

CALL TO ORDER:

Mayor Tim Wilson called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

Present: Mayor Tim Wilson; Councilmembers: Eugene Bain, Ken Caylor, Dan Dever, Genna Dorow, Charles Garcia, Kenneth Johnson, and Mark Snyder.

Also Present: Department Heads: Assistant Police Chief David Inks, Parks and Recreation Coordinator Molly Klippert, City Clerk Debbie Kudrna, City Planner Darryl Piercy, new Finance Officer Spencer Williams; and City Attorney Anna Franz.

APPROVAL OF AGENDA

Council carried a motion to approve the agenda. M/S Garcia/Dorow.

CONSENT AGENDA:

- A. Approval of City Council Minutes of September 24, 2012
- B. Approval of City Council Workshop Minutes of October 1, 2012
- C. Approval of Accounts Payable Checks
- D. Approval of Payroll and Related Expenses
- E. Resolution to Release Retainage to Schneider Equipment for Well #6

Accounts Payable was audited and certified by the Auditing Officer, as required by RCW 42.24.080; and those expense reimbursement claims certified and as required by RCW 42.24.090, have been recorded on a listing that has been reviewed by the Council audit committee and is available to the Council.

Accounts Payable Check No. 41675 to No. 41733 in the amount of \$169,422.73.

Accounts Payable Check No. 41734 to No. 41734 in the amount of \$23,904.01.

Payroll Check No. 28014 to No. 28049 in the amount of \$258,075.17.

Council carried a motion to approve the Consent Agenda as presented. M/S Dever/Johnson.

PROPOSED AGREEMENT REGARDING LATECOMERS FEE – A. J. OCHOA

City Planner Darryl Piercy explained that a latecomer's fee is identified in Othello Municipal Code 12.16.287 (c) for properties that connect to the city water infrastructure along Lee Street from Broadway Avenue to 14th Avenue. A proposed agreement to allow for yearly payments was discussed by the Council committee and they recommend the following:

- 5 year term.
- Payment in full required prior to the issuance of any additional building permit issuance for development on the site.
- Annual interest rate of 4% on any unpaid balance.

Councilmember Dorow noted that the Council has a choice of either a 5 year or 10 year term. Mr. Piercy stated that the original development plan is based upon a 10 year program.

Council carried a motion to authorize the Mayor to sign the agreement for 10 years with A. J. Ochoa for payment of the latecomer's fee. M/S Dorow/Caylor. Councilmember Snyder cast an opposing vote.

MANAGEMENT OF CONCUSSIONS AND HEAD INJURIES IN YOUTH SPORTS PROGRAMS POLICY

Parks and Recreation Coordinator Molly Klippert reviewed the proposed policy for the management of concussions and head injuries in youth sports. Current State laws place responsibility on facility owners to create policies to inform and educate coaches, youth athletes, and parents/guardians who use our facilities of the nature of head injury and concussion. Washington Cities Insurance Authority has recommended that their pool members create a policy to be in compliance with the "Zachary Lystedt Law".

Council carried a motion to adopt the Management of Concussions and Head Injuries in Youth Sports Programs Policy. M/S Dorow/Bain.

GENDER EQUALITY IN COMMUNITY ATHLETICS PROGRAMS POLICY

Parks and Recreation Coordinator Molly Klippert reviewed the proposed policy for the gender equality for city sports and facility use. Current State laws place responsibility on entities that operate or issue permission to third parties, to adopt a policy that specifically prohibits discrimination on the basis of sex in the operation, conduct or administration of community athletic programs for youth or adults.

Council carried a motion to adopt the Gender Equality in City of Othello Athletics Programs Policy. M/S Snyder/Dever.

RESOLUTION TO SURPLUS VEHICLES AND EQUIPMENT

City Clerk Debbie Kudrna explained that the resolution will surplus vehicles to be sold at the upcoming auction and includes some outdated fire equipment and a couple of items from City Hall.

Council carried a motion to approve A RESOLUTION FO THE CITY COUNCIL OF THE CITY OF OTHELLO, WASHINGTON DECLARING SURPLUS. M/S Garcia/Johnson. This shall be known as Resolution No. 2012-27.

ORDINANCE TO REPEAL O.M.C. 12.16.100 TITLED "TANK WATER CHARGES"

City Clerk Debbie Kudrna reported that the section of the OMC can now be repealed, since we have removed the water standpipe and the new fire hydrant meter process is working successfully.

Council carried a motion to adopt AN ORDINANCE REPEALING OTHELLO MUNICIPAL CODE SECTION 12.16.100 TITLED "TANK WATER CHARGES". M/S Caylor/Dorow. This shall be known as Ordinance No. 1369.

NEW BUSINESS

Mayor Wilson made the following announcements:

- October 7th – 13th is Fire Prevention Week. Please take the time to thank our Fire Department staff and volunteers for their commitment.
- The Annual City/Fire Department meeting is Tuesday, October 9th at 7:00 p.m. at the County Fire Station. Councilmembers Snyder, Bain and Garcia should attend.
- Our October 22nd meeting will be held at CBHA 14th Avenue in the Board Room @ 6:00 p.m. The majority of the meeting will be devoted to discussing the Council ideas for the 2013 budget. A light dinner will be provided.
- Next week we have several budget meetings scheduled:
 - Water and sewer - noon on Monday, October 15th. Councilmembers Dorow, Dever, and Caylor should attend.
 - Solid waste – 6:00 p.m. on Monday, October 15th. Councilmembers Bain, Snyder and Caylor should attend.
 - Parks and recreation – 6:30 p.m. on Wednesday, October 17th. Councilmembers Garcia, Bain, and Dorow should attend.
 - Law enforcement – 1:00 p.m. on Thursday, October 18th. Councilmembers Johnson, Snyder, and Dever should attend.
 - Code enforcement – 6:00 p.m. on Thursday, October 18th. Councilmembers Snyder and Bain should attend.

EXECUTIVE SESSION – PERSONNEL

Mayor Wilson advised that Council will adjourn into an executive session pursuant to RCW 42.30.110(g) to review the performance of a public employee 7:17 p.m. The executive session is

expected to last 20 minutes. No action will be taken during the executive session. City Attorney Anna Franz attended the Executive Session. The Mayor announced that Council will also hold an executive session pursuant to RCW 42.30.110(1) (b) to consider the selection of a site or the acquisition of real estate by lease or purchase. The executive session is expected to last 20 minutes. No action will be taken during the executive session. City Attorney Anna Franz attended the Executive Session.

Mayor Wilson reconvened the Council meeting at 7:55 p.m.

ADJOURNMENT

With no further items to discuss, Mayor Wilson adjourned the Council meeting at 7:56 p.m.

By: _____
TIM WILSON, Mayor

ATTEST:

By: _____
DEBBIE L. KUDRNA, City Clerk