

City Council
March 26, 2013

Mayor Johnson called the regularly scheduled meeting to order at 7:02 PM.

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

Mayor Johnson said we have one addition to our agenda this evening, and it will be item #13. City Administrator Schmidt said we just got this today and it has to be turned into the Department of Ecology by Sunday. **Council member Tremblay said he would like to make a motion that we add this to the agenda. Council member Rose seconded the motion. Motion carried.**

Finance & Public Safety: Council member Boyle Barrett stated they have not had a meeting since the last Council meeting. Their next meeting is April 2nd, at 8:30 AM, at City Hall.

Streets & Utilities: Council member Tremblay stated they had a meeting, and discussed procedures for our Transportation Benefit District, and we authorized staff to commence developing draft procedures and policies based on a like-sized community, so we have that in progress. Also, there are two agenda items on tonight's agenda that we recommended for inclusion, and those are the Comprehensive Water System Plan Update and the Comprehensive Sewer System Plan Update and Rate Study. So, those two items are on the agenda tonight for action by the Council. Their next meeting will be on Tuesday at City Hall.

Community Services & Economic Development: Council member Montgomery stated they did have a meeting on the 18th. First off we have an Eagle Scout candidate in the audience today. Dylan proposes to do a covered shelter over the picnic table adjacent to the skate park. **Dylan Hamil, 1112 Isabel Court, Enumclaw.** Council member Montgomery stated that Dylan went to the meeting and explained his plan, and he has a budget, and he is here if anyone has questions for him. Council member Boyle Barrett asked how he ended up doing a project in Buckley when he lives in Enumclaw. Dylan said he knows a lot of people who live in Buckley and his mom works for the school district. Council member Howard said one of the discussion points that came up during the committee meeting was whether or not we had funds set aside in the trail fund to support the project and help with the purchase of materials. City Administrator Schmidt said we don't have anything identified at this point; I don't think we've budgeted anything out of the Parks capital project this year except for just the normal line items like playground equipment for repairs, etc. City Administrator Schmidt said if the Council wants to dedicate money they can do so. A short discussion about available

funding ensued. Council member Irons told Dylan to get him a materials list and he can help him out with some of the materials. City Administrator Schmidt said there may actually be a line item for skate park supplies for repairs, and we may be able to dedicate some of that money for this project. **Council member Montgomery moved to approve Dylan's project and allow him to proceed with his Eagle Scout project on public land. Council member Howard seconded the motion.** City Administrator Schmidt asked that Dylan be directed to staff; he can coordinate with him, Public Works Supervisor Dansby and Building Official Mundy before starting the project. City Administrator Schmidt said Dylan should start with him and he asked Dylan to give him a call to schedule a meeting. Mayor Johnson stated that final check off is either by City Administrator Schmidt or her. **Motion carried.**

Council member Montgomery stated that Chuck Morrison and Buzz Grant came to the committee meeting representing the Foothills Trail Coalition. Chuck has been a long time advocate for establishing a Dr. Douglas Tate Memorial at the junction of the Foothills Trail and Main Street. They brought the old proposal which they said was actually approved by Council, but there has been a bit of a hiatus and they wanted to come back to assure the Council and the City that they are still very much interested in doing this project. Council member Montgomery said that Chuck is here to answer any questions. **Chuck Morrison, Tacoma.** Chuck gave a brief review of the project which was followed by a short question and answer period and discussion.

Council member Montgomery said that Martha Olson from the Foothills Historical Society came to the meeting, and you have a copy of her memo in your handouts. It covers the goings on at the Museum and some of the things that the Historical Society provides.

Also, they had a discussion about geo caching, and Council member Howard is going to work with our Recreational Services Director to come up with a white paper to approach the Chamber of Commerce, and then we'll look at it in the committee again, and then I'll have a proposal to bring to the full Council.

Council member Montgomery said the last thing is that Recreational Services Director Boyd informed the committee that she was approached by an individual who was really upset because a memorial to a loved one had been removed without the family's knowledge. Discussion ensued regarding development of policies and guidelines for memorials, appropriate places for them, etc.

Mayor's Report:

Mayor Johnson stated that AWC has sent out an urgent request asking City Council members and Mayors to contacted their legislators because budgets are to be released in a couple days and they're asking everyone to ask legislators to retain and restore the liquor taxes, the Public Works Trust Fund, etc. If you go to their website you will see this request. It takes us in volumes notifying the legislators, and this is critical for us. Please at least contact our own District 31 representatives.

Mayor Johnson reminded the Council that from Saturday until the 16th of April she will be out of town and off the continent. Mayor Johnson stated that Council member Boyle Barrett is Mayor Pro Tem and she will be in charge of the next City Council meeting.

Staff Reports:

City Administrator Schmidt stated that we received official notification from TIB on the street lighting project. They haven't picked out the projects, but we know for sure that the north parking lot and the south parking lot are candidates. And, they also want to do some type of lighting along some of the streets. Whether they pick some of the ornamental lighting along Main Street, or lighting in some of the other areas, we are not sure yet. Once they figure out what the projects are going to be, they will give us a notification of that.

City Administrator Schmidt said he believes he sent the Council notice before he went on vacation that we got the Department of Commerce grant; we've been awarded \$325,000 to do energy upgrades on all our facilities, and that includes brand new HVAC systems at the MPC, which is a very significant investment. Sunset is actually under contract with us as a result of doing the grant application, and they are an approved contractor with DOC. There is a City match of \$33,000, but that can be obtained from all the different utility funds.

Mayor Johnson said we recently received a notification regarding the Youth Center summer lunch program. Mayor Johnson said in the past we have had a free summer lunch program to provide lunch at the Youth Center, and we have scraped by with donations and different organizations taking a week and preparing lunches, but this is something new and it is going to be much better. Jenny Smith, with the Buckley Youth Activity Center, reported that this year the White River School District has taken over full responsibility for the entire summer lunch program. They will prep the meals at the main kitchen and then they will bring them to us at the Youth Center and we will be the lunch site. She is anticipating a huge increase in lunch attendees. In the past we have not said no to anyone regardless of where they were from, and that will continue, but someone over the age of 18 may have a lunch also, but it will have to be purchased. This is a huge load off of her work schedule. Mayor Johnson stated that this is federal money coming in because we have so many kids at Elk Ridge that are on free or reduced lunch or that qualify for it, and the Youth Center is in that pocket area. So, this is a great partnership. The school district didn't want to compete with an already established program so they approached us and asked if we could be the distribution. This saves WRSD staff dollars to provide a better lunch. Jenny said this will be a hot lunch, and she is getting prepared for that, including another fridge for holding milk. Jenny also reported on a Feed Your Brain grant which would implement a daily reading program at the Youth Center before lunch. Council member Tremblay suggested that a couple of Council members go to the next school board meeting and get on the agenda to thank the school board for this collaboration. Chief Arsanto stated with the closing of the jail he

has 3 freezers, a refrigerator and an extremely nice, commercial refrigerator/freezer, and he told Jenny if some of that can be of help to her to come see him.

CITIZEN PARTICIPATION

Relay for Life: Christina Kelly, 11004 216th Ave E, Bonney Lake. She is part of the Buckley Relay for Life, and on behalf of them she wants to speak about use of the skate park for their event. Ms. Kelly provided a brief review of what Relay for Life is, why they do what they do, and how their funds are used. Council asked questions and discussion ensued. Council member Tremblay raised a point of order asking if it is appropriate for us to discuss this in this forum because it is not an agenda item. Typically we ask for public comment, and we've been pretty strict about interaction and discussion on the topic that's brought before us. I believe the appropriate place to have this discussion is to start at the committee level. Council member Tremblay said I think we need to be consistent in our procedures because if we allow public comment to be public discussion, it's a different thing. Mayor Johnson said that Council member Tremblay is absolutely right. Mayor Johnson asked what is the Council's pleasure. Council member Boyle Barrett disagreed saying they are on the agenda under Citizen Participation, and we do allow public participation to interact with the Council, and basically that is what we're doing right now and I'm asking questions to get clarification. Council member Tremblay said he would like to get clarification from our Mayor as to what our policy is. Mayor Johnson said she thinks Council member Tremblay is absolutely correct. First the application has to go through the process, and then it gets turned over to committee, and that would go Admin/Finance's next committee meeting. City Administrator Schmidt said what the process has been in the past is that it goes through a staff review and administratively we assess what the actual impact is going to be as far as staff resources and things like that, and we actually propose and recommend what the fee is going to be based on that impact. At that point, then the committee can recommend to the Council that a waiver be granted if you can figure out a reason as to how you are going to justify that. But, that is going to take a subsequent meeting to do that. Council member Montgomery said he was under the impression that the whole purpose of the application process was to be able to take care of these things administratively so it wouldn't need to come back to committee and Council. City Administrator Schmidt said, except we cannot approve a fee waiver; that takes Council action to do that. Mayor Johnson said other than receiving the application this is the first communication that we've had. This is what happened last year and we talked about the various fees and why we had to charge them. And, as far as a police officer goes, we brought on an extra police officer for that evening. Discussion continued regarding the gifting of public funds, police presence/coverage during the event, etc. Mayor Johnson said that the application is going through staff review right now and should be back by the first part of next week, and then you'll be notified. Mayor Johnson said there is probably a solution coming, but not from the Council, but once we have a figure, Council member Irons said Arrow has contributed almost \$1K and he will contribute the rest. Mayor Johnson asked that next year the Relay for Life committee come to the City first, and we expect to hear from you in January so we're not up against a deadline. **Shannon Vaughn, P.O. Box 1689, 334 So. Division, Buckley.** The reason for the lateness is

because we did intend to move to another facility, but as we walked around and talked to businesses they said we don't want you to move, we are going to suffer from that. So, as a committee we talked about this and made the choice and took this to our relayers and they said we want to be in town. **Kathleen (?), 11516 282nd Ave. E, Buckley.** She was born and raised here and she worked for UPS and they wouldn't have done what Arrow Lumber did with this problem. Without question or second thought Arrow stood up and said we'll take care of it. I would not want to work anywhere else but with this company again. I'm glad we were all in the right place at the right time to make this donation happen. Jenny Smith, from the Youth Center, said this year there is a logistical conflict with the Youth Center. The facility that they are using is open now on Fridays and on Saturdays, so both of her days are going to be affected. She knows that last year Relay had a lot of problems with her kids and she is wondering if there is a way for us to come to a common ground or understanding. City Administrator Schmidt said that will be addressed during the permit process and we'll hash that all out. Mayor Johnson said this will be going to the Admin/Finance Committee.

Peggy Venemon – Proclamation: 2013 Pierce County Reads Program: Peggy Venemon, 11320 261st Ave. E, Buckley. She is here tonight with Marcie Adams her coworker representing Pierce County Libraries, and specifically the Buckley Library; we both work at the Buckley library. We are excited to announce a new season of Pierce County Reads. This is our sixth year of doing Pierce County Reads in cooperation with the News Tribune and Key Bank, and the whole point of the program is to get the whole county reading one book, and discussing it and having various activities surrounding that. It is like a big party and all the library branches throughout the county are decorating and having events, which are on the brochure provided. This year the book that we've chosen is The Paris Wife, which is a fictionalized autobiography of Ernest Hemmingway's first wife. She was a lovely, decent and kind person who got thrown into the lifestyle of the 1920s Paris jazz scene. At the end of the 9-week party, the author will be coming to Tacoma to speak and sign her books. Ms. Venemon invited everyone to get involved and come and use your library. Mayor Johnson said the Proclamation is already signed and it will be hanging in the library, and it is there for you to read.

MAIN AGENDA

Public Works Project Bid Award: Trail Well Drilling & Testing

Council member Tremblay made a motion that we approve the bid award for the trail well drilling & testing. Council member Boyle Barrett seconded the motion. City Administrator Schmidt said this will put the well down and do the testing on it and get us ready to build the building. **Motion carried.**

Engineering Services Scope: Comprehensive Water System Plan Update

Council member Tremblay made a motion that we approve the Comprehensive Water System Plan Update that came out of the Utility Committee. Council member Howard seconded the motion. Council member Tremblay said this is

something we are required by the State to do. City Administrator Schmidt said this is their estimated price. Because they are working on a document that is pre-existing, and if the laws haven't changed a lot, and our service areas haven't changed, it may not cost us this much to get the plan updated and get it approved by the Department of Health. They are being very liberal on their estimate. A short discussion ensued. **Motion carried.**

Engineering Services Scope: Comprehensive Sewer System Plan Update & Rate Study

Council member Tremblay made a motion that we approve the Comprehensive Sewer Plan Update and Rate Study. Council member Leggett seconded the motion. City Administrator Schmidt said the rate study involves the volumetric rate study that the Council has wanted to have done for a long time to possibly get away from that fixed charge, and they will be looking at the general facilities charge as well. City Administrator Schmidt provided a more detailed explanation and a short discussion ensued. **Motion carried.**

ORD 02-13: Adopting New 2013 Stormwater Management Program

Council member Howard moved to approve Ordinance No. 02-13. Council member Montgomery seconded the motion. City Administrator Schmidt stated when the first NPDES was issued in 2007, the City was required to develop and adopt a stormwater management program that complied with the full new NPDES Permit that the Department of Ecology issued to the City. Without having any frame of reference and not having been a part of that before, Ecology actually had model stormwater plans for small communities to adopt. So, we modified that plan, the Council adopted it, and I believe that the plan that we operated under from 2008 to now was 20+ pages long and very complex and convoluted. We did not have the ability to meet all of the standards that are in there. So, Ecology is actually giving us the opportunity, under the new cycle, to be able to do a forward-looking plan that actually shows how we are complying, but keeping it simple at the same time. So, that is what we've done. We sat down with the engineers and went through what the six elements are that we have to comply with, and picked out the ones that we believe are achievable by us, based on what our revenue source and what our resources are. Discussion continued. City Administrator Schmidt said that under the new permit, there are much more stringent standards; Ecology is tightening the screws. We've been able to band aid our program together for the last four years, but we're not going to be able to do that going forward. We'll have to be able to dedicated more resources to it. We're not going to be able to get by like we have been. **After a roll call vote, motion carried 7-0.**

CONSENT AGENDA

Council member Boyle Barrett moved for approval of the Consent Agenda. Council member Rose seconded the motion. Motion carried.

Approve Minutes of February 26, 2013 and March 12, 2013.

Claim check numbers 49809 through 49845, in the amount of \$48,153.05, for the period of March 13, 2013 through March 26, 2013, are hereby approved and ordered paid this 26th day of March 2013.

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

With nothing further the meeting was adjourned at 8:26 PM.

for 
Mayor


City Administrator