



MINUTES

City Council Regular Meeting

6:30 PM – Monday, October 23, 2017

Council Chambers, City Hall – 500 E Main St

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Logan called the meeting of the Othello City Council to order at 6:32 p.m. and led a silent invocation and the Pledge of Allegiance.

ROLL CALL

Councilmembers Present:

Genna Dorow
Angel Garza
Larry McCourtie
Mark Snyder
Eugene Bain

Councilmembers Absent:

Corey Everett
John Lallas

**MOVED BY GENNA DOROW, SECONDED BY LARRY MCCOURTIE, COUNCIL
EXCUSE ABSENT COUNCILMEMBERS. CARRIED.**

ADMINISTRATIVE STAFF PRESENT

Shawn Logan, Mayor
Wade Farris, City Administrator
Rebecca P. Ozuna, City Clerk
Spencer Williams, Finance Officer
Phil Schenck, Police Chief
Anne Henning, Community Development Director
Kelly E. Konkright, City Attorney

CITIZEN INPUT

There was none.

APPROVAL OF AGENDA

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

CONSENT AGENDA

- A. Approval of City Council Minutes of October 9, 2017
- B. Approval of Accounts Payable Checks
- C. Set Public Hearing for the 2018 Preliminary Budget on November 27th, 2017
- D. Set Public Hearing for the 2018 Capital Facility Plan on November 27th, 2017

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. 5405 to No. 5407 in the amount of \$1,256.64.

Accounts Payable Check No. 48821 to No. 48889 in the amount of \$823,517.15.

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

CURRENT BUSINESS

RESOLUTION AND INTERLOCAL AGREEMENT WITH OTHELLO SCHOOL DISTRICT

Parks and Recreation Coordinator Amy Hurlbut reported that In April of 2013, at the recommendation of staff and the Council Parks and Recreation Committee, the City Council approved the first interlocal agreement between the City of Othello and the Othello School District for joint use of recreational facilities. The agreement has remained in place since this time and has been renewed on a yearly basis.

Given the recent expiration of the contract, staff and the Othello School District recommend renewing the contract for three calendar years. Previously the contract was renewed yearly, but little to nothing was changed each year. In order to increase efficiency staff recommends extending this contract to 3 years. The interlocal agreement will provide the City of Othello with use of the Othello School District's listed athletic facilities, in the event the City would need additional space for program and/or athletic event scheduling. In turn, the Othello School District will be provided use of the City's listed recreational facilities in the event the OSD would need additional space for program and/or athletic event scheduling. Additional terms are outlined in the attached agreement.

Ms. Hurlbut commented that a couple of changes were made to the contract as a result the extended length of the contract. The most noticeable change was made to section 4.2 pertaining to district facilities:

- 4.2 DISTRICT FACILITIES. District Facilities shall include all facilities identified in ATTACHMENT A. If the District creates new facilities similar to those identified in ATTACHMENT A, then said facilities shall be included in this Agreement.

Brian Bodah, Business Manager for the Othello School District, has granted approval for the renewal of the interlocal agreement including the time extension and added/omitted content. He will be bringing the contract to the Othello School Board for approval. Staff recommends council approve the renewal of the "Agreement for Joint Use of Facilities between the City of Othello and the Othello School District No. 147"

Council carried a motion to APPROVE THE RENEWAL OF THE AGREEMENT FOR JOINT USE OF FACILITIES BETWEEN THE CITY OF OTHELLO AND THE OTHELLO SCHOOL DISTRICT NO. 147. M/S Dorow/McCourtie

Council carried a motion to APPROVE THE RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE JOINT USE AGREEMENT. M/S Dorow/McCourtie. This shall be known at Resolution No. 2017-30

ORDINANCE TO ASSUME THE TRANSPORTATION BENEFIT DISTRICT

Finance Officer Spencer Williams reported that last month the Council had discussed having the City assume the Transportation Benefit District (TBD). We are proposing the passage of an ordinance that would assume the TBD into the City. Mr. Williams reminded Council that if the City assumes the TBD the funds will not be sucked into the General fund or into the Street fund. It will remain its own fund. Nothing will change about how the money is used. We legally can't change what this money is used for. We will save time (meetings) and money (audit, insurance). A lot of cities are doing this because of the benefits. When the City assumes the TBD we assume the rights, powers, functions, and obligations of the TBD. Mr. Williams presented Council the attached ordinance which will assume the TBD into the City.

Council carried a motion to ADOPT THE ORDINANCE TO ASSUME THE TRANSPORTATION BENEFIT DISTRICT. M/S Snyder/Garza. This shall be known as Ordinance No. 1498

INTERFUND LOAN ORDINANCE

Finance Officer Spencer Williams reported that a few months ago, the Council was presented with, and approved, change order #17 for the 14th Ave project. This change order was for an estimated \$294,567. To pay for this change order, the Council elected to approve an interfund loan from the Sewer Reserve Fund to the Street Fund. We were comfortable with establishing this loan because it will be repaid from proceeds from the adjoining property owners along 14th Ave.

Mr. Williams commented that we anticipate these funds coming in during 2018, which will allow the City to repay the loan in full, in 2018 and he set the timeframe to no more

than 3 years for the loan repayment. Early repayment is allowed and it will adjust the interest on the loan appropriately. The interest rate (1.2%) is based on the external rate available to the lending fund. In preparation for this interfund loan, Council approved a policy to govern this practice. Our interfund loan policy was patterned after the guidance provided by the State Auditor's Office.

Council carried a motion to ADOPT THE ORDINANCE ESTABLISHING THE INTERFUND LOAN BETWEEN THE SEWER RESERVE FUND AND THE STREET FUND. M/S Dorow/Garza. This shall be known as Ordinance No. 1499

CHANGE ORDER FOR 1ST AVENUE

Civil Engineer Jake Dial from Varela & Associates reported that after grinding off the top 2" of existing asphalt, per plan, the remaining underlying asphalt was found to be in failure. The failure of the existing asphalt appears to be improper installation of previous overlays – including complete failure of the initial road section and subsequent overlay installation without emulsions “tack coat” between overlays. Mr. Dial mentioned this resulted in the section de-laminating and failing after the grinding activities and as-is conditions for overlaying could not be warranted by the contractor.

Councilmember Garza asked if there was a way to determine this outcome after the first grinding and before they started to pulverize the whole street. Mr. Dial responded that they notice some delamination after the first grind however the contractor started their construction and the road was dirty. The full extent condition of the road was not visible until the contractor started cleaning the road. Mr. Dial also mentioned that when they did core samples in the beginning they did notice some cracking and they did anticipate that however what they didn't know is that previously they had not used “tact coat” on the road when the other layers went down.

There was more discussion between Council, Staff, and Engineers regarding the full process of how the road is going to be rebuilt, issues that have arisen, the life span of the road with the changes, road rating and options what monies can be used to cover the change order.

Council carried a motion to APPROVE CHANGE ORDER #3 TO THE CONTRACT WITH ADVANTAGE DIRT CONTRACTORS INC. FOR THE 1ST AVENUE PROJECT. M/S McCourtie/Dorow.

OTHELLO ARBOR DAY 2017 PROCLAMATION

Park and Recreation Coordinator, Amy Hurlbut, advised that one of the requirements for the Tree City application is a Proclamation of an Arbor Day Celebration. To celebrate in 2017, the City will be planting over 50 trees on the east and west side of 14th Ave from Hwy 26 to Cemetery St. on the newly constructed street on October 30th, 2017 at 1:00 p.m.

City of Othello
Regular Council Meeting
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Council carried a motion to AUTHORIZE THE MAYOR TO SIGN THE PROCLAMATION
ESTABLISHING OTHELLO ARBOR DAY 2017. M/S

UNFINISHED BUSINESS

There was none.

NEW BUSINESS

There was none.

ADJOURNMENT

With no further items to discuss, Mayor Logan adjourned the Council meeting at
7:07p.m.

By: _____
SHAWN LOGAN, Mayor

ATTEST:

By: _____
REBECCA P. OZUNA, City Clerk