

**City Council**  
**December 10, 2013**

Mayor Johnson called the regularly scheduled meeting to order at 7:04 PM.

Upon roll call the following members were present: Tremblay, Montgomery, Boyle Barrett, Irons, Sundstrom, Rose and Howard. Also in attendance was City Administrator Schmidt.

Mayor Johnson asked if there are any additions, corrections or changes to the Agenda tonight. City Administrator Schmidt said he would like to add an Executive Session on a possible real estate transaction. **Council member Montgomery moved to add an Executive Session on a possible real estate transaction. Council member Boyle Barrett seconded the motion. Motion carried. Council member Tremblay moved to accept the Agenda as amended. Council member Rose seconded the motion. Motion carried.**

**Admin, Finance & Public Safety:** Council member Boyle Barrett stated they have not had a meeting. Their next meeting will be in the New Year.

**Streets & Utilities:** Council member Tremblay stated they have not had a meeting since the last Council meeting. They are not going to be meeting next week due to the holiday. Their next meeting will be the 3<sup>rd</sup> Tuesday of January, at 7 PM.

**Community Services & Economic Development:** Council member Montgomery stated they have not had a meeting. Their regularly scheduled meeting on the 19<sup>th</sup> is cancelled. They are scheduled to meet the third Thursday in January.

Council member Sundstrom stated that at the last meeting a motion was made and seconded to postpone indefinitely action on an item, which meant no further action on that item at that meeting. The motion was incorrectly ruled out of order by the parliamentarian. As Council members we are a body; no one else should be addressing the Council nor participating in our discussions when we are deliberating items on the agenda, which would include City staff and the Mayor. Mr. Sundstrom explained this further.

The Parliamentarian explained that it is not in writing that the City has Roberts Rules of Order as its parliamentary authority. It has been followed loosely for years to maintain order, give everyone a chance to speak, to hear the minority, but the majority always rules. However, it is not in writing that Roberts Rules of Order is our parliamentary authority. City Administrator Schmidt said based on the City Attorney's interpretation; it is basically the procedure of the majority of the Council that we follow at this point.

Council member Boyle Barrett said she received an e-mail from the Families First Coalition about the East Pierce Resource Guide. There is winter shelter and hot meals for people in this area through Plateau Outreach Ministries in Enumclaw. Just so people are aware that it is out there. Mayor Johnson said we have that information at City Hall, and one of the local churches here in Buckley is participating in that program. Wednesday night is the night that Community Presbyterian Church is the shelter here in Buckley. She has not confirmed that another church might be doing it here in Buckley also, but it is not a walk in, they have to be registered with Plateau Outreach Ministries. They have a gathering place in Enumclaw, and they bring them here or to one of the local churches that are participating and they provide them with a hot meal, a place to sleep and breakfast in the morning, and by 7 AM they are returned to Enumclaw at the Plateau Outreach Ministries office. City Administrator Schmidt stated that this information was shared at the staff meeting this morning. However, one thing said this morning is that this program is not available to children who are not chaperoned, just adults. Mayor Johnson said that this program has been partially funded through a grant from the Enumclaw Healthcare Foundation.

Mayor Johnson stated that on the same subject, and also partially funded through the Enumclaw Healthcare Foundation, and it is now available in Buckley, is a hot meal program for shut ins that don't qualify for some of the other programs. It is for our elderly, so if you know of someone that needs a meal brought in on a daily basis, we can put you in touch with that organization that is doing this; it's called Neighbors Feeding Neighbors. They are also looking for volunteers to help prepare the meals and help deliver the meals.

### **Mayor's Report:**

Mayor Johnson gave her report above.

### **Staff Reports:**

City Administrator Schmidt stated that we were recently informed that Catholic Community Services is no longer interested in providing the meal program for the seniors next year; they don't want to pay us rent. Now they want to cut out two days of the week. Right now the Mayor has Recreational Services Director Boyd looking at alternative funding options. She is checking with other organizations, and we are trying to figure out alternatives to keep the program going next year.

City Administrator Schmidt said he met with Steve Gorchester, the Director of TIB, today, and they gave us our \$600,000 back for Phase II of the Realignment Project. With the Federal Funding Pool for Cities under 5,000, plus this grant, plus the \$1.5 million, it puts us fully funded for Phase II. So, now we are in pretty good shape for that project for next year. Also, while they were here, they told us there were additional funds left over from the LED lighting program, and they are committed to doing the north parking lot and the south parking lot. So, we're moving forward with that project as well. We will get all new LED lighting, poles, everything in both the north and south parking lots. That

will probably be next spring, and we can hopefully piggyback on that and maybe do the reconstruction of the north parking lot at the same time or immediately thereafter.

## **MAIN AGENDA**

### **ORD No. 20-13: Extend Comcast Franchise Agreement by Five (5) Years (2<sup>nd</sup> Reading & Adopt**

**Council member Boyle Barrett moved to adopt Ordinance No. 20-13 Extending the Current Comcast Franchise Agreement by Five (5) Years. Council member Tremblay seconded the motion. Motion carried 6/1.**

### **ORD No. 22-13: Amending the 2013 Budget**

**Council member Boyle Barrett moved to approve Ordinance No. 22-13 Amending the 2013 Budget. Council member Rose seconded the motion. City Administrator Schmidt provided a brief review. Motion carried 7/0.**

### **ORD No. 23-13: Adopting Final 2014 Budget**

**Council member Boyle Barrett moved to approve Ordinance No. 23-13 Adopting the 2014 City Budget. Council member Tremblay seconded the motion. City Administrator Schmidt provided a brief review, stating that this is what was presented at the Public Hearing. Council member Sundstrom moved to amend with the following: (1) the number of hours receiving compensation and benefits remain at or below hours actually expended in 2013 in the following budget categories, 001 fire (excepting volunteers), 001 Planning, 308 Comp Plan, 001 Youth Center, 008 RRow, 402 Water, 402 Sewer, 407 Storm Water; (2) Discontinue utilities supervisor position and replace with a Public Works Director with an engineering or construction management degree and experience capable of doing all phases of the Comp Plan, a majority of the City's engineering requirements and adequately supervise the Utilities staff; (3) Return all City operations to an 8 hour day on January 1, 2013 – task the Public Works Director (when hired) with a review of the use of outside contractors for selected City operations. Review the need for full time employees in positions which would be equally served by on-call, part time employees and/or contracted services; (4) Task administration with a review of health care plans including a comparator to State, County and Boeing health care plans to be completed and presented to the Council by July, 2014. Show line items for employee co-pay; (5) Place \$14,000 in 001 Legislative budget for Council expenses; (6) Place money in the budget for design of a City owned wetland/retention pond to be available to small builders in lieu of the stormwater retention ponds by individual project; (7) Complete design of the Spiketon Ditch at Spiketon Road Bridge in preparation to call for bids; (8) Return Elk Meadows ditch design to the budget and proceed; (9) All proceeds from the sale of the gas company and the reserves maintained for gas company use are to be placed in a separate account until the Council has had the opportunity to review cost effective ways to**

allocate those funds. When that has been decided, a public meeting be held showing the Council's ideas and allow for submission of public input regarding those proposals or any new ideas the public may have; (10) Limit transfers from utility funds to administration to 50% or actual cost, whichever is less; (11) Limit insurance payments to actual cost by budget category. Council member Montgomery seconded the amendment. A lengthy discussion ensued. Amended motion failed 6/1. Main motion carried 6/1.

**ORD No. 24-13: Adding a New Chapter BMC 3.32 (General Fund Cumulative Reserve Fund)**

City Administrator Schmidt provided a brief background. Council member Howard moved to approve Ordinance No. 24-13 adding a new Chapter BMC 3.32 (General Fund Cumulative Reserve Fund). Council member Boyle Barrett seconded the motion. Motion carried 6/1.

**Interlocal Agreement – Building Inspector Services**

Council member Boyle Barrett moved to approve the Building Services Interlocal Agreement between the Cities of Buckley and Edgewood for 2014. Council member Tremblay seconded the motion. City Administrator Schmidt explained that this agreement is the same terms as the current agreement; we've renewed this for several years with the City of Edgewood. There was a very short discussion. Motion carried.

**PW Contract: Miller House Demolition (Change Order No. 1)**

Council member Boyle Barrett moved to approve Change Order #1 to the Contract/Agreement for the Miller house demolition project for a cost of \$1,975. Council member Rose seconded the motion. City Administrator Schmidt provided a summary of the additional cost. Motion carried.

**Contract: DOE Comprehensive Plan Update Grant**

Council member Boyle Barrett moved to approve the Agreement between the City and DOC for the GMA Comprehensive Plan Update Grant. Council member Montgomery seconded the motion. City Administrator Schmidt said this will only pay a fraction of what it is going to cost to update our Comp Plan the way we need to do it. Motion carried.

**Cancellation of 2<sup>nd</sup> City Council Meeting in December (December 24, 2013)**

Council member Tremblay moved to take Christmas Eve off. Council member Howard seconded the motion. Motion carried. This motion cancels the December 24, 2013 City Council Meeting.

**CONSENT AGENDA**

**Council member Montgomery moved to approve the Consent Agenda. Council member Rose seconded the motion. Motion carried.**

Approve Minutes of November 26, 2013 City Council Meeting

Claim check numbers 50793 through 50911, for the period of November 20, 2013 through December 10, 2013, in the amount of \$384,257.98; Payroll check numbers 33735 through 33852, for the month on November 2013, in the amount of \$342,069.95; and Treasurer check numbers 11496 through 11503, for the month of November 2013, in the amount of \$15,851.47 are hereby approved and ordered paid this 10<sup>th</sup> day of December 2013.

**Council retreated into Executive Session at 7:57 PM to discuss real estate for approximately 5 minutes, with possible action to follow. Council returned from Executive Session at 8:06 PM. Council member Rose recused herself from the Executive Session.**

**Council member Tremblay moved to authorize the Mayor to negotiate the purchase of easement as discussed in the Executive Session. Council member Montgomery seconded the motion. Motion carried, with Council member Rose recusing herself from the vote.**

**Council member Boyle Barrett moved to adjourn the meeting. Council member Rose seconded the motion. Motion carried.**

**With nothing further the meeting was adjourned at 8:08 PM.**

  
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Mayor

  
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City Administrator