

MINUTES OF 2/28/08 CITY COUNCIL MEETING
135 East Johnson Avenue, Chelan, Washington

PRESENT: Mayor Goedde; Councilmembers Cooney, Harper, Miller, Morse and Weldy; Administrator Fonfara, Attorney Galbraith; Clerk Liles; Parks & Recreation Director Sablan; Planning & Community Development Director Gildroy; Public Works Director VanEpps.
EXCUSED ABSENCES: Councilmembers Greenfield and Morehouse.

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

CONSENT AGENDA

Morse reported that Councilmembers Greenfield and Morehouse were unable to attend this meeting and each had requested an excused absence. Morse then moved to approve the consent agenda as amended to reflect those requests:

1. Approve Payroll Warrants No. 28125 through 28190 totaling \$106,412.28 and Claims Warrants No. 69624 through 69725 totaling \$368,485.34;
2. Approve the Minutes of the 2/14/08 special and regular City Council meetings;
3. Authorize Mayor Goedde to sign the Funding Agreement between the City of Chelan and Lake Chelan Senior Housing in an amount of \$4,000 to help fund the Heritage Heights at Lake Chelan Garden of Remembrance landscaping project; and
4. Excuse Councilmember Greenfield's absence from the 2/28/08 City Council meeting and Councilmember Morehouse's absence from the 2/28/08 City Council meeting.

Seconded by Papé-Miller, motion passed unanimously.

REGULAR AGENDA

LAKE CHELAN ARTS COUNCIL: Sablan introduced Lake Chelan Arts Council representatives Barb Koenig and Les Cooper, who provided information on the Arts Council and its planned "Outdoor Gallery." Koenig and Cooper reported that the Arts Council's first major project is the purchase of "Flower Dancing in the Wind," a bronze sculpture currently on loan to the Arts Council and on display in the courtyard of St. Andrews Episcopal Church. Koenig and Cooper reported that the Arts Council has launched a community wide fund raising effort to raise the \$16,000 needed to buy the sculpture. Council comments and questions followed.

Fonfara reported that the Arts Council has asked the City to contribute \$3,000 towards the purchase of "Flowers Dancing in the Wind." Fonfara advised that if Council approves the request, it should do so contingent upon the execution of a formal City/Arts Council public arts display agreement.

Miller moved to direct the City Administrator to prepare a funding agreement between the City of Chelan and the Lake Chelan Arts Council to support the purchase of the “Flower Dancing in the Wind” bronze sculpture. Seconded by Cooney, motion passed unanimously.

BUDGET AMENDMENT: Sablan asked Council to amend the Parks & Recreation budget to fund improvements to the golf course food concession area. Sablan reported that both the Parks & Recreation Advisory Committee and the Council Finance Committee have reviewed the proposed amendment and recommend its approval. Sablan then answered Council questions concerning the proposed improvements.

Cooney moved to authorize a Parks & Recreation Department budget amendment in the amount of \$9,830 to fund improvements to the golf course food concession area. Seconded by Morse, motion passed unanimously.

2008 GOLF COURSE FOOD CONCESSION CONTRACT: At the request of the City Administrator, this item was removed from the agenda.

2008 COMPREHENSIVE PLAN AMENDMENTS: Gildroy presented the 2008 GMA Comprehensive Plan and Development Regulation Amendment Package and outlined the amendment process. At Gildroy’s request, **Morse moved to ask the Planning Commission to provide its recommendations on the 2008 Comprehensive Plan and Development Regulation Amendment Package. Seconded by Papé-Miller, motion passed unanimously.**

LORDS ACRES SUB-AREA PLAN: Council was provided the first draft of the Lord Acres Sub-Area Plan, and Gildroy reported on the planning effort to date. Gildroy related concerns that prior to adoption of the Sub-Area Plan, some property owners may file permit applications for projects that would effectively negate the impact of the Plan. Gildroy therefore proposed immediate adoption of interim zoning controls prohibiting the acceptance of applications for certain types of development within the Lord Acres area until the Lord Acres Sub-area Plan is adopted. As set forth in his 2/25/08 written report, Gildroy cited legal authority for imposing the recommended zoning controls and the requirements for extending the interim controls beyond sixty days. Gildroy then answered Council questions.

At Gildroy’s recommendation, **Harper moved to enact an interim zoning control pursuant to RCW 35A.63.220 as follows:**

- 1. An interim zoning control is adopted.**
 - a. The scope of the interim zoning control shall be to prevent the acceptance and processing of all project permit applications for development of land within the area known as Lord Acres.**
 - b. The interim zoning control shall be effective immediately and shall continue to April 28, 2008.**
 - c. The interim zoning control may be extended for a period authorized by RCW 35A.63.220.**
 - d. The interim zoning control shall not apply to:**
 - i. Type I, IIA and IIB project permit applications filed after February 28, 2008; and**

ii. **The processing of complete project permit applications filed prior to February 29, 2008.**

2. **A public hearing shall be held on Thursday, April 24, 2008 at 7:00 pm at the City Council Chambers to consider the extension of the interim zoning control. Notice of the public hearing shall be provided according to the requirements of a Type III project permit application for the Lords Acres area.**
3. **If any term or provision in this motion shall be held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not affect the validity or enforceability of any other term or provision of this motion.**

Seconded by Cooney, motion passed unanimously.

PLANNING & COMMUNITY DEVELOPMENT: Gildroy provided a report on the Planning & Building Department 2008 strategic issues and work plans.

PARKS & RECREATION: Sablan provided a report on the Parks & Recreation Department 2008 strategic issues and work plans.

PLAN REVIEW SERVICES: Gildroy proposed contracting with SAFEbuilt, Inc. for plan review services until the vacant Building Official position is filled. **Harper moved to authorize Mayor Goedde to sign the Plan Review Services Agreement with SAFEbuilt, Inc., as presented. Seconded by Morse, motion passed unanimously.**

SHORELINE MASTER PLAN UPDATE: Gildroy provided information on the City's Shoreline Master Program. Mike Kaputa, Chelan County Natural Resources Director, presented a proposed interlocal agreement for collectively updating the Shoreline Master Programs of the County and the Cities of Chelan, Cashmere, Entiat and Leavenworth using grant funding from the Department of Ecology. Following discussion, **Morse moved to authorize Mayor Goedde to sign the Interlocal Cooperative Agreement between Chelan County and the Cities of Chelan, Entiat, Leavenworth and Cashmere for the Shoreline Master Program update, as presented. Seconded by Papé-Miller, motion passed unanimously.**

WATER RIGHTS TRANSFERS: VanEpps introduced a proposed ordinance to amend that section of the Municipal Code requiring new development within the city limits to relinquish to the City water rights equal to their post development domestic needs or to make a financial contribution equal to the fair market value of the water rights sufficient for their needs. VanEpps explained that the amendment would allow the City to apply the water rights transfer conditions to development outside the city limits within the urban growth boundary.

Attorney Mark Peterson, representing the Tuscan Village developers, reported his clients' concerns regarding the proposed ordinance and asked that its consideration be delayed to provide him the opportunity to meet and discuss it with City staff and Peter Fraley, the attorney who drafted the ordinance for the City.

Following discussion, **Morse moved to table consideration of the proposed ordinance to amend CMC 13.40 – Water Rights Transfer until March 27, 2008 or a later date. Seconded by Weldy, motion passed unanimously.**

At 8:59 p.m. meeting adjourned to allow the Mayor and City Councilmembers to participate in the regular meeting of the Lake Chelan Airport Board. Council meeting reconvened at 9:00 p.m. following adjournment of the Airport Board meeting.

TENTATIVE AGENDA – 3/13/08 COUNCIL MEETING: Fonfara reviewed the tentative agenda for the next Council meeting.

COUNCIL REPORTS/COMMENTS

SHORELINE MASTER PROGRAM: Papé-Miller reported attending the most recent meeting on the Shoreline Master Program and said that she believes that is the single most important issue that Council can participate in.

PUBLIC WORKS COMMITTEE: Weldy reported attending the most recent Public Works Committee meeting. He said that the Committee discussed a state of the art refuse system that the Public Works Department will soon implement. He recommended that media representatives view the new equipment at the Public Works shop and introduce the system to the public before it is implemented.

Harper reported that the Public Works Committee meeting also included discussion on the City's recycling program and "what it will take to move it to the next level." Fonfara noted that staff will be presenting a report on the recycling program to Council on 3/27/08.

Harper reported that Public Works is experiencing a problem at the site set aside for citizens to dispose of brush from their yards, i.e., private contractors are dumping brush there.

GOLF COURSE FOOD CONCESSION: Cooney expressed concern regarding the condition of the golf course food concession facility and proposed assigning the City's Code Enforcement Officer or another person to do spot checks on city facilities. Sablan responded, saying he is proposing that staff be accountable for the golf food concession area. Morse suggested encouraging employees to look for deficiencies and suggest solutions by offering prizes and naming an "Employee of the Month."

TRAFFIC ENHANCEMENT PLAN: Morse said he recently attended a Manson Growers meeting that included discussion on the City of Chelan's Traffic Enhancement Plan. Morse distributed written comments from Doug England, who expressed the groups' opposition to the Plan. Morse suggested a call to England to discuss his concerns. Fonfara responded, saying City representatives have already had several in depth discussions with England on this topic.

ARBOR DAY: Mayor Goedde said that he would like to see a citywide celebration of Arbor Day. Sablan reported that he will be attending meetings relating to the observance of Arbor Day.

CITY ADMINISTRATOR RECRUITMENT: Mayor Goedde noted that information on the

recruitment of a new City Administrator had been distributed to Councilmembers.

TRANSPORTATION IMPROVEMENT FUNDING: Mayor Goedde reported that a \$20 car tab to address traffic congestion in Chelan and Douglas counties is being considered. The Mayor said that most of the funds would be spent on eliminating congestion in Wenatchee and East Wenatchee, but the support of 60% of the cities and 75% of the population is needed to qualify. Discussion on the need for improvements and possible funding sources followed.

There being no further business, meeting adjourned at 9:20 p.m.

Prepared by:
Linda Allison-Liles
City Clerk

Attest:
Robert R. Goedde
Mayor

Date Approved by Council:
March 13, 2008