

City of Selah
City Council Meeting Minutes
June 13, 2023
Regular Meeting

*Note for the Record: FTR voice recording system was not working. The audio/visual for the meeting was recorded via zoom.

- 1) **Call to Order:** Mayor Raymond called the meeting to order at 5:30 pm.
- 2) **Roll Call**
 - A. Members Present: Elizabeth Marquis, Roger Bell, Michael Costello, Russell Carlson, Jared Iverson, Clifford Peterson
 - B. Staff Present: Joe Henne, City Administrator; Rob Case, City Attorney; Richard Brumley, Police Lieutenant; James Lange, Fire Chief; Rocky Wallace, Public Works Director; Dale Novobielski, City Clerk/Treasurer; Jeff Peters, Community Development Supervisor; and Treesa Morales, Executive Secretary.
- 3) **Registering in record of Councilmember absence(s) as excused absence(s), per SMC 1.06.070**

Councilmember Carlson moved to excuse Councilmember Wickenhagen from the meeting. Mayor Raymond called for a voice vote. All members responded with "aye." Motion carries.

- 4) **Pledge of Allegiance**
- 5) **Invocation with Bishop Stuart Cardon, from the Church of Jesus Christ of Latter-day Saints**
- 6) **Announcement of changes, if any, from previously-published agenda:**

Mayor Raymond announced the addition of Resolution 13 F to the agenda: Resolution Declaring that an Emergency Exists Due to Unexpected Failure of a 100-Horsepower Submersible Pump and Soft Start at the City's Water Well #5; Waiving all Typically-Applicable Competitive Bidding Requirements; Authorizing the Public Works Director to Sign One or More Contracts to Purchase all Necessary Replacement Equipment and to Obtain all Necessary Planning and/or Installation Services Without Delay or Further Approval; Authorizing All Necessary Work to Commence Without Delay or Further Approval; And Providing for Publication of Summary and Financial Estimate

- 7) **Getting to know local businesses, agencies and/or people**

Mayor Raymond announced that Patty Ferguson from Green Gardens Nursery was scheduled to present at the meeting today, but was unable to come.

8) Comments from the public

- A. Pre-arranged oral comments – None
- B. Reading of received written comments – None
- C. Oral comments by people in attendance

Audience member William Longmire approached the podium to make a comment. Mr. Longmire presented council with a project idea to replace the playground equipment at Palm Park. Mr. Longmire continued to explain that he would like council to approve naming the playground after Emily Harris. Mr. Longmire explained that he plans to raise all the funds for the playground and would like to add a plaque memorializing Mr. Harris. Mr. Longmire also mentioned that the first project in the Parks and Recreation Comprehensive plan is for a basketball court at Palm Park, but he believes the playground should be the first project.

Mayor Raymond stated she believes the original playground equipment was deemed unsafe, which is why it was removed. Mr. Henne agreed, stated that the City's insurance doesn't condone metal slides and swings.

Then, audience member Katrina Henkle from the Selah Downtown Association (SDA) approached the podium. Ms. Henkle gave an update on the SDA's current projects including the 4th of July Celebration at Carlon Park, where there will be games, toys, food, beverage, kids area, and regular vendors. Ms. Henkle explained there are still some B&O funds available, and provided an updated on other SDA projects.

Finally, audience member Kevin McKay, superintendent for the Selah School District gave an update on the schools. Mr. McKay thanked the city for the partnerships throughout the year, whether planned or not. Mr. McKay thanked the police department for their response to the recent threats at the schools and to public works for getting all the flags up for graduation.

9) Proclamations/Announcements: None

10) Consent Agenda (all items listed with an asterisk (*) are considered part of the consent agenda and are enacted in one motion).

Councilmember Bell made a motion to move Resolution 13-C to the consent agenda. Council member Costello seconded. By voice vote, motion carries. Councilmember Peterson moved to approve the Consent Agenda as amended. Councilmember Iverson seconded. Mayor Raymond restated the motion and asked Council for discussion. Hearing none, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

Executive Secretary, Treesa Morales, read the Consent Agenda:

- A. Treesa Morales Approval of Minutes: May 23, 2023 Council Meeting
- B. Dale Novobielski Approval of Claims and Payroll:
Payroll Checks No. 85594-85610 for a total of \$372,139.44
Claim Checks No. 179935-180014 for a total of \$265,053.90
*(**Please note – check numbers listed on 5-23-23 meeting minutes were incorrectly reported and included the amounts listed above. Information above is included for informational and tracking purposes only and does not reflect more money spent)*
- 13-C Rocky Wallace Resolution Declaring the Wastewater Collection System Improvements Project as Complete and Accepting the Work and Materials

11) Public Hearings

A. Public Hearing to Consider Adoption of the Six Year Transportation Improvement Program for Secondary and Arterial Streets within the City of Selah for the Years 2024 to 2029

Mayor Raymond introduced the public hearing. Public Works Director Rocky Wallace provided background and information on the topic of the public hearing. After presentation,

Mayor Raymond opened the public hearing at 5:43 p.m.

Mr. Wallace provided more information on the Six-Year Transportation Improvement Program and covered the proposed projects as listed in the documents.

Councilmember Bell asked about the Southern Avenue project and wondered if it included signalization, and what kind of signals between 3rd and 7th? Mr. Wallace replied that was a typo – there is no signal at 3rd and 7th. Mr. Bell then asked about the work from Naches Ave to Rushmore. Mr. Bell stated this project was on last year's plan and wonders if there ever is an extension from Naches to the highway in the future, is the City throwing money away by doing this project now instead of waiting till later. Mr. Wallace said he wasn't sure, but doesn't believe it would be an issue. Mr. Bell follow up, stating he's concerned about putting in a curb and sidewalk to Rushmore and then having to redo it later if there is an extension.

Mayor Raymond asked the public in attendance if they had any comments on the plan. Seeing no further discussion, Mayor Raymond closed the public hearing at 5:51 p.m.

13-A (RELOCATED) Resolution Adopting the Six Year Transportation Improvement Program for Secondary and Arterial Streets within the City of Selah for the Years 2024 to 2029

Introduced by Mayor Raymond and presented by Mr. Wallace. Mr. Wallace also clarified that he would amend the project at Southern avenue to remove the signalization, if approved by council. After presentation,

Councilmember Bell moved to approve the Resolution with the amendments to the Plan. Councilmember Peterson seconded. Mayor Raymond restated the motion and asked Council for discussion. Hearing none, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

B. Public Hearing Regarding Establishment of a Crusher Canyon Sewer Connection Charge for Properties Located within a Designated Area, Which Would Apply in Addition to the City's Typical Sewer Connection Charge

Mayor Raymond introduced the public hearing. Public Works Director Rocky Wallace provided background and information on the topic of the public hearing. After presentation,

Mayor Raymond opened the public hearing at 5:53 p.m.

Mr. Wallace explained that the city is looking to recoup the city's portion of funds that were expended on this project for the Crusher Canyon Sewer extension project and explained that current property owners would not be forced to connect, but if or when they select to, they would pay the connection fee. Mr. Wallace also noted that any new building construction would pay the connection fee.

Councilmember Carlson asked if the cost is included in the development and if it as per connection or a one-time charge for the development as a whole? Mr. Wallace said the charge is a per lot connection fee, and reference section 25.57.

Councilmember Bell stated that it appears that on the north slope there is some property nearby, and asked Mr. Wallace if they would be paying the fee. Mr. Wallace asked if Mr. Bell was talking about Slade Rd? Mr. Bell confirmed, yes. Mr. Wallace said no, this is only for properties adjacent to Crusher Canyon.

Audience attendee Russell Selvide asked about why he did not get the information in the mail as mentioned. Rocky clarified that his property is in the county.

Mayor Raymond then asked if anyone from the audience has a comment on the subject. Seeing no further discussion, Mayor Raymond closed the public hearing at 5:58 p.m.

14-A (RELOCATED) Ordinance Amending Chapter 9.10 and Title 20 of the Selah Municipal Code; Establishing a Crusher Canyon Sewer Connection Charge; Providing for Severability; and Establishing an Effective Date

Introduced by Mayor Raymond and presented by Mr. Wallace. After presentation,

Councilmember Carlson moved to approve the Ordinance as presented. Councilmember Peterson seconded. Mayor Raymond restated the motion and asked Council for discussion.

Hearing none, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

12) General Business

A. New Business: Discussion to designate a councilmember to attend the Parks Board Meetings

Mayor Raymond initiated the discussion and requested a councilmember to volunteer. Councilmember Costello spoke up and said he would be happy to attend. Mayor Raymond recognized Councilmember Costello as the council representative to attend the Parks and Leisure board meetings.

B. Old Business: Discussion regarding quotes received in response to janitorial request for qualifications

Mayor Raymond initiated the discussion. City Administrator Joe Henne addressed the council. Mr. Henne explained the bids received for the request for qualifications and pointed out to council how the wide range of responses. After discussion, Mr. Henne asked the council what they would like him to do.

Councilmember Peterson asked Mr. Henne to explain the column of how some bids met the requirements and some did not. Mr. Henne gave information on the bids received and explained that Intermountain Cleaning did not break down their price by building, ABM proposed three times a week when the request asked for two times per week, Christine Clean did not give a breakdown, PMW did the correct per week, King Clean turned theirs in late, and Sandy's sent their request with a new scope. Mayor Raymond asked about Intermountain Cleaning, asked if they gave an amount for the civic center. Mr. Henne said no, the amount included does not include the civic center.

Councilmember Carlson asked if there was a possibility of a staff member handling some of the duties? Mr. Henne said he would have to talk to the union about additional job duties, but maybe staff could volunteer. Councilmember Carlson asked if staff outside the union could do the work? Mr. Henne said he believes so. Mr. Carlson then explained that the city is currently paying for a service they are not getting done properly and he believes if there is a contract and the job isn't getting done there should be consequences, and the current contract is not stepping up. However, Mr. Carlson continued, if notice is sent to terminate the contract, it will put some urgency on the situation. Councilmember Peterson agreed, stated that the current contract doesn't seem to be meeting the requirements, and for those who didn't submit their request on time, they shouldn't be considered because we might be in the same place again.

Councilmember Marquis asked if the PNW quote was for each building? Mayor Raymond said she believes it for everything but the civic center. Councilmember Iverson clarified that the quote then is for 2 days of work at each building, except the civic center? Councilmember Marquis also

asked about King Clean, if their number was for two days per week cleaning as well? Mr. Henne said yes, when he read through them, these numbers are what he believed to be true.

Councilmember Iverson said he believed it would be worth talking to ABM. Mr. Carlson agreed. Mr. Henne said he would contact them to discuss their numbers.

Councilmember Marquis asked about hiring a full time employee. Mr. Henne said he brought it up a while back and the number he gave council did not include vehicles or supplies.

Councilmember Costello stated he thinks it would be worth looking at AMB, and if their numbers don't meet requirements then look at Intermountain too. City Attorney Case said Intermountain is not interested in cleaning the civic center. Councilmember Bell said that Intermountain is a no then. Mr. Henne agreed.

Councilmember Carlson made a motion to notify Operation Omni that the contract is going to be cancelled and start negotiations with ABM. Mr. Henne suggested the City has someone on the hook before cancelling with Operation Omni. Mr. Carlson said even if ABM is slightly higher, the city would at least be getting what we've asked for.

Mr. Henne said he would bring ABM in and go over everything, look at references and get things going.

Councilmember Bell asked for a breakdown of what it would cost to have a full time employee. Mr. Henne said the last time we talked about this, council said they wanted to get bids.

Councilmember Carlson recalls his motion.

Mayor Raymond said city staff would call ABM and look at their proposal.

Councilmember Iverson asked about hiring a single employee. Attorney Case clarified that Mr. Iverson was talking about a full time employee? Mr. Iverson said, yes, he would like to see what it costs for a full time employee and if they could get all the work done in a 40 hour week. Mr. Henne said he took the scope for the proposals from what is currently being requested, but the Civic Center has a lot of demands. Mr. Henne said he would look at it.

Mayor Raymond stated the discussion of a Janitor has gone on for so long, and it is time to make a decision. She stated she wants this issue resolved by the last meeting in July. And the City is not giving Betty notice until July.

13) Resolutions

B. Resolution Adopting the Six Year Transportation Improvement Program for Secondary and Arterial Streets within the City of Selah for the Years 2024 to 2029

Introduced by Mayor Raymond and presented by Mr. Wallace. After presentation,

Councilmember Carlson moved to approve the Resolution as presented. Councilmember Costello seconded. Mayor Raymond restated the motion and asked Council for discussion. Hearing none, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

D. Resolution Authorizing City Administrator to Sign a Four-Page Combined Quote and Agreement with Vision Municipal Solutions, LLC, to Acquire a Payroll Software License; and Also Authorizing Him/Her to Terminate the Agreement in the Future if the Realized Benefits Do Not Prove Cost-Effective

Introduced by Mayor Raymond and presented by Mr. Henne. After presentation,

Councilmember Carlson moved to approve the Resolution as presented. Councilmember Bell seconded. Mayor Raymond restated the motion and asked Council for discussion.

Councilmember Bell asked how the system would work for reimbursement for travel for the company to come onboard the staff for use. Mr. Henne said, yes, the cost is for a one time training and installation. Councilmember Bell clarified if that cost was in addition to the final total or included? Mr. Henne said he was not sure, it could be.

Hearing no further discussion, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

E. Resolution Confirming that, per the Vote During June 2023, No Severance will be Owed to the City Attorney if his Employment is Terminated on a Without Cause Basis by the City During the Year of 2027; but also Acknowledging that an Additional Vote as to 2027 Must be Held During June 2024

Introduced by Mayor Raymond and presented by Attorney Case. After presentation,

Councilmember Costello moved to approve the Resolution as presented. Councilmember Carlson seconded. Mayor Raymond restated the motion and asked Council for discussion.

Councilmember Bell asked if voting on this now means that it does not roll forward. Mr. Case said to put it simply, he would want a no vote. Councilmember Iverson asked if it was no today, the council would negotiate again next year? Mr. Case said yes, every year has a future year in question, and the outcome of this year decides what is done next year.

Councilmember Carlson said that firing without cause in 2027 is a discussion of whether to give money or not, and to him, this is a simple business decision.

Hearing no further discussion, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – no; Councilmember Costello – no; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – no. Motion ends in tie.

Mayor Raymond deferred to Attorney Case for guidance. Mr. Case read RCW 35.A.12.100, “The mayor shall preside over all meetings of the city council, when present, but shall have a vote only in the case of a tie in the votes of the councilmembers with respect to matters other than the passage of any ordinance, grant, or revocation of franchise or license, or any resolution for the payment of money.” Mr. Case continued to explain that this resolution approves a contract for the payment of money and when Mr. Wayman corresponded with MRSC about this issue a few years ago, they said it find because it was part of a contract. Mr. Case then said, secondly, the language of the contract speaks in terms of “there needs to be a vote,” but specifies what a passing vote means. Mr. Case referred to page 6 of the contract.

Councilmember Carlson asked what precedence was set when the previous tie breaker took place? Attorney Case explained that the previous vote was not under the language of a contract; rather this is per the contract, so it’s a bit different. Mr. Case asked the Mayor if she wanted to vote. Mayor Raymond said, I am going to vote, I am going to vote no. The Mayor continued to say that the value of keeping an employee will be worth it. Mr. Case reminded council if they want to come talk, he is more than happy to meet with them.

13-F: Resolution Declaring that an Emergency Exists Due to Unexpected Failure of a 100-Horsepower Submersible Pump and Soft Start at the City’s Water Well #5; Waiving all Typically-Applicable Competitive Bidding Requirements; Authorizing the Public Works Director to Sign One or More Contracts to Purchase all Necessary Replacement Equipment and to Obtain all Necessary Planning and/or Installation Services Without Delay or Further Approval; Authorizing All Necessary Work to Commence Without Delay or Further Approval; And Providing for Publication of Summary and Financial Estimate

Introduced by Mayor Raymond. Presented by Rocky Wallace. After presentation, Mr. Wallace explained that with the extra heat, the pump is running extra hard. Mr. Wallace also stated that the City is asking for \$65,000, in case any wiring needs to be replaced, but he is hoping it will come in under that amount.

Councilmember Bell moved to approve the Resolution as presented. Councilmember Peterson seconded. Mayor Raymond restated the motion and asked Council for discussion.

Councilmember Carlson pointed out that the Resolution states “well 6” but it should read “well 5.” Mr. Carlson made a sub motion to make the adjustment. Councilmember Costello seconded. Mayor Raymond restated the motion and asked for discussion. Seeing none Mayor Raymond asked for approval with a voice vote. All councilmembers responded with “aye.” Motion carries. Mayor Raymond then restated the original motion called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes.

14. Ordinances

B. Ordinance Amending the 2023 Budget for the Expenditure of Lodging Taxes

Introduced by Mayor Raymond and presented by Mr. Novobielski. After presentation, Councilmember Peterson moved to approve the Ordinance as presented. Councilmember Costello seconded. Mayor Raymond restated the motion and asked Council for discussion. Hearing none, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

C. Ordinance Amending the 2023 Budget for Fire Department Personnel Changes

Introduced by Mayor Raymond and presented by Mr. Novobielski. After presentation, Councilmember Bell moved to approve the Ordinance as presented. Councilmember Carlson seconded. Mayor Raymond restated the motion and asked Council for discussion. Hearing none, Mayor Raymond called for Roll Call. Executive Secretary Morales called roll: Councilmember Marquis – yes; Councilmember Bell – yes; Councilmember Costello – yes; Councilmember Carlson – yes; Councilmember Iverson – yes; Councilmember Wickenhagen – absent; Councilmember Peterson – yes. Motion carries.

B. Reports/Announcements

a. Departments

- Fire – Mayor Raymond read a statement from Chief Lange, which included the announcement that Deputy Chief Gillie would be leaving the department at the end of June to accept a position as Chief in another department. Mayor Raymond also reported the Ambulance Company should be in town by the end of the month; and that the County is working on distributing ARPA money and the flock cameras are their no. 1 priority.
- Police Department – Chief Christman reported that the department is working on an agreement with the School District for a program called “Handle with Care” which provides help for children who have experienced a traumatic episode. Chief clarified that there would be no money spent from the City on this project. Chief also followed up with council on an apartment fire that happened the week prior and they have a suspect in custody. Chief said, as the Mayor mentioned, that the flock camera project is well underway. And the two new officers would be graduating from the academy on October 4th, 2023.
- Planning – Jeff Peters gave a department update including the work on the Housing Action Plan. Mr. Peters also said construction work is starting on the previously titled “Selah Travel Trailer” lot, that the Planning department has reviewed their civil plans and

completed the class 1 review and zoning permits. Mr. Peters explained they would be putting in the infrastructure first and then buildings.

Mayor Raymond asked how word would be spread on the public meetings? Mr. Peters explained they would put an add in the paper, and announce it on all other platforms. Mr. Peters also stated that they heard feedback from before that the public would have liked a virtual option, so they plan to include that option for the public meetings this time. Mayor Raymond asked if there would be a cost to do so. Mr. Peters said no, and it would actually help because they can record the meeting and post it on the website to view later.

- Public Works – Rocky Wallace gave a department update and information on which projects the department is working on. Mr. Wallace then said that Legion baseball reached out to him regarding a re-roof of the buildings at the ball field and regarding the temporary fencing. Mr. Wallace then asked council if they would like legion to come talk to the Council in July. Councilmember Iverson said sure, Councilmember Marquis said sure. Mr. Wallace said he would communicate that to the Archers, and if the council has specific questions to please contact him.
- Finance – Mr. Novobielski updated the council on the tax revenues for May. Mr. Novobielski also notified council that the financial statements are available on the city website.

b. Councilmembers

Councilmember Bell stated that the pool would be open on Thursday and they are trying lifeguards for other pools in the community

Councilmember Costello stated that he stopped into the new business, Tool Liquidators and wondered when a new business comes to town if the city could put them on the reader board at the civic center. Mayor Raymond said she doesn't see why not, and that she would check.

Councilmember Iverson recalled the school district board meeting where a presentation was given on the dual language program. Mr. Iverson also said he attended the chamber meeting.

c. **City Attorney** – Mr. Case updated the council on the “blake decision” which is a State decision regarding the criminalization of possession of drugs. Mr. Case said the fall out of the decisions is that cities will need to re-sentence defendants and vacate a lot of sentences. Mr. Case said the City only has a couple hundred cases to deal with and that the state is providing some funding to reassess the cases, and that this situation is ongoing and will be through the June of next year.

Councilmember Costello asked if it was just for misdemeanor drug possession. Mr. Case said yes, the city would have to vacate anything that is cannabis possession or paraphernalia. Mr. Case said the A.O.C sent a list of all the cases in Selah that apply.

d. **City Administrator** – Mr. Henne said he would meet with Zack and Rocky to discuss the project at palm park. Mr. Henne also notified the Council that City Staff would be meeting with the Union on Friday.

e. **Mayor Raymond** – addressed the council regarding the June council meetings. Ms. Raymond reminded council that there is usually only one council meeting in June, but asked Council if they wanted to have a second one. Councilmember Carlson asked Mr. Wallace if there was a need? Mr. Wallace said yes, but if not, he can make it work. Mr. Carlson said he would encourage a meeting if there is a need. Mr. Costello said he would be around if a second one is needed. Councilmembers Peterson and Bell said they would be around if needed too. Mayor Raymond told council that staff would be decided by Friday.

Councilmember Peterson reminded the council that meetings are set by ordinance, so wouldn't it be a special meeting? Mr. Case said, yes the code says one meeting in June, and that the Council can schedule a special meeting anytime, but it is very restricted on what can be discussed.


Mayor Raymond said, ok, no meeting then.

C. Executive Session: RCW 42.30.110(1)(b) - None

D. Adjournment

Councilmember Bell moved to adjourn the meeting. Councilmember Costello seconded. Mayor Raymond asked for all those in favor, say "Aye." By voice vote, motion was unanimous.


The meeting adjourned at 7:27 p.m.



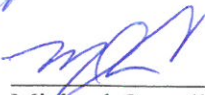
Roger Bell, Councilmember




Jared Iverson, Councilmember




Clifford Peterson, Councilmember



Michael Costello, Councilmember



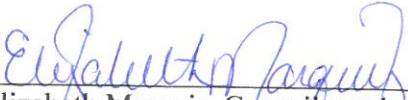
Sherry Raymond, Mayor



Russell Carlson, Councilmember

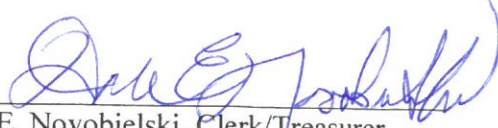
Absent

Kevin Wickenhagen, Councilmember



Elizabeth Marquis, Councilmember

ATTEST:



Dale E. Novobielski, Clerk/Treasurer