

City of Othello
Regular Council Meeting
October 27, 2014

CALL TO ORDER:

Mayor Shawn Logan called the meeting to order at 7:00 p.m. Councilmember Johnson led an invocation and Councilmember Lallas led the Pledge of Allegiance.

Present: Mayor Shawn Logan; 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 employee Dan Quick, Police Chief Phil Schenck; City Clerk Debbie Kudrna, Finance Officer Spencer Williams, and City Attorney Katherine Kenison.

APPROVAL OF AGENDA

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

CONSENT AGENDA:

- A. Approval of City Council Minutes of October 13, 2014
- B. Approval of Accounts Payable Checks
- C. Resolution to Release Retainage – W. Moon Street Sewer Project
- D. Accept the Weed Spraying Contract
- E. Set Public Hearing on the 2015-2020 Capital Facility Plan for November 10, 2014

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. 44537 to No. 44581 in the amount of \$234,484.81.

Accounts Payable Check No. 5124 to No. 5129 in the amount of \$1,661.00.

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

RECOGNITION OF JOHN AND CLAIRE LACKIE

Mayor Logan gave a presentation of the volunteerism activities of John and Claire Lackie and presented them with a plaque and City lapel pins.

PUBLIC HEARING ON THE CBHA ANNEXATION

Mayor Logan opened the public hearing at 7:09 p.m. City Planner Darryl Piercy reported that Columbia Basin Health Association (CBHA) has submitted a petition for annexation of property into the boundaries of the city. The property is currently owned by CBHA and is located east of 14th Street and south of Wahitis Elementary School. The property that is subject of the petition is approximately 20 acres in size. The property owner is asking the property be zoned Commercial 1 (C-1) for the purpose of developing a medical campus. He advised that CBHA is willing to enter into an annexation agreement, which will provide that in the event that the medical campus is not developed, the property zoning could be changed to a residential zone. Mr. Piercy noted that this project fits within the comprehensive plan and the development within the vicinity. Mayor Logan asked for a report from a representative of CBHA. Mr. Curtis Andrews, Facilities Manager of CBHA was present. He advised that they haven't hired a planner for the development of the property, however, they acknowledged they need to expand their facilities. Councilmember Johnson asked why the medical zoning wasn't considered. Mr. Andrews advised that the campus concept will include a conference facility, meeting space and include housing for providers. Mayor Logan asked for public comments. There was none. Mayor Logan asked for Council comments. There was none. Mr. Piercy advised that any development of the site would be subject to a site plan and SEPA review. Mayor Logan closed the public hearing at 7:18 p.m.

Council carried a motion to instruct staff to prepare the annexation documents. M/S Lallas/Dorow.

OTHELLO BEAUTIFICATION COMMITTEE REPORT

Lynette Caruthers, spokesperson for the Othello Beautification Committee explained that they are asking for permission to order and install six holiday/seasonal lighted decorations for the new Main Street light poles. They are 7' tall, LED, shooting star decorations at \$338.00 each. The Beautification Committee will pay for the decorations. The portion of the decoration that extends over the street approximately 5' and will be approximately at 15' above street level. She advised that Avista has offered to install the decorations and the street banners will be removed during the time that the lighted decorations are on the light poles.

Council carried a motion to approve the Beautification Committee request to order and install lighted decorations on the new Main Street light poles between 13th and 14th Avenues. M/S Dorow/Lallas.

GRAY & OSBORNE: EXISTING PEDESTRIAN FACILITY AND CURB RAMP INVENTORY

City Engineer Larry Julius reported that Gray & Osborne has completed a Pedestrian Facilities and Curb Ramp Inventory of the existing curb ramps throughout the community, to include sidewalks, driveway entrances, and alley approaches. Mike Meskimen from Gray & Osborne presented a summary of the report. He noted that the City is not required to complete an ADA transition plan because we currently have less than 50 full time employees. However, all new construction must meet the current accessibility requirements when built. He advised that there are other cities our size that have not completed an ADA assessment plan. They found that the City's recent projects are more compliant with ADA regulations. Mr. Meskimen advised that other communities have developed long term plans for ADA upgrades for budgetary reasons. Mr. Julius advised that they found twenty seven egregious areas.

WELL #3 UPDATE

Public Works employee Dan Quick updated Council on Well #3 and noted that Schneider Well Services is at the well site today.

FRATERNAL ORDER OF POLICE CONTRACT APPROVAL

Police Chief Schneck presented the police contract with the Fraternal Order of Police (FOP). He noted that the salary increases will bring the Othello police officers up to comparable salaries in other communities. A key change is the ability to implement better schedules for the police officers. City Administrator Farris acknowledged the assistance of Police Schenck for helping with finalizing the FOP agreement.

Council carried a motion to approve the Fraternal Order of Police Contract. M/S Lallas/Dorow.

CITY ATTORNEY SERVICES

City Administrator explained that in an effort to maintain the best interest of the city, and to ensure we are maintaining cost effective rates for the city's needs, staff recommends that we begin a search for new City Attorney services. Mayor Logan explained that he would have a council committee included in the process. Council's consensus was to authorize staff to proceed.

WELL #9 – CHANGE ORDER #1

City Engineer Larry Julius advised that at the July 28, 2014 City Council Meeting, the Council authorized the Mayor and City Administrator to direct the Contractor to continue the drilling operations for Well #9 if it would increase the water production from Well No. 9. During the drilling operations, the City determined it was in the City's best interests to continue drilling to a depth of 1,115 feet below ground surface rather than 920 feet below ground surface, which was the depth noted in the Contract Documents. As it turned out, there were four additional water bearing zones between 920 and 1,115 feet below ground surface that will add to the total amount of water available for the City to pump from Well No. 9. There was a discussion about the cost for the drilling company to be on standby during pump testing.

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Mr. Julius presented Change Order No. 1, which authorizes the additional drilling of the 16-inch diameter hole to the depth of 1,115 feet below ground surface, additional testing, and to have the drill rig and equipment standby time for the additional test pumping period. The change order is \$75,225.

The budget for drilling and equipping Well #9 and Constructing a 16-Inch Water Transmission Main is \$2,600,000.00. The construction estimate for Drilling Well No. 9 is \$533,115.00. The actual construction amount (including Change Order No. 1) is \$474,041.41.

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

ORDINANCE TO AMEND OMC CHAPTER 11.50 TITLED “RIGHT-OF-WAY PERMIT”

City Attorney Katherine Kenison presented two ordinances for the Council to consider relevant to adding a penalty for those who violate or fails to comply with the provisions of OMC Chapter 11 relevant to the right-of-way permitting. One ordinance sets the penalty subject to a C-7 penalty and one ordinance sets penalties for the first, second and third and subsequent offences. She also mentioned that the City may want to revisit their civil penalties costs.

Council carried a motion to adopt AN ORDINANCE OF THE CITY OF OTHELLO AMENDING CHAPTER 11.50 TO ADD A NEW SECTION 11.50.120 TITLED “PENALTIES”, including a progressive schedule. M/S Dorow/Garza.

NEW BUSINESS

Councilmember Johnson mentioned that we have truck parking on our streets. We did have signs up for “no truck parking” signs before the Main Street project. These signs have not been put back up. Mr. Farris noted that he will follow up with this with Public Works.

ADJOURNMENT

With no further items to discuss, Mayor Logan adjourned the Council meeting at 8:14 p.m.

By: _____
SHAWN LOGAN, Mayor

ATTEST:

By: _____
DEBBIE KUDRNA, City Clerk