

TOPPENISH CITY COUNCIL
Regular Meeting Minutes
August 8, 2022

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

ROLL CALL

Attendees: Mayor Elpidia Saavedra and Councilmembers Loren Belton, Juan Ceja, Naila Duval, George Garcia, and Kyle Pettit
Absent: Mayor Pro Tem Clara Jiménez
Staff: City Manager Debbie Zabell (CM Zabell), City Attorney Gary Cuillier, Assistant City Manager Ford (ACM Ford), Chief of Police John Clary (CP Clary), Interim Public Works Superintendent Shaun Burgess (IPWS Burgess), City Clerk Heidi Riojas (CC Riojas), Deputy City Clerk Sabrina Renfrew, and Cable Television Manager Judy Devall

CC Riojas conducted roll call for each City Councilmember to respond their attendance at the meeting. Mayor Saavedra and Councilmembers Belton, Ceja, Duval, Garcia, and Pettit responded their attendance during roll call. Mayor Pro Tem Jiménez was not present at the meeting.

Councilmember Duval moved, seconded by Councilmember Ceja to excuse Mayor Pro Tem Jiménez from the August 8, 2022 Regular Meeting. Motion carried unanimously.

APPROVE AGENDA

Councilmember Garcia moved, seconded by Councilmember Pettit to approve the August 8, 2022 Agenda. Motion carried unanimously.

PUBLIC COMMENT

None.

CONSENT AGENDA

Councilmember Pettit moved, seconded by Councilmember Garcia to approve Consent Agenda items a through d:

- a. Approve Regular Meeting Minutes dated July 25, 2022
- b. Approve Study Session Minutes dated August 1, 2022
- c. Approve Payroll Checks Number 35839 through 35868 and electronic transfers in the total amount of \$190,989.44 dated August 5, 2022
- d. Approve Claims Checks Number 95745 through 95832 and EFTAP300-EFTAP302 in the total amount of \$581,288.21 dated August 8, 2022, and void Checks Number NR95717 and NR95747

Motion carried unanimously.

NEW BUSINESS

Mayor Saavedra Read Ordinance 2022-14 into the Record: An Ordinance of the City of Toppenish, Washington Amending the Provisions of Chapter 17.85 of the Toppenish Municipal Code for Wireless Communication Facilities, Subsection 17.85.190(E)(1) Application Requirements for Small Wireless Facilities, Relating to New or Replacement Light Poles, Providing for Severability and Establishing an Effective Date.

Councilmember Duval moved, seconded by Councilmember Garcia to adopt Ordinance 2022-14. Motion carried unanimously.

Mayor Saavedra Read Ordinance 2022-15 into the Record: An Ordinance of the City of Toppenish, Washington, Amending Section 9.100.025 of the Toppenish Municipal Code Entitled "Criminal Street Gang Tagging and Graffiti", Providing for Severability and Establishing an Effective Date.

Councilmember Pettit moved, seconded by Councilmember Garcia to adopt Ordinance 2022-15. Motion carried unanimously.

Resolution 2022-35: A Resolution Authorizing the Agreement with DW Excavating, Inc. for Sewer Improvements Project, Phase II.

Councilmember Pettit moved, seconded by Councilmember Duval to adopt Resolution 2022-35. Motion carried unanimously.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

Councilmember Belton had nothing to report.

Councilmember Ceja had nothing to report.

Councilmember Duval reported on the Toppenish Housing Plan as well as her attendance at National Night Out. She also toured the new Safe Haven Community Center and the Toppenish Community Garden.

Councilmember Garcia reported his attendance at National Night Out.

Councilmember Pettit reported his attendance at National Night Out.

Mayor Saavedra reported her attendance at National Night Out and her tour of the Safe Haven Community Center.

CITY MANAGER REPORT

CM Zabell updated Council on the following:

- National Night Out on Wednesday August 3 was a success! The City provided free swimming, and numerous staff assisted with the Recreation, Public Works, Fire and Police tables. Fire hosed the pool parking lot for extra water fun. Dad's Restaurant owner, Dan Eshleman, generously helped the City by providing gift certificates for raffle prizes for those who completed the Activities survey.
- The swimming pool reopened on July 28, after being closed two days due to water quality. The city is in the process of installing an automated chemical feeder to alleviate the problem.
- A hazardous structure (burned house) on East Toppenish was removed by Code Enforcement.
- Staff submitted the Annual Report on August 1. The Auditor will begin the City's Audit on August 17 with completion anticipated by September 19.
- The city purchased the third budgeted police vehicle for 2022.
- The Fire Department will be performing the final review of the Fire Engine specifications on August 8, before it goes into production. Anticipated arrival date is October 2023.
- Citywide street striping began August 3.
- ACM Dan Ford began work on July 27 and has been meeting with Gray & Osborne and HLA, as well as Washington State Department of Transportation, the Transportation Improvement Board and YVCOG to receive updates on the city's capital projects.
- Administrative Services Director recruitment closes August 14.
- Grounds Maintenance Technician Gregoria "Grey" Vasquez-Chavez began August 8. Her duties will include performing graffiti paint-out on city facilities and for property owners who participate in the city's Graffiti Abatement program.
- Customer Service Clerk Alizea Evans will be relocating to Arizona. Her last day is August 12.
- DCC/HR Assistant Sabrina Renfrew has accepted a position at the Wesley Methodist Church in Yakima. Her last day is August 19.
- Library HVAC installation is anticipated for the week of August 8. Library ADA Ramp plans are near completion.
- Contractors installed the radio readers on the water tower located at the swimming pool for the Water Meter Replacement Project.

EXECUTIVE SESSION

At 7:22 p.m. Mayor Saavedra called for Council to go into Executive Session for the purpose of litigation pursuant to RCW 42.30.110(1)(i) for 10 minutes with anticipated action.

At 7:32 p.m. Mayor Saavedra reconvened the regular session back to order.

Councilmember Ceja moved, second by Councilmember Garcia to authorize payment in the amount of \$12,000.00 for settlement of the lawsuit brought by Tim Hall on the terms and conditions outlined in the settlement agreement. Motion carried unanimously.

Councilmember Pettit moved, seconded by Councilmember Belton to authorize payment in the amount of \$12,000.00 for settlement of the lawsuit brought by Arturo Cabrera on the terms and conditions outlined in the settlement agreement. Motion carried unanimously.

ADJOURNMENT

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



MAYOR ELPIDIA SAAVEDRA



HEIDI RIOJAS, CMC, CITY CLERK