

City Council
May 24, 2011

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

Upon roll call the following members were present: Reed, Montgomery, Twardoski, Patson, McNally and Harple. Council member Boyle Barrett was absent. Also in attendance were City Attorney Olbrechts and City Administrator Schmidt.

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

Finance & Public Safety: Council member Reed stated they had meeting last Monday and both of the items discussed are on the agenda tonight.

Streets & Utilities: Council member Montgomery stated they have not had a meeting. We have a meeting scheduled for tomorrow night but I would like to reschedule it to next Wednesday, June 1st, at City Hall.

Community Services & Recreation: Council member Patson stated they met on May 16th. Recreational Services Director Bacon gave an update on Relay for Life. Dennis Wink attended with questions about the DSHS property. City Administrator Schmidt discussed the resolution to form an ad hoc committee, which is going to the Council tonight. An ad has been posted to hire a temporary part time staff person for the Buckley Youth Activities Center, and the salary for that position will be funded by the Violence Protection Act through Pierce County. We discussed the lunch program. Recreational Services Director Bacon will be looking for alternative funding as half of our program did not qualify due to the fact that the White River School District does not have enough students participating in free or reduced fee lunches. And, new census data took the White River School District out of the qualified bracket. Their next meeting will be June 13, at 8:15 AM, at City Hall.

Community & Economic Development: Council member McNally stated they have not had a meeting. Their next meeting is June 2, at 9 AM, at City Hall.

Mayor's Report:

Mayor Johnson stated that her foot has kept her grounded so she has nothing to report.

Staff Reports:

City Administrator Schmidt stated we had the WUTC inspection exit interview and we are awaiting a letter back from them. We're trying to discern what will be issues and what will not. It is my understanding that most of the issues they found are minor. There could be some potential violation over mapping of our system because we don't have the

new plats into the map yet and WUTC had an issue with that. That is something we are trying to update.

City Administrator Schmidt said there are a lot of personnel changes going on. We gave Al Wolfe his send off at the last meeting. Jim Standish applied for the position, he met all the qualifications, and the Mayor promoted Jim to Al's job, and so he is now serving in that capacity. He is doing a really good job so far, and has dealt with one emergency and one personnel issue very well. He has a lot of potential. City Administrator Schmidt said we now have a new Court Clerk just appointed yesterday; her name is Teresa Snyder. She will be working under Kaaren Woods, who is our part time Court Administrator. Teresa will be here 32 to 35 hours per week.

Chief Predmore stated that he has distributed invitations to graduation on Saturday, June 4.

Mayor Johnson stated that Chief Arsanto is in Yakima with a couple of his officers attending a conference.

CITIZEN PARTICIPATION:

Marvin Sundstrom, 881 Sheets Road, Buckley, WA: I see you are establishing an ad hoc committee for the DSHS property. I would like to put my name in for one of the five positions.

MAIN AGENDA

RES No. 11-06 Establishing the Ag Land Ad Hoc Planning Committee:

Mayor Johnson said this is for the DSHS property at Rainier School. **Council member Montgomery moved to approve Resolution No. 11-06 Creating an Ad Hoc Advisory Committee for use of the leased DSHS Ag Property. Council member Patson seconded the motion.** City Administrator Schmidt stated that after drafting the resolution he had a conversation with DSHS. By our current lease agreement, once we develop the plan for that property they have final approval of all of the uses, so I thought why not include them as far as input. I talked to Ed Valbert and he said they would be more than happy to participate. Mayor Johnson said it is hoped that someone from the Community Services & Recreation Committee will participate. Also, the Winks have asked to be on this committee. They are interested in this property for the haunted house and they have a lot of ideas. Council member Patson offered her participation on the committee. Council member Montgomery stated that he would like the Council to get regular updates from this committee. **Motion carried.**

GovOffice Web Service Contract:

Council member Montgomery moved to approve the Web Design Service Contract between the City of Buckley and GovOffice. Council member McNally seconded the motion. Mayor Johnson stated that Kathy Loye went over the contract with the GovOffice people, and she felt very comfortable after speaking with them. Discussion

ensued regarding websites. It was noted by a number of Council members that GovOffice websites are very user friendly. City Administrator Schmidt said the agenda bill talks about the transfer of web content and whether that is necessary or not. Kathy said that GovOffice actually recommended that we not do this, only because of the amount of old stuff that we have on our website. If we pay them to do it they are going to transfer everything over. It is better if the City actually goes in and picks and chooses what we want to transfer over. The cost will be \$1,525 less than the quoted amount if we transfer over our own data. The GovOffice Website allows each department to have access so they can each go in and keep their page updated. After a short discussion regarding ongoing service, **motion carried.**

Bid Award – SR410/SR165/Ryan Rd/112th St. E Realignment Phase 1:

Council member Reed moved to approve Bid Award of Phase I and Alternate 1 of the SR410/SR165/RyanRd/112thStE Realignment Project to Johansen Excavating for a total price of \$2,237,981.25. Council member Twardoski seconded the motion. Mayor Johnson stated that Tim Osborne and Tani Stafford from Gray & Osborne are here tonight to answer questions. City Administrator Schmidt said one of the changes that we just found out about today from the Transportation Improvement Board is that after they actually got all of the bid tabulations and calculations they looked at the entire cost of construction, and everything we've done on the project (engineering, wetland, ROW acquisition, etc.), and some of the costs associated with the project have been kicked out as not eligible. So, our total amount of eligibility from TIB for Phase 1 is actually reduced by about \$15,700. Discussion ensued. **Motion carried.**

WSDOT Supplement No. 6 – Realignment Project:

Council member Reed moved to approve the Engineering Scope Supplement #6 for the Realignment Project. Council member Twardoski seconded the motion. Discussion ensued. Council member McNally asked if it would be possible to hire an engineer with a college degree. City Administrator Schmidt stated that based on Washington State bidding law, we cannot hire a professional engineer for a project unless we go through a formal selection process. For architectural and engineering, that is what we have to do every time unless we have already selected someone through that process, which satisfies the State law. The Council did that with Gray & Osborne. We reviewed four or five firms and had a selection committee from the City Council that decided that Gray & Osborne was the most qualified for this project. And, that is one of the things that we had to do in order to be eligible for the grant money. Before WSDOT would release funds to us, we had to show them that we had complied with that State law. This is a Federal project with grant dollars at risk, so we have to have someone on the project who knows what they're doing. **Motion carried.**

Award – WWTP Lighting Retrofit (Energy Conservation):

Council member Montgomery moved to approve the Estimate for Light Tech to Retrofit the Lighting Systems in the WWTP for a not to exceed out of pocket cost of \$1,302. Council member Patson seconded the motion. Discussion regarding the necessity of this retrofit, PSE rebate, estimated savings and payback ensued. **Motion carried.**

Final Acceptance – DSHS Screening Manhole:

Council member Montgomery moved to approve to accept the DSHS Screening Manhole Project as complete. Council member Reed seconded the motion. City Administrator Schmidt said we have had this on-line since the middle of February; they have been a paying customer since then. Motion carried.

ORD No. 06-11 – Emergency Interim Land Use Processing Procedure Amendment: City Attorney Olbrechts noted that this is not an emergency ordinance. **Council member Montgomery moved to approve Ordinance 06-11 Authorizing an Interim Amendment to Chapter 20.01 for Processing Plat Alterations. Council member McNally seconded the motion.** Discussion regarding the need for this ordinance ensued. **Motion carried.**

Bid Award – Fire Station Equipment Purchase (Multiple Items):

Chief Predmore said Council should have a staff report and bid tabulation that actually covers agenda items 14 and 15. After a brief explanation of the bid tabulation by Chief Predmore, **Council member McNally moved to award a bid to L.N. Curtis & Sons for lockers, hose and cylinder storage, and washer-extractor for the new Fire Station Project in an amount not to exceed their written bid of \$28,197.24. Council member Patson seconded the motion. Motion carried.**

Bid Award – Fire Station Equipment Purchase (Breathing Air Compressor System): **Council member McNally moved to award a bid to SeaWestern, Inc. for the breathing air compressor system for the new Fire Station Project in an amount not to exceed their written bid of \$49,060.08. Council member Patson seconded the motion. Motion carried.**

Fire Station Construction – Change Order #2:

Council member Montgomery moved to approve the Fire Station Construction Project Change Order No. 2 with Five Rivers Construction in the amount not to exceed \$9,522.89. Council member McNally seconded the motion. Chief Predmore provided a brief explanation. **Motion carried.**

Scope of Work – Fire Station Geotechnical Services:

Council member Montgomery moved to authorize a Scope of Work and accept the Fee Proposal from Gray & Osborne, Inc. to provide geotechnical services related to the new Fire Station Project in an amount not to exceed \$6,700. Council member Reed seconded the motion. Chief Predmore provided a brief explanation. **Motion carried.**

Fire Works Permit:

Council member McNally moved to authorize the issuance of a Retail Fireworks Stand Permit to Cheryl Taylor for the period beginning at noon on June 28th through midnight on July 4th, 2011. Council member Twardoski seconded the motion. Council member Reed stated that there was discussion at the first of year about

how our current regulations on fireworks stands says one for every 2000 people, and what does that mean if you have 5,000 people. At the first of the year we had two permits issued and we decided to table this issue until we received a request for a third permit. Council member Reed posed this question to our City Attorney who said the way it is worded you could argue either side. Council member Reed said we are going to be looking at rewording that ordinance and making it crystal clear. Council member Harple suggested that the words "or fraction thereof" be added. A discussion ensued. **Motion carried.**

Council member Reed stated that the Finance & Public Safety Committee will meet on Monday, June 20, at 5:30 PM at City Hall

CONSENT AGENDA

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

Approve Minutes of May 10, 2011

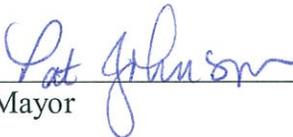
Claim check numbers 46930 through 46952, in the amount of \$240,269.41, for the period of May 11, 2011 through May 24, 2011, are hereby approved and ordered paid this 24th day of May, 2011.

Mayor Johnson called a 5 minute recess at 8:20 PM.

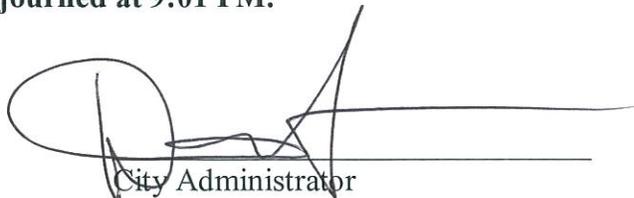
Council convened into Executive Session at 8:28 PM, for approximately 15 minutes, to discuss Spiketon Ditch litigation and personnel issues, with no action to follow. An extension of 5 additional minutes was requested at 8:50. A second extension of 5 additional minutes was requested at 8:56.

Council reconvened the City Council Meeting at 9:01 PM.

With nothing further the meeting was adjourned at 9:01 PM.



Mayor



City Administrator