

June 6, 2011

The REGULAR Meeting of the Woodland City Council was held on the above date at the Woodland City Hall, Council Chambers, 100 Davidson Avenue, Woodland WA. The meeting was called to order by Mayor Blum at 7:00 p.m. The Pledge of Allegiance was recited.

Mayor Blum announced that Councilmember McCall and Councilmember Christopherson will be absent this evening. Councilmember McCall is on vacation and Councilmember Christopherson missed his plane in Tennessee.

Councilmember Swindell moved to excuse Councilmember McCall from tonight's meeting. Councilmember Burke seconded the motion.

Amendment

Councilmember Fredricks moved to add Councilmember Christopherson to the motion. Councilmember Humbyrd seconded the motion. Discussion ensued.

Yes: Humbyrd, Fredricks, Swindell, Rounds No: Burke Abstain: None. (4-1)

M/S/C

Main Motion

Councilmember Swindell moved to excuse Councilmember McCall and Councilmember Christopherson from tonight's meeting. Councilmember Burke seconded the motion.

Yes: Humbyrd, Fredricks, Swindell, Rounds No: Burke Abstain: None. (4-1)

M/S/C

Present: Councilmember John Burke
Councilmember Susan Humbyrd
Councilmember Benjamin Fredricks
Councilmember Al Swindell
Councilmember Darwin Rounds

Absent: Councilmember Marilee McCall
Councilmember Aaron Christopherson

Also Present: Deputy Clerk-Treasurer Gina Anderson
Police Chief Rob Stephenson
Public Works Director Steve Branz
City Attorney Bill Eling
Fire Chief Mike Jackson
Community Development Planner Carolyn Johnson

CITIZEN INPUT FOR ITEMS NOT ON THE AGENDA

Paul Youmans, Pathways 2020, passed out the 2010 Cowlitz County Community Report Card. A brief overview is: Crime is down, high school graduates are up, adult smokers are up, high rates of death. He asked the Council to see beyond the numbers and look for the root causes.

Paul Cline, President of the Port of Woodland Commission, 11313 Lewis River Road, read a letter into the record regarding the working relationship between the City of Woodland and the Port of Woodland.

Mayor Blum asked Public Works Director Branz to give an overview of the Schurman Way Project.

Public Works Director Branz gave the history of the Schurman Way Project beginning in 2009.

Nancy Trevena, 1907 Lewis River Road, spoke about the widening of SR-503 and how it affects her as a homeowner and taxpayer. Who is the City and who will be contacting her?

Dialogue between Attorney Eling, Public Works Director Branz and Ms. Trevena followed.

Darlene Johnson, PO Box 1808, stated the biggest thing that would help our area is area jobs, asked the Council to put narrowing of Schurman Way on the agenda and inquired about the warranty on the road.

Walt Hansen, Sr., PO Box 2000, stated the subject of narrowing Schurman Way never came up at a Council meeting.

Noel Johnson, PO Box 1985, spoke about the limited time committee to study flood control. He would be happy to serve on it.

AGENDA APPROVAL

Councilmember Fredricks moved to approve the agenda. Councilmember Swindell seconded the motion.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

REPORTS OF CITY OFFICERS

- | | | |
|-----------------|---|--|
| Mayor | - | This is filing week for the positions of Mayor and Council |
| Clerk/Treasurer | - | 2010 Annual Report filed with the State Auditor |
| | - | Special meeting/workshop on July 11, 2011 7:00 p.m. to discuss Fireworks ordinance |
| Police | - | Two new Reserves - Completed background exams & polygraphs |
| Fire | - | Two new Volunteer applications & background checks |
| Public Works | - | Draft flyer from Rotary for Park Fundraiser |
| Attorney | - | Comments to be made on action items H & J |

REPORTS OF STANDING COMMITTEES

- | | | |
|--------------------------------|----------------------|---|
| Human Resources/
Government | - Susan Humbyrd | - Next meeting June 23 rd 5:30 pm + website meeting |
| Finance | - Benjamin Fredricks | - Next meeting June 27 th 5: 00 p.m. Seeking an analysis of General Reserve fund & incoming tax receipts |
| Public Safety | - Benjamin Fredricks | - Next meeting June 20 th 5pm |
| Public Utilities | - Al Swindell | - Next meeting June 14 th at 5:30 p.m. |
| • Horseshoe Lake Mgmt | - Darwin Rounds | - Next meeting June 9 th 7pm |
| Parks/Recreation | - Darwin Rounds | - Last meeting – enthusiastic report from Sandy Larsen |
| | | - Next meeting June 15 th ; Parks Ad Hoc Committee |

AD HOC COMMITTEES

- | | | |
|--|------------------|--|
| Cowlitz Wahkiakum Council of Governments | Susan Humbyrd | - Next meeting June 23 rd in Cathlamet |
| Chamber of Commerce | Tammie Howard | - Pathways 2020 Presentation will be a kickoff for Healthy Living Month in July |
| | | - June After Hours at the Grange |
| | | - Farmer's Market Opening June 24 th |
| | | - Over 2,000 visitors last month at the information center |
| | | - District 18 th Legislators will be at the June 21 st meeting |
| Downtown Revitalization | Walt Hansen, Sr. | - Meeting with Reflector tomorrow |
| Woodland Quality Community Coalition | Darwin Rounds | - Next meeting July 20 th |

Council recessed at 8:08 p.m. and reconvened at 8:14 p.m.

CITIZEN INPUT FOR ITEMS ON THE AGENDA

Tammie Howard, Woodland Chamber of Commerce, PO Box 1012, spoke against the Big Idea. It is a bad idea. There is no return on investment for Woodland.

Darlene Johnson, PO Box 1808, spoke against the Big Idea. Please table this until the Chamber can meet and negotiate changes to the interlocal agreement.

Noel Johnson, PO Box 1985, spoke against the Big Idea. The state should fund it. Big Idea is way too big.

Walt Hansen, Sr., PO Box 2000, stated this is not a big idea. It is a stupid idea. It penalizes the Chamber and the Lilac Gardens.

Consent Items C, D and E were pulled.

CONSENT AGENDA

A. Approve Claims Voucher warrants 41635 through 41722 for the month of May, 2011 in the amount of \$142,631.28 and payroll warrants numbered 29391 through 29408 for the month of May, 2011 in the amount of \$284,175.02 for a Grand Total of \$426,806.30.

B. Approval of minutes of May 16, 2011

Councilmember Fredricks moved to approve the consent agenda. Councilmember Humbyrd seconded the motion.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

Action C) Authorize Special Event at Fat Moose for Beer Garden on June 17 and 18, 2011 per letter of request; subject to conditions as outlined in Agenda Summary

Councilmember Fredricks moved to authorize Special Event at Fat Moose for Beer Garden on June 17 and 18, 2011 per letter of request; subject to conditions as outlined in Agenda Summary. Councilmember Humbyrd seconded the motion. Discussion ensued.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

Action D) Authorize Special Event at Casa Tapitia for Beer Garden and Dance on June 18, 2011 per letter of request; subject to conditions as outlined in Agenda Summary

Councilmember Burke moved to authorize special event at Casa Tapitia for Beer Garden on June 18, 2011 per letter of request. subject to conditions as outlined in Agenda Summary. Councilmember Fredricks seconded the motion. Discussion ensued.

Yes: Burke, Humbyrd, Fredricks, Rounds No: Swindell Abstain: None. (4-1)

M/S/C

Action E) Set Public Hearing for July 5, 2011, 7:00 p.m. re: Public Safety 0.1% Sales Tax to construct Phase I –Public Safety Facility Police Station at 300 E. Scott Avenue.

Councilmember Fredricks moved to Set Public Hearing for July 5, 2011, 7:00 p.m. re: Public Safety 0.1% Sales Tax to construct Phase I –Public Safety Facility Police Station at 300 E. Scott Avenue. Councilmember Humbyrd seconded the motion. Discussion ensued.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

ACTION AGENDA

Action F) Table Interlocal Agreement for “The Big Idea” from Hotel Motel tax until July 5, 2011

Councilmember Burke moved to table the Interlocal Agreement for “The Big Idea” to use a portion of Hotel/Motel tax funding until July 5, 2011. Councilmember Swindell seconded the motion. Discussion ensued.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

Action G) Ordinance No. 1212 – LU #210-924 Commercial Vehicle Parking in residential zones (FINAL READING)

Councilmember Fredricks moved to adopt Ordinance 1212 - LU #210-924 Commercial Vehicle Parking in residential zones (FINAL READING). Councilmember Burke seconded the motion. Discussion ensued.

Yes: Burke, Humbyrd, Fredricks, Swindell No: Rounds Abstain: None. (4-1)

M/S/C

Action H) Ordinance No. 1213- Six-month extension of the interim zoning control for commercial public card rooms (FINAL READING)

Councilmember Burke moved to adopt Ordinance No. 1213 – Six-month extension of the interim zoning control for commercial public card rooms (FINAL READING). Councilmember Swindell seconded the motion.

Attorney Eling advised the Council to change page 2, section 2 of the proposed Ordinance No. 1213 to read: It is the intent of the City Council to treat the applicants of commercial public card rooms in a manner consistent with the applicable laws of the State of Washington. He also informed the Council that procedurally that reasons need to be stated to continue the moratorium.

Motion and second withdrawn.

The Council's findings of reason are City staff needs more time to develop the ordinance for City Council to review and approve and to review the tax situation.

Councilmember Burke moved to adopt Ordinance No. 1213 – Six-month extension of the interim zoning control for commercial public card rooms (FINAL READING) striking the words in section two, vested rights doctrine and any other. Councilmember Swindell seconded the motion. Discussion ensued.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

Action I) Ordinance No. 1208 – 4th Quarter 2010 Final Budget Amendments (FIRST & FINAL READINGS)

Councilmember Fredricks moved to adopt Ordinance No. 1208 – 4th Quarter 2010 Final Budget Amendments (FIRST & FINAL READING). Councilmember Humbyrd seconded the motion.

Discussion ensued. F Info extremely late. Not enough time to make adjustments. Staff should be doing reports. Staff does not have good numbers.

Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

Action J) Ordinance No. 1214-Home Occupation Criteria (FIRST READING)

Attorney Eling made two general comments: A City ordinance can allow home occupations but if there are CC&R's or other covenants that prohibits a home business, the City ordinance does not overcome that. The Covenant remains enforceable. Washington Supreme Court decision is those are binding contracts among all the individuals living within the area the covenant apply. Law for family day care providers was changed in 2007 to add another provision that allows code cities to require the family day provider, before state licensing, to provide proof of written notification that the immediately adjoining property owners have been informed of the intent to locate and maintain such facilities. Attorney Eling stated this is a policy decision and not his recommendation.

Councilmember Fredricks moved to adopt Ordinance No. 1214 – Home Occupation Criteria (FIRST READING). Councilmember Burke seconded the motion. Discussion ensued. Yes: Burke, Humbyrd, Fredricks, Swindell, Rounds No: None Abstain: None. (5-0)

M/S/C

The meeting adjourned at 9:39 p.m.

Charles E Blum, Mayor

Minutes approved: June 20, 2011

Attest: _____
Georgina D. Anderson, Deputy Clerk-Treasurer

These minutes are not a verbatim record of the proceedings.
A recording is available in the office of the Clerk-Treasurer