

Colville, Washington
Regular City Council Meeting Minutes
March 27, 2012

7:00 PM: MEETING CALLED TO ORDER BY MAYOR DEBORAH RARRICK.

[7:01:31 PM](#)

ROLL CALL: FOLL, BERGIN, LAWSON, BEATTY, JANKE, BIRCH AND FOSTER.

[7:01:27 PM](#)

PRESENT: COUNCILMEMBER NANCY FOLL, COUNCILMEMBER DOROTHY BERGIN, COUNCILMEMBER ANNE LAWSON, COUNCILMEMBER BILL BEATTY, COUNCILMEMBER LOU JANKE, COUNCILMEMBER MIKE BIRCH, COUNCILMEMBER TERRY FOSTER AND MAYOR DEBORAH RARRICK.

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 ADMINISTRATOR ERIC DURPOS.

SALUTE TO THE FLAG.

CONSENT AGENDA:

- #01. **MINUTES OF THE MARCH 13, 2012 REGULAR COLVILLE CITY COUNCIL MEETING.**
- #02. **MARCH 28, 2012 CLAIMS CHECKS #46003 ~ #46074 IN THE AMOUNT OF \$76,913.96 AS APPROVED FOR PAYMENT BY THE AUDIT COMMITTEE.**
- #03. **MARCH 9, 2012 ~ MARCH 22, 2012 CONTRACT/AGREEMENT LIST REVIEW.**

MAYOR RARRICK READ THE CONSENT AGENDA.

COUNCILMEMBER BERGIN MOVED AND COUNCILMEMBER BIRCH 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 MARCH 27, 2012 AND DOES APPROVE FOR PAYMENT THOSE VOUCHERS INCLUDED IN THE ABOVE LIST AND FURTHER DESCRIBED AS FOLLOWS: MARCH 28, 2012 CLAIMS CHECKS #46003 ~ 46074 IN THE AMOUNT OF \$76,913.96" AND DOES APPROVE THE CONSENT AGENDA AS READ.

[7:03:08 PM](#)

MOTION PASSED.

PUBLIC HEARING/POSSIBLE ACTION:

- #04. **PUBLIC HEARING: CONSIDER AN AMENDMENT TO THE 2012 OPERATING BUDGET.**

[7:03:33 PM](#) MAYOR RARRICK DECLARED THE PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE 2012 OPERATING BUDGET OPEN AT 7:03 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.

[7:05:16 PM](#) AS THERE WAS NO PUBLIC COMMENT ON THIS ISSUE, MAYOR RARRICK CLOSED THE PUBLIC HEARING AT 7:05 P.M.

- #05. **DISCUSSION/ACTION: PROPOSED ORDINANCE AMENDING THE 2012 OPERATING BUDGET.**

COUNCILMEMBER BERGIN MOVED AND COUNCILMEMBER LAWSON SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1475 N.S. AMENDING THE 2012 OPERATING BUDGET.

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[7:06:40 PM](#)

MOTION PASSED.

(ORDINANCE NO. 1475 N.S. IN ITS ENTIRETY IS ON FILE IN THE CITY CLERK'S OFFICE.)

PUBLIC COMMENT PERIOD:

#06. PUBLIC COMMENT: THE FLOOR IS OPEN FOR ANY PUBLIC COMMENTS.

JACK SMITH STATED THAT HE IS NOT A BIG FAN OF THE PEACE SYMBOL OR THE CURRENT ENVIRONMENTAL AGENDA. HE STATED THAT WHEN HE SAW THE PROPOSAL TO CONVERT THE 'C' ON COLVILLE MOUNTAIN INTO A PEACE SIGN TO CELEBRATE EARTH DAY HE FELT HE NEEDED TO COMMENT. HE STATED THAT HE THINKS THIS REQUEST SHOULD BE DECLINED. HE STATED THAT THE PEACE SIGN WAS DESIGNED BY A BRITISH NUCLEAR DISARMAMENT GROUP, MOST OF THESE PEOPLE WERE MARXIST AND ATHEISTS. THIS GROUP DIDN'T WANT PEACE AND THEY PROTESTED FOR UNILATERAL, NOT MULTILATERAL DISARMAMENT. WHEN HE THINKS OF THE PEACE SIGN HE THINKS OF THE TORTURE AND SUFFERING OF POW'S AND THE SLURS TOWARDS THE MILITARY. EARTH DAY IS USED TO PROMOTE ANTI-CAPITALISM, ANTI-INDUSTRIALIZATION AND OTHER ANTI-CIVILIZATION POLITICS. HE STATED THAT HE THINKS IF ANYONE WANTS TO CELEBRATE ON APRIL 22ND THEY SHOULD HANG AN AMERICAN FLAG AND PLANT A TREE. HE SAID HE USED TO CELEBRATE ARBOR DAY AS A KID AND IT WAS NICE, THEY WENT OUT AND PLANTED A TREE AND FELT GOOD ABOUT IT. THE REST OF THIS STUFF IS TOO TIED UP IN POLITICS.

AVRUM BAUM, 1512 MCFARLANE RD, HANDED OUT A PICTURE OF HIS FUTURE DEVELOPMENT PROJECT ON THE CORNER OF OAK STREET AND 3RD AVENUE. HE STATED THAT HE IS ASKING FOR THE COOPERATION OF THE CITY ON SEVERAL ISSUES. HE STATED THAT WE HAVE AN OPPORTUNITY TO FIX THE HUGE STORM WATER ISSUE THAT AFFECTS THE BUSINESSES IN THIS AREA. HE STATED THAT HE IS TRYING TO COORDINATE ALL OF THE EFFORTS SO WHEN HE IS IN THE ALLEY READY TO DO HIS TIE IN THE CITY WILL BE THERE DOING THEIR WORK. HE ALSO STATED THAT HE WOULD LIKE TO MOVE ALL THE UTILITIES UNDERGROUND BUT HE DOESN'T HAVE THE EXTRA MONEY. HE STATED THAT THERE WAS A PROJECT IN COEUR D' ALENE, IDAHO THAT SETS ASIDE MONEY FOR INFRASTRUCTURE DEVELOPMENT AND A PORTION OF THESE FUNDS WERE GIVEN BACK TO THE DEVELOPER. HE STATED THAT HE ISN'T SURE IF THIS TYPE OF PLAN MIGHT BE AVAILABLE IN COLVILLE.

MATT RIGGEN STATED THAT HAS RECEIVED NO NEGATIVE FEEDBACK ABOUT THE PEACE SIGN.

PUBLIC APPEARANCES AND FORUM TIME:

#07. DISCUSSION/ACTION: REQUEST TO TRANSFORM THE COLVILLE MOUNTAIN 'C' INTO A PEACE SIGN FOR EARTH DAY.

PETER QUINN, 2335 ONION CREEK RD, STATED THAT MOST OF THE THINGS STATED BY JACK SMITH WERE UNTRUE AND THERE IS NOTHING POLITICAL ABOUT IT. HE STATED THAT HE IS AN ADVOCATE OF PEACE AND THIS IS JUST A SYMBOL. HE STATED THAT HE WOULD LIKE PERMISSION TO TRANSFORM THE 'C' ON COLVILLE MOUNTAIN INTO A PEACE SIGN FOR ONE DAY IN CELEBRATION OF EARTH DAY AND ALSO WORK TO REPAIR THE 'C'.

COUNCILMEMBER FOLL MOVED AND COUNCILMEMBER BERGIN SECONDED THE MOTION TO ALLOW PETER QUINN AND FRIENDS TO BE GRANTED THE ACCESS TO THE 'C' ON COLVILLE MOUNTAIN TO DO REPAIRS BEGINNING ON FRIDAY, APRIL 20TH AND BEING ABLE TO PUT UP THE PEACE SYMBOL ON SATURDAY, APRIL 21ST AND LEAVE IT UP ON SUNDAY, APRIL 22ND AND TAKE IT DOWN EARLY ON MONDAY.

COUNCILMEMBER FOSTER STATED THAT HE GREW UP DURING SOME OF THE WAR PROTESTS AND SYMBOLS MEAN DIFFERENT THINGS TO DIFFERENT PEOPLE. PERSONALLY HE DOES NOT LIKE THE PEACE SIGN BECAUSE OF WHAT IT MEANS TO HIM.

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COUNCILMEMBER JANKE STATED THAT HE IS CONCERNED ABOUT SETTING A PRECEDENT THAT WOULD ALLOW OTHER ACTIONS.

COUNCILMEMBER BIRCH STATED THAT WE SHOULD HAVE A LEGAL OPINION REGARDING THIS REQUEST. IT WAS STATED THAT THERE IS ANOTHER COUNCIL MEETING ON APRIL 10, 2012.

COUNCILMEMBER BERGIN WITHDREW HER SECOND. THEREFORE, THE MOTION DIED FOR LACK OF A SECOND.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER BIRCH SECONDED THE MOTION TO POSTPONE THE DISCUSSION ON THIS PROPOSAL UNTIL THE NEXT COUNCIL MEETING PENDING LEGAL REVIEW.

[7:48:40 PM](#)

MOTION PASSED.

UNFINISHED BUSINESS:

#08. DISCUSSION/ACTION: POSSIBLE APPROVAL OF THE TASK ORDER WITH WELCH COMER FOR DESIGN REVIEW FOR THE ELM STREET PROJECT.

MUNICIPAL SERVICES ADMINISTRATOR ERIC DURPOS STATED THAT THE PROPOSED TASK ORDER WAS PRESENTED TO COUNCIL AT THE LAST MEETING. COUNCIL REQUESTED REVISIONS TO SOME ITEMS. HE STATED THAT THOSE REVISIONS HAVE BEEN MADE TO THE THREE ITEMS REQUESTED.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER LAWSON SECONDED THE MOTION TO APPROVE TASK ORDER #12-02 IN THE AMOUNT NOT TO EXCEED \$23,500 WITH WELCH COMER FOR DESIGN PHASE SERVICES FOR THE ELM STREET PROJECT.

[7:53:34 PM](#)

MOTION PASSED.

NEW BUSINESS:

#09. DISCUSSION/ACTION: POSSIBLE BID AWARD FOR THE 3RD AVENUE RECONSTRUCTION PROJECT.

MUNICIPAL SERVICES ADMINISTRATOR ERIC DURPOS STATED THAT WE ENDED UP ABOUT \$37,781.08 SHORT TO COMPLETE THE PROJECT. HE STATED THAT THEY DID EXTEND THE SCOPE OF THE PROJECT TO FIX THE STORM DRAIN ISSUES AND CUT OTHER ITEMS OUT OF THE PROJECT. ERIC DURPOS REVIEWED THE FUNDING OPTIONS:

OPTION A:

PULL ADD ALTERNATES FROM BID AWARD. THIS WOULD STOP THE NEW STORM LINE AT WYNNE ST. AND WOULD NOT ADDRESS MAJOR STORM ISSUES IN THE ALLEY EAST OF MAIN ST. THIS WOULD ALSO LEAVE APPROXIMATELY \$400,000 DOLLARS OF TIB GRANT DOLLARS UNEXPENDED.

OPTION B:

FUND THE SHORT FALL FROM STREET 1% FUNDS WHICH HAS AN ESTIMATED 2012 ENDING FUND BALANCE OF \$67,000. THIS OPTION WOULD LEAVE THE STREET DEPT. WITH ALMOST NO CONTINGENCY MONEY TO HELP BALANCE THE BUDGET. THIS OPTION WOULD ALSO TAKE AWAY MONEY FROM COUNCIL'S PRIORITY OF PAVEMENT PRESERVATION AND FUTURE STREET IMPROVEMENT PROJECTS.

NOTE: THIS IS NOT MONEY IN THE BANK BUT RATHER PROJECTED MONEY WHICH HAS YET TO BE RECEIVED, WHICH MAY OR MAY NOT COME IN AS PROJECTED.

OPTION C:

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POSSIBLY DO AN INTERDEPARTMENTAL LOAN TO STREETS FROM WATER AND SEWER. THIS WOULD NEED TO BE PAID BACK IN THREE YEARS WITH INTEREST. THIS OPTION WOULD ALSO TAKE AWAY MONEY FROM COUNCIL'S PRIORITY OF PAVEMENT PRESERVATION AND FUTURE STREET IMPROVEMENT PROJECTS.

OPTION D:

FUND THE SHORT FALL FROM THE CURRENT EXPENSE RAINY DAY FUND WHICH HAS A BALANCE OF \$437,000.

OPTION E:

FUND THE SHORT FALL FROM THE EXCESS 2012 (UNRESERVED) BEGINNING FUND BALANCE OF \$762,385. THE 2012 PROJECTED BALANCE WAS \$569,000 BUT IS ACTUALLY \$193,000 MORE THAN ANTICIPATED.

COUNCILMEMBER JANKE REVIEWED THE DETAILED BID TABULATIONS AND THOUGHT THAT ITEM #49 LOOKED ALARMING.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER BEATTY SECONDED THE MOTION TO AWARD THE BID FOR THE 3RD AVENUE RECONSTRUCTION PROJECT TO KRCI, LLC USING OPTION E FOR FUNDING AND ASK THAT ERIC DURPOS VERIFY WELCH COMER'S REVIEW OF ITEMS #49 AND #73 ARE REASONABLE AND AWARDED THE CONTRACT IN THE AMOUNT OF \$1,678,739.08 PENDING TIB APPROVAL.

8:19:56 PM

MOTION PASSED.

#10. DISCUSSION/POSSIBLE ACTION: REVIEW OF THE WORKLOAD AND WORKING HOURS FOR POSITIONS IN THE BUILDING/PLANNING DEPARTMENT.

DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI STATED THAT IN HIS OPINION THERE IS AN IMMEDIATE NEED TO RETURN THE BUILDING INSPECTOR/OFFICIAL POSITION TO FULL-TIME AT 40 HOURS PER WEEK.

COUNCILMEMBER JANKE STATED THAT HE TALKED TO THE CITY CLERK AND IN ORDER TO RETURN THIS POSITION TO FULL-TIME IT WOULD BE ABOUT \$21,000 ADDITIONAL FOR SALARIES AND BENEFITS.

COUNCILMEMBER JANKE STATED THAT A LOT OF THE DUTIES OF THIS POSITION ARE TIED TO SAFETY AND THIS IS A VERY TECHNICAL POSITION AND IT TAKES TIME TO STAY CURRENT ON ALL THE CODES.

COUNCILMEMBER FOLL STATED THAT THERE WAS RATIONALE PREVIOUSLY THAT THE POSITION ONLY NEEDED TO BE PART-TIME. IT'S DIFFICULT TO MAKE A DECISION AND DETERMINE WHAT THE BASIS IS FOR PART-TIME OR FULL-TIME.

COUNCILMEMBER BERGIN SUGGESTED TRYING SOME OTHER REDUCED NUMBER OF HOURS ON A TRIAL BASIS RATHER THAN GOING BACK TO FULL-TIME RIGHT AWAY.

COUNCILMEMBER LAWSON STATED THAT SHE REVIEWED THE MEMO SUBMITTED BY JIM LAPINSKI AND THE PROJECTS HE LISTED FOR RATIONALE AND A BASIS FOR RETURNING TO FULL-TIME. SHE STATED THAT SHE SPOKE WITH AVISTA AND THAT PROJECT WILL NOT BE HAPPENING ANYTIME SOON, THE HABITAT FOR HUMANITY DUPLEX IS ALMOST DONE AND THE TWO PROJECTS AT THE COMMUNITY COLLEGE WILL BE DONE THIS WEEK. SHE FELT THAT THIS WASN'T A VERY CONVINCING LIST OF PROJECTS THAT ARE GOING ON.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER BERGIN SECONDED THE MOTION TO GO AHEAD AND GO BACK TO 40 HOURS PER WEEK FOR THE BUILDING INSPECTOR/OFFICIAL POSITION FOR THE REMAINDER OF 2012 WITH THE \$21,000 COMING OUT OF THE EXCESS CURRENT EXPENSE BEGINNING FUND BALANCE.

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COUNCILMEMBER FOLL STATED THAT SHE IS HAPPY TO SEE A DESK AUDIT, HOWEVER THERE IS NO TIME ATTACHED TO THE DUTIES LISTED.

[8:45:33 PM](#)

MOTION PASSED. *THERE WAS ONE DISSENSION NOTED FROM COUNCILMEMBER LAWSON.*

COUNCILMEMBER JANKE STATED THAT HE STILL WANTS TO CONTINUE TO ANALYZE THE WHOLE DEPARTMENT STAFF HOURS AND TASKS AND THERE ARE STILL DECISIONS AND TRADE-OFFS TO MAKE.

COMMITTEE OR SPECIAL REPORTS:

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

NO REPORT.

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

NO REPORT.

INDIVIDUAL REPORTS BY MAYOR, COUNCILMEMBERS AND STAFF:

AIRPORT BOARD CHAIRMAN JEFF HARSHMAN STATED THAT HE HELD AN UN-OFFICIAL OPEN HOUSE OVER THE WEEKEND TO DISCUSS AIRPORT ISSUES. THERE WERE ABOUT 16 PEOPLE THERE AND IT WAS A GOOD DISCUSSION.

COUNCILMEMBER FOLL ASKED THE BUILDING/PLANNING DIRECTOR TO DETERMINE WHICH PROCESS IS THE CORRECT ONE FOR THE CFP (CAPITAL FACILITIES PLAN) PROCESS. THERE WERE TWO DIFFERENT DOCUMENTS HANDED OUT AT THE RECENT WORK SESSION. SHE ALSO STATED THAT SHE WAS HAPPY THAT WE MIGHT FINALLY HAVE A DOCUMENT TO BE USED FOR BUILDING MAINTENANCE ISSUES AND ASSESSMENTS.

COUNCILMEMBER BIRCH ASKED IF ANYTHING WAS BEING DONE REGARDING THE STORM WATER UTILITY AND MAKING SURE WE ARE INVOLVING THE PUBLIC. COUNCILMEMBER FOLL REPORTED THAT ERIC DURPOS HAS STARTED WORKING ON THE COMMUNICATION PLAN.

COUNCILMEMBER FOSTER STATED THAT BEFORE THE COUNCIL WORK SESSION HE WAS CONCERNED ABOUT THE COST FOR THE STORM WATER UTILITY. AFTER THE INFORMATION PRESENTED AT THE WORK SESSION, HE FEELS THAT THIS IS A VERY POSITIVE STEP FORWARD.

MAYOR RARRICK STATED THAT SHE HAD A COFFEE WITH THE MAYOR AT THE COMMISSIONERS OFFICE LAST TUESDAY. SHE STATED THAT THE NEXT ONE IS AT THE BOWLING ALLEY ON APRIL 16TH FROM 6-8PM AND THERE IS ANOTHER ONE ON APRIL 18TH AT THE INDOOR MARKET.

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

[8:58:32 PM](#)

MOTION PASSED.

TIME OF ADJOURNMENT 8:58 P.M.

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MAYOR DEBORAH RARRICK

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