

**City of Selah  
Council Minutes**

**June 22, 2004**

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

**A. Call to Order** Mayor Bob Jones called the meeting to order at 4:00 p.m.

**B. Roll Call**

Members Present: Brian Harris, Jerry Kobes, Keith Larson, Pete McNew; Allen Schmid, Herb Schmidt, Scott Smeback

Members Excused:

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Ricardo Gutierrez, Police Chief; Jerry Davis, Fire Chief; Joe Henne, Public Works Director; Jeff Hagler, Parks & Recreation Director; Dennis Davison, Community Planner; John Gawlik, Building and Code Enforcement Officer;

**C. Pledge of Allegiance**

Councilman Schmidt led the Pledge of Allegiance. Pastor Lowell Walker led the group in prayer.

**D. Agenda Changes**

**E. Public Appearances**

Linda Hargroves of Wenas Road, Selah, Washington made an appearance on behalf of her grandson regarding the skateboard park located at Carlon Park.

Ms. Hargroves indicated that her grandson was very upset that the park was going to be shut down, and she believed that there needed to be some sort of skateboard park for the skaters in Selah. Mayor Jones agreed with Ms. Hargroves and indicated that although the current park was going to be removed, with the help of the community and parents that another could be constructed and kept in better repair than the current one. Mayor Jones thanked Ms. Hargroves for her input.

Joseph Williams, 14 year old skateboarder from Wenas Road, indicated to the Council that regardless of where there were signs for no skateboarding, if the park was closed, that they would just skate anyway.

**F. Getting To Know Our Businesses**

**G. Communications**

1. Oral
2. Written
  - a. Letter from Ron Zirkle Regarding the Statute That Authorizes 3/10ths Percent Sales and Use Tax
  - b. Yakima County Lodging Charge
  - c. Letter from Department of Ecology Regarding WWTP Operation and Maintenance Manual

**H. Proclamations/Announcements**

**I. Consent Agenda**

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

- \* 1. Approval of Minutes: June 8, 2004

Mayor Jones read the Consent Agenda.

Councilman Schmidt and Councilman Kobes seconded to approve the Consent Agenda. By voice vote, the motion passed unanimously.

**J. Public Hearings**

**K. New Business**

1. 1. Construction of a new 12-Inch Water Line to Serve Yakama Juice

Joe Henne, Public Works Director, and Dennis Davison, Community Planner, both approached the podium to answer any questions regarding the proposed water line to serve Yakama Juice. Mr. Henne indicated where the water line would be located and that permits would need to be obtained from Burlington Northern Railroad. He further indicated that he did not know if new permits would be purchased or if the existing use permit would cover the new water line. Mr. Henne stated the costs of a use permit would be minimal if needed. Councilman Schmid moved, Councilman Schmidt seconded to approve the construction of a new 12-inch water line to serve Yakama Juice. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman Larson – yes; Councilman McNew – yes; Councilman Kobes – yes; Councilman Harris – yes. Approval was unanimous.

**L. Old Business**

**M. Resolutions**

1. Resolution Referring SEPA Appeal to the Hearing Examiner for Consideration Pursuant to Selah Municipal Code 1.60.080(B)

Councilman Schmid moved and Councilman Schmidt seconded to adopt the Resolution Referring SEPA Appeal to the Hearing Examiner for Consideration Pursuant to Selah Municipal Code 1.60.080(B). Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman Larson – yes; Councilman McNew – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion carried unanimously.

2. Resolution Adopting the Six-Year Transportation Improvement Program for the Years 2005 to 2010

Councilman Kobes moved and Councilman Larson seconded to adopt the Resolution Adopting the Six-Year Transportation Improvement Program for the Years 2005 to 2010. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman Larson – yes; Councilman McNew – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion carried unanimously.

3. Resolution Authorizing the Mayor To Sign an updated Local Agency Standard Consultant Agreement for the Southern Avenue Bicycle Path Project

Councilman Larson moved and Councilman Schmidt seconded to adopt the Resolution Authorizing the Mayor To Sign an updated Local Agency Standard Consultant Agreement for the Southern Avenue Bicycle Path Project. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman Larson – yes; Councilman McNew – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion carried unanimously.

4. Resolution Establishing the Regularly Scheduled Selah City Council Meeting Tuesday, July 13, 2004, as the Date and Time for a Public Hearing on the Matter of Adopting by Reference the 2003 Editions of the International Building Code, International Residential Code, International Energy Conservation Code, International Mechanical Code, International Existing Building Code, and International Fire Code, as They now Exist or May Hereafter Be Amended and Making All Changes Necessary to its Existing Municipal Code To Effectuate the Adoption of the Foregoing International Codes

The above-referenced Resolution was tabled and will be discussed at the Next City Council Meeting on Tuesday, July 13, 2004. Councilman Schmidt moved and Councilman Smeback seconded. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman Larson – yes; Councilman McNew – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion to table carried unanimously.

## **N. Ordinances**

1. Ordinance Adopting a new Selah Municipal Code Chapter 6.74; Skateboards, Roller Skates, Foot Scooters, Motorized Foot Scooters, and Motorized Scooters; Providing for Severability; and Establishing an Effective Date

The Ordinance adopting a new Selah Municipal Code Chapter 6.74 will be turned over to Public Safety for consideration. There will be further discussion on Tuesday, July 13 regarding this matter.

- \* 2. Ordinance Annexing Property Known as the Wharton Annexation, Incorporating the Same within the City Limits of the City of Selah, and Zoning that Property One-Family Residential (R-1)

Dennis Davison, Community Planner, spoke regarding incorporating the Wharton Annexation within the City Limits of Selah. Mr. Davison saw no obstacles to the Annexation.

Councilman Schmidt moved and Councilman Kobes seconded. Roll was taken. Councilman Smeback - yes; Councilman Schmid - yes; Councilman Schmidt - yes; Councilman McNew - yes; Councilman Larson - yes; Councilman Kobes - yes; Councilman Harris - yes. Motion carried unanimously.

3. Ordinance Amending Selah Municipal Code Chapter 5.01 by Adding new Sections 5.01.085 And 5.01.087 Defining "Pit Bull Dog" and "Pit Bull Terrier"; Amending Selah Municipal Code Chapter 5.07, "Dangerous Dogs" and Renaming That Chapter to "Dangerous Dogs and Pit Bull Dogs"; Providing for Severability; and Establishing an Effective Date.

The Ordinance Amending Selah Municipal Code Chapter 5.01 was tabled until the July 13, 2004, meeting.

4. Ordinance of The City Of Selah Repealing Ordinance No. 1481; Adopting By Reference The 2003 Editions Of The International Building Code, International Residential Code, International Energy Conservation Code, International Mechanical Code, International Existing Building Code, And International Fire Code As They Now Exist Or May Hereafter Be Amended And Making All Changes Necessary To Its Existing Municipal Code To Effectuate The Adoption Of The Foregoing International Codes.

The Ordinance of The City of Selah Repealing Ordinance No. 1481 was tabled until the July 13, 2004, meeting.

## **O. Communications**

1. Oral

## **P. Reports/Announcements**

1. Mayor
2. Council Members
3. Boards

4. Departmental

- a. Wastewater Treatment Monthly Report – May 2004
- b. Police Department Monthly Report – May 2004
- c. Fire Marshal Monthly Report – May 2004

**Q. Executive Session**

**R. Adjournment**

Council Member Schmid moved and Council Member Harris seconded that the meeting be adjourned. By voice vote, the motion passed unanimously. The meeting adjourned at 5:30 p.m.

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Robert L. Jones, Mayor

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Gerald Kobes, Council Member

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Keith Larson, Council Member

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Peter McNew, Council Member

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Allen Schmid, Council Member

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Herb Schmidt, Council Member

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Scott Smeback, Council Member

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Brian Harris, Council Member

ATTEST:

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Dale E. Novobielski, Clerk/Treasurer