

July 10, 2017

The Chehalis city council met in regular session on Monday, July 10, in the Chehalis city hall. Mayor Dennis Dawes called the meeting to order at 5:00 pm with the following council members present: Terry Harris, Tony Ketchum, Daryl Lund, Bob Spahr, and Chad Taylor. Councilor Isaac Pope was absent (excused). Staff present included: Jill Anderson, City Manager; David Fleckenstein, Airport Director; Caryn Foley, City Clerk; Bill Hillier, City Attorney; Trent Lougheed, Community Development Director; Judy Pectol, Finance Manager; and Glenn Schaffer, Police Chief. Members of the news media present included Natalie Johnson from *The Chronicle*.

1. **Passing of Chehalis K9, Reign.** Mayor Dawes acknowledged the recent, unexpected passing of the city's K9, Reign, and his service to the department. He recognized Officer Warren Ayers, Reign's handler, the entire department, as well as the community in this loss.

Chief Schaffer stated Reign is already missed by his police department family. They are still awaiting the results of the necropsy being performed at Washington State University. Initial examination didn't show any obvious signs as to why Reign died. Further toxicology and tissue biopsy tests will be completed to determine the cause of death. In speaking with Officer Ayers, something will be done to commemorate and recognize Reign's service. The future of the K9 program will also be discussed. The program provides a benefit and service to the community, not only as a crime-fighting tool, but also as a public service.

2. **Citizens Business – Commissioner Edna Fund.** Commissioner Fund addressed the council on several topics:

a. **Flood Control Zone District.** As a flood control zone supervisor, Commissioner Fund explained there are now two entities – the county commission and the new Chehalis River Basin Flood Control Zone District. A meeting was held last week and the Flood Control Zone District is seeking individuals to volunteer to serve on an advisory committee to advise the Board of Supervisors (the county commissioners) regarding solutions for reducing flood damage and to restore habitat for aquatic species within the basin. One of their first actions was a resolution to sponsor and apply for permits to construct a water retention facility and associated facilities on the upper Chehalis River south of the town of Pe Ell. There are five openings on the board. Interested individuals should call Lara Seiler at 360-740-2660 or lara.seiler@lewiscountywa.gov.

b. **Office of the Chehalis River Basin.** This group met last Friday. The office was created by the legislature to help resolve flooding issues and includes three representatives from the Flood Authority, two from the Governor's office (one of which is J. Vander Stoep), and Commissioner Fund represents as the Flood Authority Representative from the County Commissioners.

c. **2018 Lewis County Budget Process.** Commissioner Fund announced the County Commissioners are looking for county residents to serve on an advisory committee to provide input and guidance as the county sets its 2018 budget. They are looking for residents from each of the three districts. Applications are available on the county website, and questions should be directed to Commissioner Fund.

Mayor Dawes stated there are many groups looking at flooding, and it is confusing which group one should address.

Commissioner Fund explained that the Office of the Chehalis River Basin is located in the Department of Ecology, which is the over-arching entity related to flood mitigation and fish protection. As far as water retention, a sponsor is required to start the process of permitting, which is being done by the Lewis County Flood Control Zone District. There are several individuals on multiple groups and they are going to have to work together. She noted the Board of Supervisors (county commissioners) has to be very separate, having one attorney in the prosecutor's office who represents the Flood Control Zone District and another attorney that represents the commissioners. She added that all of these meetings are open to the public, and there are representatives from both the Chehalis and Quinault Tribes.

Councilor Harris stated he chairs the Chehalis River Basin Partnership that was formed in 1998, following the 1996 flood, to work on flooding. Most of the current entities stemmed from the Partnership, which group is struggling to figure out their role in all of these new programs and organizations. There's a fish mitigation committee within Ecology made up of the Quinault and Chehalis Tribes, and Ecology. He asked that this be taken back to the Governor's group because the wheel doesn't need to be recreated and he thought the six or seven groups currently out there were doing just that. He added that the Partnership had operated on consensus, but some of the other groups are not.

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Commissioner Fund stated the Flood Control Zone District and the Office of the Chehalis River Basin will both operate on consensus, and will only vote should they come to a loggerhead. She agreed it would be good to list all the groups and what each is supposed to be doing. Councilor Harris thought it should include who each group answers to, and what their authority is.

Commissioner Fund noted the Flood Authority will continue to work on small projects within the counties. Councilor Harris hoped those small projects would receive mitigation credit for when the dam is built.

Commissioner Fund stated lots of studies will need to be done and they are looking at the Office of the Columbia River as an example to find out how they were able to get things done, including dams. She reiterated that everyone needs to work cooperatively and find out where each piece of the pie fits.

3. **Consent Calendar.** Councilor Spahr moved to approve the consent calendar comprised of the following:

a. Minutes of the regular meeting of June 26, 2017; and

b. June 30, 2017 Claim Vouchers No. 119507-119661 in the amount of \$220,805.22; and June 30, 2017, Payroll Vouchers No. 39593-39685, Direct Deposit Payroll Vouchers No. 8393-8496, and Electronic Federal Tax Payment No. 173 in the amount of \$882,922.42.

The motion was seconded by Councilor Lund and carried unanimously.

4. **Ordinance No. 973-B, Second and Final Reading – Amending the 2017 Budget.** Judy Pectol noted the ordinance before the council at the last meeting was revised to include money for the 911 communications center feasibility study; a building abatement fund for fencing; expenses related to Flood Authority activities; and drug seizure revenues for training expenses.

Councilor Lund moved to pass Ordinance No. 973-B on second and final reading. The motion was seconded by Councilor Spahr and carried unanimously.

5. **Ordinance No. 974-B, First and Final Reading – Amending Ordinance No. 714-B Relating to Small Works Roster.** David Fleckenstein stated the ordinance realigns the city's current small works roster with what the RCW currently provides. Right now, the city is capped at \$200,000, but the RCW provides for \$300,000. The increase will allow the city to get work done quicker and meet the needs of construction projects.

Councilor Ketchum moved to suspend the rules requiring two readings of an ordinance. The motion was seconded by Councilor Taylor and carried unanimously. Councilor Ketchum moved to pass Ordinance No. 974-B on first and final reading. The motion was seconded by Councilor Taylor and carried unanimously.

6. **Ordinance No. 975-B, First Reading – Modifying Chehalis Municipal Code 7.04 Relating to Vapor Product Crimes and Cybercrime, and Parking.** Chief Schaffer stated the city has adopted many RCWs to be able to utilize in court. Two new ones developed by the state include vapor products that relate to purchase and possession of vapor products and where they are used. The other relates to the Washington Cybercrime Act dealing with computer trespassing and data security. The third part of the ordinance would adopt some new parking ordinances relating to the blocking or obstructing of alleys, driveways, sidewalks, and traffic.

Councilor Ketchum moved to pass Ordinance No. 975-B on first reading. The motion was seconded by Councilor Lund.

Councilor Spahr thought there were already laws on the books as far as obstructing sidewalks. Chief Schaffer stated those regulations pertained to the right-of-way. This ordinance would allow for violations to be brought into the municipal court.

The motion carried unanimously.

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7. Ordinance No. 976-B, First Reading – Adopting the 2015 International Building Code Council Codes. Trent Lougheed stated this housekeeping item would update the adoption of the 2009 International Building Codes to the 2015 codes. The Washington State Building Code Council adopted the 2015 codes in January 2016. In order to keep in compliance with WACs and RCWs, the administration is recommending that the council adopt the 2015 codes.

Councilor Spahr wondered why it was called an international building code. Mr. Lougheed stated the codes are actually used in many nations in an attempt to standardize building codes.

Councilor Taylor asked if the adoption of the codes would create new things that building owners will have to deal with, such as residential sprinkling systems. Mr. Lougheed stated that in reviewing the itemized list of changes, he didn't see anything of significance.

Mayor Dawes asked if residential sprinkling systems were included in the 2015 codes. Mr. Lougheed stated the codes didn't change; the city is just adopting the master reference list of the codes the city is currently implementing.

Councilor Ketchum moved to pass Ordinance No. 976-B on first reading to amend Chehalis Municipal Code Title 17 Appendix Chapter E and Chapter 9. The motion was seconded by Councilor Taylor and carried unanimously.

8. Ordinance No. 977-B, First Reading – Amending Chehalis Municipal Code Chapter 17.78 Allowing Micro-Breweries and Micro-Wineries in Commercial General and in Central Business District Zones. City Manager Anderson stated the ordinance was prepared at the request of the council to address a growing segment of the hospitality market.

Mr. Lougheed stated the ordinance would add these types of uses as allowable under the zone use charts, so as not to require a conditional use permit in order to obtain this type of business license.

Councilor Lund moved to pass Ordinance No. 977-B on first reading to amend Chehalis Municipal Code Division VI, Use Chart/Zoning Map, Chapter 17.78, Use and Occupancy / Use Chart, and Definitions 17.78.010. The motion was seconded by Councilor Ketchum and carried unanimously.

9. Ordinance No. 978-B, First Reading – Amending Chehalis Municipal Code Chapters 17.42.020, 17.45.020, and 17.48.020 Relating to Adjacent Lot Setbacks. City Manager Anderson stated the ordinance would clarify the code and hopefully make it easier for the public to understand and for staff to administer in terms of clarifying adjacent lot setbacks. Mr. Lougheed provided samples of lot configurations to explain the current problem. He stated he understood the intent of the current regulations, but they are very confusing. The ordinance would standardize the requirements.

Councilor Lund was happy to see this recommendation and moved to pass Ordinance No. 978-B on first reading to amend Chehalis Municipal Code Chapters 17.42.020, 17.45.020, and 17.48.020 Bulk Regulations. The motion was seconded by Councilor Ketchum and carried unanimously.

10. Administration Reports.

b. City Manager Update. City Manager Anderson reported the city had been working with the Friends of the Library and The Chehalis Foundation in regards to ongoing maintenance at the library. The city is responsible for maintaining the building, which is a very costly building to maintain, and some of the design features make it a bit challenging. In recognition of that, the Friends of the Library is offering to help with some of the landscaping activity to prepare for an event in August. The city is working to replace the doors and the flag.

Councilor Ketchum thought the Friends of the Library were to provide maintenance funds for the landscaping and the city provide the maintenance. Bill Hillier stated The Chehalis Foundation did not commit to providing maintenance funding, but the city has come back to The Foundation and the organization is looking into the request to see what they can do to help.

City Manager Anderson reiterated the fact that the city is trying to maintain the landscaping and creating a structure for the ongoing maintenance cost. She stated it was a very cooperative effort. Mayor Dawes asked the city manager to bring this issue to the city budget committee, as well, to see what can be addressed.

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City Manager Anderson announced the resignation of Airport Director David Fleckenstein effective August 4. David has served the city well and has developed a reputation of an outstanding professional in his field. That was noticed by WSDOT and they have offered him the position of Director of Aviation for WSDOT. Trent Loughheed, the city manager, and the city attorney will oversee airport activities until a new director is selected.

Mayor Dawes wished David the best, and he thought it was a testament when the state and other agencies pluck city staff. It's a testament of the quality of individuals in the employ of the city. He thanked David for what he's done for the airport.

City Manager Anderson wished Mayor Dawes a happy birthday, along with happy anniversary wishes to the Mayor and his wife for over 40 years of marriage.

Councilors Lund, Spahr, and Harris acknowledged David Fleckenstein's service to the city.

There being no further business to come before the council, the meeting was adjourned at 6:45 pm.

Dennis L. Dawes, Mayor

Attest:

Caryn Foley, City Clerk

Approved: 7/24/2017

Initials: cf