

TOPPENISH CITY COUNCIL
Regular Meeting Minutes
February 22, 2010

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

ROLL CALL

Present: Mayor Blaine Thorington and Councilmembers Loren Belton, Clara Jiménez, Christina Kwan, Mark Oaks, Derald Ortloff, and Randy Taylor.
Staff Present: City Manager William C. Murphy (CM Murphy), City Attorney Gary M. Cuillier, Public Works Director Lance Hoyt, City Interpreter Jorge Villaseñor, MidValley Television Manager Judy Devall, and Executive Assistant/Deputy City Clerk Heidi Riojas.

PUBLIC COMMENT

None.

CONSENT AGENDA

Councilmember Jiménez moved, seconded by Councilmember Taylor to approve Consent Agenda items a through f:

- a. Approve Minutes of the February 1, 2010 Study Session.
- b. Approve Minutes of the February 8, 2010 Regular Meeting.
- c. Receive December 2009 and January 2010 Budget Report and Update memorandum submitted by Finance Director/City Clerk Linda Mead.
- d. Approve Pay Estimate #22 to Pacific Crest Construction for the WWTF Improvements Project in the total amount of \$190,448.53 and payment of retainage to escrow in the total amount of \$9,181.70.
- e. Approve Payroll Checks Number 29138 through 29224 in the total amount of \$255,151.92 dated February 15, 2010 and void Check Numbers 29072 through 29137.
- f. Approve Claims Checks Number 69873 through 69962 in the total amount of \$373,842.07 dated February 22, 2010 and void Check Numbers 69778 and 69936.

Motion carried unanimously.

NEW BUSINESS

Presentation by Yakima County Commissioner Kevin J. Bouchey about Proposed Yakima County Gang Commission.

Yakima County Commissioner Bouchey presented to Council the history behind the creation of the proposed Yakima County Gang Commission as an intervention/prevention project to address the gang problem facing all the communities in Yakima County. Commissioner Bouchey stated that the purpose of the non-regulatory body would be to provide support, technical assistance, coordination, consultation and other resources to encourage communities to reduce gang activity and promote healthy and safe environments. Commissioner Bouchey reported that he will need a representative and alternate from the City of Toppenish to participate on the Yakima County Gang Commission and to attend monthly meetings to share needs with other communities to deal with the gang problems countywide.

Presentation by Wendy Mifflin, Yakima County Solid Waste Manager, Regarding Adoption of the 2010 Yakima County Solid and Moderate Risk Waste Management Plan.

Yakima County Solid Waste Manager Mifflin reported to Council on the recommendations and strategies outlined in the proposed 2010 Yakima County Solid and Moderate Risk Waste

Management Plan for both a six-year and twenty-year period to handle solid and moderate risk waste in Yakima County. Manager Mifflin stated that the twenty-year portion of the plan looks forward to ensure that there is sufficient processing and disposal capacity available for at least the next twenty years. Manager Mifflin recited the goal of the plan, which is to make sure that the Yakima County citizens continue to have efficient, reliable and affordable solid waste collection, handling, recycling and disposal services in order to improve our quality of life while protecting and preserving human health, environmental quality and natural resources. Manager Mifflin summarized a few of the strategies of the plan, which include public education, waste reduction and recycling, organics, and transfer station improvements.

Presentation by Mary Place, Coordinator Yakima County Complete Count Regarding the 2010 Census.

Mary Place, Yakima County Complete Count Coordinator, a volunteer for Yakima County, made a presentation to Council regarding the plan to educate the public on the importance of completing the 2010 Census. Ms. Place reported that the census will have 10 questions and will be arriving in mailboxes on March 15, 2010. The information that the census is gathering will directly benefit the City of Toppenish for receiving Federal and State funds to improve the quality of life for the residents in the community. Ms. Place stated that she presented the Mayor with a proposed Resolution for adoption in support of the 2010 Census. City Manager Murphy (CM Murphy) stated that he will put the proposed Resolution on the March 8, 2010 agenda for adoption.

Consider Adopting Ordinances to Create Uniformity for Utility Billings for Water, Sewer and Garbage, by Making all Payments Due at Same Time and Making Delinquent Penalties the Same for all.

- a) Ordinance 2010-1
- b) Ordinance 2010-2
- c) Ordinance 2010-3

Mayor Thorington informed Council that the proposed Ordinances are included later in the Agenda for Council action.

PUBLIC HEARING

Public Hearing Re: Proposed Amendment of Six-Year Transportation Improvement Plan to Include Franklin Avenue Improvement Project.

Mayor Thorington opened the public hearing at 7:30 p.m.

Public Works Director Hoyt reported that the proposed amendment to the Six-Year Transportation Improvement Plan (TIP) will provide the addition of the Franklin Avenue Improvement Project. In order to make the project eligible to receive American Recovery and Reinvestment Act of 2009 (ARRA) stimulus funding provided by the Federal Government, the project must be included on the Six-Year TIP.

There being no comments from the public, Mayor Thorington closed the public hearing at 7:32 p.m.

ORDINANCES AND RESOLUTIONS

CM Murphy reported that the three proposed Ordinances will provide uniformity for the utility billing for water, sewer, and garbage by establishing the same due dates and making the delinquent payments the same for all.

Ordinance 2010-1:

Ordinance Changing the Time that Payments for Water Service are Due from 4:00 p.m. to 6:00 p.m., and Changing the Place to Make Payment from the Office of the City Clerk Treasurer to the Finance Department, by Amending Toppenish Municipal Code Section 13.16.060.

Councilman Belton moved, seconded by Councilman Taylor to adopt Ordinance 2010-1 Ordinance Changing the Time that Payments for Water Service are Due from 4:00 p.m. to 6:00 p.m., and Changing the Place to Make Payment from the Office of the City Clerk Treasurer to the Finance Department, by Amending Toppenish Municipal Code Section 13.16.060. Motion carried unanimously.

Ordinance 2010-2:

Ordinance Establishing when Payments for Sewer Service are Due and Penalties for Late Payments, by Amending Toppenish Municipal Code Section 13.44.050.

Councilman Belton moved, seconded by Councilman Taylor to adopt Ordinance 2010-2 Ordinance Establishing when Payments for Sewer Service are Due and Penalties for Late Payments, by Amending Toppenish Municipal Code Section 13.44.050. Motion carried unanimously.

Ordinance 2010-3:

Ordinance Establishing when Payments for Solid Waste Service are Due and Penalties for Late Payments, by Adding a New Section 8.10.185 to Toppenish Municipal Code Chapter 8.10.

Councilman Belton moved, seconded by Councilman Taylor to adopt Ordinance 2010-3 Ordinance Establishing when Payments for Solid Waste Service are Due and Penalties for Late Payments, by Adding a New Section 8.10.185 to Toppenish Municipal Code Chapter 8.10. Motion carried unanimously.

Resolution 2010-3:

Resolution Approving Contract with Yakima Valley Partners Habitat for Humanity for Neighborhood Stabilization Program.

Councilman Belton moved, seconded by Councilman Jiménez to adopt Resolution 2010-3 Resolution Approving Contract with Yakima Valley Partners Habitat for Humanity for Neighborhood Stabilization Program. Motion carried unanimously.

Resolution 2010-4:

Resolution Adopting the Yakima County Solid and Moderate Risk Waste Management Plan, dated January 2010.

Councilman Belton moved, seconded by Councilman Oaks to adopt Resolution 2010-4 Resolution Adopting the Yakima County Solid and Moderate Risk Waste Management Plan, dated January 2010. Motion carried unanimously.

Resolution 2010-5:

Resolution Amending the Six-Year Transportation Improvement Plan for the Years 2010 through 2015.

Councilman Oaks moved, seconded by Councilman Taylor to adopt Resolution 2010-5 Resolution Amending the Six-Year Transportation Improvement Plan for the Years 2010 through 2015. Motion carried unanimously.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

Mayor Thorington and Mayor Pro Tem Jiménez reported that they attended the Mayors' Meeting on February 18, 2010 and received a presentation from the City of Yakima Finance Director regarding the concept of integrating public safety software, known as Spillman software, for a countywide task force. Councilmember Taylor suggested having the Public Safety Committee members review the matter during a meeting.

Councilmember Kwan reported that the next Community Safety Network meeting will be on March 16, 2010 at the All Nations Church.

Mayor Thorington announced that the Toppenish Chamber of Commerce will be having its annual auction and dinner at the Toppenish Eagles on February 27, 2010.

CITY MANAGER REPORTS

CM Murphy reported that there are details that need to be worked out regarding the countywide task force for use of the Spillman Software before it is presented to the Council.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 7:42 p.m.

BLAINE R. THORINGTON, MAYOR

HEIDI RIOJAS, EXECUTIVE ASSISTANT/DEPUTY CITY CLERK