

CITY OF ROSLYN
CITY COUNCIL MEETING MINUTES

June 14, 2011 – 7:00 P.M.

Roslyn Council Chambers, 109 S. 1st, Roslyn, Washington

CALL TO ORDER, ROLL CALL, FLAG SALUTE, AGENDA UPDATE: 7:00pm
Mayor Pro-Tem Cooke called the meeting to order at 7:00pm, led the flag salute, and asked the Clerk – Treasurer to call roll.

PRESENT: Mayor Pro-Tem Cordy Cooke, Councilmember James Begley, Councilmember Laura Osiadacz, Councilmember Andy Januszkiewicz, Councilmember Bethany Spurrier, and Councilmember Derek Gruber

ABSENT: Mayor Jeri B. F. Porter and Councilmember Geoff Scherer

MOTION: Councilmember Gruber **MOVED** to excuse the absentees. Councilmember Spurrier **SECONDED** the motion. The motion **PASSED 6-0**

STAFF: George Martinez, City Administrator; Amber Shallow, Clerk – Treasurer; Lisa Haley, City Planner; Mitch Long, Public Works Crewmember; Margaret King, City Attorney

CONSENT AGENDA:

- 1.) Accounts Payable Checks #10890 - #10933, in the amount of \$101,744.45
- 2.) Payroll Checks of May 31, 2011 #7424 - #7448, in the amount of \$22,652.94
- 3.) Minutes: May 31, 2011 Work Study and Special Meeting

Mayor Pro-Tem Cooke read the consent agenda.

MOTION: Councilmember Begley **MOVED** to approve the Consent Agenda. Councilmember Januszkiewicz **SECONDED** the motion. The motion **PASSED 6-0**

CITIZEN'S COMMENTS: (non-agenda items)

Jim Barich, Cle Elum – Mr. Barich came on behalf of the Dr. Starceovich Lodge #56 which he stated was established in 1897 and has been active with officers and meetings up through present day. Mr. Barich told the Council that he has a record of all the Croatian burials in all the cemeteries. The Lodge president is present tonight, Louie Osmonovich and our Vice President Jim Ash; Michele Kloss is the treasurer, and Dick Kloss is the auditor. Mr. Barich stated he was asked to organize a project to install a wall & fence up at the Dr. Starceovich #1 cemetery and took on that job; it is the only ethnic lodge cemetery that is left with an active lodge that still has meetings. Mr. Barich met with Mayor Pro-Tem Cooke and Mr. Martinez and everyone agrees that there is validity in doing the project. In the 1990's Jim Ash organized a group to install the lower wall and it was installed with all volunteers. However we didn't get to finish that project which would bring that wall along the side and up the top. Protecting the graves has become important and this project would do that. The Cemetery Commission has

reviewed the project and approved it, the Lodge went out and got three bids of which only one was appropriate. We have a contractor that states that there will probably be two individuals who will do this job. We discussed this project during a Commission meeting quite extensively and after the bids were submitted we were told that the contractor needed to sign some documents in order to start. That involved prevailing wage, and other red flags. Once I found out prevailing wage needed to be paid and there was a booklet on that I asked for it and received it. After reading the booklet and calling Ramona at Labor & Industries I found out that when no public funds are used prevailing wage is not required. Mr. Martinez requested Roslyn's City Attorney to gather all the information that applied to the prevailing wage provision and statutory requirements for a city such as Roslyn. Mr. Barich read some information from the memo regarding volunteers and community work. Mr. Barich stated that they've built walls up there before, he built the upper wall at St. Barbara's and the City cooperated with that, they provided the backhoe. Because of all this red tape the project has been delayed and he doesn't know if it'll ever get done. Mr. Barich asked the Council to make an exemption if necessary to allow this project to take place. If you could do it tonight or yesterday that would be nice as we would like to get started in the next few weeks.

Mayor Pro-Tem Cooke – I think that you will find support and agreement that this project is very important. What I believe you are asking tonight is for the Council to waive the prevailing wage requirements. Is there anything else? Mr. Barich replied that our the Lodge would like to be able to pay the contractor and get going rather than the City paying them.

Margaret King – Ms. King stated that the 8 page memo is an overview of prevailing wage law that she provided to City staff and the Administrator. Ms. King stated she would be happy to look at this specific issue and provide a written opinion to the Council.

Mayor Pro-Tem Cooke noted that the City offered at the meeting to pay the difference between the amount the Lodge was going to pay and what the actual project will cost following all the laws.

Mr. Barich it doesn't sound like the City has the money to do that since the commission hasn't gotten any extra money that we've asked for in the past.

Mayor Pro-Tem Cooke asked if this could be put on the next agenda, Mr. Martinez replied yes.

Neal Lockett, Roslyn – Mr. Lockett asked if there is a prohibition on volunteerism on a project like that. Ms. King replied there is a limit set forth in RCW on the amount allowed.

ANNOUNCEMENTS, PRESENTATIONS, APPOINTMENTS:

4.) **AB11-036** – Roslyn Forrest Citizen Advisory Committee Appointments
Mayor Pro-Tem Cooke read the agenda bill for this item.

MOTION: Councilmember Begley MOVED to confirm the appointments of Mr. Dan Grantier and Ms. Cathy Cook. Councilmember Spurrier SECONDED the motion. The motion PASSED 6-0

Mayor Pro-Tem Cooke stated that they are honored and please to receive such qualified applicants and we look forward to their participation.

FINAL READING:

5.) **AB11-027b** - Ordinance Amending the Animal Code
Mayor Pro-Tem Cooke read the agenda bill for this item

MOTION: Councilmember Gruber MOVED to approve Ordinance #1076 as a FINAL reading. Councilmember Spurrier SECONDED the motion. The motion PASSED 5-1 (Januszkiewicz)

Prior to the vote Mayor Pro-Tem Cooke opened the floor for discussion.

Neal Lockett, Roslyn – Mr. Lockett asked if this ordinance supersedes the entire Roslyn Municipal Chapter 6. Ms. King replied that it only amends specific sections. Mr. Lockett stated that he felt owners should be allowed 7 days exclusive of weekends or holidays for notice on impounded animals and he also stated that he didn't see anything about animals being left outside under certain temperatures.

Ms. King stated that it was her understanding that the amendments here were brought forward by the Police Chief in order to harmonize certain regulations. Certainly if there are other issues you would like the Council to address you could submit those for so that we can consider them in the next amendment.

Chief Ferguson replied that initially there was too much latitude in the penalty structure and the prosecutor wouldn't enforce issues. Admittedly all three cities ordinances are works in progress; this was intended to bring all the penalty structures into line.

Dick Watts; Roslyn – Mr. Watts asked if there will be a law that allows voice command; Mayor Pro-Tem Cooke replied that there will not be voice command within the built out portion of the city limits, however you can have your dogs off leash in the Urban Forest but you must have a leash with you. There are no dogs in the cemeteries but you can most certainly take your dogs on the roads through the cemeteries as long as they are leashed. Mr. Watts replied that three years ago we did a study about threats in the cemeteries; visitors is the main threat, we see visitors come and if they are allowed to let the dogs free in the forest adjacent to the cemeteries the dogs will be in the cemetery. We would like to see that the forest adjacent to the cemeteries require leashes.

Councilmember Spurrier stated that she always leashes her dogs when she comes to the cemeteries and I'm not sure how we could indicate where you need to put the leash on but maybe there is something we could do.

Councilmember Osiadacz stated that she understands what is being said; there are portions of the cemeteries that aren't well known as cemeteries and I could see how people might think that part of the cemeteries are part of the forest.

Councilmember Begley stated that maybe signs that state leash required beyond this point would be good.

Teresa Kloss, Roslyn – Ms. Kloss stated that she would like to see the leash free remain the Urban Forest area north of SR903.

Mr. Watts stated that the Cemetery signs in the cemeteries clearly state no dogs allowed.

The Council further discussed where dogs could be allowed within the Cemetery Complex such as the dirt or gravel roads through the cemeteries.

Councilmember Spurrier asked Mr. Watts if what they would like to see is no dogs allowed in the cemeteries even on the “mini” roads thru the cemeteries such as the gravel roads. Mr. Watts replied yes and Councilmember Spurrier said that is what will create a problem since the road off of Seventh Street past Dr. Starceovich #1 cemetery up to the trail by the reservoir is currently the only way to get up there.

Mitch Long, CAC Liaison – Mr. Long stated that there are platted roads in that area outside the cemeteries and we can put in place a trail to lead up the reservoir road in the future and we are working on those trails currently but they won't be done for awhile.

Mayor Pro-Tem Cooke – one thing we haven't discussed is that we could also look at making Centennial Park as a dog park. Councilmember Spurrier thought that would be a great place since it is very visible to visitors.

Mr. Long asked the Council to place a waste station in that park if they do turn it into a dog park and require people to clean up after their pets.

INTRODUCTION:

6.) **AB11-037** - Ordinance Setting Water Utility Rates
Mayor Pro-Tem Cooke read the agenda bill for this item.

MOTION: Councilmember Spurrier MOVED to approve the ordinance setting water utility rates as a FIRST reading. Councilmember Begley SECONDED the motion. The motion PASSED 6-0

Prior to the vote Mayor Pro-Tem Cooke opened the floor for discussion.

Neal Lockett, Roslyn – Mr. Lockett asked if all these rates are compounded and Mayor Pro-Tem Cooke replied that yes they are. Mr. Lockett then replied that this is a very significant investment being made.

Mr. Long asked about the part on page two of the ordinance under the table where it says hookups without meters, are we going to allow people hookups without meters. Ms. King replied that we can change that to state existing hookups without meters.

Mayor Pro-Tem Cooke stated that Mr. Lockett is correct that this is a significant increase and the reason we are doing this is that we have a 100 year old pipe line and since I've been here I've been hearing that we need to replace that line, so this is a step in the right direction.

Mr. Lockett asked what is being recommended for replacement; Mr. Long replied the bridge and a portion of the transmission line.

Councilmember Osiadacz – one of the things that was taken into consideration during this rate study was all the administrative work that is done and all the allocations that are done. If in future budgets those allocations are moved around would we adjust these rates.

Mr. Martinez replied that at the work study we covered these issues as far as allocations. Those allocations are set based on what the historical work of each position has been and we make an estimate each year based on the previous years. Each of these funds has not varied by much in regards to allocations so it would not have an impact.

Ms. King stated that the reason we allocate this way is that you are restricted as to what you can spend enterprise funds on but you are allowed to take a portion of what staff does is take care of issues related to the utilities. So cities across the board will take a percentage based on the amount of overall work they do for each of those utilities.

Mr. Martinez stated that where we would make recommendations to adjust the rates is the debt issuance. For this study we planned for the worst case scenario but I just read where the public works board loans were going for 0.5% interest and we planned for approximately 5%.

7.) **AB11-038** – Ordinance Setting Sewer Utility Rates
Mayor Pro-Tem Cooke read the agenda bill for this item.

MOTION: Councilmember Gruber MOVED to approve the ordinance setting sewer utility rates as a FIRST reading. Councilmember Begley SECONDED the motion. The motion PASSED 6-0

MAYOR AND COUNCIL CONCERNS AND INITIATIVES:

Mayor Pro-Tem Cooke – the City Heights project for the City of Cle Elum is moving forward and the oral comment period is ending on July 7th; there is potential impact to our rate payers in regards to the regional wastewater treatment plant (WWTP) and the City of Roslyn has not commented yet. I think the city should go and make some comment on the record.

Mr. Martinez informed the Council that staff found out today that there are two planning commission meetings on this and he has asked Lisa to attend those and she will report back to council prior to July 7th.

Councilmember Osiadacz – I attended the meeting about a fire authority looking at possibly combing the different departments; the Cle Elum administrator, I, and a couple of fire districts were present at the meeting. We would all share the same equipment and tax benefits. My opinion is that where we are right now we would probably be better off not going to a fire authority, our taxes would go up and we potentially would be spread thinner and unable to respond as quickly, but there are benefits such as updated equipment. Councilmember Spurrier asked if there were any other costs associated with

joining a fire authority and Councilmember Osiadacz replied just the taxes. The people heading up this discussion will be contacting staff soon with more information; it's all just discussion right now.

EXECUTIVE SESSION:

Opened at 8:19pm and adjourned at 8:27pm

Mayor Pro-Tem Cooke then announced that the Council would adjourn into an executive session per RCW 42.30.110 (i) to discuss potential litigation with the session expected to last no longer than 15 minutes and no action to take place afterwards.

ADJOURNMENT: 8:27pm

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



Cordy Cooke, Mayor Pro-Tem

Attest:



Amber Shallow, Clerk - Treasurer