



Agenda/Regular City Council Meeting

February 26, 2008 - 6:00 P.M.

City Council Chambers

- A. Call to order - Pledge of Allegiance
- B. Roll Call - Excused Absences
- C. Minutes of the Regular City Council Meeting of February 12, 2008
- D. Claims/Vouchers: Voucher Amount \$610,555.63, Payroll Amount \$0
- E. Claims for Damages - None
- F. Small Contracts (Less than \$10,000)
 - Slipped Disc DJ Service - DJ and video recording services = \$100 per hour
 - Arborpro Lawn & Tree Care - Light Dept. = \$2912.65
 - Arborpro Lawn & Tree Care - Police Dept. = \$651.60
- G. Information Items
 - Comprehensive Plan Re-Write
 - Youth Court Introductions
 - Cheney School District Capital Levy Presentation
- H. Appointments - Hotel/Motel Tax Committee
- I. Citizen Comments: Open to Public (two minute limit)
- J. Action Items
 - Public Hearings - None
 - Public Meeting
 - 1. 08-040 - Meeting with Proponent to Set Terms for Annexation (Douglass - Betz Rd.)
 - Resolutions
 - 2. 08-041 - Resolution D-412 - Purchase "Navaline" Software
 - 3. 08-042 - Resolution D-413 - Vacation of Alley Right-of-Way for Block Two, Ranges Addition - Schedule Hearing Date
 - 4. 08-043 - Resolution D-414 - City Pool Fence Replacement Project - Contract Award
 - 5. 08-044 - Resolution D-415 - City Legal Services - Witherspoon, Kelley, Davenport & Toole
 - Ordinances
 - 6. 08-036 - Ordinance U-34 - Wastewater Connection Charge Amendment: Ordinance U-34

7. 08-024 – Ordinance U-74 – Modifying CMC Chapter 7.20 Regarding Animal Control

8. 08-037 – Ordinance U-75 – Wastewater Rate Amendment: Ordinance U-75

Other Business - None

K. Council Reports

L. Staff Reports

M. Mayor’s Report

N. Executive Session as per RCW 42.30.110 regarding matters of real estate

O. Adjournment

**Mission Statement
City of Cheney**

The Mission of the City of Cheney is to responsibly provide its citizens desirable services while promoting and optimizing the finest quality of life.

Vision Statement

“Known for its family centered environment, dedicated to life-long learning, with widespread community involvement and devoted to sound economic development.”

*“Predicting the future is easy. It’s trying to figure out what’s going on now that’s hard.” Fritz R. S.
Dressler*

08-040 – Meeting with Proponent to Set Terms for Annexation (Douglass – Betz Rd)

The City has received a petition to initiate annexation of the 12 acre parcel located southeast of the intersection of Betz Rd. and SR 904. Under the “60% Petition Annexation Method” (RCW 35A.14.120), when the City is presented with a petition for annexation, state law requires that the city council set a date for a meeting with the initiating parties to consider: a) whether the City will accept, reject or modify the proposed annexation, b) whether it will require simultaneous adoption of a zoning regulation, c) whether we will require assumption of our existing indebtedness. At the February 12 City Council meeting, the Council voted to schedule this meeting with the annexation proponent for February 26. The Council’s determinations are to be recorded in the Council’s minutes. Based on the City Council’s determinations on these items, the petitioner will then prepare the annexation petition in the proper form containing these terms and submit it with the appropriate signatures. The Cheney Comprehensive Plan indicated the land use for this area should be Industrial. The property owner has requested that the zone classification be I-1 Light Industrial, which conforms to the Comprehensive Plan.

08-041 – Resolution D-412 – Purchase “Navaline” Software

Navaline is a product made for Sungard Public Sector (THE) applications and is available only through that company. This was a high priority in the budget and was given funding. This is a sole source purchase with no bidding required. Software with tax is \$64,138.07. There will be additional costs of installation and training. Maintenance costs on all Sungard software will be reduced by approximately \$7,700 annually.

08-042 – Resolution D-413 – Vacation of Alley Right-of-Way for Block Two, Ranges Addition – Schedule Hearing Date

The attached vacation application was submitted by Kris Bellini who owns lots 1, 2, and a portion of lot 3 of block 2 of the Ranges Addition that was platted in 1883. Mr. Bellini is requesting to vacate the alley right-of-way that abuts upon his property so that a house that encroaches approximately 1 foot onto the alley right-of-way will no longer be in violation of city setback requirements. Pursuant to RCW 35.79.010, the City may schedule a hearing on the vacation through passage of a resolution. The hearing date set forth in the resolution can be no sooner than twenty days nor any later than sixty days from the date the resolution is passed. Resolution D-413 sets a hearing date for March 25, 2008.

08-043 – Resolution D-414 – City Pool Fence Replacement Project – Contract Award

WAC 246-260 requires that pool barriers comply with current code by June 1, 2008. The city’s pool was constructed in 1964 and the existing fence fabric mesh size is greater than the maximum 1 ¼” requirement under the aforementioned WAC citation. The existing entrance/exit gates will also require new locks and closures. Three written quotes were received and Idaho fence submitted the lowest responsive quote in the amount of \$12,807.97.

08-044 – Resolution D-415 – City Legal Services – Witherspoon, Kelley, Davenport & Toole

Pursuant to the City Council directive to the City Administrator on February 12, 2008, the attached agreement with Witherspoon, Kelley, Davenport & Toole (WKDT) will formally designate WKDT as the City Attorney for the purpose of providing legal services in accordance with the terms of said agreement. The term on the agreement is for two years and may be mutually extended thereafter.

08-036 – Ordinance U-34 – Wastewater Connection Charge Amendment: Ordinance U-34

The first reading of Ordinance U-34 took place on February 12 and was preceded by HDR’s presentation on the cost of service analysis wherein Shawn Koorn noted that the projected 3% deficit in rate revenue was based on the assumption that the connection charge revenue would grow to approximately \$400,000 annually which in turn would be used to pay for the debt service on the \$12+ million dollar expansion of the wastewater treatment plant. The increase in the connection charge is sizeable yet justifiable based on the analysis reviewed by HDR. Whether to implement the full connection charge in whole or in part and whether to do so immediately or over time is a policy

decision for the City Council.

08-024 - Ordinance U-74 - Modifying CMC Chapter 7.20 Regarding Animal Control, Adopting Spokane County Code 5.04

In 2004, the City of Cheney signed an MOU with Spokane County Animal Control (SCRAPS) for animal control services and adopted in the MOU, SCC 5.04. Adoption of SCC 5.04 in ordinance form, clarifies ambiguities in the manner in which animal control issues are handled.

08-037 - Ordinance U-75 - Wastewater Rate Amendment: Ordinance U-75

HDR Engineering presented their general findings from the wastewater cost of service analysis at the February 12 City Council meeting. We asked HDR to analyze the wastewater rate charged to EWU in more detail. HDR looked at different combinations of months relating strictly to the winter or a combination of winter months and presumed non-irrigation months. The month of December was excluded from the more detailed analysis. HDR has concluded that the city could increase EWU's monthly rate from between 12.3% and 14.4%. The 12.3% increase would essentially address the \$50,193 deficit in rate revenue that HDR is projecting in 2008. Ordinance U-75 will result in a 12.3% increase in EWU's monthly wastewater rate in 2008 which will bring the monthly rate up from the current \$33,618.49 to a monthly rate of \$37,753.56. This action would essentially make the university whole in terms of the cost to serve the university. Thereafter, from 2009 through 2013, the university's rate would be increased by 3% annually pursuant to HDR's cost of service analysis.