

1998 05 18

LAKWOOD CITY COUNCIL MINUTES

Monday, May 18, 1998

7:00 p.m.

Oakwood Elementary School

Gymnasium

3230 85th Street So.

Lakewood, WA 98409

CALL TO ORDER

Mayor Harrison called the meeting to order at 7:05 p.m.

ROLL CALL

Councilmembers Present: 7 - Mayor Bill Harrison; Deputy Mayor Claudia Thomas; Councilmembers Ann Kirk Davis; Larry Humphrey; Jos  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; Civil Engineer Ken Gunther; Acting Police Chief Eileen Bisson; Human Resources & Services Director Debi Young and General Services Director/City Clerk Alice Bush.

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; Civil Engineer Ken Gunther; Acting Police Chief Eileen Bisson; Human Resources & Services Director Debi Young and General Services Director/City Clerk Alice Bush.

FLAG SALUTE

The Pledge of Allegiance was led by Mayor Harrison.

SWEARING-IN CEREMONY

Swearing-in of Municipal Court Judge Carolyn Lake.

Supreme Court Justice Richard Sanders performed the swearing-in ceremony for Lakewood Municipal Court Judge Carolyn Lake.

REPORTS BY THE CITY MANAGER

City Manager Rohlfs announced that next week's Council meeting on Tuesday, May 26, 1998, will be held at City Hall and that the June 1, 1998, City Council meeting will be held at Woodbrook Middle School.

City Manager Rohlfs announced that the Post Intelligencer will be publishing an article on Lakewood neighborhoods in the May 23, 1998, edition.

City Manager Rohlf announced that the PowerPoint presentation on McChord Gate will be made to towns and cities on May 20, 1998, at City Hall and on May 21, 1998, at the City of Puyallup.

On May 19, 1998, at 9:00 a.m., a briefing on the annexation of Fort Lewis and McChord Air Force Base will be presented to the Pierce County Council Committee. City Manager Rohlf indicated that Pierce County's estimated revenue losses were provided to the City, and adjustments will be made to reflect some of the changes in the PowerPoint presentation.

City Manager Rohlf reported that the Draft Environmental Impact Statement on the Cross-Base Highway is available, and copies will be provided to the Council.

PROCLAMATIONS AND PRESENTATIONS

Certificates of Appreciation for Lakewood's Promise to the youths of Lakewood.

Mayor Harrison presented Certificates of Appreciation to Deputy Mayor Claudia Thomas, Andie Gernon, Frank Walter, Sydna Koontz, Debi Young and Tes Ongoco for their efforts in putting together the Lakewood's Promise Kick-Off rally.

Proclamation declaring the month of May 1998 as Foster Parent Recognition and declaring May 19, 1998 as "Night of a Thousand Heroes."

Mayor Harrison read a proclamation declaring the month of May 1998 as Foster Parent Recognition and declaring May 19, 1998, as "Night of a Thousand Heroes."

Youth Advisors' Report.

Youth Advisors Maus and Paskowski expressed their appreciation for participating in Lakewood's Promise.

Youth Advisors Maus and Paskowski reported that a design committee of youths will be formed to discuss the design of a skate park at their meeting on May 27, 1998.

PUBLIC COMMENTS

Speaking before the Council were:

David Anderson, 14506 Portland Avenue SW, spoke in support of Ordinance 171.

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Brian Hedglin, Lipstix, expressed concern about Ordinance 171 legislating morality.

Jason Baker, Lipstix, spoke against Ordinance 171 and taking away employment from the dancers.

Jeff Ammerman, no address provided, spoke about Ordinance 171 being a moral issue and that people who do not attend these places are placing their morals on others.

Scott Smith, 6101 South Park, expressed concern that prostitution is on a case-by-case basis.

Milton Ruffins, no address provided, spoke about his experience at entertainment clubs.

Daniel Jackson, no address provided, spoke against Ordinance 171 and shutting down viable entertainment businesses.

Elysia Hart, 1928 East 60th Street, spoke against Ordinance 171 and penalizing dancers and customers.

M. Bevins, 2551 South 12th Street #A, spoke against the four foot rule and the need for employment.

Jasmine Robert, no address provided, spoke about dancing being an expression of art and not a "right" to tell people what they can do in their job.

Lael Dorman, 6123 119th Street SW, spoke about her experiences on the Pierce County Task Force Against Pornography and moral nuisances created by adult entertainment establishments.

Larry Geringer, 10513 90th Avenue SW, spoke in support of Ordinance 171 and setting a standard for Lakewood.

Cary Jeffries, 602 116th, Parkland, spoke about making changes through psychology and not laws.

Rachel Ferguson, 6185 Fife Street, Tacoma, spoke about pornography being available on the personal computer, easily accessible to children and not just at clubs.

Rachel Sadler, 1140 Clearwood, Yelm, expressed concern that it is not right to impose anyone's "right" on someone else.

Raymond Johnson, 10703 17th Avenue South #H, spoke about Ordinance 171 imposing morals onto another person.

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Todd Daniel, 618 South Fife, spoke about enforcement of a six inch law.

James Hays, 7501 South Sunray Drive, spoke about the sense of integrity of the entertainers and the "right" to go to entertainment establishments.

Joanna Ross, 6200 Fair Oaks Road SE, spoke about the ordinance destroying the entertainment business.

Matt Finney, 10703 17th Avenue South #H, said that passage of Ordinance 171 will make entertainers lose money and the City lose revenue.

Loren Combs, 1102 Broadway, thanked the City for helping to formulate Fife's ordinance.

Helen Morrison, 10111 Kline Street SW, spoke in support of Ordinance 171.

Tracy Stroup, 10420 116th Street SW #G, spoke about the loss of donations that entertainers would be able to give to charities if the ordinance was passed.

Christine Johnson, 8603 87th, expressed concern about employment and that adult entertainment does not promote prostitution.

Crystal Baker, Lipstix, spoke about how dancing provided her opportunities to make more money.

Yavann Johnson, no address provided, spoke about license and fees paid as an entertainer and how the hours of the profession provided her the ability to spend more time with her children.

Patricia Neal, 4328 South 41st Street #14, Tacoma, spoke about entertaining as a second job and going to school.

Tina Garener, Decency for Lakewood, encouraged the Council to pass Ordinance 171.

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

A. Approval of the minutes of the City Council meeting of May 4, 1998.

B. Approval of the minutes of the City Council Study Session of May 11, 1998.

C. Approval of payroll vouchers in the amount of \$143,318.44 for the period April 16-30, 1998.

D. Approval of claim vouchers in the amount of \$64,861.48 for the period ending May 13, 1998.

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

Planning Advisory Board meeting minutes of April 15, 1998.

F. [Ordinance No. 168](#)

Authorizing the implementation of a work crew program and amending the compensation and benefits plan by adding the position of work crew leader.

G. [Ordinance No. 169](#)

Establishing a tuition reimbursement program as a part of the compensation and benefits plan for City employees.

H. [Ordinance No. 170](#)

Amending Chapter 9.22 and creating Chapter 9.04 of the Lakewood Municipal Code relative to enforcement actions involving geographic restrictions on certain violators of controlled substances and arrest of persons.

I. [Ordinance No. 171](#)

Repealing Chapter 5.14 and creating Chapter 5.16 of the Lakewood Municipal Code relative to the regulations of sexually-oriented businesses and providing for the licensing, standards of conduct and operations of such businesses.

J. [Ordinance No. 172](#)

Amending Sections 14.02.030 and 14.02.040 and creating Section 14.02.035 of the Lakewood Municipal Code relative to environmental rules and procedures.

K. [Resolution No. 1998-20](#)

Authorizing the acquisition of 3.14 acres located at 127th St. SW and Addison Drive in the McChord Gate neighborhood for a park site.

L. [Motion No. 1998-19](#)

Authorizing the execution of an agreement with the Tacoma-Pierce County Visitor and Convention Bureau in the amount of \$10,000 and the Lakewood Chamber of Commerce in the amount of \$11,000 for providing tourism services.

M. [Motion No. 1998-20](#)

Approving the final plat map for 45 Country Club Estates to subdivide 4.7 acres into 9 parcels near the end of Country Club Drive on the shore of

American Lake.

N. Motion No. 1998-21

Authorizing the execution of an interlocal agreement with Pierce County relative to monitoring buildable lands pursuant to State law.

O. Motion No. 1998-22

Denying claims for damages.

MAYOR HARRISON ANNOUNCED THAT ITEMS F AND I WILL BE REMOVED FROM THE CONSENT AGENDA TO THE REGULAR AGENDA.

COUNCILMEMBER DAVIS MOVED TO ADOPT THE CONSENT AGENDA ITEMS A-E, G-H, AND J-O AS PRESENTED. SECONDED BY COUNCILMEMBER HUMPHREY. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

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ouncil recessed at 8:20 p.m. and reconvened at 8:30 p.m.

REGULAR AGENDA

Ordinance No. 168 authorizing the implementation of a work crew program and amending the compensation and benefits plan by adding the position of work crew leader.

DEPUTY MAYOR THOMAS MOVED TO ADOPT ORDINANCE NO. 168. SECONDED BY COUNCILMEMBER PALMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

[Ordinance No. 171](#) repealing Chapter 5.14 and creating Chapter 5.16 of the Lakewood Municipal Code relative to the regulations of sexually-oriented businesses and providing for the licensing, standards of conduct and operations of such businesses.

COUNCILMEMBER DAVIS MOVED TO ADOPT ORDINANCE NO. 171. SECONDED BY COUNCILMEMBER PALMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

APPOINTMENTS

Motion No. 1998-23 confirming the appointment of Amanda Maus to serve on the Tacoma-Pierce County Commission on Children, Youth and Their Families through July 20, 1999.

COUNCILMEMBER RICHARDSON MOVED TO CONFIRM THE APPOINTMENT OF AMANDA MAUS TO SERVE ON THE TACOMA-PIERCE COUNTY COMMISSION ON CHILDREN, YOUTH AND THEIR FAMILIES THROUGH JULY 20, 1999. SECONDED BY DEPUTY MAYOR THOMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

ORDINANCES

[Ordinance No. 166](#) authorizing the vacation of Stanley Street SW and Woodlawn Avenue SW right-of-way to transfer ownership of undeveloped right-of-way to the adjacent property owners. (American Lake, LLC; File No. VAC 98-002)

COUNCILMEMBER HUMPHREY MOVED TO ADOPT AMENDED ORDINANCE NO. 166 TO INCLUDE, IN SECTION TWO OF THE ORDINANCE, LANGUAGE STATING: "AN EXISTING POLE ANCHOR GUY WIRE TO PUGET SOUND ENERGY

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AS APPROVED BY THE CITY ENGINEER." SECONDED BY

COUNCILMEMBER RICHARDSON. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

Deputy Mayor Thomas distributed copies of a position announcement for Youth Advisors to the City Council. Council agreed to add an "at-large" Youth Advisor position representing other high schools besides Lakes High School and Clover Park High School.

Councilmember Palmas asked if some type of restrictions can be imposed on those establishments that sell narcotics paraphernalia for making drugs. City Attorney Heid replied that under state law, the City cannot identify different control substances as amphetamine paraphernalia and restrict the selling of items separately.

Councilmember Humphrey requested that the City start its search for an Economic Development Director/Public Information Officer.

Councilmember Richardson suggested that it may be beneficial for the work crew leader to go through the reserve officer program.

NEW BUSINESS

None.

BRIEFING BY THE CITY MANAGER

City Manager Rohlfs reported that research has been done to develop a job description and salary range for an Economic Development/Public Information officer position. Mayor Harrison suggested that staff investigate the feasibility of bringing on a consultant for the position.

CITY COUNCIL COMMENTS

Councilmember Davis reported that the SR-16 Advisory Committee she sits on voted for a second Narrows Bridge to be placed on the November ballot, and Lakewood voters will be able to vote on that issue.

Councilmember Humphrey reported that progress is being made on the treatment of the lakes. The next meeting is scheduled for May 28, 1998. He commended Bill Larkin for his work on this project.

Councilmember Thomas asked that a six month budget review be scheduled for Council to focus on policy oriented matters in order to provide direction for staff to plan for the 1999 budget.

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Councilmember Richardson added that the review of the budget should also include the review of the police sex offender budget.

Deputy Mayor Thomas asked that the financial status of the City be included in the next City newsletter, as well as some of the critical issues the City is working on. The articles should clarify and provide accurate information for citizens.

Deputy Mayor Thomas asked for a status report on the recruitment for a Police Chief. City Manager Rohlfs indicated a job description has been finalized, and Pierce County Human Resources will be advertising for the position soon.

Mayor Harrison reported on the Chamber of Commerce military reception at Lakewood Gardens. Mayor Harrison also reported on the Clover Park School District strategic planning meeting.

Mayor Harrison announced that on Friday, May 15, 1998, a complaint for declaratory judgment was filed in Thurston County Superior Court relative to the sewer issue.

Mayor Harrison requested Councilmembers to attend the Tuesday, May 19, 1998, at 9:00 a.m. Pierce County Council meeting on Lakewood's base annexation proposal.

Mayor Harrison thanked members of the Planning Advisory Board for all their many hours and efforts in putting together the adult entertainment ordinance.

Mayor Harrison announced that Council will recess into Executive Session for approximately 30 minutes to discuss potential litigation.

Council recessed at 9:25 p.m. and reconvened at 10:30 p.m.

ADJOURNMENT

There being no further business, the meeting adjourned at 10:30 p.m.

BILL HARRISON, MAYOR

ATTEST:

ALICE M. BUSH, CMC

CITY CLERK