

**City Council**  
**May 22, 2012**

Mayor Johnson called the regularly scheduled meeting to order at 7:01PM.

Upon roll call the following members were present: Irons, Tremblay, Howard, Montgomery and Boyle Barrett. Council member Reed was absent. Also in attendance was City Administrator Schmidt. Mayor Johnson said that Council member Reed is ill.

**Council member Montgomery moved to excuse Council member Reed due to illness. Council member Tremblay seconded the motion. Motion carried.**

Mayor Johnson stated that she has two changes for the agenda this evening. She would like to add Rose Clark under Citizen Participation, and also because we have a large number of people here this evening she would like to move Item #7 up to the top of the agenda, prior to committee reports.

**Council member Tremblay said he would make that motion. Council member Montgomery seconded the motion. Motion carried.**

Mayor Johnson asked if there are any other additions, corrections or deletions to the agenda. There were none.

**PUBLIC COMMENT:**

**Public comment opened at 7:04 PM.**

**Rose Clark, 575 Mountain View Ave., Buckley:** She is here this evening as the manager of the food bank. She would like the Council to be aware that the fright factory/haunted house, as they run the program each October, they have chosen to collect food items for the food bank in lieu of some of the fee that they charge the people that come through. As a result of that, the food bank has received somewhere between 1,000 and 1,500 items of food in each of the years they have chosen to do this. That equates to probably enough for a large family, maybe 50 or 60 large family grocery sacks full of food, or twice as many if you're talking about a one or two person family. I just wanted to make sure that the Council did know that because of their efforts the food bank here in Buckley is benefitting from that program.

**Larry Mead, 22458 Military Road, SeaTac, WA.** He is a volunteer at the haunted house. He would like to point out a few of the benefits that the haunted house brings to the City of Buckley, one being the revenue that it brings into the City. We also provide community service for all of the students at local high schools who need it to graduate from school. We generate tourism which equates to what we believe is thousands of

people coming into the City of Buckley every October. We bring in revenue to local businesses and countless donations to the food bank as we've just heard. We are 100% volunteers; no one in our company makes any money. We like to think that we provide a place for families to come, and they can bring their kids and they can enjoy something together. We also provide a couple special sessions for special needs students, the Senior Center and several church youth groups. Those are just some of the things that we provide, and we would like the Council to know this and take it into account.

**Mac McCracken, 1047 Jefferson, Buckley.** He has helped Dennis out for a number of years. They drum up a lot of money for the Youth Center and for other youth services. I've only been in my place there for about a year and seven months now, and I've heard them scream, and I've been there before, and I've seen it and I've never really had any problem with it. It sounds like they're having a lot of fun, and I think they should continue to have fun. If they have any issues with parking problems or stuff like that, they can use the back end of my field; that's an alternative. Dennis always seems to keep a tight ship on it, and he's got some good actors too.

**Harold Lemmon, P.O. Box 58941, Seattle, 98138.** He has been associated with haunted houses for over 30 years. He started working in a haunted house when he was 13 years old and has been active ever since. The point that I want to make about that is that the haunted house for me back then was an outlet for me and a place to be creative, and a place where I could try ideas out. I started acting in the show, was taught how to construct, and I've kept on with it all these years. What we offer the kids in the show is we teach them how to do makeup, we teach them how to act, we teach them construction, we teach them how to paint, we teach them sound and lighting, and we teach them security around the show. All of these things we do are just part of our normal operation, and for me to be still doing this after all these years, I guess I'm crazy, but I like what we've done for the kids for all these years. We've given them a place to go and that is what we are all about.

**Alice Money, 386 So. A Street, Buckley.** We all know why I'm here. Everybody is talking about the good in the fright factory, but when you live right in front of it, it is not enjoyable. It is quite disturbing and upsetting and when you start getting assaulted because somebody is asked to get off my property, then there is a problem with that. We're all told that this is the last year, but we've been told that several times now. She has been to the Senior Center; they were told that it's the last year and that is why some of them signed the petition. I have a petition also, as well, to pass out to the Council from the seniors and A street residents. I am just wondering, the new location, if there is going to be a new location or if it will be continuing where it's at right now. I've heard that the new location will be off of Bevlo; that was told at the workshop, so I don't know. Mayor Johnson stated that the new location, if it works out, will be out on the Rainier School property; the new location of the parking possibly will be off Bevlo or Franklin. Ms. Money said if that is the case, what guarantee will I have that people won't be driving or going into the entrance right there at my house, that is what I am concerned with, and for parking. Mayor Johnson said I can't answer that for sure, I am assuming there would be

signage and possibly someone directing people to the new area, but again those are all details that would need to be worked out.

**Rick Duncan, 14320 215<sup>th</sup> Ave E, Bonney Lake, WA.** I feel that if the haunted house is upsetting the people who live there, then maybe we should move it somewhere, but I feel like it should still be kept. The haunted house will keep kids not only safe but off the street, and keep them from possibly doing some kind of vandalism or damage to others. I know I'm young and I'm a kid too myself, and I know how kids think. I don't personally do that myself but I just know how my friends have talked about doing stuff on Halloween, and I say no I have to work. But, I just think we need to keep doing it and keep kids safe and where they are not going to be getting in trouble.

**Skip Leonard, 12915 213 Avenue Ct. E, Bonney Lake.** I have been associated with the fright factory for quite a long time. In answer to the parking and what's going to happen with that, that should take quite a bit of traffic away from A Street, and there will be no cars going in the driveway; there won't be any cars going up the driveway at all, there never have been except for the actors at the house. It is strictly walk in from the corner where Alice lives, so there will be no vehicle traffic. They will come in through the field and I don't know if you guys know the logistics of it but you'd come off of A Street to the house and the field is over here, way back. It will probably cut down on a lot of irritation that seems to be happening at the end of the driveway. I'm just saying what I know to be the initial bone of contention is basically the property at the entrance, which is now the entrance to the freight factory. No cars come in there anyway; they're parked all up and down the street now. That would also help to alleviate traffic, and we would man that. We use to park the cars for the people back in the olden days.

**Jeff Money, 386 So. A Street.** Myself and my neighbors are the ones more directly affected by this. You know, he mentioned something about an alternate route into the fright house; this is a new development I am not aware of. Are they planning on bringing it through Ryan Estates? Mayor Johnson stated at this point we are looking at alternatives to take it away from the A Street area. What happened to the alternative about WSU, did that just get killed and not followed through. Mayor Johnson said it is partly due to the fact that because of new regulations and building codes, the building has to be sprinkled. Mr. Money said so, that's the cost of doing business. Mayor Johnson said it is the cost of doing business, and it is something that at this point the cost was overwhelming, and not enough time to put in the sprinkler system and move the fright factory. That is why they came back to ask for a year's extension. Mr. Money said you know I'm a business man and sometimes things are very costly, but we as a society have to look at it and decide is it all about money with total disregard to the public. Council members, I want you to heavily think about this. You're putting a dollar on something okay, with total disregard to the residents it directly affects. That is wrong. I don't know how many of you have ever been on A Street to witness this personally. Have any of you ever seen the impacts directly affecting people around there? Have you ever seen the fright factory when it was in full operation on a Friday night? Mayor Johnson said this is not a question and answer period, it is your time to speak about how you feel about it. Mr. Money said I think everybody on the Council knows how I feel about it. You just

really need to think about the impacts to us and everybody around us. Mayor Johnson said I don't think anyone is arguing the fact that of anyone in the City you are the most directly affected by the freight factory, good or bad. So, I don't think that is an argument that anyone has.

**Trevor Crimmins, 1080 Rose Place, Buckley.** I just moved into town. I am right on the corner so all this traffic that's been going down A Street is now going to go past my kids that ride along the sidewalks and up a little dead end street, where we yell at people all the time for going too fast. So now we're going to have people coming in and out of there for who knows how long. You're taking it away from A, but you're sticking it on Rose Place. Mayor Johnson said again, that is not firmly decided. Mr. Crimmins said that is part of the reason I moved there, because there's a field, and I know the City owns it but they didn't building nothing there, and I heard it has to be a park, so all of a sudden now we're going to ship cars in there? Is somebody going to make money off of it or something? Mayor Johnson said there is going to be a street through there eventually. Mr. Crimmins said, but that is not a ton of cars going through there.

**Public comment closed at 7:23 PM.**

**2012 Haunted House Agreement with Public Comment:**

**Council member Howard moved to approve the Agreement for Lease of the Miller Property for the annual Haunted House under the Terms and Conditions specified. Council member Montgomery seconded the motion.** The Moneys and Winks provided the Council with petitions. A lengthy discussion ensued. **Council member Montgomery moved to amend the motion changing page 1 of the lease, #4, to be a one year term ending December 31, 2012. Council member Boyle Barrett seconded the motion.** Discussion continued. **Council member Tremblay made a second amended motion to change the Lease language under #5.G. to be "Traffic, Security and Parking", and then in the text it should state "the Lessee shall prepare a plan for traffic, security and parking for the event, shall present the plan to the City no later than August 1<sup>st</sup> of this year, and shall cooperate with the City to revise and implement an improved traffic, security and parking plan."** Council member Boyle Barrett seconded the motion. Discussion continued. **Amendment to the Amended Motion carried. Amended Motion carried. Main Motion carried.**

**COMMITTEE REPORTS**

**Admin, Finance & Public Safety:** Council member Boyle Barrett stated they have not had a meeting. We have set a permanent date and time of 5 PM on the 1<sup>st</sup> and 3<sup>rd</sup> Mondays of the month, beginning June 4th. Their next meeting is June 4<sup>th</sup> at 5 PM. City Administrator Schmidt said the discussion will be budget. Council member Boyle Barrett stated that Council member Reed has agreed to sit in until we have a new Council member.

**Streets & Utilities:** Council member Tremblay stated they had a meeting and a couple of major topics to discuss. One of them was the water supply evaluation. We had a

report from Gray & Osborne and looked at possible alternatives, and also talked about how we can work on developing the less costly alternatives first and prioritizing how we attack them. We also talked a little bit about the Gas Survey, and we're looking at scheduling a public hearing on this topic at the July 10<sup>th</sup> meeting. Discussion ensued regarding a public hearing versus a public meeting.

Council member Tremblay said they also talked about the transportation sales tax versus car tax option, and made a recommendation to the Mayor to investigate the transportation sales tax option as our primary option. We also recommended that staff present to Council the utilization of storm water funds to cover specific items addressed in the street line project that are assignable to storm water and water. A short discussion ensued regarding the water supply evaluation.

**Community Services & Economic Development:** Council member Montgomery stated we have not had a meeting. Their next meeting is May 31<sup>st</sup>, Thursday, here at the MPC at 7 PM.

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

Mayor Johnson stated she had a request to the Council that the second City Council meeting in June be cancelled. She will be out of town and Council member Howard will be working out of state, so that would put us down to four Council members, and June is traditionally a slow month. **Council member Tremblay moved to cancel the second City Council meeting in June. Council member Boyle Barrett seconded the motion.** A short discussion ensued. **Motion carried.**

Mayor Johnson said as a reminder, when we set up the workshop dates we discussed the fact that there would be no workshops in July or September because those are both immediately following a Monday holiday.

Mayor Johnson said that the AWC Conference is coming up the 3<sup>rd</sup> week in June. Traditionally, she and Council member Reed go, but it is open to any and all Council members. This is a great networking opportunity; it's four days in Vancouver, and it's probably our biggest bang for the buck as far as classes to take and things to learn and do. There is information on-line at AWC.

Mayor Johnson said if you remember, the Chamber of Commerce did a fund raiser and they bought the hanging baskets. They were delivered today and hopefully they will get hung on Thursday, unless the weather forecast is still pretty nasty.

### **Staff Reports:**

City Administrator Schmidt said he has nothing to report.

## MAIN AGENDA

### **RES No. 12-06: Amending the Personnel Policy & Procedures (Rev #10):**

City Administrator Schmidt explained the need for amending the Personnel Policy and Procedures. **Council member Montgomery moved to approve Resolution No. 12-06 amending the City's Personnel Policies and Procedures Manual (Revision #10). Council member Howard seconded the motion. Motion carried.**

### **MOU – Buckley Police Guild (Dispatch & Corrections):**

**Council member Boyle Barrett moved to approve the MOU between the City and Buckley Police Guild Dispatch & Corrections bargaining unit regarding part-time “on-call” employees. Council member Montgomery seconded the motion. Motion carried.**

### **Ratification – County-Wide Planning Policy Amendments for Centers (Consideration):**

**Council member Boyle Barrett moved to reject the proposed Pierce County Countywide Planning Policy Amendments and deny the Interlocal Agreement accepting the Amendments to the Pierce County Countywide Planning Policies. Council member Howard seconded the motion. City Administrator Schmidt provided an explanation. Discussion ensued. Motion carried.**

### **Approval – City Council Vacancy Advertisement:**

**Council member Howard moved to approve the new City Council Vacancy advertisement. Council member Tremblay seconded the motion. Discussion ensued. Council member Montgomery amended the motion to change the word “must” to “should” in the new proposed paragraph. Council member Tremblay seconded the motion. Amended motion carried. Motion carried.**

### **Fund Transfer for Realignment Construction:**

**Council member Boyle Barrett moved to authorize additional fund transfers for completion of the Realignment Project. Council member Tremblay seconded the motion. There were a few questions. Motion carried. City Administrator Schmidt said he had a discussion with Tacoma Water this morning and they are drafting a Purchase & Sale Agreement for that property we've talked about, and the only cost to the City will be the \$14,400 that we originally had made the offer for, for the purchase of the right-of-way. They should get that Purchase & Sale Agreement to us in the next month or so.**

## CONSENT AGENDA

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

Approve Minutes of May 8, 2012

Claim check numbers 48571 through 48579, in the amount of \$19,969.22, for the period of May 9, 2012 through May 22, 2012 are hereby approved and ordered paid this 22<sup>nd</sup> day of May 2012.

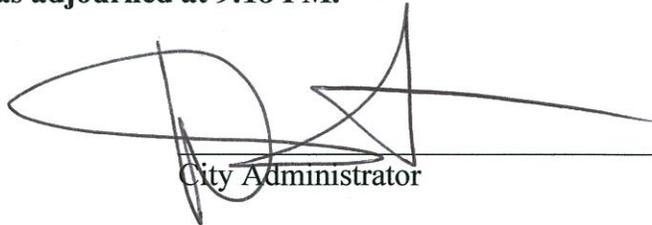
**Council retreated into Executive Session at 8:30 PM, for approximately 20 minutes, to discuss Spiketon Ditch Litigation, with no action to follow. At 8:50 another 10 minutes was requested. At 9:02 another 10 minutes was requested.**

**Council reconvened the City Council Meeting at 9:17 PM.**

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

**With nothing further the meeting was adjourned at 9:18 PM.**

  
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Mayor

  
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City Administrator