

CALL TO ORDER

Mayor Paul Helenberg called the July 13, 2020 regular meeting of the Castle Rock City Council to order at 7:30 PM, followed by the Pledge of Allegiance. The following councilmembers were present via phone: Art Lee, Lee Kessler, Earl Queen, and Paul Simonsen. Councilmember Ellen Rose was excused.

Also present: Police Chief Scott Neves, City Attorney Frank Randolph, Public Works Director Dave Vorse, City Engineer Tom Gower, and Clerk-Treasurer Carie Cuttonaro.

Please note:

1. *This meeting was a call-in meeting due to Washington State Governor issued Proclamation 20-28 which includes temporarily prohibiting in-person public attendance at meetings subject to the Open Public Meeting Act (OPMA). Call-in instructions were provided on the Agenda.*

Mayor Helenberg announced that former Mayor Gene Frymire passed away last Friday. Mayor Frymire was also a councilmember for many years. Mayor Helenberg extended condolences to his family and led a moment of silence in honor of Mayor Gene Frymire.

AGENDA APPROVAL

Added one item to the agenda under New Business.

1. Boat Launch access discussion regarding adding as city street

Councilmember Queen made a motion, seconded by Kessler to approve the Agenda. Motion carried by roll call vote, unanimous 'Aye'.

BUSINESS FROM THE FLOOR

None

DEPARTMENT REPORTS

Public Works Director Dave Vorse

-requested to have a Transportation Benefit District meeting on July 27th at 7:00 PM, prior to the Regular Council Meeting. Approved by consensus.

-Kirby Ave SE Water Main Project update: Main is now in service. There is still stormwater pipe that needs replacement and the bid for paving has been released through the Small Works Roster.

City Engineer Tom Gower

-gave a project status update on all projects.

Council and Ad Hoc Committees

Councilmember Kessler

-has received concerns regarding people camping on City property such as on the dredge spoils. Safety is a concern. Mayor Helenberg stated that if a complaint is received, the Police Department takes care of the issue. Police Chief Scott Neves stated a property owner would have to declare open areas that are not designated as parks as a non-camping area. City Attorney Frank Randolph added that if you don't want someone to sleep in a place, you must have an alternative.

-noted fireworks were discharged less on the days leading up to and after the Fourth of July this year, as in years past.

Councilmember Queen

-shared his concern regarding the debris at the boat launch.

CONSENT AGENDA

Meeting Minutes

1. Approve the minutes of the June 22, 2020 Regular Council & Public Hearing Meeting.
2. Approve the June 2020 invoices as described in the Fund Transaction Summary Report, in the amount of \$579,894.30.

Councilmember Queen made a motion, seconded by Kessler to approve the Consent Agenda. Motion carried by roll call vote, unanimous 'Aye'.

OLD BUSINESS

1. Resolution No. 2020-05, a resolution asking qualified voters of the City of Castle Rock to fund by Special Excess Levy the furnishing of public library services to the citizens and will submit the following question for the General Election: whether or not a special Excess Levy on real property shall be had for the purpose of funding library services during the year 2021, on second reading.

Councilmember Queen made a motion, seconded by Kessler to approve Resolution No. 2020-05, on second reading. Motion carried by roll call vote, unanimous 'Aye'.

2. Resolution No. 2020-06, a resolution adopting the City's Six Year Transportation Plan, on second reading.

Councilmember Queen made a motion, seconded by Kessler to approve Resolution No. 2020-06, on second reading. Motion carried by roll call vote, unanimous 'Aye'.

NEW BUSINESS

1. Legal Services Agreement with Cowlitz County Prosecuting Attorney's Office regarding civil forfeiture matters.

Police Chief Scott Neves stated few cases civil forfeitures in the police department where it involves property that was used in the commission of a felony or underneath drug statutes. Finding an attorney well versed in civil forfeitures is difficult. The Cowlitz County Prosecuting Attorney's Office has said they would handle these cases for the City. They also handle the Cowlitz-Wahkiakum Drug Task Force's cases. There is currently one case pending.

Councilmember Kessler made a motion, seconded by Queen to approve the Legal Services Agreement with Cowlitz County Prosecuting Attorney's Office regarding civil forfeiture matters. Motion carried by roll call vote, unanimous 'Aye'.

2. Interlocal Agreement with Lower Columbia Major Crimes Taskforce.

Police Chief Scott Neves stated that part of the requirement of I-940 includes an independent investigation when force that is significant or results in death is used, in a major crime where there appeared to be conflict. The Police Chief's across the county, along with the Washington State Patrol, Cowlitz County Sheriff's Office, and Wahkiakum County Sheriff's Office have all come together to form an investigative team.

Councilmember Kessler made a motion, seconded by Queen to approve the Interlocal Agreement with the Lower Columbia Major Crimes Taskforce. Motion carried by roll call vote, unanimous 'Aye'.

3. Gibbs & Olson, Inc. Amendment No. 1 in the amount of \$8,400. This amendment modifies the original consultant agreement for engineering services executed February 24, 2020 from \$49,300 to

\$57,700 for the purpose of including additional work related to the Sanitary Sewer Cleaning & Inspection Project.

City Engineer Tom Gower stated the City had originally planned to have someone coordinate the work onsite between the cleaning and the video inspection, however the City was too busy and Gibbs & Olson provided the onsite representative. Additionally, there were roots found in a number of sewer lines that we cleaned out. This was also not part of the original cost. Public Works Director Dave Vorse added that the amount of the amendment is within the original budget.

Councilmember Kessler made a motion, seconded by Simonsen to approve Amendment No. 1 in the amount of \$8,400. Motion carried by roll call vote, unanimous 'Aye'.

4. Ordinance No. 2020-04, an ordinance of the City of Castle Rock, Washington adopting a new chapter 13.20 to the Castle Rock Municipal Code relating to the assessment reimbursement areas and latecomer agreements; providing for an effective date; and for summary publication, on first reading.

This ordinance would allow us to entertain an agreement with a developer to help offset their costs of installing a water main, if anybody in the area would like to connect to the system. Residents would not have to connect, but if there was an opportunity for them to and they choose to, an agreement could be in place. A latecomer fee would apply and that fee would go back to the developer.


Councilmember Kessler made a motion, seconded by Simonsen to approve Ordinance No. 2020-04, on first reading. Motion carried by roll call vote, unanimous 'Aye'.

5. A complaint was received on Thursday, July 2nd. Public Works Director Dave Vorse was not at work that day, but did see the emailed complaint. Vorse instructed Brian Engkraf to respond and take pictures of the area. Engkraf didn't locate the issue in the area described, but thought the issue was one block over. On Monday, Vorse prepared a letter to send, but before sending the letter, Clerk-Treasurer Carie Cuttonaro contacted Vorse and stated she had just received letter that is contained in the agenda packet. This matter has been forwarded to AWC. City Attorney Frank Randolph advised that this is a potential litigation and should be handled through AWC.
6. *Added Item* Boat Launch Access – Public Works Director Dave Vorse stated that a few months back a discussion was held about adopting the access road to the boat launch as a City street, and the benefits to making it a City street. It would be eligible for Transportation Benefit District dollars to help maintain it if it was a public street instead of a driveway. If it is adopted, there would be a change of address for those currently using this access. This would also help emergency services when responding. The access was originally built to the City standards at the time, with the base and asphalt.

Councilmember Kessler made a motion, seconded by Queen to adopt the Boat Launch access as a City street. Discussion followed. Motion carried by roll call vote, unanimous 'Aye'.

ADJOURNMENT

There being no further business, Mayor Helenberg adjourned the meeting at 8:17 PM.



Mayor Paul Helenberg



Clerk-Treasurer Carrie Cuttonaro