

Mayor Lee Webster called the meeting to order at 6:00 p.m. Council Members present were Art Smyth, Jan May, John Housden, Ramiro Villagrana and Tim Rieb. Also present were Public Works Director Lynn Lawson, City Clerk Misty Ruiz, Police Chief Ron Oules and Deputy Clerk Desha Dawson and City Attorney Chuck Zimmerman.

❖ PLEDGE OF ALLEGIANCE –

**ADDITIONS/CHANGES TO THE AGENDA:**

Council agreed to the addition of an Itinerant Vendor question under Public Comment, Gebbers Farms Encroachment (O'Connell) and a 10-minute Executive Session at the end of the regular meeting to discuss Potential Litigation.

**MOTION:** *Council Member Smyth made the motion to approve the above noted additions to the final agenda. Council Member May seconded the motion and it passed unanimously.*

**MINUTES APPROVAL:**

The minutes from 3/12/2014 and 3/26/2014 City Council Meeting were reviewed.

**MOTION:** *Council Member May made the motion to approve the above noted minutes. Council Member Villagrana seconded the motion and it passed unanimously.*

**PAYROLL AND ACCOUNTS PAYABLE APPROVAL:**

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, April 9, 2014, the Council, by a majority vote, does approve for payment those vouchers included in the voucher payment list and further described as follows:

March 2014 Manual Claims Fund voucher numbers 842-848, 53070, 53071 and 53096-53099 as well as April 2014 Council Claim voucher numbers 53107-53172 in the total amount of \$137,246.35.

March 2014 Payroll check numbers 849-873, 53007-53012 and 53072-53095 in the total amount of \$110,471.18.

**MOTION:** *Council Member Smyth made the motion to approve the above noted bills and payroll for payment. Council Member Rieb seconded the motion and it passed unanimously.*

**PUBLIC COMMENT:**

**CHAMBER OF COMMERCE:**

Sabrina O'Connell presented on behalf of the Chamber to discuss the May 10<sup>th</sup> City of Brewster Cinco De Mayo Event. She stated that they have submitted an event application. She has met with the Police Chief and the Public Works Director to review appropriate parade routes, safety, vendors, garbage collection and other questions regarding allowed activities and specifically noise control. She stated that she and other chamber members will be present at the event for its duration. At this time, she is here to request a variance for the music. Chief of Police Ron Oules stated that the previously allowed 2 block radius is appropriate.

**MOTION:** *Council Member Smyth made the motion to approve the requested noise variance for the Chamber of Commerce Cinco De Mayo Celebration on May 10th. The music is not to be heard beyond a 2-block radius, and cease immediately at 10 pm. Council Member Villagrana seconded the motion and it passed unanimously.*

ITINERANT VENDOR REQUEST:

The staff/owners of La Nortenita presented to request consideration of their itinerant vendor application to sell ice cream from a mobile vehicle. This was discussed by Council.

Mayor Webster suggested that as long as there are no objections to the application, that Council allow the application and permitting process to move forward on a City staff level. Council discussed this and agreed.

BREWSTER YOUTH SOCCER:

A few of the Brewster Youth Soccer players presented to Council to inquire about the possibility of receiving monetary assistance from the City to help fund some of their uniform and travel expenses for the upcoming season. City Attorney Chuck Zimmerman informed the young men that the City is not allowed to “give” money to these types of organizations, but we can help by allowing them to post signs and collection cans at City Hall. The boys were informed that they could possibly contact the Brewster Chamber for ideas or assistance, and they will do this tomorrow.

MAYOR WEBSTER:

NCWEDD ANNUAL DUES REQUEST:

**MOTION:** *Council Member Smyth made the motion to approve the \$250 membership fee to the North Central Washington Economic Development District for 2014. Council Member Rieb seconded the motion and it passed with a vote of four (4) in favor, and one (1) opposed. (Council Member Housden opposed).*

RESOLUTION NO. 14-02- FEES FOR APPLICATIONS:

**MOTION:** *Council Member Smyth made the motion to approve Resolution No. 14-02, establishing additional fees for applications to the City and requests for responses to inquiries to the city which necessitate the use of outside professional services by City officials. Council Member Rieb seconded the motion and it passed with a vote of four (4) in favor, and one (1) opposed. (Council Member May opposed).*

LOUCKS LEASE – LAGOON:

Council Member Housden and Council Member Villagrana met and reviewed the Blue Water Lagoon Lease proposal. The request is for a long term lease. It is their recommendation at this time to extend the current lease for one year, which will give all parties involved adequate time to review the situation and where each would like to go from here.

**MOTION:** *Council Member May made the motion to approve the one year extension of the above noted Blue Water Sanitation lagoon lease on the recommendation of the Airport Committee, and authorize the Mayor to execute this extension. Also included in the extension of the lease will be the implementation of metered water service and scheduled rate increases. Council Member Smyth seconded the motion and it passed unanimously.*

**MOTION:** *Council Member May made the motion to request that the lagoon operations at the airport be reviewed in 6-months from today, and that the Council consider composing an exit strategy for the Lagoon operations, if the need should arise to do so. Council Member Smyth seconded the motion and it passed unanimously.*

RATE STUDY:

City Attorney Chuck Zimmerman explained the benefits of having a rate study performed. This study will also help us determine, and justify, the rates that we charge for services and if they are consistent with what should be charged.

**MOTION:** *Council Member May made the motion to authorizing the Mayor to negotiate with the FCS Group for a water/sewer rate study consistent with the FCS Group proposal dated 4/7/14, and to execute said agreement. Council Member Rieb seconded the motion and it passed unanimously.*

SET PUBLIC HEARING FOR USDA PD VEHICLE GRANT/LOAN:

**MOTION:** *Council Member Smyth made the motion to set the Public Hearing date for the USDA PD Vehicle Grant/Loan for Friday, April 25<sup>th</sup> at 12pm at City Hall. Council Member Housden seconded the motion and it passed unanimously.*

MCKINSTRY SERVICE PERFORMANCE BASED CONTRACT:

Ruiz noted that we have gained some control with respect to contractors and subcontractors to complete our projects, as we hope to keep things locally based. The project is moving forward nicely.

**MOTION:** *Council Member May made the motion to approve the Performance Based Contract submitted by McKinstry (as submitted, by recommendation of Ogden Murphy Wallace). Council Member Smyth seconded the motion and it passed unanimously.*

AIRPORT EASEMENT ISSUE – GEBBERS FARMS:

Chuck Zimmerman, City Attorney, reviewed the airport easement items with Council. After meeting with Gebbers Farms representatives Kevin Benson and Shawn O’Connell, it has been agreed that these issues will proceed forward at a staff level, including assistance from Gebbers Farms and Erlandsen’s. All parties involved are comfortable with this solution. The Council will be informed of the progress. Zimmerman stated that things are going well at this time. Council expressed their agreement with the plan presented.

MISTY RUIZ – CITY CLERK TREASURER:

FINANCE REPORT:

City Clerk Misty Ruiz informed Council that she has completed the Annual Report, which will be distributed to Council in May. It is currently being reviewed by Toni Nelson, Vision Municipal Solutions. Ruiz also informed Council that Mrs. Nelson has taken a consulting position at MRSC. Nelson will still be available to us for assistance through MRSC, however, now that she no longer will be working for Vision, she will not be available to assist us with our financial questions and reviews.

RESOLUTION NO. 14-01 LGIP AUTHORIZATION:

**MOTION:** *Council Member Housden made the motion to approve Resolution 14-01 authorizing investment of City funds in the State of Washington Local Government Investment Pool and replacing prior resolutions in conflict with the above approved. Council Member Villagrana seconded the motion and it passed unanimously.*

LYNN LAWSON – PUBLIC WORKS DEPARTMENT:

PUBLIC WORKS UPDATES:

- Airport well is coming along nicely, currently pumping 4050 gpm.
- Electrical service has been installed as well as the power meter for Med Star.
- Council approved weed spraying has taken place and the crew is performing touch up spraying now.
- Street preservation is a high priority, with crack sealing to take place in the next month, weather permitting. We cannot afford any big projects right now, but will do what we can, when we can.
- Street striping, curb painting and crosswalk painting will take place in May. The WSDOT has been contracted to do some of the larger paint projects for us, as it is cheaper to hire them than it is for us to purchase the paint and do it ourselves.
- Parks crew is currently working on the irrigation system. There have been some issues come up that need to be addressed immediately.
- The crew will be replacing the roof and doors on the old park restrooms. This building will be storage for park mowers, hoses, etc. It is also the control room for the water system/timers at the park.
- The crew will be performing annual plaster patch/repair at the pool in preparation for the summer swim season.
- Spring clean-up will take place the week of April 28<sup>th</sup>. Notices to our customers were sent out with the March billing statements.
- Lawson stated that he is open to suggestions on what to do with the Cemetery yard debris pile. It was originally designated for the citizens of Brewster to take their yard debris, however, now it has become a County wide dump station. We have been having issues with garbage being taken here. Lawson would like for the Council to give him ideas as to what to do. Housden suggested a sign in sheet. May suggested high school students or hiring a part time person to monitor the area. Deputy Clerk Dawson suggested a sign out sheet at City Hall. Lawson will consider these suggestions and hopefully we will be able to come up with a workable solution for the staff and the citizens.

CHIEF OF POLICE RON OULES:

STATS AND UPDATES:

Chief of Police Ron Oules stated that the overtime is within normal limits. He did note that with the upcoming Cinco de Mayo events, there will be additional overtime noted for his officers that he was not anticipating. Stats are in line with normal, however noted that out of 4 burglaries reported, only one was an actual burglary.

Oules stated that the compression brake ordinance will go into effect the first of the month. He is hoping for compliance, as there will be zero-tolerance.

He also noted that the new recruit, Gordon Mitchell, is doing well and his training will be completed on May 15<sup>th</sup>. He will be here in the area soon to complete his department training. He asked that if anyone knew of any rental homes in the area, Mr. Mitchell is looking for a place to rent.

Oules also informed Council that the Washington State Crime Lab will be coming to Brewster to train our officers. This is a free training, lasting 6 hours on site.

**10-MINUTE EXECUTIVE SESSION TO DISCUSS POTENTIAL LITIGATION:**

At 9:00 PM, Mayor Webster announced that the meeting will now convene into an Executive Session for 10 minutes to discuss potential litigation,

9:10 PM - Extended for 5-minutes.

At 9:15 PM, Mayor Webster announced the end of the Executive Session. No action was taken. Council convened back to regular session.

**ADJOURNMENT:**

With there being no further business to come before the Council, the meeting was adjourned at 9:15 p.m.

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Mayor Lee Webster

ATTEST: \_\_\_\_\_  
City Clerk/Treasurer, Misty Ruiz