



McCleary City Council

PROPOSED AGENDA

July 14th, 2010

7:00 Council Meeting

Flag Salute
Roll Call
Minutes (Tab A)
Public Comment Renee Dunham, Mark Reed Hospital
Mayor's Report

Staff Reports: Dan Glenn, City Attorney (Tab B)
 Nicholas Bird, Director of Public Works (Tab C)
 Department Head Reports (Tab D)

Old Business: Supplemental 2010 Budget (Tab E)

New Business: Simpson Avenue Progress Estimate #4 (Tab F)
 Simpson Avenue – Change Order #5 – Topsoil (Tab G)

Ordinances: Supplemental 2010 Budget (Tab H)

Resolutions:

Vouchers
Mayor/Council Comments
Public Comment
Executive Session
Adjournment

Americans with Disabilities Act (ADA)
Accommodation is Provided Upon Request

Please Turn Off Cell Phones – Thank You

CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, June 23, 2010

FLAG SALUTE	The meeting was called to order at 7:00 PM with the Flag Salute.
ROLL CALL	Mayor Dent, Councilmember's Boling, Ator, Lant, Schiller, and Geer.
ABSENT	None.
STAFF PRESENT	Public Works Director Nick Bird, City Attorney Dan Glenn, City Clerk/Treasurer Wendy Collins, Police Chief Crumb, Public Facilities Manager Todd Baun, and staff members Jon Ehresmann, Tami Schoch, John Graham, Paul Nott and Randy Bunch.
MINUTES APPROVED	Motion made by Councilmember Geer and seconded by Councilmember Boling to approve the minutes. Motion Carried.
PUBLIC COMMENT	<p>Shanie Cohen introduced herself as the Bear Festival Committee Chair and wanted permission to have a petting zoo at the festival this year. Mayor Dent informed her it would be fine as long as they are self insured.</p> <p>Evert Challstedt stated he really enjoyed having a petting zoo in the past and believed it was very popular and supports the idea of having one.</p> <p>Odd DeBakker stated he would like to see a street dedicated to the passing of Fire Chief Keel. He suggested Third Street would be a good possibility. The Mayor thanked him for the suggestion.</p>
MAYOR'S REPORT	The Mayor recently spoke to Renee Dunham from Mark Reed Hospital and she would like to come to meet with us again regarding the hospital move.
CITY ATTORNEY REPORT	<p>Dan Glenn discussed the supplemental budget ordinance he prepared.</p> <p>The council discussed the contract and insurance coverage between the city and the bear festival. It was moved by Councilmember Geer, seconded by Councilmember Schiller to authorize the Mayor to sign the contract with the Bear Festival for insurance coverage. Motion carried.</p>
UTILITY BILLING OWNER-TENANT BILLING CHANGE	Wendy Collins explained how staff would like to add property owner information along with tenant information on utility accounts so the owner will receive a duplicate copy of the bill when the tenant is late on their payment. It will help owners from ending up with extremely high bills when the tenant becomes multiple months behind and moves out. It was moved by Councilmember Lant, seconded by Councilmember Geer to add the owner to tenant accounts in the utility billing software. Motion carried.
DRAFT 2010 BUDGET	<p>The Mayor stated he and the staff have come up with a replacement budget that will cover the shortfalls of the previous adopted budget. He commented the previous Council was not given the full picture of the actual status of the budget. He also thanked Donnie Rostedt for her assistance with the budget. Her 35 plus years of experience have been of great value.</p> <p>Nick Bird presented the changes made to the current budget and addressed questions from the council. He explained the previous adopted budget showed the revenues were inflated and expenditures were deflated. There is an \$888,000 difference between the two budgets. The city cannot gamble on inflated revenues to cover the expenditures. The budget includes three positions that will be laid off. The Ordinance was introduced and will be decided on at the next meeting.</p>
SIMPSON SIDEWALK UPDATE	Nick Bird stated the Simpson Sidewalk Project will go over budget by approximately \$2,000.
MAYOR/COUNCIL COMMENTS	<p>Todd Baun stated the baseball field will be done for the Bear Festival.</p> <p>Councilmember Geer thanked the Bear Festival Committee for being organized and working hard.</p>
EXECUTIVE SESSION	None.
ADJOURNMENT	At 7:28 pm, it was moved by Councilmember Boling seconded by Councilmember Ator to recess the meeting until Wednesday, June 30th at 6:00 pm. Motion carried.

CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, June 30, 2010

FLAG SALUTE	The meeting was called to order at 6:00 PM with the Flag Salute.
ROLL CALL	Mayor Dent, Councilmember's Boling, Ator, Lant, Schiller, and Geer.
ABSENT	None.
STAFF PRESENT	Public Works Director Nick Bird, City Clerk/Treasurer Wendy Collins, Police Chief Crumb, Public Facilities Manager Todd Baun, and staff members Mick Schlenker, Jennie Reed and Brad Lott.
MINUTES APPROVED	None.
PUBLIC COMMENT	Evert Challestedt thanked the staff for all their hard work on the budget.
CONTINUATION OF MEETING FROM JUNE 23, 2010	The draft budget was discussed and numerous questions were asked for clarification. The council will review the draft budget over the coming week and will make a decision at the July 14, 2010 meeting.
PUBLIC COMMENT	Mayor Dent reported Officer Tarnowski has resigned as police officer for the City of McCleary and has accepted a position with the City of Cosmopolis where he previously worked. Councilmember Geer recently attended a Bear Festival meeting and was unhappy with comments he was told had been made by city staff, which were negative in nature toward the Bear Festival and the parade. Chief Crumb reported he met with the parade representatives today and they worked out the parade route and which streets the police need to secure.
ADJOURNMENT	At 8:10 pm, it was moved by Councilmember Boling, seconded by Councilmember Ator to adjourn the meeting. Motion carried.

MEMORANDUM

TO: MAYOR AND CITY COUNCIL, City of McCleary

FROM: DANIEL O. GLENN, City Attorney

DATE: July 12, 2010

RE: LEGAL ACTIVITIES as of JULY 14, 2010

THIS DOCUMENT is prepared by the City Attorney for utilization by the City of McCleary and its elected officials and is subject to the attorney-client privileges to the extent not inconsistent with laws relating to public disclosure.

1. **BUDGET ORDINANCE**: My understanding is that the Council and Mayor have gone through the draft budget which would, in effect, succeed the budget as adopted towards the end of 2009. As mentioned in the last Report, an amendatory budget ordinance normally may not be acted upon until no less than five days from its introduction. The ordinance was introduced at the last regular meeting of the Council. Since then, you have had the public session/workshop at which the six of you received the additional material from Mr. Bird and Ms. Collins and there was the opportunity for public input or comment.

Thus, if you so choose, you may go forward tonight with adoption of an amended version of the ordinance introduced at the last session. It will have as its attachment the budget document the five, or at least four of you (A majority plus one as required by RCW 35A.33.090.) approve and the Mayor signs. Prior to actual action upon the amendatory budget ordinance, I am recommending to the Mayor that he specifically ask if there is any public comment on this particular ordinance. This is to be "double safe" in terms of the requirement of opportunity for any taxpayer to appear and

comment, again as required by the referenced statute.

2. **CONTRACTS**: In prior Reports, I have referenced a recommendation that the Council and Mayor, when handling the challenges arising from the necessity of modifying the budget is resolved, review the pattern/verbal agreements under which the various sports leagues use the City's facilities included within Beerbower Park. Assuming that various leagues continue to use the fields, whether for soccer or baseball, I do not have a record of any written agreements governing such use as being in effect. This is unlike the situation which is in place with the Bear Festival with which we have what I characterize as an "evergreen" contract in place. (By "evergreen", I mean that it remains in place until one party gives notice to the other party of a desire to terminate or amend the contract.)

The absence of clear written understandings of the rights and responsibilities can create major problems, not only from the liability standpoint but also from the management standpoint. Thus, I would recommend that a review be undertaken of what entities are using the fields on a continuing basis, under what conditions, through what coordination with the City, etc. We could then develop written agreements for your review and consideration.

3. **COUNCIL POLICIES RESOLUTION**: Back in 2001, I prepared a draft resolution of some breadth for consideration by the then serving Council and Mayor. The goal was to set forth in writing a variety of policies in relation to the operation of the meetings of the Council. They ranged from how reconsideration of a vote could be undertaken to the nature of the agenda process. Well, so far as I can determine it was never adopted.

Based upon a piece of litigation currently in play involving one of the other cities which I have the opportunity to represent, one of the issues in the litigation would have been resolved if the draft prepared for that City had been adopted. Thus, I am going to be providing you an updated version of that resolution. I would ask that it be reviewed by each of you and any suggestion, whether in the form or an addition, deletion, or modification, one of you might have been provided either to Ms. Collins or myself. (If the

former, she will provide it to me.) For the two cities which did adopt, in my somewhat prejudiced opinion it has served them well in reducing certain risks, providing guidance, and allowing a quick referral to a written policy when someone asks "Why did you do it that way?".

4. **LeMAY BILLING MATTERS**: As part of the transition from the City's billing for the services provided and LeMay doing the billing, I have provided a draft resolution for Ms. Collin's review. When implemented after her review and your consideration, it will make the necessary changes allowing the implementation of the program. I would anticipate that it likely will be on the August agenda.

5. **CRITICAL AREAS ORDINANCE**: Back in 2003, the Council and Mayor adopted an updated ordinance dealing with the definition and handling of matters within what are known a "critical areas" such as wetlands. Under certain mandates, the City will be required to update that ordinance, both as to consideration of areas covered and the regulatory provisions, over the next couple of years. I bring it to your attention at this stage so that one can begin to consider the impacts, if any, of the annexations which have occurred since the adoption seven years ago.

As always, this is not meant to be all inclusive. If you have any questions or comments, please direct them to me.

DG/le

STAFF REPORT

To: Mayor Dent
From: Nick Bird, Director of Public Works
Date: July 12, 2010
Re: Current Non-Agenda Activity

Bear Festival

As I saw most of the Council Members around the park this weekend, I am sure that all are fully aware of how successful this year's Bear Festival was. Over the last couple weeks the crews have been working diligently to get everything ready. At this point in time I am unaware of any problems or necessary repairs after the Festival. I do anticipate meeting with the crews and the Bear Festival Chair/Committee to conduct something to the effect of an after action evaluation to determine modifications to improve safety and the overall enjoyment of the attendee's.

The bottom line is that the Bear Festival Committee put together a fantastic event in a short period of time and I am looking forward to working with them next year!

Simpson Avenue Sidewalks

We are in the home stretch for this project. I issued Substantial Completion on July 7, 2010, which means we have full / unrestricted use of the project area. There are a few items that must be corrected before we can accept the project as Physically Complete and even more paperwork that must be completed before we can accept the project as complete.

I have been told that the Contractor and sub-contractors will be completing the punch list items this Friday.

Mark Reed Request

It is my understanding that Mark Reed still intends to mount fiber optics on our utility poles. I have yet to receive a proposal from Mr. King, but once received, Mr. Glenn and I will review the proposal for accuracy and completeness before presenting it to the Council for approval.

Developments

I still need to prepare an estimate for small works construction of the deficient items in Summit Place II and coordinate with the bonding company. I envision getting this work done once the excitement of Bear Festival, the Budget, and the Simpson Sidewalk Project dies down. Again, I will provide more information as it comes in.

STAFF REPORT

To: Mayor Dent
From: Paul Nott, Light & Power
Date: July 12, 2010
Re:



	Monthly Statistics;	YTD Totals;
New Services;	1	5
System Outages;	4	9
Pole Replacements;	7	11
Maintenance Work Orders;	5	18
Billable Work Orders;	1	5

Last month we had 4 outages. Three were underground faults, two of which were old primary faults that required the assistance of Mason Co. PUD in locating the faults. One was a secondary fault which we have the equipment to locate, and the fourth was a blown fuse that fed a phase that goes up Birch Street. As far as the primary wire that is continually faulting out on Olin, we the City need to take a serious look at replacing those sections that we are having problems with. That cable is over 20 years old and the faults are just going to increase in frequency as the cable breaks down.

The last couple of weeks consisted of assisting the Public Works crew prepare the park for Bear Festival. This year took more than usual efforts from all due to the tree that fell over during the wind storm we had back in May. With all the efforts of all of the City crew personnel we managed to achieve our goal.

Now that Bear Festival is over we can return to work a usual. We will be returning to brushing our distribution system.

The AMR will hopefully be up and running this month.

Asphlund did come and do our annual maintenance spraying and the timing was perfect in between rain showers. It appears we got a good kill on them weeds.

We still have the two remaining poles to be set from 10th street to the apartments. After that, and depending on how our budget is looking, will determine if we will be ordering the rest of the material to complete that project. The important part is that the poles did get set prior to the side walk project and we can string the wire next spring if needed.

There seems to be a rise in new service estimate requests. Hopefully, that's a sign of good things to come.

That's all folks...

STAFF REPORT

To: Mayor Dent
From: Todd Baun, Public Facilities Manager
Date: July 12, 2010
Re: June Report

The following items are the highlights of what I have been working on during the month of June.

- I still have received no contact from Mr. and Mrs. Gravatt on the storm water issue affecting their property located at 311 W. Simpson Ave. We are in a holding pattern until we receive the legal documents that have been given to them by the city.
- Simpson Ave. Sidewalks project is almost finished. The contractor has some minor punch list items that need to be completed.
- Beerbower Park was ready in time of the Bear Festival. All the city crew members put in long hours to get it ready. I would like to thank the Light and Power crew for all of their help. I was a little worried about the weather the past couple of months, but in the end it all worked out.
- The completion of the Beerbower park grant will be coming up shortly. We still have storm water drainage and a park trail that needs to be completed to finish the grant.
- The next couple of months will be extremely busy for the public works crew. We have several maintenance items that will be completing or catching up on.

If you have any questions, don't be afraid to ask. If you see something that needs attention or have any ideas that you would like me to pursue, my door is always open, so please come and talk to me.

To: Mayor Dent
From: Vern Merryman, Water/Wastewater
Date: July 2010
Re: Monthly Report

In June we processed 108,604 gals of digester mixed liquor through the belt filter press. This equates to approximately 2.3 dry tons of material (biosolids).

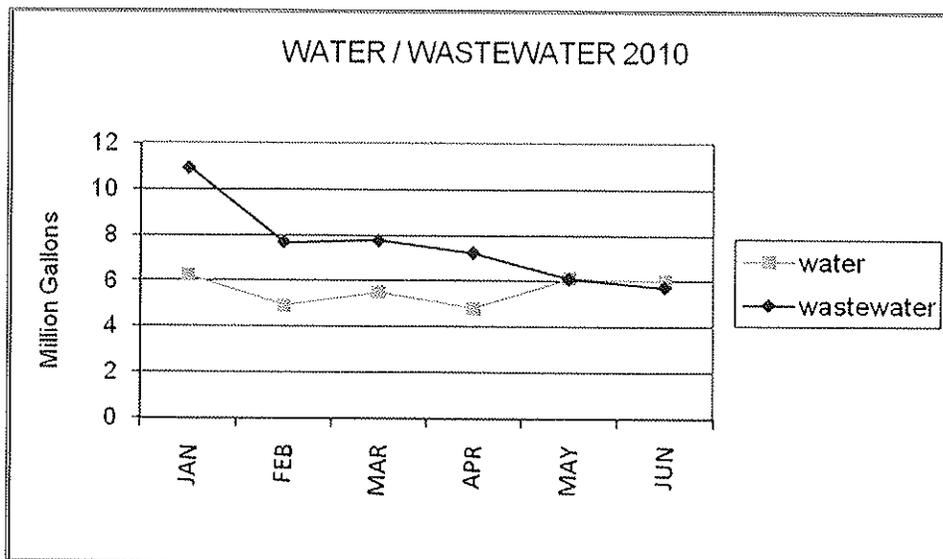
The processed effluent flow from the treatment plant totaled approximately 5.7 million gallons for June.

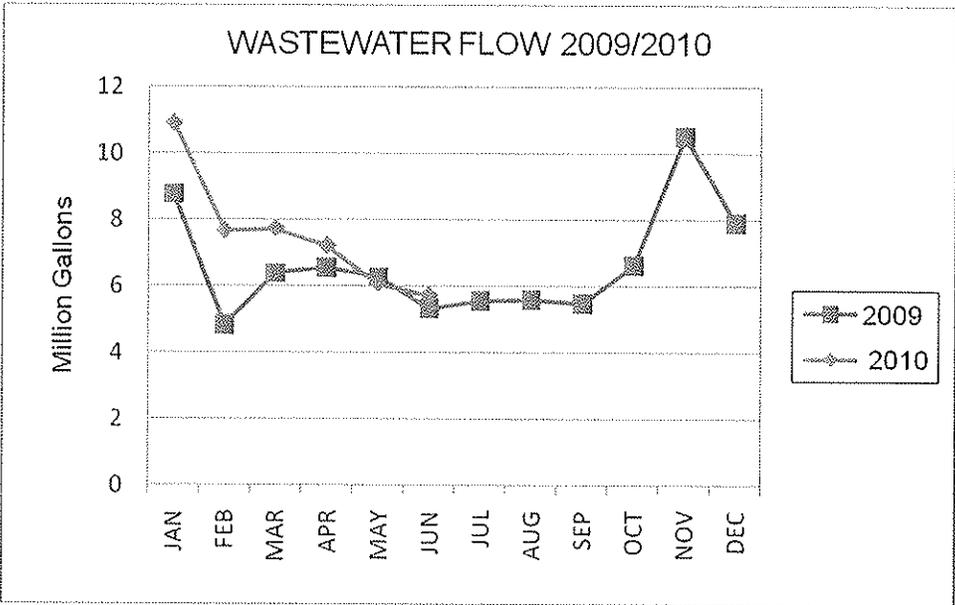
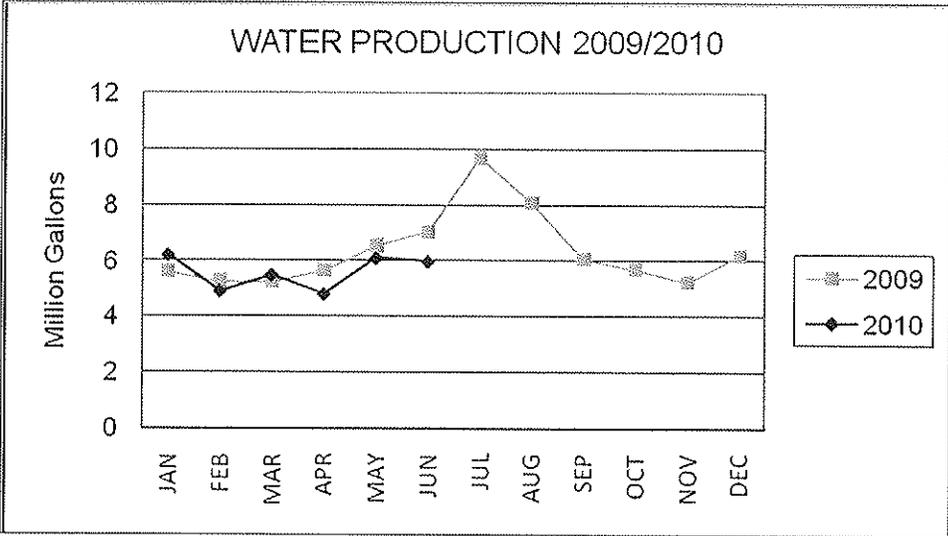
Coliform sampling results from our distribution system were satisfactory, no presence of coliform.

Potable water production came in at approximately 6 million gallons for June.

The Consumer Confidence Report (CCR) has been completed and mailed with June utility bills.

Water production, wastewater flow and a comparison chart of the two follow.





STAFF REPORT

To: Mayor Dent

From: Colin Mercer Fleet Manager



Date: July 1, 2010

RE: June Fleet

No accidents to report.

Regular Maintenance

Lube oil and filter :

2005 Chevy Impala Police Car

Repairs

2006 Crown Victoria Police Car – Window Switch

1999 Crown Victoria Police Car - Cracked intake manifold replaced.

STAFF REPORT

To: Mayor Dent
From: Colin Mercer Webmaster
Date: July 1, 2010
RE: June Website & Help Desk



RE-OCCURRING WEBSITE ACTIVITY

Council Agenda/ Packet .
Previous Council meeting approved minutes.
Planning Commission Agenda.
Previous Planning Commission approved minutes.

NEW WEBSITE ACTIVITY

June Hydrant Flushing Notice posted on the water page and also the Home Page sidebar.
Revised City Organizational Chart adding Vicki Gerth and removal Ardyce Taylor.
Added a Call Before You Dig sidebar section to the Home Page.
Changed Small Works Roster application online to show my address instead of Ardyce's email.
Uploaded the 2010 Annual water report to the water department page.
Posted the fireworks ordinance on the top of the Home Page for the 4th of July.
Removed Simpson Avenue parking restriction notice.
Added photos of the new crosswalk and sidewalks by the community center to the Streets Page.
Added photo of the new backstop, fence and bleachers to the Parks Page.

ADDITIONAL TASKS

Assist Nick Bird with Simpson Sidewalk Project Invoice preparation.
Review and upload the Inspectors Daily Reports for the Simpson Sidewalk Project.
Cover the Building Department in the absence of the Building Official.
Computer issues with Comcast resolved.
Scanned and uploaded to the City intranet more Ordinances for digital record copy and easier staff reference.
Covered Simpson sidewalk daily inspection from 6-17 through 6-30 .
Easement document locating and scanning for digital record copy.

HELP DESK ACTIVITY

Month	Number of Incidents reported	Staff Reported / Closed / Open	Citizens Reported / Closed / Open
MARCH	12	3 / 4 / 7	9 / 15 / 9
APRIL	9	4 / 3 / 8	5 / 4 / 10
MAY	14	4 / 5 / 7	10 / 5 / 15
JUNE	11	2 / 3 / 6	9 / 9 / 15

Page Views by Section

Section	Page Views	Percent of Total
Default Page	1974	33.8%
Events Calendar	559	9.57%
Agendas and Minutes	423	7.24%
Search Results	228	3.9%
City Departments	227	3.89%
City Staff	216	3.7%
Home Page	209	3.58%
Code, Ordinances & Standards	199	3.41%
Bear Festival	185	3.17%
Police	131	2.24%
Mayor and Council	122	2.09%
Helpful Links	111	1.9%
City Photos	109	1.87%
Public Facilities	93	1.59%
Community Center	93	1.59%
FAQ's Page	88	1.51%
Chamber of Commerce	87	1.49%
Administration	86	1.47%
City Jobs	85	1.46%
Light & Power	72	1.23%
Water / Wastewater	65	1.11%
Planning Department	56	0.96%
Fire	55	0.94%
2008-10 Budget	54	0.92%
Development Services / Building	51	0.87%
Tell Us What You Think!	43	0.74%
Municipal Court	40	0.68%
Flood Photos 2009	39	0.67%
65th Anniversary Photos	36	0.62%
Interlocal Agreements	34	0.58%
Christmas Photos 2007	29	0.5%
Park Project Photos	26	0.45%
Stormwater Plan Questionnaire	9	0.15%
Surveys & Questionnaires	5	0.09%
Public Facilities Survey (Ends March 7th)	1	0.02%
TOTAL	5840	100%

STAFF REPORT

To: Mayor Dent
 From: Nick Bird, Director of Public Works
 Date: July 12, 2010
 Re: Supplemental 2010 Budget

At the presentation of the Draft 2010 Budget, a few discrepancies were noted that must be corrected prior to adaptation. As I recall, no revisions were necessary on the Revenue side, however a few minor touch up's were necessary on the Expenditure side. The table below displays the account number, description, revised 2010 Budget amount, and a summary of the revision.

TABLE 1
Draft 2010 Budget Revisions

Account No.	Description	Draft 2010 Budget Amount	Revised 2010 Budget Amount	Summary of Revision
001-000-000-508-00-00-00	Ending Net Cash	\$42,955.00	\$22,955.00	Police and Fire equipment initially not included in draft budget, but was included in NB Staff Report (6/21/10)
001-000-000-521-20-64-00	Capital Outlay - Equipment	\$0.00	\$10,000.00	Police equipment initially not included in draft budget, but was included in NB Staff Report (6/21/10)
001-000-000-522-20-64-00	Capital Outlay - Equipment	\$0.00	\$10,000.00	Fire equipment initially not included in draft budget, but was included in NB Staff Report (6/21/10)
102-000-000-508-00-00-00	Ending Net Cash	\$47,092.00	\$39,892.00	End Net Cash reduced to cover Capital Outlay - Other Improvement expenses
102-000-000-542-30-63-00	Capital Outlay - Other Improvements	\$207,000.00	\$7,200.00	Originally included ARRA funds as Capital Outlay; Moved to "ARRA Sidewalk Project"; End Net Cash reduced to cover previous expenses
102-000-000-542-30-63-10	Capital Outlay - Roadways	\$107,000.00	\$0.00	Originally included ARRA funds as Capital Outlay; Moved to "ARRA Sidewalk Project"

TABLE 1 (Continued)
Draft 2010 Budget Revisions

Account No.	Description	Draft 2010 Budget Amount	Revised 2010 Budget Amount	Summary of Revision
102-000-000-595-61-63-00	ARRA Sidewalk Project	\$0.00	\$314,000.00	Moved Capital Outlay figures to "ARRA Sidewalk Project"
301-000-000-500-00-00-00	Expenditure	\$105,000.00	\$0.00	Miscoded; moved to "Transfer Out"
301-000-000-597-00-00-00	Transfer Out	\$0.00	\$105,000.00	Miscoded; moved from "Expenditure"
401-000-000-533-80-62-00	Capital Outlay - Building	\$0.00	\$5,000.00	Moved from "Capital Outlay Other Improvement" to cover existing expenses
401-000-000-533-80-63-00	Capital Outlay System	\$50,000.00	\$0.00	Moved to "Capital Outlay Equipment" for consistency with accounts payable
401-000-000-533-80-64-00	Capital Outlay Equipment	\$50,000.00	\$115,000.00	Moved from "Capital Outlay System" and "Capital Outlay Other Improvements" for consistency with accounts payable
401-000-000-533-80-65-00	Capital Outlay Other Improvement	\$20,000.00	\$0.00	Moved to "Capital Outlay Equipment" and "Capital Outlay - Building" for consistency with accounts payable

All of the items included in Table 1 are "cleanup items" if you will, and do not change the fund totals.

I did check on the Ambulance Interfund Repayment, and it appears that there is \$17,500 that must be paid back to Light and Power by September 1, 2014 in accordance with Resolution 597.

Action Requested:

As we have met the statutory requirement for the "lag" period as presented in Mr. Glenn's 6/21/10 memorandum, action can be taken on the Draft 2010 Budget. Please consider adopting the Supplemental 2010 Budget and approve the ordinance adopting the supplemental budget for the remainder of 2010.

STAFF REPORT

To: Mayor Dent
From: Nick Bird, Director of Public Works
Date: July 12, 2010
Re: Progress Estimate No. 4

This progress estimate includes the work completed by the Contractor between June 1 and June 30, 2010.

The Total Amount Due is: \$86,988.84

The Amount to be deposited in the Retainage Account is: \$4,578.36

The Total Amount in the Retainage Account is: \$13,884.00

As you can see on the bottom of page two of the attached Progress Estimate, including this Progress Estimate, the Contractor has completed \$277,680.00 (\$263,796.00 + \$13,884.00) worth of work and has approximately \$15,350 worth of work remaining (including paying for Change Order #5). Based on this evaluation, it appears that the Contractor is approximately 96% complete.

It also should be noted that I am expecting an overrun of approximately \$3,600 (due to over/under runs of the quantities as shown on the attached sheets). This translates to approximately 1.25% of the project cost, which is very low.

Action Requested:

Authorize the Mayor to pay Progress Estimate #4, when reimbursement has been provided by WSDOT and/or TIB. The amount to be paid is \$86,988.84 and the amount to be deposited in the Retainage Account is \$4,578.36.

#08116 City of McCleary
 Simpson Ave. TIB Project
 Construction Contract Job Costing - Sterling Breen

Bid ITEM#	ITEM	QTY	UNIT	UNIT COST	Bid Open AMOUNT	Invoice #4 Quantity	Invoice #4 Amount	TOTAL (Quantity)	TOTAL (Amount)	Contract Balance
Base Bid										
1	Mobilization	1	LS	4,500.00	4,500.00	0	0.00	1.0	4,500.00	0.00
2	Clearing and Grubbing	1	LS	1,500.00	1,500.00	0	0.00	1.0	1,500.00	0.00
3	Removing Asphalt Conc. Pavement	365	SY	5.00	1,825.00	7.11	35.55	464.26	2,321.30	(496.30)
4	Roadway Excavation Incl. Haul	120	CY	25.00	3,000.00	0	0.00	141.49	3,537.25	(537.25)
5	Catch Basin Type 1L	2	EA	500.00	1,000.00	0	0.00	2	1,000.00	0.00
6	Catch Basin Type 1	3	EA	500.00	1,500.00	0	0.00	5	2,500.00	(1000.00)
7	Adjust Catch Basin	10	EA	250.00	2,500.00	0	0.00	8	2,000.00	500.00
8	Catch Basin Type 2 48 in. Diam.	1	EA	1,800.00	1,800.00	0	0.00	1	1,800.00	0.00
9	Sewer Cleanout	1	EA	400.00	400.00	0	0.00	1	400.00	0.00
10	Ductile Iron Sewer Pipe 8 in. Diam.	53	LF	29.00	1,537.00	0	0.00	54	1,566.00	(29.00)
11	Ductile Iron Sewer Pipe 12 in. Diam.	112	LF	40.00	4,480.00	0	0.00	108	4,320.00	160.00
12	Ballast	250	Ton	18.00	4,500.00	72.89	1,312.02	208	3,742.02	757.98
13	Crushed Surfacing Top Course	225	Ton	20.00	4,500.00	179.54	3,590.80	226	4,521.20	(21.20)
14	HMA CL. 1/2 In. PG 64-22	58	Ton	157.00	9,106.00	68.16	10,701.12	68	10,701.12	(1595.12)
15	Topsoil Type A	10	CY	30.00	300.00	0	0.00	0	0.00	300.00
16	Seeding	1	LS	1,500.00	1,500.00	1	1,500.00	1	1,500.00	0.00
17	Erosion/Water Pollution Control	1	EST	1,400.00	1,400.00	0.36	504.00	0.90	1,260.00	140.00
18	Cement Conc. Traffic Curb and Gutter	1405	LF	12.00	16,860.00	483	5,796.00	1,409	16,902.00	(42.00)
19	Permanent Signing	1	LS	5,000.00	5,000.00	0	0.00	0	0.00	5000.00
20	Project Temporary Traffic Control	1	LS	8,000.00	8,000.00	0.36	2,880.00	0.90	7,200.00	800.00
21	Flaggers and Spotters	40	HR	48.00	1,920.00	92	4,416.00	108	5,184.00	(3264.00)
22	Ramp Detectable Warning Retrofit	110	SF	45.00	4,950.00	110	4,950.00	110	4,950.00	0.00
23	Cement Conc. Sidewalk	809	SY	28.00	22,652.00	742.88	20,800.64	743	20,800.64	1851.36
24	Cement Conc. Sidewalk Ramp Type X	9	EA	1,500.00	13,500.00	11	16,500.00	11	16,500.00	(3000.00)
25	Cement Conc. Driveway Entrance Type 1	55	SY	45.00	2,475.00	41.72	1,877.40	42	1,877.40	597.60
26	Trimming And Cleanup	1	LS	3,231.00	3,231.00	0.9	2,907.90	0.90	2,907.90	323.10
27	Minor Change Five Thousand and 00/100	1	CALC	5,000.00	5,000.00	0	0.00	0	0.00	5000.00
28	SPCC Plan	1	LS	250.00	250.00	0	0.00	1	250.00	0.00
29	Connection to Drainage Structure	3	EA	452.50	1,357.50	0	0.00	3	1,357.50	0.00
30	Sawcutting Asphalt Conc. Pavement	1527	LF	1.50	2,290.50	0	0.00	1,690.25	2,535.38	(244.88)
31	Trench Drain	7	EA	700.00	4,900.00	7	4,900.00	7	4,900.00	0.00
32	Vaned Grate for Existing Catch Basin	9	EA	336.80	3,031.20	0	0.00	8	2,694.40	336.80
33	Catch Basin Installation at Existing Storm Pipe	4	EA	950.00	3,800.00	0	0.00	1	950.00	2850.00
34	Paint Curb	395	LF	1.00	395.00	339.5	339.50	340	339.50	55.50
35	Project Construction Sign	1	LS	500.00	500.00	0	0.00	1	500.00	0.00
36	Trench Excavation Safety Provisions	1	LS	1.00	1.00	0	0.00	1	1.00	0.00
37	Frame for existing Catch Basin	8	EA	115.00	920.00	0	0.00	8	920.00	0.00
38	Remove Existing Drainage Structure	1	EA	500.00	500.00	0	0.00	1	500.00	0.00
	Subtotal (Bid Amount/ Work Complete)				146,881.20		83,010.93		138,438.61	
	Retainage (5% Bid Amount/Work Comp)				NA		(4,150.55)		(6,921.93)	
	TOTAL PAYMENT				146,881.20		78,860.38		131,516.67	8,442.60
Schedule A-1 Additive Alternate Items										
1	Mobilization	1	LS	1,000.00	1,000.00	0	0.00	1	1,000.00	0.00
2	Removing Cement Conc. Sidewalk	660	SY	5.40	3,564.00	11.94	64.48	657	3,550.39	13.61
3	Remove Cement Conc. Curb	1210	LF	2.70	3,267.00	22	59.40	1,257	3,393.90	(126.90)
	Subtotal (Bid Amount/ Work Complete)				7,831.00		123.88		7,944.29	
	Retainage (5% Bid Amount/Work Comp)				NA		(6.19)		(397.21)	
	TOTAL PAYMENT				7,831.00		117.68		7,547.08	(113.29)
Schedule B-1 Additive Alternate Items										
1	Mobilization	1	LS	3,500.00	3,500.00	0	0.00	1	3,500.00	0.00
2	Clearing and Grubbing	1	LS	2,000.00	2,000.00	0	0.00	1	2,000.00	0.00
3	Removing Asphalt Conc. Pavement	590	SY	3.60	2,124.00	0	0.00	589.4	2,121.84	2.16
4	Roadway Excavation Incl. Haul	20	CY	14.97	299.40	0	0.00	10.2	152.69	146.71
5	Catch Basin Type 1	5	EA	575.00	2,875.00	0	0.00	2	1,150.00	1725.00
6	Adjust Catch Basin	1	EA	300.00	300.00	0	0.00	1	300.00	0.00
7	Ductile Iron Sewer Pipe 8 in. Diam.	111	LF	30.00	3,330.00	0	0.00	11.5	345.00	2985.00
8	Ballast	87	TON	16.00	1,392.00	0	0.00	24.35	389.60	1002.40
9	Crushed Surfacing Top Course	125	TON	19.00	2,375.00	0	0.00	93.69	1,780.11	594.89
10	HMA CL. 1/2 in. PG 64-22	7	TON	158.00	1,106.00	0	0.00	7	1,110.74	(4.74)
11	Erosion/Water Pollution Control	1	EST	700.00	700.00	0	0.00	0.90	630.00	70.00
12	Cement Conc. Traffic Curb and Gutter	182	LF	10.50	1,911.00	0	0.00	185	1,942.50	(31.50)
13	Plastic Crosswalk Line	112	SF	7.61	852.32	96	730.56	96	730.56	121.76
14	Permanent Signing	1	LS	1,600.00	1,600.00	0	0.00	0	0.00	1600.00
15	Project Temporary Traffic Control	1	LS	5,000.00	5,000.00	0	0.00	0.9	4,500.00	500.00
16	Flaggers and Spotters	16	HR	45.00	720.00	0	0.00	13	585.00	135.00
17	Ramp Detectable Warning Retrofit	16	SF	80.00	1,280.00	0	0.00	16	1,280.00	0.00
18	Cement Conc. Sidewalk	130	SY	30.00	3,900.00	0	0.00	104	3,106.20	793.80
19	Cement Conc. Sidewalk Ramp Type X	2	EA	800.00	1,600.00	0	0.00	2	1,600.00	0.00
20	Trimming and Cleanup	1	LS	1,565.00	1,565.00	0.9	1,408.50	0.90	1,408.50	156.50
21	Connection to Drainage Structure	1	EA	452.57	452.57	0	0.00	3	1,357.71	(905.14)
22	Sawcutting Asphalt Conc. Pavement	192	LF	1.50	288.00	0	0.00	229.5	344.25	(56.25)
23	Trench Excavation Safety Provisions	1	LS	1.00	1.00	0	0.00	1	1.00	0.00
24	Paint Curb	182	LF	1.00	182.00	92.5	92.50	93	92.50	89.50
25	Solid Lid for Existing Catch Basin	1	EA	330.00	330.00	0	0.00	1	330.00	0.00

Bid ITEM# ITEM	QTY	UNIT	UNIT COST	Bid Open AMOUNT	Invoice #4 Quantity	Invoice #4 Amount	TOTAL (Quantity)	TOTAL (Amount)	Contract Balance
Subtotal (Bid Amount/ Work Complete)				39,683.29		2,231.56		30,758.20	
Retainage (5% Bid Amount/Work Comp)				NA		(111.58)		(1,537.91)	
TOTAL PAYMENT				<u>39,683.29</u>		<u>2,119.98</u>		<u>29,220.29</u>	8,925.09
Schedule B-3 Additive Alternate Items									
1 Mobilization	1	LS	2,500.00	2,500.00	0	0.00	1	2,500.00	0.00
2 Clearing and Grubbing	1	LS	5,000.00	5,000.00	0	0.00	1.0	5,000.00	0.00
3 Removing Drainage Structure	2	EA	500.00	1,000.00	0	0.00	1	500.00	500.00
4 Removing Asphalt Conc. Pavement	41	SY	6.52	267.32	0	0.00	84.31	549.70	(282.38)
5 Roadway Excavation Incl. Haul	73	CY	14.26	1,040.98	0	0.00	36.6	521.92	519.06
6 Embankment Compaction	80	CY	8.00	640.00	0	0.00	0	0.00	640.00
7 Catch Basin Type 1	3	EA	550.00	1,650.00	0	0.00	3	1,650.00	0.00
8 Ductile Iron Sewer Pipe 8 in. Diam.	35	LF	26.55	929.25	0	0.00	37	982.35	(53.10)
9 Crushed Surfacing Top Course	76	TON	19.00	1,444.00	0	0.00	81.77	1,553.63	(109.63)
10 HMA CL. 1/2 in PG 64-22	39	TON	157.00	6,123.00	0	0.00	35	5,527.97	595.03
11 Seeding	1	LS	1,500.00	1,500.00	1	1,500.00	1	1,500.00	0.00
12 Erosion/Water Pollution Control	1	EST	700.00	700.00	0	0.00	0.9	630.00	70.00
13 Cement Conc. Traffic Curb and Gutter	475	LF	10.00	4,750.00	0	0.00	479	4,790.00	(40.00)
14 Paint Line	40	LF	0.56	22.40	73	40.88	73	40.88	(18.48)
15 Permanent Signing	1	LS	1,400.00	1,400.00	0	0.00	0	0.00	1400.00
16 Project Temporary Traffic Control	1	LS	4,000.00	4,000.00	0	0.00	0.9	3,600.00	400.00
17 Flaggers and Spotters	16	HR	55.00	880.00	0	0.00	11	605.00	275.00
18 Ramp Detectable Warning Retrofit	37	SF	80.00	2,960.00	0	0.00	32	2,560.00	400.00
19 Cement Conc. Sidewalk	252	SY	25.00	6,300.00	0	0.00	229	5,720.75	579.25
20 Cement Conc. Sidewalk Ramp Type X	4	EA	800.00	3,200.00	0	0.00	4	3,200.00	0.00
21 Trimming and Cleanup	1	LS	1,376.00	1,376.00	0.9	1,238.40	0.90	1,238.40	137.60
22 Connection to Drainage Structure	2	EA	452.57	905.14	0	0.00	1	452.57	452.57
23 Sawcutting Asphalt Conc. Pavement	1019	LF	1.50	1,528.50	0	0.00	1,116	1,673.25	(144.75)
24 Trench Excavation Safety Provisions	1	LS	1.00	1.00	0	0.00	1	1.00	0.00
25 Paint Curb	80	LF	1.00	80.00	409	409.00	409	409.00	(329.00)
26 Remove and Dispose of Existing Irrigation	385	LF	2.39	920.15	0	0.00	370	884.30	35.85
27 Relocate Existing Rockery	1	LS	500.00	500.00	0	0.00	1	500.00	0.00
28 Relocate Existing Permanent Signage	2	EA	150.00	300.00	0	0.00	0	0.00	300.00
29 Tee Connection to Existing Storm Pipe	2	EA	500.00	1,000.00	0	0.00	2	1,000.00	0.00
30 ballast	94	TON	16.00	1,504.00	0	0.00	52	826.40	677.60
31 Additional ACP removal	1	LS	792.00	792.00	0	0.00	1	792.00	0.00
32 Landscape Grading	1	LS	731.40	731.40	0	0.00	1	731.40	0.00
Subtotal (Bid Amount/ Work Complete)				55,945.14		3,188.28		49,940.52	
Retainage (5% Bid Amount/Work Comp)				NA		(159.41)		(2,497.03)	
TOTAL PAYMENT				<u>55,945.14</u>		<u>3,028.87</u>		<u>47,443.49</u>	6,004.62
Schedule B-4 Additive Alternate Items									
1 Mobilization	1	LS	4,000.00	4,000.00	0	0.00	0.80334	3,213.36	786.64
2 Clearing and Grubbing	1	LS	1,200.00	1,200.00	0	0.00	1.0	1,200.00	0.00
3 Removing Drainage Structure	2	EA	500.00	1,000.00	0	0.00	1	500.00	500.00
4 Removing Asphalt Conc. Pavement	6	SY	30.93	185.58	0	0.00	115.2	3,563.14	(3377.56)
5 Roadway Excavation Incl. Haul	24	CY	21.38	513.12	0	0.00	28.5	609.33	(96.21)
6 Catch Basin Type 1	1	EA	550.00	550.00	0	0.00	3	1,650.00	(1100.00)
7 Ductile Iron Sewer Pipe 8 in. Diam.	23	LF	56.52	1,299.96	0	0.00	20.5	1,158.66	141.30
8 Ductile Iron Sewer Pipe 12 in. Diam.	25	LF	56.52	1,413.00	0	0.00	22	1,243.44	169.56
9 Crushed Surfacing Top Course	27	TON	18.00	486.00	0	0.00	49.63	893.34	(407.34)
10 HMA CL. 1/2 in. PG 64-22	17	TON	157.00	2,669.00	0	0.00	29	4,595.39	(1926.39)
11 Seeding	1	LS	1,500.00	1,500.00	1	1,500.00	1	1,500.00	0.00
12 Erosion/Water Pollution Control	1	EST	700.00	700.00	0	0.00	0.9	630.00	70.00
13 Cement Conc. Traffic Curb and Gutter	157	LF	16.00	2,512.00	0	0.00	369	5,904.00	(3392.00)
14 Paint Line	35	LF	0.55	19.25	55	30.25	55	30.25	(11.00)
15 Project Temporary Traffic Control	1	LS	5,000.00	5,000.00	0	0.00	0.9	4,500.00	500.00
16 Flaggers and Spotters	16	HR	45.00	720.00	0	0.00	16	697.50	22.50
17 Ramp Detectable Warning Retrofit	19	SF	80.00	1,520.00	0	0.00	32	2,560.00	(1040.00)
18 Cement Conc. Sidewalk	82	SY	28.00	2,296.00	0	0.00	151	4,221.28	(1925.28)
19 Cement Conc. Sidewalk Ramp Type X	2	EA	800.00	1,600.00	0	0.00	4	3,200.00	(1600.00)
20 Trimming and Cleanup	1	LS	1,375.00	1,375.00	0.9	1,237.50	0.9	1,237.50	137.50
21 Connection to Drainage Structure	3	EA	452.57	1,357.71	0	0.00	3	1,357.71	0.00
22 Sawcutting Asphalt Conc. Pavement	697	LF	1.50	1,045.50	0	0.00	720	1,079.25	(33.75)
23 Trench Excavation Safety Provisions	1	LS	1.00	1.00	0	0.00	1	1.00	0.00
24 Paint Curb	80	LF	0.90	72.00	272	244.80	272	244.80	(172.80)
25 Remove and Dispose of Existing Irrigation	100	LF	5.00	500.00	0	0.00	380	1,900.00	(1400.00)
26 Ballast	31	TON	16.00	496.00	0	0.00	53.2	851.84	(355.84)
27 Additional ACP Removal	1	LS	528.00	528.00	0	0.00	1.0	528.00	0.00
28 Landscape Grading	1	LS	1,528.60	1,528.60	0	0.00	1.0	1,528.60	0.00
Subtotal (Bid Amount/ Work Complete)				36,087.72		3,012.55		50,598.39	
Retainage (5% Bid Amount/Work Comp)				NA		(150.63)		(2,529.92)	
TOTAL PAYMENT				<u>36,087.72</u>		<u>2,861.92</u>		<u>48,068.47</u>	(14,510.67)
TOTAL PAYMENT (BASE BID PLUS ALTS A1, B1, B3, and B4)				286,428.35		86,988.84		263,796.00	8,748.35
TOTAL RETAINAGE (BASE BID PLUS ALTS A1, B1, B3, and B4)					0.00	(4,578.36)		(13,884.00)	

STAFF REPORT

To: Mayor Dent
From: Nick Bird, Director of Public Works
Date: July 12, 2010
Re: Simpson Avenue Sidewalk Project – Change Order #5

At the time of executing Change Order #3, Landscape Grading, a discussion of top soil on the islands of Schedule B-3 and B-4 took place between Sterling Breen Crushing and the City. At that time we thought it prudent to wait until closer to when the Contractor would be importing top soil for the south side to assess the Project Budget. By placing top soil over the existing native soil along the islands between 10th Street and 7th Street, the hydroseeding germination rate will increase, future shrubs and ground cover will take better, and the overall appearance of the project will be increased.

The cost of this change includes adding new bid items to Schedules B-3 and B-4.

Work will include purchasing and trucking in approximately 100 cubic yards of topsoil which will be placed and spread along the islands between 10th Street and 7th Street to a depth of approximately 4-inches.

Net Cost Increase: \$3,000.00

Action Requested:

Authorize the Mayor to execute Change Order #5, when prepared, which includes the work listed above for an amount not to exceed \$3,000.00.

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A SUPPLEMENTAL BUDGET
FOR THE CALENDAR YEAR 2010 AND AMENDING
ORDINANCE 764 AS TO PARTICULAR ELEMENTS.

R E C I T A L S:

1. Since the adoption of Ordinance 764 as the budget for 2010, the Mayor has undertaken an extensive review of the fiscal assumptions and actions set forth in the budget.

2. As a result of that review, certain fiscal matters in relation to the various areas of the budget, as adopted, have raised concern as to the viability of the assumptions upon which the budget was recommended by Staff to the then serving Mayor and Council.

3. As a result of those concerns, during the course of his review of the total adopted budget, the Mayor has been providing interim reports to the Finance Committee, the Council as a body, and the Public as to the likely necessity of undertaking an extensive revision of the budget

4. It is the conclusion of the Council and Mayor that, in order to continuing governmental operations with a reasonable degree of fiscal responsibility, a duty which is owed to the Citizens and the City's employees, certain funds require modification.

ORDINANCE -A- 1
6/21/2010
DG/ls

CITY OF McCLEARY
100 SOUTH 3RD STREET
McCLEARY, WASHINGTON 98557

5. These issues do not appear to have been fully considered at the time of the adoption of the ordinance being amended by this action. To decrease the chance that some aspect of the initial review may merit further modification, this ordinance was initially introduced at the regular council meeting of June 23, 2010, so as to allow the opportunity for public comment and further review by the Council, Mayor, and staff prior to its adoption.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY:

SECTION I: Those elements of the budget adopted pursuant to Ordinance 764 which are shown upon Attachment #1, attached hereto and incorporated by this reference, are amended as provided thereon, showing a total balanced budget in the amount set forth below.

Total Budget (Revenue & Expenditure) \$2, _____

SECTION II: The Office of the Clerk-treasurer shall be authorized to modify the referenced funds and accounts as may be required and authorized pursuant to the BARS accounting system issued by the Office of the State Auditor to correctly reflect revenues and expenditures.

SECTION III: To the extent not amended by Section I, the budget adopted pursuant to Ordinance 764 is reaffirmed.

SECTION IV: If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be

ORDINANCE -A- 2
6/21/2010
DG/10

CITY OF McCLEARY
100 SOUTH 3RD STREET
McCLEARY, WASHINGTON 98557

invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases had been declared invalid or unconstitutional, and if for any reason this Ordinance should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

PASSED THIS _____ DAY OF _____, 2010, by the City Council of the City of McCleary, and signed in approval therewith this _____ day of _____, 2010.

CITY OF McCLEARY:

D. GARY DENT, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

ORDINANCE -A- 3
6/21/2010
DG/le

CITY OF McCLEARY
100 SOUTH 3RD STREET
McCLEARY, WASHINGTON 98557

