

City of Selah
Council Minutes

December 12, 2006

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

A. Call to Order Mayor Jones called the meeting to order at 3:59pm.

B. Roll Call

Members Present: Brian Harris, Keith Larson, Denise Nichols, Paul Overby, Allen Schmid, Herb Schmidt, Scott Smeback

Members Excused:

Staff Present: Frank Sweet, City Supervisor; Jerry Davis, Fire Chief; Stacy Dwarshius, Police Sergeant; Joe Henne, Public Works Director; Dennis Davison, Community Planner; Jeff Hagler, Parks & Rec Director. Dale Novobielski, Clerk/Treasurer

C. Pledge of Allegiance

Councilwoman Denise Nichols led the Pledge of Allegiance. Pastor Doug Perkins led the group in prayer.

D. Agenda Changes

E. Public Appearances

1. Above & Beyond Award

Mayor Jones presented the Above & Beyond Award to Public Works employee Dave Longmire for his sixteen years of dedicated work for the City of Selah, describing him as a "man who can do anything." Mr. Longmire will retire effective December 31 of this year.

Dave Longmire said he has been part of a heck of a utility crew. He noted Selah could be in the paper like Tieton. He said, "It's time for me to back off and get out. I can't get out of that ditch anymore."

2. Community Pride Award

Mayor Jones introduced the District Champ Women's Soccer Team and praised Selah's soccer program. He predicted Selah will be a leader in both men's and women's soccer in the future. He presented the Community Pride Award to the District Champion Women's Soccer Team and their coach Todd Martin.

Councilman Scott Smeback read the girls' names: Jessica Brown, Rochel Burke, Kendra Courcy, Raye Wright-DeSanto, Alexa Dobbs, Laura Gonzales, Amber Gooch, Audre Hyatt, Jordan Isom, Danna Johnson, Phylisha Mangano, Jessica Martin, Monik Martinez, Joanie Moss, Kayte Munson, Carrie Nevue, Sharayah Ott, Nikki Summerville, Carly Tricky, Lauren Zeutenhorst, Adriana Uribe-Valencia as Mayor Jones presented each with a Selah pin.

3. Fire Department

Jerry Davis City introduced Aaron Kohler explaining that last Friday night disastrous fire moved rapidly at Patrick Fletcher's home at 608 North 12th. They called 911 and got the family out, but one child was still inside the structure. Mr. Kohler could see the child, and went in after him, and was able to find his way back out. Chief Davis noted there could have been two people lost. He presented the life-saving award to Aaron Kohler and read the plaque citing exemplary conduct in the saving of a human life.

Mr. Fletcher held his two and a half year old son Nicolas and thanked Aaron, Fred Meyer, neighbors, and both Selah Police and Fire departments. He stated Nicolas is alive because of the actions of Aaron Kohler and the grace of God. The Mayor and Council congratulated Mr. Kohler on his well-deserved recognition.

Mayor Jones acknowledged Pastor Rex Van Beek wishes to speak on Resolution M-4.

F. Getting To Know Our Businesses

G. Communications

1. Oral

2. Written

H. Proclamations/Announcements

I. Consent Agenda

Councilman Smeback moved to add items M-3, M-16 and N-3 to the Consent Agenda. Councilman Larson seconded.

Councilman Schmidt requested Item N-3 be excluded from the Consent Agenda. It was returned to the Regular Agenda.

Councilman Schmid moved and Councilman Larson seconded to adopt the Consent Agenda as amended. 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 Session November 14, 2006 and Council Meeting November 28, 2006
- * 2. Approval of Claims & Payroll: Claims check nos. 48722 – 48821 for a total of \$171,768.85 and Payroll checks nos. 59863 – 59943 for a total of \$143,354.85.

J. Public Hearings

K. New Business

1. Appointment of Mayor Pro Tem

Mayor Jones said his decision on appointments takes into consideration that next year five Council Members including the Mayor will be up for election. He noted after that election, appointments will likely be adjusted.

Mayor Jones named Councilman Allen Schmid for reappointment as Mayor Pro Tem.

Councilman Keith Larson moved and Councilwoman Denise Nichols seconded to affirm the appointment of Allen Schmid as Mayor Pro Tem.

2. Council Committee Assignments 2007

Finance – Dale Novobielski, Clerk/Treasurer

Chair – Brian Harris, Keith Larson, Scott Smeback

Public Works – Joe Henne, Public Works Director

Chair – Scott Smeback, Paul Overby, Denise Nichols

Parks & Recreation – Jeff Hagler, Parks & Recreation Director

Chair – Keith Larson

Public Safety – Police Chief Rick Gutierrez & Fire Chief Jerry Davis

Chair – Herb Schmidt, Allen Schmid, Denise Nichols

Planning – Dennis Davison, Community Planner

Chair – Allen Schmid, Herb Schmidt, Scott Smeback

Capital Facilities – Joe Henne, Public Works Director

Chair – Herb Schmidt, Allen Schmid, Brian Harris

Business & Community Relations – Frank Sweet, City Supervisor

Chair – Scott Smeback, Brian Harris, Allen Schmid

Civic Center – Keith Larson

YVCOG – Paul Overby, alt. Denise Nichols

Parks & Recreation Service Area Board – Keith Larson, Scott Smeback

Development Committee – Allen Schmid, Keith Larson, Brian Harris,

Mayor Jones, City Supervisor Frank Sweet, City Attorney Bob Noe,
Bill Huibregtse*

Selah C.A.N. – Paul Overby

Transit – Frank Sweet, City Supervisor

Chair – Allen Schmid, Herb Schmidt, Paul Overby

L. Old Business

M. Resolutions

- * 1. Resolution Authorizing the Mayor To Sign a Renewal of the Agreement for Animal Control Services between the City of Selah and the Humane Society of Central Washington for the 2007 Calendar Year
- * 2. Resolution Authorizing the Mayor To Sign a Legal Advertising Contract with the *Yakima Herald Republic* for Publication of City Ordinances, Legal Notices and other Legal Advertising for the 2007 Calendar Year
- * 3. Resolution Approving the Final Plat of Heritage Hills, Phase II
- 4. Resolution Authorizing the Mayor To Sign the Selah United Methodist Church Outside Utility Agreement

Councilman Schmidt asked if anyone objected to his consideration of item M-4 since he is a member of Selah United Methodist Church. There was no objection.

Public Works Director Joe Henne addressed item M-4 reminding Council Members of their previous discussion of work on Selah Loop Road that will cause the City to extend the water line past the Selah Methodist Church. He pointed out documents included in the packet. He noted Staff recommends approval of the Outside Utility Agreement.

Pastor Rex Van Beek of the Selah United Methodist Church encouraged the Council to approve, with the understanding that if the County does not extend the water line, the church could resubmit an application. He stated the Church's well has been declared as a public water supply for latchkey children and staff. He noted there have been minor problems in the past, but that may be a major issue in the future.

Councilman Allen Schmid asked if the City could qualify for water rights for the well.

Joe Henne responded that might be possible through the Department of Ecology.

Rex Van Beek stated his understanding was that the Church would abandon the well and keep the irrigation rights.

Joe Henne said Public Works would petition the Department of Ecology for credits.

Councilman Allen Schmid moved approval of the Outside Utility Agreement for the Selah Methodist Church. Councilman Scott Smeback seconded. Roll was called: Council Member Smeback – yes; Council Member Schmid – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes, Councilman Harris - yes. Motion passed unanimously.

Councilman Schmid asked how far out that construction will go. Mr. Henne said it would go to the beginning of the parcel, indicating the map included in the Council packet.

- * 5. Resolution of the City of Selah, Washington Pertaining to Industrial Sewer Rate Adjustment April 1, 2006
- * 6. Resolution Revising Rates for Sewer Utility Services
- * 7. Resolution Revising Rates for Water Utility Services
- * 8. Resolution Revising Rates for the Collection of Solid Waste
- * 9. Resolution Authorizing the Mayor To Sign the Letter of Understanding Contract between the City of Selah and Teamsters Local No. 760 Amending the Selah Police Department Contract Effective January 1, 2007
- * 10. Resolution Authorizing the Mayor To Sign the Letter of Understanding Contract between the City of Selah and Teamsters Local No. 760 Amending the Selah Public Works & Parks Contract Effective January 1, 2007
- * 11. Resolution Authorizing the Mayor To Sign the Interlocal Correction/Detention Agreement Between the City of Selah and the City of Wapato
- * 12. Resolution Authorizing the Mayor To Sign the Interlocal Correction/Detention Agreement Between the City of Selah and Yakima County
- * 13. Resolution Authorizing the Mayor To Sign the Employer Union Pension Certification Providing for Contributions to the Western Conference of Teamsters Pension Trust Fund
- * 14. Resolution Authorizing the Mayor To Sign an Updated Section 125 Cafeteria Plan
- * 15. Resolution Authorizing the Mayor To Sign the Interlocal Agreement Between the City of Selah and the City of Wapato relating to the Use of Inmate Workers
- * 16. Resolution Authorizing the Mayor To Sign a Communications Services Agreement with the Yakima County Sheriff's Offices for the First Six Months of 2007

N. Ordinances

- 1. Ordinance Establishing the 2007 Salary Schedule for Management, Confidential and Unrepresented Employees

Clerk/Treasurer Dale Novobielski addressed item N-1 stating in general the salary represents a 4% cost of living adjustment, which was what was approved in the Police and Public Works contracts.

Councilman Herb Schmidt moved approval of the Ordinance Establishing the 2007 Salary Schedule for Management, Confidential and Unrepresented Employees. Councilwoman Denise Nichols seconded. Roll was called: Council Member Smeback – yes; Council Member Schmid – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes, Councilman Harris - yes. Motion passed unanimously.

Mayor Jones stated the budget process is a lengthy one. The Department Heads project their initial requests, and the City Supervisor, Mayor and Clerk/Treasurer go over the requests. Then the Clerk/Treasurer prepares a projected budget, and the budget hearings before Council begin. Then the budget goes back to the Clerk/Treasurer to make adjustments, and it finally comes before Council for approval.

2. Ordinance Adopting the Budget for the City of Selah, Washington for the Year Ending December 31, 2007

The Clerk/Treasurer noted the Mayor will sign a corrected version of this Budget Ordinance, because he discovered he had inadvertently included fund 120 Library in the amount of \$26,145 in the copy in the Council packet. He noted the corrected budget omits that fund and reduces totals in estimated Revenues & Beginning Fund Balances, Requested Appropriations and Appropriations & Ending Fund Balance by \$26,145.

Mayor Jones praised the Clerk/Treasurer for his work on the budget and praised the Department Heads for their work as well.

Councilman Allen Schmid moved approval of the Ordinance Adopting the Budget for the City of Selah, Washington for the Year Ending December 31, 2007. Councilman Herb Schmidt seconded. Roll was called: Council Member Smeback – yes; Council Member Schmid – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes, Councilman Harris - yes. Motion passed unanimously.

3. Ordinance Making Miscellaneous Adjustments to the 2006 Budget

The Clerk/Treasurer addressed item N-3, noting there will be one more budget adjustment in January, hopefully the last one. He stated the adjustments are primarily in the general fund citing the following: housing costs for prisoners (\$40,000) - community development & housing activity greater than anticipated; subdivision reviews costs and fees show a \$10,000 increase; substance abuse was implemented by the Mayor making employees subject to random tests \$1,000; the recreation department reflects a \$4,000 payment for Explorer; the pool purchased a new ladder; and as an offset the utility taxes have come in greater than estimated.

Councilman Allen Schmid moved approval of the Ordinance Making Miscellaneous Adjustments to the 2006 Budget. Councilman Paul Overby seconded. Roll was called: Council Member Smeback – yes; Council Member Schmid – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes, Councilman Harris - yes. Motion passed unanimously.

O. Communications

1. Oral

P. Reports/Announcements

1. Mayor
2. Council Members
3. Boards

4. Departmental

- a. Building Permit Commercial Building Report
- b. Police Department Monthly Report – November, 2006

City Supervisor Frank Sweet thanked the Council for passing the budget, utility rates and salary ordinance. He praised the Mayor, Council and City staff for their hard work.

Chief Davis read a "Night before Christmas" poem.

Clerk/Treasurer Dale Novobielski reported on the e-pay program, noting today is shut-off day. There was a brief pause while the lighted Coke truck passed by City Hall. Mr. Novobielski noted only 15 accounts were shut off out of 2000 accounts. He stated his belief that shut-offs have been reduced because of e-pay. He noted this program is provided to customers at no cost to the City. He noted the Utility Billing Clerk calls customers in advance of shut-off.

Community Planner Dennis Davison wished everyone a nice holiday.

Public Works Director Joe Henne stated his crew is setting the blocks on Crusher Canyon.

Parks & Recreation Director Jeff Hagler passed around copies of an article in today's paper on the Teen Center. He also passed around a green flyer on senior trips coming up, noting Parks & Rec will use the Pepsi Pak bus.

City Attorney Bob Noe wished everyone a Merry Christmas.

Allen Schmid thanked the Council for their support of him as Mayor Pro Tem. He said he has been thinking about what has happened in the last month, the recognition of 2 outstanding sports organizations from the high school and today's life-saving award. He noted it makes you stop and think what a great community this is. He wished everyone a Merry Christmas.

Mayor Jones praised Councilman Schmid for his house decorations, but told Councilman Overby he could use more lights.

Paul Overby thanked Chief Davis and Chief Gutierrez for their attendance at the December 6 forum, noting it was well attended. He thanked Councilman Herb Schmidt for getting the word out about the forums.

Councilman Schmidt said we have to go a little further to get people out. He praised Councilman Overby's idea of improving interchange between the Council and the public. He expressed his appreciation for the Council's support of the outside utility agreement for the Methodist Church, and wished all a Merry Christmas & Happy New Year.

Councilman Brian Harris expressed his best wishes for the holiday and asked Council and staff to put donations in the box for homeless for pick-up December 14.

Councilmen Keith Larson & Scott Smeback wished everyone Happy Holidays.

Mr. Smeback noted this is also a good time to thank staff for all of their hard work.

Mayor Jones reported he met with the Department of Transportation, and the grant for the by-pass is still alive, plus he's trying to get fiber-optics money for the Police Department. He stated Selah has come a long way in the last 12 years public works, fire, police best equipped, treatment plant great job. He praised the Council and staff for their ability to put issues aside keep open mind. He announced there will be no Council Meeting the day after Christmas.

Councilman Schmid moved for a five minute recess before reconvening in Executive Session.

Dave Longmire addressed the Council, noting he prayed about the decision to apply for a job at the City of Selah. He stated he has always treated his employment as an honor. He noted a lot of others in the classes seemed not to appreciate their jobs or be oriented to public service, but Selah steps forward in that light. He thanked the Mayor and Council for the opportunity he's had to work for the City of Selah.

Council moved into executive Session at 5:15pm.

Q. Executive Session

1. Executive Session - Real Estate

Council moved out of Executive Session at 5:40pm.

Councilman Schmid moved and Councilman Larson seconded To Authorize the Mayor To Sign the Purchase and Sale Agreement between the City of Selah and Marudo Associates, and To Sign the Closing Documents upon preparation for 10,281 square feet of Lot 4 of Selah Business Park. By voice vote, motion carried unanimously.

The City Supervisor presented the Mayor and Council with a lease for the Police Department for the amount of \$4,000 per month plus the city pays the property taxes on the property owned by Lynn and Linda Dosch.

Councilman Schmidt moved and Councilwoman Nichols seconded To Approve the Lease with Lynn and Linda Dosch for property located at 617 South 1st Street, Selah (previously Jake's Gun Shop). By voice vote, motion carried unanimously.

R. Adjournment

Council Member Larson moved and Councilwoman Nichols seconded that the meeting be adjourned. By voice vote, the motion passed unanimously. The meeting adjourned at 5:46pm.

Robert L. Jones, Mayor

Paul Overby, Council Member

Keith Larson, Council Member

Denise Nichols, Council Member

Brian Harris, Council Member

Herb Schmidt, Council Member

Allen Schmid, Council Member

Scott Smeback, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer