



CITY OF WHITE SALMON
City Council Regular Meeting – Wednesday, May 1, 2019

Council and Administrative Personnel Present

Council Members:

Donna Heimke, Mayor Pro Temp
Marla Keethler
Ashley Post
Amy Whiteman

Staff Present:

Kevin English, Public Works Operations Mgr.
Stephanie Porter, Deputy Clerk
Ken Woodrich, City Attorney

1. Call to Order

Mayor Pro Temp Donna Heimke called the meeting to order at 6 p.m. There were approximately 30 people present.

2. Roll Call

Council Member Jason Hartmann was absent.

3. Comments – Public and Council

Gabrielle Gilbert, White Salmon said thank you to the council for saving the Lilac Bush on 4th Street. She invited all present to attend a committee meeting on discipline in our schools and classroom management with the local school district Superintendent. Gilbert said the committee meeting will be held on May 10, 2019 at People to People Church at 1:00 p.m. She said she attended the County Commissioners' meeting where David Kavanaugh from the County Health Department was present. Gilbert said it is her understanding there are only three major fixes that need to be completed for the pool to open the 2019 season. She suggested the City of White Salmon request funds from the County Commissioners. Gilbert said she wants to see the White Salmon Pool remain open until the ribbon cutting on the new pool. She said the pool provides a place to gather, lifesaving swim lessons, and first jobs for young adults. Gilbert said there are many people in the community who are willing to help including her partner who is a licensed journeyman is willing to donate his time and expertise to complete the electrical fixes in the pool bathroom.

Benjamin Wasby, White Salmon said he lives on corner of 2nd and Wyers St. He said he supports Ordinance 2019-05-1041 creating a 4-way stop at both 4th and Wyers and 2nd and Wyers. Wasby said he is concerned about the safety of children who live along the street because of how fast cars drive coming up from Dock Grade attempting to avoid traffic at Jewett Blvd. He said he is also concerned about the traffic pattern specifically related to patrons coming from Everybody's Brewing after having been drinking. Wasby said he would suggest the police chief station an officer there to create revenue for the city.

Karen Skiles, White Salmon said she is speaking mainly as a White Salmon citizen. She asked the Council to reconsider the closure of the White Salmon Pool. Skiles said she would like to see a meeting between the Health Department, the city and volunteers to discuss options in solving the pool mandatory repairs. She said she and Lloyd Dekay, White Salmon Valley Pool Metropolitan Park District, had attended a planning meeting for the new pool and said that one of the people who had done the inspection of the White Salmon Pool was present. Skiles said the individual shared some creative and less expensive ways to remedy the pool issues. She said she would like the city to allow interested citizens to volunteer their time and money to make the five major fixes noted by the Health Department to keep the White Salmon Pool open this summer.

Karen Boroughs, White Salmon said she lives on 4th and Wyers St. She said the cars that come from Dock Grade speed very quickly especially after 4th street was paved. Boroughs said she is concerned for the safety of the children and supports the 4-way stops on Wyers St.

Kabe Grant, White Salmon said that he is in support of the pool opening for the next two seasons. He said he wants the pool to run until the new pool is built. Grant said he is willing to donate his time to help make repairs to the pool.

Roberta Grant, White Salmon said she is in support of the pool opening for the next two seasons. She said the pool is important for all the young families that are in the area and moving to the area. Grant stated that she sees many wellness benefits for the kids including stress relief and exercise. She said the pool helps keep kids out of trouble by giving them something positive to do.

Stacey Claus, White Salmon said she lives on the corner of 2nd and Wyers. She said she is in support of the 4-way stops on Wyers St. Claus said there is a serious parking dilemma due to Everybody's Brewing. She said she recently had an out-of-town gentleman park in front of her driveway, blocking it. Claus said she was impressed with how Officer Pedro Virgen handled the situation. She said parking and traffic from Everybody's Brewing has become an issue. Claus said the gentleman who blocked her driveway mentioned that there was no curbs or no parking signs. Claus said she wanted to follow up on the understanding she had that the City would be having a contractor come and look at the cost to install covers for the LED street lights she called "eye lids". She said they continue to shine into her home and create a disturbance.

Star Anderson, White Salmon said she has been a resident of White Salmon since 2000. She said she is in favor of opening the pool this season and next. Anderson said she has been teaching aerobics at the pool since 2001. She said she is representing the senior citizen population who love the pool and utilize it for exercise and socializing. Anderson said she has a little bit of money set aside that she wanted to donate the construction of the new pool but would like to donate it to help the White Salmon Pool open this summer if it will help.

Mitchell England, White Salmon said he is a White Salmon native. He said he is in support of keeping the pool open this summer. England said his kids were distraught when they found out the pool would not be open. He said the community does not have a lot of gathering spots in

town and the pool is a spot that fills that need. England said he would like to ask the City to consider allowing the public to help aid in the efforts to keep the pool up and running. He said he is willing to donate labor and financial resources to help.

Hannah England, White Salmon said she would like the pool to open this summer. She said she would like to see the city partner with local businesses and allow community members to help by donating finances and labor to complete the repairs to the pool. She said it is important to save the family resources the community has.

Ken Woodrich, City Attorney said that RCW 35.21.278 allows a city to utilize volunteer time, money and services by contracting with a 501c3 community service organization, such as the Mount Adams Chamber of Commerce or a local Little League. He said that the city could expend \$25,000 to contract for work valued up to \$75,000. Woodrich said the work can be done without Public Works. He said the bid the city was given was based on numbers that included prevailing wage and other mandates placed on work done by the City. He said the RCW does two things: 1) it allows the city to leverage up to \$25,000 to complete a much more expensive project and 2) it allows the City to utilize volunteer time and resources through a community service organization.

Amy Whiteman, Council Member, asked if the \$25,000 was a yearly amount.

Woodrich said yes, it renews each calendar year.

Patrick Munyan asked Woodrich to clarify the financial process.

Woodrich said the City must show three times the benefit of the amount of money spent. He said for each \$1 spent by the City it must show a net gain of \$3 in labor or material value.

Marla Keethler, City Council Member said she would like to add "Pool Discussion" to the agenda considering the amount of public comment and the new information Ken Woodrich brought to the discussion. She said she feels there are some additional details that are important to share to complete the full conversation. Keethler recommended all additional public comment be held until the Pool Discussion Agenda Item later in the meeting. There was a consensus by all council members present.

Donna confirmed that there was no further public comment related to items other than the pool.

4. Changes to the Agenda.

Order of business was changed to the following:

1. Mental Health Presentation
2. Pool Discussion
3. Ordinance 2019-05-1041, Amending WSMC 10.24.015 – Stop Intersections Designated

5. Mental Health Presentation

Marla Keethler shared the Council's decision in the April 17, 2019 meeting for the City of White Salmon to recognize the month of May as Mental Health Awareness Month.

Marla Keethler introduced Dr. Harry Kramer from Comprehensive Healthcare.

Dr. Harry Kramer, Executive Director and Vice President, Comprehensive Healthcare said he wanted to thank the council for making declaring May as Mental Health Awareness Month. He said it is not often he has seen an effort by councils to recognize the need for mental health education and he appreciated the effort from the council.

Dr. Harry Kramer gave a presentation regarding the services Comprehensive Mental Health offers to the public in support of overall mental health wellness.

Marla Keethler, Council Member asked if Comprehensive Mental Health offers community classes or workshops open to the community.

Dr. Harry Kramer said that they have a few classes they offer including police officer training and trainings in the schools for teachers and students. He said interested persons or entities should contact Comprehensive Mental Health to discuss hosting a community class.

Donna Heimke verified that there is no action needed for this presentation. Ken Woodrich confirmed.

Marla Keethler noted that citizens may notice the green ribbons tied on the light posts around town. She said the ribbons have cards attached to them with information regarding Mental Health Wellness, including statistics and community resources and contact information via websites. Keethler also noted that the Council and City Staff are wearing green ribbons in support of Mental Health Awareness Month. She said that at next council meeting, May 15, 2019, there will be two presentations supporting Mental Health Awareness -- the first focused on children's mental health and the second from the organization Our Klickitat.

6. City of White Salmon Pool

Donna Heimke said she wanted to begin by hearing from Kevin English, Public Works Operation Manager, and Patrick Munyan, City Administrator from the Public Works Department perspective. She asked for their opinion on the pool closure considering the new information supplied by Ken Woodrich, City Attorney, regarding the RCW 35.21.278 which allows a city to utilize volunteer time, money and services by contracting with a 501c3 community service..

Donna Heimke stated the Council has voted to close the pool but they could potentially change that decision. She said the decision should be based on a complete view of what work needs to be done and the commitment involving Public Works.

Patrick Munyan said the city could potentially participate in the contract that Ken Woodrich described. He said the city would still have a supervisory role.

Staff discussed the details of how a contract would work including the need for a volunteer organization, such as the Mount Adams Chamber of Commerce, that would oversee and complete the work. Ken Woodrich said the city would provide reimbursement to volunteers up to \$25,000. He said the City has to show three times the monetary benefit of the amount of money spent. He said for each \$1 spent by the City it has to show a net gain of \$3 in labor or material value.

Donna Heimke asked if the White Salmon Valley Pool Metropolitan Park District could be that kind of an entity for the city.

Ken Woodrich said they would be more of the contracting agency. He said the if the White Salmon Community Partners was a 501c3 they could be the volunteer organization.

Lloyd DeKay, White Salmon Valley Pool Metropolitan Park District said that both the White Salmon Community Partners and the Northshore Foundation - Mount Adams Chamber are 501c3 organizations, that could potentially carry the contract with the city.

Donna Heimke asked if this would require time and effort from the Public Works staff.

Ken Woodrich said he believes it would due to the administrative responsibilities. He said he could create a contract with the 501c3 organization that would minimize the City staff responsibility.

Patrick Munyan said that the work done would still be the city's liability.

Ken Woodrich agreed.

Donna Heimke said that in previous meetings it was said that if the City completed the work, the earliest the pool would be open in July 2019.

Kevin English said one of his concerns with contracting with a 501c3 organization is whether time schedules can be met.

Ken Woodrich said an organization like Community Partners has an incentive to complete the project as quickly as possible.

Patrick Munyan said one benefit of doing the repair this way is that the City's money would stretch further. He said he still has concerns about unknown repairs that will be uncovered when repairs begin. Munyan said he was not at the last council meeting. He said he spoke with David Kavenaugh who inspected the existing pool and sent the correspondence letter with the report stating repairs that need to be completed before the pool could open. Munyan said

there was no ambiguity in the items identified in the letter. He said they were not presented as optional repairs. Munyan said they are state mandated repairs and need to be completed because the city's priority is public safety. He said the letter stated that everything in this letter that is labeled a critical item must be done. Munyan said the claims that some of things may be negotiable does not make sense. He said you cannot negotiate state law.

Marla Keethler said that there has been some hearsay around the technicalities of the letter. She said there have been some assumptions that some of the items are up for negotiation. Keethler said more clarity is needed from David Kavanaugh.

Patrick Munyan said there is a liability issue. He said even if these repairs can be negotiated, the liability remains on the City of White Salmon.

Lloyd Dekay said that he only has the information he was given by David Kavanaugh.

Patrick Munyan said he suggested that he meet with David Kavanaugh at the pool site to have Kavanaugh clarify exactly what is expected of the city to open the pool. He said that on the risk management side he is working to minimize the City's liability.

Lloyd DeKay said he agrees that there should be a meeting between Patrick Munyan and David Kavanaugh for clarification of what is mandatory to fix.

Patrick Munyan said his recommendation to the city council is to schedule a meeting with himself, David Kavanaugh, Kevin English, Lloyd DeKay at the pool to clarify in detail the mandatory repairs. He suggested holding a special meeting next week to discuss the findings of the onsite meeting. Munyan said decisions need to be made quickly regarding the next steps because it is already May.

Ashley Post asked Ken Woodrich if there are any other circumstances that the City could take volunteers.

Woodrich said not that he is aware of. He clarified the benefits of using RCW 35.21.278 including that all expenses of could be reimbursed for materials and insurance. He said this process does not qualify under laws requiring prevailing wage.

Marla Keethler said the previous discussion around closure of the pool was mainly regarding the cost. She said the city previously willingly agreed to help, in order to see the pool be open for the 2019 season. Keethler said the County Commissioners did contributed money to the pool, but not to the City of White Salmon. She said the money was given to the White Salmon Valley Pool Metropolitan Park District with the understanding the City was also going to invest in the cost to repair the existing pool and the cost to run it for the 2019 season. Keethler said city agreed on the assumption that \$50,000.00 would be enough on a reduced level to support the operation and maintenance of the pool for the 2019 season. She said the Council's understanding was that ownership of operating a pool in the City of White Salmon, whether the

old pool or a newly constructed pool, would fall under the jurisdiction of the White Salmon Valley Pool Metropolitan Park District. Keethler stated that because of the unfortunate fact that the deadline was missed in the filing process for the levy to fund the Metropolitan Park District in 2019, the city felt a responsibility to be present and contribute. She said the City allocated \$60,000, knowing that last year the pool opening was delayed because of issues that were uncovered while getting the pool up and running. She said this is the same situation the city finds itself in now. Keethler said that the City's plan was to contribute \$50,000 to operate the pool and \$10,000 was allocated to be spent on unforeseen issues in repairing the pool. She asked what happens if the cost of repairs exceeds the \$25,000 allowed to be contributed by the City using the volunteer process.

Ken Woodrich said any monies spent over the \$25,000 would have to adhere to public purchasing requirements. He said labor that is not performed under the community service organization would be subject to prevailing wage and to public contract.

Patrick Munyan said he would have to call Labor and Industries regarding the water heater replacement at the pool because it requires inspection prior to going into service.

Marla Keethler asked what a realistic time frame would be for this project using volunteers if we assume everything goes according to the plan.

Kevin English said that is the variable the city cannot control.

Patrick Munyan said the Public Works Department would struggle to dedicate hours to the pool with many other areas of the City needing attention.

Ken Woodrich said that if the White Salmon Community Partners could find someone to volunteer their time as a project manager that would take a bulk of the time commitment from Public Works.

Donna Heimke opened the floor again for public comment regarding the pool.

Donna Heimke said that the council will not be able to reach a decision tonight, but that they will be looking into the opportunities presented.

Gabrielle Gilbert, White Salmon asked for the logistics of how the volunteer process works.. She said the community has made it clear that the value of the pool matters, and that the community is asking for it to be open. Gilbert reiterated her suggested the city talk to the County Commissioners about helping financially. She said everyone should rise to the occasion and find the money to open the pool for the next two years which will pay for itself in the joy the pool brings to the community. Gilbert said she that past city councils have wasted money on projects that never came to fruition. She said the budget should not be an issue because the good of the pool outweighs the money spent. Gilbert said the pool is a gathering spot that is important to the community and should be kept open.

Ken Woodrich said the way he has seen it in other cities is that the city has a scope of work put together for the community partner. He said the community partner will have a list of tasks they will do and a list of provided supplies. Woodrich said the city does not communicate directly with the individual volunteers but would go through the identified community partner. He said the community partner invoices the city for materials and gets reimbursed at that time.

Marla Keethler said that she appreciates the community turn out. She said that this is the support the council has been wanting every time the pool shows up on the agenda which is frequently. Keethler said this is the part of the conversation that is difficult but necessary because there are so many emotions regarding these parts of our community. Keethler said that in terms of the request for the city to request funding from the county for the pool, she believes that question needs to be redirected to the new Metropolitan Park District. She said that whether the new pool takes one year or five years it is in the hands of the Metropolitan Park District. Keethler said the city did not plan to run the current pool until the new pool begins. She said that in the beginning of the year the city made the decision to step up and contribute. Keethler said the city has not been ignoring the issue. She said the reality is that next year this conversation will be handed to the Metropolitan Park District as the entity responsible for the pool operation. Keethler said in order to make a responsible decision about how much money to put towards the existing pool, there needs to be more clarification from the Metropolitan Park District as the entity responsible for the operation of a pool in White Salmon, whether it is the existing pool or new pool. She said there has not been a clear conversation between the City and the Metropolitan Park District, past the 2019 season, that the city will run and operate the pool in any capacity. Keethler said that if everyone walks out of the council meeting tonight pleased that we have figured out a way to enlist community efforts for this pool, it does not mean that this pool is a guaranteed to be open until the ribbon cutting for a new pool. She said there comes a point when the cost of repairs outweighs the benefit. Keethler said that she wants to make it clear that the council understands the value of the pool to the community. She said, that is why earlier in the year, the city allocated \$60,000 to the pool without cutting any other projects. Keethler said the community involvement shown at the meeting tonight will be vital through out the process of building the new pool.

Patrick Munyan said the money the city council allocated to the pool was from the City's General Fund which is used for all different city projects. He said he believes the council is making a good effort to help in any way they can.

Mitchell England, White Salmon said he understands and respects that most residents, including themselves, do not have the whole picture regarding the pool conversation. He said that understanding the scope of work, specifically in relation to the lifespan of the pool would be helpful. England asked where will citizens gather in the summer if there is no pool. He said he does not want to see families having to go to Hood River or other neighboring communities to find fun activities.

Amy Whiteman said the council members all have families and they understand the importance of the pool. She said that as councilors they were presented with some intimidating language

and regulations. Whiteman said they had to base their decision on what was presented. She said that closing the pool was never an option they wanted to consider. She said they had pushed through earlier struggles to keep the pool open.

Ashley Post said the council has to in consideration that in 2021 the city has to decommission the current pool due to a land swap agreement with the White Salmon Valley School District. She said a few years ago the City Council made this deal with the understanding that the new pool would be built where the elementary school parking lot is currently located.

Patrick Munyan said that taking out the existing pool is going to cost anywhere from \$50, 000 to \$100,000.

The council members discussed next steps for moving forward.

Patrick Munyan recommended that himself, Lloyd Dekay, and Kevin English, meet on site at the existing pool with David Kavenaugh from the County Health Department to get clarification on the repairs outlined in the letter the City received from the Health Department. He recommended holding a special council meeting to discuss the findings of that meeting.

Ashley Post recommended a joint meeting with the Metropolitan Park District.

Marla Keethler said the city needs more clarity about what 2020 looks like regarding the pool. She said she believes it is a disservice to go through this process now and push that off until next spring.

There was consensus of the council hold a special joint meeting with the Metropolitan Park District on Thursday, May 9, 2019 at 6:00 p.m. in the council chambers.

Marla Keethler said she would like to see a full picture of how to move forward related to the current and new pool keep the momentum going forward towards the building of the new pool.

Patrick Munyan said he wants to remind the public and council that there is a possibility that due to the age and disrepair of the current pool, it may not be attainable to complete the repairs necessary to recommission it.

Donna Heimke said this issue will be tabled until the next council meeting.

7. Ordinance 2019-05-1041, Amending WSMC 10.24.015 – Stop Intersections Designated.

Patrick Munyan reviewed the issues associated with the intersections of Wyers and 4th Street and Wyers and 2nd Street which have resulted in proposed Ordinance 2019-05-1041 amending WSMC 10.24.015. He said that City Operations Committee met and is recommending that a 4-way stop be created for both 4th and Wyers and 2nd and Wyers. Munyan said there are some minor corrections to the city's code that were noticed when reviewing the it for the proposed amendments. He said the new stop signs will be flagged to make the stop signs more

noticeable. He said in addition, stop bars will be painted on the streets when annual summer painting is done.

Amy Whiteman said the parking situation in the area seems to be a concern and asked the City Operations Committee to investigate possible solutions.

Moved by Amy Whiteman. Seconded by Ashley Post.

Motion to accept proposed amendments to proposed Proclamation 2019-003 as presented. CARRIED.

9. Consent Agenda

- a. Proclamation of Youth Week
- b. Meeting Minutes – April 17, 2019
- c. Approval of Vouchers

Vouchers audited and certified as required by RCW 42.24.080 and expense reimbursement claims as required by RCW 42.24.090 as of this 1st day of May, 2019.

Type	Date	From	To	Amount
Claims	5/1/2019	34936	34958	66,809.10
		EFT	EFT	
			Claims Total	66,809.10
Payroll				
			Payroll Total	0.00
Manual Claims				
			Manual Total	0.00
			Total All Vouchers	66,809.10

Moved by Amy Whiteman. Seconded by Marla Keethler.

Motion to approve consent agenda. CARRIED.

10. Department Head and Committee Reports

Mike Hepner, Police Chief said that Officer Tony Warren has resigned as of the week of May 1, 2019. He said Warren was with the city for 11 years and that White Salmon City staff wishes him well in his future endeavors. Hepner said he supports Mental Health Awareness Month. He said he sends all his officers to Crisis Training related to Mental Health. Hepner said he would

like to find additional resources for follow up with residents after a crisis issue. He said officers are not always as welcomed in some situations as a professional would be. Hepner said he is currently looking into grants to fund mental health advisors to ride along with officers. He said the White Salmon Police Department is at 100% for mental health training where most agencies are at 25%.

Amy Whiteman said that there are volunteer groups that have been created to help fill the need with the follow-up for police departments.

Ken Woodrich, City Attorney said he attended the Municipal Attorney Conference. He said he got a refresher on Robert Rules. Woodrich said that a 6th Circuit Court case has stated that “chalking tires” is now considered unlawful search and seizure.

Mike Hepner confirmed that the Police Department is no longer chalking tires.

Woodrich discussed an additional case in the 9th Circuit regarding not allowing people to sleep on public property.

Patrick Munyan, City Administrator said he has nothing to report.

Amy Whiteman, Council Member said May is Mental Health Awareness Month. She said she placed ribbons around town to help bring awareness to the topic.

Ashley Post, Council Member said the City Operations Committee met last week and discussed the stop signs on Wyers. She said the committee also discussed thermoplastic crosswalks and the opportunity to be able to have them at Wauna and Estes. Post said they discussed a remodel of the Rheingarten Park bathrooms and that Patrick Munyan is going to put together a Request for Proposal. She said the committee also discussed adding more trash cans in the park, the need for multiple layers of bark chips at the playground area, possibly replacing the equipment in 2020 and repairing and repainting the benches throughout the park.

Marla Keethler, Council Member said the Community Development Committee discussed the possibility of hosting four movie nights in conjunction with the Farmers Market. She said the committee also discussed the proposed lodging tax. Keethler attended the AWC Small City Connector and was able to schedule a meeting for Jan Brending and herself with Rural Development Initiative Group. She said the group comes into a community and helps identify leaders within the community who then identify a community project to sponsor and complete.

11. Adjournment

The meeting adjourned at 7:48 p.m.



David Poucher, Mayor



Jan Breeding, Clerk-Treasurer