

**TOPPENISH CITY COUNCIL**  
**Regular Meeting Minutes**  
**July 12, 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, Special Projects Assistant Tom Kehm (PA Kehm), City Building Official/Planner William Rathbone, City Interpreter Jorge Villaseñor, MidValley Television Manager Judy Devall, and Executive Assistant/Deputy City Clerk Heidi Riojas.

**PUBLIC COMMENT**

Judy Calahan, 305 Berger Lane, Toppenish expressed her concerns about several topics that involved the lack of facilities to provide activities for children and the mental health evaluation that she was being forced to have on July 13, 2010.

**CONSENT AGENDA**

Councilmember Jiménez moved, seconded by Councilmember Oaks to approve Consent Agenda items a through d:

- a. Approve Minutes of the June 19, 2010 Special Meeting.
- b. Approve Pay Estimate #26 to Pacific Crest Construction for the WWTF Improvements Project in the total amount of \$256,423.24 and payment of retainage to escrow in the total amount of \$12,319.14.
- c. Approve Payroll Checks Number 29913 through 30024 in the total amount of \$185,088.91 dated June 30, 2010.
- d. Approve Claims Checks Number 70718 through 70921 in the total amount of \$408,338.32 dated July 12, 2010.

Motion carried unanimously.

**OLD BUSINESS**

**Review and Consider Approval of Proposed Interlocal Agreement for Public Safety Software.**

City Manager Murphy (CM Murphy) reported that the proposed Interlocal Agreement for Public Safety Software (IPSS) is consistent with previous discussions and addresses his concerns regarding Yakima County and the City of Yakima agreeing to take the financial responsibility for financing shortfalls for any capital outlay to implement the IPSS, which is specifically stated in the agreement. CM Murphy reported that Police Chief Diaz and Fire Chief Smith are in support of the proposed IPSS.

**NEW BUSINESS**

**Review Proposed Ordinance Regarding Amendments to the State-Wide Building Codes, Replacing Outdated Codes with New Property Maintenance Code, and Setting Administrative Standards. Presentation by William Rathbone, City Building Official.**

CM Murphy reported that the State Building Codes were recently updated by the State which has prompted the proposed amendments to further improve the local enforcement ability for the City. City Building Official/Planner Rathbone summarized several proposed amendments that include the process by which the codes are adopted, replacement of the Uniform Residential Code and the Uniform Code for the Abatement of Dangerous Buildings with the International Property

Maintenance Code, and for setting the administrative standards for considering building permit applications.

**Presentation by City Manager and Staff Regarding Proposed Downtown Revitalization Funding Program.**

CM Murphy reported that during the June 2008 Council/Staff Planning Session, Council expressed a strong interest in doing something to improve the town image. That Council goal has been taken under consideration by staff and a plan was created to improve the town image. The painting of storefronts of the downtown buildings along South Toppenish Avenue and displaying pictures from the museum collection in the windows of the buildings have been done to enhance the town image in the downtown corridor, and the proposed Downtown Revitalization Funding Program has been created to stimulate investment and economic development in the City; however, preference will be given to the buildings in the downtown area. CM Murphy stated that the Downtown Revitalization Funding Program (Matching Grant and Loan) Applicant Guide explains that the applicant can apply for a grant up to \$25,000 and a secured loan up to \$25,000 to improve its commercial property as outlined in the applicant guide.

**Set Agenda for August 2, 2010 Study Session.**

It was the consensus of the Council that the August 2, 2010 Study Session agenda will include a presentation by staff pertaining to public safety issues and condition of gazebos in Lincoln Park and Olney Park.

**ORDINANCES AND RESOLUTIONS**

**Ordinance 2010-12:**

**An Ordinance Amending Toppenish Municipal Code Chapter 15.01 Entitled “Buildings and Construction” to Recognize Recent Amendments of State-Wide Codes; to Replace the Uniform Housing Code and the Uniform Code for the Abatement of Dangerous Buildings with the International Property Maintenance Code; to Make Certain Amendments to Administrative Provisions of Adopted Codes; and to Adopt Administrative Standards for Coordinating the Consideration of Building Permit Applications.**

Councilmember Belton moved, seconded by Councilmember Taylor to adopt Ordinance 2010-12 An Ordinance Amending Toppenish Municipal Code Chapter 15.01 Entitled “Buildings and Construction” to Recognize Recent Amendments of State-Wide Codes; to Replace the Uniform Housing Code and the Uniform Code for the Abatement of Dangerous Buildings with the International Property Maintenance Code; to Make Certain Amendments to Administrative Provisions of Adopted Codes; and to Adopt Administrative Standards for Coordinating the Consideration of Building Permit Applications. Motion carried unanimously.

**Resolution 2010-16:**

**Resolution Approving the Yakima Consortium for Regional Public Safety Inter-Local Agreement.**

Councilmember Belton moved, seconded by Councilmember Jiménez to adopt Resolution 2010-16 Resolution Approving the Yakima Consortium for Regional Public Safety Inter-Local Agreement. Motion carried unanimously.

**COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS**

Mayor Thorington reported that on July 7, 2010 he had a ride along with a police officer during a night shift.

Councilmember Jiménez announced that on Tuesday, July 13, 2010, the Community Safety Network will be hosting its annual community barbeque/potluck at Lincoln Park.

**CITY MANAGER REPORTS**

CM Murphy had nothing to report.

**EXECUTIVE SESSIONS**

Mayor Thorington called for two executive sessions to be held consecutively starting at 7:34 p.m. Mayor Thorington informed the public that the purpose of the first session was to discuss litigation that the City reasonably believes may be commenced by or against the City. Mayor Thorington stated that the executive session would convene for less than 10 minutes.

The purpose of the second executive session was to discuss litigation to which the City is a party, regarding a claim for assessments by the Yakima Regional Clean Air Agency and that the executive session would convene for less than 20 minutes.

Mayor Thorington announced that it was anticipated that no action would be taken when the Regular Session reconvened.

Mayor Thorington called the regular session back to order at 8:04 p.m. Mayor Thorington stated that no action would be taken at this time as a result of the two Executive Sessions.

Councilmember Belton expressed his appreciation to the Toppenish Chamber of Commerce for sponsoring the Fourth of July Parade and to the Toppenish Rodeo & Livestock Association for sponsoring the rodeo for the benefit of the community.

**ADJOURNMENT**

There being no further business to come before the Council, the meeting was adjourned at 8:05 p.m.

---

BLAINE R. THORINGTON, MAYOR

---

HEIDI RIOJAS, EXECUTIVE ASSISTANT/DEPUTY CITY CLERK