

NAPAVINE CITY COUNCIL

June 22, 2010 ~ 6:30 p.m.

City Hall 407 Birch Ave SW, Napavine

Regular City Council Meeting

CALL TO ORDER: The regular city council meeting was called to order by Mayor Nicholas W. Bozarth at 6:30 p.m.

FLAG SALUTE: The flag salute was led by Mayor Nicholas Bozarth.

ROLL CALL: City councilors present: Richard Rouse, Aaron Brandt, John Sayers and Robert Wheeler. Also present was Mayor Nicholas W. Bozarth, City Attorney Dana Williams and Clerk-Treasurer Mary Todd. Councilor Dave Williams was absent.

PREVIOUS MINUTES: Motion by Councilor Robert Wheeler to approve the minutes of the previous meetings of June 8, 2010 and workshop June 15, 2010, second by Councilor Aaron Brandt, motion carries unanimously 4-0.

MAYOR/COUNCIL STAFF REPORTS:

City Attorney Dana Williams reported that he worked with Councilor Robert Wheeler to change fund names which can be approved by ordinance or administratively and will check with the Auditor's office to see if there is a requirement on how fund names are changed. City Attorney Dana Williams also reported that he is reviewing a records request for the Civil Service Commission and is hopeful to finish by June 23, 2010. **Clerk-Treasurer Mary Todd** advised council that the city is subject to a single federal audit from the purchase of city hall with federal funds from USDA – Rural Development. The auditor's office will be here July 6, 2010, for three weeks. **Councilor Richard Rouse** reported that he has been researching how to get trains to stop blowing their horn in town. Public Works Director Steve Ashley, Mayor Nicholas Bozarth and himself met with the State Utilities Transportation Commission, the Federal Railroad Administration and representative with BNSF Railroad Company to discuss the options for the city to get trains from blowing their whistle through town. The federal railroad administration approves railroad crossing quite zones and the horn rule. The horn rule states trains blow their horn four times before a public grade crossing. The options for the city are a four quadrant gate, a traversable overpass or wayside horn system. The four quadrant gate provides an additional two gates to prevent cars from driving around the

crossing arms, a traversable overpass similar to the one in White Salmon that requires 200 feet on each side of the overpass, and a way side horn installed at the crossing and points to each side of the street and blows a horn as a train approaches and the train does not blow its horn. The cost for a way side horn is \$65,000.00 to install in conjunction with the railroad approved quiet zone. Approval comes from the federal railroad administration for changes at a crossing where streets meet with the railroad. An approved 4 quadrant rail crossing is \$450,000.00, to change from a 2 arm crossing to a 4 arm quadrant crossing is about \$100,000.00. When Steve Ashley returns from vacation Richard and Steve will research funding opportunities. BNSF railroad does the preliminary design and engineering for a fee to process an application. The federal government would like to see Amtrak trains go faster from Portland to Seattle by improving the rail to a high speed passenger rail. There are 132 grade crossings between Portland and Seattle. The time it takes for a true quiet zone crossing is 2 years from inception to design to reality. For a way side horn crossing takes 10 to 12 months. **Councilor Robert Wheeler** reported that he has been working on the Refuse Fund. Councilor Wheeler presented a spreadsheet to the council of a revenue analysis on the Refuse Fund and is made a part of these minutes. After talking to the Mayor he has drafted a letter and spoke to the controller in Tacoma with Lemay and who will be sending a letter on Friday regarding the 3% franchise tax. They will also provide amounts paid by the city and the amount of B & O Tax they paid.

CITIZEN BUSINESS: James McNelly, 1320 Wildwood Ave; update council on Julies Little Tykes. Early Learning is coming on Thursday, June 24, 2010 to do their inspection. They still have not been contacted by the Fire Marshall's for their inspection. Request for lower rent for July at the \$250.00 rate because they cannot open until the Fire Marshall comes to do their inspection. Motion by Councilor Robert Wheeler to extend the rate of \$250.00 for the month of July, second by Councilor Richard Rouse. Richard Rouse – aye, Aaron Brandt – aye, John Sayers – Abstain, Robert Wheeler – aye, motion carried 3-0, 1 abstain.

SETTING OF AGENDA: Motion by Councilor Robert Wheeler to set the agenda as presented, second by Councilor Aaron Brandt, motion carried unanimously 4-0.

OLD BUSINESS:

A. Standardization of Fund Names:

Motion by Councilor Robert Wheeler to table to next meeting under old business, second by Councilor John Sayers, motion carried unanimously 4-0.

NEW BUSINESS:

A. Resolution 10-06-16 Surplus Vehicles:

Mayor Nicholas Bozarth recited the following resolution to surplus the Chevrolet Tahoe.

RESOLUTION NO. 10-06-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPAVINE, WASHINGTON, DECLARING CERTAIN PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND DIRECTING DISPOSAL OF SUCH PROPERTY

WHEREAS, the city of Napavine, Washington, is authorized pursuant to RCW 35A.79.010, to dispose of property owned by the city by sale; and

WHEREAS, the City Council of the City of Napavine, Washington, considers the below described items of personal property owned by the city to be surplus to the city's needs; and

WHEREAS, the City Council of the City of Napavine, Washington, considers the sale of the below described items of personal property to be in the best interest of the citizens and patrons of the city,

NOW, THEREFORE, BE IT RESOLVED THAT THE City Council of the City of Napavine, Washington, does declare the following described items of personal property, surplus to the needs of the city:

- 1999 Chevrolet Tahoe, VIN # 1GNEK13R9XJ317142;

IT IS FURTHER RESOLVED that by this resolution the above items may be disposed of at auction or public sale.

PASSED BY MAJORITY of the City Council of the City of Napavine, Washington, this ____ day of June, 2010.

Nicholas W. Bozarth, Mayor

Attest:

Mary Todd, Clerk-Treasurer

Approved as to form:

Dana L. Williams, City Attorney

Motion by Councilor Richard Rouse to approve Resolution 10-06-16, second by Councilor John Sayers, motion carried unanimously 4-0.

B. Resolution 10-06-17

Surplus Inventory: Mayor Nicholas Bozarth recited the following resolution to surplus the old laptops and cell phones;
RESOLUTION NO. 10-06-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA VINE, WASHINGTON, DECLARING CERTAIN PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND DIRECTING DISPOSAL OF SUCH PROPERTY IN ACCORDANCE WITH STATUTE 35A.79.010 AND 39.33.010

WHEREAS, the city of Napavine, Washington, is authorized pursuant to RCW 35A.79.010 and 39.33.010, to dispose of property owned by the city by destruction; and

WHEREAS, the City Council of the City of Napavine, Washington, considers the below described items of personal property owned by the city to be surplus to the city's needs; and

WHEREAS, the City Council of the City of Napavine, Washington, considers the destruction of the below described items of personal property to be in the best interest of the citizens and patrons of the city,

NOW, THEREFORE, BE IT RESOLVED THAT THE City Council of the City of Napavine, Washington, does declare the following described items of personal property, surplus to the needs of the city:

- Asus Computer Laptop, Serial Number 15NG000083B, Control # 1240
- Hyper Computer Laptop, Serial Number HB900, Control # 1195
- LG Cell Phone UX4400, Serial Number 509KPUU0116374, Control # 2841
- LG Cell Phone UX4400, Serial Number 402CYUK3957798, Control # 2439
- LG Cell Phone UX4750, Serial Number 509KPZK0116365

IT IS FURTHER RESOLVED that by this resolution the City Clerk-Treasurer of the City of Napavine, Washington, is authorized to destroy the above items of surplus property and disposing of the above items.

PASSED BY MAJORITY of the City Council of the City of Napavine, Washington, this ____ day of June, 2010.

Mayor

Attest:

Clerk-Treasurer

Approved as to form:

City Attorney

Motion by Councilor Robert Wheeler to adopt Resolution 10-06-17, second by Councilor Aaron Brandt, motion carried unanimously 4-0.

**C. Resolution 10-06-18
Surplus Inventory:**

Mayor Nicholas Bozarth recited the following resolution to surplus the old cell phones;
RESOLUTION NO. 10-06-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPAVINE, WASHINGTON, DECLARING CERTAIN PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND DIRECTING DISPOSAL OF SUCH PROPERTY TO BE DONATED TO LEWIS COUNTY HUMAN RESPONSE NETWORK IN ACCORDANCE WITH STATUTE

WHEREAS, the city of Napavine, Washington, is authorized pursuant to RCW 35A.79.010, to dispose of property owned by the city by transferring ownership to Lewis County Human Response Network; and

WHEREAS, the City Council of the City of Napavine, Washington, considers the below described items of personal property owned by the city to be surplus to the city's needs; and

WHEREAS, the City Council of the City of Napavine, Washington, considers the transfer of the below described items of personal property to be in the best interest of the citizens and patrons of the city,

NOW, THEREFORE, BE IT RESOLDED THAT THE City Council of the City of Napavine, Washington, does declare the following described items of personal property, surplus to the needs of the city:

- LG Cell phone UX4400, Serial Number 401CYXM390682
- LG Cell Phone US4400, Serial Number 401CYZP3910789
- LG Cell Phone UX4750, Serial Number 509KPUU0116374
- LG Cell Phone UX4750, Serial Number 510KPED0151804
- LG Cell Phone UX4750, Serial Number 509KPUU0108742

IT IS FURTHER RESOLVED that by this resolution the City Clerk-Treasurer of the City of Napavine, Washington, is authorized to transfer the above items of surplus property by donation to Lewis County Human Response Network.

PASSED BY MAJORITY of the City Council of the City of Napavine, Washington, this 22nd day of June, 2010.

Mayor

Attest:

Clerk-Treasurer

Approved as to form:

City Attorney

Motion by Councilor Aaron Brandt to approve Resolution 10-06-18, second by Councilor Robert Wheeler, motion carried unanimously 4-0.

D. William Ramey Water/Sewer

Hookup Refund Request: Motion by Councilor Aaron Brandt to table to the next council meeting, second by Councilor John Sayers, discussion. Councilor Aaron Brandt stated the city has no policy in place regarding this matter and would like to research the subject. Motion carried unanimously 4-0.

VOUCHERS:

Motion by Councilor Richard Rouse to approve the vouchers in the amount of \$131,961.17, second by Councilor Aaron Brandt, motion carried unanimously 4-0.

GOOD OF THE ORDER:

None

Motion by Councilor Robert Wheeler to adjourn, second by Councilor John Sayers, motion carried unanimously 4-0.

Meeting adjourned at 7:16 p.m.

Respectfully submitted,

Mary Todd
Clerk-Treasurer

Mayor

Councilor