

City of Othello
Regular Council Meeting
April 27, 2009

CALL TO ORDER:

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

Present: Mayor Shannon McKay, Councilmembers: Eleanor Brodahl, Ken Caylor, Dan Dever, Kenneth Johnson, Mark Snyder, Marc Spohr, and Tim Wilson.

Also Present: City Administrator Ehman Sheldon; Department Heads: Mike Bailey, Police Chief Steven Dunnagan, Debbie Kudrna, and Jay Van Ness; and City Attorney James Whitaker.

APPROVAL OF AGENDA

Council carried a motion to approve the agenda, deleting agenda item #4 CBHA License Agreement. M/S Dever/Johnson.

CONSENT AGENDA:

- A. Approval of City Council minutes of April 13, 2009
- B. Approval of Accounts Payable Checks
- C. Set Public Hearing for May 11, 2009 regarding DOT Project

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.

Expense Claim Check No. 36596 to No. 36625 in the amount of \$ 184,228.18.

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

RESOLUTION TO ALLOW THE OTHELLO SPUD RUN CAR SHOW ON JULY 17TH AND 18TH

City Clerk Debbie Kudrna reported that the All City Classic Car Club is preparing for the upcoming 14th Annual Car Show, scheduled for July 17th and 18th. Preliminary plans include the car registration event on Friday evening in the parking lot in front of the City Hall/Police Department building. They also request approval to close Main Street between 4th Avenue to 7th Avenue to allow a parade of cars between 7 p.m. to 10 p.m. The car show is scheduled for Saturday in Kiwanis Park and they request use of Kiwanis Park and the large park shelter from 6 a.m. to 6 p.m.

Council carried a motion to approve A RESOLUTION AUTHORIZING USE OF CITY PROPERTY FOR THE 14TH ANNUAL CAR SHOW SCHEDULED FOR JULY 17TH AND 18TH 2009 AND AUTHORIZE USE OF PUBLIC RIGHT-OF-WAY FOR AN ORGANIZED PARADE OF CARS AND REGISTRATION EVENT. M/S Snyder/Brodahl. This shall be known as Resolution No. 2009-5. Mayor McKay thanked the Car Club for hosting the car show in Othello.

5-YEAR EVALUATION OF THE CITY'S LADDER FIRE TRUCK

City Administrator Ehman Sheldon provided a contract with Underwriters Laboratories Inc. to conduct an evaluation of the City ladder truck. It is required by the National Fire Protection Association that the equipment be evaluated and rated every five years. Adams County Fire District #5 has agreed to pay for the evaluation. If approved, Chief Gary Lebacken will sign the license agreement. Chief Lebacken clarified that the evaluation will be conducted on the City's 1984 ladder truck.

Council carried a motion to authorize Chief Lebacken to sign the agreement with Underwriters Inc. for the evaluation of the City owned ladder truck. M/S Dever/Johnson.

JAG GRANT – POLICE DEPARTMENT

Police Chief Steve Dunnagan explained that the Federal Government has offered stimulus package money to be allocated to local entities and state governments. There is a grant entitled the Edward Byrne Memorial Justice Assistance Grant, which is a noncompetitive, nonmatching

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grant, which has already been allocated by a formula to the City. There are requirements to comply with for the grant in the amount of \$13,587. This funding will be used to replace the mobile data terminals currently in the Police cars, to be accomplished in 2010. One of the conditions of the grant is to hold a public hearing to allow comments on the use of the grant funding.

Council carried a motion to set a public hearing on the Edward Bryne Memorial Justice Assistance grant for May 11, 2009. M/S Brodahl/Wilson.

PUBLIC WORKS TRUST FUND LOAN AGREEMENT

City Administrator Ehman Sheldon advised that several months ago there were discussions regarding the need to improve the SR 24 industrial area (inside city limits, south of Hwy 26). Council directed staff to pursue funding and engineering for the project. The City submitted an application for a Public Works Trust Fund (PWTF) loan and a discussion was held with Council regarding the City's contribution relative to the 2% loan and \$30,000 commitment. We have received a contract for the PWTF loan in the amount of \$570,000 for the pre-construction work. The interest rate is 2% for a 5 year term, with a City contribution of \$30,000. The Board may extend the term limit of the pre-construction project to 20 years when the jurisdiction demonstrates that construction for this project will occur. Justification for commitment to the project can occur by appropriating construction funding in a budget or when the construction project is awarded. It can then be rolled into a 20 year term loan with the City's contributions of \$90,000 at 5% interest. Mr. Sheldon advised this loan money is for the pre-construction part of the project, and does not include the construction phase.

He asked that Council approve the PWTF loan application for pre-construction work in the amount of \$570,000. This will result in a task order with Gray & Osborne for the engineering of the SR 24 Industrial area project. Mr. Sheldon advised that the estimate for the entire project is \$6 million, and stated that the Mayor signed a request for a \$6 million grant, for the Main Street project this week. Preconstruction for the SR 24 Industrial area project will be completed within 6 months.

Council carried a motion to authorize the Mayor to sign the contract with the Community of Trade and Economic Development through the Public Works Trust Fund, which will result in signing a task order with Gray & Osborne. M/S Caylor/Brodahl. Councilmember Brodahl thanked Mr. Sheldon, noting that they have been working on this project for 10 years.

AWARD WEED SPRAYING CONTRACT

Municipal Services Coordinator Jay Van Ness reported that our weed contractor is not able to fulfill the spraying contract terms due to health reasons. Bids were called for weed control and we received the following two bids:

Basin Tree Service	\$125 per hour
Outback spraying	\$ 85 per hour

He noted this service was previously provided by Double R Spraying for \$66 per hour. Mr. Van Ness advised that references were checked on the low bidder. The budget has \$22,000 for the spraying contract costs. Mayor McKay advised that Public Works sprays in the City parks, therefore, the contractor would be responsible for spraying weeds in city right-of-ways, alleys, curbs, and other city property.

Council carried a motion to accept the weed spraying agreement with Outback Spraying. M/S Johnson/Dever. Councilmember Spohr cast an opposing vote.

AGREEMENT WITH FARMER'S ELECTRIC

Municipal Services Coordinator Jay Van Ness explained that Council had received a report on the lighting retrofit program in March. Caleb Booth of Farmer's Electric performed an analysis of all city buildings. Council advised staff to only do the portions of the facility electrical project that

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funding was appropriated for in the current budget. Therefore, the electrical projects can be performed at the Waste Water Treatment Plant and Wells 3, 4, 5, 6, and 7.

Council carried a motion to approve the proposals from Farmer's Electric to perform the electrical retrofit program at the Waste Water Treatment Plan and Wells 3, 4, 5, 6, and 7. M/S Caylor/Snyder.

PROCLAMATION DECLARING NATIONAL PRAYER DAY

Mayor McKay read the proclamation into the record.

RESOLUTION TO APPOINT THE OFFICIAL NEWSPAPER

City Clerk Debbie Kudrna reported that the City had entered into an agreement with The Columbia Basin Herald as the official newspaper, which expires May 1, 2009. Bids were received as follows:

Newspaper	Bid Per Single Column Inch	Cost Per Additional Line (if applicable)	Circulation Count (cannot be used to determine low bid)
Columbia Basin Herald	\$3.75 per column inch	\$0.47	381
Othello Independent	\$2.00 per column inch	0	6364
The Othello Outlook	\$3.15	n/a	1100

A question was raised at the last meeting whether the low bidder, the Othello Independent had a periodical class mailing permit. A periodical class mailing permit involves an application process and an annual permit. It is also site and name specific. The three bidders were asked to provide proof that they held a periodical mail permit. On April 20th, Brent Giles from the Othello Independent removed their bid from further consideration. Therefore, the Othello Outlook is now the low bid and they do meet the requirements in RCW 65.16.020.

Council carried a motion to approve A RESOLUTION DESIGNATING THE OTHELLO OUTLOOK AS THE CITY'S OFFICIAL NEWSPAPER. M/S Johnson/Brodahl. This shall be known as Resolution No. 2009-6.

ORDINANCE CREATING OMC CHAPTER 8.09 ENTITLED "ALCOHOL CONTROL"

Police Chief Steve Dunnagan presented an ordinance that would prohibit the possession of alcohol in the City parks. Since the parks are used by families and children, they feel it would be beneficial for all to prohibit possession and consumption of alcohol in city parks and city buildings. There is a State law that covers one aspect of direct consumption from an open container in public places. This ordinance would allow the Police to site citizens for possession of alcohol if in a City park. This also supports the RUAD program relevant to reducing underage drinking. Councilmember Dever asked if the ordinance would prohibit an organization to have an alcohol event as part of their program in a park. He noted other communities have stipulations for review of those requests. Chief Dunnagan advised that he has not received a request to have alcohol at an event at a Park or any City building and there are private properties available to have those types of events. Councilmember Caylor asked if a new public building was built to host public events, would this ordinance prohibit any type of alcohol. Chief replied if the building was built on park property and explained that the ordinance could be reevaluated.

Council carried a motion to adopt AN ORDINANCE CREATING OTHELLO MUNICIPAL CODE CHAPTER 8.09 ENTITLED "ALCOHOL CONTROL". M/S Dever/Snyder. This shall be known as Ordinance No. 1292.

UNFINISHED BUSINESS

Councilmember Spohr congratulated staff and the citizens of Othello for the successful Spring Clean Up Project. It was noted that Experienced Merchandise will take old computers.

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NEW BUSINESS

Councilmember Johnson asked Finance Officer Mike Bailey how the projected revenues are doing. Mr. Bailey noted that revenue is more than 25% at this time. He advised that staff is balancing the new software finances with the old software figures. Councilmember Johnson advised that it was easier to audit the accounts payables with the new software program.

Mayor McKay announced that the 8th Annual Cellarbration 2009 event is scheduled for Saturday, May 16th at the Big Bend Community College.

ADJOURNMENT

With no further items to discuss, Mayor McKay adjourned the Council meeting at 7:48 p.m.

By: _____
SHANNON MCKAY, Mayor

ATTEST:

By: _____
DEBBIE L. KUDRNA, City Clerk