

MOSES LAKE CITY COUNCIL
March 11, 2014

Council Present: Dick Deane, Bill Ecret, 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: Mrs. Liebrecht led the Council in the pledge of allegiance.

PRESENTATION AND AWARDS - None

CONSENT AGENDA

Minutes: The minutes of the February 25 meeting were presented for approval.

Carlile Development Preliminary Major Plat and Findings of Fact: Carlile Development LLC submitted an application to plat 26 acres into two lots. The site is 9147 Tyndall Road, located west of Randolph Road and south of Tyndall Road. The area is zoned Heavy Industrial, which corresponds with the Comprehensive Plan Land Use Designation of Industrial. A deferral of street and utility improvements was also requested. The Planning Commission recommended that the preliminary 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. Avila, and passed unanimously.

Approval of Claims, Prepaid Claims, Checks, and Payroll: Vouchers audited and certified by the Finance Director as required by RCW 42.24.080, and those expense reimbursement claims, certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the Council for approval and is retained for public inspection at the Civic Center. As of March 11, 2014 the Council does approve for payment claims in the amount of \$509,853.13; prepaid claims in the amount of \$19,682.33; claim checks in the amount of \$1,003,802.71; and payroll in the amounts of \$314,589.47 and \$3,959.47.

Dr. Curnel questioned the payments to EF Recovery and Bud Clary. Staff explained the payments.

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

COMMISSION APPOINTMENTS - None

CONSIDERATION OF BIDS AND QUOTES - None

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGS

ORDINANCE - ALLEY VACATION - FOX PROPERTIES - 1ST READING/PUBLIC HEARING

An ordinance was presented which provides for the vacation of a portion of the alley adjacent to Lots 6 - 11, Lewis Elliot Addition #2. The alley is located between Marina Drive and Third Avenue Extended. The Municipal Services Department requested an easement be retained for access as the Street Division grades the alley and the Wastewater Division maintains a sewer main in the alley.

The ordinance vacating a portion of an alley was read by title only.

The public hearing was opened. There were no comments.

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

Gilbert Alvarado, Community Development Director, explained that, should the vacation be approved, the property owners will be responsible to pay one half the appraised value of the vacated area.

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

ORDINANCES AND RESOLUTIONS

ORDINANCES - AMEND 16.36, 16.48, AND 16.52 - 2ND 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: Dr. Curnel moved that the second 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: Mr. Lane moved that the second reading of the ordinance be adopted, seconded by Dr. Curnel, 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: Mr. Avila moved that the second reading of the ordinance be adopted, seconded by Dr. Curnel, and passed unanimously.

ORDINANCE - AMEND 17.27 - OPEN SPACE AND PARKS - 1ST READING

An ordinance was presented which amends the fee in lieu of open space regulations by deleting the reference to sub areas in the Comprehensive Plan. The Comprehensive Plan does not include sub areas for park development.

The ordinance amending Chapter 17.27 of the Moses Lake Municipal Code entitled "Open Space and Parks" was read by title only.

Joseph K. Gavinski, City Manager, explained that the existing language states that the funds from the fee-in-lieu of dedication of open space parks is to be used within the Comprehensive Plan sub-area where the development is located. This language is misleading since no sub-areas were established when the Comprehensive Plan was reviewed and updated by the Planning Commission.

Mr. Voth felt that the Planning Commission should consider the idea of sub areas in the Comprehensive Plan before this language is deleted.

Gilbert Alvarado, Community Development Director, stated that the Planning Commission did not address sub-areas during the discussions on the Comprehensive Plan because sub-areas include more than just parks. He explained that a sub-area plan identifies major planning issues and provides recommendations, goals, and policies specific to the neighborhood. A sub-area would be an area with unique conditions that would need to be addressed.

There was some discussion by the Council.

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

REQUEST TO CALL FOR BIDS - None

REFERRALS FROM COMMISSIONS - None

OTHER ITEMS FOR COUNCIL CONSIDERATION

CONSOLIDATED DISPOSAL - GARBAGE SERVICE

Authorization was requested for the City Manager to sign an agreement with Consolidated Disposal Service to collect solid waste in those areas annexed into the City. Consolidated would be collecting the solid waste for 10 years after annexation.

Joseph K. Gavinski, City Manager, stated that Consolidated Disposal has reviewed the contract and has requested that the required insurance be reduced from \$5,000,000 to \$3,000,000, which is acceptable to the City.

There was some discussion by the Council.

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

WESTERN DISPLAY FIREWORKS

Authorization was requested for the City Manager to sign the contract with Western Display Fireworks for the 4th of July fireworks display.

Action Taken: Mrs. Liebrecht moved that the City Manager be authorized to sign the contract, seconded by Dr. Curnel, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS

NUISANCE ABATEMENT - 1903 W. MARINA

Pops Carter, 1877 Mae Valley Road, Grant County Committee of Safety, stated that last fall the City had allowed Ward Womboldt time to repair his sidewalk at 1903 W. Marina Drive due to his health issues. The Committee of Safety decided to take this on as a project and has obtained enough donations to repair the sidewalk. The repair work will be starting soon.

COUNCIL QUESTIONS AND COMMENTS

VACATION RENTALS

Mr. Ecret requested staff to investigate the possibility of allowing rentals less than 30 days in single family and two family residential areas.

CITY MANAGER REPORTS AND COMMENTS

AMBULANCE REPORT

The cash report on the ambulance operations for the month of February was provided.

BUILDING ACTIVITY REPORT

The February building activity report was provided.

INVESTMENT REPORT

The City received \$17,347.11 in investment income for January.

SALES TAX/TRANSIENT RENTAL INCOME

The City received \$537,941.54 in sales tax and \$28,737.22 in transient rental income in February.

The regular meeting was adjourned at 8 p.m.

ATTEST

Dick Deane, Mayor

W. Robert Taylor, Finance Director