

City Council
May 8, 2012

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

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

Mayor Johnson stated we have a request from the Winks to speak under Citizen Participation. **Council member Howard moved to add the Winks under Citizen Participation on the agenda. Council member Montgomery seconded the motion and the motion carried.**

Finance and Public Safety:

Council member Boyle Barrett stated she doesn't have a report from committee; however, she was going to talk about the Winks; they are here tonight to request that we accept a petition they have gathered. In fairness, she did notify the Moneys that the Council would be accepting this tonight but would not be taking public comment. A decision should be made by the Council how this should be handled, whether we want to go to a public hearing, take citizen participation at the next meeting or how we want to handle that. There is a tentative meeting scheduled for next Wednesday.

Streets and Utilities:

Council member Tremblay stated they haven't had a meeting, but one is scheduled for Tuesday, May 15, 2012, at 7:00 PM, at City Hall.

Community Services and Economic Development:

Council member Montgomery stated they have not had a meeting. Their next meeting will be Thursday, May 31, 2012, at 7:00 PM, in the Multi-Purpose Center.

Mayor's Report:

Mayor Johnson reported that Council member Harple has resigned his position on the City Council due to a heavy work schedule. Council member Montgomery asked what is going to be done to fill this vacancy. Mayor Johnson stated tonight with the public announcement the clock starts ticking. She needs to review the policy, but believes we have 30 days. We will advertise for x number of days, and when that closes Council will then review the applications. Time will be set aside at either a regular Council meeting, or a special meeting will be scheduled. The Council can then do an interview process and ask each candidate the same questions. Hopefully by the end of June we will have his position filled.

Mayor Johnson stated we received notification from the Leukemia & Lymphoma Society that our Fire Department placed fifth in fundraising for the Stair Climb. Council member

Montgomery stated he noticed in the Courier Herald a nice article about the Enumclaw Fire Department and what they did for the Stair Climb and he was wondering if there would be something in the paper about what the Buckley Firefighters did.

Mayor Johnson stated that Congressman Reichert was in town last Thursday to present to Chief Predmore and the Fire Department an American Flag that has flown over the Capitol.

Staff Reports:

City Administrator Schmidt provided an update on the Realignment Project. The last lift has been installed, so we are now waiting on striping and then the wetland planting. Right now the water level is too high to plant, so it will be done when it is safe to do the planting.

Mayor Johnson stated that she, Kathy James, and Tani, from Gray and Osborn, worked all last week on a grant application through Pierce County. Most was delivered on Friday and the last of it was delivered on Monday. Council member Tremblay stated that the Department of Commerce just sent out a notice that they will be funding some more energy projects for small communities. He doesn't know if we have anything that would qualify but it would be worth looking into.

Citizen Participation:

Diane Wink, 9506 Mundy Loss Rd, Buckley, WA 98321. Ms. Wink stated that the last time they were here the Moneys brought forth a petition wanting them to either move out of the Miller property or out of the City of Buckley. The Council wanted the Winks to check with the neighbors surrounding the property to see how they felt, so that is what they did. They started on Bevlo and worked all the way around the Haunted House all the way to D Street and Franklin. There are three petitions with a total of 83 signatures. There was one neighbor that said he didn't really care for it but wouldn't sign a petition against it. With these petitions they have full support of all the neighbors except one. They are asking the Council to allow one more year at the current site. They have looked into moving to the WSU Dairy, but it is going to be a fairly long process. The Council decided to have this as an agenda item at the next meeting, and allow public comment at that time. Council member Tremblay stated he is not seeing 83 signatures on these petitions. It was clarified that with the comments on the website and the signatures, there are a total of 83.

MAIN AGENDA

Review of Rebid – Water Treatment Plant Master Meter Replacement

Council member Montgomery moved to award the bid to Custom Controls

Corporation for \$9,103.87. Council member Boyle Barrett seconded the motion.

City Administrator Schmidt stated the Council actually authorized replacement of this meter about 2-3 years ago, but the bids came in about double what we anticipated. This time we actually purchased the meters ourselves and are hiring someone to install them.

DSHS will pay their percentage of this cost because of it being a joint system. **The motion then carried.**

Bid Award – Hazard Mitigation Raw Water Transmission Main Project
Council member Montgomery moved to award the bid for construction of the Raw Water Transmission Main Line replacement to Trenchless Construction Services, LLC for the amount of \$565,931.66. Council member Tremblay seconded the motion. Council member Howard asked if we are on the hook for any cost overruns if they occur. Chief Predmore stated this is done under a hazardous mitigation grant and the total project amount that was awarded is \$1,126,400. We are right now around \$900,000 so we are sitting pretty well. Chief Predmore explained how the whole process works. **The motion then carried.**

Ordinance No. 06-12: Emergency Moratorium on Medical Marijuana
Council member Boyle Barrett moved to approve Ordinance No. 06-12 adopting a six-month moratorium on the establishment, location, operation, licensing, permitting, maintenance or continuation of medical marijuana collective gardens or medical marijuana dispensaries, and declaring an emergency in order to provide for an immediate effective date. Council member Montgomery seconded the motion. City Administrator Schmidt stated the Council will need to schedule a public hearing and the City Attorney is requesting that we schedule that for the second meeting in June as he will be available for that. Mayor Johnson stated that a couple people from the Council will be gone. City Administrator Schmidt stated it needs to be done within 60 days. **The motion then carried.** City Administrator Schmidt stated because there was a majority plus one that passed this, it will take effect immediately.

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

Approve the minutes of the April 24, 2012 City Council meeting and May 1, 2012 City Council Workshop.

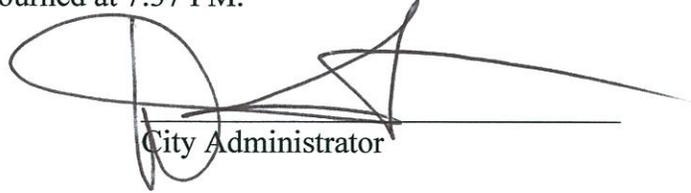
Claim check numbers 48453 through 48570, in the amount of \$520,606.69, for the period of April 25, 2012 through May 8, 2012; Payroll check numbers 32335 through 32393, in the amount of \$321,258.43 for the month of April 2012; and Treasurer check numbers 11242 through 11266, in the amount of \$43,244.68 for the month of April 2012 are hereby approved and ordered paid this 8th day of May 2012.

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

With nothing further the meeting was adjourned at 7:37 PM.



Mayor



City Administrator