GOLDENDALE CITY COUNCIL
REGULAR MEETING
JANUARY 5, 2015
7:00 PM

A. Call to Order
   1. Pledge of Allegiance

B. Roll Call

C. Public Hearing

D. Agenda
   1. Approval of Agenda
   2. Consent Agenda
      a. Approval of Minutes
      b. Claims
      c. Payroll
      d. Other

E. Presentations
   1. Brock Warrener – Trail Riding Association of Klickitat County
   2. Paige Wells and Andy O'Connor – Request to Revise Code on Keeping Horses in the City.

F. Department Reports

G. Council Business
   1. Draft Ordinance to Change the Code on Keeping Horses in the City
   2. Agreement for Janitorial Services
   3. Lease Agreement with the Chamber of Commerce
   4. Cabaret License for Ayutla's
   5. Discuss Primer on 2015 Projects

H. Resolutions
   1. Adopt Tourism Event Awards

I. Ordinances
   1. First Reading Adoption of CFR's by Reference for Commercial Vehicle Enforcement

J. Report of Officers and City Administrator

K. Public Comment

L. Executive Session

M. Adjournment

NEXT REGULAR COUNCIL MEETING WILL BE ON JANUARAY 20, 2015 AT 7:00 PM.

AGENDA TITLE: **CONSENT AGENDA**

DATE: **JANUARY 5, 2015**

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION_____ OTHER_____

MOTION_____X_____

EXPLANATION:
The consent agenda includes the following:
Minutes of the December 15, 2014 regular council meeting, first pay period December checks #43180 – 43223, 900415, 900423 in the amount of $75,829.32, second pay period December checks #43227 – 43293, 900425 in the amount of $133,358.54, January 5, 2015 claims checks #43224 – 43336, 900424, 900426 in the amount of $252,375.52.

FISCAL IMPACT:
Payroll checks in the amount of $209,187.86, claims checks in the amount of $252,375.52.

ALTERNATIVES:
Approve the consent agenda.
Remove certain items from the consent agenda for further discussion.

STAFF RECOMMENDATION:
Approve the consent agenda

MOTION:

I MOVE TO APPROVE THE CONSENT AGENDA.

GOLDENDALE CITY COUNCIL
REGULAR MEETING
DECEMBER 15, 2014
7:00 PM

Mayor Clinton Baze called to order the regular meeting of the Goldendale City Council followed by the Pledge of Allegiance.

ROLL CALL

7:00:23 PM

PRESENT:
Mayor Clinton Baze
Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

STAFF:
City Administrator Larry Bellamy
City Attorney Ken Harper
Clerk-Treasurer Connie Byers
Public Works Director Karl Enyeart
Public Safety Director Rick Johnson
Asst Fire Chief Noah Halm

ABSENT: None

PUBLIC HEARING

2015 Budget
Mayor Baze opened the public hearing on the 2015 budget. With no comments from the public the hearing was closed.

Critical Areas for the West Allyn Outfall Project
Mayor Baze opened the public hearing on the critical areas for the West Allyn Outfall Project. With no comments from the public the hearing was closed.

AGENDA AND CONSENT AGENDA

7:01:19 PM
It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve the agenda and consent agenda.

7:01:30 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

DEPARTMENT REPORTS

7:01:34 PM

Noah reported that the truck that went to Yakima for repair is back and has passed all the inspections. Our calls are up from last year. Normally we have 60 – 70 and we have had 100 calls to date. We were in the Candy Cane Parade and helped the Jaycees with their food drive. Do to the recent house fire the Fire Department wants to remind everyone how important it is to have smoke alarms and that the batteries are checked at least once a year.

Guy asked about the investigation of the fire. Noah reported that has been completed and the cause was electrical.

Rick reported that all the Firefighters did a phenomenal job. Public Works was called out and Rural 7 was great at assisting.

We have 30 cases more than last year for the Police Department. We want to remind people to take stuff inside their homes from their vehicles. There has been some vandalism recently and some presents were taken.

7:06:42 PM

Karl reported that tomorrow we are installing the hydro generator at the springs control valve site. We have three outstanding permits for the LKS Project and the EPA is reviewing the biological assessment.

7:07:21 PM

Larry stated that this is the last meeting of the year and I want to remind everyone that as January rolls around I want to start thinking about what types of projects and things you would like to work on.

COUNCIL BUSINESS

Cabaret Application – American Legion

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve an annual cabaret license for 2015 for the American Legion.

7:09:54 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Cabaret Application – Hotrods Bar & Grill

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve an annual cabaret license for 2015 for Hotrods Bar & Grill.

7:10:28 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Capital Outlay Amendment – Pump Repair

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to authorize an additional capital outlay for the lift station pump repair of $7,030.77 for a total capital outlay of $25,488.12, which includes sales tax.

7:11:08 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor

Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Capital Outlay Purchase of Chlorination System

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve a capital outlay for the purchase of a MC4-50 Lite Constant Chlor plus Chlorine Feeder System from Pumptech, Inc. for $5,374.99, which includes sales tax.

7:11:36 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Bid Award for Lawn Mower Purchase

Karl stated that we received two bids for a lawn mower. Bid #1 was from Small Engine Specialties for a SCAG mower in the amount of $10,509.00 and Bid #2 from RDO Equipment for a John Deere in the amount of $14,029.42. I recommend awarding the bid to Small Engine Specialties.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to award the purchase for a zero turn municipal park mower to Small Engine Specialties for $10,509.00 which includes taxes and fees.

7:13:15 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Animal Control Agreement with Bingen

Larry stated that this is an extension of the existing agreement that we have with the City of Bingen. The City of Bingen wishes to continue the agreement for 2015.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to continue the interlocal agreement for animal control services for the City of Bingen in the amount of $15,000.00 for the calendar year of 2015.

7:14:13 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

Prosecuting Attorney Agreement

Larry stated that the Mayor appointed a committee consisting of the Mayor, Rick Johnson, Larry Bellamy, Rick Hansen, Len Crawford and Gary Hoctor to interview the applicants for the City's prosecuting attorney. The committee recommends that the Mayor negotiate a professional services contract with Gwendolyn Grundei.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to authorize the Mayor to enter into a two year professional services contract with Gwendolyn Grundei in the amount of $4,000.00 per month effective January 1, 2015 with corrections.

7:18:40 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

Civil Attorney Amended Agreement

Larry stated that Menke Jackson Beyer has requested a fee structure change. The change will increase their currently hourly rate from $175.00 per hour to $195.00 per hour, effective January 1, 2015. The associates' rate will increase from $150.00 to $170.00 per hour.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to authorize the Mayor to enter into a representation and fee agreement between the City of Goldendale and Menke Jackson Beyer effective January 1, 2015.

7:19:47 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

Uniformed Officers Union Contract for 2015 – 2017

Larry stated that a 2015 – 2017 bargaining agreement between the uniformed officers and the City has been negotiated. The changes on the contract include the addition of a vacation buyback program and wage increases in the amount of 2% for each of the three years of the contract.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to authorize the Mayor to execute a 2015 – 2017 collective bargaining agreement between the City of Goldendale and Council 2 Washington State Council of County and City Employees representing Local 1533-G Uniformed Officers.

7:21:44 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

Recommendation from Budget Committee on Tourism Event Support

Larry informed council that the recommendations of the Budget Committee are as follows:

1. Volcanic Promotions, Maryhill Festival of Speed $8,000
2. Goldendale Motorsports, Show 'n Shine, Concours de Maryhill $5,000
3. Abate, Festival of Wheels $5,000
4. Goldendale Chamber, Tourism Promotion $5,000, Visitors Center $12,000
5. Golden Phoenix Assembly, Breakfast for the Festival of Speed $500
6. Goldendale Christmas Committee, Candy Cane Parade $500
7. Farmers Market, Weekly Market Costs In Lieu
8. General Store, Trunk or Treat $500
9. Parks & Rec District, Golden Man Triathlon $500
10. WE Rock, Rock Crawl $2,500
11. Jaycees, Community Days $8,000

Lucille stated that I don't have a problem giving WE Rock some money but their event is not in the City. I would rather see additional money go to The General Store.

Deanna asked if there would be any objection to transfer another $250 to The General Store so they can get half of what they are asking.

Guy asked if we could amend the amount of $500 to $750 for The General Store.

Larry said the Tourism Fund could absorb an additional $250 expense.

It was moved by Council Member Guy Theriault, seconded by Council Member Deanna Luth, to direct staff to prepare a resolution that approves this recommendation as amended and further that staff prepare contracts with each of the event organizers for the year 2015.

7:33:27 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

Recommendation from Public Works Committee on WCNIP

Karl stated that the street width will be 21' of paved width with rolled curbs. This varies from our GMC and will need council approval. Intersections will have 30' radius on curb returns to accommodate for the narrower streets. Buffers between curb and sidewalk will be restored with gravel surfacing for parking. Sidewalks will be replaced where existing sidewalks exist with a minimum of one sidewalk per block. Some trees will be removed but new trees will be planted and placed to avoid future utility and structure interference.

The existing sewer main in the 100 block of Burgen will be replaced. The expectation is no trees will need to be removed on this block. There is a chance roots may be in existing sewer service lines. These lines will be replaced to the edge of right of way. All effort will be made to avoid damaging trees during this construction. A chip seal will be applied to the street at the completion of sewer line trenching and paving.

The committees design selection required the project scope to be scaled back from the area originally proposed due to funding. This scope provides for improvements that will benefit the streets in the worst condition.

It was moved by Council Member Guy Theriault, seconded by Council Member Deanna Luth, to accept the scope of work recommendation by the Public Works Committee and to approve a street width of 21' with rolled curbs for the West Columbus Neighborhood Improvement Project.

7:41:47 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

Professional Services Contract on WCNIP

Karl explained Pioneer Surveying and Engineering is ready to move forward on the design of the chosen scope of work for the WCNIP.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to authorize the Mayor to execute a professional services contract with Pioneer Surveying and Engineering for design engineering services of the West Columbus Neighborhood Improvement Project in an amount not to exceed $182,475.00.

7:42:45 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

West Allyn Stormwater Outfall Relocation Project Tolling Agreement

Larry explained that the Army Corp of Engineers requires execution of a tolling agreement for the West Allyn Stormwater Outfall Relocation Project.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to authorize the Mayor to execute a tolling agreement with the Army Corp of Engineers for the West Allyn Stormwater Outfall Relocation Project.

7:44:51 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

RESOLUTIONS

Critical Areas Reasonable Use Exception

Larry explained as part of the environmental regulations regarding the West Allyn Stormwater Outfall Relocation Project the city must comply with its Critical Areas Ordinance. The City Council needs to consider approval of a reasonable use exception for this project.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve Resolution No. 623 which will allow a reasonable use exception for the West Allyn Stormwater Outfall Relocation Project.

7:46:52 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Recommendation from Planning Commission on Shorelines Permit

Larry explained as part of the environmental process for the Little Klickitat River Sewer Collection System Improvement Project, a shoreline permit pursuant to the Shoreline Master Plan is required. The Planning Commission held a public hearing and issued a recommendation for the council consideration.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve Resolution No. 624 accepting the recommendation of the Goldendale Planning Commission for a shoreline permit pursuant to the Shoreline Master Plan for the Little Klickitat River Sewer Collection System Project.

7:49:13 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

Job Descriptions

Larry explained there were two job descriptions that were requested to be added to our list of positions by the union. One was requested by a reclassification request from the union and the other was to add another level of opportunity for the Building Official assuming he is able to get additional certifications.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to approve Resolution No. 625 amending the job description for Building Inspector I and establishing two new job descriptions for Building Inspector II and Police Administrative Assistant/Evidence Technician.

7:50:56 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

ORDINANCES

40% Optional Sales Tax

Larry explained that one element of balancing the budget for 2015 required an amendment for the use of 40% of the optional half-cent sales tax from Public Safety reserves to Economic Development expenses for a one-year period. There is one change that needs to be made and that is after "Effective January 1, 2015" add and terminates December 31, 2015.

It was moved by Council Member Guy Theriault, seconded by Council Member Deanna Luth, to adopt Ordinance No. 1443 amending Ordinance 1198 changing distribution of the additional sales and use tax and waive the second reading as amended.

7:52:52 PM

AYES: Council Member Lucille Bevis
Council Member Mike Canon
Council Member Len Crawford
Council Member Andy Halm
Council Member Gary Hoctor
Council Member Deanna Luth
Council Member Guy Theriault

NAYS: None.

MOTION CARRIED UNANIMOUSLY 7-0.

3rd Quarter Budget Amendment for 2014

Larry explained every quarter we have reviewed the budget to make sure we are falling in line with appropriation approvals by the Council. This has been reviewed by the Budget Committee and has received its first reading at the December 1st meeting and it is ready for its second reading.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to adopt Ordinance No. 1444 the third quarter budget amendment for 2014.

7:54:11 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

2015 Budget

Larry explained this budget is balanced and the ordinance is ready for adoption.

It was moved by Council Member Gary Hoctor, seconded by Council Member Deanna Luth, to adopt Ordinance No. 1445 being the 2015 budget.

7:55:21 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

REPORT OF OFFICERS AND CITY ADMINISTRATOR

Lucille wished everyone Merry Christmas and a Happy New Year.

Mike commended the committees that worked on these proposals as well as the staff that does such a good job in getting these ready.

Guy commended the Fire Department and wished everyone Merry Christmas and a Happy New Year. Also I will be absent for the first meeting next year.

Deanna wished everyone Merry Christmas and a Happy New Year.

Mayor Baze stated that we have a new committee and for the New Year we need to start thinking about what committees everyone would like to be on. The first meeting in January we will have the list of committees for you to indicate which ones you would like to be on.

PUBLIC COMMENT

Lorraine Reynolds stated that on behalf of John Ozman and the Festival of Speed, he is going to be very happy to hear that you all support him. She then stated her disappointment in the resent actions of the council.

Michelle Hurst reiterated what Lorraine had to say.

Pamela Flippins gave her support of the marijuana shop.

Wena Coffman gave her support of the marijuana shop.

ADJOURNMENT

It was moved by Council Member Len Crawford, seconded by Council Member Guy Theriault, to adjourn the meeting.

8:10:30 PM

AYES:	Council Member Lucille Bevis
	Council Member Mike Canon
	Council Member Len Crawford
	Council Member Andy Halm
	Council Member Gary Hoctor
	Council Member Deanna Luth
	Council Member Guy Theriault
NAYS:	None.

MOTION CARRIED UNANIMOUSLY 7-0.

_____

Clinton Baze, Mayor

_____

Connie Byers, Clerk-Treasurer

Register

Fiscal: 2014
Deposit Period: 2014 - Dec 2014
Check Period: 2014 - Dec 2014 - 2nd Council Dec 2014

Number	Name	Print Date	Clearing Date	Amount
Columbia State Bank	**20016310**			
Check				
43224	Klickitat County Title CO	12/23/2014		$437.62
43225	East District Court	12/23/2014		$215.00
43226	Klickitat County Title CO	12/30/2014		$472.77
43294	Action Medical	1/5/2014		$111.85
43295	Aimee's Attic LLC	1/5/2014		$48.38
43296	Anatek Labs Inc	1/5/2014		$60.00
43297	AT&T Mobility	1/5/2014		$97.16
43298	Avista Utilities	1/5/2014		$1,788.16
43299	Bishop Sanitation Inc	1/5/2014		$307.50
43300	Brotherton, David	1/5/2014		$497.00
43301	Centurylink AZ	1/5/2014		$172.40
43302	Duggan, Joy E	1/5/2014		$617.50
43303	Environmental Resource Associates	1/5/2014		$732.54
43304	G C Systems Inc	1/5/2014		$106.43
43305	Geatches, Leslie	1/5/2014		$150.00
43306	General Store	1/5/2014		$4.24
43307	Gerald Matosich Attorney at Law	1/5/2014		$1,995.50
43308	Goldendale Auto Supply	1/5/2014		$241.75
43309	Goldendale Chamber	1/5/2014		$1,000.00
43310	Goldendale Sentinel	1/5/2014		$40.00
43311	Goldendale Tire Center	1/5/2014		$1,443.92
43312	Goldendale, City of	1/5/2014		$1,778.56
43313	Gorge Networks	1/5/2014		$1,213.87
43314	Gray & Osborne Inc	1/5/2014		$19,596.56
43315	Grimes, Karen	1/5/2014		$10.08
43316	Hach Company	1/5/2014		$131.08
43317	Hanson Law Office	1/5/2014		$3,500.00
43318	Hire Electric	1/5/2014		$9,363.25
43319	Joe's Towing	1/5/2014		$191.53
43320	Kerns Shop & Propane	1/5/2014		$20.39
43321	Klickitat Co Sheriff	1/5/2014		$14,517.40
43322	Klickitat County PUD	1/5/2014		$11,656.18
43323	Lanz & Trummel Attorneys at Law	1/5/2014		$149.50
43324	MCP Mid Columbia Producers Inc	1/5/2014		$4.83
43325	Menke Jackson Law Firm	1/5/2014		$2,424.44
43326	Mid-Columbia Veterinary	1/5/2014		$108.80

Number	Name	Print Date	Clearing Date	Amount
43327	One Call Concepts Inc	1/5/2014		$9.63
43328	POW Contracting	1/5/2014		$36,460.42
43329	Q Global	1/5/2014		$1,452.71
43330	Quill Corporation	1/5/2014		$137.62
43331	Randall C Krog Attorney at Law	1/5/2014		$260.00
43332	Randall, Juan	1/5/2014		$60.00
43333	Ray Schultens Motors Inc	1/5/2014		$925.12
43334	Spectrum Communications Inc	1/5/2014		$608.54
43335	Vision Municipal Solutions Llc	1/5/2014		$972.89
43336	Wind River Office Cleaning	1/5/2014		$1,300.00
900424	USDA	10/26/2014	10/31/2014	$134,883.00
900426	Invoice Cloud	1/5/2014		$99.40
		Total	**Check**	**$252,375.52**
		Total	**20016310**	**$252,375.52**
		Grand Total		**$252,375.52**

CITY OF GOLDENDALE
CLAIMS REGISTER

I, the undersigned, do hereby certify that the materials have been furnished, the services rendered or the labor performed as shown on Voucher numbers 43224 through 43336, 900424, 900426 in the amount of $252,375.52, and unpaid obligations against the City of Goldendale, Washington and that I am authorized to certify said claims.

DATED this 2nd day of January, 2015.

Connie Byers
Clerk-Treasurer

Register Activity

Fiscal: 2014
Period: 2014 - Dec 2014
Council Date: 2014 - Dec 2014 - 2nd Council Dec 2014

Reference	Date	Amount	Notes
Reference Number: 43224	**Klickitat County Title CO**	**$437.62**	
Invoice - 12/23/2014 10:17:51 AM	12/23/2014	$437.62	Slater Closing
Reference Number: 43225	**East District Court**	**$215.00**	
Invoice - 12/23/2014 3:36:32 PM	12/23/2014	$215.00	Jose Mediano
Reference Number: 43226	**Klickitat County Title CO**	**$472.77**	
Invoice - 12/30/2014 10:49:14 AM	12/30/2014	$472.77	Slater
Reference Number: 43294	**Action Medical**	**$111.85**	
19502	12/11/2014	$43.97	Medical Supplies
19503	12/11/2014	$32.30	Medical Supplies
19504	12/11/2014	$35.58	Medical Suppleis
Reference Number: 43295	**Aimee's Attic LLC**	**$48.38**	
8606-2	12/11/2014	$48.38	Christmas Tree
Reference Number: 43296	**Anatek Labs Inc**	**$60.00**	
15798	12/15/2014	$60.00	Testing Service
Reference Number: 43297	**AT&T Mobility**	**$97.16**	
287258483135X12182014	12/10/2014	$97.16	Chlorination Station
Reference Number: 43298	**Avista Utilities**	**$1,788.16**	
Invoice - 1/2/2015 11:29:37 AM	12/31/2014	$1,788.16	Utility/Natural Gas
Reference Number: 43299	**Bishop Sanitation Inc**	**$307.50**	
38283	12/24/2014	$240.00	Ekone Park
38333	12/24/2014	$67.50	Airport
Reference Number: 43300	**Brotherton, David**	**$497.00**	
Invoice - 1/2/2015 11:34:01 AM	11/1/2014	$245.00	Radio Repair
Invoice - 1/2/2015 11:35:24 AM	12/18/2014	$252.00	Radio Repair
Reference Number: 43301	**Centurylink AZ**	**$172.40**	
Invoice - 1/2/2015 11:38:01 AM	12/11/2014	$172.40	Phones

Reference	Date	Amount	Notes
Reference Number: 43302	**Duggan, Joy E**	**$617.50**	
CR5620	12/22/2014	$65.00	Willie Jim
CR5639	12/22/2014	$162.50	Joseph Littlefield
CR5680	12/22/2014	$130.00	Martin Trotter
CR5690	12/22/2014	$65.00	Linda Eastep
CR5706.1	12/22/2014	$65.00	Anthony Heemsah
CR5712	12/22/2014	$130.00	Betty Cooper
Reference Number: 43303	**Environmental Resource Associates**	**$732.54**	
740200	12/15/2014	$732.54	Chemicals
Reference Number: 43304	**G C Systems Inc**	**$106.43**	
29850	12/8/2014	$106.43	3-Way Solenoid
Reference Number: 43305	**Geatches, Leslie**	**$150.00**	
112.1	12/11/2014	$150.00	Tourism Website
Reference Number: 43306	**General Store**	**$4.24**	
194191	12/31/2014	$4.24	Sicissors
Reference Number: 43307	**Gerald Matosich Attorney at Law**	**$1,995.50**	
CR4638.2	12/9/2014	$136.50	Paul Thornton Jr
CR5548	12/23/2014	$227.50	Allen Matai
CR5647/5648.1	12/23/2014	$286.00	Scott Newman
CR5695	12/9/2014	$195.00	Bill Lee
CR5721	12/9/2014	$117.00	Jonathan Malatare
CR5725	12/23/2014	$65.00	Scott Newman
CR5749	12/9/2014	$221.00	Christopher Dunsmoor
CR5755	12/9/2014	$175.50	Joe Sharp
CR5757	12/9/2014	$182.00	Donald Ross Jr
CR5831	12/9/2014	$390.00	Tucker Engle
Reference Number: 43308	**Goldendale Auto Supply**	**$241.75**	
272218	12/1/2014	$35.43	Oil Filter
272219	12/1/2014	$88.21	Oil Bath Hub Cap
272227	12/1/2014	($73.38)	Oil Bath Return, Stemco
272806	12/9/2014	$20.47	Battery Post Terminal
272807	12/9/2014	$18.76	Plow Bolt
272843	12/10/2014	$4.46	Nut Bolt
272852	12/10/2014	$11.12	Fuel Filter
272922	12/11/2014	$12.38	Rod, Nut Bolt, Air Filter
273088	12/13/2014	$5.45	Lamp
273109	12/15/2014	$14.11	Hose - Molded Coolant
273417	12/18/2014	$32.77	Grease Gun, Grease Hose
273427	12/19/2014	$7.53	Nut Bolt
273488	12/20/2014	$5.55	Switch

Reference	Date	Amount	Notes
Reference Number: 43308	**Goldendale Auto Supply**	**$241.75**	
273561	12/22/2014	$27.74	Bulb
273637	12/23/2014	$31.15	Swiv Adap, Gloves
Reference Number: 43309	**Goldendale Chamber**	**$1,000.00**	
3075	12/9/2014	$1,000.00	VIC Contract
Reference Number: 43310	**Goldendale Sentinel**	**$40.00**	
138787	12/3/2014	$40.00	Public Hearing/Critical Areas Permit
Reference Number: 43311	**Goldendale Tire Center**	**$1,443.92**	
273840	11/26/2014	$206.70	Volt Chains
274251	12/9/2014	$556.74	Batteries
274698	12/30/2014	$680.48	Tires Wheel Balance
Reference Number: 43312	**Goldendale, City of**	**$1,778.56**	
Invoice - 1/2/2015 2:20:51 PM	12/31/2014	$1,778.56	POW Retainage
Reference Number: 43313	**Gorge Networks**	**$1,213.87**	
C-947900	12/18/2014	$107.50	Final/Public Works
I-1350828	12/18/2014	$1,106.37	Phones
Reference Number: 43314	**Gray & Osborne Inc**	**$19,596.56**	
14043.00-7	12/17/2014	$19,596.56	Lower Reservoir
Reference Number: 43315	**Grimes, Karen**	**$10.08**	
Invoice - 1/2/2015 2:28:10 PM	11/26/2014	$3.63	Wrap Paper/Reimbursement
Invoice - 1/2/2015 2:29:56 PM	11/26/2014	$3.20	Dawn Dish Soap/Reimbursement
Invoice - 1/2/2015 2:30:56 PM	1/2/2015	$3.25	Keys/Reimbursement
Reference Number: 43316	**Hach Company**	**$131.08**	
9146703	12/5/2014	$131.08	Chlorine, Bottle Bod
Reference Number: 43317	**Hanson Law Office**	**$3,500.00**	
122	12/23/2014	$3,500.00	December Service
Reference Number: 43318	**Hire Electric**	**$9,363.25**	
598578	12/17/2014	$9,363.25	Repairs to 100A & 50A Accusine Harmonic Filters
Reference Number: 43319	**Joe's Towing**	**$191.53**	
6774	12/10/2014	$191.53	Tow Fees
Reference Number: 43320	**Kerns Shop & Propane**	**$20.39**	
19004	12/18/2014	$20.39	Propane

Reference	Date	Amount	Notes
Reference Number: 43321	**Klickitat Co Sheriff**	**$14,517.40**	
Invoice - 1/2/2015 2:46:57 PM	1/2/2015	$5,849.20	September Jail Fees
Invoice - 1/2/2015 2:47:19 PM	1/2/2015	$5,868.80	October Jail Fees
Invoice - 1/2/2015 2:47:42 PM	1/2/2015	$2,799.40	November Jail Fees
Reference Number: 43322	**Klickitat County PUD**	**$11,656.18**	
15636	12/17/2014	$11,656.18	Reservoir Project
Reference Number: 43323	**Lanz & Trummel Attorneys at Law**	**$149.50**	
CR5531	12/9/2014	$149.50	Heather Brockway
Reference Number: 43324	**MCP Mid Columbia Producers Inc**	**$4.83**	
614602	12/8/2014	$4.83	Hog Rings
Reference Number: 43325	**Menke Jackson Law Firm**	**$2,424.44**	
Invoice - 1/2/2015 2:52:12 PM	11/30/2014	$1,533.76	Account 044
Invoice - 1/2/2015 2:54:05 PM	11/30/2014	$595.00	Account 086
Invoice - 1/2/2015 2:54:53 PM	11/30/2014	$295.68	Account 136
Reference Number: 43326	**Mid-Columbia Veterinary**	**$108.80**	
126416	11/7/2014	$54.40	Black and White Mix
126417	11/7/2014	$54.40	Grey Pit Mail
Reference Number: 43327	**One Call Concepts Inc**	**$9.63**	
4129063	12/31/2014	$9.63	Utility Notification
Reference Number: 43328	**POW Contracting**	**$36,460.42**	
Invoice - 1/2/2015 2:57:58 PM	1/2/2015	$36,460.42	Pay Estimate 7
Reference Number: 43329	**Q Global**	**$1,452.71**	
14-1203-150 A	12/8/2014	$1,452.71	Fire Origin & Cause Investigation
Reference Number: 43330	**Quill Corporation**	**$137.62**	
8629848	12/11/2014	$53.47	Pencils, Febreze.....
8634357	12/11/2014	$25.79	2015 Pink Access Pk
8760328	12/16/2014	$22.92	2015 Deskpad, Tea Bags
8816139	12/18/2014	$35.44	Hand Sanitizer
Reference Number: 43331	**Randall C Krog Attorney at Law**	**$260.00**	
CR5700	12/9/2014	$130.00	Shannon Rogers
CR5745	12/9/2014	$130.00	Kyle Hancock
Reference Number: 43332	**Randall, Juan**	**$60.00**	
792708	12/9/2014	$60.00	New Flagger Training

Reference	Date	Amount	Notes
Reference Number: 43333	**Ray Schultens Motors Inc**	**$925.12**	
174598	12/5/2014	$925.12	Ford Explorer
Reference Number: 43334	**Spectrum Communications Inc**	**$608.54**	
210350	12/29/2014	$608.54	Antenna, Speaker.....
Reference Number: 43335	**Vision Municipal Solutions Llc**	**$972.89**	
2714	12/15/2014	$972.89	Utility Mailing
Reference Number: 43336	**Wind River Office Cleaning**	**$1,300.00**	
224	12/29/2014	$1,300.00	Janitorial Service
Reference Number: 900424	**USDA**	**$134,883.00**	
Invoice - 12/18/2014 10:31:37 AM	10/26/2014	$134,883.00	2009 Water Project
Reference Number: 900426	**Invoice Cloud**	**$99.40**	
359-2014_12	1/2/2015	$99.40	Biller Portal

Register

Number	Name	Fiscal Description	Cleared	Amount
43180	Bartkowski, Reggie	2014 - Dec 2014 - 1st Council Dec 2014		$2,341.33
43181	Baze, Clinton	2014 - Dec 2014 - 1st Council Dec 2014		$455.97
43182	Bellamy, Larry D	2014 - Dec 2014 - 1st Council Dec 2014		$2,665.21
43183	Berkshire, Stan	2014 - Dec 2014 - 1st Council Dec 2014		$1,924.30
43184	Berry, Frank	2014 - Dec 2014 - 1st Council Dec 2014		$1,189.09
43185	Bevis, Lucille A	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43186	Bowen, Jeremy J	2014 - Dec 2014 - 1st Council Dec 2014		$1,252.49
43187	Byers, Connie L	2014 - Dec 2014 - 1st Council Dec 2014		$1,776.99
43188	Cannon, Michael A	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43189	Casey, Brian P	2014 - Dec 2014 - 1st Council Dec 2014		$1,280.00
43190	Cooke, Robert C	2014 - Dec 2014 - 1st Council Dec 2014		$1,702.02
43191	Crawford, Leonard C	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43192	Delangis, Michael B	2014 - Dec 2014 - 1st Council Dec 2014		$55.84
43193	Dyment, Kevin	2014 - Dec 2014 - 1st Council Dec 2014		$1,834.85
43194	Enyeart, Karl A	2014 - Dec 2014 - 1st Council Dec 2014		$2,537.73
43195	Frantum, Douglas	2014 - Dec 2014 - 1st Council Dec 2014		$1,354.47
43196	Fulton, Brad D	2014 - Dec 2014 - 1st Council Dec 2014		$400.39
43197	Garcia, Juan C	2014 - Dec 2014 - 1st Council Dec 2014		$1,129.00
43198	Grimes, Karen M	2014 - Dec 2014 - 1st Council Dec 2014		$1,266.98
43199	Halm, Andrew J	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43200	Halm, Noah M	2014 - Dec 2014 - 1st Council Dec 2014		$317.04
43201	Hoctor, Gary Robert	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43202	Hunziker, Jay Allen	2014 - Dec 2014 - 1st Council Dec 2014		$1,765.95
43203	Hutchins, Maria P	2014 - Dec 2014 - 1st Council Dec 2014		$1,440.74
43204	Isler, Jay W	2014 - Dec 2014 - 1st Council Dec 2014		$1,551.10
43205	Johnson, Richard A	2014 - Dec 2014 - 1st Council Dec 2014		$2,934.37
43206	Lucatero, Leo B	2014 - Dec 2014 - 1st Council Dec 2014		$1,912.86
43207	Luth, Deanna L	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43208	Matulovich, Dwayne	2014 - Dec 2014 - 1st Council Dec 2014		$1,725.42
43209	O'Connor, Andrew F	2014 - Dec 2014 - 1st Council Dec 2014		$1,970.36
43210	Oswalt, Bert F	2014 - Dec 2014 - 1st Council Dec 2014		$1,927.72
43211	Perez, Benjamin A	2014 - Dec 2014 - 1st Council Dec 2014		$1,129.12
43212	Randall, Steven A	2014 - Dec 2014 - 1st Council Dec 2014		$204.89
43213	Smith, Michael L	2014 - Dec 2014 - 1st Council Dec 2014		$1,979.02
43214	Steen, Justin A	2014 - Dec 2014 - 1st Council Dec 2014		$55.84
43215	Theriault, Guy R	2014 - Dec 2014 - 1st Council Dec 2014		$46.01
43216	Thompson, Robert L	2014 - Dec 2014 - 1st Council Dec 2014		$1,298.62
43217	Wells, Sandy R	2014 - Dec 2014 - 1st Council Dec 2014		$1,186.67
43218	Wyzykowski, Chris	2014 - Dec 2014 - 1st Council Dec 2014		$1,923.95

Number	Name	Fiscal Description	Cleared	Amount
43219	Council Trust Acct.	2014 - Dec 2014 - 1st Council Dec 2014		$909.29
43220	Deferred Comp Program	2014 - Dec 2014 - 1st Council Dec 2014		$80.00
43221	Dept of Retirement	2014 - Dec 2014 - 1st Council Dec 2014		$8,705.00
43222	Goldendale, City of	2014 - Dec 2014 - 1st Council Dec 2014		$115.00
43223	ICMA Retirement Trust	2014 - Dec 2014 - 1st Council Dec 2014		$112.50
900415	City of Goldendale	2014 - Dec 2014 - 1st Council Dec 2014		$2,576.04
900423	City of Goldendale	2014 - Dec 2014 - 1st Council Dec 2014		$16,519.09
				$75,829.32

Register

Number	Name	Fiscal Description	Cleared	Amount
43227	Bartkowski, Reggie	2014 - Dec 2014 - 2nd Council Dec 2014		$2,294.54
43228	Baze, Clinton	2014 - Dec 2014 - 2nd Council Dec 2014		$460.97
43229	Bellamy, Larry D	2014 - Dec 2014 - 2nd Council Dec 2014		$2,626.20
43230	Berkshire, Stan	2014 - Dec 2014 - 2nd Council Dec 2014		$1,777.68
43231	Berry, Frank	2014 - Dec 2014 - 2nd Council Dec 2014		$1,365.58
43232	Bevis, Lucille A	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43233	Block, Nathanael D	2014 - Dec 2014 - 2nd Council Dec 2014		$240.11
43234	Bostick, Kenneth W Qrtly	2014 - Dec 2014 - 2nd Council Dec 2014		$120.05
43235	Bowen, Jeremy J	2014 - Dec 2014 - 2nd Council Dec 2014		$1,535.67
43236	Byers, Connie L	2014 - Dec 2014 - 2nd Council Dec 2014		$1,716.32
43237	Cannon, Michael A	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43238	Carper, Jeremy L	2014 - Dec 2014 - 2nd Council Dec 2014		$203.17
43239	Carper, Kory L	2014 - Dec 2014 - 2nd Council Dec 2014		$138.52
43240	Casey, Brian P	2014 - Dec 2014 - 2nd Council Dec 2014		$1,344.15
43241	Castillo, Algandra	2014 - Dec 2014 - 2nd Council Dec 2014		$267.81
43242	Cooke, Robert C	2014 - Dec 2014 - 2nd Council Dec 2014		$1,974.22
43243	Crawford, Leonard C	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43244	Delangis, Michael B Qrtly	2014 - Dec 2014 - 2nd Council Dec 2014		$221.64
43245	Delangis, Michael B	2014 - Dec 2014 - 2nd Council Dec 2014		$55.84
43246	Dyment, Kevin	2014 - Dec 2014 - 2nd Council Dec 2014		$1,785.03
43247	Enyeart, Karl A	2014 - Dec 2014 - 2nd Council Dec 2014		$2,474.58
43248	Foss, Nicholas J	2014 - Dec 2014 - 2nd Council Dec 2014		$9.23
43249	Foster, Michelle L	2014 - Dec 2014 - 2nd Council Dec 2014		$169.26
43250	Frantum, Douglas	2014 - Dec 2014 - 2nd Council Dec 2014		$1,607.89
43251	Fulton, Brad D	2014 - Dec 2014 - 2nd Council Dec 2014		$350.34
43252	Galewski, David S	2014 - Dec 2014 - 2nd Council Dec 2014		$27.70
43253	Garcia, Juan C	2014 - Dec 2014 - 2nd Council Dec 2014		$1,179.02
43254	Green, Sarah A	2014 - Dec 2014 - 2nd Council Dec 2014		$101.58
43255	Grimes, Karen M	2014 - Dec 2014 - 2nd Council Dec 2014		$1,383.70
43256	Grimes, Kevin	2014 - Dec 2014 - 2nd Council Dec 2014		$138.52
43257	Halm , John	2014 - Dec 2014 - 2nd Council Dec 2014		$147.76
43258	Halm , Noah M (Qrtly)	2014 - Dec 2014 - 2nd Council Dec 2014		$512.54
43259	Halm, Andrew J	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43260	Halm, Noah M	2014 - Dec 2014 - 2nd Council Dec 2014		$317.04
43261	Hoctor, Gary Robert	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43262	Hudson, Marty Qrtly	2014 - Dec 2014 - 2nd Council Dec 2014		$175.46
43263	Hunziker, Jay Allen	2014 - Dec 2014 - 2nd Council Dec 2014		$1,645.24
43264	Hutchins, Maria P	2014 - Dec 2014 - 2nd Council Dec 2014		$1,958.59
43265	Isler, Jay W	2014 - Dec 2014 - 2nd Council Dec 2014		$1,668.49

Number	Name	Fiscal Description	Cleared	Amount
43266	Johnson, Richard A	2014 - Dec 2014 - 2nd Council Dec 2014		$2,892.37
43267	Lucatero, Leo B	2014 - Dec 2014 - 2nd Council Dec 2014		$1,867.39
43268	Luth, Deanna L	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43269	Matulovich, Dwayne	2014 - Dec 2014 - 2nd Council Dec 2014		$1,794.77
43270	O'Connor, Andrew F	2014 - Dec 2014 - 2nd Council Dec 2014		$1,901.67
43271	Oswalt, Bert F	2014 - Dec 2014 - 2nd Council Dec 2014		$2,367.83
43272	Pedersen, Rob	2014 - Dec 2014 - 2nd Council Dec 2014		$193.93
43273	Perez, Benjamin A	2014 - Dec 2014 - 2nd Council Dec 2014		$1,248.32
43274	Pineda, Eric M	2014 - Dec 2014 - 2nd Council Dec 2014		$286.28
43275	Randall, Steven A	2014 - Dec 2014 - 2nd Council Dec 2014		$204.89
43276	Randall, Steven Qrtly	2014 - Dec 2014 - 2nd Council Dec 2014		$432.13
43277	Smith, Michael L	2014 - Dec 2014 - 2nd Council Dec 2014		$2,428.95
43278	Steen Qtrly, Justin A	2014 - Dec 2014 - 2nd Council Dec 2014		$124.67
43279	Steen, Justin A	2014 - Dec 2014 - 2nd Council Dec 2014		$55.84
43280	Steen, Mason O	2014 - Dec 2014 - 2nd Council Dec 2014		$9.23
43281	Sullivan, Donald L	2014 - Dec 2014 - 2nd Council Dec 2014		$350.93
43282	Sullivan, Zachary L	2014 - Dec 2014 - 2nd Council Dec 2014		$323.22
43283	Theriault, Guy R	2014 - Dec 2014 - 2nd Council Dec 2014		$46.01
43284	Thompson, Robert L	2014 - Dec 2014 - 2nd Council Dec 2014		$1,436.08
43285	Wells, Sandy R	2014 - Dec 2014 - 2nd Council Dec 2014		$1,254.64
43286	Wyzykowski, Chris	2014 - Dec 2014 - 2nd Council Dec 2014		$1,856.85
43287	AWC Benefit Trust	2014 - Dec 2014 - 2nd Council Dec 2014		$37,990.43
43288	American Family Life	2014 - Dec 2014 - 2nd Council Dec 2014		$367.65
43289	Deferred Comp Program	2014 - Dec 2014 - 2nd Council Dec 2014		$80.00
43290	Dept of Retirement	2014 - Dec 2014 - 2nd Council Dec 2014		$9,262.66
43291	ICMA Retirement Trust	2014 - Dec 2014 - 2nd Council Dec 2014		$112.50
43292	Dept of Labor & Industries	2014 - Dec 2014 - 2nd Council Dec 2014		$13,132.34
43293	Employment Security	2014 - Dec 2014 - 2nd Council Dec 2014		$910.59
900425	City of Goldendale	2014 - Dec 2014 - 2nd Council Dec 2014		$18,155.87
				$133,358.54

AGENDA BILL: G1

AGENDA TITLE: DRAFT ORDINANCE TO CHANGE THE CODE ON KEEPING HORSES IN THE CITY

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION_____ OTHER_____

MOTION_____

EXPLANATION:
For your consideration and at the request of the presenters, please find attached a simple text change to GMC Chapter 6.08 for minimum standards related to position of livestock within the City Limits of Goldendale.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

Chapter 6.08
LIVESTOCK, FOWL, WILD ANIMALS AND ANIMAL TRAPS

Sections:

6.08.010 Purpose.

6.08.020 Chapter compliance required.

6.08.030 Definitions.

6.08.040 Minimum standards.

6.08.050 Wild and exotic animals.

6.08.060 Animal traps.

6.08.070 Outdoor feeding.

6.08.080 Violation--Penalty.

6.08.010 Purpose.

SHARE

It is the purpose of this chapter to regulate the type, location and number of animals within the community so as to allow their enjoyment without causing nuisance conditions or health hazards. (Ord. 1403 §2(part), 2011)

6.08.020 Chapter compliance required.

SHARE

It is unlawful for any person, person, firm or corporation to keep or maintain livestock or fowl within the city limits, except as provided in this chapter. (Ord. 1403 §2(part), 2011)

6.08.030 Definitions.

SHARE

"Fowl" where used in this chapter means chickens, geese, ducks, turkeys, and pigeons.

"Livestock" where used in this chapter means and includes horses, cattle, sheep, goats and swine.

"Wild and exotic animal" means any live, nonhuman primate, coyote, raccoon, skunk, fox, poisonous or constrictor type snakes, leopard, panther, tiger, lion, lynx, or any other warm-blooded animal which can normally be found in the wild state or birds of prey. An animal that is one-fourth coyote/wolf or more shall be considered a wild animal. (Ord. 1403 §2(part), 2011)

6.08.040 Minimum standards.

SHARE

Possession of livestock for individual domestic purposes not including commercial operation shall conform to the minimum standards below:

A. File with the city a livestock management plan detailing how the property owner intends to meet the conditions listed in this section.

B. A minimum of one acre of available property for up to a maximum of three large livestock and up to a maximum of six small livestock.

C. Fencing shall be a nonpenetrable type, so as to reduce the nuisance impact on adjacent land uses. All fences shall be constructed and maintained in a structurally sound manner. Fences which are structurally unsound and/or hazardous are subject to abatement.

D. All livestock shall be provided with shelter from excessive temperature and precipitation sufficient to protect the size, type, and number of animals.

E. Minimum care shall be provided that is sufficient to preserve the health and well-being of the animal such as a clean source of water, adequate feed to maintain proper body condition and weight and minimum health care within appropriate time periods.

F. The owner of every animal shall be responsible for the removal of any excreta deposited by his animal(s) on public areas or private property. The owner shall further not permit such excreta or food supplies, on the property of the owner or elsewhere, to be or become a breeding place for insects or flies, to be or become unsanitary, or to give offensive odor.

G. Exception: For any 4-H project or modification from the above conditions, the mayor and department heads ~~city council~~ may approve a variance from the above rules ~~for a temporary period of time~~. (Ord. 1403 §2(part), 2011)

6.08.050 Wild or exotic animals.

SHARE

It shall be unlawful to own or harbor a wild or exotic animal as defined in Section 6.08.030. (Ord. 1403 §2(part), 2011)

6.08.060 Animal traps.

SHARE

The animal control officer for the city may allow the use of city animal traps by the citizens of the city under the following conditions:

A. There shall be paid in advance a deposit of fifty dollars per trap.

B. No trap will be rented for more than two weeks at a time to the same individual.

C. The deposit of any person who fails to return the trap within the two-week period shall be forfeited to the city.

D. The person who is allowed the use of the trap shall be responsible for any damages to the trap until the trap is returned to the city.

E. Any person wishing to use a trap shall complete an application form provided by the city.

F. All animals trapped by the user shall be properly disposed of by the user.

G. All traps shall be returned to the city in the same condition as they were in at the time of initial rental.

H. The failure to timely return a trap shall be a presumption of the user's intent to deprive the city of its property and this presumption may be relied upon by the city, its police officers and agents in any criminal prosecution. (Ord. 1403 §2(part), 2011)

6.08.070 Outdoor feeding.

SHARE

It is unlawful for a person to knowingly feed an animal that he or she does not own. (Ord. 1403 §2(part), 2011)

6.08.080 Violation--Penalty.

SHARE

A. Any person who violates this chapter is guilty of a civil infraction and shall be cited in accordance with Chapter 1.20.

B. If any violation is continuing, each day's violation shall be deemed a separate violation. (Ord. 1403 §2(part), 2011)

AGENDA BILL: G2

AGENDA TITLE: AGREEMENT FOR JANITORIAL SERVICES

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION_____ OTHER_____

MOTION_____X_____

EXPLANATION:
Please find attached an agreement for a one-year extinction for janitorial service with Wind River Office Cleaning. There is no change in the payment amounts.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT FOR JANITORIAL SERVICE WITH WIND RIVER OFFICE CLEANING FOR 2015 IN THE AMOUNT OF $15,860.04.

CITY OF GOLDENDALE

AGREEMENT FOR JANITORIAL SERVICES

I. PARTIES

This Agreement is entered into by and between City of Goldendale with its principal office located at 1103 S. Columbus, Goldendale, Washington 98620, hereinafter referred to as "GOLDENDALE" and Wind River Office Cleaning with offices and its principal place of business located at, 213 S Academy St, Goldendale, Washington 98620, hereinafter referred to as the "JANITOR".

II. STATEMENT OF WORK

The work to be performed by Janitor under this Agreement is set forth in "Appendix A-Statement of Work, attached hereto.

III. COMPENSATION

The Janitor will be paid after receipt of invoice and in accordance with "Appendix B- Schedule of Payments" attached hereto.

IV. TERM OF AGREEMENT

This Agreement shall commence January 1, 2015 and terminate December 31, 2015.

V. DOCUMENTS INCORPORATED

The following documents are, by this reference, incorporated into and made a part of this Agreement for Janitorial Services. Also incorporated by this reference are General Terms and Conditions as described in pages 3-6.

Appendix A-Statement of Work
Appendix B-Schedule of Payments

VI. ADMINISTRATION

Goldendale's Contracting Officer for this work is Clinton Baze, Mayor

VII. BOUND PARTIES

This agreement shall be binding upon the parties hereon and their representative heirs, executors, successor and assigns.

VIII. EXECUTION:

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement.

CITY OF GOLDENDALE

By: _____
Clinton Baze, Mayor

ATTEST:

By: _____
Connie Byers, Clerk-Treasurer

Date: _____

Address: 1103 S. Columbus
Goldendale, WA. 98620

WIND RIVER OFFICE CLEANING

By: _____

Date: _____

Federal Tax ID No:

_____
Address:

APPENDIX A

STATEMENT OF WORK

PRIMARY FUNCTIONS

Provide Janitorial Services to City of Goldendale City Hall, Public Works Department, Wastewater Treatment Plant, Police Department and Fire Department as follows:

CITY HALL

Front Offices, Council Chambers, Hallway, Bathrooms and Kitchen

Weekly

Dump all garbage, including shredder
Vacuum all carpeted areas
Replenish paper towel dispensers and soap (if needed)
Clean kitchen counter, sink and wipe off table
Clean and dust all necessary surfaces i.e. desks, tables, etc. where there is access
Sweep and mop all non-carpeted flooring
Wash doors and reception windows
Clean restrooms: countertops, mirrors, toilets, urinal and sinks
Take out boxes to recycle bin

PUBLIC WORKS SHOP

Weekly

Sweep and mop office bathroom, break room, and both entrances from outside to break room
Clean and dust break room tables (wipe down, leave papers, books etc and stack)
Clean bathroom sink, toilet and urinal
Dump all garbage
Order cleaning supplies through Karen at City Hall
Replenish paper towel dispensers, toilet paper, air freshener and soap (if needed)

APPENDIX A

STATEMENT OF WORK
(Continuation)

WASTEWATER TREATMENT PLANT

Weekly

Sweep and mop all non-carpeted flooring
Vacuum all carpeted areas
Clean bathroom sink, toilet and urinal
Take our trash from office and bathroom
Dust

POLICE DEPARTMENT

Weekly

Dump all garbage, including shredders
Vacuum all carpeted areas
Sweep and mop all non-carpeted flooring
Clean front foyer doors and front window
Clean kitchen counter and sink
Replenish paper towel dispensers and soap (if needed)
Clean tabletops, countertops, and desks
Remove cobwebs as needed
Clean bathrooms: toilets, sinks, mirrors, and floors
Dust where there is access. I.e.: countertops, computers, behind computers, office equipment

FIRE DEPARTMENT

Weekly

Dump all garbage, including shredder
Vacuum all carpeted areas
Replenish paper towel dispensers and soap (if needed)
Clean kitchen counter, sink
Clean and dust all necessary surfaces i.e. desks, tables, etc. where there is access
Sweep and mop all non-carpeted flooring
Clean restrooms: countertops, mirrors, toilets, urinal and sinks
Clean lounge area and meeting room

APPENDIX B

SCHEDULE OF PAYMENT

Duration of Service Agreement:

City of Goldendale Janitorial Services:

January 31, 2015	$	1321.67
February 28, 2015		1321.67
March 31, 2015		1321.67
April 30, 2015		1321.67
May 31, 2015		1321.67
June 30, 2015		1321.67
July 31, 2015		1321.67
August 31, 2015		1321.67
September 30, 2015		1321.67
October 31, 2015		1321.67
November 30, 2015		1321.67
December 31, 2015		1321.67
TOTAL	$	15860.04

Terms of payment are as follows:
Net 30 days from invoice date for any contracted services. Payment schedule will follow project timeline and completion.

AGENDA BILL: G3

AGENDA TITLE: LEASE AGREEMENT WITH THE CHAMBER OF COMMERCE

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION_____ OTHER_____

MOTION_____X_____

EXPLANATION:
In accordance with a request by the Chamber of Commerce, City Council direction and recommendation from the Citys attorney, please find attached a proposed lease agreement between the City of Goldendale and the Greater Goldendale Area Chamber of Commerce. Accordingly the proposed lease arrangement allows the City to adjust the lease payment in exchange for the premises to continue to be used as a tourism information center for the promotion of tourism in the City of Goldendale.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO AUTHORIZE THE MAYOR TO EXECUTE THE ATTACHED LEASE AGREEMENT BETWEEN THE CITY OF GOLDENDALE AND GREATER GOLDENDALE ARE CHAMBER OF COMMERCE.

When recorded, return to:

QUINN N. PLANT
Menke Jackson Beyer, LLP
807 North 39th Avenue
Yakima, WA 98902

LEASE

Reference nos. of docts. assigned or released:	n/a
Grantor:	CITY OF GOLDENDALE, a Washington municipal corporation
Grantee:	GREATER GOLDENDALE AREA CHAMBER OF COMMERCE, a Washington non-profit corporation
Legal description:	T4N-R16E-NW1/4-NE1/4
Assessor's Parcel No.:	04-16-21-65-100100

THIS LEASE is made and entered into on _____, 2015, by and between the City of Goldendale, a Washington municipal corporation, hereinafter called "Lessor," and Greater Goldendale Area Chamber of Commerce, a Washington nonprofit corporation, hereinafter called "Lessee."

W I T N E S S E T H:

1. PREMISES LEASED: For and in consideration of the covenants and agreements hereinafter set forth, Lessor does by these presents lease and let to Lessee, and Lessee does hereby lease and rent from Lessor the following described property situated at in Goldendale, Klickitat County, Washington, and referred to herein as the "Premises":

> Portion of Lot 1 and the west half of vacated Lincoln Street adjoining, Block 10 Academy Heights (commonly known as "Vern Markee Park," also known as "903 East Broadway") lying northwesterly of a line 75 feet northwesterly and parallel with the centerline of the right-of-way for State Route 142, situated in the NW ¼ of the NE ¼, Township 4 North, Range 16 East, City of Goldendale, Klickitat County, Washington.

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807 North 39th Avenue
Yakima, WA 98902
Telephone (509) 575-0313
FAX (509) 575-0351

(Assessor's Parcel No. 04-16-21-65-100100)

This Agreement does not encompass buildings located on the Premises, which are owned by Lessee under Klickitat County Assessor's Parcel Number 55-00-00-00-666900.

2. TERM: This lease is for a term of 20 years beginning on January 1, 2015, and ending on December 31, 2034. This lease shall automatically renew for up to two (2) additional 20-year terms unless either party provides written notice to the other of an intention not to renew at least six (6) months prior to expiration of a 20-year term.

3. LEASE CONSIDERATION: As rent and consideration hereunder, Lessee agrees as follows:

A. Lessee shall pay Lessor the sum of One and 00/100 Dollar ($1.00) per year, payable annually starting on the first day of January, 2015.

B. Lessee shall operate on the Premises during the term of this Agreement a tourist information center for the promotion of tourism in the City of Goldendale;

C. Lessee shall maintain the offices of Lessee on the Premises during the term of this Agreement;

D. Lessee shall maintain the Premises in an attractive, safe, clean and sanitary condition at all times, and shall be responsible for removal of snow and ice from the sidewalks and other areas which are a part of or adjacent to the leased premises.

E. Lessee shall keep all presently and subsequently erected buildings, structures, and improvements upon the demised premises in good and substantial order and repair at the sole cost and expense of Lessee, damage by fire or other unavoidable casualties which are covered by the insurance referred to in paragraph 13 below, only excepted. Lessor shall have the right to inspect the premises during usual business hours.

8. ALTERATIONS AND ADDITIONS: Lessee shall not make any additions or material alterations to or upon the premises without first obtaining the written consent of Lessor, and any such additions or alterations authorized by Lessor shall be at Lessee's sole expense. In making any alterations or additions, Lessee shall comply with all building code provisions, municipal ordinances and regulations, and state laws which may affect or govern such work. All such additions or alterations shall become and remain the property of Lessor; *provided, however*, that upon the termination of this

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lease, Lessee shall, at its expense, promptly remove such additions or alterations if so requested by Lessor.

9. TRADE FIXTURES AND SIGNS: Lessee may install such equipment, fixtures, and signs in or upon the premises as Lessee deems desirable for the conduct of its activities, provided that Lessee shall not hang any signs from the roof or walls of the premises without first obtaining the written consent of Lessor, which consent shall not be unreasonably withheld. Upon the termination of this lease, Lessee shall, at its expense, promptly remove all such equipment, fixtures, and signs and restore the premises to the same condition, reasonable wear and tear by ordinary use excepted, as the same were in prior to the installation of such equipment, fixtures, and signs; *provided* Lessee shall not have the right to remove such property of Lessee if Lessee is then in default under the terms of this lease. In the event Lessee fails to restore said premises, Lessee shall reimburse Lessor for the reasonable costs of such restoration immediately upon demand by Lessor.

10. LIENS AND WASTE: Lessee shall not cause or permit any liens of any nature to be placed against the premises except liens placed thereon by Lessor, and Lessee shall save Lessor harmless from and on account of all liens and all expenses and indebtedness connected therewith, except those relating to liens placed thereon by Lessor. Lessee shall not commit or permit any waste or nuisance upon the premises.

11. TAXES AND ASSESSMENTS: Lessor shall pay all real estate taxes and assessments levied against the leased premises. Lessee shall pay all other taxes, assessments, and charges hereafter levied against the leased premises or the lease during the term of this lease, arising out of the occupancy or use thereof, or arising out of the conduct of Lessee's activities thereon.

12. UTILITIES: Lessee shall pay all charges and expenses for electricity, gas, heat, telephone, janitorial service, and all other services and utilities used in connection with the premises during the term of this lease, and Lessee shall not permit any thereof to become delinquent. Lessor shall provide and pay charges for garbage collection service, water and sewer service to the Premises.

13. INSURANCE: Lessee shall maintain public liability insurance at all times during the term of this lease in a manner and form acceptable to Lessor with a limit of at least $1,000,000 per accident. Lessor shall be endorsed as an additional insured on the policy(ies) of Lessee, and all premiums therefor shall be paid by Lessee. Lessee shall furnish proof of such insurance to Lessor, when requested by Lessor. If Lessee fails to effect or maintain any of such insurance, Lessor may procure the same, and Lessee agrees to reimburse Lessor on demand for any amount paid by Lessor for such insurance. Lessor and Lessee may carry, at their own expense, such fire and extended coverage insurance as each of them deems necessary for their own protection; and neither party shall have an interest in or claim to such insurance of the other party.

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14. DAMAGE WAIVER: Lessor and Lessee do hereby release and discharge each other from and against all liability for loss or damage caused by any of the perils covered by insurance policies which are in force and effect at the time of any such loss or damage, even though such loss or damage may be due to the negligence, act, or neglect of Lessor or Lessee, or agents or employees of either party. It is expressly understood and agreed that it is the intention hereof to constitute a waiver and release of any and all subrogation rights which the insurance companies might have under such insurance policies.

15. INDEMNITY: Lessee covenants and agrees to defend, indemnify, and hold Lessor harmless from and against any and all claims or liability for injury, damage, or loss, including attorneys' fees and costs, which may arise or to which Lessor may be subjected during or as a result of Lessee's occupation or use of the premises or the conduct of any activities thereon by Lessee or with Lessee's permission or knowledge.

16. RISK OF LOSS: All property of any kind on the Premises shall be at the risk of Lessee, and Lessor shall not be liable, and Lessee waives all claims for any loss, damage, or injury either to persons or property sustained by Lessee or any other person upon or about the premises, or due to the structures or any improvements upon the premises or the adjoining premises or any part thereof, becoming out of repair or arising from the overflow of water or the freezing, bursting, or leakage of water, gas, heating or steam pipes, or due to any act, omission, or neglect of Lessor or Lessee, or any of their agents or employees, or any other person upon or about the premises, or any other cause of any nature whatsoever. No eviction from the premises shall be claimed by Lessee by reason of the happening of any or all of the foregoing. Without limiting the generality of the foregoing, Lessee shall be solely responsible for theft or other similar loss of fixtures, equipment, or other property leased herein and any other property of Lessee.

17. INGRESS AND EGRESS: Lessor reserves the right of ingress and egress to and from the leased premises for the purpose of inspecting the same at all reasonable times and for making such repairs as Lessor is obligated to make under the terms of this lease.

18. ASSIGNMENT AND SUBLETTING: Lessee shall not assign this lease or sublet the premises herein, or any portion thereof, without first obtaining the written consent of Lessor; nor shall there be any transfer or assignment of this lease from Lessee by operation of law, either voluntarily or involuntarily or by dissolution, consolidation, or merger of Lessee. Consent to such assignment or subletting shall not operate to relieve Lessee of any of its covenants and obligations under this lease or relieve Lessee or its successor in interest from the necessity of obtaining like consent for any subsequent assignment or subletting.

19. DAMAGE OR DESTRUCTION: If the Premises or the building owned by Lessee thereon are destroyed or damaged by fire or other casualty rendering them, in

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Lessor's judgment, untenantable, Lessor may, at its option, cancel this lease or may immediately proceed to rebuild and restore the same. Within ten (10) days after such destruction or damage, Lessor shall notify Lessee in writing whether Lessor elects to cancel this lease or rebuild and restore the premises.

20. CONDEMNATION: If the whole or any substantial part of the premises ("substantial" being defined as reasonably preventing or unreasonably interfering with the conduct of Lessee's activities) be taken or condemned by the competent authority, this lease shall terminate upon the date when possession of the premises so taken shall be acquired by such authority, and the rent shall be prorated as of the date of such termination. If less than a substantial part of the premises be taken or condemned by any competent authority, the rent shall be abated, proportionately in the same ratio that the part of the premises taken or condemned bears to the whole premises, from the date when possession of that part of the premises so taken shall be acquired by such authority. Lessor shall be entitled to the full amount of any condemnation award for the leased premises, and Lessee hereby expressly waives any right or claim to any part thereof as damages or otherwise and any right or claim against Lessor as a result of such taking or condemnation. Lessee shall have the right to claim and recover from the condemning authority such compensation as may be separately awarded or recoverable by Lessee in Lessee's own right on account of any and all damage to Lessee's activities by reason of the condemnation and on account of any cost or loss which Lessee might sustain.

21. DEFAULT: Full and prompt performance by Lessee of all terms and conditions of this lease is hereby made the essence of this lease. If Lessee should be in default in any of the same and such default shall have continued for ten (10) days in the case of nonpayment of rent or other sums due from Lessee and for thirty (30) days in the case of any other default after written notice by Lessor to Lessee setting forth the particular default claimed, or if Lessee's leasehold estate shall be taken on execution, or if Lessee shall be declared bankrupt or insolvent according to law, or if Lessee shall make an assignment for the benefit of creditors, or if a receiver shall be appointed for Lessee and continue in office thirty (30) days without discharge, then in any such event this lease shall, at the option of Lessor, be forfeited. In such event, Lessor may lawfully enter into and upon said premises or any part thereof, repossess the same, and expel Lessee and those claiming under and through Lessee and remove their effects, forcibly if necessary, without being deemed guilty of any manner of trespass, but without prejudice to any remedies which might otherwise be used by Lessor for the collection of rent or for any breach by Lessee of the covenants herein contained. It is further agreed that after service of notice as above set forth, an additional condition to avoid forfeiture shall be payment by Lessee of Lessor's costs and expenses, including attorneys' fees, for the preparation and service of such notice. Nothing contained herein shall release or diminish Lessee's obligation to pay rent for the full term of this lease, except the net amount of rent Lessor receives from any subsequent tenant during the term hereof. As an additional and not alternative remedy, optional with Lessor, if Lessee should be in default hereunder other than a default in the payment of rent, Lessor may cure or

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correct the same; and the cost of such action by Lessor shall immediately be due and payable from Lessee, plus interest on said sum at the rate of twelve percent (12%) per annum until paid; and nonpayment of said sum by Lessee shall be adequate grounds for Lessor to invoke the other provisions of this paragraph.

22. NOTICES: All notices required under this lease to be given by either party shall be effective as of the date of personal service thereof or the date of mailing by certified mail, return receipt requested, postage prepaid, and properly addressed to the other party at the following address or as the same may be changed from time to time by written notice to the other party:

Lessor: City of Goldendale
1103 South Columbus
Goldendale, WA 98620
Phone: (509) 773-3771

Lessee: Greater Goldendale Area Chamber of Commerce
Attn: President
903 East Broadway
Goldendale, WA 98620
Phone: (509) 773-3400

23. ATTORNEYS' FEES AND COSTS: Lessee shall pay Lessor all costs and expenses, including reasonable attorneys' fees, incurred by Lessor in the preparation and service of any notice which Lessor gives to Lessee under the terms of this lease. In any court suit or action brought by either party concerning this lease, the court shall award to the prevailing party reasonable attorneys' fees in addition to the costs allowed by law, and the other party agrees to pay the same.

24. NONWAIVER: The consent of Lessor to any variation of the terms of this lease, or the receipt of rent with knowledge of any breach, shall not be deemed to be a waiver of any breach or covenant of this lease, and no waiver shall be claimed by Lessee unless it be a written waiver signed by Lessor. Any waiver, express or implied, by Lessor of any breach by Lessee of any of the covenants of this lease shall not be construed to be a waiver of any subsequent breach of the same or any other covenant in this lease, or affect or prejudice any of Lessor's rights or remedies hereunder. After service of notice of default or commencement of suit, Lessor may receive and collect rent due; and the same shall not affect such notice or suit or any judgment, nor shall it be deemed a waiver in any sense.

25. SUCCESSORS: Subject to the foregoing provisions relating to assignment and subletting, this lease shall inure to the benefit of and shall be binding upon the successors and assigns of the respective parties hereto.

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26. ENTIRETY OF AGREEMENT: No prior stipulation, agreement, or understanding, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in the provisions of this lease. The terms and conditions of this lease shall not be amended or modified, except in writing signed by both Lessor and Lessee. Headings used herein are for convenience only, are not a part of this lease, and are not to be used in construing it. Each party agrees to execute, upon request of the other, a short form of this lease for purposes of recordation, and to reexecute this lease at any time upon the request of the other.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

CITY OF GOLDENDALE,
a Washington municipal corporation, *Lessor*

By _____
Clinton Baze, *Mayor*

GREATER GOLDENDALE AREA CHAMBER OF COMMERCE,
a Washington non-profit corporation, *Lessee*

By _____
Michael DeMott, *President*

MENKE JACKSON BEYER, LLP
807 North 39th Avenue
Yakima, WA 98902
Telephone (509) 575-0313
FAX (509) 575-0351

STATE OF WASHINGTON)

: ss.

County of Klickitat)

I certify that I know or have satisfactory evidence that CLINTON BAZE is the person who appeared before me, and said person acknowledged that he signed this instrument, and on oath stated that he was authorized to execute the instrument and acknowledged it as the Mayor of the City of Goldendale, Lessor, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: _____, 20___.

_____

←*print name*

Notary Public in and for the State of Washington.
Residing at: _____, Washington
My appointment expires _____.

STATE OF WASHINGTON)

: ss.

County of Klickitat)

I certify that I know or have satisfactory evidence that MICHAEL DEMOTT is the person who appeared before me, and said person acknowledged that he signed this instrument, and on oath stated that he was authorized to execute the instrument and acknowledged it as the President of the Greater Goldendale Chamber of Commerce, Lessor, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: _____, 20___.

_____

←*print name*

Notary Public in and for the State of Washington.
Residing at: _____, Washington
My appointment expires _____.

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AGENDA BILL: G4

AGENDA TITLE: CABARET LICENSE FOR AYUTLA'S

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION_____ OTHER_____

MOTION_____X_____

EXPLANATION:
Attached is an application, including a floor plan, from the Ayutla's for an annual Cabaret License for 2015.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO APPROVE AN ANNUAL CABARET LICENSE FOR 2015 FOR THE AYUTLA'S.

CABARET APPLICATION

CITY OF GOLDENDALE
1103 S Columbus Goldendale WA 98620
(509) 773-3771 Scan: swells@ci.goldendale.wa.us

BUSINESS INFORMATION

Ayutla Restaurant | Martin Ibarra | 509-773-7188
Business Name | Owner Name | Phone Number

630 E Simcoe Dr
Business Location | Dance Area Size

Period Requested: ☐ Quarterly $50.00 ☒ Annually $200.00
(Fee must be paid upon submission of application)

601-744-813
UBI Number/WA St Tax ID Number | City Business License Number

Along with your completed Cabaret Application, an up to date diagram, sketch, or plan of premises to show seating, dance (dance area minimum size of 120 square feet), restrooms, exits, etc... shall be submitted.

The undersigned states these to be true facts and agrees to comply with all laws and ordinances of the City of Goldendale applicable to the subject matter thereof.

Martin Ibarra | 12-20-14
Applicant Signature | Date

May require 7-10 days for Municipal Code Review

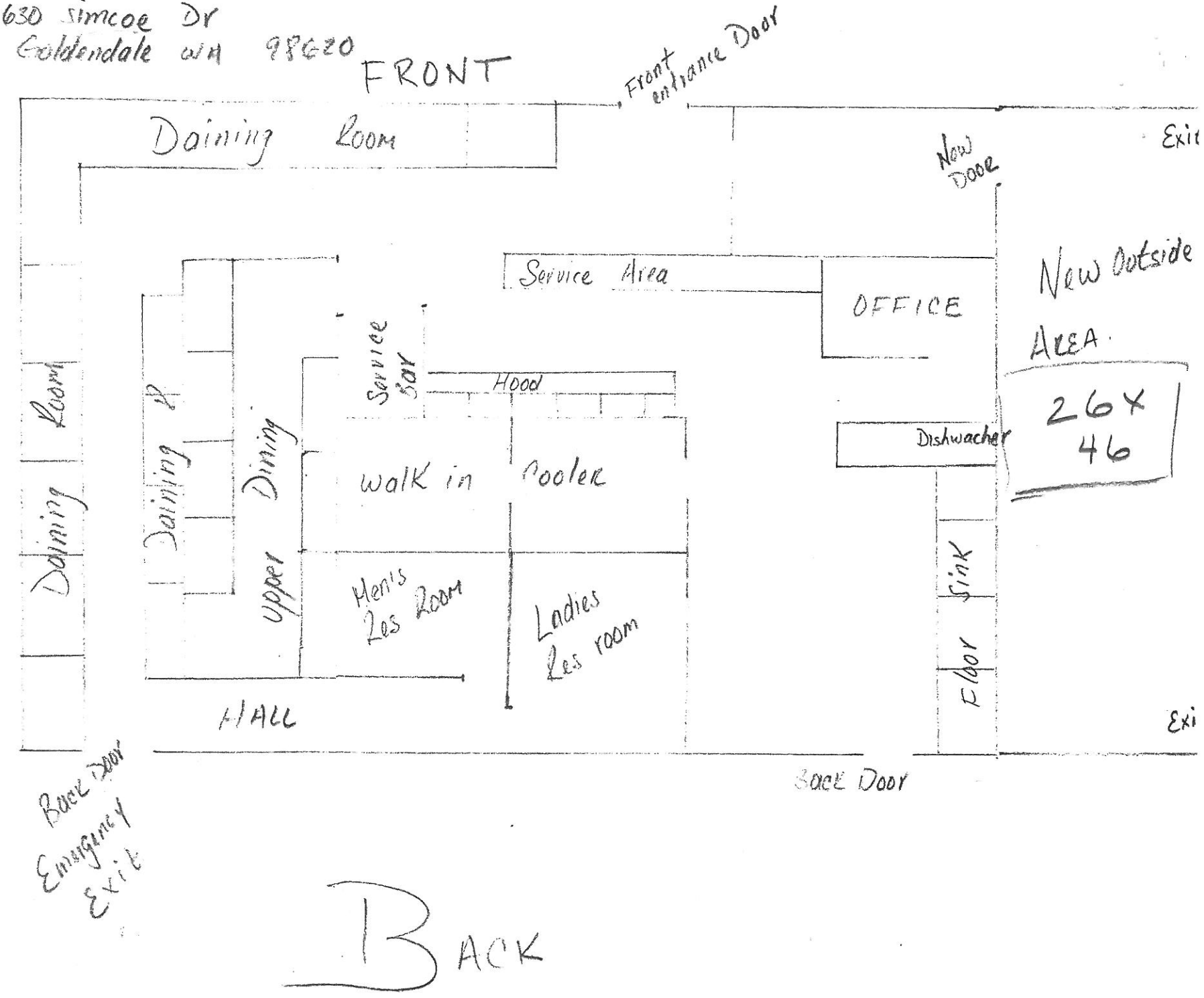
OFFICE USE ONLY
MUNICIPAL CODE REVIEW

Approved by the following:

Clerk/Treasurer Date | City Administrator Date

Mayor Date | City Council Approval on what date

Mexican Restaurant
630 Simcoe Dr
Goldendale WA 98620



AGENDA BILL: G5

AGENDA TITLE: DISCUSS PRIMER ON 2015 PROJECTS

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION_____ OTHER_____

MOTION_____

_____

EXPLANATION:
The attached information is intended to be a discussion primer for projects recently discussed by the Council.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

City of Goldendale

Memo

To: Mayor and Council

From: Larry Bellamy, City Administrator

CC:

Date: 1/2/2015

Re: Discussion primer regarding 2015 projects and whether or not council committees should be used.

Over the last few months there have been some comments and suggestions from council members regarding projects that need to move forward in 2015. From my recollection of the recent council meetings, the projects identified for further action include the Ekone Park Skate Park, the Simcoe Building (former Mount Adams Care Center), pursuing a joint public effort to improve dark sky light pollution, revisions to the illumination control ordinance, establishment of an event committee and membership on council committees (standing committees – budget, public works and ordinance).

If the council decides that a committee should be tasked with any of the above projects, please find the discussion below as a background to the direction given:

1. In my research using Municipal Research Services Corporation, I found an article that simply describes the process to create committees to study issues and develop recommendations for consideration by the council. See attached Exhibit A.

2. Currently, in the GMC, under section 2.04 (City Council), there is only one subsection (.070) that discusses committees and how they are established. See attached Exhibit B. Accordingly, the subsection refers primarily to special, ad-hoc and citizen advisory committee. These committees are normally described as ad-hoc committees created by the council, its members appointed by the Mayor and confirmed by the council. In addition, they are usually formed for a specific purpose and/or time period.

3. It should also be noted that there is no GMC Code section that establishes standing committees. Consequently, they exist more on an informal basis, there is no code provision that formally establishes standing committees.

Currently, there is a budget, public works and ordinance committee that exist on an informal basis.

4. In addition, there are code specific boards and committees such as the Planning Commission, the Board of Adjustment/Citizen Review Committee, the Traffic Safety Committee and the Subdivision Review Committee.

5. Depending on how the committees are set up they may be subject to Open Public Meetings Act (OPMA). See Exhibit C.

EXHIBIT A

Updated 05/2012

Council Committees

Contents

- Introduction
- Council Committees
- Code Provisions

Introduction

Council committees are policy review and discussion arms of the city/county council that have been created to assist the council in examining issues that may come before it in greater depth and detail. Committees study issues and develop recommendations for consideration by the council. Committees do not take binding action on behalf of the city/county.

Two types of committees exist at the local level: standing and ad hoc. Standing committees are permanent bodies with jurisdiction over specific ongoing policy areas such as finance and public safety. Ad hoc committees are temporary committees established to investigate and advise on more short-term issues and problems.

While there is no statute that specifically addresses the establishment and operation of internal city council committees, MRSC believes the authority for this can be found in RCW 35A.12.120, which provides, in part: "The council shall determine its own rules and order of business and may establish rules for the conduct of council meetings and the maintenance of order." Under this authority, the city council may enact rules and regulations to govern the conduct and operations of the city council. This authority includes the ability to determine if and when standing committees will be utilized, what the committees will be, how they will conduct their business, and how their members will be appointed.

Council Committees

- Airway Heights
- Ferndale
- King County
- Lacey
- Maple Valley
- Olympia
- Redmond
- Renton
- Seattle
- Sequim
- Snoqualmie
- Tacoma
- Tumwater
- Woodland

Code Provisions

- Clarkston Ch. 2.76, Council Standing Committee
- Hoquiam Ch. 1.32, Committees
- Medina Sec. 2.04.110, Committees
- Mount Vernon Sec. 2.12.130, Committees
- Mountlake Terrace Sec. 2.10.110, Committees

- Olympia Ch. 2.06, Council Committees
- Omak Ch. 2.08, Standing Committees
- Raymond Ch. 2.30, Council Committees
- Snohomish County
  - Sec. 2.48.170, Council Standing Committees
  - Sec. 2.48.172, Council Ad Hoc Committees
- Spokane Sec. 2.005.010(D), Committees
- Whatcom County Sec. 2.30.170, Committees

[2009 c 549 § 3011; 1993 c 199 § 3; 1979 ex.s. c 18 § 23; 1967 ex.s. c 119 § 35A.12.110.]

Notes:

Severability -- 1979 ex.s. c 18: See note following RCW 35A.01.070.

35A.12.120
Council — Quorum — Rules — Voting.

At all meetings of the council a majority of the councilmembers shall constitute a quorum for the transaction of business, but a less number may adjourn from time to time and may compel the attendance of absent members in such manner and under such penalties as may be prescribed by ordinance. The council shall determine its own rules and order of business, and may establish rules for the conduct of council meetings and the maintenance of order. At the desire of any member, any question shall be voted upon by roll call and the ayes and nays shall be recorded in the journal.

The passage of any ordinance, grant or revocation of franchise or license, and any resolution for the payment of money shall require the affirmative vote of at least a majority of the whole membership of the council.

[2009 c 549 § 3012; 1967 ex.s. c 119 § 35A.12.120.]

35A.12.130
Ordinances — Style — Requisites — Veto.

The enacting clause of all ordinances shall be as follows: "The city council of the city of . . . . . do ordain as follows:" No ordinance shall contain more than one subject and that must be clearly expressed in its title.

No ordinance or any section or subsection thereof shall be revised or amended unless the new ordinance sets forth the revised ordinance or the amended section or subsection at full length.

No ordinance shall take effect until five days after the date of its publication unless otherwise provided by statute or charter, except that an ordinance passed by a majority plus one of the whole membership of the council, designated therein as a public emergency ordinance necessary for the protection of public health, public safety, public property or the public peace, may be made effective upon adoption, but such ordinance may not levy taxes, grant, renew, or extend a franchise, or authorize the borrowing of money.

Every ordinance which passes the council in order to become valid must be presented to the mayor; if he or she approves it, he or she shall sign it, but if not, he or she shall return it with his or her written objections to the council and the council shall cause his or her objections to be entered at large upon the journal and proceed to a reconsideration thereof. If upon reconsideration a majority plus one of the whole membership, voting upon a call of ayes and nays, favor its passage, the ordinance shall become valid notwithstanding the mayor's veto. If the mayor fails for ten days to either approve or veto an ordinance, it shall become valid without his or her approval. Ordinances shall be signed by the mayor and attested by the clerk.

[2009 c 549 § 3013; 1967 ex.s. c 119 § 35A.12.130.]

35A.12.140

EXHIBIT B

Chapter 2.04
CITY COUNCIL

Sections:

2.04.010 Election--Eligibility--Tenure.
2.04.020 Authority.
2.04.030 Meetings.
2.04.040 Special meetings.
2.04.050 Presiding officers.
2.04.060 Quorum.
2.04.070 Committees, boards, commissions and task forces.
2.04.080 Records.
2.04.090 Disturbing meetings.
2.04.100 Sergeant-at-arms.
2.04.110 Order of business.
2.04.120 Council action/votes/motions.
2.04.130 Resolutions.
2.04.140 Addressing meetings.
2.04.150 Robert's Rules of Order.
2.04.160 City attorney.
2.04.170 Consideration and adoption of ordinances.
2.04.180 Council library.
2.04.190 Secretarial services and travel expenses for council.
2.04.200 Contracts let in open meetings.
2.04.210 Media at council meetings.
2.04.220 Vacancies.
2.04.230 Council involvement in city property.
2.04.240 Request for information.

2.04.010 Election—Eligibility—Tenure.

The members of the city council shall be elected and serve for such terms as is provided by statute. (Ord. 1182 (part), 1996)

2.04.020 Authority.

The Goldendale city council shall be the legislative body of the city government, and in accordance with state statutes, may determine it's own rules of conduct, proceedings and business, and have such powers and duties as provided in this chapter and the Revised Code of Washington, as now or hereafter amended. (Ord. 1182 (part), 1996)

2.04.030 Meetings.

A. The regular meetings of the council shall be held on the first and third Monday of each month at the hour of seven p.m.; provided, that if the regular meeting falls on a legal holiday, the meeting shall take place on the next business day at the same hour. Adjourned meetings may be held at such times as the council may determine. All regular meetings of the city council shall be held at the council chambers in the city hall at Goldendale, Washington. Meetings shall last until nine p.m. unless sooner adjourned, with

one-half-hour extensions allowed by a majority vote. Unfinished business will be continued to the next regular meeting or recessed to another time.

B. The city council, by majority vote, may cancel or reschedule regular meetings to a different date or time.

C. All official meetings of the council shall be open to the public except for executive sessions, as set forth in RCW 42.30, or meetings which are not subject to RCW 42.30 such as quasi-judicial hearings or collective bargaining issues, as set forth in RCW 42.30.140. Nothing shall prevent the council from holding an executive session during a regular or special meeting.

D. Seating and arrangement of the council chambers shall be determined by the council. (Ord. 1221 (part), 1998: Ord. 1182 (part), 1996)

2.04.040 Special meetings.

Special meetings of the council may be called by the mayor or by a request of a majority of the councilmembers; provided that a written notice or phone call of such meetings and its agenda shall be given to each member of the council and the press at least twenty-four hours before the time set for the meeting; provided, further, that in the case all of the elected members of the council are present at any special meeting then the requirement of notice shall be unnecessary and shall be deemed waived; provided, further, if, by reason of emergency, as described in RCW 42.30 there is the need for expedited action by the council, the foregoing requirement for notice shall be suspended and a meeting of the council may be held at a site other than the regular meeting site.

Special meetings are any meetings of the council, other than regular meetings, that include workshops, study sessions, and retreats. No final action may be taken on any matter not on the agenda. (Ord. 1182 (part), 1996)

2.04.050 Presiding officers.

The mayor shall be the presiding officer of the council at all regular or special meetings and when the council meets as a committee of the whole. In the absence of the mayor and mayor pro tempore, the council shall designate another member of the council as presiding officer as described in RCW 35A.12.110. (Ord. 1182 (part), 1996)

2.04.060 Quorum.

At all meetings of the city council, four councilmembers, who are present and eligible to vote shall constitute a quorum thereof, but no ordinance or measure for the expenditure of money or for the grant or revocation of any franchise or license shall be passed except upon the favorable vote of a majority of the elected members as provided by statutes. (Ord. 1182 (part), 1996)

2.04.070 Committees, boards, commissions and task forces.

The council may create special committees, boards and commissions to assist in the conduct of the operation of the city government with such duties as the council may specify, not inconsistent with the Goldendale Municipal Code or the Revised Code of Washington. Special, ad hoc and citizen advisory committees, or task forces may be created and its members appointed by the mayor with confirmation by the council. Any special, ad hoc and citizen advisory committee, or task force so created shall have no

powers other than advisory to the council, and shall cease to exist upon the accomplishment of the special purpose for which it was created, or when abolished by a majority vote of the council. All special, ad hoc and citizen advisory committees, task forces, boards and commissions, whether statutory, or created and appointed by the city, shall provide the city council with copies of the minutes, if any, or a report of the action or discussion that has taken place. These minutes and reports shall be noted in the official minutes of the council. (Ord; 1182 (part), 1996)

2.04.080 Records.

The city clerk-treasurer or designee, as approved by council, shall keep the minutes and records of the council proceedings and enter them into a book constituting the official records of the council which shall be kept at city hall for public inspection. It is the policy of the city to record on tape all open meetings of the council and to preserve them for a period of two years. The city clerk-treasurer or designee shall store the tapes in a secure fashion. Access to the original shall be limited to clerk-treasurer or designee. Copies of the tape may be made available for public inspection by the clerk-treasurer or designee. (Ord. 1182 (part), 1996)

2.04.090 Disturbing meetings.

A. It is unlawful to disturb any meetings of the city council or of any committee thereof, or to behave in a disorderly manner at any such meeting.

B. Any person violating any provision of this section shall be fined not less than one dollar nor more than ten dollars for each offense. (Ord. 1182 (part), 1996)

2.04.100 Sergeant-at-arms.

The public safety director ex officio shall be the sergeant-at-arms. (Ord. 1372 §1(part), 2008; Ord. 1182 (part), 1996)

2.04.110 Order of business.

A. The order of business at meetings of the city council shall be as follows:

1. Call to order:
    a. Pledge of Allegiance;
2. Roll call;
3. Public hearing;
4. Agenda:
    a. Approval of agenda,
    b. Consent agenda:
        i. Approval of minutes,
        ii. Claims,
        iii. Payroll,

iv. Other;

5. Presentations;

6. Department reports;

7. Council business:

a. Regular business (staff and administration),

b. New business (council concerns);

8. Resolutions;

9. Ordinances:

a. First reading,

b. Second reading;

10. Report of officers and city administrator:

a. Mayor,

b. Councilmembers,

c. City administrator;

11. Public comment;

12. Executive session (if called for);

13. Adjournment.

B. With the concurrence of the council, items may be:

1. Taken out of the agenda order;

2. Be introduced for action as a new item.

C. At a regular meeting, the city council may discuss the agenda for the next regular meeting.

D. Any item may be placed on the agenda by the mayor, any councilmember or department head (or designee) advising the clerk or city administrator, prior to the agenda deadline. The agenda for council meetings shall be set by Wednesday noon, before any regular meeting.

E. Agenda packets, containing all necessary information for council review at the forthcoming meeting, shall be placed in each councilmember's mailbox (located near the council chambers) by Thursday, five p.m., before the council meeting. Each councilmember shall be given a key to the outside entry door of the council chambers, which shall be returned to the city at the termination of his or her office. (Ord. 1221 (part), 1998: Ord. 1182 (part), 1996)

2.04.120 Council action/votes/motions.

A motion may be made at any time, regarding any subject under consideration, by any councilmember who has obtained the floor, and if seconded, shall be voted on after discussion. At any time before the vote is taken, any councilmember may request the mover to modify or restate the motion. A motion to reconsider the vote may be made only at the same meeting. A roll call vote may be requested by any councilmember at which time each member shall be given an opportunity to explain his or her vote. The yeas and nays of all council votes shall be entered into the official minutes and, except for abstentions, all non-votes shall be counted with the majority. The presiding officer shall announce the results after each vote taken. No vote or action of the city council shall be rescinded at any special meeting unless there be present at such special meeting as many members of the council as were present at the meeting when such vote or action was taken, as provided by statute. (Ord. 1182 (part), 1996)

2.04.130 Resolutions.

Any resolution submitted to the city council shall be reduced to writing before being voted upon, at the request of any two members of the council.

A resolution is an internal legislative act, a formal but temporary statement of policy concerning the affairs of the city. A motion, once approved and entered into the official record shall have the equivalence of a resolution in those instances where a resolution is not required by law. (Ord. 1182 (part), 1996)

2.04.140 Addressing meetings.

No person other than the mayor or a member of the city council or other municipal officer or employee shall address that body at any regular or special meeting of the council except upon consent of a majority of the members present.

After approval, the public may address the council as a whole, not individual councilmembers. Persons making personal, impertinent or slanderous remarks, or become threatening, boisterous, intimidating or disrespectful in any way, may be banned from addressing the council in the future unless permission to continue is granted by majority vote of the council. All persons addressing the council during public comment shall state their name and address and shall be allowed to speak for such period of time not to exceed three minutes.

Public comments shall adhere to the business on the agenda. The council will not entertain complaints or suggestions that are administrative in nature. No questions shall be asked the councilmembers except through the presiding officer at which time the council shall consider the disposition of the issue and shall suggest a solution or appointment with the citizen. These rules, regarding citizen comments, may be overridden by a majority vote of the council. (Ord. 1182 (part), 1996)

2.04.150 Robert's Rules of Order.

Except when in conflict with the foregoing provisions, Robert's Rules of Order (Newly Revised) shall govern the deliberations of the council. (Ord. 1182 (part), 1996)

2.04.160 City attorney.

The city attorney shall advise the city authorities and officers in all legal matters pertaining to the business of the city and shall approve all ordinances as to form. Any member of the council may, at any time during a regular or special meeting of the council, call upon the city attorney for an oral or written opinion to decide any question of law. (RCW 35.23.114) (Ord. 1182 (part), 1996)

2.04.170 Consideration and adoption of ordinances.

No ordinance shall be prepared for presentation to the council unless requested by the city administrator, the mayor or any two councilmembers. All ordinances, before final passage, shall be reviewed by the city attorney. No ordinance, except an appropriation ordinance, an ordinance adopting or embodying an administrative or governmental code, or an ordinance adopting a code of ordinances, shall relate to more than one subject, which shall be clearly stated in its title. All ordinances authorizing an expenditure of money shall include the exact source of the funds to be expended. When passed by the council, an ordinance shall be signed by the presiding officer and be attested by the city clerk and it shall be immediately filed and thereafter preserved in the office of the clerk-treasurer.

Prior to the adoption or amendment of an ordinance by the city council, the adoption or amendment must be placed on the council meeting agenda for a first reading and discussion. Following the first reading and discussion, the adoption or amendment must be placed on a subsequent council meeting agenda for a second reading and citizen comment, limited to two minutes per person, prior to approval or rejection of the adoption or amendment. Council may, by a consensus of the majority, waive the second reading requirement and adopt or reject an ordinance during the meeting at which it is introduced. (Ord. 1182 (part), 1996)

2.04.180 Council library.

A council library shall be created and maintained in the council chambers or conference room and if budgeted, any publication shall be added to the library at the request of the council. A list of the publications shall be registered with the clerk and shall be provided to all councilmembers.

Councilmember shall be welcome to freely use the Council Library for study purposes (RCW 42.30.070). (Ord. 1182 (part), 1996)

2.04.190 Secretarial services and travel expenses for council.

The city shall provide general secretarial service to the mayor and councilmembers and shall reimburse them for costs incurred while performing the regular duties of their office. A travel and training request form shall be filled out and presented to the council for approval in advance of any elected official wishing to travel or obtain training at the city's expense. The rate of reimbursement shall be the same as for employees of the city. (Ord. 1182 (part), 1996)

2.04.200 Contracts let in open meetings.

No contract, lease or agreement shall be let, entered into, or canceled except by a majority vote of the council in an open public council meeting. (Ord. 1182 (part), 1996)

2.04.210 Media at council meetings.

All open meetings of the council shall be freely subject to recording by radio, television, newspaper reporters, and photographic services, except executive session, provided that such arrangements do not interfere with the orderly conduct of the meetings. The media shall be forbidden to televise or record executive session in any direct or indirect manner. (Ord. 1182 (part), 1996)

2.04.220 Vacancies.

If a vacancy occurs in the office of a councilmember the council will follow the procedure outlined in RCW

35A.12.050, RCW 42.12.070 and RCW 42.30.060 (2). (Ord. 1182 (part), 1996)

2.04.230 Council involvement in city property.

Prior to the acquisition, or sale of city property the price and conditions of such transaction shall first be discussed with and determined by the city council in executive session. (Ord. 1182 (part), 1996)

2.04.240 Request for information.

All requests by councilmember(s) for information regarding the status of the city shall be provided to the councilmember(s), in a reasonably expedient manner, relative to developments, trends, conditions and issues in the various functional areas of city government. (Ord. 1182 (part), 1996)

The Goldendale Municipal Code is current through Ordinance 1439, passed June 16, 2014.
Disclaimer: The City Clerk's Office has the official version of the Goldendale Municipal Code. Users should contact the City Clerk's Office for ordinances passed subsequent to the ordinance cited above.

When are Meetings of Committees of a Governing Body Subject to the Open Public Meetings Act?

Posted on May 15, 2014 by Joe Levan

A significant issue that can be challenging under the Open Public Meetings Act (OPMA), chapter 42.30 RCW, is determining what it means for a committee to "act on behalf of" the governing body. This is important because if, for example, a committee of a city council meets and "acts on behalf of" the council at such a meeting, that meeting is subject to the notice and other requirements of the OPMA. See definition of "governing body" in RCW 42.30.020(2).

You may wonder: if a governing body, such as a city council or a county or special district board of commissioners, establishes a committee that includes one or more of its members, either on a long-term or ad hoc basis, isn't it always the case that such a committee "acts on behalf of" the governing body? The short answer is "not necessarily," because there are situations in which such a committee can lawfully meet and not be subject to the requirements of the OPMA.

This issue was addressed directly by Division I of the Washington State Court of Appeals in a recent decision, *Citizens Alliance for Property Rights Legal Fund vs. San Juan County*, No. 70606-3-I (April 28, 2014). Unfortunately, that decision is "unpublished," which means it may not be cited in a court as legal authority. [**Update:** Subsequent to this blog post, the Washington State Court of Appeals decided to publish this decision, which means that it can be relied upon as legal authority. See my post of June 13, 2014 – Update: Washington Court of Appeals Publishes Important OPMA Decision Relating to Committees.] However, I think the analysis provided by the court and the legal authority the court relies upon shed light on this important topic. (And it's possible a motion will be made, and granted, to publish this decision.) Below are key points I think are noteworthy related to what it means for a committee to "act on behalf of" the governing body. Significantly, the court adopted the reasoning of a Washington State Attorney General Opinion, AGO 1986 No. 16, on this issue.

As I interpret the court's analysis, a meeting of a committee of a governing body is subject to the requirements of the OPMA if the committee:

- Includes a majority or more of the governing body; or
- Conducts hearings; or
- Takes testimony or public comment; or
- Exercises actual or de facto decision making authority for the governing body; or
- Was established by the governing body and delegated with some of the governing body's authority.

In the specific situation in *Citizens Alliance for Property Rights*, the court addressed the plaintiff's contention that the committee at issue (which the court referred to as the "CAO Team") was acting on behalf of the governing body because, during committee meetings, "ideas and policies are brought forward, discussed, narrowed and discarded and approaches are formulated for making presentations of subcommittee work to the entire [County] Council." The court concluded that, even viewed in the light most favorable to the plaintiff, the CAO Team's role was advisory or informational, and there was insufficient evidence to establish that the CAO Team exercised actual or de facto decision making authority. The court found, therefore, that the team's gatherings were not "meetings" under the OPMA.

To summarize, and in the context of the bullet points above, under the court's reasoning a meeting of a committee of a governing body isn't subject to the requirements of the OPMA if the committee:

- Includes less than a majority of the governing body; and:
  - Isn't conducting a hearing; and
  - Isn't taking testimony or public comment; and
  - Wasn't delegated with some of the governing body's authority; and
  - Isn't exercising actual or de facto decision making authority. Activities such a committee could engage in and not implicate the OPMA include:
    - Merely deliberating about the making of policies or rules; or
    - Merely providing advice or information to the governing body.

It's unfortunate that this decision is unpublished because I think the court's analysis helps to clarify a key issue under the OPMA that causes confusion for local governments and the public. That said, if in doubt, I recommend that local agencies presume that meetings of committees of a governing body *are* subject to the requirements of the OPMA, unless it's clear that such a committee isn't exercising actual or de facto decision making authority on behalf of the governing body.

As a practical matter, we have opined, for example, that where a committee of the governing body, such as a budget committee, merely provides advice or information to the governing body, it's arguably not exercising any actual or de facto decision making authority. However, if the committee makes recommendations that are routinely followed, or "rubberstamped," by the governing body or where the committee's advice or recommendation is a prerequisite to action by the governing body, such a committee would be exercising de facto decision making authority that would subject the committee to the requirements of the OPMA.

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About Joe Levan

Joe has been a municipal attorney for many years, including as an in-house city attorney, in private practice for two municipal law firms through which he provided litigation and a Follow r services to several Washington municipalities, and as part of the in-house legal team for S
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This entry was posted in Legal, Open Meetings. Boo

AGENDA BILL: H1

AGENDA TITLE: ADOPT TOURISM EVENT AWARDS

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____ COUNCIL INFORMATION_____X____

RESOLUTION____X_____ OTHER_____

MOTION_____X_____

EXPLANATION:
In accordance with the direction given by the Council at its December 15, 2014 meeting please find attached a resolution authorizing funding for tourism events and festivals.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO ADOPT RESOLUTION NO. 626 AUTHORIZING FUNDING FOR TOURISM EVENTS AND FESTIVALS WITH FUNDS RECEIVED FROM THE COLLECTION OF LODGING TAXES IN THE AMOUNT $48,250.00.

CITY OF GOLDENDALE
GOLDENDALE, WASHINGTON

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING FUNDING FOR TOURISM EVENTS AND FESTIVALS WITH FUNDS RECEIVED FROM THE COLLECTION OF LODGING TAXES IN ACCORDANCE WITH THE GOLDENDALE MUNICIPAL CODE SECTION CHAPTER 3.22

WHEREAS, on October 1, 2014, the City of Goldendale mailed and advertised a call of proposals requesting funding for events and festivals with lodging tax revenue, and

WHEREAS, the suggested budget for funding of the events and festivals from this application process was $45,000, and

WHEREAS, by November 5, 2014, twelve (12) applications for funding were received, one of which was later withdrawn, and totaling $59,575, and

WHEREAS, on November 17, 2014, all requestors where given the opportunity to make a verbal presentation of their request to the full council, thereafter, the council referred the requests to the Budget Committee for further evaluation and a recommendation back to the City Council at its meeting on December 15, 2014, and

WHEREAS, on December 9, 2014, the Budget Committee of the Goldendale City Council reviewed the application requests and made a recommendation to the City Council to fund the requests in the amount of $48,000 in accordance with the spread sheet attached as Exhibit A, and

WHEREAS, the budget committee recommendation was presented to the City Council on December 15, and after consideration and discussion, $250.00 was added to the "Trunk or Treat" request and revising the total award to $48,250.00, See Exhibit B, and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDENDALE, WASHINGTON AS FOLLOWS:

The City Council of the City of Goldendale approves the revised recommendation, in accordance with Exhibit B attached to this resolution, for funding events and festivals by the City of Goldendale and further that staff be directed to prepare contracts with each of the event organizers.

APPROVED BY THE GOLDENDALE CITY COUNCIL THIS 5th DAY OF JANUARY, 2015.

_____
Clint Baze, Mayor

ATTEST:

_____
Connie Byers, Clerk-Treasurer

EXHIBIT A

Budget Committee
Recommendation for Funding Tourism Events

EVENT	REQUEST	RECOMMENDATION
Volcanic Promotions		
• Maryhill Festival of Speed	$10,000	$ 8,000
Goldendale Motorsports Association		
• Comm. Days Show 'n Shine Car Show	$ 2,500	
• Concours de Maryhill Open Car Show	$ 2,500	$ 5,000
Abate of Washington		
• Festival of Wheels	$ 6,025	$ 5,000
Greater Goldendale Chamber of Commerce		
• Tourism Promotion	$ 5,000	$ 5,000
• Visitors Information Center	$17,500	$12,500
Golden Phoenix Assembly #158		
• Breakfast for the Festival of Speed	$ 500	$ 500
Brighter Goldendale Christmas Committee		
• Candy Cane Lane Parade & Event	$ 500	$ 500
Goldendale Farmers Market		
• Weekly Market Costs	$ 1,050	In Lieu
The General Store		
• Trunk or Treat	$ 1,500	$ 500
Central Klickitat County Parks & Rec District		
• Golden Man Triathlon	$ 1,000	$ 500
W.E. Rock Events LLC		
• Rock Crawl	$ 3,500	$ 2,500
Goldendale Jaycees		
• Community Days	$ 8,000	$ 8,000
Totals:	$59,575	$48,000

EXHIBIT B

Budget Committee
Recommendation for Funding Tourism Events

EVENT	REQUEST	RECOMMENDATION
Volcanic Promotions		
• Maryhill Festival of Speed	$10,000	$ 8,000
Goldendale Motorsports Association		
• Comm. Days Show 'n Shine Car Show	$ 2,500	
• Concours de Maryhill Open Car Show	$ 2,500	$ 5,000
Abate of Washington		
• Festival of Wheels	$ 6,025	$ 5,000
Greater Goldendale Chamber of Commerce		
• Tourism Promotion	$ 5,000	$ 5,000
• Visitors Information Center	$17,500	$12,500
Golden Phoenix Assembly #158		
• Breakfast for the Festival of Speed	$ 500	$ 500
Brighter Goldendale Christmas Committee		
• Candy Cane Lane Parade & Event	$ 500	$ 500
Goldendale Farmers Market		
• Weekly Market Costs	$ 1,050	In Lieu
The General Store		
• Trunk or Treat	$ 1,500	$ 750
Central Klickitat County Parks & Rec District		
• Golden Man Triathlon	$ 1,000	$ 500
W.E. Rock Events LLC		
• Rock Crawl	$ 3,500	$ 2,500
Goldendale Jaycees		
• Community Days	$ 8,000	$ 8,000
Totals:	$59,575	$48,250

AGENDA BILL: I1

AGENDA TITLE: FIRST READING ADOPTION OF CFR'S BY REFERENCE FOR COMMERCIAL VEHICLE ENFORCEMENT

DATE: JANUARY 5, 2015

ACTION REQUIRED:

ORDINANCE_____x_____ COUNCIL INFORMATION_____X_____

RESOLUTION_____ OTHER_____

MOTION_____X_____

EXPLANATION:
Please find attached a proposed ordinance for adopting by reference CFR's for commercial vehicle enforcement. I still need to identify the proper Goldendale Municipal Code Chapter and Section where the CFR's should be referenced.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO ACCEPT THE PROPOSED ORDINANCE ADOPTING CFR'S BY REFERENCE FOR COMMERCIAL VEHICLE ENFORCEMENT FOR ITS FIRST READING.

ORDINANCE NO_____

AN ORDINANCE OF THE CITY OF GOLDENDALE ADOPTING AND INCORPORATING BY REFERENCE IN THEIR ENTIRETY THE CODE OF FEDERAL REGULATIONS (CFR'S) FOR COMMERCIAL VEHICLE ENFORCEMENT

WHEREAS, the City of Goldendale desires to assist and work with the Washington State Department of Transportation regarding commercial vehicle enforcement, and

WHEREAS, the Goldendale Municipal Code must adopt by reference, the CFR's related to commercial vehicle enforcement under Title 49m, Subtitle B, Chapter III, Subchapter B,

NOW, THEREFORE, the Goldendale City Council of the City of Goldendale does ordain as follows:

Section 1. That the Goldendale Municipal Code adopt by reference the CFR's related to commercial vehicle enforcement under Title 49, Subtitle B, Chapter III, Subchapter B, and

Section 2. This ordinance shall be in force and take effect five (5) days after its publication according to law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GOLDENDALE, WASHINGTON, THIS 20TH DAY OF JANUARY, 2015.

APPROVED:

_____
Clint Baze, Mayor

ATTEST:

_____
Connie Byers
Clerk-Treasurer

APPROVED AS TO FORM ONLY

_____

City Attorney

Goldendale Police Department
MEMORANDUM

DATE: **December 12, 2014**

TO: **City Council**

FROM: **Officer Dwayne Matulovich**

Re: **Adopting Code of Federal Regulation (CFR's) for commercial vehicle enforcement.**

I, Officer Matulovich request the following CFR's be herby adopted and incorporated by reference in their entirety.

CFR Data is current as of December 10, 2014

Title 49 → Subtitle B → Chapter III → Subchapter B

TITLE 49—Transportation

Subtitle B—OTHER REGULATIONS RELATING TO TRANSPORTATION (CONTINUED)

CHAPTER III—FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

SUBCHAPTER B—FEDERAL MOTOR CARRIER SAFETY REGULATIONS

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355	355.1 to 355.25	COMPATIBILITY OF STATE LAWS AND REGULATIONS AFFECTING INTERSTATE MOTOR CARRIER OPERATIONS
356	356.1 to 356.13	MOTOR CARRIER ROUTING REGULATIONS
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365	365.101 to 365.511	RULES GOVERNING APPLICATIONS FOR OPERATING AUTHORITY
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367	367.20 to 367.30	STANDARDS FOR REGISTRATION WITH STATES
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370	370.1 to 370.11	PRINCIPLES AND PRACTICES FOR THE INVESTIGATION AND VOLUNTARY DISPOSITION OF LOSS AND DAMAGED CLAIMS AND PROCESSING SALVAGE
371	371.1 to 371.121	BROKERS OF PROPERTY
372	372.101 to 372.303	EXEMPTIONS, COMMERCIAL ZONES, AND TERMINAL AREAS
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375	375.101 to 375.901	TRANSPORTATION OF HOUSEHOLD GOODS IN INTERSTATE COMMERCE; CONSUMER PROTECTION REGULATIONS
376	376.1 to 376.42	LEASE AND INTERCHANGE OF VEHICLES
377	377.101 to 377.217	PAYMENT OF TRANSPORTATION CHARGES
378	378.1 to 378.9	PROCEDURES GOVERNING THE PROCESSING, INVESTIGATION, AMD DISPOSITION OF OVERCHARGE, DUPLICATE PAYMENT, OR OVERCOLLECTION CLAIMS
379	379.1 to 379.13	PRESERVATION OF RECORDS
380	380.101 to 380.513	SPECIAL TRAINING REQUIREMENTS
381	381.100 to 381.600	WAIVERS, EXEMPTIONS, AND PILOT PROGRAMS
382	382.101 to 382.605	CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING
383	383.1 to 383.155	COMMERCIAL DRIVER'S LICENSE STANDARDS; REQUIREMENTS AND PENALTIES
384	384.101 to 384.409	STATE COMPLIANCE WITH COMMERCIAL DRIVER'S LICENSE PROGRAM
385	385.1 to 385.1019	SAFETY FITNESS PROCEDURES
386	386.1 to 386.84	RULES OF PRACTICE FOR MOTOR CARRIER, INTERMODAL EQUIPMENT PROVIDER, BROKER, FREIGHT FORWARDER, AND HAZARDOUS MATERIALS PROCEEDINGS
387	387.1 to 387.419	MINIMUM LEVELS OF FINANCIAL RESPONSIBILITY FOR MOTOR CARRIERS
388	388.1 to 388.8	COOPERATIVE AGREEMENTS WITH STATES
389	389.1 to 389.39	RULEMAKING PROCEDURES—FEDERAL MOTOR CARRIER SAFETY REGULATIONS
390	390.1 to 390.115	FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL
391	391.1 to 391.71	QUALIFICATIONS OF DRIVERS AND LONGER COMBINATION VEHICLE (LCV) DRIVER INSTRUCTORS
392	392.1 to 392.82	DRIVING OF COMMERCIAL MOTOR VEHICLES
393	393.1 to 393.209	PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION
395	395.1 to 395.15	HOURS OF SERVICE OF DRIVERS
396	396.1 to 396.25	INSPECTION, REPAIR, AND MAINTENANCE
397	397.1 to 397.225	TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND PARKING RULES
398	398.1 to 398.8	TRANSPORTATION OF MIGRANT WORKERS
399	399.201 to 399.211	EMPLOYEE SAFETY AND HEALTH STANDARDS