

CITY OF FIRCREST
REGULAR CITY COUNCIL MEETING MINUTES

TUESDAY, APRIL 28, 2015 **COUNCIL CHAMBERS**
7:00 P.M. **FIRCREST CITY HALL, 115 RAMSDELL STREET**

CALL TO ORDER, PLEDGE OF ALLEGIANCE AND ROLL CALL

Mayor David M. Viafore called the regular meeting to order at 7:00 P.M. and led the Pledge of Allegiance. A Moment of Silence was held in honor of Richard Gustafson who recently passed away. Councilmembers Shannon Reynolds, Hunter T. George, Denny Waltier and Jason Medley were present. Councilmembers Jolibois and Goodsell were excused.

PRESIDING OFFICER'S REPORT

Viafore noted that long-time resident Dick Gustafson passed away. He stated that Gustafson was a long-time personal injury attorney, a Fircrest Municipal Court Judge from 1970 through 1978, and reported that he appointed Gustafson to the Fircrest Planning Commission in 1999. Viafore stated that Gustafson came to his deli on a weekly basis, would go into City Hall to read current postings, and would always inquire who was being honored when the flags were lowered to half staff. Viafore concluded by noting that Gustafson will be missed and stated that his service is scheduled for May 9th.

CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA

Scott Brannon, 1029 Princeton Street, Fircrest WA provided comment and submitted a complaint and photographs surrounding an ongoing situation regarding garbage and garbage cans on Princeton Street.

Viafore reported that staff enforces the code on a complaint-basis. As a complaint had been received, Viafore asked that City Manager Rosenblatt provide a report to Council within two weeks regarding the complaint and action taken by staff.

COMMITTEE, COMMISSION & LIAISON REPORTS

Water, Sewer, Storm

Waltier reported that the 5, 6 and 7 priority sewer projects are moving along and a community meeting is scheduled for May 4th at 7:00 p.m. at the Community Center.

Pierce County Regional Council

Waltier reminded everyone about the upcoming Puget Sound Regional Council (PSRC) General Assembly scheduled for April 30th.

Investment Committee

Viafore reported that the Investment Committee met on April 2nd and agreed to purchase a four-year, seven month \$1,500,000 bond that is callable on May 21, 2015, as well as every quarter. Viafore stated that \$750,000 was from the General Fund Cumulative Reserve and \$750,000 from the ERR Fund, noting that the return of investment improves from 0.13% in the State LGIP to 1.63% for the bond yield. Viafore stated the return will help the General Fund revenue stream as well as the ERR Fund.

CONSENT CALENDAR

Viafore requested the City Clerk read the consent calendar as follows: approval of Voucher No. 205734 through Voucher No. 205801 in the amount of \$145,000.08; approval of Payroll Check No. 11647 through Payroll Check No. 11653 in the amount of \$94,183.33; approval of the March 24, 2015 Regular meeting minutes; and approval of the April 14, 2015 Regular meeting minutes.

MOTION

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

NEW BUSINESS

Ordinance repealing FMC 22.79 and adding a new chapter FMC 23.06

Viafore stated he was not in attendance for the public hearing on this issue but he had reviewed both the agenda summary and the preliminary minutes. Viafore reported that the purpose of a legislative public hearing is to obtain public input on legislative decisions on matters of policy. Due to the fact that there was no public testimony, he felt it wasn't necessary for him to listen to the recording from the meeting in order to participate in this matter. There were no objections.

Permit Coordinator Angelie Stahlnecker noted the ordinance would repeal FMC 22.79 and create a new chapter FMC 23.06. She noted the proposal would move the City's regulations governing comprehensive plan amendments and the docketing process from Title 22 Land Development to Title 23 Planning, which is a more appropriate location for regulations pertaining to the Comprehensive Plan. She stated the proposal would simplify the docketing requirements and provide more flexibility to the City in terms of scheduling plan amendments. Stahlnecker concluded by noting that Council held a public hearing on April 14, 2015 to receive public comment and no comments were provided.

Viafore invited public comment. None was provided.

Viafore expressed concern that the code is being amended so soon after the docketing process was implemented in 2010 and inquired if this is setting the stage to ramp up staffing levels, noting there is insufficient funding to do so. Viafore reported his understanding as to why the docketing was implemented previously was that implementing a docketing process would be more efficient, and concluded by stating he didn't understand why the code was being reversed so soon.

George stated there were good intentions when docketing was introduced five years ago. He noted that upon review, staff felt that the requirements were too rigid and there should be flexibility in place. George stated there would still be Planning Commission involvement to set the window and timeframe to process comprehensive plan amendments; and if the applications can be handled, they will be. George concluded by stating he didn't think it was a mistake to amend the code in 2010, he just thinks there is a necessary adjustment that should be made.

Stahlnecker stated there has not been a comprehensive plan amendment application received from a private party during the five years since docketing was implemented in 2010, and concluded by stating that the docketing process has hindered processing City sponsored amendments.

ORDINANCE NO. 1561

Moved by Medley, seconded by Waltier, to adopt Ordinance 1561, an ordinance repealing Ordinance 1498 and FMC 22.79, and adopting new regulations relating to comprehensive plan amendments in a new chapter FMC 23.06. Ayes: Reynolds, Viafore, George, Waltier and Medley. Noes: None. Excused: Jolibois and Goodsell. Motion carried.

Motion to reallocate funds from the ERR Ending Fund Balance to Police ERR Capital line item for the purchase of a new Police Interceptor vehicle

Corcoran stated the motion is to move money from the Ending Fund Balance in ERR into the capital outlay line in Police to purchase a new police vehicle. She noted the vehicle that is proposed to be replaced is the 2007 Crown Victoria. Corcoran reported that during the budget process last year, this vehicle was evaluated and determined it could last longer until additional funds were accumulated for replacement. Recently this vehicle was determined to need the ABS breaking system repaired at a cost of approximately \$2,300. Corcoran stated there have been numerous repairs to the car through the last eight years and staff is recommending that the point has been reached where repairs are not reasonable. Corcoran noted the current ERR balance is approximately \$8,000 short for the accumulated replacement value, but there is approximately \$12,000 of accumulated money available in the Radar line item that could be used. Corcoran concluded by stating that the Police Department is requesting that the 2007 Crown Victoria be replaced with a 2016 Interceptor.

Discussion continued on the availability of a 2016 Interceptor and Cheesman stated he was informed it would be two to three months, but a more accurate response would be received once the order was placed.

Viafore invited public comment. None was provided.

Moved by Medley, seconded by Reynolds, to authorize the Finance Director to reallocate \$41,000 from ERR Ending Fund Balance to Police ERR Capital line item for the purchase of a new Police Interceptor Vehicle. Ayes: Reynolds, Viafore, George, Waltier and Medley. Noes: None. Excused: Jolibois and Goodsell. Motion carried.

CITY MANAGER COMMENTS

Rosenblatt provided an update on the liquor bill, SHB 1564, that is currently awaiting signature from Governor Inslee. He indicated if Inslee doesn't sign the bill once the signing deadline has passed, a bill passed by the legislature becomes law without his signature.

COUNCILMEMBER COMMENTS

Medley thanked George for the materials provided regarding the utilization of a Hearings Examiner and thought the subject should be discussed more thoroughly at a study session.

Waltier asked that the Hearings Examiner system be looked at as a Council and a determination made regarding the best route for the City of Fircrest.

George called attention to correspondence received from State of Washington House of Representatives regarding House Bill 1885 and Senate Bill 5755 – both known as the Justice Reinvestment Act. George stated that the US Open website was recently updated to include traffic and parking issues, outside activities, spectator information, as well as the trophy tour and additional information.

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Viafore thanked Scott Brannon for his Princeton Street comments and expressed hope that there may be a solution to the garbage situation and looked forward to reading staff's report. Viafore stated a discussion on implementing a Hearings Examiner process would be an interesting one. Viafore concluded by stating the City Manager Performance Evaluation will be discussed in Executive Session at the May 12th regular meeting.

EXECUTIVE SESSION

Viafore stated Council would take a five-minutes recess at 8:05 P.M. and convene into Executive Session at 8:10 P.M., not to exceed the hour of 8:30 P.M., for Item 14-A – to discuss pending litigations.

At 8:18 P.M. Viafore reconvened the meeting.

ADJOURNMENT

Moved by Medley, seconded by Waltier, to adjourn the meeting at 8:18 P.M. Ayes: Reynolds, Viafore, George, Waltier and Medley. Noes: None. Excused: Jolibois and Goodsell. Motion carried.



David M. Viafore, Mayor



Lisa Keely, City Clerk