

City Council
January 27, 2009

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

Upon roll call the following members were present: McNally, Montgomery, Ramsey, Reed, Twardoski and Weigelt. Council member Boyle Barrett was absent and unexcused.

Council member Weigelt would like to add an Executive Session to discuss potential litigation.

Admin & Finance:

Council member Ramsey stated they had a meeting on January 20, 2009, and she handed out the minutes. The main topic of discussion was regarding the court fine collections. The next meeting will be February 2, 2009 at 6:30 PM.

Public Safety:

There have not been any meetings; the next meeting will be February 3, 2009 at 5:00 PM.

Building & Zoning:

Council member Twardoski stated they have not had any meetings; the next meeting will be February 2, 2009 at 6:00 PM.

Utilities:

Council member McNally stated they have not had any meetings; the next meeting will be February 4, 2009 at 5:00 PM.

Streets, Sidewalks and Storm Drain:

Council member Weigelt stated they had a meeting on January 26, 2009. They talked about low impact development standards and this will be discussed more later on. They talked about an overview of the storm event and the transmission line being washed out. There was 1.2 million dollars in damage. They looked at various photos that were taken during the storm. They received a letter from Pamela Wik at 527 Bevlo Street, and a response to this letter is being handled out of the Mayor's office. They talked about capital projects and preparing a scope of work for design of the Spiketon Road project and the diversion. They had requests for frontage waivers for 171 Dundass and Person's. They talked about sidewalks and gravel shoulders and other items that staff will write up. Administrator Schmidt stated both of these waivers will be at the next Council meeting. They discussed Council member Montgomery's proposal where he wants Associate Planner Rashid to come up with a trail cross section showing advantages and disadvantages so we can get a better picture of what it would look like if we designed our roads to allow for more drainage and less impervious surface. They received a letter from someone on Ammon Street that is requesting to have three trees on City property cut down. The committee would like to have an arborist look at these. Administrator Schmidt stated that the City Attorney is looking into any liability issues with this as well.

There have been Department of Transportation and Department of Fisheries people walking along some of the properties along Spiketon. We are not sure what they are looking for. They carried over a few items for the next meeting including using the ditches to divert more water, and the storm plan.

Parks& Rec & Cemetery:

Council member Montgomery stated they had two meetings. They had their focus groups that went very well. They had a lot of professionals from different arenas come and provide insight and direction. They had a meeting on January 22, 2009 to discuss the forum for the open house which will be held tomorrow night at 6:15 PM. He strongly encouraged everyone to come to see if they like the direction parks are currently pointed.

Community Services:

Council member Reed stated they have not had a meeting; the next meeting will be February 2, 2009 at 7:30 PM.

Mayor's Report:

Mayor Johnson stated that she received a call from the Tacoma Wheelman's Association asking for permission to use Thunderbird Park for the Daffodil Classic Bike Ride.

Council member Montgomery moved to allow the Tacoma Wheelman's Association to use Thunderbird Park on April 19, 2009. Council member Twardoski seconded the motion and the motion carried.

Mayor Johnson stated tomorrow she gets to take Tom Young from Congressman Reichert's office around to look at the flood damage.

Mayor Johnson stated that tomorrow night she will be attending the Cascade Water Alliance meeting at Bellevue City Hall.

Chief Arsanto passed out the year end reports for 2008. He added a few more stats this year. He then briefly went over the report with the Council.

Staff Reports:

Administrator Schmidt stated tomorrow morning we have a pre bid conference on the new conveyance line from River Ave. to Shay Estates, so hopefully we will have bids for the next Council meeting. He and the Mayor are still working with Local #286. They are conducting interviews for the Administrative Assistant position. They have it down to three applicants that the Mayor will interview on Friday.

Administrator Schmidt stated we met last night with the FEMA field team to assess damage on the pipeline. They didn't arrive until 5:00 PM so it was too dark to go up to the pipeline. They reviewed our damage estimates, which Chief Predmore prepared and did an excellent job on. We had engineering estimates, and Chris Banks took a large amount of pictures that were on disk. They looked everything over and seemed satisfied with it. Right now they have approved our cost estimate. Chief Predmore stated that the FEMA team will be back again possibly Monday or Tuesday. Administrator Schmidt

stated that one of the points that came up more than once was areas that have just been repaired, and that the Council accepted as complete, that were damaged during the storm. Had they been repaired the way they were supposed to have been repaired, based on the engineer and geo-tech's recommendation, we may not have had the damage we sustained.

City Administrator Schmidt stated that the last issue is regarding our janitorial contract. During the budget process we talked about terminating our janitorial contract and hiring the current part time parks position person, creating a building/parks maintenance assistant position. We would realize a \$600 cost savings only in the first year. If that became a permanent position, those costs would go up with step increases and benefit increases. The current union contract permits us to institute an interim position for up to 7 months before the position is considered permanent and covered under the contract. He and the Mayor are requesting and recommending that the City Council authorize us to move forward with this change and fill the position on a 7 month interim basis, during which we can assess the cost, quality and level of service that we receive under this scenario. Council member Ramsey asked if this job has to be posted. Administrator Schmidt stated according to our Employee Policy and Procedures Manual all positions are offered internally first. **Council member Weigelt moved to approve the janitorial position for a 7 month period. Council member Ramsey seconded the motion.** Council member McNally asked if they have talked about vacations or sick leave, going from a company to one individual. Mayor Johnson stated at this point it is an interim position so we aren't even sure this will continue. **The motion then carried.**

The Council convened into Executive Session at 7:45 PM for approximately 15 minutes to discuss potential litigation.

The Council reconvened at 7:55 PM.

MAIN AGENDA

Ordinance No. 03-09: Amending Development Guidelines (Section 4 Street Standards)

Administrator Schmidt stated the front page is to be replaced with the version that was on the table tonight. This was a change that came out of committee last night. **Council member Weigelt moved to approve Ordinance No. 03-09 amending the street standards including inserting the amended page one into the document. Council member Twardoski seconded the motion.** Council member Montgomery said he has some concerns with this. He likes the concept of low impact development, and he believes this is the direction the City needs to go; however, the entire Council has not had the opportunity to review this entire document. He feels this should be tabled and go back to committee one more time to discuss further. Council member McNally stated he hasn't had a chance to even look at it, and they just had their committee meeting last night and yet this ordinance was in the packet with recommendation for approval before it even went to committee. **The motion failed 2-4.** Mayor Johnson stated she wants this to come back to the next Council meeting. Council member Weigelt stated it will probably take more than one committee meeting, so having it come back to the next Council meeting is too soon. Mayor Johnson stated we will shoot for the second meeting

in February. Administrator Schmidt stated one of the reasons we did this was to do it on an interim basis, and if you are going to take that much time you might as well start putting together your own individual standards. Council member Montgomery stated that he just wants to have a chance to look at it; he doesn't want to be the rubber stamp Council when you get a 250 page document the night before and just vote yes. Administrator Schmidt stated if you are going to spend that much time and energy, start putting your own individual standards together. Council member Reed stated what he was hoping is that the committee would take this document as a template and put together something that fits for Buckley. Mayor Johnson stated she would like the committee to set up the meetings and get going on this.

PWTF Loan Application: Emergency Water Transmission Main Repair

Council member Montgomery moved to confirm the Mayor's decision to submit an emergency loan application to the PWTF. Council member Twardoski seconded the motion. Council member Reed asked if we are actually confirming this or are we authorizing her to do that. Administrator Schmidt stated it is already done; it is a confirmation of the application. Mayor Johnson stated she made a declaration of emergency and this came behind it because we knew that we don't have the money for the repair if a federal declaration is not made. Discussion ensued. **The motion then carried.**

Scope of Work: Fire Station Site Property Appraisal

Chief Predmore stated this is the scope of work for the site property appraisal. This is nothing new; it is just the next step in the process. The company we have the proposal from is recommending we get a before and after appraisal. What is before the Council is the scope of work to provide this? This appraisal needs to be done before the City may begin negotiations with the individual property owners. Chief Predmore's recommendation is to move forward with the electronic copies of the report. **Council member Montgomery moved to approve the Scope of Work and Fees and issue notice to proceed with work. Council member McNally seconded the motion.** Council member Weigelt asked if we need to change the motion to include the not to exceed amount of \$7,000.00. **Council member Montgomery amended his motion to include up to \$7,000. Council member McNally seconded the motion and the motion carried.**

Agreement with Washington State Patrol for Fire Training Academy Facility Use

Chief Predmore stated this is the agreement to use the Washington State Patrol fire training facilities located at North Bend. They use this facility to conduct the recruit academy, as well as ongoing training. Because we maintain our own instructors who are trained and certified by the State it gives us the ability to use the facility. The past agreement is set to expire in July of this year, and even though it is early they sent the paperwork and he would just like to get it done now. **Council member Reed moved to authorize the Mayor to enter into a contract with Washington State Patrol Fire Training Academy for the use of their facility in North Bend. Council member Twardoski seconded the motion.** Council member Ramsey asked what the cost is; what was budgeted. Chief Predmore stated it comes out of the fire training budget, and the

cost depends on what they are using the facility for. To just rent the facility is about \$595, and then it depends on how much material is used. Usually when the recruit academy goes there the cost is about \$900. **The motion then carried.**

Agreement for Services: Regional Hazardous Materials Team

Chief Predmore stated that within our fire department we have the equipment and training to handle a hazardous materials event at the operations level, but we don't have the need to the extent that we can justify what the cost would be to maintain our own hazardous materials team. So as we do with other specialties, we use resources that are within the region or the area around us. There are a group of Pierce County agencies that have formed a hazardous materials technician level team. There is no cost to enter into an agreement; the cost would be reimbursement of their expenses in the event we had to use them. Without the agreement in place we wouldn't even be able to access the team if we needed to use them. **Council member Montgomery moved to authorize the Mayor to execute and enter the Regional Hazardous Materials Team Interlocal Agreement. Council member Twardoski seconded the motion. The motion then carried.**


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

Approve the minutes of the January 13, 2009 City Council meeting.

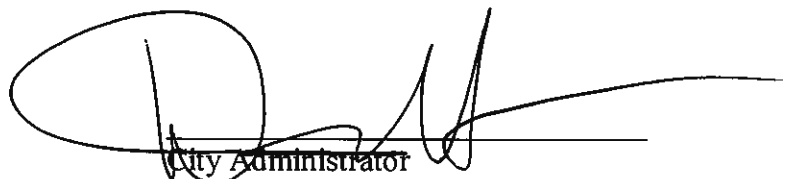
Claim check numbers 42895 through 42991, with numbers 42928 to 42958 being voided, in the amount of \$ 202,023.96, for the period of January 14 through January 27, 2009 are hereby approved and ordered paid this 27th day of January 2009.

Mayor Johnson stated she has one other item. February 18th and 19th is the AWC Legislative conference in Olympia. It is our chance to go down and talk with our legislators. If you are interested in going, be sure to get registered.

With nothing further the meeting was adjourned at 8:14 PM.



Mayor



City Administrator