



# McCleary City Council

## PROPOSED AGENDA

**November 14, 2012**

### 7:00 Council Meeting

Flag Salute

Roll Call

Public Hearings:        Surplus Transformers  
                                 Preliminary Budget  
                                 Jail Contract Status

Public Comment:

Minutes (Tab A)

Mayor's Report/Comments: Election Results (Ambulance Service)

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

Old Business:

New Business:        Well 2/3 Project - Progress Estimate No. 2 (Tab E)  
                                 Surplus Transformers (Tab F)

Resolutions:         Surplus Transformers (Tab G)  
                                 Lemay Rates (Tab H)

Ordinances:         Ad Valorem Tax Ordinance (Tab I)

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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**CITY OF MCCLEARY**  
**Public Hearings and Regular City Council Meeting**  
**Wednesday, October 24, 2012**

ROLL CALL AND FLAG SALUTE	Council members Catterlin, Reed, Lant and Ator.
ABSENT	Councilman Schiller was absent. <b>It was moved by Councilman Lant, seconded by Councilman Ator to excuse Councilman Schiller's absence. Motion Carried 4-0.</b>
STAFF PRESENT	Present at the meeting were Dan Glenn, Wendy Collins, Nick Bird, John Graham and Jon Hinton from Gray & Osborne.
PUBLIC HEARING ON REVENUE SOURCES	The Chair opened the Public Hearing at 7:03 PM to discuss Revenue Sources. The Mayor explained the revenues that are expected for 2013 and anticipates them to be down again next year. He reviewed each fund with the public. The Chair closed the Public Hearing at 7:21 PM.
PUBLIC HEARING ON TAX LEVY	The Chair opened the Public Hearing at 7:21 PM to discuss the tax levy. The Mayor explained that the City can increase the tax levy by 1% each year and is asking the Council to please consider increasing the levy for 2013 due to the revenue shortfall that has been impacting the City for the past few years due to the lack of growth. The Chair closed the Public Hearing at 7:26 PM.
CITY COUNCIL MEETING	Mayor Dent Called the Regular Meeting to order at 7:27 PM with the Flag Salute.
PUBLIC COMMENT	None.
MINUTES APPROVED	<b>It was moved by Councilman Ator, seconded by Councilman Reed to approve the minutes from the October 10, 2012 meeting. Motion Carried 4-0.</b>
MAYOR'S COMMENTS	None.
DIRECTOR OF PUBLIC WORKS REPORT	Nick Bird has provided a memo for the Council and invites any questions they may have.
CITY ATTORNEY REPORT	Dan Glenn has provided a memo for the Council and invites any questions they may have.
ECOLOGY GRANT/LOAN PROGRAM	Nick Bird updated the Council on the ecology grant loan program for the Wildcat Creek location. Staff desires to fully replace the system. Nick is requesting approval to move forward on the planning stage. The program has a 50% forgiveness included. November 2nd is the deadline for the application. The Council agreed.
DOOR REPLACEMENT	Request denied for a \$4000 door replacement. One door is missing at the sewer plant and G&O recommended it would be a good idea to have a door there. The door opening has to be widened for the door to fit, which is why the cost is high. Nick said it would be a nice thing to have but not a necessity. The Council decided not to spend the money at this time and declined the purchase.
FIRE DISTRICT #13 AGREEMENT	Mike Lant asked about the liability agreement in item #5. He wants to know if a place burns down due to the people having an incorrect water supply set up and its in their jurisdiction but we are the first ones to show up, are we liable for that. Dan stated if our fire dept responded and an error or negligence is on our part, we would have to hold them harmless and they would have to do the same. Dan said the question is how likely is it that Fire District 13 will respond to a fire here. The Council thought it would be very unlikely unless it was a very big fire. <b>It was moved by Councilman Lant, seconded by Councilman Catterlin to sign the Mutual Aid Agreement with Mason County Fire District #13. Motion Carried 4-0.</b>

RESIDENTIAL DOG  
AMENDMENT

The Mayor asked if the Council would like to address the dog issue on Beck Street again. The issue continues to be brought up at the City and the Mayor would like to know what the Council thinks. Councilman Ator said he can't agree with telling people how many dogs they can have on their property. Councilman Lant commented that it is like children; some people can have ten kids and handle it fine and others can't. He doesn't understand how the Council can tell someone how many dogs they can handle. Dan Glenn stated the police have the authority to act on vicious animals. Councilman Lant wants to see this problem resolved between the two parties. Councilman Catterlin said he had an afterthought regarding the dogs being on the other person's porch. He questioned the leash law. The person in question has been cited and fined. The Council did not make any amendments to the code.

XPRESS BILL PAY

The City was notified by Chase Bank that the original Merchant Application and Agreement was updated so staff is bringing it back to the City Council for approval. The City Attorney has reviewed it as well. Staff also requests the Council approve a \$1.00 fee per transaction to help recover some of the fees imposed for the xpress bill pay service. **It was moved by Councilman Ator, seconded by Councilman Reed to authorize the Chair to sign the Chase Contract and implement a fee of \$1.00 per transaction. Motion Carried 4-0.**

GUTTER REPLACEMENT

The previous snow event caused damage to some of the gutters on City facilities. FEMA authorized replacement of the gutters, estimating a total cost of repair for \$4,419 plus tax, which is lower than the City's insurance deductible of \$5,000. The base bid received last week was \$15,130.50 plus tax. The previous low estimate may have been because they did not include prevailing wage. Because the estimated amount was lower than the deductible, the City is planning on using FEMA as the only funding source. WCIA gave verbal confirmation that they will cover the damages, but the deductible is still the City's responsibility. **It was moved by Councilman Lant, seconded by Councilman Catterlin to award the gutter replacement of \$15,130.50 plus tax to Above the Rest Continuous Gutters of Olympia, contingent upon funding participating from WCIA and FEMA and subject to Mayor approval. Motion Carried 4-0.**

WILDCAT SEWER SUPPLIES

Two residential structures in the Wildcat development have had several sewer backups over the past couple years. To correct the issue, Todd Baun solicited supply bids and Ferguson Waterworks came in with the lowest bid. Councilman Catterlin wanted to know if any of the company's were from Grays Harbor but there were none that were able to do the work. **It was moved by Councilman Catterlin, seconded by Councilman Ator to authorize the City to proceed with the procurement of supplies from Ferguson Waterworks in the amount of \$2,487.85 plus tax. Motion Carried.**

COMMERCIAL UTILITY SERVICE

City staff is requesting the Council to confirm the language in the Municipal Code and associated Resolutions, is consistent with the Council's vision of implementing these resolutions and the Municipal Code. The current language makes sense. There is a commercial building on a single property that is actually divided into two or three offices. There is one water meter and one sewer line going out of the building. Each one of the offices is being charged for water and sewer base rates. The way the municipal code is written, when it relates to a commercial entity, you are charged by consumption with one base rate for both water and sewer and for the consumption that is used.

City staff believes this is how it should remain. The landlord brought it up and the City needs to know if the Council wants to provide back-pay for the way it currently is being charged, which is a \$50-\$60 a month difference. The City is obligated to go back six months on providing a credit for the overcharge. Dan Glenn said it was an administrative decision but the code does not need to be changed. No action taken.

ELECTRIC VEHICLE CHARGING  
STATIONS

The Council reviewed the email from Ecotality that they requested. If the Council does not like the cost estimate, they can cancel and not move forward. **It was moved by Councilman Ator, seconded by Councilman Lant to authorize the City to execute the revised agreements presented in September, contingent on cost estimate approval by the Council. Motion Carried 4-0.**

LEMAY INC. RATE INCREASE Delroy Cox from Lemay Inc., made a presentation regarding the rate increases and provided the Council with detailed charges. The Consumer Price Index for one yard ending June 2012 has increased 2.8%. The contract allows 80% of the CPI for a 2.24% increase in the existing rates and the pass through of any disposal increase. Regulatory changes requiring storm water treatment at the Central Transfer Station and related costs combined with the CPI adjustments for operations and disposal require the County to increase the disposal fee at the Central Transfer Station effective January 1, 2013. The disposal fee will increase by \$5.75 a ton. The current rate of \$87.50 per ton will change to \$93.25 per ton. Attorney Dan Glenn will prepare a Resolution for the Council for the next meeting.

ORDINANCE NO. 786 PUBLIC HEARING PROTOCOL **It was moved by Councilman Lant, seconded by Councilman Reed to adopt Ordinance No. 786 in relation to governmental administration; adding a new section to Chapter 2.04 of the McCleary Municipal Code providing a procedure for public hearings in the absence of any statutory provision, & providing for the waiver thereof in certain situations. Roll call was taken in the affirmative. Ordinance Adopted 4-0.**

APPROVAL OF VOUCHERS Vouchers/Checks approved were 35458-35513 including EFT's in the amount of \$120,207.96.

Payroll Checks approved were 35334-35422 including EFT's in the amount of \$173,673.29.

**It was moved by Councilman Lant, seconded by Councilmen Ator to approve the vouchers. Motion Carried 4-0.**

PUBLIC COMMENT Nick Bird announced Vern Merryman, the Wastewater Treatment Plant Operator is retiring at the end of the month after 11 years of service. Vern will be greatly missed. Mayor Dent added that it's possible the other worker at the wastewater treatment plant wants to get out of there as well. He is certified but doesn't feel confident and it really stresses him out. The other worker is also thinking he could come back to the maintenance side and may be entertaining a change as well. At least one job will be posted for now.

EXECUTIVE SESSION **It was moved by Councilman Lant, seconded by Councilman Reed to have an executive session for 10 minutes to discuss potential litigation regarding Mark Reed Hospital, Mr. Cobain and restitution for Ardyce Taylor. The executive session began at 8:12 pm and ended at 8:20 pm. No action was taken.**

Dan Glenn asked the Council to consider item 5C of the Council report, which is about the zoning approach. He wants to know if the Council wants to keep the Planning Commission or modify the existing code provisions to provide the necessary review authority to the Hearing Examiner as the "planning agency" for the City. The Mayor is under the opinion that he has no problem appointing individuals to the Planning Commission, however, he prefers to see issues relating to industrial projects go to the hearing examiner for proper ruling. The authority is up to the Council and Mr. Glenn asked if they would give him direction at the next meeting.

MEETING ADJOURNED **It was moved by Councilman Lant, seconded by Councilmen Catterlin to adjourn the meeting at 8:21 PM. The next meeting will be on November 14, 2012 at 7:00 PM. Motion Carried 4-0.**

Mayor Gary Dent: \_\_\_\_\_

Clerk-Treasurer Wendy Collins: \_\_\_\_\_

## MEMORANDUM

TO: MAYOR AND CITY COUNCIL, City of McCleary  
FROM: DANIEL O. GLENN, City Attorney  
DATE: November 9, 2012  
RE: LEGAL ACTIVITIES as of NOVEMBER 14, 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. JAIL CONTRACT DISCUSSIONS: By the time of this meeting, the Mayor's Conference will have met and discussed a draft contract generated by a meeting of the Sheriff and Police Chiefs. It is my understanding, since the meeting is scheduled for the ~~same night as the Chamber of Commerce Dinner~~, the Mayor may not be able to attend. no *DB*

The contract as drafted covers only non-felony matters. I have had the opportunity to review the draft and made certain suggestions for consideration. Chief Crumb, who was involved in the one negotiating meeting which led to the current suggested draft, may have comments for you. ~~If, in fact, the Mayor is unable to attend, I will seek to update on the status.~~ *DB*

2. SOLID WASTE RATE CHANGE RESOLUTION: Pursuant to the provisions of the existing seven year contract for solid waste collection services with LeMay, Inc., they have provided information upon which their proposed rate changes are based. Some of it is based solely upon the CPI adjustment factor while other portions of it tie to the rate changes imposed by the County for use of its disposal site and other factors. I am assuming that the explanatory material provided by LeMay's will be included in your packet. Further, I believe a Company representative may be present at this meeting to answer any questions you might have.

I have prepared a draft resolution implementing the requested changes. Recognize that it deals only with the year 2013. It is subject to adoption at your discretion.

3. **AD VALOREM TAX ORDINANCE:** As you are aware, one of the basic revenue items of the budget relates to the tax imposed upon improvements to real property located within the City. Under the statutory mandate, the figure set by the Council through adoption of an ordinance, as to a City, or a resolution, as to some other entities, must be filed with the Commissioner's Office by the end of this month. Effectively, given the schedule utilized by the Council, that would mean that you will consider the information provided and can either adopt it tonight or, if there is a desire to have additional time for review, at your last meeting of the month.

When we had not received the usual valuation information from the Assessor's Office, I contacted Ms. Bednarik, the staff member normally involved in that area. She was kind enough to fax me the tentative information they currently have. I have provided that information to Ms. Collins and have incorporated it into the draft ordinance which is presented for your consideration.

The information indicates that last year, the City received \$240,840.00 from taxes upon real property improvements. Further, the County shows new construction or improvements having an assessed value of \$697,610.00. Under the restrictions imposed under RCW Chapter 84.55, the \$240,840.00 may be increased by only 1% without a the citizens authorizing a greater increase through a "levy lift" election. Thus, the maximum tax which may be imposed is the basically the total of the combination of [a] the \$243,248.00, [b] the revenue generated by imposing the fixed percentage on the new improvements and, [c] if the City had annexed property in the period ending I believe July, 2011, (there is a year delay during which the County gets to keep the moneys), imposition of the percentage on the real property within that area. There may a small sum added for valuation of state-regulated utilities, but I would doubt it.

With that background, the draft ordinance would authorize the imposition of the maximum tax allowed by law. I should note that theoretically the Council could choose to not exercise the authority to increase by the 1%. However, that has not been done by previous Councils due to fiscal realities.

4. IMPACTS OF PASSAGE OF MARIJUANA LEGALIZATION INITIATIVE:

A. As you are aware, the a majority of the voters approved the decriminalization of the possession of an ounce of this substance. Unless something happens, it will go into effect on December 6. Given that enactment, I would assume that the Council and Mayor may wish to undertake a careful review of the ramifications of this enactment in terms of its relationship with the collective garden and distribution provisions which are currently under the moratorium restriction. What also will have to be considered is the relationship between the state law, which allows this, and federal law, which does not.

As one bit of irony, while it will be legal to possess up to one ounce of this material for anyone over the specified age, as of December 6, there will be no legal manner in which a person who does not have the medical certification can acquire it. All of that will have to be worked out by certain state agencies over the next year.

Life is never simple.

B. I would recommend that you consider making the decision as to whether the zoning matters relating to the location of dispensaries and collective gardens will be referred to the Planning Commission or the Hearing Examiner for review and recommendation. As you are aware, these are zoning matters. As to the sale aspect related to the Initiative, that will not be something which must be dealt with for around a year.

5. SURPLUS EQUIPMENT RESOLUTION: Provided for your consideration is a resolution which would find certain transformers no longer utilized surplus and authorize their disposition. Because of the somewhat limited market for these items, historically the Council has authorized disposition through a negotiated process with final approval being granted by the Council.

6. EXECUTIVE SESSION: I am requesting that an executive session be held to discuss two items of potential litigation, one involving the Hospital District and the other the Cobains.

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: November 8, 2012  
Re: Current Non-Agenda Activity

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### **Well 2 & 3 Project**

Progress Estimate No. 2 is included as an action item for this meeting. As part of that package, a list of major work completed is attached. One minor change item is currently being negotiated relating to the backwash line sizing and associated flow meter. No additional concerns have developed thus far.

### **Treatment Plant Manager**

As was mentioned last meeting, Vern, our Water / Wastewater Manager has retired. As a result of his retirement and our current construction of the water treatment plant, which will require a specific certification, we have taken the opportunity to consider minor operational changes within the Teamsters Bargaining Unit. For the most part, we are just cleaning up the language in the job descriptions to coincide with past practice. Along with this operational change, the City believes that revising the Water/Wastewater Manager title to Treatment Plant Manger contributes to achieving these operational changes.

At this time, we have sent the revised job descriptions for the Treatment Plant Manager, Public Facilities Manager, and Treatment Plant Operator to the Union for their consideration. We anticipate an MOU will be required to complete this process, which will require Council approval. Once the revisions are finalized, we will finally advertise for the position. We hope that this can be coordinated with the union quickly, as we are currently are not meeting the operator requirement for the wastewater treatment plant.

### **Fire Department / Public Facility's Roof**

The metal roofing for the Fire Department as well as the composite roofing for the Public Facility joint building is failing. Multiple leaks under both roofing systems have been observed. Todd contacted a local roofing company, making sure the company paid prevailing wage, to request their recommendation and associated quote. The recommendation was to replace the roofing systems as many of the fasteners have backed out. Rather than replace the systems with like type systems, we requested a snap lock system (similar to the roofing system of the restroom at Beerbower Park). The estimated cost for replacing the Fire Department roof system was approximately \$27,000 and to replace the entire roof system was approximately \$62,500.

We have observed failures in both roofing systems, thus it would be prudent to replace both systems. With this recommendation, and the associated estimated cost, we must



conduct this project as a small works project or publicly bid the project, which may help bring the price down a bit. When I spoke with Gray & Osborne about preparing a small works package, the ball park figure was approximately \$4,500, which would bring the total cost of the project to approximately \$67,000.

We presumed that spending an additional \$4,500 to prepare the design documents would not be authorized. As such, I will need to prepare the documents, which will obviously detract from other work. If you would rather have G&O conduct this work, please let me know.

#### **4kV Substation**

Our most recent Dissolved Gas Analysis (DGA) sampling identified some areas of concern at our 4kV substation. The results of the DGA indicate overheating involving the oil and cellulose insulation paper. Rather than jumping to conclusions, we will be re-sampling to confirm the results. In the event the results are confirmed, we will be in the market for a new (refurbished) transformer. This will likely exceed the bid limits, which will require a procurement package to be prepared. We have coordinated with Elcon (our electrical engineers) to prepare them for this. If this route is required, our first step will be to authorize Elcon to prepare the procurement package.

#### **12kV Substation**

The results of the DGA also indicate that there may be a concern at the 12kV substation as well. Based on the sample results of the Load Tap Changer (LTC), we are concerned that there may be an air leak on the LTC. Again, we will retest the LTC to verify the results. During the retest, we are planning on installing a vacuum/pressure regulator to limit the tanks exposure to the atmosphere. As this develops we will keep you informed.

#### **Snow Policies**

Surprise, no progress has been made on initiating snow policies yet. This is still an item on the to-do list.

#### **Ecology Grant/Loan Program**

On November 2 we submitted an application for to complete a General Sewer Plan. This is the first step in obtaining grant funding from state and federal agencies for any construction project. The plan will focus on the sewer collection system, utilizing the I/I Study completed in 1998 as the starting point. Collection system capacities will also be evaluated and modeled. The total cost of the project is \$65,000, which was requested as part of the application. The estimated total impact to the City is \$32,500, as it is anticipated that the City will receive hardship assistance which will "forgive" 50% of the loan amount. The remaining amount will be paid back over 5 years at approximately 3.5%, unless paid off early. This translates to an estimated debt service of \$8,000

annually. Again, submission of the application does not constitute acceptance of the loan by the City. In the event we are given the opportunity to participate in this program, Council will have the opportunity authorize the agreement.

### **2nd Street Intersection**

As previously noted, since a complaint has been filed, we will continue to search for funding opportunities to correct the existing deficiencies at 2<sup>nd</sup> Street and Hemlock Street.


### **Electric Vehicle Charging Stations**

Last meeting we authorized execution of the agreement pending our ability to reject the project at the bid stage. Since we last provided information we have learned that we (the City) would be entering into a contract with Ecotality's contractor. So to move forward, as we currently understand it, the contractor will review the site and provide a "bid". The bid, likely a contract with the contractor, and estimated credits from Ecotality will then be presented to the Council for consideration. At that time, we will then have a much better understanding of who, what, when, where, and how this project will be moving forward.

We appreciate your patience in this process, as you are not the only ones who believe this process is different. From a business standpoint, I presume Ecotality is trying to stretch the \$125 million received from the Department of Energy as far as it can go, but we understand this process is not conducive to municipal governments.

## STAFF REPORT

To: Mayor Dent

From: Colin Mercer Webmaster 

Date: November , 2012

Re: October Website & Help Desk

### Re-Occurring Website Activities

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

### New Website Activity

Posted the 2013 Court dates on the calendar page.

Posted the 2013 Food Bank dates on the calendar page.

Changed Municipal Code of the Month to: 17.32.050 Storage of vehicles and other materials.

Posted the Burn ban lifted notice.

Posted Merchants trick or treat flyer and added date to the calendar.

### Additional Tasks

Prepare letter to property owners of Summit Place II regarding the creation of the Home Owners Association.

Started re-formatting of the Municipal Code for easier use on the website.

Electric Vehicle Project back up information and assist in getting the agreements put together.

### Help Desk Activity

Month	Number of Incidents Reported	Staff Reported / Closed / Open	Citizen Reported / Closed / Open
August	15	12 / 3 / 26	3 / 3 / 10
September	9	7 / 1 / 32	2 / 1 / 11
October	5	3 / 0 / 35	2 / 0 / 13

### Website Comments:

No Comments received this month

**Website Traffic      October 1, 2012 through October 31, 2012**

<b>Section</b>	<b>Page Views</b>	<b>Percent of Total</b>
<a href="#">Default Home Page</a>	2818	40.71%
<a href="#">Events Calendar</a>	406	5.87%
<a href="#">Agendas and Minutes</a>	373	5.39%
<a href="#">Conservation Program</a>	270	3.9%
<a href="#">City Departments</a>	261	3.77%
<a href="#">City Jobs</a>	242	3.5%
<a href="#">Code, Ordinances &amp; Standards</a>	186	2.69%
<a href="#">Utilities</a>	184	2.66%
<a href="#">Planning Department</a>	149	2.15%
<a href="#">Search Results</a>	128	1.85%
<a href="#">Police</a>	123	1.78%
<a href="#">City Photos</a>	109	1.57%
<a href="#">Public Facilities</a>	109	1.57%
<a href="#">Mayor and Council</a>	109	1.57%
<a href="#">Light &amp; Power</a>	109	1.57%
<a href="#">Previous Years Council Minutes</a>	105	1.52%
<a href="#">Fire</a>	97	1.4%
<a href="#">Water / Wastewater</a>	96	1.39%
<a href="#">Administration</a>	94	1.36%
<a href="#">Bear Festival</a>	83	1.2%
<a href="#">Municipal Court</a>	78	1.13%
<a href="#">2008-12 Budget</a>	78	1.13%
<a href="#">Development Services / Building</a>	72	1.04%
<a href="#">FAQ's Page</a>	69	1%
<a href="#">Chamber of Commerce</a>	64	0.92%
<a href="#">Helpful Links</a>	61	0.88%
<a href="#">Previous Years Council Agendas</a>	51	0.74%
<a href="#">Bear Festival Photos</a>	50	0.72%
<a href="#">Interlocal Agreements</a>	45	0.65%
<a href="#">65th Anniversary Photos</a>	40	0.58%
<a href="#">Tell Us What You Think!</a>	38	0.55%
<a href="#">Flood Photos 2009</a>	35	0.51%
<a href="#">Christmas Photos 2007</a>	34	0.49%
<a href="#">Park Project Photos</a>	31	0.45%
<a href="#">Conservation Data Page</a>	31	0.45%
<a href="#">City Staff</a>	26	0.38%
<a href="#">Home Page</a>	25	0.36%
<a href="#">Municipal Code</a>	15	0.22%
<a href="#">Community Center</a>	12	0.17%
<a href="#">Surveys &amp; Questionnaires</a>	7	0.1%
<a href="#">12.12 Cemetery Care and Maintenance</a>	3	0.04%

# STAFF REPORT

To: Mayor Dent

From: Colin Mercer

Date: November 2, 2012

Re: October Building Department



## Activities

- Submit copies of permits issued to Grays Harbor County Assessor's Office.
- McCleary School play shed permit has been issued.
- Sterling Bank new signs permit, Final Inspection.
- The Beehive Retirement Dementia Unit is in the demolition phase of the New Harmony House Dementia Unit.
- Lexar Homes, 539 E. Bear St in the finishing stage.
- Lexar Homes, 1567 N. 5<sup>th</sup> Street has been sold.
- High Definition Homes, 1570 N. 5<sup>th</sup> St. Final Inspection and Certificate of Occupancy.
- High Definition Homes 1562 N. 5<sup>th</sup> St. foundation has been completed and currently in the framing stage.
- Placement permits, at two separate locations have been received for accessory structures to be placed.
- Two Ductless Heat Pump Conservation Projects and Mechanical Permits have been issued.
- Working on putting together a new Residential Construction Application Package, which will include all the forms and applications that could be required for a residential project.

## Nuisance Issues in Progress

- Cedar Heights development brush cutting has been performed, still waiting on a response from Westside Community Bank regarding the storm pond maintenance.
- Red Tag garage located at 425 S. Main St. lender of record is working on resolution.
- Overgrown property at 315 W. Simpson has been escalated to legal action.
- Overgrown property at 109 S. 5<sup>th</sup> has been escalated to legal action.
- Garbage issue at 695 N. Summit Rd. has been escalated to legal action.
- Letter sent regarding vehicle wrecking behind properties on Beck St on City Right of Way and clean up has begun.

## Nuisances Resolved

Over grown yards mowed:

- 425 S. Main, Bank of America has performed maintenance of landscaping.
- Trailer at 129 S. 6<sup>th</sup> Street has been moved and is no longer being lived in.

## Building Department Activity

ACTIVITY	MONTHLY TOTALS	YEAR TO DATE TOTALS	ACTIVITY EXPLANATION
Customer Service	64	686	Answer building department related questions in person or by phone, meeting with potential applicants.
Building Permits Issued	2	30	Remodels, new construction & additions, both residential and commercial.
Plan Reviews Performed	0	38	Reviewing plans for building code and municipal code compliance.
Inspections Performed	17	241	Field inspections, writing of corrections or approving work.
Finals or Certificates of Occupancies	2	12	Performing of the final inspection & issuing of certificate of occupancy allowing use of the structure.
Complaints Received	0	14	Investigate and address citizen or staff reported issues, obtain resolution or acceptable compromise.
Nuisance Letters Sent	1	39	Formal notice from the City informing citizens of violations and providing expectation of the City for compliance.
Lemay's Garbage Letters Sent	10	142	Formal notice from City after notification from Lemay that service has been stopped.
Building Department Revenue	\$4835.75	\$54717.91	Funds generated by the Building Department from permits, inspections, reviews etc.

## Conservation Program

Month	Applications Received	Conservation Permits Issued	Rebates Paid This Month	Total Rebates Paid To Date
September	1	0	0	\$2165.00
October	2	3	\$765.70	\$2930.70

## Lemay's Garbage Compliance

Number of letters sent to Tenants	Number of letters sent to Owners	Second notices sent to Tenants	Second notices sent to Owners
3	7	1	1
<b>Active Accounts</b>	<b>Pending</b>	<b>Stopped Service</b>	<b>Un-Occupied</b>
81	1	11	14

## STAFF REPORT

To: Mayor Dent  
From: Paul Nott, Light & Power  
Date: November 1, 2012  
Re: October Report



	<b>Monthly Statistics;</b>	<b>YTD Totals;</b>
<b>New Services;</b>	<b>0</b>	<b>13</b>
<b>System Outages;</b>	<b>2</b>	<b>23</b>
<b>Pole Replacements;</b>	<b>1</b>	<b>11</b>
<b>Maintenance Work Orders;</b>	<b>4</b>	<b>40</b>
<b>Billable Work Orders;</b>	<b>3</b>	<b>16</b>

October consisted of assisting the Public Works crew with tree trimming along Summit Road. More tree trimming at different locations in our distribution system. Two outages, one was a vehicle vs. pole and another underground fault on Olin Ave.

We worked along with the Public Works crew on Summit Road to fulfill a request from the State DOT to trim up the trees that have grown to the point where they were hanging over the road way and actually were being "trimmed" by the large truck traffic traveling on the roadway. We have two full days invested so far and should be finished with one more day.

The two outages we experienced; one was an underground fault on Olin Ave. This section of cable is old and needs to be replaced. We have met with Nick to discuss the replacement of this cable in the near future. The other was a vehicle vs. pole at Summit Road and Beck St. Unfortunately; we had to take a three hour outage to make the repairs.

Jeffery has ordered and received a portion of the material needed for the Christmas lights. He has been working diligently to make repairs and improvements to all of the ornaments that will be installed at the end of the month.

With storm season right around the corner it is a good time to remind everyone to stay away from down power lines and if you do experience a power outage be sure to let the power crew know. There have been numerous instances where customers don't call because they assume that someone else has, when in fact they are the only one out of power.

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

## STAFF REPORT

To: Mayor Dent  
From: Todd Baun, Public Facilities Manager  
Date: November 9th, 2012  
Re: October Report

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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.
- With help from Light and Power, we have trimmed our ROW on Summit Rd. We still have about 1 day left to finish the project.
- We have ordered and received materials to fix an ongoing sewer problem on Wildcat Drive. We will be installing the new material in the next few weeks.
- The crew is still filling in many potholes throughout the City. .
- The new hydrant in front of City Hall is working great. We have used it several times and it is working perfectly.
- We have caught up on our maintenance of our equipment and vehicles. We have been changing oil, filters and greasing all of our equipment and vehicles.
- Larson Road has a new 2 inch water service extension. This new extension has solved our numerous complaints of low pressure in that area.
- We have fixed 7 water leaks in the months of September, October, and November. 2 leaks were on our 8" AC line that feeds the city. 1 leak was the 2" service line to the Simpson Mill, 1 leak on the 2" line that feeds City Hall. The other 3 leaks were on service lines that feed residences.
- We have been completing maintenance on city buildings and library. We have been changing filters, light bulbs, ballast and other small maintenance items.
- I have been working on gutter bid items.
- We have found numerous leaks in our Fire Hall and attached building. The leaks are coming from a metal roof that has failed in numerous areas and also a "hot mopped" roof that has also failed. We had a roofing contractor come and look at the building and he has recommended replacing the roof rather than repair. The contractor believes if the roof is repaired, we will be just chasing problems and causing new leaks.
- 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: Nick Bird, P.E., Director of Public Works  
Date: November 9, 2012  
Re: Well 2/3 Progress Estimate No. 2

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Attached you will find a copy of Progress Estimate No. 2 for the Wellfield Improvements Project. Included with this Progress Estimate is a summary of work performed during the time period from September 29 through October 31.

### **Action Requested:**

Please authorize payment of Progress Estimate No. 2 to Award Construction in the amount of \$303,871.80 and deposit \$14,693.99 into the retainage account.



# Gray & Osborne, Inc.

CONSULTING ENGINEERS

November 2, 2012

Mr. Nick Bird, P.E.  
City of McCleary  
100 South Third Street  
McCleary, Washington 98557

SUBJECT: PROGRESS ESTIMATE NO. 2, WELL FIELD IMPROVEMENTS  
PROJECT  
CITY OF MCCLEARY, GRAYS HARBOR COUNTY, WASHINGTON  
G&O #11551.01

Dear Mr. Bird:

We have enclosed two copies of Progress Estimate No. 2 for this project. Also enclosed is a summary of the work performed to date. The total amount now due the contractor and the amount to be deposited in the retainage account are as follows:

<u>Amount Now Due</u>	<u>Amount to be Deposited in Retainage Account</u>	<u>Total Retainage Amount</u>
\$303,871.80	\$14,693.99	\$22,298.24

Please call the undersigned if you have any questions or concerns regarding this matter.

Very truly yours,

GRAY & OSBORNE, INC.

  
Joseph Plahuta

JP/sp  
Encl.

cc: Mr. Todd Vasey, Award Construction, Inc.

**PROGRESS ESTIMATE NO. 2**  
**NOVEMBER 1, 2012**

CITY OF MCCLEARY  
 GRAYS HARBOR COUNTY  
 WASHINGTON

PROGRESS ESTIMATE PERIOD  
 SEPTMEBER 29, 2012 TO OCTOBER 31, 2012

PROJECT:  
 CITY OF MCCLEARY  
 WELLFIELD IMPROVEMENTS  
 G&O JOB NUMBER #11551.01

CONTRACTOR:  
 AWARD CONSTRUCTION, INC.  
 980 WILLEYS LAKE ROAD  
 FERNDALE, WA 98248

BID ITEMS				QUANTITIES		PROJECT COSTS		PERCENT OF CONTRACT QUANTITY
NO.	DESCRIPTION	QUANTITY UNIT	UNIT PRICE	TOTAL TO DATE	TOTAL THIS PERIOD	AMOUNT TO DATE	AMOUNT THIS PERIOD	
1	Mobilization, Cleanup and Demobilization	1 LS	\$60,000.00	50.00%	0.00%	\$30,000.00	\$0.00	50%
2	Minor Changes	1 CALC	\$5,000.00	0.00%	0.00%	\$0.00	\$0.00	0%
3	Demolition	1 LS	\$13,500.00	80.00%	0.00%	\$10,800.00	\$0.00	80%
4	Locate Existing Utilities	8 EA	\$300.00	9	0	\$2,700.00	\$0.00	113%
5	Trench Excavation Safety System	1 LS	\$80.00	100.00%	0.00%	\$80.00	\$0.00	100%
6	Excavation, Backfill, Compaction and Grading	1 LS	\$11,600.00	90.00%	20.00%	\$10,440.00	\$2,320.00	90%
7	Special Excavation of Unsuitable Material	25 CY	\$65.00	0	0	\$0.00	\$0.00	0%
8	Erosion Control	1 LS	\$15,000.00	90.00%	0.00%	\$13,500.00	\$0.00	90%
9	Railroad Borings	1 LS	\$20,000.00	80.00%	0.00%	\$16,000.00	\$0.00	80%
10	Foundation Gravel	75 CY	\$60.00	35	19	\$2,100.00	\$1,140.00	47%
11	Gravel Borrow	225 TN*	\$22.50	158	158	\$3,555.00	\$3,555.00	70%
12	Crushed Surfacing Top Course	250 TN	\$34.00	0	0	\$0.00	\$0.00	0%
13	Quarry Spalls	5 CY	\$120.00	1	1	\$120.00	\$120.00	20%
14	Commercial HMA	25 TN	\$135.00	25	0	\$3,375.00	\$0.00	100%
15	Topsoil	150 CY	\$38.00	45	45	\$1,710.00	\$1,710.00	30%
16	Hydroseeding	800 SY	\$1.10	667	667	\$733.70	\$733.70	83%
17	Operations Building	1 LS	\$180,000.00	18.00%	18.00%	\$32,400.00	\$32,400.00	18%
18	Existing Well No. 3 Building Modifications	1 LS	\$56,000.00	0.00%	0.00%	\$0.00	\$0.00	0%
19	Replace Well No. 2 Pump	1 LS	\$70,000.00	0.00%	0.00%	\$0.00	\$0.00	0%
20	Replace Well No. 3 Pump	1 LS	\$66,000.00	0.00%	0.00%	\$0.00	\$0.00	0%
21	Pyrolusite Treatment System	1 LS	\$110,000.00	64.00%	64.00%	\$70,400.00	\$70,400.00	64%
22	Sodium Hypochlorite Feed System	1 LS	\$31,000.00	62.30%	62.30%	\$19,313.00	\$19,313.00	62%
23	Potassium Permanganate Feed	1 LS	\$20,000.00	64.40%	64.40%	\$12,880.00	\$12,880.00	64%
24	Piping, Valves and Appurtenances	1 LS	\$211,000.00	70.00%	45.00%	\$147,700.00	\$94,950.00	70%
25	Electrical, Telemetry and Instrumentation	1 LS	\$276,000.00	20.00%	15.00%	\$55,200.00	\$41,400.00	20%
*Per Change Order No. 1, the contract quantity of gravel borrow has changed from 450 tons to 225 tons.								
<b>CHANGE ORDERS:</b>								
CO1	Install Additional Pipe	1 LS	\$4,413.42	100.00%	100.00%	\$4,413.42	\$4,413.42	100%
	Materials Testing and Segregation	1 LS	\$1,821.70	100.00%	100.00%	\$1,821.70	\$1,821.70	100%
	Generator Conduits	1 LS	\$2,328.29	100.00%	100.00%	\$2,328.29	\$2,328.29	100%
	Relocate Discharge Line	1 LS	(\$706.38)	100.00%	100.00%	(\$706.38)	(\$706.38)	100%
	Well No. 2 Rehabilitation							
	Change Well Casing Extension from 12" to 20"	1 LS	\$1,210.00	100.00%	100.00%	\$1,210.00	\$1,210.00	100%
	Sonar Jetting the Well Screen	1 LS	\$3,891.15	100.00%	100.00%	\$3,891.15	\$3,891.15	100%
	Well Cleanup	16 HR	\$302.50	0	0	\$0.00	\$0.00	0%
CO2						\$0.00	\$0.00	
CO3						\$0.00	\$0.00	
CO4						\$0.00	\$0.00	

**PROGRESS ESTIMATE NO. 2**  
**NOVEMBER 1, 2012**

CITY OF MCCLEARY  
 GRAYS HARBOR COUNTY  
 WASHINGTON

PROGRESS ESTIMATE PERIOD  
 SEPTMEBER 29, 2012 TO OCTOBER 31, 2012

PROJECT:  
 CITY OF MCCLEARY  
 WELLFIELD IMPROVEMENTS  
 G&O JOB NUMBER #11551.01

CONTRACTOR:  
 AWARD CONSTRUCTION, INC.  
 980 WILLEYS LAKE ROAD  
 FERNDALE, WA 98248

	PROJECT COSTS	
	AMOUNT TO DATE	AMOUNT THIS PERIOD
<b>TOTAL EARNED TO DATE</b>		
SALES TAX	8.40%	
MATERIALS ON HAND (INCLUDING SALES TAX)		
<b>TOTAL WITH SALES TAX (Incl. Materials on Hand)</b>		
LESS 5% RETAINED (BEFORE TAX)		
<b>TOTAL EARNED TO DATE LESS RETAINAGE</b>		
<b>ORIGINAL CONTRACT AMOUNT</b>	\$1,182,885.00	
<b>CONTRACT AMOUNT WITH CHANGE ORDERS</b>	\$1,195,620.68	
<b>CONTRACT PERCENTAGE TO DATE</b>	37%	
PROGRESS ESTIMATE NO. 1		\$157,255.89

**TOTAL PAYMENT NOW DUE: \$303,871.80      \$303,871.80**

I HEREBY CERTIFY THE ABOVE ESTIMATE IS  
 A TRUE AND CORRECT STATEMENT OF THE  
 WORK PERFORMED UNDER THIS CONTRACT.

I HEREBY CERTIFY THAT THE  
 PREVAILING WAGES HAVE BEEN PAID IN  
 ACCORDANCE WITH RCW 39.12.

GRAY & OSBORNE, INC.

AWARD CONSTRUCTION, INC.

  
 MICHAEL B. JOHNSON, P.E.

\_\_\_\_\_  
 CONTRACTOR'S REPRESENTATIVE

**SUMMARY AND DISTRIBUTION OF PAYMENTS**

PAY EST NO.	PROGRESS ESTIMATE PERIOD DATES	TOTAL EARNED PER PERIOD	SALES TAX RATE	SALES TAX AMOUNT	MATERIALS ON HAND	RETAINAGE (5%)	TOTAL PAYMENT
1.	SEPTEMBER 4, 2012 TO SEPTEMBER 28, 2012	\$152,085.00	8.40%	\$12,775.14	\$0.00	\$7,604.25	\$157,255.89
2.	SEPTEMBER 29, 2012 TO OCTOBER 31, 2012	\$293,879.88	8.40%	\$24,685.91	\$0.00	\$14,693.99	\$303,871.80
<b>TOTAL:</b>		\$445,964.88		\$37,461.05	\$0.00	\$22,298.24	\$461,127.69

## Summary of Work Performed

### *Progress Estimate No. 1 (September 4, 2012 through September 28, 2012):*

- The settling basin was excavated. Both the bottom of the settling basin and the access ramp were paved.
- The pump station manhole was installed and both drain lines running from the settling basin to the manhole were installed.
- Two 18-foot sections of drain line extending up from the pump station manhole (to the floor drains and catch basins at the operations building) were installed.
- The 2-inch force main extending from the pump station manhole to the existing sanitary sewer manhole on Summit Road was installed.
- The existing Well No. 2 building and slab were demolished.
- The existing well pump and motor were removed from Well No. 2 and the well casing was inspected by video camera.
- The 8-inch and 16-inch bore casings were installed under the railroad.
- The 8-inch raw water line was installed from the operations building to the Well No. 3 building (no tie in has been made).
- 2-inch electrical conduit was installed from the 16-inch railroad bore to the Well No. 3 building (including the portion through the bore casing).
- The bypass piping was installed and bedded to a point such that a tie-in to the existing system could be made at either end.

### *Progress Estimate No. 2 (September 29, 2012 through October 31, 2012)*

- The tie in of the bypass piping to the City's distribution system has been completed.
- The catch basins located adjacent to the operations building have been installed.
- The drain line extending from the catch basins adjacent to the operations building to the pump station manhole was finished.
- All pipeline trenches have been backfilled.
- Fittings (to allow sand to be blown in) were welded onto the ends of the bore casings and sand was blown into each of the bore casings.
- The 2-inch electrical conduit was extended from the 16-inch bore casing to the operations building.
- The raw water line was disinfected and pressure tested.
- The under slab drain lines were pressure tested.
- The City installed the transformer vault.
- The space between the 16-inch bore casing and the surrounding earth has been grouted and the bore pit excavations completely backfilled.
- The footing and stem wall have been poured.
- Foundation gravel has been placed for the slab subgrade and building apron subgrades.
- The area around the operations building has been graded out with gravel borrow.
- All floor drain piping has been installed and the floor drains have been set.

- All under-slab chemical, water, and vent piping has been installed.
- All conduits have been stubbed up to the MCC/control panel.
- The ground ring has been installed around the operations building foundation.
- The ATEC filter unit has been delivered.
- The chemical metering pumps and chemical tanks have been delivered.
- The well has been cleaned by sonic jetting.

*Notes*

- The ATEC filter resubmittal is still outstanding.

## STAFF REPORT

To: Mayor Dent  
From: Nick Bird, P.E., Director of Public Works  
Date: November 9, 2012  
Re: Surplus Transformers

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Every few years we need to dispose of our used transformers. The last time the City disposed of surplus transformers was in 2008. As you can imagine, not many people in the country want used transformers. It just so happened that the company that usually takes our surplus transformers (out of South Dakota) was in the area a few weeks back. We intended to have the surplus resolution presented at the last meeting, but we were handcuffed by the public hearing requirements as we had not provided adequate notice for a public hearing.

With that being said, we have met the notification requirements and intend to conduct a public hearing to surplus the transformers shown on Attachment No. 1 following this report. It is our intention to surplus all transformers on the list. The transformers with black text will be recycled and the transformers shown in red text will be disposed of due to PCB contamination.

Typically we receive a small amount of money for the surplus transformers, similar to recycling, but we envision this year that the amount received will be used to balance the amount necessary to pay for disposal of the PCB contaminated transformers.

### **Action Requested:**

Please consider adoption of the resolution presented regarding surplus transformers.

Attachment No. 1  
2012 Surplus Transformers

<b>Padmount</b>									
<u>Inv Num</u>	<u>KVA</u>	<u>Manufacturer</u>	<u>Ser Number</u>	<u>Voltage (primary)</u>	<u>Voltage</u>	<u>Lab</u>	<u>PCB</u>	<u>Date</u>	<u>NUMBER</u>
241	50	Line Material	HV12002	4160GRDY/2400	240/120	JACO	ND	Oct-98	OE8100482
351	50	RTE	801025550	4160GRDY/2400X12470GRDY/7200	240/120	JACO	ND	Oct-98	OE8100351
357	25	RTE	801009722	4160GRDY/2400X12470GRDY/7200	240/120	JACO	ND	Oct-98	OE8100356
<b>Polemount</b>									
<u>Inv Num</u>	<u>KVA</u>	<u>Manufacturer</u>	<u>Ser Number</u>	<u>Voltage (primary)</u>	<u>Voltage</u>	<u>Lab</u>	<u>PCB</u>	<u>Date</u>	<u>NUMBER</u>
50	25	Line Material	1561067	2400/4160GRDY	120/240	JACO	ND	Oct-98	OE8100420
99	25	Line Material	1494718	2400/4160GRDY	120/240	T&R	<2PPM	May-90	1046B
103	25	Wagner	5J37091	2400/4160GRDY	120/240	T SER	3PPM	?	G-0102
110	37.5	Allis Chalmers	3266359	4160/7200	120/240	BENLAB	<2PPM	Sep-86	110
127	25	GE	8245218	2400/4160GRDY	120/240	JACO	97	Oct-98	OE8100413
160	37.5	Line Material	1692153	2400/4160GRDY	120/240	T&R	<2PPM	Jan-92	8092ST
161	15	Hiper Core	1199000	2400/4160GRDY	120/240	T&R	<2PPM	Apr-92	4478NP
183	25	GE	9895719	2400/4160GRDY	120/240	JACO	ND	Oct-98	OE8100403
190	25	Line Material	GB370342	2400/4160GRDY	120/240	T&R	<2PPM	Sep-95	8274ER
197	10	GE	9164042	2400/4160GRDY	120/240	JACO	93	Oct-98	OE8100487
227	25	Gardner	91624	2400/4160GRDY	120/240	T&R	54	Oct-12	M234BX
249	15	Allis Chalmers	3653282	2400/4160GRDY	120/240	JACO	18	Oct-98	OE8100448
250	15	Hiper Core	1293409	2400/4160GRDY	120/240	JACO	17	Oct-98	OE8100447
251	15	Westing House	3714898	2400/4160GRDY	120/240	JACO	ND	Oct-98	OE8100449
273	25	Westing House	6161419	2400/4160GRDY	120/240	T&R	<2PPM	Oct-12	M233BX
280	15	Kuhlman	3-22278	2400/4160GRDY	120/240	T&R	<1PPM	Dec-84	153E
281	15	Kuhlman	3-16409	2400/4160GRDY	120/240	T&R	<1PPM	Dec-84	163E
282	15	Kuhlman	1-49873	2400/4160GRDY	120/240	T&R	<1PPM	Dec-84	154E
285	15	GE	9246125	2400/4160GRDY	120/240	JACO	148	Oct-98	OE8100462
292	25	Line Material	1658303	2400/4160GRDY	120/240	T&R	<2PPM	Mar-91	8495B
325	10	T&R Howard Ind.	14918-2372	2400X7200	120/240	JACO	67	Oct-98	OE8100345
342	15	RTE	801014994	2400/4160GRDYX7200/12470GRDY	120/240	T&R	<2PPM	Jun-93	8195ER
348	15	RTE	801014979	2400/4160GRDYX7200/12470GRDY	120/240	JACO	ND	Oct-98	OE8100394
349	15	RTE	801014970	2400/4160GRDYX7200/12470GRDY	120/240	JACO	ND	Oct-98	OE8100395



Attachment No. 1  
2012 Surplus Transformers

364	15	RTE	801014981	2400/4160GRDYX7200/12470GRDY	120/240	NCL	ND	Aug-87	59073
375	15	RTE	801014982	2400/4160GRDYX7200/12470GRDY	120/240	JACO	ND	Oct-98	OE8100363
376	25	T&R	161134	7200X2400	120/240	JACO	ND	Oct-98	OE8100364
377	15	RTE	801014986	2400/4160GRDX7200/12470GRDY	120/240	JACO	ND	Oct-98	OE8100365
391	75	T&R	50399	7200/12470GRDY	277/480	T&R	<1PPM	Dec-85	5902I
392	75	T&R	50690	7200/12470GRDY	277/480	T&R	<1PPM	Dec-85	5901I
393	75	T&R	50398	7200/12470GRDY	277/480	T&R	3	Dec-85	5903I
397	15	RTE	801014966	2400/4160GRDX7200/12470GRDY	120/240	NCL	ND	Nov-89	OE91123ZZ
422	25	Line Material	7035279	2400/4160GRDY	120/240	T&R	<2PPM	May-92	8247ER
455	25	Westing House	65AM4368	2400/4160GRDY	120/240	TSI	18	Sep-88	58-2722
498	25	Kuhlman	1-435124	2400/4160GRDY	120/240	T&R	<2PPM	Feb-93	3193SS
499	25	Kuhlman	1-441604	2400/4160GRDY	120/240	T&R	<2PPM	Feb-93	3157SS
502	25	GE	G22590665Y	2400/4160GRDY	120/240	T&R	<2PPM	Feb-93	7496DF

## RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION DECLARING MATERIALS TO BE  
SURPLUS AND PROVIDING FOR THE NEGOTIATED  
DISPOSITION THEREOF.****R E C I T A L S:**

1. A number of transformers utilized by the City's Light and Power utility, more fully detailed upon Exhibit #1, which have been utilized in the operation of the City's electrical utility, are no longer appropriate for utilization within the City's system. As a result, the Director of Public Works has recommended they be found to be surplus and disposed of in such a manner as to achieve the most beneficial fiscal result while assuring the City has no legal exposure as the result of such disposal. As has been true in the past, it is likely that there is little possibility of achieving a significant fiscal recovery through normal disposition procedures.

2. The Director of Public Works has carried forth a review of possible dispositions which meet the necessary governmental requirements. That included a review of the methodology and results of the disposal of similar transformers some years ago.

3. It is the desire and the intent of the Council to declare these items surplus and to provide for the disposition thereof.

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

SECTION I: Those certain transformers more fully described in Attachment Number 1, said Attachment being attached hereto and incorporated by this reference, are hereby declared surplus to the present and future needs of the City.

SECTION II: In recognition of the nature and difficulties surrounding the disposal of the property so declared surplus, they shall be disposed of as follows:

They may be disposed of by negotiated disposition; said negotiations to be carried forth by the Director of Public Works and subject to the Council's approval prior to any agreement to sell being final.

PASSED THIS \_\_\_\_\_ DAY OF NOVEMBER, 2012, by the City Council of the City of McCleary, and signed in authentication thereof this \_\_\_\_\_ day of November, 2012.

CITY OF McCLEARY:

\_\_\_\_\_  
D. GARY DENT, Mayor

ATTEST:

\_\_\_\_\_  
WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

\_\_\_\_\_  
DANIEL O. GLENN, City Attorney

RESOLUTION -A- 2  
11/08/2012  
DG/le

CITY OF McCLEARY  
100 SOUTH 3RD STREET  
McCLEARY, WASHINGTON 98657

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION RELATING TO PUBLIC SERVICES;  
ESTABLISHING AND CONFIRMING FEES; REPEALING  
RESOLUTION 635, AND PROVIDING FOR EFFECTIVE  
DATES.**

**R E C I T A L S:**

1. Pursuant to Resolution 635, the Council and Mayor have previously set forth fees to be charged for solid waste collection and disposal services. The fees were set by the Mayor and Council, after receiving the information from LeMay, Inc., as to the minimum levels necessary to adequately maintain and provide funding for the various services involved.

2. The necessity of the continued collection of the authorized levels of fees and the mechanisms for their adjustment has been confirmed by the Mayor and Council.

3. It is the intention of the Mayor and Council, in the adoption of this resolution, to achieve the continuing goal of providing the citizens adequate service and protecting the health and safety of the Citizens through continuation of a program of mandatory solid waste disposal.

4. While only certain areas are changed, it is found be in the interest of operational efficiency and ease of reference to adopt the entirety of the schedule and repeal the existing resolution.

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

SECTION I: Commencing upon the dates set forth in Section II and continuing thereafter until changed as provided therein, the provision of solid waste service within the corporate limits shall be carried out pursuant to the terms, conditions, and rates set forth as follows:

Effective Date		1/1/2013	1/1/2014	1/1/2015
<b>A. RESIDENTIAL</b>				
Any extra container (30 gal)	\$ 4.14	\$	\$	\$
<b>1. Cart Rates</b>				
65gallon / 30 gallon insert once per month	\$10.23	\$	\$	\$
65 gallon once per month	\$14.01	\$	\$	\$
65 gallon every other week	\$19.37	\$	\$	\$
65 gallon weekly	\$29.81	\$	\$	\$
Special call - each	\$ 8.95	\$	\$	\$
90 gallon once per month	\$15.82	\$	\$	\$
90 gallon every other week	\$26.52	\$	\$	\$
90 gallon weekly	\$38.21	\$	\$	\$
Special call - each	\$12.74	\$	\$	\$
<b>Return Trips, 60 or 90 gallons</b>	\$12.98	\$	\$	\$

**B. COMMERCIAL**

**1. Cart Rates**

65 gallon every other week	\$19.37	\$	\$
65 gallon weekly	\$29.81	\$	\$
90 gallon every other week	\$26.52	\$	\$
90 gallon weekly	\$38.21	\$	\$
Return Trips, 60 or 90 gallons	\$12.98	\$	\$

**C. CONTAINER RATES -  
Regular Service**

Effective Date	1/1/2013	1/1/2014	1/1/2015
1cu. Yard	\$ 86.17	\$	\$
Each additional dump per week	\$ 73.40	\$	\$
Special Dump	\$ 27.73	\$	\$
1.5 cu. Yard	\$132.90	\$	\$
Each additional dump per week	\$116.74	\$	\$
Special Dump	\$ 39.37	\$	\$
2 cu. Yard	\$170.29	\$	\$
Each additional dump per week	\$143.80	\$	\$
Special Dump	\$ 50.70	\$	\$
3 cu. Yard	\$224.03	\$	\$
Each additional dump per week	\$195.80	\$	\$
Special Dump	\$ 68.20	\$	\$
4 cu. Yard	\$299.99	\$	\$
Each additional dump per week	\$269.26	\$	\$
Special Dump	\$ 89.92	\$	\$
5 cu. Yard	\$370.84	\$	\$
Each additional dump per week	\$324.43	\$	\$
Special Dump	\$103.67	\$	\$
6 cu. Yard	\$440.41	\$	\$
Each additional dump per week	\$398.54	\$	\$
Special Dump	\$117.41	\$	\$
Return Trips, Containers	\$ 25.97	\$	\$

**D. Temporary Container Service**

Effective Date		1/1/2013		1/1/2014		1/1/2015
Delivery charge	\$18.75		\$		\$	
Rental (per day)	\$ 0.54		\$		\$	
1 yard each dump	\$22.11		\$		\$	
1.5 Yard each dump	\$28.97		\$		\$	
2 Yard each dump	\$36.46		\$		\$	

**E. Hourly Rate:**

Effective Date		1/1/2013		1/1/2014		1/1/2015
Rate (per hour)	\$49.97		\$		\$	

**F. Loose Material:**

Effective Date		1/1/2013		1/1/2014	
1 to 4 cubic yards		\$	22.01	\$	
Additional cu yards		\$	15.78	\$	

**G. Charge for carry or roll out:**

Effective Date		1/1/2013		1/1/2014	
Resident; monthly 5 to 25 ft		\$	2.39	\$	
For each added 25 ft		\$	1.51	\$	
Commercial; per pick up each 25 ft		\$	0.36	\$	

**H. Drive-in Charges:**

Effective Date		1/1/2013		1/1/2014	
Drive-ins on driveways over 125 feet					
Residential per month		\$	7.69	\$	
Commercial per pick up		\$	1.77	\$	

**I. Drop Box Service:**

Effective Date		1/1/2013		1/1/2014	
10/20 yard first pick up per month		\$	214.19	\$	
10/20 yard each additional pick up		\$	136.29	\$	
25 yard first pick up per month		\$	224.58	\$	
25 yard each additional pick up		\$	141.48	\$	
30 yard first pick up per month		\$	245.35	\$	
30 yard each additional pick up		\$	151.87	\$	

**RESOLUTION -A- 4**  
**11/08/2012**  
 DG/le

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

40 yard first pick up per month	\$ 266.13	\$
40 yard each additional pick up	\$ 173.68	\$

**J. Temporary Drop Box Service:**

10/20 yard initial delivery	\$ 135.25	\$
10/20 yard per pick up	\$ 139.40	\$
10/20 yard rent per calendar day	\$ 4.93	\$
25 yard initial delivery	\$ 135.25	\$
25 yard per pick up	\$ 147.71	\$
25 yard rent per calendar day	\$ 5.45	\$
30 yard initial delivery	\$ 135.25	\$
30 yard per pick up	\$ 161.22	\$
30 yard rent per calendar day	\$ 5.97	\$
40 yard initial delivery	\$ 135.25	\$
40 yard per pick up	\$ 191.34	\$
40 yard rent per calendar day	\$ 6.75	\$

**K. Customer Owned Compactor Drop Box**

Effective date	1/1/2013	1/1/2014
15 Yard each scheduled pick up	\$ 193.42	\$
20 Yard each scheduled pick up	\$ 198.61	\$
24 Yard each scheduled pick up	\$ 203.80	\$
30 Yard each scheduled pick up	\$ 209.00	\$
40 yard each scheduled pick up	\$ 234.97	\$

**L. Additional charges**

Add disposal to haul charges		
Drop Box Lids: per month	\$ 12.47	\$

M. In addition to the sums stated by the prior paragraphs, there shall be an additional \$1.75 per customer per month added to the basic collection charge by and as costs of the City's billing and collection, including enforcement actions, to the extent and in the manner allowed by law, undertaken by the City to assure compliance with the mandatory solid waste disposal provisions of the City code.

This charge shall be assessed as against each bill for service rendered. Additionally, state-imposed or city-imposed



excise tax shall be added to the extent and in the manner provided by law.

SECTION II: INTERPRETATION

A. The rates established by Section I shall be effective as of the 1st day of January, 2013, or as soon thereafter as they may be lawfully applied.

B. The annual adjustments provided for herein are implemented pursuant to provisions of the City of McCleary/Harold Lemay Enterprises, Inc., Contract for Garbage, Recyclables and Yard Waste Collection; Section 32, Rates and Rate Adjustments Items A. and B.

C. As of the date of the implementation of the rates set forth in Section I, Resolution 635 shall be deemed repealed, superseded and of no further effect, but such repeal and supersession shall not effect any obligation of a customer arising from services delivered under the provision of any prior resolution or enactment, including Resolution 635.

PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012, by the City Council of the City of McCleary, and signed in authentication thereof this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

CITY OF McCLEARY:

\_\_\_\_\_  
D. GARY DENT, Mayor

ATTEST:

WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL O. GLENN, City Attorney

## ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE RELATING TO THE ESTABLISHMENT OF THE REGULAR TAX LEVY FOR THE YEAR 2012 FOR COLLECTION IN THE YEAR 2013; MAKING FINDINGS; AND RESERVING RIGHTS.

## R E C I T A L S:

1. The City Council of the City of McCleary has met and is considering its budget for the calendar year 2013.

2. At a public hearing on Wednesday, October 24, 2012, the Mayor and the City Council provided the opportunity for the Citizens of the City to provide comment and ask questions on the elements of revenue projections and the ad valorem tax levy. Following that hearing, the Mayor and Council are going forward with the consideration of the City's budget for the 2013 calendar year

3. Based upon the information provided by the Office of the County Assessor, the City's actual annual ad valorem levy amount from the previous year was \$240,840.00. Further, that a 1% increase would equal \$2,408.00.

4. As to new construction valuation, the information from the Office of the County Assessor indicates that new construction having a value of \$697,610.00 went upon the tax

rolls within the applicable period. No property was shown as annexed during the period.

5. The City has a population of less than 10,000 citizens.

6. The City Council of the City of McCleary, following the required public hearing and after duly considering all relevant evidence and testimony presented, has determined the City of McCleary will exercise its authority to increase the regular tax levy by the authorized one percent.

7. The action carried forth by the Ordinance is based upon a Council finding there is a significant necessity for the property tax revenue to be increased in the next calendar year in order to meet the expenses and obligations of the City.

8. In adopting this ordinance, the City is relying upon the accuracy and completeness of the information provided to it by the Office of the County Assessor.

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

SECTION I: The Council, as the governing body of the City of McCleary, does hereby authorize and direct an increase of one percent (1%) in the regular property tax levy for the levy to be collected in the year 2013. The dollar amount of the increase directed by this section over the actual levy amount from the previous year is estimated to be \$2,408.00, for an estimated levy in the amount of \$243,248.00, representing the percentage

increase of one percent (1%) from the previous year. This increase is exclusive of additional revenue resulting from new construction, improvements to property, any increase in the value of state assessed property, any annexations which have occurred, or any refunds made.

SECTION II: This ordinance is based upon the information from the appropriate County officials as to amounts and calculations, as well as advice from County officials that this ordinance can be amended to modify the tax rate established herein by adoption of an appropriate amendatory ordinance. The City specifically reserves the right to take such amendatory action up to and including the last day allowed.

SECTION III: Upon execution by the Mayor, a certified copy of this Ordinance shall be provided to the appropriate officials of the County so as to provide for appropriate assessment.

SECTION IV: 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



SIGNED AND SWORN to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by WENDY COLLINS.

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