

City of Selah
Council Minutes
February 8, 2011

Regular Meeting
Selah Council Chambers
115 West Naches Avenue
Selah, WA 98942

A. Call to Order Mayor Jones called the meeting to order at 4:00pm.

B. Roll Call

Members Present: Keith Larson; Paul Overby; John Tierney; Kevin Jorgensen; Dave Smeback; John Gawlik; Allen Schmid

Members Excused:

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Jeff Hagler, Parks, Recreation & Tourism Director; Joe Henne, Public Works Director; Jerry Davis, Fire Chief; Stacy Dwarshuis, Police Chief; Dale Novobielski, Clerk/Treasurer; Dennis Davison, Community Planner; Monica Lake, Executive Assistant

C. Pledge of Allegiance

Councilman Jorgensen led the Pledge of Allegiance. Parks, Recreation & Tourism Director Hagler led the opening prayer.

D. Agenda Changes

City Supervisor Sweet requested that N-3 be removed from the Consent Agenda.

E. Public Appearances **None**

F. Getting To Know Our Businesses **None**

G. Communications

1. Oral

The Mayor opened the Public Meeting. Seeing no one rise to speak, he then closed it.

2. Written

a. Letter from City of Yakima, Transit Division re: Invoice for Dial-A-Ride (DAR) Fuel and Insurance Cost for December 2010

b. Recycle Data Report from Basin Disposal of Yakima LLC – 4th Quarter 2010

Councilman Schmid commented that we've had a 2% increase since July, which is impressive as it's not mandatory.

c. Public Records Act information re: Electronic Data and Records

H. Proclamations/Announcements

1. Proclamation February 2011 Kiwanis Children's Cancer Cure Month

Mayor Jones read the Proclamation designating February 2011 as Kiwanis Children's Cancer Cure Month.

I. Consent Agenda

Executive Assistant Lake read the Consent Agenda.

All items listed with an asterisk (*) were considered as part of the Consent Agenda.

* 1. Approval of Minutes: Council Meeting January 11, 2011

* 2. Approval of Claims & Payroll:

Payroll Checks Nos. 70211 – 70346 for a total of \$163,419.91

Payroll Checks Nos. 70347 – 70446 for a total of \$187,594.75

Claim Checks Nos. 57547 – 57548 for a total of \$ 964.75

Claim Checks Nos. 57549 – 57611 for a total of \$124,521.14

Claim Checks Nos. 57612 – 57686 for a total of \$105,541.08

* 3. Ordinance N – 2 Ordinance Amending the 2011 Budget for Acquisition and Installation of Bus Shelters

Councilman Tierney moved and Councilman Jorgensen seconded to approve the Consent Agenda as read. By voice vote, approval of the Consent Agenda was unanimous.

J. Public Hearings

1. Selah Urban Growth Area Comprehensive Plan Amendment 2010-8 and Official Zoning Map Amendment 914.79.10-10 (Van Alstine)

Community Planner Davison addressed J-1. He spoke in regards to the letter submitted by Mr. Van Alstine requesting a continuance of the hearing to a future date. He suggested that the Council continue it to the April 12th meeting if they choose to continue the Public Hearing per the proponent's request.

Councilman Overby asked if notice had to be filed in the paper every time the Public Hearing is continued.

Community Planner Davison replied in the negative, stating that the information will be posted on the bulletin board at City Hall as required by statute.

Mayor Jones informed the Council that he had a meeting earlier in the day with Mr. Van Alstine, and that it is a matter of financing. He went on to say that Mr. Van Alstine would like the Public Hearing postponed until the financial issues are resolved.

Community Planner Davison enquired as to the Council's wishes in the matter.

Councilman Gawlik asked if motions could be made at this time.

Community Planner Davison answered in the affirmative, saying that a motion to continue the Hearing could be made at this time.

Mayor Jones asked the audience if anyone would like to address the issue. Seeing no one rise, he indicated a desire to entertain a motion.

Councilman Tierney moved, and Councilman Gawlik seconded, to continue the Public Hearing to April 12, 2011. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Councilman Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

K. New Business **None**

L. Old Business **None**

M. Resolutions

1. Resolution Denying the Selah Urban Growth Area Comprehensive Plan Amendment 2010-08 (Van Alstine)

Community Planner Davison stated that this Resolution is paired with the Public Hearing that was tabled until April 12, 2011.

Councilman Tierney moved, and Councilman Schmid seconded, to table the Resolution to April 12, 2011. By voice vote, approval was unanimous.

2. Resolution Authorizing the Mayor to Sign a Contract with the State of Washington, Central Washington University, for CWU to Serve as a Subcontractor to the City for Identified Recreational Offerings

Parks, Recreation and Tourism Director Hagler addressed M-2. He informed the Council that in an effort to provide more outdoor recreational classes, this contract with CWU will provide access to equipment needed, along with certified instructors.

Councilman Tierney inquired about possible additional costs to the City's insurance.

Parks, Recreation and Tourism Director Hagler said that this does not affect the City's insurance.

Councilman Jorgensen moved, and Councilman Smeback seconded, to approve the Resolution Authorizing the Mayor to Sign a Contract with the State of Washington, Central Washington University, for CWU to Serve as a Subcontractor to the City for Identified Recreational Offerings. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Councilman Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

3. Resolution Authorizing the Mayor to Sign a Contract with Studio 99 Multimedia Incorporating the Provisions of Studio 99 Multimedia’s Proposal to Modify the City of Selah Website

City Supervisor Sweet addressed M-3. He spoke briefly on incorporating changes to the City’s website to make switching between it and the Discover Selah website per Studio 99 Multimedia’s suggestions.

Councilman Gawlik inquired if the monies were to come from the Tourism budget.

City Supervisor Sweet responded that the monies would be from the General Fund.

Councilman Smeback moved, and Councilman Jorgensen seconded, to approve the Resolution Authorizing the Mayor to Sign a Contract with Studio 99 Multimedia Incorporating the Provisions of Studio 99 Multimedia’s Proposal to Modify the City of Selah Website. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Councilman Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

N. Ordinances

1. Ordinance of the City of Selah, Washington, creating a new Selah Municipal Code Chapter 1.62, Lawful Hiring and Contracting Requirement Compliance

City Attorney Noe addressed N-1. He briefly summarized the Ordinance and how it allows the use of the E-Verify database maintained by the Dept. of Homeland Security for employers to ensure that Social Security numbers are valid. He mentioned that the City of Yakima has been looking into this as well, and that it will allow for verification of Social Security Numbers; and contractor who does business with the City will need to go through this process.

Councilman Jorgensen asked if there were any liability issues or concerns with using E-Verify.

City Attorney Noe replied that the only concern he could see involved confidentiality of Social Security numbers, but since the information would be through Homeland Security’s site it would still be confidential.

Councilman Jorgensen inquired if the City did I-9 forms for contracts.

City attorney Noe responded that we do not currently use forms for immigration compliance, and that this is simply to verify Social Security numbers.

Councilman Jorgensen moved and Councilman Schmid seconded to approve the Ordinance of the City of Selah, Washington, creating a new Selah Municipal Code Chapter 1.62, Lawful Hiring and Contracting Requirement Compliance. Roll was called: Council Member Larson – yes; Council

Member Overby – yes; Councilman Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

- * 2. Ordinance Amending the 2011 Budget for Acquisition and & Installation of Bus Shelters
- 3. Ordinance Amending the 2011 Budget for Purchase of Defibrillators

City Supervisor Sweet addressed N-3. He touched on Councilman Tierney’s experience, and explained how that led to the City looking into purchasing some defibrillators.

Fire Chief Davis talked about funding for the purchase of the 3 units, the need for easy public access while still ensuring security, and the location of each defibrillator. He then briefly explained how to use one, pointing out the various components on one of the purchased units. He also mentioned the training kit that arrived with the units and how it would be utilized to train City staff at locations where the units are located.

Overlapping conversations.

Councilman Tierney said he’d already been practiced on.

Mayor Jones commented that he and Councilman Tierney were getting to that age.

Councilman Tierney inquired if there could be an alarm on the door to alert people when the door is opened and the unit removed, to indicate that someone is having a heart attack or playing with the unit.

Fire Chief Davis mentioned a possible break-away lock for the box, and indicated concern over it being unattended at the Civic Center.

City Supervisor Sweet talked about having anyone who rents the Civic Center sign for the unit, and learn how to use it prior to their event.

Fire Chief Davis agreed that they should be held responsible for it, and mentioned placing the unit inside the office or a storage room and giving a key to the individual who rents the Center so they have access to it.

Councilman Tierney opined that the faster the unit can be used, the more effective it is; and we would need to make the location quickly and easily accessible.

Mayor Jones thanked Fire Chief Davis for his presentation, and expressed his feelings that the investment is well worth the expense to make the community a safer place.

Councilman Tierney agreed, saying that while three is good he felt that we should try to find money for a fourth unit.

Mayor Jones commented that they should encourage the high school to acquire one, for those occasions when there’s a high turnout for events such as football and basketball games.

Councilman Schmid said that there should also be a unit at the Police Department. He went on to say that all the golf courses in the area currently have one on site.

Councilman Tierney felt this could be taken a step further, to insure that Selah is a safer community for everyone who visits here. He went on to say that perhaps an Ordinance could be drafted up in the next couple of years to address requirements for having a defibrillator on site at businesses who meet certain criteria.

Mayor Jones expressed a desire to include the purchase of one or two units a year as part of the yearly budget for the City.

Councilman Schmid suggested indicating on our brochures where the defibrillator units are located, so that people are aware of the locations of the units.

Councilman Jorgensen moved and Councilman Larson seconded to approve the Ordinance Amending the 2011 Budget for Purchase of Defibrillators. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Councilman Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

4. Ordinance Amending the 2011 Budget for Completion of Wixson Park Big Toy

Parks, Recreation and Tourism Director Hagler addressed N-4. He explained the need for new fall material underneath the toy, and listed the various benefits of going with the new material, including handicapped accessibility.

Councilman Tierney asked if it was a pad or loose material.

Parks, Recreation and Tourism Director Hagler replied that it is loose material, engineered wood fiber, and that most playgrounds are switching to this type of material.

Councilman Schmid mentioned that it means the pieces are all within a certain size.

Parks, Recreation and Tourism Director Hagler added that they are tested to insure safety.

Councilman Schmid moved and Councilman Tierney seconded to approve the Ordinance Amending the 2011 Budget for Completion of Wixson Park Big Toy. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Councilman Tierney – yes; Council Member Jorgensen – yes; Council Member Smeback – yes; Council Member Gawlik – yes; Council Member Schmid - yes. By voice vote, approval was unanimous.

O. Communications **None**

1. Oral

P. Reports/Announcements

1. Mayor

Mayor Jones expressed his happiness at being back home, and complimented Public Works Director Henne on the barriers around Playland Park.

Public Works Director Henne commented the he was hoping Emergency Management would cover the expenses for the barriers.

Mayor Jones talked briefly about the disaster created by flooding in that area during his first year in office. He said it was a great learning experience, although he hopes to not go through it again. He congratulated Councilman Overby on being elected mayor Pro Tem, and thanked Councilman Tierney for being the previous Mayor Pro Tem.

Councilman Tierney thanked the Mayor, and said that it was a privilege and an honor to do so.

Mayor Jones talked briefly about the Community Days Board, reminding the Council that they are all volunteers and we will work through this with them. He commended Jeanna for her work on the pageant, and complimented Jerry and Gerry Henry for their continued efforts.

City Supervisor Sweet commented that if the Public Facilities committee would share the funds they have to help improve the Civic Center, rather than the Capital Theatre, we would have a nicer facility.

Mayor Jones concurred.

City Supervisor Sweet said that the extra money is going for improvements to the Capital Theatre, but it should have been coming to Selah for the Civic Center.

Mayor Jones commented that that was a deal with the City of Yakima.

2. Council Members

Councilman Tierney commented that he was disappointed to see that the Miss Selah Pageant is being held at the Capital Theatre in Yakima and not in Selah.

Councilman Larson welcomed the Mayor back from vacation.

Councilman Jorgensen welcomed the Mayor back from vacation. He mentioned how impressed he is with the Discover Selah website and encouraged the Council Members to check it out.

Councilman Smeback had no report.

Councilman Overby welcomed the Mayor back from vacation. He talked about the duties he undertook as Mayor Pro Tem, and mentioned how impressed he is with the number of people using the recycle program.

Councilman Schmid welcomed the Mayor back from vacation.

Councilman Gawlik had no report.

3. Boards

4. Departmental

Fire Chief Davis welcomed the Mayor back from his vacation.

Police Chief Dwarshuis said that the applications for the vacancy closed on January 31st. He went on to say that background checks are being run on the eight applicants, and that he is going through the selection process and having regular meeting with the Civil Service Commission. He mentioned the replacement of fourteen portables for the line officers, as budgeted, and the purchase of a new police vehicle.

Clerk/Treasurer Dale Novobielski said that he's closing the books on January, and that the taxes were favorable for the month. He mentioned that sales tax was especially good and property taxes were up, but that the utility taxes were down.

Community Planner Davison said that he's back to work part-time, and catching up on projects and items waiting for attention.

Public Works Director Henne talked briefly about the Wenas corridor improvement project, and then gave an update on the new Public Works building site. He mentioned sending a crew out to Carlon Park to rake up the leaves before the tournament season starts.

Mayor Jones commented that the sycamores drop their leaves late.

Public Works Director Henne agreed, saying that they had taken care of the leaves prior to the sycamores dropping theirs.

Parks, Recreation and Tourism Director Hagler indicated the minutes for both the Parks Board and Lodging Tax Advisory Committee that were included in the packets.

City Supervisor Sweet has no report.

City Attorney Bob Noe had no report.

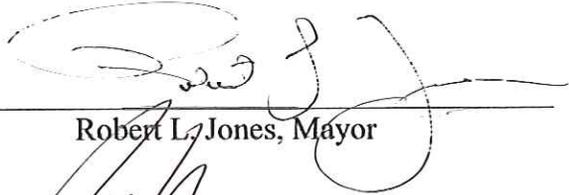
Q. Executive Session

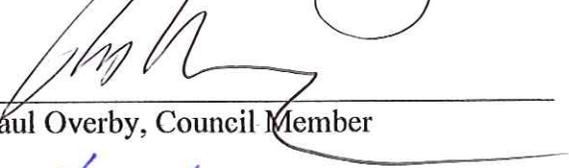
No Executive Session was held.

R. Adjournment

Council Member Overby moved, and Council Member Larson seconded that the meeting be adjourned. By voice vote, the motion passed unanimously.

The meeting adjourned at 4:41pm.

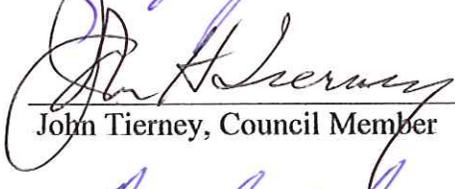

Robert L. Jones, Mayor


Paul Overby, Council Member


Kevin Jorgensen, Council Member


John Gawlik, Council Member


Keith Larson, Council Member


John Tierney, Council Member


Dave Smeback, Council Member


Allen Schmid, Council Member

ATTEST:


Dale E. Novobielski, Clerk/Treasurer