

City of Othello  
Regular Council Meeting  
January 12, 2015

**CALL TO ORDER:**

Mayor Shawn Logan called the meeting to order at 7:00 p.m. and Councilmember Bain led an invocation and the Pledge of Allegiance.

**Present:** Mayor Shawn Logan; Councilmembers: Eugene Bain, Genna Dorow, Corey Everett, Angel Garza, Kenneth Johnson, John Lallas, and Mark Snyder.

**Also Present:** City Administrator Wade Farris; Department Heads: Public Works Director Terry Clements, Police Chief Phil Schenck, Community Development Director Travis Goddard, City Clerk Debbie Kudrna, Finance Officer Spencer Williams and City Attorney Kelly Konkright.

**CITIZEN INPUT**

Jed Crowther, City Administrator of Connell advised that the City has applied for a CERB Planning grant to make improvements to the Connell Rail Interchange. He asked for a letter of support from Othello for their grant application. He stated that the improvements will be a real impact for our communities and Connell is taking the lead role. He advised that their plans include a design to improve the intersection in Connell to help improve traffic flow and streamline the rail flow. This will help the regional economy. Councilmember Johnson noted that ACDC is interested in this process and recommended the Council support Connell's efforts.

Raun Jensen noted that the Council had approved funding for the Distinguished Young Women's trailer and showed a depiction of the proposed advertising on the trailer.

**APPROVAL OF AGENDA**

Council carried a motion to approve the agenda. M/S Dorow/Garza.

**CONSENT AGENDA:**

- A. Approval of City Council Minutes of December 8, 2014
- B. Approval of City Council Workshop Minutes of January 5, 2015
- C. Approval of December 22, 2014 Accounts Payable Checks
- D. Approval of December 30, 2014 Accounts Payable Checks
- E. Approval of January 2015 Accounts Payable Checks
- F. Approval of Payroll and Related Expenses
- G. Resolution to Accept Donations
- H. Accept the East Main Overlay Project
- I. OPD Motorola Solutions Contract
- J. OPD NetMotion Wireless Contract
- K. Annexation Request – Cunningham Road East – Set Public Hearing for February 9, 2015

Accounts Payable was audited and certified by the Auditing Officer, as required by RCW 42.24.080; and those expense reimbursement claims certified and as required by RCW 42.24.090, have been recorded on a listing that has been reviewed by the Council audit committee and is available to the Council.

Accounts Payable Check No. 5135 to No. 5141 in the amount of \$2761.68.

Accounts Payable Check No. 44765 to No. 44823 in the amount of \$386,484.17.

Accounts Payable Check No. 44824 to No. 44875 in the amount of \$250,615.36.

Accounts Payable Check No. 44876 to No. 44886 in the amount of \$117,453.92.

Payroll and Related Expenses Check No. 29148 to No. 29180 in the amount of \$304,760.63.

Payroll and Related Expenses Check No. 29181 to No. 29181 in the amount of \$13,962.04.

Council carried a motion to approve the Consent Agenda, as presented. M/S Lallas/Johnson.

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**PUBLIC HEARING ON THE MARIJUANA PRODUCERS, PROCESSORS AND RETAIL SALES**

Mayor Logan opened the public hearing at 7:13 p.m. City Attorney Kelly Konkright advised that there has not been much progress in Washington State and there are two cases on appeal. He advised that there are no applications for retail licenses in Othello, so there is no risk to continue the moratoriums. Mr. Konkright recommended to continue the moratoriums. Mayor Logan asked for public comments. There was none. Mayor Logan closed the public hearing at 7:14 p.m. Mayor Logan asked for Council comments. There was none. Mayor Logan advised that the City is seeking input from other agencies and the community relevant to the production and retail sales of marijuana.

**ELECTION OF MAYOR PRO-TEM**

Mayor Logan called for nominations. Councilmember Dorow nominated Councilmember Johnson for a one year term for Mayor Pro Tem. Seconded by Councilmember Bain. There were no other nominations. Mayor Logan called for a vote. Motion carried.

**AWARD BID FOR CONCRETE DRIVE WATERLINE EXTENSION**

City Engineer Larry Julius reported that the City received 11 bids for the Concrete Drive Water Main Extension project. The bids ranged from \$108,857.78 to \$610,517.70. The engineer's estimate was \$158,319.00. The bids were reviewed by the City's engineer and staff recommends that Council award the construction bid to POW Contracting, Inc., in the amount of \$108,857.78. He noted that it's a 12" water line and they will install a sewer line during the construction. He noted there were some minor math errors on the submitted bids. Mr. Julius advised that the pipe cost; 6" fire hydrant pipe; mobilization and sewer pipe made the difference of the first and second lowest bids. City Attorney Konkright noted that the City is required to award the bid to the lowest bid unless there are extenuating circumstances.

Council carried a motion to award the Concrete Drive Water Main Extension project to POW Contracting, Inc. in the amount of \$108,857.78. M/S Garza/Dorow. Councilmember Lallas cast an opposing vote.

**APPOINT ROGER ENSZ TO THE OTHELLO PLANNING COMMISSION**

Council confirmed the appointment of Roger Ensz to the Othello Planning Commission. M/S Dorow/Bain.

**REAPPOINT PAT SIMMONS TO THE OTHELLO PLANNING COMMISSION**

Council confirmed the appointment of Pat Simmons to the Othello Planning Commission. M/S Snyder/Dorow.

**OPD SPILLMAN SOFTWARE PURCHASE**

Police Chief Schenck advised that the City currently contracts with Adams County for police records software services. This software is provided by Spillman Technologies, Inc. The cost has been allocated in the 2015 budget for \$53,990. The program will also include a crime map program within the City.

Council carried a motion to approve the software purchase with Spillman Technologies, Inc. M/S Dorow/Snyder.

**AMENDMENT TO INTERLOCAL AGREEMENT WITH ADAMS COUNTY FOR JAIL SERVICES**

Police Chief Schenck advised that staff met with Adams County to discuss the current Interlocal Agreement for jail services. Adams County reported that they do not have the resources to pay for and supervise the treatment of Othello misdemeanor inmates. When Adams County cannot transport and supervise inmates they will notify Othello and we then make arrangements. The amendment will modify the current agreement to match the current practice and the RCW's. We currently transport inmates to Ritzville.

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Council carried a motion to approve the amendment to the Interlocal Agreement with Adams County for jail services. M/S Johnson/Garza.

**INTERLOCAL AGREEMENT FOR JAIL SERVICES WITH TOPPENISH**

Police Chief recommended that the Interlocal agreements with Toppenish and Sunnyside be moved to the next Council meeting.

**INTERLOCAL AGREEMENT FOR JAIL SERVICES WITH SUNNYSIDE**

Moved to the next Council meeting.

**PURCHASE AGREEMENT – POLICE VEHICLES**

Police Chief Schenck explained that Council approved two new patrol SUV vehicles in the 2015 budget. The total purchase price is \$64,737.41. This is a non-negotiable state bid contract price.

Council carried a motion to approve the purchase of two police vehicles. M/S Lallas/Dorow.

**APPROVAL OF SKATEPARK DESIGN**

Park and Recreation Coordinator Molly Klippert advised that in December, staff presented a proposed final design for the future skatepark. After review of the proposed final design, members of the Skatepark Interest Group voiced concerns regarding several elements of the park design. This feedback prompted members of the Council to vote to approve separate elements of the design proposal, including the square footage of the park and its corresponding budget, though the final design was ultimately not approved.

Ms. Klippert presented a final design of the future City of Othello skatepark. The design includes the requested changes to the park elevation, as well as the addition of a bank ramp, a deeper bowl, modification of the stair set, and the addition of “harvest gold” colored concrete. The changes to the skatepark design will cause the total project budget to increase \$14,000 (with colored concrete) and result in a total project cost of \$236,500. The additional costs can come from the parks engineering services. Josh Mohs reviewed the proposed changes to the new proposal.

In order to finalize construction documents, bid the construction, and build the skatepark as early as possible in 2015, she presented two options: 1) Approve Design Option #2 and the allocation of \$14,000 (\$7,000 without colored concrete) to the Skateboard Park fund to finance the total project cost of \$236,500 (\$229,500 without colored concrete; 2) Approve Design Option #1, previously presented to the council for approval in December. Rigoberto Rebolledo noted that the new design will benefit all skaters. Ms. Klippert noted that the City needs to raise at least \$5,000 towards a match of the Tony Hawk grant. She noted they are having a meeting this week to have a brick project to raise funding.

Motion to approve City of Othello Skatepark Design Option #2, with colored concrete, and approve the allocation of an additional \$14,000 to the Skateboard Park fund to finance the total project cost of \$236,500. M/S Dorow/Snyder.

Council's consensus was to name the skatepark the Dan Dever Memorial Skatepark.

**ORDINANCE TO VACATE ALLEY RIGHT-OF-WAY – ROLANDO GARZA**

Community Development Director Travis Goddard reported that the City received a request from Rolando Garza for the vacation of a city alley right-of-way within his lots located between Park and Teck Streets. He currently uses this property as storage for his business. At the February 25, 2013 City Council meeting, the request was discussed and staff was instructed to proceed with processing the vacation request. Mr. Goddard reported that the City Attorney has advised that the public hearing needs to have a Resolution to schedule a public hearing. He presented a Resolution to schedule a new public hearing for February 23, 2015. Councilmember Snyder stated that it seems that the annual fee has not been paid since 2009. It was noted that many of the lots within the industrial area have been fenced. Terry Clements noted that there may be other

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vacations filed for lots within the area; however, there are no utilities within this particular alleyway.

Council carried a motion to approve the resolution to set a public hearing. M/S Dorow/Johnson. This shall be known as Resolution No. 2015-02. The Attorney noted that the city may be able to charge for the property vacation.

**UNFINISHED BUSINESS**

- 2015 Committee List – Mayor Logan advised that he had requested that Council review the various committees. There were no other changes to the committee list.

**NEW BUSINESS**

The Planning Commission will hold a retreat on January 26<sup>th</sup>. Mr. Goddard had requested a Councilmember attend the Planning Commission meetings and report back to the full Council. Councilmember Lallas volunteered to attend the Planning Commission meetings.

Mayor Logan advised that he would like to schedule a planning session on Thursday, February 5, 2015, 5:30 - 8:00 p.m. This meeting will be open to the public. He noted that dinner will be provided.

**EXECUTIVE SESSION – PERSONNEL**

Mayor Logan announced that Council will now adjourn at 8:20 p.m. to go into an executive session pursuant to RCW 42.30.110(g) to review the performance of a public employee. The executive session is expected to last 15 minutes. No action will be taken during the executive session. Also in attendance were City Administrator Wade Farris and City Attorney Kelly Konkright. Mayor Logan reconvened the Council meeting at 8:35 p.m.

**ADJOURNMENT**

With no further items to discuss, Mayor Logan adjourned the Council meeting at 8:35 p.m.

By: \_\_\_\_\_  
SHAWN LOGAN, Mayor

ATTEST:

By: \_\_\_\_\_  
DEBBIE KUDRNA, City Clerk