

TOPPENISH CITY COUNCIL
Regular Meeting Minutes
October 14, 2013

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

ROLL CALL

Present: Mayor Clara Jiménez and Councilmembers Loren Belton, Zachary Dorr, Mark Oaks, Derald Ortloff, Randy Taylor, and Blaine Thorington.
Staff Present: City Manager William C. Murphy (CM Murphy), City Attorney Gary Cuillier, MidValley Television Manager Judy Devall, and Executive Assistant/Deputy City Clerk Heidi Riojas.

PUBLIC COMMENT

Adriana Perez and Alma Santiago, 604 West First Avenue, Toppenish, on behalf of the AmeriCorps program at the Yakima Valley Farm Workers Clinic, requested Council support for a Peace March on January 20, 2014 in honor of Martin Luther King, Jr. The parade route will begin at the Market Place parking lot and end at the Toppenish Middle School with a day of events provided by students and staff.

CONSENT AGENDA

Councilmember Dorr moved, seconded by Councilmember Oaks to approve Consent Agenda item a through f:

- a. Approve Minutes of the September 23, 2013 Regular Council Meeting.
- b. Approve Minutes of the October 7, 2013 Study Session.
- c. Receive August 2013 Budget Report and Update Memorandum Submitted by Finance Director/City Clerk Linda Mead.
- d. Approve Pay Estimate #1 to Rotschy, Inc. in the total amount of \$103,881.59 with retainage held in the amount of \$4,893.75 for the Well #9 Housing/Equipping Project.
- e. Approve Payroll Checks Number 32391 through 32408 and EFTPR219-225 in the total amount of \$169,617.08 dated October 3, 2013.
- f. Approve Claims Checks Number 78100 through 78219 and NR Check Number 76280 in the total amount of \$636,059.76 dated October 14, 2013 and Void Check Numbers 78045 and 78137.

Motion carried unanimously.

NEW BUSINESS

Ordinance 2013-15:

Ordinance Clarifying Process for Appealing or Requesting Reconsideration of a Decision Made by the Hearing Examiner, by Amending TMC 2.50.130 and 2.50.140.

City Manager Murphy (CM Murphy) reported that the proposed Ordinance is to revise the current Code to define who is a party of record for the purpose of requesting reconsideration of a decision made by the Hearing Examiner.

Councilmember Belton moved, seconded by Councilmember Ortloff to adopt Ordinance 2013-15, an Ordinance Clarifying Process for Appealing or Requesting Reconsideration of a Decision Made by the Hearing Examiner, by Amending TMC 2.50.130 and 2.50.140. Motion carried unanimously.

Ordinance 2013-16:

Ordinance Amending Toppenish Municipal Code Section 2.05.055 (E) to Prohibit Disruption of City Council Meeting and Provide Consequences Therefor.

CM Murphy reported that the proposed Ordinance is to revise the current Code to clarify the types of speech and behavior that could be deemed disruptive during a City Council meeting.

Councilmember Thorington moved, seconded by Councilmember Ortloff to adopt Ordinance 2013-16, an Ordinance Amending Toppenish Municipal Code Section 2.05.055 (E) to Prohibit Disruption of City Council Meeting and Provide Consequences Therefor. Motion carried unanimously.

Resolution 2013-23:

Resolution Approving Right of Way Easement for Cascade Natural Gas Corporation.

CM Murphy reported that Cascade Natural Gas Corporation has requested that the City provide a right of way easement for installing an underground natural gas pipeline to service the farming operation to the East of the cemetery. The benefit of the proposed easement will be the ability for the City to have natural gas at the cemetery if the need shall come up in the future.

Councilmember Belton moved, seconded by Councilmember Oaks to adopt Resolution 2013-23, a Resolution Approving Right of Way Easement for Cascade Natural Gas Corporation. Motion carried unanimously.

Set Agenda for the November 4, 2013 Study Session.

It was the consensus to discuss the 2014 Budget during the November 4, 2013 Study Session.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

Councilmember Dorr announced that the Fall Festival will be at Railroad Park on October 26, 2013 and the Ranch Party will be at the Toppenish Middle School on November 7, 2013.

Mayor Jiménez reported that she attended the Wapato Tamale Festival on October 12, 2013.

CITY MANAGER REPORTS

CM Murphy reported that Police Chief Diaz advised him that the Military Integrated Laser Operations (MILO) Simulator will not be ready to be set up on October 21, 2013 for the Public Safety Committee meeting. It was the consensus of Council to post-pone the Public Safety Committee meeting to December 16, 2013 to receive a demonstration of the MILO Simulator at the Police Department.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 7:16 p.m.

CLARA R. JIMÉNEZ, MAYOR

HEIDI RIOJAS, EXECUTIVE ASSISTANT/DEPUTY CITY CLERK