

AGENDA TITLE: CONSENT AGENDA

DATE: MARCH 21, 2022

ACTION REQUIRED:

ORDINANCE _____ COUNCIL INFORMATION _____ X _____
RESOLUTION _____ OTHER _____
MOTION _____ X _____

EXPLANATION:

The consent agenda includes the following:
Minutes of the March 7, 2022 regular council meeting, first pay period March checks #55407 – 55415, 901405, direct deposit 3/9/2022 in the amount of \$82,485.41, March 21 claims checks #55416 – 55467, 901410 - 901415 in the amount of \$94,425.12.

FISCAL IMPACT:

Payroll checks in the amount of \$82,485.41, claims checks in the amount of \$94,425.12.

ALTERNATIVES:

Approve the consent agenda.
Remove certain items from the consent agenda for further discussion.

STAFF RECOMMENDATION:

Approve the consent agenda

MOTION:

I MOVE TO APPROVE THE CONSENT AGENDA.

**GOLDENDALE CITY COUNCIL
REGULAR MEETING
March 7, 2022
7:00 PM**

Mayor Michael Canon called to order the regular meeting of the Goldendale City Council followed by the Pledge of Allegiance.

ROLL CALL

Council Present: Mayor Michael A Canon (Not voting), Council Member Andy Halm, Council Member Dave Jones, Council Member Ellie Casey, Council Member Loren Meagher, Council Member Miland Walling, Council Member Steve Johnston, Council Member Filiberto Ontiveros

Staff Present (Not Voting): Finance Administrative Assistant Sandy Wells, Police Chief Jay Hunziker, City Administrator Larry Bellamy, Wastewater Treatment Plant Supervisor Andy O'Connor, Fire Chief Noah Halm, Public Works Supervisor Doug Frantum (via Zoom)

AGENDA AND CONSENT AGENDA

Motion: I move to approve the agenda and consent agenda, **Action:** Motion, **Moved by** Council Member Miland Walling, **Seconded by** Council Member Ellie Casey.
Motion Passed Unanimously

PRESENTATIONS

REDS Update – Johnathan Lewis & Dan Christopher, Klickitat Valley – Johnathan Lewis and Dan Christopher gave a presentation on Regional Economic Development Summit (REDS). The strategic direction and corresponding action plan contained within a community's Comprehensive Economic Development Strategy (or equivalent plan) provide a critical framework for coordinated actions that coordinated actions that advance local priorities for regional prosperity. Local and regional stakeholders conduct REDS to convene and address economic development obstacles. EDI supports REDS by identifying and engaging federal agencies with relevant program resources. REDS goals include, identify resources, determine next steps, build coalitions, and resolve conflict.

Motion: I move to set up a community development committee to work on community development and parks plan update. **Action:** Motion, **Moved by** Council Member Loren Meagher, **Seconded by** Council Member Filiberto Ontiveros
Motion Passed Unanimously

Update – Klickitat County Administration Building and Parking Analysis – Gordy Kelsey and Dan Christopher gave the council an update on the new administration courthouse building and the plan to have more parking by eliminating some of the old buildings Klickitat County owns.

DEPARTMENT REPORTS

Police Chief Jay Hunziker – Chief gave the council an update on the bills being passed by the Governor in Olympia.

Fire Chief Noah Halm – The Fire Department has been applying for some grants. We haven't heard if we received them yet, but I will let you know when I hear if we are approved or not.

COUNCIL BUSINESS

Proposal to Vacate Grant Street (set a public hearing) – Larry Bellamy, Klickitat County is respectfully submitting a street vacation petition to vacate South Grant Street between West Court Street and West Allyn Street. The purpose of the Grant Street vacation request is to add more parking areas for the Klickitat County buildings. In accordance with RCW 35.79.010 a public hearing should be fixed at a time that is not more than 60 days or less than 20 days after the date of the passage of a resolution. A resolution has been prepared proposing a public hearing date for Monday April 4th, 2022, at 7:00 pm. Filiberto Ontiveros- Have you gotten approval from all the Department Heads for the vacation of Grant Street? Larry Bellamy – Yes, there has been some discussions with Doug Frantum from Public Works and Fire Chief Noah Halm and they both were fine with this decision.

RH2 Professional Services Agreement for WWTP Improvements – Larry Bellamy- please find attached a Professional Services Agreement with RH2 for design services for the Wastewater Treatment Plant Improvements. Eric Smith is via zoom to make a short presentation and answer any council questions. Eric Smith went over a presentation with the council about the changes and overall construction for the WWTP Improvement Project. Loren Meagher – If you are moving from the drying beds to land application, what's required for the testing. Eric Smith – For a plant your size it probably will only require yearly testing. Loren Meagher - What quantity of grit will be produced? Can it be used for fill, or will it need to be taken to the land fill? Eric Smith – It wouldn't be in sufficient quantity to be used for fill material. The normal grit removal for a plant your size should only be a couple yards a week. It wouldn't be enough to be usable resource. Loren Meagher – Will it require a land fill disposal versus another disposal purpose? Eric Smith – The typical disposal is just to have it picked up with your other waste/ trash. It will not make great fill material because it is sand that has been in contact with raw sewage. Miland Walling – On task three, if we can find Grant funding for part of this project, can we still use grant funding? Eric Smith – Absolutely. Steve Johnston – I assume this project is also including future growths for the city and this plan will cover that future growth? Eric Smith – We did this as a facility plan amendment and the original facility plan had growth projections. It also showed that the current treatment plant wasn't at maximum capacity. Steve Johnston – What is the lifetime of this project going to be before it will need to be upgraded? Eric Smith – Most of the improvements are machinal by nature. Typical with these types of projects it has a 20-year life. It could be more if it's well maintained. Dave Jones – Is the drill press one of the long lead items? Eric Smith – Yes. The drill press will be a long lead item. Most of the drill presses are constructed and made outside of the United States. We

have not ordered that press yet. As soon as we do a bid order and send it out to manufacturers, then we will order the part and they will have 8 months to get it to the construction site. Dave Jones – Is there a cost in the budget to remove the sludge ponds? Eric Smith – we did not include that in our cost. We talked to the Public Works director at the time with we first were looking at this project. At that time the sludge pond was filled with water and sludge. The most economical way to get rid of that is let it dry for a couple of years and then kind of scrape out the dried sludge.

Motion: I move to authorize the mayor to execute a professional services agreement with RH2 for design services for the Wastewater Treatment Plant improvements for the City of Goldendale in amount not to exceed \$405,000.00. **Action:** Motion, **Moved by** Council Member Steve Johnston, **Seconded by** Council Member Andy Halm
Motion Passed Unanimously

Well Performance Assessment and Next Step Recommendations, Larry Bellamy – Attached to the council packet you will find “Basse Well field and Chlorination Station well performance assessment and recommendations. Jason Shira of Aspect Consulting is on zoom to provide more details to the report. Jason Shira gave a presentation update on the well performance assessment for all the cities wells and submit his recommendation to the City Council.

The city council concurs to have Aspect Consulting draw a proposal for the council to consider on the next steps the city needs to take regarding the well performances.

Notice of Award for Airport Civil Work – Corley McFarland is attending via zoom- and is recommending an award of the aircraft fueling system site development and electrical improvements to M & M Excavating LLC.

Motion: I move to authorize the mayor to execute a notice of award for the aircraft fueling site development and electrical improvements project to M & M Excavating LLC in the amount of \$168,840.00. **Action:** Motion, **Moved by** Council Member Filiberto Ontiveros, **Seconded by** Council Member Loren Meagher
Motion Passed Unanimously

RESOLUTIONS

Vacate Grant Street (set a public hearing) – Larry Bellamy – Attached is the resolution that we will file that says the city clerk has received the petition to vacate Grant Street between Court Street and Allyn Street. We are doing this with accordance with RCW 35.97.010. This resolution will hereby initiate procedures to vacate Grant Street and to set a public hearing for that request on April 4th, 2022. Steve Johnston – Is this step just to set a public hearing and the next step to be approve my council or not? Larry Bellamy – After the public hearing there will be an ordinance presented to the council and it will be voted on for approval at that time.

Motion: I move to approve resolution number 721 authorizing the city clerk to set a public hearing on the petition to vacate Grant Street between Court and Allyn Street on

April 4th, 2022 at 7:00 pm, **Action:** Motion, **Moved by** Council Member Miland Walling, **Seconded by** Council Member Ellie Casey.

Motion Passed (**summary:** Ayes = 5, Nays =1, Abstain =1)

Ayes: Council Member Dave Jones, Council Member Ellie Casey, Council Member Loren Meagher, Council Member Miland Walling, Council Member Andy Halm

Abstain: Council Member Filiberto Ontiveros

Nays: Council Member Steve Johnston

REPORT OF OFFICERS AND CITY ADMINISTRATOR

City Administrator, Larry Bellamy – Tourism season is right around the corner. We need to schedule an event committee meeting. That meeting will be held Monday March 14th at 7:00 pm. There is a bid opening for the Byers Street Project is Wednesday March 23rd at 2:00 pm. The plan is to get the notice of award out on Monday April 4th.

Council Member Miland Walling – Can we make a time to talk about the kitchen at Ekone Park? Larry Bellamy – I think the new special committee can discuss that. The Parks Committee can add that to their parks plan. I think the new parks plan should involve the City, County, and the State. Miland Walling – Are we still hiring an employee to water the flowers this year? Larry Bellamy – We are going to advertise for a seasonal employee to water the flowers.

Council Member Steve Johnston – Can we schedule a Public Works Committee meeting and a traffic safety committee? Larry Bellamy - There is also a Traffic Safety Committee meeting Monday March 28th at 3:00 pm and a Public Works Committee meeting Monday March 28th at 5:00 pm. Steve Johnston – Can we establish a parks committee also? We made the motion but need to elect the committee.

Mayor Canon – The Parks Committee will have a lot to do. Who would like to be on the committee? The parks committee will be Steve Johnston, Dave Jones, and Filiberto Ontiveros.

Council Member Dave Jones – I will be excited if the Observatory puts in the handicap ramp to the viewing deck so everyone can see the stars.

Motion: I move to extend the meeting past 9:00 pm, **Action:** Motion, **Moved by** Council Member Andy Halm, **Seconded by** Council Member Ellie Casey.
Motion Passed Unanimously

Council Member Loren Meagher – The Ordinance Committee updated the city code permitting process language, did we bring that to the council for a vote? Larry Bellamy – No, we have not approved that language yet. Loren Meagher – There is a question out there that was asked if we could update the building codes without updated the cost increases as well. Larry Bellamy – You do not have to raise the permit fees if you don't want to. We are lagging on our permit costs. We haven't changed the values cost for 19 years. The values have increased over time. We should meet again as a committee

to make sure we are on the same page. Loren Meagher – I wanted to thank Steve Johnson in bringing up the increase for the volunteer fire fighters call out pay. I think missed the part where that increase was going to come from out of the budget. I would like a budget report that will show where that increase will come from.

Mayor Canon- I would like to comment about the REDS. It was a wonderful meeting. It will be great addition to our city and county and looking at our county as a whole and making it great.

PUBLIC COMMENT

Roger Nichols, Goldendale – I understand you are going to have an executive session after the meeting, I heard the commission ask if you can vote after the session is over. I would like to stick around and report after the meeting is over. Are you going to vote after the meeting? Larry Bellamy – yes, we can mute you and have our meeting and then come back to vote.

Gordy Kelsey, Klickitat County – We are having an open house for the new administration building Tuesdays March 8th from 4:00 pm – 6:00 pm.

EXECUTIVE SESSION

Property Purchase Proposal RCW 42.30.110 (c)

Council went into executive session at 9:10 pm for 15 minutes to discuss property purchase proposal. Council came out of executive session at 9:20 pm

Motion: I move to direct staff to prepare a ten-year ground lease with two five-year extension options on a lot in the city's industrial park with Republic Services, **Action:** Motion, **Moved by** Council Member Loren Meagher, **Seconded by** Council Member Ellie Casey.

Motion passed unanimously.

ADJOURNMENT

9:27 pm

Motion: I motion to Adjourn the meeting, **Action:** Motion, **Moved by** Council Member Andy Halm, **Seconded by** Council Member Ellie Casey.

Motion passed unanimously.

Register

Fiscal: 2022
 Deposit Period: 2022 - mar 2022
 Check Period: 2022 - mar 2022 - 1st council mar 2022


Number	Name	Print Date	Clearing Date	Amount
Columbia State Bank				
Check	20016310			
55416	Jay Hunziker	3/10/2022		\$2,742.16
55417	US Bank	3/16/2022		\$7,326.64
55418	Allyns Building Center	3/21/2022		\$224.05
55419	Aramark Uniform Serv Inc	3/21/2022		\$512.32
55420	Aspect Consulting LLC	3/21/2022		\$4,363.83
55421	Bishop Sanitation Inc	3/21/2022		\$240.00
55422	Bishop Towing & Repair	3/21/2022		\$635.33
55423	Carquest Auto Parts	3/21/2022		\$808.42
55424	Centurylink NC	3/21/2022		\$19.60
55425	Class 5	3/21/2022		\$765.63
55426	Clifford & Martin Inc	3/21/2022		\$63.69
55427	Eurofins-Cascade Analytical	3/21/2022		\$195.00
55428	Evergreen Rural Wtr of WA Corp	3/21/2022		\$670.00
55429	Goldendale Auto Supply LLC	3/21/2022		\$180.39
55430	Goldendale Chamber	3/21/2022		\$6,151.44
55431	Goldendale Motorsports Assoc	3/21/2022		\$645.00
55432	Goldendale Sentinel	3/21/2022		\$380.38
55433	Goldendale Tire Center	3/21/2022		\$572.71
55434	Goldendale, City of	3/21/2022		\$3,832.43
55435	Hattenhauer Energy Co LLC	3/21/2022		\$3,856.40
55436	Holcombs Market	3/21/2022		\$32.97
55437	IBS Incorporated	3/21/2022		\$59.02
55438	Intersate All Battery Center	3/21/2022		\$300.06
55439	Jane Granum	3/21/2022		\$5.00
55440	Klickitat Co Auditor	3/21/2022		\$205.50
55441	Klickitat CO Health Dept	3/21/2022		\$140.00
55442	Klickitat CO Treasurer	3/21/2022		\$445.19
55443	Klickitat Valley Health	3/21/2022		\$184.00
55444	Les Schwab Tire Center	3/21/2022		\$120.39
55445	Lori Lynn Hoctor Attorney at Law	3/21/2022		\$1,890.00
55446	McClatchy Company LLC	3/21/2022		\$653.60
55447	Menke Jackson Beyer LLP	3/21/2022		\$6,272.80
55448	Mid-Columbia Veterinary	3/21/2022		\$28.00
55449	Norco Inc	3/21/2022		\$44.55
55450	One Call Concepts Inc	3/21/2022		\$12.84
55451	Pioneer Rock & Monument	3/21/2022		\$799.00

Number	Name	Print Date	Clearing Date	Amount
55452	Pioneer Surveying & Engineering Inc	3/21/2022		\$16,935.00
55453	Radcomp Technologies	3/21/2022		\$5,176.66
55454	Republic Services Inc	3/21/2022		\$661.88
55455	RH2 Engineering Inc	3/21/2022		\$672.40
55456	Richard Orthmann	3/21/2022		\$87.97
55457	Rockmount Research & Alloys Inc	3/21/2022		\$161.73
55458	Sea Western	3/21/2022		\$330.76
55459	Springcreek Ag-Machine LLC	3/21/2022		\$19.26
55460	Uline	3/21/2022		\$374.36
55461	US Cellular	3/21/2022		\$2,418.60
55462	USA Blue Book	3/21/2022		\$2,763.48
55463	Verizon Wireless	3/21/2022		\$422.66
55464	Vision Municipal Solutions LLC	3/21/2022		\$999.78
55465	WA St Dept of Ecology	3/21/2022		\$920.00
55466	Washington State Patrol	3/21/2022		\$141.58
55467	Yakima-Herald Republic	3/21/2022		\$948.50
901410	HSA Bank Employee Plan Funding	3/21/2022		\$24.75
901411	Invoice Cloud	3/21/2022		\$226.80
901412	Neopost Leasing Inc	3/21/2022		\$549.00
901413	PAYA	3/21/2022		\$1,178.78
901414	WA St Dept of Revenue	3/21/2022		\$7,809.48
901415	WA St Dept of Revenue	3/21/2022		\$6,223.35
	Total		Check	\$94,425.12
	Total		20016310	\$94,425.12
	Grand Total			\$94,425.12

**CITY OF GOLDENDALE
CLAIMS REGISTER**

I, the undersigned, do hereby certify that the materials have been furnished, the services rendered or the labor performed as shown on Check numbers 55416 through 55467, 901410 - 901415 in the amount of \$94,425.12, and unpaid obligations against the City of Goldendale, Washington and that I am authorized to certify said claims.

DATED this 17th day of March, 2022.


Clerk-Treasurer

Register Activity

Fiscal: 2022

Period: 2022 - mar 2022

Council Date: 2022 - mar 2022 - 1st council mar 2022

Reference	Date	Amount	Notes
Reference Number: 55416	Jay Hunziker	\$2,742.16	
Invoice - 3/10/2022 11:40:10 AM	3/10/2022	\$2,742.16	replacement ach pr check
Reference Number: 55417	US Bank	\$7,326.64	
Invoice - 3/15/2022 3:37:24 PM	3/15/2022	\$7,326.64	visa payment
Reference Number: 55418	Allyns Building Center	\$224.05	
330320	2/2/2022	\$6.50	drywall screw
330335	2/2/2022	\$28.33	joint tape, taping knife
330463	2/4/2022	\$74.68	push broom, handle
330568	2/7/2022	\$4.00	dw nail
330983	2/16/2022	\$46.21	level-quik
331113	2/18/2022	\$27.50	sealant
331483	2/26/2022	\$28.99	striping paint
331524	2/28/2022	\$7.84	fbgls tape
Reference Number: 55419	Aramark Uniform Serv Inc	\$512.32	
529000210567	2/1/2022	\$67.85	service
529000210623	2/1/2022	\$43.38	service
529000210631	2/1/2022	\$32.61	service
529000210643	2/1/2022	\$16.67	service
529000215079	2/8/2022	\$23.44	service
529000215114	2/8/2022	\$44.55	service
529000215120	2/8/2022	\$32.61	service
529000215129	2/8/2022	\$16.67	service
529000219419	5/16/2022	\$23.44	service
529000219439	2/15/2022	\$45.72	service
529000219443	2/15/2022	\$32.61	service
529000219449	2/15/2022	\$16.67	service
529000223812	2/22/2022	\$23.44	service
529000223832	2/22/2022	\$43.38	service
529000223837	2/22/2022	\$32.61	service
529000223848	2/22/2022	\$16.67	service
Reference Number: 55420	Aspect Consulting LLC	\$4,363.83	
45203	3/11/2022	\$4,363.83	well performance assessment

Reference	Date	Amount	Notes
Reference Number: 55421			
110253	Bishop Sanitation Inc	\$240.00	
110280	3/9/2022	\$120.00	ekone park
	3/9/2022	\$120.00	airport
Reference Number: 55422			
118024	Bishop Towing & Repair	\$635.33	
118735	3/7/2022	\$411.73	burned vehicle
	3/4/2022	\$223.60	92 toyota
Reference Number: 55423			
4993-591784	Carquest Auto Parts	\$808.42	
4993-591907	2/1/2022	\$119.33	mega flex, hyd fluid....
4993-591926	2/2/2022	\$31.43	ups
4993-592136	2/2/2022	\$13.21	wd-40
4993-592553	2/4/2022	\$136.53	battery-silver, core return
4993-592567	2/7/2022	\$20.40	ratchet, 3/8 6p dpskt....
4993-592591	2/7/2022	\$24.14	oil absorb
4993-592624	2/8/2022	\$184.82	alternator rmd
4993-593449	2/15/2022	(\$18.28)	credit
4993-593656	2/17/2022	\$13.99	square head plug
4993-593873	2/17/2022	\$22.96	gloves
4993-594172	2/18/2022	\$49.88	drip tray, gage....
4993-594444	2/22/2022	\$61.24	drip pans
4993-594515	2/24/2022	\$102.07	drip pans
4993-594668	2/24/2022	\$27.37	knife, gasket material
	2/25/2022	\$19.33	6 awg 50 amp
Reference Number: 55424			
Invoice - 3/16/2022 4:24:07 PM	Centurylink NC	\$19.60	
	3/16/2022	\$19.60	fax/dsl
Reference Number: 55425			
Invoice - 3/16/2022 4:24:33 PM	Class 5	\$765.63	
	3/16/2022	\$765.63	
Reference Number: 55426			
988952	Clifford & Martin Inc	\$63.69	
993993	2/15/2022	\$50.79	water
	2/28/2022	\$12.90	cooler rental
Reference Number: 55427			
2200147	Eurofins-Cascade Analytical	\$195.00	
2201179	1/14/2022	\$156.00	service
	3/3/2022	\$39.00	service
Reference Number: 55428			
44721	Evergreen Rural Wtr of WA Corp	\$670.00	
	1/1/2022	\$670.00	system membership dues
Reference Number: 55429			
054854	Goldendale Auto Supply LLC	\$180.39	
054887	2/18/2022	\$16.85	airchuck
055160	2/19/2022	\$126.25	adapter, gauge, airchuck....
	2/25/2022	\$12.89	switch

Reference	Date	Amount	Notes
Reference Number: 55429	Goldendale Auto Supply LLC	\$180.39	
<u>055162</u>	2/26/2022	\$24.40	momentary on-off
Reference Number: 55430	Goldendale Chamber	\$6,151.44	
<u>1072</u>	2/3/2022	\$2,889.57	jan contract
<u>1080</u>	3/3/2022	\$3,069.87	feb contract
<u>11543</u>	11/3/2021	\$192.00	reimbursement for rsq
Reference Number: 55431	Goldendale Motorsports Assoc	\$645.00	
<u>2201</u>	2/22/2022	\$150.00	community days show n shine
<u>2201.1</u>	3/16/2022	\$495.00	concours de maryhill
Reference Number: 55432	Goldendale Sentinel	\$380.38	
<u>154681</u>	2/24/2022	\$102.00	variance/carper
<u>154706</u>	3/3/2022	\$27.63	ord 1514
<u>154720</u>	3/11/2022	\$250.75	2022 byars st bid
Reference Number: 55433	Goldendale Tire Center	\$572.71	
<u>101093</u>	2/11/2022	\$207.32	chains
<u>101164</u>	2/15/2022	\$365.39	batteries
Reference Number: 55434	Goldendale, City of	\$3,832.43	
<u>Invoice - 3/17/2022 7:49:42 AM</u>	3/17/2022	\$3,832.43	water/sewer
Reference Number: 55435	Hattenhauer Energy Co LLC	\$3,856.40	
<u>CL02686</u>	2/28/2022	\$1,764.61	fuel
<u>CL02919</u>	3/15/2022	\$2,091.79	fuel
Reference Number: 55436	Holcombs Market	\$32.97	
<u>00133440715</u>	3/7/2022	\$14.30	dawn
<u>00357541104</u>	2/28/2022	\$18.67	plate, bleach, dawn
Reference Number: 55437	IBS Incorporated	\$59.02	
<u>778564-2</u>	2/24/2022	\$59.02	supplies
Reference Number: 55438	Interstate All Battery Center	\$300.06	
<u>1918102014442</u>	2/17/2022	\$300.06	lion kenwd
Reference Number: 55439	Jane Granum	\$5.00	
<u>Invoice - 3/17/2022 8:42:11 AM</u>	3/7/2022	\$5.00	replace zipper
Reference Number: 55440	Klickitat Co Auditor	\$205.50	
<u>22-831</u>	3/7/2022	\$205.50	notice case 22-3

Reference	Date	Amount	Notes
Reference Number: 55441 <u>INV00007-0322</u>	Klickitat CO Health Dept 2/7/2022	\$140.00 \$140.00	service
Reference Number: 55442 <u>Invoice - 3/17/2022 8:47:11 AM</u>	Klickitat CO Treasurer 3/17/2022	\$445.19 \$445.19	property tax
Reference Number: 55443 <u>Invoice - 3/17/2022 8:50:05 AM</u>	Klickitat Valley Health 3/17/2022	\$184.00 \$184.00	brian casey
Reference Number: 55444 <u>348000268989</u> <u>34800268702</u>	Les Schwab Tire Center 2/23/2022 2/18/2022	\$120.39 \$89.21 \$31.18	flat repair flat repair
Reference Number: 55445 <u>1A0100179</u> <u>2A0163035</u> <u>XZ0307133</u>	Lori Lynn Hoctor Attorney at Law 3/3/2022 3/14/2022 3/14/2022	\$1,890.00 \$450.00 \$375.00 \$1,065.00	ryan bravo hermalinda mendoza-hermandez amy hanson
Reference Number: 55446 <u>99928</u>	McClatchy Company LLC 2/28/2022	\$653.60 \$653.60	aircraft fueling bid
Reference Number: 55447 <u>Invoice - 3/17/2022 10:40:17 AM</u> <u>Invoice - 3/17/2022 9:16:37 AM</u>	Menke Jackson Beyer LLP 3/17/2022 2/28/2022	\$6,272.80 \$6,088.30 \$184.50	acct 044 acct 442
Reference Number: 55448 <u>196564</u>	Mid-Columbia Veterinary 2/9/2022	\$28.00 \$28.00	charlie
Reference Number: 55449 <u>34353356</u>	Norco Inc 2/28/2022	\$44.55 \$44.55	cylinder rental
Reference Number: 55450 <u>2029076</u>	One Call Concepts Inc 2/28/2022	\$12.84 \$12.84	utility notification
Reference Number: 55451 <u>Invoice - 3/17/2022 11:47:45 AM</u>	Pioneer Rock & Monument 3/9/2022	\$799.00 \$799.00	Time Capsule Marier
Reference Number: 55452 <u>21-901-8</u> <u>21-902-10</u> <u>21-902a-1</u> <u>21-903-4</u>	Pioneer Surveying & Engineering Inc 2/25/2022 2/25/2022 2/25/2022 2/25/2022	\$16,935.00 \$370.00 \$11,045.00 \$3,700.00 \$1,820.00	wadsack sewer byars ave improvement byars waterline simoce sewer

Reference	Date	Amount	Notes
Reference Number: 55453			
MSP-9176Z	Radcomp Technologies 3/3/2022	\$5,176.66	premium agreement
Reference Number: 55454			
0487-000765441	Republic Services Inc 2/28/2022	\$661.88	garbage service
Reference Number: 55455			
8517Z	RH2 Engineering Inc 3/8/2022	\$672.40	scada
Reference Number: 55456			
7710121-10/18/21	Richard Orthmann 10/18/2021	\$87.97	
7710121-11/15/21	11/15/2021	\$3.25	meds
7735896-10/18/21	10/18/2021	\$4.00	meds
7735897-01/17/22	1/17/2022	\$4.00	meds
7735897-02/14/22	2/14/2022	\$4.00	meds
7735897-10/18/21	10/18/2021	\$4.00	meds
7735897-11/15/21	11/15/2021	\$4.00	meds
7743746-01/17/22	1/17/2022	\$3.86	meds
7743746-02/14/22	2/14/2022	\$3.86	meds
7743746-10/18/21	10/18/2021	\$4.00	meds
7743746-11/15/21	11/15/2021	\$4.00	meds
7743749-01/17/22	1/17/2022	\$4.00	meds
7743749-02/14/22	2/14/2022	\$4.00	meds
7743749-10/18/21	10/18/2021	\$4.00	meds
7743749-11/15/21	11/15/2021	\$4.00	meds
7743751-01/17/22	1/17/2022	\$4.00	meds
7743751-02/14/22	2/14/2022	\$4.00	meds
7743751-10/18/21	10/18/2021	\$4.00	meds
7743751-11/15/21	11/15/2021	\$4.00	meds
7764343-01/13/22	1/13/2022	\$2.87	meds
7764345-02/14/22	2/14/2022	\$4.00	meds
7768524-02/14/22	2/14/2022	\$2.88	meds
7768532-01/13/22	1/13/2022	\$4.00	meds
Reference Number: 55457			
1268976	Rockmount Research & Alloys Inc 3/9/2022	\$161.73	chop saw blade
Reference Number: 55458			
INV15060	Sea Western 3/4/2022	\$330.76	replaced batteries
Reference Number: 55459			
21019	Springcreek Ag-Machine LLC 2/18/2022	\$19.26	lift arm pin, used pin

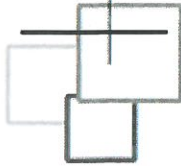
Reference	Date	Amount	Notes
Reference Number: 55460 <u>143333693</u>	Uline 1/5/2022	\$374.36 \$374.36	trash liners, tissue....
Reference Number: 55461 <u>0493437846</u>	US Cellular 2/24/2022	\$2,418.60 \$2,418.60	cell service
Reference Number: 55462 <u>895076</u> <u>895217</u> <u>896667</u>	USA Blue Book 3/1/2022 3/1/2022 3/2/2022	\$2,763.48 \$140.77 \$800.21 \$1,822.50	meter/valve box rect std box, meter/valve box.... rect std box, meter/valve box, extension....
Reference Number: 55463 <u>9901037864</u> <u>9901156867</u>	Verizon Wireless 3/4/2022 3/6/2022	\$422.66 \$360.24 \$62.42	police vehicles chlorination station
Reference Number: 55464 <u>09-10452</u>	Vision Municipal Solutions LLC 3/25/2022	\$999.78 \$999.78	utility bill mailing
Reference Number: 55465 <u>LAU-WA-W703-22</u>	WA St Dept of Ecology 3/14/2022	\$920.00 \$920.00	renewal wastewater laboratory
Reference Number: 55466 <u>0007632I</u>	Washington State Patrol 2/23/2022	\$141.58 \$141.58	ben-supp costs
Reference Number: 55467 <u>16610</u>	Yakima-Herald Republic 2/28/2022	\$948.50 \$948.50	aircraft fueling system bids
Reference Number: 901410 <u>W370518</u>	HSA Bank Employee Plan Funding 3/4/2022	\$24.75 \$24.75	service fee
Reference Number: 901411 <u>359-2022_2</u>	Invoice Cloud 2/28/2022	\$226.80 \$226.80	biller portal fee
Reference Number: 901412 <u>Invoice - 3/17/2022 9:19:59 AM</u>	Neopost Leasing Inc 3/17/2022	\$549.00 \$549.00	postage reill
Reference Number: 901413 <u>Invoice - 3/17/2022 9:39:24 AM</u>	PAYA 3/17/2022	\$1,178.78 \$1,178.78	visa/utility
Reference Number: 901414 <u>Invoice - 3/17/2022 12:54:13 PM</u>	WA St Dept of Revenue 3/17/2022	\$7,809.48 \$7,809.48	excise tax

Reference Number: 901415
Invoice - 3/17/2022 12:57:56 PM

Date
WA St Dept of Revenue
3/25/2022

Amount Notes
\$6,223.35
\$6,223.35 excise tax

Register



Number	Name	Fiscal Description	Cleared	Amount
55407	Johnston, Steve	2022 - mar 2022 - 1st council mar 2022		\$45.98
55408	Council Trust Acct.	2022 - mar 2022 - 1st council mar 2022		\$1,296.81
55409	Deferred Comp Program	2022 - mar 2022 - 1st council mar 2022		\$380.00
55410	Dept of Labor & Industries	2022 - mar 2022 - 1st council mar 2022		\$1,804.35
55411	Dept of Retirement	2022 - mar 2022 - 1st council mar 2022		\$10,290.37
55412	Employment Security	2022 - mar 2022 - 1st council mar 2022		\$138.45
55413	Goldendale, City of	2022 - mar 2022 - 1st council mar 2022		\$105.00
55414	ICMA Retirement Trust (Plan 302195)	2022 - mar 2022 - 1st council mar 2022		\$112.50
55415	Washington State Support Registry	2022 - mar 2022 - 1st council mar 2022		\$337.50
901405	City of Goldendale	2022 - mar 2022 - 1st council mar 2022		\$18,160.49
Direct Deposit Run -	Payroll Vendor	2022 - mar 2022 - 1st council mar 2022		\$49,813.96
3/9/2022				\$82,485.41

AGENDA BILL: E1

AGENDA TITLE: GOLDENDALE COMMUNITY SPORTS –
AUSTIN BERARD REQUEST TO USE
EKONE PARK/WAIVER FEES

DATE: MARCH 21, 2022

ACTION REQUIRED:

ORDINANCE _____ COUNCIL INFORMATION X
RESOLUTION _____ OTHER _____
MOTION X

EXPLANATION:

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

Austin Berard

City of Goldendale Public Property Use Application

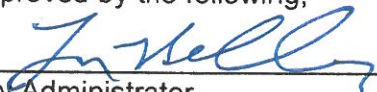
The permit review process will take approximately **10 – 14 days**. A permit will be mailed upon approval. You will be notified in writing if your request is declined.

Facility requested: Ekone Park, Sector A, Sector B, Sector C
Applicant's Name: Goldendale Community Sports
Applicant's Address: 611 S. Columbus Ave. Goldendale, WA 98620
Contact Phone: (509) 261-1756 - Austin
Intent: Fundraising Entertainment Festival
Days/Dates: May 28th, 2022
Hours Requested: 8:00 AM to 9:00 PM (Dusk)

Give a brief statement of the proposed use of facilities: This will be a fundraising event for the Local Non-Profit Goldendale Community Sports that would include music artists, local talents, horseshoe events, local vendors and booths, etc.

Additional Requests: Use of electrical outlets on site and additional garbage cans/recepticals

Approved by the following;


City Administrator

Public Works Director

Public Safety Director

Clerk-Treasurer

Date Issued: _____

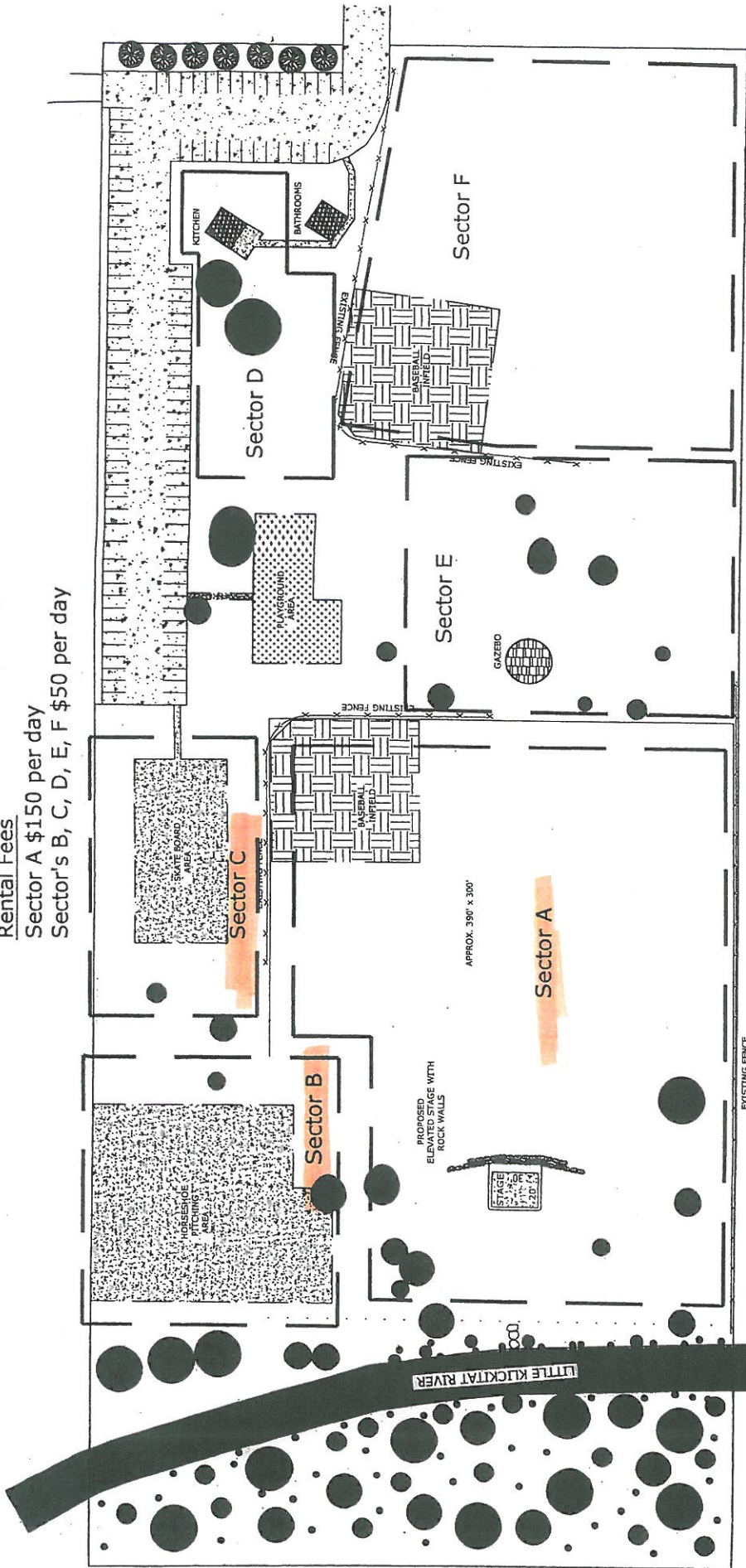
NOTE: All requests must be in writing. Requests are on a first come first serve basis.

EKONE PARK

Rental Fees

Sector A \$150 per day

Sector's B, C, D, E, F \$50 per day



AGENDA BILL: G1

AGENDA TITLE: CAPITAL OUTLAY FOR NEW COPIERS

DATE: MARCH 21, 2022

ACTION REQUIRED:

ORDINANCE _____ COUNCIL INFORMATION _____ X _____

RESOLUTION _____ OTHER _____

MOTION _____ X _____

EXPLANATION:

The city needs to replace the Konica Minolta Biz Hubs C452. One for city hall and one for the police department. The current copier was purchased in 2012. The copy machines were approaching end of life as of December of 2019. Since that time the company supplying the copiers could not guarantee the availability of parts and supplies. Now the copiers are over ten years old. We have received a quote from Bohn's Printing Inc. for two Konica Minolta Bix Hubs C450I. It's our recommendation that the copiers be purchased at \$14,934.00.

FISCAL IMPACT:

Cost of this request is estimated at \$15,000.00 from available cash reserves in the general fund.

The General fund has available cash reserves in the amount of \$145,000.00.

Actual cash reserves in the general fund as of 12/31/2021 total 1,171,000.00.

Estimated cash reserves in the general fund as of 12/31/2021 total \$1,026,800.00.

Actual verses estimated, in cash reserves equals \$145,000.00.

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE APPROVE A CAPITAL OUTLAY REQUEST FOR THE PURCHASE OF TWO COPIERS FROM BOHN'S PRINTING INC. IN AN AMOUNT NOT TO EXCEED \$14,934.00.



February 2, 2022

City of Goldendale
City of Goldendale Police
1103 S. Columbus Ave.
Goldendale, WA 98620
509-773-3771

Below is the pricing for **2 - Konica Minolta Bizhub C450i**

Purchase Price	\$14,934.00	
	Or	
Estimated Lease Payments	\$1out 60 month \$333.03	FMV 60 Months \$288.23

Konica Minolta Bizhub C450i

Printer/Copier/Scanner Configurations:

- 45 PPM Black & White/Color
- Single Pass Dual Scan Document Feeder
- 2 x 500 Sheet Cassettes Drawers up to 11x17
- KP-102 External Key Pad
- 3 hole punch for floor finisher
- FS-539 Floor Finisher
- Fax Unit
- Split Letter Base (1000,1500)
- Diagnostic power filter/surge protector

Other options

- Switch to a large capacity letter only base (Non Split 2500 sheet) -\$186.86

Complete Maintenance Plan:

Cost per 8.5 x 11, billed monthly	Black \$0.0072	Color \$0.0495
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P 541.296.2361
F 541.298.8994

PO Box 772
308 Union Street
The Dalles, OR 97058

bohnprint.com

Cost Per Copy Service Agreement includes all parts, labor, travel, drums, PM labor, PM supplies, toner, & developer. EVERYTHING BUT THE PAPER!



KONICA MINOLTA
AUTHORIZED DEALER

Our Local Service Technicians are Factory Certified by Konica.

Pricing Good For 30 Days • Lease rates subject to change • Lease subject to approval

AGENDA BILL: H1

AGENDA TITLE: APPOINTMENT OF SANDY WELLS

DATE: MARCH 21, 2022

ACTION REQUIRED:

ORDINANCE _____ COUNCIL INFORMATION _____ X _____
RESOLUTION _____ X _____ OTHER _____
MOTION _____ X _____

EXPLANATION:

The position of Clerk-Treasurer was duly advertised, and Mayor Canon has extended a conditional offer of employment to Sandy Wells. The Mayor is requesting the council confirm the appointment of Sandy Wells as the Clerk-Treasurer.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO APPROVE RESOLUTION NO. 722 CONFIRMING MAYOR CANON'S APPOINTMENT OF SANDY WELLS AS THE CLERK-TREASURER AND CONCUR WITH THE CONDITIONAL OFFER OF EMPLOYMENT DATED 3/17/2022.

CITY OF GOLDENDALE
GOLDENDALE, WASHINGTON

RESOLUTION NO. 722

**A RESOLUTION OF THE CITY OF GOLDENDALE, WASHINGTON
CONFIRMING THE MAYOR'S APPOINTMENT OF SANDY WELLS TO THE
POSITION OF CLERK-TREASURER FOR THE CITY OF GOLDENDALE**

WHEREAS, the position of Clerk-Treasurer was duly advertised, and

WHEREAS, the Mayor has appointed Sandy Wells as the City's Clerk-Treasurer and has extended a conditional offer of employment, which has been accepted, and

WHEREAS, the appointment was made on the basis of ability, training and experience, and

WHEREAS, the appointment is conditional upon the confirmation by at least five councilmembers,

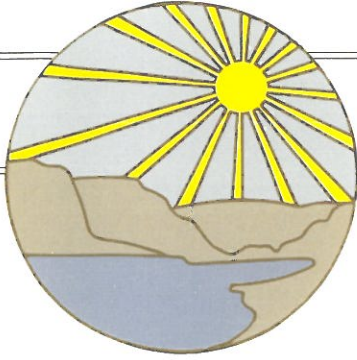
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDENDALE, THAT IT HEREBY CONFIRMS THE MAYOR'S APPOINTMENT OF SANDY WELLS AS THE CLERK-TREASURER FOR THE CITY OF GOLDENDALE

READ, APPROVED AND PASSED BY THE CITY COUNCIL OF THE CITY OF GOLDENDALE, this _____ day of _____, 2022

Michael Canon, Mayor

Attest:

Connie Byers, Clerk-Treasurer



CITY OF GOLDENDALE

1103 SOUTH COLUMBUS
GOLDENDALE, WASHINGTON 98620
509-773-3771

March 17, 2022

Sandy Wells
51 Morgan Court
Goldendale WA 98620

Dear Ms. Wells:

It is with considerable pleasure that I extend to you a conditional offer of employment for the position of Clerk-Treasurer for the City of Goldendale. This offer is contingent upon confirmation by at least five councilpersons.

As the Clerk-Treasurer you will be responsible for planning and directing the operations of the finance and administrative personnel. In addition, you will perform technical and administrative accounting work in maintaining the fiscal records and systems of the City, including the payroll, using governmental accounting software programs. On a day-to-day basis, you will report directly to the City Administrator and work with him on the budget and the City's financial and administrative operations. You are also responsible to keep the Mayor and City Council informed regarding the status of your duties. Other duties may be assigned as the need arises.

Your official transitional starting date will be April 1, 2022. Your compensation will be \$5,181.46 per month, which is Step C of the salary grid for the position of Clerk-Treasurer, less legally required or authorized deductions. You will continue to receive benefits provided by the City of Goldendale as outlined in the City's Personnel Manual adopted January 6, 2003 and through the last revision dated January 1, 2010.

Performance will be evaluated as of six months or sooner and if satisfactory, your position will no longer be transitional and your compensation will be increased to \$5,311.00, which is Step D of the salary grid for the position of Clerk-Treasurer, less legally required or authorized deductions. Thereafter performance will be evaluated annually. Your employment is an at-will position and you serve at the pleasure of the Mayor.

We are excited about the prospect of a continued employment relationship with the City of Goldendale. We believe that you will make a positive contribution towards the growth and success of the City of Goldendale. If the terms and conditions as described in this letter are acceptable, please indicate by signing below and returning this letter to me.

Sincerely,

Michael Canon
Mayor

Sandy Wells

Cc: Connie Byers, Clerk-Treasurer

Accepted and Dated: _____

AGENDA BILL: 11

AGENDA TITLE: APPOINTMENT OF PATRICK MUNYAN

DATE: MARCH 21, 2022

ACTION REQUIRED:

ORDINANCE COUNCIL INFORMATION

RESOLUTION _____ OTHER _____

MOTION

EXPLANATION:

The position of City Administrator was duly advertised, and Mayor Canon has negotiated an employment agreement to Patrick Munyan. The Mayor is requesting the council confirm the appointment of Patrick Munyan as the Deputy City Administrator.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO APPROVE ORDINANCE NO. 1515 WHICH CONFIRMS MAYOR CANON'S APPOINTMENT OF PATRICK MUNYAN AND ESTABLISHES A TEMPORARY POSITION OF DEPUTY CITY ADMINISTRATOR AND FURTHER APPROVES THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF GOLDENDALE AND PATRICK MUNYAN AND WAIVING THE SECOND READING.

ORDINANCE NO. 1514

AN ORDINANCE OF THE CITY OF GOLDENDALE,
WASHINGTON ESTABLISHING A TEMPORARY
POSITION OF DEPUTY CITY ADMINISTRATOR

WHEREAS, the City of Goldendale has by ordinance established the positions of city administrator and public works director; and

WHEREAS, the city administrator plans to retire in July 2022; and

WHEREAS, the City Council anticipates hiring an individual to hold the positions of city administrator and public works director; and

WHEREAS, the City Council anticipates hiring this individual on or about March 21, 2022, and to serve as a deputy city administrator until the current city administrator retires in July 2022, at which point the deputy city administrator will become the city administrator; and

WHEREAS, the City Council has not by ordinance established a position of deputy city administrator; and

WHEREAS, the City Council finds and determines it necessary and appropriate to create a temporary position of deputy city administrator to expire upon the retirement of the current city administrator in July 2022.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLDENDALE,
WASHINGTON DO ORDAIN AS FOLLOWS:

A. **Deputy City Administrator Position.** There is hereby established a position of deputy city administrator with the job duties as outlined in the employment agreement attached hereto as Exhibit A.

B. **Expiration Date of Position.** The deputy city administrator position shall expire when the current city manager retires and the person holding the position of deputy city administrator takes over the position of city administrator.

C. **Effective Date of Ordinance.** This ordinance shall be in full force and effect five days after its passage and publication as required by law.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
GOLDENDALE, WASHINGTON THIS _____ DAY OF MARCH 2022.**

Michael Canon
Mayor

ATTEST:

Connie Byers
Clerk-Treasurer

APPROVED AS TO FORM:

CITY ATTORNEY

PUBLICATION:
EFFECTIVE:

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5 **CITY ADMINISTRATOR/PUBLIC WORKS DIRECTOR**
6 **EMPLOYMENT AGREEMENT**

7 THIS EMPLOYMENT AGREEMENT (“Agreement”) is made and entered into this ___
8 day of March, 2022 by and between the City of Goldendale, Washington, (hereinafter
9 referred to as the “City” or “Employer”) and Patrick R. Munyan, Jr. (hereinafter referred to
10 as “Employee”).

11 **SECTION 1. DUTIES:** The City agrees to employ the services of the Employee in a
12 hybrid position of City Administrator and Public Works Director, combining the two levels
13 of responsibility for the City. The Employee shall work at the direction of the Mayor and
14 shall perform the functions and duties set forth in the job descriptions for the City
15 Administrator (*Attachment 1*) and Public Works Director (*Attachment 2*).

16 **SECTION 2. TERM:** The term of this Agreement shall commence May 2nd, 2022, and
17 shall continue until terminated as provided by law, or pursuant to the provisions of this
18 Agreement.

19 **SECTION 3. SALARY:** City agrees to pay Employee a salary of \$9,276.47 per month for
20 the Employee’s services as the City Administrator and Public Works Director (combined
21 position), payable in the same manner as other employees of City. The City and the
22 Employee shall periodically, at least once per year, review the salary and performance of the
23 Employee.

24 **SECTION 4. BENEFITS:** Employer shall provide Employee the same group health,
25 vision, dental, life, life flight and other insurance benefits as enjoyed by other exempt and
26 non-exempt employees.

27 **SECTION 5. HOURS OF WORK:** It is recognized that the Employee is serving in the
28 combined position of City Administrator and Public Works Director and as such must
29 devote more than the standard of at least forty (40) hours per week and likely fifty (50) or
30 more hours per week to fulfill these dual responsibilities. It is also recognized that this
combined position dedicates substantial time outside the normal office hours on business for
Employer, and to that end the Employee shall be allowed to establish an appropriate work
schedule that allows time away from the office during normal office hours. The parties
recognize that the Employee is exempt from the provisions relating to overtime payment and
compensatory time under the Fair Labor Standards Act.

SECTION 6. VACATION LEAVE: Employee will begin employment will two (2)
weeks of paid vacation. Employee will thereafter accrue 168 hours of vacation leave
annually, accrued at a rate of 14 hours per month during January - November and 17 hours
in December. Unused vacation leave in excess of 240 hours shall be forfeited on December
31 day of each year.

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SECTION 7. GENERAL BUSINESS EXPENSES:

- A. Professional Organizations and Development.** Subject to sufficient budget resources, the Employer agrees to budget for and to pay for the following:
1. Professional dues and subscriptions of the Employee necessary for continuation and full participation in national, regional, state, and local associations and organizations necessary and desirable for the Employee's continued professional participation, growth, and advancement, and for the good of the Employer.
 2. Travel and subsistence expenses of the Employee for professional and official travel, meetings, and occasions to adequately continue the professional development of the Employee and to pursue necessary official functions for the Employer.
 3. Travel and subsistence expenses of the Employee for short courses, institutes, and seminars that are necessary for the Employee's professional development and for the good of the Employer.
- B. General Expenses.** The Employer recognizes that certain expenses of a work-related nature may be incurred by the Employee and agrees to reimburse or to pay said work-related expenses in the same manner as other City employees in accordance with City of Goldendale Personnel Policy Manual.
- C. Civic Organizations.** The Employer acknowledges the value of having the Employee participate and be directly involved in local civic clubs or organizations. Accordingly, the Employer shall pay for the reasonable membership fees, meals, and/or dues to enable the Employee to become an active member in local civic clubs or organizations.

SECTION 8. OTHER TERMS AND CONDITIONS OF EMPLOYMENT: The Mayor and the City Council may fix in writing any such other terms and conditions of employment, as they may determine from time to time, relating to the performance of Employee.

SECTION 9. TERMINATION: The Employee understands and agrees that the Employee's employment is strictly "at will" meaning the Employee may quit, with or without cause, at any time by providing written notice to the mayor. The city, through the Mayor, may terminate the Employee's employment, with or without cause, at any time by providing written notice to the Employee. Nothing in this Agreement or in any city manuals, ordinances, etc., shall prevent, limit or otherwise interfere with the City's "at will" right to terminate this Agreement, with or without cause, at any time. The parties acknowledge and agree that Goldendale Personnel Policy Manual Chapter 10 ("Discipline and Termination") shall not apply.

SECTION 10. TERMINATION:

A. Termination by the City without cause. Consistent with RCW 35A.12.020 and .090, , the Employee may be terminated from employment with the Employer by the mayor for any reason or for no reason at all. In the event the Employee is terminated at any time following the six-month probationary period (Goldendale Personnel Policy Manual, § 3.4) for any reason other than for "cause," as defined in Section 10.C of this Agreement,

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4 the Employer will be responsible for paying the Employee's compensation, as
5 determined pursuant to Section 3 of this Agreement, as well as medical, dental, and
6 vision benefits, for a period of six months from the effective date of termination.

7 **B. Termination by the Employee.** The Employee may terminate his employment with the
8 Employer through voluntary resignation. The Employee shall endeavor to provide at
9 least forty-five (45) days' notice, but not less than thirty (30) days' notice of his intent to
10 terminate his employment, unless both Parties agree otherwise. The Employer may, at
11 its option, discharge the Employee immediately and pay salary and benefits as if the
12 Employee were fully employed until the end of the notice period.

13 **C. Termination for Cause.**

- 14 1. The Employee may be terminated for "cause" if the Employer has a fair and honest
15 cause or reason to terminate the Employee regulated by good faith on the part of the
16 Employer and based on facts:
- 17 a. that are supported by substantial evidence; and
 - 18 b. that are not based upon any arbitrary, capricious, or illegal reason. Acts, errors,
19 or omissions that discredit the City, or materially impair the provision of services
20 to the citizens of the City, as determined by the mayor, shall constitute "cause."
- 21 2. The following are additional examples of the types of conduct that may constitute
22 "cause" and result in termination for cause-this list is not exhaustive nor is it intended
23 to identify all possible bases for termination for "cause":
- 24 a. Consumption or possession of alcohol, illegal drugs, or controlled substances on
25 the job, or arriving at work under the influence of alcohol, illegal drugs, or
26 controlled substances;
 - 27 b. Violation of a lawful duty;
 - 28 c. Insubordination;
 - 29 d. Conviction of a felony or misdemeanor involving moral turpitude;
 - 30 e. Acceptance of fees, gratuities, or other valuable items in the performance of the
Employee's official duties for the City; or
 - f. Engaging in any transaction or activity that is in conflict with or incompatible
with the proper discharge of official duties.
3. The procedure for implementing termination for cause shall be in accordance with
the principles of due process as hereafter set forth:
- a. Prior to termination, the Employer shall notify the Employee of the reason(s)
he/she is being terminated for cause and provide the Employee with an
opportunity to respond prior to any final action being taken. Said response may
be oral, in writing, or both oral and written.
 - b. The purpose of the foregoing procedure is to permit the Employee to intelligently
respond to the reason(s) for termination for cause before a decision is irreversibly
made, thus providing the Employer with an opportunity to re-evaluate the
proposed decision in light of the Employee's response.
4. Upon termination for cause under this Section, this Agreement shall be terminated,
and no further salary or benefits may be paid to the Employee.

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SECTION 11. PERFORMANCE EVALUATION: The Employee will receive a performance evaluation on an annual basis from the Mayor after consultation with the City Council. The Mayor shall counsel Employee from time to time concerning the Employee's performance, at the discretion of the Mayor and/or City Council.

SECTION 12. ADMINISTRATIVE COOPERATION: The Employee will coordinate and cooperate with the Mayor and City Council regarding City business. The Employee will present verbal and written recommendations first to the Mayor and then to the City Council prior to and during City business meetings regarding all City activities, projects and plans. The Employee will coordinate first with the Mayor and then with City Council regarding the future of the City with regard to planning and development of the City for the betterment of the community and its future.

SECTION 13. CITY OF GONDENDALE PERSONNEL POLICY MANUAL AND ORDINANCES: The provisions in the City of Goldendale Personnel Policy Manual and Ordinances shall be applicable to the Employee except for any provisions which contradict the terms of this Agreement. In the event of any contradiction between the Manual, the Ordinances and this Agreement, the terms of this Agreement shall supersede the provisions in the Manual and any Ordinances.

SECTION 14. ENTIRE AGREEMENT: This Agreement contains the entire agreement between the parties respecting the matters set forth herein and supersedes all prior agreements between the parties hereto respecting such matters.

SECTION 15. GOVERNING LAW: This Agreement shall be construed in accordance with the laws of the State of Washington.

SECTION 16. NO WAIVER: No waiver of any breach by either party of the terms of this Agreement shall be deemed a waiver of any subsequent breach of the Agreement.

SECTION 17. COUNTERPARTS: This Agreement may be executed simultaneously in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

SECTION 18. AMENDMENT: No amendment of this Agreement shall be effective unless the amendment is in writing, signed by each of the parties.

SECTION 19. NOTICES: All notices and demands which either party may be required or desires to serve on the other party shall be in writing carried out by either and/or hand delivery, U.S. Postal Service, email, facsimile, personal service or by mailing a copy by certified or registered mail.

IN WITNESS WHEREOF, the Mayor, with the concurrence of the City Council, has been

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authorized to sign and execute this Agreement on behalf of the City of Goldendale and duly attested by the City Clerk. The Employee has signed and executed this Agreement, both in duplicate, the day and year first above written.

CITY OF GOLDENDALE:

EMPLOYEE:

MAYOR MICHAEL CANON

PATRICK R. MUNYAN, JR.

ATTEST:

CONNIE BYERS, CITY CLERK

CITY OF GOLDENDALE
POSITION DESCRIPTION

TITLE: City Administrator

FLSA Classification: Exempt

CLASSIFICATION SUMMARY:

The City Administrator reports directly to the Mayor. The work requires excellent communication skills, program planning, implementation, evaluation skills, and leadership skills in a team management environment. Duties performed within this classification must be accomplished within the framework of governing state and local laws and the general policies and procedures established by the City Council.

SUPERVISION RECEIVED AND EXERCISED:

This position reports directly to the Mayor and has such authority as delegated by the Mayor.

ESSENTIAL DUTIES AND RESPONSIBILITIES:

1. Under the direct authority and supervision of the Mayor, the Administrator coordinates the day to day operations of the various city offices, departments, commission and boards, in carrying out requirements of city ordinances and the policies of the City Council, and administers the carrying out of decisions, regulations, policies of the various city departments, commissions and boards.
2. Attends all meetings of the City Council and responds to media and other organizations as necessary. Directs the preparation of the Council agenda furnishing pertinent documents, reports and briefings as needed. Reports regularly to the Mayor and the City Council concerning the status of all his assignments, duties, projects and functions as well as those of various city offices, departments, commissions and boards.
3. Works with the Mayor on preparation of the annual budget and administers it after adoption.
4. Acts as the personnel officer for the city under the direction of the Mayor and with such authority as the Mayor may designate, including the representing the City in labor relations functions and recommends bargaining guidelines and settlements to the City Council.
5. Supervises all expenditures by the various city offices, commissions, departments and boards for the purpose of keeping them within the limitations of the annual budget of the City.
6. Monitors the City's financial condition by regularly evaluating revenue/expenditure trends recommending changes as necessary to maintain a

- sound financial condition. Maintains intergovernmental coordination related to available funding, researches and pursues new funding/revenue sources.
7. Acts as the City's purchasing agent and auditing officer for the City.
 8. Prepares periodic financial statements for the Mayor and City Council as determined by the laws of the City and State.
 9. Insures legal compliance with GAAP and BARS Accounting polices and procedures.
 10. Prepares the Annual Reports
 11. Identifies outside sources of funding, prepares application for such funds and administers the funding program guidelines.
 12. Develops and facilitates the economic development program of the City; oversee the revitalization of the City's downtown core; coordinates local and regional economic development efforts to insure compliance with state and federal guidelines. Helps to coordinate and oversee the development of tourism promotion and web site design.
 13. Facilitates the City's intergovernmental relation functions with federal, state, county and regional agencies.
 14. Acts as the City's planner, recommending comprehensive plan updates for text and map amendments. Functions as the City's SEPA responsible official. Directs and responds to various planning applications filed in accordance with Title 16 and Title 17 of the Goldendale Municipal Code. Prepares recommendations and staff reports to the Planning Commission, Board of Adjustment and City Council. Is considered an ex-officio secretary of the Planning Commission and the Board of Adjustment.
 15. Facilitates outreach efforts to the community to provide citizen awareness of City goals and operations by maintaining close contact with citizens, responding to questions and making public presentations. Meet with a wide variety of civic and business leaders, community groups and governmental agencies regarding their concerns, program priorities and City services.
 16. Administers the City's risk management program and represents the City as a member of insurance pool. Coordinates the claims/incident reporting for the liability and property insurance programs and special event functions. Facilitates the interlocal and outside consultant agreements and contracts.
 17. Coordinates the maintenance and improvement of the City's information technology systems.
 18. Assists the Mayor generally in conducting the City's business in all matters and performs such other duties and such other duties and such other responsibilities as the Mayor may direct and as required by ordinances and resolutions of the City Council.

SELECTION FACTORS:

Knowledge of:

- Municipal finance, economic development, labor relations, planning and public works issues.

- Municipal government organization, authority, functions and relationships with other governmental jurisdictions.
- Effective management and organizational principles, practices and methods.
- Environmental regulations and development processes/ordinances.

Ability to:

- Establish and maintain effective working relationships with the Mayor, City Council, commissions and boards, elected officials, government agencies, department heads, other employees, and the general public.
- Possess excellent communication and interpersonal skills both orally and in writing and possess skills to facilitate agreements among competing interests.
- Make public presentations in a clear and credible manner
- Comprehend and interpret laws, ordinances, rules and regulations
- Develop, organize and direct comprehensive citywide goals, objectives, and administrative operations.

TOOLS AND EQUIPMENT USED

Personal computer, telephone, copy machine and fax machine

WORKING CONDITIONS

Work is performed primarily in an office environment while sitting at a desk or computer terminal for extended periods of time. However, some travel to a variety of locations to perform work and /or attend meetings is required. Minimal physical exertion may be required to lift office materials and lift office materials. Sufficient powers of observation are required to review written reports and other material and monitor staff performance.

MINIMUM QUALIFICATIONS

Bachelor's degree in Business, Public Administration, Government, Political Science, or related field; three years experience in municipal government in progressively responsible positions, experience in supervising and managing local governmental services is preferred; or any satisfactory equivalent combination of experience and training. A Master's Degree in a relevant field is desirable

The duties listed above are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position.

The job description does not constitute an employment agreement between the employer and employee and is subject to change by the employer as the needs of the employer and requirements of the job change.

Chapter 2.12 CITY ADMINISTRATOR

Sections:

- 2.12.010 Position established--Appointment--Removal--Salary.
- 2.12.020 Combination of position--Allowed.
- 2.12.030 Duties, powers and responsibilities.

2.12.010 Position established--Appointment--Removal--Salary.

There is established the office of city administrator. The city administrator shall be appointed and removed by the mayor, subject to the confirmation of such action by at least five council persons. The city administrator shall be chosen solely on the basis of comprehensive administrative ability. The salary of such office shall be fixed from time to time by the council. (Ord. 1309 §1, 2003: Ord. 1172 §1, 1995)

2.12.020 Combination of position--Allowed.

The office of city administrator may be combined with any other appointive position in the city; provided, that when combined, the compensation shall be fixed by the council for the combined office and shall not necessarily be the total of the compensation fixed for each office individually. (Ord. 1172 §2, 1995)

2.12.030 Duties, powers and responsibilities.

The city administrator shall have the following specific duties, powers and responsibilities, all subject to the direction, supervision and authority of the mayor, in addition to others provided in this chapter or otherwise:

A. The administrator shall supervise, administer and coordinate the activities and functions of the various city officers, departments, commissions and boards via the department heads in accordance with city ordinances, good government, state and federal statutes and the policies of the mayor and council to assure the effective and efficient utilization of city employees, funds, materials, facilities, and time and optimum services to the community;

B. The administrator shall:

1. Regularly report to the mayor concerning the status of the assignments, duties, projects and functions of the various city offices, departments, boards and commissions,
2. Serve as personnel officer for the city who shall develop job descriptions, job classifications and pay plan in conjunction with the appropriate department head, personnel policies for city employees, adopt and implement policies directed by the state and federal governments affecting personnel matters to department heads, and, subject to the approval of the mayor, hire, suspend, and discharge city employees, except those positions appointed by the mayor and subject to civil service provisions,
3. Advise the department heads on, and oversee the preparation of the annual budget, submit the budget to the mayor and council, and be responsible for its administration after adoption,
4. Establish administrative objectives of the budget, identify budget constraints, monitor the city's financial condition by regularly evaluating revenues and expenditure trends and keep the city's operation within the limitations of the annual budget and any long range planning projected for the city, and recommend to the council changes in service levels, service fees, utility rates, and taxes as necessary to maintain a sound financial condition,
5. Assist the mayor and council generally in conducting the city's business in all matters, negotiate labor agreements, serve as liaison officer for the mayor, and

perform other duties as the mayor directs, or as required by ordinance or resolution of the city council,

6. Meet with the mayor and council as often as necessary to keep them informed of the status and result of departmental operations and projects,

7. Represent the city at meetings with other governmental units, agencies, commissions and associations as directed by the mayor,

8. Be informed about available federal and state grants and loans that could be of benefit in the operation of the city, notify the appropriate department of its availability, and, appropriate department to apply for the grant or loan. (Ord. 1172 §3, 1995)

This page of the Goldendale Municipal Code is current through Ordinance 1391, passed November 16, 2009.

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City Website:
<http://www.ci.goldendale.wa.us/>
(<http://www.ci.goldendale.wa.us/>)
City Telephone: (503) 773-3771
Code Publishing Company
(<http://www.codepublishing.com/>)

CITY OF GOLDENDALE
POSITION DESCRIPTION

TITLE: Public Works Director

FLSA Classification: Exempt

CLASSIFICATION SUMMARY:

Appointed by the Mayor. Acts as the administrative head of the public works department and has general supervisory authority for public works. The position plans and directs the operation and activities of the public works department personnel. Duties performed within this classification must be accomplished within the framework of governing state and local laws and the general policies and procedures established by the City Council.

SUPERVISION RECEIVED AND EXERCISED:

This position reports to the Mayor, or his designee, and exercises supervision the public works department staff.

ESSENTIAL DUTIES AND RESPONSIBILITIES

1. At the direction of the City Administrator, the Public Works Director will oversee the development and planning of the City's infrastructure and capital improvements; direct Public Works employees in managing the City's water and wastewater treatment facilities and distributions systems, repair and maintain all streets and transportation support systems, parks facilities and all City owned and operated buildings.
2. Advise the City Administrator, Mayor, and City Council on a wide range of public works related issues; serve as a member of the Executive Team; serve as the primary contact to federal and state agencies regarding land, water, street, and sewer usage.
3. Serve as a strategic and inspirational leader to the employees of the Public Works Department while managing diverse resources and numerous projects simultaneously; coach employees in working to achieve their fullest capabilities; conduct performance evaluations; and administer disciplinary action when necessary in accordance with the City's personnel policies and the collective bargaining agreement.
4. Prepare and oversee the Public Works Department's annual budget; analyze and review budgetary and financial data; control and authorize expenditures in accordance with established limitations; solicit bids and

quotes from private contractors; review the work completed and authorize distribution of funds; and monitor the purchase of equipment and materials.

5. Maintain a wide range of public documents and records regarding physical improvements and construction, building and land specifications.
6. Prepare a wide range of written reports that contain both narrative and statistical data; present information in a written format to elected officials, members of the community, and at professional meetings; and prepare state/federal mandated documents and certifications.
7. Oversee and direct others in managing the day-to-day activities of the Public Works Department; respond to calls for service; establish routine and preventive maintenance schedules for streets, sewer, and new water systems.

SELECTION FACTORS:

Knowledge of:

- Construction, operation and maintenance of municipal water, wastewater, storm drainage, streets, parks and public building issues.
- Municipal government organization, authority, functions and relationships with other governmental jurisdictions.
- Effective management and organizational principles, practices and methods.
- Environmental regulations and development processes/ordinances.

Ability to:

- Establish and maintain effective working relationships with the City Administrator, department heads, subordinates and the general public.
- Possess good communication and interpersonal skills both orally and in writing and have the ability to follow and understand written and oral instruction.
- Work under pressure; handle verbal abuse and/or abusive language.
- Develop sound work practices in regard to scheduling, budgeting, and plan own work schedule and those of subordinates in order to meet work flow demands in timely and efficient manner.
- Analyze and understand technical information and reports and apply to departmental operations.
- Effectively motivate personnel performance.

TOOLS AND EQUIPMENT USED

Personal computer, with computer aided drafting (CAD) capabilities, telephone, copy machine and fax machine

WORKING CONDITIONS

Work is performed primarily in an office environment while sitting at a desk or computer terminal for extended periods of time. However, some travel to a variety of locations to perform work and /or attend meetings is required. Minimal physical exertion may be required to lift office materials and lift office materials. Sufficient powers of observation are required to review written reports and other material and monitor staff performance.

MINIMUM QUALIFICATIONS

Five (5) years of progressively responsible experience in a public works field or related field, and a minimum of three (3) years in a supervisory/management related position. Applicant must have a working knowledge of municipal construction, street repair, sewer operations, and management of water systems. Experience in managing a waster water treatment facility is desirable.

The duties listed above are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position.

The job description does not constitute an employment agreement between the employer and employee and is subject to change by the employer as the needs of the employer and requirements of the job change.

**Chapter 2.44
DEPARTMENT OF PUBLIC WORKS**

Sections:

- 2.44.010 Creation.
2.44.020 Appointment and salary.
2.44.050 General public works director authority.

2.44.010 Creation.

There is created a department in the city government to be known as the department of public works. (Ord. 1312 §2 (part), 2003: Prior code §2.42.010)

2.44.020 Appointment and salary.

The office of public works director shall be appointed and subject to dismissal by the mayor, with the confirmation of five city council persons. The salary of such office shall be affixed by the city council. (Ord. 1312 §2 (part), 2003: Ord. 1174(part), 1995: Ord. 1159 (part), 1995: Ord. 1061 §2, 1990: prior code §2.42.020)

2.44.050 General public works director authority.

General supervisory authority for general public works is vested in the public works director in the following areas:

- A. Construction, repair and maintenance of all city streets, alleys, sidewalks and other public right-of-way, property and buildings;
- B. All surveys, diagrams, plats, specifications and estimates required in all physical improvements and construction done by city forces;
- C. Operation and maintenance of the water treatment facilities and distribution systems;
- D. Operation and maintenance of the wastewater treatment facilities and sewer collection systems;
- E. Construction of new city facilities with city forces when directed and approved by council;
- F. City parks and facilities;
- G. Preserving and keeping on file in his office, subject to public use and inspection, all surveys, diagrams, plats, specifications and estimates relating to physical improvements and construction undertaken by the city;
- H. Management of funds, budgeted and approved by the council to assure that all expenditures of the department are within budget requirements; and, in connection with construction of facilities by city forces, within statutory limitation of state bid laws;
- I. Field supervision and inspection of all construction contracts for city facilities;
- J. City equipment, building and facilities. (Ord. 1312 §2 (part), 2003: Ord. 1174 (part), 1995: Ord. 1159 (part), 1995: Ord. 1061 §5, 1990: Ord. 983 §§3, 4, 1988; prior code §2.42.050)

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 Code Publishing Company
[\(http://www.codepublishing.com/\)](http://www.codepublishing.com/)

AGENDA BILL: I2

AGENDA TITLE: ANIMAL CONTROL FEE REVISION

DATE: MARCH 21, 2021

ACTION REQUIRED:

ORDINANCE X COUNCIL INFORMATION X

RESOLUTION _____ OTHER _____

MOTION X

EXPLANATION:

At the request of the Police Department there were some minor language changes to the Animal Control Ordinance including language that will charge the animal owner actual fees and cost of impoundment. The Chief will provide more detail on the request.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO APPROVE THE ORDINANCE FOR ITS FIRST READING.

Sections:

- [6.04.010 Definitions.](#)
- [6.04.020 License required.](#)
- [6.04.030 License exception.](#)
- [6.04.040 License--Humane care requirements.](#)
- [6.04.050 License fees.](#)
- [6.04.060 License revocation.](#)
- [6.04.070 Minimum space requirements--Dogs.](#)
- [6.04.080 Nuisance.](#)
- [6.04.090 Dogs barking.](#)
- [6.04.100 Female in heat.](#)
- [6.04.110 Abuse prohibited.](#)
- [6.04.120 Quarantine.](#)
- [6.04.130 Rabies suspect.](#)
- [6.04.140 Dogs--Restraint.](#)
- [6.04.150 Impoundment--Authorized.](#)
- [6.04.160 Impoundment--Disposition.](#)
- [6.04.170 Impoundment--Redemption fee.](#)
- [6.04.180 Dangerous dogs--Definition.](#)
- [6.04.190 Dangerous dogs--On premises.](#)
- [6.04.200 Dangerous dogs--Off premises.](#)
- [6.04.210 Dangerous dogs--License, insurance or bonding requirements for owners.](#)
- [6.04.220 Dangerous dogs--Declaration procedure.](#)
- [6.04.230 Enforcement.](#)
- [6.04.240 Violation--Penalty.](#)

6.04.010 Definitions. SHARE

As used in this title, the following terms mean:

- A. "Animal" means any animal other than human.
- B. "Animal control officer" means the city employee primarily responsible for the enforcement of this title.
- C. "Animal shelter" means any premises designated by city administrative authority for the purpose of impounding and caring for animals held under authority of this chapter.
- D. "Dogs" means any animal of the species Canidae, regardless of sex.
- E. "Leash" means a restraint less than ten feet in length.
- F. "Owner" means any person, partnership or corporation owning, keeping or harboring animals.
- G. "Person" means an individual, partnership, company or corporation.
- H. Restraint. An animal is under "restraint" if on the premises of its owner and if accompanied by a responsible person and under that person's control.
- I. "Veterinary hospital" means any establishment maintained and operated by a licensed veterinarian for the diagnosis and treatment of diseases and injuries of animals.

All other words and phrases used herein will have their commonly accepted meanings. (Ord. 1464 §1(part), 2016)

6.04.020 License required.

No person shall, without first obtaining a license therefor in writing from the city of Goldendale, own, keep, harbor or have custody of any dog six months of age or older. Licenses are due on January 1st of each year and become delinquent on April 1st; thereafter a ten dollar penalty shall be added to the cost of the license. (Ord. 1464 §1(part), 2016)

6.04.030 License exception.

A. The provision of this chapter shall not apply to the maintenance of dogs for medical treatment by a licensed veterinarian, ~~or the animal control shelter operated by the city of Goldendale.~~

B. The section of this chapter requiring a license shall not apply to nonresidents of the city who are keeping only domestic pets, provided that animals of such owners shall not be kept in the city longer than thirty days and that the animals are kept under restraint. (Ord. 1464 §1(part), 2016)

6.04.040 License--Humane care requirements.

The city shall promulgate regulations for humane care of the owner's animals and for compliance with all provisions of this chapter and other applicable state and local laws. The city may amend such regulations from time to time as is deemed desirable for the public health and welfare and to protect animals from cruelty. (Ord. 1464 §1(part), 2016)

6.04.050 License fees.

A. Upon a showing by any applicant that he is prepared to comply with the regulations promulgated by the city, a person shall be issued a license following payment of the applicable fee as follows:

1. For each nonneutered male dog, fifty dollars;
2. For each neutered male dog, ten dollars;
3. For each unspayed female dog, fifty dollars;
4. For each spayed female dog, ten dollars;

~~5.— No fee shall be required of any veterinary hospital;~~

~~56.~~ For each neutered male dog or spayed female dog owned by a senior person over the age of sixty-two years, seven dollars and fifty cents;

~~67.~~ For each declared dangerous dog, two hundred fifty dollars;

~~78.~~ A lost tag can be replaced at a cost of five dollars;

89. Any purchased after July 1st of any calendar year, by any new owner of any animal or is a new resident, shall pay one-half of the original fee listed above.

B. Upon the payment of such license fee to the clerk-treasurer or designee, and upon being shown proof of a current rabies vaccination, it shall be the duty of the clerk-treasurer or designee to issue a license to the party making application therefor, except as hereinafter provided.

C. The license shall expire on the thirty-first day of December in the year of issuance thereof and the time fixed for the issuing of a license shall commence on the first day of January of each year and no license shall be issued to expire at any other time than that date.

D. The clerk-treasurer or designee shall, together with the license, furnish a suitable tag which shall be worn by the dog for which such license is issued and shall be fastened to such dog in such manner that it can easily be inspected at all times by city authorities. (Ord. 1464 §1(part), 2016)

6.04.060 License revocation.

The clerk-treasurer may revoke any license if the person holding the license refuses or fails to comply with this chapter, the regulations promulgated by the clerk-treasurer, or any state or local law governing cruelty to animals or the keeping of animals. Any person whose license is revoked shall, within ten days thereafter, humanely dispose of any animals being owned, kept, or harbored by such person and no part of the license fee shall be refunded. It shall be a condition of the issuance of any license to any owner of animals kept for commercial purposes that the animal control officer shall be licensed to inspect all animals and the premises where animals are kept at any time and the clerk-treasurer shall, if permission for such inspections is refused, revoke the license of the refusing owner. (Ord. 1464 §1(part), 2016)

6.04.070 Minimum space requirements--Dogs.

A. Five square feet of accessible surface area for each pound of weight when confined within a fenced outdoor area;

B. Five square feet of accessible surface area for each pound of weight when chained or tethered to a fixed point, provided nothing shall be permitted to obstruct the chain or tether so as to render the animal incapable of free access to the required area;

C. Five square feet of accessible surface area for each pound of weight when tethered to a movable cable, wire, pulley, or combination thereof.

D. Any owner of four or more shall make application thereof, on an annual basis to the city council, upon a form provided by the clerk-treasurer, and shall attach a property plot plan detailing that the accessible surface area meets the requirements outlined above and an explanation on the steps the dog owner will take to address any potential nuisance complaints. Upon approval the clerk-treasurer, or designee, will process the payment of the license fees according to the schedule outlined in Section 6.04.050. (Ord. 1464 §1(part), 2016)

6.04.080 Nuisance.

No owner shall fail to exercise proper care and control of his animals to prevent them from becoming a public nuisance.

A. The owner of every animal shall be responsible for the removal of any excreta deposited by his animal(s) on public areas or private property, and shall carry a bag to facilitate the removal of excreta. The owner shall further not permit such excreta or food supplies, on the property of the owner or elsewhere, to be or become a breeding place for insects or flies, to be or become unsanitary, or to give offensive odor. Failure to remove excreta shall be cited in accordance with Chapter [1.20](#).

B. Any person causing or allowing any pen, yard, or dog run or other structure wherein any dog may be kept to become unclean or unsanitary because of the failure to remove and dispose of filth, trash or excrement which emits noxious odors or is hazardous to humans or any animal and such allowance shall be cited in accordance with Chapter [1.20](#).

C. Any animal which trespasses upon the property of another and which interferes with the quiet enjoyment of a residential property, or which flies, buzzes, digs or otherwise harasses any person while off the owner's or custodian's property, shall be considered a nuisance animal and such trespass and/or harassment shall be cited in accordance with Chapter 1.20. (Ord. 1464 §1(part), 2016)

6.04.090 Dogs barking.

A. It is unlawful for any person knowingly to keep or harbor any dog which habitually barks, howls or yelps for more than five minutes in one hour, disturbs the peace and quiet of the neighborhood, or in such manner as to unreasonably disturb persons in the neighborhood. Whoever harbors such a dog maintains a public nuisance, and shall be guilty of a civil infraction as defined in Chapter [1.20](#).

B. Whenever any person shall complain to the animal control officer or the city that a dog which habitually barks, howls or yelps is being kept by any person in the city, the animal control officer shall first notify the owner of the dog that a complaint has been received and that the person should take whatever steps necessary to alleviate the barking, howling or yelping.

C. When a notice given to the person alleged to be keeping a dog as set forth in subsection B of this section is ineffective, then a written verified complaint of at least two persons not from the same residence may be presented to the animal control officer or the city, alleging that a dog that habitually barks, howls or yelps is being kept by a person within the city. If the animal control officer observes the violation, his/her written statement can substitute for one of the persons.

D. The authorized enforcement officer shall inform the owner of such dog that the petition has been received and may cite the owner of the dog for violation of this section. (Ord. 1464 §1(part), 2016)

6.04.100 Female in heat.

Every female dog in heat shall be confined in a building or secure enclosure in such manner that the female dog cannot come in contact with another animal except for planned breeding. Any owner or person responsible for the care and keeping of the dog in accordance with this section who violates the provisions of this section shall be fined according to Chapter 1.20. (Ord. 1464 §1(part), 2016)

6.04.110 Abuse prohibited.

No owner shall fail to provide animals with sufficient good and wholesome food and water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and with

humane care and treatment. No person shall beat, cruelly ill treat, torment, overload, overwork, or otherwise abuse any animal, or cause any or permit any dog fight, cockfight, bullfight or other combat between animals or between animals and humans. No owner of an animal shall abandon such animal. No person shall crop a dog's ears except when a licensed veterinarian issues a signed certificate that the operation is necessary for the dog's health or comfort and in no event shall any person except a licensed veterinarian perform such an operation. (Ord. 1464 §1(part), 2016)

6.04.120 Quarantine.

Any animal which bites a person shall be quarantined for ten days if ordered by the director of public health. During quarantine the animal shall be securely confined and kept from contact with any other animal. At the discretion of the director of public health, the quarantine may be on the premises of the owner. If the director of public health requires other confinement, the owner shall surrender the animal for the quarantine period to an animal shelter or shall, at his own expense, place it in a veterinary hospital. (Ord. 1464 §1(part), 2016)

6.04.130 Rabies suspect.

No police officer or other person shall kill, or cause to be killed, any animal suspected of being rabid, except after the animal has been placed in quarantine and the diagnosis of rabies made by a licensed veterinarian. If a veterinarian diagnoses rabies in an animal in quarantine, then the animal shall be humanely killed and the head of such animal sent to a laboratory for pathological examination and confirmation of the diagnosis. (Ord. 1464 §1(part), 2016)

6.04.140 Dogs--Restraint.

All dogs, off premises of owner's property, shall be kept on a leash inside the city limits. (Ord. 1464 §1(part), 2016)

6.04.150 Impoundment--Authorized.

A. Notwithstanding the provisions of this section, if an animal is found at large and its owner can be identified and located, such animal need not be impounded but may, instead, be taken to the owner. In such case, the policeman, animal control officer or other officer shall notify the clerk-treasurer of the violation of this chapter and may proceed against the owner for violation of this chapter.

B. It is unlawful for any owner or custodian of any dog to license any such dog to run loose or be at large upon any public street, highway or public place, or upon private property owned by a person or persons other than the owner or custodian of the dog, within the corporate limits of the city unless such dog is confined and controlled by a leash, rope, device or cord of such length as is sufficiently short to allow for the containment and control of such dog. Such leash, rope, device or cord shall be of such material and of such size as to ensure the custodian of the dog at the time can control and restrain the dog. Any person who elects to be at large within the corporate limits with a dog or dogs contained and controlled by a leash, rope, device or cord as provided for herein shall be in violation of this section if that person in fact does not or cannot control and contain any dog by the leash, rope, device or cord method. (Ord. 1464 §1(part), 2016)

6.04.160 Impoundment--Disposition.

Unrestrained dogs may be taken by police or the animal control officer and impounded ~~at a veterinary clinic or in an animal shelter, other similarly situated facility~~ and there confined in a humane manner. Impounded dogs shall be kept for not less than three days unless reclaimed by their owners. If by a license tag or by other means the owner can be identified, the animal control officer, or designee shall immediately upon impoundment notify the owner by telephone or by mail of the impoundment of the animal. Dogs not claimed by their owners within three days may be handed over to an organization for potential adoption or be humanely disposed of by the animal control officer, or designee. (Ord. 1464 §1(part), 2016)

6.04.170 Impoundment--Redemption fee.

An owner reclaiming an animal impounded pursuant to this chapter shall, before the animal is released, purchase a license for the animal if it is unlicensed ~~pursuant to Section 6.04.050 License fees~~ and in addition thereto ~~shall reimburse the City of Goldendale actual fees and costs of the impoundment. pay a fee of thirty dollars for the first impoundment, plus ten dollars for each day the animal has been impounded, and for the second impoundment a fee of sixty dollars, plus ten dollars for each day the animal has been impounded, and for the third impoundment, a fee of one hundred twenty dollars, plus fifteen dollars for each day the animal has been impounded.~~ (Ord. 1464 §1(part), 2016)

6.04.180 Dangerous dogs--Definition.

For the purpose of Sections [6.04.190](#) through [6.04.240](#), the following words shall have the meanings set out in this section:

- A. "Appellant" means the owner of a dog or hybrid dog who seeks review of a dangerous dog declaration before either the city chief of police or the Goldendale municipal court.
- B. "Dangerous dog" means:
1. Any dog or hybrid dog with a known propensity, tendency, or disposition to attack, without provocation, any human or domestic animal, either on public or private property; or
 2. Any dog or hybrid dog that chases or approaches a person or domestic animal, without provocation, in a menacing fashion or apparent attitude of attack, either on public or private property; or
 3. Any dog or hybrid dog that inflicts a bite or bites, without provocation, any human or domestic animal, either on public or private property.
- C. "Bite" or "bites" means by use of a dog's teeth, including fangs, such dog cuts, grips, or tears the body of a human or a domestic animal, and/or pierces the skin of a human or a domestic animal, and/or grabs, grips, or seizes the body and/or the clothing of a human or a domestic animal.
- D. "Owner" means any person or legal entity having a possessory property right in a dog, or who harbors, cares for, exercises control over, or knowingly licenses a dog to remain on premises occupied by the legal entity.

E. "Provocation" means taunting, striking, or screaming at a dog, or unauthorized entry into or onto the premises where a dog is kept.

F. "Unconfined" means not securely confined indoors and not confined in a securely enclosed locked pen or structure. Such pen or structure shall have attached sides and a secure top. If the pen or structure has no flooring secured to the sides, the sides shall be embedded into the ground no less than eighteen inches.

G. "City" means the city of Goldendale, Washington.

H. A dog in the possession of a law enforcement official for law enforcement purposes shall not be deemed a dangerous dog. (Ord. 1487 §2(part), 2018)

6.04.190 Dangerous dogs--On premises.

The owner of a dangerous dog as defined in Section [6.04.180](#) shall not permit such dog to go unconfined upon the premises of such owner. (Ord. 1487 §2(part), 2018)

6.04.200 Dangerous dogs--Off premises.

The owner of a dangerous dog as defined in Section [6.04.180](#) shall not permit such dog to go beyond the premises of such person unless such dog is securely leashed and muzzled or otherwise securely restrained and muzzled. (Ord. 1487 §2(part), 2018)

6.04.210 Dangerous dogs--License, insurance or bonding requirements for owners.

A. The owner of a dangerous dog shall, in addition to the foregoing requirements, be required to license the dangerous dog. The license fee shall be two hundred fifty dollars payable at the time of registering the dog with the city.

B. In addition to the license fee the following shall also be required:

1. A surety bond issued by a surety insurer qualified under Chapter [48.28](#) RCW in the sum of at least two hundred fifty thousand dollars, payable to any person injured by the vicious dog; or
2. A policy of liability insurance, such as homeowner's insurance, issued by an insurer qualified under RCW Title [48](#) in the amount of at least two hundred fifty thousand dollars, insuring the owner for any personal injuries inflicted by the dangerous dog.
3. Evidence that the labeled dog has been implanted with a microchip and placed on a local and national registry, at the owner's expense, must be submitted to the city of Goldendale police department. This must be accomplished within five days after the receipt of the dangerous dog declaration issued by the animal control officer.
4. Securely enclosed, locked pen or structure. Such pen or structure shall have attached sides and a secure top. If the pen or structure has no flooring secured to the sides, the sides shall be embedded into the ground no less than eighteen inches. A sign

posted on the enclosure that states "dangerous dog" that is no smaller than eight by ten inches in size. (Ord. 1487 §2(part), 2018)

6.04.220 Dangerous dogs--Declaration procedure.

A. The animal control officer for the city of Goldendale shall cause a dangerous dog declaration to be sent to the person, at that person's last known address, by personal service or certified mail, return receipt requested, who is believed to have been in possession of the dangerous dog, or to the person believed to have had the dangerous dog on premises within that person's control.

B. The dangerous dog declaration shall state:

1. The animal control officer believes that the animal is a dangerous dog; and
2. The animal will be destroyed within seven days unless a request for a hearing is timely received by the city; and
3. The person being notified will be responsible for the cost of impounding, kenneling, and destroying the animal; and
4. The person has a right to contest the determination that the animal is a dangerous dog by requesting a meeting within six days from the date appearing on the notice.

C. Request for Hearing to Contest Dangerous Dog Declaration.

1. If a request for a hearing to contest the determination that a dog is a dangerous dog is received by the city within six days from the date appearing on the dangerous dog declaration, whether by in-person request to the Goldendale city police department or by mail to said department, then a hearing date shall be set by the city.
2. The hearing shall be conducted by the city police chief. At the hearing, the owner, who shall be known as the appellant, shall be allowed to present evidence. The rules of evidence do not apply at such hearing.
3. If the dog is found to be a dangerous dog, it shall be licensed and insured or bonded as a dangerous dog, or the dog shall be destroyed and the costs of impounding, kenneling, and destroying the animal shall be assessed against the appellant.
4. If the animal is found not to be a dangerous dog, then the dog shall be released to the appellant and the cost of impounding and kenneling shall be paid by the city.
5. After such hearing, the city chief of police must issue his or her final determination, in the form of a written order, within fifteen calendar days of the date of such hearing. In the event the city chief of police determines the dog is a dangerous dog, the written order shall state a brief statement of the facts that support the determination and the signature of the person who made the determination. The written order shall be sent by mail or served in person to the owner's last known address.

D. Judicial Review after City Hearing.

1. The owner may appeal to the Goldendale municipal court after a determination by the city police chief at a hearing that a dog is a dangerous dog. Such appeal must be filed in said court within six days from the date the police chief gives notice to the appellant, either by mail or by personal service, of the written order made after the hearing before the police chief. If by mail, three additional days shall be added to the six days set forth hereinabove.
2. The appellant is responsible for all costs and filing fees associated with filing an appeal in the Goldendale municipal court.
3. At the hearing before the Goldendale municipal court, the rules of evidence shall apply. (Ord. 1487 §2(part), 2018)

6.04.230 Enforcement.

Any animal control officer or humane officer or police officer or employee of the city shall have the police power in the enforcement of this chapter and no person shall interfere with, hinder, molest or abuse any such officer or employee in the exercise of such power. (Ord. 1487 §2(part), 2018)

6.04.240 Violation--Penalty.

A. Any person who is found to have violated any part of Section [6.04.230](#) shall be guilty of a misdemeanor, punishable by up to ninety days in jail and/or a one thousand dollar fine.

B. If any such violation is continuing, each day of such violation shall be deemed a separate violation. If any person is found guilty of violating any part of this chapter, that person's license to own, keep, harbor or have custody of animals shall be deemed automatically revoked and no new license shall be issued for a period of one year. (Ord. 1487 §2(part), 2018)

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~~The Goldendale Municipal Code is current through Ordinance 1502, passed July 20, 2020.~~

~~Disclaimer: The city clerk's office has the official version of the Goldendale Municipal Code. Users should contact the city clerk's office for ordinances passed subsequent to the ordinance cited above.~~

City Website: <http://www.ci.goldendale.wa.us/>

City Telephone: (509) 773-3774

[Code Publishing Company](#)

AGENDA BILL: 13

AGENDA TITLE: FIRE DEPARTMENT STIPEND INCREASES

DATE: MARCH 21, 2022

ACTION REQUIRED:

ORDINANCE X COUNCIL INFORMATION X

RESOLUTION _____ OTHER _____

MOTION X

EXPLANATION:

After consultation with MRSC and our city attorney, it was determined that there were some limitations on how much of a stipend to members of the volunteer firemen, is allowed. Our city attorney prepared an ordinance that would take into account the us department of labor guidelines.

FISCAL IMPACT:

Cost of this request is estimated at \$70,000.00 from available cash reserves in the general fund.

The General fund has available cash reserves in the amount of \$145,000.00.

Actual cash reserves in the general fund as of 12/31/2021 total 1,171,000.00.

Estimated cash reserves in the general fund as of 12/31/2021 total \$1,026,800.00.

Actual verses estimated, in cash reserves equals \$145,000.00.

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO APPROVE ORDINANCE NO. 1516 SETTING COMPENSATION FOR VOLUNTEER FIREFIGHTERS PURSUANT TO GOLDENDALE MUNICIPAL CODE SECTION 2.36.070 AND WAIVING THE SECOND READING.

ORDINANCE NO. 1516

**AN ORDINANCE OF THE CITY OF GOLDENDALE,
WASHINGTON SETTING COMPENSATION FOR
VOLUNTEER FIREFIGHTERS PURSUANT TO
GOLDENDALE MUNICIPAL CODE § 2.36.070**

WHEREAS, the City of Goldendale has by ordinance established a volunteer fire department to include the positions of fire chief and assistant fire chief; and

WHEREAS, the City has had difficulty attracting and retaining volunteer firefighters; and

WHEREAS, an adequately staffed and trained fire department is essential to the public safety; and

WHEREAS, pursuant to Goldendale Municipal Code § 2.36.070, the City is charged with determining the appropriate compensation and wage to be paid to members of the volunteer fire department, to include the fire chief and assistant fire chief; and

WHEREAS, the City Council finds and determines that each member of the volunteer fire department, to include the fire chief and assistant fire chief, should receive as compensation an amount approximating out-of-pocket expenses (*e.g.*, costs of gasoline, meals, uniform cleaning, loss of pay) incurred to respond to incidents and attend training; and

WHEREAS, the City Council has determined that Junior Firefighters of the volunteer fire department, ages 16 and 17, the amount of twenty dollars and 00/100 (\$20.00) per incident response and/or training reasonably approximates the out-of-pocket expenses incurred by members of the volunteer fire department to respond to incidents and attend training; and

WHEREAS, the City Council has determined that the amount of forty dollars and 00/100 (\$40.00) per incident response and/or training reasonably approximates the out-of-pocket

expenses incurred by members of the volunteer fire department to respond to incidents and attend training; and

WHEREAS, the City Council finds and determines that the positions of fire chief, assistant fire chief, and captain each require additional time and effort above and beyond that required by volunteer fire fighters generally; and

WHEREAS, the volunteer fire chief position has historically required approximately 40 hours of work per month, the volunteer assistant fire chief position has historically required approximately 32.50 hours of work per month, and the volunteer captain positions have historically required approximately 12.5 hours of work per month; and

WHEREAS, the City Council finds that, consistent with past practice, it is appropriate to provide a stipend to members of the volunteer fire department who volunteer to serve in the positions of chief, assistant chief, and captain; and

WHEREAS, the United States Department of Labor has by opinion letter indicated that payments to a volunteer fire fighter should not represent more than one-fifth of what an agency would pay an ordinary full-time worker to perform the same services; and

WHEREAS, the City has investigated the rates of compensation paid to fire department chiefs, assistant chiefs and captains at cities of reasonably comparable size in Washington State; and finds and determines that, while there is significant variability in the manner and rates of compensation, the City would be required to pay full time employees amounts approximating as follows:

- Chief: \$80,000 - \$100,000
- Assistant Chief: \$75,000 - \$90,000
- Captain: \$60,000 - \$75,000

WHEREAS, the City Council finds an additional monthly stipend should be paid to the fire chief in the amount of \$1,600/month, to the assistant fire chief in the amount of \$975/month, and to each captain in the amount of \$325/month;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLDENDALE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Stipend to Volunteer Fire Fighters. Pursuant to Goldendale Municipal Code § 2.36.070(A), each member of the volunteer fire department shall receive compensation in the amount of \$40.00 each time the member of the volunteer fire department is called to respond to an incident and does so, and each time the member of the volunteer fire department is required by the chief to attend training and does so. This amount is intended to compensate the volunteer for reasonable out-of-pocket costs incurred to respond to the incident or training.

Section 2. Stipend to Volunteer Fire Chief, Assistant Chief, and Captains. In addition to the compensation for out-of-pocket costs incurred to respond to incidents and trainings as set forth in Section 1, the City shall pay a monthly stipend to volunteers in the positions of fire chief, assistant fire chief, and captain in the following amounts, payable on the last day of each month:

- chief: \$1,600
- assistant chief: \$975
- captain: \$325

This amount shall be prorated in the event a volunteer occupies any of these positions for less than a full month.

Section 3. Effective Dates. This ordinance shall be in full force and effect five (5) days after its passage and publication as required by law.

PASSED by the **CITY COUNCIL** and approved by the **MAYOR** at its regular meeting on _____, 2021.

ATTEST:

MAYOR

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

**CITY OF GOLDFENDALE
GOLDENDALE FIREFIGHTERS**

WAGE DATA COMPARABLE CITIES

Jurisdiction	Fire Chief	Fire Assistant	Comments
Buckley	\$10,168/mo.	\$8,370/mo.	In addition to a total of 4 full-time employees, the City of Buckley is comprised of approximately 80 Volunteer Firefighters that receive an annual stipend based upon the following: Training Stipend: \$1.50 per hour Quarterly Training Compliance Stipend: \$80 per Quarter Per-Call Stipend: \$7.50 12-Hour Shift Stipend: \$15 Weekend Duty Officer Stipend: \$80
Chewelah	\$700/mo. + stipend	\$350/mo. + stipend	Resolution No. 21-11 (attached) <u>Training:</u> \$12 per four hour block (including monthly scheduled training nights). Any trainee whose time exceeds the initial four hour block shall be paid an additional \$12. Payment per training session not to exceed \$24. <u>Fire Suppression:</u> \$15 per four hour block. Any firefighter whose time exceeds the initial four hour block shall be paid an additional \$15. Payment per firefighting session not to exceed \$30. No reimbursement for attendance of more than one regular monthly meeting. Fire Department Captains appointed by the Fire Chief compensated an additional \$75/mo. No more than three captains appointed at one time. Currently the City of Colfax does not have a paid Fire Chief or Assistant Fire Chief. Firefighters are volunteers. Volunteers are paid hourly (minimum wage) for the calls they respond to in the city limits.
Colfax	N/A	N/A	
Forks			
Montesano			
Prosser	\$113,505.60/yr.		The City of Prosser does not have a fire department. Fire services are provided by the West Benton Fire District. Volunteers are paid on a point system.
Raymond			
Wapato	\$76,797.00/yr.		Fire Chief is also Code Enforcer and in charge of Animal Control. Fire Chief's pay is based on all three departments. The City does not have a Fire Assistant, but the Engineer/EMT takes charge when the Chief is not in and is paid \$16.00/hr. He does extra duty for \$3.00/hr.
White Salmon	\$7,271.34/mo. (\$727.13 is allocated to fire department) – See comments.		The City of White Salmon does not have a full-time fire chief or assistant fire chief. The current fire chief is also the building official, 10% of his salary is allocated to the fire department. The salary range is \$5461.20 to \$8,681.89. He currently makes \$7,271.34 per month (\$727.13 is allocated to the fire department). The City of White Salmon has volunteers for assistant fire chief and captain. They are provided \$100 a month salary above their drill pay, etc. The city has a part-time Fire Chief who is not under union contract.
Zillah	2022 - \$2,375.22/mo. 2023 - \$2,458.40/mo.		Volunteer Firefighters earn fire points as per Resolution. 2021-31. (attached)

AGENDA BILL: 13

AGENDA TITLE: RCW 4/24/314 FIRE DEPARTMENT REIMBURSEMENT

DATE: MARCH 21, 2021

ACTION REQUIRED:

ORDINANCE

COUNCIL INFORMATION

RESOLUTION _____

OTHER _____

MOTION

EXPLANATION:

Pursuant to Council Member Ontiveros' request for an ordinance allowed by RCW 4.24.314, was prepared.

FISCAL IMPACT:

ALTERNATIVES:

STAFF RECOMMENDATION:

MOTION:

I MOVE TO APPROVE THIS ORDINANCE FOR ITS FIRST READING.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GOLDENDALE, WASHINGTON, ENACTING GOLDENDALE MUNICIPAL CODE CHAPTER 8.02, "HAZARDOUS MATERIALS CLEANUP," TO AUTHORIZE THE RECOVERY OF COSTS ASSOCIATED WITH RESPONSES TO HAZARDOUS MATERIALS INCIDENTS WITHIN THE CITY OF GOLDENDALE RESPONSE AREAS.

WHEREAS, there are occasions when motor vehicle accidents (MVAs) or transporters of hazardous waste create incidents or major spills of chemical-based products, petroleum-based products, or hazardous materials; and

WHEREAS, incident sites involve (but are not limited to) traffic control, scene safety issues, and hazardous material spills that necessitate emergency response by Goldendale Public Safety personnel; and

WHEREAS, responses to and/or recovery from emergencies and disasters require purchases to replace supplies, periodic and scheduled maintenance on apparatuses, fuel purchases, staff expenses, and repair and/or replacement of protective equipment as required by the City or by law; and

WHEREAS, RCW 4.24.314 authorizes fire departments to recover reasonable and necessary costs incurred while protecting life and property that exceed the normal and usual expenses anticipated for fire protection and emergency services; and

WHEREAS, the City of Goldendale believes that its taxpayers should not be required to bear the extraordinary costs of responding to MVAs and hazardous materials incidents, regardless of size, and that such extraordinary costs should be chargeable to the liable party and/or transporters and users of hazardous materials to reimburse the City; and

WHEREAS, standard responses require the placement of emergency vehicles, emergency flares, cones, redirection of traffic flow, and addressing spillage of hazardous materials; and

WHEREAS, the City must provide recovering data pertinent to filing a claim of a reasonable administrative fee that should also be paid by the liable party causing said claim; and

WHEREAS, the Goldendale Fire Department is the appropriate agency to have jurisdiction over such incidents.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLDENDALE, WASHINGTON, HEREBY ORDAINS AS FOLLOWS:

Section 1. GMC Chapter 8.02 Enacted. Goldendale Municipal Code (GMC) Chapter 8.02 is hereby enacted to read as follows:

**CHAPTER 8.02
HAZARDOUS MATERIALS CLEANUP**

Sections:

8.02.010	Definitions
8.02.020	Compliance
8.02.030	Liability for extraordinary costs
8.02.040	Incident response costs
8.02.050	Presentation of claims
8.02.060	Fees

8.02.010 Definitions

As used in this chapter, these terms shall be defined as follows:

1. “Extraordinary costs” means those reasonable and necessary costs incurred by the City of Goldendale, Goldendale Fire Department, and local authorities in the course of protecting life and property that exceed the normal and usual expenses anticipated for police and fire protection, emergency services, and public works. These shall include, but not be limited to, overtime for City employees; unusual fuel consumption requirements; any loss or damage to City-owned equipment; the purchase or lease of any special equipment or services; and all processing and data collection costs required to protect the environment, community property, and the public during the hazardous materials incident.

2. “Hazardous materials” means:

- a. Materials which, if not contained, may cause unacceptable risks to human life within a specified area adjacent to the spill, seepage, fire, explosion, or other release, and will, consequently, require evacuation;
- b. Materials that, if spilled, could cause unusual risks to the general public and to emergency response personnel responding at the scene;
- c. Materials that, if involved in a fire, will pose unusual risks to emergency response personnel;
- d. Materials requiring unusual storage or transportation conditions to assure safe containment; or
- e. Materials requiring unusual treatment, packaging, or vehicles during transportation to assure safe containment.

3. “Hazardous materials incident” means an incident creating a danger to persons, property, or the environment as a result of spillage, seepage, fire, explosion, or release of hazardous materials, or the possibility thereof.

4. “Person” means an individual, partnership, corporation, or association.

8.02.020 Compliance

Any person transporting hazardous materials shall be responsible for the cleanup of any hazardous materials incident that occurs during transportation, and shall take such additional action as may be reasonably necessary after consultation with the Goldendale Fire Department in order to achieve compliance with all applicable federal and State laws and regulations.

8.02.030 Liability for extraordinary costs

Any person responsible for causing a hazardous materials incident, other than operating employees of the transportation company involved in the incident, is liable to the City for extraordinary costs incurred by the City in the course of protecting the public from actual or threatened harm resulting from the hazardous materials incident. The liability stated in this chapter applies to an owner of a vehicle or a vehicle operated with the owner's permission, the owner of a property or an individual on the owner's property, or a person who willfully or negligently causes or permits such an incident to occur.

8.02.040 Incident response costs

Any person causing a hazardous materials incident requiring a City of Goldendale, Goldendale Fire Department, or local authority response shall be responsible for the extraordinary costs of the hazardous materials incident response. Such costs shall include, but not be limited to, traffic control, detours, scene safety, removal of debris resulting from the hazardous materials incident, hazardous materials control, and hazardous materials removal.

8.02.050 Presentation of claims

The City of Goldendale, Goldendale Fire Department, and local authorities may present claims for liability under this chapter, bring actions for recovery thereon, and settle and compromise, in their discretion, claims arising under this chapter.

8.02.060 Fees

a. A minimum preparedness fee and response fee of \$250.00 is affixed to any such hazardous materials incident, increased by an annual inflator tied to Medial Care CPI or 3.0%, whichever is greater.

b. Mitigation costs for cleanup of a hazardous materials incident will be based on the Washington State Department of Natural Resources annual Fire Chiefs Wage and Equipment Rate Guide.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

Section 3. Severability. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation should be held to be invalid or unconstitutional for any reason by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance or its application to any other person or situation.

Section 4. Effective Date. This ordinance or a summary thereof shall be published in the official newspaper of the City, and shall take effect and be in full force five days after passage and publication as provided by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF GOLDENDALE, WASHINGTON THIS _____ DAY OF MARCH 2022.

Michael Canon
Mayor

ATTEST:

Connie Byers
Clerk-Treasurer

APPROVED AS TO FORM:

CITY ATTORNEY

PUBLICATION:
EFFECTIVE: