

GIG HARBOR CITY COUNCIL MEETING OF MARCH 26, 2001

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

CALL TO ORDER: 7:04 p.m.

PUBLIC HEARINGS:

1. Amendments to Ordinance 868 - Type IIIA Permits and Final Plat Extensions. Mayor Wilbert opened the public hearing at 7:04 p.m. John Vodopich, Planning Director, explained that this was the second reading and formal public hearing to amend Title 16 pertaining to the identification of preliminary plats to a Type IIIA Permit Process and Final Plat approval. No one signed up to speak, and the Mayor closed the public hearing at 7:06 p.m.

2. First Reading of Ordinance - Binding Site Plans. Mayor Wilbert then opened the public hearing on this ordinance. Mr. Vodopich explained that this ordinance would add a new chapter to the Gig Harbor Municipal Code establishing a procedure for binding site plans, an administrative subdivision process allowing for the division of commercial or industrially zoned lands. No one signed up to speak, and the public hearing was closed at 7:07 p.m.

Mayor Wilbert introduced several members of *Friends of the Library*, who made a brief presentation on their organization and what has been accomplished during the year. Lynn Zeir, Manager of the Pierce County Branch of the Library, introduced the others in her group, David Kenneatt, head of all the Pierce County branches, and Janet Wilcox, President of *Friends of the Library*. Mayor Wilbert presented the group with a proclamation recognizing the group's efforts.

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 Meetings of March 12, 2001.
2. Correspondence / Proclamations:
 - a) Proclamation - Friends of the Library.
 - b) Proclamation - Building Safety Week.
 - c) Letter from Forever Green, dated 3/14/01.
 - d) Letter from Forever Green, dated 2/27/01.
 - e) Letter from Mobile Home Owners of America.
 - f) Letter from Department of Ecology.
 - g) Letter from Eric Morton, Gig Harbor.
 - h) Letter from Brock Cooper, Scout.
 - i) Letter from Daniel Predoehl.
3. Reappointments to Building Code Advisory Board.
4. Orthophoto and Topographic Data License Agreements - Triathlon Ltd.
5. Kimball Drive Improvement Project, CSP-9811 - Bid Award.
6. Kimball Drive Improvement Project, CSP-9811 - Consultant Services Contract - Materials Testing.
7. Kimball Drive Roadway Improvement Project - Consultant Services Contract - Construction Survey Services.

8. Grandview Street Watermain Replacement Project – Purchase Authorization.
9. Approval of Payment of Bills for March 26, 2001.
Checks #32325 through #32446 in the amount of \$238,151.91.

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

OLD BUSINESS:

1. Second Reading of Ordinance - Amendments to Ordinance No. 868 - Type IIIA Permits and Final Plat Extensions. This was introduced under the public hearing. Councilmember Pasin voiced concern with the vesting rights of the extensions. Carol Morris, Legal Counsel, addressed this and stressed that changing conditions could affect decisions on a preliminary plat.

MOTION: Move to adopt Ordinance No. 879.
Ekberg/Ruffo - six voted in favor. Councilmember Pasin voted no.

2. Second Reading of Ordinance - Amendment to GHMC Chapter 17.04 - Definitions for Sales, Retail, and New Definition for Binding Site Plans. John Vodopich presented this ordinance, which would amend the existing definition for retail sales and add a new definition for binding site plans.

MOTION: Move to adopt Ordinance No. 880.
Picinich/Ruffo - six voted in favor. Councilmember Dick voted no.

3. Nominations to the Zoo/Trek Authority Board. Mayor Wilbert explained that no one person had received the required 60% to serve in Position Two, and that Pierce County was requesting another ballot. She recommended Ann Kirk Davis, City of Lakewood.

MOTION: Move to cast our vote for Ann Kirk Davis, City of Lakewood, to serve in Position Two of the Zoo/Trek Authority Board.
Picinich/Ekberg - unanimously approved.

NEW BUSINESS:

1. First Reading of Ordinance - Binding Site Plans. John Vodopich explained that this item was introduced during the public hearing and then answered questions. He said that this would return at the next meeting for a second reading.

2. Assigned Counsel Agreement. Mark Hoppen presented this agreement to provide the Municipal Court with indigent defense services. He explained that the 3.9% increase was reasonable.

MOTION: Move to approve the Mayor to sign this agreement.
Ruffo/Picinich - six voted in favor. Councilmember Dick abstained.

3. Street Light Operation Easement and Use Agreement – Greyhawk Homeowners Association. David Skinner, Public Works Director, presented this request from the Greyhawk Homeowners for the city to take over the operation and maintenance of three streetlights along Greyhawk Avenue. He explained that the agreement would grant the city an easement for the area around the lights, allowing for maintenance, and recommended authorization of the agreement.

MOTION: Move to authorize the execution of the Streetlight Operation Easement and Use Agreement between Greyhawk Homeowners Association and the City of Gig Harbor.

Ruffo/Dick - six voted in favor. Councilmembers Picinich and Young abstained.

4. Pump Station 3A Project, CSSP-0002 – Bid Award. David Skinner presented this bid award to construct a new sewer lift station to replace the undersized pump station #3. He explained that the bid exceeded the engineer's estimate, due to a number of changes. He said that upon examination, the bids were consistent to each other, even though they exceeded the estimate. He explained that the budgeted amount of \$500,000 was based on a smaller pump and last year's costs, and gave an overview of the need for a larger system. He discussed the overage with the Finance Director, and determined that the sewer capital budget could not support the increased amount. He answered Council's questions regarding the project cost and funding.

MOTION: Move to authorize award and execution of the contract for the Pump Station 3A Project to Strider Construction Company, Inc., as the lowest responsible bidder, for their bid proposal amount of One million one hundred one thousand eight hundred sixty-three dollars and thirty cents (\$1,101,863.30).

Dick/Ruffo - six voted in favor. Councilmember Young voted no.

STAFF REPORTS:

Mitch Barker, Chief of Police, gave an overview of the February statistics from his department and explained it was still too early in the year to determine any trends. He gave an update on the two newly hired officers, who were doing very well in the academy. He added that they would be in service on their own later this year. He added that the department had been running short-handed due to two members being out on injuries.

David Skinner, Public Works Director, said that he wanted to continue to keep Council apprised of the water situation. He explained that the city was down to approximately 314 gallons per day, which equates to one ERU. He answered Council's questions on what was happening at the state level to address water rights.

PUBLIC COMMENTS:

John Miller - former City Councilmember. Mr. Miller gave a presentation on the organization Forward Together, and their current project, *Forever Green*, which focuses on parks and recreation in Pierce County. He talked about the area growth, the increased demand on parks, and the opportunity to work together to address this issue. He announced several upcoming meetings to encourage cooperation between agencies. Mayor Wilbert asked for Councilmembers' interest in attending the meetings to address noticing requirements.

Roxana Johnson - 5818 35th St. NW. Ms. Johnson explained that she was a senior at Gig Harbor High School, and the current Homecoming Queen. She said that she had entered into a scholarship competition, "America's Homecoming Queen" to further her educational opportunities, and had been selected as one of twenty contenders in the state. The next step in the competition would require a sponsorship of \$350, and she asked for the city's support. Mayor Wilbert offered her personal support. Carol Morris, Legal Counsel, explained that the law would not allow the city to participate in the sponsorship.

Colonel William Camiano - Ft. Lewis Liaison. Col. Camiano thanked Mayor Wilbert for attending the recent "Women's History Event" at Ft. Lewis, and gave a brief overview of the day. He announced the upcoming Special Olympics in June, and that there would be a Color Guard marching in the Maritime Gig.

Jeff Ball - 1152 No. 90th Street, Seattle. Mr. Ball requested consideration to include his property in the Urban Growth Area. He gave the background of the situation, explaining that he needed to be included in the UGA to request city water. John Vodopich explained that he had been working with Mr. Ball, adding that the property was not contiguous to the city. He said that the property owners that were located between Mr. Ball and the city boundary were not comfortable being included in any request to be included in the UGA at this time. He addressed questions regarding the possibility of including this property in the UGA. David Skinner explained that it would take an amendment to the Comprehensive Plan to include this area, and that the city could not justify the expansion to the County due to the current water situation. Mr. Ball said he appreciated working with staff and he hoped that in the future, consideration could be made.

COUNCIL COMMENTS / MAYOR'S REPORT:

Councilmember Ekberg commented on the letter in Correspondence regarding the After-dark Skatepark Party. He said that he hoped that the city could cooperate with the students attempting to organize this function. Mark Hoppen explained that the rule on park use after sundown did not allow for use of the city park after daylight hours, and then addressed the liability issues surrounding such a function. David Skinner explained that the current construction on the site would prevent the success of such an event and would add to the liability issues.

ANNOUNCEMENT OF OTHER MEETINGS: None.

EXECUTIVE SESSION: For the purpose of discussing pending and potential litigation per RCW 42.30.110(i) and property acquisition per RCW 42.30.110(b).


MOTION: Move to adjourn to Executive Session at 8:47 p.m., for the purpose of discussing pending and potential litigation per RCW 42.30.110(i) and property acquisition per RCW 42.30.110(b) for approximately 30 minutes. Dick/Ruffo - unanimously approved.

MOTION: Move to return to regular session at 9:15 p.m. Picinich/Young - unanimously approved.

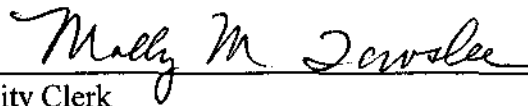
ADJOURN:

MOTION: Move to adjourn at 9:20 p.m. Picinich/Ruffo - unanimously approved.

Cassette recorder utilized.
Tape 611 Both Sides.
Tape 612 Side A 000 - end.
Tape 612 Side B 000 - 185.



Mayor



City Clerk