

**Mount Vernon
City Council
Regular Meeting Minutes
October 28, 2009**

The meeting was called to order by Mayor Norris at 7:05 p.m.

Present: Mayor Norris, Councilmembers Cheney, Combs, Fiedler, Lindquist, McMullen, Ragan, and Urban.

Staff Present: Police Chief Bergsma, Waste Water Treatment Plant Manager Fullner, Community and Economic Development Director Hanson, Fire Chief Hari, Finance Director Huschka, Information Services Manager Kleppe, City Attorney Rogerson, Special Projects Administrator Stendal, Battalion Chief Voss

Citizens Present: 6

CONSENT AGENDA

- A. Approval of September 23, 2009, October 14, 2009 Regular Council Meeting minutes, and the October 7, 2009 Study Session minutes.

Councilmember Urban moved to approve the September 23, 2009, October 14, 2009 Regular Council Meeting minutes, and the October 7, 2009 Study Session minutes. Motion seconded by Councilmember Combs. Motion carried 7-0.

- B. Approval of October 28, 2009 claims numbered 113249-50, 113254-113427 in the amount of \$888,773.09.

Councilmember Ragan moved to approve the October 28, 2009 claims numbered 11324-50, 113254-113427 in the amount of \$888,773.09. Motion seconded by Councilmember Lindquist. Motion carried 7-0.

REPORTS

- A. Finance Committee: see Committee agenda and minutes for details.
- B. Community Comments: none
- C. Councilmember Comments: Councilmember Ragan reminded citizens that Saturday, October 31, the Downtown Business Community will host Trick or Treating and the streets will be closed. He also asked about progress with FEMA processes. Mayor Norris indicated that a meeting date is being determined.
- D. Mayor's Report: Mayor Norris asked for Council to consider changing the meeting date of the November 11, 2009 meeting in consideration of Veterans' Day.

Councilmember Lindquist moved for Council to meet in Regular Session on Tuesday, November 10, 2009 instead of Wednesday November 11, 2009. Motion seconded by Councilmember Urban. Motion carried 7-0.

- E. Committee Agenda: Councilmember Urban asked that the Traffic Safety Committee discuss speed and size of vehicles on 3rd street.

NEW BUSINESS

- A. Skagit D-06 LLC Presentation: Ms. Hanson reviewed the three preceding presentations regarding the request by Skagit D-06 LLC (D-06) for the City of Mount Vernon to issue a letter indicating future provisions for providing sewer service to lands that are in the City's Urban Growth Area (UGA), but are not currently within City limits. On May 18, 2009 Council viewed a presentation by D-06 presenting a summary of their request and on May 27, 2009 City staff members presented their comments on the advisability of fulfilling this request. Mr. Bob Johns spoke on behalf of D-06 and then introduced Mr. Keith Goldsmith who is the project engineer for D-06. Mr. Goldsmith presented technical points that they contend are proof that their request fulfills the criteria requirements necessary for issuing a sanitary sewer service agreement as outlined in City Ordinance 3442. Mr. Bell asked for time to analyze the information that D-06 presented before he responded in depth to data that was presented. Mr. Bell wanted to be sure that everyone understood that any potential LID financing would require land owner approval and Council approval of the assumption of the financial risk if the landowners default. Ms. Hanson asked what ERU formula D-06 used. Mr. Goldsmith answered that they had used the analysis that was in the staff report that had been presented and they consider an ERU a lot. Mr. Johns said that the LID they have listed as a possibility is not financed through City bond financing. He also added that he had a conversation with staff members of the Dept of Ecology who had told him that they expect to expand the capacity of the treatment plant after the monitoring period of 2009-2011. Mayor Norris suggested that staff present their responses at a Public Works Committee meeting so that Council can have a chance to analyze it prior to taking any possible action.
- B. Lease Agreement: Battalion Chief Voss presented Council with information on two proposed cell tower leases. The first request is for an amendment to the US West Wireless LLC/ Crown Castle lease of space on the tower located at Fire Station #2. This is a ten year lease for \$13,000 with a 3% annual rent increase and includes a rental of adjacent ground space to build a cabinet.

Councilmember Lindquist moved to authorize the Mayor to enter into an agreement with US West for the lease of space on the cell tower and ground at Station #2. Motion seconded by Councilmember Combs. Motion carried 7-0.

The second request is for a lease of space on the cell tower located at Little Mountain by the Northwest Regional Council for a Northwest Law Enforcement Administrative Radio Network. This is a 5 year lease for an annual rent of \$2,000.

Councilmember Fiedler moved to authorize the Mayor to enter into an agreement with Northwest Region Council for the lease of space on the cell tower located at Little Mountain. Motion seconded by Councilmember Urban. Motion carried 7-0.

- C. Fire Department Rules and Regulations: Chief Hari referred to the items given to Councilmembers on October 7, 2008 updating the rules and regulations for the Fire Department.

Councilmember Urban moved to approve the updated rules and regulations for the Fire Department. Motion seconded by Councilmember Ragan. Motion carried 7-0.

The meeting was convened into executive session at 8:07 p.m. and estimated to last 30 minutes.

- D. Executive Session – Collective Bargaining:

There being no further business the meeting was adjourned at 8:30 p.m.

SUBMITTED BY:

Rebecca J. Wade, Recording Secretary

ATTEST:

Alicia D. Huschka, Finance Director

APPROVE:

Bud Norris, Mayor