

FIFE CITY COUNCIL MINUTES

Fife City Hall
Council Chambers

Date: July 24, 2007
Time: 7:00 p.m.

EXECUTIVE SESSION

Mayor Pro Tem Edwards convened an executive session at 6:30 p.m. for the purpose of Potential Litigation RCW 42.30.110(i) for approximately 30 minutes.

ADJOURNMENT

Mayor Pro Tem Edwards adjourned the executive session at 6:55 p.m.

CALL TO ORDER AND ROLL CALL

Mayor Pro Tem Edwards called the regular meeting of the City Council to order at 7:00 p.m. with the following Councilmembers present: Johnson, Edwards, Cerqui, and de Booy.

Excused: Mayor Kelley and Councilmembers Godwin and Roscoe.

Staff: Worthington, Marcotte, Reinbold, Farris, Blackburn, Combs, Smith, Reuter, Jurica, Richards, Schwan, and Recording Secretary Cheri Lindgren.

PLEDGE OF ALLEGIANCE

Councilmember Cerqui led the pledge of allegiance.

CONSENT AGENDA

- a. Approval of Minutes: Date: July 10, 2007 Council Meeting
- b. Approval of Vouchers:
 - Claims: #69282-69414 \$758,715.96
 - Payroll: #42987-43096 \$514,025.55
- Adopt Ordinance:
- c. #1633-07 Eschelon ATG Telecom Franchise

Motion

Councilmember de Booy moved, seconded by Councilmember Cerqui, to accept the consent agenda that includes adoption of Ordinance #1633-07, Eschelon ATG Telecom Franchise.

Motion

Motion carried unanimously.

SPECIAL PRESENTATIONS

New Employee Introductions

Mayor Pro Tem Edwards introduced new Fife Planner Chris Pasinetti. He briefed the Council on Mr. Pasinetti's education and work experience.

Mr. Pasinetti said he appreciates the opportunity to serve the City of Fife.

Picnic & Movie Recap

Director Reuter reported inclement weather led to canceling the movie and picnic scheduled for July 21, 2007 at Dacca Park. The evening entertainment is rescheduled on Saturday, August 4, 2007 beginning at 5:30 p.m. Everyone is invited to attend.

National Night Out

Police Officer Paula Schwan announced Fife's second annual *National Night*

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Against Crime

Out celebration is planned for August 7, 2007 from 5:00 p.m. to 9:00 p.m. at Fife High School. She described a variety of food concessions and activities scheduled for the event. Everyone is welcome to attend. Dunk tank proceeds will support Special Olympics. A Councilmember volunteer is needed for the dunk tank.

Wapato Creek Easement Public Meeting August 2, 2007, 6:00 PM, Community Center

Assistant Director Jurica reported a public meeting with owners of property along Wapato Creek (between Freeman and Frank Albert Roads) is scheduled for August 2, 2007 at the Fife Community Center at 6:00 p.m. The location was previously advertised as Columbia Junior High School, which is incorrect.

ORDINANCES

#1636-07 Transportation Safety and Pedestrian Enhancement Fund

Director Marcotte reported the proposed ordinance creates a new fund to collect revenues from infractions from the Red Light Photo Enforcement Program. Based on guidance from the Council's June budget retreat, the ordinance restricts fund expenditures solely for the purposes of paying costs associated with administering the program and improving transportation safety and enhancing pedestrian and other non-motorized transportation programs or systems.

Clerk/Treasurer Marcotte read the title of Ordinance #1636-07:

An ordinance of the City Council of the City of Fife, Pierce County, Washington, adding a new Chapter 3.85 to the Fife Municipal Code entitled "*Transportation Safety and Pedestrian Enhancement Fund.*"

Motion

Councilmember de Booy moved, seconded by Councilmember Johnson, to approve first reading of Ordinance #1636-07, Transportation Safety and Pedestrian Enhancement Fund.

Mayor Pro Tem Edwards suggested changing the name of the fund to "Public Safety Fund" to ensure it is clear from the onset that revenues generated from the enforcement program will be allocated specifically for sidewalks, street lights and associated energy costs, and similar programs benefiting Fife citizens.

The makers of the motion agreed to the suggestion to change the name of the fund.

Discussion ensued about the Council creating a fund for sidewalk construction in conjunction with revenues generated from Freddy's.

City Manager Worthington explained that the ordinance for gambling tax revenues generated by non-tribal casinos are used for park acquisition and sidewalk improvements. However, the City has pledged the revenues to first

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repay bonds to acquire parks. Revenues have not been sufficient to cover the full payment of the bond, and there are inadequate funds for sidewalk improvements. Director Marcotte added that the name of the fund is the "Pedestrian Recreation Fund."

Councilmember Cerqui said he is not a strong supporter of the Red Light Enforcement Program, but is supportive of public safety improvements. The concern is that the two funds could conflict procedurally.

Councilmember Johnson said he supports creating a new fund. He suggested looking at the Pedestrian Recreation Fund to determine if housecleaning changes are appropriate.

Motion

Mayor Pro Tem Edwards moved, seconded by Councilmember Johnson, to amend the motion and change the name from "Transportation Safety and Pedestrian Enhancement Fund" to "Public Safety Fund."

Councilmember de Booy said she's not a supporter of the Red Light Enforcement Program; however, she favors supporting public safety improvements. Specifically, improvements within designated school zones that include lights and consistent signage.

City Attorney Combs explained the Council should identify the purpose of the new fund. If the Council is not taking action on the types of expenditures appropriate for the fund, the section should be eliminated from the ordinance, unless approving the ordinance in its entirety during the first reading. The Council could consider further amendments at second reading.

Mayor Pro Tem Edwards suggested expenditures from the fund should include sidewalks, streetlights, street light operation and maintenance, pedestrian signals, crosswalks, signalized intersections as needed, lighting, and related pedestrian safety projects.

City Manager Worthington said the fund should also cover costs to operate and administer the program, including vendor and court costs.

City Attorney Combs reported Chapter 3.85.020, Purpose, will be revised to include the list of programs identified: school zone signs and lights, pedestrian overpass, sidewalks, street lights, street light operation and maintenance, pedestrian signals, crosswalks, and similar pedestrian oriented safety improvements.

Motion

The amendment to the motion carried.

Motion

The motion to approve first reading of Ordinance No. 1636-07 as amended carried.

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PUBLIC HEARING

Regional Transportation Investment District (RTID)

Mayor Pro Tem Edwards opened the public hearing at 7:34 p.m.

City Manager Worthington reported a November 2007 ballot measure to consider the Regional Transportation Investment District (RTID) is underway. In order for the City to take a position on the issue, it must conduct a public hearing and take testimony.

Pierce County Councilmember Shawn Bunney introduced the transportation topic with three words: freedom (ability to move throughout the region and making the right investments); community wealth (roads help grow revenue sustaining infrastructure); and personal. Councilmember Bunney shared a story about how much time it took to make a 35-mile trip from his house to Redmond. He noted one in four (30% of the working population) citizens leave Pierce County and travel to employers in King County.

Created by the Legislature, the RTID Planning Committee is charged with developing a plan for improving transportation focusing on the most highly congested highways and bridges in Snohomish, King, and Pierce Counties. Sound Transit is working on Phase 2 investment. In 2006, the Legislature required a joint ballot measure.

Sound Transit's package focuses on park and ride lots on the east side and extending light rail to Tacoma Dome, south of Everett, and across the I-90 Bridge up through Bellevue to the Microsoft/ Redmond area.

The road projects address the 20 worst choke points in the central Puget Sound region to include Highways 9 and 2 projects in Snohomish County (US 2 Trestle) and key investments to I-5 corridor interchanges. King and Pierce County projects include Mercer Street widening, Lander Street improvements, and Spokane Street viaduct improvements; I-405 roadway investments from State Route (SR) 520 to I-90; SR 167/I-405 interchange; completion of I-5/SR 409 corridor and freight improvements; I-5/SR 18 Federal Way congestion relief; completion of the High Occupancy Vehicle (HOV) system from SR 167 to Sumner; and completion of SR 167 from Puyallup to Port of Tacoma. Investments will create 80,000 new jobs.

The addition of on-ramps to I-5 to the west will help reduce traffic impacts in Fife. A large portion of future growth is targeted on the east side of Pierce County. Mr. Bunney provided details on the I-5/SR 704/176th Corridor Cross-Base Highway Project.

New taxes proposed to fund capital investments consists of a 0.6 of one percent of sales tax (.5 Sound Transit, .1 RTID), and \$80 for each \$10,000 in value per vehicle (RTID only).

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The RTID Planning Committee worked diligently to develop a list of congestion projects and build a package that is balanced throughout the Puget Sound region. Each project polled well with the public. The package is currently supported by 57% of the Puget Sound region.

Mr. Bunney encouraged the Council to evaluate the ballot measure and engage with the public. He thanked the Council for the opportunity to speak about the RTID proposal.

Andrew Schmidt, Sound Transit Public Relations, reported there are a number of park and ride expansions proposed throughout the corridor. Two new Sound Transit runs will begin in September. Another three runs are planned. A portion of the new package continues to fund operations and enhanced bus service. An agreement with Burlington Northern Santa Fe (BNSF) calls for 18 trains each day on the south line under "Sound Move."

Discussion ensued that the commuter train is quite successful. Mr. Schmidt said the agency is adding cars to keep up with current demand. In light of I-5 closures beginning in August, Sound Transit will allow standees on trains as well as providing enhanced bus service.

In response to a question from Councilmember Cerqui concerning funding sources, Mr. Schmidt said the sales tax related to Sound Transit 2 amounts to \$150 per household.

Mr. Schmidt referred the Council to information on light rail and where light rail is effective. He emphasized that Fife will select the appropriate alignment for the City. If the ballot is approved in November, the process provides for several years of environmental and public outreach concerning station locations and alignments.

Councilmember de Booy commented she doesn't see Americans giving up their cars. Mr. Schmidt reported 50% of new light rail customers were new to transit in Denver. In Portland, approximately 80% of riders choose to use transit.

Following the election, Mr. Schmidt said Sound Transit could come back to the Council and discuss next steps. He noted the agency is working with Washington State Department of Transportation (WSDOT) staff regarding SR 167 and direct rail connections. A station in Fife makes sense to connect communities. However, if Fife decided it wasn't interested in locating a station in the City, Sound Transit would seriously entertain other improvements such as park and ride lots.

PK McLain, Executive Director of the Fife Regional Chamber of Commerce, said at the June 28, 2007 Chamber Board meeting, Fife Chamber of Commerce voted to support and endorse RTID. Additionally, the South

Sound Chamber of Commerce Legislative Coalition, representing seven chambers of commerce voted separately and as a coalition to endorse both RTID and Sound Transit 2 programs. Fife is strategically located next to one of the state's largest ports. The Port of Tacoma plays a vital role in county, regional, and state economies. Huge portions of goods are processed or shipped through the Fife area. Without functional South Sound facilities and capital infrastructure, much of the trade processed throughout the Ports of Seattle and Tacoma will likely be diverted to other states. The region cannot afford that. The Chamber urges the Council to endorse RTID and support future economies.

Shawn Eagan, Port of Tacoma, reported on two recent activities at the Port concerning transportation investments. Completion of SR 167 is important to the Port. Port staff developed a strategy of investments that could save the state between \$30 and \$40 million. The Port can play a role to advance critical infrastructure for everyone in Pierce County. Two weeks ago the Port Commission considered a similar resolution supporting the ballot measure. The Port Commission voted to pass the resolution.

Rae Bennett, WSDOT Assistant Project Manager for the SR 167 project, spoke about the RTID proposal specific to SR 167. She highlighted the highway plan from Puyallup to Tacoma totaling between \$2.1 to \$2.3 billion consisting of six miles of new highway, six lanes (including carpool/transit) from SR 161 to I-5, four lanes from I-5 to SR 509 near Port of Tacoma, restored habitat, improvements to Hylebos Creek and Surprise Lake drain, and walking/biking paths.

The Legislature appropriated approximately \$133 million. The first opportunity for significant funding is the RTID proposal that includes \$1.59 billion for the SR 167 extension. It is the single largest allocation of any project within the King County district.

Ms. Bennett reviewed SR 167 potential first phase construction components. A connection to I-5 is included in the RTID proposal. The agency is working to secure the corridor and has purchased approximately 20% of the needed property. WSDOT issued the Tier II Final Environmental Impact Statement (EIS) on the preferred alternative in December 2006. The agency expects a Record of Decision to occur this summer that will allow final design to proceed. Advancing design and purchasing property with available funds is ongoing.

Ms. Bennett described current public relations elements to include a website at (www.wsdot.wa.gov/Projects/SR167) and a current mailing list. Other public outreach events are planned.

Ms. Bennett said the state's contribution is approximately one-half of the \$2.2 billion cost for total build-out. Two-thirds of the project lies within Fife's

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jurisdiction.

Mayor Pro Tem Edwards closed the public hearing at 8:16 p.m.

RESOLUTIONS

**#1131-07 RTID
Position Prop 1**

City Manager reported there are two draft resolutions for the Council's consideration - one to support the proposition and one opposing the proposal.

Clerk/Treasurer Marcotte read the title of Resolution #1131-07:

A resolution of the City Council of the City of Fife, Pierce County, Washington expressing its support for the Regional Transportation Investment District (RTID) "Roads and Transit Plan" November 2007 ballot proposition.

Motion

Councilmember Johnson moved, seconded by Councilmember Cerqui, to adopt Resolution #1131-07 supporting the RTID ballot proposition.

Councilmember Johnson said he spends two hours per day commuting to Seattle. Transportation is a personal issue to him as well. He said he supports the motion.

Councilmember de Booy said she, too, supports the motion. Congestion will continue to worsen without capital infrastructure improvements.

Councilmember Cerqui said he supports the resolution for different reasons. He said it's ironic that congestion is bringing back the light rail interurban system, which he finds exciting. Light rail will efficiently move people to King County. Completion of SR 167 will help reduce freight currently moving through Fife.

Motion

Motion carried unanimously.

**ORDINANCES,
Continued**

**#1637-07 Ashley Park
Planned Residential
Development**

Director Smith reported the Council was provided copies of an amended staff report. Legal counsel recommended using an ordinance and not a resolution to grant a time extension for Ashley Park Planned Residential Development (PRD).

At its July 10, 2007 meeting, the Council requested additional information about the PRD. He reviewed a timeline document attached to the staff report. He described the different proposals that included a subdivision request that the applicant withdrew, and subsequent completion of a lot line adjustment. In 2006, the applicant requested reducing the total number of units and eliminating a 49-unit senior apartment building. The applicant was informed

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the proposed changes required the Council's approval. The applicant asked to reduce the number of units but preserve a significant number of the senior units. The proposal resulted in a reduction of the total number of buildings and reduced building heights, while preserving the general site layout and commitment to senior housing. The request was approved administratively and documented in a letter dated October 31, 2006.

Director Smith presented the initial site plan. He outlined plan element changes subsequent to adoption of Ordinance No. 1454. All units have been converted to town homes and carriage units.

The proposal is to grant a time extension to allow the applicant to fulfill two conditions - complete construction of the arterial along the southern end of 62nd Avenue East to Valley Avenue East and submit a final binding site plan.

Clerk/Treasurer Marcotte read the title of Ordinance No. 1637-07:

An ordinance of the City Council of the City of Fife, Pierce County, Washington, granting an extension to the Planned Residential Development known as Ashley Park as approved under City of Fife Ordinance No. 1454, and amending Ordinance 1454, Section 6.

Motion

Councilmember Cerqui moved, seconded by Councilmember Johnson, to take Resolution #1130-07 off the table. Motion carried.

City Attorney Combs explained the Council could waive first reading of the ordinance since the Council considered a resolution at the last meeting. He pointed out two changes to page 2 of the ordinance. One is within the first line of item B, changing "paragraph 1" to "paragraph A." He clarified that the drawing indicates senior restricted units, age 55 and older, in pink. He asked if all of the units will be occupied by citizens age 55 and older. Director Smith affirmed the statement and that it will be noted on the binding site plan.

Motion

Councilmember Johnson moved, seconded by Councilmember Cerqui, to adopt first reading of Ordinance No. 1637-07 with the changes outlined by legal counsel.

Councilmember Johnson and Mayor Pro Tem Edwards agreed a second reading is appropriate based on concerns articulated by Councilmember Godwin. Also, the entire Council will have an opportunity to consider the ordinance.

Discussion followed about the applicant meeting the two conditions previously outlined. Councilmember Cerqui asked if the binding site plan would come to the Council. Director Smith replied that typically, binding site plans do not come to the Council for approval; however, staff could present the final site plan if the Council directs.

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City Attorney Combs said if the Council wants to approve the binding site plan, the third sentence within item B of the proposed ordinance could read, “the applicant must submit for City *Council* approval a binding site plan meeting all the.” The Council agreed inserting the word “Council” was not necessary.

Councilmember de Booy asked if staff is comfortable that the applicant will complete the street extension. Director Smith reported he spoke with the applicant earlier in the day. Work is proceeding. Councilmember de Booy said she is comfortable with the motion.

Councilmember Cerqui asked if the development is subject to park, traffic, and school impact fees. Director Smith replied affirmed the project is subject to impact fees.

Motion

Motion carried unanimously.

NEW BUSINESS

20th Street Pedestrian Oriented Concepts

Director Smith reported the Planning Commission is expected to recommend amendments to zoning regulations implementing a new planning direction for The Gathering Place. The goal is to encourage pedestrian oriented development along the 20th Street corridor.

Chris Hugo, Sound Planning, Port Orchard, reported a vision for The Gathering Place is critical for Fife. The existing zoning designations (Community Commercial [CC] and Regional Commercial [RC]) for the planning area are inconsistent with the City’s vision.

An overhead drawing was presented highlighting The Gathering Place and 20th Street Corridor Study Area in yellow. Current zoning is vehicle oriented rather than pedestrian oriented.

Fife’s zoning code is based on a cumulative model. Business zones allow a wide range of non-residential uses (primarily commercial) and most of the uses of the more restrictive residential zones. Lower intensive uses consume land that the plan intends for higher intensity uses. The trend since the Growth Management Act (GMA) has been to tailor zoning rules to more directly and deliberately reflect visions within community plans.

Mr. Hugo described a draft zoning strategy of proposed zoning amendments including basic changes to create mixed use environments of a desired community scale and character. The draft amendment proposes to create a new zone classification that consolidates provisions of the CC and GC classifications into one with the suggested title, *Community Mixed Use*. The zone is primarily designed to attract uses and activities that serve Fife citizens.

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The proposal includes code changes that establish basic pedestrian oriented design and development standards. He described the major features of change that would help to establish the 20th Street East corridor as the City's downtown. Currently, the scale of businesses along Highway 99 lends itself to a better downtown; however, it will prove easier to implement a mixed-use model along 20th. The same approach could be used for Highway 99 in the future.

The goal is to attract people to the area not just to visit, but to also to live along the 20th Street corridor. Providing convenience and amenities (form and character of buildings, street furniture, signs, landscaping, other urban design features) will encourage a residential component. Setbacks, building height, required parking, stormwater mitigation, and other requirements, as well as what the market will bear, will control density.

Director Smith added the Commission will forward a recommendation to the Council following its public meeting on August 6, 2007.

Councilmember Johnson said the zoning strategy for the 20th Street East corridor meshes with his vision. He asked about transitioning uses along Highway 99. Mr. Hugo said unless there is a dynamic market element, transitioning uses along Highway 99 will occur incrementally. The City is attempting to establish an urban, efficient, and friendlier community with less emphasis on the automobile.

Councilmember Johnson said the concern is how to phase out uses in the 20th Street area that support truck traffic. Director Smith responded design standards will play a key role. Traffic calming measures will deter those passing through (trucks) while attracting those that want to stop and spend time in the planning area.

Councilmember Cerqui said the City has an opportunity to advance new design ideas. He referred to developments in Sumner with buildings that front streets and parking behind the structures. He stated he is excited about the vision for the 20th Street East corridor.

Councilmember de Booy said the concepts presented are amazing. She stated she is proud of The Gathering Place task force and Planning Commission's work to date concerning future development for the City. The task force and Commission have talked about the notion of retail and commercial uses with a residential component above the ground floor.

Parks Board Appointment

Director Reuter reported following a thorough advertising and recruiting process, one application from Patrick Coddington was received for the Parks, Recreation & Community Services Citizen Advisory Board vacancy. He outlined alternative courses of action. Staff recommends the Council appoint Mr. Coddington to the Board.

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Motion

Councilmember de Booy moved, seconded by Councilmember Cerqui, to appoint Patrick Coddington to the Parks, Recreation and Community Services Citizen Advisory Board. Motion carried.

Director Reuter clarified Mr. Coddington will serve the remainder of an expired term vacated by Shannon Thornhill.

Fife Harvest Festival Update

City Manager Worthington and Administrative Assistant Richards briefed the Council on plans and a tentative schedule for the Fife Harvest Festival. The celebration is scheduled for Saturday, October 6, 2007 at Dacca Park. The date marks the City's 50th anniversary. A parade along 54th Avenue East will begin at 11:00 a.m. A variety of entertainment has been added to the day's venue. A Master of Ceremonies (MC) will help provide continuity between activities. Danny Vernon (Elvis impersonator) provides the headliner event beginning at 6:00 p.m. at Columbia Junior High School Performing Arts Center. The day will end with a fireworks display. Fife is accepting parade entries and applications for vendor booths.

CITY MANAGER REPORT

City Manager Worthington reported the City's summer day camp program is active at Dacca Park. A weekly soccer and Skyhawks baseball camp have been initiated. The Kids Mobile is returning on Mondays and Wednesdays from 9:00 a.m. to 1:00 p.m.

City Manager Worthington reported he contacted Lisa Danielsky concerning a meeting with the Council to discuss the City's wetland ordinance. Ms. Danielsky is available during the weeks of August 20 or 27, 2007. He noted August 28, 2007 is a regular Council meeting. The Council's August study session agenda is full.

Cameras in the Council Chambers have been removed to replace faulty lenses. The cameras will be reinstalled when repairs are complete.

City Manager Worthington announced he is out of the office from July 25, 2007 to August 5, 2007. Assistant City Manager Reinbold will serve as Acting City Manager in his absence.

COUNCILMEMBER COMMENTS

Councilmember Johnson complimented Director Reuter for having the foresight to cancel the movie in the park last Saturday because of heavy rain. He reported while hiking at Mount Rainier earlier in the day he visited with a group of 20 seniors from the Lynnwood Community Senior Center who were completing a 4.5-mile jog around the peak. The trails through Wapato Point are overgrown with blackberries.

Councilmember Cerqui expressed a preference to schedule a briefing about the wetlands ordinance for the Council's August 27, 2007 regular meeting. He thanked presenters and said he is excited about advancing City visions. He

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mentioned the availability of an engine for the caboose currently located at the history museum. He suggested sending a letter of interest to determine what's necessary to move the engine, which would help inform a future Council decision.

Councilmember de Booy said she's interested in pursuing the acquisition of the engine. The caboose depicts the history of Fife. The engine would fit in with the museum and would help attract tourists to the City.

Mayor Pro Tem Edwards and Councilmember Johnson expressed neutral preferences regarding the idea. Councilmember Johnson suggested following up with history museum staff. The idea merits further investigation.

City Manager Worthington said staff will send a letter of interest to the owner about the City wanting to discuss acquiring the engine.

Mayor Pro Tem Edwards acknowledged and thanked Mike Seeger for his hard work on Fife's Harvest Festival

OTHER BUSINESS

Mayor Pro Tem Edwards reported Natasha Jaksich is pursuing a different career option. He thanked Ms. Jaksich for covering Council issues and wished her well in future endeavors.

ADJOURNMENT

With no further business, Mayor Pro Tem Edwards adjourned the meeting at 9:24 p.m.

Kory Edwards, Mayor Pro Tem

Steve Marcotte, City Clerk/Finance Director

Prepared by Cheri Lindgren, Recording Secretary
Puget Sound Meeting Services