

City of Othello
Regular Council Meeting
March 24, 2014

CALL TO ORDER:

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

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

Also Present: City Administrator Wade Farris; Department Heads: Public Works Director Terry Clements, Interim Police Chief David Rehaume; City Clerk Debbie Kudrna, Finance Officer Spencer Williams, and City Attorney Katherine Kenison.

Absent Was: Councilmembers Dan Dever and Corey Everett.

Mayor Logan did a sound check and everyone in the audience advised they could hear him.

Council carried a motion to approve the absence of Councilmember Dan Dever. M/S Dorow/Lallas.

Council carried a motion to approve the absence of Councilmember Corey Everett. M/S Snyder/Johnson.

CITIZEN INPUT

Mayor Logan introduced the new Distinguished Young Women of Othello, Emily Risenmay and runner up, Stephania Miron. Mr. Raun Jensen, 550 Ash Street, requested funding from the City to help purchase a trailer to house and haul the Cinderella carriage. Othello Rotary has donated the Cinderella carriage to the program. The Distinguished Young Women board has discussed funding with the Lodging Tax Advisory Committee. Mr. Jensen mentioned the trailer will have advertising of Othello events. He also mentioned that if the program should disband, they are willing to sign a form that the trailer would return to the City of Othello.

Sean Bates, 1156 E. Juniper Street, stated that he and Michael Crosier had spoken to the City Engineer, Larry Julius about the as built drawings for the alley pavement behind the Brunswick. He explained that they had requested copies of the as built drawings, which they were informed would be found at City Hall and Public Works. He noted they did not find the requested as built documents that were provided in their PRA for documents and information, they then expressed their interests to Mr. Julius and finally have a copy of the as built to review. Mr. Julius made the offer to bring the replacements documents of that portion of the Main Street project and he would like their interest in being able to review the as built for the alley and examine it after tonight's Council meeting.

APPROVAL OF AGENDA

Council carried a motion to approve the agenda. M/S Snyder/Johnson.

CONSENT AGENDA:

- A. Approval of City Council Minutes of March 10, 2014
- B. Approval of Accounts Payable Checks

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. 43767 to No. 43813 in the amount of \$ 119,210.97.

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

GRAY & OSBORNE, INC. – EXISTING CURB RAMP INVENTORY

City Engineer, Larry Julius explained that staff had requested they complete a curb ramp inventory of the existing curb ramps within the City, to include sidewalks, driveway entrances and alley approaches. Gray & Osborne will then evaluate each existing curb ramp for compliance with ADA and WSDOT requirements. Those ramps that are or are not in compliance will be provided in a report to the City. The work will include a meeting with city staff and interested citizens to obtain any specific areas of concern prior to beginning the inventory. Gray & Osborne has reviewed an email from Michael Crosier addressed to Mr. Farris relevant to the Engineer's review. Mr. Julius noted they will include his suggestions within their review. Their review will take approximately six weeks.

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Michael Crosier, 625 N 11th Avenue, stated his concern that his suggestions would increase the cost presented by Gray & Osborne. City Administrator Wade Farris noted this project will identify those ADA issues and want to be sure that we are in compliance. When streets are updated, we have to assure we meet the ADA and WSDOT requirements. Mr. Julius explained that the driveways and alleys that have an existing sidewalk adjacent to them will be evaluated. He advised that Gray & Osborne will not add any additional fees to their proposal. He noted that cities that employ more than 50 employees are required to have a plan for upgrading their ADA facilities. Othello has less than 50 employees; however, they believe it's prudent to meet the requirements and eventually we may have more than 50 employees.

Council carried a motion to approve Task Order No. 4-14 for the existing curb ramp inventory to be completed by Gray & Osborne, in the amount of \$7,850. M/S Dorow/Lallas.

ORDINANCE TO AMEND O.M.C. CHAPTER 6.04 TITLED “ANIMAL CONTROL”

Code Enforcement Officer Heather Miller explained that in an effort to increase compliance with City codes relevant to dog licensing, she has arranged a one day Rabies vaccination/dog licensing event with Sagehills Veterinary Services. She proposed a one-time only, reduced licensing fee of \$6 for altered dogs and \$15 for non-altered dogs. The Rabies vaccination/dog licensing event with Sagehills Veterinary Services will be held on May 3, 2014 from 9 a.m. to 12 p.m. only. The rabies vaccination costs will also be discounted at the time of the event.

Speaking on behalf of Adams County Pet Rescue, Jamie Kruger advised they would like to partner with the City and Sagehills Veterinary Services for the Rabies vaccination and dog licensing event. She reported that there is a current Parvo epidemic in our area. They are also working on details for paying the reduced veterinary services. Adams County Pet Rescue is committed to pay for the vaccination costs. They asked the Council to pay for half of the cost for Dr. Sorensen and staff, approximately \$350. They also asked City staff to run the city tent, registration forms and to provide advertising.

Council carried a motion to adopt AN ORDINANCE AMENDING OTHELLO MUNICIPAL CODE SECTION 6.04.020, OF CHAPTER 6.04 TITLED “ANIMAL CONTROL”, with the option to offer the reduced license fees for a designated one-time per year, special event in conjunction with a rabies vaccination clinic. M/S Johnson/Bain. This shall be known as Ordinance No. 1396.

Council carried a motion to approve an addendum to the existing contract with Adams County Pet Rescue to pay for half of the veterinary fees for \$350, supply tables, chairs and City staff. M/S Johnson/Lallas.

Penny Morris asked if the Council would pay \$700 for the veterinary fees.

POOL TILE REPAIRS

Public Works Director, Terry Clements explained that shortly after the completion of the pool, a water loss problem emerged in 2009. It became increasingly apparent over the course of the 2012 pool season that the water loss was an issue and approximately 40% of the existing tile has fallen off. On March 4, 2013, staff requested \$20,000 from the City Council to fix and alleviate the water loss issue. The City then contacted American Leak Detection, a company that specializes in finding leaks and water loss sources, who located 28 possible leak sources. With the identification of the possible leak sources, the City contracted with WMS Aquatics to perform a maintenance resealing of the pool, as well as tending to any auxiliary repairs that were needed. Dissatisfied with the efficiency of the pool repairs made by WMS Aquatics, the City then contacted the provider of the original pool liner or “shell” material, Myrtha Pools USA, who inspected the pool.

Upon inspection of the pool, Myrtha Pools North American concluded that the repairs made to the pool in spring of 2013 were ineffective. The previous sealing of the pool needed to be removed and replaced, in addition to a handful of other issues that needed to be repaired, resulting in a recommendation for a comprehensive overhaul of the pool. Though they were not a party to the contract the City signed with WMS Aquatics for construction of the pool and had no record of a warranty issued for the Othello Community Pool, Myrtha offered to honor the standard warranty issued at the time. A comprehensive

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overhaul began in the fall of 2013 by Myrtha Pools technicians, at no cost to the City, although WMS contributed \$19,000 to assist the Myrtha technicians in completing these repairs.

In order to complete the work that began in the fall of 2013 by the Myrtha Pools technicians and properly seal the pool, 40% of the waterline tile must be removed and replaced. Because the tile used during the construction of the pool is no longer in production, replacement tile had to be located and ordered. Myrtha Pools USA are willing to offer an extension of the existing warranty to ease the burden for the City in the future, however, they have requested the City share in the costs of the last phase of the repairs. Myrtha has proposed a 50/50 split of the remaining expenses, covering the material costs while the City pays for the labor. The costs for the supplies and labor are estimated at \$42,200. They will include an additional 2 1/2 years warranty and 1 year warranty on the labor installation. Councilmember Johnson asked what the City could do about the bad installation. City Attorney suggested the Council include this litigation issue with the Executive Session. Finance Officer Spencer Williams has discussed this with the Council Finance Committee and this funding could be from the utility tax fund or REET funding.

Council carried a motion to approve the \$42,200 budget amendment, using funds from the Utility Tax fund, the General Fund or other formal funds to be transferred to the Pool Repairs & Maintenance line item, to cover the cost of repairs to the Othello Community Pool. M/S Lallas/Dorow.

APPOINTMENT TO THE OTHELLO HOUSING AUTHORITY COMMISSION – ALAN HANKS

Mayor Shawn Logan appointed Alan Hanks to the Othello Housing Authority for a 5 year term, which shall expire April, 2019.

NEW BUSINESS

Mayor Logan announced the following:

- Invited everyone to attend the Sandhill Crane festival on March 28th-30th.
- The 17th Annual Clean up days is March 31st-April 5th.
- Animal House will be at City Hall Thursday, 2:00-2:30 p.m. to discuss their upcoming Pet Rescue project.

Executive Session – Potential Litigation

Mayor Shawn Logan announced that Council will now adjourn at 7:57 to go into an executive session pursuant to RCW 42.30.110(1)(i) “to discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency”. The executive session is expected to last 30 minutes. No action will be taken during the executive session. City Administrator Wade Farris, Public Works Director Terry Clement and Attorney were in attendance. Mr. Farris announced at 8:30 p.m. that they needed an additional 15 minutes for the executive session. Mr. Farris announced at 8:47 p.m. that they needed an additional 5 minutes for the executive session.

Mayor Logan reconvened the council meeting at 8:52 p.m.

ADJOURNMENT

With no further items to discuss, Mayor Logan adjourned the Council meeting at 8:53 p.m.

By: _____
SHAWN LOGAN, Mayor

ATTEST:

By: _____
DEBBIE KUDRNA, City Clerk