

1998 04 20

LAKWOOD CITY COUNCIL MINUTES

Monday, April 20, 1998

Oakbrook Elementary School

Gymnasium

7802 83rd Avenue SW

Lakewood, WA 98498

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**CALL TO ORDER**

Mayor Harrison called the meeting to order at 7:04 p.m.

**ROLL CALL**

Councilmembers Present: 7 - Mayor Bill Harrison; Deputy Mayor Claudia Thomas; Councilmembers Ann Kirk Davis; Larry Humphrey; JosÃ© Palmas; Doug Richardson and Sherri Thomas.

Staff Present: City Manager D. Scott Rohlfs; Deputy City Manager Andrew Neiditz; City Attorney Dan Heid; Finance and Systems Director Galen Kidd; Community Development Director David Bugher; Engineering Manager Bill Larkin; Police Lt. Mel Ceccanti; Human Resources & Services Director Debi Young and General Services Director/City Clerk Alice Bush.

**FLAG SALUTE**

The Pledge of Allegiance was led by Charlie Maxwell by request of Mayor Harrison.

**REPORTS BY THE CITY MANAGER**

**City Hall Site Update**

City Manager Rohlfs reported that at the upcoming Comprehensive Plan Community Forums, staff will be presenting three potential sites for a City Hall facility and asking for public feedback. The three sites to be presented are the Colonial Center site, the Thrift Store site and the Fuchs Foundation site at Lakewood Drive and Steilacoom Boulevard. He explained that the 112th Street site and the 75th Street and Bridgeport Way sites will not be presented for consideration at the forums. He announced that the first Comprehensive Plan Forum is scheduled for April 23, 1998, at 7:00 p.m., at Lakes High School.

**Lakewood City Council Minutes -2- April 20, 1998**

**City Events Ad Hoc Committee Update**

City Manager Rohlfs reported that the City Events Ad Hoc Committee is recommending that the proposed budget of \$10,000 for City events be allocated as follows:

Street Banners	\$2,500
Summerfest Float	1,000
Summerfest Parade	1,000
Lakefolkfest	2,000

Trophy/Plaque	500
Holiday Tree Lighting	2,000
Advertising/Miscellaneous	1,000
<b>Total</b>	<b>\$10,000</b>

Funding for a volunteer recognition banquet would also need to be funded out of the \$10,000 allocation.

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City Manager Rohlf and Mayor Harrison responded to recent articles in the newspapers on Lakewood's sewers and the City's intent to continue to protect the investments that the citizens of Lakewood have paid for in its sewer system.

**PROCLAMATIONS AND PRESENTATIONS**

Proclamation declaring the week of April 19-25, 1998, as *Friends of Lakewood Library Week*.

Councilmember Thomas presented a proclamation declaring the week of April 19-25, 1998, as *Friends of Lakewood Library Week* to Mr. and Mrs. Roger Ash.

Proclamation declaring May 1 and 2, 1998, as *Lions White Cane Days*.

Deputy Mayor Thomas read a proclamation declaring May 1 and 2, 1998, as *Lions White Cane Days*.

Youth Advisors' Report.

Youth Advisor Maus reported that there continue to be concerns on the need for a place for a teen hangout similar to a recreation center. She also announced that a Youth Committee meeting and a Youth Forum will be held this week.

**PUBLIC COMMENTS**

Speaking before the Council were:

Lakewood City Council Minutes -3- April 20, 1998

*Lyn White, 8908 DeKoven Drive SW, thanked Charlie Maxwell for his support in helping Custer Elementary School. Shirley Petersen, 7207 Onyx Drive SW, Keep Lakewood Beautiful, spoke in support of Lakewood Refuse and their garbage service.*

*Lewis Loper, 6617 82nd Street SW, spoke in support of the efforts of Lakewood Refuse and the service they provide. Harold Allen, 5 Forest Glen Lane, Lakewood realtor, asked that street trees not be planted in the right-of-way in front of his Gravelly Lake Drive real estate office. He indicated that the trees would create a visibility problem and an accessibility problem.*

*Carole Wier, 103 West Shore Avenue, endorsed the services of Lakewood Refuse.*

*Irene Oda, 10203 Sharon Street SW, spoke in support of Charlie Maxwell and his service on the Chamber of Commerce and Lakewood Refuse.*

*J. F. Truebenbach, 7102 Turquoise Drive SW, endorsed Lakewood Refuse and the service they provide.*

*Jack Gamble, 7010 Turquoise Drive SW, spoke in support of Lakewood Refuse and their efficiency and well-managed company.*

*Jack Asby, 6826 Topaz Drive SW, spoke in support of Lakewood Refuse and their credibility in the community.*

*Bill Imholt, 10914 Meadow Road SW, spoke in support of Lakewood Refuse and the proposed rate increase.*

*Ed Levesque, 11811 Tomahawk Road, requested a copy of the Lakewood Refuse agreement.*

*J. B. Layne, 9911 116th Street SW, expressed concern about a relatively high, 9.5 percent, increase for residential service and indicated that Lakewood Refuse does a good service.*

*Jim Taylor, 8314 Spruce Street, spoke in support of the services provided by Lakewood Refuse. He asked that the City look into having Lakewood Refuse provide garbage service to Tillicum residents and that the City have only one*

*company provide garbage service to all Lakewood citizens. He thanked Mayor Harrison for participating in the Commencement Bay Rowing Club event at Harry Todd Park over the weekend.*

Lakewood City Council Minutes -4- April 20, 1998

*Sue Badertscher, Keep Lakewood Beautiful, spoke in support of the services provided by Lakewood Refuse. She announced that the Keep Lakewood Beautiful cleanup is on Saturday, April 25, 1998.*

*Dave Covey, Evergreen Terrace, Commencement Bay Rowing Club, spoke in support of getting the community involved in adopting parks and asked if the police could include patrol of the parks as part of their routine.*

#### C O N S E N T A G E N D A

A. Approval of the minutes of the City Council meeting of April 6, 1998.

B. Approval of the minutes of the City Council Study Session of April 13, 1998.

C. Approval of payroll vouchers in the amount of \$167,215.96 for the period March 16-31, 1998.

D. Approval of claim vouchers in the amount of \$218,753.01 for the period ending April 14, 1998.

E. Approval of claim vouchers in the amount of \$102,479.96 for the period ending April 15, 1998.

F. Items Filed in the Office of the City Clerk:

1. Events Ad Hoc Committee meeting minutes of December 15, 1997.

2. Planning Advisory Board Regular Meeting/Public Hearing minutes of March 4, 11, and 18, 1998.

3. Parks and Recreation Ad Hoc Advisory Committee meeting minutes of March 25, 1998.

G. Ordinance No. 160 (tabled from the April 6, 1998 City Council meeting)

Amending the Official Zoning Map for the City of Lakewood.

H. Ordinance No. 162

Creating Chapter 18.102 of the Lakewood Municipal Code relative to wireless telecommunications facilities.

I. Ordinance No. 163

Amending the City of Lakewood Employee Compensation and Benefits Plan relative to seasonal positions and part-time employee benefits.

J. Resolution No. 1998-16

J. Resolution No. 1998-16

Amending the City of Lakewood Fee Schedule relative to swimming pool program fees.

K. Resolution No. 1998-17

Authorizing the submittal of a grant application to the Interagency Committee for Outdoor Recreation for funding assistance for the McChord Gate Acquisition and Development Project; a Skate Park Development Project; the Wards Lake Park Property Acquisition Project; and the Flett Trail Property Acquisition Project.

L. Motion No. 1998-14

Approving the final plat map of Woodbrook Estates residential subdivision located at the southwest corner of Woodbrook Drive and 150th Street SW.

MAYOR HARRISON REMOVED ITEM I FROM THE CONSENT AGENDA TO THE REGULAR AGENDA.

COUNCILMEMBER DAVIS MOVED TO ADOPT ITEMS A-H AND J-L OF THE CONSENT AGENDA. SECONDED BY DEPUTY MAYOR THOMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

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Council recessed at 8:20 p.m. and reconvened at 8:35 p.m.

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REGULAR AGENDA

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PUBLIC HEARINGS AND APPEALS

The is the date set for a public hearing by the City Council to consider the proposed extension of a moratorium on certain wireless telecommunications facilities for an additional six months.

Speaking before the Council were:

City Attorney Heid noted that because Ordinance No. 162 was approved on the Consent Agenda, the moratorium becomes inoperative.

There was no public testimony.

The hearing was declared closed.

ORDINANCES

Ordinance No. 164 and Motion No. 1998-15 amending Sections 13.08.150, 13.08.160 and 13.08.170 of the Lakewood Municipal Code relative to garbage utility rates and authorizing the execution of an agreement with Lakewood Refuse Service, Inc., for garbage collection services.

COUNCILMEMBER HUMPHREY MOVED TO ADOPT ORDINANCE NO. 164 AND AUTHORIZE THE EXECUTION OF AN AMENDED AGREEMENT WITH LAKEWOOD REFUSE SERVICE, INC., FOR GARBAGE COLLECTION SERVICES WITH AMENDED LANGUAGE AS FOLLOWS:

"13. TERM OF AGREEMENT. THIS CONTRACT SHALL BE FOR A TERM OF TEN (10) YEARS AND THREE (3) MONTHS, AS MEASURED FROM APRIL 1, 1996 (THE COMMENCEMENT DATE OF THE TERM OF THE INITIAL AGREEMENT BETWEEN THE PARTIES HERETO), SO THAT, UNLESS OTHERWISE EXTENDED OR MODIFIED, THE TERM WOULD EXPIRE ON JUNE 30, 2006, PROVIDED THAT COMMENCING ON JULY 1, 2000, THE TERM OF THE

CONTRACT SHALL BE AUTOMATICALLY EXTENDED FOR AN ADDITIONAL YEAR, UNLESS EITHER OR BOTH OF THE PARTIES GIVE(S) WRITTEN NOTICE TO THE OTHER PARTY OF AN INTENT THAT THE CONTRACT TERM NOT BE SO EXTENDED, WHICH NOTICE SHALL BE GIVEN NOT LESS THAN SIX (6) MONTHS IN ADVANCE OF SAID JULY 1, 2000 DATE. THEREAFTER, ON JULY 1, OF THE FOLLOWING YEAR, AND

EACH YEAR THEREAFTER, UP TO AND INCLUDING JULY 1, 2004, THE TERM OF THE CONTRACT SHALL BE AUTOMATICALLY EXTENDED FOR AN ADDITIONAL YEAR, UNLESS EITHER OR BOTH OF THE PARTIES GIVE(S) WRITTEN NOTICE TO THE OTHER PARTY OF AN INTENT THAT THE CONTRACT TERM NOT BE SO EXTENDED, WHICH NOTICE SHALL BE GIVEN NOT LESS THAN SIX (6) MONTHS IN ADVANCE OF EACH SAID RESPECTIVE JULY 1 DATE(S). AT THE CONCLUSION OF THE TERM OF THE CONTRACT, WHETHER AS INITIALLY SET OR AS EXTENDED AS PROVIDED ABOVE, THE TERM OF THE CONTRACT SHALL BE RENEWED FOR A PERIOD OF FIVE (5) YEARS, CONDITIONED UPON SERVICE BY THE CONTRACTOR BEING SATISFACTORY TO THE CITY."

SECONDED BY COUNCILMEMBER RICHARDSON. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

[Ordinance No. 163](#) amending the City of Lakewood Employee Compensation and Benefits Plan relative to seasonal positions and part-time employee benefits.

Councilmember Thomas declared that she would be recusing herself from voting on this ordinance because she has a son who is a seasonal employee of the City.

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DEPUTY MAYOR THOMAS MOVED TO ADOPT ORDINANCE NO. 163. SECONDED BY COUNCILMEMBER DAVIS. VOICE VOTE WAS TAKEN AND CARRIED WITH COUNCILMEMBER THOMAS ABSTAINING.

#### UNFINISHED BUSINESS

None.

Lakewood City Council Minutes -7- April 20, 1998

#### NEW BUSINESS

None.

None.

#### BRIEFING BY THE CITY MANAGER

City Manager Rohlfs distributed copies of a report from the Association of Washington Cities on municipal skate parks.

#### CITY COUNCIL COMMENTS

Councilmember Humphrey reported on the Commencement Bay Rowing Club function that was held on Sunday, April 19, 1998, at Harry Todd Park.

Councilmember Davis questioned if the City would receive credit in the police contract for the purchase of new Lakewood police uniforms.

Councilmember Thomas reported that based on the police volunteer report on handicapped parking spaces, City Hall does not have adequate handicapped parking signs. She reported that she received a few complaints about a noise violation behind the Lakewood Chop House.

Councilmember Thomas thanked Charlie Maxwell for providing the cars Councilmembers rode in at the Daffodil Parade.

Councilmember Thomas asked staff to investigate a code violation of tractors parked in Tillicum.

Deputy Mayor Thomas reported that she and Andie Gernon attended a large cities meeting of the Association of Washington Cities (AWC). She announced that if Councilmembers had any resolutions for AWC to consider, they must be submitted to the Resolutions Committee. She referred to a referendum report she provided to the Council and called attention to the report on internet tax that is being lost through internet sales.

Deputy Mayor Thomas distributed an invitation list of businesses that are being invited to the Lakewood's Promise rally. She asked Councilmembers for their help to approach the businesses listed and ask for donations for the cause.

Mayor Harrison asked for a status report on the Attorney General's opinion on the military annexation issues.

Mayor Harrison asked Councilmember Humphrey for an update on Tom Lowry's letter on the treatment of Lake Steilacoom. Councilmember Humphrey indicated that a meeting is scheduled with the Department of Ecology on May 4, 1998, to discuss treatment of the lake.

Lakewood City Council Minutes -8- April 20, 1998

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Mayor Harrison announced that Council would recess to executive session for approximately one hour and 30 minutes to discuss potential and pending litigation and to evaluate candidates for appointed public office.

Council recessed at 9:40 p.m. and reconvened at 11:00 p.m.

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#### ADJOURNMENT

There being no further business, the meeting adjourned at 11:01 p.m.

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BILL HARRISON, MAYOR

ATTEST:

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ALICE M. BUSH, CMC

CITY CLERK