



McCleary City Council

AGENDA

December 10, 2014

7:00 City Council Meeting

Flag Salute
Roll Call
Public Hearings:
Public Comment:

Minutes: (Tab A)
 (Tab B)
 (Tab C)

Mayor's Report/Comments:

Staff Reports: Dan Glenn, City Attorney (Tab D)
 Todd Baun Staff Report (Tab E)
 Staff Reports (Tab F)

Old Business:

New Business: Greater Grays Harbor Inc. Agreement (Tab G)
 Slate Rock Safety Outfitters Contract (Tab H)

Ordinances:

Resolutions:

Vouchers
Mayor/Council Comments
Public Comment
Executive Session
Adjournment

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

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CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, November 19, 2014

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

ABSENT Mayor Dent was absent. Mayor Pro Tem Ator chaired the meeting.

STAFF PRESENT Present at the meeting were Todd Baun, Wendy Collins, George Crumb, John Graham and Chris Coker attended for Dan Glenn.

PUBLIC HEARING

PUBLIC HEARING PROPERTY PROPOSED BUDGET The hearing opened at 7:00 pm. No comments were made. The hearing closed at 7:00 pm.

PUBLIC COMMENT Tom Hawkins wanted an explanation of what's going on with the police department. He understands a motion passed last week about negotiating with the Sheriff's department. He is opposed to it and feels we will lose a little bit of our town. He believes our services now are more than adequate. He said we will lose continuity and we are a community and this community is being torn apart over this issue. He said the Elma Fire Chief lives up the road so why don't we sell the fire department to Elma. It will only take a few more minutes and it will save a lot of money. If we sell the police department to the sheriff and have the, "Catterlin form of justice", it will take a few more minutes to show up, but if a person dies, we still have financial balance and the reserve we need. We are talking about peoples lives here. He said the Mayor did a good job toning down the budget to protect what we have here. He hopes we have the best interest of the City in mind. We take a gentleman who has worked 29 years to make the rank of an officer or above and now you want to strip him down. What is that going to save us other than a few dollars? We need to bypass the sheriff's department and keep what we have

Deanna Stevens comes from a long line of law enforcement and her dad was Harold Sumpter, previous Sheriff of Grays Harbor County for several years. She lived in Grays Harbor all her life except for last five years. She loves the community and feels safe and secure with the police department here. She supports keeping the police here in McCleary.

Helen Hamilton supports keeping the police department here. The local police know her and she knows she can pick up the phone any time and call them and they will help her. You can't do that everywhere.

Gary Atkins is on the other side of the fence. He doesn't think we need the police department. For the amount salaries that we pay those three individuals, we can do a lot more with our town and make it more inviting. He said the other gentleman was talking about them losing their jobs but nobody made any comments about the judge losing his job. Elma and McCleary are very close and very tight knit and there is no reason why we can't work off each other. They get paid over \$100,000 a year a piece. If you drive around town at night, you never see them. He said he doesn't see the police begging for their jobs or offering to take a pay cut to keep their jobs. They want more money, or as much money, and they want to do what they've been doing, which isn't much. He said police in Seattle get paid less and there's not that much crime going on here.

Helen Hamilton said the unions make the contracts with the City and it sets the amount of what the employees get paid. The Council votes on it and last year, they voted in favor of it. Gary Atkins said the Council should renegotiate with the union and cut their pay and make it more affordable. We are paying three people over \$300,000 to keep their jobs and he thinks it's ludicrous.

John Graham said he doesn't make \$100,000 but he wishes he did. He said there are other people that work for the City that do make over \$100,000 but it's not him or the Chief. Councilmember Catterlin asked if he added in his benefits package, and Mr. Graham asked if he really wants to go there? Does he really want him to tell what all the other City employees make? Mr. Graham said they are the lowest paid police officers in the county. He said he was questioned by an unnamed councilmember about making \$150,000 a year, so he brought them his W2 and showed that in his best year, he made \$84,000 but he worked 1800 hours on top of his 2080 hours. He worked two years' time in one year on call. He emphasized it's not overtime, it's on call. He is one of the lowest paid employees and averages \$19 an hour for every hour he works. He offered Councilmember Catterlin to come look at what he makes. Mr. Catterlin told John he is missing the point. John was not speaking to his benefits compensation, which is close to \$35,000 per year and does not show up on a W2. John asked why is he singling out the police department and not asking what the PUD makes or what the front office makes

Councilman Schiller reminded John Graham that he should know this is the current expense fund that is being discussed and the other positions he mentioned are not budgeted out of that fund. He told Mr. Graham to talk facts. He said current expense is in trouble not the other funds.

Gary Atkins asked if the police get paid when they are on call on standby and John Graham said yes, he gets paid \$7.00 an hour but he can't have a beer, can't mow the lawn or go to his child's recital. He said a fireman does the same things they do but they get paid their full hourly rates and everything while they sit at the fire hall. He asked what was cut in the budget to save the the police department? Councilmember Schiller said nothing was cut and the police department is proposing to get \$43,000 more dollars this year in the budget. Mr. Catterlin said it's sad because you are a police officer and you don't know the law. He said State law, backed by the Attorney General, says you can't take money from the utility funds to fund current expense.

Councilmember Catterlin read a letter that was distributed around town in support of the police department. It asked what other budget cuts were looked at. Councilmember Catterlin said the Mayor has cut everything in the current expense fund to skeltonize to barely nothing. He contracted the court with the county and, all in all, that is going to realistically save around \$22,000 a year. The rest of the money comes from the beginning cash, which is over \$140,000 and is a financial joke and will leave us in a disasterous position next year. There isn't anywhere to cut any more money out of current expense except for the police department. The letter stated \$200,000 has been cut out of the police department and it is a blatant mistatement. The police budget actually increased. Their budget went up \$11,600 for next year. He asked the police to show him where to cut more money out of the budget because there isn't anywhere.

Councilmember Catterlin said this council better be thinking about the LEOFF1 increase. What happens if the other retiree needs home care? We have no money and you can't run a fund down to pennies just to get what you want. Helen Hamilton added that everyone is hurting, including all the other cities. She thinks there are things we can give up and cut back on to help. She asked how would they like it if the ambulance had to come from Aberdeen? Councilmember Schiller asked, didn't we just do this? Didn't District 5 just go out for a levy and pass it? We ran a levy for police and it failed.

BUDGET ORDINANCE

It was moved by Councilmember Catterlin, seconded by Councilmember Schiller to table the budget ordinance until the next meeting. Motion Carried 5-0.

PUBLIC COMMENT

Chief George Crumb asked to make a comment and he verbally stated the salaries and benefits for John Graham and Randy Bunch and himself. Gary Atkins asked where does the extra money go then? If the budget report shows they make this amount, and they claim they are making this other amount, then where is the money going? That is a big difference so somewhere there is funny money hidden in somebody's pocket. Councilmember Catterlin reiterated the difference of what the salaries are without adding the benefit compensation. He is not saying anyone is not worth what they are getting paid, he is saying it's about the fiscal solvency of the City. This town cannot afford \$535,000 a year. The property taxes are what mainly funds current expense and the tax base of this city cannot afford that much money. The surplus created by contracting the police department, which would be around \$275,00 a year, would allow the city to pay back the money from the finding from State Auditor's Office and make huge balloon payments on the water and sewer loans so we can lower the rates for utility customers.

Chief Crumb believes the people in McCleary want to keep the police department but they just didn't want more taxes. He said the Mayor submitted his budget to keep the police through next year and wonders why, when this is already done, certain members of the Council are against the budget. Councilmember Catterlin said you don't balance a budget by using all of the beginning cash up. Chief Crumb asked who determines profit at the end of the year, is it the Councilmen or is it the Mayor's job, who was elected, to determine profit and to move monies around? Councilmember Catterlin told him he wasn't listening because you can't move money around the funds. Chief Crumb asked what the RCW's stated that gives the Mayor the right to move profit? Councilmember Catterlin believes there isn't one, and the State Attorney General doesn't believe there is one. Chief Crumb said entities don't make profit off of their cities other than to continue their service to the city. He stated if the Mayor needs to move money per the RCW to beef up an agency within the City, then he thinks Mr. Catterlin believes that is wrong even though the money is spent within the City with tax payer dollars. He added that Montesano and Oakville have been doing it for years.

A gentlemen stood up and said has been working for the Sheriff's department for 8 years. He is not against the Sheriff's coming here. He added that he likes the McCleary Police Department and gets along with the guys really well. He said a few years ago the County was in the same position and were five officers short and they were going to have to lay off another three. They got together and gave the County back all their holidays plus another 3% of their pay and that year he lost \$16,000. He is not against the police but he believes if they would have come to the Council before the voting had taken place for the levy and said they were going to give up their holidays and cut back their pay by 3% because they want to help make this work, the people would have seen the police trying to make this work. Making a cut is hard for everybody but if you want something you have to sacrifice to make it work, and when you sacrifice, you show the people you are willing to work with them to make things stay.

Peter Sing thinks the police are doing a good job. He knows the police are here and he sees people follow the law and not speeding in the community. There is low drug problems and he said if there is no local police, theft and crime will increase. He said the police have wisdom. He stated security is something money cannot buy.

Councilmember Peterson asked how it would have been if the police could have made some cuts. John Graham said most police departments get overtime after 40 hours and there is Federal law that backs that up. McCleary Police Department decided to use on call pay instead of overtime because they didn't have the manpower to cover it all. He said they work below the state minimum wage and they could probably push that up if they wanted to. He said they work a lot of hours. Last month Randy worked over 300 hours on his time card and John worked around 300 hours and a lot of that time was at the 25% of their hourly rate. He should be getting about \$40 per hour. He said they already take a lot of cuts. We are in negotiations right now and we are hyper sensitive of what we decide. There are only three of us, not six of us like it should be. We've already sacrificed a lot of money and time to get us to where we are now. Mr. Graham said he's been doing this for 17 years and it's like we've done this for all this time to help the City out and they've never build it up (the budget).

John Graham said we try to help the City out and it should cost \$800,000 to a million to run a police department with full staffing and equipment and we've been doing it for half that or less, so you are already getting a bargain. We are the lowest paid employees when you look at all the City employees. When you rank the City employees in the budget and you rank McCleary City employees job for job, with Elma and Montesano, you will see our police department are the low paid ones. John Graham offered to everyone to come talk to him about it and he will show them the truth. He said they actually work for a lot less than they should be working for but he is not complaining, it's just the truth. Gary Atkins added that we have the least amount of people in our City too. Councilmember Catterlin said in a perfect sense, a police department would cost \$800,000 to run a fully equipped department, however, the issue here is McCleary simply cannot afford it. John said if you lose us, you won't get us back.

Councilmember Catterlin said we will actually have extra coverage because of the local County Deputies that live in town. The response time thing is really negligible. George Crumb said he is responsible 24 hours a day when a call comes in for the City. He feels obligated to respond. Even for animal complaints, they will get up out of bed and respond. He said it is nice to have five guys to cover 24 hours and still get time off. It's difficult now with only three officers but it's doable. He said somebody has to be on call during uncovered hours. The union says we have to pay the officers for standby time. Other employees go home at 4:30 or 5:00 but he is morally obligated to be available 24 hours a day. He asked how they should cut back anymore, do they drive around less? They have to pay an on call person for being available. They can't cut back any more officers and cover 24 hours. Councilmember Catterlin said it is a rock and a hard place. Chief Crumb said response time is very important and officer presence is one of the primary things in law enforcement. John Graham questioned what about the grade school in a high response situation?

A gentleman said thirty days ago he called 9-1-1 at 8:00 pm on a Sunday night and he lives only two blocks away from City Hall and it took more than 15 minutes for an officer from this town to respond but a deputy from the Sheriff's Department responded 5 minutes before them.

Councilmember Schiller asked where were we at this time last year? They were talking about the same thing that they were going to have to cut the police department and cut current expense. Elma and Hoquiam are going through the same problem. We noticed this problem last year and last year when we voted on the budget, the Mayor promised we would negotiate with the County Sheriff's Department. He promised to do something. Finally, last week, he allowed Councilmember's Catterlin and Peterson to start negotiating. We have to start thinking about what's best for the City, regardless if it's popular or not. We are at that point that we have to make a decision. I don't want to make that decision but I'm willing to make it. Mr. Schiller said that is why he voted the way he did last year. The bottom line is we don't have the money. The Mayor can't raise the amount in the budget and then say he's cutting. He asked for someone to show him where the Mayor made cuts. Councilmember Catterlin said there is no other place to make cuts because current expense is already in the cellar. Our Mayor, over the last three years, has cut everything in current expense to nothing. There is no other place to make cuts and that's why we have to make this tough decision. He is sorry but that is just the way it is.

Gary Atkins wanted to know if they have \$40,000 set up for mandatory overtime because they don't have enough people for coverage, and they did what this gentlemen did and they took a pay cut and gave their holidays back, and if they take that \$40,000 in overtime, couldn't they hire another officer, since the one officer said he only makes \$50,000 per year? They could lower their debt and get more coverage with less hours and still keep their jobs. Mayor Pro Tem Ator said they'd have to negotiate that. George Crumb said they didn't make the budget. He said they suggested a 10% cut. Gary Atkins said this is the first he's heard of that. George Crumb has no problem taking a 10% cut, but it wasn't taken.

Helen Hamilton would like to hear from the rest of the Council and what they feel.

Someone asked if we are taking \$140,000 out of what we are starting with, and we have approximately \$180,000, that leaves us with \$40,000 to start the year, so doesn't that automatically cut the police department next year. He has family that are police officers and has nothing against the police department. He said he is a greedy person and wants to sell his house in a few years and doesn't want the high water and sewer rates to effect any chance of selling, and if he decides to stay, he still doesn't want it to effect his daily living.

MINUTES APPROVED	None.
CITY ATTORNEY REPORT	None.
MAYOR'S COMMENTS	None.
DIRECTOR OF PUBLIC WORKS REPORT	None.
APPROVAL OF VOUCHERS	None.
EXECUTIVE SESSION	None.

MEETING ADJOURNED

The meeting was recessed at 7:47 pm until December 3, 2014. It was moved by Councilmember Catterlin, seconded by Councilmember Peterson to cancel the November 26, 2014 meeting due to the Thanksgiving Holiday. Motion Carried 5-0.

CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, November 12, 2014

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

ABSENT None.

STAFF PRESENT Present at the meeting were Todd Baun, Wendy Collins, George Crumb, Jon Hinton and Chris Coker attended for Dan Gienn.

PUBLIC HEARING

PUBLIC HEARING PROPERTY TAX LEVY The hearing opened at 7:00 pm. No comments were made. The hearing closed at 7:00 pm.

PUBLIC HEARING PROPERTY PROPOSED BUDGET The hearing opened at 7:01 pm. Mayor Dent stated the budget will have a few changes that will be made next week. The hearing closed at 7:02 pm.

PUBLIC COMMENT Helen Hamilton asked the Council to please continue supporting the Children's Advocacy Program in the budget. Mayor Dent told her it was still in the budget. She also asked about the bank fees and Wendy Collins told her the fee rates were for bank fees, credit card fees, Xpress Bill Pay and Chase Bank fees.

Councilmember Catterlin spoke in favor of contracting the court with Grays Harbor County Courts and said it was a good thing to save money, however, it does not provide any relief for the high water and sewer rates. The budget does nothing to relieve that. He added it is a gross mistake to spend this amount of money on a police force. We ran a levy which, the Mayor's own little childish propaganda letter that he mailed out, stated it was a levy that equaled three gallons of gas per month. 70% of our voters voted to not support the police department. That right there should have been a wake up call to everybody sitting at this table. The Mayor claimed people didn't know what they were voting for but the Mayor sent out two letters explaining what it was about, the newspapers covered the story and we had two public hearings and the talk was focused on contracting with the county to save money and the voters knew what they were voting on and they voted overwhelmingly to not support the police department

In the memo attached to the budget, the Mayor states he trying to keep the police department for public safety. The McCleary Police Department does a very low volume of work for a very premium price of money, which is tax payer money. We have two options; we can go with the mayor's plan which continues to spend and exorbitant amount of money to provide a small amount of law enforcement and does nothing to help a suffocating population that pays 320% of what Elma pays for water and sewer, or we can do what we were elected to do. We were elected to represent the people and they voted, over 70% spoke and we were elected to lead, not follow. If we went with the county, we would have a \$275,000 surplus. Instead of suffocating and choking the current expense fund and the people of McCleary, which is why nobody wants to move here or open a business here, we could take \$75,000 per year for six years and repay the misappropriation of the money taken out the reserves and comply with the State Auditor and Washington law and comply with the State Attorney General. We could pay huge balloon payments on the water and sewer loans and recalculate the rates and begin to lower the rates to ease the burden on the rate payers of McCleary. That would make this town prosper. Right now the people of McCleary are going to find out if you represent them or not.

Right now I move to open contract negotiations with the Grays Harbor County Sheriff's Office for law enforcement services beginning January 1. Mayor Dent asked for a second to the motion. Councilmember Schiller seconded the motion. Mayor Dent called for a vote and Councilmember Catterlin asked if there would be a discussion. Councilmember Peterson asked if it would save that much money per year. Councilmember Catterlin guaranteed we could get a contract for \$200,000 per year. Councilmember Schiller would like to add to the motion to talk to the City of Elma too. Councilmember Catterlin believes Elma will go with the County if their police levy fails in February. They are agreeing as a body to go with the County if their levy fails. He added the Sheriff has put together a plan for East County coverage, which is called "Baker 17", which doesn't cover Oakville. He shared a map which showed the coverage area. The chart shows there will be coverage from patrol, backup management, a patrol lieutenant, patrol sergeant and an East County Deputy, which in many ways is superior to what we already have. There is more man power on the road in this area than what we have, for less than half the cost. We can use the surplus of the money to help the people of McCleary.

Helen Hamilton said the rates were calculated wrong for the sewer upgrade so the City had to raise the rates. It was a bad error with no repercussions by the engineers at the time. Councilmember Catterlin said the solution to the problem is to ease up the burden on the rate payers and make the town more affordable to live and do business here. The way to do that is to pay off the loans and lower the rates. He said this town has been run wrong for many years and the towns that run correctly use their current expense fund to help the other funds.

Councilmember Ator asked if there will be overtime charged by the Sheriff's department. Councilmember Catterlin said there is only one flat fee for the year and no extra cost will be for overtime.

Chief George Crumb responded saying the charts from Mr. Catterlin are nice but reality is he listens to the police radio and when County is dispatched, several times a week, they request for local assistance to respond. Councilmember Catterlin said that is how it is now but if we go with the County will have \$800,000 between Elma and McCleary contracts to hire more deputies. Helen Hamilton worried the deputy's won't know her like the local police do. She feels comfortable with the local people who know her and know her business hours.

Councilmember Schiller said Snoqualmie and other cities use county sheriff department's and they put stickers on the police cars that show they are part of the local police department but are contracted and run by the county. It keeps a familiar appearance for the local residents.

Helen Hamilton lives in the county and has had two robberies and it took between one hour and one and a half hours to respond. When she lived in town, the police responded between fifteen to twenty minutes because they knew she was a single woman.

Councilmember Schiller asked if Elma is having problems, why don't we talk to them because they are only six minutes away. Councilman Catterlin said the Sheriff told him the overall average for response time is ten to fifteen minutes for county response. The big thing here is spending the city money wisely. We are suffocating. Businesses are on the edge of folding and it's a slow death if we keep things as they are. He knows with all his heart and soul this is the best thing for this community.

CONTRACT NEGOTIATIONS
WITH G.H. COUNTY SHERIFF'S
OFFICE FOR POLICE
SERVICES

It was moved by Councilmember Catterlin, seconded by Councilmember Schiller to open negotiations with the Grays Harbor County Sheriff's Office for police services to start January 1, 2015 or as soon as possible. Roll Call taken in the affirmative with Councilmember's Reed and Ator voting in the negative. Motion Carried 3-0.

NEGOTIATION PARTICIPANTS

Councilmember Catterlin moved and Councilmember Schiller made a second to appoint Councilmember's Catterlin and Peterson to represent the City during the Grays Harbor County Sheriff's Office contract negotiations rather than the Mayor. Mayor Dent believes that might be a little difficult to do since he is the only one that can sign a contract. Councilmember Catterlin checked with MRSC and any member of the Council can sign a contract and the Council can appoint who they want. Mayor Dent asked Councilmember Peterson if he was willing to accept the appointment and he agreed. **It was moved by Councilmember Catterlin, seconded by Councilmember Schiller to appoint Councilmember's Catterlin and Peterson to represent the City during the Grays Harbor County Sheriff's Office contract negotiations rather than the Mayor. Motion Carried 5-0.**

MINUTES APPROVED	It was moved by Councilmember Ator, seconded by Councilmember Schiller to approve the minutes from the October 22, 2014 meeting. Motion Carried 5-0.
CITY ATTORNEY REPORT	A report was provided by Dan Glenn, who was unable to attend the meeting. Chris Coker was in attendance during his absence.
MAYOR'S COMMENTS	None.
DIRECTOR OF PUBLIC WORKS REPORT	Todd Baun has provided a report to the Council and is available if there are any questions.
RESOLUTION 673 - LEMAY CONTRACT	It was moved by Councilmember Reed, seconded by Councilmember Schiller to adopt Resolution 673, relating to public services; establishing and confirming fees; and providing for effective dates. Resolution Adopted 5-0.
TEAMSTERS UNION CONTRACT	It was moved by Councilmember Ator, seconded by Councilmember Peterson to authorize the Mayor to sign the Teamsters Local 252 collective bargaining contract. Roll Call taken in the affirmative with Councilmember's Catterlin and Schiller voting in the negative. Motion Carried 3-2. Councilmember Schiller said the Council keeps making decisions they aren't even paying attention to. They keep talking about current expense being upside down and yet they keep making decisions.
TAX LEVY REFUND	It was moved by Councilmember Catterlin, seconded by Councilmember Peterson to authorize the City of McCleary to certify a Basic refund levy collectable in 2015 in the amount of \$1,771.93 to recover net refunds/cancellations. Motion Carried 5-0.
ORDINANCE 805 - PROPERTY TAX LEVY	The law allows the Council to approve a 1% tax levy increase each year. It was moved by Councilmember Ator, seconded by Councilmember Peterson to adopt Ordinance 805, relating to the establishment of the regular tax levy for the year 2014 for collection in the year 2015; making findings; and reserving rights. Roll Call taken in the affirmative with Councilmember's Catterlin and Schiller voting in the negative. Ordinance Adopted
APPROVAL OF VOUCHERS	Accounts Payable vouchers/checks approved were 38720-38776 including EFT's in the amount of \$44,969.63. It was moved by Councilmember Reed, seconded by Councilmember Ator to approve the vouchers. Motion Carried 5-0.
PUBLIC COMMENT	Councilmember Schiller asked if the Finance Committee has met yet. Mayor Dent said it is between Councilmember's Reed and Catterlin. Mr. Schiller asked the Mayor if they met with him and Mayor Dent said no, but he can go to those meetings. Mr. Schiller asked them if they have met at least one time regarding the budget and they responded no.
EXECUTIVE SESSION	None.
MEETING ADJOURNED	The meeting was recessed at 7:28 pm until November 19, 2014.

CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, December 3, 2014

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

ABSENT None.

STAFF PRESENT Present at the meeting were Todd Baun, Wendy Collins, George Crumb, John Graham and Dan Glenn.

PUBLIC COMMENT Mayor Dent will take public comments regarding the 2015 budget and will be limiting the comments to three minutes each and reminded the crowd this is not a debate. **It was moved by Councilmember Schiller, seconded by Councilmember Catterlin to allow public comments to be limited to five minutes, not three. Motion Carried 5-0.**

Tom Hawkins appreciates the Council and Mayor and hopes, however, this shakes out and it will be for the betterment of McCleary. He wants to commend Chief Crumb and Sergeant Graham for doing their duty day in and day out. They have gone above the call of duty, which he has seen. They put their lives in harms way and with a limited amount of financial support. They've done an exemplary job. He also wants to commend the Council for what they are trying to do and hopes they come up with a positive solution.

Pastor Brian Orffer of Olympic Christian Center spoke in support of the police. He came to McCleary as a stranger to the community and fell in love with it. He appreciates the police department and the presence and relationship with the police. He said it's always been a comforting thing to see patrol cars around town. He felt a sense of dismay after hearing the budget restraints and the possible cuts to the police department. A few years ago, a secretary at the church noticed a strange car in the parking lot and contacted the police department, only to discover it was the getaway car for a bank robbery that was in progress. Another incident was when a woman who was not a custodial parent and had emotional issues, forced her way into their daycare and took a child. The staff called the police and the Police Chief met the woman a half of a block away and stopped the kidnapping. This was because the police were within minutes away. The police were able to come right away because they are so close. He has no problem with anyone from the County. He said there are so many people in the community that would be happy if we could work things out.

Kay Dunning stated she is not just speaking from a personal view point because everyone knows her son is on the police force. She said she is a thirty-year resident and is a senior citizen and believes the police help support this community. She said different circumstances over the years have happened and it's only going to get worse. There are a lot of seniors in this community. She stated she was speaking not as a mom but as a senior and needs to have that extra hand from the police.

Kathy Elofson said it is sad that it gets to the point where people have to take sides. She said it's not about sides, it's about money. McCleary does not have the money. She asked if people like the water and sewer rates this high. She said she has nothing against John Graham. He grew up across the street from her and has been a good friend of hers. She said we need to forget sides and she supports both sides. She asked if anyone thinks the police officers here could do an endurance test that would equal the County? She directed the police officers in the room and asked if they could run as fast as "Scott" and added, "No". She said that is one of the points of having the County. It's not that she has anything personal against McCleary Policemen. She likes this town but it's going broke. She supports whoever has the solution to get the money together but not by taxes. She added the community voted this summer for a levy and the majority won 70% no to 30% yes. We are just wasting money again.

Gary Atkins commented that we all voted a few months back and that vote was no. He said if schools get short of money, band goes out, if schools get short, football goes out, if towns get short, libraries go out. People have to understand if you are going broke as a town, you need to do something to make the town more attractive to people. The Sheriff will save us money. That is the bottom line, it's about money. He said he doesn't see our police standing up saying we'll take a pay cut or we will do whatever we can to protect our town because we love our town. They are saying pay us more and we're going to do less. You need to wake up folks because we are going broke. Nobody wants to open a business here because it's too expensive. I had an opportunity to open two businesses in the last three months and he turned it down because it's too expensive.

Jennie Reed said she was at the same levy meeting at the VFW Hall and a question was asked of Councilmember Catterlin of, what happens if the levy fails, and he said if it does fail, it's up to the Mayor. Her understanding is when they voted, they voted for no taxes, not to get rid of the police department. Her understanding is that the Mayor has provided a balanced budget that does not include any increase in taxes. She asked if that is correct and Mayor Dent responded, yes. Councilmember Catterlin asked to respond to Ms. Reed's comments when the public comment's are finished.

Karen Kienenberger from the Timberland Regional Library went off topic to invite everyone to come to the library on December 4th to listen to Author and former editor of the Daily World, Bill Lindstrom, discuss his new book, "John Torrow: Villain or Victim?"

Susan Carroll, Manager of Rainbow Park Apartments and Evergreen Apartments said she would put her McCleary Police force up against the County any day in an endurance test. She said she is a small business person and member of the Chamber and gets asked what the police will do that the County can't. She informs them she uses the McCleary Police all the time for prowler concerns and other nuisance issues. She believes the Sheriff won't come running here for a prowler right away. She also believes the vote was about taxes to keep the police. As far as she can see, the budget looks balanced and asked why can't we pass it tonight? She commented on a letter Helen Hamilton wrote to the editor of the Vidette and said it was a fantastic letter. She discovered from the letter that there had been a meeting in McCleary with County Commissioner Cormier and she was disappointed because she was not aware of the meeting and would have attended. She manages a property with senior citizens and thinks they will feel a whole lot better if we keep our police.

Councilmember Schiller responded to Ms. Carroll by saying last year they voted on the budget 4-1. He said the Mayor made a deal with the Council and it was never met and there is no resolution yet. He said when it comes to voting on this budget, the same deal that was made last year is on the table this year has still not been met. Mayor Dent told Mr. Schiller he was violating the public comments rules by debating. An audience member asked the Mayor how many new businesses have opened up this year and Ms. Carroll said two businesses have opened this past year.

Colin Orffer received a speeding ticket from the McCleary Police many years ago and he learned a powerful lesson from that experience that law and order are important. He hopes his own children can learn the same lesson by possibly having an officer there telling them that is a foolish decision. He said if you look around the country, you see places like Fergusson and we have a president that says there is a crisis of mistrust between their communities and their police departments. He said it is heart warming to see a community like this that is the polar opposite. There is a lot of trust between our community and the police force. It's something we shouldn't take lightly. If you drive through this town and you don't see a fire station or a police department, is it really a town? Or are we just some destination between Olympia and Aberdeen? People appreciate the police and their presence. Sometimes you have to sacrifice too much. The police are an important part of our identity.

Bea Brinkly moved here four years ago and lives on Oak Street, and within a years time, she has approximately five drug houses in front of her home. She said if it weren't for Officer Graham and Chief Crumb, it would be a lot worse. There have been four or five times those houses have been raided and she believes it would be a lot worse without the McCleary Police. She reported a bunch of quads being unloaded in her neighborhood and the McCleary Police responded and discovered they were stolen and the people got their quads back. If they had to wait for the county, they would be long gone.

MAYOR'S COMMENTS

Mayor Dent thanked everyone for commenting and stated the total budget with all funds combined are down this year. The City's beginning cash and investment balance is 24% of the budget. We are not spending a lot of the money.

CITY ATTORNEY COMMENTS

Dan Glenn contacted the auditor regarding the finding response and has not received a response yet. He worked with Todd and Wendy to put together a documented response to the finding. He wants to speak to the auditor's office to make sure what we are preparing is truly what they need. He reminded the Council that the budget is a fund level budget, not a line item budget. Because we budget by fund level, if the Council passes the budget and chooses to keep the police department, it will be fine, and if they decide to go with the County or other agency, that will still be funded. The budget can be adopted without affecting what police service decisions are made. He added that the budget can be amended so they should feel fine about adopting and moving forward, if that is what they wish. It just needs to be adopted by December 31, 2014. He said about 25 years ago, a Mayor in Montesano vetoed a budget. He said they called for a special meeting and resolved it. If we don't have a budget, the auditor will be watching us with care.

Councilmember Catterlin wanted to address Jennie Reed's comment earlier in the meeting. He said the Council hears your heartfelt comments of affection for our fine police officers. We have to understand emotion and fear won't create revenue and balance a budget. It is human and heartfelt to support them and nobody up here on the Council is having any fun. These decisions are hard. This Council voted 3-2 to increase property taxes and stormwater fees for the people of McCleary. These two items are another step in the wrong direction partnered with the fact that Montesano and Elma have water and sewer rates that are 323% lower than McCleary's. The leadership at this table has miserably failed the people of McCleary.

Councilmember Catterlin said Court cost in 2015 will most likely only save \$20,300, which is \$1700 short of making up the difference of the LEOFF1 increase. It is obvious to him the \$55,000 that was transferred from both the current expense reserve fund and light and power fund happened after the auditor found the finding and it is inappropriate. That \$110,000 was put in beginning cash and he believes that's how the Mayor is going to balance his budget. He stated the Mayor is using beginning cash of \$140,000 to \$160,000 and next year, it will push the City over the cliff. Kelly Collins, head of the audit management team, called that fiscal distress. Using beginning cash to balance a budget is irresponsible and unethical. It's putting the people of McCleary's financial future in jeopardy. Because of the Mayor's non transparency in explaining his plan to the council, that shows this is completely dishonest. Every Councilmember at this table should feel completely insulted because he wouldn't explain anything, and told the Council they will see it in his budget. This budget will leave current expense with virtually no beginning cash next year and will put us in financial distress which is one step away from bankruptcy. It is our sworn duty to follow Washington State Law.

Councilmember Schiller has not heard one comment from the Finance Committee. He said the Council talked about the level of service for the police department, whether or not they contract with the County. They talked about what type of level of service they could afford and what can we afford for what type of acceptable level of service. That has never been discussed. We have to drop the level of service to afford police services. This budget lays out \$536,000, but what does that mean? That means we are keeping all the officers when we know we can't afford it. He asked the Mayor to show him what is the level of service we can afford. Addressing the level of service and what we can afford would be the financially responsible approach and it has not been addressed at all. This is where he stands on this whole dispute.

BUDGET ORDINANCE

It was moved by Councilmember Catterlin, seconded by Councilmember Peterson to adopt Budget Ordinance 806 with two contingencies; first is to take the law enforcement section of the current expense fund and put in a month to month contingency to be appropriated each month by the Council because the City is in the midst of contract negotiations with the County, and secondly, have \$150,000 be subtracted from the law enforcement expenditures to protect the integrity of the current expense operating fund beginning cash, which is its day to day operating cash. Roll call taken in the affirmative 3-2, with Councilmember's Ator and Reed voting in the negative. Ordinance Adopted.

Mayor Dent said he will consider the ordinance but he most likely, with the two provisions added to it, will veto the budget. Councilmember Catterlin responded by stating this Council has done it's job by passing a budget for the year and if the Mayor veto's the budget, he stands alone in violation of the law.

PUBLIC COMMENT

Gary Atkins told the Mayor this is his town too and said, Mayor Dent might be the Mayor but he doesn't run the town. John Graham told Mr. Atkins to be careful how he approaches the Mayor. Mayor Dent said he is not putting up with that anymore from him.

An exchange between Mr. Atkins and Dan Glenn occurred regarding the City Attorney's role in the City.

Councilmember Schiller wanted to get back down to business and reminded the Mayor that it is December 3rd. He told the Mayor he can veto the budget but we only have 27 days left to come up with a budget, which Mr. Schiller believes we can. He said if the Mayor wanted to veto a budget, he should have done it last year. This year we have to make cuts and now is the time to decide what those cuts are going to be.

MINUTES APPROVED

None.

CITY ATTORNEY REPORT

None.

MAYOR'S COMMENTS None.

DIRECTOR OF PUBLIC WORKS None.
REPORT

APPROVAL OF VOUCHERS None.

EXECUTIVE SESSION None.

MEETING ADJOURNED **It was moved by Councilmember Ator, seconded by Councilmember Reed to adjourn the meeting at 7:40 pm. The next meeting will be Wednesday, December 10, 2014 at 7:00 pm. Motion Carried 5-0.**

STAFF REPORT

To: Mayor Dent
From: Dan Glenn
Date: 12/10/2014
Re: Memo

No Memo from Dan.

STAFF REPORT

To: Mayor Dent
From: Todd Baun, Director of Public Works
Date: December 9, 2014
Re: Current Non-Agenda Activity

Beerbower Park

The Christmas lights are up and look great. We also cleaned up and repaired the old Beerbower Park sign in the triangles. Once again, the Light and Power crew and the Public Works crew did an outstanding job on making the City look great.

TIB Grant

We have been informed that we did not receive a construction grant for our 3rd Street project. We will still be looking for other grant options to fund the construction of this project.

Storm Water Improvements

The Public Works crew has been locating, cleaning and repairing many storm lines in the City. We are hoping that by doing these improvements, we provide noticeable improvement to resident's storm issues.

Sandbags

We have sandbags ready and available to our residents. If anyone is in need of sandbags, please contact City Hall and we can arrange for pick up.

STAFF REPORT

To: Mayor Dent
From: Colin Mercer
Date: December 3, 2014
Re: November Building Department

Activities

- Submit copies of permits issued to Grays Harbor County Assessor's Office.
- High Definition Homes 1493 N Summit Road is in the finishing stage.
- The Beehive is in the rough in stage of phase 2 of their project.
- 116 S 4th Street waiting for owner to complete the project.
- 216 E. Cedar St. - owner has submitted revised plans for this property to demolish existing CMU walls and construct a 2 story wood frame residence.

Nuisance Issues in Progress

- 150 Wildcat attempting to work with bank to get property boarded up and the landscape cut down.
- 137 S. 3rd Street, notified tenant that a camper for sale or for living purposes cannot be stored on City Right of Way. Chief Crumb also removed an extension cord from 221 S. Main St to the camper and shop. The utility account holder has requested for the utilities to be shut off and removed from their name.

Nuisances Resolved

Conservation Program

Month	Applications Received	Conservation Permits Issued	Rebates Paid This Month	Total Rebates Paid To Date
October	0	0	\$1,624.00	\$20,738.00
November	2	2	\$850.00	\$21,588.00

Conservation Update: The Simpson Door company has decided to do a lighting project as a custom project utilizing the \$30,000 offered to them.

BPA has approved the lighting calculator and Simpson Door has been given the go ahead to proceed with their lighting project through Bill Kostich who works for Energy Smart Industrial.

The Energy Smart Grocer program has yet to secure any projects.

Building Department Activity

ACTIVITY	MONTHLY TOTALS	YEAR TO DATE TOTALS	ACTIVITY EXPLANATION
Customer Service	39	497	Answer building department related questions in person or by phone, meeting with potential applicants.
Building Permits Issued	1	43	Remodels, new construction & additions, both residential and commercial.
Plan Reviews Performed	0	16	Reviewing plans for building code and municipal code compliance.
Inspections Performed	10	171	Field inspections, writing of corrections or approving work.
Finals or Certificates of Occupancies	0	11	Performing of the final inspection & issuing of certificate of occupancy allowing use of the structure.
Complaints Received	0	16	Investigate and address citizen or staff reported issues, obtain resolution or acceptable compromise.
Nuisance Letters Sent	0	52	Formal notice from the City informing citizens of violations and providing expectation of the City for compliance.
Lemay's Garbage Letters Sent	7	59	Formal notice from City after notification from Lemay that service has been stopped.
Building Department Revenue	\$113.00	\$14,424.73	Funds generated by the Building Department from permits, inspections, reviews etc.

Comments:

STAFF REPORT

To: Mayor Dent
From: Paul Nott, Light & Power
Date: December 3, 2014
Re: November Report



	Monthly Statistics;	YTD Totals;
New Services;	1	7
System Outages;	3	17
Pole Replacements;	0	22
Maintenance Work Orders;	3	45
Billable Work Orders;	0	6

The month of November consisted of three power outages, one new service installation, line maintenance (brushing) in preparation for winter weather and numerous hours in preparation of the City's Christmas decorations.

Of the three power outages, two were related to weather and one was related to equipment failure.

Today we completed the Christmas decorations throughout town. It needs to be mentioned that these decorations spend a month out in the inclement weather and typically take a beating. There are a lot of crew hours spent in just repairing, rebuilding and getting the decorations prepared and installed for the season.

Once again we would like to remind all of our customers that if you experience a power outage to be sure and contact one of the numbers listed below. Please don't assume that we know about your outage. There have been numerous incidents that the outage has not been reported for hours, this is not only inconvenient for the customer involved, but, the situation creating the outage could possibly be a threat to the safety of others.

The line crew from the Light and Power Department would like to wish everyone a safe and happy Holiday...

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

In case of a power outage, please contact:

Light and Power Department 360-495-4533
City Hall 360-495-3667
Dispatch Non-Emergency 360-533-8765

Staff Report for McCleary Police Department

To: Mayor Dent
From: George M. Crumb, Chief of Police
Date: Wednesday, December 5, 2014
RE: For December 10, 2014 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 reports, citizen contacts, US mail, or other officer generated incidents.

1830 Incident histories reported this year as of time of this report. As of 10:31 hours 120514.

00-Assault(s)	00-Noise Complaints
00-Agency Assist(s)	00-No Valid Operator's License (NVOL)
00-Alcohol Offense	00-Police Information-, Protection Order Scv-
00-Audible Alarm	00-Public Works Assist
00-Abandon Vehicle	00-Parking Complaint
00-Animal Complaint	00-Police Referral
00-Burglary	00-Speeding Stops
00-Curfew Violation	00-Speed in School Zone
00-Citizen Dispute	00-Suspicious Person-/Vehicle-/Circumst-
00-Civil	00-Subject Stop
00-Court Order Violation	00-Sex Offense-0/Sex Offen Add Confirmation-
00-Citizen Assist	00-Suicide-0/Suicide Attempt-0
00-DWLS	00-Traffic Offense-/Reckless-0/Hazard-
00-DUI	00-Theft Reports/Vehicle-(Shop lifter-)
00-Disorderly Conduct	00-Traffic Accident
00-Drug Incidents (VUCSA)	00-Traffic Stop
00-Death Report(s)	00-Trespass
00-Domestic Violence/Verbal/Mal Mis.	00-Vehicle Prowl-0/Prowler-0
00-Extra Patrol Request	00-Vehicle Lockout Assist-/Disabled-
00-Fire Responses	00-Warrant Confirmation
00-Found/Lost Property Report(s)	00-Warrant Search
00-Fraud/Firearm Compl-	00-Warrant Arrest
00-Harassment-	00-Welfare Check
00-Insurance Violation(s)	00-Weaponss Offense
00-Juvenile Problem/Run-a-way	00-911 Open Line or Hang Up
00-Motorist Assist	00-No classification-, or Unknown Problem-
00-Malicious Mischief	00-Threats by Phone-
00-Missing Person	

Discussion: Open: Unit History sheets available

Council Members Present: ALL.... Mr. Catterlin-Position 1, Mr. Reed-Position 2,
Mr. Peterson-Position 3, Mr. Schiller-Position 4,
Mr. Ator-Position 5.

Mayor Dent: Present / Not Present _____

Officer Reporting: Chief Crumb _____

STAFF REPORT

To: Mayor Dent
From: Kevin Trehella, Water & Wastewater manager
Date: December, 5, 2014

Day to day operations, at The Water Treatment Plant, is very good.

At the Waste Water Treatment plant we have upgraded the SCADA operating system. This Upgrade was approved in the 2014 budget. The cost for replacing the computer, upgrading the license and the cost for the engineer to do the programming changes, came in under budget.

The bearings went out on #1 and #2 effluent pump motors. Effluent pumps #1 and #2 are repaired and back in service.

We are having some challenges with our CPU's that run the plant. They will have to be worked on in the coming year

STAFF REPORT

To: Mayor Dent

From: Colin Mercer Webmaster

Date: December 3, 2014

Re: November Website

Re-Occurring Website Activities

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

New Website Activity

- Posted resolution 673.
- Update the Utility – Garbage page with Lemays Resolution pertaining to the 2015 rate.
- Posted the revised 2015 Proposed Budget on 11-17-14.
- Posted Recessed Council Meeting on Calendar.
- Posted holiday dates for City Hall to be closed.
- Posted court information regarding combined court with Grays Harbor County.

Additional Tasks

- Work with Adnets to provide battery back-up for each computer work station for all departments.
- Updating names on Microsoft Office Document templates.
- Research, record and resolve Ordinance issues with the Office of Financial Management.

Website Comments:

- None this month

Website Traffic November 1, 2014 through November 31, 2014 (Top visited pages shown only)

Section	Page Views	Percent of Total
Default Home Page	3071	28.05%
Events Calendar	578	5.28%
Agendas and Minutes	469	4.28%
City Jobs	399	3.64%
Conservation Program	390	3.56%
Cemetery Data Page	363	3.32%
City Departments	346	3.16%
Administration	309	2.82%
Utilities	289	2.64%
Mayor and Council	235	2.15%
Municipal Code	194	1.77%
2008-15 Budget	191	1.74%
Bear Festival	174	1.59%
Chamber of Commerce	174	1.59%
Staff Page	149	1.36%
Police	149	1.36%
Helpful Links	145	1.32%
City Forms & Documents	144	1.32%
Tell Us What You Think!	142	1.3%
FAQ's Page	137	1.25%
Public Facilities	136	1.24%
Interlocal Agreements	126	1.15%
Citizens Help Desk	113	1.03%
Light & Power	111	1.01%
Ordinances	99	0.9%
Planning Department	97	0.89%
Search Results	92	0.84%
Water / Wastewater	82	0.75%
Home Page	73	0.67%
Cemetery	71	0.65%
Shoreline Master Program	67	0.61%
Municipal Court	66	0.6%

STAFF REPORT

To: Mayor Dent
From: Wendy Collins, Clerk-Treasurer
Date: December 8, 2014
Re: Greater Grays Harbor Inc Agreement

Greater Grays Harbor Inc. has submitted a copy of the Service Contract with the City of McCleary for review and signature. The annual cost is \$1,000.

Staff Recommendation:

The budgeted amount of \$1,000 was included in the approved budget on December 3, 2014. This agreement is a continuing annual agreement. Staff recommends approval of the agreement.

Action Requested:

Please authorize the Mayor to sign the Greater Grays Harbor Inc. Agreement for the cost of \$1,000.



Working to Build and Strengthen Business and Industry for a Prosperous Community

Your Regional Chamber of Commerce and Economic Development Council

December 3, 2014

Mayor Gary Dent
City of McCleary
100 South 3rd Street
McCleary, WA 98557

Dear Mayor Dent:

With 2014 coming to a close, I want to thank you for your continued support of Greater Grays Harbor, Inc.

Recently, you received a letter requesting you to include us in the 2015 City of McCleary budget in the amount of \$1000.00.

Enclosed are two copies of the 2015 service contract between City of McCleary and Greater Grays Harbor, Inc. I would appreciate it if you could review the enclosed contracts and sign if acceptable, keeping a copy for your records and returning a copy to our office.

Once again, thank you for your support of GGHI. These are exciting times for Grays Harbor and your participation in our efforts is greatly appreciated. I look forward to working with you and your staff. Any time we can be of service, please call.

Sincerely,

Dru Garson, CEO
Greater Grays Harbor, Inc.

Enclosures

MUNICIPAL SERVICES AGREEMENT

THIS AGREEMENT made and entered into this day by and between the City of McCleary, Municipal Corporation, hereinafter referred to as the "MUNICIPALITY" and Greater Grays Harbor, Inc., hereinafter referred to as the "AGENCY":

WITNESSETH: It is hereby covenanted and agreed as follows:

WHEREAS, the MUNICIPALITY desires to have certain services performed as hereinafter set forth requiring specialized skills and other supportive capabilities; and

WHEREAS, the AGENCY represents that it is qualified and possesses sufficient skills and the necessary capabilities, including technical and professional expertise where required, to perform the service set forth in this contract;

NOW, THEREFORE, in consideration of the terms, conditions, covenants, and performance contained herein, the parties hereto agree as follows:

I. SERVICES

The AGENCY shall perform such services and accomplish such tasks, including the furnishing of all materials and equipment necessary for full performance, as are identified as AGENCY responsibilities throughout this Agreement.

The AGENCY shall provide a comprehensive, cooperative, and planned approach to economic development involving government, business, education, labor and others. Specific tasks shall include, without limitation:

- A. Encourage a favorable business climate;
- B. Encourage competitive and appropriate sites for business location and/or expansion;
- C. Encourage training and retraining of unemployed workers through cooperative efforts;
- D. Encourage tourism to Grays Harbor County through advertising, publicity and distribution of information;
- E. Find and encourage investment of capital in new and/or expanded business facilities and equipment;
- F. Identify, attract and assist relocation of new business to Grays Harbor County;
- G. Assist to correct problems which may hinder or prevent business existence, expansion or creation;
- H. Identify new inventions, innovations, markets and/or marketing potentials, and bring to fruition;
- I. Assist the City of McCleary in identifying and carrying out its responsibilities and function in a cooperative and planned approach to economic development.
- J. Assist in the creation, development, and support of small businesses.

II. REPORTING REQUIREMENTS

The AGENCY shall submit periodic reports as required by the MUNICIPALITY which shall include, but not be limited to, a fiscal year revenue and expenditure report, and final annual evaluation report.

III. DURATION OF AGREEMENT

The effective day of this Agreement shall be January 1, 2015, and shall terminate on December 31, 2015. The Agreement may be extended or amended upon mutual agreement between the parties hereto and pursuant to the terms and conditions of this Agreement.

IV. COMPENSATION AND METHOD OF PAYMENT

The MUNICIPALITY shall reimburse the AGENCY for the services performed under this Agreement, an amount of \$1000.00, payable within thirty (30) days of contract execution.

V. ESTABLISHMENT AND MAINTENANCE OF RECORDS

The AGENCY agrees to maintain books, records, documents, and accounting procedures and practices, which accurately reflect all direct and indirect costs related to the performance of this Agreement. The AGENCY shall retain all books, records, documents, and other material relevant to this Agreement for three (3) years after its expiration. The AGENCY agrees that the MUNICIPALITY or its designee shall have full access and right to examine any of said materials at all reasonable times during said period.

VI. COMPLIANCE WITH LAWS

The AGENCY, in performance of this Agreement, agrees to comply with all applicable federal, state, and local laws or ordinances, including standards for licensing, certification, and operation of facilities, programs, accreditation and licensing of individuals, and any other standards or criteria as described in this Agreement to assure quality of services.

VII. NON-DISCRIMINATION IN EMPLOYMENT

During the performance of this Agreement, AGENCY agrees to comply with federal and state laws prohibiting discrimination in employment and delivery of services, including the Americans with Disabilities Act of 1990, as amended.

VIII. INDEMNIFICATION/HOLD HARMLESS

All services to be rendered or performed under this Agreement will be performed or rendered entirely at the AGENCY's own risk and the AGENCY expressly agrees to indemnify, defend, and hold harmless the MUNICIPALITY and all of its officers, agents, employees, or otherwise, from any and all liability, loss, or damage that they may suffer as a result of claims, demands, actions, or damages to any and all persons or property, costs, or judgments against the MUNICIPALITY which result from, arise out of, or are in any way connected with the services to be performed by the AGENCY under this Agreement.

IX. TERMINATION

If the AGENCY fails to comply with the terms and conditions of the Agreement, the MUNICIPALITY may pursue such remedies as is legally available including, but not limited to, the suspension or termination of this Agreement. Either party may terminate this Agreement upon giving 60 days notice in writing of intent to terminate.

X. ENTIRE AGREEMENT

The parties agree that this Agreement is the complete expression of the terms hereto and any oral representations or understandings not incorporated herein are excluded. Further, any modification of this Agreement shall be in writing and signed by both parties.

IN WITNESS WHEREOF the parties hereto have caused this Agreement to be executed this 3 day of December, 2014.

Greater Grays Harbor, Inc
"Agency"

City of McCleary
"Municipality"



Signature

Signature

CEO

Title

Title

Signature

Signature

Title

Title

STAFF REPORT

To: Mayor Dent
From: Todd Baun- Director of Public Works
Date: December 9, 2014
Re: Slate Rock Safety

OSHA has provided the final rule for 29 CFR 1910.269 for power generation, transmission and distribution and 1926 Subpart V for construction.

This rule states that no later than April 1, 2015, employers generally must provide workers exposed to hazards from electric arcs with protective clothing and other protective equipment with an arc rating greater than or equal to the estimated heat energy.

I have attached an OSHA fact sheet with additional information.

There are numerous options available as how to provide the clothing to the employees (rent, launder service, quarter master, and purchase). I believe that Slate Rock Safety will provide us with the best option. They will allow the City to create accounts for each individual employee, set an amount that they could spend and have an approved clothing purchase list. The City then can manage what the employees are buying, monitor frequency of purchases, and the amount of spending for that employee.

I have attached the Slate Rock information for your review.

Action Requested:

Please authorize the Mayor to sign the contract with Slate Rock Safety to provide FR clothing.

**Welcome to
Slate Rock Safety Outfitters**

 SLATE ROCK SAFETY
OUTFITTERS
[CORPORATE CLOTHING PURCHASE PROGRAM]

November 6, 2014

McCleary Light and Power
100 South 3rd Street
McCleary, WA 98557

Dear Todd and Paul,

Welcome to the Slate Rock Safety Outfitters Online Clothing Program! We're excited to get you started on the setup steps.

Once we've moved through the setup stage, you'll find it to be a smooth and easy-to-manage process. The typical timeline for setup to launch averages 3-4 weeks, and is dependent on completion of forms and data provided.

This packet starts with a visual guide that helps you understand what steps are next and what to expect ahead. The necessary forms follow this guide, and my contact information is listed on the final page.

Please feel free to contact me with any questions.

Best regards,

Todd Massaro
Slate Rock Safety Outfitters
A division of Slate Rock Safety, LLC
755 West Smith Road, Unit C.
Medina, Ohio 44256

Phone:
Fax: 866.783.7977 x214
Email: tmassaro@slaterocksafety.com

Process and Responsibility Chart

CUSTOMER:

- Complete "**Product Questionnaire**" contained within this packet.
- Review "**Other Important Items to Note**" contained within this packet.
- Provide "**Team Data Spreadsheet**" as detailed within this packet.
- Email completed forms and high resolution logo (if applicable) to your dedicated account manager.



Slate Rock Safety, upon receipt of completed documents listed above:

- Set up your company and preferences in Slate Rock Safety Outfitters.
- Set up products based on the responses in your "**Product Questionnaire**".
- Upload "**Team Data Spreadsheet**" to Slate Rock Safety Outfitters.
- Provide "**Slate Rock Safety Outfitters Agreement**" to Customer.
- Provide "**embroidery example**" to Customer, where applicable.



CUSTOMER:

- Complete and sign "**Slate Rock Safety Outfitters Agreement**".
- Fax completed "**Slate Rock Safety Outfitters Agreement**" to 866-626-5832.
- Approve "**embroidery example**" or advise of changes.



Slate Rock Safety, upon receipt of completed document and logo listed above:

- Make changes or verify "**embroidery example**".
- Test and verify user and administrator functions.
- Train Customer administrator(s) via conference call and/or video conference
- **Kick off Slate Rock Safety Outfitters Clothing Program with initial email to users!**
- Provide great customer service and products to your team.

THANK YOU FOR THE OPPORTUNITY TO DO BUSINESS WITH YOUR COMPANY!

PRODUCT QUESTIONNAIRE- *Please print, complete and email to your Account Manager.*

Company Name: _____

Name of Person Completing Form: _____

Phone Number: _____ Email: _____

ADMINISTRATOR CONTACT

Name: _____

Phone Number: _____ Email: _____

ACCOUNTS PAYABLE CONTACT

Name: _____

Phone Number: _____ Email: _____

Billing Address: _____

Billing City / State / Zip: _____

Employee Starting Allowance: \$ _____

_____ Allowance should rollover from year to year - OR - Annual Expiration Date: _____

1. What is the minimum arc rating (cal/cm²) that should be available to employees: _____

2. Please "check" the columns that include items available to your employees:

FLAME RESISTANT CLOTHING

Flame Resistant Shirts

- FR Work Shirts HRC 1
- FR Work Shirts HRC 2 and Up
- FR Long and Short Sleeve Tees
- FR Moisture Wicking Tees
- FR Polo and Henley Shirts

Flame Resistant Pants

- FR Work Pants HRC 1
- FR Work Pants HRC 2 and Up

 SLATE ROCK SAFETY
OUTFITTERS
[CORPORATE CLOTHING PURCHASE PROGRAM]

FR Jeans

Flame Resistant Outerwear

- FR Winter Coats
- FR Coat and Jacket Liners
- FR Spring/Fall Jackets

FR Coveralls

- HRC 1 FR Coveralls
- HRC 2 FR Coveralls (8-11 cal/cm²)
- HRC 2 FR Coveralls (12-20 cal/cm²)
- HRC 3 FR Coveralls
- HRC 4 FR Coveralls

FR Bib Overalls

FR Rain Gear

FR Sweatshirts

FR Vests

FR Cold Weather Accessories

FR Hi-Vis Clothing

- Hi-Vis FR Vests
- Hi-Vis FR Rain Gear
- Hi-Vis FR Shirts
- Hi-Vis FR Sweatshirts
- Hi-Vis FR Accessories

FR Base Layers

Womens FR Clothing

FR Accessories (ALL)

- FR Head & Face Gear
- Winter Gloves
- Industrial Gear Bags
- Work Bags
- Leg Wear
- Arc Flash Blankets
- Hard Hats

Ear Protection

- Industrial Ear Protection

Work boots

- Men's Safety Toe
- Men's Soft Toe
- Women's Work Boots

Non-FR Work Wear

- Work Shirts
- Long and Short Sleeve Tees
- Polo and Henley Shirts

 SLATE ROCK SAFETY
OUTFITTERS
[CORPORATE CLOTHING PURCHASE PROGRAM]

- Work Pants
- Jeans
- Bib Overalls
- Rain Gear
- Sweatshirts
- Cold Weather Accessories

Hi-Vis Clothing

- Hi-Vis FR Vests
- Hi-Vis FR Rain Gear
- Hi-Vis FR Shirts
- Hi-Vis FR Sweatshirts
- Hi-Vis FR Accessories

SLATE ROCK SAFETY
OUTFITTERS
 [CORPORATE CLOTHING PURCHASE PROGRAM]

3. Please check any embroidery options that apply:

Garment	Company Logo		Employee Name	
Shirts	<input type="checkbox"/> Required	<input type="checkbox"/> Optional	<input type="checkbox"/> Required	<input type="checkbox"/> Optional
Pants	<input type="checkbox"/> Required	<input type="checkbox"/> Optional	<input type="checkbox"/> Required	<input type="checkbox"/> Optional
Jackets/Coats/Parka	<input type="checkbox"/> Required	<input type="checkbox"/> Optional	<input type="checkbox"/> Required	<input type="checkbox"/> Optional
Coveralls	<input type="checkbox"/> Required	<input type="checkbox"/> Optional	<input type="checkbox"/> Required	<input type="checkbox"/> Optional
Sweatshirts	<input type="checkbox"/> Required	<input type="checkbox"/> Optional	<input type="checkbox"/> Required	<input type="checkbox"/> Optional

Embroidery Location of company logo: _____

Embroidery location of employee name: _____ Font to be used: _____

4. Are there specific colors that employees must order? Complete all that apply by writing specified color(s).

- Shirts: _____
- Pants: _____
- Coveralls: _____
- Outerwear: _____
- Other: _____

5. Please check the brands available to your employees. This "filter" will be applied after minimum arc rating, selected product groups, and colors.

- ALL
- Ariat
- Bulwark
- Carhartt
- Carhartt Footwear
- Carhartt Work Bags
- DragonWear by True North
- DRIFIRE
- NASCO
- National Safety Apparel
- Riverside FR
- Topps Safety Apparel
- Walls FR
- Workrite
- Wrangler

6. Please check any of the following that apply:

- Employees can only purchase USA Made products
- Employees can only purchase items dual certified to NFPA 70E and NFPA 2112

**7. When a transaction exceeds the balance of an employees' allowance, what action would you like us to take?
[PLEASE SELECT ONLY ONE]**

- Complete the Sale, which will require their personal credit card.
- Do NOT Complete the Sale. Require them to reduce items in their cart.

8. Where are orders permitted to ship to? [PLEASE SELECT ONLY ONE]

- Ship orders to corporate and/or branch locations ONLY.

Address: _____

- Ship orders to any address as defined by the employee when ordering (employee's home, job site, etc).

9. Are there any additional exceptions we should note? Please list below.

Please print, complete, and email to your Account Manager.

Other Important Items to Note:

- 1. Shipping**
 - Your cost to ship each order will be \$ 8.00 USD. This will be deducted from the employee's allowance in the total order balance.
- 2. Communication**
 - Employees will receive an email once per month that will advise of their allowance, and will also include suggested products within company catalog.
- 3. Return Policy**
 - a. All returns or even exchanges must have a return authorization number. Contact Slate Rock Safety customer service at 866-783-7977 x1 to request a return authorization number.
 - b. **Manufacturer's Defects:** New products, with or without embroidery, with defects in construction or fabric, are eligible for return. When requesting a return number, please indicate that the merchandise is defective, and we will provide a shipping label via email to return the item at no shipping cost. Garment will be repaired or replaced as appropriate.
 - c. **Shipping Errors:** New products, with or without embroidery, that do not match the original order, be it color, size or style are eligible for return.
 - d. Even exchanges for incorrect sizes, incorrect color or style, **without embroidery**, are eligible for return. Customer is to pay shipping to return garment. Replacement garment will be shipped upon receipt of return garment at no additional shipping cost to customer.
 - e. All other embroidered or custom items are not eligible for return.
- 4. Payment**
 - NET30. Your company will be invoiced once per month via email to the accounting contact. Payment in full is due within 30 days.
- 5. Pricing**
 - a. Your pricing is not available to contractors and employee friends and family.
 - b. Embroidery pricing is not included in cost of garment.
 - c. Pricing is subject to change without notice.
- 6. Privacy Policy**
 - Please see our privacy policy, located at http://www.tr.safety.com/Article/Privacy_Policy
- 7. Product Disclaimer**
 - Please see the Product Disclaimer, located at http://www.tr.safety.com/Article/Product_Disclaimer
- 8. 30 Day Notice of Discontinuance.** There is no contract length for your Outfitters program, but we ask that you give us 30 days' notice if you choose to discontinue service with us. If you discontinue:
 - New sales to employees will cease
 - Within 30 business days, we'll provide you a list of open orders billed at time of discontinuance, and a spreadsheet with employee contact information and remaining balances
 - A NET30 invoice for all open orders and unpaid fulfilled orders previous to discontinuance will be issued within 30 business days

Team Data Spreadsheet

Your account manager will provide you with a simple spreadsheet (sample shown below) for you to enter your team data and return.

It is important that the following required information is complete so your account can be set up:

- First Name
- Last Name
- Email
- Allowance Amount
- Allowance Expiration Date

We're here to help! If you have any questions about the information spreadsheet or anything within this packet, your dedicated account manager will be happy to assist you.

Contact Information

Your Account Manager:

Slate Rock Safety Customer Service:

Phone: 866-783-7977 x1

Fax: 866-626-5832

Email: cs@slaterock.com

Billing Questions:

Please direct all billing questions to Debbie Cooper, Manager of Accounts, at 866-783-7977 x 253 invoice@SlateRockSafety.com

OSHA[®] FactSheet

Electric Power Generation, Transmission, and Distribution and Electrical Protective Equipment Final Rule

The Occupational Safety and Health Administration (OSHA) updated its **Electric Power Generation, Transmission, and Distribution** and its **Electrical Protective Equipment** standards, further improving safety protections for America's workers. The updated standards harmonize construction and general industry requirements so that the same rules apply generally to the same kinds of work. In addition, OSHA based its revisions on the latest consensus standards and improvements in electrical safety technology.

Illustrating the need for these updates, the previous Electric Power Transmission and Distribution for Construction standard was issued in 1972 and referenced consensus standards of that time. The later Electric Power Generation, Transmission, and Distribution for General Industry (Operation and Maintenance) standard, issued in 1994, also needed updating based on advances in electrical safety technology. Together, the updated standards create a unified and up-to-date set of requirements to help employers more effectively establish work practices to protect their workers.

Benefits

OSHA expects the updated standards to prevent at least an additional 118 workplace injuries and 20 fatalities annually, compared with the earlier standards. The Agency estimates the net monetized benefits of the final rule to be about \$130 million annually (\$179 million in benefits minus \$49 million in costs). In addition, the updated standards are easier to understand and to apply, thus improving safety by facilitating compliance.

Rulemaking Background:

OSHA published a notice of proposed rulemaking to update these standards on June 15, 2005. The Agency held a public hearing on the proposed rule from March 6 to March 14, 2006, and held an additional public hearing on a limited reopening of the proposed rule on October 28, 2009.

Significant Changes to the Standards *General Training*

- The degree of training must be determined by risk to the worker for the hazard involved.
- Qualified workers must have training to recognize and control or avoid electrical hazards present at the worksite.
- Line-clearance tree trimmers must have training to distinguish exposed live parts and to determine the voltage on those parts, and they must have training in minimum approach distances and how to maintain them.
- It is no longer necessary for employers to certify that workers are proficient in safe work practices.

Host Employers and Contractors

- Host and contract employers must share information with each other on safety-related matters and must coordinate their work rules and procedures.

Fall Protection

- On and after April 1, 2015, qualified workers must use fall protection when climbing or changing location on poles, towers, or similar structures unless climbing or changing location with fall protection is infeasible or creates a greater hazard than climbing or changing location without it.

- Fall arrest equipment must be capable of passing a drop test after exposure to an electric arc with a heat energy of 40 ± 5 cal/cm² if the workers using the fall protection are exposed to flames or electric arc hazards.
- On and after April 1, 2015, work-positioning equipment must be rigged so that workers can free fall no more than 0.6 meters (2 feet).
- Information on the inspection of work-positioning equipment appears in appendices to the standards.

Minimum Approach Distances and Insulation

- Revised minimum approach distances become effective on April 1, 2015.
- Information to help employers establish minimum approach distances appears in appendices to the standards.

Protection from Flames and Electric Arc Hazards

- The employer must assess the workplace to identify workers exposed to flame or electric-arc hazards.
- No later than January 1, 2015, employers must estimate the incident heat energy of any electric-arc hazard to which a worker would be exposed.
- No later than April 1, 2015, employers generally must provide workers exposed to hazards from electric arcs with protective clothing and other protective equipment with an arc rating greater than or equal to the estimated heat energy.
- Information on protecting workers from flames and electric arcs appears in appendices to the standards.

Deenergizing Transmission and Distribution Lines and Equipment

- Multiple crews working together on the same lines or equipment must either: (a) coordinate their activities under a single worker in charge and work as if all of the employees formed a single crew; or (b) independently comply with the standard and, if there is no system operator in charge of the lines or equipment, have separate tags and coordinate deenergizing and reenergizing the lines and equipment with the other crews.

Protective Grounding

- Employers may use insulating equipment other than a live-line tool for placing grounds on or removing grounds from circuits of 600 volts or less under certain conditions.
- Information on protective grounding for deenergized lines appears in appendices to the standards.

Underground Electrical Installations

- Special precautions apply when employees perform work that could cause a cable to fail.

Electrical Protective Equipment

- The Electrical Protective Equipment for Construction standard applies to all construction work, not just electrical power generation, transmission, and distribution work. That standard also replaces the existing construction standard's incorporation of out-of-date consensus standards with a set of performance-oriented requirements that is consistent with the latest revisions of the relevant consensus standards.
- The final rule recognizes a new class of electrical protective equipment, Class 00 rubber insulating gloves.
- The standards adopt new requirements for electrical protective equipment made of materials other than rubber.

Foot Protection

- In addition to revising the Electric Power Generation, Transmission, and Distribution, and the Electrical Protective Equipment standards, OSHA also revised the General Industry Foot Protection standard to clarify that an employer must ensure that workers

use protective footwear as a supplementary form of protection when the use of protective footwear will protect the workers from electrical hazards, such as static-discharge or electric-shock hazards, that remain after the employer takes other necessary protective measures.

This is one in a series of informational fact sheets highlighting OSHA programs, policies or standards. It does not impose any new compliance requirements. For a comprehensive list of compliance requirements of OSHA standards or regulations, refer to Title 29 of the Code of Federal Regulations. This information will be made available to sensory-impaired individuals upon request. The voice phone is (202) 693-1999; teletypewriter (TTY) number: (877) 889-5627.

For assistance, contact us. We can help. It's confidential.



www.osha.gov (800) 321-OSHA (6742)



U.S. Department of Labor