

Index Town Council
Monthly Meeting Minutes
October 6, 2008

The regularly scheduled meeting of the Index Town Council was called to order at 7:00 PM by Mayor Bruce Albert.

COUNCILMEMBERS AND ADMINISTRATIVE PERSONNEL PRESENT

Bruce Albert	Karen Sample	Bill Cross, Maintenance Supervisor
Bob Hubbard	Patrick Woods	
Dean Johnson	Sean Horst	

Due to the illness of Stowe, the minutes were transcribed from a tape of the meeting.

Minutes from the September meeting were read. Sample moved to accept the minutes as presented and with a second by Hubbard the motion carried.

Albert read the September warrants, numbered 2443 through 2463. Payroll and tax warrants totaled \$4652.67 and all others were \$7613.85 for a grand total of \$12266.52. Johnson moved to pay the warrants as presented and with a second by Hubbard the motion carried.

During public comments representatives from the Citizens to Fly out of Paine Field presented information on airlines wanting to use Paine Field for commercial use, through changes in utilization rather than through expansion. They would like to have cities in Snohomish County create resolutions in support. Sample asked if Arlington was still being looked at for commercial uses. It appears this was considered several years ago but is not at this time. Sample asked when using Paine Field could be implemented. Possibly as early as Christmas, but it would depend on airlines and Homeland Security. Sample asked how many more flights per day this would add. Realistically they are projecting ten to twelve more. Johnson asked about Mukilteo, and there is a contingency in Mukilteo against this proposal. As a result Mukilteo has signed a resolution not supporting the activity. Hubbard wondered if those who signed years ago had the authority to speak for the whole County. It was done by a commission and citizen's group, and that shouldn't control the entire County. Hubbard asked if there would be night flights. There already are and more than likely there will be restrictions on night flights. Hubbard asked if there was more than one runway so night flights could be rerouted away from neighborhoods? There are three runways, one long enough for commercial airlines, with an approach over water or over Lynnwood. Areas where noise exceeds allowable decibels, land was purchased. Albert asked if taxpayers would be responsible for the costs incurred through this change. Money would come from Homeland Security, the terminal will be owned either by the County or private industry. If the County owns it, an enterprise fund is used to build the terminal. The fund comes from leases on the airport. A draft resolution will be emailed for the Council to review.

Etta Hunter asked how long the comment period for the forest practice application for a short term fix to the Deer Creek area was extended for. Albert said it was only extended for a week beyond the end date. The long range planning is an ongoing process extending until next summer. He explained the process including the citizen involvement aspect. Once a plan is created there will be a formal public period, probably in late spring.

Etta Hunter said during the Art Festival performers were in the sun and asked if there were funds to create something that would prevent similar problems in the future. Albert said research would have to be done to come up with a plan and costs. She will put her proposal in writing.

During Council comments, Johnson will not be able to put together something using Crescent Trail for Halloween. He hopes to have something for next year. Sample said there will be a party at the school on the 31st at 3:00.

Woods thanked the Heybrook organization for the celebration on Saturday.

Horst thanked the organization, too. He is researching grants for projects in the park similar to what Etta Hunter suggested. He would like to have Tennis Tuesdays next summer. Cross suggested putting the net up once and leaving it during the season rather than putting it up and taking it down every week. One of the grants Horst is pursuing would repave the court and paint lines. Albert wondered if there might be something for creating a skate park. Horst has also been working on the ivy encroaching on the town.

Hubbard thanked the Heybrook organization for the party. He has nothing official to report on as all his stuff has been unofficial this month.

Sample also enjoyed the Heybrook party. The school has asked that the crosswalk be striped. Albert asked if they would return the favor by changing how the buses are parked since they park right up to the sidewalk and no one can see past the buses. Hubbard says it seems unsafe to have a crosswalk in the middle of the block and asked why they don't have one at the end. Albert said the crosswalk has been there historically but doesn't know why. Sample said it's been there because of where parents park to pick up their kids. She will pass information from the Council to the school.

Sample announced that the school kids are going to participate in a Thrill the World attempt to break a record for the number of people performing the Thriller dance at the same time. The public is invited October 25th and transportation to the event may be provided by Outdoor Recreation.

Sample looked at ordinances for street vendors and thinks she has the wrong term when she searches Monroe as they say they don't allow them but they do have similar businesses. What she did find is pretty straightforward. Some cities use it for revenue as they charge an inspection fee, a licensing fee, a per cart fee, and a street use fee. Some things sounded strict until she started thinking of other uses rather than just Chelan Soper's proposal. Albert asked if there were online links to the sources she cited and she gave the chapter numbers to find the codes on the city websites. Albert's greatest concern was what kind of insurance or hold harmless a business owner would be responsible for due to potential liability for the Town. Sample says the businesses are required to hold a County health certificate so that would have to be in place prior to a business license. Businesses were also required to keep the cart clean and to have a refuse container on site. She wondered if she could get some input from others to come up with a draft. Albert feels it is probably wise to have something as there could be other businesses in the future. Sample noted that the sale of fruit or produce raised by the person selling it is not regulated.

As Sample goes through this type of stuff she noted most cities have a penalty ordinance and the more she looks at that the more she wonders if we need to set penalties for every ordinance we write, or if it would make sense to have one penalty ordinance. There were comments from Albert about regulating how public property could be used. Sample said the ordinances required the business owner to contact the owners of the land the cart was adjacent to. Cross said the issue seems to be liability and is surprised the ordinances don't address that. He asked if the Town requires people to show liability insurance when they apply for a business. Albert said typically business licenses have been for businesses on private property. Hubbard asked if it would be proper to contact the Health Department and ask them if there have been liability problems with similar businesses, which could be identified beforehand and addressed in an ordinance.

The Planning Commission continued to review the Comprehensive Plan draft. They also recommended the Council approve the Land Use Application for the construction of a single family residence. Susan Chace has resigned from the Planning Commission. There have been no applicants for the position.

Cross is working on minor projects such as porch lights, and regular maintenance jobs. There has been vandalism on some private property but not on town property. Sample asked if there were floodlights for sandbagging, which there are.

Albert presented a framed print from the Cascade Land Conservancy for the Town's support of Heybrook Ridge.

Next week Albert will be meeting with members from Snohomish County Emergency Management and Councilmembers are invited to attend.

Albert welcomed Bob Foster as the new animal control officer. He can be reached the same way as previously, by calling the town hall number and using the animal control voice mail box, which Foster checks on a daily basis.

The animal control ordinance and the land use ordinance are both being reviewed by the attorney.

The Town received a renewal notification for the interlocal with Snohomish County Sheriff's Department and once again they want the Town to join with the 800 megahertz radio system. With the Council's permission Albert will go around and around with them once again as the Town did last year. This requirement is double dipping as the fire department already pays for this. Dean asked if joining was a one time fee or annual, and it's both.

The comment period for the construction of a single family residence ends the middle of October so there is no action required at this time. Albert is not aware of any environmental issues. His only concern is the trailer which has been used for a residence in the past, and the future of it needs to be clear.

David Cameron presented historical materials on behalf of Ed Boress. Albert thought the best place for it would be the historical society, and thanked Boress for the donation.

As there was no further business Hubbard moved to adjourn. Horst seconded the motion, and the meeting was adjourned.

Adopted by the Index Town Council this 3rd day of November, 2008.

Signed: _____
Bruce Albert, Mayor

Attest: _____
Lisa Stowe, Clerk/Treasurer