



Agenda/Regular City Council Meeting

July 24, 2007 - 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 July 10, 2007
- D. Claims/Vouchers: Voucher Amount \$428,354.09, Payroll Amount \$0
- E. Claims for Damages
 - Harvey Cole = \$34.77
 - Tamie Percelly = \$264.74
 - Jana Adams = \$31.27
- F. Small Contracts (Less than \$10,000)
 - Ron Hall - Planning Intern = \$300 per credit, maximum of six credits
 - Golden Hills Park Grading Project = \$1,200 for expenditure plus contingencies
- G. Information Items
 - Employee Introduction - Court
 - P Zone
 - City Administrator Residency
- H. Appointments - None
- I. Citizen Comments: Open to Public (two minute limit)
- J. Action Items
 - Public Hearings - None
 - Resolutions
 - 1. 07-068 - Resolution D-300 - Water Cost of Service Analysis - Consultant Agreement
 - 2. 07-085 - Resolution D-308 - Renewal of SRO MOU with Cheney Public Schools
 - 3. 07-094 - Resolution D-312 - Interim City Administrator
 - 4. 07-095 - Resolution D-313 - Amendment to Ratify the Hangout Agreement
 - 5. 07-096 - Resolution D-314 - 21st Century After School Program Grant
 - 6. 07-097 - Resolution D-315 - Letter of Intent for YAF Grant from Recreation & Conservation Office
 - 7. 07-099 - Resolution D-316 - WSDOT Maintenance Agreement
 - 8. 07-091 - Resolution D-318 - Cheney Research and Industrial Park Project - Legal

- Services Agreement
9. 07-092 – Resolution D-319 – Cheney WWTP Expansion Project – PWTF Pre-Construction Loan Amendment
 10. 07-098 – Resolution D-321 – CDBG Funding – Certification Regarding Lobbying for Grants and Cooperative Agreements
 11. 07-100 – Resolution D-322 – Presley Drive Project – STA Cooperative Street and Road Funding
 12. 07-101 – Resolution D-323 – Drive Hammered Get Nailed Traffic Grant
 13. 07-102 – Resolution D-324 – Bringing Ordinance U-11 into Compliance with Union Contract Regarding Reconnect Fees
- Ordinances
14. 07-071 – Ordinance U-49 – Adoption of 2006 International Building Codes
 15. 07-087 – Ordinance U-50 – Vacation of Alley Right-of-Way for Hargreaves Hall Expansion
 16. 07-089 – Ordinance U-51 – 2006 Comprehensive Plan and Development Regulation Amendments
- 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.”

“The best executive is the one who has enough sense to pick good people to do what he wants done, and self-restraint enough to keep from meddling with them while they do it.” Theodore Roosevelt

07-068 - Resolution D-300 - Water Cost of Service Analysis - Consultant Agreement

The cost of service agreement was first brought to the City Council for action on June 26 at which time the City Council referred the matter to Council committee for discussion. This matter was discussed in a combined General Government and Public Works and Utilities Committee meeting held on July 17 which was attended by three of the City Council representatives. Staff was authorized to bring the agreement with HDR Engineering back before the City Council for action.

07-085 - Resolution D-308 - Renewal of SRO MOU with Cheney Public Schools

Cheney Public Schools and the City of Cheney Police Department have entered into a mutually beneficial arrangement for providing a uniformed officer in the school. It is our mutual desire to renew this program which requires an annual review and renewal of the Interlocal Agreement/MOU.

07-094 - Resolution D312 - Interim City Administrator

Don MacDonald, Cindy Niemeier, and Jeff Sale are being appointed as Co-City Administrators during the interim until a full time City Administrator is hired. This contract is for 10% overload for each Director of the Department Head Range 90/Step 8. This agreement shall be in effect until terminated by any of the parties and no longer than two weeks after the hire of the new Administrator. This also gives the Human Resource Director 4.5% overload for sole responsibility to negotiate five labor contracts for 2007 and to serve as Assistant to the Interim Co-Administrators.

07-095 - Resolution D-313 - Amendment to Ratify the Hangout Agreement

This is a resolution to ratify the previously approved Cheney Hangout Agreement. Changes were requested by the Attorney General and have been reviewed and approved by the City Attorney.

07-096 - Resolution D-314 - 21st Century After School Program Grant

This is a resolution authorizing the Cheney Recreation Department to submit an online application for a 21st Century After School Program grant. This is a five year grant program that would enhance the Echo After School Program, the Cheney Hangout, and the Cheney Youth Commission.

07-097 - Resolution D-315 - Letter of Intent for YAF Grant from Recreation and Conservation Office

This resolution authorizes the Cheney Recreation Department to submit a letter of intent to the Recreation and Conservation Office indicating our intent to apply for a Youth Athletic Field grant. If successful, this grant would provide a 50% match towards the cost of developing the basketball court on the roof of the Wren Pierson Community Center.

07-099 - Resolution D-316 - WSDOT Maintenance Agreement

The Washington State Department of Transportation provides Arterial Street striping services for the City on an annual basis. WSDOT has requested a new agreement to replace the previous 2006 agreement.

07-076 - Resolution D-317 - SR 904 Enhancement Project - Design & MOU Approval

Staff from the city and the university has been meeting with Ken Van Voorhis from Sherry Pratt Van Voorhis which the City Council retained to do the design work for the SR 904 Enhancement Project. The SR 904 Enhancement Project will result in landscaping improvements around the city entrance sign just north of the SR 904 and Betz Road intersection, in addition, the traffic islands at the aforementioned intersection will be landscaped, and several of the street trees within the Central Business district will be replaced. The university has agreed to participate in this project by providing funding for the landscaping on the traffic islands. There are three design concepts prepared by Ken Van Voorhis for landscaping the traffic islands and city entrance sign. The concept landscape plan identified as "CL-101" is the recommended choice among the three concept landscape plans prepared by Mr. Van Voorhis. Resolution D-317 authorizes the approval of the concept landscape plan for the SR 904 Enhancement Project and this same resolution also authorizes the Mayor to sign a memorandum of understanding with the university for their financial participation in the project (\$75,000) and for their share of the cost (50%) to maintain the landscaping once it is installed.

07-091 - Resolution D-318 - Cheney Research and Industrial Park Project - Legal Service Agreement

The City Attorneys are recommending that the city contract with a law firm specializing in public-private partnerships of the nature proposed through the Cheney Research and Industrial Park for the purpose of preparing the purchase and development agreement. The purchase and development agreement would specify the terms for the city to acquire 21 acres of property at the proposed Cheney Research and Industrial Park site as well as the terms for the development of the site which would include a financial commitment from AE Cheney Building, LLC (corporate officers from Allpak Container whom own the property) for the infrastructure improvements that would be installed with financial assistance from the Economic Development Administration. Resolution D-318 authorizes the Mayor to sign a legal services agreement with K&L Preston Gates Ellis LLP for the property purchase and development agreement. The legal services necessary for this purpose are estimated to range from \$5,000 to \$10,000 assuming there are no unforeseen complications or protracted negotiations.

07-092 - Resolution D-319 - Cheney WWTP Expansion Project - PWTF Pre-Construction Loan Amendment

The city has been offered construction loan funding from the Department of Ecology which means the city qualifies to extend the term for the payback of the pre-construction loan obtained by the city from the Public Works Board from five years to twenty years.

07-098 - Resolution D-321 - CDBG Funding - Certification Regarding Lobbying for Grants and Cooperative Agreements

Sub recipients of \$100,000 or more of federal funding must certify that Federal funds will not be used for lobbying or other attempts to influence agency employees or officers, or Members or employees of Congress in connection with the making of federal loans, grants or agreements as outlined in 24 CFR 87. The City of Cheney will be receiving grant funds in excess of \$100,000 for the 2007-2008 funding cycle which requires this certification.

07-100 - Resolution D-322 - Presley Drive Project - STA Cooperative Street and Road Funding

The Spokane Regional Transportation Council (SRTC) has made a call for projects that would be financed with Spokane Transit Authority Cooperative Street and Road Project funds. Staff proposed submitting a project to resurface Presley Drive which had to be dropped from the Cheney Arterial Street and Preservation Project due to a lack of funding.

07-101 - Resolution D-323 - Drive Hammered Get Nailed Traffic Grant

Washington Traffic Safety Commission (WTSC) holds an annual traffic safety emphasis called "Drive Hammered - Get Nailed" which targets drunk drivers. This year's emphasis is scheduled from August 15 - September 3, 2007 and the WTSC grant will reimburse the City of Cheney for up to \$2,000 of overtime expended while working on the grant. In order to apply for funds, a Memorandum of Understanding must be entered into with WTSC, signed by the Mayor.

07-102 - Resolution D-324 - Bringing Ordinance U-11 into Compliance with Union Contract Regarding Reconnect Fees

This brings the Cheney Municipal Code and the current ordinance into compliance with the IBEW Union Contract.

07-071 - Ordinance U-49 - Adoption of 2006 International Building Codes

The International Building Code Council has published new codes which will be effective in Washington State on July 1. The codes are on a three-year revision cycle. A new section in the city code is proposed, which inserts language for the \$3.00 technology fee adopted by Resolution C-933 in 2004. That resolution authorized the fee but did not contain an explanation of what the fee was to be used for.

07-087 - Ordinance U-50 - Vacation of Alley Right-of-Way for Hargreaves Hall Expansion

The City Council passed Resolution D-285 on June 12, 2007 for the purpose of scheduling a hearing on July 10, 2007 to consider the request by Eastern Washington University to vacate a section of alley right-of-way that the university wishes to use to accommodate the expansion of Hargreaves Hall. Public notification of the July 10, 2007 hearing was provided pursuant to RCW 35.79. The City

Council conducted the hearing on July 10 and upon closing the hearing the City Council authorized the first reading of Ordinance U-50. The City Council is now being asked to authorize the second and third readings providing for the final passage of Ordinance U-50.

07-089 - Ordinance U-51 - 2006 Comprehensive Plan and Development Regulation Amendments

The Planning Commission has submitted its recommendations for amendments to the Cheney Comprehensive Plan and development regulations including the zoning code and the subdivision code. These amendments are the product of many public meetings and public hearings during 2006. Several of the changes are required in order to comply with the mandate to review the comprehensive plan and development regulations every 7 years in order to ensure compliance with the Growth Management Act. These amendments were submitted to CTED on June 14; the 60-day review period will expire on August 13. The Comprehensive Plan Amendments will be discussed at the July 24 meeting. Zoning and subdivision code amendments will be presented at the August 14 meeting.