

LEAVENWORTH CITY COUNCIL MINUTES

March 27, 2018

Mayor Cheryl Kelley Farivar called the March 27, 2018 Leavenworth City Council meeting to order at 6:30 PM and Councilmember Wilson led the City Council in the Flag Salute.

ROLL CALL

Council Present: Mayor Cheryl K. Farivar, Carolyn Wilson, Mia Bretz, Elmer Larsen, Margaret Neighbors, Sharon Waters, Clint Strand, and Jason Lundgren.

Staff Present: City Administrator Joel Walinski, City Attorney Tom Graafstra, Chantell Steiner, Nathan Pate, Herb Amick, and Sue Cragun.

APPROVAL OF THE CONSENT AGENDA

Consent Agenda:

1. Approval of Agenda
2. Approval of March 13, 2018 Regular Meeting Minutes
3. Approval of March 13, 2018 Study Session Minutes
4. 2018 Claims \$96,567.70

Councilmember Waters noted that a surname was misspelled in the regular meeting minutes; she provided the correct spelling.

Councilmember Larsen motioned to add a 10 minute Executive Session regarding litigation to the agenda and approve the consent agenda as amended. The motion was seconded by Councilmember Neighbors and passed unanimously.

COUNCILMEMBER AND COMMITTEE REPORTS

None.

MAYOR/ADMINISTRATION REPORTS

None.

COMMENTS FROM THE PUBLIC ON ITEMS NOT ON THE AGENDA

Duane Goehner, 1670 Riverbend Drive, Leavenworth; Mr. Goehner stated that he has a concern with the peak traffic hours in the area of Riverbend Drive; the City of Leavenworth is unique as the peak traffic is on the weekends. He stated that he emailed this concern to the Councilmembers and has discussed his query with the County as well. He would like the Council to review further, prior to making any decisions.

RESOLUTIONS, ORDINANCES, ORDERS, AND OTHER BUSINESS

1. Ordinance 1561 – Interim Controls Bitcoin High Density Loads

Development Services Manager Nathan Pate stated that the City Council is being asked to adopt Ordinance No. 1561 and set a Public Hearing for April 24, 2018. He said that this is an Interim Zoning Control ordinance regarding “bitcoin” high-density power load uses and is an emergency action to address a specific item. He addressed bitcoin operations around the County and explained how the other cities and counties are addressing the life safety concerns of such operations. He addressed necessary infrastructure to prevent electrical fires and the electrical constraints on the local power grid. On a final note he addressed the permitting process for such operations, the enforcement process, and how interim controls work; this interim control will be in effect for one (1) year. Councilmember Strand recommended a Politico article that addresses the cryptocurrency repercussions for North Central Washington.

Councilmember Lundgren motioned to adopt Ordinance No. 1561 and set a public hearing for April 24, 2018 at 6:45 PM. The motion was seconded by Councilmember Waters and passed unanimously.

2. Foster Pepper: Bond Counsel Services for Wastewater Treatment Plant Bond Loans

Finance Director Chantell Steiner stated that the City Council is being asked to approve the proposed Bond Counsel Agreement with Foster Pepper for the engagement of services to administer bond loan documents with the U.S. Department of Agriculture (USDA) Rural Development Division for the Wastewater Treatment Plant upgrades. She noted that Foster Pepper is the only group that provides this service in the MRSC Small Works Roster. She confirmed that the rate identified in the bond counsel agreement is an aggregate total of \$29,000 for administration of a note and the total loan bond of \$10,670,000. She explained the two items in the contract that includes services for a bank note (line of credit) and the bond loan. On a final note she stated that Foster Pepper will put the paperwork together for the note and the bond in order for the City to lock in with Foster Pepper’s current rates. Administrator Walinski added that the Council will be reviewing the contract language for the upcoming contract with Varela & Associates in regard to the Wastewater Treatment Plant upgrades at the next Study Session and he noted that this is one of the largest engineering contracts that the City Council will be considering for approval.

Councilmember Lundgren motioned to approve and authorizes the Mayor to sign the Agreement for Bond Counsel Services with Foster Pepper for the Wastewater Treatment Plant Loan Funds from the U.S. Department of Agriculture Rural Development Division. The motion was seconded by Councilmember Wilson and passed unanimously.

3. Mayor Reappoint Joel Martinez, Larry Hayes, and Anne Hessburg to the Planning Commission – Expiring April 30, 2018

Development Services Manager Nathan Pate stated that the City Council is being asked to confirm the Mayoral reappointments of Joel Martinez, Larry Hayes, and Anne Hessburg to the Planning Commission. He said that the Mayor shall appoint all Planning Commission members with confirmation by the City Council. He went on to briefly address the qualities that each Commissioner brings to the Planning Commission and stated his appreciation for each of the members. Mayor Farivar echoed the outstanding qualifications of each member and expressed her thanks for their commitment.

Councilmember Bretz motioned to confirm the Mayoral reappointments of Joel Martinez to Planning Commissioner Position No. 1 for a four-year term, Larry Hayes to Planning Commissioner Position No. 6 for a four-year term, and Anne Hessburg to Planning Commissioner Position No. 7 for a four-year term. The motion was seconded by Councilmember Strand and passed unanimously.

4. Bike & Juice Festival – Youth Funding Request

Finance Director Chantell Steiner stated that the City Council is being asked to consider a request from the Bike & Juice Festival for festival insurance coverage; the City has been paying for the groups insurance for the past three years at a cost of just under \$1,000 per year. She noted that due to the success of the Festival, the insurance cost has increased to \$1,455. She noted the February 13, 2018 City Council meeting where the Council awarded \$2,000 to the Upper Valley Connection Program and explained that expenditure has left \$1,000 in the General Fund Youth Funding line item. She explained that the Council may award the full request if they wish; if so, staff will provide the necessary increase as part of the quarterly budget amendment in April.

Councilmember Strand motioned to approve supporting the Bike & Juice Festival insurance costs from the General Fund Youth Funding in the amount of \$1,500. The motion was seconded by Councilmember Lundgren and passed unanimously.

5. Purchase Parks Utility Van / Surplus 1998 Chevy S 10 2600

Public Works Director Herb Amick stated that the City Council is being asked to authorize the expenditure of funds for the purchase of a 2018 Dodge ProMaster City 4WD Cargo Van in the amount of \$23,717 excluding tax and license. He said that the Equipment Rental & Revolving (ER&R) schedule has identified the replacement of the Parks Department 1998 Chevrolet S10 2600 Pick-Up Truck in the 2018 Budget with an estimated replacement cost of \$24,000. He said that through the use of the Washington State Contract Request System (CARS), the three bid requirement does not apply; staff has located a Dodge Cargo Van to replace the 1998 pick-up truck, which will be used by Facility Maintenance Worker Ara Arakelian. On a final note he stated that approval of purchase and subsequent delivery of the new vehicle will allow for the sale of the 1998 Chevrolet S 10 Pick-Up as a surplus vehicle with a current estimated value of approximately \$2,500.

Councilmember Larsen motioned to approve the purchase of a 2018 Dodge ProMaster City 4WD Cargo Van in the amount of \$23,717 excluding tax and licensing. The motion was seconded by Councilmember Waters and passed unanimously.

Councilmember Larsen motioned to declare the 1998 Chevrolet S 10 2600 Pick-Up Truck, VIN # 1GCDT14X028149587 as surplus equipment and approves selling the truck on the Public Surplus online auction site. The motion was seconded by Councilmember Bretz and passed unanimously.

6. Discussion: Draft Ordinance XXXX – LID Bond Sale

Finance Director Chantell Steiner stated that the City Council is being presented with the draft ordinance for the bond sale associated with the Local Improvement District (LID) #24. She said that the Council will be provided the final ordinance at the April 10, 2018 regular council

meeting; the final action in completing the LID is the sale of the bonds for reimbursement to the City for the water and sewer line extension and lift station along Chumstick Highway. She addressed the average interest rate of 3.15% by Cashmere Valley Bank and noted that the first payment will begin on May 1, 2019 and will be due every year thereafter on May 1. She explained that the City is required to set aside 10% as security for the bank, the LID payments should be completed by 2033, although the City has two additional years to provide payment in the event that the City is still collecting payments from the property owners. Mayor Farivar noted that an individual property owner's portion of the LID will be paid in full if the property is sold.

ITEMS FOR FUTURE CONSIDERATION

Mayor Farivar reminded the Council that the filing deadline for the Public Disclosure Commission is on April 15, 2018 and that there will be a public meeting on the Parking Study on May 2, 2018 at the Festhalle.

EXECUTIVE SESSION LITIGATION

Mayor Farivar stated that the Council will enter into executive session under RCW 42.30.110(1)(i)(i) to discuss litigation for 10 minutes with no action to be taken.

Councilmember Larsen motioned to enter into executive session to discuss litigation for 10 minutes with no action to be taken at 7:19 PM. The motion was seconded by Councilmember Bretz and passed unanimously.

Mayor Farivar reconvened the regular Council meeting at 7:29 PM.

ADJOURNMENT

Seeing no other business, Councilmember Lundgren motioned to adjourn the March 27, 2018 meeting of the Leavenworth City Council. The motion was seconded by Councilmember Wilson and passed unanimously.


The meeting adjourned at 7:30 PM.

APPROVED



Cheryl Kelley Farivar
Mayor

ATTEST



Chantell Steiner
Finance Director / City Clerk