



City Council Minutes

Regular Meeting
January 26, 2015
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, Jones, Kave, Oliveira, Steiger, Council President Walker, Mayor Pro Tem Putnam, and Mayor Guier

Council Member Garberding joined the meeting at 6:35 p.m.

Voice vote was taken and carried 6-0.

STAFF PRESENT

Public Safety Director John Calkins, Community Services Assistant Director Darcie Thach, Community Development Manager Jack Dodge, Public Works Manager Lance Newkirk, City Administrator Richard Gould, and Finance Tech I Angelica Solvang.

ADDITIONS TO/APPROVAL OF AGENDA

The agenda was approved unanimously by Council.

AUDIENCE COMMENT

Speaking before Council:

Jeanne Fancher	Thanked Officer Hong and the VRFA for their quick response and compassion to her neighbor; Recites a prayer.
Barbara Lourdes, PO Box 363	Has not heard back from Chief Calkins and would like to meet with the Mayor.

REPORTS

A. Mayor

Mayor Guier reported:

- A Seahawk Rally will be held on Friday at 3:30 p.m. The VRFA will bring a ladder truck to take aerial pictures.
- She has been appointed by the Governor to represent AWC on the State Building Code Council in Olympia.

B. Finance/City Administrator

City Administrator Gould reported:

- The next uniform union negotiation meeting will be held on February 12th. There will be an executive session next Monday night, and on the 9th as well.
- Staff is currently working on 2014 year end financial report and it will be reviewed at the next Finance Committee meeting on February 17th.
- The exit conference for the 2013 state audit is scheduled for February 3rd at 1:00 p.m. Council is welcome to attend.
- Most of the Microsoft Surface tablet issues have been resolved.
- He will be meeting with BIAS to discuss having the cloud instead of the software on the computers.

C. Court

- No Report

D. Community/Senior/Youth/Services

Community Services Assistant Director Darcie Thach reported:

- There is a wish list for the Senior Center and Gym for items they would need throughout the year.
- Human Services Committee meet tomorrow at 6:30 p.m. at the Senior Center.
- On January 16th she attended a King County CBDG consortium meeting. The Regional Affordable Housing program interlocal agreement was put into effect to end homelessness in King County. The low income home repair grant is no longer done by an application process. It is currently for emergency purposes.

E. Public Works Department

Public Works Manager Lance Newkirk reported:

- Recently a contractor hit a pocket of sub-environmental contamination on Stewart Rd however the samples taken appear to be a petroleum based product. It has not slowed down the project but is an unforeseen event.
- Staff has continued to meet with the City of Sumner regarding the piece from Valentine Ave and the White River Bridge. Staff will also meet with the Transportation Improvement Board in early February.
- City Engineer, Jim Morgan, and the Public Works Manager, Lance Newkirk have met with Puget Sound Energy regarding utility delays related to the project.

F. Community Development Department

Community Development Manager Jack Dodge reported:

- The Planning Commission will meet tomorrow night to discuss a public hearing regarding revisions to the accessory dwelling units and non-conforming use of

zoning codes. A 2015 work plan will be presented to Council in the future.

- Working a memo with terms of potentially purchasing property from Ms. Morgan.
- Staff has requested a change to the GMA grant to the state.

G. Public Safety Department

Public Safety Director John Calkins reported

- Attended the quarterly Metro Animal Control meeting.
- On February 1st the department will start their annual firearms qualifications.

H. City Council Members

- Council Member Kave has reviewed an ordinance regarding the city leave policy and finds that it does not match with the current policy. Recommends submitting both items to the Governance Committee for review.
- Council Member Steiger informed Council that former staff member Linda Morris's husband has passed away. Also, a long time Pacific resident and volunteer fireman Richard Bradley has passed away. He expressed concern that the process for hiring a new officer was not started.

I. Boards and Committees

i. Finance Committee

Councilmember Kave stated the meeting was cancelled due to a light agenda. The next meeting will be held on February 3rd.

ii. Governance Committee

Council Member Oliveira reported a meeting date was not planned yet.

iii. Human Services Committee

Council Member Olivera reported the meeting will be held tomorrow at 6:30 p.m.

iv. Public Safety Committee

Council Member Garberding reported the meeting will be held on February 11th at 6:30 p.m.

v. Public Works Committee

Council Member Steiger reported the meeting will be held on February 4th.

vi. Technology Committee

Council Member Walker reported they met on the January 15th. Items discussed at the meeting were the technology destruction policy around hard drives and doing an RFP for new IT services. Next meeting February 19th at 5:00 p.m.

vii. Park Board

- No report

viii. Planning Commission

- No Report

ix. Pierce County Regional Council (PCRC)

Lance Newkirk reported there will be a meeting next Thursday.

x. Sound Cities Association (SCA)

Mayor Guier attended the meeting last week. There was a presentation from Don Gerard of AWC regarding the transportation packet.

xi. South County Area Transportation Board (SCATBd)
Lance Newkirk reported there was a presentation by Sound Transit along with discussion regarding the transportation packet.

- xii. Valley Regional Fire Association (VRFA)
- No Report.

OLD BUSINESS

- A. Ordinance No. 2015-1890:** Extending the interim zoning regulations prohibiting medical and recreational sales.

Jack Dodge states the ordinance would extend the zoning regulations.

Speaking before Council:

Don Thomson – 416 2 nd Ave SE	Asks if this Ordinance creates more marijuana shops.
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COUNCIL MEMBER STEIGER MOVED to approve Ordinance No. 2015-1890 extending the interim zoning regulations prohibiting medical and recreational sales and passing it as an emergency ordinance. Seconded by Council Member Jones.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Putnam, Steiger, Walker

Nays:

Absent:

The motion carried 7-0.

- B. Ordinance No. 2014-1872:** Prohibit medical marijuana dispensaries and collective gardens.

Jack Dodge states this is to prohibit dispensaries and collective gardens and recommends its passage.

COUNCIL MEMBER KAVE MOVED to approve Ordinance No. 2014-1872 to prohibit medical marijuana dispensaries and collective gardens in the City of Pacific. Seconded by Council Member Olivera.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Steiger, Walker

Nays: Putnam

Absent:

The motion carried 6-1.

C. Ordinance No. 2014-1876: Conditional approval of marijuana producers, processors, and retail sales.

Jack Dodge states the Planning Commission recommends approval of this Ordinance which would allow processors and producers in light industrial zones and allow conditional use.

Speaking before Council:

Don Thompson – 416 2 nd Ave SE	Is against this Ordinance.
Pastor Mark Gause – 603 3 rd Ave SE	Is against this Ordinance.
Jeanne Fancher – 37248 55 th Ave S	Is against this Ordinance.

COUNCIL MEMBER KAVE MOVED to approve Ordinance No. 2014-1876 providing conditional approval of marijuana producers, processors, and retail sales in the City of Pacific. Seconded by Council Member Walker.

Roll Call vote was taken resulting as follows:

Ayes: Kave

Nays: Garberding, Jones, Oliveira, Putnam, Steiger, Walker

Absent:

The motion failed 6-1.

D. Ordinance No. 2015-1888: Conditionally approving marijuana producers and processors in the LI Zone and prohibiting recreational sales.

Jack Dodge reported this ordinance would only allow producers and processors in the light industrial zone and eliminates recreational sales.

Council Member Jones is concerned that these businesses would use a lot of the city's water. The climate is changing which will have an impact on the city. He would like to secure the water for the city's future.

Speaking before Council:

Don Tompson – 416 2 nd Ave SE	Is concerned this will impact our local officers and have their lives on the line.
Pastor Mark Gause – 603 3 rd Ave SE	Agrees with Council Member Jones regarding the climate change and the city's water.

COUNCIL MEMBER KAVE MOVED to approve Ordinance No. 2015-1888 conditionally approving marijuana producers and processors in the LI Zone and prohibiting recreational sales. Seconded by Council Member Olivera.

Roll Call vote was taken resulting as follows:

Ayes: Oliveira, Putnam, Kave

Nays: Steiger, Walker, Garberding, Jones

Absent:

The motion failed 4-3.

E. Ordinance No. 2015-1891: Prohibiting marijuana producers, processors, and recreational marijuana sales.7:42

Jack Dodge states this ordinance would prohibit marijuana producers, processors and recreational marijuana sales within the City.

Speaking before Council:

Pastor Mark Gause – 603 3 rd Ave SE	Supports this ordinance.
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COUNCIL MEMBER JONES MOVED to approve Ordinance No. 2015-1891 prohibiting marijuana producers, processors, and recreational marijuana sales. Seconded by Council Member Steiger.

Roll Call vote was taken resulting as follows:

Ayes: Jones, Steiger, Walker, Garberding

Nays: Kave, Olivera, Putnam

Absent:

The motion carried 4-3.

F. Resolution No. 2015-227: Surplus of Police Truck to Public Works

Public Safety Director Calkins would like the police truck to be surplusd.

COUNCIL MEMBER JONES MOVED to adopt Resolution No. 2015-227 surplusing the pick up to the Public Works Department. Seconded by Council Member Olivera.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Putnam, Steiger

Nays: Walker

Absent:

The motion carried 6-1.

G. Ordinance No. 2015-1892: An ordinance amending Pacific Municipal Code section 2.68.250 discontinuing exchange time for exempt employees and establishing management days off and converting existing exchange time to vacation.

Richard Gould has completed research with assistance from his staff. This year exempt employees will receive 11 days of vacation. Next year they will receive 12 days of vacation.

COUNCIL MEMBER KAVE MOVED to adopt Ordinance No. 2015-1892 amending Pacific Municipal Code section 2.68.250 discontinuing exchange time for exempt employees and establishing management days off and converting existing exchange time to vacation. Seconded by Council Member Putnam.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Putnam, Steiger, Walker

Nays:

Absent: The motion carried 7-0.

NEW ITEMS

A. **AB 15-013:** Review and discussion of City Hall Indoor Air Quality Improvement Project and grant application to State of Washington for the project.

Public Works Manager Lance Newkirk summarized the contents of his extensive review of city hall's indoor air quality improvement project and his request for a 2015 legislative appropriation for city hall municipal court.

Three indoor air quality tests were performed and the results were reported to the Council. Numerous city hall deficiencies were reported to Council which includes the roof and windows; environmental hazards; structural; mechanical, electrical, plumbing and other items.

The next issue reported to Council was the city hall indoor air quality improvement issue and the project scope of work. A cost analysis was provided along with five different project options. The pros and cons of each option were discussed. Mr. Newkirk reported he does not believe option 1 is a viable option.

Council Members discussed the various options. Mayor Guier met with Representative Kochmar's assistant and Senator Miloscia last Friday in Olympia who stated that they believe the City will receive capital funding for the project.

Speaking before Council:

Jeanne Fancher – 37248 55 th Ave S	Asked if staff has looked into leasing retail space in the city.
Don Tompson – 416 2 nd Ave SE	Suggested the city buy the portables and then sell them after they are no longer in use.
Jerry Eck – 411 West Valley Hwy S	Asked staff for clarification on the cost analysis.

COUNCIL MEMBER PUTNAM MOVED to authorize Mayor Guier to proceed with the request for 2015 legislative appropriation funding request for City Hall and Municipal Court improvements. Seconded by Council Member Olivera.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Putnam, Walker

Nays: Steiger

Absent:

The motion carried 6-1.

CONSENT AGENDA

A. Payroll and Voucher Approval

B. Approval of the minutes from meeting of December 22, 2014 and workshop of January 5, 2015.

COUNCIL MEMBER PUTNAM MOVED to approve the Consent Agenda. Seconded by Council Member Walker. All ayes.

ADJOURN

Being no further business, Mayor Guier adjourned the meeting at 8:43 p.m.



Amy Stevenson-Ness, City Clerk