

City Council
March 13, 2012

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

Upon roll call the following members were present: Boyle Barrett, Howard, Irons, Montgomery, Reed and Tremblay. Council member Harple was absent and excused. Also in attendance was City Administrator David Schmidt.

Finance and Public Safety:

Council member Boyle Barrett stated they have not had a meeting but have discussed the Fireworks Permit for the Kiwanis. Mayor Johnson stated we need to schedule a meeting for next week. Council member Boyle Barrett stated she will get one scheduled.

Streets and Utilities:

Council member Tremblay stated they have not had a meeting but have one scheduled for March 20, 2012 at 7:00 PM at City Hall.

Community Services and Economic Development:

Council member Montgomery stated they have a meeting scheduled for March 15, 2012 at 7:00 PM here at the Multi-Purpose Center.

Mayor's Report:

Mayor Johnson reported on what is going on with Pierce Transit. There is a remote possibility that we could get our bus stop back.

Mayor Johnson stated they have been talking with the Relay for Life Committee; they are requesting the same street closures as they have in the past. It may or may not come before the Council. They did submit the Event Application so everything should be taken care of by staff.

Staff Reports:

City Administrator Schmidt stated the Dispatch and Corrections Contract has been approved and should be coming back to the Council at the next meeting for review and hopefully approval.

City Administrator Schmidt said the audit exit interview was last week; the official report on the audit will be forthcoming. Each Council member will receive a copy of it.

City Administrator Schmidt stated that the natural gas survey is included in the packet and he would like to get this out to the public as soon as possible. Council member Tremblay stated he would like to discuss this further in committee because he has some questions about it. He would like to get it right rather than get it out fast. Council

member Montgomery stated he agrees; he would like to get it right the first time but we also don't want to postpone it too long.

Chief Predmore stated everyone should have received a copy of the award notification for the Fire Act Grant. One of our big funding challenges this year was how we were going to fund the cost of pagers to meet the new narrow banding requirement. This grant will do that, as well as purchase some new fire hose which they desperately need. He would also like the Council's permission to go ahead and initiate the bidding processes for the purchase of both of these items. The Council gave him permission to go to bid.

Chief Predmore stated we had 24 firefighters participate in the Firefighter's Stairclimb. The fundraising still goes on until the end of the month.

Chief Predmore stated that the Presidential Declaration was received on the last disaster event and he just received notice today that he has to be at a meeting tomorrow at 1:00 PM with the application done and in hand.

Chief Predmore stated that on Wednesday March 28th from 5:00 – 6:30 there will be an open house at the current station, and at 6:15 there will be a decommissioning ceremony. On Saturday April 14, 2012 from 10:00 – 2:00 will be the Public Open House and dedication of the new facility. As an update on the station, we have a pending certificate of temporary occupancy, the fire alarm system needs to be finalized, which is scheduled for tomorrow morning, and once that is complete they have temporary certificate of occupancy on the building. Some of the residents will start moving in on Thursday so they can vacate the property at 152 Cedar Street because the lease expires on the 15th. Some of the administrative operations will be moved on Friday and through the weekend. His goal is that by the end of next week all operations will be moved to the new facility. The date of substantial completion by agreement is Thursday the 15th. They are going to make that date so we told them it is our intent to implement liquidated damages on that day. Council member Tremblay asked what the amount of liquidated damages is. Chief Predmore stated \$500 per day.

Citizen Participation:

Maria Kors from Fleet Feet Sports is here to get permission to have the White River 5K on Saturday, June 16, 2012. **Council member Montgomery moved to grant a permit to Fleet Feet Sports to hold the White River 5K on Saturday June 16, 2012. Council member Boyle Barrett seconded the motion.** Council member Howard stated that he thought the permit process was being done so that it would be taken care of at staff level. Ms. Kors stated she did turn in the permit. Mayor Johnson stated this doesn't have to be voted on tonight because the permit is being circulated within the City. **The motion died due to a lack of a vote.**

Robin Clausen and Margaret Bliss from the Pierce County Library are here tonight to give a brief overview of the Pierce County READS program.

MAIN AGENDA

Ordinance No. 04-12: Amending Chapter 9.10; Abatement of Dangerous Dogs
Council member Montgomery moved to approve Ordinance No. 04-12 Amending Chapter 9.10 of the BMC relating to the Abatement Procedure for Dangerous Dogs. Council member Boyle Barrett seconded the motion. City Administrator Schmidt stated this is a procedural action we had to take because of a recent Supreme Court decision over appeal processes. The attorney is recommending this change be made. Council member Boyle Barrett stated under Section 4(g) and in one sentence under Section 5 the wording needs to be changed to “appointed appeal officer”, rather than “appointed hearing officer.” **Council member Boyle Barrett moved to amend the motion to include the corrections. Council member Howard seconded the motion and the motion carried. The original motion then carried.**

Dept. of Ecology – Municipal Stormwater Capacity Grant Amendment
Council member Montgomery moved to approve Amendment No. 1 to the Stormwater Capacity Grant Agreement between the City and DOE. Council member Boyle Barrett seconded the motion. City Administrator Schmidt stated this is another \$50,000 from the State to implement our NPDES program. This is in addition to the \$82,000 we have sitting on the books right now. We have between now and June of 2013 to spend this money and the Utilities Committee will be tackling this issue. **The motion then carried.**

CNR Agreement – New VOIP Phone System

Council member Boyle Barrett moved to award the bid of the VOIP phone system to CNR, Inc. for \$47,133.98. Council member Howard seconded the motion. City Administrator Schmidt stated that after the Council authorized the \$38,000 we had to go back and break the proposals down further so we had an apple to apple comparison. One thing CNR did was provide a model phone which was an upgrade from the previous proposal. **The motion then carried.** City Administrator Schmidt stated that initially when we began to pursue the upgrade we thought there would be cost savings of about \$12,000 per year, but now we think it will be double that.

2012 Retail Fireworks Stand Permit – Buckley Kiwanis

Council member Boyle Barrett moved to authorize the issuance of a Retail Fireworks Stand Permit to the Buckley Kiwanis for the period beginning at noon on June 28th through 9:00 PM on July 4th, 2012 and approving the use of City-owned property by the Buckley Kiwanis to locate and conduct business from a retail fireworks stand. Council member Montgomery seconded the motion and the motion carried.

Council member Reed moved to approve the consent agenda. Council member Tremblay seconded the motion and the motion carried.

Approve the minutes of the February 28, 2012 City Council Meeting, and the March 6, 2012 City Council Workshop.

Claim check numbers 48183 through 48293, in the amount of \$446,535.50, for the period of February 29, 2012 through March 13, 2012; Payroll check numbers 32214 through 32273, in the amount of \$321,730.03 for the month of February 2012; and Treasurer check numbers 11207 through 11222, in the amount of \$41,442.09 for the month of February 2012 are hereby approved and ordered paid this 13th day of March 2012.

City Council retreated into Executive Session at 7:45 PM for approximately 20 minutes to discuss ongoing Spiketon Ditch Litigation, with no action to follow. At 8:15 an additional 5 minutes was requested.

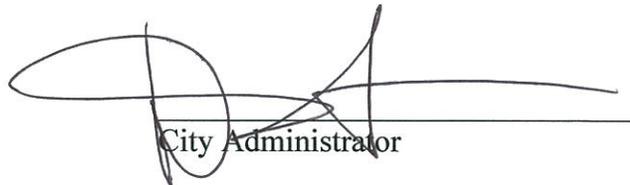
City Council returned from Executive Session at 8:20 PM.

Council member Tremblay moved to adjourn the meeting. Council member Boyle Barrett seconded the motion and the motion carried.

With nothing further the meeting was adjourned at 8:23 PM.



Mayor



City Administrator