

UNION GAP CITY COUNCIL REGULAR MEETING
Council Chambers, City Hall
Union Gap, Washington
January 23, 2012

<u>Call to Order</u>	Mayor Lemon called the Regular Meeting of the Union Gap City Council to order at 7:00 p.m.
<u>Council Members Present</u>	Council Members Dan Olson (arrived at 7:06 p.m.), Dan Vanover, Roger Wentz, Dave Matson, James Murr and Chad Lenz were present.
<u>Council Member Absent</u>	Council Member Dave Butler absent.
<u>Staff Present</u>	Robert Noe, City Attorney; Dennis Henne, Public Works Director; Dave Spurlock, Development Coordinator; Christopher Jensen, Fire Chief; Greg Cobb, Acting Police Chief; Karen Clifton, City Treasurer; and Sherrie Testerman, City Clerk/Executive Assistant were present.
<u>Audience Present</u>	Joshua Murr, Stephanie Murr, Jo Collier, Edward Monjaraz Sr., and others were present.
<u>Pledge of Allegiance</u>	Mayor Lemon led the Pledge of Allegiance.
<u>Excuse Council Member</u>	Motion by Council Member Wentz, seconded by Council Member Lenz to excuse Council Member Butler from tonight's meeting. Motion carried unanimously.
<u>Consent Agenda</u>	Motion by Council Member Wentz, seconded by Council Member Lenz to approve the consent agenda, as follows: Approve the Regular Council Meeting Minutes dated December 27, 2011, as sent out on pages 5333 through 5336 of the Minute Book. Approve Claim Voucher Nos. 81397 through 81476 in the amount of \$199,729.78 dated December 31, 2011 and transfer from the operating funds to the Claims Fund. Approve Claim Voucher Nos. 81477 through 81532 in the amount of \$43,484.16 dated January 23, 2012 and transfer from the operating funds to the Claims Fund. Adopt Resolution No. 976, a resolution authorizing the Mayor to sign the Collective Bargained Agreement between the City of Union Gap and Non-Uniformed Teamsters Local No. 760 for the years 2011 through 2012. Motion carried unanimously. Council Member Butler absent.
<u>Resolution No. 977 – Authorize Mayor to Sign the YVCOG Technical Assistance Contract</u>	Council Member Matson asked if the YVCOG Technical Assistance Contract is helpful to the City. The Development Coordinator explained this is an important contract and utilized on an as needed basis. Currently, YVCOG is working with the City on updating the critical areas ordinance. Also, the scope of work in the contract encompasses help with CDBG funding and management of CDBG grants. Council Member Matson stated in last year's contract it notes the City paid \$5,000. He asked what the \$5,000 pays for. Council Member Olson explained the City pays \$5,000 to secure assistance from YVCOG for certain planning tasks that fall within the scope of work in the contact.

Motion by Council Member Wentz, seconded by Council Member Murr to adopt Resolution No. 977, a resolution authorizing the Mayor to sign a contract with Yakima Valley Conference of Governments (YVCOG) so that YVCOG may provide technical assistance to the City in procuring development grants and other associated services. Motion carried unanimously. Council Member Butler absent.

Resolution No. 978
Authorize Grant Match
for Surface
Transportation Program
for Design of Main
Street from Market
Street to South City
Limits

Council Member Vanover asked what is the application fee for applying for the grant to design Main Street from Market Street to the South City Limits.

The Public Works Director explained the cost may be \$5,000 to apply, however, the application fee is part of the \$40,000 expenditure request for the submittal of the STP grant. The City may qualify to receive a maximum of \$250,000.

Council Member Matson asked if this is a loan.

The Public Works Director stated it is a grant not a loan.

Motion by Council Member Wentz, seconded by Council Member Vanover to adopt Resolution No. 978, a resolution authorizing an expenditure up to \$40,000 for the submittal of a Surface Transportation Program (STP) grant application for the design of Main Street from Market Street to the South City Limits. Motion carried unanimously. Council Member Butler absent.

Resolution No. 979 –
Authorize Surplus of
Two Police Vehicles

Council Member Wentz stated in Resolution No. 979 it states surplus two 1999 Crown Vic vehicles in a commercially reasonable manner. He asked what does that mean because in the past the City has used Heaverlo Auction.

Acting Police Chief Cobb explained the language means it allows flexibility and does not tie the City down to one auction agency.

Council Member Olson stated one of the vehicles only has 65,400 miles on it.

The Acting Police Chief explained even though the vehicle has low miles it is an older model. It has been passed around to two different departments and no longer runs.

Mayor Lemon stated the Community Development Department needs another car. He explained there will be times when both Code Enforcement Officer and Development Coordinator will have to go out and do inspections. He explained having another car would alleviate that problem.

The Fire Chief reported that the Fire Department's former white Expedition is in the process of being transferred to the Community Development Department. Currently, technical problems are being resolved on the vehicle before giving it to the Community Development Department.

Mayor Lemon stated he would like to have the option of transferring the vehicle with low mileage to the Economic Development Department before sending it to auction.

The Acting Police Chief stated the City is surplus from the Police Department and can choose to do whatever they wish with the vehicles.

Motion by Council Member Wentz, seconded by Council Member Vanover to adopt Resolution No. 979, a resolution declaring surplus two Police Vehicles a 1999 Ford Crown Victoria 4 door, mileage 109,868, VIN/2FAFP71W0XX177019, Lic. # 26367D and 1999 Ford Crown Victoria 4 door. mileage 65,400, VIN/2FAFP71W3XXX203287, Lic. # 28374D. Motion carried unanimously. Council Member Butler absent

Ordinance No. 2761 –
Creating Part-time
Graffiti/Litter Clean Up
Technician

Council Member Vanover asked what fund is currently paying for the wages of graffiti and litter clean up.

The Public Works Director stated currently wages are mainly funded out of the Street Fund and some out of the Garbage Fund.

Council Member Vanover raised concern that 36 hours per week as noted in the proposed ordinance is going over the threshold of being part-time.

The City Attorney explained he recalls the maximum hours for part-time is 35 hours a week.

Council Member Wentz recommended the hours be limited to 34 hours.

The Mayor explained that Shawn Riley who currently is a Seasonal Parks Maintenance Personnel does these job duties and will continue as the Graffiti/Litter Clean Up Technician. Mr. Riley is currently in the parks department and should be in the Community Development Department under Code Enforcement. The Mayor informed the funding for this position would be transferred out of Current Expense Executive fund to Current Expense Building/Planning Fund.

Council Member Vanover stated he questions the need for graffiti clean up year around especially during winter weather conditions.

Mayor Lemon informed graffiti vandalism continues in the winter.

Motion by Council Member Wentz, seconded by Council Member Lenz to adopt Ordinance No. 2761, an ordinance creating the position of Part-time Graffiti/Litter Clean Up Technician, and placing the position within the Community Development Department under Code Enforcement at \$12.00 per hour and modify the work hours to 34 hours a week. Motion carried with Council Members Matson, Murr, Wentz, Lenz, and Vanover voting yes. Council Member Olson voting no. Motion passes 5 to 1. Council Member Butler absent.

Ordinance No. 2762 –
Amending 2012 Budget
– Fund Part-time
Graffiti/Litter Clean Up
Technician

Motion by Council Member Wentz, seconded by Council Member Lenz to adopt and publish Ordinance No. 2762, an ordinance amending the 2012 Budget transferring \$26,000 from the Current Expense Executive Fund to the Current Expense Building/Planning Fund. Motion carried with Council Members Matson, Murr, Wentz, Lenz, and Vanover voting yes. Council Member Olson voting no. Motion passes 5 to 1. Council Member Butler absent.

Development of Next
Agenda

There were no items presented for the next agenda.

2012 Legislative Action
Conference

The Mayor informed that he will not be going to the 2012 Legislative Action Conference. He reported that the City Clerk has drafted a letter asking for the legislators support on various topics. He stated topics that he requested to be in the letter are (1) More flexibility to utilize the Excess Transit Tax Funds for public safety, and (2) More flexibility to utilize the Motor Vehicle Fuel Tax Fund. He explained there is a topic in the letter addressing the issue of reclassifying marijuana, which he does not agree with and will not sign the letter if it remains. However, if the Council agrees with all of the topics the letter will be available to sign.

Council Member Wentz reported there is another topic in the letter expressing opposition to HSB 2141 to the Department of Health setting certification fees for EMS responders.

Mayor Lemon stated he agrees with the opposition of HSB 2141.

Items from the Audience

Hazardous Snow Packs at Street Corners. Edward Monjaraz Sr reported snow has been plowed and piled too high at the corners of Ahtanum Road and 1st Street and Franklin and 1st Street. Mr. Monjaraz showed the Council pictures of the piles of snow at the corners of the streets. He explained the high piled snow at these corners causes view obstruction and almost caused him to be in an accident.

The Public Works Department explained piles of snow are on private property. He further explained that the City did not plow and pile the snow at these corners. He stated this is a code enforcement issue.

Mayor Lemon explained the piles of snow are on private property. He asked the Development Coordinator to follow up on this issue and resolve it. The Development Coordinator stated he would take care of the issue.

Council Member Wentz suggested putting a notice in the next newsletter about the hazards of packing snow on street corners.

Graffiti/Litter Cleanup. Mayor Lemon asked Shawn Riley to speak about the problems with graffiti vandalism. Mr. Riley informed the Council that he cleaned up 13 graffiti vandalisms today. He stated graffiti vandalism does not stop in the winter months. He explained the graffiti clean up and litter pick up is a year around job. Mayor Lemon commended Shawn Riley on the excellent job he does in keeping the City clean of graffiti and litter.

Departmental Reports

Mayor Lemon informed the following reports are in the packet and questioned if the Council has any questions of the departments: Building/Mechanical/Plumbing Reports and Treasurer's 2011 Year-End Revenue/Expenditure Report.

Council Member Wentz asked what the projected ending fund balance was for 2011.

The City Treasurer stated the projected ending fund balance for 2011 was \$425,000, which the City came close to that amount.

Mayor Lemon gave a brief overview of the 2011 City ending balance funds. He informed the 2011 ending fund/2012 beginning fund balance is \$412,179; the Street Fund is \$210,000, the Water/Sewer Improvement Fund is 1,021,765, the Garbage Fund is \$5,164, and Water Fund 670,732

Council Member Wentz asked if there is concern about how low the Garbage Fund is.

The Public Works Director stated there is a 2 percent increase this year, which will increase the funding in the Garbage Fund.

Mayor Lemon stated the Fire Truck Reserve Fund reflects \$253,249, but does not show the purchase of the new Fire Truck at this time.

The Fire Chief explained purchase of the new Fire Truck will occur this April, but that fund will still be in the green after the purchase.

Mayor Lemon stated overall the City funds look good. He commended the City Treasurer on doing a good job.

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Communications/
Questions/Comments

Council Member Wentz informed that he is receiving complaints that the Lodging Tax Advisory Committee is not following the Open Public Meetings Act.

Mayor Lemon directed the City Clerk to send a memo to the Lodging Tax Advisory Committee informing them of Council Member Wentz receiving complaints of them not following the Open Public Meetings Act.

Adjourn Meeting

At 7:36 p.m., Mayor Lemon adjourned the Regular Council Meeting.

These minutes dated January 23, 2012 was approved at the Regular Council Meeting of February 13, 2012.

Jim Lemon, Mayor

ATTEST:

Sherrie Testerman, City Clerk