

REGULAR GIG HARBOR CITY COUNCIL MEETING OF JANUARY 24, 2000

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

CALL TO ORDER: 7:05 p.m.

Mayor Wilbert invited Scouts Matthew and Riley Ryan to lead the assembly in the Pledge of Allegiance.

PUBLIC HEARING:

First Amendment to the Pre-Annexation Agreement for Gig Harbor North. Mayor Wilbert opened this public hearing at 7:06 p.m. Mark Hoppen explained that this amendment to the Pre-annexation Agreement for Gig Harbor North to facilitate the connection to 25,000 gallons per day of existing city water storage if the participants agree to build the 16" waterline.

Mayor Wilbert asked if anyone in the audience wished to speak on the issue. No one came forward to speak and the public hearing was closed at 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 the January 10, 2000, City Council Meeting.
2. Correspondence / Proclamations:
 - a. PCRC - Appointments to the Executive Board and Operations Committee.
 - b. ESA Workshop for Elected Officials.
 - c. P.C. Law Endorsement and Fire Fighters Disability Board Mayoral Appointment.
 - c. Proclamation - Census 2000.
3. Amendment to Consultant Services Contract to Update the Comprehensive Water Plan.
4. Amendment to Consultant Services Contract to 38th Ave. Improvement Project.
5. Addendum to Expert Witness Contract - SCA Engineering.
6. Rosedale Street and Harborview Drive Street Lights Purchase.
7. Award of Official Newspaper.
8. Approval of Payment of Bills for December, 1999 and January 24, 2000:
Checks #24164 - 24207 for \$76,093.26. Checks #24208 - 24241 for \$120,007.37.

MOTION: Move to approve the Consent Agenda as presented.
Ekberg/Ruffo - six voted in favor. Councilmember Young abstained.

OLD BUSINESS:

1. First Amendment to Pre-Annexation Agreement for Gig Harbor North. Mark Hoppen discussed this during the public hearing. David Skinner, Public Works Director, answered Councilmembers' questions about placement of the waterline.

MOTION: Move approval of the First Amendment to the Pre-Annexation Agreement for Gig Harbor North.

Picinich/Young - unanimously approved.

2. Second Reading of Ordinance - Donation from the Morris Foundation. Dave Rodenbach, Finance Director, presented this ordinance accepting a donation of \$15,000 for the purpose of enhancing the Borgen Property.

MOTION: Move to adopt Ordinance No. 837 accepting the donation of \$15,000 from the Morris Foundation.
Dick/Picinich - unanimously approved.

3. Second Reading of Ordinance - Donation to Skateboard Park. Dave Rodenbach presented this ordinance accepting a donation of \$100 from Donald Douglas for aiding in the construction of the skateboard park.

MOTION: Move to adopt Ordinance No. 838 accepting the donation of \$100 from Donald Douglas for the Skateboard Park.
Owel/Ekberg - unanimously approved.

4. Second Reading of Ordinance - Burnham Drive Rezone. Ray Gilmore, Planning Director, presented this recommendation from the Planning Commission to rezone three parcels along the west side of Burnham Drive from R-1 to B-2. He explained that the address of the property had been added to the ordinance since the last reading.

MOTION: Move to adopt Ordinance No. 839 as amended, regarding the rezone of the parcels on Burnham Drive opposite Puerto Vallarta Restaurant.
Ruffo/Picinich- unanimously approved.

5. Second Reading of Ordinance - Amendments to Chapter 17.07. Ray Gilmore presented this ordinance amending the enforcement procedures in the Zoning Code, eliminating the administrative appeal of a Notice of Violation, which could subject the violator to criminal prosecution.

MOTION: Move to adopt Ordinance No. 840 as presented.
Dick/Ruffo - unanimously approved.

NEW BUSINESS:

1. Resolution - Establish an Ad Hoc Committee for Development of the Borgen Property. Mayor Wilbert explained that she had several pictures and letters of interest from students and adults in the community wanting to participate in the planning of the Borgen Park. She added that she recommended the establishment of an Ad Hoc Committee for the development of the property. Councilmember Picinich said that he had been approached by the Fishermen's Club of Gig Harbor who would like to be included in the committee. Councilmember Ekberg said that the property had been purchased to allow the public process and encouraged the Mayor to involve as many people as possible. Mark Hoppen assured Council that the recommendations of the Ad Hoc Committee

would be coordinated with the update to the Comprehensive Parks Plan being done by the Planning Commission.

MOTION: Move to adopt Resolution No. 544 to establish an Ad Hoc Planning Committee to gather ideas for development and use of the City Park at Borgens Corner for presentation to the Planning Commission in their development of the Parks and Recreation Plan.
Owel/Ruffo - unanimously approved.

2. Resolution - Support for Short Term Funding as a Result of I-695. Mayor Wilbert explained that at the last Cities and Towns Meeting, this resolution urging the 2000 Legislature to provide sufficient short-term funding to cities and counties to replace the funds lost as the result of I-695 was discussed. She asked for a motion in support of this resolution.

MOTION: Move to adopt Resolution No. 545.
Picinich/Dick - unanimously approved.

3. Election of Mayor Pro Tem. Mayor Wilbert recommended that Councilmember John Picinich be appointed as Mayor Pro Tem.

MOTION: Move that we approve the election of John Picinich as Mayor Pro Tem for 2000.
Ruffo/Owel - unanimously approved.

4. Appointment to Planning Commission. Mayor Wilbert explained that the election of Mark Robinson to the City Council left a vacancy on the Planning Commission. She added that she had received two letters of interest and recommended that Jim Pasin, a resident and business owner on the West Side, be appointed to the Planning Commission.

MOTION: Move to appoint Jim Pasin for the remainder of the six-year term on the City of Gig Harbor Planning Commission.
Picinich/Ruffo - unanimously approved.

5. Appointments to Design Review Board. Mayor Wilbert presented this recommendation to re-appoint Lita Dawn Stanton and appoint Bill Reed to the Design Review Board for two-year terms.

MOTION: Move to reappoint Lita Dawn Stanton and appoint Bill Reed to serve two-year terms on the Gig Harbor Design Review Board.
Dick/Picinich - unanimously approved.

6. Pro-Tem Hearing Examiner Contract. Ray Gilmore, Planning Director, explained that there is a need for a Pro Tem Hearing Examiner as there are upcoming public hearings that pose an appearance of fairness issue for the current Hearing Examiner. He gave a brief background and recommended approval of the contract with John Wallace.

Councilmember Dick asked about hiring locally. Mr. Gilmore explained that approximately one year ago, the city went through a selection process for other Hearing Examiner Pro Tems, and the applications that were received were all from the Seattle/Bellevue area. Councilmember Owel commented that Mr. Wallace's affiliation with Ogden Murphy & Wallace could also be perceived as a conflict of interest. Carol Morris, Legal Counsel, addressed this concern. She said that because Ogden Murphy & Wallace was not the city's attorney, and that John had been retired from the firm for two years, she didn't feel that there would be any pending projects affected. She then recommended hiring John Wallace, as she did not know anyone in the Pierce County area with his experience in handling land use issues.

MOTION: Move to approve the contract to retain John Wallace as the Hearing Examiner Pro Tem.
Ekberg/Picinich - unanimously approved.

PUBLIC COMMENT/DISCUSSION:

John Meyers - 8015 Mitts Lane. Mr. Meyers asked about the relocation of City Hall to the property on Grandview Street. He asked where Henderson Bay Alternative School might be moved. Councilmember Young said that he understood that the school had not found a suitable location, but the discussion was currently taking place.

COUNCIL COMMENTS / MAYOR'S REPORT:

Selection of the Council Advisory Committees. Mayor Wilbert went over the makeup of the list of committees that was developed from the information received after her request for participation at the last meeting.

Councilmember Dick asked Mark Hoppen, City Administrator, to draft a resolution thanking the two departing Councilmembers, Nick Markovich and Corbett Platt, for their many years of problem solving and service to the city. Mr. Hoppen said he would draft resolutions for the next meeting. He then said that he was working on a plaque to be hung in the council chambers listing all past Mayors and Councilmembers. Mayor Wilbert said that Maureen Isaman, Utility Clerk, has put together a history of the city, which will supply the information for the plaque.

Councilmember Robinson introduced John Meyers, President of PNA, and asked him to give a brief presentation on their effort on the upcoming lawsuit on the Narrows Bridge. Mr. Meyers said that the hearing was scheduled for 2:00 p.m. this Friday at the Thurston County Superior Court, and that the judge would be giving his decision on the request for dismissal of the lawsuit.

STAFF REPORT:

1. Finance Department - Quarterly Report. Dave Rodenbach, Finance Director, presented the year-end report for 1999 and said that all funds in all departments were within budget. He said that revenues in the General Fund again exceeded what was expected and that fund balances are up a bit this year. He added that in regards to the presentation regarding the Court consolidation, he said that information had been prepared and that

Court staff was reviewing it. He requested that the presentation to council be postponed until the second meeting in February, when the Judge was available. Mark Hoppen explained that this delay would not have a negative effect on the proposals related to the Henderson Bay property, but any further delays could have a negative effect.

2. GHPD - December Statistics. Lt. Bill Colberg gave a brief report on the three armed robberies experienced in December and the efforts of the officers to be more visible during the holiday shopping season. He then answered questions.

ANNOUNCEMENT OF OTHER MEETINGS:

1. Special Council Meeting - January 31st, 6:00 p.m. - Open Public Meetings Act Requirements.

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

MOTION: Move to adjourn to executive session at 7:55 p.m. for approximately 30 minutes.
Picinich/Ruffo - unanimously approved.

MOTION: Move to return to regular session at 8:15 p.m.
Picinich/Ruffo - unanimously approved.

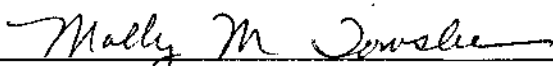
ADJOURN:

MOTION: Move to adjourn at 8:15 p.m.
Picinich/Ekberg - unanimously approved.

Cassette recorder utilized.
Tape 555 Side A 325 - end.
Tape 555 Side B 000 - end.
Tape 555 Side A 000 - 192.



Mayor



City Clerk