

City of Selah
Council Minutes
August 23, 2011

Regular Meeting
Selah Council Chambers
115 West Naches Avenue
Selah, WA 98942

A. Call to Order Mayor Jones called the meeting to order at 4:00pm.

B. Roll Call

Members Present: Keith Larson; Paul Overby; John Tierney; Kevin Jorgensen; Dave Smeback; John Gawlik; Allen Schmid

Members Excused:

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Dale Novobielski, Clerk/Treasurer; Jerry Davis, Fire Chief; Gary Hanna, Deputy Fire Chief; Stacy Dwarshuis, Police Chief; Jeff Hagler, Parks, Recreation & Tourism Director; Joe Henne, Public Works Director; Monica Lake, Executive Assistant

C. Pledge of Allegiance

Councilman Jorgensen led the Pledge of Allegiance. Ted Pooler led the opening prayer.

D. Agenda Changes **None**

E. Public Appearances

1. Donna Smith, Washington State Department of Ecology

Mayor Jones welcomed Donna Smith and invited her to speak.

Ms. Smith thanked the Council. She said that those wastewater treatment plants that are in complete compliance with their wastewater discharge permits each year are recognized by the Department of Ecology. She observed that the City of Selah's wastewater treatment plant has been honored with this award for 2010, making this the fourth consecutive year it has done so, and noted that it is also in the running for 2011. She stated that one of the largest investments made by any city is a wastewater treatment plant and encouraged the Council Members to tour the facility and note the quality job performance done by the plant operators. She noted that the treatment plant takes the nasty water coming in and turns it into crystal clear water upon completion of the process. She mentioned that compliance requires the analysis of thousands of samples each year, done in-house to lessen expenses, along with many hours of required operations and maintenance inside the plant. She also noted that this requires open lines of communication between the plant operators and the City, the Department of Ecology and the community they serve, and meeting the limits set for affluent discharge to surface water. She presented the 2010 "Wastewater Treatment Plant Outstanding Performance" Award to Wastewater

Treatment Plant Lead Operator Laroche and Wastewater Treatment Plant Operator Davis, and to Wastewater Treatment Plant Operator Jones in absentia.

Mayor Jones also thanked Ted Pooler from Huibregtse, Louman Associates Inc. for the tremendous job he has done regarding the treatment plant. He expressed a desire to have every child in the 6th grade or higher tour the facility and see first-hand what happens to the water they use on a daily basis.

F. Getting To Know Our Businesses **None**

G. Communications

1. Oral

Mayor Jones opened the Public Meeting. Seeing no one rise to speak, he then closed the Public Meeting.

2. Written

a. Public Works Maintenance Facility – Change Order Proposal (COP) # 3

b. Letter from the South Central Washington Resource Conservation & Development Council re: Sponsorship

Councilman Tierney wondered if the City would be participating in the South Central Washington Resource Conservation & Development Council the following year.

City Supervisor Sweet responded that he was not sure at this time but noted that he will be attending a meeting on September 8th and will look into the situation at that time.

Mayor Jones inquired if Bob Tuck was involved in that.

City Supervisor Sweet responded in the negative.

H. Proclamations/Announcements

1. Officer Tony Valencia (Walk On Item)

Councilman Tierney commented that he has been gathering information recently regarding an interesting law enforcement case in Selah. He said that the case is an example of excellent police work, handled safely and diligently. He noted that the Appellate Court of the State of Washington determined that it was an unlawful detention and that County Prosecutor Jim Hagarty will be appealing the case to the State Supreme Court. He felt that Officer Valencia deserved praise for his quality police work in apprehension of the suspect and retrieval of the stolen goods.

Police Chief Dwarshuis noted that the suspect had a colored past.

Councilman Tierney commended Officer Valencia for his excellent work, noting that Police Chief Dwarshuis has selected good officers such to serve the citizens of Selah. He went on to say that he fully supports him through the entire appeals process.

Mayor Jones invited Officer Valencia to step forward so that the Council Members could shake his hand.

Councilman Schmid opined that the Council and the City need to encourage the County Prosecutor to follow through on this case. He went on to say that the way this has played out is one of the more ridiculous things he has read recently.

Mayor Jones polled the Council. The consensus to encourage the County Prosecutor in this endeavor was unanimous.

Councilman Gawlik said that both he and Councilman Tierney observed, during their careers in law enforcement, that the courts do make erroneous decisions. He opined that one should have faith in the system and use the system to correct the wrongs.

Councilman Tierney observed that Officer Valencia is a fine officer and commended Police Chief Dwarshuis for his leadership skills.

Mayor Jones stated that he sleeps well every night knowing that these officers are out there keeping the community safe. He thanked Police Chief Dwarshuis and his department for their diligent service on behalf of the citizens of Selah and encouraged everyone to thank the officers they encounter.

Councilman Tierney commented that this is an honor for Officer Valencia, as some officers work their whole career without making it to the State Supreme Court

I. Consent Agenda

Executive Assistant Lake read the Consent Agenda.

All items listed with an asterisk (*) were considered as part of the Consent Agenda.

- * 1. Approval of Minutes: Study Session & Council Meeting July 26, 2011
- * 2. Approval of Claims & Payroll:
 - Payroll Checks Nos. 71583 – 71687 for a total of \$207,512.50
 - Payroll Checks Nos. 71688 – 71779 for a total of \$146,204.73
 - Claim Checks Nos. 58652 – 58725 for a total of \$407,022.68
 - Claim Check No. 58726 for a total of \$ 1,114.84
 - Claim Checks Nos. 58727 – 58791 for a total of \$132,638.04
- * 3. Resolution M – 1 Resolution Amending the Six Year Transportation Improvement Program for the Years 2011 to 2016
- * 4. Resolution M – 3 Resolution Authorizing the Mayor to Sign the Agreement between the City of Selah and Yakima Basin Environmental Education Program for Professional Consultant Services relative to Stormwater Education

Councilman Gawlik moved, and Councilman Larson seconded, to approve the Consent Agenda as read. By voice vote, approval of the Consent Agenda was unanimous.

J. Public Hearings **None**

K. New Business

1. TIB Application to Grind and Overlay Portions of West Fremont Avenue and East Naches Avenue

Public Works Director Henne addressed K-1. He stated that applications for next year's street improvements need to be submitted to the Transportation Improvement Board by the end of August. He expressed his desire to submit an application for the resurfacing of West Fremont Avenue from North First Street to Speyers Road, as well as East Naches Avenue between First Street and Second Street. He noted that the estimate for the resurfacing is \$364,225.00, and that the City would be responsible for a 10% match of approximately \$36,500.00.

Councilman Overby wondered if the School District would be contributing to the match funds and if it would increase the chances of getting the project funded.

Public Works Director Henne replied that he didn't believe there was a partnership on the application and asked Mr. Pooler if he knew of one.

Mr. Pooler indicated that he did not feel there was.

Public Works Director Henne said that we will not be in partnership with the School District.

Councilman Tierney inquired where the anticipated match funds would come from.

Public Works Director Henne responded that they would be from Fund 111; these are arterial street improvements. He went onto say that he won't know if the funds will need to be budgeted until the application is approved.

Fire Chief Davis asked if maintenance to the curb area in front of the Fire Station would be added to the budget.

Public Works Director Henne replied that this could certainly be discussed during 2012 budget meetings but that it is not part of the TIB project. He went on to say that the curbs are included in the long-term project goals.

Councilman Gawlik moved, and Councilman Jorgensen seconded, to approve the TIB Application to Grind and Overlay Portions of West Fremont Avenue and East Naches Avenue. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

L. Old Business **None**

M. Resolutions

- * 1. Resolution Amending the Six Year Transportation Improvement Program for the Years 2011 to 2016

2. Resolution Authorizing the Mayor to Sign Construction Directive (CD) No. 3 for the New Public Works Utility Maintenance Facility

Public Works Director Henne addressed M-2. He informed the Council that groundwater is saturating the soil at the new Public Works Facility site, which will require the placement of supporting fabric under the footings, the basement and the lifts on the rock face.

Councilman Gawlik inquired about the source of the groundwater.

Public Works Director Henne replied that there are springs running through the area which create the groundwater.

Councilman Gawlik asked if the water was of sufficient quantity to undermine the facility.

Public Works Director Henne replied in the negative, saying that the soil sitting a couple feet below grade is naturally wet due to the springs. He commented that they let the ground sit for a week to dry out, but found that the water permeated the soil during that time.

Councilman Tierney remarked that it can't be vibrated, as it would turn to mud.

Public Works Director Henne agreed, saying that would not work.

Councilman Jorgensen moved, and Councilman Smeback seconded, to approve the Resolution Authorizing the Mayor to Sign Construction Directive (CD) No. 3 for the New Public Works Utility Maintenance Facility. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

- * 3. Resolution Authorizing the Mayor to Sign the Agreement between the City of Selah and Yakima Basin Environmental Education Program for Professional Consultant Services relative to Stormwater Education
4. Resolution Authorizing the Mayor to enter into an Agreement between the City of Selah and Lacy Roofing Incorporated to replace of the Roof of City Hall and the Former Library of the City of Selah

Public Works Director Henne addressed M-4. He said that, after talking with a number of roofing companies about options available, they chose to replace the roof rather than repair it. He stated that both Lacy Roofing and All Valley Sheet Metal, from the Small Works Roster, were approached about the project. He went on to say that the roof over City Hall will be replaced, but the library roof will be covered with a vinyl membrane as it is currently in better condition. He noted that the project includes replacement of the canopy, the drain on the east wall, and the leaky front section of the library roof.

Councilman Gawlik asked if it would be taken down to the trusses.

Public Works Director Henne responded in the negative, saying that it will be down to the deck.

Councilman Gawlik asked for confirmation that the library roof would not be taken down that far.

Councilman Gawlik asked for confirmation that the library roof would not be taken down that far.

Public Works Director Henne responded that the majority of it would not; only the front section that needs replacement will be. He reiterated that the canopy will also be replaced, and that the rock stucco veneer will be removed from the bricks. He commented that part of the process entails the temporary removal of the air conditioning units and the replacement of the ductworks, as the spray foam from past repairs has coated everything, and that they will also remove a portion of the chimney from the oil furnace in the basement.

City Supervisor Sweet commented that it was a coal furnace.

Public Works Director Henne said that he has quotes from both Lacy Roofing and All Valley Sheet Metal, noting that Lacy Roofing was the lower quote and under the budgeted amount. He commented that there may be some asbestos to be removed but they aren't sure at this juncture.

Councilman Jorgensen wondered if the bid from Lacy Roofing would increase if asbestos was found.

Public Works Director Henne replied that they have agreed to remove any asbestos found at no additional cost.

Councilman Gawlik expressed concern over potential damage to the decking in the area where water has run down into Clerk/Treasurer Novobielski's office and asked if there were any contingencies in place if the decking has rotted and needs to be replaced.

Public Works Director Henne responded that both All Valley Sheet Metal and Lacy Roofing have a clause for possible decking replacement.

Councilman Tierney inquired if there will be walking pads in place on top of the new roof for repairmen to use.

Public Works Director Henne stated that walking pads were discussed with Lacy Roofing.

Councilman Tierney wondered if walk pads were included in the manufacturer's specs to achieve the twenty year warranty.

Councilman Larson commented that the documentation did state that it includes installed walk pads under sleepers and conduit lines.

Councilman Tierney thanked Councilman Larson.

Councilman Smeback asked for confirmation that neither bid would increase the R value by adding foam core or insulation.

Public Works Director Henne replied that they are not putting in insulation, only deck board.

Mayor Jones stated that he was concerned about Lacy Roofing using quarter inch board, and asked what type of board they would be using.

Public Works Director Henne responded that All Valley Sheet Metal would use a half inch fiber board, whereas Lacy Roofing would use a denser product called Duradek.

Councilman Gawlik inquired if this would meet the R value needed for City Hall.

Public Works Director Henne responded that they will not be addressing that at this time but simply replacing the roof. He went on to say that the current R factor will likely change with the removal of the foam that Cozy Bear applied.

Councilman Overby asked about the budget adjustment for an additional \$30,000.

Public Works Director Henne replied that the monies were appropriated for the project.

Councilman Overby inquired if the funds would come from this year's budget or next year's budget.

Public Works Director Henne responded that it would be this year's.

Councilman Overby wondered where the funds would be coming from.

Public Works Director Henne replied that he thought they would come out of Fund 301.

Councilman Smeback commented that Clerk/Treasurer Novobielski would find the funds.

City Supervisor Sweet observed that he really wants the new roof.

Public Works Director Henne opined that he probably does.

Mayor Jones observed that he wore a rain suit all winter.

Clerk/Treasurer Novobielski commented that he has a quantity of buckets on hand for rainy days.

City Supervisor Sweet affirmed that it would be from Fund 301.

Mayor Jones inquired as to the scheduling.

Public Works Director Henne replied that it would be done within a month.

Mayor Jones then asked about replacing the discolored tiles in the ceiling.

Public Works Director Henne said he believes there is tile in the basement.

Mayor Jones replied that he did find some boxes of tiles when cleaning out the basement earlier in the year.

Public Works Director Henne commented that they could be coated with Killzall and touched up to match the rest of the ceiling.

Mayor Jones asked if the tiles could simply be replaced.

Public Works Director Henne responded that he was unsure whether the tiles in the basement were the smaller or the larger ones.

Mayor Jones stated that there were a couple boxes of tiles stored behind the old computers downstairs.

Public Works Director Henne restated that he didn't know which size they were.

Councilman Larson moved, and Councilman Overby seconded, to approve the Resolution Authorizing the Mayor to enter into an Agreement between the City of Selah and Lacy Roofing Incorporated to replace of the Roof of City Hall and the Former Library of the City of Selah. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

5. Resolution Authorizing the Mayor to Sign the Interlocal Correction / Detention Agreement between the City of Selah and the Chelan County Regional Justice Center

City Attorney Noe addressed M-5. He said that the Chelan County Correction Center sent a letter to the City, offering to house inmates for \$70.00 per day and to provide transport for the prisoners. He went on to say that they reviewed a draft contract and made revisions regarding notification of medical expenses. He noted that this is a good alternative to housing prisoners at either the County jail or Wapato jail. He commented that the County has indicated that there will be a rate increase in 2012, and that Chelan County will be a lesser expense for the City.

Councilman Jorgensen commented that the County does not provide medical.

City Attorney Noe said that the County provides a base medical service and bills the City for additional services; whereas Chelan County is indicating that they will cover the majority of medical needs aside from emergencies, along with advance notice regarding any medical services they are not equipped to deal with. He noted that the City has had some large expenditures involving inmates in the past.

City Attorney Sweet commented that the lower rates, the inclusion of transportation for prisoners from Selah to Chelan County, and the on site medical support combine into a good deal for the City to save some money.

Councilman Tierney wondered if it would be prudent to have an alternative contact listed in Sections 12d and 17b regarding notification of either a hospital transfer or a death, for those times when Police Chief Dwarshuis is unavailable.

City Attorney Noe replied that we could certainly have an alternate added.

Police Chief Dwarshuis remarked that the County contract lists himself along with his sergeants as alternate.

City Supervisor Sweet said that it could read as Police Chief Dwarshuis or his designee.

Councilman Tierney moved, and Councilman Smeback seconded, to approve the Resolution Authorizing the Mayor to Sign the Interlocal Correction / Detention Agreement between the City of Selah and the Chelan County Regional Justice Center. Roll was called: Council Member Larson

– yes; Council Member Overby – yes; Council Member Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

N. Ordinances

1. Ordinance Amending the 2011 Budget for Legal Expenditures

City Clerk/Treasurer Novobielski addressed N-1. He indicated that some of the line items in the Legal Department budget have exceeded the amount allotted. He noted Professional Services was budgeted at \$27,000.00 and to date is at \$22,100.00, which leaves \$5,000.00 remaining with a projected expenditure of \$14,000.00 through the remainder of the year. He indicated that \$9,000.00 was paid to Seabold Group in 2010 for services provided with regard to the Police Department.

City Attorney Noe explained that Seabold Group was retained to conduct an impartial internal investigation at the Selah Police Department, and that their investigation and summary report were utilized for the personnel action.

Councilman Tierney asked if it was a personnel investigation.

City Attorney Noe responded in the affirmative.

Councilman Tierney expressed surprise over the use and expense of a private vendor rather than another law enforcement agency performing the same tasks at no cost.

City Supervisor Sweet replied that they wanted the investigation to be completely independent, and due to the nature of the issue were unsure that a local law enforcement agency would be able to provide the same unbiased investigation.

Clerk/Treasurer Novobielski stated that the other line item is for Public Defender costs, noting that a cost of living increase in February increased the monthly amount from \$2,139.00 to \$2,639.00 for the remainder of 2011.

Councilman Overby moved, and Councilman Jorgensen seconded, to approve the Ordinance amending the 2011 Budget for Legal Expenditures. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Tierney – no; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – no; Council Member Schmid - yes. Motion carried with 5 voting aye and 2 voting no.

O. Communications

1. Oral **None**

P. Reports/Announcements

1. Mayor

Mayor Jones mentioned seeing City Attorney Noe's daughter on cover of a Shopko ad two weeks ago.

City Attorney Noe stated that it was an ad for Kohl's.

Mayor Jones replied that she is a beautiful young lady and that it was a nice ad.

City Attorney Noe noted that the photos were shot in New York about a year ago, and they had no advance notice that they would be used in the ad from Sunday's paper.

Mayor Jones said that he has received many comments on the new street.

Councilman Tierney remarked that he came down North First Street around 4:30pm recently and was surprised at the lack of traffic.

2. Council Members

Councilman Tierney asked if next year's budget would be prepared on a baseline budget or on a zero base budget.

Mayor Jones responded that it would be a zero base budget, noting that the difference between Selah's budget and other agencies is that our budget has always been a zero base budget and that the City employees do more work with fewer people.

Councilman Tierney remarked that it is a good example for other government entities around the county.

Mayor Jones agreed, noting that the treatment plant is a perfect example, with three guys doing the job of five and consistently winning awards.

Councilman Larson had no report.

Councilman Jorgensen commented that the 823 bypass is a fabulous road, and thanked the Mayor for his years of effort and getting the project done. He noted that people are using the bypass more, and said that he goes out of his way just to drive on it. He indicated that it was a shame the grade on Main Street couldn't be matched, as it has created two speed bumps.

Mayor Jones observed that there is a five year moratorium on cutting into any road that has been resurfaced, noting that someone up on Goodlander ended up going 125 feet beside the street to avoid cutting into the one year old surface. He went on to say that the road will never match up again once it has been cut; there will always be a bump.

Councilman Smeback expressed his appreciation for Officer Valencia's efforts, saying that with the recent burglaries he was glad that Officer Valencia was alert while on patrol.

Councilman Overby had no report.

Councilman Schmid had no report.

Councilman Gawlik commended the Police Department for their excellent service.

Mayor Jones opined that it requires the right Chief for the job, noting that he never has to wait for an answer. He said that he sleeps well at night knowing Police Chief Dwarshuis and his officers, and Fire Chief Davis and his firefighters, are keeping the city safe.

Councilman Tierney said that he can attest to that.

Mayor Jones commented that Selah has a lot of well-qualified people and that he is proud to be the Mayor of this community and have these wonderful people working for the City.

3. Boards

4. Departmental

Public Works Director Henne noted that Huibregtse, Louman Associates has contracted with the transportation engineer to start on the South Selah transportation study. He informed the Council that the administration portion of shop has been framed up and noted that they would be pouring the floor for the main shop area this week. He went on to say that the repairs to Rushmore Road were started on Monday.

Ted Pooler handed the Council Members some photos of the shop construction taken the previous week.

Public Works Director Henne said that the street improvements regarding cracks were approximately 90% complete, noting that Seventh Street has been completed and Bartlett Avenue is slated to be done on Thursday. He went on to say that there will be some additional patching done around town as well as some berms placed along a few streets to prevent water from creating washouts. He commented that the street improvements, excepting Rushmore Road, should be finished this week.

Councilman Schmid wondered when the tar paper would be removed from North Wenas.

Public Works Director Henne responded that he discussed the tar paper and several other items with the project engineer on Friday, and that a letter went out to the primary contractor, Hurst Construction, to remind them that they haven't started on their punch list items.

Councilman Schmid thanked him, noting that he was just concerned over what might happen if it rained.

Public Works Director Henne listed some of the punch list items still to be completed.

Mayor Jones mentioned a stop sign that also needed to be placed.

Clerk/ Treasurer Novobielski stated that he would be handing out budget worksheets for 2012 to the department heads in two weeks, which will signal the start of the 2012 budget process.

Fire Chief Davis commented that he had a wonderful vacation, noting that the department was busy during that time. He went on to say that they are in discussions to have the shooting range shut down, and are preparing for the budget meetings.

Deputy Fire Chief Hanna had no report.

City Supervisor Sweet had no report.

Parks, Recreation and Tourism Director Hagler passed out the newest Discover Selah Fall Festival flyer, noting that they have a number of sponsors for the event. He said that the community is supporting the event and that the various aspects are really coming together.

Mayor Jones asked for a show of hands of those who are planning to run the marathon.

Councilman Tierney said he would have Parks, Recreation and Tourism Director Hagler run it for him.

Police Chief Dwarshuis said he had no report other than a reminder to drive carefully as school is starting next week, and noted that his officers will be out on patrol.

Councilman Tierney warned everyone to be especially careful in the school zones.

City Attorney Noe said that he has been looking at Engrossed Second Substitute Senate Bill # 5073, the Medical Marijuana law. He commented that the law is unclear regarding the zoning and licensing of businesses, so he will be bringing a moratorium before the Council to allow additional time for research to clarify portions of the law. He went on to say that the law indicates that a dispenser can be located within any Commercial District and that a producer can produce enough for up to ten medical patients, but is unclear as to how much space is actually needed to produce that quantity. He noted that they would bring back recommendations for the Council to consider upon completion of additional research.

Councilman Tierney wondered if it could be restricted regarding proximity to schools.

City Attorney Noe replied that there are restrictions relating to the proximity of one grower to another, but not pertaining to schools. He said that the cities can impose their own restrictions pertaining to areas such as schools, churches and parks.

Councilman Tierney remarked that it would also protect the grower's investment.

Councilman Gawlik inquired if the City of Selah could have a prohibition against producers and dispensers within the city limits, irregardless of what the rest of the state opts to do.

City Attorney Noe responded that he does not believe the City can prohibit producers and dispensers under the State Law. He observed that the law pertaining to gambling has a provision that cities can choose to prohibit those activities, but this law does not have that provision. He went on to say that it states that dispensers have to be allowed in any Commercial area.

Councilman Gawlik opined that, from a law enforcement viewpoint, this could be a problem.

City Attorney Noe replied that it is very problematic, noting that Governor Gregoire vetoed several sections that would have required some licensing through the Department of Agriculture and the Department of Health as she felt they were contrary to Federal Law. He observed that it is still illegal to have marijuana under Federal Law.

Councilman Overby asked how long the moratorium would last.

City Attorney Noe responded that it would be for six months.

Councilman Tierney wondered if it was renewable.

Mayor Jones commented that he would prefer it to last for ten years.

City Attorney Noe said that the statute provides for a six month moratorium, to be extended as necessary.

Councilman Overby opined that this will force the producers into the shadows, which increases the profits for the illegal distributors. He observed that the Council will need to tackle this issue at some point in the future, as unless it legally has some area to be in it will simply create bigger issues.

City Attorney Noe agreed.

Councilman Overby said that we cannot drive this into the shadows.

City Supervisor Sweet observed that transportation is another issue that will need to be dealt with, including things such as the order size, where the load is being transported to and carrying additional marijuana not destined for a medical facility.

Councilman Overby felt that it is short-sighted to want to simply ban it from the community when it is allowed under State Law, noting that only the distribution network is illegal and will flourish while the cities fail to take any action on the issue. He commented that this is problematic for law enforcement as well, as it makes the supply system legal.

City Attorney Noe replied that he feels the moratorium should be a maximum of six months.

Councilman Overby agreed, saying that we need a sensible end game that is not simply renewing the moratorium.

Mayor Jones said that it is disturbing to think about having this in Selah.

Councilman Gawlik commented that he has a problem with the fact that this is still illegal at the Federal level.

Councilman Tierney observed that the State may change their minds if the Feds take away some of their funding.

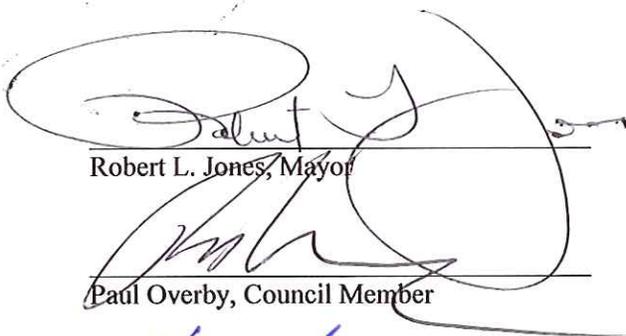
Q. Executive Session

No Executive Session was held.

R. Adjournment

Council Member Jorgensen moved, and Council Member Overby seconded, that the meeting be adjourned. By voice vote, approval was unanimous.

The meeting adjourned at 4:52pm.



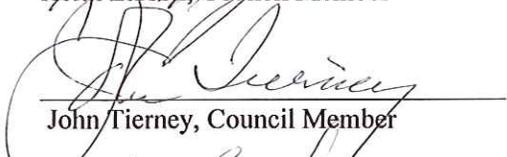
Robert L. Jones, Mayor



Keith Larson, Council Member



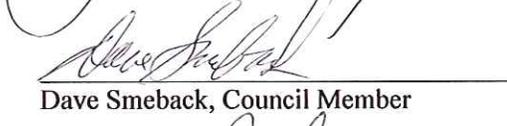
Paul Overby, Council Member



John Tierney, Council Member



Kevin Jorgensen, Council Member



Dave Smeback, Council Member



John Gawlik, Council Member



Allen Schmid, Council Member

ATTEST:



Dale E. Novobielski, Clerk/Treasurer