

**City of Selah
Council Minutes**

February 8, 2005

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

A. Call to Order Mayor Jones called the meeting to order at 4:04pm.

B. Roll Call

Members Present: Brian Harris, Jerry Kobes, Keith Larson, Pete McNew, Allen Schmid, Herb Schmidt, Scott Smeback

Members Excused:

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Jerry Davis, Fire Chief; Joe Henne, Public Works Director; Dennis Davison, Community Planner; Jeff Hagler, Parks & Recreation Director; Dale Novobielski, Clerk/Treasurer; John Gawlik, Code Enforcement Officer

C. Pledge of Allegiance

Councilman Kobes led the Pledge of Allegiance. Father Ron Patnode led the group in prayer. Roll was called.

D. Agenda Changes

City Supervisor Frank Sweet announced that Resolutions M-6 and M-7 allowing the Mayor to sign Contracts with Public Works and Police Dept employees should be added to the agenda. He corrected the second "whereas" in both contracts noting compensatory time will still accrue till the end of this year. He noted it is a pleasure to have these contracts before Council and asked that they be added to the Consent Agenda. Mayor Jones praised the City Supervisor's negotiation of these contract changes.

City Attorney Bob Noe noted a change in Resolution M-3, which is on the Consent Agenda. He stated all references to the passage of annexation should be removed.

Councilman Schmid moved to keep the amended item on the Consent Agenda. Councilman Schmidt seconded. By voice vote, motion carried unanimously.

E. Public Appearances

F. Getting To Know Our Businesses

G. Communications

1. Oral

2. Written

- a. Letter to Mayor and Council from Joyce Darling, Chairman of Greater Selah Friends of the Library

Mayor Jones noted the written correspondence, an invitation to attend public forum at Civic Center regarding library annexation. He stated the Mayor Pro Tem will attend.

H. Proclamations/Announcements

I. Consent Agenda

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

- * 1. Approval of Minutes: Council Meeting January 25, 2005
- * 2. Approval of Claims & Payroll: Claims check nos. 44679 – 44757 for a total of \$174,128.45 and Payroll check nos. 55413 – 55493 for a total of \$136,340.45.

Councilman Kobes moved and Councilman Schmidt seconded to add M-2, M-6 and M-7 to the Consent Agenda. By voice vote, motion to add carried unanimously.

Mayor Jones read the Consent Agenda as amended.

Councilman Harris asked that Item M-3 be removed from the Consent Agenda.

Councilman Larson moved and Councilman Schmidt seconded to approve the Consent Agenda as amended. By voice vote, the motion passed unanimously.

J. Public Hearings

K. New Business

L. Old Business

M. Resolutions

1. Resolution Adopting the National Management System (NIMS)

Fire Chief Jerry Davis stated Resolution M - 1 is somewhat housekeeping because the President has mandated everyone work under this management system. He stated the Fire Commissioners will adopt NIMS as will the City of Yakima.

Mayor Jones praised Jim Hall from Emergency Management, noting he has worked very hard.

Councilman Schmid moved and Councilman Larson seconded to adopt the Resolution to adopt the National Incident Management System (NIMS). Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion carried unanimously. Mayor Jones moved to item M - 3.

- * 2. Resolution to Surplus Miscellaneous Fire Department Equipment

3. Resolution Regarding the Provision of Library Space Beyond the 2005 Calendar Year

Councilman Brian Harris stated his concern about the way Resolution M – 3 is open-ended. He noted that should the City want to sell this property, it could be a problem if it were promised to the library. He stated he would like to see something like a first right of refusal in case the City wants to sell the property.

Mayor Jones stated that while the City purchased five acres with the idea of eventually building a new City Hall, there are no plans to build that in the immediate future. Scott Smeback asked if that would be a use agreement.

City Attorney Bob Noe stated if annexation passes, the location for the library would be renegotiated at the end of this year as a use agreement. He noted this resolution states it is the Council's intention to make the space available.

City Supervisor Frank Sweet stated that would be under the same conditions as in the past. This is just a way to assure the public that the building will be available. Councilman Harris stated it isn't that he doesn't support the library, rather that he wants the City to avoid a potential problem.

City Attorney Bob Noe stated the resolution shows intent, but it's important not to outline the specifics of a contract into a resolution; this just demonstrates a willingness.

Councilman Keith Larson moved and Councilman Herb Schmidt seconded to adopt the Resolution as previously amended. Roll was called. Motion passed unanimously.

Councilman Allen Schmid stated he has a couple of issues relative to the library, and he wants information available to people. He stated the YVRL annexation flier asked if the library will be in the same location, and the council has answered that question with today's action. He stated the YVRL flier enumerated cities making building available for the local branch library. He stated the largest city in the Valley, Yakima, does not provide a facility for YVRL, rather the YVRL owns the main library building and leases the Summitview facility. He stated he has County Assessor's information about who owns the parcels. He noted he is also concerned about whether the YVRL will continue to have the library in Selah if annexation passes. The City Council has been made to appear the bad guy when they made an honest effort to negotiate in good faith with the YVRL. He stated his hope that voters will get answers to some questions prior to voting. He stated he has had discussion with citizens in Grandview who are independent of YVRL but have been able to obtain a library card and access materials from branch libraries. He noted the Grandview Assistant Librarian said the cards had cost \$20.00; however, unofficially, the cost is going to \$60 per year per person.

Mayor Jones urged people to attend the forum Thursday night.

Richard Pingrey expressed his agreement with Councilman Schmid that the YVRL has acted arrogantly, but stated he does not believe people have much choice since the YVRL is "the only game in town." He stated he still wants a public facility area to build a library facility. He promised that if the YVRL pulls the library from Selah, he will lead the effort to de-annex Selah.

4. Resolution Authorizing the Mayor To Sign the Consultant Agreement for Engineering Services for the North First Street - Naches Ave to Fremont Project

Public Works Director Joe Henne addressed Resolution M-4, the agreement between City and HLA to finish the North First Street overlay project including wheelchair access on each corner in the project.

Councilman Scott Smeback moved and Councilman Keith Larson seconded to adopt Resolution M-4. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes; Councilman Harris – yes Motion carried unanimously.

5. Resolution Authorizing the Mayor To Sign Local Agency Participating Agreement for Naches Ave to Fremont Ave. SR823/Selah Vic -Paving Project

The Public Works Director addressed Resolution M-5, the Local Agency Participating Agreement for Naches Avenue to Fremont Avenue SR823/Selah Vic Paving Project. He noted most of this will be paid with Federal dollars.

Councilman Kobes moved approval, and Councilman Schmid seconded. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion passed unanimously.

- * 6. Resolution Authorizing the Mayor To Sign the Salary Portion of a Contract Between the City of Selah, Selah Police Department Employees and Teamsters Local No. 760
- * 7. Resolution Authorizing the Mayor To Sign the Salary Portion of a Contract Between the City of Selah, Selah Public Works Employees and Teamsters Local No. 760

N. Ordinances

1. Ordinance Amending Ordinance No. 1643 – 2005 Salary Schedule for Management, Confidential and Unrepresented Employees for the Purpose of Amending the Compensation for the Court Clerk

Clerk/Treasurer Dale Novobielski addressed Ordinance N-1, explaining amends monthly salary for Court Clerk position. He stated the Court Clerk has completed probation.

City Supervisor Frank Sweet stated the City initially paid the Court Clerk less than the out-going Clerk. He noted this level of pay will be reevaluated in July. He noted the Clerk also deals with IT needs and tracks service requests and where and what service people are addressing. Councilman Smeback asked if there are funds included in the budget for this increase. The Clerk/Treasurer responded that he will have a budget adjustment ordinance for the next Council Meeting.

Councilman Allen Schmid moved the adoption of OrdinanceN-1. Councilman Smeback seconded. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion passed unanimously.

2. Ordinance Amending the 2005 Budget for Police Communication Equipment Upgrades

The Clerk/Treasurer stated Ordinance N - 2 covers vendor invoices from 2004 for communication devices which were received, but not paid, creating a need to amend the 2005 budget to include that payment. Councilman Schmidt moved and Councilman Schmid seconded to approve Ordinance N - 2. Roll was called. Councilman Smeback – yes; Councilman Schmid – yes; Councilman Schmidt – yes; Councilman McNew – yes; Councilman Larson – yes; Councilman Kobes – yes; Councilman Harris – yes. Motion passed unanimously.

O. Communications

1. Oral

P. Reports/Announcements

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

Clerk/Treasurer Novobielski reported he has closed the books for 2004 and is now entering 2005 information into system.

Public Works Director Henne stated his crew is trying to clean up the streets and has swept the grass on South First.

Parks & Recreation Director Jeff Hagler reported on the North Park Design Project. He stated a group of students will do designs at WSU and will bring them back to present to the public at the Civic Center.

Councilman Schmid reported he received the Park & Rec survey in the mail today. He stated he has been working with the Mayor to put something together for 737th return on Saturday. Mayor and his crew will get flags up and reader boards on South First will welcome them home. They're coming on bus so will come in on Harrison Road between 11:30 and 12:30.

Councilman Schmidt reported the Capital Facilities Committee will meet Thursday, February 10 at 3:30.

Councilman Harris reported he received an e-mail urging people to wear red on Fridays to express support for US troops.

Mayor Jones reported he talked to Roy Greenfeather at VFW who said the 737th is scheduled to arrive in Yakima at 12:03. He reported he met with the Parks Facilities District people who have projects totaling \$7million, which should answer park needs for next twenty years. He noted he will meet with Valley Mayors on Thursday evening; they will discuss complaints about the Health Department.

Q. Executive Session

R. Adjournment

Council Member Schmid moved and Council Member Kobes seconded that the meeting be adjourned. By voice vote, the motion passed unanimously. The meeting adjourned at 4:55pm.

Robert L. Jones, Mayor

Gerald Kobes, Council Member

Keith Larson, Council Member

Peter McNew, Council Member

Brian Harris, Council Member

Herb Schmidt, Council Member

Scott Smeback, Council Member

Allen Schmid, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer