

**CITY OF FIRCREST
SPECIAL CITY COUNCIL MEETING MINUTES**

**DECEMBER 28, 2015
6:00 P.M.**

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

CALL TO ORDER, PLEDGE OF ALLEGIANCE AND ROLL CALL

Mayor David M. Viafore called the special meeting to order at 6:00 P.M. and led the pledge of allegiance. Councilmembers Matthew Jolibois, Brett Wittner, Hunter T. George, Denny Waltier and Jason Medley were present. Councilmember Shannon Reynolds was excused.

PRESIDING OFFICER'S REPORT

Viafore welcomed current and former elected and appointed officials: State Representative Dick Muri, Planning Commission Chair Karen Patjens, Honorable Judge John Miller, former Councilmember Helen DeRosa Ames, former City Manager Susan Clough, former Councilmember and Mayor Kathy McVay, former Councilmember Bruce Viafore, former State Senator Shirley Winsley, Town of Steilacoom Mayor Ron Lucas, former Planning Commissioner Jim Otness, current Planning Commissioner and former Councilmember Jerry Foss, and former State Representative Larry Seaquist.

Viafore stated that tonight's meeting would be his last as Presiding Officer over the Fircrest City Council. Viafore reported that it is important that whoever sits in the Mayor's chair comes with the idea that no matter your political position, the #1 goal is to unify Council in the community. He noted that it is important that the Council rules are followed, no matter if you believe in them or not and indicated that over the years he has taken the rules very seriously. He further noted an importance in working with neighboring communities and reminded Council of their job to represent the citizens of Fircrest. Viafore noted the Mayor is the spokesperson for the City of Fircrest and personal needs should be left out of the equation. Viafore concluded by stating that he often hears that Fircrest is unique, is hopeful that tradition is carried on, encouraged Council to work with the City Manager, and expressed the desire that Fircrest continues to prosper in the future.

CONSENT CALENDAR

Viafore requested the City Clerk read the consent calendar as follows: approval of Voucher No. 206906 through Voucher No. 206993 in the amount of \$259,188.94; approval of Payroll Check No. 12021 through Payroll Check No. 12027 in the amount of \$94,372.27; and approval of the December 8, 2015 Regular meeting minutes.

MOTION

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

NEW BUSINESS

Motion to waive the annual rate adjustment for refuse collection for 2016

City Manager Rosenblatt stated the item before Council is a one-time waiver of the annual CPI rate adjustment for 2016 by Westside Disposal Services, Inc. He noted the amount equates to \$1,200 per year savings for Fircrest.

MOTION

Moved by Waltier, seconded by George, that the Fircrest City Council agrees that paragraph 35 Annual Rate Adjustment shall remain in full force and effect with the following amendment to constitute a waiver for the Year 2016 only. It is agreed between the City and Contractor (Westside Disposal Services, Inc.) that the 2016 annual rate adjustment that would have been imposed as of March 1, 2016, is hereby waived for the Year 2016 only, and that the City Manager be directed to send a letter to Westside Disposal Services, Inc. confirming Council's acceptance of the 2016 annual CPI rate adjustment waiver.

Jolibois noted the significance of the waiver is that when looking at it moving forward, and factoring in each CPI, the base is lowered, resulting in a savings each year as the rates get adjusted.

Medley stated he had a conflict of interest and recused himself from Council Chambers.

Waltier commented that Westside Disposal Projects Manager Neil Holden had always been a friend for Fircrest, the generosity was admirable, and it was apparent that Holden had donated often to different Fircrest events.

George echoed the positive comments and stated it was another sign of how special the community of Fircrest is.

Viafore stated the savings will be compounded and aren't just for the year 2016.

Viafore invited public comment. None was provided.

VOTE

Ayes: Jolibois, Wittner, Viafore, George and Medley. Noes: None. Excused: Reynolds. Recused: Medley. Motion carried.

Medley returned to Council Chambers.

Agreement with Columbia Bank for the Time & Temperature Sign

Viafore stated he had a conflict of interest and recused himself from Council Chambers.

Medley stated he had a conflict of interest and recused himself from Council Chambers.

RESOLUTION NO. 1412

Moved by George, seconded by Wittner, to adopt a resolution approving a six-month agreement from January 1, 2016 through June 30, 2016 with Columbia Bank for sponsorship of the Time & Temperature Sign. Columbia bank will pay \$500/month for advertising, maintenance and future sign replacement.

In response to Waltier, Rosenblatt stated that solicitations of proposals from other sponsors would begin soon, as the agreement with Columbia Bank expires June 30, 2016.

Jolibois invited public comment. None was provided.

VOTE

Ayes: Jolibois, Wittner, George and Waltier. Noes: None. Excused: Reynolds. Recused: Viafore and Medley. Motion carried.

Viafore and Medley returned to Council Chambers.

Agreement with Murray, Smith & Associates, Inc. to provide consulting services for disinfection facilities

Viafore stated he had a conflict of interest and recused himself from Council Chambers.

RESOLUTION NO. 1413

Moved by Medley, seconded by George, to adopt Resolution No. 1413 to authorize the City Manager to enter into a Professional Services Agreement with Murray, Smith & Associates, Inc. to provide consulting services for disinfection facilities in the amount of \$29,532.00.

Wakefield stated that if the agreement is authorized, Murray, Smith and Associates, Inc. (MA) would be hired to provide consulting services for the disinfection facilities for the City's water system. He noted this is the next step in the Bilateral Compliance Agreement that the City has entered into with the Department of Health. He stated that MSA is familiar with the City, as they worked on the last sewer project, and provided excellent service to the City. Wakefield stated that MSA is ready to start, which was desirable due to the tight timeframe spelled out in the Bilateral Compliance Agreement. Wakefield stated the total amount will result in a not-to-exceed budget of \$29,532.

Wakefield stated the contingency amount noted in the agreement isn't correct, as the budget is a 'not-to-exceed' amount of \$29,532. He further responded that oral requests for services, outlined in section 5 of the agreement, would be processed pending execution of a written addendum. Wakefield reported that the estimated cost of equipment at each of the four sites is approximately \$10,000 - \$50,000 and the number won't be identified until the designs have been completed. Wakefield reported that the life of the metering pumps are on an approximate 15 to 20 year life cycle. He further noted that the costs for the liquid chlorine would range between \$50,000 and \$75,000 annually, depending on dosage rates. Wakefield noted there is a loan available from the Department of Health through the Washington State

Revolving Fund, but the current cycle is closed and the application window won't be open until sometime next year. Wakefield stated that samples taken following the November samples have all come back clean. He stated, however, that because there were four positive hits within the 12-month period, the Department of Health required that the Bilateral Compliance Agreement be signed, and noted that adding chlorine provides an additional level of protection at small dosage rates

Jolibois invited public comment. None was provided.

VOTE

Ayes: Jolibois, Wittner, George, Waltier and Medley. Noes: None. Excused: Reynolds. Recused: Viafore. Motion carried.

PUBLIC HEARING

Growth Management Act Periodic Update to the Comprehensive Plan (continued from the December 8, 2015 Council meeting)

At 6:25 P.M. Viafore opened the continued public hearing and outlined the format.

Permit Coordinator Stahlnecker stated the hearing was continued in order accommodate the 60-day state agency comment period that ended on December 21, 2015. She stated that comments were received from the Puget Sound Regional Council (PSRC), the Tacoma Pierce County Health Department and the Washington State Department of Transportation. Stahlnecker reported those comments were provided as attachments to the agenda summary and noted there were also staff recommended revisions based on the comments received.

Viafore invited public comment. None was provided.

At 6:30 P.M. Viafore closed the public hearing.

NEW BUSINESS

Ordinance Adopting Amendments to the Fircrest Comprehensive Plan

Stahlnecker noted the Planning Commission has worked on the amendments for the past two years, based on the requirements of the Growth Management Act. She stated the proposal amends the Introduction Chapter; establishes a Community Character Element; and amends the Land Use, Housing, Transportation, Utilities, Capital Facilities, and Park, Recreation and Open Space Elements. Stahlnecker concluded by stating the proposal would eliminate the Community Description Chapter and Quality of Life Element and stated the plan, recommended for approval by staff, is based largely on the Planning Commission's recommendations as well as a number of minor revisions that respond to comments received from PSRC.

ORDINANCE 1569

Moved by Medley, seconded by George, to adopt proposed Ordinance No. 1569, an ordinance of the City of Fircrest, Washington, amending Ordinance No. 1555 Section 1 and FMC 23.04.020 adopting the 2015 Comprehensive Plan.

Viafore invited public comment. None was provided.

VOTE

Ayes: Jolibois, Wittner, Viafore, George, Waltier and Medley. Noes: None. Excused: Reynolds. Motion carried.

Resolution commending Mayor David M. Viafore

Viafore stated Council was being asked to approve a resolution commending Mayor David M. Viafore and George read the resolution.

RESOLUTION NO. 1406

Moved by Waltier, seconded by Medley, to adopt proposed Resolution No. 1406, a resolution recording sincere gratitude and commendation to Mayor David M. Viafore for his service and dedication to the City of Fircrest.

Viafore invited public comment. The following individuals provided comment:

Police Chief Cheesman, Westside Disposal Projects Manager Neil Holden, former state Senator Shirley Winsley, Honorable Fircrest Municipal Court Judge John Miller, former Councilmember Helen DeRosa Ames, and City Manager Rick Rosenblatt.

Viafore stated when he initially became a Councilmember there were three individuals that helped mold him – former Ruston Town Councilmember Mary Krilich, former Mayor of Fife Marian Wetsch, and Lieutenant General Bill Harrison, former Mayor of Lakewood.

Medley thanked Viafore for his years of service and stated that in the two years he has been on Council, he has learned quite a bit from the Mayor and has always given props to the public about his being a financial hawk. Medley highlighted Viafore's ability to dissect the budget and stated that Viafore was motivational in his decision to run for Council two years ago. Medley concluded by stating he is hoping that the small City feel can be maintained and he can take what he has learned over the last couple of years and keep the City on the same path.

Waltier stated Viafore has been the face and voice of the City for the past 24 years, always made himself available to the citizens of Fircrest, and has been able to cut through red tape to help them. Waltier noted that Viafore has played a key role on the Council for the past quarter century and had a hand in many of the accomplishments that were outlined in the resolution commending him for his service. Waltier stated he believes the most important thing that Viafore has done for the past 24 years, and in

the six years that he has been on Council, has been his dogged effort to control spending. Waltier stated because of that, the City has maintained a strong financial footing and that Viafore's attention to detail and eagle eyes during the budget process has been impressive. Waltier stated he will miss Viafore on Council, thanked him for his service, asked that he not be a stranger, and concluded by stating he was glad to call Viafore a friend.

Wittner stated that Viafore has been on Council for 24 years and he has been on Council for 34 days, and appreciates everything that Viafore has done for the City of Fircrest. Wittner inquired if this was a brief retirement away from Council and wondered what the future will hold.

Jolibois stated other than Viafore, he is the longest sitting Councilmember, and has been on Council with Viafore for 14 years. He noted there is no secret that they have more than bumped heads, and have tossed a few tornados around mixed in with some hurricanes, but for the rest of his life, Jolibois said that he can say that the respect and admiration that he has learned for Viafore will not wax and wane and he will always think of Viafore more as a family than anything else. Jolibois concluded by saying that the past 14 years has seemed more like 14 weeks, and has been a big part of his life and a part that he will always cherish and remember.

George noted that 24 years is an astonishing amount of time. George stated there have been great discussions, great debates and great arguments, and reported that the last argument he had with Viafore was in convincing him to agree to tonight's reception. George noted that he was finally able to convince Viafore only after suggesting that the reception would be done for the guests and not just for him. George stated that Viafore has always had the City's best interest at heart. He noted that Viafore is one of the smartest people you will ever meet and he has learned a great deal from him. George noted that the job as a Councilmember is hard, but the job as Mayor is incredibly hard and necessitates thick skin. George stated one of the things he has learned the most from Viafore is to ask a lot of questions, and noted that Viafore definitely asks a lot of questions. George noted that staff is great, Viafore respects them all, and conflicts are dealt with by checks and balances. George stated that Viafore has an amazing ability to move onto the next item, even after a terrific debate, without holding grudges. George noted that people probably don't realize just how generous Viafore is with his time, talent, and his resources. George called attention to Viafore's efforts when the light utility was sold that included an agreement with the requirement that revenue from any future utility tax hikes stay within the City limits. George provided Viafore with a commendation plaque that included the gavel used during his tenure as Mayor, as well as a framed Resolution signed by Councilmembers, and concluded by thanking Viafore for his service.

VOTE

Ayes: Jolibois, Wittner, Viafore, George, Waltier and Medley. Noes: None. Excused: Reynolds. Motion carried.

COUNCILMEMBER COMMENTS

Viafore stated he is a phone call away and thanked everyone for coming, noting it has been a pleasure to serve the citizens of Fircrest, noting there is something very unique about the City.

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George thanked everyone for coming.

Waltier asked that Viafore not change his phone number.

ADJOURNMENT

Moved by George, seconded by Waltier, to adjourn the meeting at 7:05 P.M. Ayes: Jolibois, Wittner, Viafore, George, Waltier and Medley. Noes: None. Excused: Reynolds. Motion carried.



Mayor



Lisa Keely, City Clerk