

## **GIG HARBOR CITY COUNCIL MEETING OF AUGUST 11, 2008**

**PRESENT:** Councilmembers Young, Franich, Conan, Malich, Kadzik, Payne and Mayor Hunter. Councilmember Ekberg was absent.

**CALL TO ORDER:** 6:02 p.m.

**PLEDGE OF ALLEGIANCE:**

**EXECUTIVE SESSION:** For the purpose of discussion pending and potential litigation per RCW 42.30.110(1)(i); property acquisition per RCW 42.30.110(1)(c); and a personnel issue per RCW 42.30.110(1)(f)

**MOTION:** Move to adjourn to Executive Session at 6:04 p.m. for approximately one hour for the purposes of discussing pending and potential litigation per RCW 42.30.110(1)(i); property acquisition per RCW 42.30.110(1)(c); and a personnel issue per RCW 42.30.110(1)(f).  
**Franich / Malich** – five voted in favor. Councilmember Payne voted no.

**MOTION:** Move to return to regular session at 7:05 p.m.  
**Malich / Conan** – unanimously approved.

### **CONSENT AGENDA:**

1. Approval of the Minutes of City Council Meeting of July 28, 2008;
2. Council Committee Reports: Minutes of Intergovernmental Affairs Committee April 14, 2008.
3. Receive and File: a) Quarterly Finance Report; b) Council Retreat July 11, 2008; c) Workstudy Session: Mainstreet Program July 28, 2008; d) Building/Fire Safety July Activity Report.
4. Correspondence / Proclamations: Walk From Obesity.
5. Liquor Licenses: a) License Assumption: Brix 25; b) License Commitment – Kimball Espresso Gallery; c) Special Occasion License: Gig Harbor Film Festival event at Skansie Brothers Park.
6. Resolution No. 759 - Surplus Equipment.
7. KLM Veterans Memorial Park & 50<sup>th</sup> Street Improvements – Construction Award.
8. KLM Veterans Memorial Park & 50<sup>th</sup> Street Construction Material Testing Services Contract.
9. Harborview / Judson Street Improvements Project - Contract Amendments No. 1 & 2 with CTS Engineers.
10. Resolution for Sole Source Purchase Authorization for Chlorine Sensors.
11. Resolution – Designate the Fishing Vessel “Shenandoah” on the Gig Harbor Register of Historic Places.
12. Resolution - Extension of Surplus Property Purchase and Sale Agreement – Parcel #0221174081.
13. Grandview Street Improvements Design Contract – McDonald to Soundview.
14. 2008 Street Rehab & Resurfacing Project – Change Order No. 2.

15. Eddon Boat Restoration Project – Contract for Geotechnical Services.
16. Canterwood Blvd. NW Roadway Improvement Project – Construction Contract Ratification.
17. Approval of Payment of Bills for Aug. 11, 2008: Checks #58465 through #58600 in the amount of \$1,180,331.36.
18. Approval of Payroll for the month of July: Checks #5166 through #5196 and direct deposit transactions in the total amount of \$360,197.70. *Note: Payroll check #5182 dated July 2, 2008 replaced VOID payroll check #5111 dated May 5, 2008.*

**MOTION:** Move to adopt the Consent Agenda as presented.

**Franich / Kadzik** – unanimously approved.

**PRESENTATIONS: Proclamation - Walk from Obesity.**

Mayor Hunter introduced Merrilee Scheidin, who presented the background information on the Walk from Obesity Program. Mayor Hunter presented her with the signed proclamation.

**OLD BUSINESS:**

Harborview / Judson Improvements Project Update. Eric Schmidt, the city's consultant, presented a slideshow with background information and the proposed first phase construction schedule for next year. Mr. Schmidt was asked to discuss the change in the scope to include Soundview Drive up to Judson Street. Mr. Schmidt addressed questions regarding ADA design elements and changes in the project to address budgetary concerns, the subsurface concrete slabs, and utilities improvements.

Barry Knight, CTS Consultants, joined Mr. Schmidt to further explain the budget numbers and to address questions. He said that the increased budget is due to a better estimate of the scope of the project. The presentation then moved to the design layout for the first phase of the project. They compared two designs versions for Judson Street; one utilizing parallel parking and the other using perpendicular and angle parking. Mr. Schmidt responded to further questions regarding the proposed design elements. He discussed the parking spots along Judson that are half on city right of way and half on private property which would require an easement.

Rob Karlinsey said that they would like Council direction before proceeding to contact the property owners. He suggested that Council could discuss this and decide at the September 8<sup>th</sup> Council Meeting.

Councilmember Kadzik asked if there would be opportunities for further public comment. He said that this is a large undertaking and worthy of a Council workstudy session. Councilmembers Kadzik and Conan stressed the importance of this project and asked that the workstudy session be scheduled on a separate evening than a regular Council Meeting; August 25<sup>th</sup> was recommended.

Mr. Schmidt then presented designs for the Uddenberg / Stanich area, including two options for the mailbox drop off.

Councilmembers discussed the importance of improvements to the Pioneer / Uddenberg intersection which is a major entrance to the downtown area and keeping some of the “rough edges” that make up the character of the town. All agreed it would be nice to see more detailed drawings sketches.

**NEW BUSINESS:**

1. Resolution for Public Hearing – Harborview Drive/WWTP Street Vacation. David Stubchaer, Public Works Director, presented this city generated petition by the City of Gig to vacate a portion of Harborview Drive in required for setback purposes in conjunction with the Wastewater Treatment Plant Expansion Project.

**MOTION:** Move to adopt Resolution No. 763 setting Monday, Sept. 22, 2008 at 6:00 p.m. as the date for the public hearing on the proposed street vacation for a portion of Harborview Drive.  
**Young / Conan** – unanimously approved.

2. Resolution for Public Hearing – Woodworth Avenue Street Vacation. David Stubchaer then presented this request by Mark and Lynn Stonestreet to vacate thirty-three feet of Woodworth Avenue right-of-way. He said that this is another property subject to the Non-users Statute. He explained that staff has reviewed the request and there are no utilities on the property and there were no other comments.

There was discussion on the driveway that terminates before the property driveway and another private road that isn't part of the vacation.

**MOTION:** Move to adopt Resolution No. 764 setting Monday, Sept. 22, 2008 at 6:00 p.m. as the date for the public hearing on the proposed street vacation for a portion of Woodworth Avenue.  
**Payne / Young** – five voted in favor. Councilmember Malich voted no.

3. Resolution for Public Hearing – Prentice/Sutherland Street Vacation. David Stubchaer presented this similar request by Gary Stainbrook and Paul Crow to vacate a portion of Prentice Avenue and Sutherland Street. As with the previous vacation request, the property is subject to the Non-user Statute.

**MOTION:** Move to adopt Resolution No. 765 setting Monday, Sept. 22, 2008 at 6:00 p.m. as the date for the public hearing on the proposed street vacation for a portion of Prentice Avenue and Sutherland Street.  
**Payne / Young** – five voted in favor. Councilmember Malich voted no.

4. Public Hearing and Resolution - Burnham / Sehmel Annexation. Tom Dolan, Planning Director, explained that the city received a complete Notice of Intention to commence annexation of 377 acres located along and to the west of SR-16. Mr. Dolan gave a comprehensive overview of the steps that have been taken leading up to this point and Staff's recommendation to proceed with the Notice of Intention. He addressed questions regarding the zoning designations within the annexation area, which are primarily single-family residential.

Mayor Hunter opened the public hearing.

Barb Magnuson – Main Proponent for the Annexation. Ms. Magnuson said that they have accomplished the task of bringing in most of the UGA with this annexation as directed by Council last year. She further answered the zoning questions by explaining that  $\frac{3}{4}$  of the total area is residential, most of the commercial area is located on the east side of Sehmel Drive and the area from Sehmel to Burnham is ED and RB-1 and 2 until you reach the area by Active Construction in which it turns into ED. Above that is residential and at the Purdy / Highway 16 Exit is seven acres of commercial.

Councilmembers Payne and Young thanked Ms. Magnuson for “hanging in there” and bringing in the other portions of the UGA.

Councilmember Payne addressed the staff comment that the fire hydrant locations and fire flow are unknown at this point. He voiced concern that this is an incomplete report when this annexation effort has been going on for over a year. If Pierce County doesn't have that information, then it should be stated in the report to show due diligence. He then asked for clarification on the requirement for each parcel to pay a stormwater fee.

Discussion ensued that this means a monthly rate charge rather than a one-time hook up fee. Staff was asked to change the language in order to clarify this.

Councilmember Franich said that although he appreciates the effort that went into this, he doesn't believe this area should have been included in the city's UGA and he will be voting against the annexation.

**MOTION:** Move to adopt Resolution No. 766 proceeding with the Notice of Intention to annex the area described in Exhibit B, subject to the conditions noted.

**Payne / Conan** – five voted in favor. Councilmember Franich voted no.

Mayor Hunter closed the public hearing.

5. Draft Transportation and Capital Improvement Plans. Rob Karlinsey, City Administrator, explained that he wanted to go over the two lists of proposed to make sure we are still on track with projects. He began with the list of transportation items, highlighting items one through eleven without any comment from Council.

Number twelve, Point Fosdick Sidewalk gap, elicited discussion. Mr. Karlinsey explained that the proposed design is for a pervious walkway using the existing ditch as a biological swale with native plantings. He explained that the city can deviate from the Public Works Standard of curb, gutter and sidewalk in order to create a more pervious surface.

Councilmember Franich said that Council had a heated debate before adopting the standard of curb, gutter and sidewalk for safety reasons. He asked how Councilmembers who supported these standards could now support this alternative option. There was further discussion on how the distance separating the traffic from the walkway would serve as the safety buffer.

Councilmember Malich said he agreed with Councilmember Franich, adding that he thinks curbs, gutters and sidewalks would be a more attractive option along that stretch of road.

There was further discussion on this design being more environmentally friendly by replacing the need for a large stormwater vault. Mayor Hunter said that the city needs to decide whether this is the direction that they want to move. If so, it needs to be studied and integrated into city regulations. It was agreed that safety needs to be part of the consideration.

Councilmember Payne pointed out that this project had been presented to Council at both the committee level and at a council meeting at which it was approved.

Number 14 on the list of proposed uses, a public parking lot was the next topic of discussion. Councilmembers Payne and Conan asked if this would be necessary in light of the recent parking inventories and proposed projects that would potentially identify and add parking. Mr. Karlinsey responded that it would be a nice gesture to support economic development.

Councilmember Franich asked why council would question spending \$35,000 for something that would benefit the downtown businesses when larger amounts are being spent for sidewalk improvements.

Mr. Karlinsey explained that there may be a lot available that would add 20-30 spots with minimal, pervious improvements. He then continued with the remainder of the list of transportation projects before moving on to the list of Parks projects.

Councilmember Young said he would like to remove items, 15. Jerisich Dock Summer Dock Extension & Season float, 16. Skansie Maritime Pier & Jerisich Float Study and 19. Maritime Pier Dock Improvements; all boating related expenditures. He explained that the \$450,000 total is close to the amount that council wasn't willing to spend on youth and senior services and so he isn't willing to spend it on boaters.

Mr. Karlinsey said that \$100,000 was identified in the 2008 Budget for item 19 and in 2007, Council directed him to begin talks with the Ancich / Tarabochia owners. Due to property dispute issues he hasn't pursued it and will wait until these are resolved.

Mayor Hunter said that the council needs to hear what the Skansie Ad Hoc Committee comes up in regards to items 16. Jerisich Dock Summer Dock Extension and 17. Skansie Maritime Pier. Councilmembers Payne, Conan, Kadzik and Malich agreed that they should be left on for discussion at the budget retreat.

Council then discussed the replacement of the Wilkinson Barn roof. Staff was asked to have a roofer come and give an estimate.

Councilmember Payne addressed the cost of the boundless playground equipment. He said that the amount would include ADA accessible surfacing that goes with the play structure and could be broken out into smaller portions. He shared that a parks employee pointed out to him that the city currently uses woodchips, the cheapest ADA material available. Councilmember Payne stressed that if that's the city's standard, then shame on us. We have an increasing population of special needs children on the peninsula, and PenMet Park have taken a step, as should the city, to install these types of structures.

Rob Karlinsey said that the Parks Committee has asked for a master plan for Wilkinson Park reflected in the \$30,000 listed for 2009. He suggested that this could be added to the PROS Plan already in process.

Councilmember Young asked what the difference would be from the last plan put together by the Wilkinson Farm Ad Hoc Committee. Mayor Hunter added that this isn't a highly used sophisticated park and wondered about the importance of a master plan. Rob responded that he would check with the Parks Commission reasoning for the request and get back to Council.

6. Harborview / Judson Street Improvement Project – Contract Amendment No. 3.

David Stubchaer presented this amendment to the contract to survey the roads surrounding the old city hall; Gilich, Adams and Thurston as well as Pioneer above Uddernberg.

Councilmember Kadzik said that he asked for this to be added to the agenda because it is important to know what the city right of way includes and to come up with possible ideas for parking and other improvements.

**MOTION:** Move to authorize the Mayor to execute the Contract Amendment No. 3 to the Consultant Services Contract with CTS Engineers for an amount not to exceed \$7,563.00.

**Kadzik / Conan** – unanimously approved.

## **STAFF REPORT:**

Rob Karlinsey reported that the Citizen's Survey is done and the full results will be reported to Council to review and discuss at the September 8<sup>th</sup> meeting.

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

### **PUBLIC COMMENT:**

Michael Elwell – 9211 No. Harborview Drive. Mr. Elwell said he came before Council to discuss his concerns with "The Stutz Town Dump." He said he isn't satisfied with what has been done; nothing has changed. He said he understands a junk vehicle ordinance was adopted but none of the vehicles have been moved. This property is right in the middle of pristine downtown Gig Harbor in which the city is trying to beautify with a multi-million dollar project. He voiced concern with clean-up of the property which could be a superfund site for all he knows. He asked that this not go on for another six to eight months. He then commented on something said by Councilmember Franich about the last roof-repair that cost \$1000 a square foot. Mr. Elwell also addressed the presentation by Mr. Schmidt showing crosswalk across from and up the street from the Tides, saying that it would be much more pertinent to put it directly across from the Tides.

Councilmember Malich agreed with the comment about the sidewalk. Councilmember Franich responded that his statement was because the covered structure at the park was roughly a 25 or 26 square foot roof that cost \$26,000.

Councilmember Young said that the city is taking action on junk vehicles and a nuisance ordinance, but other things have taken priority. He invited Mr. Elwell to monitor the progress.

Councilmember Malich asked if oil is being spilled on property, if the city can take action. Councilmember Payne responded that anyone can report an oil spill to the state and then the Department Ecology will address the issue.

Rob said that the nuisance ordinance is a slow process and moving through committee. He said that it would be before Council after the first of the year for adoption. He then said that the enforcement action for the junk vehicle ordinance takes a long time and described the long process. Currently, they property owner has been sent a letter and we have been in contact with the owner's son.

## **ANNOUNCEMENT OF OTHER MEETINGS:**

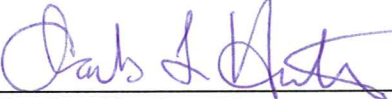
1. August 25th City Council Meeting - cancelled.
2. Downtown Business Plan Final Meeting: Tues., Aug. 12<sup>th</sup> at 5:30 p.m. at the Visitor Center.
3. Marina Stakeholders Meeting: Mon., Aug. 18<sup>th</sup> from 5:00-7:00 p.m. in Community Rooms A & B. Re: Retroactive Marine Fire Protection Requirements.

4. Master Plan Stakeholders Meetings: Wed., Aug. 20<sup>th</sup> at 8:30 a.m. – 10:30 a.m. and 2:00 p.m. – 4:00 p.m. Re: Public Input for Building & Fire Safety Process Improvements.
5. Operations Committee: Thurs., Aug. 21<sup>st</sup> at 3:00 p.m. - cancelled.
6. Building Code Advisory Board: Tues., Aug. 26<sup>th</sup> at 5:30 p.m. in Planning/Bldg. Conf. Room.
7. Planning/ Building Committee: Tues. Sept. 2<sup>nd</sup> at 5:00 p.m. in Planning/Bldg. Conf. Room.
8. GH North Traffic Options Committee – Sept. 3<sup>rd</sup> at 9:00 a.m. in Community Rooms A & B.
9. BB16 Level III Citizen Panel Meeting – Sept. 3<sup>rd</sup> at 12:00 p.m. in Community Rooms A & B.
10. Intergovernmental Affairs Committee: Mon., Sept. 8<sup>th</sup> at 4:30 p.m. in Executive Conf. Room.
11. Budget Workstudy Session: Friday, Sept. 12<sup>th</sup> at 8:30 a.m. in Community Rooms A & B.
12. Finance / Safety Committee: Mon., Sept. 15<sup>th</sup> at 4:00 p.m. in Executive Conf. Room.

**ADJOURN:**

**MOTION:** Move to adjourn at 9:03 p.m.  
**Young / Kadzik** – unanimously approved.

CD recorder utilized:  
Disk #1 Tracks 1- 21  
Disk #2 Tracks 1- 13

  
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Charles Hunter, Mayor

  
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Molly Towslee, City Clerk