

**GRANDVIEW CITY COUNCIL
COMMITTEE-OF-THE-WHOLE
MEETING MINUTES
JANUARY 10, 2017**

1. CALL TO ORDER

Mayor Norm Childress called the Committee-of-the-Whole meeting to order at 6:00 p.m. in the Council Chambers at City Hall.

2. ROLL CALL

Present were: Mayor Childress and Councilmembers Gaylord Brewer, Mike Everett, Dennis McDonald, Bill Moore, Javier Rodriguez and Joan Souders. Councilmember Gloria Mendoza arrived at 6:15 p.m.

Staff present were: City Administrator/Public Works Director Cus Arteaga, City Treasurer Matt Cordray, Parks & Recreation Director Mike Carpenter, Fire Chief Pat Mason and City Clerk Anita Palacios. City Attorney Quinn Plant arrived at 6:45 p.m.

3. PUBLIC COMMENT – None

4. NEW BUSINESS

A. Resolution authorizing the Mayor to sign an Interlocal Agreement between Yakima County and the City of Grandview for Municipal Court Services and Municipal Court Judge Appointments

City Clerk Palacios explained that the City and Yakima County entered into a 10-year contract for Grandview Municipal Court Services on February 1, 2007. The contract expired on December 31, 2016. In addition, RCW 3.50.040 required that the City appoint a municipal judge or judges to preside over the Grandview Municipal Court either every four years or when there was a change. Yakima County presented a new contract for Grandview Municipal Court Services effective January 1, 2017 through December 31, 2017. In addition, Yakima County requested that the following judges be appointed effective January 13, 2017 through January 13, 2021 as Grandview Municipal Court judges: Judge Donald Engel, Judge Kevin Roy, Judge Brian Sanderson, Judge Alfred Schweppe, and Commissioner Kevin Eilmes.

At the December 13, 2016 C.O.W. meeting, staff presented the new contract and the appointments. Council expressed concern with appointing the judges for a four-year term, but only having a one-year term on the court contract. Council tabled the appointments and contract to the January 10, 2017 C.O.W. meeting and requested that a representative from Yakima County District Court attend to provide clarification. On January 6, 2017, the Mayor Childress, City Administrator Arteaga, Councilmember Everett and City Clerk Palacios met with representatives of the Yakima County District Court regarding the Interlocal Agreement for Municipal Court Services and the issue of probation services. Following discussion, those in attendance agreed to amend the Interlocal Agreement to provide for a four year term from January 1, 2017 through December 31, 2021 which would match the appointment for the Municipal Court Judges. It was also agreed to remove the item of Probation Services on page 3 of the Interlocal Agreement. The issue of probation services would be further discussed between the City and Yakima County for budgeting in 2018.

Discussion took place.

On motion by Councilmember Everett, second by Councilmember Moore, the C.O.W. moved a resolution authorizing the Mayor to sign an Interlocal Agreement between Yakima County and the City of Grandview for Municipal Court Services and the confirmation of the Mayor's appointment of Judge Donald Engel, Judge Kevin Roy, Judge Brian Sanderson, Judge Alfred Schweppe and Commissioner Kevin Eilmes as Grandview Municipal Court Judges effective January 13, 2017 through January 13, 2021 to the regular Council meeting for consideration.

B. 2017 YVCOG General Membership Member and Alternate Designations

City Administrator Arteaga explained that each year, Council appointed a member and alternate to represent the City as voting members of the YVCOG General Membership. Members and alternates must be chosen from elected officials. In the past, Mayor Childress was appointed as the member and Councilmember Moore was appointed as the alternate. Both agreed to be re-appointed as voting members of the YVCOG General Membership for the City of Grandview.

Discussion took place.

On motion by Councilmember Everett, second by Councilmember McDonald, the C.O.W. moved the 2017 City designations of Mayor Norm Childress as the YVCOG General Membership Member and Councilmember Moore as the YVCOG General Membership Alternate to a regular Council meeting for consideration.

C. 2017 City Board & Commission Appointments

Mayor Childress presented the following 2017 Board and Commission appointments to Council for confirmation:

	<u>Term</u>
Community Center Advisory Committee	
Middle School Representative – Juan Jimenez Jr.	12/31/2017
High School Representative – Jasel Perez	12/31/2017
Senior Citizen Representative – Wanda Brewer	12/31/2017
American Legion/Auxiliary Representative – Nancy Davidson	12/31/2017
At-Large Representative – Dave Copeland	12/31/2017
At-Large Representative – Laura Massey	12/31/2017
City Council Representative – Joan Souders	12/31/2017
Planning Commission – Lois Chilton	12/31/2021
Museum Board – Mary Barrett	12/31/2019
Museum Board – Jeanne Marie Coursey	12/31/2019
Civil Service Commission – Darrell McCallum	12/31/2022

Discussion took place.

On motion by Councilmember Souders, second by Councilmember Mendoza, the C.O.W. moved the confirmation of the 2017 City Board and Commission appointments as recommended by the Mayor to a regular Council meeting for consideration.

D. Resolution approving a Letter of Agreement by and between the City of Grandview and Teamsters Local No. 760 Police Sergeants-Patrol regarding the Supplemental Pension Plan

City Administrator Arteaga explained that the City received a request from Teamsters Local Union No. 760 to open Article 25 – Supplemental Pension Plan of the Police Sergeants-Patrol Union Agreement. The employees of the Police Sergeants-Patrol Union group expressed an interest in modifying the supplemental pension contribution and adding Pension Enhanced Early Retirement (PEER 84). The employees voted in favor to open Article 25 for the purpose of adding PEER 84. The employees also voted in favor to divert an additional \$1.00 per hour to the base contribution rate and join PEER 84 plan, that was an additional 6.5% of the base contribution rate for a new total hourly contribution of \$2.13 effective January 1, 2017. These votes were taken with the understanding that the current contract maintains terms and conditions unless there was mutual agreement between the Union and the City to bargain changes. Section 23.1 of the Police Sergeants-Patrol Union Agreement states: “All matters not specifically covered in this Agreement shall be deemed to have been raised and disposed of as specifically covered herein. It is agreed that this document contains the full and complete Agreement between the parties hereto, and for all whose benefit this Agreement is made and no oral statement shall add to or supersede any of its provisions and no party shall be required during the term of this Agreement to negotiate or bargain upon any issues unless mutually agreed to by the parties.” It was under these circumstances that the Union requested mutual agreement in opening the contract to bargain the PEER 84 proposal to Article 25 – Supplemental Pension Plan. It was noted that the total cost per Section 25.3 of \$2.13 would continue to be funded by employee wage reductions.

Discussion took place.

On motion by Councilmember Everett, second by Councilmember Souders, the C.O.W. moved a resolution approving a Letter of Agreement by and between the City of Grandview and Teamsters Local No. 760 Police Sergeants-Patrol regarding the Supplemental Pension Plan to a regular Council meeting for consideration.

E. Resolution authorizing the Mayor to sign the Technical Assistance Contract No. 010117GV with the Yakima Valley Conference of Governments

City Clerk Palacios explained that each year, the City contracted with the Yakima Valley Conference of Governments (YVCOG) for technical assistance to include planning activities and grant applications on an as needed basis as requested by the City. YVCOG has the expertise and capability of assisting the City with planning activities and projects. The maximum amount of compensation and reimbursement to be paid by the City to YVCOG under this Technical Assistance Contract was \$5,000. When assistance was requested by the City, YVCOG would prepare a scope of work and cost estimate. YVCOG would invoice the City based upon actual expenses incurred. This amount was appropriated in the 2017 planning budget under professional services.

Discussion took place.

On motion by Councilmember Souders, second by Councilmember Everett, the C.O.W. moved a resolution authorizing the Mayor to sign the Technical Assistance Contract No. 010117GV with the Yakima Valley Conference of Governments to a regular Council

meeting for consideration.

F. Resolution approving a Site Use Agreement between People For People and the City of Grandview Community Center

Parks & Recreation Director Carpenter explained that for several years, the City allowed the use of their respective facilities for the operation of a noon meal program to serve hundreds of area senior citizens. This has been a valuable program, enhancing the health and social well-being of the elderly. Staff presented the annual Site Use Agreement between People For People and the City to provide food and nutrition services for area senior citizens. Traditionally, the noon meal program has offered a host of opportunities for the Parks and Recreation staff and volunteers to enhance lives with additional and meaningful recreation programs. In addition, the agreement included a reimbursement provision for utility costs from People For People in the amount of \$425 per month. The City Attorney reviewed and commented on the Agreement. People for People also reviewed and signed the Agreement.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Mendoza, the C.O.W. moved a resolution approving a Site Use Agreement between People For People and the City of Grandview Community Center to a regular Council meeting for consideration.

Councilmember Souders recused herself from the vote due to a potential conflict of interest as she holds a position on the People For People Board of Directors.

G. Resolution authorizing the Mayor to sign an Equipment Maintenance Agreement with Benton County

Fire Chief Mason explained that in June 2013, Council agreed to enter into an agreement with Benton County to provide maintenance for City vehicles. Benton County has the only Certified Emergency Vehicle Technicians in the local area. The Fire Department used this provider on several occasions to provide maintenance on vehicles since entering into the agreement. The current agreement with Benton County expired at the end of 2016. The new agreement would be for 2017 and 2018. The agreement was reviewed by the City Attorney, City Clerk and Fire Chief. The only significant change was the hourly rates would be set annually by Board of Benton County Commissioners which was why the rates were not spelled out in the agreement.

Discussion took place.

On motion by Councilmember Mendoza, second by Councilmember McDonald, the C.O.W. moved a resolution authorizing the Mayor to sign an Equipment Maintenance Agreement with Benton County to a regular Council meeting for consideration.

H. Potential Conflicts of Interest – Legal Services

City Attorney Plant presented a potential conflicts of interest letter on behalf of his law firm Menke Jackson Beyer Ehlis & Harper, LLP. He advised that the firm also represents the City of Granger and attorneys in his firm also work for Yakima County, City of Yakima and other public entities in Yakima County. He explained that where there was a potential for conflict, it was advisable that the firm obtain the written consent of their clients where the representation of one client may potentially be adverse to the interest of another client and to clarify the course of action should that occur. In the event of a potential conflict, the firm could not represent either the City of Grandview or one of the other local governments, but would assist in retaining other counsel. In the past, the City has worked cooperatively with other local governments. Under these circumstances, it was unlikely representation of the other agencies would adversely affect representation of the City of Grandview. The cities of Granger and Yakima and Yakima County signed similar letters acknowledging the potential for a conflict and consenting to representation.

Following discussion, the C.O.W. concurred and the Mayor signed the potential conflicts of interest letter consenting to continued representation of the City of Grandview by City Attorney Plant.

5. OTHER BUSINESS

Snow & Ice Control Budget – City Administrator Arteaga reported that \$27,850 was budgeted in the snow and ice control budget for 2017. From January 1 through January 9, 2017, \$21,320.80 was spent on snow removal costs. The balance of \$6,529 would be expended following today's inclement weather and accumulation of snow. He requested that Council consider a budget amendment of \$50,000 with the funds being transferred from either the Transportation Benefit District Fund or the Current Expense Fund to the Street Fund.

Following discussion, the C.O.W. concurred and directed staff to prepare a budget amendment to transfer \$50,000 to the Street Fund for presentation at the January 24th C.O.W. meeting.

6. ADJOURNMENT

The study session adjourned at 7:00 p.m.

Mayor Norm Childress

Anita Palacios, City Clerk