

**TOPPENISH CITY COUNCIL**  
**Regular Meeting Minutes**  
**September 14, 2020**

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

**REMOTE MEETING INSTRUCTIONS**

CC Riojas recited the remote meeting instructions for the record pursuant to Governor Inslee's Emergency Proclamation with the temporary suspension of certain provisions of the Open Public Meetings Act during the COVID-19 Outbreak that prohibit all in-person public comments. In addition, she recited the instructions to attend the meeting in "listen only" mode by either registering online at Zoom, or by using the call-in phone number.

**ROLL CALL**

Remote Attendees: Mayor Mark Oaks, Mayor Pro Tem Elpidia Saavedra, and Councilmembers Loren Belton, Juan Ceja, Naila Duval, George Garcia, and Clara Jiménez.  
Remote Staff: City Manager Lance Hoyt (CM Hoyt), City Attorney Gary Cuillier, Administrative Services Director Debbie Zabell, Fire Chief Tim Smith, Public Works Superintendent Rocky Wallace, City Clerk Heidi Riojas (CC Riojas), Permit Coordinator Victor Shaul, and Cable Television Manager Judy Devall.

CC Riojas conducted roll call for each City Councilmember to respond their attendance at the meeting. Mayor Oaks, Mayor Pro Tem Saavedra, and Councilmembers Belton, Ceja, Duval, Garcia, and Jiménez remotely attended the meeting.

**APPROVE AGENDA**

Councilmember Jiménez moved, seconded by Councilmember Garcia to approve the September 14, 2020 Agenda. Motion carried unanimously.

**ADVANCE PUBLIC COMMENTS RECEIVED BY 4:00 P.M. ON SEPTEMBER 14, 2020**

CC Riojas noted the City received no public comments by the 4:00 p.m. deadline prior to the meeting.

**CONSENT AGENDA**

Councilmember Belton moved, seconded by Mayor Pro Tem Saavedra to approve Consent Agenda items a and d:

- a. Approve Minutes of the August 24, 2020 Regular Council Meeting.
- b. Approve Minutes of the September 8, 2020 Study Session.
- c. Approve Payroll Checks Number 35043 through 35054 and electronic transfers in the total amount of \$157,289.70 dated September 1, 2020 and void Checks Number 34999, 35025, and 35035.
- d. Approve Claims Checks Number 92475 through 92563, NR85799, NR85811, NR85832 and electronic transfers in the total amount of \$1,162,608.91 dated September 14, 2020.

Motion carried unanimously.

## NEW BUSINESS

**Mayor Oaks Read Ordinance 2020-10 into the Record: An Ordinance of the City of Toppenish, Washington to Repeal and Reenact a New Chapter 15.01 of the Toppenish Municipal Code Entitled “Building Codes” to Recognize Recent Statewide Amendments to the 2018 Building Codes, Providing for a Severability Clause and Establishing an Effective Date.**

Councilmember Belton moved, seconded by Councilmember Duval to adopt Ordinance 2020-10. Motion carried unanimously.

**Mayor Oaks Read Ordinance 2020-11 Into The Record: An Ordinance of the City of Toppenish, Washington to Amend Section 2.50.080 of the Toppenish Municipal Code Entitled “Duties” to Enumerate that the Hearing Examiner has the Duty to Hear Appeals Relative to the Codes Adopted in Chapter 15.01 TMC and Establishing an Effective Date.**

Mayor Pro Tem Saavedra moved, seconded by Councilmember Garcia to adopt Ordinance 2020-11. Motion carried unanimously.

**Mayor Oaks Read Ordinance 2020-12 into the Record: An Ordinance of the City of Toppenish, Washington, Amending Certain Sections of the Toppenish Municipal Code to Clarify the Number of Dwellings Permitted on a Lot and to Provide Consistency in the Residential Zoning Requirements.**

Councilmember Belton moved, seconded by Councilmember Duval to adopt Ordinance 2020-12. Motion carried unanimously.

**Resolution 2020-44: A Resolution Approving Interlocal Agreement for Equipment Maintenance and Repair Service Between Yakima County Fire Protection District No. 5 and the Toppenish City Fire Department on Behalf of the City of Toppenish.**

Mayor Pro Tem Saavedra moved, seconded by Councilmember Jiménez to approve Resolution 2020-44. Motion carried. Mayor Oaks abstained from voting.

**Resolution 2020-45: A Resolution Approving Change Order No. 8 to Contract with Tapani, Inc. for the Sewer Improvements Project, Phase IV.**

Mayor Pro Tem Saavedra moved, seconded by Councilmember Garcia to approve Resolution 2020-45. Motion carried unanimously.

**Resolution 2020-46: A Resolution Approving Change Order No. 9 to Contract with Tapani, Inc. for the Sewer Improvements Project, Phase IV.**

Councilmember Duval moved, seconded by Councilmember Belton to approve Resolution 2020-46. Motion carried unanimously.

**Resolution 2020-47: A Resolution Approving Amendment to Contract with the Washington State Department of Commerce for CARES Act Funding.**

Councilmember Jiménez moved, seconded by Mayor Pro Tem Saavedra to approve Resolution 2020-47. Motion carried unanimously.

**Set Agenda for October 5, 2020 Study Session.**

It was the consensus of Council to discuss the 2021 Budget and estimates of revenues during the October 5, 2020 Study Session.

**COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS**

Councilmember Ceja had nothing to report.

Councilmember Jiménez had nothing to report.

Councilmember Duval had nothing to report.

Mayor Pro Tem Saavedra had nothing to report.

Councilmember Garcia expressed his appreciation and thanked Firefighters Frazier and Crist for their work on the interior improvements at the Fire Station.

Councilmember Belton expressed his appreciation for the completion of the railroad repairs.

Mayor Oaks had nothing to report.

**CITY MANAGER REPORT**

CM Hoyt updated Council on the following:

- BNSF railroad repairs completed
- Safe Routes to School Projects
- Train Depot Roof Rehabilitation Project
- City Manager Evaluation Schedule
- Police Chief recruitment process
- Yakima Valley Conference of Governments Virtual Meeting September 16, 2020
- City Small Business Grant program opens September 16, 2020 and closes 5:00 p.m. September 29, 2020

**ADJOURNMENT**

There being no further business to come before the Council, the meeting adjourned at 7:53 p.m.

  
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HEIDI RIOJAS, CMC, CITY CLERK

  
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MARK OAKS, MAYOR