

**TOPPENISH CITY COUNCIL  
Regular Meeting Minutes  
June 24, 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, Randy Taylor, and Blaine Thorington.  
Absent: Councilmember Derald Ortloff.  
Staff Present: City Manager William C. Murphy (CM Murphy), City Attorney Gary Cuillier, Executive Assistant/Deputy City Clerk Heidi Riojas, and MidValley Television Manager Judy Devall.

Councilmember Taylor moved, seconded by Councilmember Oaks to excuse Councilmember Ortloff from the June 24, 2013 Regular Meeting. Motion carried unanimously.

**PUBLIC COMMENT**

None.

**CONSENT AGENDA**

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

- a. Approve Minutes of the June 10, 2013 Regular Council Meeting.
- b. Accept Minutes of the June 17, 2013 Public Safety Committee Meeting.
- c. Receive City of Toppenish 2012 Annual Report.
- d. Approve Payroll Check Numbers 32255 through 32270 and EFTPR166-173 in the total amount of \$275,664.60 dated June 19, 2013.
- e. Approve Claims Check Numbers 77493 through 77594 and EFTAP106 in the total amount of \$406,096.02 dated June 24, 2013.

Motion carried unanimously.

**NEW BUSINESS**

**Ordinance 2013-09:**

**Ordinance Amending the Criminal Code by Adding New Section 9.94.060 to the Toppenish Municipal Code, Making it a Gross Misdemeanor to Attempt to Disarm a Law Enforcement Officer.**

Councilmember Belton moved, seconded by Councilmember Taylor to adopt Ordinance 2013-09, an Ordinance Amending the Criminal Code by Adding New Section 9.94.060 to the Toppenish Municipal Code, Making it a Gross Misdemeanor to Attempt to Disarm a Law Enforcement Officer. Motion carried unanimously.

**Award Bid for the 2013 Water System Improvements Project.**

Councilmember Dorr moved, seconded by Councilmember Oaks to Award the Low Bid of \$942,627.47 to Scout Lake Construction, Inc. of Selah, Washington for the 2013 Water System Improvements Project. Motion carried unanimously.

**Set July 22, 2013 as the Date for a Public Hearing Regarding Amending the Six-Year Transportation Improvement Plan.**

Councilmember Belton moved, seconded by Councilmember Taylor to set July 22, 2013 as the date for a public hearing regarding amending the Six-Year Transportation Improvement Plan. Motion carried unanimously.

**Set Agenda for July 1, 2013 Study Session.**

Councilmember Thorington moved, seconded by Councilmember Oaks to cancel the July 1, 2013 Study Session. Motion carried unanimously.

**COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS**

Councilmember Belton reported that he attended the Executive Board Meeting for the Yakima Valley Conference of Governments and the Executive Board Meeting for the Yakima Valley Office of Emergency Management (OEM). Councilmember Belton commended the City staff that participated in the OEM table top exercise with an active shooter at a Zillah School for their leadership and professionalism during the exercise.

Councilmember Taylor reported that he, Councilmembers Oaks, and Ortloff attended the Public Safety Committee meeting and received an informative update from Police Chief Diaz, Police Sergeant Church, and Police Officers Dunsmore and Brownell. The meeting consisted of a presentation detailing the efforts of the Police Department to suppress gangs and gang related crimes in the community. Councilmembers Taylor and Oaks expressed their appreciation for the diligent efforts of the Police Department to control the major crimes in the City.

Mayor Jiménez congratulated Linda Mead for being elected to serve on the AWC Trust Employee Benefits Advisory Committee.

**CITY MANAGER REPORTS**

City Manager Murphy (CM Murphy) reported that last week Councilmember Ortloff reimbursed the City the cancellation fee imposed by AWC for cancelling his attendance at the AWC Annual Conference. This week Mayor Jiménez, Councilmember Dorr and City Manager Murphy will be attending the AWC Annual Conference at the Three Rivers Convention Center in Kennewick.

**EXECUTIVE SESSION**

Mayor Jiménez called for an executive session to be held at 7:11 p.m. The Mayor stated that the purpose of the executive session was to receive information from CM Murphy about potential litigation regarding an Outside Utility Agreement and that the executive session would convene for 30 minutes or less. Mayor Jiménez announced that it was anticipated no action would be taken when the Regular Session reconvened.

Mayor Jiménez called the regular session back to order at 7:41 p.m. (No audience was present before or after the executive session.) The Mayor stated that no action will be taken at this time as a result of the Executive Session.

**ADJOURNMENT**

There being no further business to come before the Council, the meeting was adjourned at 7:41 p.m.

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CLARA R. JIMÉNEZ, MAYOR

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HEIDI RIOJAS, EXECUTIVE ASSISTANT/DEPUTY CITY CLERK