

SULTAN CITY COUNCIL
AGENDA ITEM COVER SHEET

ITEM NO: Consent C 1

DATE: August 23, 2007

SUBJECT: Council Minutes

CONTACT PERSON: Laura Koenig, City Clerk

SUMMARY: Attached are the minutes of the August 23, 2007 regular Council meeting as on file in the office of the City Clerk.

RECOMMENDED ACTION: Approve as submitted.

MOTION: Move to accept the consent agenda as presented.

COUNCIL ACTION:

DATE:

CITY OF SULTAN COUNCIL MEETING – August 23, 2007

The regular meeting of the Sultan City Council was called to order in the Sultan Community Center by Mayor Tolson. Councilmembers present: Champeaux, Wiediger, Slawson, Seehuus, Flower, Boyd and Blair.

CHANGES/ADDITIONS TO THE AGENDA:

Action: Add A 10 Dance and Music License Exemptions

Consent: Remove Ordinance 950-07, Ordinance 951-07 and Resolution 07-13 from the Consent Agenda and move them to discussion.

PRESENTATIONS:

Introduction of Library Board Members: Jackie Personeus, Librarian introduced Paige Cople and Emily Abt as the two new student representatives to the Library Board. The Library Board is looking forward to working with the students.

COMMENTS FROM THE PUBLIC

Dave Harrington: (High School) Complained and appealed to the Council to find a solution to the loitering downtown. Most of the kids are great and there are people working to make downtown look nice. He has noticed that a lot of the kids hanging out are not from Sultan, they come out here to deal drugs and vandalize and they are pulling our students into the mix. Is tired of hearing that we should build more activities, the kids have choices and we should not have to provide them with activities. These kids are making bad decisions and they impact the community. The kids need to be confronted and we need to find solutions.

Loretta Storm: Suggested that anyone concerned about the kid issue should get in touch with Dave Wood at the VOA and help work on the solution. In regards to adding Bubba's music license as action item, urged the Council to give advance warning to those who live in the area so they can attend. Congratulated the City on forming the advisory panel to help make financial decisions and thanked the committee members for selecting her. On the negative side, Bart Dalmasso submitted his application late and should not be considered when others submitted on time. The Highway 2 Coalition has a petition to ask the legislature to do something to fund Highway 2.

Brian Cople: He does not want to be here but they need to hear public input to know what is important to the community. Loitering is a problem in the community and he agrees with the comments by Dave Harrington. Library staff has had to deal with the problem for years and most of the citizens have sat back and done nothing. There are drug deals, verbal abuse and vandalism inside City hall and enough is enough. This problem impacts the entire community and millions of dollars were spent on the intersection and buildings and this type of behavior is unacceptable. There is an unsafe work environment at City Hall, the Library, and the Visitors Center and for the businesses. Can not allow a group of 13 year olds to control the community. Suggested surveillance of the area, moving the bus stop and taking back the City.

Debbie Cople: Invited everyone to the NRA auction and advised that the NRA contributed to the improvements at the Index Shooting Range. The Sky Valley Chamber is working on a new brochure to promote the valley and they are looking for community input. People are trying hard to turn the financial situation in the City into something positive and we need to reach out to the community and help parent some of the kids and to help beautify the town. There are volunteers that are helping paint crosswalks and cleaning up downtown. The community has come together to build parks and they will come together again to keep the town clean and attractive.

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Kerry Ourada: He moved to Sultan two years ago and has done some research on the City's history. When a new citizen spoke up, they would be ridiculed and insulted by those who don't agree with them. Recently his wife was verbally assaulted by a long time citizen and it was immature to treat her that way. The town belongs to everyone – those who have lived here their whole life and those who have moved in. Citizens should be free to speak up and express their opinion without insults. In regards to the Police department, is upset that no one spoke up about the police cuts. Did they listen to the people who spoke up about the safety of officers and citizens? The budget cuts should not include the police. The City should eliminate the interim police chief, animal control officers, administrative assistant, reduce salaries, library hours and stop the investigation of the chief.

Silvia Howe: Thanked the Council for listening. Appreciates their hard work and for trying to make a better City. She lives next door to City Hall and is asked for money all the time and sees terrible things going on with sex and drugs. It is sad to see the community going this direction and the citizens need to take back the community. Need to move the bus stop, set up block watches and get citizens involved. We can't allow the youth kids to control the City. She has heard that people are afraid to go into businesses and she is looking forward to working together to solve the problem.

Gerry Gibson: Is concerned about the budget amendment and the reduction in police service. Hopes they have been listening to the citizens about gangs and drugs. He understands the budget issues but they need police protection. When they approve a development, they cheat the citizens by reducing service. Bubba's live music request - the citizens in area need more notice of the change.

Vicki Peara MacIntyr: Thanked the Council for their work. Does not always agree with their decisions but respect what they do. On the police issue, has worked in police service for years and has seen the gang of kids with drugs. Need neighborhood watch, citizen academy and to let the kids know they are being watched.

Ken Marshall: In regards to the police issue, the City did what we had to do and looked at all the options. We would not be in this situation if we weren't involved in lawsuits. Fred Walser made bad choices and the City is paying for it now. Asked if there was any emergency funding from the state to help prevent crime?

Cameron Chandler: Is a member of the silent majority. Does not pay attention to politics but he uses the library and is disturbed to hear that we are cutting the police force when he sees what is going on when he comes to the library. Hears there is not enough money to fund lights and police and the City can't fix potholes or fund the library and this is cutting to close to the bone. The Council are nice people and are putting a lot of effort into the meetings but they are failing in their job. This is not a viable municipality and they are not getting what they pay taxes for.

Susie Hollenbeck: Stopped at the post office and was upset with the hoodlums and she watched the kids do a drug deal. She has been accosted at City Hall something needs to be done – run them out of town.

Mike Ingalls: It has been twenty five years since anyone said he could not talk. They have listened to each other and there is something right about this community. 66% voted in favor of the Fire Department. This issue can be fixed and we need to work together as a team.

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Dan Thomas: In regards to Bubba's roadhouse, he lives next to them and is not in favor of their music. There are ill people at his home and the Council needs to say no to the music.

Arthur Burtis: Years ago he and his brothers were police reserves and the City could use reserves to help the police.

Debbie Cople: Representing Susan Green owner of the Flat Iron Gallery who provided a letter regarding the issues she has had with the kids. Has considered moving her business due to the problems downtown with the bad language, kids, and smelly people. Customers don't appreciate the things they have to endure to get to the store. The City needs to do something about the bus stop and the library and make them a safe zone. The City needs taxes and retail business.

Margaret Biggs: Her great grandparents settled the town and her grandmother kept a shotgun and sometimes feels she needs one. She had an incident with a skateboarder and tried to be polite but they were rude. She went to the police department and asked about the kids and was told there was an ordinance against skateboarding but then the staff member appeared to want her to go away. There needs to be more signs and public information on the City ordinances. Is concerned about the reputation of the town and that there may be vigilantly action. They need to start neighborhood watches and don't let the little jerks get away with the things they do. Take back the town.

Steve Wright: Advised that he is a King County Deputy. There are no loitering statues in King County and they do work. The Sheriff's department polices transit areas in King County. They police the area to do enforcement for minor crimes to discourage problem people and to get them off the street. In North Bend there are three officers on duty and they have a larger population. If citizens want more service, they need to pay for it. In other counties, you file a police report on the phone and an officer does not respond to the scene.

Carolyn Eslick: This is not a new issue, the City had the same issue ten years ago. The City put a no smoking ordinance in effect but it was declared unconstitutional. The City can get things done when we work together.

Gordon McDonald: Asked if the City considered a joint police force with Monroe? It works in other cities.

COUNCILMEMBERS COMMENTS:

Flower: The police and safety have been a passionate issue for many and a difficult one. He has heard some good suggestions and demands to be safe. They have made cuts that were painful to staff and people have lost their jobs but they are keeping the street lights on. There have been problems around City hall with the kids but this is our town and we should take it back and not let the kids control it. Understands the right to free speech but the rude signs along the highway make us look like a back water town and it is not good for the community. There are a lot of people working to make the town look nicer and a better place to live.

Blair: Thanked those people who put out signs or wrote to the newspaper as it got people to attend the meeting. The Council has been struggling with decisions and they need public input. Other small communities are facing the same issues and they have come up with solutions. Information about volunteer groups has gone out and the City is less concerned about union issues and more concerned about making the community better. Would like to see the block watch program developed. In regards to the issue with the kids, this is our City and it is time to take it back.

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Boyd: There were some good comments made tonight. Mr. Copple's idea of security camera is a good idea and if the Police catch one person, it may discourage the others. The Non conforming use ordinances is a great thing as it is the first time they have acted to support business.

Champeaux: In regards to the bus stop, he brought the issue up a few months ago and the problem is still there even after staff has worked on the issue. In regards to the police issue, there is not one member of the Council who would not vote to support full funding of the Police Department if there was money but they have a responsibility to make sure that they don't spend more then is taken in. They must make the books balance and funds are not coming in this year. The Civil Service is looking at provisional officers to help out with staffing.

Slawson: Advised that he checked the City web site and the Council e-mails are listed. The park across the river is moving along and a lot of different groups are working together on the gun range at Olney Creek and they are looking for input on what the citizens want in the other park. The transit police are patrolling the buses but kids are smart about getting around them.

Wiediger: It does get tiring to see the activity of the kids daily and we need to do something to shame them into cleaning up after themselves. Understands the issues with the loud music and the neighbors. Noted that Mill Creek is looking into using reserve officers.

Seehuus: Advised that it is sometimes uncomfortable to sit at the Council table but tonight has been encouraging as most times there are only a couple of people in attendance. This could be Sultan's greatest hour because people are coming together to solve the problem.

Mayor: Thanked Mr. Seehuus for filling in as the Mayor Pro-tem while he was on vacation and advised that he was in regular contact with City staff and was making decisions. Advised that he appreciates the input from the representative from the King County Sheriff's office.

HEARINGS:

Hammer PUD Closed Record Hearing: The Closed Record Hearing on the Hammer PUD was called to order in the Sultan Community Center by Mayor Tolson. There were no objections to the Council participation.

Staff: Rick Cisar, Community Development Director presented the staff report and submitted the following exhibits:

1. Hearing Examiner recommendation
2. Staff Report dated June 15, 2007
3. PUD Map dated August 16, 2007
4. Resolution 07-19

The Hearing Examiner held an Open Record Remand Hearing on July 24, 2007 to consider the Hammer Preliminary Planned Unit Development File Number FPPUD05-002. The Staff Report was submitted and entered as Exhibit Number 1 in the Public Hearing. Based on the Findings of Fact, Principles of Law, Discussion, and Conclusions the testimony and evidence submitted at the Hearing, the Hearing Examiner's site visit, the Hearing Examiner recommends approval of the proposed Preliminary Subdivision and Planned Unit Development of the Hammer PUD subject to 35 Conditions on pages 44 through 48 of the Hearing Examiner's recommendation.

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Hammer has undertaken additional soils exploration and provided additional information. That additional material demonstrates compliance with applicable criteria.

Compliance with SMC 16.80.100 regarding Innovative Development Design requirements

Hammer has clarified that the Innovative Development Design applies only to the wetland buffer.

Evidence now shows that the proposed treatment of the buffer/slope will enhance the buffer and that no state agency has jurisdiction over that aspect of the proposal. The proposal complies with approval criteria.

Police concurrency: The applicant-Staff proposal still doesn't comply with the requirements of Chapter 16.108 SMC. but, as with all recent residential applications, the evidence allows for alternative conditions which will comply with the presently adopted code.

While the *Sky Harbor* residents' objection to access through their subdivision is understandable (They presently have short, dead-end, low volume streets which function as if they were cul-de-sacs.), the facts are that those streets were designed and built to serve the Hammer property and are capable of doing so. Their objection should not deter approval of *Hammer PUD*. The concept of a north-south road through the commercial/industrial portion of the proposed subdivision complies with all applicable policies. Whether it should eventually be built up the hill and opened for general traffic use is a question which need not be resolved now.

Public Comments:

Loretta Storm: Asked if people can walk to the park and ride from the US 2 access? There should be a condition for final approval that there is transit available as there has been three pedestrian deaths on Highway 2.

Council

Boyd: Pedestrian traffic could be an issue. Will there be a bus stop prior to occupancy?

Slawson: Asked how long the trail to the highway was? Noted that most people who live on the Sultan Basin road drive to the park and ride to catch the bus.

Blair: Asked if the trail connected to the other subdivisions and if there would be enough land in the LID mitigation area for a park and ride.

Rick Cisar advised that the Council can not require Community Transit to put in a bus stop but will consider it if there is enough ridership.

On a motion by Councilmember Blair, seconded by Councilmember Slawson, the Closed Record Hearing was closed. All ayes.

Herb Jones Variance Closed Record Hearing: The Closed Record Hearing on the Herb Jones Variance was called to order in the Sultan Community Center by Mayor Tolson. There were no objections to the Council participation.

Staff: Rick Cisar, Community Development Director present the staff report and submit the following exhibits for the record:

1. Hearing Examiner recommendation
2. Staff report
3. Resolution 07-15

The Hearing Examiner held an Open Record Hearing on June 13, 2007 to consider a request from Frank H. Jones for a front yard variance from 20' to 0' for the property located at 802 Dyer Road

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File Number VAR07-001. Based on the Findings of Fact, Principles of Law, Discussion, and Conclusions, the testimony and evidence submitted at the Hearing, and the Hearing Examiner's site visit, the Hearing Examiner Recommends Approval of the Variance from SMC 16.12.020 to relax the required front yard setback on Lot 2 of the replat of Dyer Addition subject to two conditions: 1) The variance is limited to relaxation of the front setback to zero feet for construction of a single family residence on Lot 2 in the Replat of Dyer Addition; provided , that no part of any building constructed on said Lot 2 may extend over the plane of the south edge of the Dyer Road right-of-way line. No other Variance is either expressed or implied herein and 2) No parking shall be allowed between the paved edge of Dyer Road and the front property line.

Applicant:

Sam Rodebaugh, representative for the property owner. Thanked the City staff for their assistance on the project. Staff have recommended acceptance of the variance and the Hearing Examiner and the variance is the minimal relief necessary to have any use of the residential property. Without the variance the required set backs would not allow for any building on the lot. If they have a zero set back, there would still be 13 feet between the house and the pavement. The neighbors support the variance.

Public Comment:

There was no public comment.

Council:

Boyd: Asked what the prior application was for? Staff advised that the property owner had requested a street vacation and it was recommended that he apply for the variance instead.

Slawson: Asked if there would be parking on the street? (Staff advised that there would be no parking allowed on the pavement)

On a motion by Councilmember Slawson, seconded by Councilmember Seehuus, the Closed Record Hearing was closed. All ayes.

CONSENT AGENDA:

The following items are incorporated into the consent and approved by a single motion of the Council. On a motion by Councilmember Champeaux, seconded by Councilmember Slawson, the consent agenda was approved as amended. Champeaux – aye; Wiediger – aye; Slawson – aye; Seehuus - aye; Flower – aye; Blair – aye; Boyd – aye except for minutes.

- 1) Minutes of the July 12, 2007 regular Council Meeting as on file in the Office of the City Clerk.
- 2) Minutes of the August 9, 2007 regular Council Meeting as on file in the Office of the City Clerk.
- 3) Minutes of the August 9, 2007 Public Hearing on the Storm Water Utility as on file in the Office of the City Clerk.
- 4) Minutes of the August 9, 2007 Public Hearing on the Sewer Rate/General Facility charges as on file in the Office of the City Clerk.
- 5) Approval of vouchers in the amount of \$142,017.05 and payroll through August 10, 2007 in amount of \$44,751.78 to be drawn and paid on the proper accounts.
- 6) Confirmation of the appointments of Emily Abt and Paige Cople as Student Representatives to the Sultan Library Board.
- 7) Adoption of Resolution 07-20 amending the Parking Zone designations.
- 8) Approval to submit Coordinated Prevention grant applications to the Department of Ecology to purchase a chipper and for clean-up day.

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ACTION ITEMS:

Resolution 07-18 Timber Ridge Final Plat: The Timber Ridge Estates Planned Unit Development and Formal Subdivision, is located on a 33.0-acre site on the east side of Sultan Basin Road, ¼ mile north of State Route 2. The Preliminary Planned Unit Development and Subdivision Plat was Approved by the City Council on July 13, 2005. The Planned Unit Development and Preliminary Plat was Approved with Modifications to the Recommended Conditions by the Hearing Examiner, who conducted an Open Record Hearing on April 12, 2005. The Plat includes 85-lots with a range from 4,159 to 8,498 square feet.

The access to the subdivision is from Sultan Basin Road on 141 St S.E. and 142nd S.E. as shown on the attached Plat Map. Future access will be a connection to the East-West Roadway in the Sultan Industrial Park.

On August 8, 2007, an inspection of the subdivision and related improvements was completed by the City Civil Site Inspector, Wayne Lawrence and City Engineer Jon Stack. During the inspection it was noted that the following items would be bonded for by the Developer: (1) the final lift of asphalt on Sultan Basin Road, 141st and 142nd Streets SE and 142nd Place SE and 143 Place SE.; (2) landscaping and two recreation areas; (3) street signs and stripping; (4) mailboxes and fencing. We anticipate these improvements will be completed by the Spring of 2008.

The Performance Bond is equal to 125% of the estimated cost of the remaining improvements necessary to complete the subdivision.

The Maintenance Bond is equal to 15% of the total cost of the improvements and runs for a two (2) year period. The bond covers any construction deficiencies identified during the two (2) year period which are corrected to the satisfaction of the City prior to acceptance of the improvements.

On a motion by Councilmember Blair, seconded by Councilmember Boyd, Resolution 07-18 as corrected, approving the Timber Ridge Estates Planned Unit Development and formal subdivision final plat and acceptance of a Performance Bond in the amount of \$288,000, a 2-year Maintenance Bond in the amount of \$478,000 and authorization to release the bonds upon completion and approval of the remaining improvement was adopted. All ayes except Councilmember Slawson who voted nay.

Ordinance 954-07 Budget Amendments: Deborah Knight reviewed the proposed amendments to the General Fund budget. Building permit activity has not occurred at the level anticipated and there have been additional legal fees incurred with the internal investigations. Staff and expenditure reductions have been implemented. There is still an \$88,000 gap between revenues and expense. Discussion was held on other options such as cutting animal control and interfund loans. On a motion by Councilmember Slawson, seconded by Councilmember Boyd, Ordinance 954-07, 2007 Budget Amendments, was adopted. All ayes.

Resolution 07-15 Herb Jones Variance: Rick Cisar provided a brief report on the Closed Record hearing held earlier in the meeting. On a motion by Councilmember Blair, seconded by Councilmember Seehuus, Resolution 07-15 approving a variance for Herb Jones from SMC 16.12.020 to reduce the required front yard setback from 20 feet to zero feet subject to conditions. All ayes.

Resolution 07-17 Open Space Dedication:

Sultan 144, LLC is currently developing the Skoglund Estates Planned Unit Development located east and adjacent to the Greens Estates Development. The trail systems in both developments will be connected to provide public access to both development areas and south to the Sky Harbor Subdivision on 138th Street S.E. The dedication of the subject property was initially discussed when Sultan 144 LLC acquired the Greens, Van Wyngarden and Tortorice properities and staff investigated a trail and open space plan to interconnect the four developmnets with the Sky Harbor

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and Hammer Property. The donation will assist the City in meeting our Open Space Concurrency requirements of 42.6 acres per 1,000 population and more importantly, may provide a mitigation site for future commercial and industrial developments along the Wagley Creek Corridor that may require off site critical area mitigation in order to develop.

On a motion by Councilmember Seehuus, seconded by Councilmember Champeaux, Resolution 07-17 accepting the 3.49 acre open space donation from Sultan 144 LLC and Charles and Delores Green for Open Space and Critical Area Mitigation purposes was adopted. All ayes.

Resolution 07-19 Hammer PUD Preliminary Plat: Rick Cisar provided a review of the Closed Record Hearing held earlier during the Council meeting. On a motion by Councilmember Champeaux, seconded by Councilmember Seehuus, Resolution 07-19 approving the Hammer Preliminary Planned Unit Development Subdivision with conditions set by the Hearing Examiner and using option 1 for condition #35, was adopted. All ayes except Councilmember Slawson who voted nay.

Blue Ribbon Commission Appointments: The City Council approved forming a Blue Ribbon Citizens Advisory Panel to evaluate long-term solutions to the City's General Fund budget crisis. Although, the City Council has made necessary decisions to balance the General Fund budget in the short-term (4 months), there are fundamental problems with the General Fund that require long-term solutions (12 to 24 months). The City Council is seeking the support of community members to serve on Commission in order to evaluate alternatives and prepare recommendations. The goal is to have the Commission provide alternatives and recommendations to inform the Council's 2008 budget process. The 2008 budget will be adopted by the City Council in December 2007. The Subcommittee has recommended the following citizens be appointed to the Blue Ribbon Commission and the applications submitted. The Council sub-committee has recommended the following appointments: Traci Hoenstein, Donna Marshall, Matt Anderson, Tony Beedle, Jeffrey Beeler, Loretta Storm, Jackie Personeus, Steven Wright, Charles Van Pelt and Derek Boyd. City staff will serve in an advisory capacity. Councilmember Slawson and Boyd discussed the review completed by the sub committee. Councilmember Flower moved to accept recommendation of subcommittee, seconded by Councilmember Champeaux. All ayes except Councilmember Champeaux who voted nay.

Stop the Clock: On a motion by Councilmember Blair, seconded by Councilmember Champeaux, the clock was stopped at 10 PM.

Library Contract and Annexation to District:

During discussions of the short-fall in the General Fund budget, the City Council discussed annexing into the Sno-isle Library District as an alternative to reduce expenses in the General Fund. Under the existing arrangement, the City owns the building that houses the library, but contracts for staff, materials and library services with the Library District by paying an annual fee. In 2007, that fee is \$92,788. The City Council directed staff to explore the options of annexing into the Library District. City staff met with members of Sno-isle Library to discuss annexation. The Sno-isle Library District is supportive of the annexation effort and will work with the City as needed.

The first steps in the annexation process are:

1. Officially notify the library district of the City's intent to terminate the contract (Attachment B)
 - Staff is seeking Council direction to notify the district of the City's intent to terminate the contract.
 - Under the contract, the City would pay for library services through 2008.
 - If voters approve the annexation, library services would continue for Sultan residents in 2009 without interruption.

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- If voters do not approve the annexation, Sultan residents would not be able to remove materials (books, videos, DVDs, CDs, etc.) from libraries within the district.
2. Submit an ordinance requesting annexation into the library district to the Sultan library board for its review and recommendations.

Staff is recommending that the council take action to terminate the contract with Sno-Isle and approve an ordinance to annex into the district.

On a motion by Councilmember Slawson, seconded by Councilmember Wiediger, staff was directed to notify Sno-Isle of the City's intent to terminate the Library Contract effective January 1, 2009. All ayes.

Lease Agreement with Snohomish County for Wood Waste Recycling: The City of Sultan, in cooperation with Snohomish County Solid Waste, is considering a short-term lease on City owned property adjacent to the transfer station to develop a temporary residential wood debris collection site.

In the three-month pilot project, Snohomish County will use the City's property to collect yard debris and contract with a vendor to chip the material and remove it from the site. The collection site will be open to the public on weekends, and will be staffed by Solid Waste employees.

To encourage use of the recycling service, the Snohomish County Solid Waste Division will offer vouchers (one per household in the Sultan area) for free recycling of one load that may be used during the three-month pilot. A survey will be printed on the back of the voucher to gather opinion information from residents on continuing future collection opportunities for a fee. To promote this program, the Snohomish County Solid Waste Division has developed a communications plan.

If the pilot project is successful, the City and the County may mutually agree to negotiate long-term use of the site.

On a motion by Councilmember Boyd, seconded by Councilmember Champeaux, the Mayor was authorized to sign the short-term lease agreement with Snohomish County to lease tax parcel 28083300302700 and a 30 foot by 560 foot section of tax parcel 27080400200100. All ayes.

Ordinance 956-07 Sewer General Facility Charges: Connie Dunn, Public Works Director, reviewed the report on the recommended increases to the Sewer General Facility Charges. The increase would occur in two steps, one on September 24, 2007 to \$10,518 and the second step would take effect January 1, 2008 and increase the fee to \$11,282.

On a motion by Councilmember Slawson, seconded by Councilmember Seehuus, Ordinance 956-07 increasing the Sewer General Facility Charges was introduced and passed on to a second reading. All ayes.

Bubba's Roadhouse/Logger's Inn – Dancing and Music License Exemption: The City received a request from Bubba's Roadhouse and the Logger's Inn for an exemption from the License or Permit requirements of SMC Chapter 5.12, Dancing and Live Music. The City Attorney advised that dancing and live music licenses have been declared to be unconstitutional and recommended that the code section be repealed. The noise ordinance can be enforced to deal with the complaints regarding the loud music.

On a motion by Councilmember Champeaux, seconded by Councilmember Slawson, the request for exemptions for Bubba's Roadhouse and the Loggers Inn from the Dance and Music License requirements in SMC 5.12 were approved. All ayes except Councilmember Slawson and Seehuus who voted nay.

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PUBLIC COMMENTS

Garth York: Asked if there would be discussion on the sewer rate increases next meeting? Did not like the way it was handled tonight with no discussion.

Jerry Gibson: Advised that the Dyer Road petition on the road is not included in the Comp Plan docket. They were told that the matter would be addressed and it is not included.

COUNCIL COMMENTS

Blair: Advised Mr. York that the Council has had several meetings on the sewer rate increases. The fees were calculated by the Consultant so that developers will pay for development. In regards to the Comp Plan docket issues, the petition has been addressed and the Council will make sure the issue is on the list.

Champeaux: The staff and Council have been reviewing ways to save money but the City did not start the investigation and we can not stop it.

Executive Session: On a motion by Councilmember Champeaux, seconded by Councilmember Blair, the Council adjourned to executive session for 45 minutes to discuss potential litigation and personnel. All ayes.

Adjournment: On a motion by Councilmember Flower, seconded by Councilmember Seehuus, the meeting adjourned at 11:00 PM.

Benjamin Tolson, Mayor

Laura J. Koenig, City Clerk