

KELSO CITY COUNCIL AGENDA

REGULAR MEETING at 7:00

January 5, 2010

203 S Pacific

Kelso, WA 98626

**** Special accommodations for the handicapped are available by special arrangement through the City Manager's Office, (360) 577-3301.
For hearing impaired call (360) 423-0900.****

Invocation

Call to Order

Roll Call to Council Members

Approve Minutes

- 1. December 15, 2009
Regular Council Meeting**

Oath Of Office

- 1. Council Member Karnofski
Council Member McDaniel
Council Member Roberson**

Election of Mayor

KSD Student Representative

- 1. Joey Tagliarino
ASB President**

Citizen Business

Consent Items

Council Business

- 1. Re-Appointment
Library Board
Bob Farr, Term Ending 12/31/2014**

Motion Items

- 1. Consideration
Supplemental Budget Agreement Re: West Main Re-Alignment**

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Other Items

- City Manager Richards Report
- Staff/Dept Head Reports
- Council Reports
- Other Business
- Executive Session

**KELSO CITY COUNCIL
7:00 P.M.**

**DECEMBER 15, 2009
REGULAR MEETING**

Pastor Nic Buhler, Kelso First Assembly of God Church, gave the invocation. Mayor David Futcher led the flag salute. The Regular Meeting of the Kelso City Council was called to order by Mayor Futcher. Councilmembers in attendance were: Futcher, McDaniel, Myers, Schimmel, and Karnofski. Councilmember Malella was absent. (Councilmember Roberson arrived later).

Minutes: Upon motion by Councilmember Myers, seconded by Councilmember Schimmel, 'Approve the minutes of the 12/1/09 Special Workshop Meeting, the 12/1/09 Regular Meeting, and the 12/8/09 Special Meeting,' motion carried, all voting yes.

CONSENT ITEMS:

- **Auditing of Accounts:** \$1,681,801.18
- **Liquor License Renewals:** 1) Last Chance Tavern, 1107 N. Pacific; 2) Red Lion Hotel, 510 Kelso Drive; 3) Rite Aid #5287, 230 Kelso Drive; 4) 13th Avenue Mini Mart, 1821 13th Avenue; 5) Shari's of Kelso, 205 S. Kelso Drive; 6) Tim's Bar & Grill, 213 Allen Street; 7) El Tucan, 409 S. Pacific
- **Update to Right of Way Property Acquisition Procedures**

At the request of the Police Department, Mayor Futcher removed El Tucan from the Consent Agenda. Upon motion by Councilmember McDaniel, seconded by Councilmember Myers, 'Approve the Consent Agenda, with the removal of El Tucan, and the Auditing of Accounts in the amount of \$1,681,801.18,' motion carried, all voting yes.

MOTION ITEMS:

Ordinance (1st Reading) – Vacating a Portion of Parrott Way: The Deputy City Clerk read the proposed ordinance by title only. Upon motion by Councilmember Karnofski, seconded by Councilmember McDaniel, 'Pass on 1st Reading, 'AN ORDINANCE OF THE CITY OF KELSO VACATING A PORTION OF PARROTT WAY WHICH HAS BEEN ABANDONED.' Public Works Director David Sypher had a map available for Councilmembers to view. Motion carried, all voting yes.

Ordinance No. 09-3722 – 2009/2010 Mid-Biennium Budget Revision: The Deputy City Clerk read the proposed ordinance by title only. Upon motion by Councilmember Schimmel, seconded by Councilmember Myers, 'Adopt Ordinance No. 09-3722, 'AN ORDINANCE OF THE CITY OF KELSO AMENDING THE 2010 BUDGET TO REFLECT REVENUES AND APPROPRIATE FUNDS TO COVER EXPENDITURES OVER AND ABOVE THOSE ANTICIPATED AT THE TIME SAID BUDGET WAS ADOPTED,' motion carried, all voting yes.

Resolution No. 09-1011 – Fixing Rates for Garbage Service: The Deputy City Clerk read the proposed resolution by title only. Upon motion by Councilmember Myers, seconded by Councilmember McDaniel, ‘Pass Resolution No. 09-1011, ‘A RESOLUTION FIXING THE RATES TO BE CHARGED BY THE CITY OF KELSO FOR FURNISHING GARBAGE SERVICE, EFFECTIVE JANUARY 1, 2010.’ Mayor Futcher said citizens would see an increase of 2% for their garbage service for 2010. It was pointed out that citizens have not had an increase in garbage rates for ten years.

Anthony Currena, 803 S. 6th, spoke from the audience. He asked if citizens are charged more if their can is overfilled. Mayor Futcher said Kelso citizens are charged a flat rate and are not charged more if the can is overfilled.

Motion carried, all voting yes.

Resolution No. 09-1012 – Authorizing a Temporary Loan to the Arterial Street

Fund: The Deputy City Clerk read the proposed resolution by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Schimmel, ‘Pass Resolution No. 09-1012, ‘A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELSO AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE ARTERIAL STREET FUND AND PROVIDING FOR REPAYMENT OF SUCH LOAN.’ Mayor Futcher explained to the public that this is a temporary loan to ensure that the Arterial Street Fund will maintain a positive cash position at yearend. These projects are funded through grants; however, they won’t be received until next year. Motion carried, all voting yes.

APPOINTMENTS:

With Council’s consensus, Mayor Futcher made the following appointments:

Housing Authority

Betty Wilson-Term Ending 1/1/2014
Jackie Collins-Term Ending 1/1/2015

Highlander Festival Commission

Cory Mugaas-Term Ending 12/31/2013

Library Board

Richard Philbrook-Term Ending 12/31/2014

Park Board

Scott Derosier-Term Ending 12/31/2013
Jerry Phillips-Term Ending 12/31/2010
Pamela Jo Enbusk-Term Ending 12/31/2011

MANAGER'S REPORT:

Dennis Richards: 1) It is nice to be back from vacation even though there is about a fifty degree difference in the temperature. 2) Councilmember Myers and I met with some folks from AMTRAK today at the depot. They are traveling to train depots all over the country because they have stimulus money that can be used. On our behalf, they are putting in for a new roof, new security system, railing, decking, and upgrades to the handicapped accessible areas at the depot. We should hear the outcome sometime next year. 3) Happy Holidays!

Councilmember Roberson arrived at 7:10 p.m.

STAFF REPORTS:

David Sypher: 1) David spoke about funding options for the upcoming water infrastructure improvements, which include a reservoir and waterline replacements. Currently the two funding options are bonding or a loan from the Department of Health, or a combination of both. The Department of Health loan has an interest rate of zero to ½ percent; however, this loan program will not be awarded until spring or early summer. Staff will do an analysis and get back to council on the best financing option. 2) Merry Christmas!

Michael Kerins: 1) Around the first of the year we should be getting an application for construction of an 18,000 square-foot manufacturing facility on property located on Talley Way. 2) Earlier today, we made an offer on our first piece of real estate, a foreclosed home, under the Neighborhood Stabilization Program. An agent with Century 21 will work with us to acquire additional foreclosed homes.

Cindy Donaldson: 1) The library hosted three Christmas parties. Over 150 teenagers, families, and preschoolers attended the events. 2) We organized the kid's activities for the Kelso Tree Lighting Festival. 3) Merry Christmas!

Andrew Hamilton: 1) Last Saturday approximately twenty officers and their spouses volunteered their time for the 'Shop with a Cop' event. Over \$4,000 was donated by local merchants. Thanks to Officer BeBe McFall who coordinated the event. 2) Ten officers attended the Lakewood Memorial for the four officers who were recently killed. 3) Several vehicles that are being repaired should be back in commission soon. 4) Happy Holidays!

Brian Butterfield: 1) At the beginning of the year when South Kelso was evacuated due to possible flooding, we sandbagged the computer room which is on the bottom floor of City Hall. Due to the potential problems we would face in the event the computer room was flooded, I have been getting some estimates on the cost of moving the equipment to the second floor. The cost is approximately \$30,000, with the largest cost being for a

special air conditioning unit that is needed to keep the room cool. Although this is not in next year's budget, part of the cost could be allocated from the utility funds. I would like to know if Council wants to proceed with moving the equipment.

Carol Bradbury: 1) I want to thank Brian and the girls in the Finance Department. I was out of the office seven weeks and I know it put a strain on my co-workers. 2) Merry Christmas!

COUNCIL REPORTS:

Todd McDaniel: 1) Happy Birthday to my sister today. Jose, who has five girls, works with pregnant girls at R A Long High School. I couldn't ask for a better sister. 2) Merry Christmas!

Gary Schimmel: I want to thank the City employees for the great job they did on the Kelso Tree Lighting event. My kids have enjoyed this festival for several years.

Rick Roberson: 1) The tree lighting ceremony was very well done. The kids' events and prizes were great. It was an enjoyable event. 2) Merry Christmas!

Dan Myers: I am still involved with the Governmental Summit meetings. The Information Technology Group will be making some recommendations at a meeting in January. Dan spoke about the possibility of Cowlitz County and the City of Longview creating a regional group and he recommended the City of Kelso create a resolution, after the summit is held, to look at the possibilities.

John Karnofski: At the last CUB's Board Meeting, it was decided to end the free ride program. Fees will be charged beginning in January. Councilmember McDaniel said CUB's hired a firm to do a study to look at areas such as design, rates, and routes. Some changes will be made after the information is received.

David Futcher: 1) Even though it was very cold, the Kelso Tree Lighting was a fun event. 2) During the cold spell I had a pipe break in my garage, so I might have to ask about an adjustment on my water bill. Luckily, I think I caught it shortly after it broke. 2) Be thinking about the community assignments you are interested in for next year.

There being no further business, Mayor Futcher adjourned the meeting at 7:30 p.m.

MAYOR

CITY CLERK

AGENDA SUMMARY SHEET
Business of the City Council
City of Kelso, Washington

SUBJECT TITLE:

Supplemental budget agreement to the Project
Manager Consultant Agreement with H.W. Lochner
for the West Main Re-alignment
Project No. 580504

Agenda Item: _____

Dept. of Origin: Public Works Department

For Agenda of: January 5, 2010

Cost of Item: \$129,767

City Manager: Dennis Richards

PRESENTED BY:

David M. Sypher, P.E.
Public Works Director

AGENDA ITEM ATTACHMENTS:

Supplemental Agreement No. 1 to the Local Agency Standard Consultant Agreement for Project Management between the City of Kelso and H.W. Lochner.

SUMMARY STATEMENT:

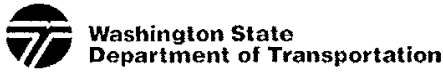
In January of 2009, Council approved a contract with H.W. Lochner in the amount of \$182,176 to provide project management services for the City's West Main Re-alignment Project in 2009. H.W. Lochner has presented their proposed budget for 2010. They are requesting a contract supplement in the amount of \$129,767 increasing the total authorized contract amount to \$311,943.

H.W. Lochner has done a fine job of managing their budget this year. The projected expense for 2009 is \$95,000. The revised contract provides approximately \$217,000 for expected heavier workload in 2010.

The contract amount is within the \$1.79 million federal grant for the West Main Re-alignment Project.

RECOMMENDED ACTION:

Staff recommends council make a motion authorizing the City Manager to sign the attached agreement to supplement the contract with H.W. Lochner increasing the maximum payable amount by \$129,767 to a not to exceed total of \$311,943.



Supplemental Agreement Number 1	Consultant/Address/Telephone
Agreement Number LA 6746	H. W. Lochner, Inc. 400 - 108 th Ave NE Suite 401 Bellevue, WA 98004
Project Number HPP-6736(003)	Phone 425-454-3160
Project Title West Main Realignment PM Services	New Maximum Amount Payable \$ 311,943.00
Description of Work Updated budget to extend services into 2010.	

The Local Agency of City of Kelso desires to supplement the agreement entered into with H. W. Lochner, Inc. and executed on January 20, 2009 and identified as Agreement No. LA 6746. All provisions in the basic agreement remain in effect except as expressly modified by this supplement.

The changes to the agreement are described as follows:

I

Section 1, SCOPE OF WORK, is hereby changed to read:

No change to scope of work, budget update for 2010 only.

II

Section IV, TIME FOR BEGINNING AND COMPLETION, is amended to change the number of calendar days for completion of work to read: N/A

III


Section V, PAYMENT, shall be amended as follows:

Maximum contract amount including fixed fee adjusted to \$311,943.00, new Exhibit E attached as set forth in the attached Exhibit A, and by this reference made a part of this supplement.

If you concur with this supplement and agree to the changes as stated above, please sign in the appropriate spaces below and return to the office for final action.

By: Stephen G. Lewis, Principal

By: Dennis Richards, City Manager



Consultant Signature

Approving Authority Signature

Date

