

**NAPAVINE CITY COUNCIL**  
**February 22, 2011 ~ 6:30 p.m.**  
**City Hall 407 Birch Ave SW, Napavine**

Regular City Council Meeting

**CALL TO ORDER:** The regular city council meeting was called to order by Mayor Pro-Tem John Sayers at 6:30 p.m.

**FLAG SALUTE:** The flag salute was led by Mayor Pro-Tem John Sayers.

**ROLL CALL:** Council members present were: Richard Rouse, Aaron Brandt, John Sayers, Robert Wheeler and Lionel Pinn. Mayor Nicholas Bozarth was absent due to work. Motion by Councilor Wheeler to excuse Mayor Bozarth, second by Councilor Brandt, motion carried 5-0. Also present was City Attorney Dana Williams.

**PREVIOUS MINUTES:** Motion by Councilor Brandt to approve the minutes of the previous meeting held on February 8, 2011, second by Councilor Rouse, motion carried 5-0.

**MAYOR/COUNCIL  
STAFF REPORTS:**

Councilor Wheeler questioned when the financial reports would be out. Clerk-Treasurer advised Councilor Wheeler that she is awaiting directive from Mayor Bozarth; discussion about submitting Treasurer reports on a quarterly basis as provided by State Statute due to the reduced hours. Public Works Director Steve Ashley advised council of the approval of the SRF funds to extend the water line down to Exit 72, Well #6 and Water Reservoir; which is a 50/50 Grant. Mr. Ashley can have the Engineer Consultants come to a council meeting to explain what needs to be done to form a LID. Councilor Wheeler stated that he will not vote on anything until he sees the budget and the financials. Public Works Director Steve Ashley reported that Loves wants to start around February 28, 2011. Per city policy building permits are issued once infrastructure is complete. Loves works on the infrastructure, building, utilities, roadway and destruction all at one time to complete the project within a six month period. City Attorney Dana Williams advised council that Certificate of Occupancy provides for authority over any project, city can issue stop work order at any time, no need for a motion; just a consensus of the council. Mr. Ashley stated that he has completed the permit process. TJ Keiran 403 Second Ave NE, Napavine supports the waiver but suggests getting conditions in writing, and don't give temporary occupancy until everything is

complete. Councilor Pinn agrees with TJ Keiran to move forward with conditions, Councilor's Wheeler, Sayers, Brandt and Rouse agrees to allow Love's to move forward. Councilor Wheeler attended the AWC Legislative Conference and brought back pamphlets for the council. There were two pieces of legislature of interest; which one regarding the Liquor Board Profits used for state training session is gone, the second a Bill passed regarding REET tax to allow use for operations on infrastructure and the second half REET on Debt Service. Councilor Wheeler stopped by the Dept. of Revenue to speak with John Walk regarding the B & O Tax on Refuse. The Dept. of Revenue denied our request to not pay B & O Tax on Refuse that the city pays as well as LeMay on the same service. Mr. Walk advised Mr. Wheeler that it is perfectly legal and has been law since 1935 which is a pyramid tax. Mr. Wheeler stopped by Centralia to speak to Brad Ford, which their city does not bill for garbage and City of Chehalis with Eva, both cities does not pay B & O Tax on what LeMay collects for garbage service.

**CITIZEN BUSINESS:** **TJ Keiran**, 403 2<sup>nd</sup> Avenue NE, Napavine is opposed to any change to the impact fees for the schools. Developers need to pay their share of the impact fees.

**SETTING OF AGENDA:** Motion by Councilor Wheeler to set the agenda as written, second by Councilor Pinn, motion carried 5-0.

**OLD BUSINESS:**

**A. Letter to UPRR:** Councilor Rouse provided additional information on the letter to UPRR, the letter is easy to write, knowing who to send the letter to be the problem.

**B. Utility Hookups:** Councilor Wheeler has been working on the research of what other cities charge for connections and is going to Centralia, Chehalis and Winlock where building permits are issued to find out what happens. Hope to have something for the next council meeting of the four (4) competitors.

**C. School Impact Fees:** Public Works Director Steve Ashley advised there are no impact fees on Commercial businesses; the school impact fee is about \$3,400 on Residential housing. The Comprehensive Plan calls for appropriate fees, zoning code and SEPA review. Should hold public hearings before any changes are made.

**NEW BUSINESS:**

**A. Resolution 11-02-25 LC Comprehensive Emergency**

**Management Plan:**

Ross McDowell Deputy Director of Emergency Management with Lewis County Sheriff's Office explained the Comprehensive Emergency Management Plan is updated every 4 years consisting of format change from 2005 to 2010, 38 emergency services to 16 emergency services. The formatting change was done to meet the current standards. There are no new responsibilities for anyone. The emergency action plan provides mutual aid within Lewis County and provides help to the public works same as law enforcement. Centralia is the only city that decided to do their own emergency management plan. Councilor Rouse read title and resolution into record.

**RESOLUTION NO. 11-02-25**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPAVINE, WASHINGTON, ADOPTING THE 2010 LEWIS COUNTY COMPREHENSIVE EMERGENCY MANAGEMENT PLAN, NIMS, AND ICS**

**WHEREAS**, the Lewis County Sheriff's Office, Division of Emergency Management has completed the revision of the Comprehensive Emergency Management Plan and reformatted it for consistency with Federal and State plans pursuant to RCW 38.52.070 and WAC 118.07; and,

**WHEREAS**, the plan has been presented for review to the City of Napavine as a comprehensive set of guidelines for coordinating countywide disaster mitigation, preparedness, response and recovery in compliance with RCW 38.52.070; and,

**WHEREAS**, the City of Napavine has reviewed said plan, and it appears to be in the best public interest to adopt the plans for City of Napavine; and

**WHEREAS**, the President, in Homeland Security Directive (HSPD)-5 directed the development of a National Incident Management System (NIMS), to provide a nationwide approach institutionalizing the use of the Incident Command System (ICS) for Federal, State, local, and tribal governments to work together to prevent, prepare for, respond to and recover from domestic incidents; and

**WHEREAS**, the Governor of the State of Washington has similarly endorsed NIMS and ICS by proclaiming them to be the official basis for management of incident response in Washington State; and,

**WHEREAS**, HSPD-5 requires Federal departments and agencies to make adoption of the NIMS/ICS by State, tribal, and local organizations a condition for Federal preparedness assistance beginning in fiscal year 2006;

**NOW, THEREFORE, BE IT RESOLVED** that the aforesaid NIMS/ICS compliant Lewis County Comprehensive Emergency Management Plan is hereby approved and adopted by the City Council of the City of Napavine, Lewis County, Washington; and,

**BE IT FURTHER RESOLVED** that said plans shall be distributed to all City of Napavine departments to make them fully aware of their responsibilities and functions, which have been incorporated into the Comprehensive Emergency Management Plan;

**BE IT FURTHER RESOLVED** that all Lewis County "First Responder" agencies including fire, law enforcement, emergency medical, public works, public health, emergency communications, emergency management and other agencies involved in disaster preparedness, prevention, response and recovery activities shall support the nation-wide implementation of the National Incident Management System (NIMS).

**ADOPTED** by the City Council of the city of Napavine, Washington, and **APPROVED** by its Mayor, at a regularly scheduled open public meeting thereof this 22nd day of February, 2011.

Motion by Councilor Wheeler to adopt Resolution 11-02-25, second by Councilor Brandt, Mayor Pro-Tem Sayers called for vote; motion carried 5-0.

## **B. Set Planning Commission**

### **Workshop:**

Planning Commission requests a workshop with City Council to discuss Comprehensive Plan and Impact Fees. Motion by Councilor Wheeler to set workshop for March 15, 2011, at 6:30 p.m., second by Councilor Rouse, Mayor Pro-Tem Sayers called for vote; motion carried 5-0.

## **C. TransAlta Support Resolution 11-02-26:**

Councilor Wheeler read title and resolution into record.

### **RESOLUTION NO. 11-02-26**

#### **A RESOLUTION OF THE CITY OF NAPAVINE, WASHINGTON, PROVIDING SUPPORT TO TRANSALTA FOR CONTINUED OPERATION OF THE CENTRALIA COAL PLANT**

**WHEREAS**, TransAlta has been an important Lewis County neighbor and a fellow community member since 1909; and

**WHEREAS**, Coal powered energy provides the stability and consistency that we all depend on every day for power to our homes, our businesses, our hospitals, our schools and other critical services; and

**WHEREAS**, TransAlta has transformed over the last century to become an experienced and well respected power generator and wholesale marketer of electricity; and

**WHEREAS**, TransAlta has dedicated the majority of its planned growth capacity to renewal sources like wind, hydro, biomass and geothermal; and

**WHEREAS**, TransAlta has grown to become Canada's largest investor-owned wholesale power generator and marketing company, with approximately \$3 billion in annual revenue, \$9 billion in assets, and power plants in Canada, the United States, and Australia; and

**WHEREAS**, TransAlta provides several hundred local jobs and maintains a safe work environment for employees and contractors; and

**WHEREAS**, TransAlta has invested more than \$300 million on pollution controls that insures Washington has cleaner power today and into the future and has agreed to voluntarily reduce mercury emissions beginning in 2012; and

**WHEREAS**, TransAlta is a major supporter and contributor to this region and invests almost \$100 million into our local and state economy each year.

#### **THE CITY COUNCIL OF THE CITY OF NAPAVINE, WASHINGTON, DO RESOLVE AS FOLLOWS:**

**Section 1.** The City of Napavine hereby recognizes the efforts that TransAlta is making to preserve and increase employment in our community and the significant role they have taken in advancing clean-power technology.

**Section 2.** TransAlta is to be commended for proactively addressing environmental concerns; for continuing to generate safe, reliable and affordable power, and for their commitment to sustainable growth that will benefit us all.

**Section 3.** The City of Napavine extends its support to TransAlta for the continued operation of the Centralia Coal Plant and the significant contribution they make to our local and state economy.

**ADOPTED** by the City Council of the city of Napavine, Washington, and **APPROVED** by its Mayor, at a regularly scheduled open public meeting thereof this 22nd day of February, 2011.

Motion by Councilor Pinn to approve Resolution 11-02-26 as presented, second by Councilor Rouse, discussion. Councilor Wheeler stated if TransAlta goes away, property taxes will rise. City Attorney Dana Williams advised council that Resolutions and Ordinances can be read by title and not necessary to read the body and have a copy available for public viewing. Mayor Pro-Tem called for vote, motion carried 5-0.

**VOUCHERS:**

Motion by Councilor Rouse to approve the vouchers in the amount of \$9,462.64, second by Councilor Brandt, motion carried 5-0.

**GOOD OF THE ORDER:**

Councilor Rouse shared information from Green River, Wyoming and an Ordinance they adopted regarding peddlers and solicitors are not allowed unless invited by the resident. Napavine Ordinance allows solicitors and they must have a business license. Asked this topic be placed on the next meeting's agenda. Councilor Pinn rode with Officer Shields and commended our police officers on doing a great job and found the experience interesting and noticed the interaction with other agencies in the county. City Attorney Dana Williams read the minutes of the previous meeting and regret reading of the passing of former Council Member Ken Williams. Mr. Williams was a great person and would like to recognize all that he has done for the city and the community. Ken William's memorial is February 26, 2011, at 1 p.m. at the Rebekah Hall.

Motion by Councilor Wheeler to adjourn, second by Councilor Pinn, Mayor Pro-Tem called for vote, motion carried 5-0.

Meeting adjourned at 7:40 p.m.

Respectfully submitted,

Mary Todd  
Clerk-Treasurer

Mayor

Councilor