



City Council Minutes

Regular Meeting
January 11, 2016
6:30 p.m.

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Guier called the regularly-scheduled meeting to order at 6:30 p.m. and led the Pledge of Allegiance.

ROLL CALL

Present: Council Members Garberding, Garberding, Oliveira, Storaasli, Mayor Pro Tem Steiger, Council President Kave and Mayor Guier

Absent: Council Member Walker (Council Member Walker arrived at 6:54 p.m.)

STAFF PRESENT

Public Works Manager Lance Newkirk, City Administrator Richard Gould, City Attorney Carol Morris, and City Clerk Amy Stevenson-Ness.

ADDITIONS TO/APPROVAL OF AGENDA

The agenda was approved unanimously by Council.

EXECUTIVE SESSIONS

At 6:32, Mayor Guier announced two executive sessions for potential litigation per RCW 42.30.110(1)(i) for 20 minutes.

At 6:52 p.m., Mayor Guier reconvened the meeting.

Council Member Oliveira moved to suspend the rules to move Item 8A to this point in the agenda. Seconded by Council Member Kerry Garberding. Voice vote was taken and carried 6-0.

A. Opinion from City Attorney regarding the waiver of permit fees.

City Attorney Carol Morris advised waiving fees is an unconstitutional gift of public funds. The City cannot use public funds to benefit private interests. This is not a fundamental purpose of government. The only time a reduction of fees can occur is if the waiver is part of an affordable housing program.

(Council Member Walker arrived here at 6:54 p.m.)

CONTINUED PUBLIC HEARING

Regarding the vacation of a portion of the Skinner Road Right-of-Way south of the White River and adjacent to the existing Burlington Northern Santa Fe Railroad (BNSF) tracks

Mayor Guier opened the public hearing at 7:04 p.m.

Mr. Newkirk advised the continued hearing is regarding a vacation petition from Burlington Northern Santa Fe Railway Company filed for a piece of property needed for the right bank project. There were scrivener's errors in the Ordinance as written.

Speaking before Council:

None

At 7:06 p.m., Mayor Guier closed the public hearing.

AUDIENCE COMMENT

Speaking before Council:

None

REPORTS

A. Mayor

Mayor Guier reported:

- Wished all a Happy New Year and stated she's looking forward to 2016.
- Discussed the ribbon cutting on Stewart Road and plaque from the Transportation Improvement Board
- Reminded everyone that the application deadline for the Council Member position is January 14, 2016.

B. Finance/City Administrator

City Administrator Gould reported:

- Website build vendor choice will be reviewed and scored and brought to Council in February.
- IT service update: Paul Hoggen, IT Director in Auburn, will be discussing the Interlocal Agreement with the City of Pacific, discussing the new AV system, and discussing website development.
- Public hearing regarding the Transportation Benefit District on January 19, 2016.

- The AV System process is in motion with a planned completion date of Friday, March 4, 2016.
- Cash position through 2015 is up \$3 million as a city. This speaks to a good economy and good city staff.

C. Public Works Department

Public Works Manager Lance Newkirk reported:

- This will be his last formal business meeting.
- Dewatering pumps in event of storm/flood: He has located pumps and negotiated price of \$40,000 for two pumps. The sales agreement was signed on January 11, 2016. Pumps should arrive in next couple of weeks. They don't come with hoses or fittings and he will add automatic flow control. The estimated costs to retrofit is \$10,000.
- RE: White River and Countyline – scheduled a follow-up meeting with King County, Army Corps, and Flood Board regarding the flooding. The City is continuing conversations with the appropriate agencies.
- Valentine Project: The intersection will be closed because contractor will be working at night doing underground utility work as well as grade and elevation changes. They will put down a base coat of asphalt.

D. Community Development Department

Community Development Manager Jack Dodge

- Special Planning Commission meeting will be held on January 12, 2016.
- Land Use Element – Comprehensive Plan: Met with Burke Consulting, Puget Sound Regional Council and Pierce County. They have worked out expectations of the consultant. They should have a draft by January 21, 2016.
- Marijuana code enforcement re: marijuana businesses continues.
- There will be a Park Board meeting on January 19, 2016.

E. Public Safety Department

Public Safety Director Calkins reported:

The December report is in the packet.

F. City Council Members

Council Member Steiger stated he and Council Member Kerry Garberding have been speaking with people in White River Estates. People don't know how much out of pocket they need to pay for repairs and people are having trouble talking to insurance companies or haven't talked to the companies. Residents are getting information from King County for FEMA.

Council Member Oliveira stated the City and Schools Forum on January 20, 2016, at Algona City Hall. There is a \$15 charge for dinner.

G. Boards and Committees

- i. Finance Committee

Council Member Kave reported the regularly schedule meeting for January has been cancelled.

ii. Governance Committee

The next meeting will be held on February 2, 2016, at 6:30 p.m.

iii. Human Services Committee

Council Member Katie Garberding stated the meeting will be held on January 12, 2016, in the Mayor's office. Family Bingo Night is January 19, 2016.

iv. Public Safety Committee

Council Member Garberding reported the meeting will be held January 13, 2016, at 6:30 p.m.

v. Public Works Committee

Council Member Steiger reported a meeting was held on January 6, 2016. Items discussed included:

- Update on storm cleaning dredging and videoing;
- Study on the speed limit on West Valley Highway will be on the January 19 workshop, with a suggested speed of 35 MPH;
- Stewart Road project is pretty well completed.
- There will be closures at the Valentine intersection for construction;
- Research being done for emergency power generators; no recommendations yet.

vi. Technology Committee

Council Member Walker reported the committee meeting date has been changed to January 14, 2016.

vii. Park Board

No report

viii. Planning Commission

Community Development Manager Jack Dodge stated a special meeting will be on January 12, 2016.

ix. Pierce County Regional Council (PCRC)

Mr. Newkirk stated there was nothing to report.

x. Sound Cities Association (SCA)

Mayor Guier reported SCA will meet on January 13, 2016.

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xi. South County Area Transportation Board (SCATBd)

Mr. Newkirk stated there was nothing to report.

xii. Valley Regional Fire Association (VRFA)

Council Member Walker stated the meeting will be held on January 12.

OLD BUSINESS

A. Opinion from City Attorney regarding the waiver of permit fees.

This item was heard earlier in the meeting.

B. Resolution No. 2015-307: Resolution regarding the vacation of Skinner Road, a waterfront street in the City of Pacific

Mr. Newkirk advised this property meets the criteria for waterfront and the resolution is required. It is an integral component of the Left Bank Project. Related to the 3rd rail with BNSF.

COUNCIL MEMBER KAVE MOVED to approve Resolution No. 2015-307: Regarding the vacation of Skinner Road, a waterfront street in the City of Pacific. Seconded by Council Member Oliveira.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Oliveira, Steiger, Storaasli, Walker

Nays: None

Absent:

D. Ordinance No. 2015-1921: Vacating a portion of Skinner Road and establishing the conditions of such vacation.

Mr. Newkirk advised it is an integral component of the Left Bank Project. Related to the 3rd rail with BNSF. The fees have all been paid and up to date with all monetary compensation.

COUNCIL MEMBER KAVE MOVED to approve Resolution No. 2015-1921: Regarding the vacation of Skinner Road, a waterfront street in the City of Pacific. Seconded by Council Member.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Oliveira, Steiger, Storaasli, Walker

Nays: None

Absent:

NEW BUSINESS

None

CONSENT AGENDA

- A. Minutes of the workshop of December 21, 2015.
- B. Approval of the 2016 Membership invoices from Association of Washington Cities and South County Area Transportation Board, in the total amount of \$4414.00.

COUNCIL MEMBER KAVE MOVED to approve the Consent Agenda. Seconded by Council Member Katie Garberding.

Voice vote was taken and carried 7-0.

ADJOURN

Being no further business, Mayor Guier adjourned the meeting at 7:38 p.m.


Amy Stevenson-Ness, City Clerk