

FIFE CITY COUNCIL
Regular Meeting Minutes
October 23, 2012

EXECUTIVE SESSION

An executive session was held from 6:00 PM to 6:30 PM in the Council Conference Room for the purpose of discussing Litigation & Real Estate per RCW 42.30.110 (1)(i) and RCW 42.30.110(1)(b). All Councilmembers were present along with City Manager Zabell and Assistant City Attorney Amann.

CALL TO ORDER & ROLL CALL

Mayor Cerqui called the Regular Meeting of the Fife City Council to order at 7:00 PM.

Present: Mayor Cerqui, Mayor Pro Tem Hull, Councilmembers Godwin, Curtis, Hulcey, Dukes-Gethers and Wolfrom.

Staff Present: City Manager Zabell, Finance Director DeGroot, Public Works Director Blount, Community Development Director Osaki, Parks, Recreation and Community Services Director Reuter, Chief of Police Blackburn, Assistant City Attorney Amann and City Clerk Etgen.

PLEDGE OF ALLEGIANCE

Councilmember Dukes-Gethers led the Pledge of Allegiance.

CHANGES, ADDITIONS & DELETIONS

Mayor Pro Tem Hull moved and Councilmember Curtis seconded a motion to make the following changes to the agenda:

- Added Item 6c - Governor's Appointment to the Freight Mobility Strategic Investment Board
- Modified Item 8a – 2013-2014 Budget Final Hearing - attachment changes were provided to Council and the public.
- Modified Item 11b – Agreement with City of Buckley for Police Dispatch Services – changes were provided to Council and the public.
- Modified Item 11d – Agreement with City of Milton for Jail Services – changes were provided to Council and the public.
- Added Item 10c – Passage of Emergency Ordinance No. 1819 Adopting a Moratorium on Gambling Premises and Setting a Public Hearing – agenda item has been provided on Council dais to Council.

Upon vote, motion carried unanimously.

CONSENT AGENDA

Mayor Cerqui presented the following items for consideration on the Consent Agenda:

- a. **Approval of Minutes** of September 18, 2012 and October 9, 2012
- b. **Approval of Payroll Vouchers:** #49040-49068 in the amount of \$480,823.76

- c. **Approval of Claims Vouchers:** #8764-87804 in the amount of \$1,911,868.77
- d. **Ordinance No. 1789**
Codifying the City's Public Records Policies – **Passage**
- e. **Ordinance No. 1790**
Narrowing the Definition of Nuisance – Passage – **Passage**
- f. **Ordinance No. 1791**
Removing Discretionary And Inconsistent Language – **Passage**
- g. **Ordinance No. 1792**
Extending Rights Re: Impounded Vehicles to Lien-Holders – **Passage**
- h. **Ordinance No. 1793**
Removing The Building Official Position From The FMC – **Passage**
- i. **Ordinance No. 1794**
Updating the City's Code Re: Smoking In City Facilities – **Passage**
- j. **Ordinance No. 1795**
Removing Unnecessary Requirements from Fife Police Department Processes – **Passage**
- k. **Ordinance No. 1796**
Adopting By Reference Currently Used Sources – **Passage**
- l. **Ordinance No. 1797**
Extending Bonding Requirements of Utility Contractors – **Passage**
- m. **Ordinance No. 1798**
Updating Code Re: Diseased And Quarantined Animals – **Passage**
- n. **Ordinance No. 1799**
Repealing Sex Offender Chapter Of FMC – **Passage**
- o. **Ordinance No. 1800**
Repealing Amusement Center Chapter of FMC – **Passage**
- p. **Ordinance No. 1801**
Clarifying Duties Of The Fife Hearing Examiner – **Passage**
- q. **Ordinance No. 1802**
Housekeeping Updating and Keeping Conformity in the FMC – **Passage**
- r. **Ordinance No. 1803**
Updating Portions of the FMC Criminal Code – **Passage**
- s. **Ordinance No. 1804**
Defining "Monitor Species" – **Passage**
- t. **Ordinance No. 1805**
Conforming City "Right of Entry" With Current State & Federal Law – **Passage**
- u. **Ordinance No. 1806**
Clarifying Final Plat Preparation Requirements – **Passage**
- v. **Ordinance No. 1807**
Updating "Loitering" Parameters – **Passage**
- w. **Ordinance No. 1808**
Updating RCW, WAC and TMC references in the FMC – **Passage**
- x. **Ordinance No. 1809**
Adding Information Regarding Demolition Permits Into The FMC – **Passage**
- y. **Ordinance No. 1810**
Adding Information Regarding Fill/Grade Plan Reviews and Permits into the FMC – **Passage**
- z. **Ordinance No. 1811**
Incorporating New Legislature Time Limits For Preliminary and Final Plats – **Passage**

aa. Ordinance No. 1812

Making Non-Profit Exemptions The Same Throughout the FMC – Passage

Councilmember Godwin moved to approve the Consent Agenda as presented. Councilmember Hulcey seconded and motion carried unanimously.

PRESENTATIONS & PROCLAMATIONS

Halloween Carnival Preview

Police Specialists Duszynski and Van Zanten reported the annual Halloween Carnival will be held on Thursday, the 25th of October, at Fife High School in the cafeteria. Many community organizations and groups help the Parks and Recreation Department and Police Department by sponsoring the event. Councilmembers and staff were encouraged to attend.

Harvest Festival Partner Acknowledgement – Fife High School FBLA

Parks, Recreation and Community Services Director Reuter introduced Jessie Raetz of the Fife High School Future Business Leaders of America Group. Ms. Raetz recounted the group's involvement in the Harvest Festival, noting they were instrumental in organizing the 5-K run with 50 registered runners participating. The Chapter donated 500 food items to the Food Bank and raised an additional \$775 which was also donated.

Governor's Appointment to the Freight Mobility Strategic Investment Board

Mayor Cerqui and City Manager Zabell congratulated Councilmember Hulcey for his appointment by Governor Gregoire to the Freight Mobility Strategic Investment Board. A letter from the Governor was read into the record by Mayor Cerqui.

COMMITTEE REPORTS/COUNCIL DELEGATE

Mayor Hull reported he has been elected as the Chair of the Pierce County Regional Council, and with other staff there will be three City of Fife representatives working with the Council this coming year. Councilmember Wolfrom reported he attended the Columbia Junior High Dessert Auction.

PUBLIC HEARINGS

2013-14 Budget – Final Public Hearing

Non-General Fund (Enterprise) Budgets

Finance Director DeGroot noted the hearing tonight is the second of two public hearings on the proposed 2013/2014 Biennial Budget prior to consideration of final adoption in November. The City Council conducted a public hearing on proposed revenues contemplated in the 2013/2014 Biennial Budget on September 25, 2012, and conducted the first public hearing on the budget itself on October 16, 2012.

At their October 9, 2012, Council approved the 2013 annual property tax levy and provided policy direction on lodging tax distributions for 2013 and on the 2013-14 capital improvement plan. As part of the October 16, 2012 budget hearing, Council provided policy direction on the estimated revenues and appropriations for the General, City Street and Detention Services funds. An ordinance increasing the scope of utilities subject to the utilities tax (cellular telephone service, cable television, and garbage collection) and increasing existing utility taxes by 1.5% from the current rate of 4.5% to a total of 6.0% (natural gas, telephone, sewer, water, and storm drainage service) was approved for first reading at that meeting.

The first reading of the Budget Ordinance is scheduled for November 6, 2012, and the second reading and conclusion of the formal budget process scheduled for November 13, 2012.

Public Works Director Blount reported on the four Enterprise Funds he is responsible for which include water, sewer, storm and the fleet funds.

Chief Blackburn reported on the Criminal Justice account which includes the drug fund and gambling fund, along with the Detention Fund.

Finance Director DeGroot reported on the Public Safety Fund, the Stadium and Convention Fund, the Contingency Fund, the Growth Management Fund, the Impact Mitigation Fund, the three Debt Service Funds which are related to General Obligation Bonds, the Local Improvement District (LID) Funds, Street Construction fund, Recreation and Pedestrian Fund, the Utility Construction Fund and the Miscellaneous Capital Projects Fund.

Mayor Cerqui opened the public hearing at 7:46 PM. With no one coming forward to testify, the public hearing was immediately closed. The budget ordinance will be presented to Council for first reading on November 6th, with passage scheduled for November 13th.

2012 Comprehensive Plan amendments

Associate Planner Chris Pasinetti presented the proposed 2012 Comprehensive Plan amendments to Council. The four amendments include: the Transportation Improvement Plan as adopted earlier by Council; the School District Capital Facilities Plan which is adopted by reference every two years to incorporate their plans for construction and expansion; the Shoreline Master Plan, and the Capital Facilities Plan which has been updated to incorporate capital projects and new funding sources. The Planning Commission received testimony from the Master Builders Association about the impact fees identified in the Puyallup School District Capital Facilities Plan and subsequently recommends approval of the amendments but recommends Council reduce Puyallup School District's impact fees to the level of Fife School District's impact fees when the fees are considered at a later time.

Mayor Cerqui opened the public hearing at 7:51 PM.

Brian Devereux, Facilities Planner for the Puyallup School District, testified that the District's Capital Facilities Plan is behind schedule due to wanting to incorporate projects which are dependent on the 2013 bond election. Mr. Devereux recapped the planned projects which include a remediation project at Northwood Elementary; a new track and field for Edgemont Junior High and the extension of sewer to the school; and the addition of classrooms to Puyallup High School.

Devereux said he understood there would be an opportunity at a future time to comment on the fees, adding that the Puyallup School District has different facilities and demographics than the Fife School District and that there is already a gap in the fees so it would not be beneficial to have the gap widen with higher fees with increased needs.

With no further testimony, the public hearing was closed at 8:00 PM. The amendments will come back to Council for approval in November.

ORDINANCES

Ordinance No. 1815

Setting Utility Taxes – Passage

Councilmember Wolfrom moved and Councilmember Hulcey seconded a motion to pass Ordinance No. 1815.

Finance Director/Treasurer DeGroot stated a public hearing was conducted by Council on September 25th, and Ordinance No. 1815 was passed for first reading by a 6-1 vote on October 16th. DeGroot reviewed the information presented to Council at the previous meetings.

Upon vote, motion carried unanimously.

Ordinance No. 1816

Amending FMC 3.85.020 regarding uses of the Public Safety Fund– Passage

Councilmember Hulcey moved and Councilmember Dukes-Gethers seconded a motion to pass Ordinance No. 1816.

Upon vote, motion carried with Mayor Cerqui and Councilmembers Godwin, Curtis, Hulcey, Dukes-Gethers and Wolfrom voting yes and Mayor Pro Tem Hull voting no.

Ordinance No. 1819

Adopting a Moratorium on Gambling Premises and Setting a Public Hearing

Councilmember Godwin moved and Councilmember Wolfrom seconded a motion to waive first reading and pass Ordinance No. 1819.

Community Development Director Osaki reported the adoption of a moratorium on gambling premises is necessary to allow time for development of proper zoning as the City Center Vision Plan is implemented. A public hearing will be held on November 27th to take testimony on the action. There are no current applications for this type of gambling facility on file with the City at this time.

Upon vote, motion carried unanimously.

RESOLUTIONS

Resolution No. 1507

Authorizing an Agreement with Washington State Department of Revenue for Business License Servicing

Councilmember Wolfrom moved and Councilmember Dukes-Gethers seconded a motion to adopt Resolution No. 1507.

City Clerk Etgen presented the matter to Council. The \$15 initial application fee and the \$9 renewal fee are charged to the businesses by the State for all the licenses they apply for – for each location, not per license endorsement. The City of Spokane has held off on implementing the change-over to the State System because of objections businesses have made over the State fee per business location. Etgen gave the example of the City having 300 McDonald Restaurants in the City of Spokane. Spokane staff says they have not had any other objections and they have been very happy with their interactions with State staff and the State's responsiveness.

Savings to the City would include the cost of postage for two mailings, paper and envelopes, and approximately two to three weeks of staff time (City Clerk and Finance) during the renewal process. The timeline should remain the same for businesses; license information comes to the City electronically and should be able to be processed in that manner, saving time. The State issues licenses on a weekly basis after receiving agency approval.

Councilmember Godwin expressed concern about the State being able to handle the workload with potential budget cuts. Etgen state the City can terminate the agreement with a 90-day notice. Etgen will bring the business plan back to Council in January to keep them informed as to the progress of the project.

Mayor Cerqui expressed concern about keeping the business licensing process in-house and an increased cost for businesses. Councilmember Dukes-Gethers stated she felt this was a service which should be contracted out in order to provide a benefit to businesses and cost-savings in money and staff time.

Upon vote the motion carried with Mayor Pro Tem Hull and Councilmembers Curtis, Dukes-Gethers and Wolfrom voting yes, and Mayor Cerqui and Councilmembers Godwin and Hulcey voting no.

Resolution No. 1508

Authorizing an Agreement with City of Buckley for Police Dispatch Services

Mayor Pro Tem Hull moved and Councilmember Curtis seconded a motion to adopt Resolution No. 1508.

Chief Blackburn noted this agreement is the first to come through; he is working with several jurisdictions on dispatch and jail service agreements. The City of Buckley does intend to join South Sound 911.

City Manager Zabell noted the agreement will require an additional dispatcher. An agreement has been worked out with Civil Service to consider any of the dispatchers who will be losing their employment with Buckley on a lateral transfer basis and if they are not found to be suitable for the position it will be open under the normal hiring process.

Upon vote, motion carried unanimously.

Resolution No. 1509

Authorizing an Amendment to the Dispatch Agreement with City of Milton

Councilmember Curtis moved and Councilmember Wolfrom seconded a motion to adopt Resolution No. 1509.

Upon vote, motion carried unanimously.

Resolution No. 1510

Authorizing an Agreement with City of Milton for Jail Services

Councilmember Godwin moved and Councilmember Hulcey seconded a motion to adopt Resolution No. 1510.

Upon vote, motion carried unanimously.

CITY MANAGER REPORT

City Manager Zabell reported:

- 70th Avenue – underground utility installation has begun;
- Franich Property – sale has closed and Public Works has been on site;
- 62nd Avenue and Sheffield Trail – actively under construction along with crosswalk work;
- Private Development – 7-11 has opened on Pacific Highway and Kelsey Lane subdivision had three building permits issued today;
- Boards & Commissions – Applications are out for Parks, Tree and Planning Commission and Lodging Tax with appointment recommendations to come to Council in November;
- Shoreline Master Plan Update – Department of Ecology is beginning the public comment process and Council will be reviewing a final recommendation at the beginning of 2013; and
- Fife Police Department Blog – selected as one of best police blogs in 2012 by Video Surveillance.com.

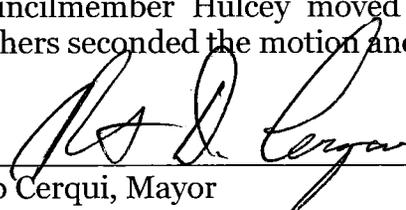
COUNCILMEMBER COMMENTS

In response to a question from Councilmember Godwin, Public Works Director Blount reported they anticipate paving of 70th before winter weather sets in.

Mayor Cerqui reported he attended the annual King-Pierce Counties Farm Bureau Annual Banquet where King County Executive Constantine was the speaker.

ADJOURNMENT

Councilmember Hulcey moved for an adjournment at 8:53 PM. Councilmember Dukes-Gethers seconded the motion and the motion carried.



Rob Cerqui, Mayor



Carol Etgen, City Clerk