

City of Selah  
Council Minutes  
June 24, 2008

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

A. Call to Order Mayor Jones called the meeting to order at 3:57pm.

B. Roll Call

Members Present: Summer Derrey, Keith Larson, Denise Nichols, Paul Overby, Herb Schmidt; John Tierney

Members Excused:

Staff Present: Bob Noe, City Attorney; Stacy Dwarshuis, Police Lieutenant; Jerry Davis, Fire Chief; Joe Henne, Public Works Director; Dennis Davison, Community Planner, Jeff Hagler, Parks & Recreation Director

C. Pledge of Allegiance

Councilwoman Derrey led the Pledge of Allegiance. Pastor Rex Van Beek led the group in prayer.

D. Agenda Changes

E. Public Appearances

1. Rick Frye, Water Quality Division, WA Department of Ecology – presentation of “Outstanding Wastewater Treatment Plant” award

Mayor Jones called on Rick Frye who introduced the Wastewater Treatment Plant operators. He said that fifteen years ago the Department of Ecology instituted these awards because they needed a way to recognize not only the treatment plant staff, but the City and the people that are behind them. He said it takes both parties to make a treatment plant work. He said these operators work like crazy every day of the week and make thousands of measurements and report them to him at Ecology by the fifteenth of each month. He said if they don't get those reports to him by the fifteenth, they are ineligible for this award, even if everything at the plant is running perfectly. He said everything has to be perfect to a standard Ecology sets high at 95%. He said if a plant operates at that standard of 95%, they say that's a darned good treatment plant; however, you can't get this award unless you get it right 100% of the time. He noted the City gave them the backing and the money to run a good treatment plant, and although the operators run the plant, the city and its citizens all earned it too. He read the plaque as he presented the award. "Outstanding Performance Award 2007 - Washington State Department of Ecology recognizes the exemplary effort and work accomplished by the City of Selah and the dedicated team at the City of Selah Wastewater Treatment Plant. Thank you for protecting and keeping Washington's waters clean."

The Council, staff and audience applauded Wastewater Operators Todd LaRoche, Larry Davis and Ken Jones. Mr. Frye concluded by saying he has one more year before his retirement and hopes he will be back in Selah at this time next year again presenting this award.

Mayor Jones noted Selah has a cutting edge treatment plant in the State of Washington. There are two plants on the west side of the state and we on east side who run wastewater sludge through a centrifuge and dry it so that it can be used to fertilize all kinds of plants, including food products. He noted it comes out looking like black sand. He praised the WWTP Operators, noting you never smell the plant because it's very well kept.

F. Getting To Know Our Businesses

G. Communications

1. Oral

Allen Schmid, 1410 West Cherry, read a prepared statement to the Council:

Your Honor, Council Persons, and City Supervisor,  
The Skate Board Association would like to take a couple of minutes of your time to report on the Grand Opening of the Selah Skate Park.  
April of this year a group of citizens appeared before this body and requested a new skate park. At that time the Council requested that the Selah Skate Board Association become organized and develop a plan to raise money and citizen involvement.  
The new organization was developed and an adult board and a youth board were elected.  
Later in April the association reappeared and presented the new organization, rules and plans for citizen involvement.  
At that time this Council voted to spend \$20,000 on the development of the skate park.  
From that point many people were involved in the development of the park  
I would like to thank these people:  
Mayor Bob Jones, the Council, the Parks Department - Jeff Hagler Director, Jeff Glaspie, Doug Sterns, Dave Carpenter, Lonnie Walker; Public Works - Joe Henne, Director, Ty Jones, Rod Allen, Bruce Forenpojar, Scott Kramer, Jared Sybouts, Warren Peters, Jimmy Morrison and Don Ayres - City Fire Dept.; and City Police Dept.  
As you can see this was a project that involved a lot of City employees.  
Special Thanks to the Job Corps - John Rocha and Rod Mitchell for providing the Carpenter class to remove sod and to relay the new sod. Also thanks to the Job Corps - Masonry class for the two new picnic tables and benches.  
Columbia Ready Mix, Poppoff Inc., Pro Cut, Willie and Jeff Quinnell, Glen Faulkner - all were instrumental in the materials and finishing the slab.  
Russell Crane Service donated the crane for moving and setting the existing apparatus. Special thanks to Cecil Mills for donating his time to operate the crane.  
Owens Equipment - Special thanks to Doug Owens - donated truck and trailer to haul the apparatus to the new park  
Thank you to Basin Disposal for three new garbage cans.  
Thanks to the young skater that helped remove and lay sod and clean up the park.  
Chuck Lantz and his wife for providing the BBQ and cooking the hot dogs for the opening.  
Pepsi for the cold drinks and signs for the opening.  
Special thanks to Mayor Bob Jones for the donation of four pallets of sod to the park.  
Thanks to the Council persons who have been at the new park; John Tierney, Denise Nichols, Paul Overby and Keith Larson.  
To anyone I forgot - I'm sorry and THANK YOU.  
SUPER BIG THANKS to GINGER TYLER for all her work on making the opening a very special day.  
One of our young skaters told his mother - It was like a dream come true.  
June 21st for the opening there were over 70 skaters at the park. There were also 30 parents in attendance.  
As you can see IT IS NOT ONLY A DREAM - BUT SHOWS WHAT CITIES AND CITIZENS - CAN MAKE HAPPEN.

Mayor Jones thanked Allen and praised him for his tenacity in making sure the Skatepark became a reality. The Council, Staff and audience applauded Mr. Schmid.

Councilman John Tierney noted this combined effort shows what a City can accomplish. He compared the \$35,000 spent for the Selah park to the \$335,000 park proposed in Yakima.

Councilwoman Nichols took exception to Councilman Tierney's statement, noting Yakima is planning a different kind of skatepark. She thanked Allen Schmid for all of his work and praised the Mayor for coming on board with it too. She said at first she didn't know if the Council would even get consensus to get it built. She expressed her hope that the kids will have fun there and take care of it.

Allen Schmid reported that he has been out there every day and there has been no garbage, it's spotless, there has been adult participation, and that's what it's all about. He stated his agreement with Councilwoman Nichols, stating ours is a plaza park, a slab with apparatuses sitting on it, a perfect park for the City of Selah. He said the kids really appreciate it, and he's sure they will take care of it.

Parks & Recreation Director Jeff Hagler called Council Members' attention to an orange flyer announcing a skateboarding class that started today.

Mayor Jones noted they'd better take care of it.

2. Written

- a. Letter from Aaron Wasilewski, President of the Greater Selah Youth Soccer Association

Aaron Wasilewski, President of the Greater Selah Youth Soccer Association, read the announcement detailing the formalization of the GSYSA Board of Directors to the Council as follows:

**Greater Selah Youth Soccer Association**

The Association, founded to foster the development of local youth through the sport of soccer, is dedicated to providing participants with a fun, high- quality soccer experience that encourages sportsmanship and a love of the game through the development of player, coach, referee and team. The Greater Selah Youth Soccer Association will advocate within the greater Selah area for the good of the game of soccer. By promoting and working for soccer, we hope to nurture a love of the game in the children of our Association and enrich the community

The board is pleased to have secured the interest and dedicated representation of both the soccer and business community. These representatives demonstrate the validity of developing progressive and forward looking growth plan for the youth soccer in our community

He enumerated the Executive Committee, the Board of Directors and Ex Officio Representatives

Executive Committee

Aaron Wasilewski — President  
Marty Lackey—Vice President  
Jamie Morford — Treasurer  
Shirley Wasilewski — Secretary  
Registrar - Vacant  
Immediate Past President—Vacant

Board Of Directors

Ben Graf — Director  
Jennifer Busey — Director  
Jerry Sutton — Director  
Joe Jones - Director  
Tamiko Wilkens — Director  
Tom Longbottom - Director (Naches Coach)  
William Barber - Director (Naches Coach)

Representatives / Ex-Officio

Allen Schmid  
SPRSA Liaison

Jeff Hagler  
Selah Parks & Recreation  
Danny Speer  
Selah Parks & Recreation

Mayor Jones stated he has not yet given up; he and City Supervisor Frank Sweet are working on a soccer park.

Aaron Wasilewski noted 115 players are registered for their summer program 91 of whom are from Selah. Over 50% of player base that is coming into the Selah youth program are U7, U8, U9 and U10 players. He said it is clear that the demand will outgrow what they can currently provide. He thanked the Mayor and Council for their support.

Councilwoman Nichols asked if the GSYSA is set up as 501(c)(3).

Jeff Hagler clarified that they have that designation as a subset of Selah C.A.N.

She asked if "Selah resident" meant resident of the school district or within the city limits.

Mr. Wasilewski responded that it refers to the school district. He said there were 740 participants in the Spring program and predicted that come fall there will be in excess of 1,000 registered players, a 400% increase in five years.

b. Memo from Allen Schmid Re. Tagging Clean-up May 2008

Mayor Jones noted report of Allen Schmid's activity in graffiti clean-up in addition to all of the work he's done on the skateboard park.

Councilman Larson thanked Mr. Schmid.

H. Proclamations/Announcements

I. Consent Agenda

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

- \* 1. Approval of Minutes: Council Meeting June 10, 2008
- \* 2. Approval of Claims & Payroll: Payroll Checks Nos. 63600 – 63681 for a total of \$125,894.88, Claims Check No. 52025 – 52025 for a total of \$1,915.46 and Claims Checks Nos. 52026 – 52095 for a total of \$54,649.25.

Mayor Jones read the Consent Agenda.

**Councilman Tierney moved approval of the Consent Agenda as read. Councilwoman Nichols seconded. By voice vote, Consent Agenda was adopted unanimously.**

J. Public Hearings

K. New Business

L. Old Business

1. Motion To Reconsider the Resolution Adopting the Selah Planning Commission Recommendation of Denial of Selah Urban Growth Area Comprehensive Plan Amendment 2006-1 (South Selah Neighborhood)

Mayor Jones moved to Old Business Item L - 1 announcing that discussion will be limited to Council Members, and he will entertain no testimony or comments. He noted the last time this issue was before the Council, he gave everybody a chance to get up and speak, to offer opinions and information they had. He stated each Council Member was given all the information as of last night and all week long, so they have had an opportunity to discuss and consider this, so it is entirely a Council matter at this point. At this point Councilman Overby and Councilman Tierney, who had previously recused themselves on this matter, left the Council Chamber.

**Councilman Schmidt moved to remove it from the table for the purpose of reconsidering the Resolution Adopting the Selah Planning Commission Recommendation of Denial of Selah Urban Growth Area Comprehensive Plan Amendment 2006-1 (South Selah Neighborhood). Councilman Larson seconded. Roll was called: Council Member Schmidt – yes; Council Member Larson – yes; Council Member Nichols – yes; Council Member Derrey – yes. Support was unanimous.**

The Community Planner was located and came into Council Chambers.

City Attorney Bob Noe explained the Council moved to remove this from the table so it is now up for reconsideration. He noted the issue is a Comprehensive Plan amendment request brought by a citizens' group. He said the Planning Commission heard it and made a recommendation that came to Council; the Council looked at the recommendation initially and orally indicated that they might not approve or follow the recommendation. At the last meeting, Council indicated they wanted additional time to reconsider the information after the staff had provided additional clarification, which he believes Dennis (Davison, Community Planner) has done. He noted that's where the Council is today.

Mayor Jones thanked the City Attorney.

Mr. Davison asked if there was a question.

Councilwoman Nichols stated when this came to Council a couple of weeks ago, the Council had been given a lot of information, but not necessarily in a chronological order. She said for her personally, that sort of threw things off. She said they had been receiving information from the citizens, particularly a few neighbors, and at the same time they had been given official information such as minutes from the Planning Commission, public hearings. She noted that things have transpired over a very long time, some of those things transpired prior to the time some of them were elected to Council. She said her concern was that she had a difficult time knowing whether it was fact or fiction. She said she had a difficult time knowing sequences of events because some things were not dated, for example they were given a petition that the neighbors had signed and she thought it was a relatively new petition and might justify a change in circumstance. She said unbeknownst to her, the petition was presented to the City years ago. She noted this situation has been going on for a number of years, which is unfortunate. She expressed her hope that in the future they would not have a planning situation that was curtailed this long.

She said as the Council was inundated with documents either substantiating or not substantiating some of the facts that were given to them, it kind of brought things back into perspective for her. She summarized, in 1997 the City passed the Growth Management Plan, the Comprehensive Plan. She said she had asked Dennis to see the original map, because the citizens had said to Council that the zoning

had been changed from R-1 to R-3 and it was implied that the zoning had been changed after the Comp Plan had been adopted. She said both she and Councilman Schmidt looked at the original Comp Plan that Community Planner Dennis Davison has with him and could see that the property was designated high density. She said she could not find any documentation that it was ever low density, to substantiate that claim. She noted that in 2005 the Zoning map was developed in compliance with the Growth Management Plan, and the zoning map had the area as R-3. She said information had been given to Council that it was not, that it had been changed. She said where it got a little confusing to citizens and to some Council Members was that there was a draft Comprehensive Plan, and there were three map scenarios showing different options for zoning and then the Planning Commission decided on a preferred alternative. There were maps in a draft plan that showed the other scenarios, but the final adoption by the Planning Commission and then adopted by the Council was the map that showed the Southern Ave property as R-3. She expressed concern about changing it to R-1 at this point, making it a non-conforming use, saying that is spoken to in the City of Selah Comp Plan as being not a desired element in this City. She noted Plan amendments are made yearly in October and it does appear that public notice was given. She expressed her hope that the City will give even better notice on SEPA issues in the future such as posting on property. She said Council was given documentation that showed that during the Comp Plan process public notice was given, even though citizens expressed concern that notice was not given.

Councilman Schmidt said he would like to confirm what Denise (Councilwoman Nichols) has said. He said they went over this carefully with the Community Planner and City Attorney, and it's very apparent that some of this information is quite confusing. He said the confusion has been established over quite some period of time, and consequently, when that happens, it's like a pond that you throw a rock in the middle of it and pretty soon you have concentric circles going out from that splash to the outer edge and then it goes back again and people don't quite see the whole ramifications of where it started in the first place. He said, as an example, when he made the motion two meetings ago and was looking at residences vs multiplexes, he was absolutely convinced that we were really overcharged as far as the number of multi units that we had in our City. He assured constituents attending the meeting that he has read all of the letters; he has read all of the information he has been handed. He asked Community Planner Dennis Davison to show the Zoning map. Mr. Davison put the Zoning Map on the bulletin board. Councilman Schmidt said he didn't know if the audience could see but R-3 zones are scattered throughout the community.

Councilman Larson pointed to the R-3 zones on the map.

Councilman Schmidt said everything in between the R-3's are Zone 1, so by illustrating this on this map, you can see that the City has tried to create a balance. He said he was really under the impression that we had more R-3's than we do have, and that's why he took the position he did, noting he was in error about that. He said sometimes when you take positions that you don't have all the facts to, you run into this kind of a problem. He expressed his apology for that. He said those on the Council have tried to be very careful and very honest with the kind of information that has been presented to them and said he hopes that over a period of time, noting he was going back to something, Councilwoman Nichol's point of view that notification of developers need to be presented with information so that the information of what they're going to do in their development is posted really obviously to all of the residences within the area where anything is happening. He said he's convinced of that. He said we need to be very careful about the order in which materials are presented so there's a chronological order coming in so that when the Council is legislating they have that well in their minds as to why certain things are taking place. He said outside of that, he thinks that reconsideration upon the advice of counsel he'd like to have the Mayor present some of his maybe (unclear)

SSNA Attorney Jamie Carmody rose to speak, asking for documents referenced by Council Members to be made a part of the record so that he can know what was provided and what was looked at, because the documents Council Members have referenced were never produced in a public disclosure.

Councilwoman Nichols and Mayor Jones agreed to provide those documents to the SSNA group.

A member of the audience who did not identify herself (or request to speak) said that, as a citizen, she would like to know the dates of the maps that led the Council Members to their conclusion.

Mayor Jones interrupted the speaker, saying he clearly stated at the beginning of the meeting that discussion would be limited to Council Members.

Councilwoman Nichols said Dennis Davison has that information.

The Mayor continued, saying that in 1972 he was on the Planning Commission and was involved in Selah's becoming a Code City. He said he was involved in Growth Management and headed the committee for affordable housing (R-3). He said south Selah and northeast Selah have several lots, "victory lots," that are 30 feet wide and 50 feet deep, originally designed for people to have a cow or some chickens, but now they are lots with houses on the front and weeds in back. He said in the late 70's they changed that zoning to R-3, so developers could buy three or four of those long lots and put an apartment there or a business. He explained that a requirement of R-1 zoning is that the house has to face on a public street, and people can't afford to do that unless they buy two or three of those lots and put a street in. He said when they went through Growth Management, they worked diligently and notified people of the meetings. He said very few people showed up at those meetings.

The Mayor was interrupted by Dave Hoffert who asked why people should show up if they can't talk anyway.

The Mayor responded that that's the way this meeting is going to be. Mayor Jones said if there was further interruption, Lieutenant Dwarshuis would escort that individual from the Council Chambers.

Mrs. Hoffert asked to go back to the map.

The Mayor said no, he wanted to finish his "story." He continued saying that the property in question (now owned by Carl Torkelson) was a deep ravine, overgrown...

Mrs. Hoffert again interrupted, but the Mayor continued, saying - it had trash in it and everything else, so they couldn't see why anybody would buy that and clear it off to put an R-1 residence in there. He explained that the City is mandated by state law to have adequate amount of R-3 property, so that's why that wound up R-3. He said he noticed in all of the minutes the Council went through, he noticed that when the Growth Management was adopted, the sign-in sheet did not include one person from south Selah.

Mrs. Hoffert again interrupted, saying there were three maps the Planning Commission was going by.....

Councilwoman Nichols asked the Planner to put the colored map up. He did so.

Fire Chief Jerry Davis read the note written at the upper right corner of the map, "Planning Commission GMA - Working Land Use Map for Selah Urban Growth Area Comp Plan Adopted by PC June 3, 1997." He repeated the date in response to a question from the audience.

Mrs. Hoffert asked why that map was not included in - something about November (unclear because of paper rusting, rolling up the map?) She went on to say they (SSNA) had requested this map.

Mayor Jones told her that if she interrupted again, she would be removed, saying he made himself clear at the beginning of the meeting that only Council would speak.

Mrs. Hoffert protested, saying this is new information that they did not have.

Mayor Jones stated they (SSNA) will receive the information.

Mrs. Hoffert again spoke.

Mayor Jones told her she was interrupting the meeting.

She responded, "Yes, I am."

Police Lieutenant Dwarshuis went over to speak with Mrs. Hoffert and SSNA Attorney Jamie Carmody.

Councilwoman Nichols said that one of the things that the Planner had available for Council consideration was the... she deferred to Mr. Davison who said one was the Draft Environmental Impact Statement which contains the three scenarios, the Final Environmental Impact Statement, which references that the Planning Commission has come up with a preferred alternative and that is reflected on that map. He indicated the colored map from which Chief Davis previously read the note.

Councilwoman Nichols stated that "Draft" is clearly indicated on the front of the Draft Environmental Impact Statement. She stated three different scenarios are shown in that draft, and the minutes of the Planning Commission show that they went to a preferred alternative, which was the final map which is part of the Comp Plan.

From the audience, Jane Williams asked why the map in the Comp Plan is dated November 1997.

Mayor Jones again pointed out that discussion is limited to the Council.

Councilwoman Nichols asked Mrs. Williams' question of the Community Planner.

Community Planner Dennis Davison responded that the Planning Commission forwarded it to the Council, and the Council considered it over two meetings and made some changes; three mapping changes, a few text changes and authorized spelling errors to be corrected, etc. He stated they then changed the map and then it went to the consultant who put a print date on it of November since it was printed after changes made during the Council Meeting(s) in October.

Mayor Jones reiterated that the Planning Commission worked long and hard on this and didn't just arbitrarily make a decision. He listed the current members of the Planning Commission: Kip Eagles, who works for the Department of Ecology; Todd Munson, a young businessman born and raised in this community; Jim Smith, who has worked for the City of Yakima as a resident engineer for thirty years;

Chuck Blair and also Jamie Morford, newest member of the Planning Commission. He said they've worked hard on this process, noting it's a tough job.

Councilman Schmidt read aloud, "The City of Selah Urban Growth Area Comprehensive Plan Final Environmental Impact Statement provides the environmental evaluation and documentation required under the WAC 197-11-235, November 1, 1996 City of Selah Integrated Draft Comprehensive Plan, Draft Environmental Impact Statement evaluated three future land use alternatives: city center, neighborhood centers, and just some trends. Notification of the intent to adopt the draft plan was provided to the State Department of Community, Trade, Economic Development on that date as well as agencies and interested parties: the citizen advisory committee, Planning Commission and Council." He said this is the one that really stands out, and read further, "The Planning Commission conducted a continuing series of thirteen hearings commencing December 12, 1996 through June 3, 1997. Over eighty citizens attended the hearings. The minutes of these public hearings are maintained on file." He said it's a matter of trying to get people to participate and understand what the process was and is. An unidentified woman in the audience asked what decisions have been made to accommodate the infrastructure to support that many units in that area. She noted water pressure in the neighborhood.

Mayor Jones stopped her, stating that any time there is a project such as this, the mitigation of that project demands sidewalks, curbs, gutters, etc. as part of mitigation. He gave the example of the Cherry Blossom Ridge development and infrastructure requirements for that project.

Councilwoman Nichols stated the issue before the Council is whether we support the Planning Commission's recommendation to the Council. She said it was the Planning Commission's responsibility to work through all of the issues of transportation, safety, all of those issues.

The woman in the audience said that her water pressure is already nonexistent, though that's probably irrelevant to the issue right now. She said she knows that the dates on the maps were congruent.

Councilwoman Nichols said that it looks like the dates on the maps were all correct, which was not the information they were given by the neighborhood. She suggested that if the audience member has problems with her water pressure, she should talk to the Public Works Director because he can probably help. She stated the issue before Council today really was whether to accept the Planning Commission's recommendation of denial. She noted some Council Members, herself in particular, have not been pleased and happy with all of the little steps that the City has taken in this; however, having said that, she doesn't see the facts in front of her that would not accept the Planning Commission's recommendation of denial, by the time they looked at all of the facts that came to them.

**Councilwoman Nichols said, "Upon reconsidering the record before the Planning Commission, upon considering the materials staff prepared to clarify certain points of concern that the Council had, and upon the advice of counsel, I move that the findings of the Planning Commission be adopted and that the City Council follow and adopt the Planning Commission's recommendation to deny the Selah Urban Growth Area Comprehensive Plan Amendment 2006-1 (South Selah Neighborhood) request." Councilman Larson seconded. Roll was called: Council Member Schmidt – yes; Council Member Larson – yes; Council Member Nichols – yes; Council Member Derrey – yes. Support was unanimous.**

**Councilman Schmidt moved approval of the Resolution Adopting the Selah Planning Commission Recommendation of Denial of Selah Urban Growth Area Comprehensive Plan Amendment 2006-1 (South Selah Neighborhood); Adopting Findings and Conclusion; and Denying the Request for Comprehensive Plan Amendment 2006-1. Councilwoman Nichols seconded. Roll was called:**

**Council Member Schmidt – yes; Council Member Larson – yes; Council Member Nichols – yes; Council Member Derrey – yes. Support was unanimous.**

Mr. Carmody asked when those materials would be available to him and his clients.

Administrative Assistant Julie Gray responded that the materials will be made available as soon as the formal request for those documents has been received by the City.

Mr. Carmody responded that all documents have been formally requested and none of these have been produced.

Mayor Jones responded that the City has bent over backwards to comply with requests. He said Julie Gray has put a month into providing all kinds of requests that SSNA has had.

Mrs. Hoffert said the City has not provided a copy of "this map" (the preferred alternative map adopted by the Planning Commission June 3, 1997) although they've been requesting it for over a year, and all they got was the November one (the one included in the final Plan).

Attorney Jamie Carmody explained to the Mayor that all he's asking for is the documents that were provided to Council Members upon which they made their decision today. He said it should be simply a matter of assembling those documents that the Council has been provided and making them available at a convenient time.

The Administrative Assistant said she spoke with Jane Williams today and advised her that those documents are indeed available and asked her if she would come and look at the documents and identify anything that SSNA does not already have and she would make copies of those. She said it doesn't seem to make much sense to make copies of the April, February or March 2008 minutes because those have been copied and copied and copied.

Mr. Carmody said if those can be assembled in a single spot, they'd be happy to coordinate that with the City. He said he just wants to make sure that what they're given is exactly what the Council was provided and what they looked at in making their decision.

The Mayor assured Mr. Carmody that he will get that. The Mayor moved on to Communications.

M. Resolutions

N. Ordinances

O. Communications

1. Oral

Beatrice Riding, 102 South 4<sup>th</sup> Street, addressed the Mayor and Council, noting her home is at the intersection of Southern and South 4<sup>th</sup> Street. She expressed concern about the speed on Southern Avenue. She said just today a dump truck went by on the way to the Torkelson construction site. She said flags have been put up, but they have done no good; cars still go 35, 40 or 50 miles per hour.

Mayor Jones asked Public Works Director Joe Henne if he has done a traffic study.

Mr. Henne responded affirmatively, saying he doesn't remember exactly what it said, but what Ms. Riding is saying about the speeds is probably not out of line.

Ms. Riding said speed is the problem and suggested parking an identified police vehicle there would cause drivers to automatically slow down. She said it would be possible for police to set a speed "trap" there.

Mayor Jones assured her the police will address it.

Ms. Riding said because of the price of fuel, there are more motorcycles and they don't believe in speed zones at all. She accused Lieutenant Dwarshuis of smirking at her and said it's a terrible accident waiting to happen, because it's a straight shot.

Mayor Jones said they have the same problem on Naches where he lives. He noted some people just naturally speed.

Ms. Riding said she has some nice shade, and police would be welcome to put an unidentified car there, and that driver could notify another officer who could pick them up, just like they do on the highways.

Councilman Schmidt said he would like to address this too. He said many times citizens from our community come in and address a problem such as this. He said the Council needs to respect that particular kind of concern. He said that as a Councilman, he supports additional law enforcement on Southern at a time when people could be caught.

Mayor Jones said anytime a problem is brought to our attention, whether it be Public Works, law enforcement or Fire Department, we give that 100% attention to get that problem solved.

Ms. Riding said this is the third time she has stood before this podium. She said just a few days ago she looked up the street and it was like a sandstorm on Fifth with dust from construction.

Mayor Jones asked the Public Works Director to get hold of Carl Torkelson.

Ms. Riding says it needs to be done every day.

Joe Henne said he will get hold of Carl (Torkelson), but there are also other dust bowls in that area.

Councilman Tierney asked Lieutenant Dwarshuis what the chances would be to get the police scooters out to patrol areas like Southern.

Lt. Dwarshuis said if they can get some authorized riders, that can be done. He apologized to Ms. Riding if she thought he was smirking. He explained that both he and Mr. Henne ride motorcycles.

Ms. Riding assured him she was only referring to motorcycle riders who live in the area. She said she lives on the southwest corner of 4<sup>th</sup> and Southern.

Jane Williams, 701 South 7<sup>th</sup>, asked when the City has on its agenda to put sidewalks on Southern.

Mayor Jones said now the City demands the builder provide sidewalks when there is new construction.

Public Works Director Joe Henne said that is on the six-year street plan, but he doesn't remember exactly where. He said he thinks the next project is East Fremont and then Speyers. He said at a couple of million dollars a shot, it takes some time to accomplish those projects. He added that most of the area along Southern is already built up, so builders will not be subsidizing sidewalks. Mr. Torkelson will provide sidewalk along 5<sup>th</sup> Street (503 Southern), but not 605 Southern. Mr. Henne pointed out that people in the area could form a Local Improvement District to fund street and sidewalk improvements.

Councilwoman Nichols asked where Southern Avenue is on the street plan.

Mr. Henne again responded that he doesn't know.

Councilwoman Derrey asked what determines the prioritization Speyers is worse than Southern.

The Public Works Director responded that the amount of traffic, the number of accidents, the pavement, etc. He said Southern Avenue doesn't score well for funding. She said she would like to see a copy of that report.

Councilwoman Nichols pointed out that there is a copy in the materials Council considered .

Councilwoman Derrey asked if Carl Torkelson will be required to provide sidewalks along the perimeter of his property.

Mr. Henne responded that he is not required to put in a sidewalk on Southern, but is on 5<sup>th</sup> because he went through a short plat and a rezone on that.

Councilman Tierney asked which side of the street (Southern) does Carl Torkelson have to put the sidewalk on. He explained that the reason he asked is that if Mr. Torkelson put a piece of sidewalk on the north side of the street (around his property), then the next piece of sidewalk is across the street going down Southern and the next is on the other side of the street. He said it makes no sense to have pedestrian traffic have a traffic safety issue going back and forth across the street. He said it would be good to look at that as a Council, that they should have contiguous pieces of sidewalk for traffic safety purposes.

The Public Works Director suggested that if there is enough of that (back and forth sidewalk) on a street, DOT has a sidewalk contingency program. He noted that's how the City completed sidewalks on Fremont up to 10<sup>th</sup>, and a developer completed sidewalks up to 14<sup>th</sup> or 16<sup>th</sup>.

Councilman Tierney said his biggest concern is during the school year with all of the kids out there, and the school bus stops right at the corner of 4<sup>th</sup> and Southern.

Mayor Jones suggested Council Members drive up along Speyers, which has been on the TIP for years and now has finally worked its way up to the top of the list. He said it will likely be the next one that will be taken care of.

Joe Henne pointed out that Speyers is kind of the same thing; it has poor pavement conditions, but it has no accident data, and the traffic is mediocre on it. He noted the City competes state-wide for funding.

Mayor Jones praised the Public Works Director, saying he has done a tremendous job of getting state funds for West Fremont and Crusher Canyon. He asked Mr. Henne for an estimate of funds brought into Selah.

Mr. Henne said about \$8 million.

Jane Williams stated she believes some of these issues should have been taken care of when these applications for subdivisions came in. She said they should have been on the SEPA for the development. She stated she has concerns that staff the City is currently relying on for the information upon which the Council is making its decisions is not providing citizens, the Council and the Planning Commission the most accurate and carefully decided results. She said she personally asked for that map in a Public Disclosure Request and staff could not locate it; they could not produce it for her, and that was told to her several times by Dennis Davison's office. She said she wanted to get that point across to the Council. She expressed appreciation for the Council's careful consideration of the information they received.

Public Works Director Joe Henne asked Mrs. Williams when she made that request, and she responded that she thought it was around the first of the year. Mr. Henne said unfortunately they did lose that map. He explained that Public Works moved their offices the last week in December, and a few weeks ago when he learned they had lost the map, he suggested some places to look, and Public Works Administrative Assistant Diane Turner found it about three or four weeks ago.

Mayor Jones said this is a good example of why the City needs to get all of this information digitally recorded on film or a disk so that we can access it immediately. He said at some point in time the City is going to have to put up the money to do that.

Mrs. Williams thanked the Council for allowing her to speak.

Councilman Overby noted sidewalks are an issue in a lot of the older areas of Selah.

Mrs. Williams said in other cities you see that being corrected, corrected, corrected constantly and she doesn't see that happening here except in industrial areas. She said there are hundreds of kids walking along those roads coming to the beautiful pool that we have and the great schools that we have.

Mayor Jones said that's like his street, noting on Naches they formed an LID and paid for it. He said each property owner paid a share and had it paid off in about fifteen years. He said that's a very easy way to get sidewalks.

Mr. Henne said that's how Southern Avenue was paved; it was paid for with an LID. He further clarified that an LID is a Local Improvement District and residents can pay their portions out over a number of years.

P. Reports/Announcements

1. Mayor
2. Council Members
3. Boards
4. Departmental
  - a. Letters to the Editor Concerning Selah Soccer
  - b. Transit Report – 2<sup>nd</sup> Quarter 2008

Parks and Recreation Director Jeff Hagler passed around a plaque, explaining that it represents the type of trophy we hand out, including a picture of Carlon Park, and they are going across the state. He reported that tournaments are going very well, and last weekend 40 out-of-town teams were in Selah, bringing tourism dollars to our community.

Allen Schmid, 1410 West Cherry, informed the Mayor and Council that he was recently appointed Deputy Junior Olympic Commissioner for District 4 in Washington, part of ASA in Washington that determines where all of the tournaments are going to go. He said he will be involved in that from now on.

Mayor Jones asked if that means we can count on the World Series being held in Selah.

Councilwoman Nichols thanked the Administrative Assistant for outlining "pending requests." Mrs. Gray said she had added speeding and dust abatement on Southern to that list.

Paul Overby noted the City is just about one year into the year and one-half contract with Yakima Transit. He said he is asking Dale if he can prepare a summary costs, particularly on Dial-a-Ride, how much we collect in taxes, how much this service actually costs and make some adjustments if necessary for that. He said he believes that began July 1, 2007, so hopefully at the next meeting the Council should have some data on that.

Councilman Schmidt asked if ridership reports are available.

Councilman Overby and Councilwoman Nichols pointed out that that the ridership report is in the Council Packet.

Councilman Overby said his hope is to get all of this information together as a comprehensive thing that shows how it has changed through time, how has ridership changed through time (increased, decreased, remained stable), what are we paying for dial-a-ride, what are we paying for the service - a comprehensive view of what we are getting for our money.

Mayor Jones noted that with the price of fuel, he imagines lots of people are riding the bus.

Councilman Tierney asked about Salmon Recovery monies, saying his understanding is that the City has received a letter of response. He asked if the Council could have access to that.

Mr. Noe said he thinks so; City Supervisor Frank Sweet was going to write a rebuttal to it. He said that while he is unsure of the status, he would get the Council copies of it.

Councilman Tierney expressed his thanks, noting Saturday was a great event at the skatepark.

Mayor Jones added that while he was down there watching, he observed that children must be like bats, equipped with sonar that prevents them from skating into each other while skating every which way.

Councilman Tierney noted the skaters were polite to one-another.

Mayor Jones expressed his thanks to Chief Davis, John Shipley and the trustees who went up on the hill and eliminated the graffiti there. He said that was no simple job, because the hill is very steep. He said there were fifty bags of lime left there, and he was glad Councilman Larson could take those off his hands.

Fire Chief Jerry Davis said they would have got the last of it, but they had a call in East Selah. He said they have been expecting first aid calls with skatepark, but have had none so far. He said wildland season is here, and fireworks are being sold. He said they've started putting signs up reminding people that they are not to shoot fireworks anywhere in the District.

Community Planner Dennis Davison advised the Council that July 21 at 1:30 in the Council Chambers, the Hearing Examiner will hear the proposed subdivision and rezone of Cherry Blossom Ridge. He noted property owners within 600 feet of that parcel will receive notice in the mail. He said a week later on July 28 at the same time and place, the Hearing Examiner will hear the SEPA appeal on the Torkelson short plat on South Fifth Street. He noted property owners within 600 feet of that parcel will receive notice in the mail.

Councilwoman Denise Nichols stated that when she met with the Community Planner they discussed the need for better notice of SEPA reviews. She said the City currently does not have an ordinance or policy in place to provide for the posting of notices of SEPA activity on the property. She asked the Mayor if the City Attorney and the Community Planner could be directed to start working on that.

Mayor Jones directed City Attorney Bob Noe to prepare that.

Community Planner Dennis Davison said he foresees no problem with that; it is a matter of getting those who prepare signs lined up so we can tell the citizens to go to one of these three places and have their sign made, the composition and the size, so they pay for it and not the City. He said it will come back to Council, although likely not in two weeks.

Public Works Director Joe Henne reported they hope to pave South Park Drive on Thursday or Friday. He said the Mayor and Council may have noticed a few weeds around town, and City workers will do a second spray on Friday.

Allen Schmid was recognized. He informed Chief Davis that if he has anything to go down to the skatepark, he should go in off of Wenas where there is a gate with a common City lock.

Mayor Jones thanked Mohammed, Jose and Brian (the three trustees who helped him today) for their help in weeding raking rock, deweeding and prepping Veterans Park for sod. He said that is close to completion; the sprinkler system is in; the fountain is working, and rather than purchase more rock, they went up to North Park and got some rock up there. He said the City will have an opening ceremony with services branches. He said he wants to see nice neat town, so he's glad they are going to spray again.

Q. Executive Session

R. Adjournment

**Council Member Schmidt moved, and Council Member Overby seconded that the meeting be adjourned. By voice vote, the motion passed unanimously.**

The meeting adjourned at 5:32pm.

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Robert L. Jones, Mayor

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Paul Overby, Council Member

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Summer Derrey, Council Member

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Denise Nichols, Council Member

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Herb Schmidt, Council Member

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Keith Larson, Council Member

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John Tierney, Council Member

ATTEST:

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Dale E. Novobielski, Clerk/Treasurer