

City Council
October 14, 2008

Mayor Johnson called the regularly scheduled meeting to order at 7:00 PM.

Upon roll call the following members were present: Boyle Barrett, McNally, Montgomery, Ramsey, Reed and Twardoski. Council member Weigelt was absent and excused. Also in attendance were City Administrator Dave Schmidt and City Attorney Phil Olbrechts.

Mayor Johnson stated she would like to make a change to the agenda and move the presentation from Chief Predmore up to the beginning of the meeting. Chief Predmore introduced Mr. John King from FM Global Factory Mutual Insurance Company. Mr. King is a fire protection engineer and former firefighter. Mr. King stated that they are a world-wide company that is involved in the industry and the property of the industry and found long ago that the fire services are integral to protecting those industries. Yet, all too often there is not enough money to go around, so they have spent that last several years donating millions to mostly fire departments. Chief Predmore proposed the support for pre-fire planning and the tools needed to do that in the community. The committee approved that and he has a check to present to the Fire Department for \$2,300. Chief Predmore stated that with the equipment that will come from this we will actually be able to make double the amount of inspections we have been able to do, so this will be a huge help to us and he thanked Mr. King for making this available to the City.

Admin/Per/Fin:

Council member Ramsey stated they had a meeting on October 6th and discussed the budget.

Public Safety:

Council member Boyle Barrett stated they have a meeting tomorrow night at 6:00 PM at City Hall. Also, she had a request from Tim Fleming the Band Director at the high school to ask for closure of Main Street for the Homecoming parade. They would like to run the parade from Glacier Middle School to River Avenue starting at 5:00 PM on October 24th. **Council member Boyle Barrett moved approve the closure of Main Street starting at 5:00 PM from Glacier Middle School to River Ave on October 24, 2008 for the Homecoming parade. Council member Montgomery seconded the motion and the motion carried.**

Bldg/Zon/Env:

Council member Twardoski stated they have a meeting next Monday at 6:00 PM at City Hall. Council member McNally stated he will not be able to attend that meeting because he has to work. Administrator Schmidt stated he will go back and check the meeting schedule and see if we can't reschedule it.

Utilities:

Council member McNally stated they had a meeting October 7, 2008. Superintendent Wolfe from the Sewer Treatment Plant gave the committee an update on some of the change orders and how the plant is going. There are three items on the agenda tonight regarding this. We had a chemical problem at the treatment plant for a couple days but it was no fault of anyone down there. Alan Wolfe let the Department of Ecology know about it right away, and we don't believe we will have any ramifications. The next meeting is November 5, 2008 at 6:30 PM, but they would like to have it at 6:00 PM.

Strt/Sdwlk/Strm:

Council member Montgomery stated they have a meeting on October 16th at 6:30 PM at City Hall.

Parks/Recreation/Cemetery:

Council member Montgomery stated they had a meeting on October 8, 2008 and talked about the budget. The cemetery caretaker Scott deCarterer has requested a truck for the cemetery. He would like to get an older truck that would set the cemetery apart. We have that budgeted in 2009 but he has found two trucks and is requesting that we expend that now. We have money in the equipment reserve fund. **Council member Montgomery moved to approve the purchase of a Cemetery truck for a not to exceed price of \$7,500. Council member Reed seconded the motion and the motion carried.** Council member Montgomery stated that the next large item on the agenda was discussion regarding the Cascade Cities Agenda which is promoted by Cascade Land Conservancy. Craig Benjamin is here tonight to give a short presentation about the cities program. Mayor Johnson stated if we accept this Resolution tonight we will be the smallest city under Cascade Land Conservancy's umbrella. Mr. Benjamin then did a short presentation about the cities program, what it is and how the City would benefit from the program.

Community Services:

Council member Reed stated they cancelled their last meeting and have none scheduled for the rest of the month.

Mayor's Report:

Mayor Johnson stated she mentioned a while back that Rainier School wanted to put up a banner type sign along the railroad property advertising for registered nurses. It is just about ready and they want to put it up, but she was not sure if the Council approved this or for what length of time. Discussion ensued. Administrator Schmidt stated he wants to warn the Council that once you set precedence then any business could come in and ask permission for the same thing. He is not sure what the sign code says so we will have to check that out first. Mayor Johnson asked if this is within the sign code, is it something that we can tell Rainier School to go ahead and put up. Administrator Schmidt stated that the Council will have to authorize the use of the RROW property. Attorney Olbrechts stated you could do a motion to authorize for the use if allowed by the sign code.

Council member Reed moved to authorize Rainier School to place a banner advertising their need for nursing staff at Rainier School placing the banner on

RROW property contingent on it being allowed by the current sign code. Council member Twardoski seconded the motion. Council member McNally stated maybe before we approve this we should look into what the sign code says, and if we let them advertise on our property, and then other businesses come in and ask for permission, we should actually have a fee for this. Council member Reed doesn't feel that Rainier School is the same as any other commercial business. **The motion then carried.**

Mayor Johnson stated that she and Administrator Schmidt met with Ryan Mellow from Cascade Land Conservancy. The issue with the property along the White River is that Puget Sound Energy has it up for sale. We have been negotiating for several months with PSE and Pierce County over purchasing the property that borders our City limits and the county limits out to Mundy Loss Road. It is about 175 acres total. In the dealings with PSE, Pierce County, in frustration, wants to step out, but they have some grant money that they can turn over to us but it doesn't cover all the costs. What Cascade Land Conservancy will do for us is work with PSE in establishing the price and figure out what we are going to need, purchase the property and then help us get the grants to pay for it.

MAIN AGENDA

Resolution No. 08-18; Adoption of Cascade Land Conservancy Agenda:
Council member Montgomery moved to approve Resolution No. 08-18: Adoption of Cascade Land Conservancy Agenda. Council member Twardoski seconded the motion and the motion carried.

Resolution No. 08-19; Hazard Mitigation Plan:
Montgomery moved to approve Resolution No. 08-19 adopting a Natural Hazard Mitigation Plan. Council member Boyle Barrett seconded the motion. Chief Predmore stated that in March of 2006 we were approached by Pierce County and asked if we were interested in partnering in a regional effort to develop a Pierce County wide natural hazard mitigation plan. A number of cities, school districts, utility districts, etc. joined together in an effort that lasted about 2-1/2 years, and finally we finished the plan last year. In the fall of last year, the plan was submitted to the State and then sent to FEMA for approval. We anticipated having approval early this year, but with minor modifications we finally have FEMA and State approval of the plan. The next step in the process is for all the entities and jurisdictions to pass Resolutions adopting the plan. This will make us eligible for funding for both pre-disaster mitigation and post-disaster recovery. **The motion then carried.**

Resolution No. 08-20; Fire Impact Fee Study:
Council member Boyle Barrett moved to approve Resolution No. 08-20; Fire Impact Fee Study. Council member Montgomery seconded the motion. Council member Boyle Barrett stated this has been a long time coming and Chief Predmore has done a lot of work preparing the study that allows us to adopt the Fire Impact Fee. **The motion then carried.**

Cummins Northwest – Planning Maintenance Agreement:

Council member McNally moved to approve the Maintenance Agreement with Cummins NW to service and inspect the new generator for a two year period.

Council member Twardoski seconded the motion. Council member McNally stated this was discussed in committee and the committee reviewed this agreement and supports approval of it. **The motion then carried.**

WWTP Change Order No. 6: 2A-2D:

Council member McNally moved to approve WWTP Change Order No. 6 for the amount of \$51,815.20. Council member Twardoski seconded the motion. Council member McNally stated these items have actually already been done. The only questions that were brought up were for the credit for use of existing handrails and the blower room sound attenuation. The blower room is very noisy so they had to add this sound attenuation so we don't get complaints from the surrounding neighbors. These baffles didn't alleviate the problem all together so Alan Wolfe has to get some sound blankets that he will be hanging himself. **The motion then carried.**

Amendment to DSHS WWTP Construction Agreement:

Council member Montgomery moved to approve Amendment to DSHS WWTP construction agreement. Council member McNally seconded the motion.

Administrator Schmidt stated this is just a change of dates to extend the contract out. Our current agreement expires June 30, 2009, but because we didn't get the contract out this summer we need to extend the contract to September 30, 2009 to get the project done.

The motion then carried.

Retail Use of the Miller Property:

Administrator Schmidt stated that when he drafted the staff recommendation he went strictly by what the agreement is with the Haunted House and the current zoning code in the book. Attorney Olbrechts looked over the request and has some ideas that would make it possible to amend the Wink's agreement to allow for one vendor. Currently, the agreement says that the Winks have the ability to have vendors on-site as long as they are non profit, so we could change the agreement to allow for profit. Attorney Olbrechts stated he thinks this is something we should be able to do. Administrator Schmidt stated you need to be careful to limit the amount of vendors you allow. Council member Boyle Barrett stated she doesn't think it is a bad idea, but one of her concerns is the garbage. Creative Coffee Concepts stated they will be bringing 4 or 5 more garbage cans to have on-site. **Council member Reed moved to direct staff to look at the current use for the Miller Property for the Haunted House agreement and revise it to allow for profit making vendors as long as a donation is made to the City and authorize the Mayor to sign the amended agreement. Council member Twardoski seconded the motion and the motion carried.** Attorney Olbrechts stated he would draft something up tomorrow so they can get started right away.

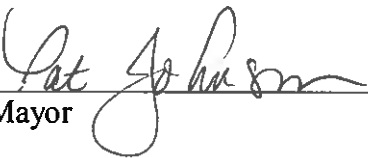
Council member Reed moved to approve the Consent Agenda. Council member Twardoski seconded the motion and the motion carried.

Approve the minutes of the September 23, 2008 City Council meeting.

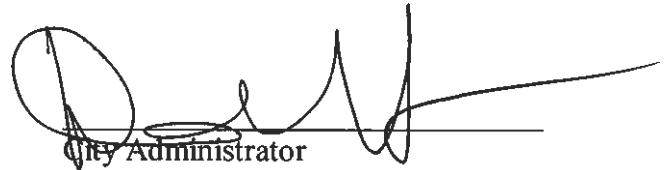
Claim check numbers 42040 through 42156, in the amount of \$ 296,311.35, for the period of Sep 24, 2008 through Oct 14, 2008; Payroll check numbers 28597 through 28719, in the amount of \$ 293,299.67 for the month of September 2008; and Treasurer check numbers 10471 through 10491, in the amount of \$ 12,688.58 for the month of September 2008. Approve Transfer Voucher for the month of September 2008 and Treasurer's Receipts for month of September 2008.

Mayor Johnson suspended the regular Council meeting to convene into Executive Session at 8:15 PM to discuss Real Estate Acquisition for approximately 15 minutes with no announcements.

With nothing further the meeting was adjourned at 8:40 PM.



Mayor



City Administrator