

**COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009**

7:00 PM: MEETING CALLED TO ORDER BY MAYOR RICHARD NICHOLS.

[7:01:44 PM](#)

ROLL CALL: FOLL, HANEY, WHITE, GRAY, JANKE, KYLE AND OHRTMAN.

[7:03:09 PM](#)

PRESENT: COUNCILMEMBER NANCY FOLL, COUNCILMEMBER MARILYN HANEY, COUNCILMEMBER BETTY WHITE, COUNCILMEMBER ED GRAY, COUNCILMEMBER LOU JANKE, COUNCILMEMBER DOUG KYLE, COUNCILMEMBER ERIC OHRTMAN AND MAYOR RICHARD NICHOLS.

STAFF PRESENT: DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI, POLICE CHIEF DAMOND MESHISHNEK, POLICE CAPTAIN ROBERT MESHISHNEK, CITY CLERK/HUMAN RESOURCES MANAGER HOLLY PANNELL, CONTRACTED CITY ENGINEER BRENT RASMUSSEN, CITY TREASURER VICKIE STRONG, FIRE CHIEF JEFF PITTS AND WATER/SEWER SUPERINTENDENT ERIC DURPOS.

SALUTE TO THE FLAG.

CONSENT AGENDA:

- #01. **MINUTES OF THE DECEMBER 8, 2009 COLVILLE CITY COUNCIL MEETING.**
- #02. **DECEMBER 23, 2009 CLAIMS CHECKS #41157 ~ #41234 IN THE AMOUNT OF \$112,687.59 AS APPROVED FOR PAYMENT BY THE AUDIT COMMITTEE.**
- #03. **DECEMBER 4, 2009 – DECEMBER 15, 2009 CONTRACT/AGREEMENT LIST REVIEW.**

MAYOR NICHOLS READ THE CONSENT AGENDA.

COUNCILMEMBER HANEY MOVED AND COUNCILMEMBER WHITE SECONDED THE MOTION THAT "VOUCHERS AUDITED AND CERTIFIED BY THE AUDITING COMMITTEE AS REQUIRED BY RCW 42.24.080 AND THOSE EXPENSE REIMBURSEMENT CLAIMS CERTIFIED AS REQUIRED BY RCW 42.24.090 HAVE BEEN RECORDED ON A LISTING WHICH HAS BEEN MADE AVAILABLE TO THE COUNCIL AS OF THIS DATE DECEMBER 22, 2009 AND DOES APPROVE FOR PAYMENT THOSE VOUCHERS INCLUDED IN THE ABOVE LIST AND FURTHER DESCRIBED AS FOLLOWS: DECEMBER 23, 2009 CLAIMS CHECKS #41157 ~ #41234 IN THE AMOUNT OF \$112,687.59" AND DOES APPROVE THE CONSENT AGENDA AS READ.

[7:04:20 PM](#)

MOTION PASSED.

PUBLIC HEARINGS:

- #04. **PUBLIC HEARING: PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE 2009 OPERATING BUDGET.**

[7:04:57 PM](#) MAYOR NICHOLS DECLARED THE PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE 2009 OPERATING BUDGET OPEN AT 7:04 P.M. AND STATED THAT EVERYONE PRESENT WILL BE GIVEN AN OPPORTUNITY TO BE HEARD. THE CITY CLERK WILL BE RECORDING WHAT IS SAID. WHEN YOU ADDRESS THE COUNCIL, PLEASE STEP TO THE MICROPHONE AND STATE YOUR NAME AND ADDRESS. ONLY ONE PERSON WILL BE ALLOWED TO SPEAK AT A TIME.

[7:07:03 PM](#) AS THERE WAS NO PUBLIC COMMENT ON THIS ISSUE, MAYOR NICHOLS CLOSED THE PUBLIC HEARING AT 7:07 P.M.

- #05. **DISCUSSION/ACTION: PROPOSED ORDINANCE AMENDING THE 2009 OPERATING BUDGET.**

**COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009**

COUNCILMEMBER HANEY MOVED AND COUNCILMEMBER WHITE SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1430 N.S. AMENDING THE 2009 OPERATING BUDGET.

[7:08:48 PM](#)

MOTION PASSED.

(ORDINANCE NO. 1430 N.S. IN ITS ENTIRETY IS ON FILE IN THE CITY CLERK'S OFFICE.)

#06. PUBLIC HEARING: PUBLIC HEARING TO CONSIDER THE 2009 UPDATE TO THE CAPITAL FACILITIES PLAN DURING THE ANNUAL COMPREHENSIVE PLAN AMENDMENT PROCESS.

[7:09:07 PM](#) MAYOR NICHOLS DECLARED THE PUBLIC HEARING TO CONSIDER THE 2009 UPDATE TO THE CAPITAL FACILITIES PLAN DURING THE ANNUAL COMPREHENSIVE PLAN AMENDMENT OPEN AT 7:09 P.M. AND STATED THAT EVERYONE PRESENT WILL BE GIVEN AN OPPORTUNITY TO BE HEARD. THE CITY CLERK WILL BE RECORDING WHAT IS SAID. WHEN YOU ADDRESS THE COUNCIL, PLEASE STEP TO THE MICROPHONE AND STATE YOUR NAME AND ADDRESS. ONLY ONE PERSON WILL BE ALLOWED TO SPEAK AT A TIME.

DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI REVIEWED THE SPECIFICS OF THE PROPOSED UPDATE.

[7:17:20 PM](#) AS THERE WAS NO PUBLIC COMMENT ON THIS ISSUE, MAYOR NICHOLS CLOSED THE PUBLIC HEARING AT 7:17 P.M.

#07. DISCUSSION/ACTION: PROPOSED ORDINANCE ADOPTING THE 2009-2014 CAPITAL FACILITIES PLAN UPDATE.

COUNCILMEMBER KYLE MOVED AND COUNCILMEMBER GRAY SECONDED THE MOTION TO ADOPT PROPOSED ORDINANCE NO. 1431 N.S. ADOPTING THE 2009-2014 CAPITAL FACILITIES PLAN UPDATE.

COUNCILMEMBER FOLL ASKED IF REPLACEMENT OF ROOFS AND OTHER BUILDING REPAIRS WOULD BE INCLUDED IN THIS DOCUMENT. DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI STATED THAT SOME OF THESE THINGS MIGHT ALREADY BE IN THE PLAN, THESE ARE JUST THE UPDATED ITEMS.

COUNCILMEMBER FOLL ASKED HOW THE LEVEL OF SERVICE THAT WAS PROVIDED WAS ARRIVED AT. HOW DID WE DETERMINE WHAT WE PROVIDED? DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI STATED THAT THOSE ARE BASED ON INFORMATION PROVIDED BY THE DEPARTMENT HEAD. THERE WAS EXTENSIVE DISCUSSION REGARDING THE LEVEL OF SERVICE THAT WAS PROVIDED IN 2009 AND CONFUSION REGARDING THE CHART THAT WAS PROVIDED.

COUNCILMEMBER JANKE STATED THAT LAST YEAR WE ALSO TALKED ABOUT RE-DOING THE PROCESS AND MAYBE SOME OF THESE PROJECTS NEED TO BE RE-RANKED. HE STATED THAT HE STILL THINKS THAT THERE IS A NEED TO INVOLVE THE COUNCIL AND HAVE SOME OF THESE ITEMS RE-RANKED.

[7:35:37 PM](#)

MOTION PASSED. *THERE WAS ONE DISSENSION NOTED FROM COUNCILMEMBER FOLL.*

(ORDINANCE NO. 1431 N.S. IN ITS ENTIRETY IS ON FILE IN THE CITY CLERK'S OFFICE.)

PUBLIC COMMENT PERIOD:

MARY SELECKY, WASHINGTON STATE SECRETARY OF HEALTH AND A RESIDENT OF STEVENS COUNTY. MS. SELECKY STATED THAT SHE IS HERE TO TALK BRIEFLY ABOUT THE STATE BUDGET. SHE STATED THAT SHE HAS BEEN A CABINET MEMBER FOR 11 YEARS. LATE IN 2008 ALL NON-UNION SALARIES WERE FROZEN AND THERE WAS A HIRING FREEZE. SHE STATED THAT THEY WERE ALSO ASKED TO REDUCE SPENDING IN A VARIETY OF WAYS. MS. SELECKY PRESENTED A SERIES OF POWERPOINT

COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009

SLIDES DETAILING THE SOURCE OF REVENUES AND THE EXPENDITURES THAT ARE AVAILABLE FOR BUDGET REDUCTIONS.

MAYOR NICHOLS ANNOUNCED THAT ED GRAY'S TERM ON THE CITY COUNCIL WILL END ON DECEMBER 31, 2009. HE ALSO STATED THAT MARILYN HANEY HAS RESIGNED FROM THE CITY COUNCIL EFFECTIVE IMMEDIATELY. MAYOR NICHOLS PRESENTED ED GRAY AND MARILYN HANEY WITH A CERTIFICATE OF APPRECIATION FOR THEIR TIME ON THE CITY COUNCIL.

#13. OATH OF OFFICE: POSSIBLE APPOINTMENT AND OATH OF OFFICE FOR POLICE CHIEF.

COUNCILMEMBER WHITE MOVED AND COUNCILMEMBER HANEY SECONDED THE MOTION TO APPROVE OF THE APPOINTMENT OF ROBERT MESHISHNEK FOR POLICE CHIEF.

[8:13:21 PM](#)

MOTION PASSED.

MAYOR NICHOLS ADMINISTERED THE OATH OF OFFICE TO ROBERT MESHISHNEK FOR THE POSITION OF POLICE CHIEF.

[8:18:41 PM](#) MAYOR NICHOLS CALLED FOR A BREAK.

[8:30:20 PM](#) MAYOR NICHOLS RECONVENED THE REGULAR MEETING.

#10. DISCUSSION/ACTION: DISCUSS REAL ESTATE AND POSSIBLE SALE OF PROPERTY.

DAVE SITLER, COLDWELL BANKER AM PAC REALTY STATED THAT THERE IS ONE OFFER FROM THE KARRE'S FOR \$65,000, SUBJECT TO A FEASIBILITY STUDY AND IT IS SUBJECT TO FINANCING. THEY HAVE PROVIDED A LETTER REGARDING THEIR CREDIT WORTHINESS, THIS IS NOT A TRUE LOAN COMMITMENT. HE STATED THAT THEY WOULD LIKE TO CLOSE BY MARCH, 2010.

MR. SITLER STATED THAT THE SECOND OFFER IS FROM A COMPANY CALLED HACHISOFT AND THEY WOULD LIKE TO BUILD A BUSINESS BUILDING IN THIS LOCATION. THIS OFFER IS \$60,000 CASH AND THEY WOULD LIKE TO CLOSE PRIOR TO DECEMBER 31, 2009.

MR. SITLER STATED THAT THE PROPERTY WAS LISTED FOR \$65,000.

COUNCILMEMBER KYLE STATED THAT THE ORIGINAL KARRE OFFER REQUESTED THAT THE CITY PAY FOR THE WATER/SEWER HOOKUPS. MR. SITLER STATED THAT IT APPEARS THAT THE REQUIREMENT FOR WATER/SEWER HOOKUP HAS BEEN REMOVED, BUT HE WILL CONFIRM.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER GRAY SECONDED THE MOTION TO ACCEPT THE OFFER FROM DAVID AND LISA KARRE IN THE AMOUNT OF \$65,000 CONTINGENT ON FINANCING.

[8:41:10 PM](#)

MOTION PASSED.

#08. PUBLIC COMMENT: THE FLOOR IS OPEN FOR ANY PUBLIC COMMENT.

TRICIA WOODS, CHAMBER OF COMMERCE MANAGER, STATED THAT WHEN THEY APPLIED FOR 2009 FUNDS THEY HAD TO CATERGORIZE THE DOLLARS AND NOW SHE WOULD LIKE TO MOVE SOME EXCESS DOLLARS FROM ADMINISTRATION TO PAY FOR ADDITIONAL TOURIST MAP PRINTING.

COUNCILMEMBER FOLL STATED THAT THE LODGING TAX ADVISORY COMMITTEE HAS REVIEWED THIS REQUEST AND THE COMMITTEE RECOMMENDS APPROVAL. SHE STATED THAT THERE IS ALSO A

COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009

QUESTION ABOUT WHETHER SOME GROUPS WILL BE ABLE TO SPEND ALL OF THEIR FUNDS IN 2009, SO SHE WILL BE WORKING ON SOME PROCEDURES TO CARRY FORWARD FUNDS DUE TO TIMING ISSUES.

COUNCILMEMBER JANKE MOVED AND COUNCILMEMBER WHITE SECONDED THE MOTION TO AUTHORIZE THE RE-ALLOCATION OF DOLLARS FROM ADMINISTRATION TO PRINTING.

COUNCILMEMBER OHRTMAN MOVED AND COUNCILMEMBER JANKE SECONDED THE MOTION TO AMEND THE MOTION TO NOT EXCEED \$4,500.

[8:49:36 PM](#)

MOTION TO AMEND PASSED.

[8:49:54 PM](#)

ORIGINAL MOTION AS AMENDED PASSED.

NEW BUSINESS:

#09. DISCUSSION/ACTION: **PROPOSED RESOLUTION REGARDING FUNDS FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE DEVELOPMENT OF A NEW COLVILLE AIRPORT.**

COUNCILMEMBER HANEY MOVED AND COUNCILMEMBER GRAY SECONDED THE MOTION TO ADOPT PROPOSED RESOLUTION NO. 13-09 REGARDING FUNDS FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE DEVELOPMENT OF A NEW COLVILLE AIRPORT.

COUNCILMEMBER FOLL STATED THAT THERE ARE TOO MANY UNANSWERED QUESTIONS REGARDING THIS AIRPORT DEVELOPMENT. BASED ON THE LACK OF WORK THAT HAS BEEN DONE TO THIS POINT, SHE CAN'T OBLIGATE THE CITY TO RE-PAY THESE FUNDS. SHE STATED THAT THERE ARE STILL NO GOALS OR OBJECTIVES FOR THIS PROJECT.

COUNCILMEMBER HANEY STATED THAT THIS RESOLUTION ONLY STATES THAT WE WILL APPLY FOR FUNDS. THIS DOESN'T MEAN THAT WE WILL GET THE MONEY OR THAT WE WOULD ACCEPT IT.

COUNCILMEMBER WHITE STATED THAT THIS IS ONLY TO APPLY FOR ASSISTANCE.

COUNCILMEMBER GRAY STATED THAT THE CURRENT AIRPORT LAND CAN BE SOLD TO PAY THE CITY'S PORTION OF THIS FUNDING. THIS IS ONLY AN APPLICATION FOR FUNDING.

COUNCILMEMBER JANKE STATED THAT THIS ISN'T THE TIME TO MOVE FORWARD WITH THIS RESOLUTION. WE DON'T HAVE GOALS AND OBJECTIVES OR A BUSINESS PLAN AND A CLEAR STATEMENT OF NEED FOR AN AIRPORT. THE PUBLIC IS TOTALLY CONFUSED AND WE NEED TO HAVE A CLEAR VISION.

COUNCILMEMBER KYLE STATED THAT HE WOULD LIKE TO SEE THE COLVILLE 2000 AND BEYOND COMMITTEE COMPLETE ITS WORK BEFORE WE MOVED FORWARD.

COUNCILMEMBER OHRTMAN STATED THAT HE DOESN'T UNDERSTAND GRANTS TOTALLY, BUT HE IS NOT COMFORTABLE WITH THIS AT THIS TIME.

COUNCILMEMBER FOLL STATED THAT WE NEED WRITTEN PLANS FOR THIS PROCESS. WE HAVE NEVER BEEN GIVEN A PROCEDURAL PLAN. THIS SEEMS TO BE CHANGING AT EVERY MEETING.

MAYOR NICHOLS STATED THAT THIS RESOLUTION IS NOT COMMITTING THE CITY IN ANY WAY. HE ALSO STATED THAT WE DON'T HAVE A PLAN FOR A SITE.

CONTRACTED CITY ENGINEER BRENT RASMUSSEN DISTRIBUTED A MAP OF THE EXISTING SITE AND HOW IT FLIES OVER THE MAJORITY OF THE CITY. THE FAA CONCERNS ARE THE SAFETY OF THE

**COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009**

RESIDENTS. THE BEST THING TO DO IS TO MOVE THE AIRPORT AND MEET ALL OF FAA'S CRITERIA. HE STATED THAT THESE FUNDS WILL NOT BE AROUND FOREVER. IF WE AREN'T WILLING TO MOVE FORWARD, THE FUNDING WILL BE GONE. HE ALSO STATED THAT PAYING BACK FEDERAL MONEY IS VERY TYPICAL.

COUNCILMEMBER OHRTMAN STATED THAT HE DOESN'T FEEL THAT HE HAS ENOUGH INFORMATION TO MOVE FORWARD.

MAYOR NICHOLS STATED THAT WE CANT ANSWER THESE QUESTIONS WITHOUT FUNDING TO PURSUE THEM.

MAYOR NICHOLS REQUESTED A ROLL CALL VOTE:

OHRTMAN – NO; KYLE – YES; JANKE – NO; GRAY – YES; WHITE – YES; HANEY – YES; FOLL – NO.

[9:35:57 PM](#)

MOTION PASSED.

(RESOLUTION NO. 13-09 IN ITS ENTIRETY IS ON FILE IN THE CITY CLERK'S OFFICE.)

#11. DISCUSSION/ACTION: POSSIBLE FINAL ACCEPTANCE OF THE CONTRACT FOR THE DOG FACILITY PROJECT.

COUNCILMEMBER HANEY MOVED AND COUNCILMEMBER OHRTMAN SECONDED THE MOTION TO APPROVE FINAL ACCEPTANCE OF THE CONTRACT IN THE AMOUNT OF \$271,081.28 FOR THE DOG FACILITY PROJECT AS CONSTRUCTED BY M.E. UPHUS CONSTRUCTION.

[9:37:32 PM](#)

MOTION PASSED.

#12. DISCUSSION/ACTION: POSSIBLE FINAL ACCEPTANCE OF THE CONTRACT FOR THE PHASE 2 UPPER ZONE SYSTEM IMPROVEMENTS – PRESSURE REDUCING STATIONS PROJECT.

COUNCILMEMBER HANEY MOVED AND COUNCILMEMBER WHITE SECONDED THE MOTION TO APPROVE THE FINAL ACCEPTANCE OF THE CONTRACT IN THE AMOUNT OF \$154,287.65 FOR THE PHASE 2 UPPER ZONE SYSTEM IMPROVEMENTS – PRESSURE REDUCING STATIONS PROJECT AS CONSTRUCTED BY DURPOS CONSTRUCTION.

[9:41:11 PM](#)

MOTION PASSED.

#12A. DISCUSSION/ACTION: PROPOSED RESOLUTION AUTHORIZING THE SURPLUS AND TRANSFER OF FUNDS FROM THE FUTA UNEMPLOYMENT FUND.

COUNCILMEMBER FOLL MOVED AND COUNCILMEMBER OHRTMAN SECONDED THE MOTION TO ADOPT PROPOSED RESOLUTION NO. 14-09 WITH A CORRECTION IN SECTION 2 TO CHANGE THE WORD LOSS TO REDUCTION.

[9:44:37 PM](#)

MOTION PASSED.

(RESOLUTION NO. 14-09 IN ITS ENTIRETY IS ON FILE IN THE CITY CLERK'S OFFICE.)

#14. DISCUSSION/ACTION: POSSIBLE APPOINTMENTS TO HISTORIC PRESERVATION COMMITTEE AND THE LODGING TAX ADVISORY COMMITTEE.

**COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009**

COUNCILMEMBER HANEY MOVED AND COUNCILMEMBER KYLE SECONDED THE MOTION TO APPROVE THE APPOINTMENTS OF TRUDY LUNDY, MARSHALL LAW, LARRY FINE, ANDREW HYDORN AND PERRY ANDERSON.

COUNCILMEMBER FOLL STATED THAT THERE ARE OLD APPLICANT DISCLOSURE FORMS FOR FINE, ANDERSON AND HYDORN AND SHE WOULD LIKE TO SEE THOSE UPDATED.

COUNCILMEMBER KYLE STATED FOR THE RECORD THAT MARSHALL LAW IS HIS BOSS AND COUNCILMEMBER OHRTMAN STATED FOR THE RECORD THAT PERRY ANDERSON IS HIS BOSS.

[9:47:09 PM](#)

MOTION PASSED.

COMMITTEE OR SPECIAL REPORTS:

#15. DISCUSSION/REPORT: COLVILLE COMPREHENSIVE PLAN UPDATE.

NO REPORT.

#16. CITY ATTORNEY: REPORT ON ANY PENDING ITEMS.

NO REPORT.

#17. COUNCIL PENDING ITEMS: REVIEW LIST OF COUNCIL PENDING ITEMS.

NO REPORT.

INDIVIDUAL REPORTS BY MAYOR, COUNCILMEMBERS AND STAFF:

COUNCILMEMBER FOLL THANKED CITY TREASURER VICKIE STRONG FOR THE UPDATED REVENUE PROJECTIONS.

COUNCILMEMBER HANEY THANKED THE COUNCIL FOR HER TIME WITH THEM ON THE CITY COUNCIL.

COUNCILMEMBER KYLE THANKED MARILYN HANEY AND DR. ED GRAY FOR THEIR TIME ON THE COUNCIL.

COUNCILMEMBER OHRTMAN STATED THAT AFTER MEETING WITH THE DOMINION MEADOWS ATHLETIC ASSOCIATION SOME OF THE CONCERNS THAT HE HAD WILL BE ADDRESSED AND HOPEFULLY WILL BE POSITIVE.

DIRECTOR OF BUILDING/PLANNING JIM LAPINSKI STATED THAT FUTURE GRANT MONEY FOR THE GROWTH MANAGEMENT ACT UPDATE IS GONE AND THEY RESCINDED ANY AWARDS THAT WERE PREVIOUSLY GIVEN.

AS THERE WAS NO FURTHER BUSINESS TO COME BEFORE THE COUNCIL, COUNCILMEMBER OHRTMAN MOVED AND COUNCILMEMBER JANKE SECONDED THE MOTION TO ADJOURN THE MEETING.

[9:55:22 PM](#)

MOTION PASSED.

TIME OF ADJOURNMENT: 9:55 P.M.

**COLVILLE, WASHINGTON
CITY COUNCIL MEETING MINUTES
DECEMBER 22, 2009**

MAYOR RICHARD NICHOLS

Attest: _____
Holly Pannell, CMC, PFO, City Clerk/
Human Resources Manager