

**GRANDVIEW CITY COUNCIL
COMMITTEE-OF-THE-WHOLE MEETING MINUTES
NOVEMBER 22, 2022**

1. CALL TO ORDER

Mayor Gloria Mendoza called the Committee-of-the-Whole (C.O.W.) meeting to order at 6:00 p.m., in the Council Chambers at City Hall.

The meeting was held in person and was also available via teleconference.

2. ROLL CALL

Present in person: Mayor Mendoza and Councilmembers David Diaz, Jessie Espinoza, Bill Moore (Mayor Pro Tem), Robert Ozuna and Joan Souders

Present via teleconference: Councilmember Javier Rodriguez

Absent: None

Staff present: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Treasurer Matt Cordray, Assistant Public Works Director Todd Dorsett and City Clerk Anita Palacios

3. PUBLIC COMMENT

MainStreet Grandview – Ray Vining, President of MainStreet Grandview provided comments, a copy of which is attached hereto and incorporated herein as part of these minutes.

4. NEW BUSINESS

A. Resolution approving Amendment No. 1 to Task Order No. 2020-02 with HLA Engineering and Land Surveying, Inc., for the Wastewater Treatment Plant (WWTP) Facility Plan

City Administrator Arteaga explained that Task Order No. 2020-02 was originally approved by Council by Resolution No. 2020-14 on March 24, 2022. The Task Order stated that HLA would provide professional engineering services for the preparation of the WWTP Facility Plan. The Scope of Services was outlined in WAC 173-240 including evaluation of the City's existing lift stations. The Amendment to Task Order No. 2020-02 revised the Time of Performance and the Fee for Services to reflect the extended time schedule and increased scope needed to address water reuse and revised treatment process requirements to improve BOD removal and handling of solid. Staff presented Amendment No. 1 to Task Order No. 2020-02 with HLA Engineering and Land Surveying, Inc., for the WWTP Facility Plan with an estimated lump sum fee of \$104,000 (\$64,000 original fee plus \$40,000 for Amendment No. 1).

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Souders, the C.O.W. moved a resolution approving Amendment No. 1 to Task Order No. 2020-02 with HLA Engineering and Land Surveying, Inc., for the Wastewater Treatment Plant (WWTP) Facility Plan to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

B. Resolution adopting the updated Water System Plan

City Administrator Arteaga explained that an approved Water System Plan (WSP) was required by the Department of Health (DOH) and must be updated prior to the plan approval expiration date (formerly every 6 years, now every 10 years). In addition, the City must have an approved WSP in order to qualify for grants, state and/or federal funding. The draft WSP update was presented at the C.O.W. meeting on January 25, 2022 for Council and public review and discussion. DOH completed their review of the draft plan and returned comments to the City on June 28, 2022. DOH comments were addressed, and a second draft WSP was returned to DOH for review on October 17, 2022. The 2016 Water System Plan (WSP) expired April 8, 2022. An updated draft plan has been prepared and reviewed by the City and DOH. The WSP update meets DOH requirements and includes the following:

- Maintenance projects
- Compliance improvements
- Improvements to accommodate growth
- The requirement to drill a new well
- The requirement to construct an additional water reservoir
- A water system financial analysis and estimate of revenue needs to construct recommended system improvements.

DOH notified the City that all comments were addressed and they were ready to approve the final draft WSP update upon formal adoption by the Council.

Discussion took place.

On motion by Councilmember Ozuna, second by Councilmember Diaz, the C.O.W. moved a resolution adopting the updated Water System Plan to the November 22 ,2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

C. Ordinance amending Grandview Municipal Code Section 13.28.160 Extension of Water Mains/Sewer Lines (Latecomer Agreements)

City Administrator Arteaga explained that latecomer agreements, also referred to as recovery

contracts, reimbursement agreements, or assessment reimbursement contracts, allow a property owner who has installed street or utility improvements to recover a portion of the costs of those improvements from other property owners who later develop property in the vicinity and use the improvements. The State of Washington updated the provisions found in Chapter 35.91 RCW – Municipal Water and Sewer Facilities Act. Said changes necessitate the need for the City to update Grandview Municipal Code (GMC) Section 13.28.160 Extension of Water Mains/Sewer Lines pertaining to latecomer agreements. From review and comparison of the GMC with the RCW, staff recommended the following revisions to the GMC be considered:

- Paragraph 13.28.160 B.: Change the 15-year reimbursement period to 20 years to match the RCW.
- Paragraph 13.28.160 B.: Add the following, “The contract shall include additional provisions as described in RCW 35.91.020.”
- Paragraph 13.28.160 C. 1.: In the second sentence, remove the wording “which rate would be reduced one-fifteenth each year to compensate the latecomer for the life of the line.”

Discussion took place.

On motion by Councilmember Diaz, second by Councilmember Souders, the C.O.W. moved an Ordinance amending Grandview Municipal Code Section 13.28.160 Extension of Water Mains/Sewer Lines (Latecomer Agreements) to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

D. Resolution approving Task Order No. 2022-06 with HLA Engineering and Land Surveying, Inc., for the Wine Country Road and McCreadie Road Utilities

Mayor Mendoza recused herself as the chair as she owns commercial property that would benefit from the utility extension as part of the Wine Country Road and McCreadie Road Roundabout.

City Administrator Arteaga explained that the City received funding from the Supporting Investments in Economic Development (SIED) Advisory Board for new domestic water and sanitary sewer improvements to the Wine Country Road and McCreadie Road intersection. The utility project would include approximately 700 linear feet of new sanitary sewer main, manholes and connections to existing sewer mains, and approximately 200 linear feet of new domestic water main, including connections to existing water mains and related work. The Wine Country Road and McCreadie Road Utilities project would be completed as a part of two separate schedules of work during the Transportation Improvement Board (TIB) Wine Country Road and McCreadie Road Roundabout project: one schedule for domestic water system improvements, and one for sanitary sewer system improvements. Engineering design work would begin immediately following Task Order approval. Construction was anticipated to occur in 2023. Staff presented Task Order No. 2022-06 with HLA Engineering and Land Surveying, Inc., to provide

professional engineering and land surveying services for the Wine Country Road and McCreadie Road Utilities. The estimated fees for services in the amount of \$40,400 (\$10,100 for water system improvements and \$30,300 for sewer system improvements).

Discussion took place.

On motion by Councilmember Ozuna, second by Councilmember Souders, the C.O.W. moved a resolution approving Task Order No. 2022-06 with HLA Engineering and Land Surveying, Inc., for the Wine Country Road and McCreadie Road Utilities to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

E. Resolution authorizing application to the Washington State Department of Health Drinking Water State Revolving Fund (DWSRF) for a construction loan to fund a new water reservoir

City Administrator Arteaga explained the new Water Storage Reservoir Improvements. The City's water system needed additional reservoir storage capacity. This improvement project was identified in the updated Water System Plan. During the October 24, 2022, Special Budget meeting, the project was discussed as an important upcoming improvement. Preliminary discussions have begun with the Grandridge Development property owner to acquire property needed to construct the proposed new reservoir. The Department of Health was currently accepting applications through the Drinking Water State Revolving Fund (DWSRF) construction loan program. Applications were due by November 30, 2022. The proposed reservoir storage improvement project was estimated to cost approximately \$11.8 million. This project was planned to be funded through a combination of City reserves and low-interest loans. It was recommended that Council authorize City staff to apply for up to \$9 million in DWSRF construction loan funding for this project.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Espinoza, the C.O.W. moved a resolution authorizing application to the Washington State Department of Health Drinking Water State Revolving Fund (DWSRF) for a construction loan to fund a new water reservoir to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

F. Resolution authorizing the Mayor to sign a Professional Service Agreement with the Yakima Valley Conference of Governments for the Yakima Valley Local Crime Lab

City Administrator Arteaga explained that at the November 8, 2022 C.O.W. meeting, Vicki Baker, Deputy Director of the Yakima Valley Conference of Governments (YVCOG) provided a presentation on the Yakima Valley Local Crime Lab (LCL). Following discussion, the C.O.W. directed staff to present the Yakima Valley Local Crime Lab Professional Service Agreement with the Yakima Valley Conference of Governments for consideration at the November 22, 2022 C.O.W. meeting.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Souders, the C.O.W. moved a resolution authorizing the Mayor to sign a Professional Service Agreement with the Yakima Valley Conference of Governments for the Yakima Valley Local Crime Lab to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

G. Ordinance establishing an Emergency Medical Services proprietary fund

City Treasurer Cordray explained that in 2021, the City established an Ambulance Utility Fee. Charging this fee changes the Emergency Medical Services to a proprietary fund for state accounting purposes. All revenues, expenditures and balances need to be moved from the 100 Fund series to the 400 Fund series. This ordinance would satisfy that requirement. There were no changes to the budget amounts. City staff would move revenues, expenditures and fund balances from Fund 105 to Fund 405.

Discussion took place.

On motion by Councilmember Diaz, second by Councilmember Moore, the C.O.W. moved an ordinance establishing an Emergency Medical Services proprietary fund to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

H. Ordinance amending the 2022 Annual Budget

City Treasurer Cordray explained that staff monitoring and review of fund and department budgets identified numerous budget accounts to be amended. An ordinance was prepared to provide for the amending of the 2022 Annual Budget to accommodate the changes in sources and uses. By Fund the highlights of the budget changes were:

- American Rescue Plan Act Fund: Increase appropriations for YVCOG Local Crime Lab. Net effect was a decrease to estimated ending fund balance.
- Emergency Medical Services 105 Fund: Decrease all revenues and move to Fund 405. Decrease all expenditures and move ending fund balance to Fund 405. Net effect was a decrease to estimated ending fund balance.
- Emergency Medical Services 405 Fund: Increase all revenues and add beginning fund balance from Fund 105. Increase all expenditures from Fund 105. Net effect was an increase to estimated ending fund balance.
- Solid Waste Fund: Increase appropriations for Office and Operating Supplies and Miscellaneous – Tipping Fees. Net effect was a decrease to estimated ending fund balance.

Discussion took place.

On motion by Councilmember Ozuna, second by Councilmember Espinoza, the C.O.W. moved an Ordinance amending the 2022 Annual Budget to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

I. Ordinance adopting the budget and confirming tax levies for revenue to carry on the government for the fiscal year ending December 31, 2023

City Treasurer Cordray explained that during the months of August through November, there were numerous staff reviews, budget discussions and City Council special meetings regarding the 2023 preliminary budget.

Discussion took place.

On motion by Councilmember Espinoza, second by Councilmember Moore, the C.O.W. moved an ordinance adopting the budget and confirming tax levies for revenue to carry on the government for the fiscal year ending December 31, 2023 to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes

- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

J. Ordinance amending the City of Grandview 2023 non-union salary schedule

City Treasurer Cordray explained that during the months of August through November, there were numerous staff reviews, budget discussions and City Council special meetings regarding the 2023 preliminary budget.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Souders, the C.O.W. moved an ordinance amending the City of Grandview 2023 non-union salary schedule to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

K. Resolution accepting the bid and authorizing the Grandview Herald as the Official City Newspaper for the year 2023

City Clerk Palacios explained that RCW 35.23.352(7) provided that bids were required to secure the services of the official newspaper. Bids to serve as the Official City Newspaper for the year 2023 were opened on November 16, 2022. The City received two (2) bids from the Grandview Herald and Sunnyside Sun. The bids were as follows:

<u>Newspaper</u>	<u>Type of Publication</u>	<u>Rate (per column inch)</u>
Grandview Herald	Legal Notices	\$7.25
	Display Advertising	\$8.75
Sunnyside Sun	Legal Notices	\$7.75
	Display Advertising	\$11.50

Discussion took place.

On motion by Councilmember Ozuna, second by Councilmember Diaz, the C.O.W. moved a resolution accepting the bid and authorizing the Grandview Herald as the Official City Newspaper for the year 2023 to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes

- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

L. Resolution authorizing the Mayor to sign a Public Defender Agreement for conflict indigent defense counsel with Everett Family Law, LLC

City Clerk Palacios explained that the City contracts with Yakima County District Court for municipal court services. Under the terms of the contract, the City must provide indigent defense services to indigent defendants. In the event of a conflict with the current public defender, the City must also provide alternate counsel for indigent defendants. Staff negotiated contract terms with Everett Family Law, LLC, to provide conflict indigent defense counsel. It would be in the best interest of the City to negotiate a contract with Everett Family Law, LLC, to provide conflict indigent defense counsel.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Souders, the C.O.W. moved a resolution authorizing the Mayor to sign a Public Defender Agreement for conflict indigent defense counsel with Everett Family Law, LLC to the December 13, 2022 regular meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Espinoza – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

5. OTHER BUSINESS

Infrastructure Projects 2015–2023 – Mayor Mendoza distributed an updated Infrastructure Projects map depicting projects from 2015-2023.

6. ADJOURNMENT

On motion by Councilmember Moore, second by Councilmember Ozuna, the C.O.W. meeting adjourned at 6:55 p.m.

Mayor Gloria Mendoza

Anita Palacios, City Clerk