

City of Cle Elum
Regular City Council Meeting
December 12, 2017

Call to Order – Roll Call of Membership

The meeting was called to order by Mayor Pro-Tempore, Ken Ratliff, at 7:00 p.m. The Pledge of Allegiance was recited. Other members present were Tom Hastings, John Glondo, Ron Spears, Steven Harper, Mickey Holz and Beth Williams. Mayor Jay McGowan was absent. *A motion was made by Steven Harper and seconded by John Glondo to excuse Mayor McGowan. Motion carried unanimously.* Staff present was City Administrator Robert Omans, City Planner Lucy Temple, City Treasurer Robin Newcomb, City Attorney Alexandra Kenyon and City Clerk Kathi Swanson.

Approval of the Meeting Agenda

A motion was made by Steven Harper and seconded by Mickey Holz to strike the New Year's Eve Fireworks Show from 10(a) on the agenda, as the application has been withdrawn, and to approve the agenda as amended. The motion carried unanimously.

Announcements – Appointments, Awards and Recognition

Mayor Pro-tempore Ken Ratliff announced the intention of council is to make this the last meeting of 2017 upon approval of the 2018 Budget.

Consent Agenda

A motion was made by Steven Harper and seconded by Mickey Holz to accept the consent agenda as presented; which included the minutes of the 11/28//17 Regular Council Meeting; Vouchers and Checks #39268 through 39364 in the amount of \$191,762.70; Claim Voucher for voided check #39241 in the amount of 113.37; November 2017 Manual Checks and Adjustments in the amount of \$104,594.90; and Payroll vouchers for 11/30/17 in the amount of \$114,932.14. The motion carried unanimously.

Officer Reports

City Administration – Robert Omans:

- No Report

Building Official – Robert Omans:

- Reported the Building Department has received 78 plans to date, up from 65 at this time in 2016.
- Reported conducting 3 to 5 inspections per day, up from 1 per day in 2016.
- Reported conducting a “walk-through” of the Old Water Treatment Plant; the roof repair work is complete.

Network Administrator: Robert Omans:

- Reported there has been an off-site backup since approximately August of 2017.

Planner – Lucy Temple

- Reported the City now has a draft Flood Plain Development Permit Application which will require a fee added to the City Fee Schedule.
- Reported she and the City Administrator have been working with other Upper county communities to discuss the development of an Upper Kittitas County Community Emergency Plan.
- Reported staff has been working on an update to the current City Fee Schedule, which will require amendments to more than a dozen existing ordinances.
- Reported continual work on the Comprehensive Plan webpage to keep pace with the public process.
- Reported the updates to Planning Department forms and applications.
- Reported the Planning Commission held another successful Comprehensive Plan Land Use Element open house on 12/05/17.
- Reported a draft of the Parks & Rec Plan will be reviewed at the next Planning Commission meeting on 12/19/17.
- Reported the Planning Commission will be reviewing an application for a Comprehensive Plan Amendment concerning the annexation of Whispering Pines RV Park at the next Planning Commission meeting on 12/19/17.

Public Works Director – Jim Leonhard:

- Reported the old Water Treatment Plant has been gutted and is now a nice storage area.
- Reported the Yakima River Intake work, including removal of the wing walls, is complete.
- Reported M2 Fencing has installed posts with concrete for a fence at the retention ponds by Cle Elum Pines West. The fence should be completed by the end of the week.

Reported TIB awarded the City \$27,000 for chip sealing on six 2-block streets. The cost to the City is \$1,400.

Police Chief - Scott Ferguson (absent): (Provided 2nd half summaries for bookings and citations in the council packets)

• **Fire Chief – Assistant Kirk Pickett:**

- Reported taking an advanced first aid class during the month of November.
- Introduced Casey Orndorff to the council and public.
- Reported 24 total calls for the month of November, including 15 medical, 2 fire, and 1 hazardous condition.
- Reported the Department attended a bus extrication demonstration on 12/10/17 in Easton.
- Reported the Department will conduct their final meeting of the year on 12/13/17, at which time new officers will be elected.
- Reported the new aid car and rescue vehicle are nearly ready to be put into service.

Veolia – William LaRue:

- Provided graphs of the Water Plant Flow, Water Plant Run Time, Precipitation, Wastewater Flows and Water versus Wastewater Plant Flows were provided to the council in their packets.

Citizen Comments on Non-agenda Items

Ed Connor – 8511 Teanaway Road: Reported the traffic on I-90, Highway 970 and in town should be monitored more closely for tailgating, speeding, U-turns and crossing double yellow lines. Mr. Connor asked that traffic laws be more strictly enforced.

Public Appearances

None

Business Requiring Public Hearings

a. **Ordinance No. 1476 - 2018 Budget:** Mayor Pro-Tempore Ken Ratliff read Mayor McGowan's 2018 Budget Message into the record. The Hearing was opened to the public at 7:30.

Patsy Preston, 906 West Second Street:

- Suggested the money budgeted to be spent on City Hall improvements would be better spent on fixing potholes.
 - Commented that sidewalks are poor quality and the city code should be enforced for repairs.
 - Commented the \$20,000 software upgrade should be put off for a year and redirected to fixing potholes.
- Hearing no further comments, Mayor Pro Tempore Ken Ratliff closed the public hearing at 7:37 pm. Council member Harper commented the City Hall improvements are for the safety of the employees, and will provide more efficient utility management; commented some sidewalks will be repaired through the W.S.D.O.T. paving project; software updates are to keep the city compliant and cuts back on additional hours worked by employees. *A motion was made by Steven Harper and seconded by Mickey Holz to approve Ordinance No. 1476 adopting a budget for the fiscal year ending on 12/31/2018. The motion carried unanimously.* Council member Hastings requested that a written plan for pothole repair be drafted.

b. **Ordinance No. 1479 – Extension of the Marijuana Moratorium:** Mayor Pro-Tempore Ken Ratliff opened the hearing to the public at 7:50.

Gene Morgan – Cannabis Super Store – 705 East First:

- Provided the council updated information on Marijuana Tax Sales and Revenues.
- Commented that allowing producers and processors will produce jobs in the community.

Patsy Preston – 906 West Second:

- Thanked staff for putting the Public Hearing announcement on the front page of the papers.
- Commented allowing producers and processors will provide jobs and additional taxes for the city.
- Commented medical marijuana helps individuals with diabetes, depression and anxiety.

Bridgett Barr – 749 Lower Peoh Point Road:

- Asked why the City is fighting cannabis when it is legal in the State of Washington.
- Hearing no further comments, Mayor Pro Tempore Ken Ratliff closed the public hearing at 7:58 pm.

Council Discussion:

Council member Tom Hastings asked for confirmation of all tax revenue generated by the sale of cannabis. Council member Spears commented that revenues would increase and, currently, the regulation of marijuana has caused teenage consumption to decrease. Council member Harper commented the council needs time to develop the Municipal Code. Council member Holz stated he has visited the Cannabis Super Store and is very impressed with the establishment. Council member Williams commented there are several manufacturers and processors already in Kittitas County. *A motion was made by Tom Hastings and seconded by Steven Harper to approve Ordinance No. 1479 adopting a six-month extension of the moratorium prohibiting new production, processing and retail sales of recreational marijuana within the City. At the request of Steven Harper, a poll vote was taken. All Council members voted aye. The motion*

passed unanimously. Council member Hastings commented that the moratorium cannot be lifted until an ordinance is drafted addressing producers and processors and urged staff to draft the necessary ordinance.

c. Ordinance No. 1482 – 2018 Garbage Rates: Mayor Pro-Tempore Ken Ratliff opened the hearing to the public at 8:15. There was no public comment; the Public Hearing was closed at 8:15. Council member Hastings commented the 3% increase is to cover increases to the City by Waste Management. Ron Spears commented he has been contacted by members of the community with complaints of extra charges on their bills for overstuffing cans. Council member Spears also commented he does not approve of the mandatory garbage policy of the City. *A motion was made by Steven Harper and seconded by John Glondo to adopt Ordinance No. 1482 amending Cle Elum Municipal Code 8.08.200 related to the fee schedule of garbage charges. Steven Harper, Beth William, Mickey Holz, John Glondo and Tom Hastings voted aye. Ron Spears voted nay. The motion carried with a vote of 5 to 1.*

Unfinished Business

None

New Business

a. New Year’s Eve Fireworks Show: *Struck from the agenda under “Approval of Meeting Agenda”: Application withdrawn.*

b. Ordinance No. 1477 – 2018 Salary Schedule: *A motion was made by Ron Spears and seconded by John Glondo to approve Ordinance No. 1477 adopting the 2018 Salary Schedule for the employees of the City of Cle Elum. The motion carried unanimously.*

c. Ordinance No. 1478 – 2017 Budget Amendment: *A motion was made by Steven Harper and seconded by Mickey Holz to approve Ordinance #1478 amending the 2017 Budget of the City of Cle Elum as adopted by Ordinance No. 1461. The motion carried unanimously.*

d. Ordinance No. 1471 – An amendment to the existing ordinance to correct a clerical error: *A motion was made by Steven Harper and seconded by Beth Williams to approve the amendment to Ordinance #1471. The motion carried unanimously.*

e. Resolution No. 2017-022 – 2018 Water Rates: Council member Hastings requested that a plan be put on paper to locate leaks in the distribution system and repair them. Jim Leonhard stated he has been in contact from a leak detection company who will provide the service for about \$6,000. *A motion was made by Steven Harper and seconded by John Glondo to approve Resolution No. 2017-022 adopting the 2018 Water Rates Fee Schedule. The motion carried unanimously.*

f. Resolution No. 2017-023 – 2018 Sewer Rates: *A motion was made by Steven Harper and seconded by John Glondo to approve Resolution No. 2017-023 adopting the 2018 Sewer Rates Fee Schedule.* Council member Tom Hastings commented he will seek the support of council to enforce the restrictions of sump pumps and roof drains that are emptying into the collection system. Jim Leonhard reported that City engineers HLA has completed a sewer study to come up with a regional plan to deal with Infiltration and Inflow. *The motion carried unanimously.*

g. Resolution No. 2017-024 – Distribution of 2018 Hotel/Motel Tax Fund Grants: *A motion was made by Steven Harper and seconded by John Glondo to approve Resolution No. 2017-024 adopting the distribution of the 2018 Hotel/Motel Tax Fund Grants. The motion carried unanimously.*

h. Progress Estimate #1 – P.O.W. contracting – Storage Building Roof Replacement: Public Works Director Jim Leonhard reported the work has been completed on the project. *A motion was made by Steven Harper and seconded by Mickey Holz to approve payment of \$121,952.00 to P.O.W. Contracting for the work performed on the Storage Building Roof Replacement as recommended by HLA Engineering and Land Surveying, Inc. The motion carried unanimously.*

i. Progress Estimate #1 – DJB construction – Yakima River Intake Modifications: Public Works Director Jim Leonhard reported the project is for work already approved by the regional committee. *A motion was made by John Glondo and seconded by Mickey Holz to approve payment of \$27,651.38 to DJB Construction, LLC, for work performed on the Yakima River Intake as recommended by HLA Engineering and Land Surveying, Inc. The motion carried unanimously.*

j. EMS/Trauma Care Interlocal Agreement: Fire Chief Edwin Mills explained that the Kittitas County Emergency Medical Services Division, overseen by Dr. Horsley, is the group that oversees the development of EMS training guidelines and protocols and keeps the County proactive. *A motion was made by Steven Harper and seconded by John Glondo to approve the Interlocal Agreement between the Kittitas County EMS and Trauma Care Council and the City of Cle Elum as written. Motion carried unanimously.*

k. SUB-2017-001 Swiftwater Final Plat Approval: Lucy Temple provided her staff report to the council, reporting the Preliminary Sub-Division was approved in June of 2017, and has a sufficient amount of bonding of \$1200.00. *A motion*

was made by Steven Harper and seconded by John Glondo to approve the Final Plat for the Swiftwater Subdivision as presented. The motion carried unanimously.

Ordinances and Resolutions

- a. Ordinance No. 1476 – Approved unanimously under Business Requiring Public Hearings (a)
- b. Ordinance No. 1479 - Approved unanimously under Business Requiring Public Hearings (b)
- c. Ordinance No. 1482 – Approved under Business Requiring Public Hearings with a vote of 5 to 1 (c)
- d. Ordinance No. 1477 – Approved unanimously under New Business (b)
- e. Ordinance No. 1478 – Approved unanimously under New Business (c)
- f. Ordinance No. 1471 – Approved unanimously under New Business (d)
- g. Resolution No. 2017-022 – Approved unanimously under New Business (e)
- h. Resolution No. 2017-023 – Approved unanimously under New Business (f)
- i. Resolution No. 2017-024 – Approved unanimously under New Business (g)

Committee Reports

None

Motion to Adjourn

A motion was made by Steven harper and seconded by Tom Hastings to cancel the next regular meeting, which would have been on Tuesday December 26, 2017. The motion carried unanimously. A motion was made by Ron Spears and seconded by Mickey Holz to adjourn. The meeting adjourned at 8:55 p.m. The next regular scheduled meeting is Tuesday January 9, 2018 at 7:00 p.m.



 Mayor



 Attest