

**City of Selah  
Council Minutes  
of  
November 10, 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:

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Rick Gutierrez,  
Police Chief; Joe Henne, Director of Public Works; Dennis Davison,  
Community Planner; John Gawlik, Building and Code Enforcement  
Officer; Dale Novobielski, Clerk/Treasurer

**C. Pledge of Allegiance**

Mayor Jones led the Pledge of Allegiance.

**D. Agenda Changes**

**E. Public Appearances**

**F. Getting To Know Our Businesses**

**G. Communications**

1. Oral
2. Written
  - a. YVCOG Budget 2004

**H. Proclamations/Announcements**

**I. Consent Agenda**

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

- \* 1. Approval of Minutes: October 28, 2003
- \* 2. Approval of Claims & Payroll – Claims check nos. 41920 - 41995 for a total of

\$99,641.63, and Payroll checks nos. 52298 – 52384 for a total of \$121,330.30.

Mayor Jones read the Consent Agenda.

Councilman Schmid moved, and Councilman Smeback seconded to approve the Consent Agenda. By voice vote, the motion passed unanimously.

**J. Public Hearings**

1. Public Hearing on Revenue Sources for the 2004 Budget

Clerk/Treasurer Dale Novobielski addressed the Council reviewing the sources of revenue for the 2004 budget. He explained that the property tax levy for the current year is \$1,470,750. He noted state law allows the City to increase taxes by 1% without a vote of the people. He stated a 1% increase amounts to \$10,477.50 approximately \$7,000 of which would go to the General Fund. He recommended a 1% increase in property taxes.

Mayor Jones opened the public Hearing, calling first for speakers in favor of the increase and then for those opposed.

Seeing no one rise to speak either for or against, Mayor Jones closed the Public Hearing.

**K. New Business**

**L. Old Business**

**M. Resolutions**

1. Resolution Adopting the Yakima County Solid Waste Management Plan, Dated July 2003 with Deletions

City Supervisor Frank Sweet reminded the Council of the Study Session with Yakima County Solid Waste Manager in October and concerns expressed about the potential of importing solid waste from outside the County. He stated this Resolution would allow the Council to adopt everything in the agreement except the contested portions. He recommended approval.

Councilman Larson moved approval of the Resolution Adopting the Yakima County Solid Waste Management Plan, Dated July 2003 with Deletions. Councilman McNew seconded. Roll was called. Councilman Smeback – yes, Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

Mayor Jones explained to the audience that those deletions concerned the ability to import solid waste from areas outside the County. He noted the Council did not approve of that idea.

2. Resolution Authorizing the Mayor To Sign a Contract for Library Services Between the City of Selah and the Yakima Valley Regional Library for the Year 2004

City Supervisor Frank Sweet presented the one-year contract for services with YVRL to allow time to continue to explore avenues for the future of the Selah Library. He noted this represents great improvements in communications between the City and the Yakima Valley Regional Library.

Mayor Jones noted his appointment last year of Councilmen Allen Schmidt, Herb Schmidt and Jerry Kobes to serve as a subcommittee to have discussions with a subcommittee of the Yakima Valley Regional Library Board.

Councilman Schmid stated he concurred with Mr. Sweet that this is a positive step. He moved approval of the Resolution Authorizing the Mayor To Sign a Contract for Library Services Between the City of Selah and the Yakima Valley Regional Library for the Year 2004. Committee members Schmidt and Kobes seconded. Roll was called. Councilman Smeback – yes, Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

Councilman Kobes read the following statement:

Personally, on behalf of the designated council members to meet with the Yakima Valley Regional Library Board, and on behalf of the Selah City Council, I would like to thank the Director of the Yakima Valley Regional Library and representatives of the Board, for meeting with us regarding the contract between the Yakima Valley Regional Library and the City of Selah.

This dialogue and discussion had been terminated by the previous administration and we appreciate all of her efforts to reinstate it. It is through these positive discussions and dialogue that solutions are found. This requires a mutual respect by all negotiating members and an open mind to look at the issues and facts on both sides. We feel this was accomplished.

As you well know, it is not, and never will be, the intent the Council or the Library Board to curtail library service, but to provide the best possible service to the community for the dollars we have available. We look forward to working with the Yakima Valley Regional Library Board in the coming year as we determine the best long-term value in library service. This could take the form of an additional contract, Selah providing its own service, or annexation of the city into a regional library district. All options will be objectively considered.

I would also like to thank the citizens of Selah for their input and concerns regarding library service, and would encourage them to become involved with the Selah Library Board, as the Board provides their recommendation to the Council. It is through positive input and efforts that solutions are found, not through negative threats or repeating of untrue rumors or hype which have been construed and presented as fact. We all need to work together on this and we look forward to a better library for the community (not just City) of Selah.

Councilman Schmidt commended Councilman Kobes for his letter. He noted members of the committee strove to keep activities positive and want to continue in that atmosphere as they discuss ways to achieve the best possible library for Selah.

Richard Pingrey addressed the Council, proposing the timely promotion of annexation into the Yakima Valley Regional Library. He stated his group wishes to work positively with the Council.

Mayor Jones said the City Council cannot get involved in annexation, rather it's up to Mr. Pingrey's group to initiate the petition process to pursue annexation.

Yakima Valley Regional Library Director Monica Weyhe thanked City Supervisor Sweet and Councilmen Schmid, Kobes and Schmidt for their hard work on this issue. She said and her Board look forward to working together and that she is available to answer questions regarding annexation.

Norma Smith addressed the Council and expressed her thanks on behalf of citizens of Selah.

3. Resolution Approving the Hearing Examiner Recommendations Regarding the Thoralf and Barbara Gamlem Rezone to General Business and Authorizing the Mayor To Sign the Concomitant Agreement Related to the Rezone

City Planner Dennis Davison explained that Dr. and Mrs. Gamlem wish to sell their property at Goodlander and Wenas Road as he is retiring. He noted this property was rezoned to Planned Development in 1992, and now Dr. Gamlem would like to sell the property without its use being limited to a veterinary clinic. He reviewed the Planning Commission proposal of B-2 (General Business) zoning with limitations outlined in the concomitant agreement. In response to a question, he noted the recommendation does not include the corner clip right-of-way.

There ensued discussion of potential future needs for the right-of-way, the reason for the Planned Development designation, the size of the property in question, etc.

Councilman Schmid moved approval of the Resolution Approving the Hearing Examiner's Recommendations Regarding the Thoralf and Barbara Gamlem Rezone to General Business and Authorizing the Mayor To Sign the Concomitant Agreement Related to the Rezone. Councilman Smeback seconded. Roll was called. Councilman Smeback – yes, Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

#### **N. Ordinances**

1. Ordinance for a Budget Adjustment – Water Main Extension, Crestview Drive to McGonagle

Public Works Director Joe Henne noted the estimate in the Ordinance does not include the engineering expenses. He noted the \$145,000 figure has been revised to \$159,000.

Councilman Larson moved approval of the Ordinance for a Budget Adjustment – Water Main Extension, Crestview Drive to McGonagle as amended to total \$159,000. Councilman Schmidt seconded. Roll was called. Councilman Smeback – yes, Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

2. Ordinance Amending Ordinance No. 420 Zoning Map Amendment No. 2003-2 Rezone to General Business (B-2)

Community Planner Dennis Davison stated this purpose of this Ordinance is to implement the Gamlem rezone the Council previously approved.

Councilman Smeback moved approval of the Ordinance Amending Ordinance No. 420 Zoning Map Amendment No. 2003-2 Rezone to General Business (B-2). Councilman Larson seconded. Roll was called. Councilman Smeback – yes, Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously.

3. Ordinance To Establish the Amount of Taxes To Be Levied upon Real and Personal Property in the City of Selah, Yakima County, Washington, and Fixing the Tax Levy for the Year 2004

Clerk/Treasurer Dale Novobielski stated the regular levy is the one talked about in the Public Hearing, and if the City increases the levy by the 1% allowed without a vote of the people the requested the levy amount would be \$1,070,092. He further stated there were bonds issued in 1992 for the construction of Fire Station #1, and annually we have to levy \$33,985 to cover those bonds.

Councilman Schmid moved approval of the Ordinance To Establish the Amount of Taxes To Be Levied upon Real and Personal Property in the City of Selah, Yakima County, Washington, and Fixing the Tax Levy for the Year 2004. Councilman McNew seconded. Roll was called. Councilman Smeback – yes, Councilman Schmidt – yes; Councilman Schmid – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes. Motion carried unanimously

**O. Communications**

1. Oral

**P. Reports/Announcements**

1. Mayor
2. Council Members
3. Boards
4. Departmental
  - a. Planning Commission Minutes of October 7, 2003 – Approved
  - b. Selah Municipal Court Monthly Report – October 2003

Councilman Larson stated he is happy the library issue is resolved and thanked the Council sub-committee for their hard work.

Police Chief Rick Gutierrez reported he checked with the Department of Transportation regarding “jake brakes.” He stated the City needs to enact its own ordinance to address this specific issue. He said he and City Attorney Bob Noe will work on this issue.

Councilman Schmidt asked the Chief about progress on the radar the City will receive in payment for the surplussed police car. Chief Gutierrez stated it is his understanding that it is on its way.

Dennis Davison reported Dain Paulson has submitted documents to subdivide property (59 lots), and Roy Sample documents to implement the second phase of Heritage Hills (40 lots). He stated these items will soon be coming before the Hearing Examiner. He further reported that the Planning Commission adopted the final recommendations on the draft planning ordinance and will be putting together all of the information to forward to the Council. He suggested the Council may then want to schedule its own Public Hearings on those changes.

Mayor Jones reported the Little League fields are coming closer to completion every day, with asphalt to be done in ten days or so. He introduced Councilman-elect Brian Harris to those present, praising his successful write-in campaign. He also congratulated Judy Charkas Jones on her campaign.

**Q. Executive Session**

(No Executive Session Scheduled)

**R. Adjournment**

Council Member Kobes moved and Council Member McNew seconded that the meeting be adjourned. With voice vote, the motion passed unanimously. The meeting adjourned at 5:40pm.

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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

ATTEST:

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Dale E. Novobielski, Clerk/Treasurer