

UNION GAP CITY COUNCIL REGULAR MEETING
Council Chambers, City Hall
Union Gap, Washington
December 8, 2008

Call to Order Mayor Lemon called the Regular Meeting of the Union Gap City Council to order at 7:00 p.m.

Council Members Present Council Members David Butler, Dan Olson, Glenn Bateman, Dan Vanover, Roger Wentz, Dave Matson, and James Murr were present.

Staff Present Robert Noe, City Attorney; William Rathbone, Development Coordinator; Bill Steele, Fire Chief; Robert Almeida, Police Chief; Karen Clifton, City Treasurer; and Kathryn Thompson, City Clerk were present.

Audience Present Fred Thomson, Pam Alamos, Stephanie Korn; Michael & Joshua Murr, Connie Upton, Mike Morrisette, Jeff Louman, Darrick Dietrich, Ray Kempf, and others were present.

Pledge of Allegiance Michael Murr led the Pledge of Allegiance.

Consent Agenda Motion by Council Member Wentz, seconded by Council Member Vanover to approve the consent agenda as follows:

Approve the Regular Council Meeting Minutes, dated November 24, 2008, as sent out on pages 4861 through 4866 of the Minute Book.

Approve Claim Voucher Nos. 73253 through 73280 in the amount of \$285,842.22 dated November 28, 2008 and transfer from the operating funds to the Claims Fund.

Approve Payroll Voucher Nos. 32120 through 32193 in the amount of \$150,452.60, dated November 26, 2008 and transfer from the operating funds to the Payroll Fund.

Approve Claim Voucher Nos. 73281 through 73349 in the amount of \$1,120,946.90 dated December 8, 2008 and transfer from the operating funds to the Claims Fund.

Adopt and publish Ordinance No. 2602, An Ordinance amending the 2009 Budget authorizing the expenditure of \$65,000 from the Convention Center Reserve Fund for the Tourism Promoter contract.

Adopt Resolution No. 748, A Resolution authorizing the Mayor to execute an Interlocal Jail Agreement with the City of Yakima.

Motion carried unanimously.

Ordinance No. 2603 – Amending Municipal Code – Garbage Rates Motion by Council Member Wentz, seconded by Council Member Vanover to table Ordinance No. 2603, An Ordinance amending Union Gap Municipal Code Chapter 5.40 “Garbage and Rubbish” by amending section 5.04.110, “Classification – Collection – Fees” and by adding a new section 12.04.112, “Annual Rate Increase” until corrections are made.

The Public Works Director informed sentences from the previous ordinance left in this ordinance should have been removed. He stated the rate schedule is correct, but some of the language needs to be changed. He then explained that “plus the residential recycling collection fee” in the last line on page 1 should be removed, and the last line in the first two paragraphs of page 2 also needs to be deleted.

Council Member Butler questioned why an annual rate increase has been included.

Mayor Lemon informed a 2 percent increase per year that will sunset in five years was recommended by the Council committee so the contract will not have to be reopened and renegotiated because of fuel prices, which is what prompted reopening the contract this time.

Council Member Wentz stated the 2 percent increase ensures the City will be maintaining and avoiding 50 to 75 percent increases at one time.

Mayor Lemon asked if the Council wished to have the ordinance revised for the next meeting or if they wanted to adopt it as amended at this meeting.

Council Member Wentz questioned which way is better.

The City Attorney informed it is up to the Council; the changes have been noted and the ordinance can be adopted as revised or staff can revise the ordinance and bring it to the next meeting for adoption.

Council Members Wentz and Vanover withdrew their motion to table Ordinance No. 2603.

Darrick Dietrich, Basin Disposal, informed he tried to simplify the current residential billing. He stated currently residential billing has three rates and now with the City's administration fee the residential rate is \$9.95.

Mayor Lemon questioned if Basin Disposal will adjust the rates if fuel rates go down.

Mr. Dietrich informed his style of business is to lay out the cost structure showing the fuel surcharge with the percent of expense. He stated if the fuel cost goes above their cost it triggers a fuel surcharge and if the fuel cost goes below their cost the surcharge goes away.

Mayor Lemon commented the City might not need a 2 percent increase, and questioned if the Council would like to reduce that to 1 percent.

Council Member Vanover stated he would rather stay with 2 percent and then reduce it if necessary.

Council Member Wentz commented he is more comfortable with a 2 percent increase, and prefers to not have to revisit the contract.

Motion by Council Member Wentz, seconded by Council Member Vanover to adopt and publish Ordinance No. 2603, An Ordinance amending Union Gap Municipal Code Chapter 5.40 "Garbage and Rubbish" by amending section 5.04.110, "Classification – Collection – Fees" and by adding a new section 12.04.112, "Annual Rate Increase", as revised. Motion carried unanimously.

Resolution No. 745 –
Amended Agreement
with Basin Disposal,
Inc., for Garbage and
Rubbish Collection

Motion by Council Member Wentz, seconded by Council Member Murr to adopt Resolution No. 745, A Resolution authorizing the Mayor to sign an Amended Agreement with Basin Disposal of Yakima, LLC for garbage and refuse collection within the City.

Council Member Olson requested the word "commission" be deleted from page 8, paragraph 38. He also commented a lot of leaves do not drop by October 20th and suggested the yard waste section of Appendix A be changed.

Mr. Dietrich informed this was copied from the previous agreement, and he has no problem changing it.

Motion by Council Member Wentz, seconded by Council Member Murr to adopt Resolution No. 745, A Resolution authorizing the Mayor to sign an Amended Agreement with Basin Disposal of Yakima, LLC for garbage and refuse collection within the City, with the deletion of the word commission on page 8, paragraph 38 and changing the yard waste dates in Appendix A to May 1st through December 1st. Motion carried unanimously.

Resolution No. 749 –
Task Order Agreement
2008-1 with Huibregtse,
Louman Assoc., Inc.

Mayor Lemon informed this task order is for additional engineering services for Valley Mall Boulevard Phase IV water and sewer improvements.

Motion by Council Member Olson, seconded by Council Member Wentz to adopt Resolution No. 749, A Resolution authorizing the Mayor to sign Task Order 2008-1 with Huibregtse, Louman Associates, Inc. Motion carried unanimously.

Resolution No. 750 –
Task Order Agreement
2008-2 with Huibregtse,
Louman Assoc., Inc.

Mayor Lemon informed this task order is for additional engineering services for General Sewer Plan updates.

Motion by Council Member Olson, seconded by Council Member Wentz to adopt Resolution No. 750, A Resolution authorizing the Mayor to sign Task Order 2008-2 with Huibregtse, Louman Associates, Inc. Motion carried unanimously.

Resolution No. 751 –
Task Order Agreement
2008-3 with Huibregtse,
Louman Assoc., Inc.

Mayor Lemon informed this task order is for additional engineering services for Water System Plan updates.

Motion by Council Member Olson, seconded by Council Member Wentz to adopt Resolution No. 751, A Resolution authorizing the Mayor to sign Task Order 2008-3 with Huibregtse, Louman Associates, Inc. Motion carried unanimously.

Expenditure Request –
Recommendation from
the Lodging Tax
Advisory Committee
regarding the Visitor
Information Center
Sponsorship for 2008

Motion by Council Member Wentz, seconded by Council Member Vanover to authorize payment of the 2008 Annual Visitor Information Center Sponsorship in the amount of \$5,000, as recommended by the Lodging Tax Advisory Committee. Motion carried: Council Members Butler, Vanover, Wentz, Matson, and Murr voting in favor; Council Members Olson and Bateman voting no.

Mayor Lemon informed the Visitor Information Center staff has been very cooperative in placing brochures promoting the parks and other information at the center, and the issues the City had in the past are no longer a problem.

Greater Yakima
Chamber of Commerce
Presentation & Annual
Report

Mike Morrisette, President & CEO of the Greater Yakima Chamber of Commerce, presented their annual report, as provided in the Council packet. He also informed Union Gap has 127 businesses that belong to the Chamber and stated under the existing agreement, if the City ever needs to poll those businesses for their opinion, the Chamber would be happy to provide that service. He also stated the Chamber could conduct community forums for the City if needed.

Declare Fire Dept.
Rescue Van Surplus &
Authorize Transfer to
Region 7 Fire Investig.
Task Force

Motion by Council Member Wentz, seconded by Council Member Vanover to declare the Fire Department rescue van surplus and authorize transferring ownership to Region 7 Fire Investigation Task Force. Motion carried unanimously.

There was no one present wishing to speak.

Items from the
Audience

The Council had no additions to the draft agenda for December 22nd.

Development of Next
Agenda

Mayor Lemon informed the following report is in the packet and questioned if the

Departmental Reports

Council has any questions of the departments: Building/Mechanical & Plumbing Report – November 2008.

Bud Clary Toyota. The Development Coordinator reported that he received documents finalizing the Development Agreement, and as soon as a couple of inspection corrections are made the final Certificate of Occupancy will be issued.

Code Enforcement. Mayor Lemon informed code enforcement is now a function of the Community Service Officer in the Police Department. He informed this change is being tried out before eliminating the existing position because the Development Coordinator will be picking up all the building inspections now.

Valley Mall Boulevard Phase IV. Mayor Lemon informed the Public Works Director is ready to schedule a meeting with Department of Transportation regarding Valley Mall Boulevard Phase IV. He questioned which Council members would like to attend that meeting.

After discussion, it was the consensus of the Council to schedule the meeting with Council Members Olson, Matson, and Vanover, with Council Member Wentz serving as an alternate.

South 16th Avenue. The Public Works Director informed South 16th Avenue connector between Washington and Ahtanum Roads reopened last Friday evening. He stated the bridge is complete and the first lift of asphalt was applied. The project will resume in the Spring with a closure of approximately 2 weeks to apply the second lift of asphalt and put in sidewalks. He also informed the South 16th Avenue relocation project is a City of Yakima and Yakima Air Terminal project that is separate from our project.

Valley Mall Boulevard Phase IV TIB Grant. The Public Works Director informed the City placed number 1 out of 7 or 8 east side applications and was awarded a Transportation Improvement Board (TIB) grant of 1.5 million dollars for Valley Mall Boulevard Phase IV.

Revenue Report. Council Member Wentz questioned how the revenues are looking.

The City Treasurer stated October sales tax was pretty low, but it was low nationwide.

Mayor Lemon questioned if it looks like the revenue will fall short of projections.

The City Treasurer stated it will fall short of the original projection of 3.6 percent, but probably not short of the 3.4 percent we expected.

Mayor Lemon commented he prefers to stick with current numbers, but he did use the 3.6 percent projection in the 2009 budget because Bud Clary Toyota is actually here now.

Communications/
Questions/Comments

There were no communications/questions/comments from the Council.

Adjournment

At 7:37 p.m., Mayor Lemon adjourned the Regular Council meeting.

These minutes dated December 8, 2008 were approved at the Regular Council Meeting of December 22, 2008.

Jim Lemon, Mayor

ATTEST:

Kathryn Thompson, CMC, City Clerk