

UNION GAP CITY COUNCIL REGULAR MEETING
Council Chambers, City Hall
Union Gap, Washington
June 27, 2011

<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 David Butler, Dan Olson, Dan Vanover, Roger Wentz, Dave Matson, James Murr, and Chad Lenz were present.
<u>Staff Present</u>	Robert Noe, City Attorney; Dennis Henne, Public Works Director; Chris Jensen, Fire Chief; Dave Spurlock, Development Coordinator; and Kathryn Thompson, City Clerk were present.
<u>Audience Present</u>	Bob Northcott, Fred Thomson, Debbie Matson, Stephanie Murr, Jo Collier, and others were present.
<u>Pledge of Allegiance</u>	Council Member Matson led the Pledge of Allegiance.
<u>Consent Agenda</u>	Motion by Council Member Wentz, seconded by Council Member Vanover to approve the consent agenda as follows: Approve the Regular Council Meeting Minutes, dated June 13, 2011, as sent out on pages 5216 through 5221 of the Minute Book. Approve Claim Voucher Nos. 79952 through 80019 in the amount of \$150,474.03 dated June 27, 2011 and transfer from the operating funds to the Claims Fund. Approve Petty Cash Check Nos. 1638 and 1640 through 1641, issued and paid in the month of May, 2011, in the amount of \$59.35. Approve Municipal Court Check No. 3390, issued and paid in the month of May, 2011, in the amount of \$34,061.91. Approve Advanced Travel Check No. 1116, issued and paid in the month of May, 2011, in the amount of \$1,050.00. Approve Treasurer's Check direct deposits in the month of May, 2011, in the amount of \$53,627.88. There were no Treasurer's Checks paid in the month of May, 2011. Ordinance No. 2731, An Ordinance amending Ordinance No. 2707 establishing the Union Gap Tourism Promotion Area by setting a new date on which the special assessment shall go into effect. Ordinance No. 2732, An Ordinance amending the 2011 Budget establishing a budget for the Craft Night Reserve Fund. Council Member Olson commented Ordinance No. 2732 is donation money given to Friends of the Library and should be separate from the City's money. Mayor Lemon stated this was created as a reserve fund so the money does not go away at the end of the year. He stated the Regional Library wanted to take this money, but it was donated to be used by the Friends of the Library. The City Attorney explained the fund was established by ordinance at a previous Council meeting and this ordinance is establishing the budget to allow for expenditures. Mayor Lemon called for a vote on the motion by Council Member Wentz, seconded by Council Member Vanover to approve the consent agenda. Motion

carried unanimously.

Public Hearing –
Amendment to Six-Year
Transportation
Improvement Program

At 7:06 p.m. Mayor Lemon opened the public hearing to consider oral and written comments regarding the amendment to the six-year transportation improvement program (TIP).

The City Clerk announced no written comments have been received.

The Public Works Director stated every year we conduct a public hearing for revisions to the six-year TIP. He informed this hearing was advertised and the draft TIP was available for viewing at City Hall and the Library for two weeks prior to the hearing.

Council Member Vanover questioned if there will be money left from the Valley Mall Boulevard project for Rudkin Road improvements.

The Public Works Director stated money is projected to be left for Rudkin Road, but we do not know how much yet.

Council Member Wentz questioned if 14th Street is included in the six-year TIP.

The Public Works Director stated 14th Street is not a classified road so it does not qualify for most funding.

Council Member Wentz stated it is the main street people travel from Mead Avenue to the Valley Mall.

The Public Works Director stated since it is only about three blocks long it is more of a local access road, but he can try to get it classified. He stated in the past we got 18th Street and Longfibre Road both classified, but it takes about six months. He stated he will list 14th Street as a project in our gray areas.

Fred Thomson stated he is in favor of adding 14th Street and commented he uses it as a detour to stores on Washington Avenue.

At 7:17 p.m. Mayor Lemon closed the public hearing.

Motion by Council Member Wentz, seconded by Council Member Lenz to amend the six-year TIP to add 14th Street. Motion carried unanimously.

Resolution No. 942 –
Adopting Amended
Six-Year Transportation
Improvement Program

Motion by Council Member Wentz, seconded by Council Member Lenz to adopt Resolution No. 942, A Resolution providing for an amended Six-Year Transportation Improvement Program (Comprehensive Street Program) for the City of Union Gap.

Council Member Olson commented on page 2, “Goodman to 16th Street” needs to be changed to “Goodman to 16th Avenue”. He also questioned if I-82 to Ahtanum Road on page 2 should have the classification changed to beltway.

The Public Works Director stated he would verify the I-82 to Ahtanum Road classification.

Mayor Lemon called for a vote on the motion by Council Member Wentz, seconded by Council Member Lenz to adopt Resolution No. 942, A Resolution providing for an amended Six-Year Transportation Improvement Program (Comprehensive Street Program) for the City of Union Gap. Motion carried unanimously.

Resolution No. 943 –
Adopting Public
Records Act Disclosure
Policy

Motion by Council Member Wentz, seconded by Council Member Olson to adopt Resolution No. 943, A Resolution adopting a Public Records Act Disclosure Policy. Motion carried unanimously.

Resolution No. 944 –
Renewal of Internet
Service Agreement with
Charter Business

Motion by Council Member Wentz, seconded by Council Member Murr to adopt Resolution No. 944, A Resolution authorizing the Mayor to sign an Agreement with Falcon Video Communications, L.P., (“Charter Business” or “Charter”) for continued internet service. Motion carried unanimously.

Resolution No. 945 –
Fire District No. 11
Service Agreement

Motion by Council Member Wentz, seconded by Council Member Vanover to adopt Resolution No. 945, A Resolution authorizing the Mayor to sign an Agreement with Yakima County Fire Protection District No. 11 for the City to provide certain fire and emergency life support services within the District’s boundaries. Motion carried unanimously.

Resolution No. 946 –
Agree. with Yakima
Valley Conference of
Governments - Critical
Areas Ordinance

Motion by Council Member Wentz, seconded by Council Member Vanover to adopt Resolution No. 946, A Resolution authorizing the Mayor to sign an agreement with the Yakima Valley Conference of Governments for services related to the creation and adoption of a Critical Areas Ordinance. Motion carried unanimously.

Ordinance No. 2733 –
Creating New Chapter
to Personnel Policies
Handbook – Computer
System, Internet, and
Email Use

The City Attorney informed he would like to propose adding a section L to the ordinance because the Judge pointed out that the court computers are controlled through the Administrative Office of the Courts (AOC).

Mayor Lemon commented a section recognizing the AOC regulations could be added.

The City Attorney recommended the following language, “L. With respect to Municipal Court computers, the State Administrative Office of the Courts (AOC) has rules and regulations in place concerning use of those computers, internet, and e-mail usage. Those rules and regulations shall apply to the Municipal Court, its employees, and its use of computers, internet, and e-mail to the extent that they are not inconsistent with the policies set forth in this Chapter.”

Motion by Council Member Wentz, seconded by Council Member Vanover to amend Ordinance No. 2733 to add section L as recommended by the City Attorney. Motion carried unanimously.

Motion by Council Member Vanover, seconded by Council Member Wentz to adopt and publish Ordinance No. 2733, as amended, An Ordinance creating a new Chapter 8.15 to the City’s Personnel Policies Handbook entitled “Computer System, Internet, and Email Use” and replacing the existing Chapter 8.15, “Electronic Media”. Motion carried unanimously.

Reconsideration of
Vetoed Ordinance No.
2726 – Amending the
2011 Budget – Current
Expense Fund –
Legislative Dept.

Mayor Lemon stated technically this reconsideration should have been at the last Council meeting.

Motion by Council Member Lenz, seconded by Council Member Olson to override the veto of Ordinance No. 2726, An Ordinance amending the Legislative Department Budget. Motion failed because a super majority did not vote in favor: Council Members Butler, Olson, Vanover, and Lenz voting in favor; Council Members Wentz, Matson, and Murr voting no.

Final Acceptance of W.
Ahtanum Rd. School
Crossing Improvements
Project

Motion by Council Member Vanover, seconded by Council Member Butler to approve and accept the W. Ahtanum Road School Crossing Improvements Project as complete and begin the thirty-day lien process. Motion carried unanimously.

Mayor Lemon thanked the Council members for their participation in trips to Olympia to secure funding for this project.

Develop Agenda for
7/11/11 Council
Meeting

There were no additional items for the July 11, 2011 Council agenda.

Items from the
Audience

Old Town Days. Fred Thomson stated he enjoyed Old Town Days in the park, but was surprised there was not more Union Gap related tables, like information from Police and Fire. He stated he was also unable to purchase a t-shirt this year.

Departmental Reports

Mayor Lemon stated Police and Fire were at Old Town Days and the Police Department had demonstrations of Canine Officer Daisy.

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 – May 2011 and New Businesses Report – April/May 2011.

Communications/
Questions/Comments

Police Fuel Usage. Mayor Lemon informed there is gas usage information from the Police Chief, but the Police Chief had to leave town and is not present. He stated if this is not the information the Council wanted, the Council should clearly write down their request or call the Chief and have him attend a Council Committee meeting.

4th of July Transit Shuttle. Mayor Lemon requested the City Clerk ask Sherrie to add the July 4th transit schedule to the newsletter.

Council Member Wentz questioned where the flyer is posted.

The City Clerk informed the flyers are available at City Hall and the Library and the Public Works Director is working with Ron Davis from T.C. Transportation to get the word out to the media.

Council Member Wentz questioned if transit funds can be used for part of the cost of the newsletter.

The City Attorney stated transit funds can be used for part of the newsletter cost as long as it is proportionate.

The Public Works Director stated he sent out a press release this morning and he spoke with the 4th of July committee and they are putting the schedule on their website. The schedule is also at the parks and on the transit buses.

Council Member Vanover commented the 4th of July committee committed to advertising the free transit shuttle when they came before the Council.

Mayor Lemon commented transit could pay for advertising also.

Recess to 60-Minute
Executive Session for
Collective Bargaining

Valley Mall Annex. Mayor Lemon informed he and the Development Coordinator will be meeting with Fred Bruning, Valley Mall owner, on July 1st to discuss the old Costco site and new businesses.

At 7:35 p.m., motion by Council Member Olson, seconded by Council Member Vanover to recess the Regular Council meeting for up to 60-minutes for an Executive Session to discuss collective bargaining representation. Motion carried unanimously. Attending the executive session were the Mayor, Council, and City Attorney.

Reconvene & Adjourn
Meeting

At 8:15 p.m., Mayor Lemon reconvened and adjourned the Regular Council Meeting.

These minutes dated June 27, 2011 were approved at the Regular Council Meeting of July 11, 2011.

Jim Lemon, Mayor

ATTEST:

Kathryn Thompson, CMC, City Clerk