

TOWN OF SOUTH PRAIRIE
REGULAR COUNCIL MEETING
WEDNESDAY, JULY 5, 2006, 7:00 PM

CALL TO ORDER:

Mayor Peggy Levesque called to order and presided over the Regular Council Meeting of Wednesday, July 5, 2006 at 7:00 PM.

ROLL CALL:

Council Members: Dave Lykstad, Laura Heideman, Virginia Thompson, Anthony Caldwell and Sibyl Thurston were present.

Also in attendance: Glen McKinney, Town Marshall; Jan Shabro, State Representative; Tom and Jenel Campbell, Kim Shaw, Gary and Lois Erath, John Downs, Karen Leming, and Eric and Alicia Satterthwaite, citizens; and Marla Nevill, Clerk/Treasurer

FLAG SALUTE:

Mayor Peggy Levesque requested everyone stand for the "Pledge of Allegiance."

***Mayor Peggy Levesque** amended the Agenda to allow Representative Jan Shabro to give her presentation since Marshall McKinney had not arrived.

REPRESENTATIVE JAN SHABRO:

Jan Shabro, State Representative, distributed copies of the "Major Grant and Loan Programs in the Capital Budget" to the Mayor and Council. Discussion followed regarding grant and loan programs. **Mayor Peggy Levesque** thanked Representative Jan Shabro for her presentation.

ENGINEERING REPORT – JENNIFER DVORAK, PARAMETRIX – WATER COMP PLAN UPDATE:

Jennifer Dvorak, Parametrix, gave a presentation on the progress of the Water Comprehensive Plan Update addressing water and sewer rates, arsenic levels and treatment options and grant and loan programs. She said she would submit the Water Comprehensive Plan Update to the Department of Health next week for review and approval. She said a copy of the document would have to be on file at the Town Hall. Discussion followed. **Jennifer Dvorak** said the federal ruling on the arsenic level requirement of 10 ppb (parts per billion) was still in effect. She said the town has several years before they would have to comply with that ruling. In response to concerns about filtration vs. drilling a new well to address the arsenic levels, **Jennifer Dvorak** said the cost to drill a new well would be about \$650,000 (six hundred fifty thousand dollars) vs. \$750,000 (seven hundred fifty thousand dollars) for a filtration system. Discussion followed. **Jennifer Dvorak** said the Town of South Prairie would have to do another water/sewer rate study this year since the current rate study is only in effect through 2006. Discussion followed. **Mayor Peggy Levesque** thanked Jennifer for her presentation.

GLEN MCKINNEY – TOWN MARSHALL REPORT:

Glen McKinney, Town Marshall, presented the activity report to the Mayor and Council for the month of June. Discussion followed regarding citizens complaints that were submitted to the Town Marshall. **Marshall McKinney** said he only had one hundred (100) hours a month and unless he witnessed the violations there was nothing he could do about them, and he threw the complaints back on the Council table. **Mayor Peggy Levesque** thanked Marshall McKinney for his presentation.

Councilor Anthony Caldwell requested an Executive Session at the end of the Council Meeting to discuss personnel issues.

APPROVAL OF REGULAR COUNCIL MEETING/CONT. PUBLIC HEARING MINUTES FOR JUNE 6, 2006:

- ❖ **Councilor Sibyl Thurston** moved to approve the Council Meeting/Continued Public Hearing Minutes for June 6, 2006. **Councilor Dave Lykstad** seconded the motion. **Mayor Peggy Levesque** called for discussion. No further discussion. **Mayor Peggy Levesque** called for the vote. **Motion carried unanimously.**

APPROVAL OF BILLS FOR JUNE 2006, IN THE AMOUNT OF \$50,053.51:

- ❖ **Councilor Dave Lykstad** moved to approve the bills for June 2006 in the amount of \$50,053.51 (fifty thousand fifty-three dollars and fifty-one cents). **Councilor Laura Heideman** seconded the motion. **Mayor Peggy Levesque** called for discussion. Several issues pertaining to the Motor Sport Event were discussed. **Mayor Peggy Levesque** called for the vote. **Motion carried unanimously.**

NEW BUSINESS:

- 1) **Anthony Caldwell – Request Council Approval to have Community Center Cleaned Quarterly:**
Councilor Anthony Caldwell requested Council approval to hire someone to clean the Community Center on a quarterly basis. Discussion followed. **Kim Shaw** said it would be easier to rent a machine once a year to clean the floors. **Mayor Peggy Levesque** suggested obtaining bids for cleaning the Community Center. **Kim Shaw** said it would not be necessary to strip and wax the floor every time, and she said don't let the cleaning service recommend stripping the floor if it is not needed. **Councilor Anthony Caldwell** requested tabling this issue so he could research it further.

- 2) **Gary and Lois Erath Variance Application – Schedule Public Hearing:**
Mayor Peggy Levesque requested Council Action to schedule the public hearing on the Variance Application for Gary and Lois Erath. **Councilor Anthony Caldwell** asked about turning this over to Pierce County. **Mayor Peggy Levesque** said she did not feel we could turn it over that fast. Discussion followed.
 - ❖ **Councilor Sibyl Thurston** moved to schedule the Public Hearing for Tuesday, August 1, 2006, 7:00 PM for the Variance Application submitted by Gary and Lois Erath. **Councilor Dave Lykstad** seconded the motion. **Mayor Peggy Levesque** called for discussion. **Councilor Dave Lykstad** asked when the Unified Development Ordinance was passed. **Marla Nevill** said it was passed in 1999. No further discussion. **Mayor Peggy Levesque** called for the vote. **Motion carried unanimously.**

- 3) **Wagon Wheel Restaurant & Lounge – Conditional Use Permit Application – Schedule Public Hearing:**
Mayor Peggy Levesque requested Council Action to schedule the public hearing on the Conditional Use Permit Application for Brad Padon, Wagon Wheel Restaurant and Lounge.
 - ❖ **Councilor Dave Lykstad** moved to schedule the Public Hearing for Tuesday, August 15, 2006, 7:00 PM for the Conditional Use Permit Application submitted by Brad Padon, Wagon Wheel Restaurant and Lounge. **Mayor Peggy Levesque** called for discussion. **Lois Erath** asked what the Conditional Use Permit was for? **Marla Nevill** said it was for an outdoor beer garden. No further discussion. **Mayor Peggy Levesque** called for the vote. **Four ayes and one nay. Motion carries.** (Councilor Anthony Caldwell opposed).

OLD BUSINESS:

Temporary Use Permit for Brad Campbell – Minor Corrections:

Mayor Peggy Levesque requested Council approval for minor corrections to the Temporary Use Permit agreement as follows: 1) Page 1, second paragraph – change “Festival to Summer Fest” and cross out “and 6;” and 2) Page 1, third paragraph – cross out “May 30.” **Kim Shaw** questioned giving the Town Marshall that much authority. **Councilor Anthony Caldwell** said we leave the agreement as it is or start over. **Mayor Peggy Levesque** said she would entertain a motion to approve the minor corrections.

- ❖ **Councilor Laura Heideman** moved to approve the minor corrections to the Temporary Use Permit agreement with Brad Campbell. **Councilor Dave Lykstad** seconded the motion. **Mayor Peggy Levesque** called for discussion. No further discussion. **Mayor Peggy Levesque** called for the vote. **Motion carried unanimously.**

Discussion followed regarding the amount of dirt that had been brought in to Brad Campbell's property. **Tom Campbell** said they brought in dirt to create raised areas for the spectators. He said Brad would not deal with another money issue and he would not bring in any more dirt. **Mayor Peggy Levesque** said the amount of dirt that was brought in exceeded the fifty cubic-yard limit and Pierce County would be contacting them about this issue. Discussion followed.

CITIZENS' COMMENTS:

Karen Leming said the partying outside the Wagon Wheel Restaurant has greatly impacted the neighboring property owners and requested that the Liquor Control Board be contacted. **Kim Shaw** said the Liquor Control Board handles enforcement inside the building, but it would be up to our law enforcement to enforce the laws outside the building. **Karen Leming** said they could not sell their property for what it is worth. **Mayor Peggy Levesque** said she would get the attorney to send them another letter. Discussion followed. **Lois Erath** suggested they relocate the smoking area to the side of their building and put a fence around it. **Councilor Dave Lykstad** said they do not have to provide a smoking area. **Eric Satterthwaite** said when they have a live band playing; the doors are open until 2:00 AM. **Councilor Anthony Caldwell** asked that they document every incident. Discussion followed.

Mayor Peggy Levesque said a Rails-to-Trails meeting is scheduled for July 27, 2006 at the Community Center. **John Downs** said the Council is invited to attend. **Marla Nevill** said it could be posted as a Recessed Council Meeting for a workshop. Discussion followed.

Councilor Dave Lykstad said Barbara Wigton submitted a request to restrict parking on Highway 162. Discussion followed.

- ❖ **Councilor Dave Lykstad** moved to instruct the Town Attorney to draft an ordinance limiting parking on the north and south side of Highway 162 between Emery Avenue and Tacoma Avenue to two-hour parking between the hours of 7:00 AM and 7:00 PM and site distance restriction from the intersections per State Code. **Councilor Sibyl Thurston** seconded the motion. **Mayor Peggy Levesque** called for discussion. **Kim Shaw** suggested installing a stoplight. **Councilor Dave Lykstad** withdrew his motion from the table pending further review of the issue. **Councilor Sibyl Thurston** withdrew her second from the table.

Councilor Dave Lykstad said he would research the parking issue further. Discussion followed.

MAYOR'S REPORT:

Mayor Peggy Levesque said she did not have a lot to report since she was on vacation last month. She said Marla attended the Hazardous Mitigation Planning meeting.

PUBLIC WORKS' REPORT:

Councilor Anthony Caldwell said the vault toilet at the Third Street Park was repaired.

Councilor Anthony Caldwell requested a "Thank You" letter be sent to Gary Erath for cleaning up after the 4th of July.

Mayor Peggy Levesque said she has the sewer pager while Larry is on vacation.

CLERK'S REPORT:

Marla Nevill said she attended the Hazardous Mitigation Planning meeting on June 29, 2006, and she has been gathering information requested by Pierce County Emergency Management.

COUNCIL MEMBERS' REPORT:

None.

EXECUTIVE SESSION: Personnel Issues – Approximately 15 Minutes

- ❖ At 8:37 PM, **Councilor Virginia Thompson** moved to recess to Executive Session for approximately fifteen (15) minutes to discuss personnel issues. **Councilor Sibyl Thurston** seconded the motion. **Motion carried unanimously.**
- ❖ At 8:52 PM, Council requested a fifteen (15) minute extension to the Executive Session.

CLOSE EXECUTIVE SESSION:

- ❖ At 9:07 PM, **Councilor Anthony Caldwell** moved to close the Executive Session. **Councilor Sibyl Thurston** seconded the motion. **Motion carried unanimously.**

Council requested the Mayor research other options for police services and recess the Council meeting to next Tuesday. After further discussion, the Council agreed to recess the Council meeting to Monday, July 10, 2006 because of scheduling conflicts.

RECESS:

❖ At 9:13 PM, **Councilor Dave Lykstad** moved to recess the Council Meeting to Monday, July 10, 2006, 7:00 PM. **Councilor Sibyl Thurston** seconded the motion. **Motion carried unanimously.**


Peggy Levesque, Mayor


Marta Nevill, Clerk/Treasurer