

**CITY OF ROSLYN
CITY COUNCIL MEETING AGENDA**

July 27, 2010 – 7:00 P.M.

109 S. 1st, Roslyn, Washington

CALL TO ORDER, ROLL CALL, FLAG SALUTE, AGENDA UPDATE: 7:01pm

Mayor Pro-tem Cooke called the meeting to order at 7:01 pm, led the flag salute and asked the Clerk – Treasurer to call roll.

PRESENT: Mayor Pro-Tem Cooke, Councilmember Osiadacz, Councilmember Councilmember Begley, Councilmember Spurrier, Councilmember Gruber, and Councilmember Januszkiewicz

ABSENT: Councilmember Scherer

MOTION: Councilmember Begley **MOVED** to excuse the absent Council Member. Councilmember Gruber **SECONDED** the motion. The motion **PASSED 6-0.**

STAFF: Amber Shallow, Clerk – Treasurer; George Martinez, City Administrator; Lisa Haley, City Planner; and Margaret King, City Attorney

CONSENT AGENDA:

- 1.) Accounts Payable Checks #10315, - #10333 in the amount of \$24,417.88
- 2.) Payroll Checks of July 15, 2010 #7027 - #7049, in the total amount of \$16,521.20
- 3.) AB10-054 - Resolution Authorizing the Mayor to enter into a Professional Services Agreement for Land Surveying Services

Mayor Pro-Tem Cooke read the consent agenda.

MOTION: Councilmember Begley **MOVED** to approve the consent agenda. Councilmember Spurrier **SECONDED** the motion. The motion **PASSED 6-0.**

CITIZEN'S COMMENTS: (non-agenda items)

James Boyle; Ronald – Mr. Boyle was present on behalf of Kittitas Water District #2, and explained that in 2004 they began a discussion with the City of Roslyn for a renewal of the wastewater agreement which is expired. In 2006 they did get a contract to review and after many hours of discussion and some changes the district came to an agreement. There was some additional information needed because of the new regional treatment plant which is why it hadn't been signed. Mr. Boyle brought the contract that was originally put together and would like to get this taken care of. Mayor Pro-Tem Cooke asked for a time line and Mr. Martinez replied that staff will call Mr. Boyle in the next few weeks and we'll get going on it.

Myke Woodwell; Roslyn – Mr. Woodwell encouraged the City to put more effort into upgrading the street lights to LED and a possible solar installation by the lagoons to help

offset the City electrical costs. Mr. Woodwell is willing to provide staff with information to get started.

David Gerth, Roslyn – Mr. Gerth brought a subpoena that states he is commanded to appear. Mr. Gerth stated that he doesn't do well with commands and he thinks this means that the City is in trouble and it probably has to do with personnel. He feels that this matter could be the biggest waste of public resources and he plans on appearing but strongly encourages Council to exercise their budgetary authority to stop this. Ms. King, City Attorney replied that this case is being handled by the City's insurance carrier and it is correct that it is in the courts right now.

APPOINTMENTS, PRESENTATIONS, ANNOUNCEMENTS:

- 4.) **AB10-055** - Recognition of Cemetery Memorial Day Event and Clean-up Volunteers

This item was removed from the agenda by Mayor Pro-Tem Cooke with no objections from Council. It will be re-visited when Mayor Porter is available.

- 5.) **AB10-056** - Presentation of Coal Miners Festival Event Activities

This item was removed from the agenda by Mayor Pro-Tem Cooke with no objections from Council. It will be re-visited when Mayor Porter is available.

PUBLIC HEARING:

- 6.) **AB10-048a** – Public Hearing – Ordinance Adopting the Roslyn Municipal Code

Mayor Pro-Tem Cooke announced this item, read the agenda bill, and opened the public hearing at 7:15pm after receiving no public comment he closed the public hearing at 7:17pm.

MOTION: Councilmember Januskiewicz MOVED to approve Ordinance #1058. Councilmember Begley SECONDED the motion. The motion PASSED 6-0.

FINAL READING:

- 7.) **AB10-049a** – Ordinance Adopting Revised Development Regulations and Zoning Map

Mayor Pro-Tem Cooke moved on to item #8 to allow time for the City's Planning Consultant, Mr. Gregg Dohrn, to arrive.

Mayor Pro-Tem Cooke introduced Mr. Dohrn.

Mr. Dohrn informed the Council that the changes that were suggested at the last meeting including an amendment from the Mayor regarding allowed usage of old school building had been made.

Ms. Janine Brodine stated that the home occupation portion was also addressed.

Mr. Dohrn told the Council that this is your time and we are here as a resource for you, if there are any other changes you would like to make we can discuss those tonight, also

keep in mind that this document can be changed in the future if we find that something isn't working.

Councilmember Januszkiewicz stated that she was not comfortable with the change regarding the school building as she feels there was no discussion on it and is not comfortable making this change without discussing it first.

Chris Martin, Roslyn – Mr. Martin was here for a meeting last week for his new garage and complimented staff & the Planning & Historic Preservation Commission. Mr. Martin brought two versions of roof designs to the Commission, one complied with the requirements in the code and another design that he felt was better suited to the historic nature of the town. Mr. Martin stated that it seems the way the code is written there is no way when an issue arises, such as his roof pitch, to fix it.

Councilmember Spurrier asked Mr. Martin if the roof is historic in the Roslyn vernacular way. Mr. Martin replied yes and Councilmember Spurrier asked him what didn't work. Mr. Martin explained that the 12:12 pitch gives him the area to use the second floor of the garage and in order to get light in he added dormers with a hipped roof which is a 4:12 pitch and the code says since the porch is 4:12 as well as the dormers the 4:12 pitch is more than 25% of the footprint so it is not allowed. Mr. Martin challenged the Council to change the code in the next few minutes so that he would be allowed to build the roof with the more aesthetically pleasing look.

Councilmember Januszkiewicz asked if the Commission had the authority to grant a variance. Mr. Martinez replied that they can do a variance based on lot sizes issues or other hardships only and Ms. King further explained that the reasons for granting a variance are outlined for the Commission & City's protection.

Mr. Martin stated that other places he has been there have been quick remedies to correct problems and there doesn't seem to be here in Roslyn. Mr. King stated that it all has to do with how much flexibility and subjectivity the Council wants the Commission to have.

Mr. Dohrn asked Ms. Haley about the roof pitch. Ms. Haley replied that she looked at the old code and it would have allowed the roof pitch, but now it doesn't because accessory structures roof pitches are addressed where they weren't before.

Mr. Martin suggested looking at roofs only, not necessarily compared to building footprint for percentages of allowed pitches.

Ms. Brodine commented that the Commission is working on fixes but asked Ms. King if she is correct in her understanding that the Council could make a fix just for this situation. Ms. King replied no, not for this situation only; it would have to apply to all future projects as well.

Mr. Woodwell stated that compared to typical Roslyn homes/garages they are usually more rectangular and this design is closer to square; there are other options such as making the porch smaller to help alleviate the overages for the roof pitch.

Mr. Martin wants to know why there isn't a way to get a variance from Council.

Mayor Pro-Tem Cooke asked Ms. Brodine if the Commission is considering looking at the roof pitches and she replied yes.

Mayor Pro-Tem Cooke stated that on page 69 under the urban forest overlay, #5 he is concerned that the Commission is not studying the LSP, which is a big document, and the Roslyn Urban Forest Citizen's Advisory Committee (RUF CAC) should make that comment/recommendation as they are the ones who understand that document best. Ms. King will draft that the RUF CAC should make a recommendation to the Commission.

Mr. Martinez stated that he would hate to try and write these things on the fly, and suggested the changes should be given to the Commission for review and then we'll bring the changes back, Ms. Brodine stated that she was also in favor of that approach.

Marc Brodine; Roslyn – Mr. Brodine strongly encouraged the Council to adopt tonight since there are many other items that some people have been waiting a long time for.

Councilmember Osiadacz asked staff and the Commission members present if the document clarified how to measure the building footprint and if the color standards were discretionary. Ms. Brodine replied that the footprint measurements are clarified and there is a supplemental document that addresses the colors which is referenced in the development regulations. Mr. Woodwell stated that the color palates were chosen because they are accepted by the historic boards.

Councilmember Osiadacz then asked why river rock is not an acceptable building material. Mr. Woodwell replied that traditionally in Roslyn you don't see round river rocks; you tend to see more brick or sandstone blocks.

Councilmember Osiadacz then referred to page 174 under subsection "C", she thinks there should be a current appraisal and Mr. Dorhn suggested adding "or" to give the customers an option.

MOTION: Councilmember Januskiewicz MOVED to approve Ordinance #1059 with the amendment to delete footnote #16, items "d" & "e" under section 12.80.050. Councilmember Begley SECONDED the motion. The motion PASSED 6-0.

INTRODUCTION:

- 8.) **AB10-057 – Resolution Authorizing the Mayor to enter into a Contract to Accept a Grant for Historic Survey**

MOTION: Councilmember Gruber MOVED to approve Resolution #10-025. Councilmember Spurrier SECONDED the motion. The motion PASSED 6-0.

Jonine Brodine; Chair of commission – Ms. Brodine stated that this will be the 3rd grant that we've gotten and this is a relatively small portion of the City that we will be

surveying, but we anticipate applying for future grants to survey the remaining portions and appreciates Council's consideration.

Councilmember Osiadacz recommended putting a message out to the public so everyone knows what is going on.

Mr. Woodwell replied that all the work is done from public right-of-way and Ms. Brodine replied that the survey does include a public open house to keep the citizen's informed and to get their input.

9.) AB10-058 – Resolution Authorizing the Mayor to enter into a Contract for Water and Sewer Rate Study

Mayor Pro-Tem Cooke read the agenda bill.

MOTION: Councilmember Gruber MOVED to approve Resolution #10-026. Councilmember Januszkiewicz SECONDED the motion. The motion PASSED 6-0.

Mayor Pro-Tem Cooke asked if this study would include storm water and Mr. Martinez replied no that is more detailed than we are ready to get involved with and we've heard that there is grant money out there for that type of study so when we are ready we will pursue that avenue. Mr. Martinez also explained that we would need to create a utility to administer the storm water revenues & expenditures.

Councilmember Januszkiewicz stated that the Council did budget the money for this study but we aren't looking at storm because that will exhaust our funding for the water/sewer rate study and Mr. Martinez replied yes but we are looking at other grant funding and additional information for the storm rate study..

Ms. King stated that this is for professional services so you don't ask for bids, you base your decision on the level of service that can be provided by the consultant.

STAFF REPORTS:

10.)

MAYOR AND COUNCIL CONCERNS AND INITIATIVES:

Councilmember Gruber asked if we are currently out to bid on the Old City Hall project and Mr. Martinez informed the Council that we went out to bid on the 16th and had a walk thru with about 21 or 22 contractors yesterday. We received good feedback & questions, and there seems to be a lot of good interest. The actual bid opening is on August 10 and we hope to have a contract to award on the 24th.

Councilmember Spurrier contacted the noxious weed control board and they have a program that if each household pays \$2 they would spray the noxious weeds around town. Mr. Martinez replied that this was before Council a year or two ago and they were not interested at that time but if Council would like to re-look at it we'd be happy to contact the Board again.

Councilmember Spurrier also noted that she has noticed that people are dumping their yard waste in the urban forest and Mr. Martinez replied that anyone should call the police if you see someone doing that. Councilmember Spurrier replied that this particular person is now dumping on the Coal Mines Trail.

ADJOURNMENT: 8:18pm

MOTION: Councilmember Begley MOVED to adjourn the meeting. Councilmember Spurrier SECONDED the motion. The motion PASSED 6-0.

C Cooke
Cordy Cooke, Mayor Pro- Tem

Attest: Amber J Shallow
Amber Shallow, Clerk - Treasurer