
**OMAK CITY COUNCIL
REGULAR MEETING MINUTES
December 20, 2021**

CALL TO ORDER:

Mayor Gagné called the regular meeting of the Omak City Council to order at 7:00 PM, established a quorum and all joined in the flag salute.

COUNCIL AND ADMINISTRATIVE PERSONNEL:

Michael Foth	Tyler Wells, Building Official
Nattalie Cariker	Kevin Bowling, Fire Chief
Barry Freel	Dan Christensen, Police Chief
Steve Clark	Ken Mears, Public Works Director
Meyer Louie	Connie Thomas, City Clerk
Michelle Gaines	Todd McDaniel, City Administrator
Dave Womack	Judge David Ebenger

CONSENT AGENDA:

Member Womack moved, seconded by Member Clark, to approve the consent agenda consisting of minutes from the December 6, 2021; 2021 claims checks numbered 106050-106111 in the amount of \$262,789.73; November manual checks numbered 105875-105877 in the amount of \$1,106.57. As there was no further discussion and no comments from the audience, Council voted and unanimously approved the motion.

OLD BUSINESS:

Ordinance 1909 – 2nd Read – Amending 2021 Budget-Cemetery Fund

Member Clark moved, seconded by Member Gaines to approve Ordinance 1909. City Administrator McDaniel explained this ordinance appropriates an additional \$4,550 for unanticipated repairs of the Cemetery irrigation system. The ending fund balance will be reduced for the like amount. As there was no questions or comments, Council voted and unanimously approved the motion.

NEW BUSINESS:

Resolution 63-2021 – Approve Grant Agreement with TIB for the 2022 Seal Coat Project

Member Clark moved, seconded by Member Cariker to approve Resolution No. 63-2021. Public Works Director Mears told Council that the City of Omak was fortunate to again receive a grant from the Transportation Improvement Board for a chip seal project for residential areas. TIB is awarding a maximum of \$167,483 for this project. As there was no discussion or comments, Council voted and unanimously approved the motion.

Resolution 64-2021 – Accept Bid and Approve Contract with Whitley Fuel, LLC

Member Foth moved, seconded by Member Cariker to approve Resolution No. 64-2021. City Administrator McDaniel explained to Council the bid for fuel services is annual. The city advertised for fuel bids in the Omak Chronicle on November 10, 2021. The city received a single response from Whitley Fuel, LLC. and he recommends approval of the resolution. As there was no discussion or comments, Council voted and unanimously approved the motion.

Resolution 65-2021 – Confirming Appointment & Authorize the Judicial Services Agreement

Member Cariker moved, seconded by Member Foth, to approve Resolution 65-2021. City Administrator McDaniel explained to Council the term for the Municipal Court Judge four-year term, expires at the end of this year. He has been working for Mayor Gagné and Judge Ebenger to draft a contract for services. The contract will remove the judge from a salaried employee and make him a contractor. Administrator McDaniel met with the Personnel/Finance Committee to discuss the contract. Administrator McDaniel stated the compensation for services is \$1,500 based on ten hours of service. Attorney Howe has also reviewed the contract. Administrator McDaniel explained to Council that the Municipal Court is an independent branch of government. Recent guidance from the Administrative Office of the Courts (GR 29) is requiring specific language to ensure the separation is understood. Member Gaines asked if the City is still responsible for the budget and policies and Administrator McDaniel confirmed the city was still responsible for the budget but, the court operates under their rules. There was discussion about the operations of the city and court. The judge is independent operating under general rule 39 for operations of the court, laws of the State of Washington and the supreme court. Judge Ebenger said he is happy to answer any questions. Judge Ebenger told Council that

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Omak is a small city that works well with, forward looking council and community members. He is glad to be part of administrator of the city court. As there was no discussion or comments, Council voted and unanimously approved the motion.

Resolution 66-2021 – Approve Supplemental Agreement No. 5 with Gray & Osborne for the Engh Road Project

Member Gaines moved, seconded by Member Clark, to approve Resolution 66-2021. Public Works Director Mears told Council that Supplemental Agreement No. 5 is to amend the completion date of the Engh Road Project from December 31, 2021, to December 31, 2022. Member Freel asked if the project will be completed in 2022? Mr. Mears explained that they are wrapping up paperwork with the Washington State Department of Transportation. They plan to go out to advertisement in January 2022 with a bid opening in March. As there were no further questions or comments, Council voted and unanimously approved the motion.

Resolution 67-2021 Approve Agreement with Okanogan County Community Action

Member Clark moved, seconded by Member Gaines, to approve Resolution 67-2021. City Administrator McDaniel explained to Council that Okanogan County Community Action helps citizens in the community pay utility bills. The city received this agreement last month and there were a lot of questions about tracking of the finances. He found; this process is no different than what the City Utility Department has been doing in the past. Member Freel asked if the funding was just for water. Administrator McDaniel said it was the entire utility bill. As there were no further questions or comments, Council voted and unanimously approved the motion.

Executive Session – RCW 42.30.110(1)(g) To Review Performance of a Public Employee

At 7:18pm, Mayor Gagné told staff and the audience that Council will be adjourning for an Executive Session and, she cited RCW 42.30.110(1)(g) To Review Performance of a Public Employee. Council will be back on the record at 7:30pm. Mayor Gagné and Council were back on the record at 7:30pm.

Resolution 68-2021 – Approval of Amended General Release Agreement

Member Clark moved, seconded by Member Womack to approve Resolution No. 68-2021. As there were no further questions or comments, Council voted and unanimously approved the motion.

OTHER BUSINESS:

Committee/Staff Reports:

Building Official Wells told Council the Meadow Point Housing Development is on track to receive temporary occupancy on the second half of the development by the end of the year. He also received an application for a condition use permit for an outdoor mobile food vending unit just east of McDonalds. He plans to schedule a hearing in late January, early February with the Hearing Examiner.

Member Cariker thanked the departments for helping with Santa and the parade. She also thanked the volunteer's and, groups.

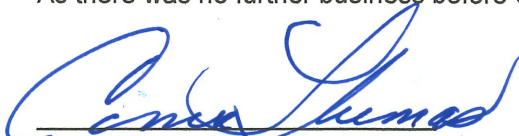
Member Louie attended the parade and, it was nice.

Member Clark wished everyone a Merry Christmas. It was good to see the police officers and spouses, Janell, and Deb tonight at the Pie Social.

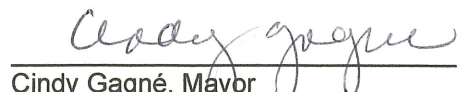
Member Gaines asked about the temporary fill near the Meadow Point and Meadow Lark developments. Mr. Mears said this is temporary as staff is working with the Housing Authority.

Mayor Gagné wish staff and Council a Merry Christmas. She said it has been quite a year and enjoyed seeing the police and their spouses this evening.

As there was no further business before Council, Mayor Gagné adjourned the meeting at 7:33 PM.



Connie Thomas, City Clerk



Cindy Gagné, Mayor