

MINUTES OF 8/14/08 CITY COUNCIL MEETING  
135 East Johnson Avenue, Chelan, Washington

**PRESENT:** Mayor Goedde; Councilmembers Cooney, Greenfield, Harper, Morehouse, Morse, Papé-Miller and Weldy; Administrator Fonfara; Attorneys Galbraith and Sparks; Clerk Liles; Finance Director Grant; Public Works Director Van Epps.

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

CONSENT AGENDA

Harper moved to approve the consent agenda as follows:

1. Approve Payroll Warrants No. 29228 – 29355 totaling \$193,813.43 and Claims Warrants No. 70690 – 70799 totaling \$180,025.88;
2. Approve Minutes of the 7/24/08 Regular City Council Meeting, as presented; and
3. Approve Minutes of the 7/31/08 Special City Council Meeting, as presented.

Seconded by Morehouse, motion passed unanimously.

VISITORS

PUBLIC SERVICE RECOGNITION: Mayor Goedde presented Dave Harkey with a plaque in recognition of his of public service as a Planning Commissioner.

REGULAR AGENDA

TREASURER'S SUSPENSE FUND: Grant explained that certain monies the City accrues and disburses, such as sales tax, court fees, building permit fees and others, are considered to be non-revenues and non-expenditures. As currently accounted for, these monies can distort budget figures. The State Auditor allows non-revenues and non-expenditures to be accounted for in a separate agency fund that is not considered in the budgeting process. **At Grant's recommendation, Papé-Miller moved to adopt ORDINANCE NO. 2008-1368 establishing Treasurer's Suspense Fund No. 650 for the accumulation and disbursement of state remittances and other non-revenues. Seconded by Weldy, motion passed unanimously.**

FIREWORKS REGULATION: Galbraith presented four options regarding the sale and discharge of fireworks within the City of Chelan, including: (1) prohibiting the sale of fireworks, (2) prohibiting the sale and discharge of fireworks, (3) prohibiting the sale of fireworks and delegating authority to issue permits for any fireworks associated activity to the Fire Chief, and (4) prohibiting the sale and discharge of fireworks and delegating authority to issue permits for any fireworks associated activity to the Fire Chief. Galbraith then answered Council questions concerning the various options.

Dennis Ashmore, Chief of Chelan County Fire District #7, distributed two documents from the Washington State Fire Marshal's Office: "2006 Fireworks Report" and "Fireworks Sales and Discharge Laws." Citing property losses and injuries caused by fireworks, Ashmore recommended banning both

their sale and discharge. Ashmore also recommended that Council delegate the authority to issue permits for fireworks associated activities to the Fire Chief.

Following brief discussion concerning whether City Council should retain or delegate authority for permitting, **Morse moved to adopt ORDINANCE NO. 2008-1369 amending Chapter 8.10 of the Chelan Municipal Code to prohibit the retail sale and discharge of fireworks within the City of Chelan and delegating permitting authority relating to fireworks to the Fire Chief. Seconded by Greenfield, motion passed unanimously.**

COURTNEY STREET IMPROVEMENT DEFERRAL: Van Epps reported as follows: Cragg Courtney has applied for a Development Permit to build a residential structure. City development standards require that a property owner make certain frontage improvements (asphalt, curb/gutter/sidewalk, storm system) as a condition of the City issuing a Development Permit. However, the development standards and Municipal Code Chapter 19.07 authorize the deferral of such improvements if, as in this case, completing them at a later time would make more sense. The property owner is required to complete the improvements upon demand by the City at any time and without pre-condition.

There being no discussion, **Morehouse moved to authorize Mayor Goedde to sign the Deferral Agreement with Cragg Courtney relating to frontage improvements at 417 South Second Street in Chelan (Lot 16 and part of Lot 15, Block 3, Plat of West Chelan, Tax Parcel 272213930260), as presented. Seconded by Morse, motion passed unanimously.**

LAKESIDE RESERVOIR OVERFLOW: Van Epps reported that he responded to concerns relating to an overflow incident at the Lakeside Reservoir by providing a report to the Public Works Committee and was instructed to follow up by relating the same information to the Council as a whole. Van Epps then described the equipment malfunctions that occurred on July 31, 2008, causing the Lakeside Reservoir to overflow and the steps that were taken to prevent a reoccurrence of the incident.

COMMUNITY PARKING FORUM: Fonfara reported on the Community Parking Forum held at the Performing Arts Center on 8/7/08. Fonfara said that an audio tape of the meeting was provided to the City Clerk, who prepared a transcript he was using to draft a report. Written comments continue to come in and will be included in the report as well. Fonfara further reported that Mayor Goedde is considering the appointment of a task force to address short and long term parking problems, and there will be additional efforts towards that goal as part of subarea planning.

STRATEGIC PLANNING RETREAT: Fonfara reminded Council that the 2008 Strategic Planning Retreat would be held in Council Chambers from 8:00 a.m. to 1:00 p.m. on August 23<sup>rd</sup> and 24<sup>th</sup>. Fonfara briefly outline the retreat's schedule and purpose.

SPECIAL COUNCIL/PORT MEETING: At Fonfara's request, **Morse moved to schedule a special joint City Council/Chelan County Port Commission meeting at 6:00 p.m. on August 28, 2008, in Council Chambers at Chelan City Hall to review the final draft of the Lake Chelan Airport Layout Plan. Seconded by Greenfield, motion passed unanimously.**

MINUTES OF THE 7/24/08 COUNCIL MEETING: Galbraith explained as follows: He did not attend the 7/24/08 City Council meeting. During that meeting, Council amended minutes of the 7/10/08 Council meeting to include a statement he had purportedly made. As evidenced by a subsequent review of the 7/10/08 meeting tape, he had not made the statement. The minutes as amended were therefore inaccurate. At Galbraith's recommendation, **Morse moved to vacate the action taken on 7/24/08 to amend a**

**portion of the Minutes of the 7/10/08 City Council meeting, with the Minutes of the 7/10/08 City Council Meeting to stand as initially presented by the City Clerk. Seconded by Harper, motion passed unanimously.**

*At 7:40 p.m. the City Council meeting recessed to allow the Mayor and Councilmembers to participate in the regular meeting of the Lake Chelan Airport Board. Council meeting reconvened at 7:41 p.m. following adjournment of the Airport Board meeting.*

AUGUST 28, 2008 COUNCIL MEETING AGENDA: A tentative agenda for the 8/28/08 City Council meeting was distributed to the Mayor, Councilmembers and news media.

#### COUNCIL REPORTS/COMMENTS

TRANSPORTATION FINANCE: Papé-Miller distributed a document entitled “Chelan County Transportation Finance Plan - Discussion Draft” and pointed out that for the years 2008 – 2027, there is an expected shortfall in transportation maintenance revenues of over \$71,000 and little money for transportation capital projects.

LAKE CHELAN TOURISM PROMOTION GROUP: Weldy reported attending the last Lake Chelan Tourism Promotion Group meeting, and said that the group intends to present its annual report to the City at one of the October City Council meetings.

RIGHT OF WAY MAINTENANCE: Weldy reported that the owner of the Rutherford Building (113 East Woodin Avenue) had donated \$50 to the City to help pay for repair of a broken light fixture in the pedestrian passageway adjacent to his building, but the fixture hadn't been repaired. Van responded, saying that last he heard, Public Works personnel were trying to locate the proper replacement globe. Van Epps said he would check again a report to Weldy.

GARBAGE CONTAINERS: Weldy asked that the sanitation crew align garbage cans to the curb and repair or replace damaged cans. Van Epps responded, advising that soon all of the cans would be replaced with containers for the new automated collection system.

PUBLIC PARTICIPATION: Greenfield encouraged citizens to attend public meetings and get involved in planning the community's future.

PUBLIC WORKS COMMITTEE: Harper reported for the Public Works Committee, saying that the automated garbage collection system seems to be working and that there are no ongoing concerns regarding reservoir overflows.

PUBLIC SAFETY COMMITTEE: Harper reported on the 7/31/08 Public Works Committee meeting, saying that Sgt. Harris wasn't able to attend and, since the main topic on the agenda was marine patrol, he'd sent Marine Patrol Sgt. Huddleston in his place. Harper further reported that Sheriff's Office personnel intend to discuss marine patrol issues with Council at the 9/11/08 Council meeting.

Fonfara reported that the Public Safety Committee also discussed a possible anti-graffiti ordinance. He and Sgt. Harris will meet to review Wenatchee and Sunnyside anti-graffiti ordinances and report to Council at the second meeting in September.

GOLF COURSE CONDITION: Morehouse noted that Council had received a complaint from the Men's Golf Club concerning the poor condition of the golf course, but it is his opinion that the greens have never looked better. Also, visiting friends, who are former residents of Chelan and familiar with the condition of the course over the years, told him it was in great shape.

REFLECTION RIDGE: Morehouse said it was mentioned at a meeting on Reflection Ridge that this type of development is not allowed at the proposed location – i.e., a resort adjacent to the urban growth boundary line is not permitted. Morehouse said the City needs to determine if that is true.

ALTERNATE ROAD TO MANSON: Morehouse said that mitigation will not solve Chelan's traffic problems. Rather, a second road to Manson, one that bypasses Chelan, must be constructed and this has to be done before further development restricts route options.

INCREASED CRIME: Morse said he believes crime motivated by economics is becoming more prevalent in Chelan. He asked that the news media inform the public of such crimes so everyone is aware they are happening and can look out for one another.

PWTF LOAN APPROVAL: Van Epps announced that the City will be receiving a Public Works Trust Fund preconstruction loan for the waste water treatment plant upgrade project. Van Epps noted that receiving the preconstruction loan is a strategic step in securing funds for construction costs.

#### EXECUTIVE SESSION

At 7:55 p.m. the Mayor, Councilmembers, Attorneys and Administrator adjourned to executive session to discuss potential litigation. Execution session adjourned and regular meeting reconvened at 8:04 p.m.

SEVERANCE & RELEASE AGREEMENT: Greenfield moved to authorize Mayor Goedde to sign a Severance and Release Agreement between the City and Gary Pederson, as presented in executive session. Seconded by Weldy, motion passed unanimously.

There being no further business, meeting adjourned at 8: 05 p.m.

Approved by City Council on August 28, 2008

Prepared by City Clerk Linda Allison-Liles

Attested toby Mayor Robert R. Goedde