



**PACIFIC CITY COUNCIL AGENDA**  
**Council Chambers - City Hall. 100 3<sup>rd</sup> Ave. SE**

**June 6, 2016**  
**Monday**

**Workshop**  
**6:30 p.m.**

- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL OF COUNCIL MEMBERS**
- 3. ADDITIONS TO/APPROVAL OF AGENDA**
- 4. EXECUTIVE SESSION FOR POTENTIAL LITIGATION** per RCW 42.30.110 (1)(i) for approximately 20 minutes.
- 5. DISCUSSION ITEMS**

- (03)      **A. AB 16-058: Ordinance No. 2016-1929:** Updating sections of Pacific Municipal Code Chapter 2.24, to insert relevant statutory provisions and removing provisions that lack authority under state law (Kelly Rydberg) (10 min.)
- (10)      **B. AB 16-059: Ordinance No. 2016-1930:** Adopting an interim zoning Ordinance prohibiting marijuana cooperatives in the City of Pacific. (Jack Dodge) (10 min.)
- (21)      **C. AB 16-060: Resolution No. 2016-346:** Approving the Stormwater Technician job description. (Jim Morgan) (10 min.)
- (27)      **D. AB 16-061: Resolution No. 2016-347:** Setting Monday, June 27, 2016, at approximately 6:30 p.m., as the time and place for a public hearing to receive public testimony regarding the City of Pacific's 2017-2022 Six-Year Transportation Improvement Plan. (Jim Morgan)
- (39)      **E. AB 16-062: Resolution No. 2016-348:** authorizing the surplus of equipment that has outlived its useful life and been replaced. (Jim Morgan) (5 min.)

(42) **F. AB 16-063: Resolution No. 2016-349:** Authorizing the approval of (10 min.)  
Amendment No. 1 to the agreement with King County Institutional Network  
Services for the addition of static IP addresses for video conferencing with  
SCORE Jail.  
(Richard Gould)

(46) **G. AB 16-064: Ordinance No. 2016-1931:** Accepting a donation from the (5 min.)  
Soroptomist Club, in the amount of \$500, to support the City of Pacific's  
Community Services Youth Program.  
(Richard Gould)

**H. DISCUSSION: Annual Curb-side Clean up**

**6. ADJOURN**

***Council may add other items not listed on this agenda unless specific notification period is required.***

Please turn off cell phones during meeting and hold your questions for staff until the meeting has been adjourned.

Meeting materials are available on the City's website at: [www.pacificwa.gov](http://www.pacificwa.gov) or by contacting the City Clerk's office at (253) 929-1105.

For ADA accommodations, please contact City Hall at (253) 929-1105 prior to the meeting. Thank you. 2



**Agenda Bill No. 16-058**

**TO:** Mayor Guier and City Council Members  
**FROM:** Kelly Rydberg, Court Administrator  
**MEETING DATE:** June 13, 2016  
**SUBJECT:** Amending Pacific Municipal Code 2.24

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**ATTACHMENTS:**

- Draft Ordinance,
- Email from the Administrative Office of the Courts (AOC) dated March 13, 2012

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**Previous Council Review Date:**

**Summary:** In 2011, the Administrative Office of the Courts (AOC) requested records pertaining to courts from many jurisdictions for review. Upon review, the AOC noted potential issues with the City's ordinance. This amendment updates the PMC to comply with State law and court rules and gives the statutes that apply to each section.

**Recommendation/Action:** Adopt amendments to Pacific Municipal Code 2.24 as recommended by the Administrative Office of the Courts.

**Motion for Consideration:** I move to approve Ordinance No. 2016-1929, amending Pacific Municipal Code 2.24 to insert relevant statutory provisions and removing provisions that lack authority under state law.

**Budget Impact:** None

**Alternatives:** Leave the ordinance in place which has inconsistencies with State law and court rules.

CITY OF PACIFIC, WASHINGTON

ORDINANCE NO. 2016-1929

AN ORDINANCE OF THE CITY OF PACIFIC, WASHINGTON, RELATING TO THE MUNICIPAL COURT, UPDATING THE CODE TO INSERT RELEVANT STATUTORY PROVISIONS AND MAKING OTHER HOUSEKEEPING AMENDMENTS AND REMOVING PROVISIONS THAT LACK AUTHORITY UNDER STATE LAW; AMENDING PACIFIC MUNICIPAL CODE SECTIONS 2.24.010, 2.24.020, 2.24.030, 2.24.040, 2.24.050, 2.24.060, 2.24.065, 2.24.070 AND REPEALING SECTION 2.24.080.

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WHEREAS, the City last updated Section 2.24.010 of the Pacific Municipal Code in Ordinance No. 762; and

WHEREAS, additional changes are required to comply with State law as well as court rules ;

IT IS HEREBY ORDAINED BY THE PACIFIC CITY COUNCIL AS FOLLOWS:

Section 1. Section 2.24.010 of the Pacific Municipal Code, as last amended by Ordinance No. 762, is hereby amended to read as follows:

**2.24.010 Created – Judge – Appointment.**

A. **Authority.** Pursuant to chapter 3.50 RCW, there is created and established an inferior court to be known and designated as a municipal court, entitled “The Municipal Court of the City of Pacific,” which court shall have exclusive original criminal jurisdiction of all other actions brought to enforce or recover license penalties or forfeitures declared or given by such city ordinances or by any state statutes. The municipal court shall have jurisdiction and shall exercise all power granted to it under the Revised Code of Washington, together with such other powers and jurisdictions as are generally conferred in this state by either common law or by express statute upon the municipal court.

B. **Judge.** The municipal court judge shall be appointed by the mayor, and confirmed by a majority vote of the city council. The person appointed as municipal judge shall be a citizen of the United States and the state. The position of such municipal judge shall be on a part-time basis.

**C. Judge's appointment.** Such appointment shall be for a term of four years. Appointment shall be made in a like manner by the fifteenth day of December preceding the end of every such four-year term.

Section 2. Section 2.24.020 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.020 Judge's salary.**

The salary of the municipal court judge shall be fixed by ordinance of the city council from time to time; RCW 3.50.080.

Section 3. Section 2.24.030 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.030 Deposit of moneys collected.**

All fees, costs, fines, forfeitures and other moneys imposed or collected by the municipal court for the violation of any municipal ordinance, together with any other revenues received by the municipal court, shall be deposited with the finance director as a part of the general fund of the city; RCW 3.50.100.

Section 4. Section 2.24.040 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.040 Pleadings, practice and procedure.**

Pleadings, practice and procedure in cases not governed by statutes or rules specifically applicable to municipal courts shall, insofar as applicable, be governed by the statutes and rules now existing including the applicable provisions of Title 3 RCW or as may hereafter be adopted governing the pleadings, practice and procedure applicable to district courts; RCW 3.50.450.

Section 5. Section 2.24.050 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.050 Judge pro tem – Position established.**

There is established a position to be known as judge pro tem, which judge pro tem shall act in the absence of the regular municipal judge of the city and shall have all of the powers and duties of the regular municipal judge; RCW 3.02.060.

Section 6. Section 2.24.060 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.060 Judge pro tem – Appointment – Qualifications.**

The presiding judge is hereby directed to appoint necessary judges pro tem to act in the absence or disability of the duly qualified municipal judge. The judges pro tem shall be qualified to hold the position of judge of the municipal court as provided for in PMC 2.24.010; RCW 3.50.090.

Section 7. Section 2.24.065 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.065 Court administrator.**

There shall be a court administrator of the municipal court appointed and removed by the municipal judge. The municipal court judge shall supervise and control the court administrator. The court administrator shall perform such duties as may be prescribed by law for a court administrator or a court clerk and shall perform such other duties as may be assigned by the municipal court judge. The court administrator shall be paid such compensation as the city council may provide from time to time; RCW 3.50.080.

Section 8. Section 2.24.070 of the Pacific Municipal Code is hereby amended to read as follows:

**2.24.070 Court clerk.**

There shall be a court clerk of the municipal court appointed and removed by the municipal court judge. The court clerk shall be supervised by the court administrator and shall perform such duties as may be assigned by the municipal court judge or the court administrator. The court clerk shall be paid such compensation as the city council may provide from time to time; RCW 3.50.080.

Section 9. Section 2.24.080 of the Pacific Municipal Code is hereby repealed.

Section 10. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional or unlawful by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 11. Publication and Effective Date. This Ordinance shall be published by an approved summary consisting of the title, and shall be effective 5 days after publication.

PASSED by the City Council of Pacific this \_\_\_\_<sup>nd</sup> day of \_\_\_\_\_, 2016.

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Leanne Guier, Mayor

AUTHENTICATED:

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Amy Stevenson-Ness, City Clerk.

APPROVED AS TO FORM:

Office of the City Attorney

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Carol Morris, City Attorney

PUBLISHED:

EFFECTIVE DATE:

**From:** Kelly Rydberg  
**Sent:** Monday, March 19, 2012 4:40 PM  
**To:** 'Tawes, Caroline'  
**Subject:** RE: Municipal Court Report

Judge Rochon reviewed this information and has responded:

Regarding the Judge's term of office: original contains scrivener error and had been corrected

Regarding Judge Pro Tempore: The mayor has not exercised any authority nominally granted by PMC 2.24.060 while I (Stephen Rochon) have been Presiding Judge (since 1998). All Pro Tem Judges have been appointed by the PJ since then.

Regarding court administrator appointment: The City Council has never failed to confirm administrator appointments by the PJ.

Regarding costs under PMC 2.24.080: The costs ostensibly authorized by this provision have never been imposed by the Court.

Thank you.

If you have any other questions, please contact me so I can refer them to Judge Rochon.

*Kelly Rydberg*

Pacific/Algona Municipal Court Administrator  
100 3rd Ave SE  
Pacific WA 98047  
(253) 929-1141  
(253) 929-1195 fax

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**From:** Tawes, Caroline [mailto:Caroline.Tawes@courts.wa.gov]  
**Sent:** Tuesday, March 13, 2012 3:28 PM  
**To:** Court Mailbox  
**Cc:** Marler, Dirk; HALL, JEFF; Hinchcliffe, Shannon; Krebs, Jennifer  
**Subject:** Municipal Court Report

*This message has been forwarded on behalf of Dirk Marler, Director, Judicial Services Division, Administrative Office of the Courts.*

Dear Judge Rochon:

This is a follow-up to my recent e-mail regarding the records that your city public records officer provided to the AOC in response to our February 2011 public records request (see "*Part-Time Municipal Courts in Washington, 2011*," Appendices 1, 2, 3).

We requested records pertaining to judicial salaries, terms of employment and the position of the court within the city government. I have attached an electronic copy of your city's response.

In reviewing the records for your city, we noted the following potential issues:

- The Judge's term of office does not coincide with the state standard provided in RCW 3.50.040 of a four-year term from 1/1/2010 – 12/31/2013.

- The Mayor is permitted to select the Judge Pro Tempore, in conflict with RCW 3.50.090 and GR 29(f)(12).
- The Court Administrator must be confirmed by the City Council, which appears to conflict with GR 29(f).
- The costs imposed under PMC 2.24.080 may lack authority under state law.

We acknowledge that the information AOC received may not be complete or current, and so leave to your discretion any decisions about changes that may be appropriate.

I hope this information is helpful. Please feel free to contact me if you have questions or concerns.

Sincerely yours,

**Dirk A. Marler, Director**  
**Judicial Services Division**  
Administrative Office of the Courts  
PO Box 41170  
Olympia, WA 98504-1170  
[dirk.marler@courts.wa.gov](mailto:dirk.marler@courts.wa.gov)  
(360) 705-5211



**AGENDA BILL NO.: 16-059**

**TO:** Mayor Guier and City Council Members  
**FROM:** Jack Dodge, Community Development Manager  
**MEETING DATE:** June 6, 2016  
**SUBJECT:** Proposed Medical Marijuana Code Changes

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**ATTACHMENTS:** 1. Interim Ordinance 2016-1930 Medical Marijuana Cooperatives  
2. RCW 69.51A.250

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**Governance Committee:** 5/4/16  
**Previous Council Review Date:** None

**Summary:**

Background

The State legislature has amended the statutory definitions related to medical marijuana. The State eliminated the regulations applicable to “collective gardens” but added provisions regarding medical marijuana “cooperatives” (Att. 2). These provisions become effective July 1, 2016.

Chapter 20.09 of the Pacific Municipal Code (PMC) prohibits medical marijuana collective gardens, etc. It does not currently prohibit cooperatives. If the City does not prohibit the cooperatives by July 1st, it may be required to allow a cooperative to be located in the City if a business license is issued by the State Liquor and Cannabis Board prior to the City prohibiting this use.

The proposed interim ordinance, if adopted by the Council at the June 13, 2016 Council meeting, would prohibit marijuana cooperatives prior to July 1, 2016. The City would continue to follow the procedures mandated by law to amend development regulations as provided in the Growth Management Act (GMA) and City codes.

**Recommended Action:**

Forward the Interim Ordinance to the June 13, 2013 Council meeting for adoption.

**Recommended Motion:**

None

**DRAFT – May 20, 2016**

**ORDINANCE NO. 2016-1930**

AN INTERIM ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, RELATING TO MEDICAL MARIJUANA, PROHIBITING MARIJUANA COOPERATIVES AS WELL AS COLLECTIVE GARDENS AND UPDATING THE DEFINITIONS RELATING TO MEDICAL MARIJUANA, IN ORDER TO CONFORM WITH RECENT LEGISLATIVE AMENDMENTS, THIS INTERIM ORDINANCE TO BE EFFECTIVE IMMEDIATELY, SETTING SIX MONTHS AS THE EFFECTIVE PERIOD OF THIS INTERIM ORDINANCE WHICH AMENDS PACIFIC MUNICIPAL CODE SECTIONS 20.09.020 AND 20.09.030, ESTABLISHING THE DATE OF A PUBLIC HEARING ON THE INTERIM ORDINANCE, DECLARING AN EMERGENCY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

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WHEREAS, the City of Pacific prohibits both medical and recreational marijuana uses in PMC chapter 20.08 and chapter 20.09; and

WHEREAS, the federal government has not legalized marijuana and the Pacific City Council still desires that all marijuana uses be prohibited in the City of Pacific; and

WHEREAS, the City’s codes relating to medical marijuana included definitions that were consistent with Washington state law at the time the codes were adopted; and

WHEREAS, since that time, the Washington State Legislature has amended the statutory definitions relating to medical marijuana in RCW 69.51A.010; and

WHEREAS, the Legislature has also eliminated the regulations applicable to “collective gardens” in RCW 69.51A.085, effective July 1, 2016; and

WHEREAS, the Legislature adopted provisions allowing medical marijuana “cooperatives” in RCW 69.51A.250, effective July 1, 2016; and

WHEREAS, in order to accomplish the City’s objectives in prohibiting medical marijuana uses in Pacific, this Ordinance needs to be effective prior to July 1, 2016; and

WHEREAS, after adoption of this Ordinance as an interim ordinance pursuant to RCW 36.70A.390, the City still plans to follow the procedures required by law for the amendment of a development regulation, as provided in the Growth Management Act and the City’s codes; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, ORDAINS AS FOLLOWS:

Section 1. Section 20.09.020 of the Pacific Municipal Code is hereby repealed.

Section 2. A new Section 20.09.020 is hereby added to the Pacific Municipal Code, to read as follows:

**20.09.020 Definitions.** For purposes of this chapter, the following definitions apply:

“Collective Garden” has the meaning set forth in RCW 69.51A.085.

“Cooperative” has the meaning set forth in RCW 69.51A.250.

“Cultivation” means the planting, growing, harvesting, drying or processing of marijuana plants or any part thereof.

“Deliver or delivery” means the actual or constructive transfer from one person to another of a substance, whether or not there is an agency relationship.

“Designated provider” has the meaning provided in RCW 69.51A.010.

“Dispense” means the interpretation of a prescription or order for medical cannabis or medical marijuana and pursuant to that order, the selection, measuring, compounding, labeling or packaging necessary to prepare the prescription or order for delivery.

“Dispensary” means any location that does not meet the definition of “collective” or “collective garden” and in which medical marijuana or medical cannabis is processed, dispensed, selected, measured, compounded, packaged, labeled, sold, bartered or given away to any member of the public. It also includes any vehicle or other mode of

transportation, stationary or mobile, which is used to transport, distribute, deliver, sell or give away medical cannabis or medical marijuana to any member of the public, including members of cooperatives as defined in RCW 69.51A.250.

“Marijuana” has the meaning provided in RCW 69.50.101.

“Marijuana concentrates” has the meaning provided in RCW 69.50.101.

“Marijuana infused products” has the meaning provided in RCW 69.50.101.

“Marijuana retailer” has the meaning provided in RCW 69.50.101.

“Marijuana processor” has the meaning provided in RCW 69.50.101.

“Marijuana producer” has the meaning provided in RCW 69.50.101.

“Marijuana retailer with a medical marijuana endorsement” has the meaning provided in RCW 69.51A.010.

“Marijuana infused products” has the meaning provided in RCW 69.50.101.

“Medical use of marijuana” has the meaning provided in RCW 69.51A.010.

“Qualifying patient” has the meaning provided in RCW 69.51A.010.

“Usable marijuana” has the meaning provided in RCW 69.50.101.

Section 3. Section 20.09.030 of the Pacific Municipal Code is hereby amended to read as follows:

**20.09.030 Prohibited activities.**

A. It is unlawful to own, establish, operate, use or permit the establishment or operation of a medical marijuana dispensary, or to participate as an employee, contractor, agent or volunteer or in any other manner or capacity in any marijuana business, even if the same is licensed by the State of Washington. ~~That does not have a license from the Liquor Control Board of the state of Washington.~~

B. It is unlawful to own, establish, operate, use, participate in or permit the establishment or operation of a medical marijuana collective garden or a cooperative, or to participate as an employee, contractor, agent

or volunteer or any other manner or capacity in any collective garden or cooperative, even if the same is licensed/registered with the State of Washington

C. It is unlawful to lease, rent, or otherwise allow any medical marijuana dispensary, or any medical marijuana collective garden or any cooperative, outdoors, indoors, in any building, structure, premises, location or land in the City, even if the same is licensed/registered with the State of Washington.

Section 4. Section 20.09.040 is hereby amended to read as follows:

**20.09.040 Use not permitted in any zone.** The use of any building, structure, location, premises or land for a medical marijuana dispensary or a collective garden or a cooperative is not ~~currently~~ allowed in the City and medical marijuana dispensaries and collective gardens and cooperatives are not permitted uses in any zone. So long as this chapter remains in effect, the City shall not determine, either through interpretation or otherwise, that the use of any building, structure, location, premises or land as a medical marijuana dispensary, or collective garden or cooperative may be permitted in any zone.

Section 5. Section 20.09.050 is hereby amended to read as follows:

**20.09.050 No vested or nonconforming rights.** This chapter prohibits medical marijuana dispensaries, ~~and~~ collective gardens and cooperatives. Neither this chapter nor any other City ordinance, City action, failure to act, statement, representation, certificate, approval or permit issued by the City or its departments, or their respective representatives, agents, employees, attorneys or assigns, shall create, confer, or convey any vested or nonconforming right or benefit regarding any medical marijuana business, marijuana business, cooperatives or collective garden.

Section 6. Findings. The Council adopts all of the “whereas” sections of this

Ordinance as findings to support this interim zoning ordinance, as well as the following:

A. The purpose of this interim zoning ordinance is to maintain the status quo while the City drafts and considers amendments to chapter 20.09 of the Pacific Municipal Code, relating to medical marijuana, addressing definitions and the prohibition on a new use created by the Washington State Legislature, or “cooperatives” (under RCW 69.51A.250. The Legislature is eliminating “collective gardens” under RCW 69.51A.085 (to be effective up to July 1, 2016), and replacing them with “cooperatives” under RCW 69.51A.250 (effective beginning on July 1, 2016).

B. The City will consider adoption and enforcement of an ordinance addressing cooperatives under RCW 69.51A.250 during the next six months, while this interim zoning ordinance is in effect.

C. During the period of time that this interim zoning ordinance is in effect, the City will also consider the manner in which the negative impacts and secondary effects associated with cooperatives (on-going or predicted) in the City can be ameliorated, including but not limited to, the demands that will be placed upon scarce City policing, legal, policy and administrative resources; neighborhood disruption, increased transient visitors and intimidation; the exposure of school-age children and other sensitive residents to marijuana, illegal sales to both minors and adults; fraud in issuing, obtaining or using medical marijuana prescriptions, murders, robberies, burglaries, assaults, drug trafficking and other violent crimes.

D. The State of Washington has adopted a new regulatory and enforcement system to address cooperatives, but no licenses have yet issued, and so there is no way to determine whether (or the manner in which) the State will enforce these rules. The Council also acknowledges that the State has not performed any environmental analyses that will assist cities, towns and counties in the adoption of local regulations addressing marijuana uses, and that municipalities must therefore either develop their own analyses or observe these impacts after-the-fact (or, *after* these marijuana uses locate and begin operation in cities, towns and counties throughout Washington.) Then, the municipalities will be required to “fix” the problems stemming from these uses with their already scarce resources.

E. In sum, the City Council believes that it cannot adopt legislation to address the negative environmental impacts and secondary land use effects of medical marijuana cooperatives until the extent of these impacts are known, and there is strict enforcement of these laws.

F. No part of this interim ordinance is intended to or shall be deemed to conflict with federal law, including but not limited to, the Controlled Substances Act, 21 U.S.C. Section 800 *et seq.*, the Uniform Controlled Substances Act (chapter 69.50 RCW) nor to otherwise permit any activity that is prohibited under either Act, or any other local, state or federal law, statute, rule or regulation. This interim ordinance is not intended to address or invite litigation over the question whether the State of Washington’s medical or recreational marijuana laws (or this City’s laws) satisfy the federal government’s enforcement priorities. Nothing in this interim ordinance shall be construed to supersede Washington state law prohibiting the acquisition, possession, manufacture, sale or use of medical cannabis or recreational marijuana in any manner not authorized by chapter 69.51A RCW or chapter 69.50 RCW. Nothing in this interim ordinance shall be construed to supersede legislation prohibiting persons from engaging in conduct that endangers others, or that creates a nuisance, as defined herein. It is the intention of the City Council that this interim ordinance be interpreted to be compatible with federal and state enactments and in furtherance of the public purposes that those enactments encompass.

Section 7. Interim Ordinance Adopted. This interim ordinance is immediately adopted for a period of six months in order to provide the City adequate time to:

A. Study the secondary land use impacts associated with the location and siting of structures and uses in which medical marijuana cooperatives may take place. This includes, but is not limited to, all activities associated with medical marijuana, including individual cultivation, collective gardens, cooperatives, production, processing, transfer, bartering, exchange and delivery of marijuana between qualified patients, designated providers or anyone else. This work will begin upon adoption of this ordinance and is expected to take three months.

B. Allow the City adequate time to study the effects of state licensed marijuana uses as they operate in other areas (throughout Washington, Colorado and other states adopting similar laws). This work will begin upon adoption of this ordinance and is expected to take three months.

C. Draft an ordinance addressing medical marijuana cooperatives in the City. This work will begin immediately after the activities described in A and B of this Section are complete.

D. Hold a public hearing(s) on the draft ordinance, obtain public input on such ordinance, allow the Planning Commission to make recommendations to the City Council, for the City Council to review the draft ordinance and, if desired, to adopt new regulations or prohibitions on marijuana uses. This work will begin immediately after the activities described in A, B and C are complete.

Section 8. Effect of Interim Zoning Ordinance. The City Council imposes an immediate six-month prohibition on the acceptance of all development permit and business license applications for any structure, use or operation involving medical marijuana cooperatives, as the same are defined in this Ordinance and RCW 69.51A.250. All such development permit and business license applications shall be rejected and returned to the applicant.

Section 9. Duration of Interim Zoning Ordinance. This interim zoning ordinance shall commence on the effective date set forth in Section 15 herein. As long as the City holds a public hearing on the interim zoning ordinance and adopts findings and conclusions in support of the interim zoning ordinance (as contemplated by Section 6 herein), the interim zoning ordinance shall not terminate until six (6) months after the date of adoption, or at the time all of the events described in Section 3 have been accomplished, whichever is sooner. The Council shall make the decision to terminate the moratorium by ordinance, and termination shall not otherwise be presumed to have occurred.

Section 10. Public Hearing on Interim Zoning Ordinance. Pursuant to RCW 36.70A.390 and RCW 35.63.200, the City Council shall hold a public hearing on this interim zoning ordinance within sixty (60) days of its adoption, or before \_\_\_\_\_, 2016. The Council hereby schedules this hearing for

\_\_\_\_\_, 2016. During the next Council meeting immediately following, the City Council shall adopt findings of fact on the subject of this interim zoning ordinance and either justify its continued imposition or repeal this ordinance.

Section 11. Declaration of Emergency.<sup>1</sup> The City Council hereby declares that an emergency exists necessitating that this interim zoning ordinance take effect immediately upon passage by a majority vote plus one of the whole membership of the Council, and that the same is not subject to a referendum.<sup>2</sup> The new regulations for cooperatives in RCW 69.51A.250 will be effective on July 1, 2016. Therefore, applications for this use could be submitted to the state cannabis and liquor board on or before this date. Under RCW 69.51A.250(3)(c), no cooperative can be located where prohibited by a city zoning provision, and the state liquor and cannabis board “must deny the registration of any cooperative if the location does not comply with the requirements set forth in [RCW 69.51A.250(3)].”

The process for adoption of a development regulation, as outlined in this Ordinance will usually take about 2-3 months, depending on the schedule of the Planning Commission and City Council. The City needs to adopt this interim zoning ordinance to be effective immediately, in order to prevent the state liquor and cannabis board from approving applications for medical marijuana collectives in the City of Pacific. Also, immediate adoption is required to ensure that applications for development and business licenses cannot be submitted to Pacific and possibly become vested, leading to development that could be incompatible with the regulations eventually adopted by the City (after the process described herein). Therefore, the interim zoning ordinance must be adopted immediately as an emergency measure to protect the public health, safety and welfare.

Section 12. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional or unlawful by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 13. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 14. Copies of Relevant Statutes Adopted by Reference. Pursuant to RCW 35A.12.140, one copy of RCW 69.51A.010 and 69.50.101 are filed in the office of the City Clerk for examination by the public.

Section 15. Effective Date. (if the Council desires immediate adoption and there is a vote of a majority plus one of the entire council): This Ordinance shall take effect and be in full force immediately upon passage, having received the vote of a majority plus one of the entire Council.

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<sup>1</sup> If the City does not have sufficient votes to pass this ordinance on an emergency basis, this section should be deleted. Without a majority plus one of the full membership of the Council, the ordinance would go into effect at the usual time. See, RCW 35A.12.130 for code cities.

<sup>2</sup> RCW 35A.12.130 for code cities.

PASSED by the City Council and approved of the Mayor of the City of Pacific this 13<sup>th</sup> day of June, 2016.

CITY OF PACIFIC

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Leanne Guier, Mayor

ATTEST/AUTHENTICATED:

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Amy Stevenson-Ness, City Clerk

APPROVED AS TO FORM:  
Office of the City Attorney

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Carol Morris, City Attorney

FILED WITH THE CITY CLERK: May 20, 2016  
PASSED BY THE CITY COUNCIL:  
PUBLISHED:  
EFFECTIVE DATE:  
ORDINANCE NO: 2016-1930

**RCW 69.51A.250**

**Cooperatives—Qualifying patients or designated providers may form—Requirements—Restrictions on locations—State liquor and cannabis board may adopt rules. (Effective July 1, 2016.)**

\*\*\* CHANGE IN 2016 \*\*\* (SEE [2520.SL](#)) \*\*\*

(1) Qualifying patients or designated providers may form a cooperative and share responsibility for acquiring and supplying the resources needed to produce and process marijuana only for the medical use of members of the cooperative. No more than four qualifying patients or designated providers may become members of a cooperative under this section and all members must hold valid recognition cards. All members of the cooperative must be at least twenty-one years old. The designated provider of a qualifying patient who is under twenty-one years old may be a member of a cooperative on the qualifying patient's behalf.

(2) Qualifying patients and designated providers who wish to form a cooperative must register the location with the state liquor and cannabis board and this is the only location where cooperative members may grow or process marijuana. This registration must include the names of all participating members and copies of each participant's recognition card. Only qualifying patients or designated providers registered with the state liquor and cannabis board in association with the location may participate in growing or receive useable marijuana or marijuana-infused products grown at that location.

(3) No cooperative may be located in any of the following areas:

(a) Within one mile of a marijuana retailer;

(b) Within the smaller of either:

(i) One thousand feet of the perimeter of the grounds of any elementary or secondary school, playground, recreation center or facility, child care center, public park, public transit center, library, or any game arcade that admission to which is not restricted to persons aged twenty-one years or older; or

(ii) The area restricted by ordinance, if the cooperative is located in a city, county, or town that has passed an ordinance pursuant to RCW [69.50.331](#)(8); or

(c) Where prohibited by a city, town, or county zoning provision.

(4) The state liquor and cannabis board must deny the registration of any cooperative if the location does not comply with the requirements set forth in subsection (3) of this section.

(5) If a qualifying patient or designated provider no longer participates in growing at the location, he or she must notify the state liquor and cannabis board within fifteen days of the date the qualifying patient or designated provider ceases participation. The state liquor and cannabis board must remove his or her name from connection to the cooperative. Additional qualifying patients or designated providers may not join the cooperative until sixty days have passed since the date on which the last qualifying patient or designated provider notifies the state liquor and cannabis board that he or she no longer participates in that cooperative.

(6) Qualifying patients or designated providers who participate in a cooperative under this section:

(a) May grow up to the total amount of plants for which each participating member is authorized on their recognition cards, up to a maximum of sixty plants. At the location, the qualifying patients or designated providers may possess the amount of useable marijuana that

can be produced with the number of plants permitted under this subsection, but no more than seventy-two ounces;

(b) May only participate in one cooperative;

(c) May only grow plants in the cooperative and if he or she grows plants in the cooperative may not grow plants elsewhere;

(d) Must provide assistance in growing plants. A monetary contribution or donation is not to be considered assistance under this section. Participants must provide nonmonetary resources and labor in order to participate; and

(e) May not sell, donate, or otherwise provide marijuana, marijuana concentrates, useable marijuana, or marijuana-infused products to a person who is not participating under this section.

(7) The location of the cooperative must be the domicile of one of the participants. Only one cooperative may be located per property tax parcel. A copy of each participant's recognition card must be kept at the location at all times.

(8) The state liquor and cannabis board may adopt rules to implement this section including:

(a) Any security requirements necessary to ensure the safety of the cooperative and to reduce the risk of diversion from the cooperative;

(b) A seed to sale traceability model that is similar to the seed to sale traceability model used by licensees that will allow the state liquor and cannabis board to track all marijuana grown in a cooperative.

(9) The state liquor and cannabis board or law enforcement may inspect a cooperative registered under this section to ensure members are in compliance with this section. The state liquor and cannabis board must adopt rules on reasonable inspection hours and reasons for inspections.



**Agenda Bill No. 16-060**

**TO:** Mayor Guier and City Council Members

**FROM:** Jim Morgan, Public Works Manager

**MEETING DATE:** June 13, 2016

**SUBJECT:** Resolution to approve the job description for the Stormwater Technician.

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**ATTACHMENTS:**

- Resolution No. 2016-346
- Job Description for the Stormwater Technician.

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**Previous Council Review Date:**

**Summary:** At the Council Retreat on May 14th, Mayor Guier presented the City Council with a proposed updated organizational chart that included among other changes and additions the Stormwater Technician. This is a much needed position to support the Public Works Department's effort to remain in compliance with the City's Stormwater National Pollution Discharge Elimination (NPDES) Phase II permit. Projected budgetary changes will not exceed the Council approved 2016 budget.

**Recommendation/Action:** Staff recommends the Council move this item forward to the June 13, 2016, regular meeting for approval.

**Motion for Consideration:** I move to approve Resolution number 2016-346 adding the job description for the Stormwater Technician position.

**Budget Impact:** Staff projections show these changes to not exceed the appropriated budget for 2016.

**Alternatives:**

**CITY OF PACIFIC  
WASHINGTON  
RESOLUTION NO. 2016-346**

**A RESOLUTION OF CITY COUNCIL OF THE CITY OF PACIFIC,  
WASHINGTON, ADOPTING THE JOB DESCRIPTION FOR THE POSITION OF THE  
STORMWATER TECHNICIAN**

---

**WHEREAS**, the City of Pacific has decided to add a new position; and

WHEREAS, there is no job description for the new position of Stormwater Technician;  
and

**WHEREAS**, the City of Pacific has been presented by the Mayor with an amended 2016 Salary Schedule that includes the position of Stormwater Technician;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AS FOLLOWS:**

**Section 1.** The City Council of the City of Pacific adopts the Job Description for the position of Stormwater Technician.

**Section 2.** This Resolution shall take effect and be in full force as of the date of approval and adoption.

**PASSED BY THE CITY OF PACIFIC CITY COUNCIL AT A REGULAR MEETING  
THEREOF ON JUNE 13, 2016.**

CITY OF PACIFIC

\_\_\_\_\_  
LEANNE GUIER, MAYOR

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
AMY STEVENSON-NESS, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CAROL MORRIS, CITY ATTORNEY

# JobDescription

**Storm Water Technician**

**Department:** Public Works

**FLSA Status:** Nonexempt

**Reports to:** Public Works Manager

**Approval Date:**

**Salary Range:** 14

The following job description is designed to outline the functions and position requirements for the Storm Water Technician. It does *not* identify all tasks that may be expected, nor does it address every performance standard that must be maintained.

## **General Position Summary:**

Under the supervision of the Public Works Manager and acting in concert with the Water / Stormwater Manager, perform a variety of technical and administrative tasks to support and coordinate compliance with the Municipal Stormwater NPDES Phase II Program which governs stormwater permits, discharges, and related environmental regulatory requirements.

The employee in this position provides assistance to citizens and staff with regards to stormwater and water quality; including inspection of construction stormwater sites and enforcement of the City's stormwater control ordinance and adopted Stormwater Manual, inspection of public and private storm facilities; implementation of policies, procedures associated with stormwater management, and Stormwater Pollution Prevention Plan for municipal operations and maintenance; and other related tasks. The Stormwater Technician is often the 'face of the City' providing initial customer contact.

## **Essential Functions/Major Responsibilities:**

- Under direction, implements the City's Illicit Discharge Detection and Elimination (IDDE) program (PMC 24.08.120) including responding to complaints, conducting field inspections and water quality monitoring of watercourses and other stormwater facilities.
- Documents stormwater code violations (PMC 24.08 and Adopted Stormwater Manual), issuing written correspondence, notices of violation and performs other enforcement activities to ensure code compliance.
- Develops and maintains computer inventory of drainage facilities and drainage problems on databases or spreadsheets, updates mapping information and files, and uses data to analyze storm drainage issues.
- Assists in implementing the City's Construction Site Runoff Control program (PMC 24.08) including reviewing stormwater pollution prevention plans, conducting field inspections of construction sites, evaluating effectiveness of erosion control measures, documenting code violations, and following up to ensure code compliance.
- Assists with implementing of City's Post-construction Stormwater Management program (PMC 24.08 and Adopted Stormwater Manual) including scheduling, performing, and following up on inspections of private and public storm drainage systems.
- Assists with maintaining tracking system(s) for various components of the NPDES Permit, and in preparing NPDES Annual Reports.
- Provides information to the public, other City departments, contractors and interested parties regarding the Pacific Municipal Code and related stormwater regulations,

stormwater best management practices (BMPs), water quality issues and city programs and policies.

- Meet with citizens and business owners to arrange for inspections; inspect private and public detention/drainage systems and maintain related databases; prepare reports or correspondence to obtain compliance with regulations.
- Coordinate with Public Works Program Coordinator to develop and implement stormwater inspection and maintenance standards and schedules.
- Serves as a liaison between the Public Works Division and other City divisions and departments (i.e. Engineering, Planning, etc.)
- Responds to complaints from the public in a variety of methods to include written replies and discussions.
- Prepares reports, documents inspections, issues letters; photographs property conditions and maintains required records. Uses a computer database and/or spreadsheets, GPS and computer mapping for reporting and record keeping.
- Work as part of the Public Works maintenance crew on small stormwater projects, such as, but not limited to storm water debris removal, BMP installation, and catch basin frame and grate repair, culvert cleaning and replacement and replacement.
- Provide public outreach and education to the general public and target groups regarding maintenance of stormwater facilities and BMPs and stormwater best management practices and solicit input as appropriate.
- Perform other related duties and responsibilities as required.

**Secondary Functions:**

- Attends meetings to provide information and assistance in resolving issues related to stormwater and related issues.
- Performs basic design and reviews construction plans for stormwater compliance.
- Because of the small size of the City’s Public Works Department ~~staffing level~~, the employee in this job classification is expected to perform a wide range of duties, as may be required in order to support facilities, fleet, parks, streets, and water and wastewater operations and maintenance activities.

**Job Scope:** The Stormwater Technician job involves recurring work situations with occasional variations from the norm and a moderate degree of complexity. The Stormwater Technician works from established procedures under minimal to moderate direct supervision with some regular work verification. Errors in work can cause a disruption of utility services, property damage and/or personal injury.

**Supervisory Responsibility:** The job has no formal supervisory responsibility, but will assist in providing training and guidance to Public Works Maintenance Worker I, II, and III employees.

**Interpersonal Contacts:** Are made both within the Public Works, maintenance, and other City departments and with individuals not employed by the City. Communication seldom contains confidential or sensitive material.

- Internal: 60%
- External: 40%
- In person: 55%
- Email: 20%
- Phone: 25%

**Specific Job Skills:**

- Knowledge of the technical aspects of stormwater management principles.
- Knowledge of public facilities inspection standards including federal, state, and local regulations and guidelines related to stormwater management especially the NPDES Permit.
- Knowledge of basic construction techniques and operation and maintenance principles of stormwater quantity and quality control facilities.
- Knowledge of and/or familiarity of general principles, practices, and standards of civil engineering.
- Knowledge of applicable City, state, and federal codes, ordinances, specifications, procedures and standards.
- Knowledge of database/spreadsheet record-keeping and retrieval techniques.
- Knowledge of general mapping principles and GPS techniques.
- Knowledge of the safe and proper operation and use of heavy equipment used in Public Works activities
- Knowledge and skilled use of personal computers.
- Ability to skillfully operate trucks, trenchers, loaders, backhoes, compressors, street sweepers, vactor trucks and a wide variety of other motorized equipment.
- Ability to independently perform infrastructure repair, maintenance and construction work assignments.
- Ability to read and interpret engineering plans to evaluate stormwater and other infrastructure systems.
- Ability to assure compliance and compatibility with existing systems and applicable codes, standards, specifications and practices.
- Ability to accurately inspect, investigate, test, sample, and analyze water and other environmental resources.
- Ability to explain complex technical information and procedures verbally and in writing to others lacking technical knowledge.
- Ability to operate a variety of computer software including Microsoft Office (Access, Word, Excel, Outlook, PowerPoint) and equipment including but not limited to a level, GIS data collector, calculator and fax machine.
- Ability to define problems, collect data, establish facts, and draw valid conclusions.
- Ability to prioritize and schedule work appropriately.
- Ability to consistently meet schedules and deadlines.
- Ability to recognize occupational hazards and utilize standard safety practices.
- Ability to establish and maintain cooperative and effective working relationships with others.

**Minimum Qualifications:**

- High school diploma or G.E.D. is required; college level stormwater course work highly desired.

- Minimum of three (3) years' experience in the construction, operation, and maintenance of stormwater infrastructures.
- Valid Class A Washington State commercial driver's license with a tanker endorsement and a driving record free from serious or frequent violations.
- Current Certified Erosion and Sediment Control Lead (CESCL).
- Current Industrial First Aid/CPR and Flagging and Traffic Control Cards and Asbestos Cement Pipe Work Practice Procedures.

**Job Conditions:** Work environment is outside with exposure to inclement weather and traffic. Work often involves use of and exposure to hazardous materials, including raw sewage and/or the general public which may include individuals who are angry or easily agitated. Work may take place in confined spaces or on scaffolds. Work requires occasional overtime and on-call shifts.

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First Level Supervisory Approval

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Second Level Approval



**Agenda Bill No. 16-061**

**TO:** Mayor Guier and City Council Members  
**FROM:** Public Works  
**MEETING DATE:** June 14, 2016  
**SUBJECT:** Six-Year Transportation Improvement Plan (STIP) 2017 – 2022 Public Hearing

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**ATTACHMENTS:**

- Resolution 2016-347
- Six-Year Transportation Improvement Plan (STIP) 2017 – 2022 Public Hearing

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**Previous Council Review Date:** N/A

**Summary:** Current state statutes require the City of Pacific to prepare a Six-Year Transportation Improvement Plan (TIP) annually for submittal to Washington State Department of Transportation (WSDOT). Portions of the City's TIP which meet the criteria for regionally significant projects are then incorporated into the Statewide Transportation Improvement Program (STIP). The TIP is an important tool for local, state and federally funded projects, and is utilized by governmental and planning organizations at all levels. Projects must be identified on the TIP and/or the STIP to be eligible for funding from Federal and State sources. A Public Hearing is required.

**Recommendation/Action:** Staff recommends Council approve Resolution No. 2016-347.

**Motion for Consideration:** Move to approve Resolution No. 2016-347, SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON JUNE 27, 2014 AT 6:30 PM IN THE CITY OF PACIFIC COUNCIL CHAMBERS TO HEAR FROM THE PUBLIC ON THE DEVELOPMENT OF THE CITY'S 2017 – 2022 SIX-YEAR TRANSPORTATION IMPROVEMENT PLAN.

**Budget Impact:** There is no immediate budget impact associated with the passage of this measure.

**Alternatives:** Deny the measure and re-structure the TIP. This action would require a new public hearing to be held.

**CITY OF PACIFIC  
WASHINGTON**

**RESOLUTION NO. 2016 - 347**

**A RESOLUTION OF THE CITY OF PACIFIC, WASHINGTON**, setting the time and place for a public hearing on June 27, 2016, at 6:30 PM in the City of Pacific Council Chambers to hear from the public on the development of the City's 2017 – 2022 Six-Year Transportation Improvement Plan.

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**WHEREAS**, RCW 35.77.010 requires the legislative body of each city and town, pursuant to one or more public hearings thereon, shall prepare and adopt a comprehensive transportation program for the ensuing six calendar years. The program shall be filed with the secretary of transportation not more than thirty days after its adoption.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, DOES RESOLVE AS FOLLOWS:**

Section 1. That said 2017 – 2022 Six-Year Transportation Improvement Plan shall be presented for hearing and determination on Monday, June 27, 2016, at the hour of 6:30 p.m. in the Council Chambers of the City of Pacific, at Pacific City Hall, Pacific, Washington, or as soon thereafter as the same may be heard, and that

Section 2. Notice of such hearing be given as approved by law.

ADOPTED BY THE CITY COUNCIL this 13<sup>th</sup> day of June, 2016.

APPROVED:

\_\_\_\_\_  
LEANNE GUIER, MAYOR

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
AMY STEVENSON-NESS, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CAROL MORRIS, CITY ATTORNEY

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
17		Frontage Road Rehabilitation  3rd Ave SW to 5th Ave NW Frontage Road rehabilitation including repair of pedestrian facilities.	WA-05651	06/27/16	06/27/16			04	CGOPS TW	0.750		No

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2019	STP	150,000	TIB	23,000	27,000	200,000
P	RW	2019	STP	43,000		0	17,000	60,000
P	CN	2020	STP	765,000	TIB	400,000	135,000	1,300,000
<b>Totals</b>				<b>958,000</b>		<b>423,000</b>	<b>179,000</b>	<b>1,560,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	0	0	100,000	100,000	0
RW	0	0	0	60,000	0
CN	0	0	0	650,000	650,000
<b>Totals</b>	<b>0</b>	<b>0</b>	<b>100,000</b>	<b>810,000</b>	<b>650,000</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
00		Interurban Trail Interurban Trail 3rd Ave SW to Stewart Road  This project will extend the Interurban Trail from 3rd Ave SW to Roy Road. Project elements consist of 0.75 miles of multi-use trail utilizing pervious pavement. Trail may be extended further, as funding allows.	WA-06452	06/27/16	06/27/16			28	P	0.750	CE	Yes

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2017		0	WSDOT	250,000	50,000	300,000
P	RW	2017		0	WSDOT	20,000	5,000	25,000
P	CN	2018		0	WSDOT	1,380,000	95,000	1,475,000
<b>Totals</b>				<b>0</b>		<b>1,650,000</b>	<b>150,000</b>	<b>1,800,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	150,000	0	0	0	0
RW	25,000	0	0	0	0
CN	475,000	1,000,000	0	0	0
<b>Totals</b>	<b>650,000</b>	<b>1,000,000</b>	<b>0</b>	<b>0</b>	<b>0</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
17		/ 1017(008) Milwaukee Boulevard Minor Widening Milwaukee Boulevard Ellingson Rd to 5th Avenue SW  The Milwaukee Boulevard corridor road surface is in disrepair and does not have contiguous sidewalks from Ellingson Road to 5th Avenue South. Phase I of the project will construct 1,200 feet of sidewalks between 3rd Avenue SW and 5th Avenue SW. Phase II project will: overlay 2,600 LF of existing pavement from Ellingson Road to 3rd Avenue SE; construct 325 LF of new sidewalk along a missing 'gap' on the east side of the Milwaukee Blvd from 3rd Avenue SE to 4th Avenue SE; reconstruct approximately 800 LF of failed segments of curb, gutter and sidewalk on Milwaukee Blvd from Ellingson Road to 3rd Avenue SE; replace or construct 15 access ramps to meet current requirements; and replace or reconstruct approximately 33 driveway approaches to meet current standards for accessibility.	PAC-6	06/27/16	06/27/16			28		0.250	DCE	Yes

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
S	RW	2017		0		0	38,894	38,894
P	CN	2018	STP(U)	1,138,600		0	177,700	1,316,300
<b>Totals</b>				<b>1,138,600</b>		<b>0</b>	<b>216,594</b>	<b>1,355,194</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
RW	35,894	0	0	0	0
CN	0	1,316,300	0	0	0
<b>Totals</b>	<b>35,894</b>	<b>1,316,300</b>	<b>0</b>	<b>0</b>	<b>0</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
16		Pacific Avenue Rehabilitation  Ellingson Road to 3rd Avenue SE  This project will repair and overlay the existing road surface. Sidewalk completion and drainage improvements are also included.	WA-07768	06/27/16	06/27/16			06	CGOPS TW	0.500	CE	Yes

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2020	STP	100,000	TIB	73,000	27,000	200,000
P	RW	2020	STP	43,000		0	17,000	60,000
P	CN	2021	STP	465,000	TIB	400,000	135,000	1,000,000
<b>Totals</b>				<b>608,000</b>		<b>473,000</b>	<b>179,000</b>	<b>1,260,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	0	0	100,000	100,000	0
RW	0	0	0	60,000	0
CN	0	0	0	0	1,000,000
<b>Totals</b>	<b>0</b>	<b>0</b>	<b>100,000</b>	<b>160,000</b>	<b>1,000,000</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
00		Road Repair and Preservation City Wide  Various to Overlays, repairs, and channelization improvements throughout the city.	WA-05668	06/27/16	06/27/16			06			CE	No

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2017		0	TIB	65,000	10,000	75,000
P	CN	2017		0	TIB	675,000	75,000	750,000
<b>Totals</b>				<b>0</b>		<b>740,000</b>	<b>85,000</b>	<b>825,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	0	25,000	0	25,000	0
CN	0	250,000	0	250,000	0
<b>Totals</b>	<b>0</b>	<b>275,000</b>	<b>0</b>	<b>275,000</b>	<b>0</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
19		Sidewalk Improvements Various to Repair/replace sidewalks throughout the City of Pacific.	WA-05687	06/27/16	06/27/16			28	C G O P T W		CE	Yes

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2017		0	SRTS	27,000	3,000	30,000
P	RW	2017		0		0	30,000	30,000
P	CN	2018		0	SRTS	270,000	30,000	300,000
<b>Totals</b>				<b>0</b>		<b>297,000</b>	<b>63,000</b>	<b>360,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	0	10,000	0	10,000	10,000
RW	0	10,000	0	10,000	10,000
CN	0	100,000	0	100,000	100,000
<b>Totals</b>	<b>0</b>	<b>120,000</b>	<b>0</b>	<b>120,000</b>	<b>120,000</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
19		South 51st Avenue Reconstruction  South 374 Street to South 380th Street  From South 374th Street to South 380th Street construct a 24-foot wide paved road over an existing ROW containing a gravel road. Work includes a stormwater conveyance and collection system.	WA-05663	06/22/15	07/13/15			04		0.500	EA	No

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2017		0	OTHER	45,000	5,000	50,000
P	RW	2017		0	OTHER	20,000	5,000	25,000
P	CN	2018		0	OTHER	450,000	50,000	500,000
<b>Totals</b>				<b>0</b>		<b>515,000</b>	<b>60,000</b>	<b>575,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	20,000	20,000	10,000	0	0
RW	0	25,000	0	0	0
CN	0	0	500,000	0	0
<b>Totals</b>	<b>20,000</b>	<b>45,000</b>	<b>510,000</b>	<b>0</b>	<b>0</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
16		West Valley Highway Reconstruction West Valley Highway County Line Road to 1st Ave W (north city limit)  The project consists of widening of this two lane facility to three lanes (two general purpose lanes and a two-way left turn lane), reconstructing roadway to sub-base, providing pedestrian facilities, and providing stormwater facilities.	PAC-7	06/27/16	06/27/16			04		0.510	EA	No

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	RW	2017	STP	730,000		0	115,000	845,000
P	CN	2020	STP	1,730,000		0	270,000	2,000,000
<b>Totals</b>				<b>2,460,000</b>		<b>0</b>	<b>385,000</b>	<b>2,845,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
RW	845,000	0	0	0	0
CN	0	1,000,000	1,000,000	0	0
<b>Totals</b>	<b>845,000</b>	<b>1,000,000</b>	<b>1,000,000</b>	<b>0</b>	<b>0</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
16		West Valley Highway Reconstruction (County Line Rd. to Jovita Blvd) West Valley Highway County Line Road to Jovita Blvd  The project will widen an existing 2-lane undivided, narrow minor arterial road. The final roadway section will include a through lane in each direction, a two-way left turn lane, sidewalks or a shared use path, landscape areas, illumination and associated utility extensions.	PAC-7A	06/27/16	06/27/16			04		0.500	EA	Yes

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	RW	2018	STP	1,225,000		0	195,000	1,420,000
P	CN	2020	STP	2,573,400		0	401,600	2,975,000
<b>Totals</b>				<b>3,798,400</b>		<b>0</b>	<b>596,600</b>	<b>4,395,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
RW	0	1,420,000	0	0	0
CN	0	0	0	1,475,000	1,500,000
<b>Totals</b>	<b>0</b>	<b>1,420,000</b>	<b>0</b>	<b>1,475,000</b>	<b>1,500,000</b>

# Six Year Transportation Improvement Program From 2017 to 2022

Agency: Pacific

County: King

MPO/RTPO: PSRC

Y Inside

N Outside

Functional Class	Priority Number	A. PIN/Project No. C. Project Title D. Road Name or Number E. Begin & End Termini F. Project Description	B. STIP ID  G. Structure ID	Hearing	Adopted	Amendment	Resolution No.	Improvement Type	Utility Codes	Total Length	Environmental Type	RW Required
14	1	<p>Stewart Road Improvements - Valentine to White River Bridge</p> <p>Stewart Road - 3290</p> <p>Valentine Ave to Butte Ave</p> <p>The project proposes to widen Stewart Road (2 lanes to 5 lanes) and install sidewalks (south side of Stewart) and a pervious asphalt trail (north side of Stewart) from Valentine Ave SE to White River Bridge. Environmental documentation will be completed for future construction of the pervious asphalt trail from Valentine Avenue SE to Butte Ave SE. Installation of a new signal at Butte. Project activities to complete the work include clearing, grading, paving, striping, signage, illumination, utility relocation, stormwater upgrades, and installation of new water main.</p>	PAC-2B	06/27/16	06/27/16			03	CG O P S T W	0.180	EA	Yes

Funding								
Status	Phase	Phase Start Year (YYYY)	Federal Fund Code	Federal Funds	State Fund Code	State Funds	Local Funds	Total Funds
P	PE	2017	STP	620,000		0	125,000	745,000
P	RW	2018	STP	500,000		0	125,000	625,000
P	CN	2020		0	TIB	3,000,000	334,000	3,334,000
<b>Totals</b>				<b>1,120,000</b>		<b>3,000,000</b>	<b>584,000</b>	<b>4,704,000</b>

Expenditure Schedule					
Phase	1st	2nd	3rd	4th	5th & 6th
PE	250,000	0	0	0	0
RW	600,000	0	0	0	0
CN	0	1,500,000	1,834,000	0	0
<b>Totals</b>	<b>850,000</b>	<b>1,500,000</b>	<b>1,834,000</b>	<b>0</b>	<b>0</b>

	Federal Funds	State Funds	Local Funds	Total Funds
<b>Grand Totals for Pacific</b>	<b>10,083,000</b>	<b>7,098,000</b>	<b>2,498,194</b>	<b>19,679,194</b>



**TO:** Mayor Guier and City Council Members  
**FROM:** Public Works  
**MEETING DATE:** June 13, 2016  
**SUBJECT:** Surplus City Equipment

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**ATTACHMENTS:**

- Resolution 2016-348
- "Exhibit A"

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**Previous Council Review Date:** N/A

**Summary:** Several departments have items that are surplus to the needs of the City, including desks, cubical partitions, etc.

**Recommendation/Action:** Staff recommends that Council approve Resolution No. 2016-348 that declares as surplus to City needs the following items as "Exhibit A":

- Cubicles from Public Works and Community Development
- Desks from Public Works and Community Development
- File Cabinets from Finance and Administration
- Miscellaneous furnishings from Public Works and Community Development

**Motion for Consideration:** Move to approve Resolution No. 2016-348 A RESOLUTION OF THE CITY OF PACIFIC, WASHINGTON, AUTHORIZING THE DISPOSAL OF SURPLUS CITY PERSONAL PROPERTY.

**Budget Impact:** None.

**Alternatives:** Do not approve.

**CITY OF PACIFIC  
WASHINGTON  
RESOLUTION NO. 2016 - 348**

**A RESOLUTION OF THE CITY OF PACIFIC, WASHINGTON, AUTHORIZING  
THE DISPOSAL OF SURPLUS CITY PERSONAL PROPERTY.**

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**WHEREAS**, the City of Pacific periodically takes inventory of its equipment that have exceed their life expectancy and are no longer needed for public use; and

**WHEREAS**, the City is desirous to recycle surplus equipment in an “as is” condition without express or implied warranties; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC,  
WASHINGTON, DOES RESOLVE AS FOLLOWS:**

Section 1. The equipment listed and identified on “Exhibit A” are surplus to the City’s needs.

Section 2. This Resolution shall take effect and be in full force upon passage and signatures hereon.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 13<sup>th</sup>  
DAY OF JUNE, 2016.

CITY OF PACIFIC

\_\_\_\_\_  
LEANNE GUIER, MAYOR

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
AMY STEVENSON-NESS, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CAROL MORRIS, CITY ATTORNEY

**CITY OF PACIFIC  
WASHINGTON**

**RESOLUTION NO. 2016 - XXX**

**EXHIBIT A**

<b>Office Furniture/Miscellaneous</b>					
<b>Item</b>	<b>Qty.</b>	<b>Mfg.</b>	<b>Description</b>	<b>Serial or Model Number</b>	<b>Est. Value</b>
Credenza (low)	1	Unknown	Grey steel and plastic laminate	N/A	\$0
Credenza (hutch)	1	Unknown	Particle board with plastic laminate wood grain finish on casters	N/A	\$0
Desk	4	Unknown	2 – grey steel and plastic laminate, 2 - Particle board with plastic laminate wood grain finish	N/A	\$0
Cubicle Dividers	18	Unknown	Grey steel, plastic, fabric.	N/A	\$0
Cubicle Desk assembly parts	6	Unknown	grey plastic laminate particle board panels	N/A	\$0
File Cabinets	4	Unknown	4-drawer steel cabinets	N/A	\$0

**AGENDA ITEM NO. 5F**



**AGENDA BILL NO. 16-063**

**TO:** Mayor Guier and City Council Members

**FROM:** Richard Gould, City Administrator

**MEETING DATE:** June 13, 2016

**SUBJECT:** An amendment to the City of Pacific's King County I-Net service agreement that adds additional IP addresses for the City to use video conferencing with Score (PortaCourt) and other entities.

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**ATTACHMENTS:**

- **Resolution No. 2016-349**
- **Contract No. 01COP14, Amendment No. 1 between King County Washington and the City of Pacific for Institutional Network (I-Net) Services**

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**Previous Council Review Date:** Numerous Technology Committee and Council Workshops over the past three years.

**Summary:** Attached is an amendment to the City of Pacific's King County I-Net service agreement that adds additional static IP addresses for our use. These addresses will allow the City to enable services such as video conferencing with SCORE and other entities. The only additional cost is a \$64 monthly charge is added for the additional IP addresses.

**Recommended Action:** Staff asks that the City Council approve the amendment to the King County I-Net agreement with the City allowing for the use of PortaCourt and other uses of video conferencing.

**Motion for Consideration:** I move to approve Resolution No. 2016-349 authorizing the execution of Amendment No. 1 to Contract No. 01COP14, adding additional IP addresses to support video conferencing.

**Budget Impact:** \$768 annually.

**Alternatives:** N/A

**CITY OF PACIFIC, WASHINGTON**

**RESOLUTION NO. 2016-xxx**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH KING COUNTY FOR ADDITIONAL STATIC IP ADDRESSES TO ALLOW FOR THE USE OF VIDEO CONFERENCING WITH SOUTH CORRECTIONAL ENTITY MULTIJURISDICTIONAL MISDEMEANANT JAIL AND OTHER ENTITIES.**

**WHEREAS**, the City of Pacific contracts with King County for institutional network internet services; and

**WHEREAS**, the City of Pacific is in need of additional static IP addresses to enable services such as video conferencing with South Correctional Entity Multijurisdictional Misdemeanant Jail (SCORE) and other entities; and

**WHEREAS**, an amendment to the agreement with King County I-Net is required to add additional static IP addresses;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AS FOLLOWS:**

**Section 1.** The Council hereby authorizes the Mayor to execute Amendment No. 1 to the agreement between King County and the City of Pacific for Institutional Network Services, attached as Exhibit A.

**Section 2.** This Resolution shall take effect and be in force immediately upon its passage.

**PASSED BY THE CITY COUNCIL AT ITS REGULAR MEETING THEREOF ON THE 13TH DAY OF JUNE, 2016.**

CITY OF PACIFIC

\_\_\_\_\_  
Leanne Guier, Mayor

ATTEST:

\_\_\_\_\_  
Amy Stevenson-Ness, City Clerk

Approved as to Form:

\_\_\_\_\_  
Carol Morris, City Attorney

**Contract No. 01COP14  
Amendment No. 1  
between  
King County, Washington and City of Pacific,  
for  
Institutional Network (I-Net) Services**

This Amendment Number 1 (“Amendment”) to the Institutional Network Services Agreement is between King County, Washington (hereinafter “County”), with its principal place of business at 401 5<sup>th</sup> Avenue, Suite 600, Seattle, WA and City of Pacific, with its principal place of business at 100 3<sup>rd</sup> Ave. SE, WA (hereinafter “Customer”), collectively the “Parties”.

**WHEREAS**, County and Customer desire to modify the underlying Agreement to:

**NOW, THEREFORE**, in consideration of the foregoing recital and the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree to the foregoing as follows:

1. **DELETE** “Attachment A – Site(s) Covered Thru 3/31/17” in its entirety and **REPLACE** with the following “Attachment A – Site(s) Covered Thru 3/31/17, revised 5/4/16”.
2. **NO OTHER AMENDMENTS.** Except as provided herein, the Agreement shall remain unchanged and in full force and effect.

IN WITNESS, THEREOF, the Parties have executed this Amendment.

<b>KING COUNTY</b>	<b>CITY OF PACIFIC</b>
Print Name:	Print Name:
Signature:	Signature:
Title: King County Executive	Title:
Date:	Date:

## Attachment A – Sites(s) Covered Thru 3/31/17, revised 5/4/16

All Site and contact data will be maintained by I-Net Operations. Customer Shall report changes in contact personnel or location data to I-Net management. The Contracted Site Services & Monthly Fees table below identifies Service Type and Bandwidth (Svc Type & BW), Site ID (number), Site Name, Site Address, City, Site Contact, CPE Device, Hub, Demarcation Point, and monthly cost for each Site covered under this Contract. I-Net owns all CPE devices installed at Customer Sites. See *Attachment G – Service Offerings* for a description of service offerings.

**I-Net fiber is reserved for I-Net use only, to support delivery of I-Net services to the Sites specified below.**

### Service Offering Summary

1. Internet Bandwidth (IB)	2. Transport Bandwidth (TB)
3. Support Services - Platinum, Gold, Silver, Bronze	4. T1 Connection (T1)
5. Additional Internet Bandwidth (AIB)	6. Additional Transport Bandwidth (ATB)
7. Additional IPV4 Addresses (AIP)	8. Professional Services: Network Engineering Service (NES) Solution Architecture (SA) Project Management Service (PMS) Support Surcharge (SS)
9. Data Center Services (See Attachment O)	

### Contracted Site Services & Monthly Fees – Effective June 1, 2016

Svc Type & BW	Site ID	Site Name	Site Address	City	Site Contact	CPE Device	Hub	Demarcation Point	Monthly Fee
IB 40	7046	City of Pacific	100 3 <sup>rd</sup> Ave SE	Pacific	Amy Stevenson-Ness		Federal Way	Kitchenette	\$375.00
AIP – 1 block	7046	City of Pacific	100 3 <sup>rd</sup> Ave SE	Pacific					\$64.00
Silver Support	7046	City of Pacific	100 3 <sup>rd</sup> Ave SE	Pacific					\$0.00 **
<b>TOTAL Monthly Fees:</b>									<b>\$439.00</b>

### Installation Costs (Non-Recurring)

**			Contract No. 01COP14
*Provision Fees	Per Site	\$1,900	
Additional Site Provisioning Cost(s) Site Visit Required	Per Site	\$320	
Additional Services – No Site Visit Required	\$ 150 per hour	Per hour	
<b>Total Non-Recurring Costs</b>			<b>N/A</b>



**AGENDA ITEM NO. 5G**

**Agenda Bill No. 16-064**

**TO:** Mayor Guier and City Council Members

**FROM:** Richard Gould, City Administrator

**MEETING DATE:** June 13, 2016

**SUBJECT:** Accepting \$500.00 donation from Soroptimist International of Auburn to support City of Pacific Community Services Youth Programs

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**ATTACHMENTS:** Ordinance No. 2016-1931

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**Previous Council Review Date:** none

**Summary:** Soroptimist International of Auburn has made a donation of \$500.00 to the City of Pacific Community Services to support youth programs. Council approval is needed to accept the donation.

**Recommendation/Action:** Accept donation of \$500.00 from Soroptimist International of Auburn.

**Motion for Consideration:** I move to adopt Ordinance No. 2016-1931 accepting a donation of \$500.00 from Soroptimist International of Auburn to support City of Pacific Community Services youth programs.

**Budget Impact:** None. .

**Alternatives:** None

**CITY OF PACIFIC  
WASHINGTON**

**ORDINANCE NO. 2016-1931**

**AN ORDINANCE OF THE CITY OF PACIFIC, WASHINGTON  
ACCEPTING A DONATION OF \$500.00 FROM SOROPTIMIST  
INTERNATIONAL OF AUBURN TO SUPPORT THE CITY OF PACIFIC  
COMMUNITY SERVICES YOUTH PROGRAMS**

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**WHEREAS**, Soroptimist International of Auburn has donated \$500 for the purpose of supporting the City of Pacific Community Services youth programs; and

**WHEREAS**, RCW 35.21.100 authorizes the City Council to accept donations by ordinance and to execute any lawful terms or conditions associated therewith; and

**WHEREAS**, the programs cost money that is sometimes not available, and

**WHEREAS**, the City Council desires to accept the donation from Soroptimist International of Auburn;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC,  
WASHINGTON, DOES ORDAIN AS FOLLOWS:**

**Section 1.** Acceptance of Donation. The City Council hereby accepts the donation in the amount of \$500 from Soroptimist International of Auburn for the purpose of supporting the City's Community Services Youth Programs.

**Section 2.** This ordinance shall take effect five (5) days after publication of a summary consisting of the title.

**ADOPTED BY THE CITY COUNCIL AT A REGULARLY SCHEDULED MEETING  
THEREOF ON THE 13<sup>th</sup> DAY OF June, 2016.**

CITY OF PACIFIC

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Leanne Guier, Mayor

Attested:

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Amy Stevenson-Ness, City Clerk

Approved to as form:

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Carol Morris, City Attorney