

HERMISTON CITY COUNCIL

Regular Meeting

September 9, 2019

Mayor Drotzmann called the regular meeting to order at 7:00pm. Present were Councilors Barron, Smith, Myers, Davis, Kirwan, Primmer, Gutierrez, and Hardin. Staff members in attendance were City Manager Byron Smith, City Attorney Gary Luisi, Assistant City Manager Mark Morgan, Chief Edmiston, Clint Spencer, Mark Krawczyk, Larry Fetter, Thomas Creasing, and Lilly Alarcon-Strong. Media present was Jade McDowell of the East Oregonian, Michael Kane of NE Oregon Now, and Justin Honore of KNDU. The pledge of allegiance was given.

Mayor Drotzmann stated item 10B, Umatilla County Tobacco Retail Licensing, has been pulled per a request by the Umatilla County Health Department.

Presentation- Hermiston School District Report

Hermiston School District Human Resources Manager, David Marshall, gave information regarding:

- Fall Sports Schedule (attached)
- Bryan Medelez was recently appointed to fill the School Board vacancy
- The second annual Water Safety Course for all second graders in Hermiston School District. This is a collaboration between the School District and the Parks and Recreation Department in order teach lifesaving skills to children as many do not know how to swim
- Operation Bulldogs- Teachers spent some inservice time and attempted to visit each incoming 9th grader to personally welcome them to the High School. This event was very well received.

The Council thanked the school district for this information and for working with the Parks and Recreation Department to provide water safety courses for all 2nd graders. The Council asked that they return with more information regarding: Extracurricular non-sport activities and the number of students currently enrolled.

The Council asked that the public keep safety in mind as kids are back in school, slowdown in school zones and stop when needed for buses.

Parks and Recreation Director, Larry Fetter, thanked the School District for another great collaboration in keeping the pool open; the Aquatic Center is able to host the girls swim team practice and have lap swim open for the public as well.

Citizen Input on Non-Agenda Items

Russ Greene, 1455 SW 10th St- stated he owns Five Star Car Wash and Five Star Auto Wash and his bill has gone up significantly. He understands the need for infrastructure, but asked that the Council consider restructuring commercial users, like him, as his water bill has gone up from \$1,409 in August 2018 to \$4,105 in August of 2019. Because the rate increase has impacted his business so extremely, he may need to raise his customer rates as well.

Kim Puzey, 970 SE 5th St- thanked City staff and Council for making difficult decisions, like the water restructuring, that improve the health and safety of the community, as well as allow the community to continue to grow, as public investments also bring private investments. Mr. Puzey stated being an elected and/or appointed official is difficult and difficult decisions have to be made for the betterment of the entire community.

Consent Agenda Items

Councilor Primmer requested to remove item C the consent agenda. Councilor Davis moved and Councilor Hardin seconded to approve Consent Agenda items A & B, to include:

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- A. Minutes of the August 26, City Council Meeting
- B. Minutes of the Public Infrastructure Committee Meetings of: January 8, 2018, March 12, 2018, May 29, 2018, March 11, 2019, and May 13, 2019

Motion carried unanimously.

Items Removed from Consent Agenda

C. Initiate annexation proceedings 4N2812B TL 300 NE corner of NE 10th St & Diagonal Rd
Councilor Primmer stated he wanted more information regarding this matter.

City Planner Clint Spencer stated this area will have a mixture of commercial and residential properties. He does not know the exact number of homes that will be built in this subdivision, but anticipates it will be more than 100. He will come back to the Council with more information in November.

Councilor Gutierrez moved and Councilor Smith seconded to approve Consent Agenda item C. Motion carried unanimously.

Theater Lane Change Order

Assistant City Manager Mark Morgan gave information regarding possibly approving a change order to Premier Excavating (printout attached). The change order would allow Premier Excavating to construct the paved street instead of laying a temporary gravel road during their work to install a new water main through E Theater Lane. Approving this change order will save taxpayers \$100,000 and allow the paving project, which is on the Street Capital Improvement Plan, to be completed this Fall instead of Spring 2020.

Public Comment

Virginia Garcia-Rome and Sandra Hickey, Hermiston- stated this street has a very steep hill and asked if it would be fixed as they are concerned for children walking along this street when the new school is constructed.

Assistant City Manager Mark Morgan stated the street would not be leveled due to the homes already built along both sides of the street and the financial burden associated with a project such as this.

Councilor Primmer moved and Councilor Kirwan seconded to authorize the City Manager to execute a Change Order to the Northeast Water Tower construction contract with Premier Excavation to add paving of East Theater Lane based on the quote provided by Premier. Motion carried unanimously

Committee Reports

EOTEC Advisory Committee- Mayor Drotzmann stated the Committee met and heard information presented by City Manager Smith regarding the TPA Program and efforts to continue working with area hoteliers for EOTEC Marketing; however, the Committee was unable to conduct any business due to a lack of a quorum.

Mayor Drotzmann encouraged the public to get involved and join a City Committee.

Public Infrastructure Committee- Councilor Kirwan stated the Committee will meet Monday September 23, prior to the City Council meeting.

Hispanic Advisory Committee- Councilor Gutierrez stated the Committee will meet next Monday.

Mayor's Report

Mayor Drotzmann spoke regarding:

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- Congratulations to the Union Club for their grand opening event that was very well attended.
- Portland Trail Blazers will be hosting a RIP City event at the Community Center on Wednesday from 4pm-6pm. The entire community is encouraged to participate.

Manager's Report

City Manager Smith spoke regarding the decision to postpone the grant application. He will be traveling to Washington D.C. to explain the project and try to get support for the 80% federal match grant.

Recess for Executive Session

Mayor Drotzmann recessed the regular meeting at 7:34pm and announced the City Council will meet in Executive Session pursuant to ORS 192.660 (2) (i) which allows the Council to meet in Executive Session to review and evaluate, pursuant to standards, criteria and policy directives adopted by the governing body, the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member unless the person whose performance is being reviewed and evaluated requests an open hearing. Representatives of the news media and designated staff shall be allowed to attend the executive session. All other members of the audience are excluded. Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session, except to state the general subject of the session as previously announced. No final decision may be made in executive session. At the end of the executive session, the council will return to open session which the audience may attend. The council, after returning from the executive session, will consider and possibly approve amendments to the City Manager's employment contract. The executive session will last approximately 20 mins.

Reconvene- Consider Approval of Changes to the City Manager's Employment Contract

Mayor Drotzmann reconvened the City Council meeting at 8:16pm.

Councilor Primmer moved and Councilor Barron seconded to approve changes to the City Manager's Employment Contract as read by Mayor Drotzmann (attached). Councilors Kirwan, Myers, Hardin and Davis voted no; Councilors Barron, Primmer, Smith and Gutierrez voted yes. Due to a tie vote, Mayor Drotzmann cast the deciding vote of yes. Motion carried 5-4 in favor.

Adjournment

There was no other business and Mayor Drotzmann adjourned the regular meeting at 8:22pm.

SIGNED:

/s/Dr. Dave Drotzmann

Mayor

ATTEST:

/s/Lilly Alarcon-Strong, CMC

City Recorder

Varsity Football

9/6/2019	Pasco	Away	7pm
9/13/2019	Richland	Home	7pm
9/20/2019	Kennewick	Away	7pm
9/27/2019	Walla Walla	Home	7pm
10/3/2019	Southridge	Away	7pm
10/11/2019	Chiawana	Home	7pm
10/18/2019	Eisenhower	Away	7pm
10/25/2019	Hanford	Home	7pm
11/01/2019	Kamiakin	Away	7pm

JV Football

9/9/2019	Pasco	Home	5pm
9/16/2019	Richland	Away	5pm
9/23/2019	Kennewick	Home	5pm
9/30/2019	Walla Walla	Away	3:30pm
10/7/2019	Southridge	Home	5pm
10/14/2019	Chiawana	Away	5pm
10/21/2019	Eisenhower	Home	
10/28/2019	Hanford	Away	5pm
11/4/2019	Kamiakin	Home	5pm

Girls Slow Pitch Softball

9/24/2019	Moses Lake (Dbl)	4 & 6	Away
9/20/2019	Pasco (Dbl)	4 & 6	Away
10/01/2019	Wenatchee (Dbl)	4 & 6	Home
10/3/2019	Eisenhower (Dbl)	4 & 6	Home
10/08/2019	Sunnyside (Dbl)	3:30 & 5	Away
10/10/2019	Davis (Dbl)	4 & 6	Home
10/15/2019	Walla Walla (Dbl)	3:30 & 5:30	Away
10/17/2019	West Valley (Dbl)	4 & 6	Away
10/22/2019	Chiawana (Dbl)	4 & 6	Home

Girls Swimming

09/6/2019	Chiawana Meet	4pm	GProut Pl
09/14/2019	Wenatchee Meet	10am	WHS Pl
09/21/2019	Kamiakin Meet	11am	Serier Pl
09/26/2019	Richland Meet	4pm	GProut Pl
09/28/2019	Mulkiteo Invite	4pm	FedWayCC
10/01/2019	Hanford Meet	4pm	GProut Pl
10/10/2019	Walla Walla Meet	4pm	Whitman Pl
10/12/2019	Hanford Meet	11am	GProut Pl
10/15/2019	Kamiakin Meet	4pm	Serier Pl
10/19/2019	Walla Walla Meet	12pm	Whitman

Girls Varsity Soccer

9/07/2019	Kamiakin	Home	7pm
9/10/2019	Richland	Away	7pm
9/14/2019	Walla Walla	Away	7pm
9/17/2019	Kennewick	Home	7pm
9/19/2019	Pasco	Home	7pm
9/21/2019	Shadle Park	Away	2pm
9/26/2019	Southridge	Home	7pm
9/28/2019	Richland	Home	1pm
10/1/2019	Chiawana	Away	7pm
10/5/2019	Kamiakin	Away	12pm
10/8/2019	Hanford	Away	7pm
10/10/2019	Walla Walla	Home	7pm
10/12/2019	Clarkston	Away	2pm
10/17/2019	Pasco	Away	7pm
10/24/2019	Southridge	Away	7pm
10/29/2019	Chiawana	Home	7pm

Volleyball

9/7/2019	Walla Walla	Home	7pm
9/10/2019	Richland	Home	7pm
9/14/2019	Chiawana	Away	TBD
9/17/2019	Kennewick	Away	7pm
9/19/2019	Pasco	Away	7pm
9/21/2019	Davis	Away	1pm
9/26/2019	Southridge	Away	7pm
10/1/2019	Chiawana	Home	7pm
10/3/2019	Kamiakin	Home	7pm
10/5/2019	Richland	Away	7pm
10/8/2019	Hanford	Home	7pm
10/10/2019	Walla walla	Away	7pm
10/17/2019	Pasco	Home	7pm
10/24/2019	Southridge	Home	7pm
10/28/2019	Chiawana	Away	7pm
10/30/2019	Kamiakin	Away	7pm

X Country

9/14/2019	Runner Soul Fest	3pm	Sandstone M.S.
9/15/2019	Oregon City Invite	TBD	Away
9/21/2019	TBD	TBD	Away
9/25/2019	Walla Walla	4pm	Away
10/05/2019	TBD	TBD	Away
10/11/2019	Bulldog Fest	3pm	River Front Park
10/16/2019	Kamiakin	3pm	Away
10/24/2019	Hanford	TBD	Away
11/02/2019	Shadle Park	1pm	Away



BULLDOG FALL SPORTS 2019-2020

CHECK OUT OUR WEBSITE... for the latest on Hermiston High School sports

HERMISTONATHLETICS.com
Hermiston High School

Schedules are subject to change. Updated schedules are available on the Hermiston High School web site.

Premier Excavation Inc.
306 East B Circle
Pasco, WA 99301



9/6/19

E. THEATER LANE ROAD IMPROVEMENTS

ANTICIPATED SCHEDULE OF WORK

START IN LATE OCTOBER TO MID NOVEMBER

INSTALL SEWER MAIN – NOVEMBER

ROAD SUBGRADE AND MASS EX & CUTTING SLOPES – NOV - DECEMBER

FINISH ROAD SUBGRADE AND LAY DOWN APROX 6" BASE AGGREGATE TO PROTECT ROAD SUBGRADE – THIS COMPLETED BY CHRISTMAS – WEATHER DEPENDENT, "OPTION TO TEMP OPEN ROADWAY"

EARLY SPRING FINISH ROCK AND PAVE WHEN PLANTS OPEN – POSSIBLY EARLY MARCH, WEATHER DEPENDENT

SHOULDER ROAD AND FINISH PAINT LINE AND OPEN ROAD PERMINENTLY TO TRAFFIC.

Jim Cazier
Project manager

CITY OF HERMISTON, OREGON
BID SCHEDULE
E. THEATER LANE (NE 8TH ST. TO NE 10TH ST.)
ROADWAY IMPROVEMENTS
September 3, 2019

NO.	DESCRIPTION	UNIT	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
1	Mobilization/Demobilization	LS	\$ 15,000	All Req'd	\$ 15,000
2	Project Temporary Traffic Control	LS	4,800	All Req'd	4,800
3	Temporary Sedimentation and Erosion Control	LS	3,240	All Req'd	3,240
4	General Earthwork	LS	71,981	All Req'd	71,981
5	Gravity Sewer Line 12-inch PVC	LF	83	825	68,104
6	Manhole	EA	3,170	2	6,340
7	Underground Injection Control Structure	EA	11,480	1	11,480
8	Aggregate Base 1" (Roadway)	SY	11.81	7,010	82,788
9	Aggregate Base 3/4" (Roadway)	SY	4.62	7,010	32,386
10	4-inch Asphalt Concrete Pavement	SY	21	6,470	136,194
11	Aggregate Base (Shoulder)	LF	2.22	4,850	10,767
12	Saw Cut Asphalt	LS	600	All Req'd	600
13	Pavement Striping and Markings	LS	1,200	All Req'd	1,200
Total Estimated Construction Cost					\$ 444,880

Design # 40k
Construct Eng. # 30k
#514,880

PRELIMINARY COST ESTIMATE
E. THEATRE LANE - NE 8th ST. to NE 10th ST.
ROADWAY IMPROVEMENTS
(YEAR 2018 COSTS)
April 25, 2018

NO.	DESCRIPTION	UNIT	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
1	Mobilization/Demobilization	LS	\$ 20,050	All Req'd	\$ 20,050
2	Temporary Protection and Direction of Traffic/Project Safety	LS	10,000	All Req'd	10,000
3	Temporary Sedimentation and Erosion Control	LS	10,000	All Req'd	10,000
4	General Earthwork	CY	20	3,800	76,000
5	Aggregate Base (Roadway)	CY	45	2,500	112,500
6	4-inch Asphalt Concrete Pavement	TON	100	1,500	150,000
7	Aggregate Base (Shoulder)	CY	45	410	18,450
8	Permanent Signs	LS	3,000	All Req'd	3,000
9	General Surface Restoration	LS	15,000	All Req'd	15,000
Total Estimated Construction Cost					\$ 415,000
Construction Contingencies 20%					\$ 83,000
Design Engineering					\$ 45,000
Construction Engineering					\$ 60,000
TOTAL ESTIMATED PROJECT COST (2018)					\$ 603,000

**Amendment #5 to
CITY MANAGER EMPLOYMENT AGREEMENT**

This amendment is agreed to this 9th day of September, 2019 by and between the City of Hermiston, an Oregon municipal corporation, hereinafter referred to as "City" and Byron D. Smith, hereinafter referred to as "City Manager", both of whom agree to amend the original City Manager Employment Agreement dated July 14, 2014 as amended on August 24, 2015; August 22, 2016; August 28, 2017; and August 27, 2018.

Whereas, Byron D. Smith has successfully completed five years of service as the Hermiston City Manager; and

Whereas, both the City of Hermiston and Byron D. Smith desire to extend and amend the aforementioned employment agreement;

NOW, THEREFORE, the City and the City Manager agree to the following amendments to the original 2014 Employment Agreement as amended:

3. TERM AND RENEWAL:

C. City Manager agrees to remain in the exclusive employ of City August 27, 2019 through August 28, 2021, and neither to accept other employment or to become employed by any other employer until after said Agreement termination date.

5. SALARY AND BENEFITS

C. Vacation Leave. City Manager will accrue vacation at a rate of 3 weeks (15 days) annually with a starting bank of 40 hours and a maximum accrual of 240 hours (6 weeks) after which any unused vacation leave will be lost.

i. Beginning September 1, 2016, one week of vacation will be added to the City Manager's Vacation Leave bank and annual accumulation will be increased to 4 weeks (20 days) annually.

ii. Beginning September 1, 2019, three weeks of vacation will be added to the City Manager's Vacation Leave bank.

F. Deferred Compensation. City will match 50% of City Manager contribution to city sponsored Deferred Compensation program up to an annual maximum of \$3,000.

IN WITNESS THEREOF, the City of Hermiston by its City Council has caused this amendment to be signed and executed on its behalf by the Mayor.

DATED this 26th day of August, 2019.

CITY OF HERMISTON:

CITY MANAGER:

Dave Drotzmann
Mayor

Byron D. Smith
City Manager