



## McCleary City Council Agenda

**February 8th, 2017 6:30 PM**

**Flag Salute**

**Roll Call:** \_\_\_ Pos. 1- Orffer, \_\_\_ Pos. 2-Richey , \_\_\_ Pos. 3- Peterson, \_\_\_ Pos. 4- Blankenship, \_\_\_ Pos. 5- Ator

**Presentation**

**Public Hearing**

**Mayor Comments**

**Public Comment**

**Executive Session**

**Minutes** **Tab A**

Introduction **X** Action **X**

**Approval of Vouchers**

Introduction **X** Action **X**

**Staff Reports**  
**Tab B** Dan Glenn  
**Tab C** Todd Baun  
**Tab D** Staff Reports

**Old Business**

**New Business**  
**Tab E** Connection fees and incentives  
**Tab F** International Property Maintenance Code  
**Tab G** 2017 Budget Supplement- Sewer  
**Tab H** Look at update MMC, title 6  
**Tab I** Appendix's for Pole Attachment Agreement

**Ordinances**  
**Tab J** International Property Maintenance Code  
**Tab K** Supplement Budget Ordinance

**Resolutions**

**Mayor Council Comments**

**Public Comments**

**Executive Session**

**Adjournment or Recess Meeting**

**Please turn off Cell Phones- Thank you**

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**CITY OF MCCLEARY**  
**Regular City Council Meeting**  
**Wednesday, January 25, 2017**

ROLL CALL AND FLAG SALUTE	Councilmembers Orffer, Richey, Peterson, Blankenship, and Ator were in attendance.
ABSENT	Mayor Schiller was absent. Mayor Pro Tem Brenda Orffer chaired the meeting.
STAFF PRESENT	Present at the meeting were Todd Baun, Wendy Collins, Chief Blumer, Jon Hinton and Sharon English was in attendance for Dan Glenn.
PRESENTATION	Renee Jensen gave a 40 minute presentation on the Summit Pacific Wellness Center that will be opening in the near future and also briefly spoke about renting the old Mark Reed Hospital site to Great Rivers Mental Health to open a behavioral health facility. Ms. Jensen will arrange to have someone from Great Rivers come to a future meeting to address questions and explain what type of facility will be operating there.
PUBLIC HEARING	The public hearing opened at 7:12 pm regarding the FEMA Flood Ordinance update. There were no comments. The public hearing closed at 7:12 pm.
EXECUTIVE SESSION	None.
MINUTES APPROVED	<b>It was moved by Councilmember Richey, seconded by Councilmember Peterson to approve the minutes from the January 11, 2017 meeting. Motion Carried 4-0.</b>
VOUCHERS	Accounts Payable checks approved were 42202 - 42238 including EFT's in the amount of \$181,784.03 and 42242 - 42266 in the amount of \$21,140.68 (13th month payments)  Payroll checks approved were 42039 - 42139 including EFT's in the amount of \$183,452.95.  <b>It was moved by Councilmember Ator, seconded by Councilmember Richey to approve the vouchers. Motion Carried 4-0.</b>
MAYOR'S COMMENTS	None.
PUBLIC COMMENT	A resident announced they will be arranging a group to pick-up garbage at the highway on ramp. She will be providing information when it will be happening for anyone interested in joining her.
CITY ATTORNEY REPORT	Sharon English attended in Dan Glenn's absence and provided a written report for the Council and is available to address any questions.
DIRECTOR OF PUBLIC WORKS REPORT	Todd Baun reported there was a public hearing regarding amending the zoning code. The Hearing Examiner will provide his recommendation in a few weeks.
WILDCAT LIFT STATION ACCEPTANCE	<b>It was moved by Councilmember Ator, seconded by Councilmember Peterson to accept the Wildcat lift station project as complete. Motion Carried 4-0.</b>
UTILITY SERVICE IMPROVEMENT COST	Resolution 507 states the City must revise their annual Utility Service Improvement Cost. Todd Baun provided a revised schedule in the agenda packet. He reviewed the unit price items and updated the cost as appropriate. The next revision is scheduled for 2018. <b>It was moved by Councilmember Blankenship, seconded by Councilmember Ator to authorize the Utility Service Improvement Cost. Motion Carried 4-0.</b>

ORDINANCE 828 FEMA FLOOD UPDATE	<p>The City was informed that Ordinance 435 needs to be updated. It is the Ordinance that implements Flood Insurance coverage. The Ordinance was reviewed for compliance with the minimum NFIP (National Flood Insurance Program) regulations (44 CFR) as well as the State of Washington Flood Damage Prevention Ordinance Model. There were areas that our Ordinance did not meet the minimum standard. It was decided it would be easier to prepare a new Ordinance that will bring the City up to standard and include recommended changes. The Ordinance must be adopted by February 3, 2017 or our community will be suspended from the NFIP. <b>It was moved by Councilmember Ator, seconded by Councilmember's Richey and Peterson to adopt Ordinance 828 relating to the governing of developmental actions within the areas defined as being within the flood hazard zones by appropriate mapping, setting forth regulations, imposing penalties for violation thereof, repealing sections 14.08.010 through 14.08.260, providing for codification , an effective date, and severability and adding the term "Healthcare" or "Medical Facilities" to the Critical Facility definition. Roll Call taken in the affirmative. Ordinance Adopted 4-0.</b></p>
INTERNATIONAL PROPERTY MAINTNANCE CODE	<p>Tabled.</p>
RESOLUTION 696 HONORING CHIEF GEORGE CRUMB	<p>Police Chief George Crumb retired December 31, 2016. The Mayor, City Council, employees and residents all extend their appreciation for his years of service. <b>In Chief Crumb's honor, It was moved by Councilmember Ator, seconded by Councilmember Richey to adopt Resolution 696 recognizing the service of George Crumb to the City and it's citizens. Resolution Adopted 4-0.</b></p>
RESOLUTION 697 CERB PLANNING GRANT	<p>Todd Baun has been in contact with the Washington State Department of Commerce Community Economic Revitalization Board (CERB) regarding a planning grant to complete a Comprehensive Plan for the City. Mr. Baun will be requesting \$50,000 in grant funds, with a 25% (\$12,500) City match. He asked Dan Glenn to draft a resolution for support of the application. <b>It was moved by Councilmember Ator, seconded by Councilmember Blankenship to Adopt Resolution 697 authorizing the City's submission of an application to the Washington State Department of Commerce Community Economic Revitalization Board. Resolution Adopted 4-0.</b></p>
RESOLUTION 698 SURPLUS VEHICLES AND EQUIPMENT	<p>After the acquisition of a replacement police vehicle, the City now has three vehicles that are now surplus. <b>It was moved by Councilmember Ator, seconded by Councilmember's Richey and Peterson, to adopt Resolution 698 declaring certain property items of the City to be surplus and providing for the disposition thereof. Resolution Adopted 4-0.</b></p>
PUBLIC COMMENT	<p>None.</p>
MEETING ADJOURNED	<p><b>It was moved by Councilmember Peterson, seconded by Councilmember Richey to adjourn the meeting at 7:41 pm. The next meeting will be Wednesday, February 8th, 2017 at 6:30 pm. Motion Carried 4-0.</b></p>

*Approved by Mayor Brent Schiller and Clerk-Treasurer Wendy Collins.*

## MEMORANDUM

TO: MAYOR AND CITY COUNCIL, City of McCleary

FROM: DANIEL O. GLENN, City Attorney

DATE: February 3, 2017

RE: LEGAL ACTIVITIES as of FEBRUARY 8, 2017.

THIS DOCUMENT is prepared by the City Attorney for utilization by the City of McCleary and its elected officials and is subject to the attorney-client privileges to the extent not inconsistent with laws relating to public disclosure.

1. **FLOOD HAZARD ORDINANCE**: The ordinance, as modified by the addition requested by Brenda has been forwarded electronically to the State contact so as to insure that they are aware that the City has complied with the February 3 deadline. Ms. Collins has also forwarded a signed copy of the ordinance to them. It is likely that they will be reviewing and, hopefully, confirming that it contains what they require.

It is ironic that there will be a meeting shortly in Olympia to discuss future modifications in this area. Thus, it is possible that in 2018 we will be seeing a modified map

2. **SUPPLEMENTAL BUDGET ORDINANCE**: At Mr. Baun's request, I have drafted and provided a supplemental budget. He has indicated that he will be requesting certain modifications to the wastewater/sewer budget. As of the time of the preparation of this report, I have not received the detail I would normally put into the recitals so as to eliminate questions in a following year.

As usual, for this type of amendment the ordinance can not be acted upon until at least five business days following its introduction. Thus, it will be back on your agenda for the second meeting.

3. **INTERNATIONAL PROPERTY MAINTENANCE CODE**

**ORDINANCE:** This was referenced more extensively in the last Report. What it does is provide more tools with which to work in relation to certain "property maintenance" enforcement. It is not a magic wand but does provide more specific tools for the City to utilize in terms of properties which are not maintained properly.

Mr. Baun and Mr. Morrison have had an extended period to review the document which would be adopted by reference. As of the time of the preparation of this Report, I have received no questions nor any requests for modification. I am certain Mr. Baun will reference it in his report.

4. **NUISANCE CODE PROVISIONS:** While the IPMC provides tools, it does not deal with all issues associated with nuisances. Some time back I provided City staff a copy of an extensive update of the Elma Nuisance Code I prepared for Elma and which was adopted. I am going to go ahead and undertake the same type of update for us since too often there are questions about due process requirements, definitional issues, and the like.

5. **WATER/SEWER CONNECTION FEES:** In the tentative agenda Mr. Baun provided to me, he has referenced a possible discussion of an issue briefly raised in the past. While he has not yet had the opportunity to provide me the details of what he wishes to discuss, it is my assumption that the subject is whether to adopt a program which seeks to encourage development by allowing a developer implementing the construction of a number of homes to obtain either a reduced rate, if they buy a number of connections or, more frequently, to be allowed to connect during the construction and pay when the property sells. A number of cities have implemented this type of program

In any event we will have more detail by the time of the meeting.

As always, this is not meant to be all inclusive.  
If you have any questions or comments, please direct them to  
me.

DG/le

## STAFF REPORT

To: Mayor Schiller  
From: Todd Baun, Director of Public Works  
Date: February 3, 2017  
Re: Current Non-Agenda Activity

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### CERB Grant

The Washington State Dept. of Commerce sent the following message.

Congratulations! Staff has reviewed the City of McCleary's planning application. The City of McCleary's application has passed threshold.

Next steps:

- Staff will review the application and write-up a staff recommendation. The City of McCleary will have a chance to review the staff recommendation, prior to the March 16, 2017 meeting.
- The City of McCleary needs to have a representative attend the **March 16, 2017**, meeting. The City of McCleary will have 15 minutes for a presentation.
- If the City of McCleary's project is approved, staff will send an initial offer package stating what was approved by the Board.
- The City of McCleary will have 4 months (July 27, 2017) to complete pre-contract conditions.
- Once the pre-contract conditions are met, staff will draw up the contract for the City of McCleary and CERB Chair signatures.
- The City of McCleary will then have 2 years to complete the study.

The only change to that I had involved the city match. I had to raise our match from \$12,500 to \$16,667. This is due to not knowing what a consultant will cost, and I prefer be above our requested amount rather than go back and ask for more funding.

### Rate Increase

I have talked to Lori Ann, Paul Nott, and Wendy about the utility rate increases and the irate customers that are coming in. Paul and Lori came up with an idea of possibly having future increases start in May/June. The thinking behind this is that with warmer weather causes lower demand and it will not impact the customers the same as increasing in January, which is a high demand month. This is just a thought and staff may pursue this idea.

# Building and Planning Staff Report

To: Mayor and City Council

From: Paul Morrison

Date: February 1st, 2017

Re: January, Building and Planning Department activities.

## New Permit Activities for January 2017

211 West Maple Street	Installed insulation under the home.	Total Fee \$ 134.39
11 McCleary Road	Install driveway approach	Total Fee \$ 96.25
301 East Mommsen Road	Cascade Natural gas	Total Fee \$ 129.89
618 West Ash Street	Install driveway approach	Total Fee \$ 95.00
124 East Beck Street	Cascade natural gas	Total Fee \$ 95.00
520 South 3 <sup>rd</sup> Street	Install gas stove	Total Fee \$ 85.00
<b>Building Department Related Revenues</b>	Total fees charged for January \$ 635.53	Total fees collected for January \$ 8,147.91

## Permit Activity Totals

New Homes Permitted for 2017 0	All Permits Issued for 2017 6	Total Fees Charged for 2017 \$ 8,147.91
New Homes Permitted for 2016 24	All Permits Issued for 2016 170	Total Fees Charged for 2016 \$ 249,258.60
New Homes Permitted for 2015 2	All Permits Issued for 2015 52	Total Fees Charged for 2015 \$ 52,499.28
New Homes Permitted for 2014 3	All Permits Issued for 2014 89	Total Fees Charged for 2014 \$ 59,695.93
New Homes Permitted for 2013 3	All Permits Issued for 2013 79	Total Fees Charged for 2013 \$ 69,743.57
New Homes Permitted for 2012 6	All Permits Issued for 2012 97	Total Fees Charged for 2012 \$ 123,164.28
New Homes Permitted for 2011 1	All Permits Issued for 2011 37	Total Fees Charged for 2011 \$ 24,803.65



# **Building and Planning Staff Report**

## **Nuisances for the Month of January**

110 East Cedar Street

- Storing vehicle on city street

326 South 3<sup>rd</sup> Street

- Storing vehicle in alley

326 South 3<sup>rd</sup> Street

- Storing vehicle on city street

## **Notice of Infractions Issued for the Month of January**

None

## **Criminal Citations Issued for the Month of January**

None

## **Resolved Municipal Code Violations for the Month of January**

110 East Cedar Street (Storing vehicle on city street)

326 South 3<sup>rd</sup> Street (Storing vehicle in alley)

326 South 3<sup>rd</sup> Street (Storing vehicle on city street)

108 North 10<sup>th</sup> Street (No utilities in the home)

117 North 8<sup>th</sup> Street (Living in a motorhome)

817 West Simpson Ave (Storing unused/unlicensed vehicle)

There are several properties that have contacted me and I am currently working with them to comply.  
There are several that have yet to contact me or comply.

## STAFF REPORT

To: Mayor Schiller  
 From: Todd Baun- Director of Public Works  
 Date: February 3<sup>rd</sup>, 2017  
 Re: Connection fees and incentives

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At the January 25<sup>th</sup> Council meeting, it was requested that we look at keeping our connection fees set at the amount set out in Resolution 686. Those amounts are the following amounts.

	Inside City Limits Water Con. Fee	Outside City Limits Water Con. Fee	Inside City Limits Sewer Con. Fee	Outside City Limits Sewer Con. Fee
Original Rate	\$3,000	\$3,700	\$3,700	\$6,400
2017 Rate	\$3,090	\$3,811	\$3,811	\$6,592
Difference	\$90	\$111	\$111	\$192

This Resolution, which was adopted on May 11<sup>th</sup>, 2016, like all City rates and fees, has an automatic rate adjustment built into it. At the commencement of this calendar year the connection fees were increased 3% per the resolution calculation.

The second part of the request asked for a proposal of providing incentive fees for developers who build more than a single family home in 1 year. Paul and I have come up with some ideas and have attached the draft proposals for your review.

### **Action Requested:**

Please review and advise if you would like the connection fees to stay at the original fee and not have any increases for 2017.

Also, please review and advise if the incentive proposals are something for us to pursue further or if you would like to see any changes.

# City of McCleary Development Incentives

## Purpose

The purpose of the Housing Development Incentive's is to encourage residential development. The intent is to give the developer incentive to build multiple Single Family Residents rather than building one or maybe two Single Family Residents. With incentives this could motivate developers to continue to build homes in the City of McCleary. The city adopting incentives is a unique feature that other cities in the surrounding areas do not offer. As a developer is looking to invest money in an area, allowing a type of incentive may enhance the opportunities for the city and the developer. Incentives could create higher home construction, which in turn creates additional jobs and economic activity.

## Introduction

Census state-level building permit data help show where building is taking place. To get a sense of the geographic distribution of the gains in residential construction, Robert Dietz, calculated total building permits per 1,000 people. On a per capita basis, the leaders were North Dakota (37.4 permits per 1,000 people), the District of Columbia (18.1), South Dakota (14.8), Texas (14.4), North Carolina (13.5) and Utah (13.4). Rounding out the top 10 were Delaware (12.8), South Carolina (12.4), Colorado (12.2) and Washington (11.8). Development of 1,000 single-family homes will on average create just under 3000 jobs, with about 60 percent of these jobs in the construction sector and the rest in other industries including manufacturing, transportation and finance. The City of McCleary not only wishes to see growth but prefers to see a quality home constructed to be lucrative and competitive to the market.

## Details

Using the data from the Census Bureau for 2015 to determine the number of new single family residents built in six cities near McCleary. On average for 2015, there were on an average of 1.83 homes built in a total of six cities near McCleary. This will be used to help determine the amount of homes constructed before seeing an incentive.

From January of the current year until the last day in December of the current year, incentives will be based on the number of homes a single developer builds in a given year. Incentives do not roll over to the upcoming year. Incentives can end at any given time with the exception for a current builder already receiving incentives for that year, the incentive will be locked in at the current increment level the developer is receiving when the incentive ends. The incentives will continue until the end of the current calendar year and begin again at normal rate and at zero homes built in the beginning of the upcoming year.

## **Residential Incentive Proposal**

The incentives will be in step increments, and the proposed increments will be as follows:

1. For the first three new single family resident built in the jurisdiction of McCleary, this will be the current building department rates charged. There will be no reduction or incentives for the first three homes built in the jurisdiction of McCleary.
2. For the fourth new single family resident built, in the jurisdiction of McCleary, the development and connection fees will be reduced by 12.5%. This reduced fee will apply until the 8<sup>th</sup> home is built by the same developer for the current year.
3. For the ninth new single family resident built and above, in the jurisdiction of McCleary, the development and connection fees will be reduced by 25%.

# Commercial and Industrial Development Incentives

## **I. Project Evaluation Criteria**

Granting of any incentives is not automatic but at the discretion of the City Council. Requests are reviewed on a case-by-case basis.

The City Council shall consider whether the proposal is of significant public benefit and/or will strengthen the overall image and appearance of the City of McCleary. In making such a determination, the City Council Economic Development Subcommittee, and thereafter, the entire City Council shall consider the following criteria:

### **A. Public Benefit Eligibility Criteria:**

1. To obtain incentives, there shall be a finding that the application meets one or more of the criteria listed below:

- (a) The project will create high paying jobs in McCleary;
- (b) The project will result in a significant increase in property value;
- (c) The project will make a significant improvement to the appearance of an area;
- (d) The project will be a catalyst for revitalization or redevelopment of an area;
- (e) The project will generate significant sales tax revenue to the City; or
- (f) The project will establish one of the targeted businesses.

See definitions in section II. A.

2. To be eligible for the Additional Incentives Policy (specified in section III.C.) the City Council shall find that the application meets one or both of the criteria listed below:

- (a) The business must generate future annual sales and/or use tax that result in consistent and significant revenue to the City of McCleary, and be one of the top 25 sales/use tax producers in the City, or
- (b) The business must add a minimum of 25 new jobs within one year of the project's completion. The jobs must have a median wage comparable to the range of median wages for Grays Harbor County

### **B. Economic Targets Eligibility Criteria:**

The City Council has identified geographic areas and properties that can become more economically viable through revitalization and redevelopment and has identified certain types of businesses that will attract visitors, further diversify the business base and/or provide high paying jobs. The geographic areas and businesses listed below are not mandatory to be considered for incentives; nor are they listed in any order of priority. However, they are considered to be important factors for the City Council Economic Development Subcommittee and entire City Council to consider in reviewing applications and furthering City goals.

#### **1. Targeted Businesses**

Quality Restaurants  
Class A Office Space Uses  
Technology Businesses  
Life Sciences and Health Care Related Businesses

## **2. Targeted Geographic Areas**

C1- Downtown Commercial

C2- General Commercial District

C3- Highway Commercial

I- Industrial District

## **II. Category Definitions**

### **A. The following definitions are used for the purpose of this policy:**

#### **1. High Paying Jobs**

Jobs that provide a wage significantly higher than the Grays Harbor County median income, as well as benefits for full-time employees, such as for health care.

#### **2. Significant Increase to Property Values**

Property valuation is increased by 100% or more as a result of the project.

#### **3. Significant Impact to Appearance of an Area**

Project consolidates lots, removes blighted structures and/or property conditions, or provides a significant aesthetic improvement to an area.

#### **4. Catalyst Projects for Revitalization or Redevelopment**

Pioneering projects that set a high standard of new development in targeted geographic business areas, or projects that make significant façade and property improvements to existing buildings or older commercial strip centers. Also, projects supported by substantial private investment that make a significant impact on the business environment in which they are located. Overall, catalyst projects should bring a positive aesthetic improvement and increase the economic vitality of the area in which they are located.

#### **5. Significant Sales and/or Use Tax Revenue Producers**

Projects that generate annual sales and/or use tax revenue equal to or greater than the average sales tax of the top 25 sales tax producers in the City of McCleary, as determined at the time the request is made.

### **B. Targeted Businesses**

#### **1. Quality Restaurants**

Restaurants that are locating in Targeted Areas and have daytime and night time activities, waiter/waitress service, a 1-2 hour unique dining experience and lounge/bar service. In the Downtown core area, unique chef owned restaurants are highly desirable. The building should also be architecturally pleasing, to add to a quality dining environment and experience. The criteria listed above do not include restaurants commonly referred to as fast food or high-turnover restaurants.

#### **2. Class A Office Space Uses**

A multi-story building in a convenient location having shared quality amenities (ex: restrooms, lobby, receptionist, etc.). Buildings should have quality finishes and materials such as granite or

marble and incorporate enhanced architectural elements and details. Grounds should be well landscaped, and offices often have attractive views.

### **3. Technology Businesses**

Corporate headquarters, research and development of technological equipment or software and other businesses engaged in the provision of technology services. Examples include: computer and electronics engineering, technology computer drafting and design, computer network systems development, web development, multimedia, software applications development and programming, technical project management for electronic commerce• information systems security, etc.

### **4. Life Sciences and Health Care Related Businesses**

This category contains a wide variety of businesses that supply research, invent and/or produce products or service delivery mechanisms related to health care. For the purpose of this policy, the focus is not on health care providers. The focus is on research and development of products and devices for healthcare, telehealth/telemedicine, diagnosis, healthcare information management, and medical recordkeeping. The focus also includes activities related to bioscience, bioinformatics, biopharmaceuticals, biotechnology and genomics.

## **III. Economic Incentive Fund and Incentive Policy**

### **A. Purpose**

The City Council has established an Economic Incentive Fund that is utilized to offset development and connection fee reductions granted to eligible projects.

The City Council Economic Development Subcommittee and the City Council may grant fee reduction incentives as follows.

### **B. Policy** (see Public Benefit Eligibility Criteria section I.A.1.)

1. Granting of fee reductions of up to 25% of the project's connection and development fees with a \$25,000 maximum cap.

- This incentive does not apply to high demand service users. See note at end for other fees that will not be reduced
- Fee reduction incentives will not be applicable for pass-through fees to other agencies or for costs that involve processing, inspection and/or construction costs to the City of McCleary.

2. Ability to request fast track processing.

### **C. Additional Incentives Policy** (see Public Benefit Eligibility Criteria section I.A.2.)

1. Granting an increased fee reduction of up to 50% of the project's connection and development fees with a \$50,000 cap (The total of all fee reductions requested shall not exceed \$50,000).

- Up to 50% of the project's connection and development fees can be requested to be reduced for businesses that provide exemplary financial or job benefits to the City.
- This incentive does not apply to high demand service users. See note at end for other fees that will not be reduced.

2. Assignment of a fast track interdepartmental City staff project processing and permitting team.

3. Fee reduction incentives will not be applicable for pass-through fees to other agencies or for costs that involve processing, inspection and/or construction costs to the City of McCleary.



**STAFF REPORT**

To: Mayor Schiller  
From: Todd Baun- Director of Public Works  
Date: February 3<sup>rd</sup>, 2017  
Re: International Property Maintenance Code

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Paul and I requested Dan for some updates for our existing nuisance code and we were provided this ordinance. The problem Paul is having is in our current code and following the provisional steps lined out in it. Part of the problem is that our existing code, is that provisions go back quite a few years and judicial decisions and other factors make them not as effective as they were when adopted in 1995.

This ordinance takes several sections out of the International Property Maintenance Code and would add them to our existing nuisance code. These sections would enhance our current code and make our current process more efficient.

**Action Requested:**

Paul and I have been reviewing this draft ordinance for several months now and feel that this ordinance would be a useful tool for the City to use. Please review and discuss and let us know of any questions or concerns that you may have.

**STAFF REPORT**

To: Mayor Schiller  
From: Todd Baun- Director of Public Works  
Date: February 3<sup>rd</sup>, 2017  
Re: 2017 Budget Supplement- Sewer

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This is specifically for the Wildcat lift station project that was budgeted for in the 2016 budget. The project was completed in December, but we did not accept the project as complete until the Jan. 25<sup>th</sup> council meeting and for a payment of \$156,088.94. I did not have this in 2017 budget, due to the anticipation that it would be completed and accepted in 2016. The supplement would add the \$156,088.94 expenditure to the Capital Improvement System (BARS 594.35.63.00).

**Action Requested:**

No action is required at this time. This is to introduce the supplemental budget at this meeting and take action the meeting on the Feb 22<sup>nd</sup> meeting.

**STAFF REPORT**

To: Mayor Schiller  
From: Todd Baun- Director of Public Works  
Date: February 3<sup>rd</sup>, 2017  
Re: Look to update MMC, Title 6

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Title 6 in our McCleary Municipal Code is for Animals. We had an issue with a non-canine animal “attacking” someone in the city and they had to get medical treatment to take care of the wounds. We looked at the MMC title 6 for some guidance on how to handle a “dangerous” animal and all we could find specifically deals with dogs. We also seen that Title 6 has ordinances adopted between 1943 and 1988. We just thought it would be beneficial to update to more current standards for animals in the City.

**Action Requested:**

Before we start this process, please advise if there is anything specific that you would like to see in the Animal code update. - i.e. number of chickens, dogs, cats or keeping of cattle, horses, goats, sheep etc.

## STAFF REPORT

To: Mayor Schiller  
From: Todd Baun- Director of Public Works  
Date: February 3<sup>rd</sup>, 2017  
Re: Appendix's for Pole Attachment Agreement

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The final part of the pole attachment agreement is the Appendix's. I have attached the proposed Appendix's that I would like to use.

### **Action Requested:**

Please advise if the Appendix's are acceptable and if the fees in Appendix A are acceptable.

## APPENDIX A—FEES AND CHARGES

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### Pole Attachment Fees and Charges

1. Annual Pole Attachment Fee: (fee will be charged on a per Pole basis)

Effective January 1, 2017: \$15.43 per attachment per year.

#### Adjustment of Annual Pole Attachment Fee (Resolution 691):

As of January 1, 2018, and each calendar year thereafter, the adjustment to the existing annual rate shall be the greater of following: (a) three percent (3%) or (b) the monetary amount which is the result of the following calculation : Methodology of Calculation of CPI Based Adjustment: The then existing utility rate shall be multiplied by a figure established as the average of the Seattle-Tacoma-Bremerton Area Bi-Monthly Index CPI-U (June compared with June) and the US All City Average CPI-U for the same period. Example: S-T-B Area Bi-monthly Index CPI-U is 3.5% and the US All City Average CPI-U for that period is 2.5%. The multiplier to be utilized is 3.0%. If the existing rate is \$16.00, the result would be an increase of \$00.48 for an adjusted rate of \$16.48. Principals of Application: The average for the CPI multiplier, if not an even 1/10th of a percent, shall be rounded upward to the nearest 1/10th of a percent.

2. Non-Recurring Fees:

J	Permit Application Fee .....	\$100.00 per Permit Application (20 Poles)
J	Permit Application Fee .....	\$250.00 per Permit Application (21 or more Poles)
J	Permit Application Fee (removals only) .....	No charge
J	Make Ready Work Charges .....	See Article 7 of Agreement
J	Miscellaneous Charges .....	See Article 3 of Agreement
J	Inspection Fees.....	See Article 13 of Agreement
J	Anchor Attachment Fee.....	\$25.00
J	Pole Removal Fee.....	\$150.00

**NOTE: Permit Application fees may be adjusted periodically, but not more often than annually, to reflect increases in operating costs.**

3. Unauthorized Attachment Fee:

┘ 3 x Annual Attachment Fee, per occurrence.

4. Failure To Timely Transfer, Abandon or Remove Facilities Fee:

┘ 1/5 Annual Attachment Fee per day, per Pole, first 30 days;

┘ Annual Attachment Fee per day, per Pole, second 30 days and thereafter.

## APPENDIX B—POLE ATTACHMENT PERMIT APPLICATION PROCESS

The following procedure is to be followed by each Licensee seeking to make new Attachments on City Poles. Note that no entity may make any Attachments to City Poles without having first entered into a binding Pole Attachment Licensing Agreement.

1. Licensee shall submit a completed Permit Application (Appendix C) that includes: Map showing the Location(s)/Route; Guying and anchoring to be provided at dead end locations route map, Cable tension at demands (maximum design); Cable type, diameter, etc.; Project Construction Schedule and Emergency Contact Person and Number. Licensee shall prepare the Permit Application in adherence with the Applicable Standards (Section 1.2 of Agreement) and specifications (Appendix D).
2. The City will review the completed permit application and discuss any issues with the Licensee. Said review may involve an onsite inspection of proposed attachment(s) with Licensee's professional engineer or City approved Licensee employee or contractor.
3. Upon receipt of written authorization, the City will proceed with Make-Ready Work according to the specific agreed-upon installation plans and the terms of the Agreement, including payment for the Make-Ready Work charges as set out by the City and agreed to by the Licensee.
4. Upon completion of the Make-Ready Work, the City will sign and return the Application for Permit authorizing the Licensee to make its Attachment(s) in accordance with agreed-upon installation plans.
5. The Licensee's professional engineer, the City-approved employee or contractor shall submit written certification that he/she has completed the Post-Construction Inspection and that the installation was done in accordance with the provisions of the Permit. The Post-Construction Inspection shall be submitted within thirty (30) calendar days after installation is complete.

City of McCleary  
100 S. 3rd Street. McCleary, WA 98557  
FAX: (360) 495-3667; EMAIL: paulm@cityofmccleary.com

**COMPANY:** \_\_\_\_\_  
**SUBMITTED BY:** \_\_\_\_\_  
**EMAIL/FAX:** \_\_\_\_\_

**DATE:** \_\_\_\_\_  
**PHONE:** \_\_\_\_\_

[illegible]

\* attach additional sheets if required

**Please provide the following:**

1. Map showing the Location(s)/Route
2. Guying and anchoring to be provided at dead end locations:
3. Cable tension at demands (maximum design:
4. Cable type, diameter, etc:
5. Project Construction Schedule:
6. Emergency Contact Person and Number

New contract(s) Pro-rated Charges remainder of current year: \$ \_\_\_\_\_  
 Make ready charge(s): \$ \_\_\_\_\_  
 Total Charges: \$ \_\_\_\_\_

Approved: \_\_\_\_\_  
Title: \_\_\_\_\_

Date: \_\_\_\_\_



## APPENDIX D—SPECIFICATIONS FOR LICENSEE'S ATTACHMENTS TO THE CITY POLES

Licensee, when making Attachments to City Poles, will adhere to the following engineering and construction practices.

A. All Attachments shall be made in accordance with the Applicable Standards as defined in Paragraph 1.2 of this Agreement.

B. Clearances

1. **Attachment and Cable Clearances:** Licensee's Attachments on City Poles, including metal attachment clamps and bolts, metal cross-arm supports, bolts and other equipment, must be attached so as to maintain the minimum separations specified in the National Electrical Safety Code ("NESC") and in drawings and specifications the City may from time to time furnish Licensee. (*See Drawings SP 1780 P6 to SP 1780 P12.*)
2. **Service Drop Clearance:** The parallel minimum separation between City service drops and communications service drops shall be twelve (12) inches, and the crossover separation between the drops shall be twenty-four (24) inches.
3. **Sag and Mid-Span Clearances:** Licensee will be particularly careful to leave proper sag in its lines and cables and shall observe the established sag of power line conductors and other cables so that minimum clearances are (a) achieved at Poles located on both ends of the span; and (b) retained throughout the span. At mid-span, a minimum of twelve (12) inches of separation must be maintained between any other cables. At the Pole support, a six (6) inch separation must be maintained between Licensee and any other communications connection/attachment.
4. **Vertical Risers:** Unless otherwise directed by the City, all Risers shall be placed on existing stand-off brackets or in the absence of stand-off brackets the riser shall be placed on the field-face quarter section of the Pole. All risers must be installed in conduit attached to the Pole with stand-off brackets. A two (2) inch clearance in any direction from cable, bolts, clamps, metal supports and other equipment shall be maintained.
5. **Climbing Space:** A clear Climbing Space must be maintained at all times on the face of the Pole. All Attachments must be placed so as to allow and maintain a clear and proper Climbing Space on the back side of the City Pole. Licensee's cable/wire Attachments shall be placed on the same side of the Pole as those of other Attaching Entities. In general, all other Attachments and Risers should be placed on Pole field face quarter section.

6. **Pedestals and Enclosures:** Every effort should be made to install Pedestals, Vaults and/or Enclosures a minimum of four (4) feet from Poles or other City Facilities. In the event that the placement of Pedestals, Vaults and/or Enclosures a minimum of four (4) feet from Poles or other City Facilities is not practical, Licensee shall contact the City to obtain written approval of the proposed placement. Every effort should be made to install or relocate the City Facilities a minimum of four (4) feet from Licensee's existing Pedestals, vaults and/or enclosures.

#### C. Down Guys and Anchors

1. Licensee shall be responsible for procuring and installing all anchors and guy wires to support the additional stress placed on City Poles by Licensee's Attachments. Guy wires must be anchored adequately.
2. Anchors and guy wires must be installed on each City Pole where an angle or a dead-end occurs. Licensee shall make guy attachments to Poles at or below its cable Attachment. No proposed anchor can be within four (4) feet of an existing anchor without written consent of The City.
3. Licensee may not attach guy wires to the anchors of the City or third-party user without the anchor owner's specific prior written consent.
4. No Attachment may be installed on a City Pole until all required guys and anchors are installed. No Attachment may be modified, added to or relocated in such a way as will materially increase the stress or loading on City Poles until all required guys and anchors are installed.
5. Licensee's down guys shall be insulated.

#### D. Certification of Licensee's Design

1. Licensee's Attachment Permit application must be signed and sealed by a professional engineer, registered in the State of Washington, or utility approved employee or contractor certifying that Licensee's aerial cable design fully complies with the NESC, the City's Construction Standards and any other applicable federal, state or local codes and/or requirements.
2. This certification shall include the confirmation that the design is in accordance with Pole strength requirements of the NESC, taking into account the effects of City Facilities and other Attaching Entities' facilities that exist on the Poles without regard to the condition of the existing facilities.

#### E. Miscellaneous Requirements

1. **Cable Bonding:** Licensee's messenger cable shall be bonded to the City's Pole ground wire at each Pole where a ground wire is available.
2. **Customer Premises:** Licensee's service drop into customer premises shall be protected as required by the most current edition of the NEC.
3. **Communication Cables:** All Communications cables/wires not owned by the City shall be attached within the Communications space as defined in Section 235 of the NESC.
4. **Riser Installations:** All Licensees' Riser installations shall be in City-approved conduit materials and placed on stand-off brackets.
5. **Tagging:** Licensee's cables shall be identified with a tag acceptable to the City within twelve (12) inches of each Attachment. The tag shall include at least the following: licensee name, and cable type. Tags shall be placed in such a way as to permit identification of Attaching Entity by observation from the ground.

#### F. City Construction Drawings and Specifications

1. Refer to the attached City Construction Drawings, and obtain additional construction specifications from the City in accordance with its requirements.
2. Apply the City's construction drawings and specifications in accordance with the NESC, NEC, WAC, RCW and any other federal, state or local code requirements.

## APPENDIX E—DISTRIBUTION LINE MINIMUM DESIGN REVIEW INFORMATION AND WORKSHEET

The following guidelines are provided, and corresponding information must be submitted with each Permit application for Pole Attachments on the City's system. The City may direct that certain Attachments do not require the submittal of Design Review Information. These Attachments are noted at the end of this section.

**Each Permit application must include a report from a professional engineer registered to practice in the State of Washington, and experienced in electric Utility system design, or a City-approved employee or contractor of Licensee. This report must clearly identify the proposed construction and must verify that the Attachments proposed will maintain the City's compliance with NESC Class B construction for medium loading as outlined in the NESC Section 25.**

**The City may or may not require that all of the following information be submitted at the time of the Permit application. The applicant shall have performed all required calculations and be ready to provide the detailed information below within fifteen (15) calendar days of notice. Applicant shall keep copies of the engineering data available for a period of twenty (20) years.**

Licensee shall comply with any NESC and/or City safety factors; whichever is more conservative, in their designs. The engineer for the Permit applicant shall provide for each application the following confirmations:

**) Required permits that have been obtained** (insert n/a if not applicable):

- \_\_\_\_\_ (y/n) U.S. Corp of Engineers.
- \_\_\_\_\_ (y/n) Highway—state, county, city.
- \_\_\_\_\_ (y/n) Railroad.
- \_\_\_\_\_ (y/n) Joint use permits, if required.

**) Confirm that you have:**

- \_\_\_\_\_ (y/n) Obtained appropriate franchise(s).
- \_\_\_\_\_ (y/n) Obtained Pole/anchor easements from land owners.
- \_\_\_\_\_ (y/n) Obtained crossing and overhang permits.
- \_\_\_\_\_ (y/n) Obtained permit to survey R/W.
- \_\_\_\_\_ (y/n) Completed State of Washington Department of Transportation requirements.
- \_\_\_\_\_ (y/n) Placed permit number on plans.

\_\_\_\_\_ (y/n)    Complied with Washington State Underground Facility  
Location requirements.

\_\_\_\_\_ (y/n)    Included sag/tension data on proposed cable.

Calculations are based upon the latest edition of the NESC and the latest editions of the requirements of the State of Washington.

It is Licensee's responsibility to obtain all necessary permits and easements and provide the City with a copy of each, if requested.

The engineer for the Permit applicant shall provide for each Pole(s) the following information:

Note: Items marked with an \* are required, other items are as requested by the City.

**General:\***

- ) Licensee's Project No. \_\_\_\_\_
- ) Pole class \_\_\_\_\_ [existing—*i.e.*, 4, 3, 2...]
- ) Pole height \_\_\_\_\_ [existing—*i.e.*, 35, 40...]
- ) Pole type \_\_\_\_\_ Western Red, Cedar, Douglas Fir...]
- ) Pole fore span \_\_\_\_\_ [feet]
- ) Pole back span \_\_\_\_\_ [feet]
- ) Calculated bending  
moment at ground level \_\_\_\_\_ [ft-lbs]

**Proposed:**

- ) Proposed cable: Type \_\_\_\_\_ qty \_\_\_\_\_ dia \_\_\_\_\_ @ \_\_\_\_\_ ft above ground line\*
- ) Proposed cable: Type \_\_\_\_\_ qty \_\_\_\_\_ dia \_\_\_\_\_ @ \_\_\_\_\_ ft above ground line\*

The minimum vertical clearance under all loading conditions measured from the proposed cable to ground level on each conductor span shall be stated above. Variations in topography resulting in ground elevation changes shall be considered when stating the minimum vertical clearance within a given span.

Proposed loading data [provide similar data for each cable proposed]:\*

**A. Weight data (cable and messenger)**

1. Vertical weight, bare = \_\_\_\_\_ [#ft]

**B. Tension data (final tensions on messenger)**

1. NESC maximum load for area of construction: \_\_\_\_\_ [lbs]
2. 60° F, NO wind: \_\_\_\_\_ [lbs]

Permit applicant's engineer shall provide for each transverse or dead end pole to which guy(s) are attached, the following information:\*

- ) Licensee's Plan Sheet Pole number(s) \_\_\_\_\_
- ) Corresponding Calculated guy tension under  
NESC maximum loading conditions \_\_\_\_\_ [lbs]

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE RELATING TO GOVERNMENTAL  
OPERATION, ADOPTING THE INTERNATIONAL  
PROPERTY MAINTENANCE CODE BY REFERENCE,  
AMENDING CERTAIN SECTIONS THEREOF, ADDING  
NEW SECTIONS TO CHAPTER 15.04 OF THE  
MUNICIPAL CODE; PROVIDING FOR AN EFFECTIVE  
DATE AND SEVERABILITY.

R E C I T A L S:

1. The City has previously adopted various uniform codes and ordinances relating to the construction and maintenance of structures within the City.

2. The Council and Mayor have been made aware that a number of structures within the City have been allowed to deteriorate to such a degree as to require repeated actions by the Code Enforcement Officer and the Police Department. Some of these properties are apparently subject to the pendency of forfeiture proceedings by the lenders having the secured interest while the owners or occupants of others have simply not maintained them.

3. It has been brought to the attention of the Council and Mayor that, while the City has not previously

adopted the International Property Maintenance Code, provisions of that Code would be beneficial in dealing with issues of maintenance of structures within the City in a more effective manner than the current provisions of the City's Code.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY:

SECTION I: The International Property Maintenance Code (the IPMC), as published by the International Code Council, as now existing within its 2012 edition or hereafter amended or succeeded, is adopted with the exceptions set forth in Section II.

SECTION II: In the implementation and administration of the IPMC, the following provisions shall apply:

A. References to the Board of Appeals in Section 111 shall be deemed to refer to the Hearing Examiner system of Chapter 2.30 MMC.

B. Subsection 301.3, Vacant buildings and land, is repealed in its entirety and replaced by the following:

**301.3 Vacant Buildings.** All vacant buildings and premises thereof must comply with this Code. Vacant buildings shall be maintained in a clean, safe, secure, and sanitary



condition as provided herein so as not to cause a blighting problem or otherwise adversely affect the public health, safety, or quality of life.

301.3.1 Appearance. All vacant buildings must appear to be occupied, or appear able to be occupied with little or no repairs.

301.3.2 Security. All vacant buildings must be secured against outside entry at all times. Security shall be by the normal building amenities such as windows and doors having adequate strength to resist intrusion. All doors and windows must remain locked. There shall be at least one operable door into every building and into each housing unit. Exterior walls and roofs must remain intact without holes.

301.3.2.1 Architectural (Cosmetic) Structural Panels. Architectural structural panels may be used to secure windows, doors, and other openings provided they are cut to fit the opening and match the characteristics of the building. Architectural panels may be of exterior grade finished plywood or Medium Density Overlaid plywood (MDO) that is painted to match the building exterior or covered with a reflective material such as plexi-glass: PROVIDED THAT, untreated plywood

or similar structural panels may be used to secure windows, doors, and other openings for a maximum period of 30 days within any 90 day period.

301.3.2.2 Security Fences. Temporary construction fencing shall not be used as a method to secure a building from entry: PROVIDED THAT, such fencing may be used for a maximum period of 30 days within any 90 day period.

301.3.3 Weather Protection. The exterior roofing and siding shall be maintained as required in Section 304.

**301.3.4 Fire Safety.**

301.3.4.1 Fire Protection System. All fire suppression and alarm systems shall be maintained in a working condition and inspected as required by the Fire Department.

301.3.4.2 Flammable Liquids. No vacant building or premises or portion thereof shall be used for the storage of flammable liquids or other materials that constitute a safety or fire hazard.

301.3.4.3 Combustible Materials. All debris, combustible materials, litter, and garbage shall be removed from vacant buildings, their accessory buildings, and adjoining

yard areas. The building and premises shall be maintained free from such items.

301.3.4.4 Fire Inspections. Periodic fire safety inspections may be required at intervals set forth by the Building Official or his designee.

301.3.5 Plumbing Fixtures. Plumbing fixtures connected to an approved water system, an approved sewage system, or an approved natural gas utility system shall be installed in accordance with applicable codes and be maintained in sound condition and good repair or removed and the service terminated in the manner prescribed by applicable codes.

301.3.5.1 Freeze Protection. The building's water systems shall be protected from freezing.

301.3.6 Electrical. Electrical service lines, wiring, outlets, or fixtures not installed or maintained in accordance with applicable codes shall be repaired, removed, or the electrical services terminated to the building in accordance with applicable codes.

301.3.7 Heating. Heating facilities or heating equipment in vacant buildings shall be removed, rendered inoperable, or maintained in accordance with applicable codes.

**301.3.8 Interior Floors.** If a hole in a floor presents a hazard, the hole shall be covered and secured with three-quarter (3/4) inch plywood, or a material of equivalent strength, cut to overlap the hole on all sides by at least six (6) inches.

**301.3.9 Termination of Utilities.** The code official may, by written notice to the owner and to the appropriate water or electricity utility, request that water or electricity service to a vacant building be terminated or disconnected.

**301.3.9.1 Restoration of Service.** If water or electricity service has been terminated or disconnected pursuant to Section 313.9, no one except the utility may take any action to restore the service, including an owner or other private party requesting restoration of service, until written notification is given by the code official that service may be restored.

**301.3.10 Notice to Person Responsible.** Whenever the code official has reason to believe a building is vacant, the code official may inspect the building and premises. If the code official determines a vacant building violates any provision of this section, the code official shall notify in

writing, the owner of the building, or real property upon which the building is located, or other person responsible, of the violations and required corrections and shall be given a time frame to comply. The notice either may be personally served upon the responsible individual or mailed by USPS, postage prepaid, by both 1<sup>st</sup> class mail and certified mail, return receipt requested. If personally served, the date of service shall be the first day upon which the period allowed for any corrective action or appeal shall commence. If mailed, those periods shall commence upon the third business day after the notices being deposited with the USPS.

301.3.10.1 Alternate Requirements. The requirements and time frames of this section may be modified under an approved Plan of Action. Within 15 days of notification that a building or real property upon which the building is located is in violation of this Section, an owner may submit a written Plan of Action for the code official to review and approve if found acceptable. A Plan of Action may allow:

- 1) Extended use of non-architectural panels
- 2) Extended use of temporary security fencing

3) Extended time before the demolition of a building is required

4) For substandard conditions to exist for a specific period of time, provided the building is secured in an approved manner. When considering a Plan of Action, the building official shall take into consideration the magnitude of the violation and the impact to the neighborhood.

**301.3.11 Enforcement.** To the extent that enforcement procedures are not provided by other provisions of this ordinance, violations of this section shall be enforced according to the provisions and procedures of Section 17.40.080 of the McCleary Municipal Code, as now existing or hereafter amended or succeeded, and be subject to the monetary penalties contained therein, as well as the actions set forth in the following subsections.

**301.3.11.1 Abatement.** A building or structure accessory thereto that remains vacant and open to entry after the required compliance date is found and declared to be a public nuisance. The code official is hereby authorized to summarily abate the violation by closing the building to

unauthorized entry. The costs of abatement shall be collected from the owner in the manner provided by law.

301.3.11.2 Unsafe Buildings and Equipment. Any vacant building or equipment therein, declared unsafe is subject to the provisions of Section 108 and the demolition provisions of Section 110.

SECTION III: Interpretation: To the extent that the provisions of the International Building Maintenance Code, as adopted by Sections I and II of this Ordinance, conflict with any provision of the Municipal Code, including but not limited to the provisions of Chapters 8.16 & 17.40 of the Municipal Code and the statutes incorporated by references in Section 9.90.900 of the Municipal Code, the provisions of the International Property Maintenance Code shall control.

SECTION IV: Sections I, II, & III of this Ordinance shall constitute new sections in Chapter 15.04 of the Municipal Code.

SECTION V: If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not

affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases had been declared invalid or unconstitutional, and if for any reason this Ordinance should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

SECTION VI: This Ordinance shall take effect upon the fifth day following date of publication.

SECTION VII: Corrections by the Clerk-treasurer or Code Reviser. Upon approval of the Mayor and City Attorney, the Clerk-treasurer and the Code Reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state, or federal laws, codes, rules, or regulations, or ordinance number and section/subsection numbering.

PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017, by the City Council of the City



of McCleary, and signed in approval therewith this \_\_\_\_\_ day  
of \_\_\_\_\_, 2017.

McCLEARY:

CITY OF

\_\_\_\_\_  
SCHILLER, Mayor

BRENT

ATTEST:

\_\_\_\_\_  
WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

\_\_\_\_\_  
DANIEL O. GLENN, City Attorney

STATE OF WASHINGTON     )

: ss.

GRAYS HARBOR COUNTY     )

I, WENDY COLLINS, being the duly appointed Clerk-Treasurer of the City of McCleary, do certify that I caused to have published in a newspaper of general circulation in the City of McCleary a true and correct summary of Ordinance Number \_\_\_\_\_ and that said publication was done in the manner required by law. I further certify that a true and correct copy of the summary of Ordinance Number \_\_\_\_\_, as it was published, is on file in the appropriate records of the City of McCleary.

\_\_\_\_\_  
COLLINS

WENDY

SIGNED AND SWORN to before me this \_\_\_\_\_  
day of \_\_\_\_\_, 2017, by WENDY COLLINS.

\_\_\_\_\_  
PUBLIC IN AND FOR THE STATE OF

NOTARY

Residing at:

WASHINGTON,

appointment expires:

My

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ADOPTING A SUPPLEMENTAL  
BUDGET FOR THE CALENDAR YEAR 2017;  
AMENDING ORDINANCE 827 AS TO A PARTICULAR  
ELEMENT; AND DECLARING AN EMERGENCY.**

**R E C I T A L S:**

1. Since the adoption of the budget for 2017, certain fiscal matters in relation to funding of the Wastewater Treatment Department's operations.

2. The Director of Public Works has provided information to the Mayor and Council as to certain modifications to the Department's budgets felt necessary and appropriate in relation the Department's Budget.

5. Thus, this ordinance was introduced at the regular council meeting of February 8, 2017, so as to allow the opportunity for public comment.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY:

SECTION I: The portions of the budget adopted pursuant to Ordinance 827 are amended as shown upon Exhibit #1, attached hereto and incorporated by this reference.

SECTION II: The Office of the Clerk-treasurer shall be authorized to modify the referenced funds and accounts as may be required and authorized pursuant to the BARS accounting system issued by the Office of the State Auditor to correctly reflect revenues and expenditures.

SECTION III: To the extent not amended by Section I, the budget adopted pursuant to Ordinance 808 is reaffirmed.

SECTION IV: If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases had been declared invalid or unconstitutional, and if for any reason this Ordinance should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

PASSED THIS \_\_\_\_DAY OF FEBRUARY, 2017, by the City Council of the City of McCleary, and signed in approval therewith this \_\_\_\_\_ day of February, 2017.

CITY OF McCLEARY:

\_\_\_\_\_  
BRENT SCHILLER, Mayor

ATTEST:

\_\_\_\_\_  
WENDY COLLINS, Clerk-Treasurer

APPROVED AS TO FORM:

\_\_\_\_\_  
DANIEL O. GLENN, City Attorney

STATE OF WASHINGTON     )  
                                      : ss.  
GRAYS HARBOR COUNTY     )

I, WENDY COLLINS, being the duly appointed Clerk-Treasurer of the City of McCleary, do certify that I caused to have published in a newspaper of general circulation in the City of McCleary a true and correct summary of Ordinance Number \_\_\_\_\_ and that said publication was done in the manner required by law. I further certify that a true and correct copy of the summary of Ordinance Number \_\_\_\_\_, as it was published, is on file in the appropriate records of the City of McCleary.

\_\_\_\_\_  
WENDY COLLINS

SIGNED AND SWORN to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by Wendy Collins.

---

NOTARY PUBLIC IN AND FOR THE STATE OF  
WASHINGTON, Residing at:  
My appointment expires: