

**CITY OF MOXEE, WASHINGTON
REGULAR COUNCIL MEETING
JULY 11, 2019
COUNCIL CHAMBERS – CITY HALL**

Mayor LaBree opened the Regular Council Meeting at 7:00 PM.

Present:

Council: Mayor Greg LaBree and Council Members: Maravell Gonsioroski, LeRoy Lenseigne, Rob Layman and Larry Frank
Staff: Byron Adams, City Supervisor, Kristi Heilman, City Clerk-Treasurer and Police Chief Jeff Burkett
Absent: Tom Hatstrup
Guests: Gary Giedra, David Geer, Skyler Sexton, Tiffany Sexton, Michael Sexton, Nica Mendoza, Holly Sharp, Brad Fortier, Dave Mullen and David Roy

1. APPROVAL OF MINUTES FROM JUNE 13 2019 CITY COUNCIL MEETING

Mayor LaBree asked if there were any corrections, additions or omissions to the minutes of June 13, 2019. There were none.

ACTION NO. 1 Council member Lenseigne made a motion to accept the minutes as prepared. Council member Gonsioroski seconded the motion. The motion carried.

2. RESOLUTION 2019-08 A RESOLUTION DECLARING CERTAIN CITY PROPERTY AS SURPLUS

City Supervisor Adams noted that this is a list of old equipment that has accumulated at City Hall and needs to be disposed of and a piece of City owned property that needs to be declared as surplus. Mayor LaBree read Resolution 2019-08, a Resolution declaring certain City property as surplus and ready for disposal.

ACTION NO. 2 Council member Frank made a motion to adopt Resolution 2019-08 a Resolution declaring certain City property as surplus and ready for disposal. Council member Gonsioroski seconded the motion. The motion carried.

3. REVIEW PROPOSED PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF MOXEE AND JIM AND ELLEN ROY

City Supervisor Adams noted that at the last Council meeting during an executive session the Council entertained an offer for this piece of City owned property. A Purchase and Sale Agreement has been drawn up for the purchase price of \$735,000. Adams noted that this Purchase and Sale Agreement is the typical agreement that the City has used in the past. Adams is seeking Council's approval of the Purchase and Sale agreement between the City of Moxee and Jim and Ellen Roy in the amount of \$735,000.

ACTION NO. 3 Council member Gonsioroski made a motion to approve the proposed Purchase and Sale Agreement between the City of Moxee and Jim and Ellen Roy in the amount of \$735,000. Council member Lenseigne seconded the motion. The motion carried.

4. RESOLUTION 2019-09, A RESOLUTION AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS RELATING TO THE SALE OF CITY OWNED PROPERTY

Adams noted that with this resolution he is seeking Council's authorization for the Mayor to sign all documents relating to the sale of the City owned property. Mayor LaBree read resolution 2019-09, a Resolution authorizing the Mayor to sign all documents relating to the sale of City owned property.

ACTION NO. 4 Council member Layman made a motion to adopt Resolution 2019-09 a Resolution authorizing the Mayor to sign all documents relating to the sale of City owned property. Council member Frank seconded the motion. The motion carried.

5. RESOLUTION 2019-10 A RESOLUTION DECLARING THE INTENT OT VACATE A PORTION OF SCHOOL ROAD RIGHT OF WAY.

City Supervisor Adams stated that since the City has constructed Duffield Road to become the East/West connection to Ekelman Road, the City no longer needs to maintain School Road and therefore has determined that the right of way on the east end of School Road should be vacated. Mayor LaBree read Resolution 2019-10, a Resolution declaring the City's intent to vacate a certain portion of right of way known as School Road, west of Beaudry Road.

ACTION NO. 5 Council member Lenseigne made a motion to adopt Resolution 2019-10 a Resolution declaring the City's intent to vacate a certain portion of right of way known as School Road, west of Beaudry Road. Council member Gonsioroski seconded the motion. The motion carried

6. RESOLUTION 2019-11 A RESOLUTION ADOPTING A FINANCIAL POLICY RELATED TO PURCHASING PROCEDURES

City Supervisor Adams noted that during last year's Federal Single audit there was a recommendation by the Auditors that related to the City having a written formal Financial Policy related to purchasing procedure as required by the Federal Uniform Guidance procurement regulations. Adams noted that the City has always followed these guidelines but did not have a formal written policy in place. Adams verified that the Council did receive a copy of the proposed Financial Policy prior to this meeting. Mayor LaBree read Resolution 2019-11, a Resolution approving the City of Moxee Purchasing Procedures.

ACTION NO. 6 Council member Layman made a motion to adopt Resolution 2019-11 a Resolution approving the City of Moxee Purchasing Procedures. Council member Frank seconded the motion. The motion carried

7. EAST VALLEY COMMUNITY ENHANCEMENT ASSOCIATION 2019 HOP FESTIVAL UPDATE

Holly Sharp handed out a draft version of events scheduled for the Main Stage and Beer Garden. Once again, the EVCEA is seeking the City's permission to hold the Annual Moxee Hop Festival in the Moxee City Park. The dates of the Festival will be August 1, 2 & 3. Phoenix Security will again be providing security services in the Beer Garden and the Teen Swim party at the pool was such a success last year that they are planning it again for this year.

ACTION NO. 7 Council member Lenseigne made a motion to approve the Annual Moxee Hop Festival, put on by the EVCEA, to be held at the Moxee City Park August 1, 2, & 3. Council member Frank seconded the motion. The motion carried.

8. REVIEW AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF MOXEE AND YAKIMA COUNTY FOR RIGHT OF WAY SERVICES.

City Supervisor Adams reported that the City is ready to move into Phase 2 of the Morrier Lane Extension project which is the Right of Way phase. The City's current agreement for Right of Way Services with Yakima County has expired and this agreement will renew the same Interlocal Agreement with Yakima County. Adams is seeking Council to authorize the Mayor to sign the Interlocal Agreement between the City of Moxee and Yakima County for Right of Way Services.

ACTION NO. 8 Council member Frank made a motion authorizing the Mayor to sign an Interlocal Agreement between the City of Moxee and Yakima County for Right of Way Services. Council member Lenseigne seconded the motion. The motion carried.

9. REQUEST TO REMOVE TRESPASS ORDER FROM THE PARK

Tyler Sexton addressed the City Council requesting his trespass order from the park to be lifted. Mr. Sexton stated that he has been staying out of trouble and has gotten a job and hopes his actions will show the Council that he should be allowed back into the Moxee City Park. Chief Burkett noted that Moxee Police Department has not had any incidents involving Mr. Sexton, but still has some reservations. Mayor LaBree and the Council decided to lift the trespass order for Mr. Sexton but told him that this was his last chance. Any more incidents will cause a permanent trespass from the Moxee City Park to be placed on him.

10. APPROVE ACCOUNTS PAYABLE & PAYROLL CHECKS AS IDENTIFIED ON THE CLERK'S JOURNAL

Claims Check Number 34461 through 34468 plus any direct deposits in the amount of \$123,288.49, dated 6/19-6/30/2019 and numbers 34469 through 34526 in the amount of \$104,025.71 dated 7/11/2019. Payroll Check numbers 28758 through 28801 plus any direct deposits in the amount of \$92,212.87 dated June 28, 2019.

ACTION NO. 9 Council member Gonsioroski made a motion to approve the above-mentioned checks. Council member Layman seconded the motion. The motion carried.

OTHER BUSINESS:

4th of July/Fireworks

Brad Fortier who lives on N. Chinook St voiced his concerns about the discharging of fireworks in the City of Moxee. He is concerned with the large influx of people who do not live in Moxee and crowded conditions in his neighborhood as well as the mess left in the streets. He suggested that fireworks sale hours/days be more restricted and perhaps only allow fireworks to be discharged in the City Park. City Supervisor Adams noted that several years ago fireworks were allowed in the City Park but that has since been disallowed due to the huge clean up expense and safety concerns due to the lack of space. Dave Mullen suggested that the City issue clean up notices to residents who have not cleaned up their property. Chief Burkett of the Police Department stated his staff was out in full force on the 4th of July and was busy responding to calls that came in. The Mayor stated that he is always getting comments from people thanking the City of Moxee for allowing the discharge of fireworks on the 4th of July. Adams also stated that any changes to the current fireworks ordinance cannot be enforced until after one year of passage as per state law.

Resident Complaint:

Gary Giedra raised some concerns about speeding vehicles on E. Charron Road, where he lives, and registered a complaint regarding a neighbor who is violating City code by continuing to run a landscaping business out of his home in a residential zone. He noted that they are not considerate of the neighbors and running equipment at all hours. City Supervisor Adams noted that they have been in contact with the resident and they will be taking action on the problem.

ADJOURNMENT

ACTION NO. 10

Council member Lenseigne made a motion to adjourn the Regular Council meeting at 7:43 PM. Council member Layman seconded the motion. The motion carried.

ATTEST:



CITY CLERK-TREASURER



MAYOR GREG LABREE



LARRY FRANK

Absent


TOM HATTRUP



MARAVELL GONSIOROSKI



LEROY LENSEIGNE



ROB LAYMAN