

MINUTES OF THE CITY COUNCIL
OF THE CITY OF PULLMAN
OCTOBER 12, 2010

Roll Call

A regular meeting of the City Council of the City of Pullman was held on October 12, 2010, at 7:30 p.m. in Council Chambers, City Hall, Pullman, Washington with the following present:

Glenn A. Johnson	Mayor
William F. Mulholland	Finance Director
Francis Benjamin	Councilmember
Keith Bloom	Councilmember
Bill Paul	Councilmember
Barney Waldrop	Councilmember
Nathan Weller	Councilmember
Pat Wright	Councilmember

Call to Order

Mayor Johnson called the regular meeting to order at 7:30 p.m. Councilmember Bloom moved, Councilmember Wright seconded to excuse Councilmember Hawbaker from the meeting.

Motion Carried.

Mayor Johnson had Christina Turner conduct the roll for ASWSU Senators. All were present.

Announcements

Mayor Johnson made one announcement and one proclamation.

Meeting with ASWSU

- Policing Issues 1. Police Chief Jenkins went through elements of his memo. He mentioned there were positive results over the years with alcohol-related citations going down for students at WSU. Similar incidents involving non-students are on the increase. Senator Bryan Inglin asked why student arrests are down and non-students arrests are up. Police Chief Jenkins did not have a definitive answer for that except for the fact that the totals were about the same which would indicate that if WSU totals went down, then non-students would go up. Senator Bryan Inglin also questioned if energy drinks were still a problem. Police Chief Jenkins indicated they were and that right now they are seeing incidents of blood alcohol percentages between 3.5 to 4.0. Senator Grant Eastey thought it would be beneficial to talk to the various bars and clubs to encourage them to cease serving energy drinks around midnight as suggested by Officer Heroff.

Public Works Director Workman went through elements of his memo on policing starting with parking during WSU breaks. He moved on to whether there would be a four-way stop put on Colorado and Monroe. He said, at this time, the data did not indicate that it should, but they are going to re-examine the data to see if in fact it is warranted. The next item was Merman Drive. This has been a problem for years, especially for Transit drivers during inclement weather. There is parking on one side of the street from Terre View Drive, approximately one thousand feet to the north, and then it goes to unrestricted parking.

He is planning on bringing a motion to the Council shortly to establish no parking on the east side

of Merman Drive from Terre View to Skyview and no parking on the west side of Merman Drive from Skyview Drive to Westwood Drive. He then moved on to the "B" Street sidewalk which had been a problem for years, as it is narrow and actually dangerous to pedestrians. The sidewalk, over the summer, has been expanded to seven feet and rails have been put up from California to Alpha Road. The City will continue with the improvements to Michigan Street next year. He then discussed College Hill lighting which has been a problem for years and encouraged the Senators that if they notice lights out to get in contact with us so they can get them taken care of.

Senator Tristan Hanon wanted to know what occurred to vehicles if a snow emergency was declared and they were in class. Public Works Director Workman indicated that usually when snow emergencies are declared they have 48 hours to remove vehicles. They usually try to find the owners before they start towing vehicles.

Planning Issues 2. Planning Director Dickinson went through elements of his memo on College Hill and rezoning the districts as well as the Certified Local Government Historical Program. Senator Derrick Skaug wanted to know if there are any plans for putting in bike lanes. Public Works Director Workman answered by saying that the street width and parking makes it extremely difficult in a lot of areas to get in bike lanes, but where at all possible they are trying to do so. Senator Skaug also asked about Merman Street and Public Works Director Workman said that they would be looking at that and that could be a possibility for bike lanes.

Solid Waste and 3. Devon Felsted, Pullman Disposal, talked about the Recycling Issues Spokane single-stream recycling center that is planned to be running at the end 2011. They are looking at that point to probably go with single-stream pickup like the students are used to on the west side of the state. He also indicated that they would shortly be getting the roll carts in the spring of 2011 which will help clean up several of the areas up on the hill. He also stated that with the problem with the recycle pickup, he has instructed his drivers to look for containers out on off weeks just so they could get them picked up and not spread more debris across the hill.

Councilmember Paul wanted to mention that the Felsteds were second generation serving Pullman and greatly appreciated the work going on and looking forward to going to the single-stream recycle.

Pet Ownership 4. Colleen Harrington, Humane Society, and Dr. Susan Responsibilities Wang, Associate Professor at the Veterinary College at WSU, spoke on the responsibility and ownership, the financial energy, and consideration that needs to be given to the adoption process.

Councilmember Weller requested they discuss keeping dogs on leashes. The City has a leash law as well as requirements to obtain a license, rabies vaccinations, and to pick up any excrement left by their animals. Councilmember Benjamin asked code enforcement whether there are any places dogs are not allowed. Councilmember Bloom indicated the school had just passed some regulations that barred dogs from certain areas on campus. He also

stated that there are leash laws on campus. Councilmember Bloom also wanted to acknowledge that Animal Haven was a “no kill” facility and he said it is really a great place. He also wanted to repeat part of the presentation of Colleen Harrington that students need to obtain landlord permission prior to obtaining a pet.

Senator Tristan Hanon wanted to know about an off-leash park in Pullman. Colleen Harrington stated the project was underway and would have areas for larger as well as smaller dogs.

- Student Safety 5. Public Works Director Workman went over elements of his memo on crosswalks. He has also corresponded with Kyle Conboy representing ASWSU concerning crosswalks on College Hill. Public Works Director Workman suggested that the best approach would be for all possible crosswalk locations to be viewed at the same time. He also emphasized the fact that, particularly on a university campus, crosswalks can make an intersection more dangerous. Pedestrians tend to have the attitude that they have the right to cross at a marked crosswalk and that white lines somehow protect them, which of course they don't.

Councilmember Bloom indicated it was almost like kindergarten where you are taught about crossings that you stop, look, and listen.

- Other Hills 6. Public Works Director Workman and Planning Director Dickinson went through some of the other projects appearing on the other hills to include the new well, the Walmart Supercenter, the proposed Hampton Inn Expansion of the Hilltop, and several items that were in his memo.

Councilmember Weller mentioned that campaign signs have been stolen and he also has been informed by some of his constituents that there is prowling going on. Everyone should keep their doors locked as well as their vehicles.

- ASWSU Update 7. The final part was an update from ASWSU of some of the projects they are doing. The Vice President, Joshua Meyer, mentioned the bike rental program they have where they can rent the bike for an hour or twenty-four hours. It is working out real good. He also brought up the noise problem with the cannon for touchdowns. He said that future programs they are working on are primarily safety related.

Patrick Horton, Director of Greek Affairs, discussed housing on College Hill and issues they are looking at with landlords as well as lease options for on-or off-campus housing.

Senator Alex Smith said they are working on safety around crosswalks. He is also looking at veterans' issues and trying to get a qualified VA approved doctor down in the area.

Councilmember Benjamin mentioned that there is a group working with veterans on campus and he should probably get in touch with them. Councilmember Bloom mentioned that he might consider talking to Representative McMorris or Senator Murray to help cut the red tape.

Senator Bryan Inglin mentioned they are working

on the concise academic advisement and women's transit issues. After a special election, they will have a full senate.

Senator Christina Turner said she is working on PR to inform the students about what ASWSU is about and is meeting with Dr. Floyd. They also tentatively set the joint Council/ASWSU meeting at WSU for February 16, 2011.

Councilmember Bloom said that he has worked with ASWSU over twelve years and he is always amazed and impressed with the quality of the students and ASWSU. He also appreciates their service.

At 9:14 p.m. Mayor Johnson called a five-minute break to realign the room.

At 9:22 p.m. the meeting was adjourned to hold the special meeting of the Metropolitan Park District.

The regular meeting was reconvened at 9:24 p.m.

ORDER OF BUSINESS

Approval of Recommendations of Consent Agenda Items

CONSENT AGENDA

Mayor Johnson reviewed the items on the Consent Agenda with the Council and audience. He stated that items listed on the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council request. Councilmember Bloom moved, Councilmember Wright seconded to read the items on the Consent Agenda by title only.

Motion Carried.

City Attorney McAloon read the items on the Consent Agenda by title only. Mayor Johnson asked if there were any requests for removal of items from the Consent Agenda from the Council. Councilmembers Bloom and Paul requested that item No. 17 be pulled for separate discussion. Mayor Johnson so ordered. Councilmember Waldrop moved, Councilmember Benjamin seconded to adopt items 8 through 16 and 18 to 21 on the Consent Agenda.

Motion Carried.

Motions

- | | | |
|---|-----|---|
| Minutes - September 14, 2010 | 8. | The Council dispensed with the reading of the minutes of the regular meeting of September 14, 2010, and approved them as submitted. |
| Minutes - September 21, 2010 | 9. | The Council dispensed with the reading of the minutes of the regular meeting of September 21, 2010, and approved them as submitted. |
| Accounts Payable, Payroll, and Electronic Transfers - October, 2010 | 10. | The Council approved disbursements represented by accounts payable checks numbered _____ through _____ totaling \$ _____ inclusive, payroll checks numbered _____ through _____ totaling \$ _____ inclusive, and electronic transfers totaling _____ and directed that they be paid |

upon approval of the Auditing Officer and Audit Committee.

- | | | |
|--|-----|--|
| Tank 10 Construction Complete | 11. | The Council accepted as complete Contract No. 08-06, Tank 10 Construction. |
| Pullman/Moscow Regional Airport Fire Flow System | 12. | The Council accepted as complete Contract No. 08-22, Pullman/Moscow Regional Airport Fire Flow System. |
| Change Order on Reaney Park Waterline | 13. | The Council ratified Change Order No. 1 on Contract No. 10-04, Reaney Park Waterline. |
| Lodging Tax Grant - First Down Friday | 14. | The Council approved a Lodging Tax Grant to the Pullman Chamber of Commerce in the amount of \$1,746.15 for First Down Friday Night. |
| Lodging Tax Grant - National Lentil Festival | 15. | The Council approved a Lodging Tax Grant to the National Lentil Festival in the amount of \$6,500 for public safety improvements. |
| Palouse Basin Water Summit | 16. | The Council authorized the payment of \$250 as the City of Pullman's financial contribution to the 6 th Annual Palouse Basin Water Summit. |
| Public Hearing Date | 18. | The Council set October 26, 2010, as the date for a public hearing on a proposal by the Ecowell Company to sponsor the company's request for a Community Development Block Grant loan. |

Resolutions

- | | | |
|--|-----|--|
| Resolution No. R-75-10 - Facilities Use Agreement with WSU | 19. | Resolution No. R-75-10

A RESOLUTION AUTHORIZING THE EXECUTION OF A SHORT-TERM FACILITIES USE AGREEMENT BETWEEN WASHINGTON STATE UNIVERSITY AND THE CITY OF PULLMAN. |
|--|-----|--|

Resolution No. R-75-10 was adopted unanimously.

- | | | |
|---|-----|---|
| Resolution No. R-76-10 - Surplus Property WSU | 20. | Resolution No. R-76-10

A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS TO THE NEEDS OF THE CITY OF PULLMAN AND AUTHORIZING THE TRANSFER OR DESTRUCTION OF SAID PROPERTY. |
|---|-----|---|

Resolution No. R-76-10 was adopted unanimously.

- | | | |
|--|-----|---|
| Resolution No. R-77-10 - Interlocal Agreement Path | 21. | Resolution No. R-77-10

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF PULLMAN AND THE PARTIES OF THE PULLMAN-MOSCOW REGIONAL AIRPORT COOPERATION AGREEMENT RELATING TO THE CONTRIBUTION OF THE PORT OF WHITMAN. |
|--|-----|---|

Resolution No. R-77-10 was adopted unanimously.

REGULAR AGENDA

Motion

- | | | |
|---------------------|-----|--|
| Wawawai Water Tower | 17. | Mayor Johnson announced that this item had been removed from the Consent Agenda at the request of Councilmembers Bloom and Paul. |
|---------------------|-----|--|

Councilmember Paul wanted to thank the Hinrichs family for providing the money for painting the tower which he thought was just wonderful.

Councilmember Bloom wanted this item pulled because there was some question on the lettering. He gave what he thought would look the best and the other Councilmembers agreed.

Councilmember Paul moved, Councilmember Bloom seconded to approve a request from the Hinrichs family to install a Cougar logo and "Pullman" in two places on the Wawawai Water Tank. Also approve the funding of the "Pullmans" from the Water Budget. The motion carried unanimously.

Public Hearing

2011 Revenues 22. Mayor Johnson announced that a public hearing is scheduled on 2011 Revenue Sources. Finance Director Mulholland presented the staff report giving a PowerPoint and explanation of the revenues for 2011. Mayor Johnson opened the public hearing. Finance Director Mulholland went through his report and PowerPoint and there were no questions on his presentation. Mayor Johnson closed the public hearing.

Motion, Resolution, and Ordinance

Adopt Findings 23. Mayor Johnson announced that a motion, resolution, of Fact, Resolution and ordinance have been prepared relating to No. R-78-10, and approximately 7.5 acres located on the north side Ordinance No. 10-20 of North Fairway Road east of NE Orchard Drive on - Zone Change College Hill.

Mayor Johnson asked the following questions:

1. Does any member of this Council have knowledge of having conducted business with either the proponents or the opponents of this zone change?
2. Does any member of this Council have either a pecuniary or a non-pecuniary interest in the outcome of this proceeding?
3. Does any member of this Council know whether or not their employer has a financial interest in the area for which this zone change is requested, or has an interest in the outcome of this proceeding?
4. Does any member of this Council live or own property within 300 feet of the area for which the zone change is requested?
5. Does any member of this Council have any special knowledge about the substance or the merits of this proceeding which would or could cause the Councilmember to prejudge the outcome of this proceeding?
6. Is there a member of this Council who believes that he or she cannot sit and hear this matter fairly and impartially, both as to the respective positions of the proponents and the opponents of the requested zone change?
7. Is there any member of the audience who because of the "Appearance of Fairness

Doctrine" wishes to disqualify any member of this Council from hearing this matter? If so, please state the name of the Councilmember and the reason or reasons why you believe that Councilmember should be disqualified because of the "Appearance of Fairness Doctrine".

Councilmembers Bloom, Benjamin, and Mayor Johnson all excused themselves from the proceedings due to the fact that they were employed by WSU. All three left the Council Chambers and Councilmember Wright proceeded with the meeting as Mayor Pro Tempore.

Planning Director Dickinson went through the staff report and indicated that staff recommended approval. The Planning Commission had made the recommendation to accept. Councilmember Paul stated it was a win-win situation for Pullman to have this type of facility.

Councilmember Waldrop moved, Councilmember Paul seconded to adopt the Findings of Fact. The motion carried unanimously.

Resolution No. R-78-10 by title only reads as follows:

A RESOLUTION AMENDING THE OFFICIAL COMPREHENSIVE PLAN MAP OF THE CITY OF PULLMAN FROM WASHINGTON STATE UNIVERSITY TO COMMERCIAL FOR THE REAL ESTATE HEREIN DESCRIBED CONSISTING OF APPROXIMATELY 7.5 ACRES LOCATED ON THE NORTH SIDE OF NORTH FAIRWAY ROAD EAST OF NE ORCHARD DRIVE ON COLLEGE HILL.

Councilmember Waldrop moved, Councilmember Paul seconded to adopt Resolution No. R-78-10. The motion carried unanimously.

Ordinance No. 10-20 by title only reads as follows:

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FROM WSU TO C3 FOR THE REAL ESTATE HEREIN DESCRIBED CONSISTING OF APPROXIMATELY 7.5 ACRES LOCATED ON THE NORTH SIDE OF NORTH FAIRWAY ROAD EAST OF NE ORCHARD DRIVE ON COLLEGE HILL.
Councilmember Waldrop moved, Councilmember Weller seconded to adopt Ordinance No. 10-20. The motion carried unanimously.

Councilmembers Benjamin, Bloom, and Mayor Johnson returned to the Council Chambers and participated in the remainder of the meeting.

Ordinance

Ordinance No. 10-21 - Budget Amendment	24. Mayor Johnson announced that an ordinance had been prepared amending the 2010 budget. Finance Director Mulholland presented the staff report. There were no questions of his report.
--	--

Ordinance No. 10-21 by title only reads as follows:

AN ORDINANCE AMENDING ORDINANCE NO. 09-32 ADOPTED DECEMBER 8, 2009, AND ENTITLED "AN ORDINANCE ADOPTING A BUDGET FOR THE CITY OF PULLMAN FOR THE YEAR 2010".

Councilmember Benjamin moved, Councilmember Bloom seconded to adopt Ordinance No. 10-21. The motion carried unanimously.

Resolution

Resolution No. 25. Mayor Johnson announced that a resolution had been prepared in support of WSU. City Supervisor Sherman briefly went through some of the highlights of the staff report.

R-79-10 - Support for WSU

Resolution No. R-79-10 by title only reads as follows:

A RESOLUTION SUPPORTING WSU, INCREASED HIGHER EDUCATION FUNDING (INCLUDING FUNDING FOR COMMUNITY COLLEGES), AND REASONABLE TUITION RATES.

Councilmember Paul moved, Councilmember Bloom seconded to adopt Resolution No. R-79-10. The motion carried unanimously.

Motion

Support Services 26. Mayor Johnson announced that a motion is requested to adopt a Labor Contract with Pullman Police Department Support Services employees. City Supervisor Sherman presented the staff report and recommended ratification of the contract. The motion also covered a memorandum of understanding in relation to a change of work hours to the Code Enforcement individuals.

Agreement

Councilmember Waldrop moved, Councilmember Benjamin seconded to adopt the Labor Contract with Pullman Police Department Support Services. The motion carried unanimously.

Discussions

Pre-Budget 27. Mayor Johnson announced that a Pre-Budget Workshop is scheduled. City Supervisor Sherman presented the staff report and requested guidance on several of the areas to include cuts in capital. The Council agreed to deferring some of the CIP projects that we could get by without right now. The CIP ordinance was brought up that was proposed by Councilmember Waldrop. There was discussion on the proposal. It was decided by the Council that the amount of excess sales tax allocated to the CIP Program as a permanent funding source would be 50 percent, which could be adjusted. The discussion with Finance Director Mulholland on an item he had in his memo that, based on the current situation, he thought it really wasn't time to implement such a program. However, if the Council implemented this he suggested a mechanism where there is a quarterly review for funding purposes and the Council could make the decision at that time either to fund or not to fund based on the circumstances of the City. This was all agreed to by the Council and would be included in the ordinance.

Workshop

City Supervisor Sherman also asked about using part of the reserve to balance the budget which they agreed to. They also went along with the recommendation to increase the commander and police chief's salaries to take into account the raises they had not received. Other individuals in the force had, over the last few years, received

raises creating a payroll imbalance. They wanted to proceed with the citizen survey that Mark Morgan, the intern that we had this year, had put together. There was another intern City Supervisor Sherman said that would compile the information so the costs involved would be the printing and mailing. Council decided to defer the project and to fund it if there are year-end savings. They agreed with City Supervisor Sherman's budget approach.

NEW BUSINESS

Mayor Johnson asked if there was any new business from either the Council or audience. There was none.

EXECUTIVE SESSION

At 10:45 p.m. Mayor Johnson announced that the Council would adjourn for five minutes to Executive Session for the purpose of:

To discuss the strategy or position to be taken by the City during the course of collective bargaining or grievance proceedings.

The City Council will reconvene in open session at approximately 10:56 p.m.

Mayor Johnson reconvened the regular meeting at 10:56 p.m.

ADJOURNMENT

Councilmember Bloom moved, Councilmember Weller seconded to adjourn the regular meeting of the City Council.

Motion Carried.

Mayor Johnson adjourned the regular meeting of the City Council at 10:56 p.m.