

**FIRCREST CITY COUNCIL
REGULAR MEETING AGENDA**

**TUESDAY, JANUARY 10, 2017
7:00 P.M.**

**COUNCIL CHAMBERS, FIRCREST CITY HALL
115 RAMSDELL STREET, FIRCREST, WA 98466**

1. **CALL TO ORDER BY PRESIDING OFFICER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PRESIDING OFFICER'S REPORT**
5. **CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA**
(Please sign the **Public Attendance Roster/Public Hearing Sign-Up Sheet** if you wish to speak during the meeting.)
6. **COMMITTEE, COMMISSION & LIAISON REPORTS**
7. **CONSENT CALENDAR**
 - A. Approval of Vouchers/Payroll Checks
 - B. Approval of Minutes: [December 27, 2016 Regular City Council meeting](#)
8. **PUBLIC HEARING 7:15 P.M.**
 - A. [To receive comments on a proposed solid waste rate adjustment](#)
9. **UNFINISHED BUSINESS**
10. **NEW BUSINESS**
 - A. [Resolution appointing Councilmember Reynolds as primary representative and Councilmember Waltier as alternate representative to the Pierce County Regional Council for 2017](#) – City Manager Rosenblatt
 - B. [Resolution cancelling the Joint City Council/Planning Commission meeting of February 7, 2017](#) – City Manager Rosenblatt
 - C. [Ordinance amending Ordinance No. 1307, Section 1 and Fircrest Municipal Code Section 17.04.005 relating to uniform utility billing and collection system](#) – Public Works Director Wakefield
11. **CITY MANAGER COMMENTS**
12. **DEPARTMENT HEAD COMMENTS**
13. **COUNCILMEMBER COMMENTS**
14. **EXECUTIVE SESSION**
15. **ADJOURNMENT**

COUNCIL MAY ADD AND TAKE ACTION ON OTHER ITEMS NOT LISTED ON AGENDA

CITY OF FIRCREST
REGULAR CITY COUNCIL MEETING MINUTES
TUESDAY, DECEMBER 27, 2016 **COUNCIL CHAMBERS**
7:00 P.M. **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 and Denny Waltier were present. Councilmember Hunter T. George was absent. Councilmember Jason Medley was excused. George arrived at 7:15 P.M.

PRESIDING OFFICER'S REPORT

In response to Jolibois, Rosenbladt stated that staff was continuing to research the Pierce Transit program identified by Wittner for donations of slightly used shuttle buses to governmental agencies. He reported that it appears that the donations are for smaller vans only but staff was continuing to check into it.

Jolibois stated that per Council's rules, the Recreation Center and Pool Advisory Committee sunsets at the end of the year. He reported that he was re-appointing residents Sally York, Patti Betzendorfer, Chad Johnson and Ken Halgren to the Recreation Center and Pool Advisory Committee as well as himself and Councilmembers Surina and Wittner. Jolibois announced that Surina would chair the committee.

CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA

The following individuals provided comment:

Christine Gregorich, 711 Yale; and Maureen Duckworth, 1058 Monterey Lane; spoke about their desires that a Community Garden is established and located in Fircrest.

Following discussion, there was agreement that this issue is discussed at the February study session and specific locations are identified to locate a Fircrest Community Garden (Well 6/7, Whittier Park, area next to Spring Street in Fircrest Park and Wainwright Elementary).

CONSENT CALENDAR

Jolibois requested the City Clerk read the consent calendar as follows: approval of Voucher No. 208665 through Voucher No. 208728 in the amount of \$102,652.03; approval of Payroll Check No. 12503 through Payroll Check No. 12509 in the amount of \$91,754.; approval of the December 13, 2016 Regular City Council meeting; and approval of the December 19, 2016 Special City Council meeting.

MOTION

Moved by Surina, seconded by Wittner, to approve the consent calendar as read. Upon vote, motion carried unanimously.

UNFINISHED BUSINESS

Ordinance authorizing emergency expenditure of funds for matters not foreseen at the time of filing the Preliminary Budget for 2016 and not provided for in the Annual Budget for 2016

Rosenbladt stated there was a first reading of the ordinance at the last meeting and noted he was present to answer any questions.

ORDINANCE 1593

Moved by Surina, seconded by Waltier, to adopt Ordinance No. 1593 authorizing emergency expenditures of funds for matters not foreseen at the time of filing the 2016 Preliminary Budget and not provided for in the Adopted 2016 Budget.

Jolibois invited public comment. None was provided.

VOTE

Upon vote, motion carried unanimously.

NEW BUSINESS

Resolution authorizing the City Manager to execute an Agreement with South Sound 911 to provide technical support services on an as-needed basis

Rosenbladt stated that executing this agreement will provide necessary back-up on an as-needed basis to Information Services.

RESOLUTION NO. 1465

Moved by Reynolds, seconded by Wittner, to adopt Resolution No. 1465 authorizing the City Manager to execute an Agreement with South Sound 911 to provide technical support services on an as-needed basis.

Jolibois invited public comment. None was provided.

VOTE

Upon vote, motion carried unanimously.

Resolution authorizing the City Manager to execute Amendment 1 to the Professional Services Agreement with Apex Engineering LLC for providing on call engineering services for surveying and mapping type projects

Public Works Director Wakefield stated the Amendment #1 to the contract, if approved, would allow work to continue for on call engineering services for surveying and mapping type projects as needed. Wakefield concluded by noting that Apex Engineering LLC has done a good job this year and they would like to keep them on-call for the next year.

RESOLUTION NO. 1466

Moved by Wittner, seconded by Waltier, to adopt Resolution No. 1466 authorizing the City Manager to execute an amendment 1 to the Professional Services Agreement with Apex Engineering LLC for providing on call engineering services for surveying and mapping type projects as needed.

Staff responded to Council inquiries.

Jolibois invited public comment. None was provided.

VOTE

Upon vote, motion carried unanimously.

Resolution authorizing the City Manager to execute Amendment 1 to the Memorandum of Agreement with Pierce County for deicing and anti-icing supplies

Wakefield stated the original agreement was executed in 2013 with a couple of one-year renewals. The Amendment 1 would extend the contract for another year and allow the purchase of de-icing materials from the County to fill Fircrest's containers.

RESOLUTION NO. 1467

Moved by Surina, seconded by Reynolds, to adopt Resolution No. 1467 authorizing the City Manager to execute a first amendment to the Memorandum of Agreement CC-91901 between Pierce County and the City of Fircrest.

Jolibois invited public comment. None was provided.

VOTE

Upon vote, motion carried unanimously.

CITY MANAGER COMMENTS

Rosenbladt stated that the RCO grant has been extended for two months to allow construction of the play structures in the Tot Lot and compliance with the grant. Reynolds and Waltier voiced interest in continuing as Fircrest's representative and alternate representative, respectively, following discussion about Fircrest's representation to the Pierce County Regional Council (PCRC). Rosenbladt reported that he would bring a resolution forward at the next Council meeting for the PCRC representation.

DEPARTMENT HEAD COMMENTS

Cheesman wished everyone a happy and healthy New Year's. He further noted it had been a pleasure working with his liaison, Medley, over the past year. Cheesman concluded by noting they had adopted some Fircrest families this year.

COUNCIL COMMENTS

Wittner thanked everyone for coming and wished everybody a Happy New Year.

George thanked everyone for coming, noting it was always great to hear from citizens.

Waltier thanked those in attendance, noting it was always appreciated. Waltier thanked Cheesman for his efforts with the Santa Sleigh, noting the kids love it and it is something that Fircrest, as a little City, does so well. He reported that it was great to see all the children playing on the new Astroturf field at Wainwright. Waltier concluded by stating he was liaison this year to the Planning and Building Department and noted that Planning and Building Administrator does a heck of a job, is professional and businesslike, and every time they communicated she was upfront and provided all the information needed.

Jolibois echoed Waltier's appreciation of Cheesman and expressed heartfelt thanks for all his efforts during the holiday season. Jolibois concluded by thanking everyone for coming.

EXECUTIVE SESSION

At 7:45 P.M., Jolibois reported that Council would take a five-minute recess and convene into Executive Session, not to exceed the hour of 8:45 P.M., to discuss Item 14A – Pending Litigation, Item 14B - Labor Negotiations and Item 14C – City Manager performance evaluation. Jolibois stated the City Clerk, City Attorney and City Manager were invited to attend Item 14A and the City Manager was invited to attend Items 14B and 14C.

At 8:45 P.M., City Manager Rosenbladt announced that Executive Session would be extended to 9:20 P.M.

ADJOURNMENT

Moved by Reynolds, seconded by Wittner, to adjourn the meeting at 9:18 P.M. Ayes: Surina, Reynolds, Wittner, Jolibois, George and Waltier. Noes: None. Excused: Medley. Motion carried.

Matthew Jolibois, Mayor

Lisa Keely, City Clerk

FIRCREST CITY COUNCIL AGENDA SUMMARY

COUNCIL MEETING DATE: **January 10, 2017**

SUBJECT: **Public Hearing on Proposed Solid Waste Increase**

FROM: **Rick Rosenblatt, City Manager**

Reviewed by: _____City Manager _____Finance Director _____City Attorney

RECOMMENDED MOTION: **None. (Public Hearing)**

PROPOSAL: Council is holding a public hearing to accept public comment on the proposed new solid waste rates due to the disposal fee adjustment and the annual CPI adjustment. The amount is based upon the collection charge listed in the contract plus 85% of the percentage change of the West-B/C Urban Wage Earners and Clerical Workers Consumer Price Index (CPI). The notice of public hearing was advertised in the December 16, 2016 Tacoma Daily Index. The public hearing is to accept public comment on the proposed rates. At the January 24th meeting, Council will be asked to pass an ordinance establishing the adjusted solid waste rates.

FISCAL IMPACT: The disposal fee has increased from \$145.84 to \$153.48 per ton. (\$7.64 per ton). The September – September CPI increase is 1.1% times 85% (pursuant to contract) resulting in an annual rate adjustment of 0.94%.

ADVANTAGES: The annual rate adjustments for the CPI adjustment and disposal fee increase are pursuant to contract language and this proposed increased rate complies with the contract.

DISADVANTAGES: Customers will be paying increased costs for solid waste.

ALTERNATIVES: None. These costs are pursuant to contract and ordinance language and therefore there are no alternatives.

HISTORY:

- 1988 - Council entered into a contract with Westside Disposal.
- 2001 - Council accepted Westside Disposal's proposal to waive the 2001 annual CPI adjustment in exchange for extending contract term an additional eight years (5/31/14).
- 2004 – Council reviewed history of Westside disposal contract, FMC 6.08.100(b) limiting contracts to eight years, proposal to combine two annual adjustments, Westside Disposal's request for contract changes and change to single stream recycling.
- 2004 - Council approved a service level increase from the 3-bin recycling system to the single stream recycling system effective March 1, 2005.
- 2005, 2006 2007, 2008 and 2009 – CPI increases to Westside Disposal contract.

- 2007 – Westside Disposal automated garbage collection and eliminated use of personally owned garbage containers and glass recycling for regular pickup.
- 2010 – CPI residential decrease to Westside Disposal contract.
- 2011 – CPI residential increase to Westside Disposal contract.
- 2012 - CPI waiver for 2012, providing for bulky waste, limiting no-charge yard waste to three and extending the Westside Disposal agreement term to May 31, 2022.
- 2013, 2014 and 2015– CPI residential increase to Westside Disposal contract.
- 2016 – CPI increase waived.
- Public notice of hearing advertised in the December 16, 2016 Tacoma Daily Index.

Attachments: Westside Disposal Letter
 08/24/16 Pierce County Letter
 CPI Rate Information
 Schedule #1 Effect of Disposal Site Increase
 Schedule #2 Annual Rate Adjustment and Dump Fee Increase
 Schedule #3 Rates effective March 1, 2017



Westside Disposal Services, Inc.

*Riick Rosenblatt, City Manager
December 8, 2016*

City of Fircrest
115 Ramsdell St.

Fircrest, WA 98466

Re: Annual Rate Adjustment, disposal site fee increase.

Dear Rick:

Enclosed you will find the following:

1. Letter from Pierce County for the disposal fee increase effective March 1, 2017. LRI will raise the rates from the current rate of \$145.84 to \$153.48 per ton, an increase of \$7.64 per ton, or 5.24%.
2. The Sept. – Sept. Consumer Price Index for figuring the Annual Rate Adjustment. The rate this year is 1.1 %. We then multiply that times 85% as allowed in the contract, resulting in an Annual Rate Adjustment of 0.94%.
3. An Excel Spreadsheet with the following:
Schedule 1. – Worksheet showing the effect of disposal site fee increase and how it gets applied to each level of service.

Schedule 2. – Worksheet showing how the Annual Rate Adjustment is calculated and added along with the disposal fee increase to determine the new rates.

Schedule 3. - This shows the new "Schedule A" rates effective March 1, 2017. They are shown both with and without the 8.5% Fircrest Utility Tax and the 3.6% Washington State Refuse Collection Tax.

Rate Sample (Taxes not included)

Garbage Service Level	Pickup Frequency	Current Rate 3-1-15	Proposed Rate 3-1-17	Adjustment Amount	Adjustment Percent
12 gal garbage Toter	1 X per week	\$16.08	\$16.49	\$0.46	2.5%
24 gal garbage Toter	Every-other wk	\$14.95	\$15.33	\$0.32	2.5%
24 gal garbage Toter	1 X per week	\$23.45	\$24.09	\$0.72	2.7%
64 gal garbage Toter	Every-other wk	\$27.03	\$27.80	\$0.86	2.8%
1 Yard Container	1 X per week	\$94.39	\$97.98	\$4.02	3.8%
6 Yard Container	1 X per week	\$439.21	\$456.55	\$19.44	3.9%

Please contact us with any questions you may have regarding this. Thank you.

Sincerely,

Neil Holden, Project Manager
Westside Disposal Services, Inc.



Pierce County
Public Works

2702 South 42nd Street, Suite 201
Tacoma, Washington 98409-7322
piercecountywa.org/pw

Brian J. Ziegler, P.E.
Director
brian.ziegler@co.pierce.wa.us

October 24, 2016

John Rodgers, Division Manager
Pierce County Recycling Composting and Disposal LLC d/b/a LRI
17925 Meridian Street East
Puyallup, WA 98378

sent via E-Mail – paper copy will not follow

Subject: 2017-2018 Solid Waste Tipping Fees and Rate Setting Guidelines

Dear Mr. Rodgers:

August 25, 2016, on behalf of Pierce County Executive Pat McCarthy, I notified the County Council of a proposed solid waste tipping fee increase. This proposal – prepared jointly by the Pierce County Public Works Department and Pierce County Recycling Composting and Disposal LLC d/b/a LRI (the Company), and authorized by the County Executive – contained an increase of \$7.64 per ton for a new tipping fee of \$153.48 per ton, effective March 1, 2017.

Paragraph 16.11 of the Waste Handling Agreement outlines the Council's review process:

“...the County Council may hold a public hearing regarding the consistency of the proposed increase with the terms of this Agreement. If the County Council objects to the proposed increase on the grounds that the proposed increase is inconsistent with the terms of the Agreement, and such objection occurs within thirty (30) calendar days of receiving the County Executive's report, the County Council may request the County Executive and the Company to withdraw and resubmit the proposal.”

The Pierce County Council Economic and Infrastructure Development Committee received a briefing on the rate package September 13, 2016. The County Council held a public hearing on the rate package September 20, 2016, but took no further action.

The 2017 rate proposal is approved, as submitted, **subject to further administrative review concerning the proposed capital improvement project at the County's Prairie Ridge Transfer Station**. This review, which is ongoing as the Pierce County Council deliberates on the 2017 budget and capital plan, may result in the County deciding to use an alternative financial mechanism to fund the improvement described on page 13 of the *Rate Setting and Services Guidelines* document. This review may also impact the disposition of \$287,338 in ratepayer revenue collected in the previous (2015-16) and current (2016-17) rate periods.

John Rodgers, Division Manager
October 24, 2016
Page 2

The Pierce County Public Works Department is meeting with the Budget and Finance Department to discuss this matter on October 27, 2016 and the County Council has tentatively scheduled itself to adopt the 2017 budget and capital plan by November 22, 2016. The Public Works Department will contact you shortly after the adoption of the budget to discuss any necessary changes in the 2017 tipping fee triggered by those discussions and deliberations.

Please contact me if you have any questions.

Respectfully,



Stephen C. Wamback, MPA PWLF
Sustainable Resources Administrator

SC:cks
...\20161024_TippingFee_Rodgers

Attachment: 2017 Rate Setting Guidelines

cc: Brian Ziegler, Public Works Director
Gary Robinson, Budget and Finance Director
Toby Rickman, Deputy Director, Public Works
Tom Taylor, Internal Auditor, Budget and Finance
Rick Johnston, Project Coordinator, Public Works
Chris Brown, Management Analyst, Public Works
Neil Holden, University Place Refuse
Dan Schooler, Waste Connections

CONSUMER PRICE INDEXES PACIFIC CITIES AND U. S. CITY AVERAGE

September 2016

ALL ITEMS INDEXES

(1982-84=100 unless otherwise noted)

MONTHLY DATA	All Urban Consumers (CPI-U)						Urban Wage Earners and Clerical Workers (CPI-W)					
	Indexes			Percent Change			Indexes			Percent Change		
				Year ending						Year ending		
	Sep 2015	Aug 2016	Sep 2016	Aug 2016	Sep 2016	1 Month ending Sep 2016	Sep 2015	Aug 2016	Sep 2016	Aug 2016	Sep 2016	1 Month ending Sep 2016
City Average.....	237.945	240.849 ^R	241.428	1.1 ^R	1.5	0.2	232.661	234.904 ^R	235.495	0.7 ^R	1.2	
100).....	712.777	721.476 ^R	723.210	-	-	-	693.025	699.708 ^R	701.467	-	-	
ges-Riverside-Orange Co.....	245.431	249.700 ^R	250.145	1.4 ^R	1.9	0.2	237.324	240.267 ^R	240.851	0.6 ^R	1.5	
100).....	725.112	737.723 ^R	739.038	-	-	-	701.364	710.062 ^R	711.788	-	-	
.....	244.257	248.498 ^R	249.234	1.5 ^R	2.0	0.3	236.999	240.291 ^R	241.052	1.1 ^R	1.7	
977 = 100)	394.827	401.684 ^R	402.873	-	-	-	381.319	386.616 ^R	387.839	-	-	
A*	250.076	255.200 ^R	255.975	1.8 ^R	2.4	0.3	241.091	244.976 ^R	245.778	1.1 ^R	1.9	
977 = 100)	407.784	416.139 ^R	417.403	-	-	-	390.279	396.569 ^R	397.866	-	-	
B/C**(Dec. 1996=100).....	144.507	145.829 ^R	146.130	0.7 ^R	1.1	0.2	144.186	145.423 ^R	145.726	0.6 ^R	1.1	

BI-MONTHLY DATA	All Urban Consumers (CPI-U)						Urban Wage Earners and Clerical Workers (CPI-W)					
	Indexes			Percent Change			Indexes			Percent Change		
				Year ending						Year ending		
	Aug 2015	Jun 2016	Aug 2016	Jun 2016	Aug 2016	2 Months ending Aug 2016	Aug 2015	Jun 2016	Aug 2016	Jun 2016	Aug 2016	2 Months ending Aug 2016
San Francisco-Oakland-San Jose.....	259.917	266.041	267.853 ^R	2.7	3.1 ^R	0.7 ^R	256.060	261.017	262.326 ^R	2.5	2.4 ^R	
100).....	799.058	817.884	823.455 ^R	-	-	-	779.724	794.819	798.803 ^R	-	-	
Tacoma-Bremerton.....	251.617	256.098	256.907	1.8	2.1	0.3	247.500	251.848	252.303	2.0	2.0	

FIRCREST CITY COUNCIL AGENDA SUMMARY

COUNCIL MEETING DATE: January 10, 2017

SUBJECT: Pierce County Regional Council Appointments
for 2017

FROM: City Manager Rosenblatt

Reviewed by: _____City Manager _____Finance Director _____City Attorney

RECOMMENDED MOTION: I move to adopt Resolution No. _____, appointing Councilmember Shannon Reynolds as representative to the Pierce County Regional Council, and further appointing Councilmember Denny Waltier as alternate representative to the Pierce County Regional Council for 2017.

PROPOSAL: To appoint Councilmembers as the Fircrest representative and the alternate to the Pierce County Regional Council.

FISCAL IMPACT: There will not be a direct fiscal impact because of these appointments.

ADVANTAGES: Participation in a cooperative effort on issues relevant to all cities is of advantage to Fircrest.

DISADVANTAGES: There do not appear to be any disadvantages.

ALTERNATIVES: Not to participate in the organization.

HISTORY: Fircrest has been a participating member of the Pierce County Regional Council (PCRC) since 1992. The PCRC provides a multi-government forum for coordination of growth management issues, reviews and approves for funding certain transportation projects, and provides the opportunity for building consensus on issues common to all of the cities and towns.

Attachment: Resolution

**CITY OF FIRCREST
RESOLUTION NO.____**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
FIRCREST, WASHINGTON, APPOINTING COUNCILMEMBER
SHANNON REYNOLDS AS REPRESENTATIVE TO THE PIERCE
COUNTY REGIONAL COUNCIL, AND FURTHER APPOINTING
COUNCILMEMBER DENNY WALTIER AS ALTERNATE
REPRESENTATIVE TO THE PIERCE COUNTY REGIONAL COUNCIL**

WHEREAS, Fircrest has been a participating member of the Pierce County Regional Council (PCRC) since 1992; and

WHEREAS, an appointment needs to be made for a representative and alternate representative on the Pierce County Regional Council for the year 2017; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FIRCREST:

Section 1. Councilmember Shannon Reynolds is hereby appointed as the City of Fircrest representative to the Pierce County Regional Council for a one-year term, commencing January 1, 2017 and expiring December 31, 2017.

Section 2. Councilmember Denny Waltier is hereby appointed as alternate representative to the Pierce County Regional Council for a one-year term, commencing January 1, 2017 and expiring December 31, 2017.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
FIRCREST, WASHINGTON**, at a regular meeting thereof this 10th day of January 2017.

APPROVED:

Matthew Jolibois, Mayor

ATTEST:

Lisa Keely, City Clerk

APPROVED AS TO FORM:

Michael B. Smith, City Attorney

FIRCREST CITY COUNCIL AGENDA SUMMARY

COUNCIL MEETING DATE: **January 10, 2017**

SUBJECT: **Resolution cancelling the annual joint Council/Planning Commission meeting of February 7, 2017**

FROM: **City Manager Rosenblatt**

Reviewed by: _____ City Manager _____ Finance Director _____ City Attorney

RECOMMENDED MOTION: I move to adopt Resolution No. _____ cancelling the February 7, 2017 annual joint Fircrest City Council and Fircrest Planning Commission Meeting.

PROPOSAL: Resolution No. 809 sets the first Tuesday of February of each year as the annual joint meeting of the Fircrest City Council and the Fircrest Planning Commission. Council is being asked to cancel the annual joint meeting of the Fircrest City Council and the Fircrest Planning Commission of February 7, 2017.

The Planning Commission has several important and time consuming issues to deal with in the coming months. The Planning Commission would like to cancel the February 7th joint meeting and look for another date that would be feasible. Cancelling the meeting would allow them to use this date as their regular meeting.

It is recommended that the meeting be cancelled.

FISCAL IMPACT: This would save \$350 in costs for the meeting.

ADVANTAGES: Allows more time for the Planning Commission to complete their many tasks.

DISADVANTAGES: There would be no opportunity to jointly discuss items at this time.

ALTERNATIVES: None that are feasible.

HISTORY: The first Tuesday of each year has been the annual joint meeting of the Fircrest City Council and the Fircrest Planning Commission since 2004 when the resolution was adopted. Council also cancelled the joint meeting in 2015.

Attachments: Resolution

**CITY OF FIRCREST
RESOLUTION NO. _____**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
FIRCREST, WASHINGTON, CANCELLING THE FEBRUARY7,
2017 JOINT MEETING WITH THE PLANNING COMMISSION**

WHEREAS, Resolution No. 809 sets the first Tuesday of February of each year as the annual joint meeting of the Fircrest City Council and the Fircrest Planning Commission; and

WHEREAS, the work load of the Fircrest Planning Commission is significantly greater than in past years and there are hearings scheduled for February; and

WHEREAS, there are community items and issues that could be discussed at a joint meeting that potentially could come before the Planning Commission and then be appealed to the City Council; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FIRCREST:

Section 1. The annual joint meeting of the Fircrest City Council and the Fircrest Planning Commission of February7, 2017 is cancelled.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
FIRCREST, WASHINGTON**, at a regular meeting thereof this 10th day of January 2017.

APPROVED

Matthew Jolibois, Mayor

ATTEST:

Lisa Keely, City Clerk

APPROVED AS TO FORM:

Michael B. Smith, City Attorney

FIRCREST CITY COUNCIL AGENDA SUMMARY

COUNCIL MEETING DATE: **January 10, 2017**

SUBJECT: **Ordinance amending Fircrest Municipal
Code Section 17.04.005 relating to uniform
utility billing and collection system**

FROM: **Jerry Wakefield, Public Works Director**

Reviewed by: _____City Manager _____Finance Director _____City Attorney

RECOMMENDED MOTION: I move to adopt Ordinance No. _____ amending Ordinance No. 1307, Section 1 and Fircrest Municipal Code Section 17.04.005 relating to uniform utility billing and collection system.

PROPOSAL: Based on the adoption of the changes in the utility rates for the water, sewer and storm and the need to have the utility billing procedures coincide with those new rate structures, it is recommended that the City of Fircrest amend the Fircrest Municipal Code Title 17 regarding Utility billing that effects the deposits on renter-occupied premises.

FISCAL IMPACT: None.

ADVANTAGE: This will make sure the ordinances coincide with the newly adopted rate changes and billing procedures. This also provides for changes that clean up and update the existing ordinances regarding the current billing process.

DISADVANTAGES: Without this change, the utility deposit amount would increase as the current language requires a percentage of the average bill to go towards the deposit.

ALTERNATIVES: Not to approve and leave the deposit amount calculated as a percentage of the average bill.

HISTORY: The City Council adopted new utility rates based on the recommendation from Katy Isaksen & Associates and City staff. The rate study also recommended that the ordinances reflect bi monthly billing that had been done in the past. The section of the ordinance that deals with deposits on renter-occupied premises was reviewed. Since the deposit amount was based on a percentage of the average bill, this deposit amount would substantially increase. Upon review of this ordinance, the staff recommends adjusting this deposit to be a flat rate for each utility which provides for an adequate deposit and makes the amount more in line with the previous deposit amounts.

Attachment: Ordinance

**CITY OF FIRCREST
ORDINANCE NO.**

**AN ORDINANCE OF THE CITY OF FIRCREST, WASHINGTON
AMENDING ORDINANCE 1307 SECTION 1 AND FMC 17.04.005
RELATING TO UNIFORM UTILITY BILLING AND
COLLECTION SYSTEM**

WHEREAS, on November 7, 2016 the City Council adopted ordinance revisions for the utilities of water, sewer and storm;

WHEREAS, this change allows the deposit amounts to remain close to the existing amounts;

WHEREAS, the deposit amounts will be a fixed rate for each utility; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF FIRCREST DO ORDAIN AS FOLLOWS:

Section 1. Ordinance 1307 §1 and FMC 17.04.005 are hereby amended to read as follows:

17.04.005 Creation of accounts – Deposits on renter-occupied premises.

At the time an account for either residential or commercial renter-occupied premises is requested and before it is authorized, the city manager or his/her designee shall require that the person requesting services deposit with the city a sum of money, for each service provided, as follows

Water: \$ 45.00
Sewer: \$175.00
Stormwater: \$ 40.00

This provision does not in any way affect the property owner's liability for charges or the lien rights of the city against the premises to which the services are furnished as provided in FMC 17.04.080. Nothing in this chapter shall prevent the city from requiring additional or new deposits, when the conditions so warrant.

Section 2. Severability. If any section, sentence, clause or phrase of this title shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this title.

Section 3. Publication and Effective Date. A summary of this ordinance consisting of its title shall be published in the official newspaper of the city. This ordinance shall be effective five (5) days after such publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF FIRCREST, WASHINGTON,
at a regular meeting thereof this 10th day of January 2017.

APPROVED:

Matthew Jolibois, Mayor

ATTEST:

Lisa Keely, City Clerk

APPROVED AS TO FORM:

Michael B. Smith, City Attorney

Publication Date: January 13, 2017

Effective Date: January 18, 2017