

CASTLE ROCK CITY COUNCIL

Regular Meeting – 7:30 P.M.

Monday, June 14, 2010

CALL TO ORDER

Mayor Paul Helenberg called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

The following councilmembers were present: Ray Teter, Glenn Pingree, Earl Queen, Jack Reilly and Mike Mask.

AGENDA ORDER - Mayor Helenberg announced that an Executive Session will be held at the beginning of the meeting.

EXECUTIVE SESSION

Mayor Helenberg adjourned regular session at 7:33 p.m. for a thirty minute Executive Session to discuss litigation. The mayor resumed regular session at 8:00 p.m. No action was taken.

BUSINESS FROM THE FLOOR

Lester G. Frymire, representing Sunnyside Grange, provided historical background pertaining to the two monuments located in front of City Hall, that were erected in honor of those servicemen who gave their lives during battle. He stated it has been brought to their attention that the name of a Toutle resident was omitted from the monuments. Mr. Frymire stated Sunnyside Grange is offering to contact the monument provider and to pay for adding the serviceman's name. By consensus, Councilmembers agreed to allow the Grange to update the monument and thanked them for their offer.

Nancy King, 404 Balcer Street NE, stated she had a utility line leak that she felt was created by the city during the recent water main replacement project on Balcer Street. Ms King is requesting the city council consider approving an adjustment for the full difference in her bill for May service period. Public Works Director Dave Vorse stated that the new main increases volume, not pressure in the line. He stated sometimes air is trapped in the new line, however he has not heard of this creating a problem with plumbing. Mr. Vorse stated he would need to do more research into this issue before he could address Ms King's concerns.

Clerk-Treasurer Covington advised that the agenda includes a request to adjust Ms King's utility bill due to a leak. Covington noted that the adjustment required council approval because it exceeded the \$100 maximum adjustment limitation allowed for staff to make.

Councilmember Queen made a motion, seconded by Teter to approve a utility adjustment in the amount of \$257.68 due to a leak at Ms King's residence, Balcer Street NE.

Discussion – Councilmember Teter stated he was unaware that Ms King was asking for more than what the leak adjustment ordinance allows. Councilmember Reilly felt that further information is needed to ascertain if the city held any fault. Further consideration may be taken at the next council meeting for an additional adjustment, pending research to be completed by the public works director.

By roll call vote on the motion, unanimous 'Aye'.

PUBLIC HEARING - No hearings were scheduled.

DEPARTMENT REPORTS

Mayor ----- Announced the new 'Adventure Passport' distributed by Cowlitz County Tourism Bureau to promote travel and tourism within the county is now available.

The new Cowlitz Black Bear baseball team is beginning their season.

Attorney ----- Working on a couple of real estate matters; recording the vacation of Maple Street and vacation of a portion of Front Street NW.

Reviewed annexation rules and determined that staff can participate in the initiation for petition of annexation.

Police ----- Excused absence/illness

Engineer ----- No report

Public Works ----- No report

Building-Planning ----- No report

Clerk-Treasurer -- No report

Librarian ----- Summer reading program beginning next week

**Exhibit Hall/
Visitor Info.** Mayor Helenberg announced that interviews were held today for this position. He hopes to be able to fill the

Center Manager position next week.

COUNCIL AND AD HOC COMMITTEE REPORTS

Mayor Paul Helenberg Attended the "I Topped The Rock" fundraising event to provide funding for the new community gardens. Pingree, Mask, the clerk-treasurer and public works director also attended.

Councilmember Ray Teter No report

Councilmember Glenn Pingree Attended the groundbreaking ceremonies for the new Castle Rock Dental Clinic and Red Canoe Credit Union buildings.

Participated in the selection process for the Exhibit Hall Director position.

Volunteered to help pour concrete at the boat launch facility.

Councilmember Earl Queen
Councilmember Jack Reilly

Attended groundbreaking ceremony
Attended groundbreaking ceremony.

Councilmember Mike Mask

Announced he is now serving as Vice-Chairman for the county's Homeless Coalition
Attended the Woodland City Council meeting to discuss the Metropolitan Park District proposal.

CONSENT AGENDA

a. Approval of Minutes – May 22, 2010 Special Meeting -Council Retreat
Councilmember Reilly made a motion, seconded by Pingree to approve the minutes. Unanimous 'Aye'

May 24, 2010 Regular Council Meeting
Councilmember Pingree made a motion, seconded by Reilly to approve the minutes. Unanimous 'Aye'

b. Approval of May expenditures in the amount of \$484,050.66 as described on the Summary of Claims.

Councilmember Mask has reviewed the payment vouchers prior to the meeting. The Summary of Claims include adjustment number 96, payroll check numbers 21224 through 21269 and general expenditure check numbers 39913 through 40027.

Councilmember Pingree made a motion, seconded by Queen to approve the May expenditures in the amount of \$484,050.66. Unanimous 'Aye'.

REGULAR AGENDA

OLD BUSINESS -

a. Gray and Osborne summary of citizen safety concern in the area of 2168 Larsen Lane SW.

Public Works Director Dave Vorse requests this issued be tabled until a later date.

b. Request for removal of cedar tree located on Huntington Avenue South, city right-of-way, behind 534 Front Avenue SW.

Mr. Gary Brudvik, 534 Front Avenue SW requests removal of an evergreen tree growing behind his residence, along Huntington Avenue South right-of-way.

Public Works Director David Vorse provided pictures of the tree, which shows that it is obstructing signage and is growing into the curb roadway. He felt that the tree could be removed using public works personnel.

Councilmember Reilly made a motion, seconded by Queen to authorize removal of the tree, using city work force. By roll call vote, unanimous 'Aye'.

Vorse stated his goal is to have the tree removed prior to the beginning of the school year.

c. Staff requests council direction regarding preparation of an ordinance to exempt motorcycle race track facilities from the existing municipal noise ordinance. Staff proposes to use the same exemption standards currently adopted by Cowlitz County.

Covington stated this was a recommendation of the Annexation Committee to provide for continued use of the race track facility, should they decided to annex into the city. Cowlitz County currently has an ordinance which could also be adopted by the city, which would exempt race track facilities from regulations set forth in the city's current nuisance ordinance.

Frank Randolph, City Attorney, advised there is a state-wide regulation that sets noise limitations. That is enforced by Washington State Administrative Code, and cannot be waived by a city. Randolph summarized a similar ordinance that states as long as the race track facility is complying with state law, (at the boundaries of the club property) the city will not impose a requirement above those limits.

By consensus, councilmembers directed staff to prepare an amendment to the city's nuisance regulations as discussed.

d. Resolution No. 2010-07, a resolution amending Resolution No. 2010-06 repealing and reenacting the fees for use of the Boat Launch Facility, for the City of Castle Rock, on second reading.

Councilmember Pingree made a motion, seconded by Reilly to approve Resolution No. 2010-07 regarding Boat Launch Facility fees, on second reading. By roll call vote, unanimous 'Aye'

e. Ordinance No. 2010-09, an ordinance amending Ordinance No. 2010-03, repealing and reenacting Castle Rock Municipal Code Chapter 13.12.016, on second reading.

Councilmember Reilly made a motion, seconded by Teter to adopt Ordinance No. 2010-09 as described. By roll call vote, unanimous 'Aye'.

NEW BUSINESS -

a. Remax Premier Group, C Street SW; 100% adjustment to utility billing due to city equipment failure; amount of \$94.55

Public Works Director Dave Vorse reported that the bottom of the meter had

broken out, creating the leak. This is city equipment related and could not have been repaired by the customer.

Councilmember Pingree made a motion, seconded by Teter to approve the adjustment requested by Remax Premier Group in the amount of \$94.55. By roll call vote, unanimous 'Aye'.

b. Approval of Water Treatment Plant Change Order #5, decreasing the contract amount by \$4,894.72 to match the actual quantities used to reconcile the total contract amount.

City Engineer Mike Johnson stated when a contract is nearing completion, his office conducts a material use audit to reconcile actual quantities used. This change order amends the contract to reflect the difference.

Councilmember Reilly made a motion, seconded by Mask to approve Change Order #5 for the Water Treatment Plant project, in the amount stated. By roll call vote, unanimous 'Aye'.

c. City Engineer Mike Johnson requests council acceptance of the Water Treatment Plant reconstruction project as complete; total contract amount; \$2,030,601.18.

In answer to Councilmember Mask's question, Covington stated the project cost came within budgeted amounts.

Councilmember Reilly made a motion, seconded by Pingree to accept the Water Treatment Plant reconstruction project as complete.

Discussion: Johnson stated the contractor does have a performance bond, which will cover the one-year warranty on the project. Vorse added that the project was completed under the budgeted amount.

Vote on the motion: unanimous 'Aye'

OTHER BUSINESS:

a. In answer to Mayor Helenberg's question, Mr. Johnson reported that he has continued to be in communication with Mr. Verhasselt regarding his subdivision. Johnson felt that progress was being made, however there are still punch items remaining.

b. Mr. Johnson reported that he is waiting for approval from Washington State Department of Transportation on design deviations for the Riverfront Trail Extension project.

c. Vorse asked if the city council intends to schedule a formal open house at the Water Treatment Plant, now that the project is complete. By consensus, councilmembers agreed that an Open House would be a good idea and asked Vorse to make such arrangements.

d. In answer to Councilmember Mask's question, Mayor Helenberg stated that

the boat launch will be open for use on June 20th. The pay station still has not been installed, so until that project is completed, there will not be a fee for parking. For those who wish to purchase an annual parking permit, they are available for purchase at City Hall and Four Corners General Store.

ADJOURNMENT

Mayor Helenberg adjourned the meeting at 8:33 p.m.

Mayor Paul Helenberg

Clerk-Treasurer