

## GIG HARBOR CITY COUNCIL MEETING OF MARCH 12, 2001

**PRESENT:** Councilmembers Ekberg, Young, Pasin, Owel, Dick, Picinich, Ruffo and Mayor Wilbert.

**CALL TO ORDER:** 7:07 p.m.

### CONSENT AGENDA:

*These consent agenda items are considered routine and may be adopted with one motion as per Gig Harbor Ordinance No. 799.*

1. Approval of the Minutes of City Council Meeting of February 26, 2001.
2. Correspondence / Proclamations:
  - a) Proclamation - National Day of Prayer.
  - b) PSRC -Meeting Notice
  - c) P.C. Public Works - Ownership Change at Land Recovery, Inc.
3. Liquor License Renewals - Maritime Mart; Eagles; Gig Harbor Texaco; Tides Tavern.
4. Resolution - Final Plat Approval - Mallards' Landing.
5. Burnham Drive Watermain Extension - Bid Award.
6. Burnham Drive Watermain Extension - Materials Testing - Consultant Services Contract.
7. City of Gig Harbor Civic Center - Constructability Review - Consultant Services Contract.
8. Approval of Payment of Bills for March 12, 2001.  
Checks #32225 through #32324 in the amount of \$207,741.61. #32229 void.
10. Approval of Payroll for the month of February.  
Checks #605 through #655 in the amount of \$188,505.26.

**MOTION:** Move to approve the Consent Agenda as presented.  
Picinich/Young - unanimously approved.

### **OLD BUSINESS:**

1. Second Reading of Ordinance - Vacation of Front Street. David Skinner, Public Works Director, presented this ordinance to vacate Front Street. He added that there was no comment at the public hearing and recommended approval.

**MOTION:** Move to adopt Ordinance No. 877 as presented.  
Dick/Picinich - unanimously approved.

### **NEW BUSINESS:**

1. Morgan Water Extension. Mark Hoppen, City Administrator, presented this request from Mr. & Mrs. Paul Morgan for one ERU of water for a residence located on 55th St. Ct. NW. He

explained that his was the last remaining lot in this subdivision, which is served by the city owned Rushmore system.

**MOTION:** Move to approve the contract as proposed to allow the property to hook up to the city's water system.  
Dick/Picinich - unanimously approved.

2. Solid Waste Interlocal Agreement. Mark Hoppen presented the Interlocal Agreement with Pierce County for Solid Waste and added that the city has been partners in a similar agreement since 1993. Carol Morris, Legal Counsel, voiced her concerns regarding the arbitration language contained in the document, as well as the indemnification terms. She recommended changes to these sections, and Council directed her to approach Pierce County with these amendments prior to bringing the agreement back for approval.

3. First Reading of Ordinance - Amendments to Ordinance No. 868 - Type IIIA Permits and Final Plat Extensions. John Vodopich, Planning Director, explained that changes to allow one-year extensions to final plats and to change preliminary plats to a Type III-A permit applications had been left out of the ordinance passed at the last meeting. He said that this ordinance amending Ordinance No. 868 would return for a second reading at the next meeting.

4. First Reading of Ordinance - Binding Site Plans. John Vodopich explained that the City Attorney had proposed significant changes to this ordinance, and asked that the City Council hold a public hearing at the next meeting to consider this ordinance establishing Chapter 16.11 of the Gig Harbor Municipal Code.

5. First Reading of Ordinance - Definitions for Sales, Retail, and New Definition for Binding Site Plans. Mr. Vodopich presented this ordinance, which would be necessary if Chapter 16.11, Binding Site Plans, was adopted. He gave an overview of the changes to the definition section and answered questions. He was asked to clarify the meaning of "*of small quantities*" before the second reading.

6. First Reading - Rescinding the Moratorium on PUD/PRDs. John Vodopich introduced this ordinance, which rescinds the moratorium currently in place on the acceptance of PUD/PRDs. Carol Morris explained that the ordinance setting the moratorium stated that Council needed to specifically terminate the moratorium by ordinance.

**MOTION:** Move to adopt Ordinance No. 878.  
Picinich/Ruffo - unanimously approved.

7. Crescent Creek Restoration Project - Biological Evaluation - Consultant Services Contract. David Skinner explained that erosion along the bank of Crescent Creek at the City Park had created a potentially dangerous situation. He explained that an evaluation was required to identify any impacts to endangered species before proceeding in restoration of the stream bank, and recommended approval.

**MOTION:** Move to approve execution of the Consultant Services Contract with Applied Environmental Service, Inc., in an amount not to exceed five thousand nine hundred fifty dollars and no cents (\$5,950.00).  
Ruffo/Picinich - unanimously approved.

8. Appointments to the Citizen's Shoreline Review Committee. John Vodopich explained that at the end of last year, the process began to revise and update the Shoreline Management Master Program. He said that the project called for the establishment of a Citizen's Advisory Committee, and described the process to solicit interest in serving on the committee. He recommended appointment of the eleven individuals.

**MOTION:** Move to appoint the eleven individuals identified on the list to the City of Gig Harbor Citizen's Shoreline Review Committee.  
Ruffo/Picinich - unanimously approved.

9. Nomination for Board of Commissioners for Pierce Transit. Mayor Wilbert presented this letter from Pierce Transit asking for interest in serving on the Board of Commissioners. She added that the meetings would conflict with City Council Meetings, but she did not wish to make the decision not to respond to the request. No action was taken.

#### **STAFF REPORTS:**

David Skinner, Public Works Director, said he wanted to keep Council apprised of the water situation. He explained that the city was down to approximately 52,000 gallons per day, which equates to 167 ERUs, with two applications pending for approximately 6 or 7 ERUs.

John Vodopich, Planning Director, announced that he had completed the interview process for the Building Official/Fire Marshal position, and that an offer had been accepted by Kim Lionnais. He gave a brief overview of Mr. Lionnais' experience, and added that he would begin work on April 2<sup>nd</sup>.

#### **PUBLIC COMMENTS:**

A Vision for Community Needs Placement - Len McAdams. Mr. McAdams spoke on behalf of the Lions Club, Cultural Arts Commission, and FISH. He presented their vision for a future community use of the city facilities on Judson after construction of the new Civic Center. He stressed that this was a concept, not a proposal, and gave an overview of their idea for use of the properties. He asked that Council consider this option to promote partnership and good citizenship.

Council directed Mark Hoppen to perform a market analysis to determine sale and lease options for the properties.

**COUNCIL COMMENTS / MAYOR'S REPORT:**

Mayor Wilbert announced that she had received two invitations, and that she would be attending the first function at Ft. Lewis in honor of National Women's History Month. She said she had also received an invitation from McChord Air Force Base to attend the ceremony in celebration of the arrival of the newest C-17, Spirit of the Cascades. She extended the invitation to Councilmembers.

**ANNOUNCEMENT OF OTHER MEETINGS:** None.

**EXECUTIVE SESSION:** For the purpose of discussing pending and potential litigation per RCW 42.30.1 10(i) and employment per RCW 42.30.1 10(g).

**MOTION:** Move to adjourn to Executive Session at 7:45 p.m., for the purpose of discussing pending and potential litigation per RCW 42.30.1 10(i) and employment per RCW 42.30.1 10(g) for approximately 30 minutes. Picinich/Ruffo - unanimously approved.

**MOTION:** Move to adjourn return to regular session at 8:14 p.m. Picinich/Ruffo - unanimously approved.

**MOTION:** Move to authorize the execution of the contract with Charles Lean, providing that the City Attorney can remove the language regarding conflict of interest. Dick/Ruffo - unanimously approved.

**ADJOURN:**

**MOTION:** Move to adjourn at 8:14 p.m. Ruffo/Picinich - unanimously approved.

Cassette recorder utilized.  
Tape 610 Side A 305 - end.  
Tape 610 Side B 000 - end.

  
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Mayor

  
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City Clerk