

**CITY OF MCCLEARY**  
**Regular City Council Meeting**  
**Wednesday, August 24, 2011**

FLAG SALUTE	Mayor Dent Called the meeting to order at 7:00 PM with the Flag Salute.
ROLL CALL	Councilmembers Boling, Geer, Lant, Ator and Schiller.
ABSENT	None.
STAFF PRESENT	Present at the meeting were Dan Glenn, Wendy Collins, Nick Bird, George Crumb, Jennie Reed, and John Graham.
MINUTES APPROVED	<b>It was moved by Councilmember Geer, seconded by Councilmember Boling to approve the minutes as received. Motion Carried.</b>
PUBLIC COMMENT	<p>Lillian Finch is a new resident on Evergreen Place and stated her water has a bad sulfur smell. The odor gets in her cloths when she washes them and makes her hair smell like rotten eggs. The toilet tank water is black and there is black debris floating in her toilet bowl. She passed pictures around for the Council to review. She can't drink the water from the tap and would like to see the City move toward water improvements.</p> <p>James Ridney lives by the credit union and stated he cannot afford garbage service and does not want it. He believes it is unconstitutional to force residents to pay for garbage service when they do not want or need it. He said his property is free of garbage and he keeps it cleaned up. He reported he discontinued his service nine months ago and never reported it to the City. Dan Glenn informed him that it is constitutional for health and public safety issues.</p>
MAYOR'S REPORT	<p>The Mayor reported that Fire District 5 and the City are still in contract discussions. He is not happy with the figures the Fire District has proposed so far.</p> <p>Bonneville Power is increasing their wholesale power prices, however, the City will try not to increase the power rates to cover the increase.</p> <p>The three LEOFF1 caretakers for one of the City's retirees have submitted an increase for their monthly caretaking fee, which raises their rate from \$1520.00 each per month to \$2280.00. The LEOFF1 Board approved the increase so the City must pay it.</p> <p>The City had it's preliminary exit audit interview for 2009. There was a finding for issues relating to utility billing checks and balances and for not segregating duties. The City made extreme changes over the past year to correct these issues, however, the finding was for not implementing changes that were recommended during the 2007 and 2008 audits.</p> <p>The fraud investigation is continuing and the State Auditor's Office is spending countless hours working on finding the various areas of fraud. The SAO Director of Special Investigations is now involved so the process is moving more quickly and successfully.</p>
CITY ATTORNEY REPORT	Dan Glenn reiterated he is still waiting for a response from Fire District 5 on their proposal. Hopefully he will have more information to report at the next meeting.
DIRECTOR OF PUBLIC WORKS REPORT	<p>The energy conservation program is coming to an end; however, the City has one last thing it can offer the residents from the program. On Saturday, September 10th from 9:00 am to 12:00 noon at City Hall, there will be a free giveaway of four compact fluorescent light bulbs given to each resident that shows their current City bill.</p> <p>WSDOT will be performing a resurfacing project on SR8 adjacent to US101 on Sunday, August 28th. Traffic will be detoured.</p>
PWTF LOAN - WELL 2 & 3 IMPROVEMENTS	Nick Bird reported that after discussion with a member of the Public Works Board regarding the debt issue our country is facing and how it may affect federal loans, it was their stance that the PWTF funding for the period of 2012 is available and the only period subject to loss could be the 2013 funding pool. Based on this information, staff is suggesting the Council consider authorizing acceptance of the PWTF loan. <b>It was moved by Councilmember Boling, seconded by Councilmember Lant to authorize the Mayor to accept the PWTF Loan. Motion Carried.</b>

G & O AMENDMENT #19 - WELL  
2 & 3 DESIGN

**It was moved by Councilmember Schiller, seconded by Councilmember Ator to authorize the Mayor to sign contract amendment #19 with Gray & Osborne. Motion Carried.**

EAGLE SCOUT CEMETERY  
PROJECT

**It was moved by Councilmember Geer, seconded by Councilmember Lant to authorize Dallin Newell's request to provide planters, as originally proposed, at the cemetery entrance, after the State has given approval for the placement. Motion Carried.**

ORDINANCE NO. 773 RELATING  
TO PARKS

The park Ordinance has been ongoing for many months. The Council had asked for additional time to review it more thoroughly and at this time are ready to make a motion on it. Councilmember Lant requested one change, which was to remove a paragraph. **It was moved by Councilmember Lant, seconded by Councilmember Geer to amend Ordinance No. 773 by removing section 17, second paragraph. Roll call taken with one opposing vote made by Councilmember Schiller. Motion Carried.**

**It was moved by Councilmember Ator, seconded by Councilmember Lant to adopt Ordinance No. 773, relating to parks; establishing regulations; granting authority; adding new sections to Chapter 12.16 MMC; imposing penalties; and providing for severability and an effective date. Roll call taken with one opposing vote made by Councilmember Schiller. Motion Carried.**

CONCRETE BID

Concrete bids have been solicited for the park trail and the lowest bid came in from Bayview Redi Mix. **It was moved by Councilmember Boling, seconded by Councilmember Ator to authorize the material acquisition of Commercial Concrete through Bayview Redi Mix for a unit price of \$76.50 per cubic yard and not to exceed \$5473.12. Motion Carried.**

RFP FOR PROFESSIONAL  
CLEANING SERVICES

The City received a resignation letter stating our current janitorial cleaning service, Kellsbells, will no longer provide cleaning service for the City as of September 21, 2011, because they are moving out of the area. **It was moved by Councilmember Lant, seconded by Councilmember Boling to authorize staff to issue the Request for Proposal for cleaning services for City facilities. Motion Carried.**

RESOLUTION NO. 631  
DISCONTINUE COLLECTING  
TENANT DEPOSITS

The City collects deposits for tenants if the landlord request it and no longer requires home owners to pay a utility deposit. The auditor informed staff they need to open a separate bank account for utility deposits to keep them segregated from other City monies. The City does not receive any benefit from collecting deposits and will have to reconcile an additional account if they continue collecting tenant deposits. Staff is requesting Council to approve discontinuing the collection of utility deposits for landlords and their tenants. This will eliminate the need for an additional bank account and put the responsibility back on the landlords. **It was moved by Councilmember Lant, seconded by Councilmember Boling to adopt Resolution No. 631 relating to utility system operation, including deposits, establishing amounts and protocols, amending resolution 592, and providing for transition. Motion Carried.**

RESOLUTION NO. 632  
CHANGING UTILITY SHUT OFF  
PROTOCOLS

When a resident has a past due bill, they have until 10:00 am on the second Monday of the month to pay it before it is put into shutoff status. Once it is put in shutoff status, the current Resolution states they must not only pay the back bill but also the current bill to get their utilities turned back on. The second Monday of the month is always before the 15th, which is when the current bill would be due. Staff is asking to have the Resolution changed so it requires only the back bill due on shutoff day and allow the residents to have until the 15th to pay their current bill. Staff believes it is not fair to the residents to have to pay a bill before it is actually due. **It was moved by Councilmember Boling, seconded by Councilmember Ator to adopt Resolution No. 632 relating to the municipal utilities, setting forth and reaffirming practices and protocols, repealing Resolution 581, and setting an effective date. Motion Carried.**

PUBLIC COMMENT

The Mayor reminded everyone the regular City Council meeting schedule will begin again in September.

Councilmember Schiller asked Dallin Newell to stop by the Fire Station on Monday around 6:30 pm when the firemen are meeting and they will be happy to give donations to his Eagle Scout project.

EXECUTIVE SESSION

There was an executive session to discuss a litigation matter for ten minutes starting at 7:55 pm. The executive session ended at 8:05 pm. Attending were the Councilmembers, Mayor Dent, Dan Glenn, and Wendy Collins.

APPROVAL OF VOUCHERS

Vouchers/Checks approved were 33430-33467 in the amount of \$37,698.65 and 33480-33532 in the amount of \$82,998.56.

Payroll checks approved were 33385-33429 in the amount of \$133,112.11 and checks 33468-33548 in the amount of \$129,066.77.

It was moved by Councilmember Boling, seconded by Councilmember Schiller to approve the vouchers as received. Motion Carried.

ADJOURNMENT

It was moved by Councilmember Boling, seconded by Councilmember Ator to adjourn the meeting at 8:06 PM. The next meeting will be held on September 14, 2011 at 7:00 PM. Motion Carried.

Mayor Gary Dent: \_\_\_\_\_

Clerk-Treasurer Wendy Collins: \_\_\_\_\_