

City Council
March 11, 2008

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

Upon roll call the following members were present: McNally, Montgomery, Twardoski, Weigelt, Boyle Barrett, Reed and Ramsey. Also in attendance were City Administrator Dave Schmidt and City Attorney Sue Sampson.

Admin/Per/Fin:

Council member Ramsey stated they had a meeting on March 1, 2008. Chris Jones from Accelerated Collection Service presented his business plan because of what was communicated in 2007 to the Admin/Finance Committee. Fae Wagner of the Municipal Court explained that there was \$1 million in outstanding debt owed to the City. A large portion of the \$1 million is past the statute of limitations, and we have the City Attorney investigating this. They also discussed the credit card machine to be ordered for the court. They all agreed it would benefit the City to collect funds immediately when the case has been judged and the fine ruled on. After the remodel is complete in Fae's area would be a good time to have the machine installed, and we could hire a part-time person to collect fines and process credit card charges. The revenue generated would eventually pay for the position itself. Council member Ramsey stated that the Pierce County Regional Council is not having a meeting this week. Instead they are having "Stake your Claim the Buildable Lands Decision." It will be held in downtown Sumner on March 18th from 6:30-8:30 PM and everyone is invited to attend. Their next meeting will be on April 7, 2008 at 6:30 PM.

Public Safety:

Council member Boyle Barrett stated that they had a meeting March 12, 2008, and they had just the Fire Department at that meeting. Also in attendance was the Department of Emergency Management and they discussed the Hazard Mitigation Plan. There are a few changes that need to be made and then they will submit it to the State Department of Emergency Management for their approval, and when they approve it will be submitted to FEMA. After that it will come back to the City Council for adoption. They discussed fire impact fees for new development for the Fire Department. They will be looked over by the City Attorney and then there needs to be updates done to the Capital Facilities Element for the Fire Department and they will need to be added to the Comprehensive Plan. Chief Predmore stated that the new fire engine is in the final production line. Chief Predmore let the committee know that the "Safer Act" grant was approved, which is for recruitment and retention, so they are trying to find more space for the resident program. There will be a meeting tomorrow night, March 12, 2008, at 5:00 PM at City Hall for the Police Department.

Bldg/Zon/Env:

Council member Twardoski stated they had a meeting on March 3, 2008. They discussed the colors and appearance of downtown and Council member McNally is working on that. Administrator Schmidt stated that when the Council did the 2005 Comprehensive

Plan update, and adopted the new zoning map, the City Planner at the time reduced the amount of Historical District in the City to just the downtown area, so the areas where the museum and fire station are located are now in the R-6000 zone and not Historical Commercial. None of the language was ever changed in any of the code describing what the Historical District is so you have to look at the zoning map to see where it is, but the zoning code states that anytime there is a conflict between the text and the map that the map takes precedence. We have actually had some property owners that were in the historical area before who would like to be rezoned back. This is something the City Council is going to have to look at when we go through the new Comprehensive Plan amendment in June. The next meeting will be April 7, 2008 at 6:00 PM in the Multi-Purpose Center. Council member McNally stated one thing they were talking about is going more “green” for the Historical District. If anyone has any ideas, please e-mail them to the committee.

Utilities:

Council member McNally stated they had a meeting on March 4, 2008. There was an issue on the agenda about sewer connections on the Gamblin property; however, the property owner didn't show up so they tabled that until the next meeting. They discussed water connections. We currently have 997 available new connections and 190 of these connections are already reserved, leaving us with 807. The committee recommends approval of Change Order #4 for Prospect Construction for the WWTP, which is on the agenda for tonight. The float issue for the water treatment plant is still ongoing and work is still in progress. The State is short one person to run the water treatment plant and is looking at ways to correct that situation. Administrator Schmidt is working with the State to resolve this issue; the City may be able to assist with filling this position and the cost would be completely absorbed by the State. Administrator Schmidt stated he has a meeting with them tomorrow and City Attorney Sampson is working on an interlocal agreement between us and DSHS that will probably come before Council at the next meeting. They have tabled the gas ordinance and professional services until further notice. The committee recommends approval of the Pacific Groundwater Group scope of work assisting us with our water rights application; this is also on the agenda for tonight. At the last Council meeting it was discussed that the Utilities Committee would draft a letter to the White River Senior Housing contractor and engineer; however, the committee decided that the bill is probably already paid and it wouldn't be a good idea to write them a letter. They would however like to invite the contractor and engineer in and ask if it is possible that they donate the difference in some other way. The next meeting will be April 8, 2008 at 6:00 PM.

Strt/Sdwlk/Strm:

Council member Weigelt stated they haven't had a meeting; their next meeting will be March 18, 2008 at 6:30 PM at City Hall.

Parks/Recreation/Cemetery:

Council member Montgomery stated they had a meeting on March 4, 2008. Mac McCracken from the Parks Department addressed the committee about the purchase of a new lawnmower for the City. This is an item that has already been budgeted, and Mac

found a great deal on a 2007 model for \$8,800. The committee recommends adoption of a resolution to purchase this mower, which is on the agenda for tonight. Administrator Schmidt informed the committee that the cemetery position has been filled by Scott de Carteret so we would like to welcome him. Administrator Schmidt stated that Scott has worked in the cemetery business for 28 years; 10 years with Tacoma Monument and 18 years with the City of Auburn Cemetery. Council member Montgomery asked where we are in the process of acquiring signs bearing the names of those who donated time and materials to the City's sandstone entrance signs. Council member Ramsey stated she thinks she still has the list so she will get that to Council member Montgomery. Administrator Schmidt stated they will then get the signs ordered. The plan is to put the signs on the back of the benches along the trail. Council member Montgomery stated they discussed new park enforcement guidelines. There have been some enforcement issues, specifically near the skate park and a couple other areas. There has been some language inserted making the area from the Post Office to Jefferson Avenue a "tobacco free zone." There were also changes made to the firearms section. The City Attorney has reviewed and the committee is recommending approval; this is on the agenda for tonight. A discussion was held regarding the public meeting that will be held tomorrow night here at 7:00 PM regarding the Park Plan. They are trying to get as much information as possible from the community. Surveys are coming in with the utility billing statements and the results are encouraging. Council member Reed stated that there will actually be several items of discussion that not only relate to parks but to the community as a whole. We are talking about everything from a tot lot to a regional park.

Community Services:

Council member Reed stated they had a meeting and spent the evening following up on progress reports on activities such as the Youth Center. He, Jennifer and Kathy Loye did a walk through on the facility and checked things like internet connections, phone connection drops and cable television connections, prior to the sheet rock going up. They did a follow up on Council member Weigelt's proposal of doing a regional market. There will be a Council workshop here on March 20, 2008 at 6:30 PM to discuss the regional market. They received an update on the White River Resource Guide which is being redone by the Families First Coalition. Council member Reed asked if there is any further information about the Kiwanis Food Bank vehicle. Administrator Schmidt stated that Rose Clark was supposed to go back to the Kiwanis and get a total figure that they are willing to contribute and come back to us, and we have not heard back from them yet.

Mayor's Report:

Mayor Johnson stated that the Legislature only has three more days so hopefully they won't hurt us too much. Also, she has been in touch with the three mayors who are most interested in the Lake Tapps water situation, which are Auburn, Sumner and Bonney Lake. Along with the Lake Tapps homeowners group, we are looking at hiring a high powered lobbying group with former Governor Booth Gardner. If they decide to go along with this, they will ask us if we want to join in as a partner. The contract for six months is \$90,000, which does not include mailings or anything else, so we will see if we can afford it. It was recommended to the Lake Tapps homeowners that they pay half of the amount. If anything materializes she will let the Council know. Council member

Reed stated that in the Mayor's absence he sat in on the Pierce County Cities and Towns Mayors meeting. They had a couple presentations, a legislative update and a presentation by Pierce County Solid Waste Management promoting extensively increasing recycling. They also had a presentation by the Garrison Commander of Fort Lewis who talked about the increase of people in Fort Lewis.

Staff Reports:

Jennifer Bova, Recreation Services, stated that as Council member Reed reported earlier they are updating the White River Resource Guide. When it was done previously the City donated \$650 towards printing and producing the Guide. She and Administrator Schmidt spoke today and want to offer to the coalition \$500 out of the advertising budget in the Recreation Department to help fund this. So far, most of the advertising she has done the school district and newspaper have done for free. **Council member Ramsey moved to approve \$500 from the Recreation budget advertising fund for the printing of the White River Resource Guide. Montgomery seconded the motion and the motion carried.**

Administrator Schmidt stated they are getting ready to test the new clarifiers at the sewer plant and they were talking about possibly using 500,000 gallons of potable water. They are able to re-pump it back from the effluent and they have actually got one tank and part of another one full already so we won't be using any of the potable water to do that.

MAIN AGENDA

Mayor Johnson presented Devon Boyle with a plaque for twenty years of service to the City of Buckley.

Relay for Life:

Penny Frame, Chairperson of the Relay for Life Committee, gave a brief overview of what the Relay for Life does and how many more participants we are expecting this year. The Committee is asking for the closure of River Avenue mainly for safety reasons. Last year we had one place that was not as safe and that was River Ave.; even with the cones out it was still a little scary. Last year we door knocked to approximately 100 homes to let them know about the music playing at night and the amount of people that would be over there, and we will be doing that again this year. **Council member Montgomery moved to approve the Relay for Life request. Council member Ramsey seconded the motion.** Council member Weigelt asked if there will be camping. Penny stated there will be camping. Council member Weigelt stated we have an ordinance coming up that does not permit camping, so does it affect this event. Administrator Schmidt stated not if the Council gives permission for a specific event. Council member Weigelt asked if the Committee needs anything from the City like extra sani-cans, garbage cans, etc. Penny stated that the Committee brings in the sani-cans, we bring in a huge dumpster and we used some of the garbage cans from the City last year. Our insurance pays for the route, which is why we have to have the skate park closed, because our insurance won't pay for people on the skate park. Chief Arsanto stated that there should be Type II barricades placed on River Ave. Administrator Schmidt stated there should be some notices posted

in advance to let people know that the road will be closed. Penny stated they will post everything in advance for this. **The motion then carried.**

Ordinance No. 07-08; Amending Parks and Recreation Rules:

Council member Montgomery moved to approve Ordinance No. 07-08, Amending Parks and Recreation Rules. Council member Reed seconded the motion. Council member Boyle Barrett stated she talked to Administrator Schmidt about some of the language not being consistent, but it doesn't have bearing on the substance of what we are passing. She just feels that the language needs to be cleared up at some point in time. She does however have a question about the time the parks are open. General parks, from April to September, are open at 6:00 AM, and the skate park is open year round at 7:00 AM, and she thinks that is to coincide with the noise ordinance. The other thing is the year round time on the trail from 5:00 AM to midnight. There are people who use the trail outside of those hours, and she understands that the main purpose is to help control some of the bad behavior that has been going on down at the skate park, but she still thinks that there are people using the trail early in the morning. Administrator Schmidt stated it is not just the skate park that has been an issue, we have had significant vandalism along the trail, sani-cans have been torched and benches have been torn up, and we have not had a tool in the past for the police to enforce this. This ordinance gives them the tools. **The motion then carried.**

Resolution No. 08-03; Mower Purchase (Special Market Conditions):

Council member Reed moved to approve Resolution NO. 08-03 for a mower purchase identifying special market conditions. Council member Twardoski seconded the motion and the motion carried.

Prospect Construction – WWTP Change Order No. 4:

Council member McNally moved to approve Wastewater Treatment Plant Change Order No. 4 in the amount of \$53,165.86. Council member Weigelt seconded the motion. Council member Weigelt asked if this was brought to committee prior to coming to this meeting. Council member McNally stated they did talk about this. **The motion then carried.**

Pacific Groundwater Group – Amended Scope of Work:

Council member Boyle Barrett moved to approve the amendment to Phase II to Pacific Groundwater Group for a cost of \$13,192.50. Council member Twardoski seconded the motion. Council member McNally asked that if this is this is to help us with the application for water rights, does this take the place of our water rights attorney, Kathy? Administrator Schmidt stated Kathy is not working on this portion of the water rights at all; she is actually working on getting the water rights for us. What this scope of work is going to do is help us write a Report of Examinations to DOE to support our change requests for water right transfers. **The motion then carried.**

Jaeger Frontage Deferral:

Council member Weigelt moved to approve a deferral for a period of two (2) years on the Jaeger property, subject to the satisfactory compliance with recommended

conditions. Council member Twardoski seconded the motion and the motion carried.


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

Approve the minutes of the February 26, 2008 Council meeting.

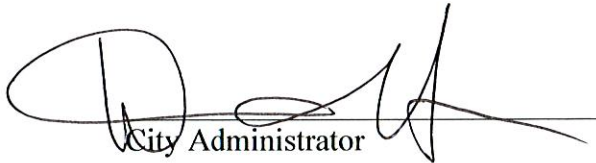
Claim check numbers 40948 through 41049, in the amount of \$ 404,719.15, for the period of February 27, 2008 through March 11, 2008; Payroll check numbers 27697 through 27811m in the amount of \$ 274,200.10 for the month of February 2008; and Treasurer check numbers 10340 through 10353, in the amount of \$ 243,357.50 for the month of February are hereby approved and ordered paid this 11th day of March 2008. Approve Transfer Voucher for the month of February 2008 and Treasurer's Receipts for the month of February 2008.

The Council convened into Executive Session at 8:13 PM for approximately 10 minutes with no decisions.

With nothing further the meeting was adjourned at 8:30 PM.



Mayor



City Administrator