



McCleary City Council

PROPOSED AGENDA

July 25, 2012

7:00 Council Meeting

Flag Salute

Roll Call

Public Comment:

Minutes (Tab A)

Mayor's Report/Comments: 1) FD #13; 2) Status of Contracts; 3) Mr. Blankenship; 4) Jail Information (behind agenda)

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

Old Business:

New Business: Water Right Transfer (Tab E)
 Vendors and Entertainment; Bear Festival (Tab F)
 IBEW Contract (Tab G)
 F.O.P. Contract (Tab H)

Ordinances:

Resolutions:

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

The City of McCleary is an equal opportunity provider and employer.
La ciudad de McCleary es un proveedor de igualdad de oportunidades y el empleador.

Gary Dent

From: Jack Durney [jack@durney.com]
nt: Friday, July 20, 2012 12:22 PM
To: Jack Durney; Vickie Raines
Cc: Bill Simpson; Monte Mayor; Michael Bruce; Charles Norskog; Gary Dent; Crystal Dinger;
Dave Osgood; Jeff Myers; Brian Shay
Subject: RE: GHC - New jail agreement

A lot has been going on about this topic lately. A letter is being prepared from me to the county commissioners contradicting Mike Wilson's claim that we pay little or no money for county services. Below is what we pay for property taxes in each city:

Aberdeen	\$1,549,521
Hoquiam	\$755,205
Montesano	\$522,041
Elma	\$363,983
McCleary	\$185,343
Oakville	\$67,775
Cosmopolis	\$192,056
Ocean Shores	\$1,745,186
Westport	\$566,428

And here is what we have paid in addition to the county as a result of the levy shift:

Aberdeen	\$111,838
Hoquiam	\$54,508
Montesano	\$37,679
Elma	\$26,271
McCleary	\$13,377
Oakville	\$4,892
Cosmopolis	\$13,862
Ocean Shores	\$125,960
Westport	\$40,882

Chiefs Myers and Torgerson met this morning to go over the jail contract in more detail and have a lot of specific questions and will tag team that part of it.

I would urge as many of you as possible to attend and to have your chiefs and city attorneys as well. We need a united front and also we need to have united voice during "negotiations" as I would charitably call them. Also, if you know any candidates for county offices, invite them as well. With any luck they might get elected and it would be good to have them knowledgeable about the issues.

United we stand!! Monday, July 23, 1100 hours, commissioner's meeting room.

CITY OF MCCLEARY
Regular City Council Meeting
Wednesday, June 27, 2012

Work Session at 6:30 pm

6 Year STIP Hearing at 7:00. Regular City Council
meeting starting right after the hearing

FLAG SALUTE	Mayor Dent Called the Regular Meeting to order at 7:00 PM with the Flag Salute.
ROLL CALL	Council members Catterlin, Schiller, Reed, Lant and Ator.
ABSENT	None.
STAFF PRESENT	Present at the meeting were Dan Glenn, Wendy Collins, Nick Bird, George Crumb, and John Graham.
WORK SESSION	The work session started at 6:35 pm to discuss the Well 2/3 improvements and funding. The work session ended at 6:56 pm.
PUBLIC HEARING	The Public Hearing started at 7:00 pm to address the 6-year STIP projects. No public comments were made. The Mayor closed the Public Hearing at 7:07 pm.
REGULAR COUNCIL MEETING	The regular City Council Meeting began at 7:08 pm.
PUBLIC COMMENT	None.
MINUTES APPROVED	It was moved by Councilman Schiller, seconded by Councilman Lant to accept the minutes from the June 13, 2012 meeting after making a correction to the Mayor's Report to state, "The City sent a letter to Fire District 13". The minutes incorrectly stated, "The City received a letter from Fire District 13". Motion Carried 5-0.
MAYOR'S REPORT	The Mayor announced he has completed the tentative union agreements.
CITY ATTORNEY REPORT	Attorney Glenn has provided a report and encourages any questions the Council may have.
DIRECTOR OF PUBLIC WORKS REPORT	Nick Bird announced a 12-hour power outage on July 20th starting at 11:00 pm.
POLICE CHIEF REPORT	Chief Crumb informed everyone the two new vehicles are in service and working out well.
WELL 2/3 IMPROVEMENT PROJECT CONTRACT AWARD	It was moved by Councilman Lant, seconded by Councilman Schiller to award the bid of Well 2/3 Improvement Project to Award Construction, Inc. of Ferndale, Washington. Motion Carried 5-0.
G & O AMENDMENT NO. 1	It was moved by Councilman Catterlin, seconded by Councilman Reed to authorize the Mayor to execute G&O Amendment No. 1. Motion Carried 5-0.
NARROW BAND RADIO'S	It was moved by Councilman Lant, seconded by Councilman Ator to authorize the purchase and installation of the last four radios to complete the narrowband requirement process. Motion Carried 5-0.
UTILITY EASEMENT	A utility pole needs to be replaced, which provides service to parcels 063002100501 and 063002100300. To avoid placing the pole in the cemetery near a grave, staff believes it is best to install it underground. In an effort to formalize this verbally approved process, staff is asking Council to authorize the execution of an Easement for Utilities document. It was moved by Councilman Lant, seconded by Councilman Catterlin to authorize the execution of the easement for utilities. Motion Carried 5-0.

- TRIP HAZARD REMOVAL There are trip hazards on the west side of Beerbower Park. New technology is available that will remove the trip hazard with horizontal diamond blades. There were a total of 28 trip hazards that were identified. Precision Concrete Cutting gave an estimate for approximately \$2,000 to complete the repairs. **It was moved by Councilman Lant, seconded by Councilman Schiller to Table the decision on the trip hazard removal topic. Motion Carried 5-0.**
- EXECUTIVE SESSION At 7:21 pm the Councilmember's, Mayor Dent, and Dan Glenn went into executive session for five minutes to discuss potential litigation.
- At 7:26 pm the executive session ended and the members returned to the scheduled Council meeting.
- RESCIND TABLED DECISION **It was moved by Councilman Lant, seconded by Councilman Reed to rescind the tabled item and to move forward on making a decision on the trip hazard removal topic. Motion Carried 5-0.**
- TRIP HAZARD REMOVAL **It was moved by Councilman Lant, seconded by Councilmen Reed and Ator to authorize the City to proceed with the proposal from Precision Concrete Cutting in the amount of \$2,060.00 plus tax. Motion Carried 5-0.**
- TEAMSTER'S CONTRACT **It was moved by Councilman Ator, seconded by Councilman Lant to approve to adopt the tentatively agreed Teamsters Union Contract. Motion Carried 5-0.**
- ORDINANCE NO. 780 JUDGE PRO TEM **It was moved by Councilman Catterlin, seconded by Councilman Schiller to move to adopt the Judge Pro Tem Ordinance No. 780. Roll call taken in the affirmative. Ordinance adopted 5-0.**
- RESOLUTION NO. 646 - 2013 STIP/SIX YEAR STREET PLAN **It was moved by Councilman Lant, seconded by Councilman Ator to move to adopt Resolution No. 646 as recommended during the Public Hearing. Resolution adopted 4-1 with Councilman Catterlin voting against.**
- APPROVAL OF VOUCHERS Vouchers/Checks approved were 34910-34912 including EFT's in the amount of \$37,684.03 and 34920-34965 including EFT's in the amount of \$93,308.61 and 34979-35029 including EFT's in the amount of \$44,044.81.
- Payroll Checks approved were 34762-34855 including EFT's in the amount of \$139,778.85.
- It was moved by Councilman Lant, seconded by Councilman Reed to approve the vouchers. Motion Carried 5-0.**
- PUBLIC COMMENT Helen Lake asked how the fraud audit is going. Mayor Dent responded by stating the 2010 financial portion is final and the fraud audit is in process and we are waiting for the Grays Harbor Prosecutor to review the final report from the State Auditor's Office when it is completed.
- Councilman Schiller stated he would like to see Precision Concrete Cutting be kept in mind for other recurring trip hazards in the coming year. He thinks the cost is resonable and we could benefit by using them.
- MEETING ADJOURNED **It was moved by Councilman Ator, seconded by Councilmen Reed to adjourn the meeting at 7:35 PM. The next meeting will be on July 25, 2012 at 7:00 PM. Motion Carried 5-0.**

Mayor Gary Dent: _____

Clerk-Treasurer Wendy Collins: _____

MEMORANDUM

TO: MAYOR AND CITY COUNCIL, City of McCleary
FROM: DANIEL O. GLENN, City Attorney
DATE: July 19, 2012
RE: LEGAL ACTIVITIES as of JULY 25, 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. **WATER RIGHTS TRANSFER:** As you are aware, the City has multiple wells to which water rights are assigned. Theoretically, each well stands on its own as to the maximum amount of acre feet, the measure by which water rights are granted, which may be withdrawn. Apparently, as part of the system improvement program, the intention is to request DOE to transfer the water rights assigned to the well which will no longer be utilized to the operational wells. (I do not know if the intention is to transfer all the rights to one well or to split them between two wells.) *Two Wells*

Based upon prior experience, a transfer request is processed far more rapidly, with much less expense, and less difficulty than the seeking of additional rights. (The rights are measured in acre feet which is an interesting measuring protocol in my mind.) The negative aspects are that it must be recognized the well from which the rights are transferred may no longer be utilized, thus the characterization of "abandon" a well. The other possible negative aspect is in relation to a program DOE was considering at one stage. That program was to require a ten percent deduction in the water rights as a condition of the transfer. Hopefully that will not be applicable.

Mr. Bird will have far more detail.

2. **JAIL CONTRACT STATUS:**

A. Contract Status: In recognition that they concurred with our position the prior notice from the Sheriff was invalid for failure to comply with the statutory mandate, the Commissioners have issued a new notice confirming their intention to terminate the existing contract. As conditions of a new contract, their positions are the same as those set out in the Sheriff's original notice. The first is a rate change to \$70.00 per day as of the end of the year. The second and potentially more troublesome is that all medical costs for any individual incarcerated as a result of an arrest of the City police officer would be the City's obligation up to the point that the individual's guilt or innocence was adjudicated.

B. Information Provided: As you will remember, the prior indication was a response to a request for some detailed fiscal information would be provided as of this time so that each city could review the impacts if this approach had been in place previously. Unfortunately, in response to a follow up inquiry when I did not receive the information, the current position of the Sheriff is his office does not have the staff time available to provide the detailed information. In response to follow up queries, the Sheriff has provided some general information as to the expenditures. The email chain providing that information is set out at the end of this report for your information.

C. Meeting: By the time of this meeting, there will have been a meeting involving the Sheriff, one or more commissioners, an undetermined number of Mayors, Montesano's clerk-controller, and myself. The original intention was to have a small work session with the Sheriff to better understand his position and factual background. For reasons, whether practical, political, or otherwise, best known to the Commissioners, the meeting went from a small work session to something far different. Hopefully, my perception that the progress which could have been made in working towards a solution may be impaired by this unilateral decision will be incorrect.

In any event, I will keep you informed.

3. IBEW CONTRACT & MOU: It is my understanding a contract will be before you this evening for final consideration. Mr. Snyder, the Mayor, and Mr. Bird have worked with Mr. Nott and others present upon behalf of the Union to come to this proposed contract. It may be discussed in an executive session, but any final decision must be made in open session.

As a side point, a MOU was worked out in relation to allowing the development of interlocal agreements in the event Mr. Mercer, as the staff member currently doing building inspections, was not currently certified to deal with a

particular area. As you will remember, the matter was raised at the last meeting about the inability to utilize City staff, including Mr. Mercer, to provide certain of the inspection services originally anticipated as part of the initial budget of the water system contract. Following the meeting, I raised to the Mayor and Mr. Bird the approach of a MOU with the Union which would allow the City to utilize Mr. Mercer's skills and training in this area while, to the extent it might be necessary, bringing in someone, if necessary, on a personal services or interlocal agreement to fill in for Mr. Mercer. If agreed to by the Union, this would be closer to the original approach put forward at the time of the original discussion of the project, not negatively effect the positions of City staff, and hopefully result in a lesser total cost to the project.

That matter of the clarification of the MOU in that respect is at some stage at this time.

As always, this is not meant to be all inclusive. If you have any questions or comments, please direct them to me.

DG/le

Dan,

1. We sometimes send new employees to Dr. Shin for pre-employment physicals. There is no contract for those services, he bills us and we pay them out of professional services, not out of the jail budget.

From: Daniel Glenn [mailto:glennsatsop@msn.com]
Sent: Tuesday, July 17, 2012 11:23 AM
To: Mike J. Whelan
Cc: Kristy Powell (City); Michael Bruce; Robert Torgerson(APD); Jeff Myers (new city)
Subject: Re: Monday's Meeting

Mike,

Does Dr. Shin also contract with the County in terms of providing medical services/examinations for County employees? If so, is that under a different contract?

Clarification on this area may clear up some possible confusion.

Dan

----- Original Message -----

From: Mike J. Whelan

To: Daniel Glenn

Sent: Tuesday, July 17, 2012 10:31 AM

Subject: RE: Monday's Meeting

To my knowledge the jail medical costs are for inmates only. Dr. Shin is on 24 hour call and is often called by jail staff at all hours to address medical issues. Also, he often comes to the jail during non-regular hours to address emergent conditions or to provide on-going medical care. Last year he requested and was given an increase in fees, from \$4,000 per month to \$5,000 per month.

From: Daniel Glenn [<mailto:glennsatsop@msn.com>]

Sent: Tuesday, July 17, 2012 10:24 AM

To: Mike J. Whelan

Cc: Michael Bruce; Kristy Powell (City); Robert Torgerson(APD); Jeff Myers (new city)

Subject: Re: Monday's Meeting

Mike,

Mike,

Thanks for the information. I am forwarding to my compatriots. I assume that it may be forwarded to the other Mayors as well.

For clarification, do these expenditures include expenditures for treatment or medical services for anyone other than inmates at the Jail? Also, as to Dr. Shin, I am a bit confused. The contract of which we have a copy would provide for \$48,000.00 annually. Has it been increased by 25% since the 2010 contract?

Dan

----- Original Message -----

From: Mike J. Whelan

To: Daniel Glenn

Cc: Terry Willis ; Rick Scott ; Dave Pimentel ; Molly Barker

Sent: Tuesday, July 17, 2012 10:15 AM

Subject: RE: Monday's Meeting

Dan,

In response to your request:

Medical costs to other providers \$ 187,658.42

Medical costs Dr. Shin \$60,000

Total medical costs paid in 2011 \$247,658.42

2011 Budget for Jail Medical \$236,000

Amount over budget (\$11,658.42)

As far as the meeting is concerned it was initially proposed to be a meeting between one commissioner, me and the mayors. If you or the mayors wish to change that I would refer you to commissioner Willis.

Mike Whelan

STAFF REPORT

To: Mayor Dent
From: Nick Bird, Director of Public Works
Date: July 18, 2012
Re: Current Non-Agenda Activity

Well 2 & 3 Project

The contracts have been transmitted to the Contractor. Gray & Osborne is still trying to ensure that the Contractor has the appropriate insurance prior to sending the Contracts over to the City for execution. We anticipate that Contracts will be provided in the next week or so. The preconstruction meeting is anticipated to be scheduled the week of July 30th. The notice to proceed will likely be issued at the preconstruction meeting.

Summer Outage

JULY 20, 2012 at 11:00 PM through JULY 21, 2012 at 11:00 AM

There are various projects being conducted by the City of McCleary, Grays Harbor PUD and Bonneville Power Administration during this scheduled outage. On the City's end, we are planning to replace the bushings and have the transmission line (high line) down Simpson Avenue energized.

Bushing Replacement

The contract is executed, insurance and bonds have been received, and the bushings are in KVA's warehouse. Everything is in order for this weekend.

Highline Project

All of the work to have energized conductor on Simpson Avenue has been completed. During the outage, the crew will de-energize the transmission line that travels "cross-country" behind the wastewater treatment plant and energize the Simpson Avenue segment. A couple poles will need to be changed out on the west end of town, but the work can be done while the conductor is energized. The de-energized segment behind the treatment plant will be removed after the outage.

Cedar Heights

No new movement to date.

Bicycle and Pedestrian Application

The program application was prepared and submitted by the dead line. The requested amount was \$2.6 million (no match required) to complete Projects 2.1 and 2.2 of

identified in the STIP (3rd Street from Oak to Mox-Chehalis Road). A total of 170 projects were submitted. The competition is fierce, as only \$10 million was allocated state wide.

Summit II

No new information regarding the Performance Bond issue has been received at this time. The one house abutting Summit Road is just about complete. As previously stated, if this issue is not resolved soon, we will need to authorize construction of a concrete driveway to avoid property impacts.

M&M Properties

No additional information has been received from the developers after the May 14 phone call.

Snow Policies

Placeholder for updates this summer.

Developer Extension

Mr. Birindelli is still attempting to pull together funding for the required improvements. Once this begins to move, we will make certain you are aware.

Bear Festival

The City looked great for the event; again, thank you to the crew members that made the City look great for this seamless event. One policy level item is included in the new business, but other than that, I have not heard of any complaints at this time. This year's highlights included 120 vehicles in the car show, 49 entrants in the "kiddy parade", and 49 entrants in the main parade. I have heard that approximately 900 plates of Bear Stew were served and approximately 500 people toured Simpson Door during the open house.

Precision Concrete Cutting

We were able to get the trip hazard repair work done prior to Bear Festival. Unfortunately not all of the repair locations met ADA standards. A representative of PCC visited today and said they would make the necessary corrections in the near future. The representative said that he would let us know when the work was scheduled likely next Monday.

2nd Street

A citizen in Cedar Heights (the subdivision on the hill as you enter town from SR 8) has submitted a written request to the Mayor to open 2nd street (the one with the ecology blocks adjacent to the do not enter signs). While we all know the intersection has sight distance concerns, as does Hemlock; the citizen has a very valid request. We have often thought that that is one of the most unattractive entrances into a City and it needs to be corrected.

At this stage we have two options; 1) hold our breath and hope we receive the Bicycle and Pedestrian Grant, or 2) address the concern via a small works package. We will be looking into this further in the near future.

Summer Schedule

One more month to go, then back to the grindstone of two meetings per month!

STAFF REPORT

To: Mayor Dent
From: Todd Baun, Public Facilities Manager
Date: July 19, 2012
Re: June Report

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

- I still have received no contact from Mr. and Mrs. Gravatt on the storm water issue affecting their property located at 311 W. Simpson Ave. We are in a holding pattern until we receive the legal documents that have been given to them by the city.
- The flower baskets are looking good. The Summer Help are doing a great job on keeping them looking good.
- The crew is still filling in many potholes throughout the City.
- The WSDOT swept all of our streets on July 6th.
- We have found another failing section of 24" concrete storm line. It is on Maple St. between 5th and 6th Streets. We will be ordering materials and fixing the problem.
- Our 2 summer help, Trevin Brown and Jenna Powers, have been doing a great job weeding flower beds, weed eating areas, and mowing. They are 2 smart and energetic young adults.
- The Bear Festival was a success on our end again this year. I received several comments on how well the facilities looked. I would like to thank the L&P crew and my crew for doing such a great job.
- Hydrant flushing was the week of July 16th. We flush to eliminate unpleasant odors and taste from our system. It also gives the crew a chance to inspect hydrants and keep up on their maintenance.
- We have been fixing several leaks in our sprinkler system in the park.
- We have been catching up on our ROW mowing. We have the North and West ends of the city completed. We will be working on the South and East ends when we have an opportunity.
- Several areas in the city have been graded with our grader. We will continue doing this as weather allows.
- And as always, we are trying to keep up on all our routine and daily maintenance of the parks, cemetery, streets, water, sewer, storm and buildings.

If you have any questions, don't be afraid to ask. If you see something that needs attention or have any ideas that you would like me to pursue, my door is always open, so please come and talk to me.

STAFF REPORT

To: Mayor Dent
From: Paul Nott, Light & Power
Date: July 16, 2012
Re: June Report



	Monthly Statistics;	YTD Totals;
New Services;	1	5
System Outages;	0	16
Pole Replacements;	1	10
Maintenance Work Orders;	3	27
Billable Work Orders;	1	6

The month of June consisted of; one new service install, one pole change out, some maintenance work and a week's worth of Bear Festival preparation.

We have completed the work that needs to be done in preparation for our scheduled outage this weekend. There will be numerous crews from different agencies performing work under this outage. I am positive that all crews will work diligently to get the power back on, on-time, if not sooner. At the present time, all the crews should be able to complete their work within the 12 hours as scheduled. It should also be noted that with all of the different projects and crews working at the same time, that also increases the chance of unexpected issues arising and possibility of delays. Everybody affected by this outage should be prepared for the possibility of a longer than scheduled outage, should one of the crews encounter an unforeseen problem.

Fortunately, we experienced no difficulties during the electrical storm over the weekend.

Once we get passed the outage this weekend we will be back out on the well project and getting back to work on the cutover, brushing and general maintenance of the system.

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

STAFF REPORT

To: Mayor Dent

From: Colin Mercer Planning Assistant / Acting Building Official 

Date: July 6, 2012

Re: June Website & Help Desk

Re-Occurring Website Activities

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

New Website Activity

Posted the Fred Keel Memorial Golf Tournament information and flyer

Posted Hydrant Flushing schedule to main page.

Changed administration staff to include Debbi Hufana and remove Danette.

Added information about power outage

Additional Tasks

Conduct daily building department activities in the absence of the Building Official.

Mail out flyer via mass mailing for the power outage, well 2&3 project update and the bear festival.

Performed 22 building inspections.

Issued 4 building permits.

Sent out 3 Garbage non-compliance letter to tenants and owners.

Sent out 8 Nuisance letters sent out regarding Municipal Code Violations.

Help Desk Activity

Month	Number of Incidents Reported	Staff Reported / Closed / Open	Citizen Reported / Closed / Open
March	9	4 / 2 / 5	5 / 5 / 9
April	14	10 / 5 / 10	4 / 3 / 10
May	11	6 / 1 / 15	5 / 3 / 12
June	14	9 / 9 / 15	5 / 3 / 14

Conservation Program

Month	Applications Received	Conservation Permits Issued	Rebates Paid This Month	Total Rebates Paid To Date
March	0	0	0	\$1670.00
April	1	0	0	\$1670.00
May	1	2	\$70.00	\$1740.00
June	0	0	0	\$1740.00

Website Comments:

First Name: sharon

Last Name: watts

Address: rockford il.

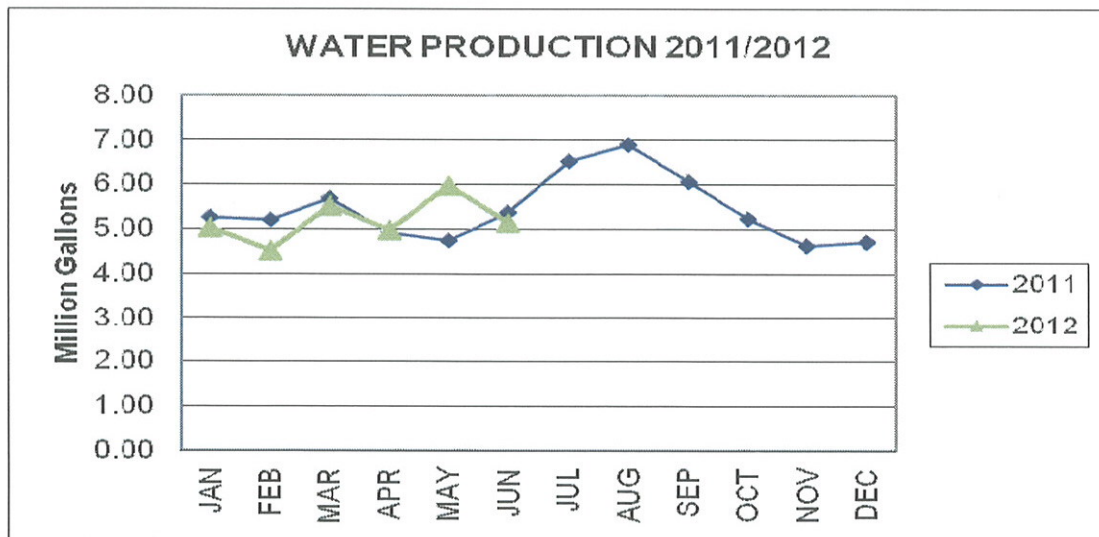
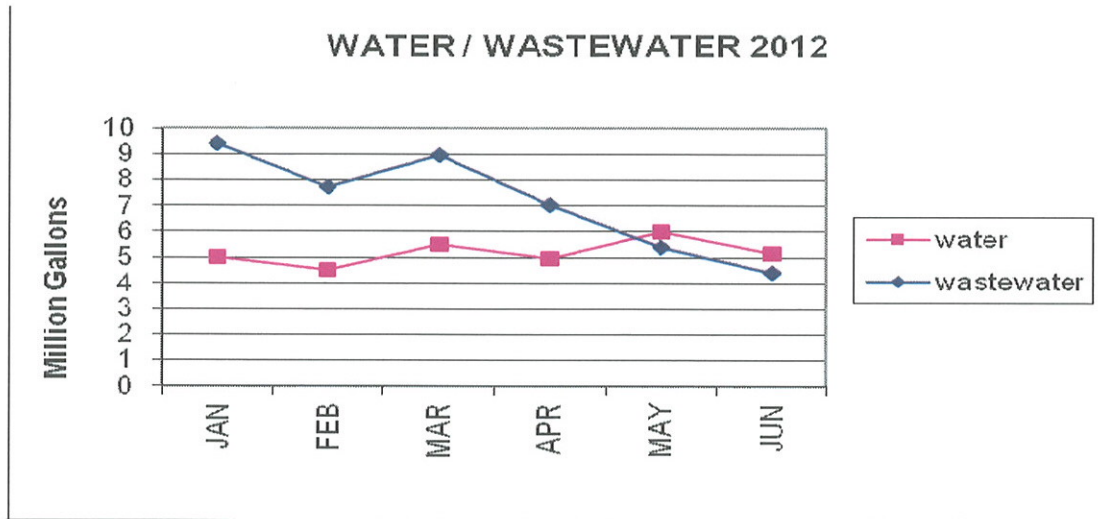
Comments: love the Bear Festival!! originally from McCleary, I come home almost every year to attend. as long as i am able i will be out there

Website Traffic **June 1, 2012 through June 30, 2012**

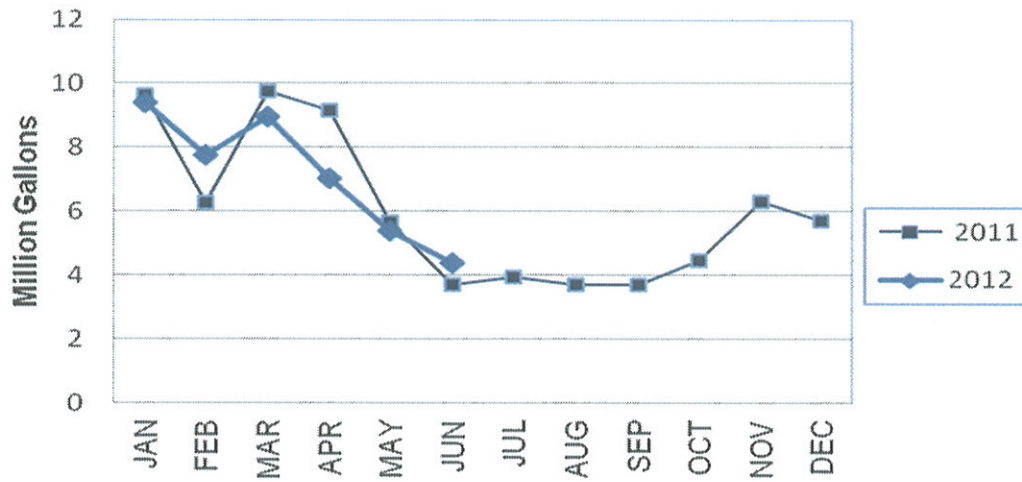
Section	Page Views	Percent of Total
Default Home Page	2094	35.79%
Agendas and Minutes	330	5.64%
City Jobs	328	5.61%
Events Calendar	284	4.85%
City Departments	268	4.58%
Conservation Program	217	3.71%
Search Results	181	3.09%
Utilities	179	3.06%
Bear Festival	145	2.48%
Police	143	2.44%
Mayor and Council	133	2.27%
Code, Ordinances & Standards	132	2.26%
Administration	130	2.22%
Municipal Court	86	1.47%
Chamber of Commerce	85	1.45%
Light & Power	82	1.4%
Home Page	81	1.38%
Planning Department	81	1.38%
City Photos	77	1.32%
FAQ's Page	75	1.28%
Public Facilities	74	1.26%
Fire	73	1.25%
Helpful Links	70	1.2%
Water / Wastewater	60	1.03%
Development Services / Building	55	0.94%
2008-12 Budget	42	0.72%
Tell Us What You Think!	39	0.67%
Interlocal Agreements	37	0.63%
City Staff	36	0.62%
65th Anniversary Photos	35	0.6%
Flood Photos 2009	35	0.6%
Bear Festival Photos	30	0.51%
Previous Years Council Agendas	27	0.46%
Christmas Photos 2007	26	0.44%
Park Project Photos	26	0.44%
Previous Years Council Minutes	22	0.38%
Community Center	13	0.22%
Conservation Data Page	11	0.19%
Surveys & Questionnaires	8	0.14%
TOTAL	5850	100%

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

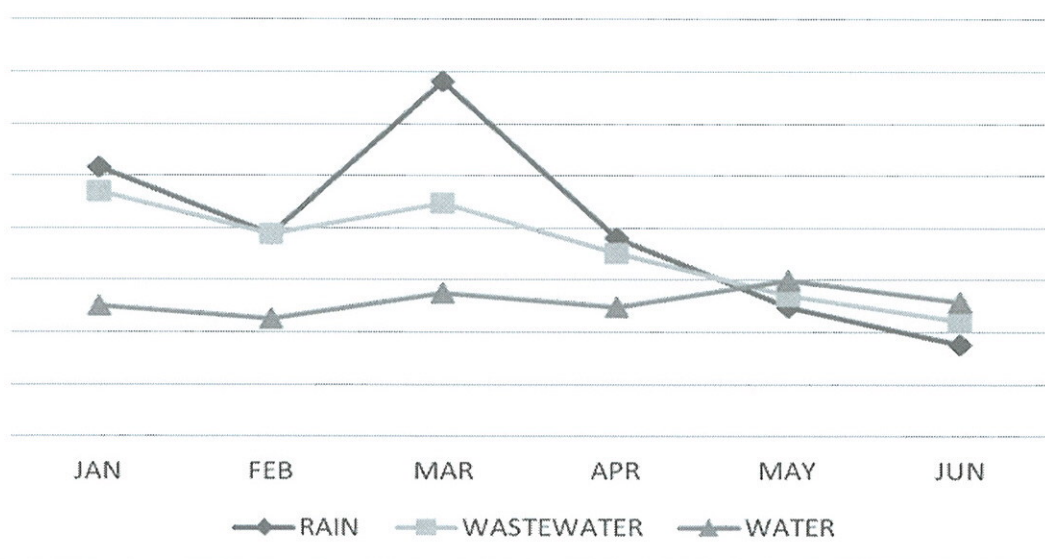
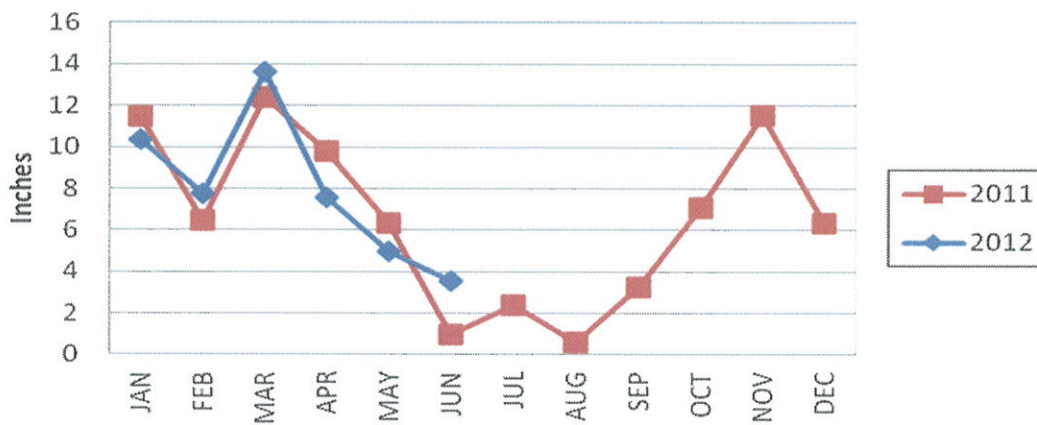
June totals: Water, 5.15 million gallons.
 Wastewater, 4.41 million gallons.
 Precipitation, 3.55 inches.
 Biosolids, 81,234 liquid gallons or 1.71 dry tons.



WASTEWATER FLOW 2011/2012



PRECIPITATION 2011/2012



STAFF REPORT

To: Mayor Dent
From: Nick Bird, P.E., Director of Public Works
Date: July 18, 2012
Re: Water Rights Transfer

With the Well Project moving, we can now focus on some of the cleanup items. We currently have water rights for all three of our wells. Having water rights on Well No. 1 does absolutely nothing for us, as the well was taken out of service many years ago. To utilize the water rights for Well No. 1, we would need to drill and equip another well, which would be a costly venture.

The recommended solution at this time is to transfer the water rights from Well No. 1, to the well field consisting of Well No. 2 and No. 3. This will not increase the allowable annual withdrawal (amount the City can produce annually), but it will increase the allowable flow rate from each well.

The cost to complete this change is \$50.

Staff Recommendation:

Transferring the water right to the well field gives us a little more flexibility on our production flow rates, which at lower pressure ranges may exceed our existing instantaneous water rights.

Action Requested:

Please consider authorizing the City to file the Water Right Transfer application to move the water rights from Well No. 1 to Well No. 2 and No. 3.

STAFF REPORT

To: Mayor Dent
From: Nick Bird, P.E., Director of Public Works
Date: July 18, 2012
Re: Vendors and Entertainment; Bear Festival

On Friday afternoon of Bear Festival weekend I was notified that a private business owner had authorized utilization of the property across the street from Beerbower Park for peddlers and entertainment activities (pony rides and a bounce house). This group was not affiliated with the Festival activities.

When approached by the Festival committee members, I was asked if there is any regulation regarding activities such as this. When I scoured the Municipal Code I was unable to locate any reference to entertainment activities, but I discovered three pages covering amusement arcades, a section identifying the license requirements for mechanical music machines, and a variety of other items in Title 5 that just seemed out of place. If you get a chance, it is an interesting read. Unfortunately I was unable to locate any regulatory requirements that could be of any assistance.

The concern is not that a business owner took the opportunity to make some money; it is that the citizens of McCleary, and visitors, could have been put at great risk in the event the entertainment activities did not have insurance. The impression being given to the Festival goers was that the area was part of the Festival.

While the current driving factor behind this incident is that it occurred during Bear Festival, what would we have done on any other weekend? It would still create the same problem and concern.

I am sure that a variety of solutions can be derived during a council discussion. While I hate to say it, it may be time to consider business licenses or some other form of regulatory approach and a complete overhaul of Title 5 of the Municipal Code.

Staff Recommendation:

Staff does not have any recommendations at this time. The intent of this topic is discussion only.

Action Requested:

Please consider discussing this topic.