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**CITY OF PACIFIC
CITY COUNCIL MEETING
JANUARY 9TH, 2012
COUNCIL CHAMBERS, 6:30PM**

MEETING SUMMARY

1. CALL TO ORDER AND FLAG SALUTE

Mayor Cy Sun called the City Council Meeting to order at and led the Pledge of Allegiance at 6:32 p.m.

2. ROLL CALL OF COUNCIL MEMBERS

Tren Walker
Leanne Guier
Josh Putnam
James McMahan- will be late.
John Jones
Gary Hulse
Clint Steiger

Councilmember Hulse moved to excuse Councilmember McMahan; Councilmember Putnam second; all the votes were ayes.

Staff present: Linda Morris, John Calkins, Paula Wiech, Jim Morgan, Jane Montgomery, Maria Pierce, and Al Abuan.

3. APPROVAL OF/ADDITIONS TO AGENDA

1. John Jones asked to add an Executive Session – Uniformed Contract negotiations and the Public Works/Clerical negotiations for 15 minutes.
2. Al Abuan added to the Executive Session - potential litigation for 10 minutes.
3. Pull item 7B off the agenda; Council wants it to go to the workshop next week.

Councilmember Putnam moved approval of the amended Agenda; Councilmember Walker second; all the votes were ayes.

4. AUDIENCE COMMENTS-

Carol Aguilar- Carol is the President of Pacific Partnerships a nonprofit organization that supports Pacific citizens. Pacific Partnerships has donated school supplies; provided meals for families and organizes the gift giving tree and tree lighting ceremony. They spent \$5,000 to make sure every family on the tree was provided for. They are an umbrella organization for the seniors. They support the ASCAP license for the weekly jam sessions; any music that is conducted has to have this license. She stated that she had heard there was talk about them not spending their money correctly. She invited the new Mayor to come and see them and she will show him what they do correctly.

Barbara Lourdes - She has lived in the City for the past 11 years. She resides at Cobble Court and has had many issues with her carpet and floors. She has asthma and the apartment complex will not respond to her complaints. She is coming to the City because she does not know what else to do. She stated she wants a Certificate of Occupancy. She has heard drugs had been used in her apartment prior to her moving in. Comcast came to her apartment and said it had a bad odor. John Jones asked if she had contacted the Department of Public Health. She stated that she had but they were of no help and referred her to the landlord/tenant laws on health and safety issues.

Lloyd Rector - Mr. Rector wished everyone good luck. He moved into Pacific in the 1960's and has seen many elections. After every election there are more problems. He would like the Council to move on and work together. He also wished Mayor Sun good luck.

Jack French - He has lived here a long time and is not happy with the election results. He stated that a lot of derogative stuff was done to get a new Mayor in. He does not appreciate what was done. He would like an answer. Josh Putnam called Point Of Order to state Mayor Cy Sun does not have to answer.

Howard Erickson - He has lived here in Pacific for 58 years. Mr. Erickson said he has never seen so much rhetoric and rumors as to why the Mayor was elected. The previous Mayor was not re-elected. For eight years he has come down to City Hall to talk about the streets and little was done. The maintenance is terrible. During yard sales, the previous Mayor ripped signs down and threw them on a front porch and then threatened the citizen with punishment. The credit card issue is a big thing and there was corruption in various forms. A City job is not a lifetime appointment. He wished Mayor Sun good luck.

James McMahan came in at 6:49 p.m.

5. REPORTS

A. Mayor- No report.
B. Finance- No report.
C. Court Statistics- In the Council packet.
D. Public Safety Department- No report.
E. Public Works/Community Development Departments- No report.
F. Community/Senior/Youth/Services- Linda Morris handed out the statistics. Joanne Futch has done some amazing things. The

attendance has doubled and they received the grant for minor home repair. They have served 1,200 seniors and 400 kids. 441 families receive free food. On January 18, they will host a focus group to find out what the community wants.

G. Boards and Committees

South King County Transportation Board (SKTBD) – John Jones stated that the Public Works Committee met and discussed items on the current agenda. There will be a Technology meeting on January 17th.

Pierce County Regional Council (PCRC) – No report.

Emergency Preparedness- Josh Putnam attended in lieu of Richard Hildreth. The emergency plan was discussed.

SCA – There will be a meeting this Wednesday. There were no meetings in December. There is a schools and cities levy coming up to approve a new high school and rebuild Auburn High School.

VRFA - No report.

6. OLD BUSINESS

A. Contract Renewals- Public Defender and Prosecutor

Last week Council was asked to review these contracts. Al Abuan recommends that the City approves renewal of the Prosecutor and Public Defender contract.

Councilmember Walker made a motion to renew the contracts; Councilmember Putnam second;

There was discussion about the Public Defender fee going from \$125.00 to \$150.00. In the past, she was taken off the case after a year. Now she will not be taken off a case so the \$150.00 is to offset that.

Voice vote taken; all were in favor. Motion carried.

B. Contract Renewal- Police Department Copier-

This has been discussed at the previous workshop.

Councilmember Hulseby made a motion to renew the contract;
Councilmember Putnam second;

Voice vote taken; all the votes were ayes. Motion carried.

C. Capital Facilities Plan-

The project matrix has gone to the Park Board, Public Works and Planning Commission. It has to go to Washington State for review.

7. NEW BUSINESS

A. Interlocal Agreement/Minor Home Repair Program.- 7:05pm

Linda Morris has received the grant from HUD. Five cities are in the ILA. The grant may be more than \$10,000 or it may be \$15,000. This is the first year we are getting funding for it.

Councilmember Walker made a motion to approve the ILA; Councilmember

Putnam second;

Tren Walker stated that if the home is revealed to have asbestos or lead based then that disqualifies it. We can deny the request for repair. King County has a specific check list. Tren Walker asked if we can deny a repair request. Linda Morris replied that we can. Al Abuan has reviewed and is good with it. Appropriate as resolution or motion.

Public comment:

Jeanne Fancher stated that inspectors have requirements that they follow.

Voice vote taken; all in favor. Motion carried.

B. Payroll Adjustment- City Clerk/Personnel Manager-
Pulled from the agenda and moved to next Council workshop.

9. ORDINANCES/RESOLUTIONS

A. Ordinance No. 1815- Authorization For The Acquisition Of Personal Property And Execution Of A Financing Contract And Related Documentation Relating To The Acquisition Of Said Personal Property.

In 2011, Council approved \$212,000 in October for police cars. Maria Pierce was asked last week by the State to have an Ordinance passed. The City was approved by the State for the loan but does not know the interest rate at this time. The money will come in late March. Maria Pierce was only contacted last week. That is why this did not go to workshop. This ordinance has to pass tonight to meet the State deadline this week.

Councilmember Putnam moved to approve Ordinance No. 1815; Councilmember Walker second;

Council discussed rates and terms of the loan. They also talked about Criminal Justice funds.

Public Comment:

Katy Garberding asked how many police cars we have and does the City need chargers?

John Calkins replied that only a few types have a complete police package. Maria Pierce stated that this is a policy matter. The financing was turned in. December 5th was the deadline and she got the paperwork in.

Don Thompson – When the Police Department said they wanted vehicles; for any vehicle, the State says this is what we have and they pick from that roster of vehicles.

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

B. Ordinance No. 1816- An Ordinance Of The City Of Pacific, Washington Amending Chapters 19.08 And 24.08 Of The Pacific Municipal Code And Repealing Chapter 19.24 Relating To Storm Water Management.

Jim Morgan stated that this Ordinance is a housekeeping measure. The revisions are required by phase II compliance by the State. We have to make sure we don't have code contradictions.

Councilmember Jones moved to approve Ordinance No. 1816; Councilmember Hulsey second;

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

C. Ordinance No. 1817- An Ordinance Of The City Of Pacific, Washington, Accepting Property For The 5th Avenue SE Improvement.

Jim Morgan stated that the boundary line adjustment and dedicating the easement have to accepted by an Ordinance.

Councilmember Putnam moved to approve Ordinance No. 1817; Councilmember Jones second;

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulse	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

D. Resolution No. 1143- Authorizing Extension of Contract for Gerina Dahl for Utility Billing Audit.

Maria Pierce commented that they will meet with the Mayor this week to share the findings. The funds will come from the water and stormwater fund in the amount of \$6,500.

Councilmember Putnam moved to approve Resolution No.1143; Councilmember Walker second;

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulse	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

E. Resolution No. 1144-A Resolution Of The City Of Pacific, Washington, Authorizing Execution Of Supplement No. 5 To A Contract With Skilling's Connolly For Additional Engineering Costs Associated With The Stewart Road / Thornton Avenue Improvement Project.

Councilmember Putnam moved to approve Resolution No.1144; Councilmember Jones second;

Councilmember Guier asked can we go back to Pierce County and ask for reimbursement. Mr. Morgan replied stated that no we could not do that because the

scope of work changed and we could not foresee that.

Public Comment:

Carol Aguilar asked where does the \$25,000 come from. Mr. Morgan replied that it comes from the street fund, storm water fund, and water fund.

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

F. Resolution No. 1145- A Resolution Of The City Council Setting A Public Hearing For The Purposes Of Taking Public Testimony Prior To Considering A Proposed Ordinance That Would Establish A Moratorium On Medical Marijuana Collective Gardens In The City Of Pacific.

Paula Wiech states that this sets the hearing to continue the moratorium. This item came to Council at a workshop. The current moratorium is due to expire.

Councilmember Jones moved to approve Resolution No.1145; Councilmember Walker second;

The votes were as follows:

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey		X
Councilmember Steiger	X	

THE MOTION CARRIED 6-1.

G. Resolution No. 1146- A Resolution Of The City Of Pacific, Washington, Ratifying Inter local Agreement Amendments To The Pierce County Countywide Planning Polices Relating To Consistency With Vision 2040 Policies And Designation Of New Candidate Growth Centers.

Councilmember Jones moved to approve Resolution No.1146; Councilmember Walker second;

Councilmember Jones stated that the City worked diligently on the MIC designation and he does not want to stop now. Councilmember Putnam commented that the Growth Management Act requires consistency and we can't stop the tide. Paula Wiech thanked those on the Park Board and Planning Commission.

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

H. Resolution No. 1147- A Resolution Of The City Of Pacific, Washington, Authorizing An Agreement With Catholic Community Services Of Western Washington Senior Nutrition Program In The Provision Of A Senior Meal Program.

Councilmember Jones moved to approve Resolution No.1147; Councilmember Putnam second;

The votes were as follows: all the votes were ayes.

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey	X	
Councilmember Steiger	X	

THE MOTION CARRIED UNANIMOUSLY 7-0.

10. CONSENT AGENDA

(The Mayor shall place matters on the Consent Calendar which are so routine or technical in nature that passage is likely.)

Councilmember Walker had questions about the Sprint bill item #37471. He was told they are paying the current bill.

Councilmember Putnam moved to approve the consent agenda; Councilmember Walker second; all the votes were *ayes*.

A. City Council Meeting Minutes from, December 27 2011; City Council Workshop Meeting Minutes of January 3rd, 2012.

B. Checks #39316-39384	\$606,671.08
C. Debit Checks #	\$ 0.00
D. Payroll Direct Deposits	\$ 63,276.53
E. Payroll Check Register	\$ 8,005.35
F. 941 Payroll Tax Transfer	\$ 22,945.83

11. EXECUTIVE SESSION

The City Council adjourned to Executive session for 25 minutes to discuss the Uniformed Contract and the Public Works/Clerical Contract and to discuss potential litigation on LID #7 at 7:45 p.m. No decisions are expected.

Council reconvened at 8:08 p.m.

City attorney, Al Abuan, gave the citizens an explanation of what issues go to Executive session in keeping with the open meetings acts. There are proper topics to discuss in executive session such as when the city's interest is in danger if you talk in open session. An example is, property acquisition, and the world of litigation. You would not want to talk about issues in that litigation. One topic was LID #7. They discussed if that was potential litigation and they decided it was only possible, not potential litigation. This will only come bring this back if there is potential litigation not possible litigation.

Mayor Cy Sun spoke to the group. He stated this was his first experience at a Council meeting. He was observing the reactions of the people. He stated that he thinks the people do not know what is going on. He feels that the City is not representing the people. He is confused himself. He did have advanced opportunity to digest the meeting material and he asked if citizens understood the items in the meeting. Carol Aguilar added that she felt it was not the total blame of the City but that citizens have a responsibility to come to workshops. Mayor Sun stated that he feels the City is not making it simple enough. If he doesn't understand, how can the citizens. His office is open and if they want representation, he asks

citizens to come in and give him input as to what they want. He wants to make it so citizens understand. He said he was here so citizens can participate and understand. Carol Aguilar asked how to contact him. He stated to call or email him. He wants to represent the people.

Jeanne Fancher said she is glad that the Mayor wants her to come in. He would like to hear her comments.

Aaron Richards stated that he thinks the Mayor has skill about organizing people. He thinks the Mayor is asking for more participation. He said he will be at meetings more.

12. ADJOURN- Mayor Sun adjourned the meeting at 8:19 p.m.


Angelica Solvang
Typed up by Angelica Solvang for
Jane Montgomery, City Clerk