

## **LEAVENWORTH CITY COUNCIL MINUTES**

**May 28, 2019**

Mayor Cheryl Kelley Farivar called the May 28, 2019 Leavenworth City Council meeting to order at 6:30 PM and Port Commissioners JC Baldwin and Mark Spurgeon 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, Lilith Vespier, Herb Amick, and Sue Cragun.

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

#### Consent Agenda:

1. Approval of Agenda
2. Approval of May 14, 2019 Study Session Minutes
3. Approval of May 14, 2019 Regular Meeting Minutes
4. Approval of May 20, 2019 Special Meeting Minutes
5. 2019 Claims \$119,129.48
6. Set Public Hearing on Code Amendments Recommended by the Planning Commission on June 11, 2019 @ 6:45 PM
7. Set Public Hearing on Six-Year Transportation Improvement Plan on June, 11 2019 @ 6:45 PM

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

### **COUNCILMEMBER AND COMMITTEE REPORTS**

Councilmember Strand reported on the Public Safety Committee meeting and stated that the Committee received a report from Fire District #3; the County burn ban begins on June 5, 2019, the High School Cadets will soon be qualified fire fighters, and the Fire District is working toward being a nationally recognized Firewise area in collaboration with the Department of Natural Resources (DNR). He noted that the European Car Club Rally will take place on June 15, 2019. He reported on the Finance Committee meeting and stated that the City's finances are in order.

Councilmember Waters reported that she was an evaluator for Project Citizen at Cascade High School, she attended the Special City Council and Chelan Douglas Health District Board meetings. She briefly reported on the Health District and stated that discussions included the opioid epidemic, dangers of teen smoking and vaping, the age change to 21 will begin in 2020, and safe injection facilities. She said that she participated in a "ride along" in a Waste Management garbage truck and noted that she witnessed residential yard waste being disposed in

the solid waste dumpsters; she cautioned that if that practice continues, the City will no longer be allowed to use the Dryden dump site, which would be costly for the residents.

Councilmember Neighbors reported that she recently returned from vacation in Canada.

Councilmember Bretz reported on the Upper Valley Park & Recreation Service Area (PRSA) meeting and stated that the pool opened over the weekend, the diving board is cracked and has been removed; it has been recommended that the board not be replaced due to safety standards, the surge tank repairs have been completed, and the resurfacing project will take place following the close of season. She reported on the Link Transit Board meeting and stated that the Leavenworth Park & Ride will trial Big Belly automated trash and recycle compacters. She said that there will also be a trial for a seasonal shuttle in the City of Chelan; Leavenworth will also have a shuttle that travels from the new Park & Ride to the west end of town and back, looping through downtown, which will begin on July 1<sup>st</sup>. She noted that there will be a ribbon cutting ceremony at the Park & Ride on June 28, 2019 at 11:30 AM and confirmed that the Board authorized the purchase of five busses with grant funding and the kick-off of the ambassador program. She reported on the Housing Committee meeting and stated that Development Services Manager Lilith Vespier shared information on the “missing middle” with regard to housing costs, those who are not low income, but in the middle.

Councilmember Larsen reported that the Leavenworth Area Promotion (LAP) Committee meeting was canceled.

Councilmember Wilson reported that she attended the Special City Council and Public Safety Committee meetings.

## **MAYOR/ADMINISTRATION REPORTS**

Mayor Farivar reported that Strider Construction will begin staging their construction equipment on June 10<sup>th</sup> for the Pine Street Reconstruction Phase I project; the ground breaking will take place on June 17<sup>th</sup>. She noted that the expectation is for 95% completion prior to the start of school in the fall. She reported that she attended the Cascade High School Dedication and Ribbon Cutting Ceremony and briefly provided the details of that event.

Finance Director Chantell Steiner reported that the City of Leavenworth, Leavenworth Transportation Benefit District (TBD), and Upper Valley Park & Recreation Service Area (PRSA) Annual Reports have been completed, submitted to the WA State Auditor’s Office, and are available on the City’s website.

Development Services Manager Lilith Vespier reported on the recent land use hearings with the Hearing Examiner and noted the progress and response times. She addressed the departments workload and stated the numbers of building permits that have been submitted and the corresponding projects for the months of April and May. She said that staff has been working with the business community regarding compliance with the sign code. On a final note she provided a brief update on the current endeavors of the Planning Commission.

Public Works Director Herb Amick reported that the City sponsored the Memorial Day Service at Mountain View Cemetery on May 24<sup>th</sup>. Mayor Farivar addressed the Memorial Day Service

and stated that it was very well attended and a very beautiful and moving service. There was a brief discussion of the recent bear and bear cub sightings around the parks and neighborhoods.

### **PRESENTATION: MERGING OF PORT OF CHELAN AND DOUGLAS COUNTY**

Port of Chelan County Executive Director Jim Kuntz addressed a proposal to functionally merge the Port of Chelan County with the Port of Douglas County in order to create a single Regional Port Authority. He stated that the idea came from a task force which was formed to look at the long term funding implications of the Pangborn Memorial Airport; the task force was comprised of the Mayors of Wenatchee and East Wenatchee, two Commissioners from each county, and members of the local business community. The task force recommended consolidation of the two Post Agencies in order to save money and resources. He clarified what a functional consolidation was and how that operates with regard to voting and approval of budgets and projects. He noted that by consolidating the two Ports, they estimate a \$500,000 savings, which are funds that can be applied to Pangborn Airport, as well as economic development throughout the region. He said that they will be presenting to every City Council in both Chelan and Douglas Counties; a public hearing will be held at the Chelan Douglas Transportation Council on May 29, 2019, the two Port Commissions will vote to consolidate in mid June, and the consolidation will become effective on January 1, 2020 if approved. There was a brief discussion regarding the status of the non-stop flight to San Francisco.

Port of Chelan County Commissioner JC Baldwin stated that once the functional consolidation is formed, this will be the largest Port District in the State of Washington, geographically. Port of Douglas County Commissioner Mark Spurgeon stated that the regional economy is not separated by the Wenatchee River and economic development throughout the region will be enhanced by the consolidation. Commissioner Baldwin thanked Mayor Farivar for serving on the Chelan Douglas Transportation Council (CDTC) and representing the City of Leavenworth.

### **PRESENTATION: NORTH CENTRAL REGIONAL LIBRARIES**

North Central Regional Library (NCRL) Executive Director Barbara Walters addressed the NCRL Strategic Plan for 2019-2021 and stated that the plan is based on five directions; embrace innovation & curiosity, enhance user experience, actively listen & respond, cultivate community partnerships, and strengthen organizational health. She noted the efficiency of the Leavenworth Library staff and the abundant support that the library receives from the Friends of the Library Board and the City of Leavenworth; she thanked the City for the support. She addressed the challenges libraries face, technology needs, and various needs around the region. There was a brief discussion of opening on Saturdays, as requested by residents, which will need further discussion with the City.

### **GROUP FUNDING REPORT: BAVARIAN BATTLE OF THE BIKES – MEG ZAPALOWSKI**

Ms. Meg Zapalowski, owner of Infinity Cycling, organized the 2<sup>nd</sup> annual Bavarian Battle of the Bikes Festival. She said that the Festival is a fundraising event to support local foundations and organizations that support outdoor recreation and tourism, specifically Evergreen Mountain Bike trails at Leavenworth Ski Hill and Icicle Bicycle scholarships for the local youth. She provided information on the numbers of visitors, event participants, and where those visitors and participants traveled from. She said that this year there was a conflicting event at the high school,

and she will change the festival days in upcoming years to accommodate those students; she would also like to include the Bike & Juice Festival within the Battle of the Bikes Festival. She addressed the cost to put on the festival, marketing and advertising, and operational expenses. She noted that she received quite a bit of promotional giveaways from outside companies and that the festival ranked high on the Pink Bike website. On a final note, she thanked the City for the Lodging Tax Group Funding grant. Ms. Angela Harrison, representative of the Blue Lotus Foundation, addressed the event and echoed the same enthusiasm shared by Ms. Zapalowski. She noted that the professional riders were very impressed with the pump track, the community, and the event.

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

None.

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

### **1. Set Public Hearing for Resolution 07-2019 – Link Transit Ballot Measure Support**

City Administrator Joel Walinski stated that the City Council is being asked to set a public hearing on June 25, 2019 at 6:45 PM to discuss and consider a resolution of support or opposition for the Link Transit Ballot Measure in August of 2019.

Councilmember Bretz motioned to set a public hearing on June 25, 2019 at 6:45 PM for the consideration of a resolution of either support or opposition for the Link Transit Ballot Measure. The motion was seconded by Councilmember Larsen and passed unanimously.

### **2. Special Use Permit – Oktoberfest Noise Permit**

City Administrator Joel Walinski stated that the City Council is being asked to give consideration of approving a Special Use Permit (SUP) applied for by Projekt Bayern for their Oktoberfest event scheduled for the first three (3) weekends in October. He said that the SUP will allow for the noise and sound levels to increase, but not to exceed 95 decibels during the event, including and up to 1:00 AM. He noted that the parking lot venues will end live music in one-hour intervals beginning at 10:00 PM and ending all live outdoor music at 12:00 AM; live music will continue in the Festhalle until 1:00 AM. He added that the SpaaZ Platz venue, which is the P-3/Festhalle Parking Lot, will not be opened on Friday evenings throughout the Festival. He noted that the City has had a good relationship with Projekt Bayern in regard to their self-monitoring of sound levels and making necessary adjustments. He said that by closing down the tents, the noise from the event will be reduced, and by moving people into the Festhalle, the noise will soon be contained inside the building. He confirmed that the permit is the same as last year and that there were no complaints last year.

Steve Lord, 418 Ski Hill Drive, Leavenworth; Mr. Lord addressed the complaint hotline and noted that this will be the third year using a complaint hotline, although he has not received complaints in previous years. He confirmed that there are no changes to Oktoberfest, other than closing the SpaaZ Platz venue on Fridays.

There was a brief discussion in regard to the noise level of the town itself during Oktoberfest. Administrator Walinski stated that the City monitors those businesses who cause a disturbance

and notifies owners. Once the owners are notified of the issue, they do take steps to address the issues

Councilmember Waters motioned to approve the Special Use Permit for the Oktoberfest Noise Permit. The motion was seconded by Councilmember Neighbors and passed unanimously.

### **3. Pine Street Field Inspections: Pacific Engineering**

Public Works Director Herb Amick stated that the City Council is being asked to review and approve an amendment to the Professional Services Agreement (PSA) with Pacific Engineering and Design, to include construction inspection services on behalf of the City for the Pine Street Reconstruction Phase I Project. He said that the estimated cost for the scope of services included within the agreement amendment is \$24,128.00. He noted that the original PSA for on-call engineering consultant services was approved by Council on December 11, 2018 for the 2019 calendar year. He explained that by using Pacific Engineering, there will be a considerable cost savings on the project; the alternative would be an inspector traveling from Spokane.

Councilmember Strand motioned to approve and authorizes the Mayor to sign the Professional Services Agreement Amendment 1 with Pacific Engineering and Design for inspection and consulting engineer services for the Pine Street Reconstruction Project for a not to exceed amount of \$24,128. The motion was seconded by Councilmember Lundgren and passed unanimously.

### **ITEMS FOR FUTURE CONSIDERATION**

Mayor Farivar stated that that the joint mid-year meeting with the Planning Commission will take place on June 5, 2019 at 7:00 pm in the Council Chambers.

Councilmember Larsen stated that he has submitted his letter of resignation and said that this will be his last meeting. Mayor Farivar read his letter of resignation aloud and noted that he is unable to continue in the demanding position for reasons of family and health. She said that Councilmember Larsen has served over three decades on the Council, as a Mayor and a Councilmember, and has served the community well; she asked for a standing ovation.

Annie Schmidt, 309 Meadow Drive, Leavenworth; Ms. Schmidt stated that you don't in life get an opportunity very often to see good civic behavior modeled up close and personally. She said, "Thanks dad for modeling that behavior for my children."

Tibor Lak, 1553 Alpensee Strasse, Leavenworth; Mr. Lak stated that he had served with Councilmember Larsen for 12 years. He said that Councilmember Larsen is a good man and a good man for this community; he was never afraid to fight for the guy who needed help.

Mayor Farivar, Councilmembers, and staff individually shared positive thoughts regarding their experience and relationship with Councilmember Larsen. She noted that there will be a public reception following the 2019 election and Councilmember Larsen will return for that reception.

### **ADJOURNMENT**

Seeing no other business, Councilmember Larsen motioned to adjourn the May 28, 2019 meeting of the Leavenworth City Council. The motion was seconded by Councilmember Wilson and passed unanimously.

The meeting adjourned at 7:47 PM.

**APPROVED**



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**Cheryl Kelley Farivar**  
**Mayor**

**ATTEST**



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**Chantell Steiner**  
**Finance Director / City Clerk**