



NAPAVINE CITY COUNCIL EMERGENCY MINUTES
 June 2, 2020 6:00 P.M.
 Napavine City Hall, 407 Birch Ave SW, Napavine, WA

CALL TO ORDER:

Mayor Shawn O’Neill called regular city council meeting to order at 5:59 pm.

INVOCATION: 6:00 pm

Councilor LaVerne Haslett performed the invocation.

PLEDGE OF ALLEGIANCE 6:01 pm

Mayor O’Neill led the flag salute.

ROLL CALL: 6:01 pm

Council members present: Mayor Shawn O’Neill, Don Webster Councilor #1, Larry Stafford Councilor #2, LaVerne Haslett Councilor #3, Heather Stewart Councilor #4, Jim Haslett Councilor #5.

City staff members present: City Clerk Sharri Salyers, Chief of Police Chris Salyers, Treasurer Mary Wood, City Attorney Jim Buzzard

APPROVAL OF AGENDA: 6:02 pm

MOVED:	Jim Haslett	Motion: Approval of Agenda for June 2, 2020.
SECONDED:	LaVerne Haslett	
<i>Discussion: No Discussion</i>		
VOTE ON MAIN MOTION:	5-0 Motion Carried; 5 aye and 0 nay.	

OLD BUSINESS:

RESOLUTION 20-03-108 – DESIGNATION OF APPLICANT AGENTS OBTAINING FEDERAL OR STATE EMERGENCY OR DISASTER ASSISTANCE FUNDS: 6:03 pm

MOVED:	Jim Haslett	Motion: Approval of Resolution 20-03-108
SECONDED:	Don Webster	
<i>Discussion: Treasurer Wood explained the CARES Act Funding. Attorney Buzzard advised Council of the requirements in the contract. He also advised the Resolution in front of them, has been revised from the one that was presented on the May 26, 2020 Council meeting. The resolution should suffice the concerns of Council by authorizing only the Mayor in executing the contract. However, under section 2 the Mayoral Authorization authorizes the Mayor to manage the contract as an executive function and may designate city staff to complete tasks required by the grant.</i>		
VOTE ON MAIN MOTION:	5-0 Motion Carried; 5 aye and 0 nay.	

NEW BUSINESS:

CARES ACT FUNDING

MOVED:	Jim Haslett	Motion: Approval AM 20-09 Distribution of the CARES Relief Funds
SECONDED:	Larry Stafford	
<i>Discussion Chief Salyers addressed Council with his concerns of setting up small business grants with the CARES grant. The grant itself has a lot of restrictions to what it can be used for and other jurisdictions are dedicating a fulltime person to run this grant. Councilor Jim Haslett recommends any spending of the grant should be approved by the Council. Councilor Webster asked staff if the City needs the grant funding.</i>		

<p><i>Treasurer Wood the City cannot predict if the funds will be needed at this time.</i></p> <p><i>Mayor O'Neill stated that he does not see the City spending all the funds, especially with the stipulations the grant requires. Mayor O'Neill asked Council to set a side funding to assist our local businesses in a grant fund, the businesses will also have to follow the same stipulation to receive funding.</i></p> <p><i>Attorney Buzzard advised Council of the stipulation and provisions stated in the Contract. The concerning part of the contract is termination for convenience, where Commerce may in 10 business days by written notice terminate the contract. However, if the City has entered a contract with an outside vendor or entity using the grant funding, Commerce is still liable for payment.</i></p> <p><i>Mayor O'Neill would like to require small businesses requesting grant money, come before the Council to request a set amount of money and look at it on a case by case basis.</i></p> <p><i>Councilor Stewart stated the small businesses would be required to answer the same 5 questions the City is required to answer before being allowed to receive funding.</i></p>	
VOTE ON MAIN MOTION:	5-0 Motion Carried; 5 aye and 0 nay.

DISCUSSION OPENING CITY OFFICES FOR THE PUBLIC

MOVED:	Don Webster	Motion: Rescind AM 20-08 Open Public
SECONDED:	Heather Stewart	Council Meetings to the Public on June 9, 2020
<p><i>Discussion: Chief Salyers addressed Council with concerns of reopening before phase 3 as required by the Governor. The risk of reopening and possibly being fined \$10,000 from L&I or the Governor restricting us back to phase 1.</i></p> <p><i>Councilor Webster stated he would like to open back up but has concerns that the Governor would punish the City of Napavine or Lewis County because we are not following his orders.</i></p> <p><i>Mayor O'Neill stated he would have liked to open back up last month, but he understands there could be consequences in doing so. Mayor recommends that we follow the Chiefs advice and wait until it is allowed under the Governors orders.</i></p> <p><i>Councilor LaVerne Haslett raised concerns by not allowing the public access to City offices or face to face Council meetings, citizens could bring a lawsuit upon the City.</i></p> <p><i>Attorney Buzzard advised the Governor's Proclamation 20-28.4 covers the OPMA and has been extended to June 17, 2020, for all intense purposes with the proclamation being in place, someone winning a lawsuit is very unlikely.</i></p> <p><i>Clerk Salyers requested Council rescind AM 20-08 Opening Regular Public Council Meetings on June 9, 2020, which was passed on May 26, 2020, allowing the Council to conduct a Teleconference meeting on June 9, 2020 and giving the Council an opportunity to reenact the action memorandum at a later date.</i></p>		
VOTE ON MAIN MOTION:	5-0 Motion Carried; 5 aye and 0 nay.	

EXECUTIVE SESSION POTENTIAL/CURRENT LITIGATIONS- RCW 42.30.110(1)(i)

Mayor O'Neill called for Council to retire to an executive session beginning at 7:00 pm for a period of 20 minutes.

Mayor O'Neill called Emergency Special Meeting back in session at 7:21 pm and advised no decisions were made.

ADJOURNMENT:

MOVED:	Don Webster	Motion: To Adjourn
SECONDED:	LaVerne Haslett	
<p><i>Discussion: Meeting Adjourned at 7:22 pm</i></p>		
VOTE ON MAIN MOTION:	5-0 Motion Carried; 5 aye and 0 nay.	

These minutes are not verbatim. If so desired, a recording of this meeting is available online from AV Capture All at the link provided <https://media.avcaptureall.com/session.html?sessionid=d0281588-d4f9-46f8-bc0b-37825ede42b8&prefilter=212,891>

Respectfully submitted,

Sharri Salyers, City Clerk

Shawn O'Neill, Mayor

Councilor