

**CITY OF SEQUIM
CITY COUNCIL MINUTES
SEQUIM TRANSIT CENTER
190 WEST CEDAR STREET
SEQUIM, WA**

FEBRUARY 11, 2013

5:00 P.M. STUDY SESSION

Briefing on Port Angeles Landfill Improvement Project

Haines stated that all solid waste runs through Port Angeles.

He introduced Kathryn Neal from the City of Port Angeles. She explained the issues with the marine bluffs that are eroding and exposing garbage. The Clallam County Solid Waste Plan was adopted in 2006. There is nothing in the Comp Plan about this problem. They are asking for a resolution supporting an amendment in the plan. This amendment is necessary for them to pursue grant funding. DOE has recommended a \$4 million grant in their budget proposal to assist the City of Port Angeles in this project. The total project costs could be \$18-\$65 million.

Neal stated that the landfill closed in 2007. This is now a transfer station where the garbage is transported to Finley Buttes in Eastern Oregon.

Haines added that this is our regional solution to dealing with solid waste. Our solid waste contractor can come back and ask for an increase to cover the tipping fees.

Mayor Hays called for 6 minute break.

6:00 P.M. REGULAR COUNCIL MEETING

Mayor Hays called the meeting to order.

PLEDGE OF ALLEGIANCE

ROLL CALL

Clerk Kuznek-Reese called roll. Council members present: Laura Dubois, Erik Erichsen, Ken Hays, Ted Miller, Candace Pratt, Dennis Smith and Genaveve Starr.

INTRODUCTIONS & CORRESPONDENCE

CEREMONIAL

REPORTS

None.

COMMITTEE, BOARD AND LIAISON SUMMARY

PRESIDING OFFICER REPORT

Mayor Hays reported that he, Dubois and others visited with the Consul General of Japan in Seattle last week. This year is the 20-year anniversary of the sister city agreement.

CITY MANAGER REPORT

Burkett reported five responses were received to the RFQ for a project manager on the new police station/city hall. The proposal will come to Council at the next meeting.

PUBLIC COMMENTS *(Please limit comments to 3 minutes)*

Don Hall stated there was an article in the Peninsula Daily News on February 1 concerning the library refit. He thinks someone on Council should be attending the library meetings. The City missed out on several opportunities in the past. The City should have input on the life of the library.

Francisco Delacruz was asked to do a study for the SWAC. As part of that work he was exposed to the initial presentation that Council heard tonight. He also attended the meeting with Herrera and the Port Angeles Council. He asks that Council consider this carefully. \$20 million is a large sum of money for this area. That is a lot to move 350,000 to 750,000 cubic yards of garbage about 900 feet. We should never have been in this situation. The alternatives ignore some of the basic engineering. He has seen several projects in Port Angeles have problems. He urges Council to ask deeper questions on other options.

Del Snow stated that they would like a correction to the minutes from the last meeting concerning Andrea Radich's comments. They would like the minutes to reflect there are 1,000 signatures from Clallam County residents instead of a "few."

INFORMATION/COUNCIL QUESTIONS INVITED

1. Sequim Dungeness Valley Chamber of Commerce 4th Quarter and Year-End Report

PUBLIC HEARINGS (Legislative)

Mayor Hays indicated these are all continued public hearings from the last meeting.

2. Ordinance No. 2013-001 Adding Definitions under Accessory Uses and Structures (continued from 1/28/13)

Hugo stated nothing new has been added. The definitions will all be reviewed when the zoning code is revisited after the Comp Plan.

Mayor Hays asked for speakers. Hearing no response, the hearing was closed at 6:26 p.m.

MOTION to adopt Ordinance No. 2013-001 amending Chapter 18.08 of the Sequim Municipal Code made by Miller; second by Pratt. **Carried Unanimously.**

3. Ordinance No. 2013-002 Adding Section 18.59 – Accessory Uses/Structures, including Incidental Food Service Uses/Structures (continued from 1/28/13)

Hugo stated nothing new has been added.

Mayor Hays asked for speakers. Hearing no response, the hearing was closed at 6:27 p.m.

MOTION to adopt Ordinance No. 2013-002 adding a new chapter SMC 18.59 Accessory Uses and Structures to the Municipal Code made by Miller; second by Pratt. **Carried Unanimously.**

4. Ordinance No. 2013-003 Temporary Activities and Special Events (SMC Chapter 18.68) (continued from 1/28/13)

Hugo stated this is a proposed consolidation of temporary activities and special events sections. The Planning Commission recommends approval. He reviewed the verbiage that has been added to address the suggestions that were made at the last Council meeting.

Mayor Hays asked for speakers. Hearing no response, the hearing was closed at 6:34 p.m.

MOTION to adopt Ordinance No. 2013-003 amending SMC 18.68 related to Temporary Activities made by Miller; second by Pratt.

Erichsen still feels this is an unnecessary invasion of individual rights to do things within their own personal property. It says it's okay as long as we pay for it. He does not believe it is appropriate that we invade people's rights this way.

Hugo explained there is no proposal to raise fees. Some are being lowered. We don't currently have a way to allow for some things to happen. This does.

Vote on the motion. Aye by Hays, Pratt, Smith, Starr, Dubois, Miller. Nay by Erichsen. **Motion Carries.**

CONSENT AGENDA

5. Approve/Acknowledge
 - a. City Council Meeting Minutes – January 28, 2013
 - b. Claim Voucher Recap dated 2/11/13 total payments \$210,208.61
 - c. Appoint Miles Carignan and Don Hall to Park & Recreation Advisory Board
 - d. Ratify 2012 Olympic Peninsula Humane Society Contract and approve 2013 Contract Extension

Miller asks to remove item A.

MOTION to approve the Consent Agenda as amended made by Miller; second by Dubois. **Carried Unanimously.**

Miller addressed Andrea Radich's request to modify the minutes concerning the number of signatures on the petition.

MOTION to change Radich's comments to say "approximately 1000 signatures" made by Miller; second by Dubois. Aye by Miller, Dubois, Starr, Erichsen, Pratt, Hays. Nay by Smith. **Motion Carries.**

MOTION to strike Dial-A-Ride fare increase made by Pratt, Dubois. **Carried Unanimously.**

MOTION to approve the minutes as amended made by Pratt, second by Miller. **Carried Unanimously.**

UNFINISHED BUSINESS

6. Resolution No. R-2013-03 Authorizing Remote Attendance at Council Meetings

MOTION to adopt Resolution R-2013-03 and waive the three touch rule made by Miller; second by Starr.

Erichsen feels there are some occasions when this is acceptable. When a councilmember is out of pocket, their concentration is on something else. They have not had time to prepare for discussions that take place. The person who is remote would not be able to be that engaged with everyone else to understand the dynamic that is occurring. If a remote person is allowed to vote, he does not feel that is enough of assurance that the person has been engaged.

Pratt responded this is written very carefully. Every attempt is made to hear everything that is going on if someone is absent.

Miller regularly attends the disability board meetings by teleconference. There are safeguards in the resolution.

Vote on the motion. Aye by Hays, Smith, Pratt, Starr, Dubois, Miller. Nay by Erichsen.
Motion Carries.

7. Resolution No. R-2013-04 Supporting the Association of Washington Cities Legislative Priorities

Burkett addressed the AWC legislative priorities and their importance. The staff will be providing information to our legislators on issues that are important to Sequim.

AWC is concerned about the residents' vote for annexation. Ritchie is concerned about SB5347 which makes initiatives and referendums unchallengeable. If there are enough signatures, this will go to a vote.

Burkett explained that some staff and Councilors will be attending the AWC Legislative Conference to talk with our legislators about Sequim issues.

Miller wishes the misdemeanor and felony issues were on the legislative priority list. Ritchie stated that AWC is working with other state associations to see if they can work out something. The concern is that there is funding shortage for criminal justice and that shortage is trickling down to cities. We can always propose legislation.

MOTION to adopt Resolution No. R-2013-04 endorsing AWC's 2013 legislative priorities, and that the Mayor be authorized to sign a letter to AWC transmitting the Resolution to them and

MOTION that the City Manager and various Council Members and designees be authorized to represent the best interests of the City of Sequim in communicating with legislators on AWC priorities and other legislation made by Miller; second by Dubois.
Carried Unanimously.

8. Approval of Park Docent Volunteer Position

Haines stated the parks are open 7 days a week. A docent provides a better presence for service and information. It also provides observation to reduce vandalism, particularly when the park is closed. The Park Board is supportive of this position. The budget is closer to \$5,000 to prepare for placement of motorhomes. The intent is to allow 2 different sites which would provide overlap and continuity. He recommends acting on the motion so we can complete the policy document.

Ritchie stated the City's policy will be identical to the state's policy. We are asking the docents to just observe, not try to enforce rules, and call 9-1-1.

Haines stated we currently have two very good candidates who are interested that we would like to retain.

MOTION to complete the creation of the Carrie Blake Volunteer Host Program and adopt and implement the policy as described in this agenda item made by Pratt; second by Dubois. **Carried Unanimously.**

9. Washington Department of Ecology Grant G0800564 Amendment 2

Haines stated the City received a grant in 2008 from DOE to fund three-fourths of the costs associated with water reclamation work. The agreement was vague. This agreement needs to be approved before DOE will release the monies. This amendment extends the grant to June 30, 2013 at which time the money has to be spent.

MOTION to direct the City Manager to authorize the Public Works Director to enter into Amendment 2 of the Washington State Department of Ecology Reclaimed Water Grant #G0800564 for construction, construction management, and electronics/control work made by Dubois; second by Miller. **Carried Unanimously.**

NEW BUSINESS

10. Award contract for Infiltration Basin Facility Phase I Construction

Garlington stated this contract is to construct infiltration basins. He explained the contract is for the base bid of 6,000 square feet of infiltration. Low bid was received from Kamin Excavation of Shelton. The bid was 2.5% above the engineer's estimate. There is a contingency amount between the bid and budget of approximately \$21,000.

MOTION to waive the three touch rule because the grant requires final billing to be completed by June 30, 2013 and direct the City Manager to enter into a contract with Kamin Excavation, LLC for construction of the 2013 Infiltration Basin Facility – Phase 1 project in the amount of \$274,790.50 and authorize up to \$295, 439 contingency amount made by Miller; second by Dubois. **Carried Unanimously.**

11. Approve Skillings-Connolly Construction Management Services Contract for Infiltration Basin Facility – Phase I

Garlington stated this is the contract with Skillings Connolly to do the construction management. The City is not staffed to complete the work necessary for this project. \$46,000 is in the grant for construction management.

MOTION to waive the three touch rule because the grant requires final billing to be completed by June 30, 2013 and to direct the City Manager to enter into Supplemental Agreement No. 2 to Agreement #10217 with Skillings Connolly, Inc. for construction management in the amount of \$39,580 with a contingency up to the amount of \$45,696 made by Miller; second by Dubois. **Carried Unanimously.**

GOOD OF THE ORDER

Miller had his taxes completed by Tax Aide. Anyone with an income under \$100,000 can get it done for free at the senior center. He recommends their services.

PUBLIC COMMENTS *(Please limit comments to 3 minutes each)*

Francisco Delacruz thanked the Council and Public Works for the signage coming into town at Sequim and Washington. The signs are highly visible and easy to read. He encourages similar safety improvements wherever possible. He was a bit disappointed in the Council's decision to allow remote participation. He asks Council to consider reviewing this decision to see how it is working.

EXECUTIVE SESSION

NEXT MEETING DATE

Mayor Hays announced the next meeting dates of February 19 and 20 (Goal Setting Session) February 25, 2013 (5:00 p.m.).

ADJOURNMENT

MOTION to adjourn at 7:30 p.m. made by Pratt; second by Dubois. **Carried**
Unanimously.

Respectfully submitted,



Karen Kuznek-Reese, MMC
City Clerk



Ken Hays
Mayor

Minutes approved at a regular Council meeting held on February 25, 2013.