



McCleary City Council

PROPOSED AGENDA

February 8, 2012

7:00 Council Meeting

Flag Salute
Roll Call
Minutes (Tab A)
Public Comment:
Mayor's Report/Comments:

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

Old Business: IT Service Contract (Tab E)
 Stormwater Billing (Tab F)

New Business:

Ordinances: Street Weight Limits (Tab G)

Resolutions: Storm Rates (Tab H)

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

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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, January 25, 2012

FLAG SALUTE	Mayor Dent Called the Regular Meeting to order at 7:00 PM with the Flag Salute.
ROLL CALL	Councilmembers Catterlin, Reed, Lant, Schiller and Ator.
ABSENT	None.
STAFF PRESENT	Present at the meeting were Dan Glenn, Wendy Collins, Nick Bird, George Crumb, John Graham, Randy Bunch and Jennie Reed.
MINUTES APPROVED	It was moved by Councilmember Schiller, seconded by Councilmember Ator to approve the minutes. Motion Carried.
PUBLIC COMMENT	Joy Iverson invited everyone to the Mark Reed Hospital Board meeting in Elma.
CITY ATTORNEY REPORT	Dan Glenn is expecting a counter offer response from Chief Prater regarding the Fire District 5 contract. Mr. Glenn said he would like guidance on the street weight limits from the Council for the Ordinance being presented tonight.
DIRECTOR OF PUBLIC WORKS REPORT	Nick Bird commended the City Crew on their hard work and response to the power outages and street plowing during the recent snow and freezing rain events. He thanked them for all their tireless effort in assisting residents during the storm.
IT SERVICE CONTRACT	Contract discussion continued by talking about how many hours is necessary per month to perform appropriate maintenance and security tasks. Rollover hours were addressed along with the possible approach of "pay as you go". Adnets will update the contract again with the new changes made and the Council will relook at it at the next meeting. Jeff Catterlin did not want to spend over \$1000 a month on support but understands we need to have something in place to support the City's IT needs. Tabled until the next meeting.
MAYOR PRO TEM	Tom Reed nominated Ben Ator and Brent Schiller nominated Mike Lant for Mayor Pro Tem. Jeff Catterlin stated he thought Mike Lant has done a good job as Mayor Pro Tem for the past two years but believed it would be fair to allow other Councilmember's the opportunity to experience being in that position. Roll call taken: Four votes were made in favor of Ben Ator and one vote, made by Ben Ator, was made for Mike Lant. Ben Ator was chosen as the new Mayor Pro Tem.
FINANCE COMMITTEE	Jeff Catterlin nominated Tom Reed because of his accounting experience and stated it would be nice to have a new member on the Finance Committee since Ben Ator now has the new position as Mayor Pro Tem. Discussion took place regarding the need to keep Brent Schiller on the Finance Committee since he is experienced and can continue giving his valuable input. Roll call taken: By unanimous vote, Tom Reed will hold position #1 and the Council reconfirmed Brent Schiller to hold position #2 on the City of McCleary Finance Committee.
ELCON WORK ORDER 2012-1	The Elcon work order was revised to state that each service request shall not exceed \$500 and the total aggregate fees for the work shall not exceed \$3000 and that service requests shall be authorized via email and each request shall have a task number. It was moved by Councilmember Lant, seconded by Councilmember Catterlin to authorize the City to execute Work Order 2012-1 with Elcon Associates. Motion Carried.
STEP SEWER SYSTEMS	Councilmember Lant does not want the City to take on the cost that this will incur. Councilmember Catterlin agrees but would have no problem with step systems if the cost was the burden of the developer. Nick Bird stated the sewer bills are already high and by moving toward a step system in this area, the bill would increase at least \$30 more per month, which is too high to demand from a customer. Also stated was the concern that step systems back up when the power goes off. Tabled until the next meeting.

STORMWATER BILLING	<p>The Council discussed a discrepancy in the wording of the current stormwater billing resolution. Strip malls are billed per parcel, which makes it difficult to bill correctly. Each customer pays a stormwater rate but the resolution reads, "each parcel". Nick Bird wants to leave it based on a parcel. Councilmember Catterlin believes it should be based on the parcel size or square footage and the landlord/owner should be responsible for the fee. Councilmember Lant would like it to be based on total impervious square footage charged to the landlord/owner. It was moved by Councilman Schiller, seconded by Councilman Reed to table the stormwater billing and storm water rates Resolution. Motion Carried.</p>
WELL 2/3 PILOT STUDY	<p>A TEC, the supplier of the filtration components used in Wells 2 and 3, have discovered that the presence of silica can impact the filtration process. The City had a similar test done nine years ago. A TEC can perform a pilot study to determine if there is any silica present, allowing us to correct the problem, if one exists. It was moved by Councilman Lant, seconded by Councilman Catterlin to authorize the City to execute the A TEC Agreement to conduct the additional pilot retesting, and not to exceed \$1,500.00.</p>
STREET WEIGHT LIMITS	<p>Tabled until the next meeting.</p>
STORM RATES	<p>Tabled until the next meeting.</p>
APPROVAL OF VOUCHERS	<p>Vouchers/Checks approved were 34226 - 34285, including EFT's in two batches in the amounts of \$18,721.53 and \$106,563.59.</p> <p>It was moved by Councilmember Lant, seconded by Councilmember Ator to approve the vouchers as received. Motion Carried.</p>
PUBLIC COMMENT	<p>Councilmember Lant stated he believes the City desperately needs to purchase at least one new Police car, if not two. He said the Police Chief cannot drive around in a broken down car and be effective in the current vehicle is driving. Mr. Lant would like to see the Council address this issue quickly because he believes this is a necessity and not just something they want.</p> <p>Councilmember Schiller wants to get development moving. He is concerned the City and Council are hiding behind fear. He commented that the City needs to grow and we keep raising rates but they are not seeing any growth and he is worried about how long this can go on.</p> <p>Councilmember Lant submitted a letter during the last meeting stating concerns he has with the negotiations with Fire District 5. He spoke extensively with Chief Prater and he still does not have a good understanding of the contract issue.</p> <p>Jeff Geer thanked the City crew for all their hard work during the storm. Councilmember Catterlin agreed and stated the crew worked very long hours for days on end to restore power and keep the streets plowed. The community is grateful for their hard work.</p> <p>Sherry Huff asked if the City has an emergency plan for business plowing and shoveling. She said the Post Office never closes and they must have safe access for the mail trucks to deliver the mail to the building or the mail trucks won't stop. Residents depend on the mail for medications and other serious deliveries so it is imperative that the Post Office be plowed for the mail trucks.</p> <p>Jeff Catterlin would like to see a plan of priority plowing be created for crucial businesses such as the Post Office, hospital, grocery store, etc. These are all essential businesses that provide essential services. Nick Bird will double check the past City plan.</p> <p>Joy Iverson said she had to come to the City to get a snow plow headed toward the hospital so vehicles could safely get in and out of the emergency room.</p>
EXECUTIVE SESSION	<p>It was moved by Councilmember Lant, seconded by Councilmember Schiller to have an Executive Session at 7:50 pm for 5 minutes to discuss personnel. No action will be taken.</p> <p>The Executive Session ended at 7:55 pm.</p>
MEETING ADJOURNED	<p>It was moved by Councilmember Ator, seconded by Councilmember Lant to adjourn the meeting at 8:06 PM. The next meeting will be on February 8, 2012 at 7:00 PM. Motion Carried.</p>

MEMORANDUM

TO: MAYOR AND CITY COUNCIL, City of McCleary
FROM: DANIEL O. GLENN, City Attorney
DATE: February 3, 2012
RE: LEGAL ACTIVITIES as of FEBRUARY 8, 2012

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. **STORMWATER RATE RESOLUTION:** I have spoken to Ms. Collins and Mr. Bird about the current format and pattern of billing. All three of us have concerns that the City utilize a consistent pattern in the billing of customers for this utility. If you have not yet had the opportunity to review the bases upon which rates are to be established, I would recommend that you take a look at the particular chapter in Title 13 of the Municipal Code. There are a variety of definitions and guidelines developed back in 2002 when the utility was established. Perhaps the most fundamental is contained in Section I of the ordinance in the definition of the ESU. For ease of reference, I am setting it out below.

1.6. Equivalent Service Unit (ESU) - A configuration of development or impervious surfaces on a parcel, estimated to contribute an amount of runoff to the City's storm and surface water drainage system which is approximately equal to that created by the average single family residential parcel. **One ESU is equal to 3,000 square feet of impervious surface area or any portion thereof.** (Emphasis added.)

As was discussed by you last session, the questions really boil down to hard this definition is to be applied. If you have a single family residential situation, the definition does not apply. However, in most other situations, especially commercial, it does apply.

What I would suggest is that the matter be referred to the Finance Committee or Public Works Committee for a fundamental review of how you would like the billings applied, whether in relation to a multi-family unit situation or a commercial situation.

2. EMS CONTRACT DISCUSSION STATUS: In effect, little has changed since the last report. Certain material in terms of the moneys generated by the cities as a result of the imposition of the household EMS charge was provided to him at his request. Chief Prater had indicated on the 23rd that he would be forwarding a written counteroffer to the suggestion made at the last meeting. However, the material was not received until just before the preparation of this report. I have not yet had the opportunity to analyze the material or obtain the conclusions Ms. Collins will draw from its request..

Now that it has been received, it is my anticipation that discussions will recommence. Until a final conclusion is reached which is satisfactory to you, , at least through the end of April the terms of the prior contract will remain in place under the extension agreement authorized by you. The annual cost adjustment authorized under that contract's terms has been implemented by Ms. Collins.

I will keep you informed.

3. STREET WEIGHT LIMIT ORDINANCE: As of the time of the preparation of this report, I do not believe that I have received any additional guidance as to requested changes in the draft provided prior to the last meeting. If any of you have changes you would like to see incorporated in a modified draft, please let me know and I will do so.

4. MRSC WORKSHOP: I am uncertain as to whether or not any of you were able to attend the workshop presented by

Mr. Mason on the 30th.. Based upon prior discussions I had with him in terms of his intended agenda, it undoubtedly covered a broad number of areas. If you were not able to attend, if you do not already have a copy MRSC has a very useful guidebook available electronically as to the operations of a Code City. If you do not have the electronic address, let me know and I will provide that address.

5. ADNET CONTRACT: They have provided an updated draft. They have agreed to a carry over element as to unused hours although the carryover period is, as I have mentioned to Mr. Bird, in my mind too short a period. However, I assume that we can track the usage during the initial contract period and revisit that subject and any others which may come up.

My most fundamental operational concern is that Ms. Collins and her staff, who are the most directly involved and affected by the service, are comfortable that we now have what is needed. She will undoubtedly speak to that status aspect.

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: February 3, 2012
Re: Current Non-Agenda Activity

Winter Storm

Current Estimated Cost of the Storm is approximately \$46,300; which includes labor, equipment, and materials, but does not include the cost of the known damage listed below.

To date, the known damage throughout the City is as follows:

- Park kitchen gutters failed – both sides
- Park restroom gutters failed – all sides
- Library gutters failed – north side
- WWTP Blower Building Gutters failed – north side
- WWTP Tool Building Gutters failed – north side
- WWTP Covered Storage Gutters failed – north and south side
- Well No. 2 breaker failed – fuse repaired
- Road patching areas – 3rd and Pine, Summit Rd, and Summit 1 area
- Broken concrete at sidewalk across from Gordon's.
- Broken vent on Library Roof
- Broken vent on Park Kitchen
- Tree Removal in park – an arborist will be brought in to assess the remaining trees on Summit Road in Beerbower Park
- Blow-off Vault broken on Summit Road
- Numerous braches in roadways and power / telephone lines – all removed
- Snow plow bracket failed – needs to be re-welded
- Sanding wheel sheared off – replaced (spare on hand now as well)
- Backhoe needed service – started running rough.
- Needed maintenance sand – 64 +/- tons

Cost estimates are currently in process for the repair of the known damage throughout the City.

Well 2 & 3 Project

The 90% plans and specifications were submitted to the City on January 30. Unfortunately we need to make some slight revisions to the design set. The original plan was to dispose backwash water through a settling basin then an infiltration basin. When we dug our test pits in September, the groundwater was at depth of 12 feet. When we

dug our test pits on February 2, the groundwater was at a depth of 3 feet. Obviously this changes how we will be dealing with our backwash water. Based on this information, we will likely still be able to use the designed settling basin, but rather than infiltrate the backwash water we will need to discharge it to the sanitary sewer collection system on Summit Road. The cost for the new approach will likely be similar to the cost of constructing an infiltration basin.

Once the design changes are made, and the Design Report corrected as appropriate, we will be submitting the 90% plans to the Department of Health for Project Approval, the Building Department to start the building permit process, the Site Plan Review Committee to complete the site plan review process, as well as processing environmental review.

We anticipate an initial advertisement date near the end of March. This translates to a bid opening date near the middle of April and construction hypothetically beginning in May.

Additionally, the additional pilot testing work has been scheduled for the week of the February 13. When the testing is completed, we will know if we need to provide a permanganate feed system to control the active silica or not.

Reservoir Inspection

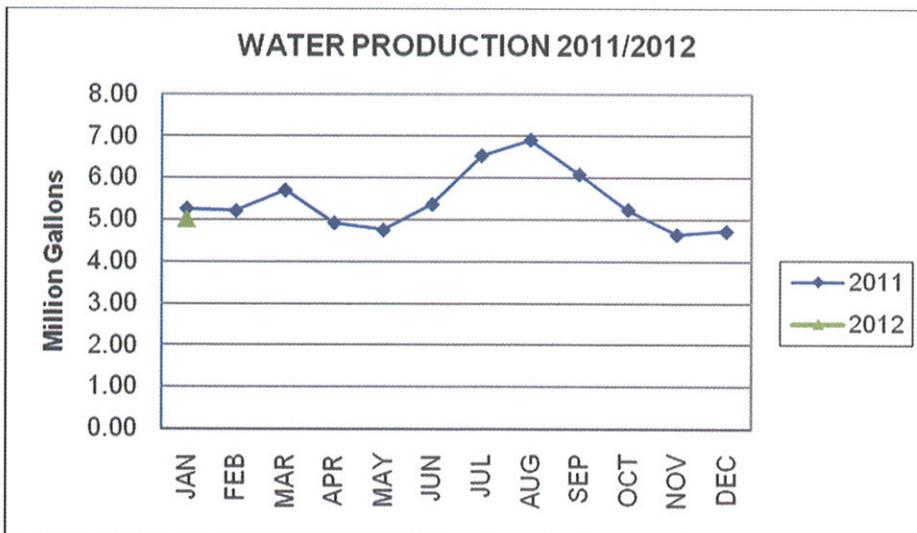
The inspections are still scheduled for the first two weeks of March. Unfortunately, USDA will not be able to attend either of the inspections. As a result, we have been asked to prepare a written report to USDA to document the inspections were completed. A copy of the completed reports will be presented for your information as well.

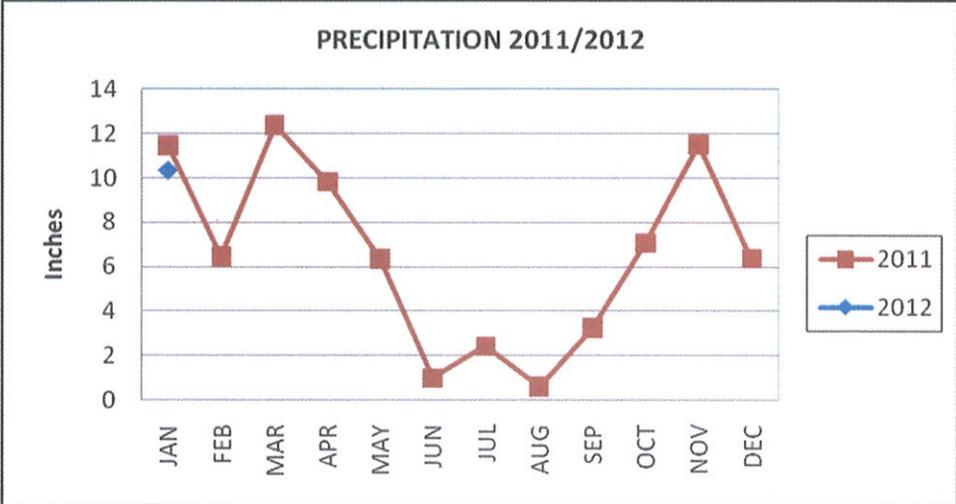
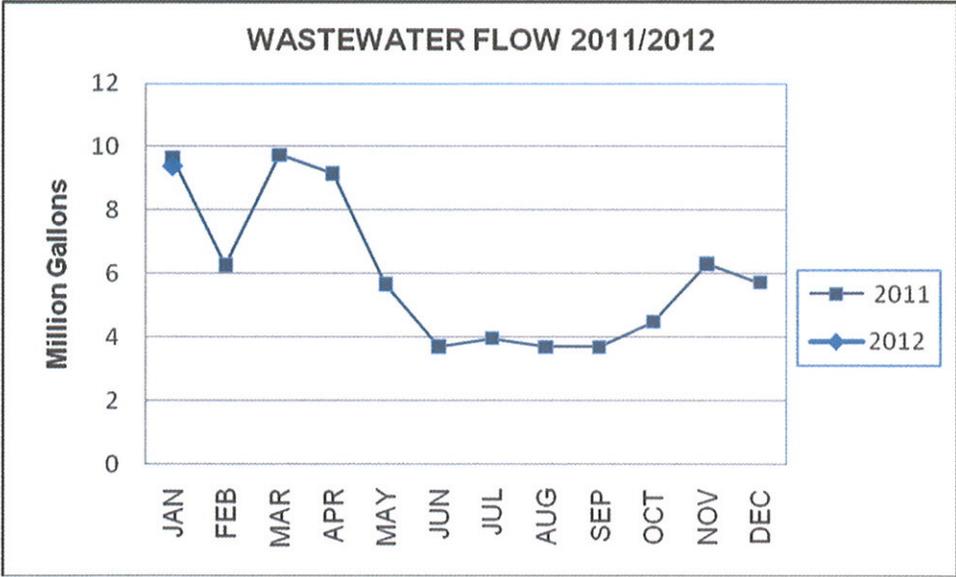
STEP Facilities

Based on the discussion last meeting it appeared that it was the general consensus of the Council to not authorize the use of STEP systems for large plat development. We would like to confirm that consensus before we formally notify the developer and the developer's engineer.

To: Mayor Dent
From: Vern Merryman, Water/Wastewater
Date: February 2012
Re: Monthly Report

January totals: Water, 5.0 million gallons.
Wastewater, 9.4 million gallons.
Precipitation, 10.35 inches.
Biosolids, 60,406 liquid gallons or 1.26 dry tons.





STAFF REPORT

To: Mayor Dent
From: Todd Baun, Public Facilities Manager
Date: February 3, 2012
Re: January Report

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

- 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.
- Since the week of January 15th, the crew has been busy with snow removal and clean-up. With the snow clean-up activities, it moved the Public Works schedule back a few weeks.
- The crew is still filling in many potholes throughout the City. We are trying to keep up on the potholes, but it seems that they multiply faster than we can fill them.
- We are still installing our radio read water meters.
- We will start the inspection all of our sewer manholes in the upcoming weeks. We are trying to identify possible I & I issues in our sewer system. We will be working on repairing them once they are identified.
- We are still locating many side sewer clean outs that go to empty lots. We are checking them for possible I & I issues.
- We will also be fixing a failing storm line in the alley behind 311 W. Simpson. This is a 24" concrete line that is separating at the joints.
- Our maps are still being rehabbed and updated.
- We had a vac/jet truck come in and clean our several of our catch basins and lines. We unplugged several trouble areas that we just recently have been made aware of.
- Hydrant flushing has been completed. Our new flushing equipment has worked great. We got a lot of color and rocks out of our water lines.
- The library furnace has broken. We had to order a new blower to install in the furnace. The repairs will be completed on February 3rd.
- And as always, we are trying to keep up on all our routine and daily maintenance of the parks, cemetery, streets, water, sewer, storm and buildings.

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.

STAFF REPORT

To: Mayor Dent
From: Paul Nott, Light & Power
Date: February 3, 2012
Re: January Report



	Monthly Statistics;	YTD Totals;
New Services;	0	0
System Outages;	9	9
Pole Replacements;	0	0
Maintenance Work Orders;	10	10
Billable Work Orders;	0	0

The month of January consisted of taking down the Christmas decorations and winter weather related duties. We had basically two weeks of work relating to the snow and ice storm.

During the snow and ice storm we responded to approx. 40 different power related outages and or problems. A lot of the event was "chasing our tail" simply because once we would get Sand Creek in power and would respond to the North End to another outage we would get a call and Sand Creek would be back on the ground again. The two major events were when we lost the 69KV coming from Elma that shuts down the whole town. The reason the numbers in the above running totals does not reflect a larger number in the outages column is that the entire storm is listed as one work order. Please see the attached breakdown of events.

We also assisted Public Works in snow removal when we could and the cleanup of debris and dangerous trees that were broken during the storm.

Yesterday we had another underground fault on Bonniview Lane. It took about 6 hours to locate and make the repairs to the line. Once again we were assisted by Mason Co. PUD 1 with their locating equipment.

As always if you have a questions or concerns feel free to contact us...

January 2012 Snow/Ice Storm

1/15	Sand Creek	wire down (WO 12-02) (3hrs)
1/16	E Elma Hicklin	tree in line (UTL) (WO 12-03)(2hr call out)
1/17	Foreman Rd	clear tree from lines (WO 12-04) (3hrs)
1/17	Foreman Rd	clear 2 nd tree from lines (WO 12-05) (3hrs)
1/17	Light and Power	crew patrolled / prepared for upcoming snow event. (8 hours)
1/18	Light and Power	crew assisted Public Works in snow removal. (8 hours)
1/19	Tornquist Rd.	cleared tree in primary
	Old Sand Creek	wire down
	6 th and Pine	wire down
	County Line Rd	wire down
	E Elma Hicklin Rd	wire down
	304 Hemlock St	secondary service needed repair
	1480 Simpson	clear limb from service
	335 2 nd	cleared limb in wire
	6 th and Maple	tree in secondary
	7 th and Maple	tree in secondary
	Sand Creek	wire down
	N end breaker 2	cleared tree in wire (reclosed breaker)
	Mommsen Rd	wire down
	Treatment Plant	limb in 69kv (BPA breaker approx.6 hr outage)
1/20		midnight
	Elma Hicklin Rd W	wire down
	Sand Creek	wire down (cut and clear last customer/energize to that point)
	Sand Creek	clear secondary service
1/20	04:00	go home (15.5 hrs)
1/20	09:00	show up
	Macke office	wire down
	Whymms	clear line / refuse
	Tornquist Rd	wire down
	304 Hemlock	re energize after repairs to service
	Les Sanders	clear line / refuse

	Tornquist Rd.	wire down
	151 County Line Rd	clear line / refuse
	County Line Rd.	wire down
	High Line	GHPUD outage
	County Line Rd	wire down
	Sand Creek	wire down (energize last customer)
	Tami Owings	wire down replace transformer
1/20	22:00	go home (17 hrs)
1/21	10:00	show up
	Caille line	start repairs (had to abandon due to wind/safety)
	Tornquist Rd.	clear line / refuse
1/21	16:00	go home
1/23	08:00	show up (normal time)
	Caille line	finish repairs
1/23	04:30	go home
1/24	Normal work day	misc. clean up / patrolling etc.

STAFF REPORT

To: Mayor Dent
CC: Ron Pittman, Chief
From: Paul Nott, Assistant Chief
Date: February 3, 2012
Re: January Fire Department Report



	Monthly Statistics;	YTD Totals;
Actual Structure Fires:	0	0
Fire Calls:	0	0
Rescue/EMS assists:	2	2
Motor Vehicle Collisions:	2	2
Hazardous Material Response:	0	0
Service Calls:	1	1
False Alarms:	3	3

The month of January for the Fire Department consisted of two EMS calls, two motor vehicle accidents, one call for a collapsed roof and three false alarms.

The two MVC's were due to the inclement weather. Fortunately, there were no injuries sustained to the occupants.

We responded to the school for the collapsed roof. Once again there were no injuries to anyone since the school was closed at the time due to the snow. Unfortunately, it appeared that the building is a total loss.

We had three false alarms. One was at the hospital due to the City wide power outage and the other two were at the Beehive due to a faulty alarm.

There were no injuries or safety concerns reported by the Safety Officer.

STAFF REPORT

To: Mayor Dent
From: Colin Mercer Webmaster 
Date: February 3, 2012
Re: January Website & Help Desk

Re-Occurring Website Activities

- Council Agenda/Packet posted online.
- Council Minutes posted online.

New Website Activity

All 2012 Fees posted on website
Create new folders for council agendas and minutes from 2011
Post Found Dog photo on Police Department page

Additional Tasks

New council members emails established and outgoing council member's emails deactivated.
Set up new email accounts for new council members and new Police Officer.
Assist Nick with Commercial Storm Water Rate determinations.
Completed updates to the Utility Parcel Binder.
Start 2012 Small Works Roster Log.
Start 2012 Professional Services Log.
Assist Building Department.

Help Desk Activity

Month	Number of Incidents Reported	Staff Reported / Closed / Open	Citizen Reported / Closed / Open
December	5	2 / 4 / 0	3 / 6 / 1
January	17	5 / 4 / 1	11 / 4 / 8

Conservation Program

Month	Applications Received	Conservation Permits Issued	Rebates Paid This Month	Total Rebates Paid To Date
December	1	1	\$85.00	\$10856.08
January	3	3	\$50.00	\$50.00

Website Comments:

First Name: City Resident

Comments: Just wanted to say thanks for everyone's hard work in getting the power back on these past couple of days! I don't know everything that happens behind the scenes but it is appreciated. Thanks a zillion!

Website Traffic January 1, 2012 through January 31, 2012

Section	Page Views	Percent of Total
<u>Default Page</u>	1857	33.77%
<u>Events Calendar</u>	557	10.13%
<u>City Departments</u>	272	4.95%
<u>Agendas and Minutes</u>	241	4.38%
<u>City Jobs</u>	229	4.16%
<u>Police</u>	206	3.75%
<u>Code, Ordinances & Standards</u>	148	2.69%
<u>Public Facilities</u>	135	2.45%
<u>Mayor and Council</u>	134	2.44%
<u>Utilities</u>	130	2.36%
<u>Light & Power</u>	120	2.18%
<u>Administration</u>	110	2%
<u>Planning Department</u>	105	1.91%
<u>Search Results</u>	104	1.89%
<u>Conservation Program</u>	104	1.89%
<u>City Photos</u>	97	1.76%
<u>FAQ's Page</u>	94	1.71%
<u>Helpful Links</u>	81	1.47%
<u>Bear Festival</u>	80	1.45%
<u>Municipal Court</u>	66	1.2%
<u>Development Services / Building</u>	62	1.13%
<u>Water / Wastewater</u>	60	1.09%
<u>Fire</u>	54	0.98%
<u>Previous Years Council Minutes</u>	46	0.84%
<u>Chamber of Commerce</u>	44	0.8%
<u>Home Page</u>	38	0.69%
<u>Bear Festival Photos</u>	37	0.67%
<u>Previous Years Council Agendas</u>	36	0.65%
<u>Interlocal Agreements</u>	33	0.6%
<u>2008-12 Budget</u>	33	0.6%
<u>65th Anniversary Photos</u>	33	0.6%
<u>Flood Photos 2009</u>	32	0.58%
<u>City Staff</u>	27	0.49%
<u>Christmas Photos 2007</u>	25	0.45%
<u>Tell Us What You Think!</u>	24	0.44%
<u>Park Project Photos</u>	18	0.33%
<u>Community Center</u>	11	0.2%
<u>Conservation Data Page</u>	8	0.15%
<u>Surveys & Questionnaires</u>	7	0.13%
<u>Public Facilities Survey (Ends March 7th)</u>	1	0.02%
TOTAL	5499	100%

STAFF REPORT

To: Mayor Dent
From: George M. Crumb, Chief of Police
Date: February 3, 2012
RE: Report for February 8, 2012 Council Meeting

SUMMARY OF POLICE INCIDENTS / ACTIVITIES:

The below listed information are calls or contacts received by McCleary Police Officers either generated by Grays Harbor County dispatch 911 service, citizen reports, call in's, or other officer generated incidents:

21 Speed Infractions=\$2566, 11 No Insurance Infractions=\$6050, 6 DWLS Court Date, 2 Fail to Stop=\$248, 4 Expired Registration=\$680, 1 Theft 3rd=Court Date, 1 Cell Phone Violation=\$124, 1 Seat Belt Infraction=\$124, Total Bail Amounts: \$10201.00

*0286 incident histories reported

... Speeding.	...Domestic Violence
... Speeding in School Zone	...Burglary
... Fire Response's	...Disorderly Conduct
... Traffic Stop's	...Assault/Firearm used /Threats
... Agency Assist's	...Drug Incidents
... Animal Complaints	...Curfew Violations
... Traffic Hazard Reports	... Welfare Checks
... Report of Harassment	...Suspicious Person/Vehicle
... Police Information or Referrals	...9-1-1 Open Line/Hang up
... Traffic Offense/Reckless	...Found Property Reports
... Motorist Assist/Citizen Assist	...Theft Reports
... Attempt to Locate	...Juvenile Problems
... Malicious Mischief	... Warrant Arrests
... 9-1-1 Open Line	...Civil matters
...Custody dispute/Civil	...D.U.I.
...Audible Alarm	...Subject Stop
...Hit & Run	

Discussion: Open

Both 1999 surplused police vehicles have been parked at the treatment plant for further disposition.

Current vehicle status: 2008 Ford Crown Vic Police Interceptor in service.
2006 Ford Crown Vic. Police Interceptor in service
2005 Chevy Impala Police Vehicle in service
1998 Ford Crown Vic Sedan in service

Council Members Present: ALL.... Mr. Ator, Mr. Reed, Mr. Catterlin, Mr. Lant,
Mr.Shiller.

Mayor Dent: Present / Not Present _____

Officer Reporting: Chief Crumb _____

STAFF REPORT

To: Mayor Dent
From: Nick Bird, P.E., Director of Public Works
Date: February 3, 2012
Re: IT Service Contract

At the time of preparing this report, the revised IT Service Contract as discussed last meeting, is currently under legal review. We hope to have the report distributed to you for your review and consideration prior to the meeting.

Please note that the only revisions to the contract are identified in the areas outlined in yellow.

Staff Recommendation:

As we have stated many times, we would like to get the basic maintenance contract underway. After careful review of the contract, we believe that the necessary components of maintaining our system will be met through this agreement, thus would recommend execution of the contract.

Action Requested:

Please consider authorizing the City to execute the Contract with ADNETS in the event the Contract is presented for your consideration.

STAFF REPORT

To: Mayor Dent
From: Nick Bird, P.E., Director of Public Works
Date: February 3, 2012
Re: Stormwater Billing

The stormwater billing was discussed last meeting. Our basic understanding was the Council, based on staff recommendation, thought it appropriate to charge the owner of commercial properties the stormwater billing rather in order to simplify the billing process.

Mr. Glenn also pointed out that duplexes also fall into a “gray area”. Staff’s belief is that we can correct these problems by adding two sections to the draft resolution.

2.2.1.B (Revise Section) – Multiple Family Parcels (~~3~~2 or more units)

2.2.3 (New Section) – In the event more than one utility account is located on a parcel, the monthly charges defined in Section 2.2.1.B or Section 2.2.1.C, as applicable, shall be billed to the owner of the parcel.

Staff Recommendation:

As the multiple account billing component on a single parcel was the critical item that needed to be addressed, we hope that we can keep the process simple and easy to implement.

Action Requested:

Please consider authorizing execution of the draft resolution.

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING WEIGHT LIMITS UPON CERTAIN STREETS; PROVIDING FOR A PERMITTING PROCESS; IMPOSING FEES; AND ADDING A NEW CHAPTER TO TITLE 10.

R E C I T A L S:

1. The City of McCleary maintains public streets within the ordinary course of its operations.
2. There is concern that vehicles of over a specified weight may create significant risk of damage to those streets in light of the level of construction of the streets, thus requiring repair at the City's expense as a result of private activity.
3. It is the desire and intention of the Mayor and Council to control such activity, but at the same time, establish a procedure by which such use may be permitted.

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

SECTION 1: On and after the ____ day of _____, 2012, it shall be unlawful for any person to drive or operate a motor vehicle having a gross weight greater than _____ thousand pounds on those certain streets as described upon Attachment Number 1 attached hereto and incorporated by this reference without possessing the appropriate road use permit

authorized pursuant to the provisions of Section II of this Ordinance: PROVIDED THAT, the primary entrance to the streets subject to this restriction shall be posted with signs giving notice of the restriction: PROVIDED FURTHER THAT, this prohibition shall not apply to the following classification of vehicles:

A. Emergency vehicles, including but not limited to fire suppression equipment, emergency medical services equipment, and police equipment.

B. Public utility vehicles.

C. Vehicles, the presence of which would otherwise be prohibited, for the sole purpose of traveling upon the roads within the restricted area to make delivery of a product carried by such vehicle to a location within the restricted area: PROVIDED THAT, such exemption shall not apply if a similar delivery has been made to that location within the prior _____ calendar days.

SECTION II: Prior to the operation of a motor vehicle upon any public street subject to the restrictions set forth in Section I of this Ordinance, the owner or operator shall apply and receive a road use permit from the City.

2.1. The road use permit shall be applied for through the Office of the Clerk-Treasurer of the City. The fee to be charged for the issuance of such permit shall be established by

resolution. It shall be subject to issuance by the Clerk-Treasurer.

2.2. In issuance of the permit, the Clerk-Treasurer shall be authorized to rely upon advice of the Director of Public Works or such other persons as may be deemed appropriate, and shall take into consideration the nature of the traffic which is requested, the amount of such traffic resulting, the street or public rights-of-way involved, the nature of construction of the streets in question, and such other factors as may be relevant.

2.3. The issuance of the permit may be conditioned upon such conditions as may be deemed appropriate and necessary, including but not limited to posting an appropriate bond, having acceptable sureties, or maintaining or restoring the street to the same condition as it was prior to the commencement of the utilization.

SECTION III: In the event an individual who has sought a permit is aggrieved by the terms and conditions of the proposed permit, that individual may appeal the conditions to the City Council. The appeal shall be in writing, filed with the Office of the Clerk-Treasurer, and shall state with reasonable specificity the portions of the permit which are being appealed. Within forty-five days of the filing of the notice of appeal, the Council shall hold a hearing upon the appeal. The Council may affirm, reverse, or modify the decision of the Clerk-Treasurer. The decision of the City Council shall be final.

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SECTION IV: Any person violating the provisions of this Chapter shall be subject to the following penalties:

A. Upon a finding of committed as to up to two notices of infraction alleging a violation of this ordinance within any twelve-month period, the party shall be subject to a penalty not to exceed \$300: PROVIDED that the Court upon such finding may also require restitution for any damage suffered.

B. Upon a third or subsequent finding of violation within any twelve-month period, the party shall be subject to punishment as provided in the general penalty provision of the first paragraph of Section 1.20.010 M.M.C., as now existing or hereafter amended or supplanted: PROVIDED that, in addition to any fine or jail sentence, restitution for any damage may be required.

SECTION V: Sections I through IV shall constitute a new Chapter in Title 10 of the McCleary Municipal Code.

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

PASSED THIS _____ DAY OF _____, 2012, by the City Council of the City of McCleary, and signed in approval therewith this _____ day of _____, 2012.

CITY OF McCLEARY:

D. GARY DENT, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL C. 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

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RESOLUTION NO. _____

A RESOLUTION ESTABLISHING RATES AND CHARGES IN RELATION TO THE STORM WATER UTILITY OF THE CITY; REPEALING RESOLUTION 545; & PROVIDING AN EFFECTIVE DATE.

R E C I T A L S:

1. Pursuant to existing Ordinances, the City established a storm water utility.

2. Those Ordinances authorized the establishment by resolution of rates and charges to be paid by those benefitted by and within the area subject to the storm water. This was done most recently through the adoption of Resolution 545.

3. In setting those rates and charges, the Council and Mayor considered the factors set forth within the Ordinance, as well as such other information and factors as have been developed since the adoption of the Ordinance, including the information referenced in Recital 4.

4. Since the adoption of Resolution 545, the Council has received the recommendations contained with a Storm Water Utility Plan prepared by the City's engineering consultant. While that Plan recommended significant increases in rates, the Council and Mayor do not find such increases appropriate at this time. Rather they have chosen to modify the rates in a more

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limited manner so as to reflect both the impacts of increased costs and the impact of fee increases upon the utility's customers.

5. In light of those factors, the rates set forth herein are found to be reasonable, necessary, and appropriate to operate the utility.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY, THE MAYOR CONCURRING:

SECTION I: AUTHORIZATION:

Pursuant to the authority granted by the Ordinance establishing the utility, there is hereby created and imposed in Section II a system of rates and charges on each parcel of real property within the City served by or which is capable of receiving benefit and service by and from the Storm Water Utility established by Ordinance.

SECTION II: RATES AND CHARGES:

The following Utility rates and charges are hereby established for all parcels of real property in the City:

2.1. System Development Charge: The charge assessed to all parcels upon application for development. The System Development Charge shall be a one-time charge of \$578.90 for all applications received on and after the effective date of this resolution. This charge shall be adjusted annually as of December 16, 2012, and each December 16 thereafter as provided in Section III of this resolution.

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2.2. Monthly Charges:

2.2.1: The following shall be billed upon the same billing schedule as is provided for the other utility services of the City.

A. Single-Family Parcels: The base single-family residential charge shall be \$7.00 per month for each Equivalent Service Unit (ESU) for a parcel having one residential unit. This uniform rate is based upon each residential unit being equal to or less than 3,000 square feet, or fraction thereof, of impervious surface.

B. Multiple Family Parcels (3 or more units): Base shall be \$7.00 for the first 3,000 square feet of impervious surface, or fraction thereof, and \$3.00 for each additional 3,000 square feet, or fraction thereof, of impervious surface area.

C. Non-residential Parcels: Base shall be \$7.00 for the first 3,000 square feet of impervious surface, or fraction thereof, and \$3.00 for each additional 3,000 square feet, or fraction thereof, of impervious surface area.

2.2.2: The charges established in §2.2.1 shall be adjusted annually as of December 16, 2012, and each December 16 thereafter as provided in Section III of this resolution

SECTION III: ANNUAL ADJUSTMENT:

In recognition of the necessity of assuring that the rates established for this service remain consistent with the increase in costs and of the billing period utilized by the City

utility, the rates set by Section II of this resolution shall be subject to adjustment as of December of each calendar year.

The adjustment shall be the greater of either three percent (3%) or the monetary amount which is the result of the following calculation:

A. Methodology of Calculation: The then existing utility rate 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 \$4.00, the result would be an increase of \$0.12 for an adjusted rate of \$4.12.]

B. Principals of application:

1. 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.

2. The resulting product of the calculation carried out pursuant to 5A shall be rounded to the next highest 1/10th of a dollar, if the initial calculation does not so result.

SECTION IV: REPEAL & EFFECTIVE DATE:

4.1. This resolution shall take effect at 12:01 A.M. on the day following adoption with the rates established by the provisions of Section II to be applied as to any utility billing

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issued by the City on and after the ____ day of _____,
201__.

4.2. Resolution 543 shall be repealed as of the effective date of this resolution: PROVIDED THAT, such repeal shall not affect any obligations which have arisen under the provisions of that resolution, whether fiscal or otherwise.

PASSED THIS ____ DAY OF DECEMBER, 2011, by the City Council of the City of McCLEARY, and signed in authentication therewith this _____ day of December, 2011.

CITY OF McCLEARY;

D. GARY DENT, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

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