

MINUTES OF 6/26/08 CITY COUNCIL MEETING
135 East Johnson Avenue, Chelan, Washington

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

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

CONSENT AGENDA

Greenfield moved to approve the consent agenda as follows:

1. Approve Payroll Warrants Nos. 28854 through 28972 totaling \$152,619.88 and Claims Warrants Nos. 70368 through 70478 totaling \$707,164.77;
2. Approve Minutes of the 6/12/08 regular City Council meeting as presented;
3. Adopt Ordinance No. 2008-1363 amending section 17.10.020(F) of the Chelan Municipal Code regarding additional individuals in home occupations conducted by individuals with a physical disability; and
4. Approve extending Dave Fonfara's employment as City Administrator through 9/30/08 and Authorize Mayor Goedde to sign the Second Extension Agreement with Fonfara as presented.

Seconded by Weldy, motion passed unanimously.

PUBLIC INPUT

RECYCLING: Peter Rodionoff, 107 Junior Place Court, complained that people are dumping non-recyclables at the City's recycling drop site in the Safeway parking lot. Rodionoff recommended that the City post a big sign saying "ABUSE OF THIS FACILITY WILL MAKE IT GO AWAY."

REGULAR AGENDA

NON-CONFORMING CHURCHES: Mayor Goedde opened a public hearing to consider the Planning Commission's recommendation to amend section 17.68.010 of the Chelan Municipal Code as it relates to churches.

Gildroy presented the staff report, explaining that non-conforming land uses that existed when the zoning code was adopted were allowed to continue. However, if the nonconforming use ceases for a period of six months, further non-conforming use requires a conditional use permit. The Planning Commission is recommending that the six month period be extended to eighteen months for churches to allow them more time to find a new church tenant without having to obtain a conditional use permit. Gildroy then answered Council questions and heard Council comments.

There being no public comment, the Mayor closed the public hearing and called for a motion. **Morehouse moved to adopt Ordinance No. 2008-1364 amending section 17.68.010 of the Chelan Municipal Code regarding churches as nonconforming uses. Seconded by Papé-Miller, motion passed unanimously.**

SIX YEAR TRANSPORTATION IMPROVEMENT Plan: Mayor Goedde opened a public hearing to consider the 2009-2014 Transportation Improvement Plan.

VanEpps presented the staff report, explaining that submittal of the Six Year Transportation Improvement Plan qualifies the City for state and federal funding for transportation projects. Each year the Six Year Transportation Improvement Program is revised and extended for the ensuing six calendar years and is filed with the Secretary of Transportation and the Transportation Improvement Board of the State of Washington. VanEpps briefly reviewed the Plan and then answered Council questions/heard Council comments.

There being no public comment, the Mayor closed the public hearing and called for a motion. **Papé-Miller moved to adopt Resolution No. 2008-1185 adopting the Six Year Transportation Improvement Plan for 2009-2014 and directing the same to be filed with the State Secretary of Transportation and the Transportation Improvement Board. Seconded by Weldy, motion passed unanimously.**

RECYCLING REPORT: Mayor Goedde reported that Chelan County Solid Waste Director Brenda Harn, who was scheduled to provide a report on recycling, could not be present. The Mayor said the report would be rescheduled.

LAKE CHELAN ARTS COUNCIL: Sablan presented a proposed Memorandum of Agreement defining the terms and conditions of the collaborative effort of the City and the Lake Chelan Arts Council relating to the Arts Council's Outdoor Gallery. There being no Council questions or discussion, **Weldy moved to authorize Mayor Goedde to sign the Memorandum of Agreement between City of Chelan and the Lake Chelan Arts Council relating to the Outdoor Gallery as presented. Seconded by Papé-Miller, motion passed unanimously.**

LAKE CHELAN COMMUNITY LAND TRUST FUNDING: Fonfara presented a request from the Lake Chelan Community Land Trust (LCCLT) requesting \$2,400 to cover half the cost of preparing a market analysis for affordable housing. Fonfara explained that the analysis is a required part of the application LCCLT intends to submit to Washington State Department of Community, Trade & Economic Development for a grant to fund an affordable housing project in the Lake Chelan Valley. Fonfara noted that the analysis will be available to the City for use in conjunction with its housing study. LCCLT Board President Paul Palumbo and Board Secretary Sue Garrod provided additional information about LCCLT and the project.

Greenfield moved to approve Lake Chelan Community Land Trust's request for \$2,400 to help fund an analysis of affordable housing needs in the Lake Chelan Valley and to authorize Mayor Goedde to sign the City/Community Land Trust Funding Agreement as presented. Seconded by Papé-Miller, motion passed unanimously.

AQUATICS/COMMUNITY CENTER: In response to Council's 5/8/08 directive that staff determine and report back on the scope and cost of a proposed feasibility study to determine the best location for an aquatic/community center, Sablan presented a draft Request for Consultant Services and estimated the cost of the study at \$35,000 to \$40,000.

There followed lengthy discussion concerning options for funding the proposed study. Papé-Miller said she wasn't willing to spend city money on the study when there are grants available specifically for that purpose. Cooney favored moving ahead with the study at City expense. Morse advocated using city funds budgeted for Don Morse Park beach restoration to pay for the study. Weldy and Harper opposed spending

money on a study to determine where to build a center until it is determined that citizens are willing to pay for constructing and maintaining it. Mayor Goedde said that since the facility is meant to be a regional center, a recreation district should be formed so the entire valley can share the expense, including the cost of the study. The Mayor also said that Chelan County Commissioner Hawkins has expressed an interest in the project, so proponents should request County assistance.

Bob Eier, 1056 East Johnson Avenue, spoke against spending the money to hire a professional consultant, saying the center's location could be determined by City staff and citizens. Eier also voiced opposition to any consideration of siting the center in Don Morse Park.

Lynn Nelson and Scott McKellar, representing the Lake Chelan Aquatics & Community Center Committee, spoke in support of the proposed study, explaining that it will be the center's location that determines its cost and parameters, so without that information, it isn't possible to apply for grants or ask the public to support the project.

Following further discussion, **Morse moved to match each dollar, up to a total of \$20,000, raised by the Lake Chelan Aquatics & Community Center Committee for the purpose of funding a study to determine the appropriate location for a regional aquatics and community center and to authorize the Parks & Recreation Director and other City of Chelan employees as designated by the Parks & Recreation Director to work with the Lake Chelan Aquatics and Community Center Committee. Seconded by Cooney, motion passed unanimously.**

YMCA SWIMMING LESSONS: At the request of Sablan, this item was removed from the agenda.

SERVICE CLUB SIGN IMPROVEMENTS: Fonfara reported receiving a request for the City's help in paying part of the cost of service club welcome signs to be installed at key entry points to the city. Mike Steele, Director of the Lake Chelan Chamber of Commerce, explained: Dan Smith, representing the local Veterans of Foreign War (VFW), approached him to discuss forming a partnership of several entities to pay for the signs. Steele and Smith then met with Fonfara and Mayor Goedde to see if the City would be interested in participating. Steele said more information would be forthcoming.

HANDICAPPED PARKING ON CHELAN AVENUE: In response to a business owner's request, VanEpps recommended designating one parking space on Chelan Avenue midway between Emerson Street and Columbia Street as a handicapped parking space. There being no discussion, **Harper moved to adopt Ordinance No. 2008-1365 amending Chapter 10.36.070 of the Chelan Municipal Code to add a handicapped parking space on Chelan Avenue. Seconded by Morehouse, motion passed unanimously.**

TNT FIREWORKS PERMIT APPLICATION: Galbraith briefly summarized the information he communicated in his 6/20/08 memo to Council concerning the City's handling of an application for the retail sale of fireworks submitted by TNT Fireworks on behalf of an individual named Marty Nottingham (memo on file). Galbraith asked Council to approve staff's determination that the application either violates or does not comply with the City's fireworks code, CMC 8.10.

After questioning Galbraith concerning the application's deficiencies, Councilor Morse said it appeared they were minor, technical in nature and could easily be corrected to achieve compliance with code.

Troy Nottingham, Marty Nottingham's son, spoke in support of issuing the requested permit, and he distributed a memo (undated) from his father asking Council to allow him to sell "state legal, safe and sane fireworks" in the City of Chelan (memo on file).

Dennis Ashmore, Chief of Chelan County Fire District #7, reported that he received and reviewed TNT's application, found that it did not comply with city code, advised TNT of that fact, and passed the application along to the City. Ashmore went on to say that fireworks are dangerous and he is trying to get the County Commissioners to impose a permanent countywide ban on their sale and use.

Following additional discussion, **Harper moved to approve the determinations of the City's staff in the processing of the application of TNT Fireworks for a retail sales permit for Marty Nottingham that such application either violated or did not comply with the City's fireworks code, CMC 8.10. Seconded by Weldy, motion passed 6-1 with Harper, Weldy, Cooney, Greenfield, Morehouse and Papé-Miller voting aye and Morse voting nay.**

FIREWORKS REGULATIONS: Galbraith asked Council to consider information and advice communicated in his 6/20/08 memo on the subject "Current State of Fireworks Regulation in the City of Chelan/solicitation of policy revision" (memo on file). Mayor Goedde suggested that fireworks regulations be a topic of discussion at the 2008 Council Retreat.

SPECIAL CITY COUNCIL/HOSPITAL BOARD JOINT MEETING: At Fonfara's suggestion, **Morse moved to schedule a special joint City Council/Lake Chelan Community Hospital Board of Commissioners meeting on Thursday, July 31, 2008, at 7:00 p.m. at the Lake Chelan Community Hospital Board Room at 503 East Highland Avenue in Chelan. Seconded by Greenfield, motion passed unanimously.**

REQUEST FOR CITY RECOGNITION OF DR. KREMER: Dr. Charles Waszkewitz reported that Dr. John Kremer is leaving Chelan after dedicating twenty-four years to the community's health and welfare. Waszkewitz asked city officials to join others in recognizing Dr. John Kremer at an event planned for noon on 7/9/08.

At 8:50 p.m. Council meeting adjourned to allow the Mayor and Councilmembers to participate in the regular meeting of the Lake Chelan Airport Board. Council meeting reconvened at 8:51 p.m. following adjournment of the Airport Board meeting.

COUNCIL REPORTS/COMMENTS

SENIOR CITIZEN UTILITY FEE DISCOUNT: Cooney passed along a citizen's request that the City revisit its discounted rate for senior citizen utility services.

LAKESIDE TRAIL SECTION B: At Greenfield's request, VanEpps provided a status report on the Section B Lakeside Trail Project. The first phase of the project has been completed. Work will resume after Labor Day when light standards will be installed. The Public Utility District will then remove the old utility poles and new sidewalks will be installed where the poles are currently located.

VanEpps noted that the Department of Transportation recently implemented a planned revision of turn lanes on SR150 between Columbia Street and Gibson Avenue. VanEpps explained that DOT's study showed a lot more people turning right off that stretch of highway than left, so they switched the turn lanes to the right and routed through traffic to the left lanes. VanEpps said the change is well signed so visitors are having no trouble. However, some local people have been confused by the lane switch and a few accidents have resulted. There followed discussion concerning the lane change. VanEpps said he'd ask DOT to continue monitoring traffic flow.

ASSOCIATION OF WASHINGTON CITIES: Papé-Miller reported attending the 75th Annual AWC Conference in Yakima the previous week. She said she will share information from the conference with the Council Sustainability Committee.

Harper said he also was at the AWC Conference and it was well worth attending.

Mayor Goedde reported that he has been named to the AWC Board of Directors and will be representing thirty-eight Eastern Washington cities.

Fonfara reported that the Mayor and four City Councilmembers attended the 2008 AWC Conference and all were engaged and active conference participants demonstrating outstanding leadership.

LOWER LAKE CHELAN BASIN PLANNING: Papé-Miller reported that the County is disseminating information on the public participation process for the Lower Lake Chelan Basin planning effort.

GARBAGE COLLECTION: Morse reported that he is managing to get his garbage can out to the curb as required by the new collection system, but he won't be able to do it when there is snow and ice. Morse urged staff to identify handicapped customers now so a plan to meet their needs can be implemented before winter weather arrives.

Papé-Miller said she'd like to add garbage collection to the agenda of the planned public forum to discuss parking issues.

FIREWORKS: Morse said he supports a ban on fireworks, but did want the Nottinghams to feel they were heard.

RECYCLING: Morehouse recommended setting a \$1,000 fine for dumping non-recyclables at recycling drop-off sites.

Harper recommended installing a security camera at the Safeway recycling drop-off site.

PARKING: Morehouse suggested replacing the two hour parking limit downtown with a color coded mix of one hour, two hour, and six hour parking slots.

Morehouse reported that downtown merchants couldn't agree on whether or not to ask the City to remove the existing posts for parking signs in the downtown core and to instead mount the signs on the downtown area's decorative light poles, so they tabled the question.

There being no further business, meeting adjourned at 9:15 p.m.

Prepared by:

Attested to:

Approved by Council:

Linda Allison-Liles

Robert R. Goedde

July 10, 2008

