

City of Selah
Council Minutes

July 24, 2007

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

A. Call to Order Mayor Pro Tem Schmid 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; Bob Noe, City Attorney; Stacy Dwarshuis, Police Lieutenant; Joe Henne, Public Works Director; Dennis Davison, Community Planner; Jeff Hagler, Parks & Recreation Director

C. Pledge of Allegiance

Councilman Paul Overby led the Pledge of Allegiance. Pastor Doug Perkins led the group in prayer.

D. Agenda Changes

E. Public Appearances

F. Getting To Know Our Businesses

G. Communications

1. Oral

2. Written

a. Mountain States Construction Report #6

H. Proclamations/Announcements

I. Consent Agenda

Councilman Herb Schmidt moved to include Resolution M-1 on the Consent Agenda. Councilman Keith Larson seconded. Without objection, the item was added.

Councilwoman Denise Nichols asked to remove item L-1 from the Consent Agenda. Item L-1 was placed on the regular agenda.

Mayor Pro Tem Schmid read the Consent Agenda as amended.

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

- * 1. Approval of Minutes: Council Meeting May 22, 2007
- * 2. Approval of Claims & Payroll: Claims Checks nos. 49968 – 50052 for a total of \$629,035.99, Claims Checks nos. 50053 – 50139 for a total of \$187,563.75, Payroll Checks Nos. 61195 – 61305 for a total of \$166,592.70 and Payroll Checks nos. 61306 – 61403 for a total of \$125,971.03.
- * 3. Resolution Authorizing the Mayor Pro Tem To Sign the Agreement between Yakima County and the City of Selah for Bridge Inspection services

Councilman Schmidt moved and Councilman Smeback seconded to adopt the Consent Agenda as amended. By voice vote, the Consent Agenda was unanimously adopted.

J. Public Hearings

K. New Business

- 1. Bids For Closed Circuit Television Recording System

Police Lieutenant Stacy Dwarshuis addressed item K-1 noting he is back before the Council "begging for dollars" for a closed circuit TV recording system for the Police Department. He stated this will lessen the City's liability. He stated cameras will be placed in the lobby, interview room, holding cell and at the rear of the Police building. He stated they went out for bids and received two bids on the project. He noted the Safety Committee reviewed the bids, and he recommended awarding the bid to E3 Solutions in the amount of \$7,400.

Councilwoman Denise Nichols stated this issue was discussed in the Safety Committee, and it seems appropriate to provide this system, which includes the reception area.

Councilman Herb Schmidt praised Stacy Dwarshuis for his hard work on this. He stated the time for this acquisition is good because the interior work is not finished and changes can easily be made.

Councilman Schmidt moved and Councilman Smeback seconded to award the bid to E3 Solutions in the amount of \$7,400. By voice vote, the bid award to E3 Solutions was unanimously approved.

Councilman Schmidt asked the City Attorney if there is a problem with using a voice vote rather than a roll call vote.

The City Attorney stated that since the vote was unanimous, it would not have changed the outcome.

Councilman Schmidt remarked that some other councils seem to have a problem with it.

L. Old Business

- * 1. Amendment to the Minutes of the December 12, 2006 Council Meeting

Councilwoman Denise Nichols noted she had some questions about L-1, the amendment to include property taxes on property that is not City property. She stated her memory does not include discussion of the property taxes as part of the rental agreement for the Police facility.

City Supervisor Frank Sweet stated his belief that it was discussed in executive session and that he neglected to include it in the notes on the executive session. He stated his omission was called to his attention by a Council Member, so he was trying to correct that error.

Councilman Herb Schmidt noted that the property tax paid comes back to the City.

Councilman Keith Larson moved approval of amendment to the minutes of the December 12, 2006 City Council minutes. Councilman Smeback seconded. Roll was called. Roll was called: Council Member Smeback – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes; Council Member Harris - yes. Motion carried unanimously.

M. Resolutions

- * 1. Resolution Authorizing the Mayor Pro Tem To Sign the Agreement between Yakima County and the City of Selah for Bridge Inspection services
- 2. Resolution Authorizing the Mayor Pro Tem To Sign Change Order Number 5 for the 2006 Wastewater Treatment Facility Improvements

Ted Pooler addressed the topic of Change Order #5, which increases project cost by \$9,186.79. He stated they inadvertently left out the heat tracing when they bid the project. He noted the heat tracing is important because the screen can get cold in the winter. He noted the price of the equipment will be the same as if it had been included in the original bid. He recommended approval, noting there will be no impact on timelines for completion.

The Mayor Pro Tem asked if this expenditure was within the contingency fund for the project. Mr. Pooler responded that it is.

Councilman Smeback moved approval of the Resolution Authorizing the Mayor Pro Tem To Sign Change Order Number 5 for the 2006 Wastewater Treatment Facility Improvements. Councilman Harris seconded. Roll was called: Council Member Smeback – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes; Council Member Harris - yes. Motion passed unanimously.

Mr. Pooler reported that the Biosolids Treatment Building looks good; the siding and doors are in. The office area has been framed, and they're ready for sheetrock there. The base color and green trim have been completed and the gas-fired radiant heat system installed. The sludge pumping building was completed some time ago, but now they are finishing the outside trim and pumps and pipes inside. They are working inside the Sludge Holding Tank installing the air distribution system to aerate sludge. He stated the Clarifier is complete except the floor still needs power. He noted the Contractor had a glitch with the electrical subcontractor now has another plus foreman from previous contractor. The new contractor is a distributor for the brand of equipment needed, so it may not slow up the delivery process. He reported the headworks structure is complete. He noted HLA is pleased with the progress.

N. Ordinances

1. Ordinance of the City of Selah Adding a new Selah Municipal Code Chapter 6.10 “Graffiti”; Providing for Severability; and, Establishing an Effective Date

City Supervisor Frank Sweet stated that Ordinance N-1 reflects the Mayor's desire that kids and their parents be held accountable for graffiti. He explained that when cases go to juvenile at the County, not enough is being done. Basically what this does is bring them into our court so the City can recoup some of the costs incurred fighting graffiti.

City Attorney Bob Noe stated that criminal charges would still go to juvenile court, but this allows the City to recoup costs to the City when law enforcement spends a lot of time dealing with graffiti. He noted the addendum holds parents accountable.

Councilman Herb Schmidt praised the City Attorney, noting the Ordinance is easy to understand.

The Mayor Pro Tem echoed what Councilman Schmidt said about the great job in writing this. He noted that no one has been more involved with graffiti than he has. He stated the Police have been taking pictures of graffiti throughout the year and now can track tagger's work in the City. He noted Public Works has committed a considerable amount of time on this problem. He added, "\$250 doesn't seem like enough."

Councilman Schmidt moved approval of the Ordinance of the City of Selah Adding a new Selah Municipal Code Chapter 6.10 “Graffiti”; Providing for Severability; and, Establishing an Effective Date. Councilman Overby seconded. Roll was called: Council Member Smeback – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes; Council Member Harris - yes. Motion passed unanimously.

Mayor Pro Tem Schmid thanked the Council for enacting this Ordinance.

O. Communications

1. Oral

Michelle Bannister, 31 Lyle Loop, addressed the Council. She reported the Selah Swim Team championships will be held in Selah this weekend with 393 swimmers coming to town to participate. She noted the community has donated needed items. She cited Helliesen Lumber, ASAP Metals and Standard Paint as having made donations making possible eight brand new starting blocks for the championship meet. She noted the meet will run from Friday night to Sunday afternoon. She praised School District 119 for making parking available at Lince field. She thanked the Council for their help.

Councilman Harris suggested having extra garbage cans and bags available

Councilman Smeback praised Michelle for doing a huge amount of work.

The Mayor Pro Tem extended congratulations to the swim team board. Ms. Bannister noted she has extended invitations to Mayor Jones and Jeff Hagler to attend opening ceremonies Saturday morning. She invited Council Members to attend as well.

P. Reports/Announcements

1. Mayor
2. Council Members
3. Boards
4. Departmental
 - a. Police Department Monthly Report – June 2007
 - b. Pool and Soccer Reports
 - c. Building Permit/Code Enforcement
 - d. Parks Department Committee Minutes July 9, 2007

Parks & Recreation Director Jeff Hagler stated it will be exciting having lots of visitors coming to town. He reported Northwest Regional teams played softball here last week after having been rained out on the west side. He noted some national people were here and saw the facility. He expressed thanks to Jeff Glaspie for coming in at the last minute. He reported the GYGSA season ended now, one more tournament in September, and the University of Washington team will be here this fall as well. He there is information noted in the packet regarding the skateboard park. He stated we budgeted \$15,000 for that move and it will likely cost more than that. He stated the Council will deal with that at next Council Meeting.

Public Works Director Joe Henne reported he has issued a construction plan approval for Heritage Hills Phase #3 which will complete the bottom row of Heritage Hills above Yakima Ave. He reported they have also issued grading plans for Valhalla and will likely issue a construction permit for Valhalla if they get the final plans in from PSLA. He reported that if we hadn't had the Lookout Point Reservoir, we might have been in trouble when we lost power last week, because of problems with booster pumps. Mr. Henne further reported that they held a Stormwater Program to which they invited 33 contractors and several developers. He stated only 2 contractors and 1 developer showed up. He stated now he'll meet with Public Works Committee. Otherwise it is business as usual at public works. He reported they've switched to magnesium chloride product for dust abatement now at ? normal cost. He stated they use a better product for actual de-icing - a better quality, more expensive product.

The Mayor Pro Tem noted this product doesn't have the smell that the other type does.

Fire Chief Jerry Davis reported wild land fire season is winding down. He stated a Firefighter was injured Saturday who went into the hospital and later had a cardiac event. He stated they are working with the state to make sure he's covered for medical benefits.

Police Lieutenant Dwarshuis reported it's business as usual for the Police. They have made arrests on vehicle thefts. He reported the Building moving right along phone lines, fiber optics, computers shipped, delay on furniture contractor waiting for specialty materials. He predicted they may move in the first of September.

City Supervisor Frank Sweet reported that late last year Mr. Archer came before the Council and left with the impression that the City would fund a permanent fence around Wood Field. He reported that he told Mr. Archer that sometimes the City enters into a 50-50 match to fund projects. At that point, Mr. Archer went back to his group and returned with an offer of \$3,600 towards the fencing if the City

would match it. Mr. Sweet stated he didn't know why a permanent fence is needed. He suggested inviting Mr. Archer back before Council in a Study Session to explain why the fence is needed.

The Mayor Pro Tem noted that the permanent fence they were talking about includes a 10-inch curbing into which the fence would be set. He noted he and the Mayor were involved in that discussion, but never volunteered to pay for it.

Mr. Henne advised the Council to be careful not to interfere with the irrigation system.

Councilman Smeback reported he coaches a traveling team so has attended lots of tournaments, and his girls are amazed at how much better Selah's field is than others around the state. He noted he pleased to live in a town that provides a safe atmosphere for families to enjoy youth activities.

Councilman Harris wished luck to Michelle Bannister and the state championship. He said those activities don't happen without parental involvement. He stated he's enjoying the new *Selah Independent*, and the human-interest stories are great. He urged everyone to subscribe.

Councilman Schmidt seconded Brian's statement about the paper. He noted the Police facility looks sharp, and the painting almost done.

The Mayor Pro Tem echoed statements made about the newspaper. He expressed his affection for swim team people, noting Council Members are glad to have them here. He stated swim team is a big part of the youth movement in our community. He reminded the Council that a candidate forum will be held tomorrow evening at 6:30pm.

The City Supervisor noted that forum is only for contested races in the primary.

Q. Executive Session

No Executive Session scheduled

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 5:00pm.

Allen J. Schmid, Mayor Pro Tem

Paul Overby, Council Member

Keith Larson, Council Member

Denise Nichols, Council Member

Brian Harris, Council Member

Herb Schmidt, Council Member

Scott Smeback, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer