MINUTES OF THE CITY COUNCIL
OF THE CITY OF PULLMAN
AUGUST 11, 2009

Roll Call

A regular meeting of the City Council of the City of Pullman was held on August 11, 2009, at 7:30 p.m. in Council Chambers, City Hall, Pullman, Washington with the following present:

Glenn A. Johnson	Mayor
Jane Joyce	Deputy City Clerk
Francis Benjamin	Councilmember
Keith Bloom	Councilmember
Ann Heath	Councilmember
Bill Paul	Councilmember
Barney Waldrop	Councilmember
Nathan Weller	Councilmember
Pat Wright	Councilmember

Call to Order

Mayor Johnson called the regular meeting to order at 7:30 p.m.

Announcements

Mayor Johnson made four announcements.

Confirmation of Appointment

Planning Commission

Mayor Johnson announced that he has appointed Chud Wendle, 1530 NW Nicole Ct., to a term on the Planning Commission expiring December 31, 2014. He introduced Mr. Wendle to the Council and audience. Councilmember Waldrop moved, Councilmember Wright seconded to confirm the appointment. The motion carried unanimously.

ORDER OF BUSINESS

Approval of Recommendations of Consent Agenda Items

CONSENT AGENDA

Mayor Johnson reviewed the items on the Consent Agenda with the Council and audience. He stated that items listed on the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council request. Councilmember Wright moved, Councilmember Benjamin seconded to read the items on the Consent Agenda by title only.

Motion Carried.

City Attorney McAloon read the items on the Consent Agenda by title only. Mayor Johnson asked if there were any requests for removal of items from the Consent Agenda from either the Council or audience. There were none. Councilmember Paul moved, Councilmember Benjamin seconded to adopt the Consent Agenda as presented.

Motion Carried.

Motions

Minutes - July 21, 2009 1.

The Council dispensed with the reading of the minutes of the regular meeting of July 21, 2009, and approved them as submitted.

Accounts Payable, Payroll, and Electronic Transfers - August, 2009

2. The Council approved disbursements represented by accounts payable checks numbered _____ through _____ totaling $ inclusive, payroll checks numbered through _____ totaling $_____ inclusive, and electronic transfers totaling _____ and directed that they be paid upon approval of the Auditing Officer and Audit Committee.

Resolutions

Resolution No. R-45-09 - School District/Transit Agreement

3. Resolution No. R-45-09

A RESOLUTION AUTHORIZING THE 2009-2010 SCHOOL YEAR SERVICE EXTENSION FEE AGREEMENT BETWEEN THE CITY OF PULLMAN AND THE PULLMAN SCHOOL DISTRICT NO. 267 FOR THE PURPOSE OF PROVIDING TRANSPORTATION FOR STUDENTS ON THE PULLMAN TRANSIT SYSTEM.

Resolution No. R-45-09 was adopted unanimously.

Resolution No. R-46-09 - Official Newspaper

4. Resolution No. R-46-09

A RESOLUTION ACCEPTING THE BID OF THE MOSCOW-PULLMAN DAILY NEWS FOR LEGAL PUBLICATIONS AND AUTHORIZING THE DESIGNATION OF THE MOSCOW-PULLMAN DAILY NEWS AS THE OFFICIAL NEWSPAPER OF THE CITY OF PULLMAN.

Resolution No. R-46-09 was adopted unanimously.

REGULAR AGENDA

Ordinances and Resolution

Ordinance No. 09-19 - Combining Water System and Sewerage System Utilities

5a. Mayor Johnson announced that an ordinance had been prepared combining the water system and sewerage system utilities into one utility. City Attorney McAloon presented the staff report.

Ordinance No. 09-19 by title only reads as follows:

AN ORDINANCE OF THE CITY OF PULLMAN, WASHINGTON, COMBINING ITS WATER SYSTEM UTILITY AND SEWERAGE SYSTEM UTILITY PURSUANT TO RCW 35.67.331 AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Councilmember Bloom moved, Councilmember Heath seconded to adopt Ordinance No. 09-19. The motion carried unanimously.

Ordinance No. 09-20 - Bond Ordinance

5b. Mayor Johnson announced that an ordinance had been prepared adopting a bond ordinance for the Airport Fire Flow Project and Well #8/Booster #10 Projects. City Attorney McAloon presented the staff report.

Jack McLaughlin, D.A. Davidson, gave a presentation on the bond ordinance stating that Pullman has a AA- rating. He stated that Pullman operates a good utility. He advised the City had received a good interest rate. Mayor Johnson thanked Public Works Director Workman and his staff

on the rating of Pullman's water system. Jeff Nave, Foster Pepper PLLC, stated that the amount of the bonds had been increased by $10,000 from the original ordinance that was in their packet. He also stated that there had been several small changes to the ordinance and he explained the changes.

Ordinance No. 09-20 by title only reads as follows:

AN ORDINANCE OF THE CITY OF PULLMAN, WASHINGTON, SPECIFYING, ADOPTING AND ORDERING THE CARRYING OUT OF PLAN OF ADDITIONS TO AND BETTERMENTS AND EXTENSIONS OF THE CITY'S WATERWORKS UTILITY; PROVIDING FOR THE ISSUANCE OF $2,685,000 PRINCIPAL AMOUNT OF WATER AND SEWER REVENUE BONDS, 2009, OF THE CITY FOR THE PURPOSE OF PROVIDING FUNDS TO PAY PART OF THE COST OF ACQUIRING, CONSTRUCTING AND INSTALLING OF IMPROVEMENTS TO THE CITY'S WATER SYSTEM; FIXING THE DATE, INTEREST RATES, FORM, MATURITIES, TERMS, COVENANTS AND USE OF THE PROCEEDS OF THE BONDS; CREATING AND ADOPTING CERTAIN FUNDS AND ACCOUNTS; PROVIDING FOR THE SALE AND DELIVERY OF THE BONDS TO D.A. DAVIDSON & COMPANY OF SPOKANE, WASHINGTON; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Councilmember Heath moved, Councilmember Bloom seconded to adopt Ordinance No. 09-20. The motion carried unanimously.

Mayor Johnson announced that the Council would take a five-minute recess to sign the ordinance. He adjourned the meeting at 7:48 p.m. He reconvened the meeting at 7:52 p.m.

Resolution No. R-47-09 - Fire Flow System Contract

5c. Mayor Johnson announced that a resolution had been prepared to award the Pullman-Moscow Regional Airport Fire Flow System. Public Works Director Workman presented the staff report stating that the bid was being awarded to Motley-Motley, Inc.

Resolution No. R-47-09 by title only reads as follows:

A RESOLUTION ACCEPTING THE BID OF MOTLEY-MOTLEY, INC. FOR PULLMAN-MOSCOW REGIONAL AIRPORT FIRE FLOW SYSTEM AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

Councilmember Waldrop moved, Councilmember Bloom seconded to adopt Resolution No. R-47-09. The motion carried unanimously.

Councilmember Bloom stated that this project had been a City Council goal for 2007. It is now a reality. Councilmember Waldrop stated that he appreciates all the help and support they received on this project.

Ordinance

Ordinance No. 09-21 - Stormwater

6. Mayor Johnson announced that an ordinance had been prepared relating to stormwater. Rob Buchert, Stormwater Services Program Manager, presented the staff report stating that an ordinance had been before the Council at the July 21 meeting. The Council asked for revisions to be made to the ordinance. Those revisions have been made and the ordinance has been sent out for additional comments.

Councilmember Heath stated she would like to see the words "except in the extremely rare cases" in the last whereas removed. City Attorney McAloon agreed with taking out this wording. Councilmember Wright asked about the wording already being implicit in the ordinance. Councilmembers Heath and Wright made additional comments about removing these words from the ordinance. Councilmember Waldrop thanked everyone for their work on this ordinance and stated that the redraft had captured the intent of the City Council.

Councilmember Waldrop asked that the term "Administrator" be defined under 10.31.020 (1) and change the numbers on the rest of the definitions. He also asked that the term (MS4) be moved to the front of the new No. 7. He had some additional suggestions for 10.31.050 including adding "and charity" after resident in (vii). Councilmember Heath and Waldrop discussed definitions and other possible changes. Public Works Director Workman stated he wanted to be sure we are not overly restricting individual car washes. He did not want to see changes affecting the intent of the ordinance. Councilmember Waldrop withdrew one requested change.

Councilmember Waldrop moved, Councilmember Wright seconded to approve these amendments. The motion carried unanimously.

Ordinance No. 09-21 by title only reads as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PULLMAN, WHITMAN COUNTY, WASHINGTON, RELATING TO STORMWATER, ADOPTING REGULATIONS FOR ILLICIT DISCHARGE DETECTION AND ELIMINATION AND ADDING A NEW CHAPTER 10.31 TO TITLE 10 PUBLIC SERVICES AND UTILITIES OF THE PULLMAN CITY CODE AND OTHER MATTERS PROPERLY RELATED THERETO.

Councilmember Paul moved, Councilmember Benjamin seconded to adopt Ordinance No. 09-21. The motion carried unanimously.

Councilmember Waldrop thanked staff for including the public health nuisance approach in the ordinance.

Motion

Palouse Basin Water Summit

7. Mayor Johnson announced that a motion is requested to authorize $500 as the City's financial contribution to the 5th Annual Palouse Basin Water Summit. Public Works Director Workman presented the staff report stating the Summit has been scaled back due to the economy. He advised the Summit will be held at Schweitzer Engineering.

Councilmember Wright moved, Councilmember Benjamin seconded to authorize the payment of $500 for the Palouse Basin Water Summit. The motion carried unanimously.

Discussions

Current Economic Conditions

8. Mayor Johnson announced that a discussion is scheduled on current economic conditions. City Supervisor Sherman presented the staff report.

He gave a history of recessions and went through current economic conditions of the federal government and State of Washington. He stated that Initiative 1033 would be on the November ballot and explained how it would affect the City, if it passes. City Attorney McAloon also gave an update on Initiative 1033.

City Supervisor Sherman gave a presentation on the current status of the City of Pullman. He advised there will be another round of cuts at WSU, but enrollment is expected to be the same or better than last year. SEL is adding employees and doing well. Wal-Mart passed the appeal period without an appeal being filed and he gave an update on the time frame for the building. He gave an update on several businesses that will be opening soon and gave updates on building permits, CIP projects, and Government Buildings. At the end of his presentation he advised that we are better off than a lot of Washington cities. He stated that City staff is closely monitoring the situation.

Councilmember Heath thanked City Supervisor Sherman for the thoroughness of his reports.

Mid-Year Financial Report

9. Mayor Johnson announced that the mid-year financial report is scheduled. Interim Finance Director Babbitt presented the report. He presented expenditures to date, compared 2008 and 2009 expenditures, gave year-end projections, compared 2008 to 2009 mid-year revenues, and capital expenditure history.

Mayor Johnson thanked Interim Finance Director Babbitt for all his work.

NEW BUSINESS

Mayor Johnson asked if there was any new business from either the Council or audience. There was none.

EXECUTIVE SESSION

Mayor Johnson announced that the Council would adjourn to Executive Session for:

To evaluate the qualifications of an applicant for public employment and to discuss the strategy or position to be taken by the City during the course of collective bargaining or grievance proceedings.

Mayor Johnson adjourned the meeting at 9:00 p.m. and announced that the Council would take a five-minute recess and return after a thirty-minute Executive Session. At 9:35 p.m. Mayor Johnson extended the Executive Session for an additional twenty-five minutes. Mayor Johnson reconvened the regular meeting of the City Council at 10:00 p.m.

ADJOURNMENT

Councilmember Bloom moved, Councilmember Wright seconded to adjourn the regular meeting of the City Council.

Motion Carried.

Mayor Johnson adjourned the regular meeting of the City Council at 10:01 p.m.