

TOPPENISH CITY COUNCIL
Regular Meeting Minutes
May 9, 2016

Mayor C. Jiménez called the meeting to order at 7:00 p.m.

ROLL CALL

Present: Mayor Clara Jiménez and Councilmembers J. Eligio Jiménez, Mark Oaks, Derald Ortloff, Blaine Thorington and Angelica Walle.

Absent: Councilmember Gabriel Piñon.

Staff Present: City Manager Lance Hoyt (CM Hoyt), City Attorney Gary Cuillier (CA Cuillier), Community Development Director William Rathbone (CDD Rathbone), Deputy Finance Director/City Clerk Debbie Zabell, City Interpreter Jorge Villaseñor, MidValley Television Manager Judy Devall, and Executive Assistant/Deputy City Clerk Heidi Riojas.

PUBLIC COMMENT

Diana Sampson, 512 South Alder Street, Toppenish, reported that the Community Safety Network (CSN) conducted its Spring Clean Up and Graffiti Paint Out on April 30, 2016 that resulted in over 70 volunteers picking up garbage and painting out graffiti throughout the community during the three-hour event. Ms. Sampson stated that the Tire Amnesty resulted in the collection of 396 tires being dropped off.

Francisco Maltos, 5 North K Street, Toppenish, expressed his concerns with the impact on the land, water and air quality for the community in general regarding the proposed amendment to change the future land use map.

Patrice Kent with the Yakama Nation Office of Legal Counsel, stated that the Yakama Nation is a sovereign nation pursuant to the Treaty of 1855, asserts its rights to appropriate government consultation with respect to any official action that may affect its rights or resources. This meeting should not be considered as consultation and comments at this meeting do not waive the rights of the Yakama Nation. The Yakama Nation objects to the proposed rezoning of the properties since the matter was not tabled for 90-days to permit the Yakama Nation a consultation period as requested during the Public Hearing on April 11, 2016.

CONSENT AGENDA

Councilmember Thorington moved, seconded by Councilmember Oaks approve Consent Agenda items a through e:

- a. Approve Minutes of the April 25, 2016 Regular Council Meeting.
- b. Approve Minutes of the April 30, 2016 Planning Session.
- c. Approve Minutes of the May 2, 2016 Study Session.
- d. Approve Payroll Checks Number 33384 through 33398 and EFTPR684-690 in the total amount of \$170,810.66 dated May 3, 2016.
- e. Approve Claims Checks Number 83775 through 83866 in the total amount of \$121,411.18 dated May 9, 2016 and void Check Number 83676.

Motion carried unanimously.

OLD BUSINESS

Review and Deliberate the Updated Findings of Fact on Proposed Amendment to Future Land Use Map of the Toppenish Comprehensive Plan. Council will Vote on the Proposed Amendment. Presentation by Community Development Director William Rathbone.

CDD Rathbone reported on the updated proposed Findings of Fact that included the testimony received during the continued Public Hearing on April 25, 2016. In addition, he stated that Councilmember Walle viewed the Public Hearing section from the April 11, 2016 meeting, and Councilmembers Oaks and J. Jiménez viewed the Public Hearing section from the April 25, 2016 meeting.

Mayor C. Jiménez polled the City Council for voting on the proposed Amendment to Future Land Use Map of the Toppenish Comprehensive Plan.

Councilmembers Oaks and Thorington, and Mayor C. Jiménez voted yes. Councilmembers Ortloff, J. Jiménez and Walle voted no. The vote resulted in a tie of 3 to 3. City Attorney Cuillier updated Council that a majority of the whole Council is required for the affirmative passage of an amendment to the comprehensive plan.

NEW BUSINESS

Resolution 2016-09:

A Resolution of the City of Toppenish, Washington Setting May 23, 2016, as the Date for Public Hearing Concerning the City of Toppenish to Proposed Assumption of all Rights, Powers, Immunities, Functions and Obligations of the Toppenish Transportation Benefit District.

CM Hoyt updated Council that the proposed Resolution is to set May 23, 2016 as the date for a public hearing to receive comments concerning the proposed assumption by the City of Toppenish of all the rights, powers, immunities, functions and obligations of the Toppenish Transportation Benefit District, pursuant to Second Engrossed Substitute Senate Bill 5987, Sections 301-307 enacted by the 2015 Legislature.

Councilmember Thorington moved, seconded by Councilmember Ortloff to adopt Resolution 2016-09, a Resolution of the City of Toppenish, Washington Setting May 23, 2016, as the Date for Public Hearing Concerning the City of Toppenish to Proposed Assumption of all Rights, Powers, Immunities, Functions and Obligations of the Toppenish Transportation Benefit District. Motion carried unanimously.

Set June 13, 2016 as the Date for a Public Hearing Regarding Adopting the Six-Year Comprehensive Transportation (Streets) Improvement Program for the Years 2017 Through 2022.

Councilmember Ortloff moved, seconded by Councilmember J. Jiménez to Set June 13, 2016 as the Date for a Public Hearing Regarding Adopting the Six-Year Comprehensive Transportation (Streets) Improvement Program for the Years 2017 Through 2022. Motion carried unanimously.

Set Agenda topic for June 6, 2016 Study Session.

It was the consensus of Council to receive updates on retrocession and on the recruitments for the job openings in the Police Department as the Agenda topics for the June 6, 2016 Study Session.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

Councilmember J. Jiménez reported that he attended the Central Washington Junior Livestock Show (CWJLS).

Councilmember Oaks expressed his appreciation to the CSN volunteers for cleaning up garbage along the fence at the rodeo grounds.

Mayor C. Jiménez reported that she attended the following meetings and events: 1) Yakima County Disability Board meeting on April 28, 2016; 2) the community programs meeting on April 29, 2016; 3) the Council retreat on April 30, 2016; 4) the CWJLS on May 1, 2016; 4) and the Cinco de Mayo event from May 6, 2016 through May 8, 2016.

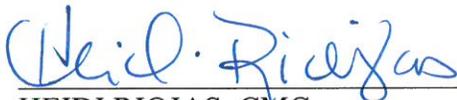
CITY MANAGER REPORTS

CM Hoyt updated Council on the following:

- Cinco de Mayo event – Staff and the coordinators will have a debriefing on the event to address the few complaints and to note where changes need to be made for next year.
- Annual Parades – Treaty Days Parade will be on June 10, 2016, and the Fourth of July Parade on July 4, 2016.
- Yakima Valley Conference Governments meeting on May 18, 2016 in Zillah. Councilmember Thorington stated that he will be attending the meeting.
- AWC Annual Conference – Mayor C. Jiménez requested to be registered for the conference scheduled June 21, 2016 through June 24, 2016 in Everett. Councilmember Walle and Councilmember Ortloff reported they will need to check their calendars before they commit to attending the conference.
- All Aboard Washington will be holding a meeting in Toppenish on May 14, 2016 at Railroad Park.
- WCIA Training canceled for May 21, 2016.
- Council Training – CM Hoyt expressed appreciation to Randy Beehler for presenting at the training on April 30, 2016.

ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 7:35 p.m.



HEIDI RIOJAS, CMC
EXECUTIVE ASSISTANT/DEPUTY CITY CLERK



CLARA R. JIMÉNEZ, MAYOR