

City of Selah
Council Minutes
September 22, 2009

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

A. Call to Order Mayor Jones called the meeting to order at 3:58pm.

B. Roll Call

Members Present: Keith Larson, Denise Nichols, Kevin Jorgensen, Paul Overby, John Tierney, Summer Derrey

Members Excused: Dave Smeback

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Jerry Davis, Fire Chief; Stacy Dwarshuis, Police Chief; Joe Henne, Public Works Director

C. Pledge of Allegiance

Councilman Jorgensen led the Pledge of Allegiance. Pastor Jason Williams led the group in prayer.

D. Agenda Changes

City Supervisor Frank Sweet announced the removal of Ordinance N - 1 and the addition of New Business Item L - 1.

E. Public Appearances

Greg Stewart, President & General Manager of Fairgrounds, addressed the Council. He invited the Council and those in the audience to attend the Central Washington State Fair which starts Friday, September 25, and runs through Sunday, October 4. He said there will be lots of new and different things such as the Candy Nation, a movie horse, birds of prey, barn tours, etc. He said this year's theme is Fair-N-Dipity.

Mayor Jones thanked Mr. Stewart and congratulated him on receiving funding from the County.

Mr. Stewart said they started on that proposal in 2002 and it finally is coming to fruition, noting there's \$6,000,000 worth of work that will be done at the fairgrounds, including continuing preservation of historical buildings.

Mayor Jones thanked Mr. Stewart for attending the Council meeting.

F. Getting To Know Our Businesses

G. Communications

1. Oral
2. Written
 - a. Letter from Kerry J. Grant and Jim Mahugh, Department of Transportation
 - b. Letter from Gene and Jennie Grimm
 - c. Letter from Daniel May, Chief Financial Officer of CLC restaurants, Inc. a Franchise of Taco Bell
 - d. Letter from Trudy Smith Basin Disposal Regarding Yakima County Solid Waste Proposed Tipping Fee Increase 2010

He reviewed the written correspondence for students in the audience.

Councilman Overby noted the tipping fee increase will fund ongoing operation and set money aside for the closure of the Terrace Heights Landfill. He noted those tipping fees are still the lowest in state.

Mayor Jones moved on to the Consent Agenda.

H. Proclamations/Announcements

I. Consent Agenda

Councilman Tierney asked to remove Resolutions M – 1 and M – 2 from the Consent Agenda.

Councilman Overby said he'd like to add Resolution M-6.

Councilman Larson moved to add Resolution M -6 to the Consent Agenda. Councilwoman Nichols seconded. By voice vote, the Consent Agenda was unanimously amended to include M - 6.

Mayor Jones read the Consent Agenda as amended.

Councilwoman Nichols moved approval of the Consent Agenda. Councilman Larson seconded. By voice vote, the Consent Agenda was unanimously adopted.

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

- * 1. Approval of Minutes: Study Sessions and Council Minutes July 28, 2009
- * 2. Approval of Claims & Payroll:
 - Claims Checks Nos. 54865 – 54865 for a total of \$ 536.11
 - Claims Checks Nos. 54866 – 54927 for a total of \$ 176,234.15
 - Payroll Checks Nos. 66818 – 66895 for a total of \$ 127,549.41
- * 3. M – 3 Resolution To Accept Well No. 6 Zone 3 and Pump Station as Complete
- * 4. M – 6 Resolution Authorizing the Mayor to Sign the Agreement between the City of Selah and Selah School District Regarding the School Resource Officer

J. Public Hearings

1. Public Hearing To Consider East Sixth Avenue Right-Of-Way Vacation Petitioned by the City of Selah

City Supervisor Frank Sweet said the City is proposing the vacation of East 6th Avenue Right-of-Way east of South 1st Street, vacating 126 feet of Lot 1, Block 7, A.H. Rivard Addition #2. He explained that DOT is picking up 10 feet from two businesses, Bill Harris Used Cars and R & Q, and the City will vacate the 126 feet to give them back some of the property DOT is taking from them. He said this Public Hearing will provide an opportunity for people to speak in favor or in opposition to the proposal.

Mayor Jones opened the Public Hearing. Seeing no one rise to speak, he closed the Public Hearing. He moved on to Old Business.

K. New Business

L. Old Business

1. Chamber Economic Development Committee & Community Groups Entry Sign Approval

Bill Jenkin, 10 North Wenas, said everyone is aware of the sign and issues that have been raised. He said the committee feels that they've addressed the concerns. He said he would call Wendy up to let the Council know how the Chamber committee has addressed each of the issues.

Wendy Culver introduced herself to the Council and passed out a picture showing the new modification to the sign. She said they will continue with their fundraising effort. She noted they have added the Selah apple and the American Legion to the sign, and should any future service groups come into town, the Chamber will modify the sign accordingly. She said the Chamber has also agreed to draft a letter to Jack McLean (stating that) should there be some future development with his property that the Chamber would remove or destroy the sign. She said they are looking at replacement of the existing sign on the DOT right-of-way. She said they are asking for the City's approval of the sign and for the City to send a letter to DOT indicating that approval.

Councilwoman Derrey moved approval of the Chamber Economic Development Committee & Community Groups Entry Sign with the Stated Conditions. Councilman Jorgensen seconded. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Derrey– yes; Council Member Tierney – yes; Council Member Jorgensen – yes. Support was unanimous.

Mayor Jones told students in the audience that he toured the new West Valley High School recently, and it is awesome. He moved on to Resolution M - 1.

M. Resolutions

1. Resolution Authorizing the Mayor to Sign a Fire Communications Services Contract Between the City of Selah and the City of Yakima (Including Union Gap and Fire Districts) for Dispatch Services for the Years 2010 through 2012

Councilman Tierney said he had questions about resolution M-1, noting his concern about the yearly increases built in and adopting those built-in increases before the election and the vote on 1033. He asked if action could be delayed until after the election. He also asked why we should get dinged for a second alarm for the same fire.

Fire Chief Jerry Davis said he agrees with the Councilman, but it's been that way since before he became Chief. He said this contract has changed because Selah called attention to several discrepancies, and they went to a one-year contract for several years. Now they've gone back to a three-year contract.

Councilwoman Nichols said she has the same concern, because it amounts to 10% over 3 years. She suggested the contract could be for three years, with a yearly review or addendum of some sort for the rates.

Chief Davis said in 2009 his budget for dispatching was \$41,058, and for 2010 they've given him a figure of \$47,370. He noted they are also ahead almost 100 alarms over last year.

Councilman Overby asked what would happen if the Council doesn't approve this.

Chief Davis said they would go without us.

Councilman Overby said then Selah would have no alternative other than to kick up a fuss or try to renegotiate it.

The City Supervisor suggested the Council could agree to the 2% for 2010 and bring it back for future years of 2011 and 2012.

Mayor Jones said fire dispatch does a great job, but they're the only show in town.

The City Supervisor said rather than table it, he'd recommend denial of the three-year contract and direct staff to come back with a one-year.

Councilwoman Nichols said she wants three-year contract with a clause for negotiating the fees in 2011 and 2012.

Councilwoman Nichols moved to approve the Resolution Authorizing the Mayor To Sign a Fire Communications Services Contract Between the City of Selah and the City of Yakima (Including Union Gap and Fire Districts) for Dispatch Services for the Years 2010 through 2012 to include funding the first year at a 2% increase over 2009 with the understanding that this issue will come back to the Council with rates for 2011 and 2012. Councilman Tierney seconded. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Derrey – yes; Council Member Tierney – yes; Council Member Jorgensen – yes. Support was unanimous.

2. Resolution Authorizing the Mayor To Sign an Information Services Agreement between the City of Selah Fire Department and the City of Yakima

Fire Chief Jerry Davis addressed Resolution M-2 stating that a grant paid for a Mobile Data Radio System and now he has to pay for the information services. He said they will get two more of these Mobile Data Systems. He explained that the funding for the CAD and the remaining information services will be paid for out of his budget. He said that would amount to about \$800.

Councilman Tierney moved to approve the Resolution Authorizing the Mayor To Sign an Information Services Agreement between the City of Selah Fire Department and the City of Yakima for IT Services with an addendum to the effect that expenditures for this would be capped at \$800. Councilman Overby seconded. Roll was called: Council Member Larson – yes; Council

Member Overby – yes; Council Member Nichols – yes; Council Member Derrey– yes; Council Member Tierney – yes; Council Member Jorgensen – yes. Support was unanimous.

- * 3. Resolution To Accept Well No. 6 Zone 3 and Pump Station as Complete
- 4. Resolution Accepting the Rutger “Notice of Intent to Annex Petition” with Four Conditions

City Supervisor Frank Sweet addressed Resolution M-4 requesting that the Council table this issue until the next Council Meeting because the petitioner, Public Works Director, Planner and City Attorney have not had a chance to get together to discuss the proposed annexation.

Councilman Tierney moved to table the Resolution Accepting the Rutger “Notice of Intent to Annex Petition” with Four Conditions to the October 13, 2009 Council Meeting. Councilman Larson seconded. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Derrey– yes; Council Member Tierney – yes; Council Member Jorgensen – yes. Support was unanimous.

- 5. Resolution Allowing Employees of the City of Selah To Participate in the Department of Retirement Systems Deferred Compensation Program

The City Supervisor addressed Resolution M - 5 explaining that this is a new program for deferred compensation offered to employees through the WRS. He explained that this is without obligation to the City. He noted employees currently have a similar deferred comp program through ICMA. He said he's asking for approval so that the State Retirement System can be notified and City employees can participate if they choose to do so.

Councilman Larson moved to approve the Resolution Allowing Employees of the City of Selah To Participate in the Department of Retirement Systems Deferred Compensation Program. Councilman Overby seconded. Roll was called: Council Member Larson – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Derrey– yes; Council Member Tierney – yes; Council Member Jorgensen – yes. Support was unanimous.

- * 6. Resolution Authorizing the Mayor to Sign the Agreement between the City of Selah and Selah School District Regarding the School Resource Officer

N. Ordinances

- 1. ~~Ordinance Vacating a Portion of East Sixth Avenue Right of Way Lying East of South First Street~~ Withdrawn

O. Communications

- 1. Oral

P. Reports/Announcements

- 1. Mayor
- 2. Council Members
- 3. Boards
- 4. Departmental

- a. Planning Commission Minutes September 1, 2009 – Approved
- b. Transit Committee Report plus Ridership Count for the Month of August 2009

Police Chief Stacy Dwarshuis thanked the Council for approving the contract with the School District. He reported that two speed signs were installed last week by Public Works. He said one is on North Wenas and the other near the school on West Fremont. He said he's been getting some good comments about crime mapping.

Fire Chief Jerry Davis reported that his department has completed the hydrant testing and for the next four days they will be doing flow testing.

Public Works Director Joe Henne reported they've been working with DOT on Wenas Corridor improvements. He suggested an October 13 bus tour of the Speyers Road site and Well 6. That will be scheduled as a Study Session at 3:00pm on Tuesday, October 13.

Mayor Jones said it looks tacky with all of the rock at the Well 8 site at Wixson Park.

The Public Works Director said all of the cameras are focused on the contractor who will be drilling in the park. He said they will start this week. He reported that the 25 MPH signs have been placed on the Speyers construction site. He said they hope to have gravel on the sub-base by Monday.

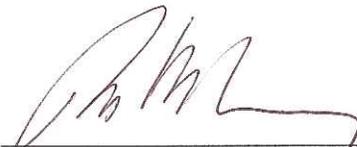
Q. Executive Session

No Executive Session was scheduled

R. Adjournment

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

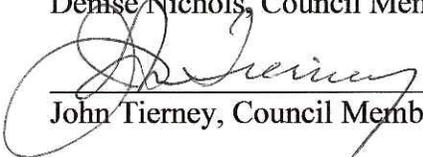
The meeting adjourned at 4:32pm.



 Paul Overby, Council Member



 Denise Nichols, Council Member

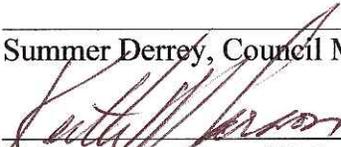


 John Tierney, Council Member

(Excused) 

 Dave Smeback, Council Member

 Robert L. Jones, Mayor



 Summer Derrey, Council Member



 Keith Larson, Council Member



 Kevin Jorgensen, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer