



Regular City Council Meeting Agenda
Zoom Meeting
August 11, 2020 - 6:00 p.m.

A. Virtual Participation

In response to Governor Inslee's Proclamation 20-28.8 regarding Open Public Meetings during the COVID-19 pandemic, there will not be a physical meeting location for the City Council meeting. The public is encouraged to attend the meeting by clicking on the link or calling the phone number below. If you have technical difficulties, please call 509-498-9255.

Join Zoom Meeting
[HTTPS://US02WEB.ZOOM.US/J/85181661796](https://us02web.zoom.us/j/85181661796)

Meeting ID: 851 8166 1796

Dial by your location
+1 253 215 8782

B. Call To Order - Pledge Of Allegiance

C. Roll Call - Excused Absences

D. Minutes

Minutes Of The Regular City Council Meeting Of July 28, 2020

Documents:

[7-28-20.PDF](#)

E. Vouchers/Payroll

Voucher Total = \$471,543.28

Payroll Total = \$894,066.13

F. Claims For Damages

Ben Jordan = \$25,000

G. Small Contracts (Less Than \$10,000) - Approved By Mayor

H. Information Items

I. Appointments

J. Citizen Comments

Comments must be submitted via email to

COUNCILCOMMENTS@CITYOFCHENEY.ORG or by dropping off written comments in the drop box at Cheney City Hall, 609 2nd St. All comments must be received by 5:00 p.m. August 11, 2020.

K. Action Items

Public Hearings

Resolutions

1. 20-057 - Resolution E-844 - Avista Edge Master Equipment Lease And Service Agreement

A resolution authorizing the Mayor to sign a master equipment lease and services agreement with Avista Edge to begin a pilot program for the provision of fixed wireless broadband internet service through the City's electric meter infrastructure using Avista Edge's proprietary technology and services.

Documents:

[20-057 AVISTA EDGE MASTER LEASE AND SERVICES AGREEMENT COUNCIL ACTION FORM FINAL \(2\).PDF](#)
[RESOLUTION E-844 - AVISTA EDGE MASTER EQUIPMENT LEASE AND SERVICES AGREEMNT FINAL \(2\).PDF](#)

Ordinances

Other Business

L. Staff Reports

M. Mayor's Report

N. Council Reports

O. Executive Session

P. Adjournment

REGULAR CITY COUNCIL MEETING

July 28, 2020

A. Call to Order – Pledge of Allegiance Mayor Grover called the Regular City Council meeting to order at 6:00 p.m.

B. Roll Call – Excused Absences Councilmembers present included Councilmember Overhauser, Councilmember Schmidt, Councilmember Barthels, Councilmember Weiszmann, Councilmember Gaard, Councilmember Hilton, and Councilmember Taves. Staff members present included Mr. Schuller, Ms. Niemeier, Mr. Schwartz, Ms. MacDonald, Mr. Hensley, Mr. Ableman, Mr. Jenkins, Mr. Marx, Ms. Snider, and Ms. Cooper.

C. Minutes of the Regular City Council meeting of July 14, 2020 were approved as distributed.

D. Claims and Vouchers nos. 153913 through 153915 and 153994 through 154045 in the amount of \$617,916.68 were approved as read.

E. Claims for Damages None

F. Small Contracts None

G. Information Items The Council discussed the FCS rate study and water rates.

H. Appointments None

I. Citizen Comments None

J. Action Items

1. 20-013 – Resolution E-804 – 2020 Utility Charges Mr. Ableman stated that this rate increase is just for connection charges for water. FCS did a study and proposed rates. Councilmember Schmidt moved for approval of Resolution E-804. Councilmember Weiszmann seconded. Carried unanimously.

2. 20-046 – Resolution E-833 – View Acres 5th Addition – Phase I Mr. Ableman stated that this is a development north of Salnave Elementary. Councilmember Hilton moved for approval of Resolution E-833. Councilmember Gaard seconded. Carried unanimously.

3. 20-053 – Resolution E-840 – Purple Pipe Project Filter System Award Mr. Ableman stated that we received two bids. The lowest bid did not meet some of the specifications. This awards the bid to Aqua-Aerobic Systems in the amount of \$629,965 plus tax. Councilmember Taves moved for approval of Resolution E-840. Councilmember Weiszmann seconded. Carried unanimously.

4. 20-054 – Resolution E-841 – Purple Pipe Project UV System Award Mr. Ableman stated that we received one bid from Enaqua for \$1,114,908 plus tax. Councilmember Taves moved for approval of Resolution E-841. Councilmember Barthels seconded. Carried unanimously.

5. 20-055 – Resolution E-842 – Washington Street Preservation Project Supplemental Agreement Two Mr. Ableman provided a project update. Councilmember Schmidt moved for approval of Resolution E-842. Councilmember Hilton seconded. Carried unanimously.

6. 20-056 – Resolution E-843 – 2020 TIB Preservation Grant Application Mr. Ableman stated that this is for Clay Street and 6th St. Councilmember Weiszmann moved for approval of Resolution E-843. Councilmember Gaard seconded. Carried unanimously.

7. 20-057 – Resolution E-844 – Avista Edge Master Equipment Lease and Service Agreement Mr. Schuller and Mr. Schwartz explained the terms of the agreement. Mr. Schwartz stated that we need to be careful about liability and the cost to the City. Councilmember Schmidt moved to defer this to the next meeting. Councilmember Taves seconded. Carried unanimously.

8. 20-058 – Resolution E-845 – CARES Small Business Assistance Program Mr. Schuller stated that we will use \$25,000 of our CARES funding to start a program for assistance to small businesses. They could get up to \$1,500 for COVID-19 related expenses. Councilmember Taves moved for approval of Resolution E-845. Councilmember Hilton seconded. Carried unanimously.

K. Staff Reports Mr. Jenkins provided information about the burn ban. Mr. Schuller provided a COVID-19 and Parks and Recreation update. There will be a backpack and school supply giveaway on August 16 from 10 am – 1 pm at Sutton Park. We are also trying to develop a Clean Sweep type event.

L. Mayor’s Report Mayor Grover thanked the council committees for delving into difficult issues that have not been addressed for years.

M. Council Reports Councilmember Weiszmann stated that the Cheney Depot had the first pour on the footings. She explained that she was part of an email phishing scam. Councilmember Gaard stated that there is new red turf at Roos Field. Mr. Schuller stated that we received a \$25,000 grant for four cameras.

N. Executive Session None

O. Adjournment Councilmember Gaard moved to adjourn the meeting. Councilmember Taves seconded. Carried unanimously. The meeting was adjourned at 7:28 p.m.

City Clerk

Mayor

CITY OF CHENEY
CITY COUNCIL ACTION REQUEST

ISSUE Avista Edge Master Lease and Services Agreement Resolution **AGENDA ITEM#** 20-057

DEPT. OF ORIGIN: Administration **DATE** 8/11/2020

EXHIBITS ATTACHED OR REFERENCED: Resolution E-844

Council Committee Recommendation Yes No None

DEPT/DEPT HEAD INITIALS	APPROVE	DO NOT APPROVE	NO COMMENT	COMMENTS
Administration	MAS			

FISCAL IMPACT EXPENDITURE REQUIRED \$ AMOUNT BUDGETED \$ 0
 APPROPRIATION REQUESTED \$

SUMMARY - A resolution authorizing the mayor to sign a master equipment lease and services agreement with avista edge to begin a pilot program for the provision of fixed wireless broadband internet service through the city's electric meter infrastructure using Avista Edge's proprietary technology and services.

COUNCIL ACTION REQUESTED: Approval of Resolution E-845

XX APPROVED FOR AGENDA

DISAPPROVED

August 11, 2020

COUNCIL MEETING DATE

MAYOR/CITY ADMINISTRATOR

City of Cheney
609 2nd Street
Cheney, WA 99004

CITY OF CHENEY, WASHINGTON

RESOLUTION E-844

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MASTER EQUIPMENT LEASE AND SERVICES AGREEMENT WITH AVISTA EDGE TO BEGIN A PILOT PROGRAM FOR THE PROVISION OF FIXED WIRELESS BROADBAND INTERNET SERVICE THROUGH THE CITY'S ELECTRIC METER INTRASTRUCTURE USING AVISTA EDGE'S PROPRIETARY TECHNOLOGY AND SERVICES.

WHEREAS, Avista has developed technology to facilitate the delivery of high speed fixed wireless internet service to electric utility customers through proprietary equipment installed on electrical distribution equipment located at retail customer sites; and

WHEREAS, the City is in the business of delivering electricity to residential (single family, duplex, tri-plex and four-plex) single phase properties and all single phase commercial (four units or less) properties within the incorporated city limits of Cheney, Washington, as well as electric customers located outside of the city limits; and

WHEREAS, the City desires to sell high speed fixed wireless internet services to its electric customers utilizing electric meter collars and antennas leased from Avista implementing the Avista Technology, and related services provided by Avista (the "***Business***") and, in furtherance of the foregoing, the City desires to rent from Avista, and Avista desires to rent to the City, the equipment described in the Agreement and the City desires to acquire from Avista, and Avista desires to deliver to the City, the services described in the Agreement; and

WHEREAS, Avista and the City intend for the leasing transactions under this Agreement to constitute a true lease under the UCC; and

WHEREAS, Avista Edge has completed the due diligence by collecting technical data to determine costs for delivering internet service to the community; and

WHEREAS, the Cheney Community, like many rural communities, has a demand for internet access, speed and affordability; and

WHEREAS, citizens, college students and businesses have increasing need for internet speed and reliability for virtual meetings, online classes, virtual medical appointments, and general business transactions during times where physical or in-person interactions are restricted

NOW THEREFORE, BE IT RESOLVED the Cheney City Council by majority vote hereby authorizes the Mayor to sign the master equipment lease and services agreement with Avista Edge.

ADOPTED, on this **11th day of August, 2020** by the Cheney City Council at their regularly scheduled council, meeting at Cheney Council Chambers, 609 2nd Street, Cheney, WA 99004.

Chris Grover, Mayor

Attest:

Cynthia L. Niemeier, City Clerk