



McCleary City Council Agenda

November 9th, 2016- 6:30 PM

Flag Salute

Roll Call: ___ Pos. 1- Orffer, ___ Pos. 2-Richey , ___ Pos. 3- Peterson, ___ Pos. 4- Blankenship, ___ Pos. 5- Ator

Presentation

Mayor Comments

Public Comment

Executive Session

Minutes

Tab A

Introduction X Action X

Approval of Vouchers

Introduction X Action X

Purchase Orders

Staff Reports

Tab B Dan Glenn

Tab C Todd Baun

Tab D Staff Reports

Old Business

New Business

Ordinances

Tab E Grinder Pump Allowance Ver. A/B/C

Tab F Pole Attachment Rates

Tab G 2017 Budget Adoption

Resolutions

Mayor Council Comments

Public Comments

Executive Session

Adjournment or Recess Meeting

Please turn off Cell Phones- Thank you

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

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La ciudad de McCleary es un proveedor de igualdad de oportunidades y el empleador

CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, October 26, 2016

ROLL CALL AND FLAG SALUTE	Councilmembers Orffer, Richey, Peterson, Blankenship, and Ator were in attendance.
ABSENT	None.
STAFF PRESENT	Present at the meeting were Todd Baun, Wendy Collins, Chief Crumb and Attorney Sharon English attended in Dan Glenn's absence.
PUBLIC HEARING	At 6:31 pm the Public Hearing opened for the McCleary Road Annexation request. The owner of the property requested the City to authorize his property, which is approximately one half acre and zoned R-1, to be annexed into the City. The Public Hearing closed at 6:32 pm.
PUBLIC HEARING	At 6:32 pm the Public Hearing opened to discuss the 2017 property tax levy. The City annually requests a 1% increase but will not be able to next year due to the allowable amount. The Public Hearing closed at 6:34 pm.
PUBLIC HEARING	At 6:34 pm the Public Hearing opened to discuss the 2017 proposed budget. Mayor Schiller is expecting to have a final budget ready for adoption on November 9th. There is a budget workshop scheduled for November 4th at 2:00 pm for the Council. The Public Hearing closed at 6:37 pm.
EXECUTIVE SESSION	None.
MINUTES APPROVED	It was moved by Councilmember Peterson, seconded by Councilmember Richey to approve the minutes from the September 28, 2016 and October 12, 2016 meetings. Motion Carried 5-0.
VOUCHERS	Accounts Payable vouchers/checks approved were 41752 - 41809 including EFT's in the amount of \$162,527.00. Payroll checks approved were 41600 - 41686 including EFT's in the amount of \$68,627.88. Bank reconciliation for September 2016. It was moved by Councilmember Ator, seconded by Councilmember Peterson to approve the vouchers. Motion Carried 5-0.
MAYOR'S COMMENTS	Mayor Schiller introduced Chad Sample, the City's new Police Officer. Chad comes highly qualified with specialized training and is an excellent addition to the police department.
PUBLIC COMMENT	Michael Bens wanted to know the status of the mental hospital facility that is alleged to open in the Mark Reed Hospital facility. Mr. Bens lives across the street from the hospital and is very worried about his property value if the facility moves there. Mayor Schiller said the City has not received any permitting for the project and it appears it is not a "done deal" at this time. Mr. Bens stated he is also concerned about asbestos being in the building during renovation.
GREATER GRAYS HARBOR	Dru Garson gave a presentation on all the exciting things Greater Grays Harbor has been doing over the past year.
CITY ATTORNEY REPORT	Attorney Sharon English attended in Dan Glenn's absence. She provided Mr. Glenn's report for the Council to review.
DIRECTOR OF PUBLIC WORKS REPORT	Todd Baun provided a report for the Council and is available, if they have any questions.
AFG GRANT WRITER	Tabled until next year when they have more time to dedicate to discussion and research.

LEMAY RATE INCREASE

Lemay provided the City with their 2017 rate increases, which is included in the agenda packet for the Council and public to review. A notice of increase will be published in the Vidette and on the City website.

POLE ATTACHMENT -
AGREEMENT

It was moved by Councilmember Orffer, seconded by Councilmember Richey to amend Resolution 419 Pole attachment rate, to increase from \$7.00 to \$15.93 with an annual increase per Seattle CPI rate. Motion Carried 5-0.

GRINDER PUMP ALLOWANCE

Tabled. Dan Glenn will provide a C version for the next meeting.

ORDINANCE 824 MCCLEARY
ROAD ANNEXATION

The City received an application from CHM Homes, Inc., requesting annexation to the City of certain real property, which has been assigned Parcel #80513320010 by the County Assessor. The City gave all necessary notices and held a public hearing. The City grants the annexation of the property and has given it the zoning classification of R-1, as set forth in Title 17 of the Municipal Code. **It was moved by Councilmember Ator, seconded by Councilmember Richey to adopt Ordinance 824, providing for the annexation of certain property; establishing zoning classifications therefore; and providing for an effective date. Roll Call taken in the affirmative. Ordinance Adopted 5-0.**

ORDINANCE 825 TAX LEVY AD
VALOREM

It was moved by Councilmember Ator, seconded by Councilmember Peterson to adopt Ordinance 825, relating to the establishment of the regular tax levy for the year 2016 for collection in the year 2017; making findings; and reserving rights. Roll Call taken in the affirmative. Ordinance Adopted 5-0.

PUBLIC COMMENT

Mayor Schiller announced Chief George Crumb is retiring. He has been an important member of our community and we are all grateful for his dedication and service to the city and residents. We all wish him the very best.

MEETING ADJOURNED

It was moved by Councilmember Peterson, seconded by Councilmember Richey to adjourn the meeting at 7:46 pm. The next meeting will be Wednesday, November 9, 2016 at 6:30 pm. Motion Carried 5-0.

Approved by Mayor Brent Schiller and Clerk-Treasurer Wendy Collins.

MEMORANDUM

TO: MAYOR AND CITY COUNCIL, City of McCleary
FROM: DANIEL O. GLENN, City Attorney
DATE: November 3, 2016
RE: LEGAL ACTIVITIES as of NOVEMBER 9, 2016

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. **POLE ATTACHMENT FEE RESOLUTION**: Pursuant to the direction given at your last meeting, I have prepared and provided a draft resolution establishing the rate to be charged for an attachment installed on a City utility pole by an entity. Basically, the resolution provides as follows:

A. Sets the rate at the \$15.93 monthly amount I understand was directed by you. I have indicated that it is a monthly rate, but am uncertain if the intent was annual or monthly. I currently have a request in to Todd and Wendy as to what period should be utilized.

B. Provides for an annual adjustment commencing as of January, 2018. It uses the same protocol (the greater of 3% or a figure developed through a CPI based approach) as is used for other utilities.

C. Recognizes that we are going to have to work with existing users and thus sets their rate change to go into effect as of January 1, 2017.

Upon adoption of the resolution, whether as now drafted or modified, we will have to get into contact with existing users to update their situations. Since I assume they all use the GHPUD's poles which are set at a rate of \$22.00, so long as our rental period is the same, they should not feel too outraged at the change.

2. GRINDER PUMP AUTHORIZATION ORDINANCE:

A. First, I understand that there was a question at the last meeting as to what or why the blanks were present. They represent functional decisions which are more in the realm of the Public Works Department's expertise than the legal side. I have spoken to Mr. Baun and he will have recommendations to you. However, as is true with the entire ordinance, the final decision as to the blanks and the ordinance remains with you as representing a general policy decision as to whether or not allow this type of use.

B. Since the last meeting, I have spent quite a bit of time ruminating upon this matter. As a result, I have provided a "C" version. You will be able to identify the modifications from the "B" version through the underlining of new provisions and the (~~double bracketing and striking through~~) of provisions I am suggesting be removed.

Basically, the draft modifications include the following:

1. All use of grinder pumps must be approved by the Council after receiving the recommendation of the Director of Public Works. That will be true whether it is a multi-user situation or a single user.

2. Additional criteria for allowance of utilization are added.

3. Provision is made for requiring the filing of the written authorization which sets out the property owner's duties. The logic is to insure that a successor owner can not argue he/she/it were unaware of those responsibilities since it will show up on the title report in the same way an easement does.

I recognize there is likely concern about having the lines associated with any such multi-user installation being publicly owned. However, our experience with the stormwater ponds, when the maintenance responsibility was supposed to remain with the property owners/HOA, has made it relatively clear that is a difficult approach to implement successfully. Given that here we would be dealing with a likely public health issue in the event of some type of failure, it is my opinion that having the multi-user lines left privately owned would create an even more difficult and risky situation. So, perhaps the fundamental issue remains as whether or not the City wishes to authorize such use.

3. BUDGET ADOPTION: As has been true in the past, the budget with which you have been working has been prepared in a

"by fund" rather than a "line item" format. This approach makes management adjustments during the year much more simple by not requiring a supplemental budget to be adopted every time one "line" in a fund needs or receives additional funding or makes an unanticipated expenditure. You have until the end of the year to formally adopt the budget.

I recognize you had another budget workshop last week. Thus, if a public hearing on the budget has been scheduled for this evening, theoretically, you may move forward on final consideration of the budget following the closure of the public hearing. I have provided to Ms. Collins a budget adoption ordinance which incorporates by reference as an attachment the by fund budget developed and reviewed. However, I do not know if you wish to do so or to hold consideration over to another date. The choice will be yours, but it will not be hampered by the absence of the necessary document.

As a final and legalese point of information, unlike the ad valorem ordinance which requires a majority plus one for adoption, the budget ordinance legally requires the affirmative votes of a simple majority of the Council and approval by the Mayor to go into effect.

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 Schiller
From: Todd Baun, Director of Public Works
Date: November 4th, 2016
Re: Current Non-Agenda Activity

Frontage Road Water Line

The Public Works crew, along with some help from Light and Power, has completed the water line upgrade on Frontage Road between N. 8th St. and N. 9th St. This upgrade replaced a failing 2" AC line services with a new 6" PVC line with new services and added a hydrant. Everyone did a great job and completed a much needed project.

42 E. Elma Hicklin Road Repair

The Light and Power crew, along with some help from Public Works, has completed a service line upgrade for a couple of residences and parcels at 42 E. Elma Hicklin Rd. This underground line has been failing consistently over the past couple of years. This project replaced the failing underground power line, with new conduit and conductor. This is another much needed project that showed great teamwork and we came out with a great project.

STAFF REPORT

To: Mayor Schiller
From: Paul Nott, Light & Power
Date: November 2, 2016
Re: September/October Report



	Monthly Statistics;	YTD Totals;
New Services;	5	14
System Outages;	7	24
Pole Replacements;	1	8
Maintenance Work Orders;	10	50
Billable Work Orders;	5	14

The months of September and October consisted of 5 new service connections, numerous outages, line maintenance and system upgrade projects.

The last two months we have had numerous outages. Some storm related and some of them due to failing equipment. We are currently replacing a section of underground off the Elma Hicklin that is failing at a rate of once a month. We hope to have this project completed by early next week.

New services are on the rise as the development is starting to fill up with new homes and properties are being developed in our service area.

Other than removing the old poles at Third and Mommsen, that underground conversion is complete. We have also been working on the corner of Maple and Main with system upgrades that work in conjunction with the cut over.

Per the manager's request we finally changed out the transformers at the Rainbow apartments. This project had to be put on hold until the S.E. section of town was cut over to lessen the impact of the outages for the residents of that facility.

With the prediction of a stormier than normal winter ahead it is a good time to remind everyone that if they experience a power outage please be sure to contact either the crew or dispatch. Please just don't assume that we are aware of the outage. Stay away from down power lines.

Have a great Thanksgiving.

As always if you have any questions feel free to contact us...

Building and Planning Staff Report

To: Mayor and City Council

From: Paul Morrison

Date: November 1st, 2016

Re: October, Building and Planning Department activities.

New Permit Activities for October 2016

428 South 2 nd Street	New SFR	Total Fee \$ 2839.35
203 East Beck Street	Home Repairs	Total Fee \$ 153.00
203 East Beck	Replace Plumbing	Total Fee \$ 85.50
226 East Pine Street	New SFR	Total Fee \$ 2,403.20
226 East Pine Street	New Driveway Approach	Total Fee \$ 93.00
Demolition Permit	Demolish Existing Home	Total Fees \$ 127.00
1529 North Summit Road	Extend Culvert Under Driveway	Total Fees \$ 93.00
205 West Simpson Ave.	New Sign For Store	Total Fees \$ 177.00
SFR Power Related		Total Fees \$ 1,869.49
Building Department Related Revenues	Total fees charged for October \$ 7,840.54	Total collected for October \$ 5,293.93

Permit Activity Totals

New Homes Permitted for 2016 22	All Permits Issued for 2016 147	Total Fees Charged for 2016 \$ 223,782.66
New Homes Permitted for 2015 2	All Permits Issued for 2015 52	Total Fees Charged for 2015 \$ 52,499.28
New Homes Permitted for 2014 3	All Permits Issued for 2014 89	Total Fees Charged for 2014 \$ 59,695.93
New Homes Permitted for 2013 3	All Permits Issued for 2013 79	Total Fees Charged for 2013 69,743.57
New Homes Permitted for 2012 6	All Permits Issued for 2012 97	Total Fees Charged for 2012 \$ 123,164.28
New Homes Permitted for 2011 1	All Permits Issued for 2011 37	Total Fees Charged for 2011 \$ 24,803.65

Building and Planning Staff Report

Nuisance Letters for the Month of October (MMC 8.16 & 8.20)

131 South 5th Street

- Not retaining collection service. (Lemay's)

428 West Oak

- Not retaining collection service. (Lemay's)

315 West Simpson Ave

- Not retaining collection service. (Lemay's)

602 South 3rd

- Storing boat on City ROW

510 South 6th

- Not retaining collection service. (Lemay's)

328 West Pine

- Not retaining collection service. (Lemay's)

410 North Summit Road

- Not retaining collection service. (Lemay's)

118 West Maple

- Not retaining collection service. (Lemay's)

Abatements Issued for the Month of October (Correction Notice)

- No Abatements Issued for September

Notice of Infractions Issued for the Month of October

503 South 3rd Street

- Property Owner for Public Nuisance.

Resolved Municipal Code Violations for the Month of October

315 West Simpson (Lemay's)

428 West Oak (Lemay's)

417 West Pine (Lemay's)

There are several properties that have contacted me and I am currently working with them to comply. There are several that have yet to contact me or comply.

ORDINANCE NO. _____

AN ORDINANCE RELATING TO PUBLIC UTILITIES,
AUTHORIZING THE USE OF CERTAIN METHODOLOGIES
UNDER CONDITIONS, ADDING A NEW SECTION TO
ARTICLE IV, CHAPTER 13.12.020, PROVIDING AN
EFFECTIVE DATE AND FOR SEVERABILITY.

R E C I T A L S:

1. The City maintains a wastewater collection and treatment system to serve its citizens and those of the surrounding area.

2. The Council and Mayor have received the recommendations of City Staff to allow the use of an alternative means of collection and transfer to the City's main gravity system, specifically a low pressure sewer system using grinder pumps commonly referred to as a "grinder system."

3. They have determined it appropriate to allow such utilization under certain terms and conditions when it is found not feasible to utilize the gravity system for collection and transmission.

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

SECTION I: There shall be added to Article IV of Chapter 13.12 of the Municipal Code a new section to read as follows:

Authorization of Use of Grinder Pump Sewer Systems and
Conditions Related Thereto:

A. Grinder pump sewer systems, as defined in Section 13.12.020[29], as now existing or hereafter amended or succeeded, shall not be installed and used in lieu of the orderly extension of gravity sewers unless such installation and utilization is approved as provided in the following provisions.

B. Grinder pump installation and use shall be subject to the following requirements and/or limitations:

1. New individual grinder pump system use is limited where:

a. A public gravity sewer line is contiguous to the property, but terrain, natural features, or other physical barriers prohibit a gravity connection; or

b. For the conversion of onsite sewage systems to public sewer or for infill development only where it is specifically determined by the Director of Public Works, hereinafter the Director, to be in the best interest of the City.

c. The nearest public gravity sewer line capable of providing service to the property is more than _____ hundred (_____) feet from the boundaries of the property.

2. Grinder pumps and side sewers which are installed as part of a grinder pump sewer system shall be purchased, owned, maintained and operated by the property owner.

3. Grinder pump force mains receiving effluent from more than one property shall be publicly owned and maintained. Publicly-owned grinder pump force mains shall be permitted only where the City Council, after review of recommendations received from the Director of Public Works, determines it to be in the best interest of the City and construction of a gravity and lift station sewer system is not a reasonable alternative, whether for physical or fiscal reasons.

When such approval is given, upon approval of the plans and specifications by the Director, the installation of the public grinder pump force mains shall be carried out by the applicant and all costs, including permit and inspection fees, shall be borne by the applicant. As indicated, any such installation shall be in accordance with the applicable Engineering Design and Development Standards of the City.

C. In the event that any time the City approves the utilization of Septic Tank Effluent Pump (STEP) systems, as defined in Section 13.12.020[29], as now existing or hereafter amended or succeeded, grinder pump side sewers and force mains shall not be permitted to discharge to designated STEP force mains unless it is determined by the Director or his/her designee to be in the best interest of the City.

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

SECTION III: This Ordinance shall take effect upon the fifth day following date of publication.

SECTION IV: Corrections by the Clerk-treasurer or Code Reviser. Upon approval of the Mayor and City Attorney, the Clerk-treasurer and the Code Reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state, or federal laws, codes, rules, or regulations, or ordinance number and section/subsection numbering.

PASSED THIS _____ DAY OF _____, 2016, by the City Council of the City of McCleary, and signed in approval therewith this _____ day of _____, 2016.

CITY OF McCLEARY:

BRENT SCHILLER, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

STATE OF WASHINGTON)
 : ss.
GRAYS HARBOR COUNTY)

I, WENDY COLLINS, being the duly appointed Clerk-Treasurer of the City of McCleary, do certify that I caused to have published in a newspaper of general circulation in the City of McCleary a true and correct summary of Ordinance Number _____ and that said publication was done in the manner required by law. I further certify that a true and correct copy of the summary of Ordinance Number _____, as it was published, is on file in the appropriate records of the City of McCleary.

WENDY COLLINS

SIGNED AND SWORN to before me this _____ day of _____, 2016, by WENDY COLLINS.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON, Residing at:
My appointment expires:

ORDINANCE NO. _____

AN ORDINANCE RELATING TO PUBLIC UTILITIES, AUTHORIZING THE USE OF CERTAIN METHODOLOGIES UNDER CONDITIONS, ADDING A NEW SECTION TO ARTICLE IV, CHAPTER 13.12.020, PROVIDING AN EFFECTIVE DATE AND FOR SEVERABILITY.

R E C I T A L S:

1. The City maintains a wastewater collection and treatment system to serve its citizens and those of the surrounding area.

2. The Council and Mayor have received the recommendations of City Staff to allow the use of an alternative means of collection and transfer to the City's main gravity system, specifically a low pressure sewer system using grinder pumps commonly referred to as a "grinder system."

3. They have determined it appropriate to allow such utilization under certain terms and conditions when it is found not feasible to utilize the gravity system for collection and transmission.

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B. Grinder pump installation and use shall be subject to the following requirements and/or limitations:

1. New individual grinder pump system use is limited to situations where:

a. A public gravity sewer line is contiguous to the property, but terrain, natural features, or other physical barriers prohibit a gravity connection; or

b. For the conversion of onsite sewage systems to public sewer or for infill development only where it is specifically determined by the Director of Public Works, hereinafter the Director, to be in the best interest of the City.

c. The nearest public gravity sewer line capable of providing service to the property is more than _____ hundred (____) feet from the boundaries of the property.

2. Grinder pumps and side sewers which are installed as part of a grinder pump sewer system shall be purchased, owned, maintained and operated by the property owner. At all times they

are connected to the City's system, such installations shall be in compliance with such rules and regulations as may be adopted by action of the Council or issued by the Director after approval by the Council.

3. Grinder pump force mains receiving effluent from more than _____ property/properties shall be publicly owned and maintained. Publicly-owned grinder pump force mains shall be permitted only where the City Council, after review of recommendations received from the Director of Public Works, determines it to be in the best interest of the City and construction of a gravity and lift station sewer system is not a reasonable alternative, whether for physical or fiscal reasons.

When such approval is given, upon approval of the plans and specifications by the Director, the installation of the public grinder pump force mains shall be carried out by the applicant and all costs, including permit and inspection fees, shall be borne by the applicant. As indicated, any such installation shall be in accordance with the applicable Engineering Design and Development Standards of the City.

4. Any applicant requesting authorization to connect a grinder system to the City's system shall execute such agreement as may be required by the City. Such agreement shall include confirmation of the following and such other elements as may from time to time be deemed necessary:

a. recognition of the responsibility of the applicant and the applicant's successors to maintain the system in compliance with the City's requirements as they from time to time exist;

b. that the City may terminate access to the City's system in the event of a failure to comply with the requirements, as then existing or thereafter implemented; and

c. the responsibility to reimburse the City for any costs resulting from the failure to comply, including any expense incurred by the City to obtain compliance.

C. In the event that any time the City approves the utilization of Septic Tank Effluent Pump (STEP) systems, as defined in Section 13.12.020[29], as now existing or hereafter amended or succeeded, grinder pump side sewers and force mains shall not be permitted to discharge to designated STEP force mains unless it is determined by the Director or his/her designee to be in the best interest of the City.

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

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PASSED THIS _____ DAY OF _____,
2016, by the City Council of the City of McCleary, and signed in approval therewith this _____ day of _____,
2016.

CITY OF McCLEARY:

BRENT SCHILLER, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

ORDINANCE -B- 5
09/22/2016
DG/le

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

STATE OF WASHINGTON)
 : ss.
GRAYS HARBOR COUNTY)

I, WENDY COLLINS, being the duly appointed Clerk-Treasurer of the City of McCleary, do certify that I caused to have published in a newspaper of general circulation in the City of McCleary a true and correct summary of Ordinance Number _____ and that said publication was done in the manner required by law. I further certify that a true and correct copy of the summary of Ordinance Number _____, as it was published, is on file in the appropriate records of the City of McCleary.

WENDY COLLINS

SIGNED AND SWORN to before me this _____ day of _____, 2016, by WENDY COLLINS.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON, Residing at:
My appointment expires:

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A. Grinder pump installation and use shall be subject to the following requirements and/or limitations:

1. New individual grinder pump system authorization and use is limited to situations where:

a. A public gravity sewer line is contiguous to the property, but terrain, natural features, or other physical barriers prohibit a gravity connection; or

b. For the conversion of onsite sewage systems to public sewer or for infill development only where it is specifically (~~determined by~~) found by the City Council, after review of information provided by the applicant and the Director of Public Works, hereinafter the Director, ((to be)) as being in the best interest of the City or

c. The nearest public gravity sewer line capable of providing service to the property is more than _____ hundred (____) feet from the boundaries of the property.

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c. the responsibility to reimburse the City for any costs resulting from the failure to comply, including any expense incurred by the City to obtain compliance.

C. In the event that any time the City approves the utilization of Septic Tank Effluent Pump (STEP) systems, as defined in Section 13.12.020[29], as now existing or hereafter amended or succeeded, grinder pump side sewers and force mains shall not be permitted to discharge to designated STEP force mains unless it is determined by the Director or his/her designee to be in the best interest of the City.

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

SECTION III: This Ordinance shall take effect upon the fifth day following date of publication.

SECTION IV: Corrections by the Clerk-treasurer or Code Reviser. Upon approval of the Mayor and City Attorney, the Clerk-treasurer and the Code Reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state, or federal laws, codes, rules, or regulations, or ordinance number and section/subsection numbering.

PASSED THIS _____ DAY OF _____,
2016, by the City Council of the City of McCleary, and signed in approval therewith this _____ day of _____,
2016.

CITY OF McCLEARY:

BRENT SCHILLER, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

STATE OF WASHINGTON)
 : ss.
GRAYS HARBOR COUNTY)

I, WENDY COLLINS, being the duly appointed Clerk-Treasurer of the City of McCleary, do certify that I caused to have published in a newspaper of general circulation in the City of McCleary a true and correct summary of Ordinance Number _____ and that said publication was done in the manner required by law. I further certify that a true and correct copy of the summary of Ordinance Number _____, as it was published, is on file in the appropriate records of the City of McCleary.

WENDY COLLINS

SIGNED AND SWORN to before me this _____ day of _____, 2016, by WENDY COLLINS.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON, Residing at:
My appointment expires:

RESOLUTION NO. _____

**A RESOLUTION RELATING TO UTILITIES,
ESTABLISHING A RATE FOR ALLOWED ATTACHMENTS
TO UTILITY POLES, PROVIDING FOR RATE
ADJUSTMENT AND TRANSITION.**

R E C I T A L S:

1. Over many decades, with the City's authorization the poles installed and maintained by the City's utilities have been utilized by other entities for placement of attachments to facilitate the delivery of the services provided by the entities.

2. As the result of a number of factors, including additional requests for such utilizations and the desire to provide consistency, the City authorized a study of rates charged by other utilities for such utilization.

3. After review of the study and its recommendation, at its meeting of October 26, the Council authorized the development of a resolution setting forth such rates, providing an annual adjustment, and providing for transition to the rate established by this resolution for the current utilizers.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY, THE MAYOR SIGNING IN AUTHENTICATION THEREOF:

SECTION I: Applicability: The rate set forth in this resolution shall be applicable to any pole attachment, as defined

in that Pole Attachment Agreement adopted by the Council, which is currently or hereafter installed upon a utility pole of the City.

SECTION II: Rate Calculation:

A. Effective Date:

As of 1st day of December, 2016, the rental rate to be charged for each pole attachment which is installed pursuant to or fits with the definition of the provisions and terms of the Pole Attachment Agreement referenced in Section I shall be Fifteen Dollars and Ninety-three Cents (\$15.93) month commencing ~~as of the first month in which the installation is completed.~~ That rate shall be adjusted annually as provided in subsection B.

B. Adjustment Basis Commencing December, 2017, and Thereafter:

1: As of January 1, 2018, and each calendar year thereafter, the adjustment to the existing monthly rate shall be the greater of following:

(a) three percent (3%) or

(b) the monetary amount which is the result of the following calculation:

Methodology of Calculation of CPI Based Adjustment: The then existing utility rate shall be multiplied by a figure established as the average of the Seattle-Tacoma-Bremerton Area Bi-Monthly Index CPI-U (June compared with June) and the US All City Average CPI-U for the same period. [Example: S-T-B Area Bi-

monthly Index CPI-U is 3.5% and the US All City Average CPI-U for that period is 2.5%. The multiplier to be utilized is 3.0%. If the existing rate is \$16.00, the result would be an increase of \$00.48 for an adjusted rate of \$16.48.]

C. Principals of Application:

The average for the CPI multiplier, if not an even 1/10th of a percent, shall be rounded upward to the nearest 1/10th of a percent.

SECTION III. TRANSITION:

In recognition that certain utilizers, including Century Link and Comcast, are currently paying lesser amounts, the City shall promptly notify the utilizers of the rate change and carry forth such steps, including supersession of existing utilizer specific ordinances or resolutions, as may be necessary to implement for such utilizers the rate established by Section II as of January 1, 2017.

PASSED THIS _____ DAY OF _____,
2016, by the City Council of the City of McCleary, and signed in authentication thereof this _____ day of _____,
2016.

CITY OF McCLEARY:

BRENT SCHILLER, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

RESOLUTION -B- 4
11/02/16
DG/le

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

ORDINANCE NO. _____

**AN ORDINANCE ADOPTING A BUDGET FUNDING THE
OPERATIONS OF THE CITY OF McCLEARY FOR THE
CALENDAR YEAR 2017.**

R E C I T A L S :

1. The Mayor and Council, with the aid of the City staff, has undertaken an extensive review of the anticipated needs of the City for the year 2017, as well as the revenues available to finance those needs. That review has included two workshops held by the Mayor and Council reviewing all available information.

2. As a result, a preliminary budget was presented. Public input was sought and received in relation to various elements of the preliminary budget draft through the holding of public hearings. The public hearing in relation to the tax to be imposed upon real estate within the City was held on October 26 concurrently with the first formal public hearing on the preliminary budget. The final public hearing on the budget was held on Wednesday, November 9.

3. As was true during the course of the development of the budgets for the last several years, the economic situation of the City in terms of revenue remains challenging.

4. An intensive review has been undertaken by the members of the Council of the estimated expenditures and revenue.

As was true in the 2016 budget, consideration was given in terms of further steps to be taken to aid in stabilizing the funding for the Current Expense Fund. A review was undertaken as to the reports provided to the Mayor and Council by the consultant in terms of certain utility rate recommendations. Action in relation to reasonable modification in those rates will be taken.

5. The Mayor and Council have sought to develop a budget which is balanced and to adequately provide for the needs of the City and its citizens without imposing undue fiscal burdens upon the citizens. The situation is one which continues to require the City to consider actions which are very difficult, both from an operational standpoint and, just as importantly, in light of their actual or potential impacts upon City's citizens and businesses as well as the employees whose services are so important to the operation of the City.

6. Prior to the finalization of this budget, the Council adopted and thereafter the Mayor has signed an ordinance establishing the authorized level of taxation on real property within the City. A certified copy of that ordinance has been delivered to the appropriate County officials by the Clerk-treasurer.

7. After a final review by the elected officials and staff, it has been determined by the Council that the best interests of the Citizens and this City are served by the adoption of a budget as set forth upon Attachment A.

8. The budget as set forth is projected to be balanced in terms of both income and expenditures.

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

SECTION I: There is hereby adopted as the budget for the City of McCleary for the calendar year 2017 the expenditures and revenues set forth upon Attachment A, attached hereto and incorporated by this reference.

SECTION II: A full and complete budget document showing in detail the revenues and expenditures anticipated and/or made pursuant to the provisions of Section I of this Ordinance is on file with the Office of the Clerk-Treasurer, City of McCleary, and shall be available to any interested citizen during the regular business hours of the City and also shall be posted upon the City's website. The Clerk-Treasurer shall further take such steps as are necessary to distribute information as to the budget to those governmental agencies, if any, to which such information is to be provided.

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

published, is on file in the appropriate records of the City of McCleary.

WENDY COLLINS

SIGNED AND SWORN to before me this _____ day of _____, 2016, by WENDY COLLINS.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON, Residing at:
My appointment expires:

Attachment "A"
City of McCleary
2017
Fund Summary

<u>Fund Title</u>	<u>Revenue</u>	<u>Expenditure</u>
Current Expense	\$1,248,726.00	\$1,248,726.00
Street	\$177,677.50	\$177,677.50
REET	\$67,434.99	\$67,434.99
Light and Power	\$3,235,284.00	\$3,235,284.00
Water	\$1,322,252.00	\$1,322,252.00
Sewer	\$1,198,760.95	\$1,198,760.95
Stormwater	\$135,006.00	\$135,006.00
Ambulance	\$107,520.00	\$107,520.00
Total	\$7,492,661.44	\$7,492,661.44

**2017 Salary Schedule
Attachment "B"**

I. Unrepresented Admin Personnel

	Beginning Salary	Step A 2nd year of service	Step B 3rd year of service	Step C 4th year of service	Step D 5th year of service
POSITION	0-12 M	13-24 M	25-36 M	37-48 M	49-60 M
Police Chief	\$5,768.88	\$5,941.94	\$6,120.20	\$6,303.80	\$6,493.00
Clerk-Treasurer	\$5,248.22	\$5,405.67	\$5,567.83	\$5,734.86	\$5,906.90
PW Director	\$7,232.82	\$7,450.08	\$7,673.46	\$7,902.96	\$8,140.62

II. Unrepresented Labor Personnel

Part Time Maintenance (600 Hours)	\$9.47 / Hour
Part Time Seasonal Employee (680 Hours)	\$9.47 / Hour

III. Unrepresented Fire Personnel

Fire Chief (Volunteer)	\$2,767 / Year + calls
Fire Assistant Chief (Volunteer)	\$1,237 / Year + calls
Firefighter (Volunteer)	\$9.47 / Hour

IV. Represented Police Personnel (FOP)

	Beginning Salary	Step A 2nd year of service	Step B 3rd year of service	Step C 4th year of service	Step D 5th year of service
POSITION	0-12 M	13-24 M	25-36 M	37-48 M	49-60 M
Police Officer	\$3,652.19	\$3,857.06	\$4,044.85	\$4,263.36	\$4,528.55
Seargent	N/A	N/A	N/A	N/A	\$4,981.51

V. Represented Administrative Personnel (IBEW)

	Step A 1st year of service	Step B 2nd year of service	Step C 3rd year of service	Step D 4th year of service	Step E 5th year of service	Step F 6th year of service
POSITION	0-12 M	13-24 M	25-36 M	37-48 M	49-60 M	60+ M
Deputy City Clerk	\$3,621.96	\$3,695.73	\$3,770.65	\$3,847.89	\$3,925.12	\$4,003.52
Utility Accounts Manager	\$4,376.69	\$4,465.77	\$4,556.84	\$4,650.20	\$4,744.73	\$4,839.27
Public Works / Planning Assistar	\$3,845.60	\$3,923.97	\$4,002.36	\$4,081.90	\$4,163.75	\$4,246.75
Building Official	\$4,992.58	\$5,094.01	\$5,197.78	\$5,303.83	\$5,412.18	\$5,520.54

VI. Represented Light and Power Personnel (IBEW)

Senior Lineman	\$47.80	\$8,285.14	43.4
Lineman	\$43.45	\$7,531.28	39.46
Line Equipment Ope	\$36.94	\$6,403.22	33.54
Line Equipment Ope	\$35.85	\$6,214.32	32.55
Line Equipment Ope	\$34.76	\$6,025.41	31.57
Lineman in Training	\$41.28	\$7,155.29	37.49
Lineman in Training	\$37.80	\$6,552.18	34.33
Lineman in Training	\$34.76	\$6,025.41	31.57
Ground Worker	\$20.90	\$3,622.50	19.65
Beginning Groundm	\$17.79	\$3,084.28	16.39

*Note: Contract displays hourly wage; monthly salary shown for reference.

2017 Salary Schedule

Attachment "B"

VII. Represented Public Works Personnel (Teamsters)

	Beginning Salary	Step A 2nd year of service	Step B 3rd year of service	Step C 4th year of service	Step D 5th year of service
POSITION	0-12 M	13-24 M	25-36 M	37-48 M	49-60 M
Public Facilities Manager	\$4,283.42	\$4,551.25	\$4,818.97	\$5,086.69	\$5,354.41
Water/ Wastewater Manager	\$4,283.42	\$4,551.25	\$4,818.97	\$5,086.69	\$5,354.41
Public Works Crew Field Foreman	\$3,723.28	\$3,955.99	\$4,188.69	\$4,421.41	\$4,654.10
Wastewater Treatment Plant Operator	\$3,723.28	\$3,955.99	\$4,188.69	\$4,421.41	\$4,654.10
Utility Maintenance II	\$3,357.86	\$3,567.73	\$3,777.59	\$4,018.36	\$4,197.33
Utility Maintenance I	\$2,976.29	\$3,162.32	\$3,348.33	\$3,534.34	\$3,720.38
Ground Maintenance I	\$2,976.29	\$3,162.32	\$3,348.33	\$3,534.34	\$3,720.38

VIII. Longevity

Longevity is not shown in the previously displayed charts. Longevity shall be added to the base pay shown in the respective section in accordance with the appropriate provisions of the Collective Bargaining Agreement or the Employee Handbook.