

City of Othello  
Regular Council Meeting  
September 8, 2014

**CALL TO ORDER**

Mayor Pro Tem Kenneth Johnson called the meeting to order at 7:00 p.m. and Councilmember Garza led the invocation and the Pledge of Allegiance.

**Present:** 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, City Clerk Debbie Kudrna, Finance Officer Spencer Williams, and City Attorney Katherine Kenison.

**Absent:** Mayor Shawn Logan

**APPROVAL OF AGENDA**

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

**CONSENT AGENDA:**

- A. Approval of City Council Minutes of August 25, 2014
- B. Approval of City Council Workshop Minutes of September 2, 2014
- C. Approval of Accounts Payable Checks
- D. Approval of Payroll and Related Expenses

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. 44358 to No. 44407 in the amount of \$360,202.46.

Payroll and Related Expenses Check No. 28981 to No. 29046 in the amount of \$307,809.47.

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

**OATH OF OFFICE – POLICE OFFICER EDUARDO MARTINEZ**

Police Chief introduced new Police Officer Eduardo Martinez and Mayor Pro Tem Johnson administered the Oath of Office.

**PUBLIC HEARING FOR THE CDBG FUNDING FOR MOON STREET PROJECT**

Mayor Pro Tem Johnson advised that we have a Spanish interpreter and asked if anyone needed interpretation. There was no one that requested interpretation. Mayor Pro Tem Johnson opened the public hearing at 7:06 p.m. City Engineer Larry Julius reported that the purpose of the public hearing is to discuss the parameters of the project, review the financing and document that the Moon Street sewer project is complete and in compliance with the federal Department of Housing and Urban Development (HUD) funding. The project was funded from a CDBG grant, Adams County, the property owner and the City. The City's portion was paid through a PWTF loan. The total funding was \$1.1 million and the total project cost was \$905,000. The area served is south of SR 26, west of the Burlington Northern railroad tracks, and east of the main canal. There were 183 people served by the project and the majority of property owners are low-moderate income. Mr. Julius reported the project is complete. Mayor Pro Tem Johnson asked for citizen comments. There was none. Mayor Pro Tem Johnson asked for Council comments. Mayor Pro Tem Johnson closed the public hearing at 7:10 p.m.

**MOON STREET SEWER SYSTEM IMPROVEMENTS – CHANGE ORDER NO. 1**

City Engineer Larry Julius explained that the change order will reconcile the final quantities installed and measured in the Moon Street sewer system project.

Council carried a motion to approve Change Order No. 1 and authorized the Mayor to sign it. M/S Dorow/Lallas.

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**MOON STREET PROJECT ACCEPTANCE**

City Engineer Larry Julius advised that the Council awarded the project to Pogram Construction Inc. in November 13, 2013. The contractor has completed the work in compliance with the contract documents. Mr. Julius recommended that Council accept the project and noted that the City received the Affidavits of Paid forms today.

Council carried a motion to accept the West Moon Street Sewer System Improvements project as complete. M/S Bain/Garza.

City Engineer Larry Julius reported that the ADA field work is complete. They are working on a spread sheet that will be presented to the City.

**EAST MAIN STREET OVERLAY: BID AWARD**

City Engineer Larry Julius reported that bids were opened for the overlay of East Main Street from 14<sup>th</sup> Avenue east to the city limits:

Central Washington Asphalt, Inc. Moses Lake, Washington	\$342,222.34
Granite Construction Company, Moses Lake, Washington	\$368,956.58
Engineer's Estimate	\$359,022.00

Mr. Julius advised that the low bid was submitted by Central Washington Asphalt.

Finance Officer Williams explained that we budgeted \$200,000 for street overlay projects in 2014. He met with the Council Finance Committee and reviewed options for additional funding. They recommended the additional funding come from the street fund.

Public Works Director Terry Clements advised that the only overlay project scheduled for 2014 is East Main Street. Pine Street will need ground work, water line replacement and chip seal. Engineer Julius explained that the East Main Street overlay project will provide crossings across Main Street and Cunningham Road so when we complete the water transmission line project from Well #9, we won't need to cut the road. He noted that Gray & Osborne will prepare the contract documents; oversee the project; will prepare the as-built drawings, and complete the paperwork.

Council carried a motion to award the construction bid to Central Washington Asphalt, Inc., in the amount of \$342,222.34 and authorize the Mayor to sign the contract. M/S Dorow/Snyder.

**ANIMAL HOUSE UPDATE**

Ryan Krueger gave an update of the Pet Rescue/Animal House project. We are 6 weeks away from the filming and they have approximately 95% of the items needed for the project. October 18-29 will be the filming dates. They have about 200 volunteers and a large portion of those are from out-of-state. There is a volunteer application on their website.

**INTERLOCAL AGREEMENT TO PROVIDE LAW ENFORCEMENT FOR MUTUAL AID AND MOBILIZATION**

Police Chief Schenck presented the Interlocal Agreement with Othello, Ritzville and Adams County for mutual aid and law enforcement services. He noted that whoever is providing mutual aid will pay for their direct costs. Mayor Pro Tem Johnson asked if this agreement will insure mutual cooperation between the City and Adams County. Chief Schenck advised that cooperation between the jurisdictions is critical.

Council carried a motion to approve the Interlocal Cooperative Agreement. M/S Lallas/Garza.

**REAPPOINT JOE MONTEMAYOR TO CIVIL SERVICE COMMISSION**

Mayor Pro Tem Johnson advised that Mayor Logan will reappointed Joe Montemayor to the Civil Service Commission for an additional 6 year term.

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**RESOLUTIONS TO SURPLUS PROPERTY**

Parks and Recreation Coordinator Molly Klippert advised that the concession stand had various food items that could not be returned for credit because they were not in their original box or did not total the original purchased amount. She presented two resolutions that request the surplus of concession items: one resolution requests the sale of the surplus concession items to the Othello School District and one resolution requests donating the surplus items to the Othello Food Bank.

Council carried a motion to surplus the items listed in the proposed Resolutions. M/S Bain/Garza.

Council carried a motion to approve surplus pool concession items and sell them the Othello School District. M/S Garza/Dorow. This shall be known as Resolution No. 2014-28.

Council carried a motion to surplus pool concession items and donate those to the Othello Food Bank. M/S Bain/Lallas. This shall be known as Resolution No. 2014-29.

**ORDINANCE TO REPEAL CHAPTER 1.20 AND ADOPT CHAPTER 1.30 TITLED “CIVIL CODE ENFORCEMENT”**

City Attorney Katherine Kenison explained that the proposed ordinance will allow Code Enforcement opportunity to select what mechanism to use with any enforcement issue. This includes a notice of infraction; court intervention; emergency order of abatement; or a notice of violation to correct, or seek voluntary compliance agreement with the violator. If this ordinance is adopted, there will be other changes in the municipal code to make them consistent. She explained that if there is a nuisance on private property, our Code Official will work with the property owner to establish a reasonable time to come into compliance. If staff has come to the end of voluntary compliance, then Council will be asked to seek a court order. Chief Schenck advised that this will speed up our response to get voluntary compliance.

Council carried a motion to adopt AN ORDINANCE OF THE CITY OF OTHELLO REPEALING CHAPTER 1.20 OF THE OTHELLO MUNICIPAL CODE AND ADOPTING A NEW CHAPTER 1.30 TITLED “CIVIL CODE ENFORCEMENT”. M/S Dorow/Lallas. This shall be known as Ordinance No. 1409.

**UNFINISHED BUSINESS**

Parks and Recreation Coordinator Molly Klippert advised that soil testing was performed at the skate board park property and a report will be submitted soon.

Engineer Julius advised that a step test was performed at Well #9. The test indicated 2300 gallons per minute. A constant test will be performed soon. They are working out the details for the constant test, including where to pump the water to. The fluoride level is acceptable.

**NEW BUSINESS**

Councilmember Garza asked about a separation between the catch basin and concrete at Hamlet Street and 13<sup>th</sup> Avenue. He asked for the process to fix this situation. Terry Clements advised that bids will have to be called for this and other locations to get those fixed.

**ADJOURNMENT**

With no further items to discuss, Mayor Pro Tem Johnson adjourned the Council meeting at 7:50 p.m.

By: \_\_\_\_\_  
KENNETH JOHNSON, Mayor Pro Tem

ATTEST:

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