

**CALL TO ORDER:**

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

**Present:** Mayor Tim Wilson; Councilmembers: Ken Caylor, Dan Dever, Genna Dorow, Charles Garcia, Kenneth Johnson, and Mark Snyder.

**Also Present:** City Administrator Ehman Sheldon; Department Heads: Finance Officer Mike Bailey, Public Works Supervisor Terry Clements, Police Chief Steven Dunnagan, City Clerk Debbie Kudrna; and City Attorney Katherine Kenison.

**Absent Was:** Councilmember Marc Spohr.

**CITIZEN INPUT**

Roger Thieme, 2717 W. Bench Road, said that he realizes there will be increased traffic on Curtis Drive and Industrial Lane. Due to these changes, Evergreen will reduce their traffic crossing Curtis Drive by 50%. As the traffic increases in the area, they would like to have enforced speed limits and suggested reducing the speed limit to 25 mph on South Broadway. He asked that the City speak to the Sheriff's Department, because they use Curtis Drive on emergencies, and they need to use their sirens on those emergency calls. He also commented that the two streets are very dusty and he asked that it be paved before harvest season. He advised that if the City had a plan for improvements to the road, he would consider private funding for the plan to control dust.

Sean Bates, 1156 E. Juniper Street, commented that the caution street light at the intersection of Broadway Avenue and Main Street has not been changed. He suggested that the caution street light be changed to allow an additional 1.5 seconds of response time. Mr. Sheldon advised they will be adding an additional second to the caution light.

**APPROVAL OF AGENDA**

Council carried a motion to approve the agenda. M/S Garcia/Dever.

**CONSENT AGENDA:**

- A. Approval of City Council Minutes of July 11, 2011
- 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 Checks for July 11, 2011 Check No. 40015 to No. 40060 in the amount of \$150,487.66.

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

**BANK OF AMERICA – U. S. TRUST**

Finance Officer Mike Bailey introduced Ms. Teresa Meyer, U. S. Trust Portfolio Manager. Ms. Meyer took over the City's portfolio this year. Brett Barton, client manager of the account was also in attendance. Ms. Meyer reviewed the economic outlook and believes the City's portfolio has been conservative. She reviewed the U.S. treasury yield curve; comparative yields; fixed income focus; the City's current asset allocation and fixed income composition; and portfolio characteristics; fixed income maturity schedule; portfolio holdings, and investment performance.

Mr. Bailey noted that the return that the City receives from these investments is greater than what we received from the investment in the State pool. He explained that the funds in the State pool are available when the City needs it.

**CONSIDERATION OF FINANCE INVESTMENT POLICY WAIVER**

Finance Officer Mike Bailey explained that our investment policy got off track and this includes investment into a mutual fund and investment into a short term bond fund. And this does not fit into the eligible security profile of the city's investment policy. He had asked the State Auditor's office what the repercussion will be if we held onto the mutual funds to maturity. The State Auditor's office has reported that the City would receive an audit finding during the years in which

public moneys are left in unallowable investments. Based upon this report, he is not going to ask for a waiver from the City's investment. Ms. Meyer stated that the funds invested through the U. S. Trust are also liquid for investment opportunities. Mr. Bailey advised that we are going to come into compliance with the City's investment policy and State regulations.

#### **RESOLUTION ACCEPTING PUBLIC WORKS TRUST FUND LOAN SR 24 INFRASTRUCTURE**

City Administrator Ehman Sheldon provided a power point presentation relative to the SR 24 industrial area design project. He advised that the City Council was provided time to review the plans.

Council carried a motion to approve A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OTHELLO IN THE MATTER OF CLOSING PWTF CONTRACT #PR09-951-051 AND DECLARING THE CONTRACT COMPLETE. M/S Caylor/Snyder. This shall be known as Resolution No. 2011-18.

#### **ELECTRONIC VEHICLE INFRASTRUCTURE ORDINANCE**

City Planner Darryl Piercy advised that Washington State has passed into law HB 1481, which requires local jurisdictions develop regulations to allow electric vehicle infrastructure. The proposed ordinance meets the state requirements and there is no obligation for the city to install the infrastructure.

Council carried a motion to adopt AN ORDINANCE ADOPTING CHAPER 17.70 "ELECTRIC VEHICLE INFRASTRUCTURE". M/S Dever/Dorow. This shall be known as Ordinance No. 1346.

#### **RESIDENTIAL PARKING ORDINANCE**

City Planner Darryl Piercy explained that he has prepared an ordinance which restricts residential front yard parking to improved surfaces no greater than 30 feet wide. Parking on grass or landscaped areas is prohibited with exceptions, such as landscape installation and maintenance, general house repair and maintenance, and moving. These instances are restricted to 12 hours in any 24 hour period. Councilmember Dever asked if the City could legally provide the gravel and enter into an agreement for repayment from property owners to help with the financial impact to home owners for improvements. City Attorney Kenison stated that the Council needs to address the off street parking issue and discuss the funding option later if that is the role that the City would want to participate in. Mr. Piercy advised that most of the properties already have parking areas; they are just not utilizing them. He suggested that staff monitor those individuals that are not able to come into compliance with the new code and come back to Council with more information. Attorney Kenison advised that the City cannot get into the business of extending loans and recommended allowing code enforcement to work with the various property owners. Councilmember Johnson advised that he likes the existing code for new developments and has not seen a problem of residents parking on their front lawn area. He suggested imposing the new ordinance provision upon property as they are sold. Mr. Piercy advised that the proposed ordinance does not require property owners to install driveways and it would be extremely difficult and expensive to monitor when residential properties are sold. It was suggested that the proposed ordinance include the provision that it become effective in one year.

Councilmember Dever made a motion to adopt AN ORDINANCE AMENDING OTHELLO MUNICIPAL CODE TO INCLUDE CHAPTER 17.61.015 ENTITLED "PARKING – EXISTING RESIDENTIAL LOTS". It was seconded by Councilmember Snyder. Councilmembers Johnson, Caylor, Dorow, Garcia cast opposing votes.

Council carried a motion to adopt AN ORDINANCE AMENDING OTHELLO MUNICIPAL CODE TO INCLUDE CHAPTER 17.61.015 ENTITLED "PARKING – EXISTING RESIDENTIAL LOTS, and include the language that it would become effective in twelve (12) months. M/S Dorow/Caylor. Councilmembers Dever and Johnson cast opposing votes. This will be known as Ordinance No. 1347.

#### **BEAUTIFICATION COMMITTEE UPDATE**

Beautification committee representative Lynette Caruthers gave an update to their Main Street beautification project. They were awarded a grant from QUADCO; however, there is no money to fund it. She explained that the grant funding would have been used for a formalized plan. They were advised that if they get matching funds for the amount of the grant funding, then that could

be reimbursable when the QUADCO money came through. They are researching this further. They have a group of citizens who are willing to put funding in place to start their project. They are applying to become a state nonprofit organization. She advised that it will cost approximately \$3500 per street lamp, similar to those in front of CBHA. They are looking into alternatives to trees and planters for the sidewalks.

#### **SWIM TEAM REQUEST**

Mr. Sheldon advised that the Barracuda swim team has asked for approval for a swim tournament in 2014, which would last 2-3 days. The pool committee has reviewed the request and decided that when the swim passes are sold in 2014, we will tell those buying them that we have a swim tournament scheduled and the pool will be closed to the public. Mr. Timm Taff explained that the swim meet, known as CHAMPS will bring in approximately 500 swimmers. They would like to host the tournament in 2014 and suggested that the swim team contract in 2014 include closing the pool to the public for 3 days for the tournament.

Council carried a motion to approve the request, contingent on the negotiations for rental in 2014, because it cannot be determined three years from now. M/S Dorow/Garcia.

#### **SECOND QUARTER REPORT FROM ADAMS COUNTY FIRE DISTRICT 5**

Adams County Fire Chief Lebacken advised that they have responded to 22 fire incidents in the second quarter. They have continued city business inspections; training, including the wild land training; and use of the flash-over trailer from Walla Walla. They will continue with the fire hydrant testing with the Public Works Department; pumper and hose testing; and changing their radios to the narrow banding requirement. The Washington Survey and Rating Bureau will be here later this year and they hope to move up in the classifications.

#### **FIRE STATION CLASS ROOM USAGE POLICY**

City Administrator Ehman Sheldon advised that Adams County Fire District #5 has received numerous requests to use the City fire station classroom. The classroom is separated from the equipment bay by a wall and a door. There are concerns relevant to disruption during a fire response, liability if someone goes into the bay area and gets hurt, and damage to equipment. Mr. Sheldon presented a fire station class room usage policy, which restricts use of the classroom to governmental type agencies or organizations in which a City Councilmember or city employee is a member for professional development or other city related purposes and addresses the other concerns. Councilmember Caylor asked if the volunteer firemen can still have their events in the training room. The City Attorney advised they could use the facility because they are volunteers for a governmental agency. Councilmember Caylor asked about using it for political events, forums and public meetings. The City Attorney advised that the City has the discretion to provide alternative locations for those types of events because of the layout of the facility. Mr. Sheldon explained that liability and safety are important factors and the training room is adjacent to the fire bay.

Council carried a motion to approve the fire station class room usage policy. M/S Dever/Dorow.

#### **ORDINANCE TO AMEND OMC CHAPTER 9.32 TITLED "SPEED LIMITS"**

Police Chief Dunnagan recommended reducing southbound and northbound traffic on south 14<sup>th</sup> Avenue between Cemetery Road and Hwy 17 to 25 MPH. This recommendation is due to the fact that housing developments are now underway and includes ingress and egress to and from a residential subdivision and the plans for a new school off of S. 14<sup>th</sup> Avenue. City Attorney Kenison clarified that the ordinance sets the speed limit on the section of 14<sup>th</sup> Avenue that is within the city limits to 25 mph.

Council carried a motion to adopt AN ORDINANCE AMENDING OTHELLO MUNICIPAL CODE SECTION 9.32.020 TITLED "SPEED LIMITS". M/S Garcia/Dorow. This shall be known as Ordinance No. 1348.

#### **NEW BUSINESS**

Mayor Wilson made the following announcements:

1. Wednesday, July 27 is the date for the City/County review of the prosecutor agreement.

**EXECUTIVE SESSION**

Mayor Wilson announced that the City Council was going to adjourn into an Executive Session at 8:50 p.m. to discuss items provided for in RCW 42.30.110 (1) (b) to consider the selection of a site or the acquisition of real estate by lease or purchase. The executive session is expected to last 45 minutes, during which no action will be taken. Upon resumption of the regular meeting, the Council may choose to take action regarding the executive session item. City Attorney Katherine Kenison, Finance Officer Mike Bailey and Realtor Terry Thompson were also in the executive session.

Mayor Wilson reconvened the Council meeting at 9:30 p.m.

Councilmember Caylor advised there is a GWMA meeting this Thursday. There was a recent SWAC meeting and they are updating their comprehensive plan. He advised that the landfill tipping fee will remain the same and may be reduced. Councilmember Garcia stated that we should revisit the "no parking" signs on the streets near Harvest Fresh. Mr. Sheldon stated that Harvest Fresh called him today and they have a new place to stage their trucks. Councilmember Caylor asked if the City could water down or spread an oil sealer on the street next to Evergreen to help keep dirt down. Mr. Sheldon stated that we have piles of the asphalt grindings from Main Street and they will look at all of the options.

**ADJOURNMENT**

With no further items to discuss, Mayor Wilson adjourned the Council meeting at 9:41 p.m.

By: \_\_\_\_\_  
TIM WILSON, Mayor

ATTEST:

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