

TOPPENISH CITY COUNCIL
Regular Meeting Minutes
January 10, 2022

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

MASK GUIDELINES

CC Riojas recited the City of Toppenish Mask Guidelines to direct masks are required for all individuals.

ROLL CALL

Attendees: Mayor Elpidia Saavedra, Mayor Pro Tem Clara Jiménez, and Councilmembers Naila Duval and George Garcia
Absent: Councilmembers Loren Belton and Juan Ceja
Staff: City Manager Lance Hoyt (CM Hoyt), City Attorney Gary Cuillier, Administrative Services Director Debbie Zabell (ASD Zabell), Chief of Police John Clary, Public Works Supervisor Shaun 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, Mayor Pro Tem Jiménez, and Councilmembers Duval and Garcia responded their attendance during roll call.

Mayor Pro Tem Clara Jiménez moved, seconded by Councilmember Garcia to excuse Councilmembers Belton and Ceja from attending the January 10, 2022 Regular Meeting. Motion carried unanimously.

APPROVE AGENDA

Mayor Pro Tem Clara Jiménez moved, seconded by Councilmember Garcia to approve the January 10, 2022 Agenda. Motion carried unanimously.

PROCLAMATION

Mayor Saavedra recited the Proclamation to proclaim the week of January 17, 2022 through January 23, 2022 as Martin Luther King, Jr. Week.

PUBLIC COMMENT

None.

CONSENT AGENDA

Councilmember Garcia moved, seconded by Councilmember Duval to approve Consent Agenda items a through g:

- a. Approve Minutes of the December 13, 2021 Regular Meeting
- b. Approve Minutes of the January 3, 2022 Study Session
- c. Approve Payroll Checks Number 35477 through 35515 and electronic transfers in the total amount of \$277,218.25 dated December 20, 2021

- d. Approve Payroll Checks Number 35516 through 35527 and electronic transfers in the total amount of \$168,825.31 dated January 5, 2022
- e. Approve Claims Checks Number 94779 and 94781 through 94841, and EFTAP278 through EFTAP280 in the total amount of \$641,951.66 dated December 27, 2021 and void Check Number NR94416
- f. Approve Claims Checks Number 94842 through 94881 and electronic transfers in the total amount of \$379,291.45 dated December 31, 2021 for Period 13.1
- g. Approve Claims Checks Number 94882 through 94895 in the total amount of \$452,808.42 dated January 10, 2022

Motion carried unanimously.

PUBLIC HEARING

Public Hearing Regarding Adopting the Proposed Telecommunications Franchise Granting a Nonexclusive Ten Year Telecommunications Franchise for Fiberoptic Cable, Small Wireless Facilities, and Other Related Facilities for Yakima MSA Limited Partnership. Presentation by City Manager Lance Hoyt.

Mayor Saavedra opened the public hearing at 7:08 p.m.

CM Hoyt reported that this is the public hearing required by statute to enable the public to provide comment on the proposed telecommunications franchise agreement. The proposed agreement is for Yakima MSA Limited Partnership to grant a nonexclusive telecommunications franchise for fiberoptic cable, small wireless facilities, and other related facilities within the City's rights-of-way. He noted that the next recommended step would be for the completion of the first of two public readings, and then set January 24, 2022 as the date for the second public reading and potential adoption of Ordinance No. 2022-01 adopting said telecommunications franchise agreement.

There being no comments from the public, Mayor Saavedra closed the public hearing at 7:38 p.m.

NEW BUSINESS

Mayor Saavedra Read Ordinance 2022-01 into the Record for the First Public Reading: An Ordinance of the City of Toppenish, Granting to Yakima MSA Limited Partnership, a Delaware Limited Partnership, and Its Successors and Assigns, the Right, Privilege, Authority and Non-Exclusive Franchise for Ten (10) Years, to Construct, Maintain, Operate, Replace and Repair a Telecommunications Network In, Across, Over, Along, Under, Through and Below Certain Designated Public Rights-Of-Way of the City of Toppenish, Washington.

Mayor Pro Tem Jiménez moved, seconded by Councilmember Duval to set January 24, 2022 for the second public reading and potential adoption of Ordinance No. 2022-01. Motion carried unanimously.

Mayor Saavedra Read Ordinance 2022-02 into the Record: An Ordinance of the City of Toppenish, Relating to the Sewer System of the City; Specifying, Adopting and Ordering the Carrying Out of a System or Plan of Additions to and Betterments and Extensions of that Sewer System; Declaring the Estimated Cost Thereof as Nearly as May be; Authorizing the Issuance of a Revenue Bond Anticipation Note (Non-Revolver Line of Credit) in the Maximum Principal Amount of \$4,263,000 Pending the Issuance of a Sewer Revenue Bond Authorized Herein; Creating Certain Funds and Accounts; Specifying the Terms and

Covenants of the Note; Providing for Delivery Thereof to Cashmere Valley Bank of Cashmere, Washington; and Providing for Other Matters Properly Relating Thereto.

Councilmember Duval moved, seconded by Mayor Pro Tem Jiménez to adopt Ordinance 2022-02 authorizing the issuance of a Revenue Bond Anticipation Note (non-revolving line of credit) in the maximum principal amount of \$4,263,000 pending the issuance of a Sewer Revenue Bond; creating certain funds and accounts; specifying the terms and covenants of the Note; authorizing the City Manager and Finance Director to make draws on the Note as necessary; and providing for delivery to Cashmere Valley Bank of Cashmere, Washington. Motion carried unanimously.

Set Agenda for the February 7, 2022 Study Session.

It was the consensus of Council to discuss the animal control contract and updates to the animal ordinance during the February 7, 2022 Study Session.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

Councilmember Duval recognized that January 9, 2022 was Law Enforcement Appreciation Day. She also announced that COVID-19 boosters are now available to everyone 12 years old and older.

Mayor Pro Tem Jiménez invited the public to the Martin Luther King, Jr. Peace Drive scheduled for January 17, 2022.

Mayor Saavedra encouraged the community to think about what they are going for others in this time of need.

Councilmember Garcia had nothing to report.

CITY MANAGER REPORT

CM Hoyt updated Council on the following:

- Water meter replacement program
- Cemetery annexation
- Railroad Depot roof postponed
- Jackson Street Extension Project
- Flag committee disbandment
- AWC City Action Days on January 27, 2022
- Governor Inslee's Emergency Proclamation on Weather

EXECUTIVE SESSION


At 8:02 p.m., Mayor Saavedra stated Council will be going into Executive Session for the purpose to review the performance of the City Manager pursuant to RCW 42.30.110(g) for 30 minutes with potential action at the conclusion of the Executive Session.

At 8:32 p.m., Mayor Saavedra noted that Council will need an additional 15 minutes in Executive Session.

At 8:47 p.m., Mayor Saavedra reconvened the regular session back to order.

ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 8:48 p.m.



ELPIDIA SAAVEDRA, MAYOR



HEIDI RIOJAS, CMC, CITY CLERK