

City of Othello  
Regular Council Meeting  
July 24, 2017

**CALL TO ORDER:**

Mayor Shawn Logan called the meeting to order at 6:30 p.m. and led a silent invocation and the Pledge of Allegiance.

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

**Also Present:** City Administrator Wade Farris; Department Heads: Police Chief Phil Schenck, City Clerk Rebecca P. Ozuna, Community Development Director Anne Henning and City Attorney Kelly Konkright.

**CITIZEN INPUT**

Carolyn Heath addressed the Council and inquired why she was stopped from panhandling when there are still men doing it. She wanted to know why the men were allowed to continue and she was not. Mayor Logan asked Ms. Heath where she was panhandling at and she responded that she was located at Wal-Mart where there was a guy panhandling right now. Mayor Logan also asked who stopped her and she responded that she was stopped by a police officer who commented to her that the Police Chief stated she needed to stop. Ms. Heath mentioned she doesn't understand why she was asked to stop while others are allowed to continue because that money was helping her with medical expenses, food, laundry and to help save money for a vehicle.

Police Chief Schenck mentioned that the City of Othello has an aggressive panhandling ordinance in place and they have spoken to Taco Bell and Walmart. Both businesses have mentioned that neither of them want panhandlers on their private property. Chief commented that they do not regularly patrol the panhandling and the only reason they stop there is because they have received a call about the issue. He commented that this incident has nothing to with gender or religion and panhandling is a civil right in the 1<sup>st</sup> Amendment.

**APPROVAL OF AGENDA**

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

**CONSENT AGENDA:**

- A. Approval of City Council Minutes of July 10, 2017
- B. Approval of Special City Council Minutes of July 17, 2017
- C. 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. 48407 to No. 48486 in the amount of \$285,415.24  
Accounts Payable Check No. 5392 to No. 5401 in the amount of \$56,668.81

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

**1<sup>ST</sup> AVENUE IMPROVEMENT PROJECT CONSULTANT AGREEMENT FOR CONSTRUCTION  
PHASE SERVICES**

City Engineer Kurt Holland presented the amendment to the owner engineering agreement for the Construction Phase Services for the 1<sup>st</sup> Avenue project, which are funded elements of the project. The design part of the project came in \$20,000 under the funded amount and the proposed amount presented is about \$12,000 under the funding amount, which are not to exceed the amount of \$177,069. Mr. Holland mentioned there was a conditional award via the last council meeting and is waiting on concurrence from Transportation Investment Board Funds (TIB) to be able to move forward with the award process. The pre-con meeting is looking to be scheduled for next week as the contractor is waiting to start to execute the work.

City of Othello  
Regular Council Meeting  
July 24, 2017

Council carried a motion to APPROVE AMENDMENT #2017-004 TO EXHIBIT K OF ORIGINAL AGREEMENT. M/S Dorow/Garza

**DEFERMENT OF RESIDENTIAL SIDEWALKS ON 2<sup>ND</sup> AVENUE FOR SAGEHILL SHORT PLAT**

Community Development Director Anne Henning stated that she is currently reviewing the short plat which butts up to 2<sup>nd</sup> Avenue and is not fully improved, however they are only planning to build on one of the lots. The lot they are currently going to build on is zoned commercial whereas the other lot is zoned residential and they are just dividing it out to make it easier to develop the commercial project. The other lot they currently have no plans for and are asking to not have to build the sidewalks and road improvements on that part of the street at this time. Mrs. Henning commented that this has been taken to the Planning Commission and has been recommended for approval. She mentioned that a covenant can be attached which is what the Planning Commission and staff have recommended for those improvements where in the future when the lot is developed or there is development in the area. The City Attorney has reviewed the covenant and there are some deletions that need to be made.

Councilmember McCourtie asked if the C-2 lot above is farm land or if someone is currently doing something with it and was answered by Mrs. Henning that it is not currently being farmed.

Council carried a motion to APPROVE THE DEFERRAL FOR SAGEHILL SHORT PLAT. M/S McCourtie/Lallas

**PAGEFREEZER CONTRACT**

IT Director Rodrigo Ozuna commented that he had reviewed the contract which has also been provided to City Attorney Kelly Konkright. There have been no changes to the contract and recommends the Council approve the contract and authorize Mayor Shawn Logan sign the contract. Councilmember Dorow asked City Attorney Kelly Konkright if he saw any issues in the contract and Mr. Konkright just mentioned that if there were any legal issues there is a stipulation of having a bench trial instead of a jury trial and didn't see where the subscription terms were identified. Mr. Ozuna commented that it's a 1 year subscription with the option to extend it to 6 years and lock the price for the 6 years as it has the tendency to go up every year. The contract is a 3 year subscription term. City Attorney Kelly Konkright stated that if the council is okay with the provisions he mentioned than the contract was good.

Council carried a motion to APPROVE PAGEFREEZER CONTRACT AND AUTHORIZE MAYOR LOGAN TO SIGN THE CONTRACT. M/S Dorow/MCCourtie

**INTRODUCTION/PRESENTATION OF POSSIBLE GRANT WRITER**

Mayor Shawn Logan introduced Ms. Teddy Wallace-Hardcastle to Council. Ms. Teddy Wallace-Hardcastle gave a brief background of where she is from, her work history and mentioned some of the ways that she could help the city of Othello. There was a discussion between the Council, Mayor Logan, Staff, Ms. Wallace-Hardcastle and City Attorney regards to pay scale, possible projects, the process of the writing and administering grants, exclusivity to the City of Othello and other issues and questions that some councilmembers had. Council gave the consensus to continue with the process of procuring a contract with Ms. Wallace-Hardcastle.

**UNFINISHED BUSINESS**

Councilmember Snyder questioned as to why Columbia Basin Health Association (CBHA) has not paved their main entrance on which would be Columbia Street and why is the City not making them pave it? He stated that they currently only have a 20ft gravel fire lane. City Administrator commented that he was not aware of it and he will check into it. Councilmember Lallas commented that he had heard that CBHA was not going to complete that part of the road and remembers that it was part of the condition of the plat. There was more discussion.

City of Othello  
Regular Council Meeting  
July 24, 2017

**NEW BUSINESS**

Mayor Shawn Logan made the following announcements:

1. TBD Meeting on Monday, August 7<sup>th</sup>, 2017 at 6:15 p.m.

**ADJOURNMENT**

With no further items to discuss, Mayor Logan adjourned the Council meeting at 7:18 p.m.

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

ATTEST:

By: \_\_\_\_\_  
REBECCA P. OZUNA, City Clerk