

MINUTES OF THE OCTOBER 27, 2011 CITY COUNCIL MEETING  
City Hall, 135 East Johnson Avenue, Chelan, Washington

1. CALL TO ORDER

The meeting was called to order at 6:00 p.m.

2. ROLL CALL

Elected Officials Present: Mayor Goedde; Councilmembers Cooney, Harper, Isenhart, Lingard, McCardle, Morehouse, Morse.

Staff present: Administrator Reinbold, Clerk/Administrative Assistant Liles, Finance Director Grant, Planning & Community Development Director Gildroy, Public Works Director Van Epps, Parks & Recreation Director Sablan, City Attorney Galbraith, Water Treatment Plant Operator Brooks.

3. AGENDA CHANGES

None

4. CITIZEN COMMENTS

A. Paul Ayers – 328 E Woodin Avenue: He was exposed to asbestos while working on a demolition and disposal job at a local resort. There were no respirators or protective suits and no decontamination offered on the job, which went on for several months. He tried to get L & I to do something about the working conditions, but to no avail. Now he is in very poor health. Tests conducted in his home indicate high asbestos contamination. He is contaminated and contaminating those with whom he comes in contact and also believes the resort continues to be contaminated and unsafe for visitors. For these reasons, he sees the problem as a community health issue, and he cannot understand why he can't get anyone to do anything about it. He still has the evidence he collected to prove the worksite was unsafe and he has done a lot of research and compiled information to share with City Council. His home is not only contaminated with asbestos, but it is full of poisonous spiders. His landlord will do nothing about the asbestos or the spiders. He doesn't want to abandon his home, but has been unsuccessful in getting help from L & I, Osha, the County Health Department and the City and doesn't know where to turn. Also, it concerns him that the minutes of the September 8, 2011, City Council meeting where he initially brought this matter to Council's attention do not include everything he said. He doesn't see how matters can be dealt with effectively if they aren't properly documented.

Reinbold responded, saying staff is looking into the matter to see if there is anything at all the City can do. Gildroy added that staff isn't qualified and doesn't have the equipment to investigate asbestos contamination. Gildroy said he'd sent Mr. Ayers a letter to that effect and would be glad to discuss it further if Ayers will stop by his office. Galbraith advised that the Chelan County Superior Court addresses landlord-tenant conflicts.

5. CONSENT AGENDA

**Isenhart moved to approve the consent agenda as follows. Seconded by Morehouse, motion passed unanimously.**

- A. Approve: Minutes of the 10/13/2011 regular City Council meeting;
- B. Approve: Claims No. 77813 – 77903 totaling \$211,587.33 and Payroll Warrants No. 37119 – 37218 totaling \$209,329.90;
- C. Excuse: Harper's absence from the 10/11/11 & 10/18/2011 special City Council meetings, Cooney's absence from the 10/18/2011 special City Council meeting, and

Lingard's absence from the 10/18/2011 special City Council meeting.

## 6. SPECIAL PRESENTATIONS

- A. WATER QUALITY AWARD: Van Epps reported that the Department of Health has awarded the City of Chelan Water Department a Certificate of Achievement for outstanding performance and treatment optimization. Mayor Goedde presented the certificate to Troy Brooks, Water Filtration Plant Operator. Following the presentation, Brooks exited Council Chambers and was absent from the remainder of the meeting.

## 7. PUBLIC HEARINGS

None

## 8. ORDINANCES, RESOLUTIONS, AND OTHER ACTION ITEMS

- A. MEDICAL MARIJUANA DISPENSARY MORATORIUM: Gildroy presented a proposed ordinance to enact a moratorium to prohibit the licensing, establishment, maintenance, or continuation of any use consisting of or including the sale of medical marijuana; the provision of medical marijuana to more than one person; and the establishment of a medical marijuana dispensary or a collective medical marijuana garden. Gildroy explained that the State Legislature adopted E2SSB 5073, much of which was vetoed by the Governor. The surviving element of the legislation is the use of collective gardens. The proposed moratorium would allow the City time to amend its zoning code as necessary to address such gardens and conform with state law. If the moratorium is to last more than 60 days, a public hearing must be held within 60 days of adoption. Staff recommends that Council adopt the ordinance and schedule a public hearing for December 8, 2011.

Following brief discussion, **Cooney moved to adopt Ordinance No. 2011-1428 establishing a moratorium on the establishment and licensing of marijuana dispensaries and collective gardens and setting a public hearing thereon for December 8, 2011. Seconded by Morse, motion passed unanimously.**

- B. BUDGET WORKSHOP: Grant explained that this workshop, the last of five workshops on the proposed preliminary budget for 2012, was scheduled in response to Council's request for additional discussion prior to adoption of the final budget. Grant then conducted the workshop, focusing mainly on capital funds and capital project priorities. Grant also outlined the following budget schedule. After this workshop, staff will prepare the preliminary budget, incorporating any changes Council approved during review of the proposed preliminary budget. The preliminary budget will be made available to the public on November 18. A public hearing on 2012 property taxes and other revenue sources will be held on November 10, and a final public hearing on the 2012 budget will be held on November 22. Council may make changes to the proposed budget any time up to adoption of a final budget on December 8, 2011.

## 9. MAYOR, COUNCIL COMMENTS

- A. CURBSIDE RECYCLING: Morehouse recommended a utility billing insert asking what people would be willing to pay for curbside recycling. At Mayor Goedde's request, Van Epps agreed to research and report costs for operating the City's former curbside recycling program.
- B. 2012 BUDGET: Morehouse said he would like to have more concrete information when budgeting, but understands that the budget is a dynamic thing with multiple revenue sources that aren't all predictable. Council has to go ahead and budget with the available information,

which means making capital expenditure decisions based on those revenue sources that are consistent.

- C. PUBLIC COMMUNICATION: Cooney said the City needs to craft a clear message to inform the public of its accomplishments and correct misinformation circulating about the City's financial situation. McCardle agreed, saying the City has some spectacular projects underway and its budget is healthy – this should be communicated to residents to help build public trust. Mayor Goedde added that the City also needs to provide information so citizens understand that without tourism revenues, this town couldn't afford the amenities residents enjoy.

The Mayor suggested this information would make a good newspaper article. Reinbold said that accomplishments for 2011 and plans for 2012 along with the pertinent funding information will be included in the budget narrative, and perhaps staff could condense that information and get it out to the public.

- D. RIVERCOM: At Lingard's request, Reinbold confirmed information he offered at the last Council meeting, i.e., that the City has absolutely no control over Rivercom's budget.
- E. CELL PHONE USE: Mayor Goedde asked that councilmembers shut off their cell phones during council meetings.
- F. COMMUNITY MEETING CONCERNING DRUG ACTIVITY: Mayor Goedde announced that a community meeting would be held at 6:00 p.m. on November 3 in City Council Chambers to give citizens an opportunity to meet with law enforcement to discuss illegal drug activity in their neighborhoods.
- G. HALLOWEEN STREET CLOSURE: Mayor Goedde announced that the 100 and 200 blocks of Woodin Avenue would be closed from 5:00 to 7:00 p.m. on October 31 for trick or treating at downtown businesses.

10. CITY ADMINISTRATOR'S REPORT

None

11. RECESS (Airport Board Meeting)

At 7:45 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 7:46 p.m. following adjournment of the Airport Board meeting.

12. EXECUTIVE SESSION

None

13. ADJOURNMENT

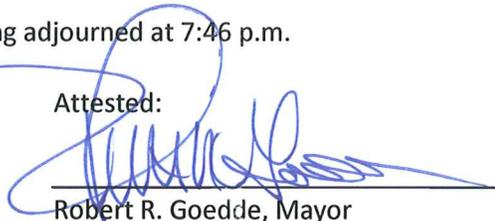
There being no further business, the meeting adjourned at 7:46 p.m.

Prepared by:



Linda Allison-Liles, Clerk

Attested:



Robert R. Goedde, Mayor

Date approved by Council: November 10, 2011