

MOSES LAKE CITY COUNCIL

February 8, 2022

CALL TO ORDER

The regular meeting of the Moses Lake City Council was called to order at 7:00 p.m. by Mayor Hankins with audio remote access. Special notice for attendance and citizen comment were posted on the meeting agenda.

ROLL CALL

Present: Mayor Hankins; Deputy Mayor Myers; Council Members Fancher, Eck, Martinez, Swartz, and Madewell.

PLEDGE OF ALLEGIANCE

Deputy Mayor Myers led the Flag Salute.

AGENDA APPROVAL

Action taken: Council Member Eck moved to approve the Agenda as presented, second by Council Member Fancher. The motion carried 7 – 0.

2022 COUNCIL CEREMONIAL OATH OF OFFICE

Superior Court Judge Anna Gigliotti administered an Oath of Office to Council Member Madewell.

SUMMARY REPORTS

MAYOR'S REPORT

Homeless

Mayor Hankins discussed the importance of having the sleep center due to the 9th Circuit Court decision that allows camping on public property if the resource is not provided.

CITY MANAGER'S REPORT

Introduction of New Finance Director

An introduction was given of the new Finance Director Madeline Prentice.

Fire Service Pins and Awards

Fire Chief Brett Bastian issued years of service pins, administered Oaths of Duty, awarded the Paramedic and Firefighter of the Year, and announced his recent commendation medals.

Port of Moses Lake Railroad Project Update

Milt Miller, Facilities Director with the Port of Moses Lake, provided an update on the Railroad Project that started around 2007-2008. The Port has secured \$30 million in funding for this project which is anticipated to be open for bid this fall and completed in 2024. Segment 2, which would connect the line to SGL or Genie, is on hold until there is a customer that truly wants it. The core of the project is Segment 1 which is the new line connecting behind Ameristay and the rehabilitation of Segment 3 which would reach the fuel farms at the Port.

MLIRD Joint Water ILA Update

City and MLIRD staff are coordinating an agreement that provides for the early planning and cooperation to transition from drinking water to lake water for irrigation. MLIRD Board Member Kaj Selmann shared their enthusiasm for partnering with the City and getting the irrigation plan from the lake under way.

Ad Hoc Homeless Committee Recommendation

The Ad Hoc Homeless Committee recommended to move forward with the feasibility study to have a plan eligible for funding and determine options for the location of a permanent sleep center. Council commented on the timeliness to establish a new site before the lease expires at the temporary location on September 30, 2023, to avoid any disruption of services.

Action taken: Council Member Swartz moved to move forward with the relocation of the sleep center without the feasibility study, second by Council Member Madewell. The motion failed 3 – 4. Mayor Hankins, Deputy Mayor Myers, Council Members Eck and Martinez were opposed.

Action taken: Council Member Martinez moved to move forward with the feasibility study with the focus on relocation of the sleep center, second by Council Member Eck. The motion carried 4 – 3. Council Members Madewell, Swartz, and Fancher were opposed.

Sleep Center Security Contract Termination

There have been several issues with the performance of the current security company. Staff has vetted Phoenix Protective Corporation to replace the current vendor following the required 30-day written notice.

Action taken: Deputy Mayor Myers moved to terminate the Sleep Center Security Contract and begin a contract with Phoenix Security, as presented, second by Council Member Martinez. The motion carried 7 – 0.

PUBLIC HEARING

#1 Blanchet Rd. Right-of-Way Vacation Ordinance 3000

Rick Penhallurick requests to vacate a Right-of-Way (ROW) adjacent to two of his properties. Council adopted Resolution 3875 on January 11 to set the hearing date and staff posted the notice of hearing as required by state statute. Mayor Hankins opened the Public Hearing at 8:05 p.m. There was no public testimony, and the hearing was closed. The City will maintain a 10 ft. utility easement on the property and will use half of the proceeds for improvements at Harrison-Dano Park.

Action taken: Council Member Eck moved to adopt Ordinance 3000 as presented, second by Council Member Swartz. The motion carried 6 – 0. Council Member Fancher recused himself from the vote.

CITIZEN'S COMMUNICATION

Homeless Shelter Location

Seth Haberman of 1001 N. Grape Dr. provided comments remotely on the present homeless issues that his school/church are currently having and his concern with the proposed location for the transitional campus.

CONSENT AGENDA

- #2
 - a. City Council meeting minutes dated January 25, 2022
 - b. Claim ACH 112-121 in the amount of \$288,915.07 Checks 154955 – 155133 in the amount of \$1,793,000.56; Payroll Checks 64203 through 64209 in the amount of \$2,963.83; and Electronic Payments dated February 4, 2022, in the amount of \$480,981.70.
 - c. Herring Water Rights PSA Extension
 - d. Accept Village Park Easement Resolution 3880
 - e. Drone Policy Resolution 3881
 - f. Multi Agency Training US Forest Service ILA
 - g. Police Tactical Response Team ILA
 - h. Accept Intermountain Playground Project
 - i. Accept Building Demo Projects
 - j. Americold Industrial Wastewater Permit

Action taken: Council Member Madewell moved to approve the Consent Agenda as presented, second by Council Member Fancher. The motion carried 7 – 0.

OLD BUSINESS

- #3 Railroad Right-of-Way Crab Creek Crossing ILA
The Port of Moses Lake has been working on the development of a new route for rail (Realignment) to access the Port of Moses Lake properties, Grant County International Airport, and other industrial properties along its route. The City will be the permitting agency for the new Crab Creek crossing project, and this will be the first agreement of several as the entities move through the process to permit and build each segment.

Action taken: Council Member Fancher moved to approve the Railroad Right-of-Way Crab Creek Crossing ILA as presented, second by Council Member Swartz. The motion carried 7 – 0.

NEW BUSINESS

- #4 Award Well 34 Pump Test
Staff opened bids for the Well 34 Pump Test Project on January 20, 2022. The City received two bids for the project. Empire Well Drilling submitted the low bid in the amount of \$81,300.00. The Engineer’s Estimate was \$99,218.52. Empire Well Drilling has all of their licenses in place with the State and is judged to be a responsible bidder per State requirements.

Action taken: Council Member Swartz moved to award the Well 34 Pump Test as presented, second by Council Member Fancher. The motion carried 7 – 0.

#5 Award Miscellaneous Sewer Repairs

Staff opened bids for the Miscellaneous Sewer Repairs Project on January 26, 2022. The City received six bids for the project. POW Contracting submitted the low bid in the amount of \$437,724.62. The Engineer's Estimate was \$658,204.80. POW Contracting has all of their licenses in place with the State and is judged to be a responsible bidder per State requirements.

Action taken: Deputy Mayor Myers moved to award the Miscellaneous Sewer Repairs as presented, second by Council Member Martinez. The motion carried 6 – 0. Council Member Eck was absent for the vote.

#6 Reject Reservoir 2 Painting Bids

Staff opened bids for the Reservoir 2 Painting Project on January 27, 2022. The City received six bids for the project. The two lowest bids submitted were for the amounts of \$241,721.16 and \$302,847.92. The Engineer's Estimate was \$344,603.60. Staff is recommending that the process for submitting supplemental bidder criteria be updated in the contract documents in order to reflect a clearer process for bidders and incorporates all legal requirements, and therefore all bids be rejected.

Action taken: Council Member Martinez moved to reject any and all bids for the Reservoir 2 painting as presented, second by Mayor Hankins. The motion carried 7 – 0.

#7 Extra Territorial Agreement Policy Discussion

City staff are developing a policy that provides clarification and guidance for processing Extra Territorial Agreements. The process will include how they should be presented to City Council for consideration of approval for new and expired agreements in order to sustain services for growth in the city limits.

#8 2022 Water System Plan Development

There were five proposals received from to prepare the 2022 Water System Plan. The selection team found RH2 to be most qualified for the work. However, the negotiated fees were much higher than expected and the provided scope of work did not include the critical long term irrigation plan chapter. Municipal Services Director Bren is requesting Council approve staff to conduct the work to develop the Water System Plan.

Action taken: Council Member Eck moved to approve staff development of the 2022 Water System Plan as presented, second by Council Member Swartz. The motion carried 7 – 0.

#9 2022 Wastewater System Plan Consultant Selection

On November 2, 2021, the Municipal Services Department Engineering Division advertised a Request for Qualifications for engineering consultants interested in creating an updated Comprehensive Wastewater System Plan. Staff scored qualifications from two consultants that formally responded to the request and selected Keller & Associates.

Action taken: Council Member Eck moved to award the consulting contract to Keller & Associates as presented, to include the addition of the task to interview stakeholders, second by

Council Member Swartz. The motion carried 7 – 0.

#10 Build on Unplatted Ashley-Ries Resolution 3882

There has been a request from Christopher Ries on behalf of Kimberly Ries-Ashley and Justin Ashley to build on unplatted property at 2114 W. Broadway Ave. An attorney’s office is currently located on APN 11087000, and a greenhouse is located on APN 110462000. In order to comply with MLMC 13.07.060(B), the applicants have agreed to consolidate the two lots that the attorney’s office is not on, so that water can be supplied to the greenhouse from the existing water connection. Per MLMC 13.05.150(B), the greenhouse is not required to connect to the City’s sewer system. Attorney Chris Ries spoke in favor of the proposed Resolution.

Action taken: Council Member Fancher moved to adopt Resolution 3882 as presented, second by Council Member Eck. The motion carried 7 – 0.

ADMINISTRATIVE REPORTS

Community Development Project List

The most recent Community Development project list was provided in the packet.

Parks 2022 SEEK Grant from AWC, WRPA, and OSPI

The Recreation Division applied for a second round of SEEK (Summer Experiences & Enrichment for Kids) grant funding from WRPA (Washington Recreation & Parks Association). They will receive \$63,378.09 to be used to start a Mobile Rec Program and expand the Water Safety Program.

Walkability/Movability Action Institute (WA WAI) Program

WA State Department of Health has selected QuadCo RTPO, Grant Transit Authority, and the Grant County Health District teams to attend the May Institute to develop action plans and implement policy, systems, and environmental strategies to create equitable access to activity-friendly environments and walkability. Deputy Mayor Myers will be representing as the City’s elected official and Director on GTA Board. Staff members from Parks and Engineering were also named as Team Members on behalf of the City.

COUNCIL COMMUNICATIONS AND REPORTS

Council Member Martinez thanked Council and Staff for the invite to be on the Council Ad Hoc Homeless Committee.

ADJOURNMENT

The regular meeting was adjourned at 8:56 p.m.

Mayor Deau Hankins

Dean Hankins, Mayor



Debbie Burke

ATTEST

Debbie Burke, City Clerk

Signature Certificate

Reference number: WD39Y-IA9ER-Q8HYG-QJALK

Signer	Timestamp	Signature
Mayor Dean Hankins Email: dhankins@cityofml.com Shared via link Sent: 23 Feb 2022 17:28:48 UTC Viewed: 24 Feb 2022 00:10:06 UTC Signed: 24 Feb 2022 00:10:23 UTC		 IP address: 136.143.151.109 Location: Moses Lake, United States
Debbie Burke Email: dburke@cityofml.com Shared via link Sent: 23 Feb 2022 17:28:48 UTC Viewed: 24 Feb 2022 17:46:06 UTC Signed: 24 Feb 2022 17:50:18 UTC		 IP address: 63.135.54.162 Location: Moses Lake, United States

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24 Feb 2022 17:50:18 UTC

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