

**GRANDVIEW CITY COUNCIL
REGULAR MEETING AGENDA
TUESDAY, JULY 25, 2017**



REGULAR MEETING – 7:00 PM

PAGE

1. **CALL TO ORDER & ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **PRESENTATIONS**
4. **PUBLIC COMMENT** – At this time the public may address the Council on any topic whether on the agenda or not, except those scheduled for public hearing.
5. **CONSENT AGENDA** – Items on the Consent Agenda will be voted on together by the Council, unless a Councilmember requests that items be removed from the Consent Agenda and discussed and voted upon separately. An item removed from the Consent Agenda will be placed under Unfinished and New Business.
 - A. Minutes of the July 11, 2017 Committee-of-the-Whole meeting 1-4
 - B. Minutes of the July 11, 2017 Council meeting 5-9
 - C. Payroll Electronic Fund Transfers (EFT) Nos. 5789-5794 in the amount of \$90,096.98
 - D. Payroll Check Nos. 9707-9733 in the amount of \$85,751.72
 - E. Payroll Direct Deposit 7/1/17 – 7/15/17 in the amount of \$99,698.86
 - F. Claim Check Nos. 113291-113376 in the amount of \$270,127.50
6. **ACTIVE AGENDA** – Notice: Items discussed at the 6:00 pm Committee-of-the-Whole meeting of an urgent or time sensitive nature may be added to the active agenda pursuant to City Council Procedures Manual Section 3.18(c).
7. **UNFINISHED AND NEW BUSINESS**
8. **CITY ADMINISTRATOR AND/OR STAFF REPORTS**
9. **MAYOR & COUNCILMEMBER REPORTS**
10. **ADJOURNMENT**

**GRANDVIEW CITY COUNCIL
COMMITTEE-OF-THE-WHOLE
MEETING MINUTES
JULY 11, 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, Bill Moore and Javier Rodriguez. Councilmember Gloria Mendoza arrived at 6:10 p.m. Councilmember Dennis McDonald arrived at 6:25 p.m.

Absent from the meeting was Councilmember Joan Souders.

Staff present were: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Treasurer Matt Cordray, Assistant Public Works Director Santos Trevino and City Clerk Anita Palacios.

3. PUBLIC COMMENT – None

4. NEW BUSINESS

A. Resolution authorizing the Mayor to sign a License Agreement between Phillip Winterholler and the City of Grandview for the Memorial Plaza

Parks and Recreation Director Carpenter explained that at the June 13, 2017 C.O.W. meeting, the Beautification Commission's proposal was presented with respect to the VFW monument and flag pole. Following discussion, the C.O.W. moved a resolution authorizing the Mayor to sign a License Agreement between Phillip Winterholler and the City of Grandview for the Memorial Plaza to the June 27, 2017 regular Council meeting for consideration. At the June 27, 2017 regular Council meeting, Councilmember Brewer asked whether the License Agreement would extend to a new owner should Mr. Winterholler sell the property. Following discussion, the agenda item was referred to the City Attorney for clarification.

City Attorney Plant advised that the current license agreement would not continue. The license was personal to Mr. Winterholler. He was allowing the City onto his property to maintain the Memorial Plaza. If he no longer owned the property, then he would not have the authority to allow the City onto the property. The City would need to enter into a new license agreement with the new owner. Note that even if the license agreement stated that it would be binding on a new owner, the owner would have the ability to terminate the license upon written notice to the City. If the City wanted to obtain more permanent access to the Memorial Plaza, the City could explore acquiring an easement from Mr. Winterholler. The City would need to see if Mr. Winterholler was willing to grant the City an easement and, if so, whether he would want compensation. The City would need to survey Memorial Plaza and obtain a legal description of the property that would be subject to the easement. Once executed, a grant of easement would be recorded on the title to the real property.

Staff provided an estimate in the amount of \$4,500.00 from the City's engineering firm to survey the parcel and create a legal description should Council consider the potential acquisition of an easement from Mr. Winterholler. In addition, there would be recording fees in the amount of \$75.00. At this point in time, staff was unaware if Mr. Winterholler would request compensation for the permanent easement.

Councilmember Everett recused himself from the discussion due to an appearance of fairness as Mr. Winterholler was a client of Mr. Everett's law office.

At that point during the meeting, a quorum of council did not exist to continue the discussion on this agenda item.

On motion by Councilmember Brewer, second by Councilmember Everett, the C.O.W. moved the resolution authorizing the Mayor to sign a License Agreement between Phillip Winterholler and the City of Grandview for the Memorial Plaza to the July 25, 2017 C.O.W. meeting for consideration.

5. OTHER BUSINESS

A. Re-schedule Budget Retreat

City Administrator Arteaga explained that at the June 27, 2017 meeting, Council agreed to hold a budget retreat on July 25th. He was unaware that certain Department Heads would not be available that week and requested that Council reschedule the budget retreat. He suggested Tuesday, August 8th from 1:30 to 5:30 p.m., at the Library program room.

Discussion took place.

Following discussion, the C.O.W. concurred with the date change.

B. Joint City/Port Meeting

City Administrator Arteaga explained that at the May 9, 2017 C.O.W. meeting, he reported that staff would be coordinating a joint meeting between the City Council and Port of Grandview. Following an invitation to the Port, Commissioner Jim Sewell requested that the Council provide specific items for discussion.

Discussion took place.

Following discussion, the C.O.W. suggested the following items:

- Port's plans for spending money on retail community in Grandview (Councilmember Everett)
- Coordination between City and Port on business referrals (Councilmember Mendoza)
- Joint funding of an economic development coordinator position (Councilmember Brewer)
- Port's support of Parks & Recreation Department as part of economic development (Councilmember Brewer)

City Administrator Arteaga advised that staff would meet with the Port to finalize meeting arrangements.

C. City of Grandview Facebook Page – Restricted Postings

City Administrator Arteaga advised that staff was requested to research the possibility of filtering and/or removing posts or comments that were negative and/or from out of State residents.

City Clerk Palacios contacted Municipal Research and Services Center (MRSC) and provided the following information and question:

"In March 2017, the City of Grandview adopted a Social Media Policy and created a Facebook Page as an open public forum. A Councilmember has requested that we research the possibility of a closed forum (information gateway only). The concern is alleviating visitor posts (specifically negative and/or out of State public posts). We have yet to find a Facebook government page with a closed forum. Can the City choose who posts on our Facebook page without any legal ramifications?"

The following response was received from Paul Sullivan, Legal Consultant with MRSC:

"It seems to me that the real question is whether Facebook has an option allowing the city to merely post information, but not allowing citizen comment in return. If there is such an option, I see no reason why the city could not take advantage of it. It would merely be another vehicle for providing information to the public. There shouldn't be a problem if no one could post a comment directly to the information provided.

I am concerned, however, if the above option was not available, and the city (somehow) could control who could post comments. It would be discriminatory if the city could allow some comments but not others. If the site provides an open forum, it would need to be open to all. Restricting some comments would be, in my opinion, a violation of free speech. (Some comments, I suppose, such as those stating a threat or using obscene language, could likely be restricted or removed, but general comments, even if they opposed some city initiative, would need to be allowed.)

If Facebook does not allow an information gateway only, no comments allowed, the issue about allowing elective posts would be moot."

Following receipt of the response from MRSC, Deputy City Clerk Gretchen Chronis (City's Facebook Page coordinator) provided the following"

"As a follow up to our recent discussion regarding Facebook settings/options, it has been determined that we do NOT have the ability to host a page that prohibits comments altogether. Keep in mind that all comments are subject to a Limited Public Forum format in conjunction with the City of Grandview's Social Media Policy. We do, however, have the option of "reviewing visitor posts" prior to their publication. This would alleviate any and all issues regarding citizens outside of Washington State inadvertently posting on our business page. This only happens on occasion and would be quite simple to manage. I would not consider this a policy change, rather a courtesy to others who reside in regions with similar city names (i.e. Grandview, South Dakota, Grandview, Missouri, Grand View, Idaho)".

Discussion took place and no action was taken.

City Clerk Palacios also distributed an e-mail from Ray Vining who was a Grandview Museum Board member and volunteer at the Grandview Rose Garden. She explained that Mr. Vining created Facebook pages for the Grandview Museum and Grandview Rose Garden. Staff advised Mr. Vining of the City's Social Media Policy. She explained that the City's Social Media Policy provided that "Any additional social media sites (other than Facebook) proposed for City use must be approved by the City Council prior to activation". She requested Council's direction with respect to the Facebook pages created by Mr. Vining for the Museum and Rose Garden.

Discussion took place.

Following discussion, the C.O.W. thanked Mr. Vining for his volunteer efforts and suggested that his Facebook pages for the Museum and Rose Garden be identified as "Friends of the Grandview Museum" and "Friends of the Grandview Rose Garden". The City Attorney would recommend disclaimer language for staff to provide to Mr. Vining for addition to said Facebook pages identifying that his pages were not official pages of the City of Grandview, Washington.

6. ADJOURNMENT

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

Mayor Norm Childress

Anita Palacios, City Clerk

4

**GRANDVIEW CITY COUNCIL
REGULAR MEETING MINUTES
JULY 11, 2017**

1. CALL TO ORDER

Mayor Norm Childress called the regular meeting to order at 7:00 p.m. in the Council Chambers at City Hall.

Present were: Mayor Childress and Councilmembers Gaylord Brewer, Mike Everett, Dennis McDonald, Bill Moore, Gloria Mendoza and Javier Rodriguez.

Absent from the meeting was Councilmember Joan Souders.

On motion by Councilmember Moore, second by Councilmember McDonald, Council excused Councilmember Joan Souders from the meeting.

Staff present were: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Attorney Tony Menke, City Treasurer Matt Cordray, Assistant Public Works Director Santos Trevino, and City Clerk Anita Palacios.

2. PLEDGE OF ALLEGIANCE

City Attorney Plant led the pledge of allegiance.

3. PRESENTATIONS – None

4. PUBLIC COMMENT – None

5. CONSENT AGENDA

On motion by Councilmember Everett, second by Councilmember Mendoza, Council approved the Consent Agenda consisting of the following:

- A. Minutes of the June 27, 2017 Committee-of-the-Whole meeting**
- B. Minutes of the June 27, 2017 Council meeting**
- C. Payroll Electronic Fund Transfers (EFT) Nos. 5780-5785 in the amount of \$92,832.67**
- D. Payroll Check Nos. 9659-9706 in the amount of \$30,522.23**
- E. Payroll Direct Deposit 6/16/17 – 6/30/17 in the amount of \$104,823.56**
- F. Claim Check Nos. 113195-113290 in the amount of \$214,944.96**

6. ACTIVE AGENDA

A. Public Hearing – 2018-2023 Six-Year Transportation Improvement Program

Mayor Childress opened the public hearing to receive comments on the 2018-2023 Six-Year Transportation Improvement Program by reading the public hearing procedure.

City Administrator Arteaga explained that each year, the City was required to update the Six-Year Transportation Improvement Program (TIP). The Six-Year TIP identified street priority projects and funding sources. The Council has had a standing recommendation of not adding

street projects unless there was a funding source available to support the recommendation. He presented the 2018-2023 Six-Year TIP prioritized as follows:

Priority Number: 1

Project Title: Old Inland Empire Highway Improvements from Grandridge Road to Elm Street

Project Description: Reconstruct roadway including widening, excavation, gravel surfacing, hot mix asphalt, curb and gutter, sidewalk, storm drainage improvements, landscaping and street lights

Project Year: 2023

Funding Source: Surface Transportation Program (STP)

Federal/State Funds: \$1,897,700

Local Funds: \$296,200

Total Funds: \$2,193,900

Priority Number: 2

Project Title: Wine Country Road & McCreddie Road Intersection Roundabout

Project Description: Construct new roundabout including curb and gutter, sidewalks, hot mix asphalt, pavement markings, permanent signing and street lighting

Project Year: 2019

Funding Source: Transportation Improvement Board (TIB)

Federal/State Funds: \$765,000

Local Funds: \$85,000

Total Funds: \$850,000

Priority Number: 3

Project Title: West Fifth Street Resurfacing from Euclid Road to Grandridge Road

Project Description: Grind and overlay asphalt surface, pavement markings, update sidewalk ramps to ADA standards

Project Year: 2018

Funding Source: Transportation Improvement Board (TIB)

Federal/State Funds: \$381,600

Local Funds: \$42,400

Total Funds: \$424,000

Priority Number: 4

Project Title: Wine Country Road Resurfacing from SVID canal crossing to McCreddie Road

Project Description: Grind and overlay asphalt surface, pavement markings, update sidewalk ramps to ADA standards

Project Year: 2018

Funding Source: Transportation Improvement Board (TIB)

Federal/State Funds: \$114,300

Local Funds: \$12,700

Total Funds: \$127,000

Priority Number: 5

Project Title: Larson Street Improvements from West Fifth Street to Queen Street

Project Description: Roadway reconstruction including excavation, roadway widening, storm drainage improvements, hot mix asphalt, curb and gutter, and water system improvements

Project Year: 2020

Funding Source: City of Grandview

6

Federal/State Funds: -0-
Local Funds: \$425,000
Total Funds: \$425,000

Priority Number: 6
Project Title: Stassen Street Improvements from Hillcrest Street to Velma Avenue
Project Description: Roadway reconstruction including excavation, roadway widening, storm drainage improvements, hot mix asphalt, and water system improvements
Project Year: 2021
Funding Source: City of Grandview
Federal/State Funds: -0-
Local Funds: \$352,000
Total Funds: \$352,000

Priority Number: 7
Project Title: Birch Street Improvements from Wine Country Road to East Third Street
Project Description: Roadway reconstruction including excavation, curb and gutter, hot mix asphalt, storm drainage improvements, and water system improvements
Project Year: 2021
Funding Source: City of Grandview
Federal/State Funds: -0-
Local Funds: \$504,000
Total Funds: \$504,000

Priority Number: 8
Project Title: Highland Road Improvements from Elm Street to east City limits
Project Description: Roadway reconstruction including excavation, road widening, curb and gutter, hot mix asphalt, storm drainage improvements, and water and sewer system improvements
Project Year: 2022
Funding Source: City of Grandview
Federal/State Funds: -0-
Local Funds: \$3,000,000
Total Funds: \$3,000,000

Priority Number: 9
Project Title: Forsell Road Resurfacing from Wallace Way to Puterbaugh Road
Project Description: Grind and overlay asphalt surface and pavement markings
Project Year: 2020
Funding Source: Transportation Improvement Board (TIB)
Federal/State Funds: \$288,000
Local Funds: \$32,000
Total Funds: \$320,000

No comments were received during the public hearing or by mail and the hearing was closed.

B. Resolution No. 2017-26 adopting the 2018-2023 Six-Year Transportation Improvement Program

On motion by Councilmember Everett, second by Councilmember McDonald, Council approved Resolution No. 2017-26 adopting the 2018-2023 Six-Year Transportation Improvement Program.

C. Resolution No. 2017-27 accepting the Municipal Pool Improvements – Phase 2B – Utility and Pool Deck Improvements as complete

On motion by Councilmember Mendoza, second by Councilmember Rodriguez, Council approved Resolution No. 2017-27 accepting the Municipal Pool Improvements – Phase 2B – Utility and Pool Deck Improvements as complete.

D. Resolution No. 2017-28 authorizing the Mayor to sign a lease renewal with the Grandview Chamber of Commerce

On motion by Councilmember Moore, second by Councilmember Mendoza, Council approved Resolution No. 2017-28 authorizing the Mayor to sign a lease renewal with the Grandview Chamber of Commerce.

7. UNFINISHED AND NEW BUSINESS – None

8. CITY ADMINISTRATOR AND/OR STAFF REPORTS

West Fifth Street Resurfacing Improvements – City Administrator Arteaga reported that the paving of West Fifth Street from Euclid to Larson was completed on July 7th. The contractor would be leveling utilities and completing pavement markings this week.

West Fifth Street Roadway Dip – City Administrator Arteaga reported that a dip in the roadway on West Fifth Street between Division and Grandridge was created by an old pipe located under the roadway. The Public Works Department repaired the roadway.

Bonnieview Road Sinkhole – City Administrator Arteaga reported that a sinkhole on Bonnieview Road between North Birch and Wilson was discovered this week. The sinkhole was created by irrigation leakage from Sunnyside Valley Irrigation District's drain line located diagonally in the roadway that was damaged by the telephone company. Pavement repairs were completed by the telephone company.

9. MAYOR & COUNCILMEMBER REPORTS

Washington State Transportation Improvement Board (TIB) Meeting – Mayor Childress reported that City representatives (Mayor, City Administrator and City Engineers) met with a representative of the TIB last week to review street projects. The TIB representative was given a tour of past, current and proposed street improvement projects including the proposed Wine Country Road and McCreddie Road Intersection Roundabout

10. EXECUTIVE SESSION – Personnel & Union Negotiations

Mayor Childress adjourned the meeting to an executive session at 7:30 p.m., for approximately 30 minutes to discuss personnel matters and union negotiations per RCW 42.30.110(1)(g) with the aforementioned Mayor, Councilmembers, City Attorney Plant, City Attorney Menke, City Administrator and City Clerk present. The executive session was extended an additional hour at 8:00 p.m.

The meeting resumed at 9:00 p.m., with the aforementioned Mayor, Council and staff present.

No action was taken.

11. ADJOURNMENT

On motion by Councilmember Moore, second by Councilmember Rodriguez, Council adjourned the meeting at 9:00 p.m.

Mayor Norm Childress

Anita Palacios, City Clerk