

**CITY OF PACIFIC
CITY COUNCIL MEETING
Date: November 26, 2012
Council Chambers
City Hall, 6:30PM**

1. CALL TO ORDER AND FLAG SALUTE

Mayor Cy Sun called the City Council Meeting to order at 6:30 p.m. and led the Pledge of Allegiance.

2. ROLL CALL OF COUNCIL MEMBERS

Tren Walker
John Jones
James McMahan
Josh Putnam
Leanne Guier
Gary Hulse
Clint Steiger

Staff present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, City Attorney Ken Luce, and Public Safety Director John Calkins.

3. APPROVAL OF AGENDA

Councilmember Guier asked that a claims warrant be added to the Consent Agenda.

Councilmember Putnam moved and Councilmember seconded the motion to approve the agenda as amended to add a claims warrant to the Consent Agenda. Motion passed by unanimous voice vote.

4. AUDIENCE COMMENT

Mr. William Brodersen asked that the agendas be posted on City Hall doors for each meeting.

5. REPORTS

A. Farmers Insurance Presentation. Councilmember Guier introduced Mr. Brian Berend who offered his services in securing insurance for the City through a broker he has access to. The Council thanked him for his offer and asked that he work with the City Clerk.

B. Staff – None

C. Committees – None

D. Councilmembers

Councilmember Steiger reported on the Valentine Project noting the committee has met to work on the interlocal agreement between the Cities of Pacific and Sumner, with Sumner being the lead agency; met with Gordon Skillings of Skillings Connolly regarding the Stewart Road/Valentine Road intersection funding as it appears the work

will be done at Stewart Road first and it will require a transfer of funds between the two projects. On November 19th he attended a telephone conference with Skillings Connolly regarding land acquisitions issues, which appear to be resolved; and announced he would be resigning from the Human Services Committee.

E. Mayor – None

6. OLD BUSINESS

- A. Adoption of Ordinance No. 12-1835, Authorizing an Increase in the Property Taxes to be Levied and Fixing the Amount of Taxes to be Levied for the City of Pacific for the Year 2013; Providing for Severability; and Establishing an Effective Date

Finance Director Garrison provided a staff report, noting that each year the City must adopt an ordinance identifying the tax levy for the New Year, with hearings held to provide the public an opportunity to comment on the budget and revenue sources. In 2012, the City did not take an increase in their tax levy. The estimated valuation of the City is \$519,164,026, including new construction. The statutory limit for the City of Pacific is \$2.10 per \$1,000/value. The limit on increasing without a vote of the public is 101%. The proposed rate is \$1.68495/1,000, which calculates as \$874,765, which is an increase of \$13,365, other than new construction; and \$23,325 including new construction.

Council discussion ensued with regards to consideration of no increase and banking the capacity until a later date; opposition to raising taxes at all; and dedicating the funds to police.

Councilmember Putnam moved and Councilmember Jones seconded the motion to adopt Ordinance No. 12-1835, Authorizing an increase in the property taxes to be levied and fixing the amount of taxes to be levied for the City of Pacific for the Year 2013; providing for severability; and establishing an effective date. Councilmembers Putnam, Walker, and Guier voted in favor and Councilmembers Jones, McMahan, Steiger, and Hulsey opposed. Motion failed.

Councilmember Hulsey moved and Councilmember Putnam seconded the motion to suspend the rules. Motion passed by unanimous voice vote.

Councilmember Hulsey moved and Councilmember Steiger seconded the motion to adopt Ordinance No. 12-1838, Fixing the Amount of Taxes to be Levied for the City of Pacific for the Year 2013; Providing for Severability; and Establishing an Effective Date. Councilmembers Putnam, Steiger, Guier, Hulsey, Jones, and McMahan voted in favor and Councilmember Walker opposed. Motion passed.

7. PUBLIC HEARING

- A. Ordinance No. 12-1837, Adopting the Budget for the Year 2013, and Setting Forth the Estimated Revenues and Appropriations

Finance Director Garrison provided a staff report, noting that the Mayor presented his proposed preliminary budget on October 1, 2012, and a public hearing was held on November 13, 2012, to provide the opportunity for testimony from the citizens on the revenue sources for the 2013 budget. On November 19th, the revised preliminary 2013 budget was available to the public and the Council held a workshop providing the opportunity for staff to present request for changes in the allocations for their departments and for the Council to ask questions of the staff and provide direction.

Mayor Sun opened the public hearing at 7:15 p.m.

Ms. Jean Fancher voiced her displeasure that there were no Directors to provide their reasoning for departmental needs and asked that the Directors begin providing reports on their departments at regular meetings. She favored more police and wanted the Mayor to provide direction on whether or not the City will meet deadlines on various public works grants and contracts.

Mayor Sun commented that he would be bringing forth a reorganization chart at a future date.

Mr. Howard Erickson voiced concern with the material being used to fix the streets, noting if the cracks aren't sealed you will end up with water in the cracks that could cause frost heaves during cold weather. He also asked that the City look into servicing the fire hydrants.

Mayor Sun appreciated Mr. Erickson's comments on the streets and fire hydrant, noting that he was working to reorganize the City so funds can go to the streets and infrastructure. He recognized that this hasn't been worked on for many years and that the work cannot be done overnight to get where the City needs to be.

Councilmember Hulsey moved and Councilmember Jones seconded the motion to continue the Public Hearing to the first business meeting in December. Motion passed by unanimous voice vote.

8. NEW BUSINESS

A. Adoption of Ordinance No. 12-1836, Authorizing the Mayor to Execute an Agreement with Carol Inch Regarding Relocation of a House and City Permit Issuance

Councilmember Putnam moved and Councilmember Walker seconded the motion adopting Ordinance No. 12-1836, authorizing the Mayor to execute an agreement with Carol Inch regarding relocation of a house and City permit issuance. Councilmembers Walker, Guier, Hulsey, Jones, McMahan, Putnam, and Steiger voted in favor. Motion passed.

B. First Reading of Ordinance No. 12-1837, Adopting the Budget for the Year 2013 and Setting Forth the Estimated Revenues and Appropriations

Finance Director Garrison provided a staff report, noting that a public hearing was held earlier in the meeting on the preliminary 2013 budget, which was subsequently left open for additional testimony at the December 10, 2012, regular meeting. Further, she met

with the Mayor and the Public Safety Director regarding his departmental budget concerns, and would be meeting with the Finance Committee on Tuesday, November 27, 2012, at 6:30 p.m. at City Hall.

Councilmember Guier moved and Councilmember Walker seconded the motion to accept in first reading Ordinance No. 12-1837, adopting the budget for the year 203 and setting forth the estimated revenues and appropriations and to forward to second reading and adoption. Councilmembers Walker, Guier, Hulsey, Jones, McMahan, Putnam, and Steiger voted in favor. Motion passed.

C. Adoption of Resolution No. 12-1216, Authorizing the Mayor to Execute Interlocal Agreement with Administrative Office of the Courts for Interpreter Services

Councilmember Hulsey moved and Councilmember Putnam seconded the motion adopting Resolution No. 12-1216, authorizing the Mayor to execute an Interlocal Agreement with Washington State Administrative Office of the Courts for Interpreter Services, incorporated herein as Exhibit A. Councilmembers Walker, Guier, Hulsey, Jones, McMahan, Putnam, and Steiger voted in favor. Motion passed.

9. CONSENT AGENDA

Councilmember Putnam moved and Councilmember Walker seconded the motion to approve the consent agenda except for Check Nos. 40817 in the amount of \$280; 40823 in the amount of \$1,050; and 40855 in the amount of \$20,894.52. Councilmembers Walker, Guier, Hulsey, Jones, McMahan, Putnam, and Steiger voted in favor. Motion passed.

Councilmember Putnam moved and Councilmember Hulsey seconded the motion to recess the meeting for five minutes. Councilmembers Walker, Guier, Hulsey, Jones, McMahan, Putnam, and Steiger voted in favor. Motion passed.

Mayor Sun reconvened the meeting at 7:50 p.m.

A. Approval of Check No. 40817 in the amount of \$280

Council discussion ensued regarding the validity of Mr. Erickson's qualification as a licensed building inspector, and the legalities of verbally hiring Mr. Erickson to perform services for the City, and paying the invoice.

Councilmember Jones moved and Councilmember Guier seconded the motion to approve Check No. 40817 in the amount of \$280. Councilmembers Putnam and Steiger voted in favor; Councilmembers Walker, Guier, Hulsey, Jones, and McMahan opposed. Motion failed.

B. Approval of Check No. 40823 in the amount of \$1,050

In response to Councilmember Hulsey, City Attorney Luce advised this check was to pay for indigent services, which the City is obligated to provide.

Councilmember Hulsey moved and Councilmember Putnam seconded the motion to approve Check No. 40823 in the amount of \$1,050 for indigent services. Councilmembers Walker, Guier, Hulsey, Jones, McMahan, Putnam, and Steiger voted in favor. Motion passed.

C. Approval of Check No. 40855 in the amount of \$20,894.52

Finance Director Garrison explained that the City had entered into a contract with Former Finance Director Pam Nelson at an hourly rate with no benefits, but later amended her contract to include medical benefits, but failed to add in retirement benefits. When Ms. Nelson changed employers and found out that the City should have been paying retirement benefits. Initially, Department of Retirement Systems (DRS) advised the City that it would only have to pay its proportionate share, but have since come back stating the City will need to pay Ms. Nelson's portion as well and the City can seek restitution from Ms. Nelson. The City's portion is \$20,894.52; and Ms. Nelson's portion is approximately and additional \$14,000, which will be paid at a later date.

Councilmember Putnam moved and Councilmember Guier seconded the motion to approve Check No. 40855 in the amount of \$20,894.52. Councilmembers Jones, Putnam, Walker, and Guier voted in favor; Councilmembers Hulsey, McMahan, and Steiger opposed. Motion passed.

10. EXECUTIVE SESSION – NONE

11. ADJOURN

There being no further business, Mayor Sun adjourned the City Council Meeting at 8:21 p.m.


Patricia J. Kirkpatrick, MMC, City Clerk