

**City of Selah
Council Minutes
of
May 13, 2003**

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 4:00pm.

B. Roll Call

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

Members Excused: Ron Deatherage

Staff Present: Frank Sweet, City Supervisor; Joe Henne, Public Works Director; Dennis Davison, Community Planner; Rick Gutierrez, Police Chief; Jerry Davis, Fire Chief; John Gawlik, Code Enforcement/Building Inspection Officer

C. Pledge of Allegiance

Councilman Kobes led the Pledge of Allegiance.

D. Agenda Changes

Added to the Agenda were Item G – 2 c, Memo from Public Works Director Joe Henne to Mayor Jones & Council and Item M – 4 Resolution Authorizing the Mayor To Sign Change Order No. 1 for the Wastewater Treatment Plant Disinfection Improvements.

E. Public Appearances

F. Getting To Know Our Businesses

G. Communications

1. Oral

Tara Wilkey, 600 Gibson Road, Selah, addressed the Council to ask what she and her husband need to do to regain the Peddlers License they had last year to sell ice cream from a motorized vehicle.

Mayor Bob Jones explained that the City has banned all sidewalk vendors as a matter of public safety. He stated the City has difficulty controlling who comes here and what they sell, and so has chosen to eliminate the practice.

City Supervisor Frank Sweet stated he will provide the Wilkeys with a copy of Selah Code governing licensing. He advised them that they can appeal the City's decision to the City Council.

Administrative Assistant Julie Gray read an invitation to the Mayor and Council from Mary Miller, Army Reserve Ambassador for Washington asking them to attend a 737th Transportation Company of the U.S. Army Reserve presentation and driver training activities at the Yakima Training Center on Saturday, May 17, 2003 at 10:00am. She noted the Selah Community Days Parade will begin at that time. Mayor Jones asked that she send his regrets and those of the Council to Ms. Miller.

Councilman Peter McNew asked why there is an ice cream vendor in his neighborhood every evening if the City no longer allows such sales.

Jerry Wilkey addressed the Council as to why his license withdrawn. He questioned the City's concern about liability. He stressed that he and his wife have resided in the area for fourteen years, would like to be licensed here, and were licensed last year.

Councilman Schmid asked if non-profits and fund-raisers are affected. The City Supervisor stated those groups are specifically exempted in the Ordinance and that he will provide copies to both the Wilkeys and the Councilman.

2. Written

a. Letter from Jamie Carmody Re. River Ridge Golf Course

City Supervisor Frank Sweet stated he will prepare a written response, run it by legal counsel, and then bring it to the Council for their approval.

b. Letter to Richard Anderwald Re. Monson Fruit Co., Inc. Expansion

Frank Sweet stated the City has concerns about numbers and traffic counts that may be inaccurate.

Fire Chief Jerry Davis stated the City's fire hydrant is at property line, and anyone who builds within 1,000 feet of a municipal fire hydrant system is required by County Code to hook up to that system. That would disallow expansion of the pond and its use for Monson's hydrant and sprinkler system.

The City Supervisor stated that the odor of cattle is also a problem.

c. Memo from Public Works Director Joe Henne to Mayor Jones & Council

Public Works Director Joe Henne brought the Council up to date on the condition of Well #6. He reported the head shaft is worn as well as the bearings. He stated Picatti will come in next week and start to bail to determine future rehabilitation and clean-up of the well. He emphasized that Well #6 is a primary water source for the City.

H. Proclamations/Announcements

I. Consent Agenda

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

- * 1. Approval of Minutes: April 22, 2003
- * 2. Approval of Claims & Payroll – Claims check nos. 40820 - 40945 for a total of \$227,329.98 and Payroll checks nos. 51056 - 51148 for a total of \$125,352.53.

Mayor Jones read the Consent Agenda.

Councilman Larson moved and Councilman Schmidt seconded to adopt the Consent Agenda as printed. By voice vote, the motion carried unanimously.

J. Public Hearings

K. New Business

- 1. Contribute \$1,000 To Support Parent Trust for Washington Children

Councilman McNew asked to be excused.

City Supervisor Frank Sweet reminded the Council that they reviewed this request thoroughly at the previous Council Meeting.

Councilman Schmidt moved to accept the obligation of \$1,000 to support the Parent Trust for Washington Children. Councilman Smeback seconded. Roll was taken. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman Schmid – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

Councilman McNew rejoined the Council.

- 2. Set Date for Public Hearing on the Adoption of the Six-Year Transportation Improvement Program for the years 2004 to 2009

Public Works Director Joe Henne stated he would like the Council to hold a Public Hearing on May 27, 2003 to take testimony on the 2004 – 2009 Transportation Improvement Program.

Councilman Kobes moved and Councilman Schmidt seconded to set the date for a Public Hearing on the Adoption of the Six-Year Transportation Improvement Program for the years 2004 to 2009 for May 27, 2003. Roll was taken. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

L. Old Business

M. Resolutions

- * 1. Resolution Authorizing the Mayor To Sign an Amendment to the Contract for FY 2002 Growth Management Act Grant
- 2. Resolution Authorizing the Mayor To Sign an Offer To Purchase Lots at 106 and 108 South Second Street

City Supervisor Frank Sweet reported he advertised this as requested by Council, and the City received one bid on time which met the criteria. He further reported another bid was received after the deadline. He stated it is staff's recommendation to accept the bid from Garner Construction.

Councilman Smeback moved and Councilman Kobes seconded to approve the bid from Garner Construction and the Resolution Authorizing the Mayor To Sign an Offer To Purchase Lots at 106 and 108 South Second Street. Roll was taken. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

3. Resolution Authorizing the Mayor To Sign an Agreement between the City of Selah and Huibregtse, Louman and Associates for Development Planning Services

City Supervisor Frank Sweet presented the Development Committee's proposal to do a master plan for development in conjunction with Otis Harlan, the other primary property-owner in the area. He stated he anticipates completing the master plan by mid-July.

Councilman Allen Schmid suggested the resolution should include a maximum amount for City contribution.

Councilman Schmid moved and Councilman Schmidt seconded to amend the Resolution to include the following language "not to exceed \$19,511.45, \$9,120.00 of which will be paid for by landowner Otis Harlan and the remainder of which will be paid by the City of Selah." By voice vote, the amendment passed unanimously.

Councilman Pete McNew moved the Resolution as amended. Councilman Jerry Kobes seconded. Roll was taken. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

4. Resolution Authorizing the Mayor To Sign Change Order No. 1 for Wastewater Treatment Plant Disinfection Improvements

Joe Henne, Public Works Director, stated the initial discussion of the Treatment Plant Disinfection Improvements included the possibility of using an alternative ultra-violet system. He reviewed the changes recommended by the contractors, noting the cost for these changes will be \$9,870.15.

Mayor Jones asked if there is a completion date on the project. Mr. Henne stated the contractor has a specific number of days within which to complete the project, a timeline which now has been increased because of downtime. Mayor Jones noted this is a much more extensive program than he originally envisioned.

Councilman Schmidt moved and Councilman McNew seconded to approve the Resolution Authorizing the Mayor To Sign Change Order No. 1 for the Wastewater Treatment Plant Disinfection Improvements. Roll was taken. Councilman Smeback – yes; Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

N. Ordinances

O. Communications

1. Oral

P. Reports/Announcements

1. Mayor
2. Council Members
3. Boards
4. Departmental
 - b. Selah Municipal Court Report – April 2003
 - c. Planning Commission Minutes of January 7, 2003 – Approved
 - d. Planning Commission Minutes of April 1, 2003 - Approved

Code Enforcement Officer/Building Inspector John Gawlik reported Reserve Police Officers have received the first of two scooters. He invited the Council to join him behind City Hall after the Council Meeting to view it. He noted the other scooter is in and will be available for the Community Days parade on Saturday.

Community Planner Dennis Davison reported the Planning Commission has completed three public hearings on Draft Amendments to Selah Municipal Code and will send its recommendations to the City Council as a packet to either accept or modify. He stated he anticipates its adoption at the Planning Commission's first meeting in June and that the Council will see it at their second meeting in June unless they want to have public hearing on it outside the regular Council Meeting schedule.

Councilman McNew asked if members of the Planning Commission will be in attendance at that Council Meeting. The Community Planner responded affirmatively. Councilman Schmid stated he believes it important for the Planning Commission members to attend.

Public Works Director Joe Henne reported Public Works is getting ready for parade on Saturday. He noted people are showing up early to set up booths and the carnival. Mayor Jones complimented him on the appearance of the town.

Fire Chief Jerry Davis reported the Chamber of Commerce met this morning. He invited Council Members to the potato feed, noting money raised by the Chamber goes to DECA scholarships.

City Supervisor Frank Sweet reported he and Chief Gutierrez have discussed a "cops fast" grant. He stated the City has had those before, but he is unsure whether the City can come up with the half next year. They will take it to the Safety Committee for discussion.

Councilman Scott Smeback asked if police cameras are on board now. He requested a sample video. Chief Gutierrez stated he could get one from evidence. The City Supervisor suggested a Study Session on May 27th to review the video.

Councilman Keith Larson reported he walked through North Park recently and thinks it will be a very nice addition.

Councilman Herb Schmidt reported Kiwanis are participating in a cooperative program with police reserves on Saturday. He urged Council Members to test their throwing skill, 3 balls for \$1.00. He stated the money will be used to add to scooter program. The Councilman noted he's headed for Connecticut tomorrow to his son's MBA graduation.

Councilman Jerry Kobes urged all to bring friends and relatives to Community Days this weekend.

Police Chief Rick Gutierrez reported that May 11-17 Police Memorial Day week. He stated police officers will sport blue ribbons on antennas. He passed blue ribbons out to Council Members. He showed identification badges his department has recently adopted. He recommended for all City personnel should wear ID's. Councilman Kobes asked if they could be used for access. The Chief noted some cards can be fitted with magnetic strips, so they could be used for access. He stated it costs \$50.00 to set up a template; from then on we could email a picture and signature card when changes occur in personnel and that charge would be approximately \$7.00.

Mayor Bob Jones reported he has been attending lots of meetings. He stated Les Ornelas' Clean Air letter will be made available to Council. He stated the Mayors' "no confidence" vote reflects that cities' tight budgets cannot withstand added assessments. He stated Wednesday night he will be painting apples in the center of streets to complete what's left to be done in preparation for Community Days.

Q. Executive Session

(No Executive Session scheduled)

R. Adjournment

Council Member Kobes moved and Council Member Schmidt seconded that the meeting be adjourned. With voice vote, the motion passed unanimously. The meeting adjourned at 4:50pm.

Robert L. Jones, Mayor

(Excused)

Ronald Deatherage, Council Member

Keith Larson, Council Member

Gerald Kobes, Council Member

Peter McNew, Council Member

Allen Schmid, Council Member

Herb Schmidt, Council Member

Scott Smeback, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer