

MINUTES OF 12/11/08 CITY COUNCIL MEETING  
135 East Johnson Avenue, Chelan, Washington

**PRESENT:** Mayor Goedde; Councilmembers Cooney, Greenfield, Harper, Morehouse, Morse, Papé-Miller, Weldy; Administrator Reinbold; Attorney Galbraith; Clerk Liles; Finance Director Grant; Parks & Recreation Director Sablan; Public Works Director VanEpps; Planning/Community Development Director Gildroy.

Mayor Goedde called the meeting to order at 7:00 p.m.

CONSENT AGENDA

At Reinbold's request, the consent agenda was amended to add the approval of Payroll and Claims Warrants to be issued in the second half of December. Weldy moved to approve the amended consent agenda as follows:

1. Approve Payroll Warrants No. 30114 through 30189 totaling \$140,459.81 & Claims Warrants No. 71423 through 71492 totaling \$119,287.98;
2. Set 1/8/08 as the date for the Kunz Annexation petitioners meeting; and
3. Pre-approve the remaining Payroll Warrants and Claim Warrants to be issued in December 2008 subject to Councilman Weldy's review.

Seconded by Papé-Miller, motion passed unanimously.

VISITORS/PUBLIC INPUT

**CHAMBER OR COMMERCE FUNDING REQUEST:** Mike Steele, Director of the Lake Chelan Chamber of Commerce, asked the City to pay half the cost of a portable, indoor-outdoor, 20' x 40' synthetic ice skating rink costing \$12,168.00. Steele said the Chamber hopes to install the rink in the downtown area for Winter Fest 2009 and would then like to see it become part of the city park system. Steele answered Council's questions concerning the rink and its planned use. Sablan noted concerns that would need to be addressed before the City could consider accepting the rink as part of the park system. **Weldy moved to authorize the City to contribute \$4,056.00 towards the Lake Chelan Chamber of Commerce's purchase of a 20' x 40' synthetic ice skating rink costing \$12,168.00. Seconded by Papé-Miller, motion passed unanimously.**

**"THREE FINGERS" PROPERTY:** Bob Eier, 1076 East Johnson Avenue, asked if the City could tell him the status of the "Three Fingers" (Goodfellows fill) property. Mayor Goedde asked Reinbold to look into the matter and let Eier know his findings.

REGULAR AGENDA

**2009 TAX LEVY:** Grant reported that the County Assessor determined the need for additional language in the ordinance setting the City's 2009 tax levy. Specifically, the Assessor requested that the ordinance state the amount of increase over 2008 and the percentage of that increase. At Grant's recommendation, **Papé-Miller moved to adopt Ordinance No. 2008-1375 authorizing a general property tax levy for 2009 and amending tax levy Ordinance No. 2008-1373 to include the amount and percentage of increase over the previous year's levy. Seconded by Weldy, motion passed unanimously.**

**2009 CITY BUDGET:** Grant briefly outlined the process for reviewing and adjusting the 2009 Preliminary Budget submitted by Mayor Goedde, and she presented a summary of adjustments. At Grant's recommendation, **Morse moved to adopt Ordinance No. 2008-1376 adopting a final budget for the City of Chelan for the fiscal year commencing January 1, 2009, pursuant to RCW 35.A.33.075. Seconded by Morehouse, motion passed unanimously.**

**LAKESIDE TRAIL SECTION J:** Citing a conflict of interest in the Lakeside Trail Section J project, Morse recused himself and exited Council Chambers at 7:26 p.m.

Sablan recommended that Council accept the recommendations of consultants Steve Worthy of Worthy and Associates and Perry Shea of Shea, Carr & Jewell, Inc. for the location and design of Lakeside Trail Section J. Sablan described the process used by the consultants to disseminate information and gather public input concerning the Section J project. Councilmembers received copies of written comments submitted to the City in response to public meetings held by the consultants and information posted by staff on the City's website.

VanEpps described the long term planning effort resulting in adoption of the Lakeside Trail Plan and its inclusion in the City's Comprehensive Plan, and he reviewed past Council action related to the Section J project.

Steve Worthy presented a power point report and several handouts on the preferred conceptual design for Section J, answering Council questions as they were voiced.

VanEpps explained that Perry Shea couldn't be present, but had provided his written comments and recommendation for location of the trail, which were distributed to Council prior to this meeting. VanEpps then read Shea's comments and recommendation.

Weldy recommended delaying any decision until Shea could be present to present his findings and recommendations in person and answer Council questions.

There followed citizen testimony both in support of the consultants' recommendations and in opposition. Lengthy discussion ensued, mainly relating to the recommended location of the trail and concerns about its impact on adjacent property owners.

VanEpps and Gildroy spoke in favor of the consultants' recommended location along Lake and Terrace Streets, pointing out that it is consistent with the City of Chelan Comprehensive Plan and Lakeside Trail Plan and that any deviation from that route would require a lengthy public process to amend the Comprehensive Plan. They also maintained that locating Segment J along the highway as favored by some Lakeside residents would compromise the City's practice of using compliance with the Comprehensive Plan to compel private developers to construct trail segments as part of their lakefront developments.

Mayor Goedde noted the last-minute receipt and distribution of letters from James Urness, who served on the committee that wrote the Lake Chelan Valley Public Trails Comprehensive Plan adopted by the City in 1992; Richard Ulhorn, past President of the Lake Chelan Recreation Association; Jim Busey, Lake Chelan School District Superintendent; and Tim Larson, Real Estate Services Manager for Public Utility District No. 1 of Chelan County. The Mayor reported that Urness wrote in support of a trail along the lake, and he read Ulhorn's letter advocating trail construction consistent with the Lakeside Trail Plan. The Mayor also read Busey's letter supporting a community trail system. The Mayor noted that the PUD letter concerned the required permit and maintenance/operations agreement for use of PUD property along Water and Terrace Streets.

Weldy noted that in addition to being unable to question Shea, Council didn't have time to review all the information distributed just before and during this meeting. Weldy asked what impact there would be in delaying a decision. VanEpps responded, saying any impact would be minimal.

Harper moved to postpone any decision on the location and design of Lakeside Trail Section J for two weeks. Papé-Miller seconded. Following additional discussion, Harper withdrew his motion and Papé-Miller withdrew her second. **Harper moved to delay any decision on the location and design of Section J Lakeside Trail until consultant Perry Shea is present to answer Council questions. Seconded by Papé-Miller, motion passed unanimously.**

*At 9:08 p.m. Council meeting recessed for a short break while Morse was summoned. Morse returned to Council Chambers and the Council meeting reconvened at 9:16 p.m.*

HOUSING AUTHORITY FUNDING: Reinbold reminded Councilmembers that during budget deliberations they had considered a request from the Housing Authority of Chelan County and the City of Wenatchee for a contribution from the City's Housing Set-Aside Fund (a percentage of recording fees) in the amount of \$41,556.00 to help subsidize rent for very low income Chelan citizens. At that time, Council asked that a representative of the Housing Authority be asked to come before Council to further explain the need for these funds. Reinbold then introduced Marty Stierlen and Tori Riblett, employees of the Housing Authority.

Stierlen and Riblett explained that the cost of rental housing in Chelan has been steadily increasing so that federal funding has become inadequate to maintain the current program size. The requested funds would enhance the Section 8 Rental Assistance Program, making it possible for program participants to maintain their current program status for a longer period of time. With this help from the City, the Authority hopes to eventually reduce the number of participants through attrition rather than cutting services to current participants. Stierlen and Riblett provided additional information on the Authority's services and financial situation and answered related Council questions.

Reinbold reported that the Council Finance Committee was considering a suggestion from the City Finance Director on another way the City might assist the Housing Authority financially. At Weldy's suggestion, Stierlen and Riblett agreed to meet with the Council Finance Committee.

**Harper moved to table consideration of the Housing Authority's funding request until a recommendation is received from the Council Finance Committee. Seconded by Papé-Miller, motion passed unanimously.**

CAMPBELL'S LODGE ACCESS AGREEMENT: Reinbold reported as follows. The Finance Committee considered a request from Campbell's Lodge for renewal of the agreement that allows access to the resort's lower parking lot over City owned property. The Committee recommended a three year renewal agreement with a fee of \$1150 for 2009, \$1225 for 2010, and \$1300 for 2011. The Committee also recommended inclusion of a provision for renegotiating the agreement should update of the Shoreline Management Program require more restrictive terms.

Reinbold reported that he'd subsequently met with Art Campbell, who agreed with terms of the proposed agreement with two exceptions. Campbell requested a 3% increase each year instead of the 6% recommended by the Finance Committee. He also asked that the agreement specify that the terms would be renegotiated only in consideration of Shoreline Management requirements imposed by the State of Washington.

The Finance Committee then reconvened to consider Campbell's requests and recommended renewing the agreement for 2009 only with a fee of \$1,117.00.

**Morse moved to approve the Campbell's Lodge Access Agreement for 2009 at \$1,117.00 as recommended by the Finance Committee and to authorize Mayor Goedde to sign the agreement as presented. Seconded by Greenfield, motion passed unanimously.**

WENATCHEE VALLEY HUMANE SOCIETY AGREEMENT: Reinbold reported as follows. The Wenatchee Valley Humane Society (WVHS) had submitted a proposed Animal Control Services Agreement with the City for the years 2009 through 2011 at the same terms as the 2008 agreement except for the compensation fee. WVHS proposed a fee of \$40,644 for 2009, which is \$4,515 less than the 2008 rate, and an increase for 2010 and 2011 based on the December CPI-U for Pacific Cities and U.S. City Average for All Items indexes for all urban consumers. At the time the agenda bill was prepared for presentation of this proposed agreement, staff recommended its approval.

However, an email was received earlier in this day advising that WVHS has received requests from both Chelan and Douglas Counties for reduced levels of service with a corresponding decrease in compensation. WVHS will therefore have to operate with one less animal control officer, making it necessary to cut back on the patrol hours offered to City of Chelan. WVHS is now proposing to provide 64 patrol hours per month rather than the 82 hours provided in 2008 and initially proposed for 2009. With the decrease in service, WVHS is offering a reduction in their requested fee, asking \$32,500.00 rather than the \$40,644 they initially proposed for 2009.

Following brief discussion, **Council consensus was to table consideration of a renewal agreement with the Wenatchee Valley Humane Society for animal control services until a representative of the Humane Society can be present to answer Council questions about the proposed level of service.**

RECOGNITION OF WELDY'S SERVICE: Councilmember Weldy was recognized by Mayor Goedde, City Council and staff for his service to the community.

COUNCILMEMBER APPOINTMENT: Council was asked to appoint one of four candidates for Council Position No. 1 to replace Dave Weldy, whose mid-term resignation will be effective 12/31/08. **Greenfield moved to appoint George Lingard to City Council Position No. 1 effective 1/1/09. Seconded by Weldy, motion passed unanimously.**

*At 9:47 p.m. Council meeting was recessed to allow the Mayor and Councilmembers to participate in the regular meeting of the Lake Chelan Airport Board. Council meeting reconvened at 9:48 p.m. following adjournment of the Airport Board meeting.*

#### COUNCIL REPORTS/COMMENTS

COUNCIL RETREAT: Morehouse said he is looking forward to Council's meeting in a mini-retreat session no later than February 2009.

#### LAKESIDE TRAIL SECTION J:

Morehouse: Maintaining existing park and recreation facilities would be a better use of funds than constructing the proposed Section J Trail and mini-park.

Cooney: He has an open mind concerning Lakeside Trail Section J and is not biased by his friendship with adjacent property owners. His motivation is concern for Chelan's citizens and their livelihoods. He wants to be sure that public input is always sought and used in the proper way. After holding their two public meetings, he doesn't see how the consultants can say that the Lake and Terrace Streets route is the preferred option. Cooney urged Councilmembers to "do their homework" and come to informed decisions.

Greenfield: Before living in Chelan she lived in Seattle across from Green Lake, a location she'd chosen because of its proximity to an urban trail. She would like to see the Lakeside neighborhood take a more positive view of the proposed Section J Trail. She questioned the assertion that the most logical place for Section J is along the highway. She's glad there will be time to consider all the information before voting on the trail's location and design.

Papé-Miller reported that staff presented information on the proposed Section J micro-part to the Public Utility District and the PUD seemed willing to support it.

PUBLIC WORKS COMMITTEE: Harper presented the Public Works Committee report (also submitted in written form).

ECONOMIC STIMULUS PROGRAM: Papé-Miller reported that in anticipation of the planned federal economic stimulus program, small cities in Chelan and Douglas Counties are asked to identify projects to add to a list that the Wenatchee Valley Transportation Council (WVTC) will submit to the State. A prioritized list of ready-to-go projects is requested by 12/29/08. WVTC has scheduled a meeting at 11:00 a.m. on 12/12 to provide information, answer questions, discuss possible projects and help ensure that a list can be finalized by the deadline. She asked VanEpps to attend that meeting.

VanEpps reported that he'd been advised by Jeff Wilkens, WVTC Executive Director, that a teleconference for that purpose had been scheduled instead of the meeting initially planned.

Papé-Miller further reported that lists are being compiled to add to the U.S. Conference of Mayors' list of over 11,000 "Mainstreet Recovery" infrastructure projects that are ready to begin in cities across the country once Congress makes economic stimulus funds available.

There followed discussion concerning what projects might meet the criteria for project funding. Papé-Miller urged staff to compile a "wish list".

CLIMATE CHANGE/GROWTH MANAGEMENT ACT: Papé-Miller reported that a merger of climate change policy and the Growth Management Act is being considered, and is opposed by Senator Parlette, who views it as an unfunded mandate.

AAU: Papé-Miller complained that the City Park & Recreation Department approved AAU's request to schedule games between Chelan 4<sup>th</sup> and 5<sup>th</sup> graders and Entiat 6<sup>th</sup> graders, thus giving Entiat an unfair advantage over Chelan.

ECONOMIC DEVELOPMENT DISTRICT: Papé-Miller reported that she was elected EDD Vice President.

COMMITTEE REPORTS: Mayor Goedde noted that Morehouse had prepared a written report on the 12/1 Solid Waste Advisory Committee meeting, setting an excellent precedent that was followed by the Finance and Public Works Committees. The Mayor asked that such reports be submitted to the City Clerk for distribution to elected officials and other interested parties.

INFRASTRUCTURE PROJECTS: Mayor Goedde briefly discussed suggestions that have been made over the years for improving the Woodin Avenue bridge.

2009 PRIORITIES: Mayor Goedde said that his priority for 2009 is addressing downtown parking problems.

SNOWPLOWING: Mayor Goedde reported that despite the City's concerns, Department of Transportation will proceed with its plan to begin plowing snow to the side of the road rather than to the middle as has been past practice. He has advised citizens to complain to DOT rather than City staff.

*At 10:15 p.m. meeting adjourned to a fifteen minute executive session to consider a personnel matter. Regular meeting reconvened at 10:30 p.m. following adjournment of the executive session.*

**EMPLOYEE BENEFITS: Morehouse moved to allocate funds in December for AFSCME Union employees' January medical premiums in accordance with the City/Union collective bargaining agreement. Seconded by Papé-Miller, motion passed unanimously.**

There being no further business, meeting adjourned at 10:31 p.m.

Prepared by:

Linda Allison-Liles  
City Clerk

Attested to:

Robert R. Goedde  
Mayor

Date approved by Council:

January 8, 2009