

**City Council**  
**April 10, 2012**

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

Upon roll call the following members were present: Harple, Howard, Irons, Montgomery, and Tremblay. Mayor Johnson stated Council member Reed called and would be late and Council member Boyle Barrett called and would be absent. **Council member Howard moved to excuse both Council members' absences. Council member Harple seconded the motion and the motion carried.** Also in attendance was City Administrator David Schmidt.

Mayor Johnson stated we have one item to add to the agenda and that will be Item #8. City Administrator Schmidt stated the City Attorney has asked to have this added to the agenda. **Council member Montgomery moved to add Item #8 to the agenda. Council member Tremblay seconded the motion and the motion carried.**

Mayor Johnson stated the WRSD FFA Team is here tonight to give their presentation that they will be performing at the State Competition in Pullman. Amy Miller, the FFA Advisor, then gave a brief description of the competition and stated that this team took first in the District competition, she then introduced all the FFA members.

**Finance and Public Safety:**

City Administrator Schmidt stated one thing that was discussed was the status of the Jail and Dispatch Center. Council member Harple stated the only other thing discussed was the remodel of the MPC.

**Streets and Utilities:**

Council member Tremblay stated they haven't had a meeting but they did send out a survey regarding the Gas Department so they will be meeting next week to discuss the results of the survey. Their next meeting will be April 17<sup>th</sup> at 7:00 PM at City Hall.

**Community Services and Economic Development:**

Council member Montgomery stated they have not had a meeting since the last Council meeting; however, he did speak with Recreation Services Director Boyd and she asked that he pass along that April 21, 2012 is Parks Appreciation Day from 9:00-12:00 at the Youth Center. It is a Pierce County-wide event for people to come out and clean up and maintain parks within Pierce County. Their next meeting will be April 19, 2012 at 7:00 PM here at the MPC. City Administrator Schmidt stated another issue is the hot water heater here at the MPC went down and has been fixed.

### **Council Member Comments:**

Council member Howard thanked Mayor Johnson for attending the decommissioning of the old Fire Station and reminded everyone of the Open House and Ribbon Cutting Ceremony for the New Fire Station on Saturday from 10:00 – 2:00.

Council member Montgomery asked if anyone was able to find out whether or not a codified board would be required to have staffing. This was discussed at a Council workshop a couple months ago. Council member Howard stated it was a legal question, if the tree committee went from an ad hoc to an actual committee would that then trigger a requirement to have staffing present. City Administrator Schmidt stated he turned this over to Joanne and she is doing the research on this. He will follow up on this tomorrow.

### **Staff Reports:**

City Administrator Schmidt stated that Johansen Excavating is tentatively scheduled for paving on Thursday and Friday depending on the weather.

City Administrator Schmidt stated that staff is still reviewing the Master Event Applications. They have not completely finished the process, but they are asking for approval of the street closure on Main Street from River to A Street for both the Beer & Wine Walk and Car Show & Sock Hop. **Council member Montgomery moved to approve the closure of Main Street from River to A Street for the Car Show and Beer and Wine Walk. Council member Harple seconded the motion. Council member Howard moved to amend the motion to include as long as the conditions of the permit satisfy City staff. Council member Montgomery seconded the motion.** There were discussions about the application with applicant Amy Pedreira answering some questions for the Council. **The amendment then carried. The original motion then carried.**

Chief Arsanto stated he will have the 1<sup>st</sup> quarter report available for the next Council meeting. He is currently working with the City of Lynnwood and the City of Kirkland. With the decommissioning of the Fire Station, until time comes that they decide what they are going to do with this building, he could use this for his larger property seizures and evidence. He will be sending a formal letter to the Mayor and Council asking for use of the station. Chief Arsanto stated they have seen a large increase in vehicle prowls and residential burglaries. They have been stopping at houses and asking people to secure their garages or vehicles. Mayor Johnson stated they are also going to be doing something at City Hall because there are numerous times in the afternoon that only one person is in the building, and the door will be locked. The Multi-purpose Center is in the same situation and will be doing the same.

### **MAIN AGENDA**

#### **Maintenance Agreement – Mobility Concepts (Lift at Museum)**

**Council member Montgomery moved to approve the agreement between the City and Mobility Concepts for maintenance of the museum chair lift for \$1,775 + sales**

**tax. Council member Howard seconded the motion.** Council member Harple asked, based on the budget are we okay to go with the 3-year agreement. City Administrator Schmidt stated on a fiscal standpoint he would much rather pay for three years worth of maintenance than pay a large sum to repair it. **The motion then carried.**

**Authorization to File Counterclaim and Third Party Complaint**

**Council member Howard moved to authorize the City Attorney to file a counterclaim to quiet title to an easement by prescription and a third-party complaint naming entities with an interest in the subject property in Pierce County Case No. 11-2-16916-8. Council member Tremblay seconded the motion.** Council member Montgomery stated that Council authorized this quiet title action once for the Federal Case, correct? City Administrator Schmidt stated yes, the reason we were in Federal court was because of the conservation easement on the Froemke's property. Once that was settled there was no longer any jurisdiction by the Federal court. Toman's attorney filed an inverse condemnation claim in Superior Court. This counterclaim is in response to Toman's claim. **The motion then carried.**

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

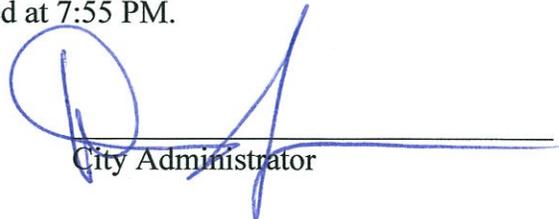
Approve the minutes of the March 27, 2012 City Council meeting.

Claim check numbers 48316 through 48382, in the amount of \$326,776.12, for the period of March 28<sup>th</sup> to April 10<sup>th</sup> 2012; Payroll check numbers 32274 through 32334, in the amount of \$328,653.48, for the month of March 2012; and Treasurer check numbers 11223 through 11241, in the amount of \$91,724.63 for the month of March 2012 are hereby approved and ordered paid this 10<sup>th</sup> day of April 2012.

**Council member Tremblay moved to adjourn the meeting. Council member Howard seconded the motion and the motion carried.**

With nothing further the meeting was adjourned at 7:55 PM.

  
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Mayor

  
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City Administrator