

Pastor Hanna Peters, Kelso 1st Presbyterian Church, gave the invocation. Mayor David Fatcher led the flag salute. The Regular Meeting of the Kelso City Council was called to order by Mayor Fatcher. Councilmembers in attendance were: Fatcher, Myers, Roberson, Karnofski, McDaniel, Malella, Von Rock.

Minutes: Upon motion by Councilmember Von Rock, seconded by Councilmember Roberson, 'Approve the minutes of the 10/20/09 Regular Meeting,' motion carried, all voting yes.

PRESENTATIONS:

Mental Health Court: Michael Evans, District Court Judge for Cowlitz County, and Eric Yakovich, CEO Cowlitz County Guide and Association gave a presentation of the new mental health court program. The goal is to provide a cost effective treatment program for people with severe and persistent mental illness that keep falling into the criminal court system. Judge Evans said that many of these people would not have committed a crime had they been under medical treatment. The program is on a voluntary basis for people who plead guilty to a misdemeanor or gross misdemeanor crimes. At this point, the program is going to be limited to ten individuals. Participants for the program will be selected by the treatment providers and the court officials. Funding for the program is provided by the Federal Government and the tentative start date is the end of January 2010.

West Main Re-Alignment: Tom Walsh, OTAK Project Manager, gave a power point presentation of the West Main Street Realignment Project. He presented three route alternatives with various street section designs and treatments. A cost estimate was given for each alternative. David Sypher will have his staff provide more information to help Council in making their decision of which route alternatives to pursue. A workshop will be arranged.

CITIZEN'S BUSINESS:

Dick Peters, 512 West Main, Charisma Productions, encouraged council to make a quick decision on the West Main Re-Alignment because his business and other businesses are holding off on capital improvements until the decision is made.

APPOINTMENTS:

With Council's consensus, Mayor Fatcher appointed Larry Alexander to the Highlander Festival Committee.

COUNCIL BUSINESS:

MOTION ITEMS:

Resolution No. 09-1006 – Declaration of Substantial Need For The Purpose Of Setting The Limit Factor For the Property Tax Levy For 2010: The Clerk read the proposed resolution by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Von Rock, ‘Approve Resolution 09-1006, ‘A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELSO MAKING DECLARATION OF SUBSTANTIAL NEED FOR PURPOSES OF SETTING THE LIMIT FACTOR FOR THE PROPERTY TAX LEVY FOR 2010. Motion carried, all voting yes.

Resolution No. 09-1007 – Authorizing An Increase In The Regular Property Tax Levy In Addition To Any Amount Resulting From New Construction, Etc: The Clerk read the proposed resolution by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Von Rock, ‘Approve Resolution 09-1007, ‘A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELSO AUTHORIZING AN INCREASE IN THE REGULAR PROPERTY TAX LEVY IN ADDITION TO ANY AMOUNT RESULTING FROM NEW CONSTRUCTION AND IMPROVEMENTS TO PROPERTY, NEWLY CONSTRUCTED WIND TURBINES, AND ANY INCREASE IN THE VALUE OF STATE ASSESSED UTILITY PROPERTY. Motion carried, all voting yes.

Ordinance (1st Reading) – Setting the 2010 Property Tax Levy Amount: The Clerk read the proposed ordinance by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Von Rock, ‘Pass 1st Reading, ‘AN ORDINANCE OF THE CITY OF KELSO FIXING THE ESTIMATED AMOUNT TO BE RAISED BY AD VALOREM TAXES AT \$1,309,655 FOR THE 2010 BUDGET OF THE CITY.’ Motion carried, all voting yes.

Ordinance (1st Reading) – Non-Exclusive FBO services at the Southwest Washington Regional Airport: The Clerk read the proposed ordinance by title only. Upon motion by Councilmember Von Rock, seconded by Councilmember Roberson, ‘Pass 1st Reading, ‘AN ORDINANCE OF THE CITY OF KELSO, WASHINGTON, AMENDING ORDINANCE NO. 09-3715 FOR PURPOSES OF CERTAIN NON-EXCLUSIVE LEASES FOR GRANT ASSURANCE.’ Discussion followed. Motion carried, all voting yes.

Ordinance (1st Reading) – Amending Ordinance No. 3676, Regarding Park Hours and Rotary Skate Park Rules: The Clerk read the proposed ordinance by title only. Upon motion by Councilmember Roberson, seconded by Councilmember Von Rock, ‘Pass 1st Reading, ‘AN ORDINANCE OF THE CITY OF KELSO AMENDING ORDINANCE NO. 3676, CODIFIED AS SECTION 12.20.100 REGARDING PARK HOURS, AND ADDING A NEW SECTION ENTITLED “SKATE PARK RULES” TO BE CODIFIED AS SECTION 12.20.155.’ Discussion followed.

Motion by Councilmember McDaniel, seconded by Councilmember Myers to amend the original motion by approving 'A BAN ON BICYCLES FROM THE SKATE PARK.' Councilmembers Karnofski, Myers, Roberson, Von Rock, McDaniel and Futchter voted yes. Councilmember Malella voted no. Motion passed 6 to 1.

Motion by Councilmember McDaniel, seconded by Councilmember Roberson to amend the original motion by removing the rule: 'NO SKATING WHEN WET.' Motion carried all voting yes.

Motion by Councilmember Malella, seconded by Councilmember Myers to amend the original motion by changing the Skate Park hours to: 'OPEN AT THE EARLIER LATER OF 7:00 A.M. OR SUNRISE AND CLOSE AT THE EARLIER 9:00 P.M OR SUNSET. Councilmembers Myers, Roberson, Karnofski, Futchter, McDaniel and Von Rock voted no. Councilmember Malella voted yes. Motion failed 6 to 1.

Motion by Councilmember Roberson, seconded by Councilmember McDaniel to amend the original motion by changing the Skate Park hours to: 'OPEN AT 7:00 A.M AND CLOSE AT DUSK'. Councilmembers Roberson, Von Rock, Karnofski, and McDaniel voted yes. Councilmembers Malella, Myers and Futchter voted no. Motion passed 4 to 3.

Brenda Happy, 2308 Bloyd Street, spoke in favor of allowing bicycles to be used in the Skate Park. David Sypher said Grindline recommended that bicycles not be used in the Skate Park.

Brandon Gross, Longview, also, spoke in favor of allowing bicycles in the Skate Park. David Sypher will bring a Grindline report of the risks involved when bicycles are used in a Skate Park.

Jeff Nelson, Academy Street, spoke in concern for little kids on bikes, making it hazardous for themselves and larger riders.

Motion by Councilmember Malella, seconded by Councilmember Roberson to amend the previous amendment by removing: 'THE BAN OF BICYCLES IN THE SKATE PARK'. Discussion followed. David Sypher will bring a Grindline risk factor report to second reading. Motion carried, all voting yes.

Motion to approve the Ordinance on first reading with said amendments to the Skate Park Rules, carried, all voting yes.

Ordinance (1st Reading) – Budget Revision #1: The Clerk read the proposed ordinance by title only. Upon motion by Councilmember Malella, seconded by Councilmember

McDaniel, 'Pass 1st Reading, 'AN ORDINANCE OF THE CITY OF KELSO AMENDING THE 2009 BUDGET TO REFLECT REVENUES AND APPROPRIATE FUNDS TO COVER EXPENDITURES OVER AND ABOVE THOSE ANTICIPATED AT THE TIME SAID BUDGET WAS ADOPTED.' Motion carried all voting yes.

MANAGER'S REPORT:

Dennis Richards: 1) The Ribbon cutting for the Skate Park is November 12, 2009 at 12:30 p.m. 2) There will be a Holiday Gift Basket Tree upstairs at City Hall for those interested in donating food items to two families for Thanksgiving. The families were selected by the School District.

STAFF REPORTS:

Janean Parker: No report.

David Sypher: 1) Gave his appreciation to the Rotary for providing two shade awnings for the Spray Park and with their help on the Skate Park. 2) Thanked Council for the extra effort of their input regarding the Skate Park Ordinance. 3) Fairway Vista has applied for a pre-application. 4) We have received a \$143,000 Grant for upgrading our softball field. 5) The Airport Master Plan is showing good progress.

Michael Kerins: Skeptical of Fairway Vista being that this is their third pre-application.

Cindy Donaldson: 1) Three Halloween parties were hosted at the Library last week and had over 150 kids. It was a very fun time. 2) Story Time will continue through the first week in December. 3) The Hornbeck family raised \$2,500 and purchased 248 educational DVDs for the Library. PBS donated 50 extra DVDs because they liked what the Hornbeck family did. 4) The next Book Discussion is set for January 4th, 2010 at 7:00 p.m. and the book is the '*Bone Setter's Daughter*'. There are books still available.

Andrew Hamilton: 1) We had five reserves helping out Halloween night which turned out to be fairly uneventful. 2) Over the last two nights, officers had to deal with two subjects under mental distress. This required a lot of the officer's time due to one needing transportation to Longview. We were part of the group that worked with Judge Evans on the Mental Health Program and look forward to working with them in the future. 3) Incident reports are over 11,000 which are keeping us very busy. 4) Officer Bebe McFall is heading the "Shop With A Cop" program where an officer goes shopping with children of low income families to help them buy Christmas gifts for themselves and members of their families. We are receiving a lot of public support for this worthwhile program. 5) We are proactively working with the Mall regarding holiday safety measures. 6) Officers will be attending an Emergency Vehicle and Operations Training.

Brian Butterfield: We will need to setup a Budget Workshop for the 2010 Budget. Council scheduled the workshop for 6:00 p.m. Nov. 17, 2009 before the next Regular Council Meeting.

COUNCIL REPORTS:

Todd McDaniel: 1) The CAP Foundation dinner raised about \$23,000 toward replacing the freight elevator at the CAP Warehouse. 2) The CTA Board will be voting on the proposals they have received for a new design model at their next meeting. 3) The set up with the CTA Board and the City of Longview will remain the same for now until the decision is made for the new design. 4) A new Transit Manager will be hired. The amount of riders increased by 10,000 now that there is no bus fee, which is very encouraging.

Rick Von Rock: No report.

Rick Roberson: KDRA is selling tickets for the "Rah Rah", which is a social event for downtown business people and citizens. The event will take place Monday, November 16, 2009 from 6:00 p.m. to 8:00 p.m. at the Back Stage Café.

Dan Myers: No report.

John Karnofski: No report.

Gerald Malella: The Train Station got WI FI today but it still needs work. A new Pepsi machine has been installed at the depot. We are still receiving a lot of compliments from train customers about the helpful volunteers. Dan Myers added that there will be a computer installed at the depot tomorrow.

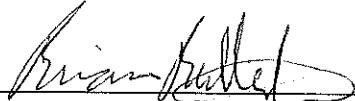
David Futcher: Thank you to the citizens for turning down Initiative 1033.

EXECUTIVE SESSION:

The Council convened into Executive Session at 9:12 p.m. to discuss a potential real estate sale. No action will be taken. At 9:23 p.m. the Council reconvened into Regular Session.

There being no further business, Mayor Futcher adjourned the meeting at 9:23 p.m.


MAYOR


CITY CLERK