

1996 05 13 SS

LAKEWOOD CITY COUNCIL STUDY SESSION

MINUTES

Monday, May 13, 1996

Lakewood Library Meeting Room

6300 Wildaire Road SW

Lakewood, WA 98499

CALL TO ORDER

Mayor Harrison called the meeting to order at 7:03 p.m.

ROLL CALL

Councilmembers Present: 6 - Mayor Bill Harrison; Deputy Mayor Claudia Thomas; Councilmembers Ann Kirk Davis, Jose Palmas, Doug Richardson and Sherri Thomas.

Councilmember Absent: 1 - Councilmember Colleen Henry (arrived at 7:05 p.m.)

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Staff Present: City Manager D. Scott Rohlfs; City Attorney Dan Heid; Finance Director Galen Kidd; Community Development Director David Bugher; Engineering Manager Bill Larkin; Human Resources Administrator Debra Young; and City Clerk Alice Bush.

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FLAG SALUTE

The Pledge of Allegiance was led by Walt Kelley by request of Mayor Harrison.

Councilmember Henry arrived at 7:05 p.m.

PROCLAMATIONS AND PRESENTATIONS

Proclamation declaring May 12-18, 1996 as Nursing Home Week.

Mayor Harrison proclaimed the week of May 12-18, 1996 as Nursing Home Week.

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PUBLIC HEARING

This is the date set for a public hearing on zoning, land use and business licensing regulations for adult entertainment in the city limits of Lakewood to be considered for incorporation in the City of Lakewood Comprehensive Plan, Zoning Code and business licensing regulations.

Speaking before the Council were:

Clay Futrell, 8003 75th St. SW, recommended that a task force be appointed to draft an ordinance regulating adult entertainment and that the ordinance limit the activities of such businesses in Lakewood.

Michael Graff, 13 Bridge Lane, spoke about creating a firm foundation to build strong families.

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Tom Van Houte, 10722 Glenwood Dr. SW, spoke about calling adult entertainment pornography, and that a new city should build a moral foundation to be proud of.

Brett Lawrence, 10413 Delwood Dr. SW, asked for help in placing restrictions on adult entertainment activity.

Jean Jamison, P. O. Box 98683, spoke about focusing on building the city a trauma center and forget the adult entertainment businesses.

Randy Bridges, 10313 Interlaaken, spoke against adult entertainment businesses in this community and suggested that a task force be appointed to study the issue and make recommendations to the City Council.

Walt Kelley, 5401 Arrowhead, spoke about the how adult entertainment businesses affect this community.

Rick Smedley, 458 Lake Louis Drive, expressed concern about the damaging effect adult entertainment businesses have on young children.

Susan Black, 8638 Only Drive SW, indicated that sexually oriented businesses are a problem and that a task force should be appointed to review the recommendations of the Land Use Transition Team and that these businesses should be reasonably regulated.

Philip Mathewson, 3802 Monfore Drive, Ft. Lewis, spoke about establishing laws and ordinances to abolish adult entertainment businesses and the pornography that is brought into the lives of Ft. Lewis soldiers.

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Rebecca Rich, 8512 Lawndale Avenue, spoke on behalf of a junior high group at Lake City Community Church and Lake City elementary school, expressing the devastation she has seen by parents bringing pornography home to these students.

Brad Smedley, 618 118th St. SW, sixth grade teacher in the Clover Park School District, spoke against having adult entertainment businesses in Lakewood and shared experiences he has had with students affected by pornography.

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Sue Klett, 7839 78th Avenue SW, spoke against adult entertainment businesses and activities.

James Madden, McChord Drive SW, spoke about the effects of adult entertainment in his personal life and the community.

Sue Clinton, 13218 Goldengiven Road E., spoke about the study of the Pierce County Task Force when it considered adult entertainment, and described some of the harmful effects these types of businesses have on minors. She requested that the Council support the Harmful to Minors Bill which prohibits minors under 18 to be able to enter sexually oriented businesses.

Clipper Maxfield, 10613 Farwest Drive, spoke about her experience at Dejavu.

Joanne Crane, 12005 Woodbine Lane SW, spoke about the cost for policing these types of businesses.

Lloyd Baumheckel, Lakewood resident, spoke about sexually oriented businesses affecting property values.

Larry Gehringer, 10513 90th Avenue SW, Lakewood United, spoke against having sexually oriented businesses in Lakewood and stopping these businesses from operating in Lakewood.

Bill Golding, 10205 101st Avenue SW, indicated that Ft. Lewis and McChord personnel are not allowed to have adult entertainment businesses on their bases so why have them in Lakewood.

Nancy Whitman, 8720 Moreland Avenue, spoke about women that have also been affected by drug abuse because of

sexually oriented businesses.

Helen Morrison, Pine Street, spoke about setting strict restrictions on these businesses and shared her experiences with these types of businesses on Pacific Avenue.

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Brian Murphy, McChord resident, requested to stop adult entertainment businesses and talked about how these businesses affected families.

Jennifer Kolb, 10516 94th Street, spoke about the experiences she has had with friends who have been subjected to adult entertainment activities.

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Ginger Bowen, Steilacoom resident, spoke about her fear of dating young men who affiliate themselves with sexually oriented businesses and requested that all adult entertainment businesses be banned from Lakewood.

Kate Coy, 6504 94th St., spoke about her experiences with pornography in her family.

Barbara Rassiopi, 114th Avenue SW, asked why are we allowing children to be able to enter adult entertainment businesses.

Terry Wood, Lakewood resident, spoke against Lakewood becoming a strip joint.

Gary Walmer, McChord resident, spoke about stopping porno magazines from coming into the dorms at McChord.

Jim Whitmore, Moreland Avenue SW, spoke against adult entertainment businesses in Lakewood.

Heidi Flynn, 114th Street SW, spoke about her experience with school friends affiliated with adult entertainment.

Christy Schmidt, Lakewood resident, spoke about Lakewood being referred to as a ghetto and parents picking up after prostitutes along 92nd Street and South Tacoma Way.

Mrs. Gehringer, 10513 90th Avenue, indicated that Elmos and Jerry's Bookstores are off limits to military personnel and it is up to the City to ensure that military personnel do not enter these facilities.

Jack Anderson, 123 Candlewyck Drive, expressed concern about how junior and senior high school students are going into these establishments.

Nicole Cooper, 9610 Veterans Dr. SW, spoke about what young men affiliated with sexually oriented businesses are doing to their friends.

Jill Lund, 9025 121st Street, asked where are the people to support adult entertainment businesses.

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Tom Lawrence, 95th Street SW, spoke about keeping Lakewood a place to be proud of and that the most restrictive legislation should be placed on adult entertainment businesses to take the profit out of these businesses.

Mr. Dancer, 97th Avenue Ct., thanked the Council for their efforts and spoke to close down sexually oriented businesses.

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Gary Smith, University Place resident, spoke about his experience with STING operations on adult entertainment businesses.

Ms. Van Houte, Lakewood resident, spoke about keeping adult entertainment businesses out of Lakewood.

There being no further testimony, the hearing was declared closed at 8:40 p.m.

Council recessed at 8:40 p.m. and reconvened at 8:50 p.m.

ITEMS FOR DISCUSSION:

Six Year Transportation Plan Update

Engineering Manager Larkin briefed the Council on the draft Six Year Transportation Plan. He indicated that at the May 20, 1996 Council meeting, the Council will be asked to consider setting a public hearing on the Six Year Transportation Plan for June 3, 1996. He then reviewed the projects in the Plan including arterial streets, bikeways, sidewalks, and streetlighting improvements. Discussion ensued on the use of County Road tax reserves, consideration of sidewalk projects in the Tillicum area and streetlighting in the American Lake Gardens area.

Surface Water Management Agreement

Engineering Manager reviewed the draft agreement with Pierce County for surface water management billing services through December 31, 1997.

Amending Sections 3.34.010 and 3.34.060 of the Lakewood Municipal Code Relative to Gambling Taxes

Finance and Systems Director Kidd reviewed the existing gambling tax ordinance. He then reviewed projected revenue streams for bingo, raffle, amusement games, punch cards, pull tabs and card games based on

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different tax rates. Discussion ensued about the impacts the Puyallup Indian Tribe casino could have on other businesses and how it could impact revenues in Lakewood.

Review of Identification Designs for Police Vehicles

City Clerk Bush and Police Chief Dunbar provided the Council with two proposed police vehicle designs for Council's consideration. Discussion ensued on the two alternatives.

Items Scheduled for May 20, 1996 Regular City Council Meeting:

- 1. Setting Public Hearing for Six Year Transportation Plan***
- 2. Surface Water Management Billing Agreement (Motion)***
- 3. Gambling Tax (Ordinance)***
- 4. Parks Agreement (Motion)***
- 5. Creating Chapter 12.24 of the Lakewood Municipal Code relative to regulations for parades, motorcades, runs and assemblies (Ordinance)***
- 6. Creating Chapter 1.40 of the Lakewood Municipal Code authorizing the City Manager discretion in granting minor variances of City Code requirements (Ordinance)***
- 7. Creating Chapter 10.24 of the Lakewood Municipal Code relative to traffic congestion areas and cruising regulations (Ordinance)***
- 8. Amending Ordinance No. 13 and creating Chapter 1.36 of the Lakewood Municipal Code relative to the Hearing Examiner system (Ordinance)***
- 9. Establishing a work plan in support of the moratorium on the filing of applications for licenses, permits and approvals for adult entertainment businesses (Ordinance)***
- 10. Amending Sections 5.02.050, 5.14.030, 5.20.060, 5.020.070, 5.32.010 and 5.32.030 and creating Section 5.020.045 of the Lakewood Municipal Code relative to business licenses, adult entertainment and panorama licenses (Ordinance)***

Discussion ensued on masseuse and massage parlor business licenses, clarifying the definition of junk/salvage

versus wrecking yards, and defining non-profit organizations as having 501(3)(c) standings.

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REPORTS BY CITY MANAGER

City Manager Rohlf distributed copies of a draft resolution that would help clarify the process for handling projects that were submitted to the Pierce County Hearing Examiner prior to the City's incorporation.

City Manager Rohlf reported that the Pierce County Library District Board did not adopt the library pledge for services, however, Neel Parikh, Director of the Pierce County Library District did submit a letter indicating that the Library District Board is committed to providing quality library services to the citizens of Lakewood. Copies of the letter were distributed to the Council.

City Manager Rohlf indicated that Safe Streets has requested that the City take an active role in the National Night Out Program on August 6, 1996. They requested that the Council consider adopting a proclamation and asked if any members of the Council would be interested in participating in the Program by rotating from block party to block party.

City Manager Rohlf reported that a meeting of volunteers to help enforce the sign ordinance was held today. He indicated there were 20 volunteers who attended the meeting and a majority of them indicated they were available to help 12 hours a week. He explained that the volunteers will begin with the removal of pole signs in non-commercial areas. He also noted that groups of four volunteers will be assigned to do inventories of prohibitive signs. City Manager Rohlf requested Council's concurrence in the acquisition of a used pickup truck for picking up prohibitive signs. Council concurred with proceeding with the acquisition of the truck.

CITY COUNCIL COMMENTS

Councilmember Henry commented that Maxwell Dagne, a bookstore owner at the Lakewood Mall was recently injured with a broken neck.

Councilmember Richardson asked if there was a three day grace period to obtain a business licenses. City Manager Rohlf replied that there is no grace period. Councilmember Richardson commented on the public testimony from citizens who spoke about young school children being able to enter adult entertainment businesses.

Deputy Mayor Thomas reported that the students who participated in the Youth Forum she and Mayor Harrison attended a few weeks ago, will be developing a plan about the ideas and suggestions that were discussed at the forum. She indicated that she has agreed to assist with the development of the plan, and

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asked Councilmembers to let her know if they were interested in becoming involved with this endeavor.

Councilmember Davis reported that the Regional Transit Authority (RTA) will be voting on the Regional Transit Plan that is proposed to be placed in the November election. She indicated that she will be coming before the Council after the RTA vote with a resolution requesting the Council to consider supporting the RTA proposal.

Councilmember Thomas reported that the low cost prison work crews that was recently reported in THE LAKEWOOD JOURNAL may be an opportunity for Lakewood. She explained that most of the work ethic camps will be provided on McNeil Island.

Mayor Harrison requested that the City respond to Richard Myers, Gravelly Lake Home Improvement Club's, letter on surface water management.

Mayor Harrison announced that University Place is going to discuss considering a curfew at a meeting on June 5, 1996.

ADJOURNMENT

There being no further business, the meeting adjourned at 11:30 p.m.

BILL HARRISON, MAYOR

ATTEST:

ALICE M. BUSH, CMC

CITY CLERK