

City Council
January 24, 2012

Mayor Johnson called the regularly scheduled meeting to order at 7:05 PM.

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

Mayor Johnson asked if there are any changes, additions or deletions to the agenda. Council member Howard asked to add one motion after the committee reports.

Admin, Finance & Public Safety: Council member Boyle Barrett stated they have not had a meeting. Their last meeting was cancelled due to bad weather. They do have an item on the agenda; Fire Station Change Order #9. They are trying to schedule a meeting for next week. The Hazard Mitigation Plan Update I did brief you on after the last Public Safety Meeting we had. We talked about there not being any cost to the City, and that is laid out in the packet.

Streets & Utilities: Council member Tremblay stated they have not had a meeting. We are looking at the 3rd Tuesday at 7 PM, and we may stay with that, but we may be in conflict with another meeting. However, schedule-wise that may be the only one that is going to work for me. Council member Montgomery said he will be having his meetings at the MPC on that night, so that frees up City Hall. Council member Montgomery said they will hold their meeting and they will talk about a time that works for everyone; I'm not sure if the 3rd Tuesday is going to work for my committee. Council member Tremblay said he will hold his meeting on the 3rd Tuesday at 7 PM, at City Hall.

Community Services & Economic Development: Council member Montgomery stated their first meeting will be Jan 31st at 7 PM here at the MPC.

City Administrator Schmidt said he didn't notice it before, but Chief Predmore has an addition to the Agenda. We need to add an Agenda item #14, which is an emergency declaration for our storm event.

Council member Howard said he would like to make a motion that the City Council and Mayor acknowledge and thank the City staff for their hard work and dedication during the week's events with the storm and the power outages and all their effort, as well as the volunteers. Council member Montgomery seconded the motion. Mayor Johnson said the staff did more than a yeoman's job – they were working Wednesday night and Thursday and Friday, Saturday and I think a few even on Sunday. City Administrator Schmidt said we had a lot of volunteers too, and both the Chiefs did

an outstanding job. Council member Howard said he can work out specific language with the City Administrator after the motion. **Motion carried.**

Mayor's Report:

Mayor Johnson stated she has been attending the Pierce Transit Boundary Review Committee Meetings, and it appears that Sumner will be pulling out of Pierce Transit. So, even if we decide to stay in Pierce Transit, we will not be allowed to by State law because we will become an island; with Bonney Lake and Sumner out, we will be considered an island, and there is no transportation corridor that would connect us. It is going to hurt us; we won't get points deducted for all our road projects that go to the Puget Sound Regional Council, and we won't get points for being on a transit system. And, we all know that every point counts because we've lost transportation dollars by a point. We are just going to have to make sure that our grants going in are the best that we can do. Council member Reed said there was some talk about a year ago of a possibility of getting transit support from the King County side being on the border as we are. Mayor Johnson said that is something we will look into. There is also talk of doing our own transit system out here. City Administrator Schmidt asked if we can create a junior taxing district then. Discussion continued.

Mayor Johnson stated regarding the storm and all of the storm debris; we are kicking around ideas for how people get rid of it. City Administrator Schmidt said it is in the memo and he will cover that; he spoke to DM Disposal today.

Mayor Johnson said she wanted to remind the Council that the big social event of the season is this Saturday evening at Buckley Hall at 6 PM. This is the annual Fire Fighters Awards Banquet and we are guests, so be sure to let Chief Predmore know if you plan to attend. It is really a fun event and it is our opportunity to say thank you to all of the fire fighters and volunteers.

Staff Reports:

Chief Predmore said he distributed a letter and form tonight which we are circulating to all the businesses. This is part of the preliminary damage assessment that Pierce County is going through right now to see if we meet the threshold for a federal declaration, which in turn means some reimbursement of costs related to the response to the storm. If you are contacted by any businesses that want to know what this is about, it is not a guarantee of any funds; it is an effort to collect the information. We know that many businesses were severely impacted because many of them closed their doors for five days, and some of those are 24-hour a day businesses. So that information is important and it's important that they report it accurately. The dollar amount of the damage itself, at least what we know today, probably is going to meet the threshold for a federal declaration.

Chief Predmore said several of the smaller jurisdiction fire chiefs, including myself, have contacted the Puget Sound Clean Air Agency and asked them to consider a ruling that would allow for burning. Puget Sound Clean Air Agency has not said no. There is

actually a provision in the WAC that would allow them to set such a ruling, so it is under consideration right now.

City Administrator Schmidt provided a memo that says we are still conducting preliminary damage assessments, and it may take us a few days to do that. We can't yet get into the transmission main in a lot of places to determine what the condition of that is, and there are seven trees sitting on top of the reservoir roof so we really don't know what the damage is underneath. The crews are doing the best they can to get to everything. We have had a number of calls from citizens regarding debris removal, and a lot of people have drug it out curb side, but we don't have the resources to go around and pick it up curb side. What we can do is a site location where we actually become a receiving point. We thought we could possibly go down to the cemetery or the Log Show grounds and be open on Saturday and Sunday and have a 4-man crew down there with the chipper and pay overtime and they could chip it up as people brought it in. Or, I found out that Murrays has agreed, basically free of charge except for the time of the driver, to come out and pick up debris containers and dump them, which would be \$92 per hour; however, they've offered it free of charge. They will bring out the containers, no tonnage price or anything. It is very cost effective for us to do that, and it would probably be a lot cheaper for us to do that than it would for us to have our staff do it. City Administrator Schmidt said he is thinking that the cost for debris removal and disposal should be able to be tabulated as part of that cost to the City. City Administrator Schmidt said those are our two options and he recommends that we go with Murrays. All we need to do is pick the site and we will staff it. **Council member Montgomery moved to authorize the City to enter into an agreement with Murrays to dispose of the waste. Council member Tremblay seconded the motion.** City Administrator Schmidt said he thinks the Log Show grounds would be the best place. A short discussion ensued regarding allowing this service for anyone or just for City residents, and how to check for residency if that is what we choose. Council member Irons said our notice should state the size limit of debris brought in. City Administrator Schmidt said should the Council vote to do this, we will draft up a press release and get it out tomorrow, and it would say that identification demonstrating proof of citizenship in the City of Buckley will be required. Council member Boyle Barrett said the press release should also ask people to help their neighbors, especially elderly neighbors who don't have a way to transport debris. **Motion carried.**

City Administrator Schmidt reported that the City is currently serving Tacoma Water water through our emergency intertie, for two days. They are doing some water replacement, flushing and testing one of their lines downstream and so we are providing them water right now.

CITIZEN PARTICIPATION

Marvin Sundstrom, 881 Sheets Road, Buckley. Mr. Sundstrom stated at the last meeting of the Council I outlined some current concerns about criminal behavior including but not limited to a former Council member. He then stated that additional information had come available since his last presentation, and he proceeded to expand

on that information. In conclusion, Mr. Sundstrom stated that on Monday, January 23, 2012 he filed a statement with the Buckley Police Department.

MAIN AGENDA

ORD No. 01-12: Amending Title 20 of the BMC:

Council member Boyle Barrett moved to approve Ordinance No. 01-12 Amending Various Municipal Code Sections to Correct Internal Inconsistencies in Permitting Regulations. Council member Howard seconded the motion. Planner James said it was a request of the Council several months ago that a change or addition to Title 20 be made, and in looking through to just make that one change she found several other things that also needed to be changed. Planner James gave a brief explanation of the changes. City Administrator Schmidt stated that Planner James is making a concentrated effort to organize our code, which is a mass effort. A brief discussion ensued. **Motion carried.**

ORD No. 02-12: Amending Title 3 of the BMC (Streets & Stormwater Funds):

Council member Boyle Barrett moved to approve Ordinance No. 02-12 Amending Title 3 of the BMC. Council member Reed seconded the motion. Council member Montgomery said he has been trying to get streets and stormwater separated for awhile now, and this should make everything a little clearer to have it separated into two funds. **Motion carried.**

Agreement – WWTP Biosolids Disposal:

Council member Montgomery moved to approve the Agreement between the City and Tenelco, Inc. for the Transport and Disposal of WWTP Biosolids. Council member Boyle Barrett seconded the motion. Motion carried.

Realignment Project – Change Order No. 4:

Council member Boyle Barrett moved to approve Change Order #4 for the Realignment Project for a cost of \$60,572. Council member Montgomery seconded the motion. City Administrator Schmidt said this change order includes eight items pertaining to the realignment project, several of which we have discussed in the past. He then provided a brief description of the items included in the change order, and a short discussion ensued. **Motion carried.**

WWTP Equipment Purchase:

Council member Boyle Barrett moved to authorize the purchase of two dissolved oxygen analyzers from Hach for the WWTP. Council member Montgomery seconded the motion. A discussion ensued regarding the age of the analyzers we have now and how long they should last before needing replacement. **Motion carried.**

Fire Station Change Order No. 9:

Council member Montgomery moved to approve the Fire Station Construction Project Change Order No. 9 with Five Rivers Construction adding \$15,530.44 to the

current contract amount. Council member Boyle Barrett seconded the motion. Motion carried.

Letter of Agreement - Hazard Mitigation Plan Update:

Council member Montgomery moved to authorize the Mayor to execute the Letter of Agreement between the City of Buckley and Pierce County allowing the City's participation in the Region 5 Hazard Mitigation Plan Update. Council member Boyle Barrett seconded the motion. Motion carried.

RES No. 12-01 - Emergency Proclamation:

Council member Boyle Barrett moved to approve Resolution No. 12-01 declaring and proclaiming an emergency. Council member Montgomery seconded the motion. Motion carried.

CONSENT AGENDA

Council member Reed moved to approve the Consent Agenda. Council member Tremblay seconded the motion. Motion carried.

Approve Minutes of November 8, 2011

Claim check numbers 48018 through 48054, for the period of January 11, 2012 through January 24, 2012, in the amount of \$470,563.61 are hereby approved and ordered paid this 24th day of January 2012.

City Council retreated into Executive Session at 7:55 PM, for approximately 15 minutes to discuss ongoing litigation, with no action to follow. At 8:10 PM another 10 minutes was requested. At 8:20 PM another 10 minutes was requested. At 8:30 PM another 10 minutes was requested.

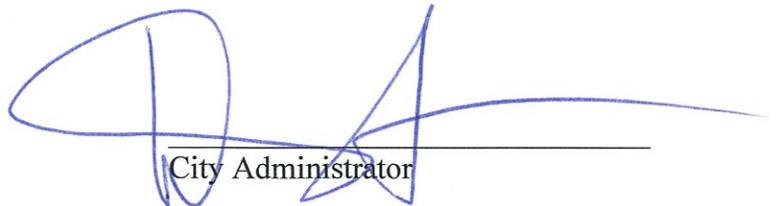
City Council returned from Executive Session at 8:38 PM.

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

With nothing further the meeting was adjourned at 8:39 PM.



Mayor



City Administrator