

City Council
February 12, 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 and Weigelt. Council members Boyle Barrett, Reed and Ramsey were absent and excused. Also in attendance were City Administrator Dave Schmidt and City Attorney Sue Sampson.

Administrator Schmidt stated we need to table Item #20 the Amendment to the WWTP Professional Services until the next meeting. Mayor Johnson stated she is going to table Item #16 the PCRC – Zoo/Trek Authority Board until the next meeting.

Admin/Per/Fin:

Administrator Schmidt stated their meeting was cancelled and has not been rescheduled.

Public Safety:

Council member Boyle Barrett was absent and there was nothing to report.

Bldg/Zon/Env:

Council member Twardoski stated they had a meeting last Wednesday. It was very informative; they were informed that they would be getting a job to work on the variances that the City owns around town. We are trying to work on the park and trail plan and we are hoping we can work something out. The next meeting will be March 3, 2008, at 6:00 PM.

Utilities:

Council member McNally stated they had a meeting on February 5, 2008. They discussed that Stevens Coffee Company wants to lease space from Leon's Deli and install a portable, filtrated waste water system. The committee felt it would be best if the company tied directly into the septic system, and stated that Pierce County Public Health would have to be involved with that. The White River Senior Housing sewer lines have been installed, but still have to be tested. Our bucket truck is at the City Shop but we are still waiting for the title. The gas main increase in pressure will not start until March or April as the City is still working on a few leaks that they know already exist. The Community Services Committee is still working with the food bank on a vehicle swap that could be a win win situation for both the food bank and the wastewater treatment plant. The water treatment plant is still having a very hard time trying to get things operating correctly with the float and sensor in the reservoir; work is still in progress. They reviewed the low income utility discount; it is probably the most liberal around the area but there is an issue that needs to be re-written because it doesn't meet the intent of what the committee wanted. The next meeting will be March 4, 2008, at 6:00 PM. They will be moving all of their meetings to 6:00 PM on the first Tuesday of the month. Council member Weigelt stated he got an earful about the utility rates going up from various people. He knows in the past we have talked about PSE taking over our gas

department. Have we done any kind of a cost analysis, and would that be to our benefit or not? Do they have a better ability to repair lines and such and actually give us a better rate than what we can do on our own? If this has not been looked at, is it something the committee could look into? Council member McNally stated they have not really done a cost analysis as of yet. He knows PSE is a little cheaper than we are right now, but he also understands there is talk that PSE is having a real hard time replacing their lines and they are thinking about selling the company. Administrator Schmidt and Mayor Johnson both stated that it has been sold. Council member McNally stated that the infrastructure they have right now is so bad, that is one of the reasons they wanted to get out from under it. He has a feeling that the rates could be going up substantially in the near future, but the committee will look into it. Administrator Schmidt stated that the City has done the analysis two or three times, and the City entertained an offer from both Cascade and PSE several years ago, but what PSE was willing to pay for the system was not very much. Mayor Johnson stated that would have to go to a vote of the citizens of Buckley. The biggest concern was the service and the fact that we can dispatch somebody and have them there much quicker for a gas leak and the pilot lights going out. That was the big argument the last time we looked at this. It is something that we do need to address periodically. Council member McNally stated one thing Council member Montgomery suggested is possibly combining with Enumclaw.

Strt/Sdwlk/Strm:

Council member Weigelt stated they have a meeting on February 19, 2008, at 6:30 PM. Administrator Schmidt stated we are going over the NPDES stormwater plan which has to be adopted by the Council in March. The committee will be looking at this Tuesday night. Administrator Schmidt e-mailed it to everyone today.

Parks/Recreation/Cemetery:

Council member Montgomery stated they had a meeting on February 5, 2008. It started off with giving an update on proposed Trails/Safe Route Plan. They gave all the previous notes from Dan and Ed to Planning Director Rashid with the hopes that she can bring back some sort of first draft document. They talked about the possibility of using some of the City-owned rights of way for trails. They started trying to form a little strategy on how to tackle the park plan revisions. They also discussed the Community Activities Program. Mayor Johnson stated that she talked to Traci Williams and told her what the City wanted to do by bringing everyone to the table. She told her with the new Youth Center opening we don't want to be duplicating services. Also, the contract needs to be looked at. Mayor Johnson stated they will get this meeting set up. Their next meeting will be February 19, 2008, at 12:30 PM, at City Hall so that Mac McCracken can attend.

Community Services:

Mayor Johnson stated their next meeting will be tomorrow and she is not sure they will be having it. Administrator Schmidt stated we really need to have it because we are scheduled to pick out colors for the Youth Center. Council members Twardoski and Montgomery stated they could all sit in on that committee. The meeting will be at 7:30 unless Administrator Schmidt can get it reschedule for 6:30 PM. Council member Weigelt stated he would like to give an update on the Regional Market. He will be

attending the Chamber meeting tomorrow to discuss this as well. Council member Weigelt then handed out the results of the survey. He received a fairly good response from people all over the area. Their thought is0 having an outdoor market so the overhead is very low. If we get the Chamber involved, and if a few Council members got involved, we could probably pull this off this year. He would like to have a workshop to discuss how we might want to go about this to see what we can pull together. Administrator Schmidt stated it would be nice if someone could come up with a site plan to show where the vendors would be located and where parking would be because we are going to have to arrange for power and water. He would like to set up a meeting for early March. He would like the Mayor and Council member Twardoski to look at their schedules and then schedule a morning meeting to get this started. Administrator Schmidt suggested giving one vendor free licensing for the whole summer to take responsibility for organizing it on a daily basis.

Mayor's Report:

Mayor Johnson stated she has a letter of interest from Kathleen Snellback to be a member of the Planning Commission, and Mayor Johnson is recommending her as a nomination. **Council member Montgomery moved to nominate Kathleen Snellback as a new member of the Planning Commission. Council member Twardoski seconded the motion and the motion carried.**

Mayor Johnson stated she would like to remind the Council that next Thursday night is the PCRC annual meeting at Bates Vocational School at the South Sound Campus on 72nd Street. She and Council member Ramsey will be attending and if anyone else would like to go that would be great.

Staff Reports:

Administrator Schmidt stated we are getting ready to do the overlay project on Main Street that we received the TIB Grant funding for. The engineers have the bid specifications all ready to go. He just needs approval from the Council to go out for bid. **Council member Weigelt moved to allow City staff to go out for bid on the West Main Street overlay project. Council member Montgomery seconded the motion and the motion carried.**

Administrator Schmidt stated he has an update on the FEMA project. He and Dominic, from Gray & Osborne, had a teleconference with FEMA and they were not very helpful. The City was told to redesign the project and go back out for bid. We have to redesign it in a way that doesn't include any access into the project. We have to allow the bidder to make that determination and make sure they build it into their bid. We argued with them and told them that really jeopardizes the project and the bids and created a very unstable bidding climate.

Citizen Participation:

Sharon Remagen, 18204 East B St, Spanaway, WA is here tonight representing the Tacoma Wheelmans Bicycle Club. They are planning their 33rd Annual Daffodil Classic Bicycle Ride on April 13, 2008 in conjunction with the Daffodil Festival. They are

asking to use Thunderbird Park as one of their rest stops as they have in the past. They will bring in their own sanicans and a food site for the riders. It was the Council's consensus to allow this.

MAIN AGENDA

Ordinance No. 03-08, Moratorium on RV Parks:

Administrator Schmidt stated this adopts the findings for the moratorium so that the moratorium can go in place, and so the Planning Commission can develop design standards and regulations concerning RV parks and then bring it forward for Council's consideration for adoption. **Council member Weigelt moved to approve Ordinance No. 03-08, Moratorium on RV Parks. Council member Twardoski seconded the motion and the motion carried.**

Ordinance No. 04-08, Amending Low Income Utility Discount:

Council member McNally moved to approve Ordinance No. 04-08 Amending Low Income Utility Discount. Council member Twardoski seconded the motion.

Administrator Schmidt stated we have had a couple situations where individuals in town fell through the cracks because of their living circumstances. The way the definition currently reads is that everyone residing in a household, even if they are a renter or boarder, their income is included to determine the total income. That was never the intent of this ordinance so we talked to the City Attorney and she wrote this language so that a boarders/renters income would not be included, the only thing that would be is the amount of rent the homeowner gets from that boarder/renter. **The motion then carried.**

Resolution No. 08-02, Comcast Franchise Extension:

Administrator Schmidt stated this is the 5th extension that Comcast has asked us for. We have been trying to negotiate the franchise agreement for four years. They are asking for a 12 month extension but the City has only agreed to a 6 month extension so this resolution is for only a 6 month extension. **Council member Weigelt moved to approve Resolution No. 08-02, Comcast Franchise Extension. Council member Twardoski seconded the motion and the motion carried.**

Haunted House Lease Agreement:

Administrator Schmidt stated that the Winks are here tonight to give a brief presentation. Dennis Wink is the owner of the Fright Factory Haunted House that they have been putting on in Buckley for four years. He would like to present a check to the City of Buckley in the amount of \$4,771.63 and stated that they also donated more than two tons of food to the Buckley Food Bank this year.

Alice Money is a resident next to the Haunted House and stated that for the last four years, since it started, it has been quite nerve racking living there the whole month of October. Actually it starts in the summer with the generators going to provide lights. She asked if there was anyway to move it to the new Youth Center or have the entrance moved. She has had two thefts at her house since the haunted house started, and the parking situation is unbearable with cars even parked in her driveway. The trash, people walking on her front lawn and the screaming are all unbearable. While she thinks this is

a good cause for the food bank, if it was put in front of your homes she doesn't think you would enjoy it too well. Council member Weigelt asked if she has a specific request or is she asking that we not allow the haunted house at all. Ms. Money stated that she is asking to move the entrance. Council member Weigelt stated he would like to postpone this until the Police Chief and the Public Safety Committee can be here to give us their opinion of the situation. Council member Twardoski stated she agrees. Administrator Schmidt stated that in the review of the draft agreement the committee was aware of the Money's complaints and actually tried to mitigate that through their discussions, and had the chairperson been here tonight he could address that. He thinks that what Council member Reed would have to say, and what the plans says, would help mitigate some of the Money's complaints, but with him not being here it would be a good idea to table this until the next meeting so he can report. Administrator Schmidt stated what the committee would like to do is create a gravel parking lot off of Bevlo and let people come in off of Bevlo. This really isn't a disruption to too many residents. Everyone on that side of the neighborhood is supportive of the Haunted House. This will be tabled until the next meeting.

DM Disposal Rate Increase:

Council member Weigelt moved to accept the increase from DM Disposal as proposed. Council member McNally seconded the motion. Administrator Schmidt stated Keith from DM Disposal is here tonight to answer any questions anyone might have. Council member McNally stated this has already been approved by the contract. Administrator Schmidt stated yes it has but it is a formality to bring to Council as far as accepting it. Administrator Schmidt stated in the contract each year they are allowed a CPI increase based on 80% of the national CPI. **The motion then carried.**

Weston Claim:

Council member Weigelt moved to authorize staff to compensate Mr. Weston the \$1,366.00 difference between what the insurance paid and the value as estimated by Enumclaw Polaris. Council member Twardoski seconded the motion and the motion carried.

Catholic Community Services Meal Site Contract for 2008:

Jennifer Bacon, Recreational Director, stated there are no changes to the contract. They have started updating their menus and are looking at doing fresh menu options and home cooked options. Administrator Schmidt asked if we are still looking into doing our own program. Jennifer stated they looked at the contract and there is a 60-day out if we need it. **Council member Weigelt moved to approve the Catholic Community Services Meal Site Contract for 2008. Council member Twardoski seconded the motion and the motion carried.**

Agreement: Laboratory Analytical Services (WWTP):

Administrator Schmidt stated we have been operating using King County for our bio-solids sampling for two years and this is the renewal contract for that. Council member McNally stated he would like to have these come to committee before it comes to Council. Administrator Schmidt stated when it is a renewal we ordinarily don't take

them to committee because it has been approved in the past. Council member McNally stated that we have new committee members now and maybe there are some new ideas. Mayor Johnson stated that a lot of time we send contracts through Admin and Finance. Administrator Schmidt stated the committees have so much work to do already that on these agreements they are service contracts that are just renewals. Council member McNally stated he didn't even have a chance to get down to talk to Alan but he did notice in the memo that Alan agrees with this. **Council member McNally moved to approve a renewal of the Laboratory Analytical Services Agreement. Council member Twardoski seconded the motion and the motion carried.**

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


Approve the minutes of the January 22, 2008 Council meeting.

Claim check numbers 40778 through 40896, in the amount of \$496,508.46 for the period of January 23, 2008 through February 12, 2008, Payroll check numbers 27580 through 27696, in the amount of \$279,028.36 for the month of February 2008 and Treasurer check numbers 10304 through 10339, in the amount of \$92,573.51 for the month of January 2008 are hereby approved and ordered paid this 12th day of February 2008. Approve Transfer Voucher for the month of January 2008 and Treasurer's Receipts for the month of January 2008.

With nothing further the meeting was adjourned at 7:56 PM.



Mayor



City Administrator