

CITY OF MCCLEARY
Public Hearing and Regular City Council Meeting
Wednesday, June 26, 2013

ROLL CALL AND FLAG SALUTE Councilmember's Catterlin, Peterson, Reed, Ator and Schiller.

ABSENT None.

STAFF PRESENT Present at the meeting were Dan Glenn, Wendy Collins, Nick Bird, and George Crumb.

PUBLIC HEARING ON THE 2014 STIP

The hearing opened at 7:01 pm.

WSDOT requires all agencies to adopt a six year street plan. No comments or questions were made.

The hearing closed at 7:04 pm.

REGULAR MEETING

PUBLIC COMMENT Helen Lake reported her disabled niece received a letter from the City informing her she needs to remove the scotch broom on her property within 15 days. Her niece was very upset over the letter and wanted to make sure everyone in town with the same noxious weed received the letter. Helen found numerous locations with scotch broom on it that the City did not send letters, including City-owned property. Helen believes everyone needs to be treated equal. She could not find the RCW that addresses noxious weeds. Nick stated the City has a municipal code that does address it. Helen doesn't believe it's fair to penalize people over this and asked if it could be advertised in the paper the next time the City is going to require scotch broom removal so everyone in town can be aware of the city-wide requirement.

Helen Lake also commented about the previous special meeting that was held on such a short notice. She would like to see special meetings be posted at the post office or other locations so the public can see it. Dan Glenn stated the post office may not post them because they are a federal agency. Mayor Dent stated they are always posted at City Hall.

Tiffany Fox from the Bear Festival introduced her fellow trustees and the chair and presented the Mayor and Council with Bear Festival buttons, which is a tradition the Bear Festival Queen usually performs, however, she was not able to attend the meeting due to another commitment.

James Rigney remarked about an incident between the police department and himself. He said a lady let her dog "crap" in his yard and he made a remark to her. Mr. Rigney wanted a copy of the police report but one was never created because it was handled by immediate contact. Chief Crumb responded by stating he received a call from someone stating an 84 year old woman was confronted by a man while walking her dog and she was very upset. Mr. Rigney wants the woman's name. Dan Glenn informed Mr. Rigney he could fill out a request for public information form but he needs to be aware that there are protection of privacy laws that may prevent him from getting the information he is seeking.

Phil Harlan asked if he could get his \$450 connection fee reimbursed since the Council changed the previous fee schedule during the last special meeting. He thanked the Council for making the change. Mayor Dent told Mr. Harlan it will be taken care of.

MINUTES APPROVED **It was moved by Councilmember Schiller, seconded by Councilmember Reed to approve the minutes from the May 22, 2013 meeting and the June 17, 2013 Special Meeting. Motion Carried 5-0.**

MAYOR'S COMMENTS	Mayor Dent informed the Council there was a bad fire at a residence today and it was a total loss. He assured the Council the steel mill is still moving forward. He also stated that Congressman Kilmer is coming next week to visit with him.
CITY ATTORNEY REPORT	The County has requested the City expand the scope of it's moratorium on marijuana. The Council agreed to have Dan Glenn expand the definitions for a broader moratorium.
DIRECTOR OF PUBLIC WORKS REPORT	<p>The water quality is a concern at this time. After troubleshooting, Nick believes the cause of the "rotten egg" smell is from the distribution system. The company that provided the new filters recommended higher chlorine doses and frequent flushing of the water mains.</p> <p>The substation on 7th and Ash Street has been losing a lot of nitrogen each day. This is a recent issue, as it wasn't a problem a year ago. Nick is planning a three-hour City-wide shut down to do a fact finding mission to find out the cause of the excessive nitrogen loss.</p>
PANIC ALARM	Mayor Dent tabled the topic until the next meeting.
RESOLUTION NO. 660 - 2014 SIX-YEAR STIP	It was moved by Councilmember Ator, seconded by Councilmember Schiller to adopt Resolution 660, a resolution adopting a six-year street plan for the City of McCleary. Resolution Adopted 5-0.
PROGRESS ESTIMATE NO. 8	It was moved by Councilmember Catterlin, seconded by Councilmember Ator to authorize payment of progress estimate No. 8 to Award Construction in the amount of \$68,114.75 and deposit \$3,293.75 in a retainage account. Motion Carried 5-0.
RESOLUTION NO. 661 - SOLE SOURCE FLYGHT SUBMERSIBLE MIXERS	It was moved by Councilmember Ator, seconded by Councilmember Catterlin to adopt Resolution 661, a resolution in relation to awarding of a contract; confirming the utilizing of sole source methodology for the acquisition and installation of certain equipment, & making findings. Resolution Adopted 5-0.
REPLACEMENT OF FLYGHT SUBMERSIBLE MIXERS	It was moved by Councilmember Catterlin, seconded by Councilmember Reed to authorize Whitney Equipment Company to replace the submersible mixer for \$5,778.00 plus tax. Motion Carried 5-0.
DEVELOPMENT STANDARDS	<p>The City would like to start the process to facilitate a complete overhaul of the current development standards, which are critical to appropriately develop infrastructure. Staff has been developing a list of revisions, including STEP Systems, Infill/Short plat standards, Silt Fence revisions, Separation requirements between utilities, and Fire Line standards. Nick Bird reported that development activities take place as efficiently as the development standards are written. Mayor Dent added that Ogden, Murphy, Wallace, which is the firm Scott Snyder works for, will be representing the City with the steel mill process. Mr. Snyder recommended three or four legal items be changed in the development standards.</p> <p>The City's standards were created in 2006 and were borrowed from Puyallup. In 2009, Gray & Osborne went through them and removed all the Puyallup references and inserted the City of McCleary. Nick has heard a lot of complaints and concerns from outside professionals regarding our standards. Nick would like to start from scratch and create standards specifically for McCleary. Dan Glenn would like to see what has been a problem and what staff specifically has experienced with the current standards to help address what works and what doesn't. Councilmember Schiller asked who would enforce the standards and Nick responded Colin Mercer is not a certified inspector. Either Nick or Todd usually inspect the outside construction inspections.</p>
JC CONTRACT	Nick Bird stated the JC Agreement is an agreement with the Dept of Transportation that states they will perform work for the City and we will reimburse their cost. Right now we have street sweeping and striping scheduled at their cost. The City would like the revised contract to include chip sealing, as long as the State is allowed to do it. Nick will bring the final proposed agreement to the Council when it's complete.

GRAY & OSBORNE AMENDMENT NO. 3 Due to the extended time required for the project, caused by contractor delays, Gray & Osborne is increasing their fee to stay on the project until completion. Nick Bird will be going back to the contractor to try to recover the additional cost. **It was moved by Councilmember Ator, seconded by Councilmember Reed to authorize the City to execute Amendment No. 3 with Gray & Osborne for \$8400.00. Motion Carried 5-0.**

BPA NT AGREEMENT REVISION BPA researched and determined the Use of Facilities Tariffs (UFT's) are unjustified and should not be collected. They have proposed revisions to the current contract to remove payment of UFT's beginning in July 2013. **It was moved by Councilmember Catterlin, seconded by Councilmember Peterson to authorize the BPA NT Agreement and execute Exhibit A, Revision No. 1 and Exhibit B, Revision No. 1 when formal copies are received. This motion is for an estimated refund of \$200,000, which will be paid back by crediting the monthly transmission billing. Motion Carried 5-0.**

EXECUTIVE SESSION None.

PUBLIC COMMENT Chris Vessey announced today is the four-year anniversary of Lindsey Baum's disappearance. Mr. Vessey complimented the McCleary City Council by stating they should go to Olympia so they could get the State budget passed.

Mayor Dent stated a lot of people are probably not aware that the senate was controlled by the democrats and two democrat state senators joined with the republicans to give the state senate control to the republicans. The house is still dominantly controlled by the democrats. For the first time in years in this state, they are putting tons of people on layoff and still haven't reached an agreement and it's criminal.

APPROVAL OF VOUCHERS Accounts Payable vouchers/checks approved were 36490-36532 including EFT's in the amount of \$78,532.93 and 36560-36605 including EFT's in the amount of \$163,406.32.

Payroll vouchers/checks approved were 36255-36287 including EFT's in the amount of \$161,080.50 and 336400-36428 including EFT's in the amount of \$149,265.36.

It was moved by Councilmember Ator, seconded by Councilmember Reed to approve the vouchers. Motion Carried 5-0.

MEETING ADJOURNED **It was moved by Councilmember Peterson, seconded by Councilmember Catterlin to adjourn the meeting at 7:55 PM. The next meeting will be July 24, 2013 at 7:00 PM. Motion Carried 5-0.**

Mayor Gary Dent: _____

Clerk-Treasurer Wendy Collins: _____