and Rehabilitation District and the County Commissioners but neither has been very helpful and he requested the City to put pressure on someone to help.

Joseph K. Gavinski, City Manager, pointed out that the federal government ultimately has the responsibility for the level of the lake.

COUNCIL QUESTIONS AND COMMENTS

CITY MANAGER REPORTS AND COMMENTS

CASCADE PARK - REQUEST TO SERVE ALCOHOL

Joseph K. Gavinski, City Manager, stated that Ten Pin Brewing Co. has requested permission to set up a beer garden in Cascade Park during the Stock-mod Outboard National boat races beginning on August 4, 2014 and ending on August 9, 2014 sponsored by the Seattle Outboard Association. The beer garden will be located inside the fenced concrete area of the park and beer will only be served inside the designated area and must remain there at all times. He mentioned that the Seattle Outboard Association has rented the entire campground.

There was some discussion and the Council was in favor of the request.

COUNCIL/STAFF RETREAT

Joseph K. Gavinski, City Manager, distributed a draft agenda for the Council/staff Retreat on March 7 and 8, 2014 at the ATEC building on the Big Bend Community College campus.

The regular meeting was recessed at 8:30 p.m. and the Council met in an executive session with the City Attorney to discuss litigation. The executive session was adjourned at 9 p.m. and the regular meeting was reconvened. The regular meeting was adjourned at 9 p.m.

ATTEST

Dick Deane, Mayor

W. Robert Taylor, Finance Director