

## **LEAVENWORTH CITY COUNCIL MINUTES**

### **July 12, 2016**

Mayor Farivar called the July 12, 2016 Leavenworth City Council meeting to order at 6:30 PM and Mr. Larry Meyer led the City Council in the Flag Salute.

### **ROLL CALL**

Council Present: Mayor Cheryl K. Farivar, Elmer Larsen, Carolyn Wilson, Gretchen Wearne, Margaret Neighbors, and Richard Brinkman.

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

Mayor Farivar excused Councilmember's Robert Francis and Mia Bretz from the meeting.

### **APPROVAL OF THE CONSENT AGENDA**

#### **Consent Agenda**

1. Approval of Agenda
2. Approval of June 28, 2016 Regular Meeting Minutes
3. 2016 Claims \$121,990.64
4. June 2016 Payroll \$220,329.48
5. Motion to Set Hearing on Capital Facilities Plan on 7/26/16 at 6:45 PM

Councilmember Neighbors motioned to amend the agenda by removing item #2 pending additional information. The motion was seconded by Councilmember Larsen and passed unanimously.

Councilmember Larsen motioned to approve the consent agenda as amended. The motion was seconded by Councilmember Brinkman and passed unanimously.

### **PRESENTATION: PROJEKT BAYERN RECOGNITION**

Mayor Farivar welcomed the attending representatives of Projekt Bayern, Ms. Cary Sanger, Mr. Steve Lord, and Mr. Larry Meyer. She presented the group with two plaques in recognition of the support and funding provided by Projekt Bayern. In 2015 Projekt Bayern provided \$160,000 toward the construction of the Lions Club Park restrooms. Earlier this year, Projekt Bayern provided \$8,000 toward the purchase of the City's new Maibaum that was dedicated on May 14<sup>th</sup> during the 2016 Maifest Festival. She thanked each member for their service and added that it has been a pleasure for the City to work with Projekt Bayern and that she is very appreciative of what they do for the City of Leavenworth. Projekt Bayern President Ms. Cary Sanger stated her thanks to the Mayor, Council, and Staff and said that she appreciates the working relationship with the City. Projekt Bayern Vice President Mr. Larry Meyer thanked the City for recognition of Projekt Bayern and the work that the group does for the Community.

### **PUBLIC SAFETY REPORT: SERGEANT BRUCE LONG, LIAISON OFFICER**

None.

### **COUNCILMEMBER AND COMMITTEE REPORTS**

Councilmember Neighbors reported that she attended the Festhalle Oversight Committee, Public Works Committee, and Study Session meetings. She reported on the Parks Committee meeting and announced that

there will be a Skate Park Committee meeting on Friday; the Committee received an update regarding rebarbing, bank restoration, and golf course improvements from Public Works Director Herb Amick; there was a discussion about the Bike Pump Track and the current conflicts of use; the ordinance regarding alcohol use in the parks will be continued to a later date due to information provided by the Chamber of Commerce; and a discussion of the tubing companies that will be accessing the river from the City's parks.

Councilmember Wearne reported that she attended the Public Safety Committee meeting and will be attending the Skate Park Committee meeting later in the week.

Councilmember Larsen reported on the Public Works Committee meeting and stated that the Committee was invited to participate in the "Our Valley, What's Next" initiative with the City of Wenatchee; the Committee received additional information regarding the purchase of new water meters and various options for financing; the City is applying for Transportation Improvement Board (TIB) funding for the Pine Street Reconstruction project and a Request for Qualifications for engineering related to the Pine Street Project has been published; and there is approximately \$95,000 left from the warehouse refinance that will be used for the planned parking lot improvements. On a final note he and Administrator Walinski reported on the Residential Advisory Committee (RAC) meeting and stated that the group discussed the need to clean up and address fire and safety hazards in the City's alley's, updated the group about the formation of the Skate Park Committee, followed up regarding the PUD substation, and briefly discussed questions regarding overnight rentals.

Councilmember Wilson reported that she will be attending the Upper Valley Museum Board meeting on Thursday. She attended the Public Safety Committee meeting and stated that the Committee received a report from Sergeant Bruce Long and discussed an issue with Wenatchee Valley Animal Control that will need to be addressed; the group reviewed the request for the addition of two stop signs and the policy which determines that placement; the Committee reviewed reports from Pacific Security; she confirmed that alcohol use in the parks will be discussed at the next Study Session meeting; and there was a discussion on the licensing of rafters and tubers.

## **MAYOR/ADMINISTRATION REPORTS**

Mayor Farivar reported that she attended the first Ad Hoc Skate Park Committee meeting and the first Housing Affordability Task Force meeting. She said that both meetings were well attended and productive. She went on to report on the morning Study Session meeting and stated that the Council received a report from the Chamber of Commerce regarding Kinderfest, Tour de Bloom, and the use of alcohol in the parks, received updates on the Waste Water Treatment Plant Facility Plan and the Downtown Park Plaza, reviewed the Six Year Capital Improvement Plan, selected the street name for the Pinegrass Subdivision, reviewed the Financial Policy amendments, reviewed the future Council agenda items and Project Tracking document, considered a draft letter in support of The Mountain Pact non-profit organization, and discussed the contents of the upcoming fall City Council Newsletter. She added that the Council is inviting Ms. Jenny Mullins to the next City Council meeting to educate the public regarding the Leavenworth Mosquito Control District.

City Administrator Joel Walinski reported on the Festhalle Oversight Committee and stated that the Committee has been working on the U.S. Navy Blue Grass Band concert and confirmed that tickets will be available August 1<sup>st</sup>. He explained that Leavenworth Summer Theater (LST) is putting on their final season of performances in the Festhalle and when the theater group moves out they will be taking the lighting with them; and the City is in discussions on possibly purchasing their drapery. He said that there has been discussion with LST regarding the purchase of the drapery as well as obtaining quotes from vendors for purchasing new drapes. He confirmed that the City is coordinating the move with LST to ensure that the transition doesn't disrupt the scheduled events taking place in the building. He said that there will likely be a recommendation in early August for Council consideration for purchases for the Festhalle.

City Attorney Tom Graafstra reported that he has met with City Administrator Walinski and will provide his white paper report, including reference materials, regarding overnight rentals on Thursday, July 14<sup>th</sup>.

## **COMMENTS FROM THE PUBLIC ON ITEMS NOT ON THE AGENDA**

Greg Morisoli, 12788 Spring Street, Leavenworth; Mr. Morisoli spoke in favor of overnight rentals. He shared some recent experiences regarding his personal overnight rental guests who would not have visited the City if not for his hospitality. He noted that overnight rentals do change the neighborhood, but it is a positive influence in the neighborhood.

Paula Meyer, 110 Park Avenue, Leavenworth; Ms. Meyer stated that she is opposed to alcohol in the public parks. She said that the parks are the only safe-haven for the young people and that if someone wants alcohol, they should rent the Festhalle and provide their own security. She went on to say that she is also opposed to overnight rentals because we are losing our neighborhoods.

Sharon Waters, 336 Birch Street, Leavenworth; Ms. Waters stated that she is also opposed to alcohol use in the City's parks. She went on to say that she is part of a group that is very active in not allowing overnight rentals in the residential areas. She shared a letter that was written to a vacation rental management company by City Staff and highlighted an excerpt written by the City Council in the 1990's which opposes nightly rentals in residential areas.

## **RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS**

### **1. Cascade School District – Skateboard Park Memorandum of Understanding (MOU)**

City Administrator Joel Walinski stated that the City Council is being asked to review and consider for approval the Skateboard Park Memorandum of Understanding (MOU) between the City of Leavenworth and the Cascade School District. He said that the agreement allows the School District Use Agreement with the City to be terminated, it allows the School District to remove the Skate park and releases the City's rights to that Skate park, and releases the School District from the RCO (Recreation Conservation Office) requirements so that those requirements lay solely with the City. He went on to explain that the agreement addresses how the City will go about replacing the Skate park with 50% shared construction costs with a cap of \$100,000 for the School District. He said that the agreement also addresses the financing; the school district will cover the removal of the Skate park with no cost to the City and the City is required to acquire the land for the Skate park with no cost to the School District. He said that the Agreement lays out the groundwork for the City to possibly purchase a remnant portion of the Osborn School property once the School District assesses the land and determines what the School District may choose to do with the land; the School District is considering construction of tennis courts and possibly retaining the District Office located on that property. He said that the Agreement provides the City with the option to purchase the remnant portion; if the City chooses to purchase the land, there will be a reduction in cost equal to either 50% of the Skate park construction costs or \$100,000, whichever is less. He reiterated that the Council is being asked to approve the MOU, although he noted that there were additional attachments to be included as well as a final review by the City Attorney. City Attorney Graafstra briefly clarified the areas of the agreement regarding the option to purchase and the RCO obligation.

Councilmember Brinkman motioned to approve the Skateboard Park Memorandum of Understanding agreement with the Cascade School District and authorizes the Mayor to sign after the final review and approval of the final document by the City Attorney. The motion was seconded by Councilmember Neighbors and passed unanimously.

### **2. 2<sup>nd</sup> Reading of Ordinance No. 1529; Alcohol Use in the Parks**

Item Canceled.

### **3. Ordinance No. 1530: Quarterly Budget Amendment**

Finance Director Chantell Steiner stated that the City Council is being asked to adopt Ordinance 1530 Quarterly Budget Amendment. She went on to clarify the changes to the General Fund, Street Fund, Pool Fund, Pine Street Fund, PRSA Fund, and Sewer Fund; she addressed projects and dollar amounts associated with those various funds, the changes to the funds, and the beginning and ending fund balances.

Councilmember Wilson motioned to adopt Ordinance 1530 Quarterly Budget Amendment. The motion was seconded by Councilmember Wearne and passed unanimously.

### **INFORMATION ITEMS FOR FUTURE CONSIDERATION**

Mayor Farivar stated that the Mayor's Annual Breakfast with the City Staff and Council will take place on August 16<sup>th</sup> at the Wild Huckleberry from 7:00 AM – 9:00 AM.

### **EXECUTIVE SESSION: RCW 42.30.110(1)(b) & (c) SURPLUS PROPERTY & ACQUISITIONS**

#### **1. Possible Action**

Mayor Farivar requested a motion to recess into Executive Session for approximately 20 minutes to discuss surplus property and acquisitions with no action to be taken.

Councilmember Larsen motioned to recess into Executive Session at 7:19 PM for approximately 20 minutes to discuss surplus property and acquisitions with no action to be taken. The motion was seconded by Councilmember Wilson and passed unanimously.

Mayor Farivar reconvened the Regular City Council meeting at 7:39 PM.

### **ADJOURNMENT**

Seeing no other business, Councilmember Wearne motioned to adjourn the July 12, 2016 meeting of the Leavenworth City Council. The motion was seconded by Councilmember Wilson and passed unanimously.

The meeting adjourned at 7:39 PM.

**APPROVED**

**ATTEST**



Cheryl K. Farivar  
Mayor



Chantell Steiner  
Finance Director / City Clerk