

City of Othello
Regular Council Meeting
November 25, 2013

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: Eugene Bain, Ken Taylor, Genna Dorow, Kenneth Johnson, and Mark Snyder.

Also Present: City Administrator Wade Farris; Department Heads: Public Works Director Terry Clements, Police Chief Steven Dunnagan, City Clerk Debbie Kudrna; Finance Officer Spencer Williams, and City Attorney Katherine Kenison.

Absent Was: Councilmember Dan Dever and Charles Garcia.

Council carried a motion to excuse Councilmember Charles Garcia. M/S Dorow/Johnson.

Council carried a motion to excuse Councilmember Dan Dever. M/S Bain/Snyder.

APPROVAL OF AGENDA

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

CONSENT AGENDA:

- A. Approval of City Council Minutes of November 12, 2013
- B. Approval of Accounts Payable Checks
- C. Set Public Hearing on the Interim Zoning for Marijuana Zoning Regulations for December 9, 2013

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. 43334 to No. 43377 in the amount of \$123,660.77.

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

PUBLIC HEARING ON THE 2014 BUDGET

Mayor Wilson opened the public hearing at 7:03 p.m. Finance Officer Spencer Williams reported that there were committee meetings to get staff and council's budget recommendations to formulate the proposed 2014 budget ordinance. Mayor Wilson asked for public comments. Shawn Logan, 1015 E. Hamlet Street, stated that he wanted to understand what projects are planned to total the \$7.3 million in the water fund. Finance Officer Williams explained that the largest expenditure is the new City well and a combination of the operation of the water utility. Mayor Wilson asked for Council comments. There were no comments. Mayor Wilson closed the public hearing at 7:08 p.m.

ORDINANCE TO ADOPT THE FY 2014 BUDGET

Finance Officer Spencer Williams presented the official ordinance for the 2014 budget. The well project has increased the budget approximately \$3 million. Councilmember Taylor noted that the tourism reserve fund was reduced to less than \$20,000 and he's concerned about replenishing the tourism reserve funds. There was further discussion and it was the Council's direction that other organizations are asked to help fund the Cities of Distinction promotional tourism video and then the City may have other funds to use for funding.

Council carried a motion to adopt AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OTHELLO WASHINGTON, FIXING THE BUDGET FOR 2014, SETTING FORTH APPROPRIATIONS AND ESTIMATED REVENUES AND ADOPTING, BY REFERENCE, THE FINAL BUDGET FOR 2014. M/S Snyder/Johnson. Councilmembers Bain, Taylor and Dorow cast nay votes. The vote failed.

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Council carried a motion to adopt AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OTHELLO WASHINGTON, FIXING THE BUDGET FOR 2014, SETTING FORTH APPROPRIATIONS AND ESTIMATED REVENUES AND ADOPTING, BY REFERENCE, THE FINAL BUDGET FOR 2014, and reduce the \$19,800 to \$5,000 for the promotional tourism video. M/S Caylor/Bain. Councilmembers Snyder, Johnson, and Dorow cast nay votes. The vote failed.

Council carried a motion to adopt AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OTHELLO WASHINGTON, FIXING THE BUDGET FOR 2014, SETTING FORTH APPROPRIATIONS AND ESTIMATED REVENUES AND ADOPTING, BY REFERENCE, THE FINAL BUDGET FOR 2014, striking the \$19,800 from the tourism fund for the tourism video. M/S Dorow/Johnson. This shall be known as Ordinance No. 1388.

ORDINANCE TO ADOPT THE CAPITAL FACILITY PLAN 2014-2019

Council carried a motion to adopt AN ORDINANCE ADOPTING A SIX-YEAR CAPITAL FACILITY PLAN FOR 2014-2019. M/S Dorow/Caylor. This shall be known as Ordinance No. 1389.

PERMIT CENTER CONTRACT

City Administrator Wade Farris advised that the contract revision with Partners with Government, LLC, The Permit Center, provides a reduction in annual compensation of approximately \$28,400. Councilmember Johnson mentioned that we should take a look at options for building and planning in lieu of contracting for this service.

Council carried a motion to approve the revised contract with Partners with Government, LLC for plan review and building inspection services. M/S Snyder/Bain. Councilmember Johnson cast a nay vote.

MOTOROLA CONTRACT

Police Chief reported that the annual Motorola maintenance contract provides for repairs to their current radio system. The cost for the services has been appropriated in the 2014 budget. City Attorney Kenison advised that she is still objects to Section 11 of the contract, which provides for indemnity and limitation of liability. It reduces our statute of limitations to a shorter time period that State law allows and caps our exposure for any damages of claims.

Council carried a motion to enter into the contract with Motorola. M/S Dorow/Caylor.

RESOLUTION TO SURPLUS VACTOR

Public Works Director Terry Clements explained that a new Vactor truck has been purchased and the Resolution will surplus the old Vactor truck and allow staff to look at opportunities to sell. There will be a minimum price of \$25,000 to \$40,000 set on the equipment.

Council carried a motion to approve A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OTHELLO, WASHINGTON DECLARING SURPLUS. M/S Dorow/Snyder. This shall be known as Resolution No. 2013-27.

SHOP WITH A COP DONATION

Council carried a motion to approve A RESOLUTION ACCEPTING DONATIONS TO THE CITY OF OTHELLO. M/S Bain/Dorow. This shall be known as Resolution No. 2013-28.

EXECUTIVE SESSIONS:

- Potential Litigation
- Property Acquisition

Mayor Wilson also announced that Council will then adjourn at 7:47 p.m. to go into an executive session pursuant to RCW 42.30.110(1) (i) "To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member

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acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency." The executive session is expected to last 10 minutes. No action will be taken during the executive session.

At 7:55 p.m., Mayor Wilson announced that Council will now adjourn to go into an executive session pursuant to 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 10 minutes. No action will be taken during the executive session.

Mayor Wilson reconvened the meeting at 8:08 p.m.

MAYOR'S ANNOUNCEMENTS:

- The Park and Recreation Department has scheduled a tour to Leavenworth for their annual Christmas Lighting Festival. The trip is planned for December 14th and registration is at City Hall.
- City Hall will be closed on November 28th and 29th for Thanksgiving.
- On December 9, 2013, the newly elected officials will be taking the Oath of Office for their terms, which begin January 1, 2014.
- An invitation was given to the Council about a community meeting being organized by Fernando Moreno.

ADJOURNMENT

With no further items to discuss, Mayor Wilson adjourned the Council meeting at 8:09 p.m.

By: _____
TIM WILSON, Mayor

ATTEST:

By: _____
DEBBIE L. KUDRNA, City Clerk