

TOPPENISH CITY COUNCIL
Regular Meeting Minutes
May 28, 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), Public Works Director Lance Hoyt (PWD Hoyt), City Interpreter Jorge Villaseñor, MidValley Television Manager Judy Devall, and Executive Assistant/Deputy City Clerk Heidi Riojas.

PUBLIC COMMENT

None.

CONSENT AGENDA

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

- a. Approve Minutes of the May 13, 2013 Regular Council Meeting.
- b. Receive April 2013 Budget Report and Update Memorandum Submitted by Finance Director/City Clerk Linda Mead.
- c. Approve Payroll Check Numbers 32219 through 32235 and EFTPR151-158 in the total amount of \$275,214.58 dated May 20, 2013.
- d. Approve Claims Check Numbers 77351 through 77418 and EFTAP104 in the total amount of \$67,442.69 dated May 28, 2013 and void Check Number 77315.

Motion carried unanimously.

PUBLIC HEARING

**Public Hearing Regarding Community Development Block Grant Application.
Presentation by Nancy Morter, Engineer with Gray & Osborne, Inc. and Lance Hoyt,
Public Works Director.**

Mayor Jiménez opened the public hearing at 7:03 p.m.

Nancy Morter, Engineer with Gray & Osborne, Inc. reported that the public hearing process is a requirement of the Community Development Block Grant (CDBG) program to give the public an opportunity to speak for or against the proposed CDBG application. Ms. Morter stated that handouts and a summary of the Wastewater Treatment Facility Phosphorous Removal Study were available for the public and that an interpreter was present at the public hearing. The Phosphorous Removal Study is necessary for the City to determine a process for the City to comply with the phosphorous limits anticipated for the new National Pollutant Discharge Elimination System (NPDES) permit. Ms. Morter reported that the study will be used to address the months of August and September when the City has higher discharge phosphorous concentrations that are anticipated not to comply with the new NPDES permit. The estimated

cost for the study is \$24,000. Ms. Morter reported that the City will apply for funding from the CDBG program to pay the cost of the Wastewater Treatment Facility Phosphorous Removal Study.

There being no comments from the public, Mayor Jiménez closed the public hearing at 7:12 p.m.

Resolution 2013-11:

Resolution of the City of Toppenish, Washington, Authorizing Application Submittal to the State of Washington Department of Commerce for Funding Assistance and Authorizing the City Manager to Sign the Title VI Certification and Grievance Procedure.

Councilmember Thorington moved, seconded by Councilmember Dorr to adopt Resolution 2013-11, a Resolution of the City of Toppenish, Washington, Authorizing Application Submittal to the State of Washington Department of Commerce for Funding Assistance and Authorizing the City Manager to Sign the Title VI Certification and Grievance Procedure. Motion carried unanimously.

OLD BUSINESS

Set Agenda for June 3, 2013 Study Session.

Councilmember Belton moved, seconded by Councilmember Ortloff to cancel the June 3, 2013 Study Session due to lack of topic. Motion carried unanimously.

NEW BUSINESS

Receive Update on Progress of Well No. 9 from Nancy Morter, Engineer.

Nancy Morter reported that the drilling phase for the Well No. 9 project has been completed. Ms. Morter stated that the next stage for the Well No. 9 project is the design of equipping phase for the new well.

At the request of City Manager Murphy (CM Murphy), Ms. Morter reported that proposed Resolution 2013-12 is to approve an amendment between the City and Gray and Osborne, Inc. to increase the contract a total of \$19,017.92 for the additional engineering services required for the drilling of Well No. 9. Ms. Morter stated that City Council adopted Resolution 2013-08 to approve Change Order No. 2 to the Contract with Tacoma Pump & Drilling, Co. for the drilling of Well No. 9 that caused a decrease in the contract amount totaling \$19,017.92 for the additional construction administration and inspection engineering costs from the re-drilling of the well.

Resolution 2013-12:

Resolution Approving Amendment No. 1A to Contract for Engineering Services with Gray & Osborne, Inc. for Additional Services Related to Well No. 9.

Councilmember Dorr moved, seconded by Councilmember Oaks to adopt Resolution 2013-12, a Resolution Approving Amendment No. 1A to Contract for Engineering Services with Gray & Osborne, Inc. for Additional Services Related to Well No. 9. Motion carried unanimously.

Resolution 2013-13:

Resolution Approving Prospectus and Local Agency Agreement with the Washington State Department of Transportation for the Lincoln Avenue, Dayton Avenue and Beech Street Improvements Project.

Councilmember Belton moved, seconded by Councilmember Taylor to adopt Resolution 2013-13, a Resolution Approving Prospectus and Local Agency Agreement with the Washington State Department of Transportation for the Lincoln Avenue, Dayton Avenue and Beech Street Improvements Project. Motion carried unanimously.

Award Bid for the Washington Avenue Improvements Project.

Councilmember Oaks moved, seconded by Councilmember Ortloff to Award Low Bid of \$142,311.00 to Columbia Asphalt & Gravel, Inc. of Yakima, Washington for the Washington Avenue Improvements Project. Motion carried unanimously.

Set Agenda for June 17, 2013 Public Safety Committee Quarterly Meeting.

CM Murphy reported that the committee will meet at the Police Station at 5:15 pm. to receive a major crimes update from Police Chief Diaz on June 17, 2013.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

Councilmember Belton reported that he attend the Yakima Valley Conference of Governments Executive Board meeting.

Councilmember Ortloff reported that he attended the Yakima County Gang Commission meeting.

Councilmember Dorr reported that the Mural in a Day is scheduled for Saturday, June 1, 2013 at Pioneer Park.

Mayor Jiménez reported that she attended the YVCOG General Membership meeting.

Mayor Jiménez congratulated the Toppenish Police Department for being awarded \$68,100 from the Yakama Nation 2% Community Contribution Committee to purchase an Interactive Training System. Mayor Jiménez also congratulated the Toppenish Fire Department for being awarded \$25,852.57 from the Yakama Nation 2% Community Contribution Committee to fund emergency medical equipment, tools, and protective clothing.

It was announced by Mayor Jiménez that Council is scheduled to participate in the Yakama Nation Treaty Days parade on Friday, June 7, 2013 and the Toppenish Chamber of Commerce Fourth of July Parade on Thursday, July 4, 2013.

Mayor Jiménez acknowledged the May 23, 2013 article published in the *Review-Independent* that focused on Municipal Clerks Week, May 5 through May 11, and included a picture of City Clerk Linda B. Mead, and Deputy City Clerks Elizabeth Alba and Heidi Riojas.

CITY MANAGER REPORTS

CM Murphy reported the following: 1) a community forum is scheduled for Wednesday, May 29, 2013 at 5:30 p.m. at the Toppenish Middle School Cafeteria to address the park plan; 2) a luncheon hosted at noon on Friday, May 31, 2013 by the Toppenish Coalition and the Toppenish Community Safety Network at the Toppenish School District Main Boardroom; and 3) Yakima County Auditor Elections Division notice that Derald Ortloff, Clara Jiménez, Blaine Thorington, and Mark Oaks filed for office during the candidate filing period.

ADJOURNMENT

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

CLARA R. JIMÉNEZ, MAYOR

HEIDI RIOJAS, EXECUTIVE ASSISTANT/DEPUTY CITY CLERK