



Agenda/Regular City Council Meeting

April 8, 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 March 25, 2008
- D. Claims/Vouchers: Voucher Amount \$691,989.63, Payroll Amount \$556,502.43
- E. Claims for Damages - None
- F. Small Contracts (Less than \$10,000)
 - The Two Dudes - Mayfest = \$350
- G. Information Items
 - Spokane Transit Authority Presentation
 - 50 Acre Park
 - EWU Recreation Center - Elm Street Crossing
- H. Appointments - None
- I. Citizen Comments: Open to Public (two minute limit)
- J. Action Items
 - Public Hearings - None
 - Ordinances
 - 1. 08-024 - Ordinance U-74 - Modifying CMC Chapter 7.20 Regarding Animal Control
 - 2. 08-037 - Ordinance U-75 - Wastewater Rate Amendment: Ordinance U-75
 - 3. 08-064 - Ordinance U-80 - 2008 Budget Amendment
 - Resolutions
 - 4. 08-059 - Resolution D-453 - Spokane County Cooperation Agreement for Community Development Block Grant Funds
 - 5. 08-060 - Resolution D-454 - Cheney WWTP: Authorization to Bid
 - 6. 08-061 - Resolution D-455 - Cheney Research and Industrial Park: Development Agreement
 - 7. 08-062 - Resolution D-456 - STA Cooperative Funding Agreement - Presley Drive Preservation Project
 - 8. 08-063 - Resolution D-457 - Well Six Replacement Project: Bid Rejection
 - 9. 08-065 - Resolution D-458 - Interlocal Agreement with Spokane County for Hearing Examiner Services Related to Dangerous Dogs

Other Business – None

- K. Council Reports
- L. Staff Reports
- M. Mayor's Report
- N. Executive Session as per RCW 42.30.110 – None
- 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.”

“It is time to break through the barriers that have held you back and held you down for such a long time. It is time to reach out and indelibly etch your place in history.” Greg Hickman

08-059 - Resolution D-453 - Spokane County Cooperation Agreement for Community Development Block Grant Funds

Our agreement with Spokane County to participate in the county's CDBG entitlement program will expire at the end of this federal fiscal year (September 30). The proposed agreement would renew the agreement for the next three years. Participating in the county's consortium is much better for Cheney than participating in the State of Washington's CDBG program. Staff recommends approving the cooperation agreement.

08-024 - Ordinance U-74 - Modifying CMC Chapter 7.2 Regarding Animal Control

Adoption of SCC 5.04 in ordinance form clarifies ambiguities in the manner in which animal control issues are handled. (Resolution D-458 provides for Spokane County Hearing Examiner on dangerous dog appeal as Council's designee.)

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

The first reading of Ordinance U-75 took place on March 11 and called for a three percent increase in the commercial rate and a six percent increase in EWU's rate in 2008 and a four percent increase in EWU's rate each year thereafter beginning in 2009 through 2013. Ordinance U-75 was amended at the March 25 meeting to instead call for a 3% increase in the rates for all customer classifications. A second reading was held for this amendment to Ordinance U-75. Staff is requesting a third reading with final passage of Ordinance U-75 which will implement a 3% increase in the monthly wastewater rates for all customer classifications in 2008. Staff will adopt the methodology developed by HDR Engineering to annually evaluate the cost of service for all customer classifications and make recommendations to the City Council for rate adjustments as warranted.

08-064 - Ordinance U-80 - 2008 Budget Amendment

Budget amendment includes: Adding funding for temporary/seasonal information technology employee and funding for the BPA conservation program.

08-061 - Resolution D-455 - Cheney Research and Industrial Park: Development Agreement

The City Council authorized the Mayor to sign the purchase and sale agreement for the City's acquisition of 21 acres from Allpak (AE Cheney Land, LLC) that will be developed into the Cheney Research and Industrial Park. The purchase and sale agreement referenced a development agreement that needed to be executed between the parties setting for the terms for the development of the road, water, sewer, electrical, and telecommunication infrastructure that will serve the properties owned by the City and Allpak. The purchase and sale agreement also stated that the seller's (Allpak) obligations with respect to the sale of the property to the buyer (City) and closing are subject to the buyer and seller having executed the development agreement in substantially the form that was attached to the purchase and sale agreement approved by the City Council on March 11, 2008. The issues that needed to be addressed in order to allow for the execution of the development agreement included a description of the infrastructure improvements, a backup site plan, a backup budget, and specification of dates for matters such as when construction would commence. These issues have been addressed and passage of Resolution D-455 will authorize the Mayor to sign the development agreement.

08-062 - Resolution D-456 - STA Cooperative Funding Agreement - Presley Drive Preservation Project

In July of last year the city submitted an application for STA Cooperative funding to resurface Presley Drive from Salnave Road to First Street. The STA has set aside funds from the .3% sales tax approved by the electorate a few years ago to fund improvements along STA routes. The Presley Drive Preservation Project was selected for funding and STA funds will pay for up to \$145,000 of the estimated \$184,100 cost to resurface Presley Drive. The remaining \$39,100 will come from the city's Arterial Street Fund which is financed with proceeds from the state gas tax. Passage of Resolution D-456 will authorize the Mayor to sign an interlocal agreement for STA Cooperative funding to finance the Presley Drive Preservation Project.

08-063 - Resolution D-457 - Well Six Replacement Project: Bid Rejection

In February of this year we began advertising for bids to replace well six based on the uncertainty as

to whether DOE would approve well eight. Our objective with the well six replacement project was to increase production at this site by at least 150 gpm from the current 550 gpm. However, the well eight site has the potential to yield a full 700 gpm. Thus, from a purely logical standpoint, it made little sense to increase the production by 150 gpm when for virtually the same amount of money the city could increase production supply by 700 gpm. However, we felt we had to be prepared for the possibility that DOE would not approve well eight thereby leaving the city with few options other than replacing an existing well such as well six. We held off taking action on the bids for well six until we made another concerted effort to compel the DOE to make a decision on well eight and this effort included sending a letter to the Governor. Whatever the reason may have been, DOE has finally notified us that they have approved well eight pending a 60 day public comment period. We are still awaiting the issuance of the Report of Examination form DOE which will start the clock on the comment period but we are comfortable at this point with coming forward and asking the Council to reject the bids for the well six replacement project. We will instead focus on well eight and CH2M Hill has completed the plans and specifications for this well. Passage of Resolution D-457 will result in the rejection of the bids for the well six replacement project.

08-065 - Resolution D-458 - Interlocal Agreement with Spokane County for Hearing Examiner Services Relating to Dangerous Dogs

Council is in the process of adopting Ordinance U-74 which will provide for the adoption of Cheney Municipal Code 7.20 entitled "Dogs and Cats." This resolution allows the Mayor to contract with Spokane County for hearing examiner services in the event of an appeal of a dangerous dog under new CMC 7.20.032.