

**COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
NOVEMBER 23, 2010**

7:00 PM: MEETING CALLED TO ORDER BY MAYOR RICHARD NICHOLS.

7:01:36 PM

ROLL CALL: FOLL, BERGIN, WHITE, MANCE, JANKE, KYLE AND ONE VACANCY.

7:02:39 PM

PRESENT: COUNCILMEMBER NANCY FOLL, COUNCILMEMBER DOROTHY BERGIN, COUNCILMEMBER LOU JANKE, COUNCILMEMBER DOUG KYLE AND MAYOR RICHARD NICHOLS.

ABSENT: COUNCILMEMBER BETTY WHITE AND COUNCILMEMBER PEARL MANCE.

STAFF PRESENT: DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI, POLICE CHIEF ROBERT MESHISHNEK, CITY CLERK/HUMAN RESOURCES MANAGER HOLLY PANNELL, CITY TREASURER VICKIE STRONG AND MUNICIPAL SERVICES DIRECTOR ERIC DURPOS.

SALUTE TO THE FLAG.

CONSENT AGENDA:

- #01. **MINUTES OF THE NOVEMBER 9, 2010 COLVILLE CITY COUNCIL MEETING.**
- #02. **NOVEMBER 24, 2010 CLAIMS CHECKS #43149 ~ #43207 IN THE AMOUNT OF \$182,597.46 AS APPROVED FOR PAYMENT BY THE AUDIT COMMITTEE.**
- #03. **NOVEMBER 5, 2010 – NOVEMBER 18, 2010 CONTRACT/AGREEMENT LIST REVIEW.**

MAYOR NICHOLS READ THE CONSENT AGENDA.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER BERGIN SECONDED THE MOTION THAT "VOUCHERS AUDITED AND CERTIFIED BY THE AUDITING COMMITTEE AS REQUIRED BY RCW 42.24.080 AND THOSE EXPENSE REIMBURSEMENT CLAIMS CERTIFIED AS REQUIRED BY RCW 42.24.090 HAVE BEEN RECORDED ON A LISTING WHICH HAS BEEN MADE AVAILABLE TO THE COUNCIL AS OF THIS DATE NOVEMBER 23, 2010 AND DOES APPROVE FOR PAYMENT THOSE VOUCHERS INCLUDED IN THE ABOVE LIST AND FURTHER DESCRIBED AS FOLLOWS: NOVEMBER 24, 2010 CLAIMS CHECKS #43149 ~ #43207 IN THE AMOUNT OF \$182,597.46" AND DOES APPROVE THE CONSENT AGENDA AS READ.

7:04:07 PM

MOTION PASSED.

PRIORITY ITEMS:

- #04. **DISCUSSION: INTERVIEW CANDIDATES FOR VACANT COUNCILMEMBER POSITION FOR WARD II, POSITION 3.**

MAYOR NICHOLS EXPLAINED THE PROCEDURES FOR THE INTERVIEW OF THE CANDIDATES FOR THE VACANT COUNCIL POSITION CREATED BY THE RESIGNATION OF ERIC OHRTMAN. THE APPLICANTS WERE ASKED TO DRAW NUMBERS FOR ORDER OF INTERVIEWS. THE APPLICANT NOT BEING INTERVIEWED WAS ASKED TO LEAVE THE ROOM.

TERRY FOSTER, 635 EAST ASTOR, WAS THE FIRST TO BE INTERVIEWED. DARON TATE, 960 EAST ASTOR, WAS SECOND TO BE INTERVIEWED.

ALL CANDIDATES WERE ASKED THE FOLLOWING QUESTIONS:

1. PLEASE TELL US ABOUT YOUR EDUCATION OR EXPERIENCE THAT QUALIFIES YOU FOR THE POSITION OF CITY COUNCILPERSON.

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2. PLEASE DESCRIBE YOUR UNDERSTANDING OF THE ROLE OF CITY COUNCILMEMBER.
3. HOW WILL YOU INCORPORATE THE OPINIONS OF YOUR CONSTITUENTS IN YOUR DECISION-MAKING?
4. WHAT SPECIFIC AREAS OF CITY GOVERNMENT INTEREST YOU THE MOST?
5. DO YOU HAVE ANY AGENDAS, SPECIAL INTERESTS, OR GOALS FOR YOURSELF OR THE CITY COUNCIL?
6. DESCRIBE YOUR STRENGTHS AND THEN THE AREAS IN WHICH YOU WOULD LIKE TO IMPROVE.
7. WHY SHOULD WE SELECT YOU?

#05. EXECUTIVE SESSION: DISCUSS CANDIDATES FOR VACANT COUNCIL POSITION FOR WARD II, POSITION 3. RCW 42.30.110(H)

7:22:20 PM MAYOR NICHOLS CALLED FOR EXECUTIVE SESSION AT 7:22 P.M. TO DISCUSS THE CANDIDATES FOR THE VACANT COUNCILMEMBER POSITION AND STATED THAT IT WOULD LAST FOR APPROXIMATELY 8 MINUTES.

7:30:13 PM MAYOR NICHOLS RECONVENED THE REGULAR MEETING AT 7:30 P.M.

#06. POSSIBLE APPOINTMENT: VOTE FOR COUNCILMEMBER FOR WARD II, POSITION 3.

MAYOR NICHOLS POLLED THE COUNCIL FOR THEIR SELECTION:

KYLE – TERRY FOSTER; JANKE – TERRY FOSTER; BERGIN – TERRY FOSTER; FOLL – TERRY FOSTER.

TERRY FOSTER WAS SELECTED UNANIMOUSLY.

#07. OATH OF OFFICE: COUNCILMEMBER FOR WARD II, POSITION 3.

MAYOR NICHOLS ADMINISTERED THE OATH OF OFFICE FOR THE POSITION OF COUNCILMEMBER FOR WARD II, POSITION 3 TO TERRY FOSTER.

PUBLIC HEARINGS:

#08. PUBLIC HEARING: FIRST PUBLIC HEARING ON THE PROPOSED PRELIMINARY BUDGET FOR THE CITY OF COLVILLE FOR 2011.

7:36:03 PM MAYOR NICHOLS DECLARED THE FIRST PUBLIC HEARING ON THE PROPOSED PRELIMINARY BUDGET FOR THE CITY OF COLVILLE FOR 2011 OPEN AT 7:36 P.M. AND STATED THAT EVERYONE PRESENT WILL BE GIVEN AN OPPORTUNITY TO BE HEARD. THE CITY CLERK WILL BE RECORDING WHAT IS SAID. WHEN YOU ADDRESS THE COUNCIL, PLEASE STEP TO THE MICROPHONE AND STATE YOUR NAME AND ADDRESS. ONLY ONE PERSON WILL BE ALLOWED TO SPEAK AT A TIME.

JEFF HARSHMAN, 985 JOHNSON WAY, STATED THAT THE ONE THING THAT CONCERNS HIM IS THE CITY ENGINEER POSITION. HE STATED THAT IT IS TROUBLING THAT THIS POSITION MIGHT BE ELIMINATED. HIS UNDERSTANDING IS THAT THERE IS SOME MONEY IN THE 2011 BUDGET FOR ENGINEERING SERVICES.

7:40:31 PM AS THERE WAS NO FURTHER PUBLIC COMMENT ON THIS ISSUE, MAYOR NICHOLS CLOSED THE PUBLIC HEARING AT 7:40 P.M.

#09. PUBLIC HEARING: FIXING THE ANNUAL PROPERTY TAX LEVY FOR THE CITY OF COLVILLE FOR THE FISCAL YEAR 2011.

7:41:30 PM MAYOR NICHOLS DECLARED THE PUBLIC HEARING TO CONSIDER FIXING THE ANNUAL PROPERTY TAX LEVY FOR THE FISCAL YEAR 2011 OPEN AT 7:41 P.M. AND STATED THAT EVERYONE PRESENT WILL BE GIVEN AN OPPORTUNITY TO BE HEARD. THE CITY CLERK WILL BE RECORDING

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WHAT IS SAID. WHEN YOU ADDRESS THE COUNCIL, PLEASE STEP TO THE MICROPHONE AND STATE YOUR NAME AND ADDRESS. ONLY ONE PERSON WILL BE ALLOWED TO SPEAK AT A TIME.

7:42:51 PM AS THERE WAS NO PUBLIC COMMENT ON THIS ISSUE, MAYOR NICHOLS CLOSED THE PUBLIC HEARING AT 7:42 P.M.

- #10. DISCUSSION/ACTION: PROPOSED ORDINANCE SETTING THE 2011 PROPERTY TAX LEVY FOR THE FISCAL YEAR 2011.**

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER BERGIN SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1451 N.S. SETTING THE 2011 PROPERTY TAX LEVY FOR THE FISCAL YEAR 2011.

7:45:21 PM
MOTION PASSED.

(ORDINANCE NO. 1451 N.S. IN ITS ENTIRETY IS ON FILE IN THE CITY CLERK'S OFFICE.)

PUBLIC APPEARANCES AND FORUM TIME:

- #11. DISCUSSION/UPDATE: TRI COUNTY ECONOMIC DEVELOPMENT DISTRICT EXECUTIVE DIRECTOR TO GIVE AN ANNUAL UPDATE.**

LESLIE JONES, EXECUTIVE DIRECTOR FOR TRI-COUNTY ECONOMIC DEVELOPMENT DISTRICT, REVIEWED THE SERVICES THAT ARE PROVIDED BY THE DISTRICT.

- #12. DISCUSSION/PRESENTATION: SPILLMAN POLICE RECORDS SYSTEM.**

POLICE CHIEF ROBERT MESHISHNEK INTRODUCED TOM STODDARD, THE SYSTEMS ADMINISTRATOR FOR THE SPILLMAN SYSTEM. TOM STODDARD REVIEWED THE SYSTEM AND HOW IT FUNCTIONS. HE STATED THAT LAW ENFORCEMENT FOR STEVENS COUNTY, CHEWELAH AND KETTLE FALLS ALL USE THIS SYSTEM.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER FOLL SECONDED THE MOTION TO GO AHEAD AND PURCHASE THE SPILLMAN PROGRAM AND AT THE NEXT COUNCIL MEETING COME BACK WITH A FIRM PROPOSAL FOR FUNDING AND MAKE UP THE DIFFERENCE NEEDED FROM A REDUCTION TO THE STREET FUEL LINE ITEM FOR 2011.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER FOLL SECONDED THE MOTION TO AMEND THE MOTION TO HAVE THE FUNDS COME FROM THE CURRENT EXPENSE FUND AT LARGE NOT SPECIFICALLY THE STREET FUEL LINE ITEM.

THE MOTION AND THE AMENDMENT WERE BOTH WITHDRAWN.

COUNCILMEMBER FOLL MOVED AND COUNCILMEMBER KYLE SECONDED THE MOTION THAT THE CITY COUNCIL RESOLVES TO PURCHASE THE SPILLMAN SYSTEM FOR 2011 AND PLACE IT IN THE BUDGET BASED ON THE SOURCES OF FUNDING PROVIDED BY THE POLICE CHIEF.

9:29:40 PM
MOTION PASSED.

PUBLIC COMMENT PERIOD:

- #13. PUBLIC COMMENT: THE FLOOR IS OPEN FOR ANY PUBLIC COMMENT.**

CRAIG CORDING, ASKED IF THIS PROPOSED POLICE SYSTEM IS SECURE AND CAN IT BE HACKED. MAYOR NICHOLS STATED THAT IT IS A SECURE SYSTEM.

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VELMER HAWKINS, ASKED IF THE CITY AGREED TO PAY THE BILL FOR THE 9-1-1 SYSTEM. MAYOR NICHOLS STATED THAT WE ARE NOT WILLING TO PARTICIPATE IN THE INCREASE FOR 2011 AT THIS TIME.

ANDY HYDORN, COLVILLE CHAMBER OF COMMERCE PRESIDENT, STATED THAT THE CHAMBER IS EXCITED TO SEE THE PARTNERS IN SAFETY PROJECT MOVE FORWARD FOR PURCHASE OF THE SPILLMAN SYSTEM.

BILL PIFER, 130 CRESTVIEW, STATED THAT HE IS SURPRISED TO SEE THE PROPOSED INCREASE IN THE WATER/SEWER RATES. HE STATED THAT THESE ARE SIGNIFICANT INCREASES. HE STATED THAT THERE HAS ALREADY BEEN A 40% INCREASE OVER THE LAST EIGHT YEARS. HE STATED THAT HE RECALLS READING THAT THE LAST INCREASES WERE TO FUND CAPITAL PROJECTS AND AFTER THOSE WERE DONE THE RATES WOULD NOT NEED TO BE RAISED. HE STATED THAT THESE ARE TOUGH ECONOMIC TIMES AND ASKED THE COUNCIL TO RECONSIDER THESE RATE INCREASES.

CRAIG CORDING ASKED ABOUT THE EFFECT THIS RATE INCREASE WOULD HAVE ON THE GOLF COURSE WATER RATES. HE STATED THAT IF THE WATER RATES GO UP, THEY MAY HAVE TO CLOSE A PORTION OF THE GOLF COURSE.

NEW BUSINESS:

#14. DISCUSSION/ACTION: POSSIBLE FINAL ACCEPTANCE OF THE PHASE 3, UPPER ZONE SYSTEM WELLS AND IMPROVEMENTS PROJECT.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER BERGIN SECONDED THE MOTION TO APPROVE FINAL ACCEPTANCE OF THE PHASE 3, UPPER ZONE SYSTEM WELLS AND IMPROVEMENTS PROJECT IN THE AMOUNT OF \$435,088.50.

9:48:26 PM

MOTION PASSED. *COUNCILMEMBER FOLL WAS NOT AVAILABLE FOR THE VOTE, BUT A QUORUM WAS STILL PRESENT.*

#15. DISCUSSION/ACTION: PROPOSED ORDINANCE ESTABLISHING NEW WATER SERVICE CONNECTION FEES.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER JANKE SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1452 N.S. ESTABLISHING NEW WATER SERVICE CONNECTION FEES.

COUNCILMEMBER FOLL STATED THAT SHE IS AGAINST THE MOTION, STATING THAT THERE IS NO RATIONALE FOR ONLY DOING A PORTION OF THE FEES AS PROPOSED AND THE DIFFERENCE IS BEING PAID BY THE RATE PAYERS.

9:55:24 PM

MOTION FAILED. *THERE WERE DISSENSIONS NOTED FROM COUNCILMEMBERS FOLL AND FOSTER.*

MOTION FAILS PER RCW 35.23.211 WHICH STATES IN PART, THAT NO ORDINANCE AND NO RESOLUTION OR ORDER SHALL HAVE ANY VALIDITY OR EFFECT UNLESS PASSED BY THE VOTES OF AT LEAST FOUR (4) COUNCILMEMBERS.

#16. DISCUSSION/ACTION: PROPOSED ORDINANCE ESTABLISHING NEW SEWER SERVICE CONNECTION FEES.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER JANKE SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1453 N.S. ESTABLISHING NEW SEWER SERVICE CONNECTION FEES.

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COUNCILMEMBER FOLL STATED THAT SHE IS AGAINST THE MOTION FOR THE SAME REASONS AS PREVIOUSLY STATED.

MUNICIPAL SERVICES DIRECTOR ERIC DURPOS SUGGESTED THAT MAYBE THESE FEES COULD BE INCREASED USING A PHASED APPROACH OVER A FIVE YEAR PERIOD.

10:08:17 PM

MOTION FAILED. *COUNCILMEMBER BERGIN VOTED IN FAVOR OF THE MOTION.*

THE CONSENSUS WAS TO INCREASE THE RATES BY AN EQUAL AMOUNT EACH YEAR OVER A 5 YEAR PERIOD AND BRING BACK NEW PROPOSED ORDINANCES FOR CONSIDERATION.

#17. DISCUSSION/ACTION: PROPOSED ORDINANCE ESTABLISHING NEW WATER RATES AND BASE CHARGES FOR RESIDENTIAL, MULTI-UNIT RESIDENTIAL AND COMMERCIAL ACCOUNTS.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER JANKE SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1454 N.S. ESTABLISHING NEW WATER RATES AND BASE CHARGES FOR RESIDENTIAL, MULTI-UNIT RESIDENTIAL AND COMMERCIAL ACCOUNTS.

COUNCILMEMBER JANKE ASKED ABOUT SPECIAL CASES SUCH AS LAUNDROMATS, CAR WASHES, ETC. AND HOW THEY WILL BE HANDLED. IT WAS STATED THAT THIS ORDINANCE DOES NOT CHANGE HOW THOSE ARE HANDLED.

COUNCILMEMBER JANKE ASKED ERIC DURPOS TO EXPLAIN THE IMPACTS THAT WILL TAKE PLACE IF THIS ORDINANCE DOESN'T PASS. ERIC DURPOS STATED THAT THERE WILL BE A REDUCTION IN OPERATIONS AND MAINTENANCE PROGRAMS IF THIS DOESN'T PASS, WHICH WILL CREATE A LIABILITY AND A REDUCTION IN REVENUES.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER JANKE SECONDED THE MOTION TO CALL FOR THE PREVIOUS QUESTION.

10:51:44 PM

MOTION PASSED.

10:52:03 PM

ORIGINAL MOTION PASSED.

#18. DISCUSSION/ACTION: 2011 BUDGET REVIEW/ISSUES.

COUNCILMEMBER JANKE PROVIDED A LIST OF SUGGESTIONS FOR ITEMS THAT COULD BE CHANGED IN THE PROPOSED BUDGET. COUNCIL REVIEWED THE PROPOSED LIST.

MAYOR NICHOLS STATED THAT WE JUST RECEIVED A PHONE CALL THAT WE RECEIVED A TIB (TRANSPORTATION IMPROVEMENT BOARD) GRANT TO DO THE WEST THIRD AVENUE PROJECT. THIS PROJECT MIGHT ALSO IMPACT THE 2011 BUDGET AND THERE WILL BE A NEED FOR SOME PROFESSIONAL SERVICES ON THIS PROJECT.

COUNCIL REQUESTED THAT THE MAYOR LOOK AT WAYS TO MAKE UP THE NECESSARY FUNDS IN 2011 FOR THE SPILLMAN PROJECT.

COUNCILMEMBER FOLL STATED THAT SHE IS CONCERNED ABOUT REDUCING THE AIRPORT MANAGER POSITION. SHE STATED THAT SHE IS ALSO CONCERNED ABOUT THE JUSTIFICATION TO KEEP THE ASSISTANT PLANNER POSITION.

COMMITTEE OR SPECIAL REPORTS:

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#19. AIRPORT RELOCATION PROJECT: REPORT ON ANY PENDING ITEMS.

MAYOR NICHOLS STATED THAT AN UPDATE WAS HANDED OUT FROM GRANT JENSEN OF HEBERT RESEARCH REGARDING THE ECONOMIC IMPACT STUDY.

#20. CITY ATTORNEY: REPORT ON ANY PENDING ITEMS.

NO REPORT.

#21. COUNCIL PENDING ITEMS: REVIEW LIST OF COUNCIL PENDING ITEMS.

NO REPORT.

INDIVIDUAL REPORTS BY MAYOR, COUNCILMEMBERS AND STAFF.

COUNCILMEMBER JANKE ASKED ABOUT THE STATUS OF THE FENCE REPAIR AT THE AIRPORT FOLLOWING THE RECENT ACCIDENT. IT WAS STATED THAT THE INSURANCE COMPANY IS WORKING ON GETTING IT FIXED.

AS THERE WAS NO FURTHER BUSINESS TO COME BEFORE THE COUNCIL, COUNCILMEMBER FOLL MOVED AND COUNCILMEMBER KYLE SECONDED THE MOTION TO ADJOURN THE MEETING.

11:43:09 PM
MOTION PASSED.

TIME OF ADJOURNMENT: 11:43 P.M.

MAYOR RICHARD NICHOLS

Attest:_____
Holly Pannell, CMC, PFO, City Clerk/
Human Resources Manager