CITY OF FIRCREST
REGULAR CITY COUNCIL MEETING MINUTES

TUESDAY, JULY 12, 2016
7:00 P.M.

COUNCIL CHAMBERS
FIRCREST CITY HALL, 115 RAMSDELL STREET

CALL TO ORDER, PLEDGE OF ALLEGIANCE AND ROLL CALL

Mayor Matthew Jolibois called the regular meeting to order at 7:00 P.M. and led the Pledge of Allegiance. Councilmembers Blake Surina, Shannon Reynolds, Brett Wittner, Denny Waltier and Jason Medley were present. Councilmember Hunter T. George was excused.

CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA

Chuck Bisping, 506 Electron Way, voiced objections to the no smoking ordinance. Lori Bisping, 506 Electron Way, commented about the ongoing police guild negotiations and urged Council to approve take-home police cars. Mark Slater, 3402 6th Avenue, Tacoma, commented about a recent Fircrest land acquisition. Fircrest Police Officer Chris Roberts, 4026 Highlands Boulevard, Puyallup, commented about the ongoing police guild negotiations and asked Council to consider providing the officers with take home cars. Karlen Stonefeld, 1211 Buena Vista, commented about the street sweeper.

PRESIDING OFFICER'S REPORT

Jolibois requested that the Friday Council packet includes information from studies of the property at 2119 Mildred.

COMMITTEE, COMMISSION & LIAISON REPORTS

Parks & Recreation

Surina stated the Car Show was a success and well attended. He reported on a discussion he had with the City of University Place Development Services Director David Swindale regarding construction of a trail system that will go from the border of Fircrest to the salt water. Surina stated the trail ends at the bottom of the hill on Emerson Street and felt it could be a good opportunity for Fircrest to tie into that system and to also utilize property in the City of Tacoma's Holding Basin and build a trail through there. Surina reported on a discussion he had with Parks and Recreation Grover to pursue grants and partnerships with other jurisdictions for partial funding of construction of the trail. Surina concluded by stating he met with Mac Gray, with Gray Lumber, who stated he would provide help and advice to replace three backstops in the Park and Surina stated he was hopeful that Gray Lumber would also donate the materials to be used.

Environment, Planning, Building

Waltier reported the Planning Commission met last night to discuss code amendments relative to marijuana and indicated that they would be conducting a public hearing on August 16th. He noted that information regarding the upcoming public hearing would be included in the Town Topics and placed on Facebook as well. Waltier stated that Public Works Director Wakefield coordinated with King County to update the aerials on the City's GIS.

CONSENT CALENDAR

Waltier requested the City Clerk read the consent calendar as follows: approval of Voucher No. 207866 through Voucher No. 207941 in the amount of $85,850.50; approval of Payroll Check No. 12216 through Payroll Check No. 12225 in the amount of $6,237.88; approval of Payroll Check No. 12226 through Payroll Check No. 12231 in the amount of $84,373.49; approval of Payroll Check No. 12232 through Payroll Check No. 12256 in the amount of $105,412.86; and approval of the June 28, 2016 Regular City Council meeting.

MOTION

Moved by Reynolds, seconded by Wittner, to approve the Consent Calendar as read. Ayes: Surina, Reynolds, Wittner, Jolibois, Waltier and Medley. Noes: None. Excused: George. Motion carried.

UNFINISHED BUSINESS

Ordinance adopting FMC Section 10.12.170 prohibiting the use of tobacco in recreational areas, parks and playgrounds and providing penalties for the violation thereof

Police Chief Cheesman stated that Council asked staff to research and bring forward an ordinance prohibiting smoking in City parks. He reported on meeting with the City Attorney and City Manager and Council is being asked to adopt an ordinance making it unlawful for any person to smoke on any park property. Cheesman stated that all park properties would be designated as smoke free areas and applies to all designated park properties owned by the City of Fircrest. Cheesman outlined the health hazards associated with tobacco products and concluded by highlighting the penalties associated with smoking.

ORDINANCE NO. 1573

Moved by Reynolds, seconded by Jolibois, to adopt Ordinance No. 1573, an ordinance of the City of Fircrest, Washington, prohibiting the use of tobacco in recreational areas, parks and playgrounds and providing penalties for the violation thereof.

SUBSTITUTE ORDINANCE NO. 1573

Moved by Reynolds, seconded by Jolibois, to adopt Substitute Ordinance No. 1573, an ordinance of the City Council of the City of Fircrest, Washington, adding Section 10.12.170 prohibiting smoking within City parks.

Reynolds read from emails she received from Chris Knutson, Heather Pounds and Janice Helms-Saeed who voiced support of the no smoking ordinance.

MOTION

Moved by Surina, seconded by Jolibois, to remove 'adjacent sidewalks' from the ordinance.

Jolibois invited public comment.

Kimberly Reis, 600 Alameda, inquired if smoking is a problem to law enforcement. Karen Reynolds, 1576 Woodside Court, asked that adjacent sidewalks is included in the no smoking ordinance.

Cheesman responded that smoking has not been a big problem and so far the Parks and Recreation Department has been able to take care of any smoking problems. He stated the ordinance is not going to create a problem for the police department and expects that the issue will still be handled by the Parks and Recreation Department, but enacting the ordinance would provide a tool and there would be police involvement if the issue escalated and the individual became defiant.

Jolibois requested a roll call vote.

ROLL CALL

Reynolds, Surina, Wittner and Jolibois voted Aye. Medley and Waltier voted No. Excused: George. Motion carried.

SUBSTITUTE ORDINANCE NO. 1573

Jolibois requested a roll call vote.

ROLL CALL

Reynolds, Surina, Wittner and Jolibois voted Aye. Medley and Waltier voted No. Excused: George. Motion carried.

Ordinance adopting FMC Section 10.12.180 prohibiting the use of electronic smoking devices within City parks

Cheesman stated that Council asked staff to bring forward an ordinance prohibiting the use of electronic smoking devised within City parks. He stated he met with the City Attorney and City Manager and found three cities that had banned vaping in their parks. Cheesman noted the ordinance includes prohibiting electronic smoking devices on adjacent sidewalks.

ORDINANCE NO. 1577

Moved by Reynolds, seconded by Surina, to adopt Ordinance No. 1577 adding a new Section 10.12.180 to the Fircrest Municipal Code prohibiting the use of electronic smoking devices within City parks.

Moved by Reynolds, seconded by Surina, to strike "and adjacent sidewalks" in the first paragraph of the proposed ordinance language between the words 'athletic fields' and 'walking trails.'

Jolibois invited public comment. None were provided.

Jolibois requested a roll call vote.

ROLL CALL

Reynolds, Surina, Wittner and Jolibois voted Aye. Waltier and Medley voted No. Excused: George. Motion carried.

Jolibois invited public comment. None was provided.

ORDINANCE NO. 1577

Jolibois requested a roll call vote.

Surina, Wittner, Reynolds and Jolibois voted Aye. Waltier and Medley voted No. Excused: George. Motion carried.

NEW BUSINESS

Ordinance granting a ten-year nonexclusive franchise to Click! Network to provide cable services

Rosenbladt stated the ordinance proposed was the first reading of a franchise as required by State law and the second reading will occur on July 26, 2016. He noted the ordinance, if approved on July 26, 2016, will approve a ten-year franchise to Click! Network and continue the franchise fees approved in a prior franchise agreement. Rosenbladt indicated that Pam Burgess, Click! Manager, was present to respond to inquiries.

At 8:10 P.M. Reynolds was excused and exited Council Chambers.

Jolibois invited public comment. None was provided.

CITY MANAGER COMMENTS

Rosenbladt stated that staff from Pierce County has been invited to the July 18th study session to discuss annexation of the section in the south end of Fircrest from Pierce County to the City of Fircrest. Jolibois asked that residents in the area are notified of the study session and Waltier requested fiscal information on the impact to both the City and residents in the area if the annexation was to occur. Rosenbladt reported there was a tour scheduled of the new Wainwright Intermediate School on Monday, July 25, 2016 at 4:00 P.M. Rosenbladt concluded by stating that Civil Service Commissioner/Chair Jinhong was re-elected as Chair of the Commission for another term.

DEPARTMENT HEAD COMMENTS

Public Works Director Wakefield reported that the Alameda Lift Station is in need of updates and repairs and recommended that those repairs are done with proper engineering. He suggested allocating funds that were to be used for standby power and the Scada system and move those to pay for the engineering design this year. Wakefield stated his recommendation would be that funds are included in the 2017 budget for capital improvements to the Alameda Lift Station.

MOTION

Moved by Jolibois, seconded by Medley, to clarify that the available funds in the capital budget are used for engineering design of the Alameda Lift Station. Ayes: Surina, Wittner, Jolibois, Waltier and Medley. Noes: None. Excused: Reynolds and George. Motion carried.

Wakefield reported on information he received from the City of University Place that the intersections at 19th and Mildred and Regents and Mildred would have some significant traffic impacts next week due to construction.

Chief Cheesman stated the car show was a success and concluded by inviting Council to the National Night Out event scheduled for August 2nd and handed out flyers. He reported that during the opening ceremonies and prior to the fireworks show there will be a tribute to Tom Marzano.

Grover stated the car show was a success and further indicated that Derby Days would be rescheduled due to the weather forecast. He further noted that to enhance Fun Days this year, they are including some new elements - a rock wall, a video game truck, a "Fur"crest pet show put on by the Kiwanis and also the possibility of a beer garden. Grover stated he located a nonprofit, Kids for Hope, that could obtain the special occasion license needed to run the beer garden.

MOTION

Moved by Jolibois, seconded by Medley, for the Mayor to write a letter of support voicing that Kids for Hope will be responsible to run the beer garden at Fircrest Fun Days on August 13, 2016 from 1:00 P.M. to 9:00 P.M. Ayes: Surina, Wittner, Jolibois, Waltier and Medley. Noes: None. Excused: Reynolds and George. Motion carried.

Finance Director Corcoran stated the City's Facebook page is active. She reported that information is on the page regarding the Fircrest Fun Days and the page was utilized as an additional means to advertise the postponement of Derby Days. Corcoran stated the Committee is looking at vendors that provide software that can archive the City's Facebook page and website to comply with the Public Records Act. Corcoran concluded by stating that the City received two proposals in response to the Request for Qualifications for a new City website.

COUNCIL COMMENTS

Councilmembers thanked audience members for their attendance at tonight's meeting.

Surina reported on conversations he had with the manager of Columbia Bank who indicated that the Mildred Street construction has had little effect on their business. Surina expressed condolences to the families of Debbie Viafore and Ted Baer due to their recent passing. Surina congratulated the Fircrest couple that is making successful Hollywood movies.

Wittner reported on attending the Pierce Transit Board of Commissioners composition review meeting on June 29th and referenced information that had been provided to Council from Pierce Transit. Wittner stated the composition of the committee would remain intact, the meeting was uneventful, but it was interesting to attend.

Waltier reported that both he and Surina are receiving the Council packet digitally, and noted that he has printed out only 66 pages of the 1,530 pages in the packet. Waltier also recognized the passing of Dr. Duncan Theodore "Ted" Baer, noting they coached their son's soccer team together and reported that he was a great guy.

Medley stated it was great to see the numbers of people present in the audience.

EXECUTIVE SESSION

At 8:34 P.M., Jolibois stated that Council would take a five-minute recess and convene into Executive Session, not to exceed the hour of 8:55 P.M., to discuss Item 14A – Labor Negotiations and Item 14B –

Pending and Potential Litigation. Jolibois stated the City Manager, City Attorney Mike Smith, and Special Legal Counsel Bruce Schroeder were invited to attend.

ADJOURNMENT

Moved by Waltier, seconded by Medley, to adjourn the meeting at 9:12 P.M. Ayes: Surina, Wittner, Jolibois, Waltier and Medley. Noes: None. Excused: Reynolds and George. Motion carried.

Matthew Jolibois, Mayor

Lisa Keely, City Clerk