

City of Cle Elum
Regular City Council Meeting
January 10, 2012

The meeting was called to order by Mayor Charles Glondo at 7:00 p.m.

City Clerk Toni Fields administered the oath of office to Mayor Charles Glondo, Jim Eidemiller, Ron Spears, Arthur Scott and newly elected Lindsey Ozbolt. Other members in attendance were Jay McGowan, Mickey Holz, Warren Perry, City Administrator Matt Morton, City Attorney Mike Kenyon, Public Works Director Jim Leonhard, Police Chief Scott Ferguson Fire Chief Dave Campbell and City Clerk Toni Fields.

Election of Mayor Pro tempore- ***A motion was made by Warren Perry and seconded by Mickey Holz to retain Jim Eidemiller as Mayor Pro tempore. Motion Carried.***

Approval of the Meeting Agenda/Consent Agenda

Vouchers and checks #32012-32062 in the amount of \$132,573.32; payroll checks \$106,358.04 and voided checks #31933--75.00;31940-00.00;31976-303.00.

Arthur Scott corrected the minutes of December 13th council meeting-usage of the word "plagues" instead of "plaques" (page 1 line 33.) ***A motion was made by Jay McGowan and second by Arthur Scott to approve the meeting agenda as presented with correction noted. Motion carried***

Announcements, Appointments, Awards and Recognition

None

Officer Reports

City Administrator Matt Morton-new freeway signs "Welcome to Cle Elum-Four Seasons Recreation Destination-Heart of the Cascades" would be placed on Wednesday January 11th.

Public Works Director Jim Leonhard- city crew has been installing water meters.

Police Chief Scott Ferguson-gave a report on the New Year's holiday activity and the accidental death of city resident Scott Havens on South Cle Elum Way.

Fire Chief Dave Campbell reported the fire dept responded to 24 calls in the month of December and an overview of 2011. He also presented the nominated officers for 2012. Dave Campbell-Fire Chief; 1st Assistant Chief Ed Mills, 2nd Assistant Chief Rick Graham and Secretary Treasurer-Derald Gaidos. ***A motion was made by Jim Eidemiller and seconded by Lindsey Ozbolt to approve the nominated 2012 officers as presented for the fire dept. Motion Carried***

Citizen Comments

None

Public Hearings

None

Public Appearances

Paul Mauer-Community Solar Project-gave a presentation on a proposal to install a backup solar unit for the operation of the sewer treatment plant. Also in attendance was Jake Wait from Puget Sound Energy and Bill Hinkle, Joe Deets and Zack Butler via conference call. ***A motion was made by Warren Perry and seconded by Jay McGowan to have staff work with the utilities committee to discuss the proposal.***

Motion Carried

Chamber of Commerce Monthly Report- Judy Tokarsyck and Gary Berndt presented a letter from the chamber in reference to the upcoming fireworks. The letter requested the city council consider not

allowing any personal fireworks around memorial park during the fireworks display because of a safety concern. She also said the 2012 events calendar has gone to print and should be available soon. The local chamber is also working with other chambers concerning state debt and encouraging economic recovery. She also announced the annual bagna cauda events and the feather nester. Gary Berndt addressed an article in the Daily Record referencing Issues with Chambers of Commerce. He felt everyone should work together.

Unfinished Business

None

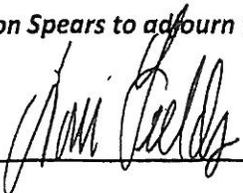
New Business

Motion to authorize settlement of Wivag Nuisance Lawsuit Abatement-

Attorney Kenyon asked that council authorize him to sign a stipulated judgment and injunction that can be filed with Superior Court. The city has received copies signed by Mr. Wivag, his partner and his attorney. He felt the terms of the injunction are as good as the city can get. He said the city had received a \$10,000.00 payment which has been deposited. The injunction forbids Wivag and his partners any new public nuisances on the property and also requires them to clean up the existing public nuisances in compliance with the hearing examiners order from 2008. They will also be required to install fencing around the property which is reasonably acceptable to the city. Mr. Wivag will also need to file a complete application for a conditional use permit with the city by the end of February. Once the application is received it can be determined what of the existing uses and proposed uses can be permitted in the existing conditional use permit that runs with that property be amended, denied or modified. He continued; if they do not do any of the things required the city is authorized but not obligated to take any corrective action reasonably necessary to evade public nuisances at the property consistent with the Cle Elum Municipal Code. In that event the city is authorized to present a supplemental judgment assessing the associated costs including city employee costs, contractor fees and attorney fees against the defendants and in favor of the city. The city shall retain the right to bring motions for contempt and to seek any other remedy available by law. Judge Sparks shall retain jurisdiction over this injunction to hear any motions for contempt. ***A motion was made by Art Scott and seconded by Ron Spears to authorize city staff to implement the settlement of the Wivag nuisance abatement lawsuit. Motion Carried.***

Extension of interlocal Agreement for Police services with South Cle Elum- ***A motion was made by Jim Eidemiller and seconded by Jay McGowan to accept the amendment of the interlocal agreement for law enforcement services with South Cle Elum through March 31st 2012. Motion Carried***

Kittitas Council Solid Waste Management Plan Update-Resolution No. 2012-01- ***A motion was made by Warren Perry and seconded Lindsey Ozbolt to authorize the mayor to sign the agreement. M. Carried.*** Mayor Glondo announced an executive session at 8:15 p.m. for pending litigation. It would last approximately 15 minutes with no action being taken during the session and no action anticipated when reconvening. The meeting was reconvened at 8:29 p.m. Mayor Glondo said no action was taken during the meeting. There was no further business. ***A motion was made by Jim Eidemiller and seconded by Ron Spears to adjourn the meeting at 8:30 p.m.***

 Attest

