

**2005 10 17**

**LAKESWOOD CITY COUNCIL MINUTES**

Monday, October 17, 2005

City of Lakewood

City Council Chambers

6000 Main Street SW

Lakewood, WA 98499

**CALL TO ORDER**

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

**ROLL CALL**

Councilmembers Present: 5 – Mayor Doug Richardson; Councilmembers Pad Finnigan, Bill Harrison, Walter Neary and Claudia Thomas.

Councilmember Absent: 1 – Councilmember John Arbeeny.

Councilmember Excused: 1 - Deputy Mayor Helen McGovern.

**FLAG SALUTE**

The Pledge of Allegiance was led by Mayor Richardson.

**REPORTS BY THE CITY MANAGER**

City Manager Neiditz reported on the meetings with Sound Transit. He indicated that there will be a public meeting on November 2, 2005, at 4:00 p.m., at Pierce Transit.

City Manager Neiditz reported on the Lakewood Mobile Home Court Park tenants' meeting that was held on Saturday, October 15, 2005, to discuss the tenants' options for moving relative to the closure of the park. He explained that the Washington State Community, Trade and Economic Development, the Korean Women's Association, City staff and Pierce County staff attended

the meeting to provide information on relocation assistance and referrals for other housing.

## **PROCLAMATIONS AND PRESENTATIONS**

### **Proclamation declaring October 2005 as Domestic Violence Awareness Month and a Presentation on Domestic Violence Awareness.**

Mayor Richardson presented a proclamation declaring October 2005 as Domestic Violence (DV) Awareness Month to Victim Advocate Dvorak and Sgt. Hoffman, representing the Lakewood Partners Against Domestic Violence.

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Victim Advocate Dvorak and Sgt. Hoffman presented information on how to identify and speak to victims of domestic violence.

### **Clover Park School District Board Report.**

Clover Park School District (CPSD) Board Member Connie Coleman-Lacadie reported on the hiring of CPSD staff.

Ms. Coleman-Lacadie reported on the Lake City Elementary School closure public hearing meeting.

She indicated that the Clover Park Citizens for School Committee has been formed to assist with the CPSD levy campaign.

Ms. Coleman-Lacadie announced that the Lakewood Sister Cities Association is sponsoring eight Lakewood students and two chaperones on a student exchange to Lakewood's sister city, Okinawa City, Okinawa, Japan.

## **PUBLIC COMMENTS**

Speaking before the Council were:

*Dennis Haugen, Lakewood resident*, displayed a tool that was not an auto theft tool. He complimented Councilmembers Arbeeny and Finnigan for bringing photos on the sight visibility issue at Amber and Zircon Drive. He then commented on the Attorney General's forum on the new public disclosure laws. He spoke about the collection of City information and City staff controlling the information and not providing access to information. He then spoke about the .08% alcohol limits and arresting impaired drivers. He also spoke about a police sweep that occurred at the Schooner several weeks ago.

*Richard Rabisa, Lakewood resident*, encouraged the City to erect a sign to advertise information, such as helping domestic violence victims. He then spoke about meeting the sewage flow requirements needed for the construction of sewers in

Tillicum.

*Larry Else, Lakewood resident*, spoke about the results of the boat speeding and noise Ordinance on American Lake that the Council adopted. He commented that last summer was the best on American Lake. He thanked the marine services unit of the Police Department for enforcing the Ordinance. He then spoke about the moratorium in effect with regard to Progress House.

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*Glen Spieth, Lakewood resident*, announced that the Lakewood Historical Society will present information on the ice rink at a meeting on October 18, 2005, at 7:00 p.m. He then spoke about the Interlaaken Drive speed bumps and how speed bumps create havoc on automobiles. He spoke about several car accidents in the last few weeks. He then spoke about the Steilacoom Mayor's comments to the Planning Advisory Board about having a work release program at Western State Hospital and how vulnerable Steilacoom High School would be.

## **C O N S E N T   A G E N D A**

- A.    Approval of the minutes of the City Council meeting of October 3, 2005.
  
- B.    Approval of the minutes of the City Council Study Session of October 10, 2005.
  
- C.    Approval of payroll check numbers 106, 108154 to 108196 and direct deposit check numbers 12846 to 13073, in the amount of \$895,961.08, for the period September 16-30, 2005.
  
- D.    Approval of claim voucher numbers 32206 to 32230, in the amount of \$38,180.81, for the period ending October 4, 2005.
  
- E.    Approval of claim voucher numbers 900127 and 32231 to 32322, in the amount of \$116,203.86, for the period ending October 5, 2005.
  
- F.    Approval of claim voucher numbers 32324, 32325, and 32327 to 32357, in the amount of \$176,410.93, for the period ending October 11, 2005.
  
- G.    Approval of claim voucher numbers 32323, 32326, and 32358 to 32417, in the amount of \$130,303.46, for the period ending October 12, 2005.
  
- H.    Items Filed in the Office of the City Clerk:
  - 1.    Redevelopment Advisory Board meeting minutes of September 13, 2005.
  - 2.    Community Development Block Grant Citizens' Advisory Board meeting minutes of September 21, 2005.

I. [Ordinance No. 395](#)

Vacating a portion of 49<sup>th</sup> Avenue SW right-of-way for private development (Liberty Lake Peppertree, LLC).

J. [Resolution No. 2005-32](#)

Adopting the Fiscal Year (FY) 2006 Policy Statement for the FY 2006 Annual Consolidated Action Plan for CDBG and HOME Programs.

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COUNCILMEMBER HARRISON MOVED TO ADOPT THE CONSENT AGENDA AS PRESENTED. SECONDED BY COUNCILMEMBER THOMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

**R E G U L A R   A G E N D A**

**APPOINTMENTS**

**Motion No. 2005-32 appointing Christopher Baker and Ken Canfield to serve on the Citizens' Transportation Review Committee through November 5, 2008.**

COUNCILMEMBER HARRISON MOVED TO CONFIRM THE APPOINTMENTS OF CHRISTOPHER BAKER AND KEN CANFIELD TO SERVE ON THE CITIZENS' TRANSPORTATION REVIEW COMMITTEE THROUGH November 5, 2008. SECONDED BY COUNCILMEMBER THOMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

**Motion No. 2005-33 appointing Linda Smith and Stephanie Walsh to serve on the Lodging Tax Advisory Committee through November 1, 2008.**

councilmember neary MOVED TO CONFIRM THE APPOINTMENTS OF LINDA SMITH AND STEPHANIE WALSH TO SERVE ON THE LODGING TAX ADVISORY COMMITTEE THROUGH november 1, 2008. SECONDED BY COUNCILMEMBER HARRISON. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

**ORDINANCES**

[Ordinance No. 396](#) creating Section 9.90.020 of the Lakewood Municipal Code relative to making or having possession

**of burglar or auto theft tools that aid in auto thefts and vehicle prowls as a gross misdemeanor.**

COUNCILMEMBER NEARY MOVED TO ADOPT ORDINANCE NO. 396. SECONDED BY COUNCILMEMBER FINNIGAN.

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Speaking before the Council were:

*Frederick Cornell, Lakewood resident*, asked if he could speak after the staff presentation. He expressed concern that the proposed Ordinance tramples the private citizens' freedom and civil rights and that the City is being too heavy-handed. He added that if shotguns are legal in Lakewood, why are locksmith tools illegal. He urged the Council to form a citizens' crime advisory board.

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*Glen Spieth, Lakewood resident*, expressed concern about how the usage of some of the tools can be used for other purposes other than auto theft.

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Council recessed at 8:40 p.m. and reconvened at 8:47 p.m.

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Council requested that the Ordinance be reviewed in six months to look at the statistics and the effects of the Ordinance.

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*J.B. Layne, Lakewood resident*, expressed concern about individuals that may be arrested during the next six months and what would happen with the charges if the Ordinance is changed.

*Frederick Cornell, Lakewood resident*, applauded the Police Chief to attempt to deter crime. He indicated that Lakewood's property theft rate is lower and suggested that the Ordinance be tabled to develop an Ordinance that is more workable and with more 'teeth.' He asked why a clothes hanger was not one of the burglar tools listed.

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VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

ordinance no. 396 was declared adopted.

## **UNFINISHED BUSINESS**

Councilmember Harrison asked for update on the Police Department's 'John School.' Police Chief Saunders indicated that the cities of Tacoma, Fife and Lakewood Police Departments have joined forces in the formation of a 'John School,' and that it has just begun.

Councilmember Harrison asked Councilmember Thomas for clarification on Sound Transit's plan for the second quarter of 2006. Councilmember Thomas indicated that construction will begin in the second quarter of 2006.

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## **NEW BUSINESS**

**Motion No. 2005-34 approving the boundary line adjustments for the property located at 12511 and 12517 47<sup>th</sup> Avenue SW to locate the two existing apartment complexes on one parcel by decreasing the size of Parcel A and increasing the size of Parcel B (LU050065 - Robert VanBuskirk).**

COUNCILMEMBER HARRISON MOVED TO APPROVE THE BOUNDARY LINE ADJUSTMENTS FOR THE PROPERTY LOCATED AT 12511 AND 12517 47<sup>TH</sup> AVENUE SW TO LOCATE THE TWO EXISTING APARTMENT COMPLEXES ON ONE PARCEL BY DECREASING THE SIZE OF PARCEL A AND INCREASING THE SIZE OF PARCEL B. SECONDED BY COUNCIL FINNIGAN. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

## **BRIEFING BY THE CITY MANAGER**

None.

## **CITY COUNCIL COMMENTS**

Councilmember Neary commented on the SummerFest organizational meeting to discuss the event that is being planned for June 2006.

Councilmember Neary thanked the Council for auctioning six hours of labor at the Lions auction.

Councilmember Finnigan asked if some bars are being required to hire off-duty police officers for security and what authority does the City have to require bars to hire off-duty officers, and what is the method of payment.

Councilmember Thomas commented on the Lake City Neighborhood Association meeting she attended where they discussed domestic violence, and the closure of Lake City Elementary School.

Councilmember Thomas noted that the Human Services Funding Advisory Board will be meeting on October 19, 2005 to discuss funding recommendations.

Councilmember Thomas commented on the Community Collaboration meeting last week.

Councilmember Thomas commented on a letter from a citizen about a housing development on Butte and 104<sup>th</sup> Streets. Community Development Director Bugher provided an update on the project.

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Mayor Richardson asked that, with a change in staffing, a follow-up letter be sent to the State Department of Transportation about naming the Tillicum bridge.

Mayor Richardson asked the City Manager to provide the Council with an update, at a later time, about the interest rates by businesses in Florida and whether there is authority by our State to do the same.

Councilmember Neary commented about the fantastic reduction in property crime rates and how the Council and citizens are appreciative of the police officers' efforts.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 9:30 p.m.

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DOUGLAS G. RICHARDSON, MAYOR

ATTEST:

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ALICE M. BUSH, MMC

CITY CLERK