



City Council Minutes

Regular Meeting
November 23, 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, Garberding, Kave, Steiger, Mayor Pro Tem Putnam, Council President Walker and Mayor Guier

Absent: Council Members Oliveira and Putnam (arrived at 6:31 p.m.)

COUNCIL MEMBER KATIE GARBERDING MOVED to excuse Council Member Oliveira. Seconded by Council Member Kave.

STAFF PRESENT

Public Safety Director John Calkins, Community Development Manager Jack Dodge, Public Works Manager Lance Newkirk, City Administrator Richard Gould, Assistant City Attorney Jim Kelly, and City Clerk Amy Stevenson-Ness.

ADDITIONS TO/APPROVAL OF AGENDA

Mayor Guier moved item F to the top of Old Business to be heard while the attorney is present.

The amended agenda was approved unanimously by Council.

EXECUTIVE SESSION

At 6:33 p.m. Mayor Guier announced an executive session for 20 minutes for discussion of two items of potential litigation per RCW 42.30.110 (1) (i)

At 6:53, Mayor Guier reconvened the meeting.

PUBLIC HEARINGS

A. Continued Utility Rate Increases public hearing

Mayor Guier opened the public hearing at 6:53 p.m.

Mr. Newkirk recapped his presentation discussing proposed utility rate increases for the utility funds for a 2% increase across the board.

Speaking before Council:

NONE

At 6:55 p.m., Mayor Guier closed the public hearing.

AUDIENCE COMMENT

Speaking before Council:

Catherine Edenholm, 334 White River Drive	Expressed concern about rising water in their street and was panicked about potential flooding. Inquired who owns vacant land on White River Drive and asked where King County is during these issues.
Keith Crady, 379 White River Drive	Reported that if water gets over three feet deep in the street, water runs down his driveway into his family room. He also advised that water still seeps into yard through the Hesco barriers. He expressed his appreciation to the Police Department for checking on them during heavy rains.

REPORTS

A. Mayor

Mayor Guier reported:

- The Tree Lighting will be held on Friday, November 27 at 6:00 p.m. starting at the gym and invited everyone to attend. Thanked Mr. Newkirk for extra work done by the crew in getting the lights set up.
- November 30 is a fifth Monday and the Ask the Mayor roundtable discussion will be held in the chambers at 6:30 p.m.
- She wished everyone a Happy Thanksgiving and reminded all that city hall will be closed on Thursday and Friday.

B. Finance/City Administrator

City Administrator Gould reported:

- The final budget will be completed on November 24, 2015.
- Spoke with the network specialist in Auburn. Connectivity for the wifi was checked out and all hardware is functioning. IT will come in January for mini tutorial on how to use the Surface tablets.
- Mr. Gould will be on vacation November 25 through December 7. Email questions and comments regarding the budget to him.

C. Court

No reports.

D. Community/Senior/Youth/Services

- Report provided in the packet

E. Public Works Department

Public Works Manager Lance Newkirk reported:

- Interviews are set for the first week of December for 7 applicants for the Maintenance 1 position.
- A small consultant agreement for West Valley speed limit study will be done.
- Regarding the White River Drive rain issues: residents' statements reflected concerns heard by the Public Works staff. They have been monitoring weather closely and are in contact with King County Flood Control and Army Corps of Engineers and Pierce County Public Works. The only area where the river topped the levee on the right bank (west side) was midway down Pacific Park property. Storm drainage infrastructure was full on White River Drive. Water has nowhere to go when the river is high. Public Works crews deployed a pump.

He stated the Hescoes are the first response to high water. The second layer was added to prevent 100 year flooding. King County has not deployed pumps in preparation for river flooding. The cost to rent a pump for one month is \$5,000 per month for one pump. If pumps can prevent overtopping, King County will bring them in. The event was deemed to not meet criteria because the groundwater was unable to drain.

The city took out a smaller pump to mitigate roadway flooding on White River Drive with a pump rate of 300 gallons per minute. (The King County pump rate is 2200 gallons per minute)

In a future event, the city can look at renting pumps to deal with flooding or purchase a 6" pump with a sound attenuation package to run 24/7 for approximately \$70,000.

F. Community Development Department

Community Development Manager Jack Dodge reported:

- The hearing examiner will set up individual pre-conference hearings for marijuana enforcement cases.
- Comprehensive plan update regarding the growth management act: Mr. Dodge spoke with the Department of Commerce and Puget Sound Regional Council. He received a significant punch list of items with a very tight timeline in order to meet the deadline.
- The Planning Commission will meet on November 24 to talk about landscape codes.
- He will bring forward another code regarding Accessory Dwelling Units on large lots.

G. Public Safety Department

Public Safety Director Calkins reported:

- Provided a recap of the WASPC Convention he attended November 16 - November 20.

H. City Council Members

Council Member Steiger provided an update on John Jones. He sold his house in town and was able to purchase a home in Arizona. It appears that the weather change may be helping him with his breathing.

Council Member Katie Garberding received an email from Lois Hulsey to encourage council and city to participate in Operation Greenlight a Vet to create visible support for veterans. She requested that it be added to the next newsletter in January.

I. Boards and Committees

i. Finance Committee

Council Member Kave reported a meeting was held on November 17.

The committee discussed the AV proposal. The Finance Committee agrees with the Technology Committee that the more expensive proposal is the way to proceed.

The budget process was discussed and budget options were presented to include what the budget would look like.

Discussed Auburn IT services and recommended that we continue with Auburn IT services.

ii. Governance Committee

The next meeting will be held on December 1, 2015, at 6:30 p.m.

iii. Human Services Committee

The meeting will be held on November 24, 2015.

iv. Public Safety Committee

Council Member Garberding reported they will meet December 9.

v. Public Works Committee

Council Member Steiger reported a meeting will be held on December 2, 2015.

vi. Technology Committee

Council Member Walker reported the committee met on November 19, 2015. They discussed proposed changes to the AV system.

vii. Park Board

No report

viii. Planning Commission

- A meeting will be on November 24, 2015.

ix. Pierce County Regional Council (PCRC)

Mr. Newkirk stated the meeting will be held on December x.

The Transportation Coordinating Committee will continue to work on and process grant funds for the next cycle.

x. Sound Cities Association (SCA)

Mayor Guier reported:

- Was unable to attend the SCA meeting.
- The next meeting on December 2 will be the annual membership meeting and networking dinner.

xi. South County Area Transportation Board (SCATBd)

Mr. Newkirk reported

- Attended on November 17 where there were two presentations: WSDOT tolling on 405 and how it's working and seems to be meeting their objectives. King County Metro and service levels in the entire King County region.

xii. Valley Regional Fire Association (VRFA)

Council Member Walker reported a meeting will be held on December 8, 2015.

OLD BUSINESS

F. Ordinance No. 2015-1917: Repealing Pacific Municipal Code 10.04.030 regarding the marking exemption of law enforcement vehicles.

Mr. Calkins advised that this will repeal the restriction for the number of cars can be unmarked. The City is not in compliance with restrictions that were in place.

COUNCIL MEMBER KAVE MOVED to adopt Ordinance No. 2015-1917 repealing Pacific Municipal Code 10.04.030 regarding the marking exemption of law enforcement vehicles. Seconded by Council Member Walker.

Speaking before Council

Speaking before Council:

Jeanne Fancher, 37248 55 th Ave SE	The city has a stricter policy standard than RCW. She inquired why the department has unmarked cars, how many should be unmarked, and who is authorized to drive them.
Don Thomson, 416 2 nd Ave SE	Commented that there are a lot of unmarked state cars patrolling the highway.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays: None

Absent: Oliveira

A. Reappointments to Planning Commission and Park Board of Commissioners

Mayor Guier recommended the reappointment of John Boyd and Scott Newbold to the Planning Commission for six-year terms ending December 31, 2022; Franklin Inthapatha as the Youth Member of the Planning Commission for a term ending August 31, 2016, and Cole Brown as the Youth Member of the Park Board of Commissioners for a term ending August 31, 2016.

COUNCIL MEMBER PUTNAM MOVED to appoint John Boyd and Scott Newbold to the Planning Commission for six-year terms ending December 31, 2022; Franklin Inthapatha as the Youth Member of the Planning Commission for a term ending August 31, 2016, and Cole Brown as the Youth Member of the Park Board of Commissioners for a term ending August 31, 2016. Seconded by Council Member Kerry Garberding.

Voice vote was taken and carried 6-0.

B. Ordinance No. 2015-1914: Proposed 2016 Stormwater Rate Increase.

Mr. Newkirk advised the increase is 2% to keep the city current with inflation.

COUNCIL MEMBER PUTNAM MOVED to adopt Ordinance No. 2015-1914 increasing the stormwater utility rates effective January 1, 2016. Seconded by Council Member Walker.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

C. Ordinance No. 2015-1915: Proposed 2016 Water Rate Increase

Mr. Newkirk advised the increase is 2% to keep the city current with inflation and not fall further behind in services.

COUNCIL MEMBER WALKER MOVED to adopt Ordinance No. 2015-1915 increasing the water utility rates effective January 1, 2016. Seconded by Council Member Kave.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

D. Ordinance No. 2015-1916: Proposed 2016 Sewer Rate Increase

Mr. Newkirk advised that the original intent for the rate increase was to increase the City charge to \$21.22. This ordinance now includes the cubic feet and applies only to multi-family and commercial rates.

COUNCIL MEMBER KAVE MOVED to adopt Ordinance No. 2015-1916 increasing the water utility rates effective January 1, 2016. Seconded by Council Member Walker.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

E. Resolution No. 2015-300: Setting the date of a public hearing regarding the vacation of a portion of the Skinner Road Right-of-Way to Burlington Northern Santa Fe Railway.

Mr. Newkirk stated this action is to set a public hearing for the vacation of a portion of Skinner Road for December 28 and is a crucial component to the left bank project.

COUNCIL MEMBER KAVE MOVED to approve Resolution No. 2015 setting the date of a public hearing regarding the vacation of a portion of the Skinner Road Right-of-Way to Burlington Northern Santa Fe Railway. Seconded by Council Member Putnam

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira,

F. Ordinance No. 2015-1917: Repealing Pacific Municipal Code 10.04.030 regarding the marking exemption of law enforcement vehicles.

This item was heard earlier in the meeting.

G. Ordinance No. 2015-1918: Adopting the tax levy for the year 2016.

Mr. Gould advised the adoption of the ordinance is required each year by the end of November 2015.

COUNCIL MEMBER KAVE MOVED to adopt Ordinance No. 2015-1918 adopting the tax levy for the year 2016. Seconded by Council Member Putnam.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

H. AB 15-163: Third Quarter Financial Reports

Mr. Gould reported the reports look good. He stated the cash is significantly lower this year than in 2014 because of big projects that are being paid for, namely the Stewart Road construction project, which should be completed at the end of the year or shortly into the new year.

COUNCIL MEMBER PUTNAM MOVED approve the Third Quarter Financial Reports. Seconded by Council Member Kave.

Voice vote was taken and carried 6-0.

I. Resolution No. 2015-301: Lodging Tax Advisory Committee Agreements

Mr. Gould reported the attorney advised a professional services agreement be established for liability reasons.

COUNCIL MEMBER PUTNAM MOVED approve Resolution 2015-301 authorizing the execution of professional service agreements with Pacific Partnerships and Terry Home regarding the Lodging Tax Advisory reimbursements. Seconded by Council Member Walker.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

J. Resolution No. 2015-302: Authorizing the execution of an Interlocal Agreement with the City of Sumner regarding participation in the Manufacturing Industrial Center.

Mr. Dodge stated this agreement is to jointly apply for regional Manufacturing/Industrial Center status with the Puget Sound Regional Council. The main benefit of a regional MIC designation by the PSRC is the eligibility to apply for targeted transportation and infrastructure funds for transportation and infrastructure improvements within the MIC area.

COUNCIL MEMBER KAVE MOVED approve Resolution 2015-302 authorizing the execution of an Interlocal Agreement with the City of Sumner regarding participation in the Manufacturing Industrial Center. Seconded by Council Member Katie Garberding.

Speaking before Council:

Jeanne Fancher	The regulations should be made harder. An Environmental zone along the river should Be created rather than filling up the area All the way up to the 100 foot buffer.
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Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

K. Resolution No. 2015-303: Approving Resolution No. 2015-303 authorizing the mayor to execute a Collective Bargaining Agreement between the City of Pacific and Teamsters Local 117, Public Works/Clerical Employees.

Mr. Gould stated he met the requirements established by Council. The union agreement has been reviewed by both parties' attorneys and is now ready for the City Council.

COUNCIL MEMBER PUTNAM MOVED approve Resolution 2015-303 authorizing the mayor to execute a CBA between the City of Pacific and Teamsters Local 117, Public Works/Clerical Employees. Seconded by Council Member Kave.

Roll call vote was taken resulting as follows:

Ayes: Katie Garberding, Kerry Garberding, Kave, Putnam, Steiger, Walker

Nays:

Absent: Oliveira

NEW BUSINESS

None

CONSENT AGENDA

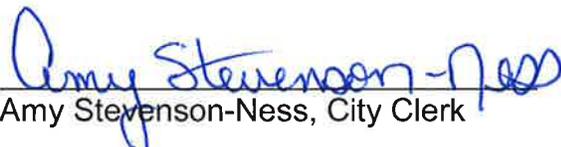
- A. Payroll and Voucher Approval
- B. Minutes of the meeting of September 28, 2015 and the workshop of October 5, 2015.

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

Voice vote was taken and carried 6-0.

ADJOURN

Being no further business, Mayor Guier adjourned the meeting at 8:50 p.m.


Amy Stevenson-Ness, City Clerk