

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 Agenda
104 Bridge Street S, Orting, WA
Zoom – Virtual
January 11th, 2023
7:00 p.m.

Mayor Joshua Penner, Chair

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

This meeting is being held in person and through the platform zoom. A link for virtual participation can be found on the agenda or on the City's website:

<https://us06web.zoom.us/j/81624443989?pwd=SThWbURlQ1ZaZGpOaWNvMktoNUJxUT09>
Telephone: 1-253-215-8782 - Meeting ID: 816 2444 3989 and the passcode 967466.

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 January 11th, 2023 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.

3. CONSENT AGENDA.

- A. Payroll Claims and Warrants.
- B. Meeting Minutes of November 30th, 2022.

4. NEW BUSINESS.

- A. **AB23-01** – Council Committee Assignments.
Scott Larson.
- B. **AB23-02** – Selection of Deputy Mayor
Mayor Penner
- C. **AB23-08** – Planning Commission Appointments.
Mayor Penner
- D. **AB22-03** – Reappointment of Judge John Curry.
Scott Larson

4. EXECUTIVE SESSION.

5. ADJOURNMENT.

Motion: To Adjourn.

Americans with Disabilities Act – reasonable accommodations provided upon request (360) 893-2219
Next Regular Meeting: January 25th, 2023 7:00pm

VOUCHER/WARRANT REGISTER
FOR **DECEMBER 28, 2022** COUNCIL
CLAIMS/PAYROLL VOUCHER APPROVAL

CITY OF ORTING

WE, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE CLAIM IS A JUST, DUE AND UNPAID OBLIGATION AGAINST THE CITY OF ORTING, AND THAT WE ARE AUTHORIZED TO AUTHENTICATE AND CERTIFY TO SAID CLAIM.

December 28, 2022 COUNCIL

CLAIMS WARRANTS # **51897 THRU # 51940**
IN THE AMOUNT OF \$ **178,286.74**
MASTERCARD EFT \$ **11,196.72**

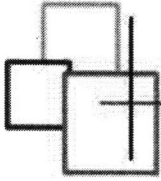
PAYROLL WARRANTS #**23946 THRU #23947 = \$ 13,610.17**
EFT IN THE AMOUNT OF \$ **143,677.35**
Carry Over \$ **28,133.51**

ARE APPROVED FOR PAYMENT DECEMBER 28, 2022

COUNCILPERSON _____

COUNCILPERSON _____

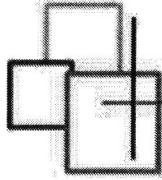
CITY CLERK _____



Fund Transaction Summary

Transaction Type: Invoice
Fiscal: 2022 - 2022-December - 2nd Council 12/28/2022

Fund Number	Description	Amount
001	Current Expense	\$65,982.23
101	City Streets	\$31,339.71
104	Cemetery	\$156.42
105	Parks Department	\$2,622.59
401	Water	\$23,504.24
408	Wastewater	\$51,024.35
410	Stormwater	\$14,853.92
	Count: 7	\$189,483.46

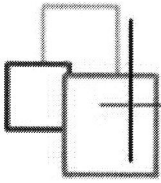


Register

Fiscal: 2022
 Deposit Period: 2022 - 2022-December
 Check Period: 2022 - 2022-December - 2nd Council 12/28/2022

Number	Name	Print Date	Clearing Date	Amount
Key Bank	0032707010			
Check				
<u>EFT-MasterCard NOV2022</u>	Keybank-MasterCard	12/19/2022	12/12/2022	\$11,196.72
		Total	Check	\$11,196.72
		Total	0032707010	\$11,196.72
Key Bank	2000073			
Check				
<u>51897</u>	Grace+Grit Photography	12/14/2022	12/19/2022	\$405.25
<u>51898</u>	Advanced Analytical Solutions	12/28/2022		\$89.64
<u>51899</u>	Agfalvi, Kim	12/28/2022		\$1,442.54
<u>51900</u>	AHBL, INC	12/28/2022		\$8,962.50
<u>51901</u>	Associated Petroleum Products INC	12/28/2022		\$2,607.52
<u>51902</u>	Barfield, Mark	12/28/2022		\$18.00
<u>51903</u>	Big J'S Outdoor Store	12/28/2022		\$116.70
<u>51904</u>	Bio Clean INC	12/28/2022		\$464.96
<u>51905</u>	Brisco Inc.	12/28/2022		\$775.25
<u>51906</u>	Capital One Trade Credit	12/28/2022		\$275.62
<u>51907</u>	Centurylink	12/28/2022		\$1,529.13
<u>51908</u>	CenturyLink-Lumen	12/28/2022		\$1,985.28
<u>51909</u>	Curry & Williams, P.I.I.c	12/28/2022		\$2,142.49
<u>51910</u>	Enumclaw, City of	12/28/2022		\$625.00
<u>51911</u>	Fisher Scientific	12/28/2022		\$2,551.06
<u>51912</u>	Goble Sampson Associates INC.	12/28/2022		\$508.80
<u>51913</u>	GreatAmerica Financial Svcs	12/28/2022		\$1,131.79
<u>51914</u>	Hach Company	12/28/2022		\$1,752.23
<u>51915</u>	Inslee, Best, Doezie & Ryder, P.S	12/28/2022		\$5,470.84
<u>51916</u>	Korum Automotive Group	12/28/2022		\$107.72
<u>51917</u>	Kyocera Document Solutions Northwest INC	12/28/2022		\$67.40
<u>51918</u>	McClatchy Company LLC	12/28/2022		\$1,325.76
<u>51919</u>	Nana's Sweets & Crumbles	12/28/2022		\$160.00
<u>51920</u>	Office of State Auditor	12/28/2022		\$12,226.40
<u>51921</u>	Opportunity Center Of Orting	12/28/2022		\$4,500.00
<u>51922</u>	O'Reilly Auto Parts	12/28/2022		\$362.57
<u>51923</u>	Orting Food Bank	12/28/2022		\$1,500.00
<u>51924</u>	Orting JR Baseball Cardinals	12/28/2022		\$4,500.00
<u>51925</u>	Orting Valley Senior Cent	12/28/2022		\$3,000.00
<u>51926</u>	P.C. Budget & Finance	12/28/2022		\$687.50
<u>51927</u>	Parametrix	12/28/2022		\$70,532.31

Number	Name	Print Date	Clearing Date	Amount
51928	Pcrod (landfill)	12/28/2022		\$414.92
51929	Puget Sound Energy	12/28/2022		\$27,739.87
51930	Puyallup, City of	12/28/2022		\$2,260.06
51931	Recovery Cafe	12/28/2022		\$1,500.00
51932	SCORE	12/28/2022		\$5,774.84
51933	Spectral Laboratories	12/28/2022		\$268.00
51934	Tacoma Diesel & Equipment	12/28/2022		\$3,679.80
51935	UniFirst Corporation	12/28/2022		\$426.56
51936	Utilities Underground Location Center	12/28/2022		\$64.50
51937	Washington Rock Quarries,	12/28/2022		\$560.17
51938	Water Management Lab Inc.	12/28/2022		\$685.50
51939	Way Scarff Ford Auburn	12/28/2022		\$530.10
51940	Wex Bank	12/28/2022		\$2,558.16
		Total	Check	\$178,286.74
		Total	2000073	\$178,286.74
		Grand Total		\$189,483.46



Custom Council Report

Vendor	Number	Invoice	Account Number	Notes	Amount
Advanced Analytical Solutions	51898	32680	408-535-10-31-04	Solids PT-WO9315	\$89.64
				Total	\$89.64
Agfalvi, Kim	51899	DEC2022-400	001-514-40-41-19	Continuing Education Reimbursement-Agfalvi	\$1,442.54
				Total	\$1,442.54
AHBL, INC	51900	135997 2190800.30	001-558-60-41-02	Planning Consultant-On Call	\$3,222.50
		135999 2190800.36	001-558-60-41-02	Planning Consultant-Code Amendments	\$1,926.25
		136000 2190800.37	001-558-60-41-02	Planning Consultant-Comp Plan	\$1,600.00
		136001 2190800.30	001-558-60-41-02	Planning Consultant-Abundant Life Church-Permit DDA 2020-02	\$488.75
		136001 2190800.61	001-558-60-41-02	Planning Consultant-Abundant Life Church	\$488.75
		136002 2190800.76	001-558-60-41-02	Planning Consultant-601 Calistoga CT SE	\$172.50
		136003 2190800.78	001-558-60-41-02	Planning Consultant-508 Deeded Street	\$28.75
		136004 2190800.80	001-558-60-41-02	Planning Consultant-105 River Ave	\$115.00
		136005 2190800.82	001-558-60-41-02	Planning Consultant-Comprehensive Plan 2024 Periodic Update	\$920.00
				Total	\$8,962.50
Associated Petroleum Products INC	51901	22-701220	101-542-30-32-00	Fuel	\$174.92
			401-534-80-32-00	Fuel	\$699.70
			401-534-80-32-01	Fuel	\$61.21
			408-535-80-32-00	Fuel	\$699.70
			408-535-80-32-01	Fuel	\$13.60
			410-531-38-32-01	Fuel	\$174.92

Vendor	Number	Invoice	Account Number	Notes	Amount	
Associated Petroleum Products INC	51901	22-701220	410-531-38-32-02	Fuel	\$61.21	
			22-705365	401-534-80-32-01	Fuel	\$325.01
				408-535-80-32-01	Fuel	\$72.23
				410-531-38-32-02	Fuel	\$325.02
					Total	\$2,607.52
Barfield, Mark	51902	DEC2022-401	408-535-50-49-15	WWCPA Renewal	\$18.00	
				Total	\$18.00	
Big J'S Outdoor Store	51903	DEC2022-403	101-542-30-31-00	Boots-Marungo	\$18.23	
			101-542-30-31-02	Boots-Marungo	\$31.00	
			105-576-80-31-00	Boots-Marungo	\$18.23	
			105-576-80-31-00	Boots-Marungo	\$31.01	
			410-531-38-31-00	Boots-Marungo	\$18.23	
				Total	\$116.70	
Bio Clean INC	51904	13723	001-521-50-48-02	Cleaning Of Police Car-60990	\$464.96	
				Total	\$464.96	
Brisco Inc.	51905	DEC2022-404	001-521-20-32-00	Fuel PD-Bond	\$53.47	
			001-521-20-32-00	Fuel PD-Bond	\$55.98	
			001-521-20-32-00	Fuel PD-Bond	\$73.14	
			001-521-20-32-00	Fuel PD-Bond	\$75.55	
			001-524-20-32-01	Fuel Buiding	\$65.00	
			001-524-20-32-01	Fuel Building	\$69.00	
			410-531-38-32-02	Fuel Storm	\$122.06	
			410-531-38-32-02	Fuel Storm	\$127.00	
			410-531-38-32-02	Fuel Storm	\$134.05	
				Total	\$775.25	
Capital One Trade Credit	51906	E63655/3	105-576-80-35-00	Slip Joint Pliers-Drill Bit-Pot Hole Bar	\$68.91	
			401-534-50-35-00	Slip Joint Pliers-Drill Bit-Pot Hole Bar	\$68.90	
			408-535-50-35-00	Slip Joint Pliers-Drill Bit-Pot Hole Bar	\$68.91	
			410-531-38-35-00	Slip Joint Pliers-Drill Bit-Pot Hole Bar	\$68.90	
				Total	\$275.62	
Centurylink	51907	300549640-DEC2022	408-535-10-42-01	Sewer Phones	\$44.19	
			001-514-23-42-00	City Phones	\$414.89	
		300549818-DEC2022	401-534-10-42-01	City Phones	\$311.32	
			408-535-10-42-01	City Phones	\$68.50	
		300549906-DEC2022	410-531-38-42-01	City Phones	\$354.16	
			401-534-10-42-01	Harman Springs	\$68.49	
		300550216-DEC2022	408-535-10-42-01	Sewer Phones	\$196.63	
		409178327-DEC2022	001-521-50-42-00	PD Phones	\$70.95	
			Total	\$1,529.13		
		CenturyLink-Lumen	51908	620132332	001-512-50-42-00	City Hall Internet
001-514-23-42-00	City Hall Internet				\$416.91	
001-521-50-42-00	City Hall Internet				\$595.58	

Vendor	Number	Invoice	Account Number	Notes	Amount
CenturyLink-Lumen	51908	620132332	001-524-20-42-00	City Hall Internet	\$99.26
			101-542-30-42-00	City Hall Internet	\$39.71
			105-576-80-41-16	City Hall Internet	\$39.71
			401-534-10-42-01	City Hall Internet	\$218.38
			408-535-10-42-01	City Hall Internet	\$218.38
			410-531-38-42-01	City Hall Internet	\$198.53
			Total	\$1,985.28	
Curry & Williams, P.I.I.c	51909	Court Judge-DEC2022	001-512-50-10-02	Court Judge- DEC2022	\$2,142.49
			Total	\$2,142.49	
Enumclaw, City of	51910	06599	001-523-60-41-00	Jail Fees-November 2022	\$625.00
			Total	\$625.00	
Fisher Scientific	51911	8404409	408-535-10-31-04	Chemical Purchases	\$1,818.55
		8515074	408-535-10-31-04	Chemical Purchases	\$732.51
		Total	\$2,551.06		
Goble Sampson Associates INC.	51912	BINV0010091	401-534-50-48-02	Female Connector- Tubing-Comprssion Fitting	\$508.80
			Total	\$508.80	
Grace+Grit Photography	51897	#000539	001-511-60-31-01	Pictures of Council & Staff	\$68.37
			001-511-60-31-01	Pictures of Council & Staff	\$68.38
			001-514-23-31-02	Pictures of Council & Staff	\$68.38
			401-534-10-31-00	Pictures of Council & Staff	\$68.37
			408-535-10-41-14	Pictures of Council & Staff	\$68.37
			410-531-38-31-00	Pictures of Council & Staff	\$63.38
			Total	\$405.25	
GreatAmerica Financial Svcs	51913	33035022	001-594-12-41-02	Phone Lease	\$90.54
			001-594-14-41-03	Phone Lease	\$237.68
			001-594-21-64-53	Phone Lease	\$339.54
			001-594-24-41-02	Phone Lease	\$56.59
			101-594-42-41-02	Phone Lease	\$22.64
			105-594-76-41-03	Phone Lease	\$22.64
			401-594-34-42-03	Phone Lease	\$124.50
			408-594-35-64-55	Phone Lease	\$124.50
			410-594-31-41-42	Phone Lease	\$113.16
			Total	\$1,131.79	
			Hach Company	51914	13337949
13354945	408-535-10-31-00	Supplies			\$1,554.88
Total	\$1,752.23				
Inslee, Best, Doezie & Ryder, P.S	51915	389350	001-515-41-41-01	City Attorney Services	\$2,225.00

Vendor	Number	Invoice	Account Number	Notes	Amount
Inslee, Best, & Ryder, P.S	51915	389350	001-515-41-41-02	City Attorney Services	\$716.01
			001-515-41-41-02	City Attorney Services-Public Records Request	\$1,055.75
			001-515-41-41-05	City Attorney Services-HR	\$402.19
			001-515-41-41-06	City Attorney Services-311	\$267.51
			001-521-50-41-02	Calistoga ST City Attorney Services-PD Legal	\$804.38
				Total	\$5,470.84
Keybank- MasterCard	EFT- MasterCard NOV2022	0525-Agfalvi-NOV2022	001-511-60-31-01	Abobe AcroPro	\$40.48
			001-511-60-31-01	Zoom-Council Meetings	\$65.60
			001-511-60-41-01	Registration-Mayor Penner-Cities On Tap	\$25.00
			001-514-23-31-02	Abobe AcroPro	\$5.18
			401-534-10-31-00	Abobe AcroPro	\$40.48
		1181-Lincoln-NOV2022	001-524-20-41-05	Refund on Davenport Hotel	(\$21.80)
		1513-Kainoa-NOV2022	001-512-50-31-00	Copy Paper-Refund	(\$113.76)
			001-512-50-31-00	NoteBook Case-Laptop Sleeve-Labels	\$75.87
		1668-Finance-NOV2022	001-512-50-31-00	Copy Paper	\$108.28
			001-514-23-31-02		\$19.68
			001-514-23-31-02		\$24.83
			001-514-23-31-02		\$27.37
			001-514-23-31-02		\$47.98
			001-514-23-31-02		\$67.82
			001-514-23-31-02		\$195.31
			001-575-50-31-01		\$73.51
			401-534-10-31-00		\$27.49
			401-534-10-31-00		\$47.99
			401-534-10-31-00		\$53.17
			408-535-10-41-14		\$8.17
			408-535-10-41-14		\$27.49
			408-535-10-41-14		\$47.99
			408-535-10-41-14		\$53.18
			408-535-10-41-14		\$77.06
		410-531-38-31-00		\$27.49	
				\$47.99	
				\$53.18	
				\$53.18	
		1731-Reed-NOV2022	401-534-90-49-00	Refund on Basic Electrical Class	(\$410.00)
			408-535-90-49-00	Hex L Key	\$5.92
		1920-Gabreluk-NOV2022	001-521-20-31-03	Master Tool Kit	\$142.00
			001-521-20-31-03	Laptops Docks	\$633.13
001-521-30-31-04	Adobe Records Redaction		\$32.39		
001-521-40-49-00	Progaram-PDR Meals for Covert Security In Mt Vernon		\$77.36		

Vendor	Number	Invoice	Account Number	Notes	Amount
Keybank- MasterCard	EFT- MasterCard NOV2022	1920-Gabreluk-NOV2022	001-521-50-48-02	Licensing for New Police Car-30084	\$25.00
		2462-Russo-NOV2022	001-514-23-31-02	Labor Law Posters for 2023	\$58.29
		3589-Alfiere-NOV2022	001-571-20-31-01	Refund on Snow Machine-Lost in Mail	(\$97.15)
			001-571-20-31-01	Christmas Letterhead & Envelops-Sants Letters	\$48.54
		001-571-20-31-01	001-571-20-31-01	Stamps for Santa Letters	\$72.00
			001-571-20-31-01	Snow Machine	\$121.55
		001-571-20-31-44	001-571-20-31-44	Table Covers-Santa Plates-Decorations- Cookies & Cocoa with Mrs Claus	\$17.96
			001-571-20-31-44	Hot Cups With Lids- Cookies & Cocoa with Mrs Claus	\$29.52
		001-571-20-31-44	001-571-20-31-44	Christmas Felt Stocking Kits- Cookies & Cocoa with Mrs Claus	\$64.76
			4225-Daskam-NOV2022	408-535-10-31-00	USB Wall Charger- Phone Charger
		408-535-10-31-04		Chemical Supplies- RICCA PH Buffer	\$162.33
		408-535-10-31-05	Boots-Daskam	\$289.53	
		408-535-50-48-04	Fan Motor-158710	\$326.86	
		408-535-50-48-04	Fan Motor-158710	\$326.86	
		408-535-80-43-00	Fuel-WRRF Training	\$135.00	
		408-535-90-49-00	Priceline Use Fee	\$14.00	
		408-535-90-49-00	Rental Car- WRRF Training	\$193.06	
		408-535-90-49-00	Airfare-to Chicago WRRF Training	\$277.20	
		4499-Bielka-NOV2022	408-535-10-31-00	Wastewater Treatment & Reuse Theory & Design	\$178.19
			408-535-90-49-00		\$7.50
			408-535-90-49-00	Meal-Plant Design Research- Rosemont IL	\$12.81
			408-535-90-49-00	Meal - WWTP-Plant Design Research- Rosemont IL	\$13.77
			408-535-90-49-00	Meal-Plant Design Research- Rosemont IL	\$17.44
			408-535-90-49-00	Meal-Plant Design Research-Salmon Creek	\$18.43
			408-535-90-49-00	Meal-Plant Design Research- Rosemont IL	\$22.11
			408-535-90-49-00	Fuel-WWTP-Plant Design Research- Rosemont IL	\$44.12
			408-535-90-49-00		\$44.22

Vendor	Number	Invoice	Account Number	Notes	Amount
Keybank- MasterCard	EFT- MasterCard NOV2022	4499-Bielka-NOV2022	408-535-90-49-00	Meal-Plant Design	\$62.01
			408-535-90-49-00	Research- Rosemont IL Parking-WWTP- Plant Design	\$102.00
			408-535-90-49-00	Research- Rosemont IL Hotel-WWTP-Plant Design Research-	\$138.92
			408-535-90-49-00	Rosemont IL Car Rental-WWTP- Plant Design	\$263.06
		5423-Public Works-NOV2022	101-542-30-35-00	Research- Rosemont IL Tool Backpack	\$25.65
			101-542-30-35-00	20-Volt Max Combo Tool Set-Tacker Staple Gun	\$76.91
			104-536-50-48-00	Bullet Hinge for Cemetery Shop Door-WO 9244	\$79.20
			105-576-80-31-00	Surface Pro	\$390.19
			105-576-80-35-00	Tool Backpack	\$25.65
			105-576-80-35-00	20-Volt Max Combo Tool Set-Tacker Staple Gun	\$76.91
			401-534-10-31-00	MRSC Roster Renewal	\$45.00
			401-534-10-31-00	Standard Diary-3 Ring Binder Dividers-Tabs	\$45.43
			401-534-10-31-00	Copy Paper-Key Board Pad	\$166.57
			401-534-10-31-00	Surface Pro	\$390.19
			401-534-50-35-00	20-Volt Max Combo Tool Set-Tacker Staple Gun	\$76.91
			401-534-50-48-02	Tsurumi Pump 8PN Submersible Pump for Fountain	\$843.47
			401-534-50-48-02	Flowline Level Transducer	\$867.89
			401-534-50-49-15	DOH-Water Works Operator Cert Renewal-Huffman- Canonica-Ewing- Barfield-Jones	\$210.00
			401-534-90-49-00	Basic Electrical Class-Jones	\$410.00
			408-535-10-31-00	MRSC Roster Renewal	\$45.00
			408-535-10-31-00	Postage Instrument Replacement	\$45.75
			408-535-10-31-00	Remote for Crawler & Light on Remote	\$92.94
			410-531-31-20-06	Certified Erosion & Sediment Control- New Certification	\$200.00
			410-531-38-31-00	MRSC Roster Renewal	\$45.00
			410-531-38-31-00	Standard Diary-3 Ring Binder Dividers-Tabs	\$45.43
			410-531-38-31-00	Surface Pro	\$390.19
			410-531-38-35-00	Tool Backpack	\$25.65

Vendor	Number	Invoice	Account Number	Notes	Amount
Keybank-MasterCard	EFT-MasterCard NOV2022	5423-Public Works-NOV2022	410-531-38-35-00	20-Volt Max Combo Tool Set-Tacker Staple Gun	\$76.91
		7369-Larson-NOV2022	401-534-10-31-00	OPTIPLEX 3000 Micro Computer	\$280.44
			408-535-10-31-00	OPTIPLEX 3000 Micro Computer	\$280.44
			410-531-38-31-00	OPTIPLEX 3000 Micro Computer	\$280.43
		7626-Wetzel-NOV2022	001-521-20-31-03	Micro Computer Toll Charge	\$7.45
			001-521-50-48-02	Windshield Replacement-Ford Explorer-14668	\$971.81
		8502-Orting Police-NOV2022	001-521-20-31-03	Office Supplies	\$29.36
				Total	\$11,196.72
		Korum Automotive Group	51916	6770159-2	001-521-50-48-02
				Total	\$107.72
Kyocera Document Solutions Northwest INC	51917	55T1119598-55T1117741	001-514-23-31-02	City Hall Copier Lease	\$67.40
				Total	\$67.40
McClatchy Company LLC	51918	163049	001-558-60-31-03	2023-2026 Transportation Plan-2023 Preliminary Budget	\$261.99
			001-558-60-31-03	Sign Code Amendments-Comprehensive Plan	\$326.41
			001-558-60-31-03	Sign Code Changes	\$368.63
			001-558-60-31-03	Comprehensive Plan	\$368.73
				Total	\$1,325.76
Nana's Sweets & Crumbles	51919	105-Cookies & Cocoa With Mrs Claus	001-571-20-31-44	Cookies & Cocoa With Mrs Claus	\$160.00
				Total	\$160.00
O'Reilly Auto Parts	51922	1265583-DEC2022	001-521-50-48-02	Return of Vent Visors	(\$181.58)
			001-521-50-48-02	Wiper Fluid & Antifreeze	\$18.22
			001-521-50-48-02	Battery Warranty	\$23.93
			001-521-50-48-02	Return-Amount Due Battery	\$129.23
			001-521-50-48-02	Vent Visors	\$146.57
			001-521-50-48-02	Vent Visors & Wiper Blades	\$226.20
				Total	\$362.57
Office of State Auditor	51920	L151496	001-512-50-41-03	Accountability Audit-2020-2021	\$489.06
			001-514-23-41-14	Accountability Audit-2020-2021	\$1,344.90
			001-521-10-40-08	Accountability Audit-2020-2021	\$1,467.17
			001-524-20-41-06	Accountability Audit-2020-2021	\$855.85

Vendor	Number	Invoice	Account Number	Notes	Amount
Office of State Auditor	51920	L151496	001-575-21-40-00	Accountability Audit-2020-2021	\$733.58
			101-542-30-41-02	Accountability Audit-2020-2021	\$1,344.90
			105-576-90-40-00	Accountability Audit-2020-2021	\$733.58
			401-534-10-41-02	Accountability Audit-2020-2021	\$1,956.22
			408-535-10-41-02	Accountability Audit-2020-2021	\$2,323.02
			410-531-10-41-01	Accountability Audit-2020-2021	\$978.12
			Total	\$12,226.40	
Opportunity Center Of Orting	51921	Opportunity Ceter of Orting-Council Discretionary Fund-Koenig & Moore	001-511-60-31-03	Council Discretionary Fund-Koenig & Moore	\$4,500.00
Total	\$4,500.00				
Orting Food Bank	51923	Orting Food Bank-Council Discretionary Fund-Koenig	001-511-60-31-03	Orting Food Bank-Council Discretionary Fund-Koenig	\$1,500.00
Total	\$1,500.00				
Orting JR Baseball Cardinals	51924	Orting JR Baseball Cardinals-Council Discretionary Funds-Hogan-Bradshaw	001-511-60-31-03	Orting JR Baseball Cardinals-Council Discretionary Funds-Hogan-Bradshaw	\$4,500.00
Total	\$4,500.00				
Orting Valley Senior Cent	51925	Orting Valley Senior Center-Council Discretionary Fund-Tracy	001-511-60-31-03	Council Discretionary Fund-Tracy	\$3,000.00
Total	\$3,000.00				
P.C. Budget & Finance	51926	CI-325217 C-404252	001-521-50-48-04	EME Radio Shop Service-Radar Certification	\$687.50
Total	\$687.50				
Parametrix	51927	40610	101-595-10-64-34	Whitehawk BLVD Extension-Fixed Fees	\$226.62
			101-595-10-64-34	Whitehawk BLVD Extension-Project Management QA/Q	\$427.53
			101-595-10-64-34	Whitehawk BLVD Extension-Enviro Doc & Permit Sub Consultants	\$755.71
			101-595-10-64-34	Whitehawk BLVD Extension-Enviro Doc Updates	\$1,652.19
		40791	401-594-34-41-01	Well 1 Booster PS VFD Integration-Project Management	\$167.50

Vendor	Number	Invoice	Account Number	Notes	Amount
Parametrix	51927	40791	408-594-35-63-33	Lift Station Improvements	\$77.50
			408-594-35-63-33	Construction Mgmt- Observation Lift Station Improvements	\$210.00
		40796	408-594-35-63-33	Construction Mgmt- Project Management Lift Station Improvements	\$620.00
			410-594-31-41-46	Construction Mgmt SNAP Project Management Meetings & QA & QC	\$285.00
			410-594-31-41-46	SNAP Phase 2- Receiving Water Conditions Assessment	\$2,065.73
		40797	410-594-31-63-40	Kansas St Outfall Construction Mgmt- Project Managemnet	\$453.75
			410-594-31-63-40	Kansas St Outfall Construction Mgmt- Design	\$5,557.50
		40798	001-558-60-41-01	Amendments General Consulting	\$900.00
			001-558-60-41-01	General Development	\$4,128.81
			101-542-30-41-01	General Consulting- 702 Kansas St Survey	\$848.86
			101-542-30-41-01	General Consulting- Streets	\$1,299.47
			101-542-30-41-01	General Consulting- SR 162 Survey	\$2,114.27
			401-534-10-41-01	General Consulting- Water	\$5,690.00
			401-534-10-41-44	General Consulting- SCADA	\$1,240.63
			408-535-10-41-01	General Consulting- Sewer	\$3,437.50
			408-535-10-41-21	General Consulting- SCADA	\$205.00
			410-531-39-41-01	General Consulting- Storm	\$1,210.00
		40799	408-594-35-41-12	WWTP Phase II Expansion-Project Management	\$1,018.75
			408-594-35-41-12	WWTP Phase II Final Design- Ecology Report	\$19,546.25
		40800	101-595-10-40-04	Kansas Street SW Final Design Project Management	\$1,215.96
			101-595-10-40-04	Kansas Street SW Preliminary Design- Fixed Fees	\$1,610.86
			101-595-10-40-04	Kansas Street SW Final Design	\$13,566.92
				Total	\$70,532.31
Pcrd (landfill)	51928	38079	410-531-38-48-05	Dump Fees	\$93.76

Vendor	Number	Invoice	Account Number	Notes	Amount
Pcrd (landfill)	51928	38079	410-531-38-48-05	Dump Fees	\$97.90
			410-531-38-48-05	Dump Fees	\$101.53
			410-531-38-48-05	Dump Fees	\$121.73
				Total	\$414.92
Puget Sound Energy	51929	200001247663-DEC2022	408-535-50-47-07	VC Lift Station	\$283.75
		200001247812-DEC2022	101-542-63-47-03	Traffic Signal	\$32.23
		200001248034-DEC2022	401-534-50-47-02	Fisk RD	\$131.85
		200001248190-DEC2022	105-576-80-47-01	North Park	\$10.85
		200001248372-DEC2022	401-534-50-47-08	Well #3	\$913.88
		200001248539-DEC2022	001-525-50-47-01	Lahar Siren	\$12.50
		200001432189-DEC2022	105-576-80-47-02	Main Park	\$559.17
			105-576-80-47-03	Bell Tower	\$239.64
		200002708986-DEC2022	408-535-50-47-05	VG Lift Station	\$482.51
		200005438367-DEC2022	401-534-50-47-03	Well 1	\$683.65
		200009717931-DEC2022	401-534-50-47-04	Well 2	\$70.68
		200010396543-DEC2022	105-576-80-47-01	North Park	\$308.16
		200010396733-DEC2022	401-534-50-47-11	Well 4 Pump Station	\$3,483.94
		200010629349-DEC2022	101-542-63-47-03	Public Works Shop-Calistoga	\$18.63
			104-536-50-47-01	Public Works Shop-Calistoga	\$14.90
			401-534-50-47-01	Public Works Shop-Calistoga	\$18.62
			408-535-50-47-01	Public Works Shop-Calistoga	\$22.36
		200013874264-DEC2022	408-535-50-47-04	WWTP	\$9,898.51
		200014994137-DEC2022	408-535-50-47-05	VG Lift Station	\$157.33
		200015669910-DEC2022	401-534-50-47-02	22920 177th	\$273.68
		200019613294-DEC2022	104-536-50-47-02	Cemetery Shop	\$62.32
		200019646914-DEC2022	101-542-63-47-03	Street Lights	\$50.33
		200021421298-DEC2022	408-535-50-47-06	Rainier Meadows	\$50.30
		200022934653-DEC2022	001-575-50-47-01	MPC	\$1,023.38
		200024404523-DEC2022	408-535-50-47-02	List Station 1	\$198.20
		220011476581-DEC2022	408-535-50-47-03	High Cedars Pump Station	\$150.04
		220015220399-DEC2022	101-542-63-47-03	Street Lights	\$79.38
		220020534461-DEC2022	101-542-63-47-01	Public Works Shop-Rocky RD	\$276.94
			401-534-50-47-01	Public Works Shop-Rocky RD	\$276.94
			408-535-50-47-01	Public Works Shop-Rocky RD	\$276.94
		220022116432-DEC2022	001-512-50-47-01	City Hall Bridge ST	\$99.18
			001-514-21-47-01	City Hall Bridge ST	\$495.91
			001-521-50-42-06	City Hall Bridge ST	\$991.81
			001-524-20-32-05	City Hall Bridge ST	\$74.39
			401-534-50-47-01	City Hall Bridge ST	\$272.75
			408-535-50-47-01	City Hall Bridge ST	\$272.75
			410-531-38-47-04	City Hall Bridge ST	\$272.74
		220028112518-DEC2022	101-542-63-47-03	Street Lights	\$12.79
		220031118478-DEC2022	101-542-90-40-04	703 Kansas ST	\$91.72
		300000002406-DEC2022	101-542-63-47-03	SW-Rental	
		Street Lights	\$5,094.22		
		Total	\$27,739.87		

Vendor	Number	Invoice	Account Number	Notes	Amount
Puyallup, City of	51930	AR114970	001-525-10-40-00	Dues PC Emergency Management-NOV 2022	\$518.98
		AR114998	001-523-60-41-00	Jail Fees-Nov 2022	\$1,741.08
				Total	\$2,260.06
Recovery Cafe	51931	Recovery Cafe-Council Discretionary Fund-Bradshaw	001-511-60-31-03	Council Discretionary Fund- Bradshaw	\$1,500.00
				Total	\$1,500.00
SCORE	51932	6522	001-523-60-41-00	Jail Fees-Nov 2022	\$5,774.84
				Total	\$5,774.84
Spectral Laboratories	51933	5004102	408-535-10-41-03	Lab Testing	\$268.00
				Total	\$268.00
Tacoma Diesel & Equipment	51934	137470	408-535-50-48-07		\$1,721.30
		137495	401-534-60-48-02	Well 1 Generator- Block Heater Replacement- FA1042	\$1,958.50
				Total	\$3,679.80
UniFirst Corporation	51935	330 1921565	408-535-10-31-03	Uniform Item- Protective Services	\$213.28
		330 1923733	408-535-10-31-03	Uniform Item- Protective Services	\$213.28
				Total	\$426.56
Utilities Underground Location Center	51936	2110204	401-534-60-41-00	Locates-NOV 2022	\$32.25
			408-535-60-41-00	Locates-NOV 2022	\$32.25
				Total	\$64.50
Washington Rock Quarries,	51937	70506	101-542-30-48-02	Crushed Rock	\$97.95
			105-576-80-48-00	Crushed Rock	\$97.94
			401-534-50-48-02	Crushed Rock	\$97.94
		70507	101-542-30-48-02	Washed Sand	\$133.17
			410-531-38-48-00	Washed Sand	\$133.17
				Total	\$560.17
Water Management Lab Inc.	51938	207895	401-534-10-41-03	Lab Testing	\$208.50
		208112	401-534-10-41-03	Lab Testing	\$477.00
				Total	\$685.50
Way Scarff Ford Auburn	51939	64023	410-531-38-48-01	Relay Power-Street Sweeper	\$530.10
				Total	\$530.10

Vendor	Number	Invoice	Account Number	Notes	Amount
Wex Bank	51940	85769433	001-521-20-32-00	Fuel-PD	\$2,558.16
				Total	\$2,558.16
				Grand Total	\$189,483.46

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 Street S, Orting, WA
Zoom – Virtual
November 30th, 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 Bradshaw led the Pledge of Allegiance.

Councilmembers present: Councilmembers Tod Gunther, Chris Moore, Don Tracy, John Williams, Gregg Bradshaw and Deputy Mayor Hogan

Virtual: Councilmember Melodi Koenig.

Staff present: City Administrator Scott Larson, Finance Director Gretchen Russo, City Clerk Kim Agfalvi, Administrative Assistant Danielle Charchenko, Capital Projects Manager John Bielka, City Attorney Charlotte Archer, Engineer JC Hungerford.

REQUEST FOR ADDITIONS OR MODIFICATIONS TO THE AGENDA.

Deputy Mayor Hogan made a motion to add the discussion of the Study Session meeting held on December 21st, 2022 as item 6C on the agenda. Seconded by Councilmember Bradshaw.

Motion passed (7-0).

2. PUBLIC COMMENTS.

Chris McCalib owner of Treatment Equipment Company commented on concerns to his company's involvement with the City of Orting Biosolids project. Mr. McCalib stated his company is an equipment manufacturer that had worked on thousands of capital projects throughout the Pacific North West since 1969 and gave a brief history on Treatment Equipment Company. He stated Treatment Equipment Company had completed capital projects including fifteen dryer projects in Burlington, Snoqualmie, La Center, Seaside, Toppenish, Friday Harbor, Myrtle Creek, North Bend, Oak Harbor, Lakota, Sumner, Selah, Tulalip and Yelm and during this time he has had experience working with major consultants in the Northwest. Mr. McCalib briefed on his involvement with the City of Orting biosolid project and presented concerns he had regarding the project.

Alexis Ramos representing Bonney Lake Sumner Little League stated she wrote to Orting City Council requesting assistance to partner with Bonney Lake Sumner Little League since Orting students are part of their charter. She stated she lives in Orting and has two daughters who don't have any softball programs available for them in town. Ms. Ramos stated her goal is to bring baseball and softball to Orting in an organization that will allow Orting students to grow developmentally, athletically, and personally. She stated the organization is more than baseball and softball, this organization also has mentoring, volunteering, and gives back to their communities.

Ms. Ramos stated she would like to provide an opportunity for Orting students to grow from t-ball through high school baseball and softball. She stated her organization would like to start dividing their teams by school district so that those groups can stay together and that she would like to partner with Orting's Parks and Recreation department to utilize the fields in Orting to hold practices and games and that her organization is willing to help with the upkeep of the fields. She briefed that this partnership will bring revenue to the City and promote Orting students, parents, and teachers to become involved in the community. Ms. Ramos stated Orting students in the Bonney Lake Sumner Little League currently don't have available fields to practice on and need to travel to Sumner or Bonney Lake which can create an inconvenience for the parents.

3. SWEARING IN OF POLICE CHEIF.

Judge Curry administered the oath of office to police chief Devon Gabreluk.

4. PUBLIC HEARING.

Mayor Penner laid out the rules for the public hearings.

Mayor Penner opened the public hearing at 7:23pm.

A. AB22-85 – 2023 Budget.

Finance Director Gretchen Russo briefed the 2023 budget stating the budget being presented is the same as the budget presented on November 16th, 2022 with one minor change. Finance Director Gretchen Russo stated the 2023 Revenue Budget is estimated to be \$21.3 million and the expense budget is estimated to be \$39.8 million for all the funds. She stated the City also has a number of projects that are contingent on grant funding and if grants are not secured, the corresponding expenses will not occur. Finance Director Gretchen Russo briefed the General Fund revenue is estimated to be \$4.024 million dollars and the estimated expense budget is \$4.024 million dollars, leaving the City with a balanced general fund budget. Finance Director Gretchen Russo briefed the changes to the 2023 budget stating the previous 2023 budget listed \$15,400 for community grants, while this budget lists \$13,249 which is a reduction of \$2,151. She stated this reduction was done to be able to present Council a balanced budget while finding a different method for funding a total of \$37,128.21 for community grants. Finance Director Gretchen Russo stated she would like the Council to first focus on the approval of the 2023 budget and then shift the grant discussion to immediately follow once a specific expenditure total for grants is decided on. Finance Director Gretchen Russo stated the City can fund up to \$37,000 for community grants using council discretionary funds and/or current fund balance, as the City has received more sales tax revenue in 2022 than was anticipated. Finance Director Gretchen Russo stated she recommends the adoption of Ordinance No. 2022-1099.

Council discussion followed.

Mayor Penner closed the public hearing at 7:58pm.

Councilmember Bradshaw made a motion to adopt Ordinance No. 2022-1099, An ordinance of the City of Orting, Washington relating to the annual budget for fiscal year 2023; adopting the City of Orting 2023 budget and the job classification and pay range for employees; providing for severability; and establishing an effective date. Seconded by Deputy Mayor Hogan.

Council discussion followed.

Councilmember Williams made a motion for an amendment to the original motion and asked that job classifications and the wage schedule be removed from the budget as presented and be discussed and approved at a later date. Seconded by Councilmember Gunther.

Mayor Penner called for a roll call vote on the motion to amend the original motion by removing job classifications and the wage schedule from the budget as presented.

***The amendment was defeated (3-4).
Bradshaw, Hogan, Koenig, Tracy – Nay.
Gunther, Moore, Williams – Yay.***

Council discussion followed.

Mayor Penner called for a roll call vote on the original motion, a motion to adopt Ordinance No. 2022-1099, an ordinance of the City of Orting, Washington relating to the annual budget for fiscal year 2023; adopting the City of Orting 2023 budget and the job classification and pay range for employees; providing for severability; and establishing an effective date.

***The motion was approved (6-1).
Bradshaw, Hogan, Koenig, Gunther, Moore, Tracy – Yay.
Williams – Nay.***

Council discussion followed.

Councilmember Moore made a motion to fully fund all presented grants including the Sumner Bonney Lake Little League grant request. No second was received. The motion failed.

Council discussion followed.

Councilmember Gunther made a motion to approve the grant requests listed in the budget with the advice of staff to fund the grants with 2022 and 2023 funds to maintain a balanced budget. Seconded by Councilmember Bradshaw.

Council discussion followed.

Deputy Mayor Hogan made an amendment to the motion to remove the Orting Eagles grant request from the original motion. Seconded by Councilmember Tracy.

***The amendment was approved (5-2).
Bradshaw, Hogan, Gunther, Tracy, Williams – Yay.
Koenig, Moore – Nay***

Mayor Penner called for a roll call vote on the original motion, a motion to approve the grant requests listed in the budget with the advice of staff to fund the grants with 2022 and 2023 funds to maintain a balanced budget.

The amended motion was approved (7-0).

Councilmember Moore made a motion to accept the late grant request submitted by Bonney Lake Sumner Little League. Seconded by Councilmember Williams.

Council discussion followed.

The motion was defeated (1-6).

Moore – Aye

Bradshaw, Hogan, Koenig, Gunther, Tracy and Williams – Nay.

Council discussion followed.

B. AB22-92 – 6-Year Transportation Improvement Plan 2023-2028.

Mayor Penner opened the public hearing at 8:45pm.

Capital Projects Manager John Bielka briefed the 6-Year Transportation Improvement Plan 2023-2028. He stated the City annually adopts a 6-Year Transportation Improvement Plan (TIP) which is a comprehensive transportation program for the ensuing six calendar years. Capital Projects Manager John Bielka stated the Growth Management Act requires the City of Orting's Comprehensive Plan to include a transportation element that is consistent with the City's 6-year TIP. He stated currently there are three transportation projects the City expects to make progress on over the coming six years and that include the Whitehawk Boulevard Extension and related intersection controls, Kansas Street Reconstruction, Highway 162 Pedestrian Bridge, Street Preservation and Maintenance Projects and Non-Motorized Projects to include the ADA Compliance Program.

Council discussion followed.

Mayor Penner closed the public hearing at 8:48pm.

Deputy Mayor Hogan made a motion to approve Resolution No. 2022-29; a resolution of the City of Orting, Washington, adopting the 2023-2028 6-year Transportation Improvement Program. Seconded by Councilmember Koenig.

Motion passed (7-0).

5. CONSENT AGENDA.

A. Payroll Claims and Warrants.

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

Motion passed (7-0).

6. OLD BUSINESS.

A. AB22-93 – Police Guild Memorandum of Understanding (MOU).

City Administrator Scott Larson briefed on the Police Guild Memorandum of Understanding (MOU) and stated the City and the Police Guild have a collective bargaining agreement that has a provision which provides for a contract opener in the event the June to June CPI-U for Seattle/Tacoma/Bellevue exceeds 5.9% in 2022.

He briefed the CPI-U estimates the increase in prices that consumers are experiencing, and the index was 10.1% for the same period. City Administrator Scott Larson stated the City and Guild met and negotiated wages along with other mandatory subjects of bargaining and the final agreement provides an 8% increase over 2022 wages which represents a 4.5% increase over the original contract's 3.5% wage increase. He stated this increase over the originally negotiated amount represents a 2023 budget impact of approximately \$47 thousand. City Administrator Scott Larson stated the 2023 budget also provides for an increase in the headcount from the 2022 budget which impacts overall wage costs.

Council discussion followed.

Councilmember Bradshaw made motion to authorize the Mayor to sign a Memorandum of Understanding (MOU) with the Fraternal Order of Police Lodge 27 providing an 8% increase in 2023 wages over 2022 and settling all other mandatory subjects of bargaining. Seconded by Councilmember Moore.

Council discussion followed.

Motion passed (7-0).

B. AB22-91 - Termination of COVID-19 Proclamation of Emergency.

Councilmember Bradshaw made motion to approve Resolution No. 2022-28, a resolution of the City of Orting, Washington, terminating Proclamation of Emergency related to the COVID-19 pandemic. Seconded by Councilmember Williams.

Council discussion followed.

Motion passed (7-0).

C. Discussion of December 21st, 2022 Study Session Meeting.

City Administrator Scott Larson briefed that business will be complete for the year on December 14th, 2022 and that staff will bring forward a resolution to cancel the December study session on December 21st, 2022 and the regular business meeting on December 28th, 2022.

7. EXECUTIVE SESSION.

Councilmember Bradshaw requested the meeting recess to executive session pursuant to RCW 42.30.110 (1) (i) to discuss with legal counsel legal risks of a proposed action when public discussion of legal risks is likely to result in an adverse legal or financial consequence to the agency for five minutes with no action to follow.

Mayor Penner recessed the meeting to executive session to begin at 9:20pm.

9:20pm recessed to executive session for five minutes.

9:25pm executive session extended for 27minutes.

9:52pm executive session ended.

8. ADJOURNMENT.

Mayor Penner adjourned the meeting at 9:52pm.

ATTEST:

Joshua Penner, Mayor

Kimberly Agfalvi, City Clerk



**City Of Orting
Council Agenda Summary Sheet**

	Agenda Bill #	Recommending Committee	Study Session Dates	Meeting Date
Subject: Council Committee selection for the year 2023	AB22-03	N/A	1.11.2023	
	Department:	Executive/Deputy Mayor		
	Date Submitted:	1.6.2023		
Cost of Item:		<u>N/A</u>		
Amount Budgeted:		<u>N/A</u>		
Unexpended Balance:		<u>N/A</u>		
Bars #:		N/A		
Timeline:		By the 1 st Meeting in February		
Submitted By:		City Clerk		
Fiscal Note: None				
Attachments: Current Council Assignments – Committee Scopes				
<p>SUMMARY STATEMENT: Council Rule 3.9 (E) Deputy Mayor -- Duties:</p> <p>(A) An appointment committee consisting of the Deputy Mayor, one (1) Councilmember, and the Mayor shall recommend assignments for the Council Committee Chair and Vice-Chair positions in accordance with the following procedure:</p> <p>a) The appointment committee shall provide recommendations for Council Committee assignments to the full Council for its approval no later than the first regular meeting in February.</p> <p>b) Each Council member shall be assigned to at least one (1) Council Committee, with the exception of the Deputy Mayor who shall chair the study session and shall not be assigned a role in a Council Committee.</p> <p>c) Chairperson selection shall be based on seniority, balance of experience, knowledge and interest prior to assignment.</p> <p>d) The appointment committee shall give weighted consideration for those working on long range project.</p>				
<p>RECOMMENDED ACTION: <u>ACTION:</u></p> <p>Move to Regular City Council Meeting on January 26th, 2022 as a consent agenda item</p> <p>FUTURE MOTION: <u>MOTION:</u></p> <p>To approve the Committee assignments, CGA – CM _____, Chair, CM _____, Vice-Chair. PW- CM _____, Chair, and CM _____, Vice-Chair. PS- CM _____, Chair, and _____, Vice –Chair.</p>				

2023 Recommended Council Committee Assignments

Public Works: _____ Chair, & _____, Vice Chair- **First week of the month.**

Goal: Ongoing issues, develop briefing for Council meeting #1 and details for Study Session

Attendance: 2-3 council, PW staff, admin.

- Utilities, Technology, Streets/Transportation, Emergency Bridge.
* Facilities related to Public Works.

Responsibility of Chairs- Identify/prepare/provide items to City Clerk for Council Study Sessions.

Public Safety: _____, Chair & Vice Chair, _____) - **First week of the month.**

Goal: Ongoing issues, develop briefing for Council meeting #1 and details for Study Session

Attendance: 2-3 council, PS staff, admin

- Public Safety, Emergency Preparedness.
*Facilities related to Public Safety

Responsibility of Chairs- Identify/prepare/provide items to City Clerk for Council Study Sessions.

Community and Governmental Affairs: _____Chair, & _____, Vice Chair - **First week of the month.**

Goal: Ongoing issues, develop briefing for Council meeting #1 and details for Study Session

Attendance: 2-3 council, Parks staff, admin

- Economic Development, Grants, Sponsorship, Lodging Tax, Cemetery, Parks Advisory Board.
*Facilities related to Administration.

Responsibility of Chairs- Identify/prepare/provide items to City Clerk for Council Study Sessions.

Study Session: Deputy Mayor _____, Chair

Third Wednesday of each month at 6:00pm- Orting City Hall

Goal: Introduction & first pass at ordinances and resolutions. Deep dive into committee matters. Legal review and staff discussion.

Attendance: Full Council, as necessary (admin, legal, and others)

- General, Finance, Leg Priorities, Government relations.

Responsibility of Chairs- Identify/prepare/provide items to City Clerk for Regular Meeting/Consent Agenda.

Regular Council Meeting #1 & 2- **1st and last Wednesday of each month at 7:00pm.**

Goal: Business of the council (appointments, public hearings, public input, presentations, proclamations, etc.), assignment of topics to committees. Passing/debating consent agenda from study session.

2023 Council Standing Committees Scopes of Authorities

1. COMMUNITY AND GOVERNMENT AFFAIRS COMMITTEE:

The CGA Committee, considers matters related to **Council training, procedures and communication** and makes **recommendations designed to improve and expedite the business and procedure of Council, and its committees**, proposes to Council any **amendments to the rules** deemed necessary regarding the organization of the Council, **including parliamentary procedure**, it may consider **any matter of a general nature**.

The CGA also considers the following:

A. Social issues

B. Economic development

C. Grants- Reviews grant applications and makes recommendations to Council.

D. Sponsorship- Review's applications and makes recommendations to Council

E. Parks- In conjunction with City Staff, considers matters related to Parks, Parks Board and Orting Recreation programs.

F. Cemetery - In conjunction with City Staff, review the policies, procedures as well as financial health of the cemetery.

G. Lodging -Lodging tax is discussed on a quarterly basis with a community business owner.

*** Facility Issues directly related to Administrative staff**

2. PUBLIC SAFETY COMMITTEE:

Public Safety Committee, in conjunction with City Staff, may consider issues related to the **public health, safety and welfare of the citizens** of Orting including but not limited to, **law enforcement, fire safety, court, animal control, and emergency services**.

The Public Safety Committee also considers issues relating to the following:

A. Emergency Preparedness- In conjunction with City Staff, considers matters related to Emergency Management, and will continuously analyze all risks which expose the city to potential disruption and oversee the development of emergency preparedness and response and evacuation plans.

***Facility Issues related to Public Safety**

3. **PUBLIC WORKS COMMITTEE:**

The Public Works Committee, in conjunction with City Staff, considers matters related to **water, sewer, solid waste, recycling, utility franchises, and storm water management**. The Committee **tracks capital projects** and **makes recommendations to the Council for capital improvements**. They also address matters relating to the following:

- A. **Transportation matters**
- B. **Capital improvement programs**
- C. **Transit**
- D. **Streets, street lighting**
- E. **Signalization**
- F. **Pedestrian safety.**
- G. **Annual chip seal program making recommendations to Council for street and sidewalk improvements.**
- H. **Technology**
- I. **Emergency Evacuation Bridge**

***Facility Issues Related to Public Works**

4. **STUDY SESSION**

Finance -Considers matters related to the financial issues of the City including the budget, general fiscal and financial health, rates and fees, and the state financial audit. The Treasurer compiles periodic budget and financial reports and shares them with the Council.

Goal: Introduction & first pass at ordinances and resolutions. Deep dive into committee matters. Legal review and staff discussion. Attendance: Full Council, as necessary (admin, legal, and others)



**City of Orting
Council Agenda Summary Sheet**

Subject: Selection of Deputy Mayor, 2023		Committee	Study Session	Council
	Agenda Item #:	N/A		
	AB23-02		1.11.2023	
	Department:	Executive/Council		
Date Submitted:	1.6.2023			
Cost of Item:	<u>N/A</u>			
Amount Budgeted:	<u>N/A</u>			
Unexpended Balance:	<u>N/A</u>			
Bars #:	N/A			
Timeline:	First Meeting in January			
Submitted By:	City Clerk			
Fiscal Note: None				
Attachments: Council Rule 8.5 and 3.9				
SUMMARY STATEMENT:				
Per the City Council Rules of Procedure:				
8.5 Selecting Deputy Mayor:				
The Deputy Mayor will be selected by a majority of the Councilmembers annually at the first Council meeting in January				
3.9				
Term of the Deputy Mayor shall be one year. (February 1st, to January 31st.)				
(B) Election of Deputy Mayor. At the first meeting of January, the Council shall elect a Deputy Mayor (DM) for a term of one year, term beginning February 1st, and ending the last day of January.				
RECOMMENDED ACTION: <u>Motion:</u>				
To Appoint _____ as Deputy Mayor for the year 2023 effective February 1 st , 2023.				

DEPUTY MAYOR APPOINTMENT PROCESS – PAGE 9-11 COUNCIL RULES

3.9 Deputy Mayor -- Duties:

- (A) Term of the Deputy Mayor shall be one year. (February 1st, to January 31st.)
- (B) Election of Deputy Mayor. At the first meeting of January, the Council shall elect a Deputy Mayor (DM) for a term of one year, beginning February 1st, and ending the last day of January.
- (C) The election process shall be as follows:
 - 1. The Deputy Mayor shall serve as the Chair for the nomination process for the position of DM, unless they are a nominee in the process, at which time it will be turned over to the Mayor as Chair. The Chair will repeat each nomination until all nominations have been made. When it appears that no one else wishes to make any further nominations, the Chair will ask again for further nominations and if there are none, the Chair will declare the nominations closed. A motion to close the nominations is not necessary.
 - 2. No one Councilmember may nominate more than one person for a given office until every member wishing to nominate a candidate has an opportunity to do so. Second nominations will then be accepted.
 - 3. Nominations may be made by another Councilmember, or by self.
 - 4. Nominations may include brief supporting comments by the Councilmember.
 - 5. A Councilmember may withdraw their nomination from consideration.
 - 6. Nominations do not require a second.
 - 7. After nominations have been closed (see #2 above for second nominations), each nominee will have an opportunity to speak, either at their seat or at the podium. If the nominee chooses to speak, it may not be for longer than three minutes, with a fifteen second wrap-up period. Then voting for DM will precede:
 - a. Voting will be according to alphabetic order, A-Z of nominations made. Any second vote will be by reverse order, Z-A; continuing to reverse as necessary for subsequent votes. This is done to be as fair as possible to all nominees.
 - b. If there is **only one nominee** for the position, the Chair will open the floor

for a motion and appointment.

c. If there are **two nominees**, the following scenario will be followed:

Scenario #1: 2 Nominees, 7 standing Councilmembers

1. Clerk does a roll call for Councilmembers on their preferred candidates
2. Nominee A receives 3 votes
3. Nominee B receives 4 votes
4. Deputy Mayor is chosen (Nominee/Candidate B).
by majority consensus, no further motion of appointment necessary.

d. If there are **three or more nominees**, the following scenarios will be followed:

Scenario #1: 3 or more Nominees, 7 standing Councilmembers

1. Clerk does a roll call for Council-members on their preferred candidates
2. Nominee A gets 3 votes
3. Nominee B gets 2 votes
4. Nominee C gets 2 votes
5. Nominee A is chosen as Candidate A. Chair sets a second ballot for Nominees B & C to determine second candidate.
6. Clerk does a roll call for Councilmembers on their preferred candidate
7. Nominee B gets 3 votes
8. Nominee C gets 4 votes
9. Nominee C is chosen as Candidate B.
10. Clerk does a roll call for Councilmembers on the two final candidates
11. Candidate A gets 2 votes
12. Candidate B gets 5 votes
13. Deputy Mayor is chosen (Candidate B) by majority consensus, no further motion of appointment necessary.

Scenario #2: 3 or more Nominees, 7 standing Councilmembers

1. Clerk does a roll call for Councilmembers on their preferred candidates
2. Nominee A gets 3 votes
3. Nominee B gets 3 votes
4. Nominee C gets 1 vote
5. Chair need not set a second ballot as there is a top-two

6. Clerk does a roll call for Councilmembers on their preferred candidate from A & B
7. Candidate A gets 5 votes
8. Candidate B gets 2 votes
9. Deputy Mayor is chosen (Candidate A) by majority consensus, no further motion of appointment necessary.

Scenario #3: 3 or more Nominees, 7 standing Councilmembers

1. Clerk does a roll call for Councilmembers on their preferred candidates.
 2. Nominee A gets 4 votes
 3. Nominee B gets 2 votes
 4. Nominee C gets 1 vote
 5. Deputy Mayor is chosen (Nominee/Candidate A) by majority consensus, no further motion of appointment necessary.
8. The goals of this procedure are, above all: public transparency, consensus, respect, and fairness.

THREE NOMINEES

1. _____ 2. _____ 3. _____

VOTES

	1	2	3
GUNTHER			
MOORE			
TRACY			
WILLIAMS			
BRADSHAW			
HOGAN			
KOENIG			
TOTAL			

TOP 2 GET VOTED ON NEXT

	1	2
GUNTHER		
MOORE		
TRACY		
WILLIAMS		
BRADSHAW		
HOGAN		
KOENIG		
TOTAL		

_____ #2 _____ #1 _____ 2 _____

2 NOMINEES	NOMINEE		A-Z	NOMINEE	
Pos. 1 – Gunther	1	2	Bradshaw	1	2
Pos. 2 –Moore			Gunther	1	2
Pos. 3 – Tracy			Hogan	1	2
Pos. 4 – Williams			Koenig	1	2
Pos. 5 Bradshaw			Moore	1	2
Pos. 6 Hogan			Tracy	1	2
Pos. 7-Koenig			Williams	1	2
TOTAL			TOTAL		

1 NOMINATED ONLY

SIMPLE ROLL CALL VOTE

1ST ROUND OF NOMINEES- 2 NOMINATED ROLL CALL VOTE IS EITHER A OR B

1ST A-Z ORDER OF ROLL CALL

A. NAME:

B. NAME:

AFTER NOMINATIONS EACH NOMINEE HAS 3 MINUTES TO SPEAK WITH A 15 SECOND WRAP UP. THEN THE VOTE



**City of Orting
Council Agenda Summary Sheet**

	Agenda Bill #	Recommending Committee	Study Session Dates	Regular Meeting Dates
Subject: Planning Commission Reappointment	AB23-08			
				1.11.2023
	Department:	Executive		
	Date Submitted:	1.6.2023		
Cost of Item:	<u>N/A</u>			
Amount Budgeted:	<u>N/A</u>			
Unexpended Balance:	<u>N/A</u>			
Bars #:	N/A			
Timeline:	End of Month			
Submitted By:	Clerk			
Fiscal Note: None				
Attachments: Planning Commission Applications				
SUMMARY STATEMENT:				
<p>There are currently three Planning Commissioners whose terms expired in 2022. Staff advertised via social media that there were planning commission vacancies and received no applications.</p> <p>Per the City Code: There is hereby created, in accordance with Revised Code of Washington 35A.63, a planning commission for the city which will consist of seven (7) members, two (2) of whom may be nonresident owners of real property within the city, to be appointed by the mayor with the consent of the council. (Ord. 783, 1-8-2004) The Mayor would like to re confirm the following Planning Commissioners.</p> <p>Jenny McKinney Dan Swanson Karen Wilson</p>				
RECOMMENDED MOTION: <u>Motion:</u>				
To confirm the Mayors re-appointment of Jenny McKinney, Dan Swanson, and Karen Wilson to the planning commission.				



Commission/Board Application

City of Orting - Office of the City Clerk
PO Box 489-104 Bridge St. S., Orting, WA 98360
Phone: (360) 893-2219 - Fax: (360) 893-6809
www.cityoforting.org

FOR CITY CLERK USE ONLY:

Name: _____ Date: _____

Mailing Address: _____

Phone: _____ Alt. Phone: _____

Best time to contact you: _____ Email Address: _____

How long at Residence: _____

Commission/Board desired: 1.) _____
2.) _____

Reason you are interested in serving: _____

Previous community activities: _____

Applicable education, occupational, and specialized experience: _____

Commissions/Boards make recommendations regarding monetary expenditures and/or benefits to certain areas of the Community.

- 1.) Can you foresee possible conflicts of interest with any of your current employment or civic positions: _____

- 2.) When making these recommendations do you feel you could be impartial and base your decision on the overall need and benefit of the Community: _____

Are there any days or evenings you are unavailable to meet? : _____


Signature of Applicant _____ Date _____

Please return completed form and any additional information to:
City of Orting – Attn: City Clerk, 104 Bridge Street South, PO Box 489, Orting, WA 98360
For more information, please call (360)893-2219



Commission Application

City of Orting - Office of the City Clerk
PO Box 489-110 Train St., Orting, WA 98360
Phone: (360) 893-2219 - Fax: (360) 893-6809
www.cityoforting.org

FOR CITY CLERK USE ONLY:

Name: Dan Swanson Date: 11/22/2022
Mailing Address: 1007 Van Ogle Lane NW, Orting, WA 98360

Phone: 425-864-0813 Alt. Phone: _____

Best time to contact you: Any time Email Address: 1swan.dan@gmail.com

How long at Residence: 5-1/2 years

Commission desired: 1.) Planning
2.) _____

Reason you are interested in serving: I love our community and small town feel. This is one of the reasons we chose Orting to live and hopefully retire in some day. Being a NW native; I understand the sentiment of wanting to keep Orting small, but growth is inevitable. More homes will be built, fields will be gone, roads will be widened, and we cannot be close minded and try to stop growth. We need manage the change effectively balancing our cities and citizens best interests for now and the future and manage it responsibly. I have been blessed with a lot of things in my life and giving back to my community with my time is part of how I can leave my mark and pay some of that forward.

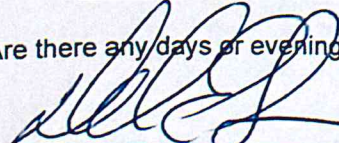
Previous community activities: Current Planning Commissioner, CTE Advisory Council – Kent Meridian School District (past 4 years), CTE Advisory Council – Orting School District (past 2-1/2 year), Advisory Board – Tomolo Institute for Bellevue College, Design Thinking Program (Business School), CFAC – Citizens Facility Advisory Committee – Orting School District (Former), Village Green HOA President (former) 2 year term

Applicable education, occupational, and specialized experience: 30 Years construction industry related & business background. Designer by trade. Currently Product and Education Director for Belmont Cabinet Company in Sumner, WA responsible for product, training, and capital improvement projects in 3 states, and previous 16 years as National Director of Sales & Design for a national \$3B building material distributor. Built residential and commercial projects in 10 states and 4 Countries.

Commissions make recommendations regarding monetary expenditures an/or benefits to certain areas of the Community.

- 1.) Can you foresee possible conflicts of interest with any of your current employment or civic positions: None
- 2.) When making these recommendations do you feel you could be impartial and base your decision on the overall need and benefit of the Community: Yes

Are there any days or evenings you are unavailable to meet? No current conflicts


Signature of Applicant

11/22/22
Date

Please return completed form and any additional information to:
City of Orting – Attn: City Clerk, 110 Train St. SE, PO Box 489, Orting, WA 98360
For more information, please call (360)893-2219



Commission/Board Application

City of Orting - Office of the City Clerk
PO Box 489-104 Bridge St. S., Orting, WA 98360
Phone: (360) 893-2219 - Fax: (360) 893-6809
www.cityoforting.org

FOR CITY CLERK USE ONLY:

Name: Karen Wilson Date: 12-28-22

Mailing Address: 304 McMahon Ln SW

Phone: 206-713-8475 Alt. Phone: _____

Best time to contact you: _____ Email Address: Karencrosswilson@gmail.com

How long at Residence: 30 yrs

Commission/Board desired: 1.) _____
2.) _____

Reason you are interested in serving: It's fun (usually) to be involved in community decisions.

Previous community activities: Coached soccer thru Orting Soccer club (8 years). Coached basket-ball.

Applicable education, occupational, and specialized experience: Raised 2 beautiful girls while working full time and running a household.

Commissions/Boards make recommendations regarding monetary expenditures and/or benefits to certain areas of the Community.

1.) Can you foresee possible conflicts of interest with any of your current employment or civic positions: no

2.) When making these recommendations do you feel you could be impartial and base your decision on the overall need and benefit of the Community: yes

Are there any days or evenings you are unavailable to meet?: no

Karen Wilson
Signature of Applicant

12/28/22
Date

Please return completed form and any additional information to:
City of Orting - Attn: City Clerk, 104 Bridge Street South, PO Box 489, Orting, WA 98360
For more information, please call (360)893-2219



**City of Orting
Council Agenda Summary Sheet**

	Agenda Bill #	Recommending Committee	Study Session Dates	Regular Meeting Dates
Subject: Reappointment of Judge Curry	AB23-03			
				1.11.2023
	Department:	Admin/Court		
	Date Submitted:	12.22.2022		
Cost of Item:	\$26,520.00 (2023)			
Amount Budgeted:	\$25,570.00			
Unexpended Balance:	\$ 0			
Bars #:	001-512-50-10-02			
Timeline:	2023-2026			
Submitted By:	Gretchen Russo			
Fiscal Note: N/A				
Attachments: Contract, Ordinance No. 2023-1101				
SUMMARY STATEMENT:				
<p>With the passage of this Ordinance, the City Council would confirm the appointment of the Honorable John F. Curry to the position of Orting Municipal Court Judge for the term of January 1, 2023 to December 31, 2026 and set the annual compensation amounts. The Honorable John F. Curry has served as the Orting Municipal Court Judge since December 2010. The Mayor has determined that he is duly qualified to continue to serve as the Orting Municipal Court Judge, and recommends his appointment to that position.</p> <p>Annual Compensation Amounts: 2023 – \$26,520 2024 - \$27,360 2025 - \$28,200 2026 – \$29,100</p>				
RECOMMENDED MOTION: <u>Motion:</u>				
<p>To approve Ordinance No. 2023-1101, confirming the Mayoral Appointment of John F. Curry to the position of Orting Municipal Court Judge for a four-year term to commence on January 1, 2023 and setting the annual compensation amounts.</p>				

CITY OF ORTING
WASHINGTON
ORDINANCE NO. 2023-1101

**AN ORDINANCE OF THE CITY OF ORTING,
WASHINGTON, SETTING COMPENSATION FOR
MUNICIPAL COURT JUDGE PURSUANT TO RCW
3.50.080; PERTAINING TO MUNICIPAL COURT JUDGE;
PROVIDING FOR SEVERABILITY; AND SETTING AN
EFFECTIVE DATE**

WHEREAS, the City of Orting is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington; and

WHEREAS, pursuant to Chapter 3.50 RCW, the City of Orting established the Orting Municipal Court in 1973; and

WHEREAS, the City maintains regulations for the Orting Municipal Court at Title 1, Chapter 10 of the Orting Municipal Code (“OMC”); and

WHEREAS, pursuant to RCW 3.50.080, the compensation of municipal court judges shall be fixed by ordinance; and

WHEREAS, the City Council has considered this Ordinance and has determined that continuing to utilize the services of a municipal court judge and establish salary for that position are in the best interest of the citizens of the City; and

NOW, THEREFORE, the City Council of the City of Orting, Washington, do ordain as follows:

Section 1. Setting Compensation for Municipal Court Judge.

Beginning January 1, 2023, Orting Municipal Court Judge will receive annual compensation in the amount of \$26,520. Beginning January 1, 2024, Orting Municipal Court Judge will receive annual compensation in the amount of \$27,360. Beginning January 1, 2025, Orting Municipal Court Judge will receive annual compensation in the amount of \$28,200. Beginning January 1, 2026, Orting Municipal Court Judge will receive annual compensation in the amount of \$29,100.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Corrections. The City Council authorizes the City Clerk to correct any non-substantive errors herein.

Section 4. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON THE 11th DAY OF JANUARY, 2023.

CITY OF ORTING

Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Kimberly Agfalvi, City Clerk

Approved as to form:

Charlotte A. Archer
Inslee Best Doezie & Ryder, P.S.
City Attorney

Filed with the City Clerk:
Passed by the City Council:
Date of Publication:
Effective Date:

CONTRACT FOR SERVICES MUNICIPAL COURT JUDGE

This Agreement is entered into by and between the City of Orting, Washington, a non-charter optional municipal code city hereinafter referred to as “the City,” and John F. Curry, hereinafter referred to as “Municipal Court Judge.”

WHEREAS, the City Council of the City of Orting, has pursuant to OMC 1-10-1 established a Municipal Court organized pursuant to Ch. 3.50 RCW; and

WHEREAS, pursuant to the provisions of Chapter 1-10 OMC and Ch. 3.50 RCW, the Mayor has previously appointed John F. Curry as the Municipal Court Judge for the term ending on December 31, 2022; and

WHEREAS, the Mayor has, subject to confirmation by the City Council, re-appointed John F. Curry as the Municipal Court Judge for the term commencing January 1, 2023 and ending on December 31, 2026; and

WHEREAS, in accordance with the appointment, and subject to confirmation by the City Council, it is appropriate for the City to enter into an Agreement with the Municipal Court Judge to provide for the services of the position and to identify compensation to be paid to the Municipal Court Judge for such services;

IN CONSIDERATION OF the mutual benefits and conditions hereinafter contained, the parties hereto agree as follows:

1. **Scope and Schedule of Services to be performed by Municipal Court Judge.** The Municipal Court Judge shall perform those services described on Exhibit A attached hereto and incorporated herein by this reference as if fully set forth. In performing such services, the Municipal Court Judge shall at all times comply with all Federal, State, and local statutes, rules and ordinances applicable to the performance of such services and the handling of any funds used in connection therewith.
2. **Powers Vested.** The City has established the Municipal Court of the City of Orting pursuant to the authority of Chapter 3 .50 of the Revised Code of Washington. Such Court in part of an independent branch of government, and the Court and the Municipal Court Judge have jurisdiction and shall exercise all powers declared by said Chapter to be vested in municipal courts, together with such other powers and jurisdiction as are generally conferred upon such courts in the State of Washington, either by common law or by express statute or ordinance.
3. **Compensation and Method of Payment.** The City shall pay the Municipal Court Judge for services rendered according to the rate and method set forth on Exhibit B attached hereto and incorporated herein by this reference.
4. **Duration of Agreement.** This Agreement shall be in full force and effect for a period commencing **January 1, 2023**, and ending **December 31, 2026**, unless sooner terminated under the provisions hereinafter specified.
5. **Independent Municipal Court Judge.** Municipal Court Judge and City agree that Municipal Court Judge is an independent contractor with respect to the services provided pursuant to this Agreement. Nothing in this Agreement shall be considered to create the relationship of employer and employee between the parties hereto. Neither Municipal Court Judge nor any employee of Municipal Court Judge shall be entitled to any benefits accorded City employees by virtue of the services provided under this Agreement. The City shall not be responsible for withholding or otherwise deducting

federal income tax or social security or contributing to the State Industrial Insurance Program, or otherwise assuming the duties of an employer with respect to the Municipal Court Judge, or any employee of the Municipal Court Judge.

6. **Court Facilities**. The City shall provide a suitable place for holding court and shall pay for all of the expense of maintaining it. The City will furnish supplies and equipment sufficient for the operation the Court.
7. **Qualification**. The Judge declares that he is, and shall at all times during the term of this Agreement be, qualified to serve as a Municipal Court Judge in that he/she is a citizen of the United States and of the State of Washington, and an attorney admitted to practice law before the courts of record of the State of Washington.
8. **Licensing**. The Judge agrees to comply with all applicable state or municipal standards for the licensing, certification, operation of facilities and accreditation, if any, necessary for service as Orting Municipal Court Judge.
9. **Indemnification**. The Judge agrees to indemnify, defend and hold the City harmless for any and all claims, losses, actions, or liabilities to or by any persons or entities including their respective agents (including attorney fees) for any acts of the Judge that are outside the scope of his official duties. The Judge shall carry and provide proof of professional liability insurance annually to the Mayor (or designee).
10. **Insurance**. The Municipal Court Judge shall procure and maintain for the duration of the Agreement against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder by the Municipal Court Judge, as follows:
 - A. **Minimum Scope of Insurance**. Municipal Court Judge shall obtain insurance of the types and with the limits described below:
 1. Professional Liability insurance appropriate to the Consultant's profession.
 - B. **Minimum Amounts of Insurance**. Municipal Court Judge shall maintain the following insurance limits:
 1. Professional Liability insurance shall be written with limits no less than \$1,000,000 per claim and \$1,000,000 policy aggregate limit.
 - C. **Other Insurance Provision**. Any insurance, self-insurance, or insurance pool coverage maintained by the City shall be excess of the Municipal Court Judge's insurance and shall not contribute with it.
 - D. **Acceptability of Insurers**. Insurance is to be placed with insurers with a current A.M. Best rating of not less than A: VII.
 - E. **Verification of Coverage**. Municipal Court Judge shall furnish the City with original certificates evidencing the insurance requirements of the Municipal Court Judge before commencement of the work.
 - F. **Notice of Cancellation**. The Municipal Court Judge shall provide the City and all Additional Insureds for this work with written notice of any policy cancellation, within two business days of their receipt of such notice.

G. **Failure to Maintain Insurance.** Failure on the part of the Municipal Court Judge to maintain the insurance as required shall constitute a material breach of contract, upon which the City may, after giving five business days' notice to the Municipal Court Judge to correct the breach, immediately terminate the contract or, at its discretion, procure or renew such insurance and pay any and all premiums in connection therewith, with any sums so expended to be repaid to the City on demand, or at the sole discretion of the City, offset against funds due the Municipal Court Judge from the City.

11. Record Keeping and Reporting.

A. The Municipal Court Judge shall maintain accounts and records, including personnel, property, financial and programmatic records which sufficiently and properly reflect all direct and indirect costs of any nature expended and services performed in the performance of this Agreement and other such records as may be deemed necessary by the City to ensure the performance of this Agreement.

B. These records shall be maintained for a period of seven (7) years after termination hereof unless permission to destroy them is granted by the office of the archivist in accordance with RCW Chapter 40.14 and by the City.

12. Audits and Inspections. The records and documents with respect to all matters covered by this Agreement shall be subject at all times to inspection, review or audit by law during the performance of this Agreement.

13. Termination. Pursuant to RCW 3.50.095, the Municipal Court Judge shall be removed only upon conviction of misconduct or malfeasance in office, or because of physical or mental disability rendering the judge incapable of performing the duties of the office. Pursuant to Article IV, § 31 of the Washington State Constitution, the City is prohibited from removing the Municipal Court Judge from office, except by action of the Commission on Judicial Conduct and the Supreme Court. The City reserves the right to notify the Commission on Judicial Conduct if it believes that the Municipal Court Judge is disqualified to serve as a judge for any reason set forth in RCW 3.50.095. In the event the Municipal Court Judge is removed by action of the Commission on Judicial Conduct and the Supreme Court, this Agreement shall immediately terminate upon said removal.

14. Discrimination Prohibited. The Municipal Court Judge, with regard to the work performed by it under this Agreement, will not discriminate on the grounds of race, religion, creed, color, national origin, age, veteran status, sex, sexual orientation, gender identity, marital status, political affiliation or the presence of any disability.

15. Assignment and Subcontract. The Municipal Court Judge shall not assign or subcontract any portion of the services contemplated by this Agreement without the written consent of the City, except as otherwise provided herein.

16. Entire Agreement; Modification. This Agreement, together with attachments or addenda, represents the entire and integrated Agreement between the City and the Municipal Court Judge and supersedes all prior negotiations, representations, or agreements written or oral. No amendment or modification of this Agreement shall be of any force or effect unless it is in writing and signed by the parties.

17. Severability and Survival. If any term, condition or provision of this Agreement is declared void or unenforceable or limited in its application or effect, such event shall not affect any other provisions hereof and all other provisions shall remain fully enforceable. The provisions of this Agreement, which by their sense and context are reasonably intended to survive the completion, expiration or cancellation of this Agreement, shall survive termination of this Agreement.

18. **Administration and Notices.** This Agreement shall be administered by the City Administrator on behalf of the City.

Notices to the City of Orting shall be sent to the following address:

City Clerk, City of Orting
104 Bridge Street South - PO Box 489
Orting, WA 98360

Notices to the Municipal Court Judge shall be sent to the address provided by the Municipal Court Judge upon the signature line below.

19. **Applicable Law; Venue; Attorney's Fees.** This Agreement shall be governed by and construed in accordance with the laws of the State of Washington. In the event any suit, arbitration, or other proceeding is instituted to enforce any term of this Agreement, the parties specifically understand and agree that venue shall be properly laid in Pierce County, Washington. The prevailing party in any such action shall be entitled to its attorney's fees and costs of suit.

20. **Opportunity for Independent Review.** Municipal Court Judge represents that he has been advised that he should have this Agreement reviewed by an attorney of his choosing, fully understands the significance and consequences of each term herein, and is voluntarily executing this Agreement.

DATED this _____ day of _____, 2022.

CITY OF ORTING

MUNICIPAL COURT JUDGE

Joshua Penner, Mayor

By: _____

ATTEST/AUTHENTICATED:

Printed Name and Title:

City Clerk, Kim Agfalvi

Address: _____

Phone: _____

APPROVED AS TO FORM:

Email: _____

Charlotte Archer
Office of the City Attorney

EXHIBIT A
SCOPE OF MUNICIPAL COURT JUDGE SERVICES

A. Services, Generally.

The Municipal Court Judge agrees to serve as the Municipal Court Judge for the City of Orting with all the powers, duties, privileges and obligations which said office confers under State law and the laws of the City of Orting, and in accordance with this Agreement.

The services to be provided will include regularly scheduled court sessions and any administrative work and out-of-court work done by the Municipal Court Judge, and all time expended for judicial education. In addition to regularly scheduled sessions of the Orting Municipal Court, the Judge shall conduct arraignments, probable cause hearings, jury trials, or other court hearings as may be necessary and shall otherwise be available, as needed to provide the Municipal Court services in accordance with Chapter 1-10 OMC and state statute. The Municipal Court Judge shall supervise the daily operation of the Municipal Court; supervise all City employees assigned to perform court functions; supervise the Court's accounts; and prepare the Municipal Court's annual budget requests.

B. Judges Pro Tem.

In the event that the Municipal Court Judge is unable to serve due to disability, illness and/or absence other than the vacation and judicial education absences, it shall be his responsibility to so notify the City and to make arrangements for the presence of a Judge pro tem. All Judges pro tem shall be qualified to hold the position of Judge of the Municipal Court, as provided herein.

Judges pro tem shall be paid by the City at a rate of \$60 per hour.

**EXHIBIT B
COMPENSATION OF MUNICIPAL COURT JUDGE**

A. Compensation.

The City shall compensate the Municipal Court Judge for the services rendered pursuant to this Agreement as follows:

Calendar Year	Compensation
2023	\$2210 per month
2024	\$2280 per month
2025	\$2350 per month
2026	\$2425 per month

B. Additional Compensation.

As required by state law, the City agrees to pay a share of the Municipal Court Judge's membership in the District and Municipal Court Judges' Association. The City will not pay for any benefits not specifically stated in this agreement.

County of Pierce

} ss.

OATH OF OFFICE

I, John Curry, residing in King County, Washington, do solemnly swear I am a Citizen of the United States and of the State of Washington; that I will support the Constitution and the Laws of the United States and the Constitution and the Laws of the State of Washington, and will to the best of ability, faithfully, and impartially, perform the duties of Municipal Court Judge, in the City of Orting, in and for Pierce County, Washington, as such duties are prescribed by law, so help me God.

**_____
John Curry, Municipal Court Judge**

Subscribed and sworn to before me this 11th day of January, 2023.

**_____
Joshua Penner, Mayor**

**_____
Kimberly Agfalvi, City Clerk**