
CITY OF SEDRO-WOOLLEY

Regular Meeting of the City Council
February 10, 2010 – 7:00 P.M. – City Hall Council Chambers

ROLL CALL: Present: Mayor Anderson, Councilmembers: Ted Meamber, Tony Splane, Tom Storrs, Pat Colgan, Hugh Galbraith, Rick Lemley and Brett Sandström. Staff: Recorder Brue, Finance Director Nelson, City Supervisor/Attorney Berg, Engineer Freiberger, Planner Moore, Senior Planner Coleman, Fire Chief Klinger and Police Chief Wood.

The Meeting was called to order at 7:00 P.M.

Pledge of Allegiance

Consent Calendar

- Minutes from Previous Meeting (includes February 2, 2010 Worksession)
- Finance
 - Claim Checks #68593 to #68704 in the amount of \$666,408.09
 - Payroll Checks #47104 to #47208 in the amount of \$228,698.12
- Ordinance 1665-10 Changing the Date and Time of the Last Council in December
- Change Order 12 Construction Contract 2009-PW-02; G.G. Excavation, Inc. Fruitdale Road and McGargile Road Improvements Project and SR9 Pedestrian/Bicycle Improvements Project

Councilmember Storrs moved to approve the consent calendar as presented. Seconded by Councilmember Colgan. Motion carried (7-0).

Public Comment

Robert Melder – addressed the Council regarding an issue he has previously addressed on parking on Township Street. He noted he has since spoke with property owners and presented a petition to his Council representative regarding their recommendations. He stated he has received positive responses as well as from the Housing Authority representative. Melder stressed the hazards of the traffic with parked cars blocking the view for cars pulling out from driveways.

Discussion ensued regarding policing by the Housing Authority of their tenants parking, lack of on-site parking and moving the problem to adjacent areas.

Ann Melder – noted that this time was the first time they addressed the parking problem with the neighbors and all are passionate about trying to rectify the problem.

Discussion continued regarding proposal of a 30' buffer, enforcement of any new rules, limited staffing for enforcement and lack of on-site parking.

Marty Brown -- 610 Township St., presented a history of when the project was built and his concern at that time on the lack of parking. He noted at times there are fourteen cars parked with numerous issues (flat tires, truck for sale). Brown also addressed the danger for kids walking across the street for the school bus and addressed the car repair business and other neighborly nuisances. It was also noted the street sweeper can't do a proper job because of the parking issues. Brown spoke of a variance given to the project due to the requirement of a playground at the back.

Melder objected to having vehicles stored on the street.

Councilmember Galbraith instructed staff to look into no parking for 1 day each week for garbage pick up, street sweeping and maintenance. The topic will be referred to the Public Safety committee for further action.

Lynn Torset – representing Loggerodeo and the Lions Club addressed the Council noting their endorsement of the proposed regulations for the City Parks. He also noted that within the last two weeks, Loggerodeo has had two more statues significantly damaged in the which creates a financial hardship on the group.

Brian Hanson – 978 Hillcrest, Burlington, addressed the Council regarding the impact fees for Sedro-Woolley. He noted they are astronomical compared to other areas and encouraged Council to look at making changes to the impact fees.

PUBLIC HEARINGS

Proposed Annexation of UGA Properties on Fruitdale Road

Planner Moore reviewed the proposed annexation request for UGA properties on Fruitdale Road. He noted the Boundary Review Board request of Council endorsement of the boundaries set for the annexation. He addressed the Assessor's confirmation of the required 60% of the property owners in favor of annexation and noted there were no comments presented at the January 27, 2010 public hearing. He did point out two written comments received, which had already been counted within the no category. Moore reviewed the next step would be for Council action if desired, to forward a resolution to the Boundary Review Board for a 45 day review. It would then be returned to Council for final action.

Mayor Anderson opened the public hearing at 7:40 P.M.

Councilmembers questioned the location of the McCoy and Rayment properties.

Dean Earles – 1033 Jeannette St, one of the proponents for annexation reviewed the ongoing changes in the proposed area. He also noted with the street and sewer

improvements there is a need for more people to relocate in the area in order help pay for the improvements with sewer connections. He stated the proposal is to do a green built development of duplexes which could be a boon to the City.

Mayor Anderson closed the public hearing at 7:43 P.M.

Discussion ensued regarding zoning and the topic to be placed on Planning Commission docket for possible zoning change should the property be annexed. Also discussed was mixed properties within zones with a mixture of single family homes and duplexes, clustering of homes and determination of a boundary line which are not supposed to create islands.

Councilmember Storrs moved to adopt Resolution No. 822-10 to approve proceeding with the annexation of properties as shown in Exhibit A and forward required materials to the Boundary Review Board. Councilmember Colgan seconded. Motion carried (7-0).

UNFINISHED BUSINESS

SWMC 12.36

City Supervisor/Attorney Berg noted that February is Law and Justice Month and proceeded to review the proposed ordinance regarding new regulations for the use of city parks and facilities.

Councilmember Meamber moved to adopt Ordinance No. 1666-10 An Ordinance Amending Chapter 12.36 of the SWMC Adding New Regulations for the Use of City Parks and Facilities and Authorizing the Mayor to Establish New Rules and Procedures. Seconded by Councilmember Splane. Motion carried (7-0).

NEW BUSINESS

Offender Work Program

City Supervisor/Attorney Berg reviewed the proposed Offender Work Program. He noted that the cities of Burlington and Mount Vernon utilize the program with good results. The ordinance would establish an offender program that would be supervised for four offenders at a time to be sentenced by the Judge to the program. Berg noted that the work areas would concentrate on the Downtown area first with work lists to be collected from various departments for jobs such as brush cutting, weeding and retention pond maintenance. He noted the primary goal is to give people the opportunity to serve their sentence and the community benefits from their labor. Berg stated the City has access to a vehicle that has been surplus by Fire District 8 and will be donated to the City to use for the program and ultimately the City should save on jail costs.

Berg noted this is a first read with no action required. Discussion ensued regarding qualifications for the program, screening by the supervisor with the capacity to terminate

participation and transport to jail (Wapato City Jail). It was noted the County is doing good work with their jail program but lacks the building capacity for many of the offenders to be able to serve their sentences.

Discussion continued regarding budget review for the program utilizing the existing police budget with savings anticipated in the Jail and Prisoner medical expenses, creation of a new code chapter Title 2, coverage of the proposed program hi-lighted by KING 5 news and the overall positive response for the proposal.

Code Enforcement

City Supervisor/Attorney Berg reviewed the proposed ordinance for changes in the City's code enforcement process. He noted the big picture goal to take the current many different provisions in the code for enforcement and penalties and consolidate them into a single process. The proposed ordinance would create a new code Title 18 – Code Enforcement which allows for five mechanisms for enforcement. Berg stated this is a first read with no action at this time. It is a complicated ordinance and may take several reads prior to Council action.

Discussion ensued as to cost of appeals, various scenarios and monetary penalty amounts.

COMMITTEE REPORTS AND REPORTS FROM OFFICERS

Public Safety

- Covered Shelter at Skate Park – Police Chief Doug Wood

Police Chief Wood addressed the issues at the gazebo and in trying to solve some of the issues he has been working with the North Cascade Health Council discussing alternatives to the gazebo. He noted the North Cascade Health Council is working with the Pomegranate Center and looking to build a covered shelter similar to that at the Boys and Girls Club at the Skate Park. The idea is to the point of looking for commitment from the City. Wood noted there is a lot of energy and volunteers excited to help on the project.

Councilmember Colgan moved to proceed with the project and design. Seconded by Splane.

Councilmember Sandström discussed trying to incorporate into the design making it a better skate park.

Motion carried (7-0).

- Wapato Jail Update – Police Chief Doug Wood

Police Chief Wood noted they are looking at utilizing the agreement for jail services with the City of Wapato.

Police Chief Wood also noted that the Sheriff's office report has been released on the conclusion of the recent officer involved shooting. The report has been reviewed by the Prosecuting Attorney and determined that no charges will be filed. He noted there will be coverage of the report in the local newspaper. The department is also wrapping up their review board on the shooting and a fit for duty evaluation will be conducted prior to the officer returning to duty.

Fire Chief Klinger – presented a grant status sheet placed at each Councilmember's seat.

Engineer Freiburger – presented an update on several grant opportunities the City is looking into to include 2011 Stormwater Retrofit, TIGOR Discretionary Grant, ARRA Jobs Bill, Safe Routes to Schools Program, Enhancement Funds and High Priority Project. Freiburger requested Council authorization to obligate \$150,000 from the GMA Impact Fees for matching funds for the SR-20, Metcalf Street to SR9/Township Street Lane Widening. He noted there is a short time line involved as projects need to be awarded with 90 days of receiving the grant.

Councilmember Lemley moved to authorize the obligation of \$150,000 from the GMA Impact Fee account for matching funds for the SR-20, Metcalf Street to SR9/Township Street Lane Widening & Bicycle/Pedestrian Improvements Project. Seconded by Councilmember Galbraith. Motion carried (7-0).

Freiburger also reviewed upcoming application deadlines for the State Senator's project list.

Councilmember Meamber moved to move to go forward with \$100,000 of our own money for the federal matching and make the request for federal appropriation. Seconded by Councilmember Colgan. Motion carried (7-0).

City Supervisor/Attorney Berg – reported on his recent trip to Olympia and meetings with Senator's Haugen, Stevens and Gorgan as well as representatives from Morris and Quall's office and members of the Governor's staff. He also spoke of his tour of the State Archives facility and the receipt of a check in the amount of \$10,000 for a state archives grant. The grant application was successfully submitted by Reta Stephenson, Billing Clerk. Berg spoke on the digital archive system developed by the Secretary of State's office. He stated topics that he was able to discuss with key people included the City's transportation plan, trestle replacement plan, BNSF Burlington bridge replacement for flood mitigation, jail medical, election of municipal judges and rural distressed county sales tax monies. He also updated Council on the USDA police vehicle replacement program grant application.

Finance Director Nelson – announced the audit team will be arriving March 5th. She reminded Council to update her on any status changes.

Councilmember Meamber – addressed comments made by Mr. Hanson regarding the City’s impact fees. He requested to have the fees reviewed especially the traffic impact fees. Meamber offered to be involved on the committee.

Discussion was held regarding use of traffic impact fees to get more monies for projects and building projects. The Impact Fee topic was referred to the Planning Committee.

Councilmember Splane – addressed an area on Sapp Road between Brickyard and Hwy 9 where the pavement is coming up. Splane also presented an update on former Burlington Mayor, Gus Tjeerdsma.

Councilmember Storrs – requested the mid block crosswalk in front of Holland Drug be restriped.

EXECUTIVE SESSION

The meeting was adjourned to Executive Session for approximately 30 minutes at 8:50 P.M. for the purpose of litigation with no decision anticipated.

The meeting reconvened at 9:13 P.M.

Councilmember Colgan moved to adjourn. Seconded by Councilmember Galbraith. Motion carried.

The meeting adjourned at 9:13 P.M.