



## **ABERDEEN CITY COUNCIL**

**November 30, 2016**

### **COUNCIL MEETING AGENDA**

**7:15 PM – 3<sup>rd</sup> Floor, City Hall**

### **COMMITTEE OF THE WHOLE**

- A. Guest Speakers
- B. Additions to Agenda
- C. Department Heads
- D. Mayor's Report
- E. Non-Standing Committee Reports

### **COUNCIL MEETING**

#### **I. ROLL CALL**

#### **II. FLAG SALUTE FOLLOWED BY MOMENT OF SILENCE FOR BOB BABINEAU**

#### **III. APPROVAL OF MINUTES**

#### **IV. ADDITIONS / DELETIONS**

#### **V. PUBLIC COMMENT Re: Agenda Items (Please limit your comments to 3 minutes)**

#### **VI. FINANCE COMMITTEE**

- A. Committee Chair Report
- B. Approval of expenditures
  - 1. Recommend approval of expenditures and payroll.
- C. Public Hearings
  - 1. This is the date set for the second and final public hearing on the 2017 budget.
- D. Ordinances
  - 1. Second reading of Bill No. 16-13 adopting the 2017 Annual Budget for the City of Aberdeen, Grays Harbor County, Washington.
  - 2. First reading of Bill No. 16-15 adopting the 2016 Supplemental Budget.

#### **VII. PUBLIC WORKS**

- A. Committee Chair Report
- B. Reports & Communication
  - 1. Authorization to accept Chehalis River Basin Flood Authority (Flood Authority) funds for the Fry Creek Restoration project.
  - 2. Authorization to include floodplain regulations exceeding National Flood Insurance Program (NFIP) minimum requirements in the City's new Flood Hazard Protection ordinance.

3. Request to Surplus Vehicle #21 - 1991 Kenworth 10 Yard Dump Truck.
4. Authorization to accept the lowest bid for the demolition of the property located at 107 S. F Street (Crystal Steam Bath).

**C. Ordinances**

1. First reading of Bill No. 16-16 relating to solid waste collection fees.

**VIII. PUBLIC SAFETY**

- A. Committee Chair Report
- B. Reports & Communications

**IX. SPECIAL AGENDA ITEMS**

- A. Reports & Communication
- B. Proclamation
- C. Resolutions
- D. Appointments

**X. CITY COUNCIL COMMENT PERIOD**

**XI. PUBLIC COMMENT PERIOD** (Please limit your comments to 3 minutes)

**XII. EXECUTIVE SESSION**

The City of Aberdeen does not discriminate against or exclude anyone from participation in public meetings. Requests for assistance should be made by contacting the Finance Department at 360-537-3236, 48 hours in advance of the meeting. Thank you.

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE ADOPTING THE 2017 ANNUAL BUDGET FOR THE CITY OF ABERDEEN, GRAYS HARBOR COUNTY, STATE OF WASHINGTON.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. BUDGET ADOPTED.** The preliminary budget, incorporated herein by reference, is hereby adopted as the budget of the City of Aberdeen for the year 2017 with the following appropriations:

<u>Fund #</u>	<u>General Fund</u>	<u>Budget Amount</u>
001	General Fund	\$ 18,648,700
	<b>Total General Fund</b>	<b>\$ 18,648,700</b>
	<b>Special Revenue Funds</b>	
101	Library	\$ 95,100
102	Parks	1,034,550
103	Street	1,991,410
105	Arterial Street	1,116,500
106	Paths & Trails	14,500
107	Morrison Riverfront Park	53,100
120	Emergency Medical Services	4,206,440
121	Animal control	137,950
122	Parking Enforcement	86,750
123	Canine Fund	26,000
125	Museum	25,500
128	Community Center	160,300
132	Recreational Sports Pograms	300,000
145	Drug Task Force	132,100
	<b>Total Special Revenue Funds</b>	<b>\$ 9,380,200</b>

Bill No. 16-13

	<b>Debt Service Funds</b>	
206	2000 Fire Truck Bond Redemption	82,210
	<b>Total Debt Service Funds</b>	<b>\$ 82,210</b>
	<b>Capital Project Funds</b>	
301	Community Devel. Block Grant	\$ 3,162,200
302	Urban Devel. Action Grant	294,630
303	Hotel/Motel	150,500
305	Dept. of Justice Grants	115,270
318	Abatement	304,300
320	Public Buildings	671,000
350	Utility Construction	100,000
399	Capital Improvements	285,000
	<b>Total Capital Project Funds</b>	<b>\$ 5,082,900</b>
	<b>Enterprise Funds</b>	
401	Garbage Utility	\$ 131,380
403	Sewer Utility	4,498,300
404	Water Utility	3,860,200
405	Storm Water Utility	524,770
407	Industrial Water System	1,285,000
413	Sewer Cumulative Reserve	268,000
	<b>Total Enterprise Funds</b>	<b>\$ 10,567,650</b>
	<b>Internal Service Funds</b>	
501	Equipment Rental	\$ 367,890
502	Equipment Rental Reserve	1,325,000
	<b>Total Internal Service Funds</b>	<b>\$ 1,979,500</b>

Bill No. 16-13

<b>Fiduciary Funds</b>		
611	Fire Pension	\$ 455,000
612	Police Pension	583,350
629	Brownfield Development Fund	49,550
630	Transportation Benefit Imprv. District	1,304,000
<b>Total Fiduciary Funds</b>		<b>\$ 2,391,900</b>
<b>Grand Total All Funds</b>		<b>\$ 45,741,160</b>

**SECTION 2. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**SECTION 3. EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage, signing, and publication.

PASSED and APPROVED this 14<sup>th</sup> day of December, 2016.

\_\_\_\_\_  
Erik Larson, Mayor

ATTESTED:

\_\_\_\_\_  
Mike Folkers, Finance Director

**ORDINANCE NO.**

**AN ORDINANCE ADOPTING THE 2017 ANNUAL BUDGET FOR THE CITY OF ABERDEEN, GRAYS HARBOR COUNTY, STATE OF WASHINGTON.**

The following is a summary of the above ordinance for the purposes of publication. The full text of the ordinance will be mailed upon request.

- Section 1.** Adopts the 2017 preliminary budget by reference as the final budget for 2017 and sets appropriation levels by fund.
- Section 2.** Publication by summary authorized.
- Section 3.** Effective date (immediately upon its passage, signing, and publication).

PASSED and APPROVED this 14<sup>th</sup> day of December , 2016.

/s/Erik Larson, Mayor

/s/Mike Folkers, Finance Director (Attest)

**ORDINANCE NO.**

**AN ORDINANCE ADOPTING A SUPPLEMENTAL BUDGET TO CHANGE 2016 APPROPRIATIONS AND EXPENDITURES AS SPECIFIED HEREIN.**

**NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. SUPPLEMENTAL BUDGET ADOPTED.** The budget for the year 2016 is hereby supplemented by authorization of the following revenues and expenditures:

	<b><u>Supplemental Request</u></b>
<b><u>Fund 001 General Government Fund</u></b>	
<b><u>Uses of Funds (by Department)</u></b>	
<b>General Government</b>	\$ 28,000
<b>Police</b>	\$ 45,000
<b>Use of Funds</b>	<b>\$ 73,000</b>
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<b>Source of Funds</b>	<b>\$ 109,000</b>
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<b><u>FUND 105 Arterial Street</u></b>	
<b>Uses of Funds</b>	<b>\$ 165,000</b>
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<b>Source of Funds</b>	<b>\$ 165,000</b>
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<b><u>FUND 112 Insurance Reserve</u></b>	
<b>Uses of Funds</b>	<b>\$ 2,252</b>
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<b>Source of Funds</b>	<b>\$ 2,252</b>
<hr/>	
<b><u>FUND 320 Public Buildings</u></b>	
<b>Uses of Funds</b>	<b>\$ 30,000</b>
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<b>Source of Funds</b>	<b>\$ 14,000</b>

	<b><u>Supplemental Request</u></b>
<b><u>FUND 399 Capital Improvements</u></b>	
<b>Uses of Funds</b>	\$ 500,000
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<b>Source of Funds</b>	\$ 500,000
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<b><u>FUND 401 Garbage Utility</u></b>	
<b>Uses of Funds</b>	\$ 15,000
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<b>Source of Funds</b>	\$ 15,000
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<b><u>FUND 414 Water Reserves</u></b>	
<b>Uses of Funds</b>	\$ 300,000
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<b>Source of Funds</b>	\$ 300,000
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<b><u>FUND 502 Equipment Rental Reserve</u></b>	
<b>Uses of Funds</b>	\$ 30,000
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<b>Source of Funds</b>	\$ 30,000
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<b><u>FUND 629 Brownfield Development</u></b>	
<b>Uses of Funds</b>	\$ 115,000
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<b>Source of Funds</b>	\$ 85,000

**SECTION 2. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**SECTION 3. EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage, signing, and publication.

**PASSED and APPROVED** this 28<sup>th</sup> day of December, 2016

\_\_\_\_\_  
Erik Larson, Mayor

ATTEST:

\_\_\_\_\_  
Mike Folkers, Finance Director

**ORDINANCE NO.**

**AN ORDINANCE ADOPTING A SUPPLEMENTAL BUDGET TO  
CHANGE 2016 APPROPRIATIONS AND EXPENDITURES.**

The following is a summary of the above ordinance for the purposes of publication. The full text of the ordinance will be mailed upon request.

**Section 1.** Amends 2016 Budget with additional appropriations and expenditures.

**Section 2.** Publication by Summary authorized.

**Section 3.** Effective date upon passing.

**PASSED and APPROVED:** December 28<sup>th</sup>, 2016

/s/ Erik Larson, Mayor

/s/ Mike Folkers, Finance Director (Attest)

CITY OF ABERDEEN SUPPLEMENTAL BUDGET 2016-01

Bill No. 16-15

		Original Budget	Suppl. Budget	Adj. Budget	
<u>Account</u>		<u>Amount</u>	<u>Amount</u>	<u>Amount</u>	
<b>Fund 001</b>					
<b>Expenditures</b>					
<b>General Government</b>					
Estimated Ending Cash	001.05.508.100.00.00	\$ 4,598,779	\$ -	\$ 4,598,779	Net change in budgeted ending cash to balance General Fund entries
Transfer to Arterial Street	001.05.597.050.00.00	\$ -	\$ 28,000	\$ 28,000	Pioneer Blvd Repairs
<b>Department 05 Total</b>			<u>\$ 28,000</u>		
<b>Police</b>					
Vehicle Repairs or Maint	001.45.521.200.40.83	\$ 42,000	\$ 45,000	\$ 87,000	Increase for Dodge Charger repairs
<b>Dept. 19 Total</b>					
<b>General Fund Total Expend. Change</b>			<u>\$ 73,000</u>		
<b>Revenues</b>					
Business & Occupation Tax	001.00.316.100.00.00	\$ 2,430,000	\$ 109,000	\$ 2,539,000	Additional revenue received for prior years missing returns
<b>General Fund Total Revenue Change</b>			<u>\$ 109,000</u>		
<b>FUND 105 Arterial Streets</b>					
<b>Expenditures</b>					
Pioneer Blvd Repairs	105.00.595.302.60.30	\$ -	\$ 165,000	\$ 165,000	Slide repairs
			<u>\$ 165,000</u>		
<b>Revenues</b>					
Transfer Current Expense	105.00.397.100.00.00	\$ -	\$ 28,000	\$ 28,000	To cover balance of slide repairs
Transfer Capital Improvements	105.00.397.990.00.00	\$ -	\$ 55,000	\$ 55,000	Pioneer blvd repairs
Transfer Sewer Reserve	105.00.397.320.00.00	\$ -	\$ 82,000	\$ 82,000	New sewer line under Pioneer Blvd
			<u>\$ 165,000</u>		
<b>FUND 112 Insurance Reserve</b>					
<b>Expenditures</b>					
Damage Claims & Judgements	112.00.518.780.40.99	\$ -	\$ 2,252	\$ 2,252	Retrospective Rating Group Payment
Estimated Ending Cash	112.00.508.100.00.00	\$ 1,201,000	\$ (2,252)	\$ 1,198,748	Net change in budgeted ending cash to balance reserve entries
			<u>\$ -</u>		
<b>FUND 320 Public Buildings</b>					
<b>Expenditures</b>					
Improvements (Sam Benn Park)	320.89.594.760.60.30	\$ 60,000	\$ 30,000	\$ 90,000	Sam Benn Park Project
<b>Revenues</b>					
RCO Grant - Sam Benn Park	320.89.334.020.30.00	\$ -	\$ 12,000	\$ 12,000	Grant funds for the Gateway Project
Donations	320.89.367.100.00.00	\$ -	\$ 2,000	\$ 2,000	Donations for Sam Benn Park
			<u>\$ 14,000</u>		

CITY OF ABERDEEN SUPPLEMENTAL BUDGET 2016-01

Bill No. 16-15

<u>Account</u>	<u>Original Budget Amount</u>	<u>Suppl. Budget Amount</u>	<u>Adj. Budget Amount</u>	
<b>FUND 399 Grants</b>				
<b>Expenditures</b>				
Capital Outlay 399.93.594.000.60.10	\$ -	\$ 500,000	\$ 500,000	Land & Building purchases for the Gateway Project
<b>Revenues</b>				
Grant Income 399.00.369.900.00.00	\$ -	\$ 500,000	\$ 500,000	Grant funds for the Gateway Project
<b>FUND 401 Garbage Utility</b>				
<b>Expenditures</b>				
Waste Disposal 401.00.537.000.40.72	\$ -	\$ 15,000	\$ 15,000	New garbage contract expenses
Estimated Ending Cash 401.00.508.100.00.00	\$ 179,785	\$ (15,000)	\$ 164,785	New garbage contract expenses
		\$ -		
<b>FUND 414 Water Reserves</b>				
<b>Expenditures</b>				
Transfers 414.00.597.100.50.50	\$ 150,000	\$ 300,000	\$ 450,000	Water meter project
Estimated Ending Cash 414.00.508.100.00.00	\$ 1,295,000	\$ (300,000)	\$ 995,000	Water meter project
		\$ -		
<b>FUND 502 Equipment Rental - Reserves</b>				
<b>Expenditures</b>				
Police Vehicles 502.45.594.485.60.40	\$ -	\$ 170,000	\$ 170,000	New Police Vehicles
Other Equipment 502.80.594.468.60.40	\$ -	\$ 36,000	\$ 36,000	Replacement Tractor
Estimated Ending Cash 502.00.508.100.00.00	\$ 1,234,000	\$ (176,000)	\$ 1,058,000	Net change in budgeted ending cash to balance reserve entries
		\$ 30,000		
<b>Revenues</b>				
Insurance Recoveries 502.00.372.000.00.00	\$ -	\$ 30,000	\$ 30,000	Insurance Recovery for tractor loss
<b>FUND 629 Brownfield Development</b>				
<b>Expenditures</b>				
Professional Services 629.00.553.500.40.10	\$ -	\$ 100,000	\$ 100,000	Brownfield projects for 2014
Estimated Ending Cash 629.00.508.100.00.00	\$ 60,000	\$ 15,000	\$ 75,000	To record estimated ending cash
		\$ 115,000		
<b>Revenues</b>				
Washington State DOE Grant 629.00.334.030.10.00	\$ -	\$ 85,000	\$ 85,000	To record current year estimated revenue
		\$ 85,000		

Note: Fund 629 was not originally budgeted as the activity levels were not known at the time of original budget prep.

**LEGISLATIVE DEPARTMENT  
CITY OF ABERDEEN**

MAYOR: Erik Larson

THE MEMBERS OF  
YOUR COMMITTEE ON: Public Works and the Public Works Director

TO WHOM IT WAS REFERRED: Authorization to accept Chehalis River Basin Flood Authority (Flood Authority) funds for the Fry Creek Restoration project.

REPORTS AS FOLLOWS: Public Works learned of a funding opportunity at a Chehalis River Basin Flood Authority meeting on October 20, 2016 then requested and was subsequently awarded \$350,000 to be added to the existing \$150,000 budget for design of the Fry Creek Restoration and Flood Reduction project. The \$150,000 previously awarded in April of 2016 was for a preliminary (30%) design. With the additional \$350,000, the project can now proceed to a final (100%) design. The grant funds are available now and require no matching funds from the City. A Request for Qualifications (RFQ) has been advertised as part of a competitive selection process for engineering consultants for this project.

IT IS RECOMMENDED: That the City Council adopt the Committee’s finding that Public Works be authorized to accept the grant funds and continue the competitive selection process for engineering consultants.

\_\_\_\_\_  
Rick Sangder  
Public Works Director

Reported \_\_\_\_\_, 2016

Adopted \_\_\_\_\_, 2016

\_\_\_\_\_  
Kathi Hoder, Chair

\_\_\_\_\_  
Tawni Andrews, Vice-Chair

\_\_\_\_\_  
Alan Richrod, Member

\_\_\_\_\_  
Dee Anne Shaw, Member

# LEGISLATIVE DEPARTMENT CITY OF ABERDEEN

MAYOR: Erik Larson

THE MEMBERS OF  
YOUR COMMITTEE ON: Public Works and the Public Works Director

TO WHOM IT WAS REFERRED: Authorization to include floodplain regulations exceeding National Flood Insurance Program (NFIP) minimum requirements in the City's new Flood Hazard Protection ordinance.

REPORTS AS FOLLOWS: The City is in the process of replacing Chapter 15.52 AMC "Flood Damage Prevention" with new Chapter 15.55 AMC "Flood Hazard Protection" to meet minimum NFIP requirements and adopt new Flood Insurance Rate Maps (FIRMs) as required by the Federal Emergency Management Agency (FEMA). In the new ordinance, Public Works recommends including floodplain regulations exceeding NFIP minimum requirements so that the City may improve its Community Rating System (CRS) classification and reduce flood insurance costs in areas of the City designated as Special Flood Hazard Area (SFHA). Specifically, Public Works recommends that each of the following higher standards be considered and included where applicable:

1. Flood of record: Adopt historical flood of record data where the flood of record is higher than the BFE shown on the FIRM.
2. No available flood data: Where there is no available flood elevation, the permit applicant or the City shall calculate a Base Flood Elevation (BFE) before a permit is issued for a new building or substantial improvement. The new BFE becomes best available data and the building would have the same flood insurance rating benefit as "A w/BFE".
3. Filling restrictions: Prohibit filling anywhere in the floodplain unless compensatory storage is provided. This does not need to apply to areas subject to coastal flooding.
4. Freeboard: Require buildings and substantial improvements to be built above the BFE by two feet for residential and nonresidential structures to reduce flood insurance rates.
5. Critical facilities: Prohibit new critical facilities from the 500-year floodplain or require them to include protection from damage and loss of access during a 500-year flood. Examples of critical facilities include schools, hospitals, nursing homes, water treatment plants, hazardous materials sites, fire stations, key bridges, etc.

6. Non-conversion agreements: Require an applicant for a permit to elevate or improve a building on walls to sign an agreement that the area below the flood protection elevation will not be converted to an incompatible use or constructed with materials subject to water damage.
7. Substantial improvement tracking: Track improvements and repairs to existing buildings for at least five years to determine if a substantial improvement is being made.
8. No adverse impact: Prohibit new development from diverting flood waters or increasing flood heights onto another property unless the affected property owners agrees to it through a purchased flowage easement or similar type of arrangement.
9. Subdivision set asides: Require new subdivisions and other large developments to set aside all or part of their flood-prone area as open space.

IT IS RECOMMENDED: That the City Council adopt the Committee’s finding that Public Works be authorized to include floodplain regulations exceeding NFIP minimum requirements in the City’s new Flood Hazard Protection ordinance so that the City may improve its Community Rating System (CRS) classification and reduce flood insurance costs in areas of the City designated as Special Flood Hazard Area (SFHA).

\_\_\_\_\_  
Rick Sangder  
Public Works Director

\_\_\_\_\_  
Kathi Hoder, Chair

Reported \_\_\_\_\_, 2016

\_\_\_\_\_  
Tawni Andrews, Vice-Chair

Adopted \_\_\_\_\_, 2016

\_\_\_\_\_  
Alan Richrod, Member

\_\_\_\_\_  
Dee Anne Shaw, Member

**LEGISLATIVE DEPARTMENT  
CITY OF ABERDEEN**

MAYOR: Erik Larson

THE MEMBERS OF  
YOUR COMMITTEE ON: Public Works and the Public Works Director

TO WHOM IT WAS REFERRED: Equipment Rental Fund – Surplus Vehicle #21.

REPORTS AS FOLLOWS: The Equipment Rental Fund requests that the following vehicle be declared surplus:

#021 – 1991 Kenworth 10 Yard Dump Truck, VIN/#INKBL59XXMJ568011.  
License Number 09464D  
Street Department vehicle with approximately 162700 miles and 6025  
Hours. The vehicle is currently out of service.

IT IS RECOMMENDED: That the City Council declare this vehicle as surplus and authorize Equipment Rental to send it to auction.

\_\_\_\_\_  
Rick Sangder  
Public Works Director

\_\_\_\_\_  
Kathi Hoder, Chair

Reported \_\_\_\_\_, 2016

\_\_\_\_\_  
Tawni Andrews, Vice-Chair

Adopted \_\_\_\_\_, 2016

\_\_\_\_\_  
Alan Richrod, Member

\_\_\_\_\_  
Dee Anne Shaw, Member

HONORABLE MAYOR: Erik Larson

THE MEMBERS OF  
YOUR COMMITTEE ON: Public Works

TO WHOM WAS REFERRED: Community Development Department

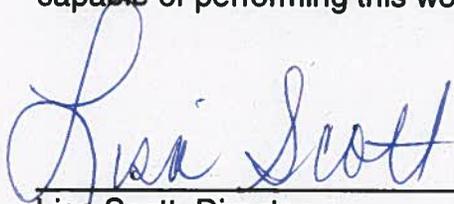
RE: Demolition Bids for 107 South "F" Street

**REPORT AND RECOMMEND AS FOLLOWS:**

Bids for the demolition of the Crystal Steambath Building located at 107 South "F" Street were requested under the MRSC Small Works Roster and were opened on November 16, 2016. The following bids were received, including sales tax:

- |   |              |
|---|--------------|
| 1. K D & S Environmental, LLC – Montesano | \$ 90,814.68 |
| 2. Gordy Bagnell-Olympia                  | \$ 97,223.85 |
| 3. Northwest Rock, Inc. – Aberdeen        | \$ 90,874.43 |
| 4. Quigg Brothers – Aberdeen              | \$266,143.50 |

It is recommended that K D & S Environmental of Montesano, the lowest, responsive bidder, be awarded the demolition contract. This firm is a licensed contractor pursuant to the laws of the State of Washington and is capable of performing this work.



\_\_\_\_\_  
Lisa Scott, Director  
Community Development

\_\_\_\_\_  
Committee Chair

\_\_\_\_\_  
Council member

Reported: November 29, 2016

\_\_\_\_\_  
Council member

Adopted: November 29, 2016

\_\_\_\_\_  
Council member



## CONTRACT

**THIS AGREEMENT** entered into this \_\_\_\_\_ day of November, 2016

**BETWEEN:** The *City of Aberdeen*, a municipal corporation, hereinafter referred to as the *City*;

**AND:** *K D & S Environmental Inc.*, hereinafter referred to as the *Contractor*.

The purpose of this contract is to remove a building located on the following described real property:

107 South "F" Street  
Parcel No. 010103600102  
The southerly 75 feet of Lots 1 & 2, Block 36,  
Benns Plat, City of Aberdeen Grays Harbor County, Washington

The *Contractor* agrees to secure the necessary *City* and State permits. The *Contractor* agrees to file a bond in the amount of Two Hundred Fifty Dollars (\$250.00); said bond shall provide for the completion of this contract on the conditions as specified below. The *Contractor* agrees to complete the contract subject to the following terms and conditions:

- (A) The *Contractor* shall commence the demolition of the building on the above described property on or after the 1<sup>st</sup> of December 2016. The *Contractor* shall complete the demolition and removal of all debris by December 31, 2016.
- (B) The demolition shall be completed in accordance with the provisions of the applicable *City* Ordinances.
- (C) The *Contractor* shall not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex or age. The *Contractor* shall insure that applicants are employed and that employees are treated during employment without regard to their race, creed, color, national origin, sex or age. The *Contractor* shall, in all solicitations for employees, or job orders for employees placed with any employment agency, union, or other firm or agency, state that all

qualified applicants will receive consideration for employment without regard to race, creed, color, national origin, sex or age. The **Contractor** shall include the provision of this section in every sub-contract or purchase order for good or services which are the subject matter of this contract. In the event of non-compliance by the **Contractor** with any of the non-discrimination provision of this contract, the contracting **City** shall have the right, at its option, to cancel the contract in whole or in part. If the contract is cancelled after part performance, the contacting **City** shall be obligated to pay the fair market value or the contract price, whichever is lower, for good and services which have been received and accepted.

(D) On forms provided by; the Industrial Statistician of State L & I, the **Contractor** shall submit to the Building Official the following for itself and for each firm covered under RCW 39.12 that provide work and materials for completion of the contract.

1. A copy of an approved "Statement of Intent to Pay Prevailing Wages", State L & I form number F700-029-000. The **City** will make no payment under the contract for the work performed until this statement has been approved by State L & I and a copy of the approved form has been submitted to the Building Official.
2. A copy of an approved "Affidavit of Prevailing Wages Paid", State L & I form number F700-007-000. This form must be received by the Building Official before the completion date can be established. The **City** will not release to the **Contractor** any funds until all of the "Affidavit of Prevailing Wages Paid" forms have been approved by State L & I and a copy of all the approved forms have been submitted to the Building Official.

The **Contractor** shall be responsible for requesting this form from State L & I and for paying for any approval fees required by State L & I.

(E) Traffic Control: The **Contractor** shall have a designated employee who shall be responsible for traffic control on the project if it becomes necessary. This individual shall see to it that all required traffic controls and devices are in place at all times,

specifically on weekends and holidays. The name and phone number of this employee shall be given to the Building Official prior to beginning work on the project.

- (F) The **Contractor** agrees that time is of the essence in this Contract and agrees to pay to the **City** the penalty of \$25 per day for each day the demolitions work, removal of debris and the filling of foundation hole to grade is not completed beyond the date set in this contract. It is further agreed that the **City** may deduct the amount of any such penalty so imposed from its final payment to the **Contractor**.
- (G) The **Contractor** agrees that all salvage materials from the structure may be stored on the site temporarily, but not beyond the date specified for the completion of all work. It is understood that all salvageable materials are property of the **Contractor**. Personal property shall also become the property of the **Contractor**, unless otherwise directed by the Building Official.
- (H) By the date set for the completion of the work, the **Contractor** agrees to have removed all debris left from the demolition. All debris from the demolition as well as any abandoned vehicles, appliances, miscellaneous junk and vegetation on the lot shall be disposed of at a certified waste site. Concrete steps, slab foundation, and bricks may be put in the foundation holed prior to fill or shall be disposed of at a certified waste site.
- (I) The **Contractor** agrees to fill any hole remaining from excavation with new gravel to the same level as existing grade or to a level approved by the City Engineer.
- (J) The **Contractor** agrees to remove or break up all concrete steps. If the concrete steps are broken up, the broken pieces may be placed in the foundation hole two feet (2') below prior to placement of new gravel fill.
- (K) The sanitary side sewer shall be dug out, capped at the property line by the **Contractor**, and inspected by the **City** prior to backfilling. Contact Sewer Department (360) 537-3284.
- (L) Hazardous Materials:
  - 1. If any hazardous materials are found on site (other than the final removal of asbestos per a separate contract), any cost associated with assessment and removal of hazardous materials will be paid under a separate contract by the **City**.

The *City* agrees that upon completion by the *Contractor* of the terms and conditions of this contract that it will pay to the *Contractor* the sum of **\$90,814.68**. It is agrees that said sum does include sales tax. Said sum is in consideration of the performance of this Contract by the *Contractor*. The *City* agrees to refund and release the \$500 bond following the acceptance of the demolition by the Building Official.

**IN WITNESS WHERE OF**, the parties have set their hands to this contract on the day and year first written above.

***CITY OF ABERDEEN***

***CONTRACTOR***

BY: \_\_\_\_\_  
ERIK LARSON, MAYOR  
200 EAST MARKET STREET  
ABERDEEN, WA 98520  
(360) 537-3227

BY: \_\_\_\_\_  
K D & S ENVIRONMENTAL  
P.O. BOX 312  
MONTESANO, WA 98563  
(360) 249-5540

ATTESTED TO:

BY: \_\_\_\_\_  
MIKE FOLKERS, FINANCE DIRECTOR

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE RELATING TO COLLECTION FEES OF SOLID WASTE AND RECYCLABLE MATERIALS, AMENDING SECTIONS 13.08.110(C), 13.08.110(D), AND 13.08.110(E) OF THE ABERDEEN MUNICIPAL CODE, BEING ORDINANCE 5999, IN PART, AS AMENDED BY ORDINANCE 6585.**

**WHEREAS**, the rates for solid waste collection and recycling must be adjusted to comply with the contract between the City of Aberdeen and Harold LeMay Enterprises, Inc. and said contracts provides that the rates may be increased at a rate not to exceed sixty (60) percent of consumer price index and any increases in the Grays Harbor County disposal costs; **NOW, THEREFORE,**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. CODE SECTION AMENDED.** Ordinance 5999, in part, as amended by Section 1 of Ordinance 6585, codified as Section 13.08.110(C) of the Aberdeen Municipal Code, is amended to read as follows:

13.08.110(C). Rates for curb side service. Rates include one (1) 95 gallon recycle cart serviced every other week. Containers must be placed at the curb (next to road or alley where a truck can drive while proceeding in normal route) on the scheduled service day. The monthly standard curb rates for cart(s) serviced weekly, every other week or monthly for approved property used and maintained solid waste and recycle containers, shall be as follows:

1. Residential Cart Service

65/30 gallon monthly:	<del>\$9.18</del>	\$9.33
65 gallon monthly:	<del>\$13.38</del>	\$13.61
65 gallon every other week:	<del>\$20.66</del>	\$21.05
65 gallon weekly:	<del>\$33.44</del>	\$34.11
Additional 65 gallon (each):	<del>\$8.56</del>	\$8.73
90 gallon monthly:	<del>\$15.11</del>	\$15.39
90 gallon every other week:	<del>\$29.41</del>	\$29.96
90 gallon weekly:	<del>\$46.17</del>	\$47.11
Additional 95 gallon (each):	<del>\$12.74</del>	\$12.98
Return Trip:	<del>\$14.18</del>	\$14.37
Extra Unit (can, bag, box) 30 gallon:	<del>\$4.40</del>	\$4.48

2. Commercial Cart Service

65 gallon every other week:	<del>\$20.66</del>	\$21.05
65 gallon weekly:	<del>\$33.44</del>	\$34.11
90 gallon every other week:	<del>\$29.41</del>	\$29.96
90 gallon weekly:	<del>\$46.17</del>	\$47.11
Return Trip:	<del>\$14.03</del>	\$14.11
Extra unit (can, bag, box) 30 gallon	<del>\$4.40</del>	\$4.48

**SECTION 2. CODE SECTION AMENDED.** Ordinance 5999, in part, as amended by Section 2 of Ordinance 6585, codified as Section 13.08.110(D) of the Aberdeen Municipal Code, is amended to read as follows:

13.08.110(D). Special service charges. The following special service charges are in addition to the monthly curb service rates. Charges for special services may be billed by and paid directly to the contractor and, if unpaid, shall be added to the utility bill under 13.08.110(A).

1. Physical hardship-roll out. The Director may authorize special collection services and rates, in addition to those set forth in this chapter, when special circumstances relating to the size, shape, topography, location or surroundings of the property being served or physical disabilities of the utility customer create an unnecessary hardship: PROVIDED that the additional costs charged do not exceed the actual cost of providing the special collection services. If the special collection services require the collector to roll the cart out to the curb, for each increment of fifty (50) feet the monthly curbside service rate shall be increased by ~~\$1.24~~ \$1.26 for carts serviced monthly, ~~\$2.48~~ \$2.51 for carts serviced every other week, and ~~\$4.97~~ \$5.04 for carts serviced weekly.
2. Special Item Removal. For each of the following types of items picked up on a one time basis the charge will be:
  - a. Small appliances, furniture, bulky items, etc.: ~~\$26.66~~ \$27.02 each
  - b. Large appliances, refrigerators, freezers, etc.: ~~\$61.97~~ \$62.79 each
3. Pre-paid plastic thirty (30) gallon bags furnished by the city: ~~\$4.40~~ \$4.48 each
4. Special collection calls. Collection calls requested by a customer for a regular packer truck requiring loading of loose material, including travel time, will be charged at an hourly rate of ~~\$64.73~~ \$65.59, plus disposal fee.

**SECTION 3. CODE SECTION AMENDED.** Section 13.08.110(E) of the Aberdeen Municipal Code is amended to read as follows:

13.08.110(E). Container Services. Rates for quantity garbage, commercial collection, customer owned compactors, or permanent and temporary drop box services shall be as follows, not including refuse collection tax:

1. Permanent Commercial Container Service

1 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$87.90</del>	\$89.69
Each additional pickup per week	<del>\$85.76</del>	\$87.53
Special or additional pick up each	<del>\$30.13</del>	\$30.67
1.5 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$134.86</del>	\$137.56
Each additional pickup per week	<del>\$126.92</del>	\$129.54
Special or additional pick up each	<del>\$44.12</del>	\$44.92
2 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$169.43</del>	\$172.93
Each additional pickup per week	<del>\$158.19</del>	\$161.54
Special or additional pick up each	<del>\$52.52</del>	\$53.51
3 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$250.11</del>	\$255.31
Each additional pickup per week	<del>\$230.00</del>	\$234.93
Special or additional pick up each	<del>\$78.13</del>	\$79.60
4 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$338.56</del>	\$345.56
Each additional pickup per week	<del>\$307.84</del>	\$314.43
Special or additional pick up each	<del>\$105.03</del>	\$107.00
6 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$480.91</del>	\$491.05
Each additional pickup per week	<del>\$437.07</del>	\$446.62
Special or additional pick up each	<del>\$146.62</del>	\$149.44
8 cubic yard box (tipping fee included):		
One pickup per week (basic)	<del>\$631.35</del>	\$644.73
Each additional pickup per week	<del>\$600.52</del>	\$613.50
Special or additional pick up each	<del>\$189.90</del>	\$193.58

## 2. Temporary Commercial Container Service

1 yard temporary service:			
	Delivery	<del>\$35.59</del>	\$36.06
	Rent per day	<del>\$0.50</del>	\$0.50
	Each pickup	<del>\$44.12</del>	\$44.85
1.5 yard temporary service:			
	Delivery	<del>\$35.59</del>	\$36.06
	Rent per day	<del>\$0.50</del>	\$0.50
	Each pickup	<del>\$44.12</del>	\$44.92
2 yard temporary service:			
	Delivery	<del>\$45.76</del>	\$46.37
	Rent per day	<del>\$0.62</del>	\$0.63
	Each pickup	<del>\$52.52</del>	\$53.51
3 yard temporary service:			
	Delivery	<del>\$45.76</del>	\$46.37
	Rent per day	<del>\$0.96</del>	\$0.97
	Each pickup	<del>\$78.13</del>	\$79.60
4 yard temporary service:			
	Delivery	<del>\$45.76</del>	\$46.37
	Rent per day	<del>\$1.12</del>	\$1.13
	Each pickup	<del>\$105.02</del>	\$106.99
6 yard temporary service:			
	Delivery	<del>\$45.76</del>	\$46.37
	Rent per day	<del>\$1.69</del>	\$1.71
	Each pickup	<del>\$146.62</del>	\$149.44
8 yard temporary service:			
	Delivery	<del>\$45.76</del>	\$46.37
	Rent per day	<del>\$1.96</del>	\$1.99
	Each pickup	<del>\$189.89</del>	\$193.57

## 3. Customer Owned Compactor Service

4 cubic yard customer-owned compactor (including tipping fee):			
	One pickup per month	<del>\$163.52</del>	\$167.42

Each additional pickup	<del>\$172.93</del>	\$176.96
6 cubic yard customer-owned compactor (including tipping fee):		
One pickup per month	<del>\$251.79</del>	\$257.73
Each additional pickup	<del>\$262.05</del>	\$268.13
Access fee weekly (monthly charge):	<del>\$8.80</del>	\$8.92
Access fee every other week (monthly charge):	<del>\$4.41</del>	\$4.46
Access fee 2x weekly (monthly charge):	<del>\$17.62</del>	\$17.85
Lock fee (each):	<del>\$5.08</del>	\$5.15
Cable fee (each):	<del>\$10.17</del>	\$10.30
Return trips, containers:	<del>\$27.76</del>	\$28.13
Additional yard:	<del>\$30.13</del>	\$44.85

#### 4. Drop Box Services

##### a. Permanent Drop Boxes

10/20 cubic yard drop box (not including tipping fee):		
First haul each month	<del>\$196.10</del>	\$198.71
Each additional haul	<del>\$131.67</del>	\$133.42

30 cubic yard drop box (not including tipping fee):		
First haul each month	<del>\$270.09</del>	\$273.68
Each additional haul	<del>\$167.60</del>	\$169.83

40 cubic yard drop box (not including tipping fee):		
First haul each month	<del>\$345.69</del>	\$350.29
Each additional haul	<del>\$235.53</del>	\$238.67

##### b. Temporary Drop Boxes

10/20 cubic yard drop box:		
Delivery	<del>\$50.84</del>	\$51.52
Rent per day	<del>\$5.33</del>	\$5.40
Each pickup	<del>\$134.70</del>	\$136.50

30 cubic yard drop box:		
Delivery	<del>\$50.84</del>	\$51.52
Rent per day	<del>\$6.46</del>	\$6.54
Each pickup	<del>\$177.77</del>	\$180.13

40 cubic yard drop box:		
Delivery	<del>\$50.84</del>	\$51.52
Rent per day	<del>\$7.30</del>	\$7.40
Each pickup	<del>\$247.73</del>	\$251.02

c. Customer-Owned Compactor Drop Boxes

20 cubic yard compactor drop boxes (not including tipping fee)		
Each scheduled pickup	<del>\$178.47</del>	\$180.85
Special pickup	<del>\$184.35</del>	\$186.80

30 cubic yard compactor drop boxes (not including tipping fee)		
Each scheduled pickup	<del>\$216.64</del>	\$219.52
Special pickup	<del>\$226.88</del>	\$229.90

40 cubic yard compactor drop boxes (not including tipping fee)		
Each scheduled pickup	<del>\$242.51</del>	\$245.73
Special pickup	<del>\$252.46</del>	\$253.68

Drop box lids per month	<del>\$13.47</del>	\$13.65
Disposal rate per ton	<del>\$95.20</del>	\$96.73

The tipping fee to be added to the charges for drop boxes is at the rates established by contract with Grays Harbor County and other regulatory agencies for disposal sites meeting minimum functional standards set by the Washington State Department of Ecology.

No load is to exceed nine (9) tons.

Tipping fee is based on sixty-four (64) pound 65 gallon cart, ninety-six (96) pound 95 gallon cart, one hundred eighty (180) pound one-yard container, and actual weight of drop boxes.

**SECTION 4. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**SECTION 5. EFFECTIVE DATE.** This ordinance shall take effect on January 1, 2017.

**PASSED and APPROVED** this \_\_\_\_ day of December, 2016.

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Erik Larson, Mayor

ATTESTED:

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Mike Folkers, Finance Director