

OPENING OF COUNCIL MEETING

Mayor Linda Kadlec opened the Remote/In Person Council meeting at 7:00pm. Council members present, in person were Scott Yaeger, Mark Weigand, Dede Boyer, Debbie Chapman, Michelle Plumb and Dennis Chamberlain. Council Member Mike Schrag was present remotely. Staff members in attendance were Clerk-Treasurer Julie Flyckt, Public Works Director Dave Breazeale, Deputy Clerk Treasurer II Michelle Asmussen, City Attorney John Kragt and City Police Chief David McCormick. Also present in person were Kim & Karl Smith for the Public comment portion. City Fire Chief Joel Bell was excused.

ACCEPTANCE OF THE CONSENT AGENDA

Mayor Linda Kadlec asked if there were any changes to the consent agenda. Council Member Mark Weigand made a motion to accept the consent agenda. Council Member Dennis Chamberland seconded the motion. Motion passed 7-0.

PUBLIC REQUESTS AND COMMENTS- Mayor Kadlec asked if there was anyone that had any comments. Clerk-Treasurer Julie Flyckt stated that there were some public comments, but it was specific to the show cause hearing, so when we get to that section of the agenda, they will speak at that time.

ACTION AGENDA

- A. Show Cause Hearing, 108 E. Fir Ave:** Mayor Kadlec opened the Show Cause hearing for 108 E Fir Ave at 7:03pm. The purpose of the hearing is for the City Council to hear and consider the pertinent facts relating to show cause why a resolution should not be adopted ordering the mobile homes be removed. Chief McCormick stated that everyone has a copy of the power point in their packet that is attached to Resolution 2021-06. On the first page, the 1st picture on the left was a picture he took in September of last year. There are two people living in the 5th wheel and one person living in the motorhome. At one point in time Mayor Cook went and spoke with the property owner and they moved the 5th wheel out of there for a short period of time then brought it back and set it up again. The next picture is from January 2021, and the 5th wheel and motorhome are still in the same place and the same condition. On the 16th of April the Chief took some more pictures. The motorhome is still sitting in the same place, the fifth wheel is also still sitting there with a jack stand and power cords attached to it. There is another travel trailer about 24' that was moved in there about the first of the week right next to the front door of the home. Chief McCormick has sent pictures to city hall at various different times that go beyond the first pictures that are depicted in the presentation, and they have been there longer than the dates indicated. He has not seen any hoses hooked up to any of the trailers. Public Works Director Dave Breazeale stated he has heard rumors they are dumping raw sewage in the alley way. He stated that he has not seen any evidence of that but there is straw laid out but that does not mean anything. Chief McCormick stated they have told him in the past that they go inside and use the restroom at the home at 108 E. Fir. Chief McCormick stated he has never seen a sewer hose set up on the trailers and he drives that way often. Chief McCormick stated he has not seen any sort of sewage collection container underneath either one of the trailers and if he had he would have stopped and gotten pictures and asked Julie to get a hold of the health department. He has not seen anything remotely

looking like dumping of sewage on either side of the alleyway. Mayor Kadlec asked if there was anyone on behalf of the property as the owner there to speak. Hearing none she asked if there were any other comments. Karl Smith, who lives at 104 E. Fir right next door to the property provided comment. He has gone outside some evenings and he can smell the sewage where they have drained it. All winter long they have been driving up and down the alleyway, which he maintains, making it a muddy mess. They have caused issues with his grandchildren, neighbors, and his children and something needs to be done. Kim Smith stated the motorhome has actually been their since they purchased their property in August of 2019. Every morning when she gets up to make coffee that is the view that she sees out her window and when she is out on the back deck, she has to smell their pot or their sewage. They are trying to clean things up down there except for that property, that looks like a used RV sales lot, and she hopes the council can help get it cleaned up. Council Member Dennis Chamberlain wanted to know what the process is for removing the motor homes. Clerk-Treasurer Julie Flyckt stated under the mobile home section of the city code it would be a civil infraction of up to a \$500 per day penalty that can be assessed. Resolution 2021-06 states they need to remove the mobile homes or there will be a civil infraction up to a \$500 penalty per day. City Attorney John Kragt stated there has to be a punishment that is equal to the crime, and hopefully you can get compliance of some kind. If they do not comply, there will be a pretty hefty civil penalty and eventually we can look at placing a lien on the property. John stated after the resolution is passed then we will send a copy of the past resolution with a notification of the fine. The show cause hearing was closed after the vote on the resolution at 7:35pm.

- B. Resolution 2021-06: Removal of Mobile Homes-** Council Member Scott Yaeger made a motion to adopt Resolution No 2021-06. Council Member Dede Boyer seconded the motion. Motion passed 7-0.

DISCUSSION AGENDA

- A. Standpipe Update-** Public Works Director Dave Breazeale stated on Monday the ROV went through the top of the hatch and did an inspection for about an hour and a half. There are quite a few anomalies such as rust spots on the coating coming through the coating on the seams. He opted to drain the tank so we could get a better look at it and see if it was rust. Bruce Larkin came up the following day for the inspection and in the first 10' of the ring there were 20 rust spots, and another 110' also showed a ring every 10'. Every time there is a seam it didn't get coated very well. There is rust on the floor where the level indicator wire is broke and where the indicator has been banging against the tank from being broke. They also missed spots on the exterior of the tank going up to the hatch and the hatch was not sealed right. There are a number of things that were not done correctly. Bruce stated there is an epoxy you can apply under water that has zero solvents in it and is EPA friendly, except we have so much oil in our tank that it won't adhere (food grade oil for bearings on the pump). Ben Varela drafted a letter that is going to have Bruce Larkin's report attached to it and there is a zip drive and a YouTube link that shows the entire inspection via the ROV. As of right now we have the retainage amount from that job, which is around \$25,000 and we are going to keep that and see what their response is and then go from there. The best-case scenario

is they come and fix it and we will have to drain the tank again, but we will not do it until next March. It should not take as long as last time, because they are fixing spots in the tank.

- B. Jan-March 2021 Financials-** Clerk-Treasurer Julie Flyckt reported on the first quarter financial report. Currently revenue and expenses are 25% to budget with current expense at 20.4% to Revenue and 27.3% to Expenditures. It is typical to be behind in revenue in the 1st quarter revenue until the first half property taxes has received. The sales and use tax is up 19%, hotel/motel tax is down 7%, property tax is down 31% and golf fees are up 72% from last year.

MAYOR UPDATES

- A. Clean up Week-** Mayor Kadlec stated the city is going to have a clean up week May 23-29. Mayor Kaldec will personally go out and be checking properties to make sure they are getting cleaned up and working with Chief McCormick on the nuisance ordinances. The Mayor will also be securing funding to support this project. This will include appliance clean up. Council Member Michelle Plumb asked if the reminder to secure refrigerators and freezers be part of the announcement just like last year. Chief McCormick stated that Washington State law states refrigerators/freezers have to be secured so children cannot get into them.

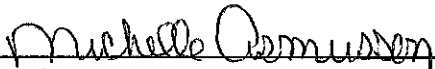
DEPARTMENT UPDATES

- A. City Attorney-** John Kragt stated he will double check on the show cause resolution civil penalty process, and he will work with Julie and the Chief on getting this taken care of. John stated he is also working with Julie on a couple of other things.
- B. Public Works-** Public Works Director Dave Breazeale stated they did the tank inspection on the interior and exterior on Monday as he reported earlier. Got a hold of Verizon and they are going to work on a plan to come out and fix the pigeon defecation on the side of the tank. He met with the museum volunteers board today to discuss the Burroughs Home and the progress of that project. Dave spoke to Brian Westmoreland and he found some stuff that needed to be fixed that he didn't initially see but he already allocated money ahead for that so we shouldn't need anymore money then we have already paid. The Museum Board thanked the City Council and the Mayor for continuing to fund the museums and to keep them up to date and keep up on the maintenance ongoing. The pad has been poured for the new cemetery bathroom last week, and it is all plumbed. Next they will have to build the walls but we have had water and sewer breaks so it is not complete yet. Pete's bid opening is tomorrow for the lift station, and the Main Ave/ADA project bid opening is on Friday.
- C. Police-** Police Chief Dave McCormick stated our community suffered some tagging late Friday night or early Saturday morning. It started at the old Parkway building at Division and Main windows and went out and hit several of the library story kiosk boards along the path and the sidewalk, Arnie Moeller's business, behind John Marshall's flag, a storage container on Main and behind the scale house for the seed plant were all hit. There was an accident on Hwy 21 the night before and there were two people brought to the hospital. One of those people were released into the community. He did not want assistance in getting back to Warden or Othello where he is from. It may be more than a coincidence that this happened when he was in our community that night. The poilice

have sent pictures of the tagging to the police departments in Othello and Warden to see if any of their gang officers can identify the tagging to a person. They have also been given this person's name and he has an extremely long rap sheet both in Othello and Warden. Scott Gorman contacted Chief McCormick about 11:00am Saturday morning and asked permission to clean to Parkway windows and he told him yes. Ned had already contacted Matt to see if he could start cleaning up the path as soon as Matt had taken his pictures, Ned was down there cleaning it up. He continuing to work with the mayor on the nuisance ordinance and provided the last draft ordinance to her, so she is going to dive into that.

- D. Clerk-Treasurer-** Clerk-Treasurer Julie Flyckt stated after one month of using Invoice Cloud about 7% of our utility customers are using it, which is 60 out of 874 customers. We are still doing our ACH which is when we automatically withdraw from their account through our bank, so between that 7% and the automatic withdrawals, 27% of our customers overall are using one of those methods. We are working towards a goal of 45% which would include those people that call to make over the phone payments. Council Member Dennis Chamberlain stated he thinks the email notices come too close together and maybe they could be set a little further apart. Clerk-Treasurer Julie Flyckt stated it may be due to the timeframe when he signed up for electronic bills and to let her know if is different next month.

ADJOURNMENT-With no further comments or business to come before the council, Mayor Linda Kadlec adjourned the remote and in person meeting at 8:09pm.


Michelle Asmussen, Deputy Clerk Treasurer II