

# **WALLA WALLA CITY COUNCIL**

## **Regular Meeting Minutes**

**November 14, 2012**

### **1. CALL TO ORDER**



Mayor Barrow called the meeting to order at 7:00 p.m.

Present: Councilmembers Conrado Cavazos, Jr., Barbara Clark, Jerry Cummins, Mary Lou Jenkins, Shane Laib, Chris Plucker and Mayor Jim Barrow.

Absent:None.

City staff in attendance: City Manager Nabil Shawa, City Attorney Tim Donaldson, Deputy City Manager Tim McCarty, Public Works Director Ki Bealey, Parks & Recreation Director Jim Dumont, Public Library Director Beth Hudson, Assistant Development Services Director Brian Walker, Parks Maintenance Supervisor Joan Schille, and City Clerk Kammy Hill.

### **2. PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE**

Mayor Barrow led the pledge of allegiance followed by a moment of silence.

### **3. PRESENTATIONS**

A. Accept Community Facilities Award from the Infrastructure Assistance Coordinating Council for the Edith/Carrie IRRP project.

Jake Hollopeter, Anderson Perry and Associates, reported a community development block grant had been secured for the Edith/Carrie infrastructure repair and replacement program. This project resulted in a tremendous revitalization of a predominantly low income neighborhood. Mr. Hollopeter presented the City with the 2012 Infrastructure Assistance Coordinating Council Community Facilities Award. The committee was very impressed with the community outreach performed by Commitment to Community on behalf of the City during the project. Mayor Barrow acknowledged the work of Anderson Perry and Associates and Commitment to Community; and the revitalization of a social community in this area.

#### **4.PUBLIC COMMENTS**

Mayor Barrow invited public comments on any item not on the agenda. No one in the audience chose to address the City Council at this time.

#### **5.CONSENT AGENDA**

City Clerk Hill introduced the Consent Agenda, Items A through J, as follows:

A.Washington State Liquor Control Board: Assumption of license for Circle K, 315 N. 2nd Avenue.

B.Washington State Liquor Control Board: Assumption of license for Jacobis Italian Café, 406 N. 2nd Avenue, Suite D.

C.Washington State Liquor Control Board: Change of location for Delmas from 1007 W. Rose Street to 1102 Dell Avenue.

D.Washington State Liquor Control Board: New application for Mullan Road Cellar, 1102 Dell Avenue.

E.Washington State Liquor Control Board: New application (amended for nightclub) for Journeys Pub, 119 W. Alder Street, Suite 102.

F.Washington State Liquor Control Board: Special occasion license for Walla Walla Community Hospice event at the Marcus Whitman Hotel & Conference Center on February 9, 2013.

G.Washington State Liquor Control Board: Annual renewal of thirty licenses:

1.La Casita Restaurant, 315 S. 9th Avenue.

2.Olive Marketplace & Café by T Maccarones, 21 E. Main Street.

3.Brady Cellars, 1102 Dell Avenue.

4.Lullaby, 1102 Dell Avenue, #G.

5.Spiral Wine Selection, 1102 Dell Avenue.

- 6.Summit Wine Company, 1102 Dell Avenue.
- 7.The Brand, 1102 Dell Avenue.
- 8.Escalante Spirits, 935 N. 9th Avenue.
- 9.Alumni Wine Clubs, 4 W. Rees Avenue.
- 10.Gramercy Cellars, 635 N. 13th Avenue.
- 11.Spring Valley Vineyard, 18 N. 2nd Avenue.
- 12.Seven Hills Winery, 212 N. 3rd Avenue.
- 13.Green Spoon, 13 E. Main Street.
- 14.Pak N Ship, 123 E. Main Street.
- 15.T. Maccarones, 4 N. Colville Street.
- 16.Public House 124, 124 E. Main Street.
- 17.McKnight Sievers, 37 S. Palouse Street, #A.
- 18.Mill Creek Brewpub, 11 S. Palouse Street.
- 19.Singers Chevron Food Mart, 7 E. Rose Street.
- 20.A Wing and A Prayer Barbecue, 201 E. Main Street.
- 21.Walla Walla Bread Company, 225 E. Main Street.
- 22.Bacon & Eggs, 503 E. Main Street.
- 23.Mr. Eds Restaurant, 2555 E. Isaacs Avenue.
- 24.Pacific Express Restaurant & Lounge, 435 Ash Street.
- 25.Thai Ploy Restaurant, 311 S. 9th Avenue.
- 26.Morrison Lane, 201 W. Main Street.
- 27.Morrison Lane, 201 W. Main Street, #A.
- 28.Walla Walla Harvest Foods, 905 S. 2nd Street.
- 29.Walla Walla Harvest Foods, 905 S. 2nd Street. #B
- 30.Comfort Inn & Suites, 1419 W. Pine Street.

H.Resolution No. 2012-79 approving and authorizing the City Manager to execute an amendment to a professional services agreement between the City and Anderson-Perry & Associates, Inc. and taking such further action needed therewith. (13th Avenue low impact stormwater grant project)

I.Resolution No. 2012-80 approving and authorizing the City Manager to execute a professional services agreement with HDR Engineering for the Mill Creek Dam Debris removal project.

J.Resolution No. 2012-81 authorizing the City Manager to execute a property lease with K3 Properties and Development. (Spray farm property in vicinity of Sudbury Landfill)

Mayor Barrow invited public input.

Jacqueline Woodfork, 1142 E. Alder, Walla Walla, asked if this was the appropriate time to address the City Council regarding the aviary. Ms. Woodfork was advised to wait until the public hearing on the budget is opened.

**Councilmember Plucker moved to adopt Consent Agenda Items A through J. Councilmember Clark seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.**

## **6.ACTIVE AGENDA**

A.Public Hearing: Preliminary 2013-2014Maintenance and Operations Budget.

City Manager Shawa reviewed:

- The schedule for hearings and approval of the 2013-2014 biennium budget.
- Major Funds.
- There are no cost of living adjustments included in the budget due to ongoing labor negotiations.
- General fund expenses; seventy percent of expenses are in salaries and benefits.
- General fund revenue sources.
- Proposed Ending fund balances. Any cost of living adjustments or other settlements with the labor groups will come from the ending fund balance. Financial analysts recommend a 16.67 percent fund balance (two months reserves).
- General fund budget assumptions include:
  - Property tax increase of one percent per year plus tax from new construction.
  - Use of one-half of the banked levy capacity - \$185,228.
  - Sales tax revenue forecasted to increase two percent.

- City utility tax increase of one-half percent in 2013 and one-quarter percent in 2014 (internally absorbed) – estimated increase of \$130,000.
- Property tax increase due to proposed annexation in 2014. (\$125,500/year estimate plus utility taxes estimated at \$86,000).
- Transfer of investment income to General Fund - \$30,000.
- Increase parking fines - \$19,000.
- Proposed library budget changes:
  - Loss of \$245,000 Rural Library District contract.
  - Increase City support by \$120,000, resulting in a net budget reduction of \$125,000.
  - Eliminate vacant Library Technician position.
  - Eliminate Library Specialist position.
  - Reduce hours for 3 Library Associates.
  - Add one-half Library Associate position.
  - Decrease budget for materials by ten percent in 2013 and twenty-eight percent in 2014
  - Reduce open days to 5 days per week (closed on Sunday & Monday), reducing operating hours from 47 hours to 37 hours.
  - Decrease budget for Professional Services (such as programming) by forty-seven percent.
- Proposed park and recreation budget changes:
  - Close City Aviary – budget includes funding for 3 months in 2013 to relocate birds and additional funding for removal of pens and site restoration (savings \$55,000 per year after closure).
  - Suspend Endowment Care Fund contributions and use for Cemetery maintenance (\$20,000 per year).
  - Parks & Recreation provides facilities maintenance – reduce janitorial at Police Department (from 5 to 4 days per week) and Library to 5 days per week. City Hall is currently at 4 days/week (\$17,000 per year).
  - Increase various Recreation Program fees - \$7,000.
  - Increase Cemetery fees 5% in 2013 & 3% in 2014.
- Proposed fire budget changes:
  - Eliminate 1 fire prevention officer position (currently 2 positions), savings \$105,000.
  - Reduce WW Fire Technical Response Team from 17 members to 9 members & join Tri-County Team (Richland, Kennewick, Pasco, and Yakima). Net savings \$17,000.
  - Miscellaneous other reductions totaling approximately \$65,000.

- Proposed police budget changes:
  - Leave current Police Officer opening vacant (currently there are 41 Commissioned Officers vs. 45 in 2010). \$80,000 savings.
  - Reduce sick leave payout due to no anticipated retirements in 2013. \$24,000 savings.
  - Increase parking fines from \$5 to \$10. Estimated revenue increase of \$19,000.
  - Add \$25,000 for downtown seasonal patrol. Provides 2 Officers dedicated to downtown bicycle/foot patrol, Memorial Day through Labor Day, 3-4 days per week.
- Proposed Support Service changes:
  - Eliminate Support Services part-time secretarial position, currently vacant, \$48,000 savings.
  - GIS Cost recovery for enterprise fund work projects. \$97,000 increase to the general fund.
- Community Programs:
  - Community Center for Youth - \$15,000; external organization assisting with funding.
  - Downtown Foundation - \$15,000 moved to Lodging Tax Fund.
  - Commitment to Community - Continue contracting for service with public works. 2012 trial year worked well.

Mayor Barrow announced the City Council had a lengthier presentation at their November 5 Work Session and declared the public hearing open at 7:29 p.m.

Jacqueline Woodfork, 1142 E. Alder, Walla Walla, asked what avenues are available to save the aviary and ensure its continuation. Ms. Woodfork asked what funds were raised; the impact of the recent equipment purchase with FEMA funds; and how the community can partner for continued operation. Council commented the deal with the Friends of the Aviary was for the operational funds to be raised and a path forward identified. The operational funds were raised but no sustainable path for future operation was identified.

Rhoda Vaughan, no address provided, had questions regarding funding for Borleske Stadium, the Veterans Memorial Golf Course, and the excessive salary for the fire prevention officer. Staff responded that Borleske Stadium is funded through lodging

taxes; the golf course is a private enterprise with a lease renewal in 2013; and the savings identified by elimination of a fire prevention officer is for salary and benefits.

Candace Johnson, Director for Community Center for Youth, requested continued funding from the City in the amount of \$15,000. The separate funding identified in the City's budget is a funding source they already access. The organization deals with at-risk children, provides valuable services, and is looking for ways to be sustainable.

Tom Osborne, 976 W. Langdon Road, Walla Walla, commented the aviary is a crown jewel of the City. The citizens expressed their support and funds were committed to keeping the aviary open. Mr. Osborne asked the City to continue to operate and fund the aviary.

Jackie George, 1842 Parkview, Walla Walla, thanked the City Council for their support of library services next year.

Vivian Semerdjian, 1230 Isaacs, Walla Walla, expressed concerns with closure of the aviary and reduction in hours at the library and asked the City Council to think of the children, not just registered voters participating in the citizen survey. Ms. Semerdjian also expressed concerns with the accountability of funds designated for the aviary, such as the utility bill roundup program and purchase of a lawnmower. Council commented that all funds are properly accounted for and this accounting is available from staff. City Manager Shawa explained that FEMA granted the City up to \$95,000 for storm damage at the aviary. Replacement costs are estimated at \$250,000. Due to the uncertainty of continued operation of the aviary, staff was able to qualify the purchase of a mower using these funds. The money for this mower purchase is still available in the equipment replacement fund if the aviary operation continues and the reconstruction moves ahead. These funds can't be used for staff expenses or operations.

Beth Call, 102 Otis, Walla Walla, asked if any consideration has been given as to how members of the Rural Library District can continue to receive library services during the interim period before their new facility is constructed. Council responded there

has been no discussion on this issue yet.

There being no further comments from the audience, Mayor Barrow declared the public hearing closed at 7:50 p.m.

There were comments by individual Councilmembers on:

- The City doesnt have adequate money to do everything that needs to be done and is unable to borrow money to run the City.
- The citizens survey was statistically valid and showed the aviary was at the bottom for funding priority.
- City employees are asked to perform the same amount of work with fewer resources.
- The Friends of the Aviary put forth a tremendous effort but there are structural problems affecting the safety of the birds. The City doesnt have \$250,000 to repair the structure if it is unable to continue operation.
- As a service organization, the Citys biggest expense is salaries and benefits. The three largest revenue sources are sales taxes, property taxes, and fees for service.
- Due to the recession, the mentality of shoppers has changed and discretionary income is being used to pay down debt rather than shop. This has a direct impact on the Citys sales tax revenues.
- While most people are supportive of the aviary, the decision on whether to continue aviary operations cannot be made in a vacuum. The City must preserve the integrity and vitality of the community as a whole and maintain a healthy fund balance.
- Citizens are encouraged to "buy local" and the Chamber of Commerce is kicking off a campaign to encourage local retail.
- This is the preliminary budget and amendments may be made.

No action was taken by the City Council.

The meeting was recessed for a break at 8:16 p.m. and reconvened at 8:27 p.m.

B.Public hearing and Resolution No. 2012-82 authorizing property tax increases for the City.

Deputy City Manager McCarty reported this is the required public hearing for property taxes. The deadline for certification to the County is November 30. The proposed property tax increases are in the budget and are necessary for a balanced budget without further reductions. The total tax levy increase is proposed at 5.39 percent. This includes the one percent increase, increase in assessed valuation, new construction, and half of the City's banked levy capacity. This results in an annual increase of \$18 on a \$160,000 home. The proposal also includes a one-time tax refund levy.

There were questions on whether an individual pays more taxes. Staff indicated the amount a property owner pays is dependent on increases in the assessed value. If Council accepts this proposal, the average impact on a \$160,000 home is an increase of \$18 per month.

Mayor Barrow declared the public hearing open at 8:43 p.m.

Dominick Elia, 302 S. Roosevelt, Walla Walla, asked the City Council not to implement any increase in the property tax levy. This proposed levy increase cannot be looked at in a vacuum and other rate increases are having a negative impact on residents. This proposed increase is less than one percent of the City's budget. The economic climate in the valley is not good and this increase will hit those residents who can least afford it. Mr. Elia asked what additional cuts could be made if the increase is not implemented and suggested that perhaps now is not the time to try to increase the ending fund balance.

Beth Call, 102 Otis, Walla Walla, felt this was a bare bones budget and that if citizens want services then they have to pay for them.

There being no further comments, Mayor Barrow declared the public hearing closed at 8:49 p.m.

Staff reported the ending fund balance at a minimum of five percent would be approximately \$2.5 million over the biennium.

**Councilmember Clark moved to adopt Resolution No. 2012-82. The motion died for lack of a second.**

Council asked what the consequences are of not taking any action. City Attorney Donaldson explained the City Council would not be authorizing any increase and inaction would put any increase at risk of being certified by the November 30 deadline.

**Councilmember Cummins moved to approve a one percent ad valorem property tax increase (Section 1 of Resolution No. 2012-82). Councilmember Clark seconded the motion.**

There was discussion on the impact of the motion and whether it affects the entire biennium. Staff responded this action only affects the tax levy for 2013.

Councilmember Laib expressed his appreciation for the work of the Finance Committee on the budget but spoke in opposition to any property tax increase. Councilmember Laib felt additional cuts in expenses were necessary; in addition, the ending fund balance is allowed to go down to five percent.

Councilmember Plucker commented that there were three union contracts under negotiation and asked what was at risk if the City doesn't use its banked levy capacity. Staff responded the ending fund balance doesn't affect the ongoing

negotiations and cannot recommend going below the current estimated fund balance. If the City Council does not increase taxes then additional cuts in services will be necessary.

**The motion to approve a one percent ad valorem property tax increase (Section 1 of Resolution No. 2012-82) carried with 4 yes votes and 3 no votes by Councilmembers Cavazos, Jenkins and Laib.**

**Councilmember Cummins moved to approve Sections 3 and 4 of Resolution No. 2012-82. The motion was withdrawn.**

City Attorney Donaldson explained the impact of the various sections in Resolution No. 2012-82. Staff highly recommends the approval of Sections 6, 7, 10, 11, and 12 as these do not increase taxes. It would also be irresponsible to not approve Sections 8 and 9 as these are the levies for the voter approved bonds.

Council commented that property tax relief is available to low income seniors and qualified disabled people.

**Councilmember Laib moved to approve Sections 6, 7, 8, 9, 10, 11, and 12 of Resolution No. 2012-82. Councilmember Clark seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.**

City Attorney Donaldson explained Sections 3, 4, and 5 of Resolution No. 2012-82. These sections pertain to the increases related to new construction, annexation and the refund levy.

**Councilmember Cummins moved to approve Sections 3, 4, and 5 of Resolution No. 2012-82. Councilmember Clark seconded the motion.**

City Attorney Donaldson provided further clarification on the refund levy. This refund levy is the result of properties becoming tax exempt after taxes were levied. This results in these taxes being spread among all taxable properties. This is money that was not collected as part of the City's levy for 2012.

**The motion to approve Sections 3, 4, and 5 of Resolution No. 2012-82 carried with 4 yes votes and 3 no votes by Councilmembers Cavazos, Jenkins, and Laib.**

**Councilmember Plucker moved to approve Section 2 of Resolution No. 2012-82. Councilmember Clark seconded the motion.**

There was extensive discussion on:

- The City needs to be financially strong but there are significant challenges in preserving services. The City is spending the money in the best interests of the community. The tax increase is necessary but not popular.
- If one-half of the banked levy is not used, then what are the likely reductions? Staff responded the most likely reductions would be in police, library, and parks. Due to minimum staffing requirements in the fire union contract, additional staffing reductions in fire are unlikely.
- People are struggling financially and unable to make ends meet. Increasing taxes rather than using the ending fund balance is not the right answer.
- The City cannot impose taxes and expect prosperity. The ambulance fund is losing money and an uptick in the economy is unlikely.
- The likely expense reductions if half of the banked levy property tax is not used would be too detrimental to the community.
- People are managing money very frugally. The services provided are essential to the community and nothing in the budget is a frill or luxury. It is Council's responsibility to provide citizens with a well-run City.
- In the current preliminary budget, revenues do not match expenditures and the City is dipping into the fund balance in order to balance a very tight budget.
- It is very difficult to make cuts in services and it is equally as hard to raise taxes. Poor people are unable to afford any increase.

**The motion to approve Section 2 of Resolution No. 2012-82 carried with 4 yes votes and 3 no votes by Councilmembers Cavazos, Jenkins, and Laib.**

City Attorney Donaldson reported he will leave the Council Chambers to prepare two separate resolutions to ratify the actions taken by the City Council for consideration under New and Unfinished Business.

C.Resolution No. 2012-83 declaring property surplus, authorizing the City Manager to dispose of such property, and taking such further action needed therewith.

Assistant Development Services Director Walker described the property along the northern extension of Myra Road to be declared surplus. All of these properties have been analyzed for City needs and necessary easements. Staff recommends the Council declare the property surplus and allow the transfer to the abutting property owners.

Mayor Barrow invited public input. No one in the audience chose to address the City Council on this issue.

**Councilmember Cummins moved to adopt Resolution No. 2012-83. Councilmember Jenkins seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.**

Council commended the efforts of Mr. Walker on this proposal.

D.Ordinance No. 2012-21 amending Section 12.70.030 of the Municipal Code to address street cut repair fees.

City Manager Shawa reported this ordinance reduces the costs and fees associated with the true costs of repairs for cold patching streets.

Mayor Barrow invited public input. No one in the audience chose to address the City Council on this issue.

**Councilmember Laib moved to adopt Ordinance No. 2012-21. Councilmember Jenkins seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.**

E. Approval of minutes of the regular meeting held October 17, 2012.

**Councilmember Laib moved to approve the minutes of the regular meeting held October 17, 2012. Councilmember Plucker seconded the motion. The motion unanimously carried with 6 yes votes, 0 no votes, and 1 abstention by Councilmember Jenkins.**

F. Approval of the accounts payable register dated October 31, 2012 containing check numbers 174036 through 174373 and 990521 through 9001523 in the amount of \$2,682,476.62.

**Councilmember Cummins moved to approve payment of the accounts payable register dated October 31, 2012 containing check numbers 174036 through 174373 and 990521 through 9001523 in the amount of \$2,682,476.62 with the exception of the checks to Jerry Cummins and Walla Walla School District. Councilmember Laib seconded the motion.**

Council asked that staff purchase supplies within the City limits whenever possible.

**The motion to approve payment of the accounts payable register dated October 31, 2012 containing check numbers 174036 through 174373 and 990521 through 9001523**

**in the amount of \$2,682,476.62 with the exception of the checks to Jerry Cummins and Walla Walla School District unanimously carried with 7 yes votes and 0 no votes.**

**Councilmember Laib moved to approve payment of the checks to Jerry Cummins and Walla Walla School District. Councilmember Jenkins seconded the motion. The motion unanimously carried with 5 yes votes, 0 no votes, and 2 abstentions by Councilmembers Cummins and Plucker.**

## **7.COUNCIL MEMBER MEETING REPORTS**

Due to the lateness of the hour, it was the consensus of Council to save their meeting reports until the following City Council meeting.

## **8.UNFINISHED AND NEW BUSINESS**

It was the consensus of Council to have the Mayor send letters of congratulations to the newly re-elected Federal, State, and County representatives.

City Manager Shawa provided a brief explanation on the need for a nightclub license from the Washington State Liquor Control Board for Journeys Pub.

**Councilmember Laib moved to make the following reappointments:**

**Bicycle & Pedestrian Advisory Committee:**

**Bill Schwerin for a term to expire December 31, 2015.**

**Helen Davis for a term to expire December 31, 2015.**

**Lodging Tax Advisory Committee:**

**Pat Johnston to represent organizations eligible to be funded by lodging taxes for a term to expire December 31, 2015.**

**Kay Wessel to represent organizations responsible for collecting lodging taxes for a term to expire December 31, 2015.**

**Parks, Recreation & Urban Forestry Advisory Board:**

**Matthew Bangcaya for a term expiring December 31, 2015.**

**Chris Blackman for a term expiring December 31, 2015.**

**Planning Commission:**

**Ted Koehler for a term expiring December 31, 2015.**

**Daryl Pearson for a term expiring December 31, 2015.**

**Councilmember Jenkins seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.**

City Attorney Donaldson distributed copies of a revised Resolution No. 2012-82 and a new Resolution No. 2012-84.

City Attorney Donaldson reported that Resolution No. 2012-82 authorizing property tax increases for 2013 contained all the Sections that were previously approved by the City Council by unanimous vote.

Resolution No. 2012-84 authorizing property tax increases for 2013 contain all those Sections that were previously approved by the City Council on a split vote.

**Councilmember Cummins moved to approve Resolution No. 2012-82 authorizing property tax increases for 2013 for the City pursuant to RCW 84.55.120. Councilmember Plucker seconded the motion.**

Mayor Barrow invited public input on Resolution No. 2012-82. No one in the audience chose to address the City Council on this issue.

**The motion to approve Resolution No. 2012-82 unanimously carried with 7 yes votes and 0 no votes.**

Mayor Barrow invited public input on Resolution No. 2012-84.

Dominick Elia, 302 S. Roosevelt, Walla Walla, asked whether the City Council really wants to impose an increase in property taxes. Does any member of the City Council know what a combination of additional reductions and using the ending fund balance really look like? Mayor Barrow indicated the City Council would not debate the issue with Mr. Elia.

Jackie George, 1842 Parkview, Walla Walla, commented that many citizens are very tired of having services reduced and there is nothing left to cut in the budget.

Councilmember Cummins reported there is no prioritized list of cuts that would be made if the Council does not approve an increase in the property tax levy. Members of the Finance Committee understand what these cuts would be and they would be in areas that are not in the best interest of the community. The property taxes that have been banked have been done under his tenure on the City Council.

Councilmember Laib commented that small businesses are struggling to stay in business and the accumulation of rate and tax increases are negatively impacting the community. Members of the Council outside of the Finance Committee have not seen alternatives and this is not the right time to raise taxes.

Councilmember Jenkins asked the City Council to reject Resolution No. 2012-84 and not impose an additional tax burden on the citizens.

**Councilmember Plucker moved to approve Resolution No. 2012-84. Councilmember Clark seconded the motion.**

Councilmember Plucker indicated the services that would be cut would impact those citizens that can least afford the reduction in services. The City Council must uphold the vitality of the community and understands this increase will be hard on

some residents.

**The motion to approve Resolution No. 2012-84 carried with 4 yes votes and 3 no votes by Councilmembers Cavazos, Jenkins, and Laib.**

## **9.EXECUTIVE SESSION**

Mayor Barrow announced the City Council would be recessing to Executive Session to:

- A.Discuss with legal counsel representing the City, litigation or potential litigation involving the City pursuant to RCW 42.30.110(1)(i); and
- B.Evaluate the performance of a public employee pursuant to RCW 42.30.110(1)(g).

The Executive Session will last no more than three hours and Council may convene in open session to take further action. The meeting was recessed at 10:18 p.m.

## **10.ADJOURNMENT**

**There being no further business, Councilmember Laib moved to adjourn at 11:44 p.m. Councilmember Cummins seconded the motion. The meeting adjourned at 11:44 p.m. with no further action.**