

City of Mabton, Washington

City Council

Meeting Minutes

Tuesday, April 26, 2016

Call to Order:

Mayor Mario Martinez called the meeting to order at 7:15 pm

Present:

Council members Sophia Sotelo, Arturo Delafuente, Mark Gourneau, Oping Hutson; and Mayor Mario Martinez. City Administrator Walt Bratton; City Attorney James Carmody; City Engineers David Van Cleve, and Jamin Ankey & Julio Renteria; Scott Miller, Director, Yakima County Emergency Management Services Department; Andy Cervantes (DOH); 3 private citizens; Richard Galland (citizen); Police Chief Claude Cox.

Absent:

Council member Vera Zavala (excused absence was voted on and approved by the city council); and Fire Chief Luke Cussins

Meeting Agenda:

Motion made by Council member Mark Gourneau to approve the meeting agenda; 2nd by Council member Delafuente; motion passed.

Consent Agenda:

Motion was made by Council member Mark Gourneau to approve the consent agenda; 2nd by Council member Hutson; motion passed.

Public Hearing:

None

Old Business:

A. Repealing Ordinances 575, 734 and 756 and approving Ordinance No. 2016-1077:

City Attorney James Carmody elaborated on this agenda item and handed out is legal opinion memorandum based on a follow up per the city council's directive at the last city council meeting on Tuesday, April 12, 2016. After elaborating on his legal opinion he stated that the Ordinance 2016-1077 is ready to be voted on by the governing body. Council member Mark Gourneau made a motion to approve this amended Ordinance; 2nd by Council member Sotelo; motion passed.

New Business:

A. Approval of Resolution No. 2016-06 allowing the Greater Mabton Association (GMA) to use the west modular building of the Mabton Methodist Church in Feezell Park:

City Administrator Walt Bratton elaborated on this item stating that a non-profit organization (i.e. the Greater Mabton Association) has requested to use the West Modular Unit located next to the Mabton Methodist Church (a city owned facility) in Feezell Park for meetings, planning purposes and the public good as part of the annual Mabton Community Days annual festival/special event (which is scheduled for Saturday, June 18, 2016). The Mayor and City Attorney wanted to make clear the following regarding this request to use a city facility by the GMA (this non-profit group/organization):

- Vera Zavala, Oping Hutson & Sophia Sotelo all acknowledge that they are board members and active on the GMA (Greater Mabton Association) non-profit organization as well as members of the city council/governing body
- That the Greater Mabton Association (GMA) will submit a certificate of insurance covering liability for the City of Mabton as well as naming the City of Mabton as an additional insured while the GMA uses the west modular unit for all functions, meetings, and purposes associated with this Resolution 2016-06 (prior to be allowed to use the west modular unit building)
- That the Greater Mabton Association (GMA) submit a refundable deposit in the amount of \$50.00 made payable to the City of Mabton to cover the usage of the west modular unit
- That staff complete a walk-through with the GMA prior to checking out a key for their usage of the west modular unit building
- That the Resolution No. 2016-06 usage date for this approved usage of the Mabton Methodist Church West Modular Unit by the GMA is good through December 31, 2016

Motion was made by Council member Mark Gourneau; 2nd by Council member Delafuente; motion passed.

B. Oath of Office for the Chief of Police:

City Administrator Walt Bratton gave the oath of office to the new Chief of Police Claude Cox.

C. Award of the City wide Water Main & Valve Replacement Project:

City Engineer David Van Cleve elaborated on the bids received today (Tuesday, April 26) at the bid opening. 6 bidders submitted and the lowest responsive and responsible bid was \$1,731,186.98. David Van Cleve elaborated on Schedule A, B & C and each component of this capital improvement infrastructure project. It was the City Engineer's professional opinion because the bid came in approximately 220K below the professional engineer's project estimate to approve all three (Schedule A, B & C). Council member Mark Gourneau made a motion to approve Schedules A, B & C for the Citywide water main replacement project and to have this project awarded to Apollo Inc. for \$1,731,186.98 contingent upon USDA-RD concurring with the bid award; 2nd by Council member Sotelo; motion passed.

Visitors Comments:

- Richard Galland complained about the current water services Ordinance and wanted a ruling on it. City Attorney James Carmody gave his legal opinion/ruling on it and Richard Galland still disagreed with it.

Staff Reports:

- City Administrator Walt Bratton had no report.
- Police Chief Claude Cox spoke about bringing the approval of a Lexipol agreement to the next city council meeting regarding updating and staying abreast of current Law Enforcement Policies/Procedures. The existing Standard Operating Procedures (SOP's) for the Police Department are over 5-years old and need to be updated. WCIA (the City of Mabton insurance carrier) will pay for 50% of the approximately \$2,200 per FY fee for this online Lexipol Law Enforcement Policies/Procedures Manual with the City of Mabton paying for the other half/50%. Chief Cox said there are a lot of changes that will be occurring in the Police Department and cleaning up to do as the new Chief of Police.
- City Attorney James Carmody updated the City Council on the status of the Water Rights Acquisition Project and the meeting held with DOE representatives on Tuesday, April 26, at the

Union Gap office. Things are moving forward on this purchase and acquisition of water rights for the City of Mabton.

Mayor's Report:

- The Mayor updated meeting attendees and the Council on all of the infrastructure projects that will be occurring in town over the next 6+ months and to be patient with construction crews, city engineers and staff. It will be a productive year in Mabton with capital improvements in town. He shared the Veterans April 22, 2016 coin received from the Yakama Indian Reservation. He said the ribbon cutting ceremony for the new WWTF is on hold until the full completion of the Vector Truck Storage Building is completed in May 2016.

Executive Session:

None

Adjournment:

The Mayor adjourned the city council meeting at 8:20 pm

Walt Bratton, City Administrator

Mario Martinez, Mayor