

**CITY OF FIRCREST
REGULAR CITY COUNCIL MEETING MINUTES**

**TUESDAY, APRIL 14, 2015
7:00 P.M.**

**COUNCIL CHAMBERS
FIRCREST CITY HALL, 115 RAMSDALL STREET**

City Clerk Keely called the regular meeting to order at 7:00 P.M. and led the Pledge of Allegiance. Councilmembers Shannon Reynolds, David R. Goodsell, Hunter T. George, Denny Waltier and Jason Medley were present. Councilmembers Matthew Jolibois and Mayor David M. Viafore were excused.

Appointment of Mayor Pro Tempore

MOTION

Moved by Medley, seconded by George, to appoint Councilmember Waltier as Mayor Pro Tempore for tonight's meeting only. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Motion carried.

Waltier asked for a Moment of Silence in honor of longtime Fircrest resident Arthur Viafore who recently passed away. Waltier noted that Mr. Viafore was an instrumental person within his family

COMMITTEE, COMMISSION & LIAISON REPORTS

Environment, Planning, Building

George reported that the public hearing for Wainwright was continued to April 21st. He requested that the Tacoma School District is asked to place information about the hearing on the reader board located in front of the property where the new school will be constructed. George reported that the Tacoma School District has approached the City regarding a problem they are experiencing at Whittier Elementary with regard to traffic flow. He noted that the District wants to amend the Conditional Use Permit (CUP) from 2002 and they will be scheduling a pre-application conference in the near future to discuss the process and what will be required to amend the CUP. George reported that staff is continuing to work on the required GMA amendments to the City's Comprehensive Plan as well as some development regulations, and noted that Principal Planner Boers is hoping to present information to Council at the May 19th study session. There was agreement that this issue is placed on the agenda for the May 19th study session.

Finance, IT

Medley indicated that things are going well in the Finance Department and reported that the Investment Committee recently purchased a bond.

Public Safety, Court

Reynolds reported on the successful audit recently completed in the Police Department, noting that along with a certificate the department received a letter commending their efforts. She noted that Officer Deal was once again selected as Officer of the Year, an award he has received many times in past years. She noted that Officer Norling received recognition for being a Top Gun with a perfect score of 500 out of 500 on his shooting qualifications and Officer Miller received an exceptional score 491 out of 500. Reynolds noted that the 2007 Crown Victoria is in disrepair and deferred comments on this issue to staff. Waltier suggested that Council might wish to participate in a police ride-along and if possible, do so with Officer Deal.

CONSENT CALENDAR

Waltier requested the City Clerk read the consent calendar as follows: approval of Voucher No. 205629 through Voucher No. 205733 in the amount of \$88,998.58; approval of Payroll Check No. 11627 through Payroll Check No. 11632 in the amount of \$5,501.09; approval of Payroll Check No. 11633 through Payroll Check No. 11638 in the amount of \$80,900.95; approval of Payroll Check No. 11639 through Payroll Check No. 11646 in the amount of \$92,201.92; and approval of the March 24, 2015 Regular meeting.

Reynolds requested that the minutes be withdrawn.

MOTION

Moved by George, seconded by Medley, to approve the consent calendar as amended. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

Reynolds stated the minutes as presented are accurate. She indicated she is asking that the minutes be augmented to include information regarding more specific information on how the Economic Development Committee was formed. Reynolds stated she feels the printed minutes leave the reader with having to listen to the disk to get clarity on how the Economic Development Committee was formed.

Waltier suggested that Keely and Reynolds work together to review the minutes and provide clarity, if necessary.

PUBLIC HEARING

Repealing FMC 22.79 regarding docketing and adding FMC 23.06 relating to Comprehensive Plan Amendments

At 7:16 P.M., Waltier opened the public hearing.

Principal Planner Boers stated the ordinance, if adopted, would repeal Ordinance 1498 and FMC 22.79 and adopt new regulations relating to Comprehensive Plan amendments in a new chapter FMC 23.06. Boers stated the Planning Commission conducted a public hearing on February 25th and recommended approval of the amendments. Boers stated the proposal initially would move the Plan amendment processing regulations from Title 22, which relates to zoning, to Title 23 which focuses on planning. Boers noted the proposal would simplify the docketing requirements and provide more flexibility to the City in terms of scheduling plan amendments. Boers stated that amendments adopted in 2010 established the process for considering annual amendments and timelines and those amendments have been determined to be overly restrictive and inflexible in terms of guiding the annual plan amendment process. Boers noted that action would be taken by Council at a subsequent meeting. Boers concluded by noting that the proposed amendments would provide greater timeline flexibility that would improve the plan amendment process and benefit the community in terms of enabling the City to be more timely and responsive to plan amendment proposals.

Responding to Goodsell, Boers stated that the changes are being proposed to not only assist in expediting the process but to also make sure that staff, the Commission and Council could be responsive in moving an application quicker through the pipeline, if necessary.

Waltier invited public comment. None was provided.

At 7:21 P.M. Waltier closed the public hearing.

NEW BUSINESS

Agreement with Murray, Smith & Associates, Inc., for professional engineering services

Public Works Director Wakefield stated that Council is being asked to authorize the City Manager to enter into a Professional Services Agreement with Murray, Smith and Associates to provide the final design, bid call and construction engineering services for the 2015 Sewer Projects. He noted the projects are three priority projects – priorities 5, 6 and 7 as previously presented to Council. Wakefield stated these three priority projects are the last of the priority projects identified in the schedule. He noted they conducted a review of available qualified consultants on the MRSC Roster to narrow down a list and from the list, a review of the Consultants' qualifications was reviewed by himself, City Manager Rosenblatt and Utility Foreman Davis. Wakefield stated that Murray Smith was determined to be most qualified and reported they have designed over 200,000 feet of trenchless sewer work in recent years. Wakefield stated the 2015 budgeted amount for this work was \$384,000 and by combining the projects and negotiating with the consultant, additional savings was obtained. Wakefield noted in comparing last year's engineering fees for the 2014 consultant services based on percentage of the construction costs, they were 16% of the construction costs. He noted that this 2015 engineering fee is 12% of the construction costs. Wakefield concluded by stating they were looking forward to getting the project going and completed by March of 2016.

George stated he was impressed with the negotiations that resulted in fees that were less than the budgeted amount.

Waltier invited public comment. None was provided.

RESOLUTION NO. 1374

Moved by George, seconded by Goodsell, to approve Resolution No. 1374 authorizing the City Manager to execute a Professional Services Agreement with Murray, Smith & Associates, Inc., for engineering services for the City of Fircrest 2015 Sewer Projects. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

Selecting Nancy Henderson from the Town of Steilacoom to serve on the Pierce Transit Board of Commissioners

Rosenblatt stated that Nancy Henderson was nominated by three cities to serve on the Board of Commissioners, noting she has a lot of experience, and concluded by stating that the issue is before Council for consideration.

Reynolds stated she met with Councilmember Henderson and supports the nomination. She further recommended that time is made available at a future Council meeting for Ms. Henderson to present a report.

Waltier invited public comment. None was provided.

RESOLUTION NO. 1375

Moved by Reynolds, seconded by Goodsell, to adopt Resolution No. 1375 to cast the vote of the City of Fircrest for Nancy Henderson from the Town of Steilacoom to serve as a member of the Board of Commissioners for Pierce Transit. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

Professional Service Agreement with CBRE, Inc. for services regarding possible purchase of property on Mildred Street

Goodsell stated that he is an independent contractor with CBRE, Inc. and would need to recuse himself. At 7:29 P.M. Goodsell left Council Chambers.

Rosenblatt stated CBRE would provide professional expertise to staff and council with information regarding whether to pursue this proposal. Rosenblatt noted this purchase would be a major endeavor and expense and the agreement with CBRE will assist staff and Council in making the decision whether or not to participate. Rosenblatt concluded by stating if Council decides not to pursue the purchase, the agreement can be cancelled, and the amount owed would be for the services performed to that date. Rosenblatt clarified for George that part of their role would be to provide advice on what to do with the property if it is purchased.

Responding to Waltier, Rosenblatt stated the money would need to come from the Ending Fund Balance and would necessitate a budget motion. He further noted that the agreement runs through November 30, 2015 and may be extended with written confirmation. Waltier stated there would need to be public transparency going forward with this issue and George confirmed that was a good idea. Medley stated there were fairness issues with Goodsell's employment with CBRE and noted that Goodsell would need to recuse himself from any and all discussions and decisions made regarding the property.

Waltier invited public comment. None was provided.

RESOLUTION NO. 1376

Moved by Medley, seconded by George, to adopt Resolution No. 1376 authorizing the City Manager to execute a Professional Services Agreement with CBRE, Inc., for services regarding possible purchase of property on Mildred Street. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

At 7:35 P.M. Goodsell returned to Council Chambers.

Council travel to the AWC Annual Conference

Reynolds produced a travel/training request and asked that Council approve her request to attend the AWC Annual Conference, noting that per Council rules, Council shall act to approve, disapprove, or modify a request for travel where the cost of such travel, lodging and meals would exceed \$150. Reynolds stated her request was for \$624 which includes the registration cost of \$375 and \$249 for the hotel. Reynolds reported this was a budgeted item and there were sufficient funds available. Reynolds clarified she would pay for the cost to travel to and from the conference. Waltier requested a report/overview on the conference upon Reynolds' return and stated it was commendable that she was going to the conference.

Moved by Medley, seconded by George, to approve the training request submitted by Councilmember Reynolds' to attend the AWC Annual Conference in Wenatchee. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

CITY MANAGER COMMENTS

Rosenbladt stated that the Pierce County Council desires to use Council Chambers for a community meeting on South Sound 911 on Wednesday, May 13, 2015. He noted this was an opportunity for them to inform the public about the interest in constructing the South Sound 911 center in Fircrest. George suggested putting information about this meeting on the City's reader board to encourage Fircrest community involvement.

Waltier invited public comment. None was provided.

Moved by George, seconded by Goodsell, to allow the Pierce County Council to use the Fircrest City Council Chambers for a community meeting on South Sound 911 on Wednesday, May 13, 2015. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

Rosenbladt provided an update on the liquor bill stating that the vote hasn't yet been taken that would send it to the Governor for signature, but it is anticipated that it will occur shortly.

Rosenbladt reported there was a lack of agenda items for the April 20, 2015 study session. Reynolds asked that the study session not be canceled and instead include a discussion regarding replacing the police vehicle at that study session. Rosenbladt noted that the police vehicle replacement was something he was planning on talking about during his City Manager Comments.

Rosenbladt provided an overview of the necessary repair items for the 2007 Crown Victoria police vehicle, amounting to around \$2,300. If the vehicle is to be replaced instead of being repaired, Rosenbladt stated their preliminary investigation showed a turnaround of around 90 to 120 days once the order was placed. Discussion continued and due to the age of the 2007 Crown Victoria, a desire to not put any more money into the car, the fact that it would create major problems if another car needed repairs while waiting for the replacement vehicle, and the fact that the resale value on an SUV is higher than a sedan, Council agreed to proceed with replacing the vehicle with a new SUV to be purchased from the State contract.

Moved by Medley, seconded by Goodsell, to cancel the April 20, 2015 study session. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.

DEPARTMENT HEAD COMMENTS

Cheesman reported the police department has been working the Distracted Driving Emphasis Patrol and have been citing drivers with cell phone tickets. He stated the time spent doing that is reimbursed by a grant from the Traffic Safety Commission. Cheesman stated at last week's Kiwanis meeting they awarded three scholarships – a \$1,000 scholarship to one individual and two \$700 scholarships to two other people.

COUNCILMEMBER COMMENTS

Reynolds stated she met with three residents regarding the garbage issue on Princeton Street, stated there is visible garbage, and asked that Council hear what they have to say at the next Council meeting. She further reported that Representative Kilduff invited her to be recognized at next Tuesday's Democratic caucus meeting in the House of Representatives. Reynolds concluded by hoping the purchase of the police vehicle can be expedited and that Council revisits the replacement schedule of all the other cars very soon, and perhaps also look at assigning vehicles which might improve the life span of the vehicles.

Goodsell stated he drove on Princeton Street when the garbage issue was reported and also drove through the parking lot and inquired why all the commercial businesses weren't required to screen and centralize their garbage cans into one location when there were multiple tenants. Rosenblatt reported there are code requirements for new development but the garbage cans for the businesses under discussion belong to businesses that are grandfathered under older codes. He further noted that the trash that was deposited on and around the dumpsters behind the vacant business was from a resident in University Place. Rosenblatt reported that contact has been made with one of the owners of the property in an effort to gain ongoing compliance with garbage nuisances. Reynolds stated this is the third time she is hearing about illegal dumping but the ongoing saga of the trash has been going on for six months and the illegal dumping issue seems peripheral. George stated that staff has reached out to the property owner and sent notification when there are visible nuisances.

George reported that the US Open traffic plan will be released at 7:00 A.M. tomorrow and provided an overview of the plan for drive-by traffic and noted there will also be an opportunity to drive to a designated area to drop someone off. George stated he would forward the plan to Rosenblatt. Responding to George, Parks and Recreation Director Grover stated that there is a good pool of applicants to draw from for summer hires and they will be promoting the new weekend pool hours as well.

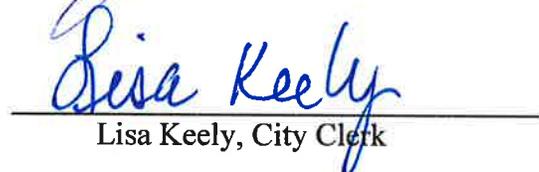
EXECUTIVE SESSION

Item 14A – to discuss potential litigation, and Item 14B – to discuss City Manager performance evaluation, were moved to the next regular meeting due to the entire Council not being present.

ADJOURNMENT

Moved by Reynolds, seconded by Medley, to adjourn the meeting at 8:21 P.M. Ayes: Reynolds, Goodsell, George, Waltier and Medley. Noes: None. Excused: Jolibois and Viafore. Motion carried.


Denny Waltier, Mayor Pro Tempore


Lisa Keely, City Clerk