CITY OF PULLMAN | COUNCIL MEETING | SEPTEMBER 20, 2011
COUNCIL CHAMBERS | AGENDA | 7:30 p.m.

City Motto: HIGH Tech, **HIGHER** Education, **HIGHEST** Quality of Life

City Mission Statement: The mission of the City of Pullman is to provide the highest quality of life through essential infrastructure, public safety, recreation, and welcoming growth within the constraints of fiscally responsible government.

The Pullman City Council welcomes you to tonight's meeting. The Council appreciates and encourages public participation. For regular agenda items, an opportunity for public comment is usually provided after the staff report. However, the formality of procedures varies with the purpose and subject of the agenda item; therefore, the Mayor may exercise discretion in deciding when to allow public comment during the course of the proceedings and limitations will be placed on the time allowed for comments. Citizens wishing to comment on business which is not on the agenda will be provided the opportunity to do so under NEW BUSINESS. If you plan to address the Council, you will find a list of "Tips for Addressing the Council" on the public information table in the City Council Chambers. Thank you for your interest in City government.

A. Roll Call: _____Francis Benjamin _____Barney Waldrop

_____Keith Bloom _____Nathan Weller

_____Jeff Hawbaker _____Pat Wright

_____Bill Paul

B. Announcements

C. Confirmation of Appointment - Planning Commission

D. Report - Economic and Revenue Update

E. Consent Agenda

The items listed under the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council action.

Motions

1. Dispense with the reading of the minutes of the regular meeting of August 30, 2011, and approve them as submitted.

2. A motion to approve Accounts Payable Checks, Payroll Checks, and Electronic Transfers for September, 2011.

3. A motion to accept as complete Contract No. 10-09, Wawawai Basin Lift Station.

4. A motion to refer a Claim for Damages submitted by Kiry Oeurn for the sum of $237.70 to the Washington Cities Insurance Authority (WCIA).

5. A motion to refer a Claim for Damages submitted by Loi Lam for the sum of $29,088.40 to the Washington Cities Insurance Authority (WCIA).

6. A motion to set October 11, 2011, as the date for a public hearing on the expenditure of the remaining 2007 bond funds.

Resolutions

7. Resolution No. R-61-11 - A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 2 TO THE WIRELESS COMMUNICATION FACILITY PERMIT AGREEMENT BETWEEN THE CITY OF PULLMAN AND CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, FOR THE COLLOCATION OF A WIRELESS COMMUNICATION FACILITY AT THE HIGH SCHOOL WATER TANK, AS AUTHORIZED BY COUNCIL RESOLUTION NO. R-60-04.

8. Resolution No. R-62-11 - A RESOLUTION AUTHORIZING THE EXECUTION OF AN ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF PULLMAN AND AEI ENGINEERING, INC. FOR THE PURPOSE OF PROVIDING THE ARC FLASH HAZARD ASSESSMENT PROJECT.

9. Resolution No. R-63-11 - A RESOLUTION AUTHORIZING THE EXECUTION OF AN ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF PULLMAN AND AEI ENGINEERING, INC. FOR THE PURPOSE OF DESIGNING THE HEADWORKS CONTROL SYSTEM PROJECT.

10. Resolution No. R-64-11 - A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE GRANT FOR THE PULLMAN POLICE DEPARTMENT SMART POLICING SAFETY CAMERA INITIATIVE PROJECT.

F. Regular Agenda

Public Meeting

11. A public meeting and opportunity for public comment is required by the State Environmental Review Process (SERP) for the WWTP Secondary Process Improvements project.

Ordinance

12. Ordinance No. 11-11 - AN ORDINANCE REVISING THE BOUNDARIES OF THE THREE WARDS OF THE CITY OF PULLMAN, WHITMAN COUNTY, WASHINGTON, AMENDING PULLMAN CITY CODE 1.76.030 AND PULLMAN CITY ORDINANCES A-974 §4, 1971; 86-19 §1, 1986; 92-2 §1, 1992; 95-14 §1, 1995; AND 02-3 §1, 2003.

Resolutions

13a. Resolution No. R-65-11 - A RESOLUTION AUTHORIZING THE EXECUTION OF A BUSINESS USE AGREEMENT BETWEEN THE CITY OF PULLMAN AND WASHINGTON STATE UNIVERSITY FOR THE USE OF WASHINGTON STATE UNIVERSITY INDICIA ON THE PULLMAN TRANSIT BUSES.

13b. Resolution No. R-66-11 - A RESOLUTION ACCEPTING THE BID OF PEROVICH PARTNERS, INC. d/b/a SPEEDPRO IMAGING FOR THE TRANSIT BUS WRAPS PROJECT AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

Motions

14. A motion to approve the reorganization and reclassification of the ½-time Administrative Clerk position in the Fire Department to a ¾-time Administrative Specialist and approve the recruitment and hiring of a ½-time Administrative Clerk in the Finance Department.

15. A motion to authorize a contract with Whitman County Fire Protection District #12 for the purpose of providing emergency medical services.

Discussion

16. Joint Meeting with ASWSU

G. New Business

Members of the public may bring items of new business to the attention of the Council under this agenda item. However, we strongly encourage advising the Mayor or City Supervisor of your intention prior to the meeting to ensure the item is properly an item of new business and, if not, if the matter could be addressed in some other manner.

H. Tentative Council Agenda for September 27, 2011
Joint Meeting with ASWSU
Executive Session - Labor Negotiations
Civil Service Interlocal Agreement
Discussion on 2011 Goal Status

Tentative Planning Commission Agenda for September 28, 2011
Discussion regarding Pullman 2020/Comp Plan update, medical marijuana regulations, public records, and quasi-judicial rules.

Tentative Board of Adjustment Agenda for October 18, 2011
Lot Coverage Variance (Ridgeview Ct.)

THE COUNCIL CHAMBERS ARE ACCESSIBLE TO PERSONS WITH DISABILITIES. PERSONS REQUIRING SPECIAL ACCOMMODATIONS, SHOULD CONTACT THE FINANCE DEPARTMENT BEFORE 5:00 P.M. THE MONDAY PRECEDING THE COUNCIL MEETING. THE FINANCE DEPARTMENT IS LOCATED ON THE FIRST FLOOR OF CITY HALL, 325 SE PARADISE STREET, PULLMAN, WA 99163. TELEPHONE NUMBER 338-3209 or 338-3208, FAX NUMBER 334-2751, ADD NUMBER 7-1-1.

CITY OF PULLMAN

HIGH Tech, HIGHER Education, HIGHEST Quality of Life

325 S.E. Paradise Street Pullman, WA 99163
(509) 338-3208 Fax (509) 334-2751
admin@pullman-wa.gov

MEMORANDUM

TO: City Councilmembers

FROM: Glenn A. Johnson, Mayor

RE: Confirmation of Appointment

DATE: September 20, 2011

The Council is requested to confirm this appointment.

PLANNING COMMISSION

Liza Morris, 1630 NE Lower Drive, Pullman, (208) 703-0056 (h), appointed to a term expiring on December 31, 2016.

cc: Staff Liaison

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MEMORANDUM

TO: Mayor and City Council

FROM: John Sherman, City Supervisor

RE: State of Washington September 15 Revenue Review Report

DATE: September 16, 2011

Attached is the State of Washington Economic & Revenue Forecast Council Revenue Report for September 15, 2011. The forecast for the state budget is that revenues will be $30.3 billion for the 2011-2013 biennium which is $1.4 billion lower than the June forecast. Revenues for the 2009-2011 biennium also turned out to be $25 million lower than the June revenue forecast. Also attached is the September 12, 2011, Economic & Revenue Update from the State of Washington Economic & Revenue Forecast Council.

Unfortunately, the economic situation and the State of Washington financial outlook have worsened. The attached articles detail what steps may now be needed in order to address the revenue shortfall. Selected key excerpts from the attached articles state:

> With economic recovery described as "a mirage in the desert" and a projected gap between income and spending growing to $1.4 billion, state officials began setting the stage Thursday for a special legislative session to find ways to cut more from the budget.
>
> "I truly wish I could assure you that this nightmare is about to end, but I see no end in sight," said Arun Raha, the state's chief economist.
>
> "The November forecast may bring more bad news, so we can't wait until the start of session in January to take action," Gov. Chris Gregoire said in a statement released as the Economic Forecasting Council ended its meeting. "Today's forecast demands that we take action."
>
> Gregoire has already asked state agencies to prepare for cuts as high as 10 percent. She said in a statement that it's clear the state will be required to implement most of these reductions.
>
> Republicans said they would not support tax increases to fill any of the budget gap. Democrats said the prospect of another round of cuts means the state could jettison the things people need to get back to work, such as higher education.

Economic & Revenue Forecast Council
State of Washington

Revenue Review: September 15, 2011

Executive Summary

- In normal times, it would be hard to find a reason to explain the distress in Washington's economy, given all that it has going for it. Aerospace manufacturing and software publishing are in good health; as are the state's farming and export sectors. But these are not normal times. We are in the fragile aftermath of the Great Recession where a return to normalcy seems like a mirage in the desert – the closer we get to it, the further it moves away. Fear and uncertainty have overwhelmed consumer and business behavior. Political gridlock in the nation's capital gives little hope that the full toolkit of policy options will be acted on. In an increasingly interconnected world we are not immune to Europe's problems either, as they struggle with fiscally imprudent states on the periphery, trapped in a structurally dysfunctional union. Every time our state has looked like it would break out of the malaise, it has been sucked right back in.

- Revisions to U.S. real Gross Domestic Product (GDP) by the Bureau of Economic Analysis (BEA) show a much deeper recession than previously estimated, and a U.S. economy close to stall speed in the first half of this year. The much anticipated third quarter bounce-back has yet to happen. The outlook today is much weaker than it was in June. The Blue Chip Consensus real GDP growth forecasts, our objective starting point each forecast cycle, are now down to 1.6% and 2.2%, for 2011 and 2012, respectively. At the time of the revenue forecast in June those forecasts were: 2.6% real GDP growth this year, and 3.1% in the next. It appears that we are at best in for an extended period of muddle-through – slow economic and job growth, high unemployment, and weak confidence. The risk of a double-dip recession too has increased.

- Economic policy isn't much help either. While the monetary policy stance of the federal policy authority is quite clear, the same cannot be said of federal fiscal policy. The Federal Reserve has telegraphed that it is likely to keep short-term interest rates at "exceptionally low" levels through mid-2013. They have also not ruled out further quantitative easing to lower long-term interest rates, if conditions warrant. On the other hand, the fiscal policy stance of the federal government is anything but clear. Its options are limited both by political gridlock in Washington D.C. and the size of the current national debt. For macroeconomic policy to work well, both monetary and fiscal policies need to be working in tandem. That does not appear to be happening right now.

- The August employment report was extremely disappointing. There were zero net jobs created in the economy last month. Private employment grew by 17,000 while government jobs declined by 17,000. The picture was somewhat clouded by 45,000 striking workers in the information sector, who were counted as unemployed, but have since returned to work. On the other side,

government hiring was overstated by 22,000 striking public employees returning to work in a mid-western state. Netting the two out, the zero net employment growth understates job growth by 23,000 jobs – still nothing to get excited about. The unemployment rate stayed steady at 9.1% in August and remains elevated. Both hours worked and average hourly wages fell - a worrying sign.

- Second quarter real GDP growth was revised downward by the BEA, a month after its revision of historical GDP growth rates mentioned earlier. Real GDP grew at a seasonally adjusted annualized rate (SAAR) of just 1.0% in the second quarter, down from the 1.3% previously estimated. Exports and changes in private inventory were revised downward. These were partly offset by upward revisions to nonresidential investment and personal consumption expenditures.

- The Institute for Supply Management's purchasing manager indices are signaling slowing growth for the third quarter. The manufacturing index fell in August to 50.6, barely staying above the 50 level that indicates growth. The business activity index for services, which tends to lag in downturns, also fell to 55.6 – a still respectable number. Both the manufacturing and services indices have an employment sub-component, which like the aggregate, is declining.

- Housing continues to bump along the bottom. Housing starts, new and existing home sales all fell in July. Prices remain weak. The Case-Shiller 20-city index fell 0.1% (SA) in June, and was 4.6% below a year ago. Prices are expected to stay weak as more foreclosed properties hit the market.

- August light motor vehicle (LMV) sales were sluggish at 12.1 million (SAAR) units, and are still below their February peak. Nominal consumer spending grew 0.8% (SA) in July but consumer confidence measures are at their lowest since late 2008-early 2009, the free-fall stage of the recession, so it remains to be seen if this growth in spending will be sustained. In a separate measure, real retail sales were revised down for July and stayed flat in Aug, leaving them basically unchanged for 4 months. Real disposable income fell 0.1% (SA) in July.

- Washington's job market has been weaker than was expected in June. The economy added 8,300 net new jobs in June, July, and August. The June forecast had expected 13,600 jobs. The manufacturing sector contributed 4,200 jobs thanks to 3,500 new aerospace jobs. Construction employment was up slightly in the last three months, adding 600 jobs. Private service-providing industries, which account for two out of three jobs in Washington, added only 3,800 jobs in the last three months, compared to the 15,600 that had been expected. Federal government employment was increased 1,300 during the last three months but this was more than offset by the loss of 1,600 state and local jobs. Consistent with the weak job growth, Washington's unemployment rate held steady at 9.3% in June, July, and August.

- The BEA has yet to release data for the states comparable to its National Income & Product Accounts (NIPA) revision for GDP. We expect to see similar downward revisions at the state level and have therefore made adjustments

to our historical personal income data in anticipation of the upcoming revision. According to our current estimates, the peak-to-trough decline in Washington real personal income during the recession was actually 4.0% rather than the 1.6% we had previously believed. As of the second quarter of 2011, our new estimate of Washington personal income is $4.6 billion (1.5%) lower than we thought it was when we made the June forecast.

- Single-family housing continues to languish. The 12,600 single-family permits (SAAR) in the second quarter of 2011 were the lowest since the second quarter of 2009 but multi-family permits came in at a relatively strong 13,400 units in the quarter. We believe the trend is positive in multi-family housing due to rising rents and declining apartment vacancies but multi-family permits are likely to retreat from the very high level reached in the second quarter. The outlook for single-family construction is flat to negative through 2012, due to the backlog of foreclosed homes yet to hit the market. However, we expect Washington's housing market to recover quicker than most of the nation since the foreclosure pipeline is drying up. As of the second quarter, we ranked 47 out 50 in the number of mortgages that were 30 days past due.

- In our final September forecast, we have lowered the job growth forecast for 2011 to 1.1% from the 1.2% rate expected in the June forecast. We have also lowered our forecast for employment growth in 2012 and 2013 to 1.4% and 2.1% from the 2.2% per year expected in the June forecast. Our personal income growth forecast is now 4.9%, 3.0%, and 4.5% in 2011, 2012, and 2013 compared to 5.1%, 4.4%, and 5.3% earlier. Even with additional foreclosures appearing to be a finite problem, we do not expect to see a significant upturn in housing construction until the first quarter of 2013 which is two quarters later than assumed in June.

- Monthly revenue collections through September 10 were $40 million (1.2%) below what we had expected in the period since the June forecast. $14 million of the shortfall occurred in the 2009-11 biennium and $26 million of the shortfall occurred in the current biennium.

- Weaker forecasted growth will subtract $1,401 million in revenue for the remainder of the biennium. There is one small non-economic change to the forecast: the elimination of a retail sales tax credit upon the upcoming retirement of Safeco Field bonds, which will bring in an extra $14 million. Combining the collection shortfall, non-economic change and forecast changes, total General Fund-State revenue for the current biennium is now expected to be $1,413 million less than forecasted in June.

- The preliminary total of GF-S revenue for the 2009-11 biennium came in $25 million lower than forecasted once non-monthly revenues were factored in.

- In summary, the new General Fund-State forecasts are:

    - 2011-13 biennium: $30.3 billion, which is $1,413 million lower than our previous forecast

    - 2009-11 biennium: $28.2 billion, which is $25 million lower than our previous forecast

Downside Risks:

- The level of uncertainty in the baseline is high. Downside risks are still elevated, and considerably higher than upside risks.
- Failure by the Congressional Super Committee to agree upon a deficit reduction deal that can pass both houses of Congress.
- Sovereign debt default in Europe.
- Consensus Blue Chip GDP forecasts are revised downward, especially 2013.
- Inflationary pressures from rising wages in India and China.
- Unexpected events – natural disasters, political upheaval, etc

Upside Risks:

- Underlying pent-up demand continues to drive the recovery.
- Hiring picks up, and triggers a virtuous cycle.

ECONOMIC & REVENUE UPDATE

12 September 2011

summary

- **The national economic outlook continues to worsen.**
- **Washington's economy is not immune to national and global economic developments. Like the nation, the outlook for the Washington economy has weakened since June.**
- **Major General Fund-State (GF-S) revenue collections for the August 11 – September 10, 2011 collection period were $9.5 million (0.9%) below the June forecast. Cumulatively, collections are $40.2 million (1.2%) below the forecast. Even though revenues have so far been close to the forecast, the outlook for future revenue growth has deteriorated considerably since June.**

united states

United States

The U.S. economy came close to stalling in the first half of this year, and the much anticipated bounce-back in the third quarter has yet to happen. Overseas, global economic growth continues to slow sharply. Europe's sovereign debt problems appear to be spreading, and will likely be a drag on growth for a while. China and India continue to grow, albeit at a slower rate than before. These economies are not yet big enough to drive global growth by themselves. Moreover, both are experiencing wage-push inflationary pressures, which will further slow their growth. It appears that we are, at best, in for an extended period of muddle-through – slow economic and job growth, high unemployment, and weak confidence. The risk of a double-dip recession has increased over the last month.

While the monetary policy stance of the federal policy authority is quite clear, the same cannot be said of federal fiscal policy. The Federal Reserve has telegraphed that it is likely to keep short-term interest rates at "exceptionally low" levels through mid-2013. They have also not ruled out further quantitative easing to lower long-term interest rates, if conditions warrant. On the other hand, the fiscal policy stance of the federal government is anything but clear. Its options are limited both by political gridlock in Washington D.C. and the size of the current national debt. For macroeconomic policy to work well, both monetary and fiscal policies need to be working in tandem. That does not appear to be happening right now.

Both the outlook for real GDP growth, and estimates for second quarter real GDP have been revised downward since the release of our September preliminary economic forecast. According to the Bureau of Economic Analysis (BEA), real GDP grew at a seasonally adjusted annualized rate (SAAR) of just 1.0% in the second quarter, down from the 1.3% previously estimated. Exports and changes in private inventory were revised downward. These were partly offset by upward revisions to nonresidential investment and personal

united states

consumption expenditures. The Blue Chip Consensus real GDP growth forecasts, our objective starting point each forecast cycle, were also revised downward. They are now at 1.6% and 2.2% growth, for 2011 and 2012, respectively. At the time of the preliminary forecast, these numbers were 1.7% and 2.4% respectively.

The Institute for Supply Management's purchasing manager indices are signaling slowing growth for the third quarter. The manufacturing index fell in August to 50.6, barely staying above the 50 level that indicates growth (see figure). The business activity index for services, which tends to lag in downturns, also fell to 55.6 – a still respectable number. Both the manufacturing and services indices have an employment sub-component, which like the aggregate, is declining.

There were zero net jobs created in the economy in August. Private employment grew by 17,000 while government jobs declined by 17,000. The picture was somewhat clouded by 45,000 striking workers in the information sector, who were counted as unemployed, but have since returned to work. On the other side, government hiring was overstated by 22,000 striking public employees returning to work in a mid-western state. Netting the two out, the zero net employment growth understates job growth by 23,000 jobs. The unemployment rate stayed steady at 9.1% in August and remains elevated. Both hours worked and average hourly wages fell - a worrying sign.

Housing continues to bump along the bottom. Housing starts, new and existing home sales all fell in July. Prices remain weak. The Case-Shiller 20-city index fell 0.1% (SA) in June, and was 4.6% below a year ago. Prices are expected to stay weak as more foreclosed properties hit the market.

August light motor vehicle (LMV) sales were sluggish at 12.1 million (SAAR) units, and are still below their February peak. Nominal consumer spending grew 0.8% (SA) in July but consumer confidence measures are at their lowest since late 2008-early 2009, the free-fall stage of the recession, so it remains to be seen if this growth in spending will be sustained. Real disposable income fell 0.1% (SA) in July.

washington

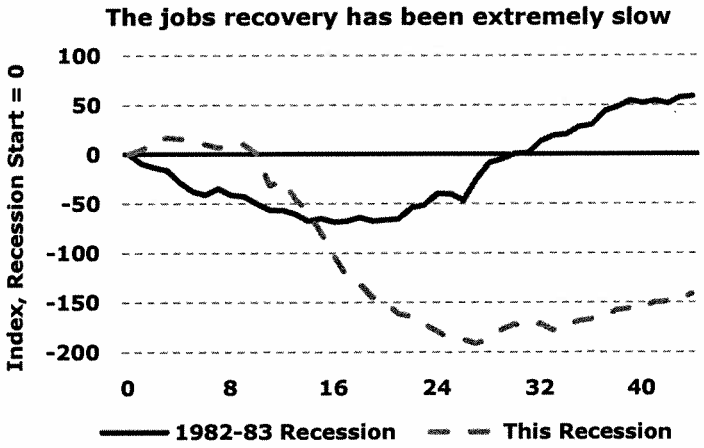
Washington

Washington's job market has also been weaker than was expected in June. While the data for August have not yet been released, the economy added 7,500 net new jobs in June and July. The forecast had expected 9,200 jobs. The manufacturing sector contributed 2,700 jobs thanks to 2,900 new aerospace jobs. Construction employment was up slightly in the last two months, adding 700 jobs. Private service-providing industries, which account for two out of three jobs in Washington, added only 4,500 jobs in the last two months, compared to the 10,600 that had been expected. The state's economy has added only 50,000 jobs since the trough in February 2010 which is less than one-quarter the 209,000 jobs lost during the recession (see figure). Consistent with the weak job growth, Washington's unemployment rate held steady at 9.3% in July.

The recently released national income and product accounts (NIPAs) showed a much more severe national recession than was previously believed. We expect to see similar downward revisions at the state level and have therefore made adjustments to our historical personal income data in anticipation of the upcoming revision. According to our current estimates, the peak-to-trough decline in Washington real personal income during the recession was actually 4.0% rather than the 1.6% we had previously believed. As of the second quarter of 2011, our new estimate of Washington personal income is $4.6 billion (1.5%) lower than we thought it was when we made the June forecast.

washington

Single-family housing continues to languish. The 12,600 single-family permits (SAAR) in the second quarter of 2011 were the lowest since the second quarter of 2009 but multi-family permits came in at a relatively strong 13,400 units in the quarter. We believe the trend is positive in multi-family housing due to rising rents and declining apartment vacancies but multi-family permits are likely to retreat from the very high level reached in the second quarter. The outlook for single-family construction is flat to negative through 2012.



The Washington economy is benefitting from strong export growth and hiring at both Boeing and Microsoft. While welcome, these advantages to the regional economy will not outweigh the drag from the weakening national and global economies. According to our preliminary September forecast, the job growth forecast for 2011 is unchanged at 1.2% but we now expect 1.6% growth in 2012 and 2.3% in 2013 compared to the 2.2% per year expected in the June forecast. Our personal income growth forecast is now 4.9%, 3.2%, and 4.6% in 2011, 2012, and 2013 compared to 5.1%, 4.4%, and 5.3% earlier. We do not expect to see a significant upturn in housing construction until the first quarter of 2013 which is two quarters later than assumed in June. The final September forecast will be released later this week.

revenue collections

Revenue Collections

Overview

The June revenue forecast assumed the national slowdown in economic activity would continue through the end of June, show signs of improvement in July and then resume growth at close to the pre-slowdown pace for the remainder of the year. Because the slowdown through July had been forecasted, revenue collections have come in close to expected levels. Current signs, however, indicate that the slowdown did not end in July, and estimates of national growth for the remainder of this year and the following year have been revised down sharply. We do not, therefore, expect future revenues to come in close to the levels forecasted in June.

Major General Fund-State (GF-S) revenues for the August 11 – September 10, 2011 collection period came in $9.5 million (0.9%) lower than our June forecast. Revenue Act receipts were $25.2 million (2.7%) below the forecast and other receipts were $15.7 million (13.8%) above the forecast.

Cumulatively, major GF-S receipts since the June forecast are $40.2 million (1.2%) lower than forecasted. Revenue Act receipts are $80.0 million (2.9%) below the forecast and other receipts are $39.8 million (5.8%) above the forecast. Adjusted for large unanticipated payments and refunds since the June forecast, cumulative revenues are $39.9 million (1.2%) lower than forecasted.

Washington revenue forecast takes a dive

By MIKE BAKER of the Associated Press | Posted: Friday, September 16, 2011 12:00 am

OLYMPIA - Washington faces a $1.3 billion budget shortfall after a revenue forecast issued Thursday determined that the economy was not showing the signs of recovery that officials had initially expected.

Lawmakers said they were discussing new ways to address the shortfall, just a few months after finalizing a plan that would reduce projected spending by $4.6 billion. Gov. Chris Gregoire was considering the possibility of asking the Legislature to come back soon to start balancing the budget, ahead of the scheduled January return of the lawmakers.

The Economic and Revenue Forecast Council, which lawmakers look to for guidance on how much to spend, had projected three months ago that the state would have money remaining at the end of the budget cycle, thanks to anticipated growth in the economy. But the latest forecast was $1.4 billion lower, leaving lawmakers with a $1.3 billion hole even if they spend all the money set aside in a rainy day fund.

"I truly wish I could assure you that this nightmare is about to end, but I see no end in sight," said Arun Raha, the state's chief economist.

Republican budget writers said tax increases were not acceptable. They have the power to block any such proposals because of a voter-approved initiative that requires a two-thirds legislative majority to pass them.

"How do you get more revenue out of people who still don't have work?" asked Republican Rep. Ed Orcutt of Kalama.

Democrats were considering a proposal that would ask voters to approve taxes in order to support education, which has faced deep cuts. Sen. Ed Murray, D-Seattle, said lawmakers need to work on getting a plan together to pass before January.

"We're going to act," Murray said. "We're going to do the responsible thing."

Democratic Rep. Ross Hunter said the state will likely need to find more than $1.3 billion in savings because there is opposition to spending the money in the rainy day fund. He said he would like to see the state leave an additional cash buffer for the current budget in order to handle additional volatility.

Raha blamed the economic weakness on factors outside of the state, including political gridlock in the nation's capital and troubles in Europe. Because of the challenges of forecasting what will happen with the economy over an 18-month period, the state has issued both optimistic and

pessimistic deviations that could leave the state with roughly $2 billion more or $2 billion less than projections.

Gregoire has already asked state agencies to prepare for cuts as high as 10 percent. She said in a statement that it's clear the state will be required to implement most of those reductions.

"The level of cuts will impact the educational future of our children, compromise public safety and put the most vulnerable at risk," Gregoire said. "These impacts will be felt in communities across the state."

THE SPOKESMAN-REVIEW September 16, 2011

Economic recovery likened to mirage

State may convene special session

Jim Camden
The Spokesman-Review

Tags: budget deficit legislature special session Washington

OLYMPIA – With economic recovery described as "a mirage in the desert" and a projected gap between income and spending growing to $1.4 billion, state officials began setting the stage Thursday for a special legislative session to find ways to cut more from the budget.

"The November forecast may bring more bad news, so we can't wait until the start of session in January to take action," Gov. Chris Gregoire said in a statement released as the Economic Forecasting Council ended its meeting. "Today's forecast demands that we take action."

Arun Raha, the state's chief economist, told the forecasting council that tax collections fell below projections this summer, and the Washington economy can expect continued problems over the rest of this two-year budget cycle.

Jobs aren't coming back at a pace that is lowering the unemployment rate. Foreclosures are likely to go up and home construction is off. State revenues may be about $500 million below previous projections through June 30, 2012, and $900 million lower in the next fiscal year. Normal economic times "seem like a mirage in the desert, the closer we get to it, the further it moves away," Raha said.

The four legislators on the council all seemed to expect some type of session to be called this fall, although they disagreed on how it might be structured or what it should consider.

Republicans leaned toward a short session for the full Legislature, with an agreed-upon agenda and list of cuts. That would be similar to a one-day special session held last December after leaders met and settled on some initial cuts before bringing all members to Olympia.

"It's not like it can't be done. It just takes a lot of work on the part of budget writers," said Rep. Ed Orcutt, R-Kalama, the chairman of the forecast council.

"We have been working," countered Sen. Ed Murray, D-Seattle, the chairman of the Senate Ways and Means Committee, but the magnitude of the gap is greater. "This is actually writing a supplemental budget. That is not something that can be done in two or three days."

Rep. Ross Hunter, D-Medina, the House Ways and Means Committee chairman, said last December's budget cuts had the agreement of all four caucuses and didn't need any extra legislation. That's not possible this time, he said. The size of the cuts would require new legislation, hearings, public input and likely amendments as the two chambers work through the process.

Republicans said they would not support tax increases to fill any of the budget gap: "New taxes are not the answer," said Sen. Joe Zarelli, the top Republican on Senate Ways and Means.

"How do you get more revenue out of people who are still not back to work?" Orcutt asked. The state is still projected to bring in more money than in the previous biennium, so the solution is to find ways to get people back to work, he added.

Democrats said the prospect of another round of cuts means the state could jettison the things people need to get back to work, such as higher education programs. "We should give the voters an option about funding some of the things we would have to cut," Murray said.

When legislators sit down to consider their options, they should leave their "talking points" at the door, Murray added. Orcutt's comment that the state revenue is growing ignores the fact that the number of students in public schools and the cost of medical care the state covers are also growing, he said.

Within minutes of the forecast, interest groups began to weigh in. Steve Breaux of The Washington Public Interest Research Group said the Legislature needs to end "tax loopholes and subsidies" as part of a solution, and not rely strictly on budget cuts."

The Legislature has tried an "all cuts" approach to pass budgets that just barely pencil out and end up revisiting those budgets when revenues don't meet expectations, he said.

Tim Eyman, sponsor of a ballot measure to restrict the use of tolls on state roads and bridges, said the looming deficit is a reason why voters should approve Initiative 1125.

Cindi Laws, the chairwoman of a group opposing a ballot measure to require more training and oversight of home health care workers, said the deficit means voters can't afford Initiative 1163.

Get more news and information at Spokesman.com

Aftermath of cuts unveiled: Budget faces further gouges in wake of revenue forecast

More cuts are coming in the wake of the new shortfall indicated in the revenue forecast.

By Kaitlin Gillespie
Published 9/16/2011 12:00:00 AM

More news of deeper cuts and climbing deficit numbers came Thursday from the Governor's Office. Washington state is facing another $1.4 billion shortfall, according to the September revenue forecast.

"Let me be clear," Gov. Chris Gregoire said in an email sent to all state workers. "This is not due to something state government has or hasn't done or to excessive salaries or to fraud, waste and abuse. This crisis, which began on Wall Street, has manifested in much the same way in nearly every state across the country."

Gregoire said today's forecast makes it clear that deep reductions are necessary. The governor asked last month that state agencies prepare for additional cuts of 5- to 10-percent, including state universities.

"I have not dealt with any future budget reductions until I get through this," President Elson S. Floyd said. "I'm flat out at a point in which I have to finalize this budget that results in a $20 million annual reduction. I've got to get that figured out. Once I get that figured out and put to bed, I can work on this one."

Chief Budget Officer Joan King said though the university budget officers were asked to determine their 5- to 10-percent reduction plans, it has not yet been determined to what extent the cuts will be at the university level.

Rep. Susan Fagan, R-Pullman, said in an email the forecast is yet another reminder the Legislature has its work cut out for it. She said the sooner action is taken, the more savings will be achieved and the better state agencies will function.

"I'm aware difficult decisions will need to be made that impact all of us, but we need to understand government budgets must be sustainable and realistic," she said. "There are 'wants,' and then there are 'needs.' In our current economy, the state budget should be focused on those items most necessary to protect citizens, including our most vulnerable, while preserving a quality education system that prepares every child for a lifetime of success."

Gregoire has not yet scheduled a special session. The next revenue forecast will be released Nov. 17.

"I know what more uncertainty means to our state work force," Gregoire said. "I know the impact that the drumbeat of bad news has. I thank you for doing your jobs under very trying circumstances. History will reflect the hard work and courage it took to overcome the worst economic crisis in 80 years."

The Daily Evergreen, PO Box 642510, 113 Murrow East, Pullman, WA, 99164-2510, Contact Us
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Gov. Gregoire's statement on today's revenue forecast

For Immediate Release: September 15, 2011

OLYMPIA – Gov. Chris Gregoire gave the following statement in response to today's revenue forecast:

"To respond to these difficult economic times, state government has stepped up to the challenge. We've reduced staff, cut salaries, eliminated entire programs, adopted some of the biggest government reforms in a century and slashed our budget. We have addressed issues relating to our business climate such as workers' compensation and unemployment insurance. We are implementing pension reform. In the past three years we've cut more than $10 billion. Including today's revenue forecast, each of the past five forecasts has reduced our budget, and in each case we've responded quickly and appropriately with the tools at hand and with no tax increases. The November forecast may bring more bad news so we can't wait until the start of session in January to take action. Today's forecast demands that we again take action.

"At the first sign of more uncertainty last month, I asked state agencies to prepare for additional cutbacks of 5 and 10 percent. While we expect those recommendations next week, with today's news it is clear that this situation will require that we implement most of those reductions. The level of cuts will impact the educational future of our children, compromise public safety and put the most vulnerable at risk. These impacts will be felt in communities across the state.

"I have been meeting with legislative leadership during the past two weeks and have made it clear to those members that we must have all options on the table, and we must continue to work together in these unprecedented times. We need to do more to get our people back to work and build consumer confidence in our future.

"This crisis, started by Wall Street, was not the doing of the people or government of Washington state. However, fixing it falls on our shoulders. We were just emerging from the recession when Congress failed to reach a debt deal in a timely way and the European economic crisis shook consumer confidence. While we will continue to build the way for a long-term Washington state recovery, members of Congress must quickly take action to create jobs and deal with the nation's economic crisis."

# # #

MINUTES OF THE CITY COUNCIL
OF THE CITY OF PULLMAN
AUGUST 30, 2011

Roll Call

A regular meeting of the City Council of the City of Pullman was held on August 30, 2011, at 7:30 p.m. in Council Chambers, City Hall, Pullman, Washington with the following present:

Glenn A. Johnson	Mayor
William F. Mulholland	Finance Director
Francis Benjamin	Councilmember
Keith Bloom	Councilmember
Jeff Hawbaker	Councilmember
Bill Paul	Councilmember
Barney Waldrop	Councilmember
Nathan Weller	Councilmember
Pat Wright	Councilmember

Call to Order

Mayor Johnson called the regular meeting to order at 7:30 p.m.

Announcements

Mayor Johnson made five announcements. One was to announce that the National Guard, which has been here since 1930, would be transferring to Moses Lake effective September 1. He read a proclamation and proclaimed August 30 as "Pullman National Guard Recognition Day". He gave a plaque to Sgt. First Class Charles Ferguson, who thanked the City for all the support through the years.

ORDER OF BUSINESS

Approval of Recommendations of Consent Agenda Items

CONSENT AGENDA

Mayor Johnson reviewed the items on the Consent Agenda with the Council and audience. He stated that items listed on the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council request. Councilmember Bloom moved, Councilmember Wright seconded to read the items on the Consent Agenda by title only.

Motion Carried.

City Attorney McAloon read the items on the Consent Agenda by title only. Mayor Johnson asked if there were any requests for removal of items from the Consent Agenda from the Council. There were none. Councilmember Wright moved, Councilmember Benjamin seconded to adopt the Consent Agenda as presented.

Motion Carried.

Motions

Minutes - August 23, 2011	1.	The Council dispensed with the reading of the minutes of the regular meeting of August 23, 2011, and approved them as submitted.
Change Order on Wawawai Basin Lift Station	2.	The Council ratified Change Order No. 1 to the Wawawai Basin Lift Station contract.
B Street Sidewalk Complete	3.	The Council accepted as complete Contract No. 11-06, B Street Sidewalk-Alpha to Michigan.
Sidewalks 2011 Complete	4.	The Council accepted as complete Contract No. 11-07, Sidewalks 2011.

Resolution

Resolution No. R-59-11 - Lake Street Sewer Monitoring	5.	Resolution No. R-59-11 A RESOLUTION ACCEPTING THE BID OF ACE ELLIOTT LANDSCAPING FOR THE LAKE STREET SEWER MONITORING PROJECT AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT. Resolution No. R-59-11 was adopted unanimously.

REGULAR AGENDA

Resolution

Moratorium Prohibiting Medical Cannabis Collective Gardens	6.	Mayor Johnson announced that a resolution has been prepared declaring a moratorium prohibiting medical cannabis collective gardens in the City and setting a public hearing date. City Attorney McAloon went through her report and noted that the moratorium would prevent any establishment of collective gardens for the cultivation of medical cannabis within the City limits for an initial period of six months. The moratorium will provide time for City staff to research and evaluate the need for local zoning or licensing regulations of such laws and the impact of federal law on the recently enacted State law

that purposes to permit such collective gardens and the use of marijuana for medical purposes. Additional research done by City Attorney McAloon has confirmed that the moratorium may be adopted by resolution of the Council as compared to an ordinance. The resolution will be effective immediately. The action presented to the Council is the adoption of a resolution making findings regarding the current uncertainty and conflict between State and Federal laws and public safety concerns, instituting a moratorium on the establishment of collective cannabis gardens within any zoning district of the City, and direct staff to develop a work plan for the study of the issue and provide future recommendations for action. A public hearing must be scheduled within 60 days of adoption of the moratorium. City Attorney McAloon noted that in her letter, the recommendation she had was October 6, but there is a conflict with that date. The public hearing will be on October 18.

City Attorney McAloon then opened it up for discussion to the Council. Councilmember Waldrop said, that as he stated last week, he is opposed to a moratorium. We are a nation of laws and we should not preempt federal statutes and regulate something when it is illegal. He said that we should let Federal law prevail.

City Attorney McAloon stated that a study could result in that recommendation. What the moratorium does is prevent collective gardens during that moratorium period. Councilmember Waldrop also encouraged the media to be in contact with the U.S. Attorney in reference to enforcement of the marijuana laws in Whitman County.

Councilmember Paul agreed with Councilmember Waldrop that it is illegal in any shape or form however, the moratorium will buy more time to study the situation.

Councilmember Benjamin was concerned about the question of liability to City staff and employees. The moratorium is necessary so we can study the problem so we don't open ourselves up to litigation.

Resolution No. R-60-11 by title only reads as follows:

A RESOLUTION DECLARING A MORATORIUM PROHIBITING MEDICAL CANNABIS COLLECTIVE GARDENS IN ALL ZONING DISTRICTS WITHIN THE CITY OF PULLMAN, WASHINGTON AND SETTING A PUBLIC HEARING THEREON.

Councilmember Wright moved, Councilmember Bloom to adopt Resolution No. R-60-11. Councilmember Waldrop voted nay. The motion carried.

Discussion

Pullman School District Presentation

7. Mayor Johnson announced that a presentation is scheduled by Pullman School District. City Supervisor Sherman introduced Pullman School Superintendent Paul Sturm. City Supervisor Sherman stated that Superintendent Strum is the president elect for the 2011-2012 Washington State Association of School Administrators. He will become president effective July 2012.

City Supervisor Sherman also noted that Mayor Johnson had been selected for the Washington State After School Hall of Fame Award and had sat on a panel at the recent Association of Washington Cities' (AWC) conference on "After School" programs. Superintendent Sturm stated that he is always happy to talk about the school district. He wanted to use Fritz Hughes, who will co-chair the business campaign for the levy election. He also introduced Dr. Susana Reyes, assistant superintendent of the school district, Director Allison Munch-Rotola, a board member, and Dan Felts, who is the executive director of support services. The budget for the 2011-2012 expenditure budget is $20,790,000 and this is about the same as the last three years. He noted that the school head count increased by more than 100 students. The on-time graduation of 92 percent and an extended rate of 93 percent is one of the higher ones in the State of Washington. He said they currently have 282 employees, 139 certificated instructional, 132 classified, and 11 administration. The maintenance and operational levy expires at the end of 2012. They are going to ask voters to approve a two-year levy, where normally they would request a four- year levy for 2013 and 2014. The technology levy expires at the end of 2012 and that levy is utilized for technological maintenance and upgrades for the school. He is requesting a six-year levy for tax years 2013 through 2018 at the same amount it has been,

$200,000. For the M&O levy he is looking at $4,900,000 or a $3.05 per thousand assessed value; in 2014 a $5,300,000 or $3.23 of assessed value. The 2012 levy was for $4,350,000 at a $2.76 assessed value. The technology levy starts out in 2013 at $0.1245 for a thousand dollars of assessed value and ends in 2018 at $0.1127 per thousand of assessed property value. The school district looks to educate the whole child, not just the scholastic portion, but clubs, field trips, science fair, music, art, sports, and other activities. He said they are always trying to find ways to improve what they do. They partner with several organizations within the City to include SEL, WSU, City of Pullman, Neill Public Library, Pullman Police, Chamber of Commerce, service clubs, YMCA, and Pullman Industries. In 2011, facilities improvements included five new boilers at Pullman High School, they painted at Pullman High School, as well as Sunnyside Elementary. They had some new carpet put in at Pullman High School as well as the gym floor. They had utility improvements and repairs at Sunnyside and Jefferson elementary schools. They put a new press box at the High School as well as lighting retrofits.

In the future, they are looking forward to the 2020 Visioning process. He indicated that technology will change the direction and delivery of education and is a great tool for teachers to use in the educational process. He said that Pullman is the best place to raise kids and he thanked the community that helps them to do their job. He believes it helps to improve the quality of life in Pullman.

As a local boy, Councilmember Weller stated that Pullman School District Superintendent Sturm and his predecessor provide great leadership. He indicated that education is the best investment that can be made.

Councilmember Benjamin asked about enrollment trends. Superintendent Sturm indicated that they had growth in the elementary, but now also in the high school. Councilmember Benjamin wanted to know if it was a result of County inflows or growth in the City. Superintendent Sturm said the school choices are definitely part of the net gain, but a lot is just from straight City growth. Councilmember Benjamin also asked about the calculation of graduation rates. He read somewhere that they are changing because a lot of

districts are kind of fudging the numbers. Superintendent Sturm said that their numbers are straight.

Mayor Johnson asked how many students are on free or reduced lunch programs in Pullman. Superintendent Sturm stated about 27 percent.

Councilmember Bloom stated that the Pullman School District is second to none in the U.S. and he will support the levy.

Councilmember Paul indicated he had put four kids through the Pullman School District and through their efforts they turned out pretty good.

Councilmember Waldrop also was proud of the school and the staff and he is in support of the levy.

NEW BUSINESS

Mayor Johnson asked if there was any new business from either the Council or audience. There was none.

ADJOURNMENT

Councilmember Benjamin moved, Councilmember Wright seconded to adjourn the regular meeting of the City Council.

Motion Carried.

Mayor Johnson adjourned the regular meeting of the City Council at 8:22 a.m.

_____
Mayor

ATTEST:

_____
Finance Director

REQUEST FOR COUNCIL ACTION

For Meeting of: September 20, 2011

ACTION REQUESTED

Motion approving disbursements represented by accounts payable checks numbered _____ through _____ totaling $_____ inclusive, payroll checks numbered _____ through _____ totaling $_____ inclusive, and electronic transfers totaling $_____ and direct that they be paid upon approval of the Auditing Officer and Audit Committee.

BACKGROUND

Motion will approve payment of claims, wages, and transfers for September, 2011.

RECOMMENDATION

Passage of the motion.

FISCAL IMPACT

$_____ Budgeted Expenditures

_____
BARS Code Number

SUBMITTED BY

William F. Mulholland
Name

Finance Director
Title

Finance
Department

ATTACHMENTS FOR COUNCIL REVIEW/ACTION

1. None

REVIEWED BY

	Initial	Date
Department Head		
City Supervisor	JSH	9-14-11
City Attorney (As To Form)	maj	9-16-11

3. A motion to accept as complete Contract No. 10-09, Wawawai Basin Lift Station.

NOTES:

REQUEST FOR COUNCIL ACTION

For Meeting of: 9/20/10

ACTION REQUESTED:

Accept the Wawawai Basin Lift Station contract as complete.

BACKGROUND:

The scope of contract 10-09, Wawawai Basin Lift Station, provided for the construction of a new 30-foot deep, 10-foot diameter wet well sewer lift station at the waste water treatment plant to replace an old and failing lift station. This facility collects sewage from the Wawawai Road drainage basin and Hatley Canyon and pumps it to the headworks of the treatment plant. This was a project recommended as a high priority in the most recent General Sewer Plan in that a failure could be environmentally detrimental due to the proximity of the facility to the South Fork of the Palouse River and that the sewer line feeding the lift station runs under the creek. The contractor for this project was M.L. Albright & Sons, Inc. and all work has now been completed in substantial conformance with the contract documents. The final contract amount, which includes one previously-approved change order, was $342,386.06 compared to the bid amount of $332,950.00. A copy of the Final Estimate of Work Completed is attached for reference showing final quantities and amounts. Funding for this project was from the Capital Projects Budget of the Utility Fund.

RECOMMENDATION:

By motion, accept contract 10-09, Wawawai Basin Lift Station, as complete.

FISCAL IMPACT:

$342,386.06

403.3368.594.35.62.00

BARS Code Number

SUBMITTED BY:

Name Mark Workman
Title Public Works Director
Dept. Public Works

ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

1. Final Estimate of Work Completed

REVIEWED BY:

	Initial	Date
Department Head	MW	9/11/11
City Supervisor	[illegible]	9-12-11
City Attorney (As to Form)	[illegible]	9-12-11

S.R. #081

CITY OF PULLMAN
WAWAWAI BASIN LIFT STATION

Contract Title: Wawawai Basin Lift Station
Contract No.: 10-09
Contractor: M.L. Albright & Sons, Inc.

Progress Payment No.: 8
Month of: Sept., 2011
P.O. No.: en-80893

Item No.	Bid Item	Estimated Quantity	Unit Price	Amount	Total Units to Date	Total Amount to Date
1	Mobilization	1 L.S.	25,000.00	25,000.00	1.00	$ 25,000.00
2	Erosion Control	1 L.S.	3,068.00	3,068.00	1.00	3,068.00
3	Remove Chain Link Fence	1 L.S.	390.00	390.00	1.00	390.00
4	Construct Chain Link Fence w/ Gate	1 L.S.	2,880.00	2,880.00	1.00	2,880.00
5	Construct Triplex Sewage Lift Station	1 L.S.	138,375.00	138,375.00	1.00	138,375.00
6	Construct Valve Vault	1 L.S.	21,604.00	21,604.00	1.00	21,604.00
7	Yard Piping	1 L.S.	44,725.00	44,725.00	1.00	44,725.00
8	Select Backfill Material	870 Ton	12.00	10,440.00	741.70	8,900.40
9	Storm Drain Reconstruction/Retrofit	1 L.S.	7,890.00	7,890.00	1.00	7,890.00
10	Permanent Maintenance Access	1 L.S.	2,480.00	2,480.00	1.00	2,480.00
11	Landscape Restoration	1 L.S.	750.00	750.00	1.00	750.00
12	Trench Safety	1 L.S.	1,000.00	1,000.00	1.00	1,000.00
13	Electrical and Controls	1 L.S.	50,257.00	50,257.00	1.00	50,257.00
Change Order No.1						
14	Rock Excavation	67.02 C.Y.	95.00	6,366.90	67.02	6,366.90
15	2" Communication/Electric Conduit	1 L.S.	3,251.00	3,251.00	1.00	3,251.00
16	1" Drain Line from Electrical Vault	1 L.S.	675.00	675.00	1.00	675.00

PREVIOUS PAYMENTS:			
1	$156,796.73	7	$1,480.32
2	$67,573.51	8	
3	$12,522.51	9	
4	$35,848.55	10	
5	$16,622.96	11	
6	$35,660.86	12	
	Total Previous Payments:		$ 326,505.44

SUMMARY:	
Total Work to Date	$ 317,612.30
Less Retainage (5%)	
Sales Tax 7.8%	24,773.76
Due to Date	342,386.06
Less Previous Payments	326,505.44
Amount Due This Payment	**$ 15,880.62**

BARS Code 403.3368.594.35.62.00

Checked: _____ Date: _____
Inspector

Approved: Mark L. Workman Date: 9/7/11
Engineer

Approved: _____ Date: 9-8-11
Contractor

4. A motion to refer a Claim for Damages submitted by Kiry Oeurn for the sum of $237.70 to the Washington Cities Insurance Authority (WCIA).

NOTES:

REQUEST FOR COUNCIL ACTION

For Meeting of: September 20, 2011

==========

ACTION REQUESTED

A motion to refer a Claim for Damages submitted by Kiry Oeurn for the sum of $237.70 to the Washington Cities Insurance Authority (WCIA).

==========

BACKGROUND

On August 29, 2011, Kiry Oeurn submitted a Claim for Damages in the sum of $237.70 for damages allegedly occurring due to City negligence. In accordance with the provisions of Section 1.98.030 of the Pullman City Code, the Council should direct that this claim be referred to WCIA.

==========

RECOMMENDATION

That the motion be passed.

==========

FISCAL IMPACT

$_____ Budgeted Expenditures

_____
BARS Code Number

==========

SUBMITTED BY

Jane Joyce
Name

Deputy City Clerk
Title

Finance
Department

ATTACHMENTS FOR COUNCIL REVIEW/ACTION

1. Claim for Damages - Oeurn

==========

REVIEWED BY

	Initial	Date
Department Head		8/30/11
City Supervisor		9-12-11
City Attorney (As To Form)		8-30-11

STANDARD TORT CLAIM FORM Claim for Damages

Pursuant to Chapter 4.96 RCW, this form is for filing a tort against the city of Pullman. Information requested on this form is required by law and may be subject to public disclosure. Claim forms cannot be submitted electronically (via e-mail or fax).

After filing with the city, you subsequently will be contacted by our insurance carrier, usually within 10 days. *Washington Cities Insurance Authority, P.O. Box 88030, Tukwila, WA 98138 Phone (206) 575-6046 Fax (206) 575-7426*

Date form received by city staff
11:12 Am
8/29/11

(Rev. Sept. 1, 2009)

PLEASE TYPE OR PRINT IN INK

Mail or deliver original claim to: Finance Director
City of Pullman
325 SE Paradise St.
Pullman, WA 99163
Business Hours: Mon.-Fri. 8 a.m.-5 p.m.
Closed on official city holidays

CLAIMANT INFORMATION

1. Claimant's name: Oeurn (Last name) Kiry (First) Ratana (Middle) 07/10/1990 (Date of birth (mm/dd/yyyy))
2. Current residential address: 12005 133rd Street East Puyallup WA, 98374
3. Mailing address (if different):
4. Residential address for on/at the date of the incident (if different from current address): 1300 NE Williams #2 Pullman WA, 99163
5. Claimant's daytime telephone number: 206-218-7299 (Home) _____ (Business)
6. Claimant's e-mail address: Kiry.r.Oeurn@gmail.com

INCIDENT INFORMATION

7. Date of the incident: 4-15-11 (mm/dd/yyyy) Time: 10:20 ☑ a.m. ☐ p.m. (check one)
8. If the incident occurred over a period of time, date of first and last occurrences:

from _____ (mm/dd/yyyy) time: _____ ☐ a.m. ☐ p.m. (check one) to _____ (mm/dd/yyyy) time: _____ ☐ a.m. ☐ p.m. (check one)

9. Location of incident: Washington (State and county) Whitman (City, if applicable) County Pullman, my apartment (Place where occurred)
10. If the incident occurred on a street or highway:

(Name of street or highway) (Milepost number) (At the intersection with or nearest intersecting street)

11. City department alleged responsible for damage/injury: Pullman Police Department / Quads Cities Drug task Force
12. Names, addresses and telephone numbers of all persons involved in or witness to this incident:
13. Names, addresses and telephone numbers of all city employees having knowledge about this incident: Detective Scott E. Patrick 509-334-0802 / 509-332-1002 206 SE Kamiaken St. Pullman WA, 99163
14. Names, addresses and telephone numbers of all individuals not already identified in #12 and #13 above that have knowledge regarding the liability issues involved in this incident, or knowledge of the Claimant's resulting damages. Please include a brief description as to the nature and extent of each person's knowledge. Attach additional sheets if necessary.
15. Describe the cause of the injury or damages. Explain the extent of property loss or medical, physical or mental injuries. Attach additional sheets if necessary. Attached is an invoice of damages repaired, Pullman Police and company forced entry despite my willingness to cooperate
16. Has this incident been reported to law enforcement, safety or security personnel? If so, when and to whom?
17. Names, addresses and telephone numbers of treating medical providers. Attach copies of all medical reports and billings.
18. Please attach documents which support the claim's allegations.
19. I claim damages from the city of Pullman in the sum of $ 237.7.

This claim form must be signed by the Claimant, a person holding a written power of attorney from the claimant, by the attorney in fact for the Claimant, by an attorney admitted to practice in the state of Washington on the Claimant's behalf, or by a court-approved guardian or guardian ad litem on behalf of the Claimant.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

K. Oeurn
Signature of Claimant

8-11-11 12005 133rd St. E. Puyallup WA 98374
Date and residential address, city and county

5. A motion to refer a Claim for Damages submitted by Loi Lam for the sum of $29,088.40 to the Washington Cities Insurance Authority (WCIA).

NOTES:

REQUEST FOR COUNCIL ACTION

For Meeting of: September 20, 2011

==========

ACTION REQUESTED

A motion to refer a Claim for Damages submitted by Loi Lam for the sum of $29,088.40 to the Washington Cities Insurance Authority (WCIA).

==========

BACKGROUND

On September 12, 2011, Loi Lam submitted a Claim for Damages in the sum of $29,088.40 for damages allegedly occurring due to City negligence. In accordance with the provisions of Section 1.98.030 of the Pullman City Code, the Council should direct that this claim be referred to WCIA.

==========

RECOMMENDATION

That the motion be passed.

==========

FISCAL IMPACT

$_____ Budgeted Expenditures

_____
BARS Code Number

==========

SUBMITTED BY

Jane Joyce
Name

Deputy City Clerk
Title

Finance
Department

ATTACHMENTS FOR COUNCIL REVIEW/ACTION

1. Claim for Damages - Lam

==========

REVIEWED BY

	Initial	Date
Department Head		
City Supervisor		
City Attorney (As To Form)		9-12-2011

STANDARD TORT CLAIM FORM Claim for Damages

Pursuant to Chapter 4.96 RCW, this form is for filing a tort against the city of Pullman. Information requested on this form is required by law and may be subject to public disclosure. Claim forms cannot be submitted electronically (via e-mail or fax).

After filing with the city, you subsequently will be contacted by our insurance carrier, usually within 10 days. *Washington Cities Insurance Authority, P.O. Box 88030, Tukwila, WA 98138 Phone (206) 575-6046 Fax (206) 575-7426*

Date form received by city staff
um
9-12-11
2:01 PM

(Rev. Sept. 1, 2009)

PLEASE TYPE OR PRINT IN INK

Mail or deliver original claim to: Finance Director
City of Pullman
325 SE Paradise St.
Pullman, WA 99163
Business Hours: Mon.-Fri. 8 a.m.-5 p.m.
Closed on official city holidays

CLAIMANT INFORMATION

1. Claimant's name: Lam (Last name) Loi (First) Vinh (Middle) 05/02/56 (Date of birth (mm/dd/yyyy))
2. Current residential address: 410. So. Grand ave. pullman, Wa. 99163
3. Mailing address (if different): 400. So. Grand ave. pullman, Wa 99163
4. Residential address for on/at the date of the incident (if different from current address):
5. Claimant's daytime telephone number: 509. 595. 3882 (Home) 509-332-0728 (Business)
6. Claimant's e-mail address: N/A.

INCIDENT INFORMATION

7. Date of the incident: 7/15/11. (mm/dd/yyyy) Time: 12:00 ☐ a.m. ☒ p.m. (check one)
8. If the incident occurred over a period of time, date of first and last occurrences:

from _____ (mm/dd/yyyy) time: _____ ☐ a.m. ☐ p.m. (check one) to _____ (mm/dd/yyyy) time: _____ ☐ a.m. ☐ p.m. (check one)

9. Location of incident: 410. So. Grand ave pullman, Wa. 99163 (State and county / City, if applicable / Place where occurred)
10. If the incident occurred on a street or highway:

(Name of street or highway / Milepost number / At the intersection with or nearest intersecting street)

11. City department alleged responsible for damage/injury: City of Pullman Maintance
12. Names, addresses and telephone numbers of all persons involved in or witness to this incident: Tammy Meyer. 509-332.0728
13. Names, addresses and telephone numbers of all city employees having knowledge about this incident: Randy Rutenthaler
14. Names, addresses and telephone numbers of all individuals not already identified in #12 and #13 above that have knowledge regarding the liability issues involved in this incident, or knowledge of the Claimant's resulting damages. Please include a brief description as to the nature and extent of each person's knowledge. Attach additional sheets if necessary. officer Scott Kirk
15. Describe the cause of the injury or damages. Explain the extent of property loss or medical, physical or mental injuries. Attach additional sheets if necessary. Water Damage. Broken pipe.
16. Has this incident been reported to law enforcement, safety or security personnel? If so, when and to whom? Officer Scott Kirk
17. Names, addresses and telephone numbers of treating medical providers. Attach copies of all medical reports and billings.
18. Please attach documents which support the claim's allegations.
19. I claim damages from the city of Pullman in the sum of $ 29088.40 (See the Math Cope)

This claim form must be signed by the Claimant, a person holding a written power of attorney from the claimant, by the attorney in fact for the Claimant, by an attorney admitted to practice in the state of Washington on the Claimant's behalf, or by a court-approved guardian or guardian ad litem on behalf of the Claimant.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Signature of Claimant

09. 09. 2011
Date and residential address, city and county

6. A motion to set October 11, 2011, as the date for a public hearing on the expenditure of the remaining 2007 bond funds.

NOTES:

REQUEST FOR COUNCIL ACTION

For Meeting of: September 20, 2011

ACTION REQUESTED

Set a date for a public hearing on the expenditure of the remaining 2007 bond funds.

BACKGROUND

At the City Council meeting on July 19, 2011, a discussion was held on the expenditure of the remaining 2007 bond funds. The discussion was held as a follow-up to the 2011 City Council goal which stated, "With the remaining funds from the 2007 bond issue, consider making additional improvements including a spray pool". At the conclusion of the discussion the City Council requested that we hold a public hearing to take additional public input regarding the utilization of the remaining bond funds. We are recommending that you set October 11, 2011, at 7:30 p.m. for this public hearing. We will also be holding the pre-budget workshop at this City Council meeting and we feel it is appropriate to have as many financial issues as possible addressed the same evening.

RECOMMENDATION

By motion, set the date for a City Council public hearing on this matter for October 11, 2011.

FISCAL IMPACT

$_____

_____

BARS Code Number

SUBMITTED BY

Name: John Sherman
Title: City Supervisor
Department: Administration

ATTACHMENTS FOR COUNCIL REVIEW/ACTION

REVIEWED BY

	Initial	Date
Department Head	JFB	9-14-11
City Supervisor	JFB	9-14-11
City Attorney (As To Form)		9-16-2011

7. RESOLUTION NO. R-61-11

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 2 TO THE WIRELESS COMMUNICATION FACILITY PERMIT AGREEMENT BETWEEN THE CITY OF PULLMAN AND CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, FOR THE COLLOCATION OF A WIRELESS COMMUNICATION FACILITY AT THE HIGH SCHOOL WATER TANK, AS AUTHORIZED BY COUNCIL RESOLUTION NO. R-60-04.

NOTES:

REQUEST FOR COUNCIL ACTION

For Meeting of: 09/20/11

ACTION REQUESTED:

Authorize amendment number two to the Wireless Communications Facility Permit Agreement with Cellco Partnership d/b/a Verizon Wireless for the High School Tank.

BACKGROUND:

The City of Pullman entered into an agreement with Cellco Partnership d/b/a Verizon Wireless for a wireless communication facility collocation on our High School water tank in 2004. To accommodate improvements to Verizon's service, the installation of 2 microwave antennas is proposed, necessitating an amendment to the agreement. Staff has no concerns with the proposal and recommends approval.

RECOMMENDATION:

Adopt the attached resolution authorizing Amendment No. 2 to the Wireless Communication Facility Permit Agreement with Verizon Wireless for collocation on the High School Water Tank.

FISCAL IMPACT:

_____

_____

BARS Code Number

SUBMITTED BY:

Name Mark Workman
Title Public Works Director
Dept. Public Works

ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

1. Resolution No. R-61-11

REVIEWED BY:

	Initial	Date
Department Head	MW	9/9/11
City Supervisor		9-12-11
City Attorney (As to Form)		9-9-11

S.R. #080

RESOLUTION NO. R- 61 -11

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 2 TO THE WIRELESS COMMUNICATION FACILITY PERMIT AGREEMENT BETWEEN THE CITY OF PULLMAN AND CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, FOR THE COLLOCATION OF A WIRELESS COMMUNICATION FACILITY AT THE HIGH SCHOOL WATER TANK, AS AUTHORIZED BY COUNCIL RESOLUTION NO. R-60-04.

WHEREAS, the City Council of the city of Pullman has before it Amendment No. 2. to an Agreement for the collocation of a wireless communication facility, which is attached hereto and marked as Exhibit "A"; and,

WHEREAS, this Council believes it to be in the best interest of the city of Pullman to authorize the execution of said Amendment; now, therefore,

IT IS HEREBY RESOLVED that the Mayor and finance director be and they are hereby authorized and directed to execute the Amendment attached hereto and marked at Exhibit "A" and to deliver an executed original thereof to Cellco Partnership, d/b/a Verizon Wireless.

IT IS FURTHER RESOLVED that the Mayor and finance director are each hereby authorized and directed to take such further action as may be appropriate in order to effect the purpose of this Resolution and the Amendment authorized thereby.

ADOPTED by the City Council of the city of Pullman, Washington at a regular meeting held on the _____ day of _____, 2011.

DATED this _____ day of _____, 2011.

_____
Mayor Glenn A. Johnson

ATTEST:

_____
Finance Director
William F. Mulholland

Approved as to Form:

_____
City Attorney

ORIGINAL

AMENDMENT No. 2
WCF Permit Agreement R-60-04
High School Tank

The Wireless Communication Facility Permit Agreement between the City of Pullman and Cellco Partnership d/b/a Verizon Wireless is hereby amended as follows:

1. Section 2: Permitted Use, Subsection b. is hereby amended to read:

   Antennas – Twelve (12) panel antennas and two (2) microwave antennas located on the existing water tank and associated coaxial cable connection to the equipment pad, as shown on the attached revised Exhibit B. Antennas are to be mounted in a manner approved by the City prior to installation. Antenna cables are to be attached to the tank in a manner approved by the City. Cables and brackets shall be located in areas that will not unduly interfere with the operation and maintenance of the water tank or FAA light. All work to be done by a contractor approved by the City.

2. All other terms of the Agreement shall remain in full force and effect.

3. The Parties agree that as of the date of this amendment all obligations are current and there are no claims of breach of the agreement.

This amendment is accepted and approved this _____day of _____, 2011.

City of Pullman

By: _____
Name: Glenn Johnson, Mayor
Date: _____

Attest: _____

Cellco Partnership d/b/a Verizon Wireless

By: _____
Walter L. Jones, Jr.
Area Vice President Network
Date: 8/30/11

STATE OF WASHINGTON)
) ss.
COUNTY OF WHITMAN)

On this day personally appeared before me Glenn A. Johnson, Mayor, and William F. Mulholland, Finance Director, respectively for the City of Pullman, a Municipal Corporation of the State of Washington, the municipal corporation that executed the foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that they are authorized to execute the said instrument, and that the seal affixed is the corporate seal of said municipal corporation.

GIVEN under my hand and official seal this _____ day of _____, 2011.

_____
Signature

_____
Printed
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California)
) ss.
County of Orange)

On August 30, 2011 before me, Tricsha K. Villalta, Notary Public, personally appeared Walter L. Jones, Jr.,
who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

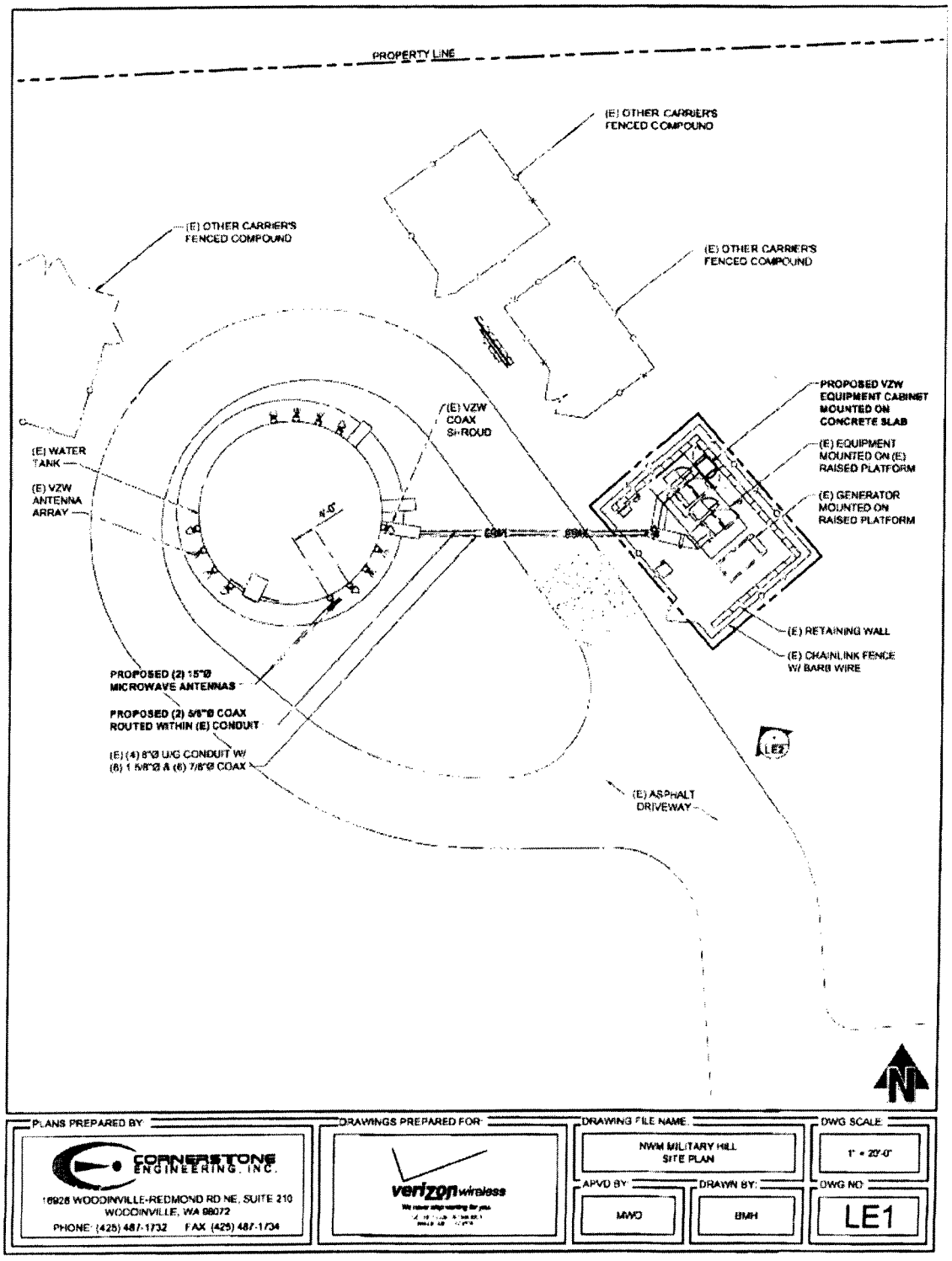
WITNESS my hand and official seal.

Tricsha Villalta
Signature of Notary Public

TRICSHA K. VILLALTA
Commission # 1814222
Notary Public - California
Orange County
My Comm. Expires Sep 20, 2012

Place Notary Seal Above

EXHIBIT "B"

Page 1 of 2

Description of Premises