

COUNCILMEMBERS

Position No.

1. Tod Gunther
2. Chris Moore
3. Don Tracy
4. John Williams
5. Gregg Bradshaw
6. Greg Hogan
7. Melodi Koenig



ORTING CITY COUNCIL
Regular Business Meeting Minutes
104 Bridge St S. Orting, WA 98360
Virtual – Zoom
February 9th, 2022
7:00 p.m.

Mayor Joshua Penner, Chair

1. CALL MEETING TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL.

Mayor Penner called the meeting to order at 7:00pm. Councilmember Moore led the Pledge of Allegiance.

Councilmembers present: Councilmembers Chris Moore, Don Tracy, Gregg Bradshaw, Melodi Koenig.

Virtual: Councilmember Gunther and Deputy Mayor Hogan.

Absent: Councilmember Williams.

Councilmember Bradshaw made a motion to excuse Councilmember Williams. Seconded by Councilmember Tracy.

Motion passed (6-0).

Staff present: City Administrator Scott Larson, Finance Director Gretchen Russo.

Virtual: City Clerk Kim Agfalvi, City Attorney Charlotte Archer.

Mayor Penner read the following announcements:

The City Council, Staff, and the public are attending this meeting in person and virtually, pursuant to Governor Inslee's Order 20-28 dated March 24, 2020. The public may attend via the platform Zoom by clicking the link for zoom on the City of Orting website, by telephone by dialing 1.253.215.8782, Meeting ID 997 1696 5985 passcode 177086, or in person. If you log in at zoom.com you will need to enter the meeting ID 997 1696 5985, the passcode 177086, and your name.

REQUEST FOR ADDITIONS OR MODIFICATIONS TO THE AGENDA.

2. PUBLIC COMMENTS - Comments may be sent to the City Clerk at clerk@cityoforting.org by 3pm on February 9th, 2022, and will be read in to the record at the meeting. In person attendees may provide public comment at the meeting. In the case of a question, the chair will refer the matter to the appropriate administrative staff member or committee. Written comments that come in after the 3pm deadline will be read in to the record at the next Council meeting.

Ms. Alissa Karin Ray-Keough spoke to the Council, and stated that she lives in Pierce County, and that she came to speak because she is really concerned about the kids that inhabit Orting. She stated that the City of Orting is a corporation, and that there is a DUNS number assigned to the City and that all federal funding comes through the DUNS number. She read the DUNS numbers assigned to the City of Orting. Ms. Alissa Karin Ray-Keough stated that which is created by a living soul, cannot control the living soul. She stated the people create the government, and that the government does not have the jurisdiction to control the living people. She stated she served City Administrator Scott Larson a Notice

Americans with Disabilities Act – reasonable accommodations provided upon request (360) 893-2219

Next Regular Meeting: February 23rd, 2022 at 7:00pm

of liability, with a demand and rebuttal, along with a lot of evidence. She stated that if she has served one of you, then she has served all of you. She stated its important that the documents be looked at. She stated she has served Pierce County Commissioners, the Tacoma Board of Health, seventy-three employees of an elementary school in the city of Puyallup, and the City of Puyallup mayor and all of his board members. She stated she would be there after the meeting to answer any questions that mayor or Council may want to ask.

She stated the City of Orting is breaking significant laws by enforcing the mandates on the people. The WA Chapter 2.122 states every elected official needs to have a bond. She stated that she is discovering through public records requests that many do not have bonds or oaths of office, which means that they are impersonating an elected official. She cited the Revised Code of WA 36.32.202. She stated the City of Orting is violating two federal criminal laws by continuing this COVID scheme and cited two USC statutes: 18 USC 241 – conspiracy against rights and 18 USC 242 – deprivation of rights under color of law. She stated she is requiring an immediate vote by all members, both bonded and not bonded, on any and all COVID, CRT, transgender, segregation, pornography, or human trafficking guideline by request to have the vote to continue or revoke.

Ms. Erin Ziegelbauer of Puyallup, Washington, stated that she raised her kids in Puyallup, and that she has two grandchildren, one of whom is 8 years old. She stated that it is very disheartening to have to see her children and grandchildren use masks at school. She stated it is doing harm psychologically and behaviorally, and that as a grandparent and parent she is trying to give a voice to those that do not have a voice. She stated she feels like a mama bear or mother hen and stated she is speaking up for the children and asked that the City stop the mandates, as they have the law on their side. She stated the city has the authority to stop masking, vaccines, testing, and asked if there was CRT stuff in the local libraries, and that it has to stop. She asked the Council to please consider what it is doing to our children and look at the far-reaching effects it has on the children.

Ms. Caraline Griffith of Orting, Washington, stated she wanted to reiterate some of the things that Ms. Alissa Karin Ray-Keough stated, and that she is proud to have someone like her living in our community, that wants to educate the public on what their rights are and what they can do to end the COVID madness. She stated her daughter was discriminated against when joining a ballet class and that her daughter has a medical exemption signed by a doctor. She stated the Orting School District accepts the exemption, so she does not wear a mask at school and when the exemption was presented to the Parks and Recreation Department, she was denied access. She stated that she was told her daughter could receive a recording of the class, wear a face shield, and that that was not sufficient enough. She asked that the issue get escalated up further to get clarified, and stated she used some of the Department of Health guidelines that stated she should have an exemption, and that she was not provided an exemption.

Ms. Griffith stated on the day of the first class, she was met by two City employees preventing them from entering the room. She stated her daughter was not allowed into the space, and that she responded to City Administrator Scott Larson with the Department of Health Guidelines, the same guidelines the City follows stating that her daughter should have the exemption. She stated she did not know if her check had been returned, but that she would only accept silver coin for a refund.

She asked that the City do their due diligence, and when discriminating against children with medical issues that it is done with good intentions.

3. CONSENT AGENDA- (Any request for items to be pulled for discussion?).

- A. Payroll Claims and Warrants.
- B. Study Session Meeting minutes of January 19th, 2022 and Regular Meeting Minutes for January 26th, 2022.

Councilmember Bradshaw made a motion to approve consent agenda as prepared. Seconded by Councilmember Koenig.

Motion passed (6-0).

4. AGENDA ITEMS.

- A. AB22-09 – Parks, Trails and Open Space Plan Update 2022
Emily Adams

City Planner Emily Adams briefed that the Parks, Trails, and Open Space Plan update 2022 is the same plan that was presented at the study session in January, with the changes that were requested by the Council with the expanded language that defines what exactly ADA means, and expanding that to mean barrier free and able to be accessed by all. It also added a project to the capital improvement program list to include updating the surfacing around playgrounds so it is accessible by all including wheel chairs and walkers.

Deputy Mayor Hogan made a motion to adopt Resolution No. 2022-03, a Resolution of the City of Orting, Washington, adopting the City of Orting Parks, Trails, and Open Space Plan Update 2022. Seconded by Councilmember Moore.

Motion passed (6-0).

5. PRESENTATION - OPEN PUBLIC MEETINGS ACT

City Attorney Charlotte Archer briefed the council on the Open Public Meetings Act Ch. 42.30 RCW and the Public Records Act Ch.42.56 RCW. She stated that this training must be completed no later than 90 days after the oath of office has been taken, with refresher trainings at no more than 4-year intervals, and the training she presented was within those guidelines.

Council discussion followed.

6. EXECUTIVE SESSION.

City Attorney Charlotte Archer stated that we would be going into executive session pursuant to RCW 42.30.110 (1) (i), to discuss legal risks of a proposed action when open discussion would likely lead to adverse legal or financial ramifications for the City. She stated the we would recess into executive session for fifteen minutes, with no action to follow. Mayor Penner asked that we recess into executive session or ten minutes, and we would extend if necessary.

7:55pm – 8:06pm – technical difficulties getting executive set up for those attending remotely.

8:06pm – executive session began.

8:16pm – executive session extended for 5 minutes.

8:21pm – executive session extended for 5 minutes.

8:26pm – executive session extended for 5 minutes.

8:31pm – executive session extended for 10 minutes.

8:41pm – executive session extended for 5 minutes.

8:46pm – executive session extended for 5 minutes.

8:51pm – executive session extended for 5 minutes.

8:56pm – executive session ended and the meeting returned to regular session.

7. ADJOURNMENT.


Deputy Mayor Hogan made a motion to adjourn. Seconded by Councilmember Koenig.

Motion passed (6-0).

Mayor Penner adjourned the meeting at 8:57pm.

ATTEST:


Kimberly Agfalvi, City Clerk


Joshua Penner, Mayor