

Mayor Lee Webster called the meeting to order at 6:01p.m. Council Members present were Kris Dawson, Bob Fateley, Dan Smith, John Scheller and Art Smyth, A quorum was present. Also present were Public Works Director JD Smith, Chief of Police Ron Oules, and Police Department Clerk Misty Ruiz.

Council Member Bob Fateley moved to approve the minutes from the Regular City Council Meeting on 04/14/2010 as submitted with three wording changes, and the minutes from the Special City Council Meeting on 04/22/2010, as submitted. The motion was seconded by Council Member Kris Dawson and passed unanimously.

Vouchers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on a listing, which has been made available to the City Council.

As of this date 05/12/10 the Council, by a majority vote, does approve for payment those vouchers included in the voucher payment list and further described as follows: Claims Fund voucher numbers#43568 through #43627, in the amount of \$132,204.84. Payroll Fund voucher numbers#12044 through #12075 in the total amount of \$96,900.97.

**MOTION:** At 6:01pm Council Member Bob Fateley moved to approve the Agenda, Council Member Art Smyth Seconded the motion. The motion passed unanimously.

**ADDITIONS/CHANGES TO THE AGENDA:**

None made however Public Works Director presented a letter from Gebbers Farms in which was delivered by Tory Wulf and asked to be read at the Council meeting.

**Ordinance 825**

Mayor Lee Webster Read the letter submitted by Tory Wulf into the meeting however did note that the letter did not have a signature. Mayor Lee Webster then gave opportunity for comment.

Council Member Bob Fateley expressed concern with ordinance 825 as he believes it is not good for the airport or the residents of the airport. Council Member Fateley had concern with paragraph M as he feels there are two parties doing business at the airport and more equipment is needed to operate their business such as fuel trucks and storage units etc, Council Member Fateley has contacted many other airports and they do not have the same type of ordinances in place. However Council Member Bob Fateley did believe the two entities need to figure out a way to work together.

Scott Baker voiced his approval of the ordinance and feels that it needs to be put into place now, as without rules the airport will not be able to work. Scott stated that it is not just the Smiths who will be affected by this ordinance as he will have to do things to get into compliance but he feels this will alleviate the problems they are having with junk all over the airport which has spilled over onto Gebbers Farms property. At this point Gebbers Farms has requested everything be moved from their property. He also offered to help put up chain link fences with slats if the problem is all monetary.

Council Member Dan Smith feels the ordinance is directed at 1 person.

Council Member Art Smyth feels if this ordinance is put into place, the City needs to follow it's own rules and should fence off the lagoon and Council Member Bob Fateley feels shrubs would be a better alternative.

Council Member John Sheller made it clear that this ordinance was not intended to hurt anyone's business or show favoritism to one group. This ordinances purpose is to clean up the airport.

**MOTION:** Council Member John Sheller made a motion to pass ordinance 825 as it can be amended in the future but this is a good start. Council Member Kris Dawson seconded the motion and a vote was taken with 3 for the motion and 2 against the motion. The three in favor being Council Members John Sheller, Art Smyth, and Kris Dawson. Council Members Bob Fateley and Dan Smith opposed. Motion carried.

Mayor Lee Webster addressed the issue of Council Member Dan Smith participating in the discussion as well as the vote as Council Member Dan Smith resides at the airport and has property on the airport. Council Member Dan Smith stated he only has a canoe which would be required to be moved and asked if he needed to move it. Council Member Dan Smith advised the council that he feels he is within his right to vote and participate in discussion as he has spoken with a lawyer who advised him he was within his right.

**MAYOR LEE WEBSTER:**

The upcoming changes in the Comprehensive Plan include changing the designation of the airport to “Airport Industrial” in order to make it available for multiple uses. The intent is to keep the airport clean and esthetically beautiful. At this time the airport includes residential. At this time the FFA will not allow residential however the FFA Compliance officer is going to indicate what can and cannot happen at the airport to be in compliance for the Grant. At this time the City doesn’t want to break any leases. There was discussion about Med Star but it was determined that they do not fall into the category of needing to spend less than 180 days a year at the location.

**FINANCE DIRECTOR PAMELA OLSEN:**

Monthly Finance Report:

A memo was given to the Council Members stating Finance Director Pam Olsen is at training and was unable to give a finance report this month. The memo stated things looked about the same as the last month.

Council Member John Sheller made the request to always have a finance report each month.

Mayor Lee Webster said he had left a summary of what was budgeted each year for jail fees at home but briefly the amount budgeted was about \$180,000.00 which would mean we would owe about \$60,000.00 however only \$80,000.00 has been paid. Mayor Lee Webster stated he wants to get some answers about this before next month. Council Member Kris Dawson said that if that is what was budgeted then that is what should have been paid.

**PUBLIC WORKS DEPARTMENT:**

Public Works Director JD Smith gave an update on the United States Department of Agriculture report as they are waiting on the title for the backhoe to proceed. However the backhoe is an excellent machine and everyone has been trained to use it. It does have one issue but it will be rectified and will be available for use in the next week.

**AIRPORT CAPITOL IMPROVEMENT PROGRAM:**

Public Works Director JD Smith addressed the ACIP program as the City must be willing to match 5% of the awarded amount. A vote was needed on this issue at this meeting as the application needs to be submitted by May 24. The 5% however can come from other grants or funds from other places. The funds would be used to provide an east parallel taxi way. Council Member Dan Smith felt the City Council should have been part of the discussion as to what improvement they would like to see in advance in the future.

**MOTION:** Council Member Art Smyth made the motion to apply for the ACIP grant as well as commit to the 5% if awarded. Council Member Kris Dawson seconded the motion and it passed unanimously.

**WASHINGTON STATE DEPARTMENT OF AGRICULTURE ENFORCEMENT:**

The WSDA enforcement officer is coming to do a walk around of the airport for everyone to attend to review the rules as to comply with the grant for such things as containment of pesticides and fertilizer. The walk around will be on May 21<sup>st</sup> at 10AM.

**LOCUST WAY LIGHTING:**

Irma Childers has requested the city install another light behind her house as she cannot see the street from her house in the dark. Mayor Lee Webster and Public Works Director JD Smith went to her house after dark to view the issue with the lighting. Mayor Lee Webster could not see Public Works Director JD Smith when he was on the Street after Irma's flood lighting had come on. When the lights were off Mayor Lee Webster could see Public Works Director JD Smith standing on the street. Irma's house sits below the roadway and you need to look upward to see the street and as the flood lights come on they produce so much light that you cannot see as far away in the dark. The Brewster City Council appreciated the work she had done to put in the lights but adding another light to the area wouldn't be a solution that is attainable as the city cannot put street lights at every house in town. Several Council Members expressed concerns that since the original request was met, the lighting is adequate and in fact better than a lot of streets in town; we don't want to put ourselves in a position to have to install a new light when anyone requests one. All council members agreed that they wouldn't like to see an additional light at that location but maybe someone could look into positioning Irma's lights as to be able to have a better view from her house.

**OKANOGAN COUNTY CHILD DEVELOPMENT ASSOCIATION SINK REQUEST:**

The OCCDA would like to put a sink in the Recreation Center as to allow the children to be able to brush their teeth at a safe level. At this time they use the bathroom but it would be nice for them to have a place to be able to brush the child's teeth at their level. The OCCDA would bear all costs associated with putting this sink in place. All council members and the mayor were in agreement that they could install the sink as requested.

**POOL UPDATE:**

Public Works Director JD Smith requested authorization to order the chemicals needed to run the pool from now until July. He requested \$4000.00 in chemicals however the pool and the sewer treatment plant use the same tablets so the cost can be split between the two departments.

**MOTION:** Council Member Kris Dawson made the motion to approve the purchase of the chemicals requested by Public Works Director JD Smith. Council Member Art Smyth seconded the motion and it passed unanimously.

**POLICE DEPARTMENT UPDATE/STATS:**

Chief of Police Ron Oules reviewed the overtime report. He feels the overtime is in line with overtime from the prior months. All but 14 ½ hours of the overtime incurred during this month will be reimbursed by the State of Washington. Council Member Kris Dawson asked for some explanation as to why the State of Washington will reimburse the City for overtime. Chief of Police Ron Oules explained that the State of Washington has funding for certain programs which allow for overtime to be paid to do certain things. The State of Washington uses "Emphasis Patrols" analysts to indicate from data where the money should be spent to cover the areas of need for specific tasks.

Chief of Police Ron Oules reported the statistics for the month of April noting that there was a burglary at Lindsey's and the Brewster Marketplace however there was a suspect arrested in both cases. There were also three other arrests for individuals who were responsible for Graffiti

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around town. Chief of Police Ron Oules noted there had been a robbery on the 9<sup>th</sup> of May however at this time it doesn't appear the two robberies were connected.

**EXECUTIVE SESSION:**

**MOTION:** Council Member Bob Fateley moved to have an executive session for 10-15 minutes to discuss personnel. Council Member Art Smyth seconded the motion and it passed unanimously.

Notification was made to continue executive session for another 10 minutes.

**ADJOURNMENT:**

With there being no further business to come before the Council, the meeting was adjourned at 7:52p.m.

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Mayor Lee Webster

ATTEST:

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City Clerk/Finance Director Pamela Olsen, MMC