



BUCKLEY CITY COUNCIL MEETING AGENDA

March 10, 2009

Multi-Purpose Center, 811 Main Street

City Council Meeting

Opening 7:00 P.M.

Call to Order
Pledge of Allegiance
Roll Call of Council Members

Next Ordinance #03-09
Next Resolution #09-03
Next Agenda Bill #AB09-19

Committee Reports

- | | |
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| 1. Admin & Finance | Ramsey |
| 2. Public Safety | Barrett |
| 3. Building & Zoning | Twardoski |
| 4. Utilities | McNally |
| 5. Streets, Sidewalks & Storm Drains | Weigelt |
| 6. Parks & Rec & Cemetery | Montgomery |
| 7. Community Services | Reed |
| 8. Mayor's Report: | |
| Appoint New Planning Commissioner – Sam Panasiuk | Johnson |
| 9. Staff Reports: | |
| Schmidt: City Flag Sales | |

Citizen Participation

Time Limit of Five Minutes (Must sign up at City Hall by Wednesday prior to the Council Meeting)

Main Agenda

10. ORD No __-09: Establishing the Position of Hearing Examiner
11. RES No 09-__: Fire Dept Surplus Equipment
12. RES No 09-__: Amending Personnel Policy & Procedures (Insurance Benefits)
13. Scope of Work: Watershed Co. (Fire Station Wetland Mitigation)
14. Scope of Work: Utility Services Associates (Leak Detection)
15. Scope of Work: Pilchuck (Gas Pipe Replacement Design)
16. Equipment Purchase: Gas Pipe Locator & Directional Measurer

Consent Agenda

17. A. Approve February 24, 2009
- B. Claims
- C. Transfer Voucher
- D. Payroll

Council may add and take action on other items not listed on this agenda

City Council
March 10, 2009

Mayor Johnson called the regularly scheduled meeting to order at 7:08 PM.

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

Mayor Johnson asked if there were any additions, changes, corrections or deletions to the Agenda. There were none. Mayor Johnson stated that we will have a presentation tonight by Chief Predmore.

Admin & Finance: Council member Ramsey stated they had a meeting on March 2nd at 6:30, and the Minutes are in the packet. They discussed the late fee for renewal of business licenses and decided to grant a continuation up through March 31st to pay for a business license without the \$100 late fee. They discussed the DSHS lease and instructed staff to go forward with that. With respect to the insurance co-pay, they are going to delete the \$2,000 per year, per employee, to match up with the Union #286 contract. They also talked about the museum and getting new doors. Recreation Services Director Bacon requested that the drop in rate for daily use of the Youth Center be eliminated for 2009 because she is making it up with grants. Also, we still need to talk about a Council retreat. Mayor Johnson said we have a workshop on the 5th Tuesday of March, so I think that would be a good thing to put on the agenda. Their next meeting is next Monday night, March 16th at 6:30 PM.

Public Safety: Council member Boyle Barrett stated that they did have a meeting, and they had public participation from Jennifer Browning and Penny Frame who wanted to talk to the committee about the need for additional security for Relay for Life. They provided some information about how some of the surrounding, smaller cities provide security for their events. Chief Arsanto is going to adjust the schedule, without using overtime, to provide three officers during the evening and early morning hours that night. They won't have a specific officer assigned to the event, but they will try to keep one officer in the area most of the time. They will park a patrol car in the area too, and they will try to check out a radio to Bill Boyle so he can have ready access to the Police Department if necessary. Mayor Johnson said the biggest problem last year, if she remembers, was unsupervised teens. The Firehouse Pub is requesting permission to have a beer garden during Loggers Rodeo weekend. There are basically no changes from last year's plan. The event last year went really well and there were no complaints. The Committee has asked the Police Chief and City Administrator to look at the cost of the permit fee and make sure that that cost is still appropriate. Fire Chief Predmore talked about the Kiwanis submitting their application for a retail fireworks stand, and the Committee is recommending approval and asking that the \$50 deposit for removal of the stand and cleanup be waived. **Council member Boyle Barrett stated that she would**

like to make a motion to approve that. Council member Twardoski seconded the motion. Council member Boyle Barrett said that the permit period is noon on June 29th through noon on July 5th. **Motion carried.**

Council member Boyle Barrett said that their second item was having the City do the SEPA checklist and wetland mitigation for the potential fire station property at the same time that we're doing it for the roadway realignment. Since we are scheduled to do this for the roadway realignment, the additional cost for doing the fire station property is \$2,570, and this is on the agenda tonight. The other item coming up on tonight's agenda is a resolution to surplus the 1964 Ford fire engine, and it is the Committee's recommendation that we go ahead and surplus it. Police Chief Arsanto talked to the committee about e-tickets, which 3 out of our 9 patrol officers now have and are issuing. They cut down on paperwork and time. Also, Jack Fraiser has been hired as a provisional patrol officer. He has 10 years previous experience in Honolulu and he is doing well. Chief Arsanto said that the cops grant may open in March, and there is a possibility with the new stimulus package that this grant may cover 100% for the first three years. He also talked about the replacement vehicle program. There is a schedule for the replacement of vehicles in the Police Department, and Chief Arsanto said that in the future he will be looking at strictly replacing them with 4x4s.

Building & Zoning: Council member Twardoski stated they had a meeting on March 2nd. They are discussing Title 19; Associate Planner Rashid has concerns. Their next meeting is the first Monday in April at 6 PM.

Utilities: Council member McNally stated that they had a meeting on March 3rd. A water resource specialist is working with Administrator Schmidt on some of the water issues that we are dealing with. She is associated with the Pacific Groundwater Group and she is looking at issues we're having with drainage and things of that nature. Their next meeting is going to be April 7th at 6:30 PM. They also talked about DM Disposal; they're requesting an increase. City Administrator Schmidt said we are doing one adjustment on the fees schedule for several things that have to change and that will be on the agenda for the 24th. Council member McNally stated that the Committee recommends the increase. City Administrator Schmidt said we anticipated DM's rate increase but we didn't anticipate Pierce County's tipping fee increase.

Streets, Sidewalks & Storm Drains: Council member Weigelt stated that they had a meeting on the 6th, and their next meeting will be on the 18th. They talked about low impact development, and had a guest who gave a very nice presentation. He would like the Council to look this over and then we can talk about it a little more at the next meeting.

Parks, Recreation & Cemetery: Council member Reed stated they had a meeting and presenters came to them requesting improvements to the basketball courts behind Wally's. They're trying to get together a 3-on-3 basketball tournament, but there are some minor things that they need to have taken care of, so we forwarded that off to staff. They are still working on the Park Plan and cleaning it up and tying it together with the

trails and safe routes program that we are developing in the City. We also talked about Youth Center activities and Director Bacon's request to drop the daily fee. We are still working with Rainier School. Director Bacon is looking at the possibility of utilizing their indoor pool at Rainier School for senior and youth activities; she is working out some sort of a contract with Rainier School. Their funding has been cut like everybody else's, so this may be an opportunity for us to get a program out there and allow them to keep that feature open for their residents as well. Council member Reed said the last issue was maintenance of the cemetery and proposed tree removal. City Administrator Schmidt said Council needs to award that to Timber Tech Tree Service for \$1,100.

Council member Reed moved to approve awarding the contract for the removal of Cottonwood in the lower cemetery as well as removal of wood and brush to Timber Tech for not to exceed \$1,100. Council member Twardoski seconded the motion. City Administrator Schmidt said that we are only asking for the \$1,100 to remove the Cottonwood right now. **Motion carried.** City Administrator Schmidt said that the other trees are still under discussion by the Streets, Sidewalks & Storm Committee.

Community Services: Council member Reed stated that they had a meeting and there were two major topics of discussion. The Haunted House brought in excess of \$5,000 as their donation to the City for their 30 days of operation of the Haunted House in 2008. They are looking at some power mitigation. They thought they had it all squared away this last year, and later found out that the contractor working on the White River Housing project actually owned the temporary utility that they had plugged into, so they are looking at finding a way to deal with their temporary hookup going away. With any luck, on July 1st our contract for the lease of the DSHS property will be in effect, and we talked briefly about the feasibility of using a building over at the old WSU property. The advantages are that they are further removed from any residential neighbors, and they would have their own on-site parking. So, we will have to see how that plays out. We got a very thorough presentation from the Foothills Historical Society on museum operation and projects in the works. They are also working and taking classes on preservation and restoration of documents and artifacts. We talked about moving the Saturday Market to Thunderbird Park.

Mayor's Report:

Mayor Johnson said that tomorrow morning she leaves for Washington DC for two days to work with the National Rails-to-Trails Conservancy for a 2010 grant program. We will meet with a congressional group that is in charge of active transportation, which trails are a part of.

You have probably all received an invitation to the open house and grand ceremony for the senior housing on the 21st. This is over a 10-year project that is finally coming to an end, at least phase 1.

Mayor Johnson said we have an appointment tonight of Sam Pannsiuk for the Planning Commission. Associate Planning Director Rashid has interviewed him and we are bringing forth his name to be appointed to the Planning Commission. **Council member**

Weigelt moved to approve Sam Pannasiuk to the Planning Commission. Council member Reed seconded the motion. Motion carried.

Staff Reports:

City Administrator Schmidt said that we have had a number of calls from people wanting to purchase City flags for their private use, and we want to ask the Council if that is something that you are willing to consider. Council member McNally asked how much they cost. City Administrator Schmidt said that right now the cost for the 3 x 5 is I believe \$106, and the 4 x 6 is \$150. **Council member Ramsey moved to approve the sale of City flags to citizens. Council member McNally seconded the motion.**

Council member Weigelt asked if we should have guidelines and rules for usage or how it should be displayed appropriately. City Administrator Schmidt said that he doesn't know if there would be any legal recourse. I think the City can develop some policies for displaying the flag, but if they violate them what do we do. Council member Boyle Barrett said she doesn't think it would be bad to draw up a little guideline to give to people when we sell a flag that says here is the appropriate way to use it. Council member Weigelt said maybe we could ask the attorney if there something we can do. City Administrator Schmidt he will do that. **Motion carried.**

City Administrator Schmidt stated that the gas pressure went up 10 pounds today. That was the first increment we were waiting for. We've got one major leak, but the guys haven't been able to isolate where it is yet. They dug a hole but the leak wasn't where it was detected. So, they're still trying to find it.

City Administrator Schmidt said that the City Attorney asked him to advise the Council to remember that we have a number of development permits going on in the City right now with applications. They are quasi-judicial, so be careful about any conversations that you have with people in the community, or with each other, because when it comes time for the Council to make a decision you are going to have to declare all that information.

City Administrator Schmidt said that Chief Predmore has a presentation to give the Council on the damage up on the water transmission main. This is the same presentation that the Chief prepared for the FEMA group. Chief Predmore said that this is a presentation that he and Chris Banks put together to use during the kick off meeting that we had with the State Department of Emergency Management and FEMA for the damages suffered along the water transmission line during the January, 2009 severe storms event. Mayor Johnson said we are estimating that we still have to spend \$1M plus before we get reimbursed, and it could be two years down the road.

Mayor Johnson said you may have seen some e-mails going around about what's happening with the Pierce County Regional Council's list of projects that has gone forth to the Puget Sound Regional Council, who actually decides on where the stimulus money is going to be spent in transportation. They had an emergency meeting tonight of the Pierce County Regional Council, but they had it on Tuesday when half of the cities in

Pierce County have their council meetings. Mayor Johnson said it was a very political type thing so she fired off a letter to them showing her displeasure. She had a call from the vice-chair stating his displeasure with the whole thing and he said he'd see to it that our letter was written into the record. Then Mike Lonergan, the Chair, actually notified me by e-mail saying he would enter it into the record about our displeasure as to 85% of the stimulus budget going to a project in the Port of Tacoma that is not fully funded. Also, Eatonville's project, which ranked just ahead of ours, was pulled for an overlay on Orville Road. So, there are a lot of disgruntled people in the county right now. Mayor Johnson directed the Deputy Clerk to put a copy of her letter in every Council member's mailbox.

MAIN AGENDA

ORD No. 03-09: Establishing the Position of Hearing Examiner:

Council member Ramsey moved to approve Ordinance No. 03-09 Establishing the Position of a Hearing Examiner. Council member Twardoski seconded the motion. Mayor Johnson said that this is actually an interim position. Council member Reed said this is one of the issues we discussed at the Building & Zoning Committee meeting, and one of the concerns that we had was the current size of our Planning Commission, and the experience level of our current Planning Commission. I think this is a good way to bridge the gap. Mayor Johnson said that this is something the Council has toyed with forever, and it is interim so it doesn't mean that we are going to have to do it for life, and it is a pass-through, so the developer pays the cost. Council member McNally asked if this has been advertised in the Courier Herald. City Administrator Schmidt said no, we advertised through the Hearing Examiners Association, which is a State-wide association, and the Seattle Journal of Daily Commerce. City Administrator Schmidt said that the committee that was appointed at the last meeting is going to have to begin to conduct interviews probably next week. The deadline is 5 PM on March 13th. **Motion carried.**

RES No. 09-03: Fire Department Surplus Equipment:

Council member Boyle Barrett moved to approve Resolution No. 09-03 declaring the 1964 Ford fire engine as surplus. Council member McNally seconded the motion. Chief Predmore said if the truck gets surplussed, he will advertise it through the State Chiefs' Association because he can get those types of people who might be interested exposed to it. We know at least two different people in the past 5 years have expressed an interest in it, so we will probably make up a little flyer to send to certainly those people as well as other people in that same type of industry who might have an interest in it, as well as advertising it through our normal channels. Chief Predmore said this is not something he would expect any other fire department to submit a bid on or put in service. **Motion carried.**

RES No. 09-04: Amending Personnel Policy & Procedures (Insurance Benefits):

Council member Ramsey moved to approve Resolution No. 09-04 Amending Section 6.18.01 of the City Personnel Policy & Procedures Manual. Council member Twardoski seconded the motion. City Administrator Schmidt said this is for exempt

employees and it is effective July 1, 2009. We are eliminating the supplemental dental to go along with the Local No. 286 Union Contract. **Motion carried.**

Scope of Work: Watershed Co. (Fire Station Wetland Mitigation):

Council member Boyle Barrett moved to approve a Scope of Work for The Watershed Company to perform environmental consulting on the fire station site. Council member McNally seconded the motion. Motion carried.

Scope of Work: Utility Services Associates (Leak Detection):

Council member McNally moved to approve a Scope of Work for the Utility Services Association to conduct water system leak detection. Council member Boyle Barrett seconded the motion. A short discussion ensued regarding mobilization charges. **Motion carried.**

Scope of Work: Pilchuck (Gas Pipe Replacement Design):

City Administrator Schmidt said he would like to postpone this item. We are trying to get the gas main upsized on Spruce Street, which is the first capital improvement project on our gas system schedule. We had \$100,000 budgeted this year for the project, but we don't have an engineering firm that can do a design so we can go out for a small works bid. Public Works Supervisor Dansby went to Pilchuck, who is a subcontractor of PSE, and they have on-staff engineers that are willing to do a design for us if we pay them for it, and then we would take that design and create a set of small works bid specifications and go out to solicit bids for the project. They gave Public Works Supervisor Dansby a price estimate that said the price for the plan is \$660, and the price for the plan with an engineering stamp is \$1,250. Now we understand that if you get the engineering stamp it will cost an extra \$1,250, so that pushed the price up. In the meantime we talked to Gray & Osborne and believe that they can help us prepare a scope of work to do a design build project similar to what we did on the Youth Center. We may end up paying the same cost, because they may build that into their price, but at least we can get some competition going on this. That is why we are asking to postpone this until we pursue that other angle to see if it is feasible. **Council member Boyle Barrett moved to postpone this agenda item #15 indefinitely. Council member McNally seconded the motion. Motion carried.**

Equipment Purchase: Gas Pipe Locator & Directional Measurer:

Council member McNally moved to approve purchase of a new Gas Department directional locator for the cost of \$6,584.58. Council member Boyle Barrett seconded the motion. City Administrator Schmidt explained what this equipment is and why we need it. **Motion carried.**

Council member Reed apologized for his tardiness this evening and stated he has a couple items to add to the agenda. First, did Admin & Finance have a chance to look at increasing the educational line item for the Council. Council member Ramsey said no, they will have to do that next Monday night. **Council member Reed moved to accept Ron Weigelt's resignation as of March 31st from the Council. Council member Boyle Barrett seconded the motion.** Council member Weigelt said he appreciates the

motion so we can declare his seat vacant and get somebody else in here, so we have to do that. Mayor Johnson said we have actually had several inquiries; she has at least three people interested in the position. **Motion carried.**

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

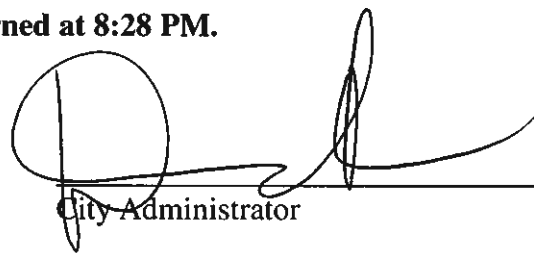
Approve the minutes of the February 24, 2009 Council Meeting.

Payroll check numbers 29339 through 29456, in the amount of \$295,857.61; and Treasurer check numbers 10575 through 10596, in the amount of \$17,286.50 for the month of February 2009.

With nothing further the meeting was adjourned at 8:28 PM.



Mayor



City Administrator