

## MINUTES OF GIG HARBOR CITY COUNCIL MEETING – MAY 24, 2010

**PRESENT:** Councilmembers Ekberg, Young, Conan, Malich, Payne, Kadzik and Mayor Hunter. Councilmember Franich joined the meeting at 5:10 p.m.

**CALL TO ORDER:** 5:00 p.m. (Early start time)

### **PLEDGE OF ALLEGIANCE:**

**EXECUTIVE SESSION:** For the purpose of discussing property acquisition per RCW 42.30.110(c); guild negotiations per RCW 42.30.140(4)(a); and pending litigation per RCW 42.30.110(i).

**MOTION:** Move to adjourn to Executive Session at 5:01 p.m. for approximately 40 minutes with possible extensions to discuss discussing property acquisition per RCW 42.30.110(c); guild negotiations per RCW 42.30.140(4)(a); and pending litigation per RCW 42.30.110(i).

**Conan / Malich** – unanimously approved.

City Attorney Angela Belbeck returned to the chambers at 5:43 p.m. and announced a fifteen minute extension to the Executive Session.

**MOTION:** Move to return to regular session at 6:02 p.m.

**Kadzik / Payne** - unanimously approved.

### **CONSENT AGENDA:**

1. Approval of the Minutes of City Council Meeting of May 10, 2010
2. Receive and File: a) Pierce Transit Amendment to Code and Bylaws; b) Operations & Public Projects Committee Meeting Minutes of March 25, 2010 c) Council Workstudy Session Minutes May 17, 2010.
3. Correspondence / Proclamations: a) Building Code Effectiveness Grade; b) Outstanding Wastewater Treatment Plant Award.
4. Street Name – Shaw Lane.
5. WWTP Clarifier No. 2 – Contract Amendment/Cosmopolitan Engineering Group.
6. WSDOT Turnback Agreement.
7. Liquor License Renewals: Target Store; Puerto Vallarta Restaurant; Round Table Pizza; Julep Nail Parlor.
8. Settlement Agreement – Lisa Clark.
9. Settlement Agreement – David Morris.
10. Boys & Girls Club Agreement.
11. Resolution – Authorizing Interlocal Agreement with Pierce County Amending Affordable Housing Policies of the Countywide Planning Policies.
12. Police Guild Agreement.
13. Approval of Payment of Bills for May 24, 2010: Checks #63666 through #63766 in the amount of \$897,227.80.

Mayor Hunter announced that Consent Agenda Item number 12, Police Guild Agreement, was being moved to New Business.

**MOTION:** Move to adopt the Consent Agenda as amended.  
**Ekberg / Malich** - unanimously approved.

City Administrator Rob Karlinsey introduced Mark Starnes, President/CPO and Carrie Prudente-Holden, Director of Operations of the Boys and Girls Club. Mr. Starnes thanked the city for its support and announced the upcoming July 6th event to thank government officials and donors.

### **PRESENTATIONS:**

1. GHPD Awards Presentation. Chief Mike Davis gave an overview of Detective Mike Cabacungan's skills and accomplishments, then presented him with the Office of the Year Award. Detective Cabacungan recognized his wife, Olivia and children Claire and Ann who were sitting in the audience.

Chief Davis then explained that this is the second time Marline McClane has been awarded the Staff Support Person of the Year Award. He praised Ms. McClane's dedication to the department.

2. Pierce Transit Update. Lind Simonsen, Community Relations Coordinator, presented an update on Pierce Transit's plans for the future in response to public input and current economic shortfalls.

**OLD BUSINESS:** None scheduled.

### **NEW BUSINESS:**

1. Police Guild Agreement. Rob Karlinsey recommended adopting the proposed agreement with the addition of language clarifying Article 22 – Training.

**MOTION:** Move to authorize the Mayor to sign the Police Guild Collective Bargaining Agreement subject to clarification of Article 22 - Training by Memorandum of Understanding to the Mayor's approval.  
**Conan / Payne** - unanimously approved.

2. AWC Risk Pool Consultant Report. Rob Karlinsey introduced Jack Collins, representative from Association of Washington Cities Risk Pool, whose task was to analyze the city's claims history and make recommendations to reduce risk.

Mr. Collins explained that Gig Harbor is the first of six cities to be part of a pilot program of expanded member services. He said that throughout the day he met with staff members and members of the development community. He commented that he believes the city is in great shape as far as claims history and ahead of the curve in risk

management. He made four recommendations for the future: 1) form an employee Safety Committee to investigate claims and accidents and to report back to the Council; 2) adopt an accident prevention policy; 3) develop a written policy for management of claims; and 4) develop a method to foster two-way communication with the development community. Mr. Collins also recommended that the city utilize mediation methods in appropriate areas. He finalized by sharing that the City of Gig Harbor is a first class operation; the employees treat each other with respect and people enjoy working here. He said that Council and Staff should be proud.

Councilmember Franich explained that the city's Finance / Safety Committee meets to discuss more than just safety concerns. He asked why the Risk Management Pool felt it necessary to meet with members of the development community. Mr. Collins responded that it was to obtain a better understanding of the city's claims' history. He explained that his recommendation is to better communicate council's philosophy.

Councilmembers Payne and Young voiced appreciation for the recommendation saying this would be a good way to improve the process and to possibly avoid litigation.

Councilmember Ekberg said he appreciated the comment on the professionalism of our staff.

3. Civic Center Debt Reserve – Capital Project Allocation. Rob Karlinsey reported that at the May 17th workstudy session Council discussed the possible allocation of a portion of the Civic Center Debt Reserve Fund for capital projects. He explained that due to timing concerns, Council would need to take action tonight if they wish to overlay 38th rather than doing a chip seal. He presented the a proposed list of capital projects:

- 38th Avenue Overlay, from 56th Street south to the City Limits: \$375,000
- Pt. Fosdick Sidewalk gap on the west side of the road, from the Library to Briarwood: \$275,000
- Sehmel Drive Northbound Right Turn Lane at SR16: \$125,000
- Wagner Way/Wollochet Drive intersection

He noted that if the Civic Center Debt Reserve Fund paid for the total of these projects, the balance would be reduced to \$2,596,756.

Councilmember Ekberg voiced surprise at this recommendation before Council tonight and said that that there are several steps needed to develop a plan before making any decisions. He added that this is an appropriate discussion for budget time.

Councilmember Young clarified that the he initially brought forward only the suggestion to use the Debt Reserve Fund for the 38th Street project to discuss a longer lasting interim solution. He said that the numbers indicate that the Civic Center won't be paid off in ten years unless we add significantly to the reserves, and that the reserve fund is well above normal standards. This is why he is suggesting using a portion of the fund

for this one project; the others can be considered after establishing a debt reserve policy.

Councilmember Payne agreed on the need for policies and procedures before deciding which projects are candidates for the reserve fund. He explained about the discussion at the workstudy session on the current low bidding climate and how other projects might benefit. Staff took that discussion and developed this list of recommended projects. He voiced hesitance at authorizing money without policy and procedures in place; he then asked for clarification on the 38th project.

City Engineer Steve Misiurak explained that the current chip seal on 38th has lasted over ten years because it's a low-volume street. He said the average is eight years. He then discussed the plan to repair structural deficiencies and the new method of chip seal which will add even more to the life of the project. He added that the project is scheduled to begin in July at a cost of \$125,000.

Councilmember Malich asked if the road width is legal. Mr. Misiurak responded that it is; but any modifications would trigger several other requirements.

Mayor Hunter voiced a safety concern that a smooth overlay would encourage higher speeds. Councilmember Conan asked about the lifespan of doing an overlay. Mr. Misiurak said an overlay lasts 15-20 years.

Councilmember Payne commented on the issue of pedestrian safety and asked if future bioswale sidewalks would disturb these roadway improvements. Mr. Misiurak said you would need to adjust certain profiles of the roadway and ideally you want a long-range cross-section plan for consistency. He further explained that a complete rebuild of the roadway is a two-year process.

Rob Karlinsey asked Mr. Misiurak to comment on potential funding sources. Mr. Misiurak said that there will be a TIB call for projects this year but he doesn't anticipate a very large "pot" of money. Councilmember Young added that we wouldn't be eligible for SAFETEA-LU Funds for improvements to 38th Street.

Councilmember Malich asked about the formation of an LID with Pierce County. Mr. Misiurak said Pierce County has been approached in the past on other improvement projects; they are reluctant to provide anything other than verbal support.

Councilmember Young said he doesn't believe the city will qualify for any funding programs in the near future. Because the 38th Street improvements have been postponed for several years he thought using the debt reserve fund may be a way to make the road safer.

Councilmember Ekberg said he appreciated the discussion but until a decision can be made on the Debt Reserve Fund he is in favor of going forward with the budgeted chip seal.

Councilmember Franich mentioned two issues: 1) the philosophy of maintaining the debt reserve fund to pay off the Civic Center; and 2) if Council decides to spend a portion of the debt reserve fund there is a need for a comprehensive look at all the capital projects. He disagreed with the recommendation to split the money into three funds if Council is acting responsibly.

Councilmember Young explained that in this economic climate, it isn't realistic to think we will be able to add enough to the debt reserve to meet the payoff goal and so he proposed ideas for the fund. He said the information he provided was in response to a request regarding best practices in other jurisdictions.

Mayor Hunter commented that we are fortunate to have these reserve funds because we don't know the future of the economy. Councilmember Payne suggested that the Finance Committee take on the task of developing a policy to bring back for full council consideration.

### **STAFF REPORT:**

1. Harborview Dr. / Stinson Ave. Water Main Construction Schedule. Rob Karlinsey praised the public outreach for this project. Senior Planner Jeff Langhelm described the public input that helped to develop the proposed plan. He summarized the recommended work hours and sequencing by zone.

Mr. Langhelm responded to questions from Councilmember Franich regarding detours, maintaining gravel roads, local access and the location of old asbestos concrete water lines.

Councilmember Ekberg made a suggestion to combine work on the morning and evening zones in order to cut down on the completion time. Mr. Langhelm said it he would see if it could be added as an alternate.

Councilmember Young voiced concern for night work in close proximity of the Maritime Inn. Mr. Langhelm said that they are going to do their best to mitigate noise.

Rob Karlinsey discussed a bid alternate to double the crew. Steve Misiurak suggested an early finish monetary incentive as well. Jeff Langhelm said a 24-hour schedule may require additional construction inspectors. There was further discussion on the tourism season and how to schedule paving in order to minimize impacts.

Staff was directed to explore the cost of using two crews and use their best judgment on whether to include this as a bid alternate.

### **PUBLIC COMMENT:**

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

Rob Karlinsey said that the agenda looks light for August and recommended that both meetings during that month be cancelled.

Councilmember Malich recognized the Gig Harbor Police Department for their response to the recent incident out at Kopachuck. He then asked if the Outfall Project will block access to marinas. Mr. Karlinsey responded that there would be brief blockages. He offered to address the Gig Harbor Yacht Club and so Councilmember Malich said he would add this to the June Yacht Club meeting agenda.

Councilmember Young announced that Puget Sound Regional Council passed the *Vision 2040* and *Transportation 2040* plans. He said neither plan has much effect on Gig Harbor, but asked Council to take a look at the plans and get any comments back to him. He said that he will be forwarding more information as it becomes available.

**ANNOUNCEMENT OF OTHER MEETINGS:**

1. Civic Center Closed for Memorial Day – Mon. May 31st.
2. Planning / Building Committee – Mon. Jun 7 at 5:15 p.m.
3. Operations Committee – Thu. Jun 17 at 3:00 p.m.
4. Finance Committee – Mon. Jun 21st at 4:30 p.m.
5. Council Workstudy Session – Mon. Jun 21<sup>st</sup> at 5:30 p.m.


**ADJOURN:**

**MOTION:** Move to adjourn at 8:07 p.m.  
**Franich / Payne** – unanimously approved.

CD recorder utilized: Tracks 1002 – 1032



Charles L. Hunter, Mayor

  
Molly Towslee, City Clerk