

2007 03 05

LAKESWOOD CITY COUNCIL MINUTES

Monday, March 5, 2007
City of Lakewood
City Council Chambers
6000 Main Street SW
Lakewood, WA 98499

CALL TO ORDER

Mayor Thomas called the meeting to order at 7:00 p.m.

ROLL CALL

Councilmembers Present: 7 ? Mayor Claudia Thomas; Deputy Mayor John Arbeeny; Councilmembers Ron Cronk, Pad Finnigan, Helen McGovern, Walter Neary and Doug Richardson.

FLAG SALUTE

The Pledge of Allegiance was led by Mr. Richard Rabisa by request of Mayor Thomas.

REPORTS BY THE CITY MANAGER

City Manager Neiditz reported on the work of the Police Department and Safe Streets in seeking grants for Safe Streets. He added that the Milgard family donated \$100,000 for Safe Streets.

City Manager Neiditz reported that staff is working on putting together information on Council's questions about the Lead Hazard Control Grant.

City Manager Neiditz reported that the Adult Family Home bill that was sponsored by Senator Mike Carrell is dead. He indicated that the Ft. Steilacoom Park Barnes Heritage bill and Wards Building demolition is still active. He noted that the Washington State Department of Corrections' issues on Progress House and mental release facilities at Western State Hospital are being monitored closely.

City Manager Neiditz provided an update on the progress of the abatement process and a tour he took of these sites. Community Development Director Bugher displayed before and after pictures of abated properties.

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PROCLAMATIONS AND PRESENTATIONS

Youth Council Report.

The Youth Council reported on their activities which include work on the Amazing Lakewood Race, Habitat for Humanity house, Relay for Life, and the Community Summit. Activities at each of the high schools were also reported.

Proclamation declaring March 2007 as Women's History Month.

Councilmember McGovern presented a proclamation declaring March 2007 as Women's History Month to Ms. Debbie Denton, Administrator of Lakewood WorkSource.

Proclamation declaring March 12-16, 2007 as Classified School Employees Week.

Councilmember Finnigan presented a proclamation declaring March 12-16, 2007 as Classified School Employees Week to Ms. Irene Oda, President of the Education Support Personnel of Clover Park.

Clover Park School District Board Report.

Clover Park School District (CPSD) Board Member Carole Jacobs reported that Oakwood Elementary teacher Donna Amidon was given the State Educator of the Year award by the American Legion. She thanked the City for partnering with the CPSD and hosting the Lakewood Community Summit. She then reported on CPSD's savings as a result of the fiber optics installation.

Ms. Jacobs announced that a candidate search is being conducted for a Deputy Superintendent. She also announced the next Community Caf? will be held on March 13.

Ms. Jacobs reported on six students from Lakes High School who will be receiving athletic scholarships; and that Idlewild Elementary will be celebrating their 50th Anniversary on May 17, 2007.

Ms. Jacobs provided a progress report on the renovation at Lakes High School, and that the foundation pad should be poured for the new Lakeview Elementary School soon. She announced that Communities In Schools will be holding their Champions for Youth Breakfast on March 29, 2007.

PUBLIC COMMENTS

Speaking before the Council were:

Charlotte Hamel, Lakewood resident, spoke about a vehicle accident she was involved in at Gravelly Lake Drive SW and Avondale. She expressed concern about visibility hazards because of overgrowth of vegetation.

Dennis Haugen, Lakewood resident, spoke about overgrowth of vegetation and a systemic concern about traffic visibility.

Glen Spieth, Lakewood Historical Society, spoke about the Lakewood Station artwork and suggested that the artwork be projected for the audience to see. He then spoke about the Hill Ward Building.

Kerry Hill, Lakewood resident, spoke about not limiting citizen communication before the Council.

Ken Severe, Lakewood resident, spoke about making public comments before the Council.

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

A. Approval of the minutes of the City Council meeting of February 20, 2007.

B. Approval of the minutes of the City Council Study Session of February 26, 2007.

C. Approval of payroll check numbers 109487 to 109519, and direct deposit check numbers 20626 to 20865, in the amount of \$741,980.58, for the period February 1-15, 2007.

D. Approval of claim voucher numbers 39780 to 39992, in the amount of \$658,227.22, for the period ending February 28, 2007.

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

1. Lakewood Sister Cities Association Board meeting minutes of January 18, 2007.

2. Parks and Recreation Advisory Board meeting minutes of January 23, 2007.

F. [Resolution No. 2007-02](#)

Setting Monday, March 19, 2007, at approximately 7:00 pm. as the date for a public hearing by the City Council relative to extending a moratorium on the filing of applications for licenses, permits and approvals for card rooms (casino gambling) for an additional six months.

G. [Resolution No. 2007-03](#)

Adopting the City of Lakewood's Employee Wellness Program.

DEPUTY MAYOR ARBEENY MOVED TO ADOPT THE CONSENT AGENDA AS PRESENTED. SECONDED BY COUNCILMEMBER FINNIGAN. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

R E G U L A R A G E N D A

Mayor Thomas announced that Ordinance No. 438 will be considered at this time.

ORDINANCES

Ordinance No. 438 establishing Chapter 2.25 of the Lakewood Municipal Code relative to the formalization of a Human Services Funding Advisory Board.

DEPUTY MAYOR ARBEENY MOVED TO ADOPT ORDINANCE NO. 438. SECONDED BY COUNCILMEMBER NEARY.

DEPUTY MAYOR ARBEENY AND COUNCILMEMBER NEARY WITHDREW THEIR MOTION.

[Ordinance No. 439](#) amending Section 2.22.020 of the Lakewood Municipal Code relative to membership residency for serving on the Public Safety Advisory Committee.

councilmember cronk MOVED TO ADOPT ORDINANCE NO. 439. SECONDED BY councilmember finnigan. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Ordinance No. 440 amending Section 2.28.020 of the Lakewood Municipal Code relative to membership residency for serving on the CDBG Citizens Advisory Board.

councilmember finnigan MOVED TO ADOPT ORDINANCE NO. 440. SECONDED BY councilmember neary. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

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Ordinance No. 441 amending Section 2.36.020 of the Lakewood Municipal Code relative to membership residency for serving on the Parks and Recreation Advisory Board.

councilmember neary MOVED TO ADOPT ORDINANCE NO. 441. SECONDED BY deputy mayor arbeeney. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Ordinance No. 442 amending Section 2.44.020 of the Lakewood Municipal Code relative to membership residency for serving on the Citizens Transportation Review Committee.

councilmember mcgovern MOVED TO ADOPT ORDINANCE NO. 442. SECONDED BY deputy mayor arbeeney. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Ordinance No. 438 establishing Chapter 2.25 of the Lakewood Municipal Code relative to the formalization of a Human Services Funding Advisory Board.

DEPUTY MAYOR ARBEENY MOVED TO AMEND ORDINANCE NO. 438, BY CHANGING SECTION 2.25.060 TO READ ?ROLE OF THE HUMAN SERVICES ADVISORY BOARD? AND SECTION 2.25.030 TO READ ?THE MEMBERS OF THE HUMAN SERVICES FUNDING ADVISORY BOARD SHALL BE APPOINTED FROM AMONG MEMBERS OF THE PUBLIC TO INCLUDE, TO THE EXTENT REASONABLY POSSIBLE, REPRESENTATION FROM PEOPLE INVOLVED WITH OR INTERESTED IN THE VARIOUS OPPORTUNITIES AND PROJECTS TO ENHANCE THE PROVISION OF HUMAN SERVICES IN THE CITY.? SECONDED BY COUNCILMEMBER MCGOVERN. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Council recessed at 8:30 p.m. and reconvened at 8:43 p.m.

COUNCILMEMBER FINNIGAN MOVED TO AMEND ORDINANCE NO. 438, SECTION 2.25.020 TO CHANGE THE MEMBERSHIP FROM SEVEN TO NINE MEMBERS. SECONDED BY COUNCILMEMBER CRONK. VOICE VOTE WAS TAKEN AND CARRIED WITH COUNCILMEMBER MCGOVERN VOTING IN OPPOSITION.

VOICE VOTE WAS TAKEN ON THE AMENDED ORDINANCE NO. 438 AND CARRIED UNANIMOUSLY.

THE AMENDED ORDINANCE NO. 438 WAS DECLARED ADOPTED.

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APPOINTMENTS

Motion No. 2007-07 appointing Mary Green, Sydna Koontz, Debbie LeBeau, Gloria Grubert, Phyllis Souza and Susan Hart to the Human Services Funding Advisory Board.

councilmember richardson MOVED TO CONFIRM THE APPOINTMENTS OF MARY GREEN, SYDNA KOONTZ, DEBBIE LEBEAU, GLORIA GRUBERT, PHYLLIS SOUZA AND SUSAN HART TO THE HUMAN SERVICES FUNDING ADVISORY BOARD and add two additional positions TO THE BOARD, with one expiring on july 31, 2007 and the other expiring on july 31, 2008. SECONDED BY MAYOR THOMAS. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

RESOLUTIONS

Resolution No. 2007-04 amending the Council Rules of Procedure.

COUNCILMEMBER FINNIGAN MOVED TO ADOPT AMENDED RESOLUTION NO. 2007-04. SECONDED BY councilmember CRONK.

COUNCILMEMBER RICHARDSON MOVED THAT THERE BE NO CHANGE TO SECTION 2, THIRD PARAGRAPH OF THE COUNCIL RULES (AS EXHIBITA), TO READ ?The City Clerk shall cause to be prepared action minutes of all of the Council meetings, which minutes shall contain an account of all official actions of the Council. Council meetings shall be electronically recorded and retained for the period of time as provided by State law.? SECONDED BY COUNCILMEMBER CRONK. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

COUNCILMEMBER NEARY MOVED TO AMEND SECTION 2.1 OF THE COUNCIL RULES, FOURTH PARAGRAPH, TO READ ?A quorum shall constitute four or more Councilmembers physically present for the transaction of business. Attendance and/or voting by telephone or video conference may be allowed by request in extenuating circumstances including but not limited to physical incapacity or travel.? SECONDED BY COUNCILMEMBER RICHARDSON. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

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COUNCILMEMBER NEARY MOVED TO AMEND SECTION 2.2(C) OF THE COUNCIL RULES TO READ ?Study Sessions will be informal meetings for the purpose of discussing, investigating, reviewing or study matters of City business with City staff for informational purposes. For those items requiring deliberation, the topic will first be introduced at a Study Session with a complete staff report including any visual aids, documents and/or input from invited and relevant persons along with options from which the Council can choose. Whenever possible and reasonable, presentations should include maps and other important exhibits that are visible throughout the room. The matter shall then have a public hearing, as deemed necessary by the Council and action, should such be desired, shall be taken at the next Regular Meeting of the Council.? SECONDED BY COUNCILMEMBER RICHARDSON. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

COUNCILMEMBER FINNIGAN MOVED TO AMEND SECTION 3 OF THE COUNCIL RULES, SECOND PARAGRAPH, TO ADD ?4. BY ANY TWO (2) COUNCILMEMBERS.? SECONDED BY COUNCILMEMBER CRONK. VOICE VOTE WAS TAKEN AND CARRIED WITH COUNCILMEMBERS MCGOVERN AND RICHARDSON, AND MAYOR THOMAS VOTING IN OPPOSITION. THE MOTION PASSED.

DEPUTY MAYOR ARBEENY MOVED TO AMEND SECTION 8.2 OF THE COUNCIL RULES TO READ ?Courtesy. - All speakers, including members of the Council, which includes the Presiding Officer, in the discussion, comments, or debate of any matter or issue shall address their remarks to the Presiding Officer, be courteous in their language and deportment, and shall not engage in or discuss or comment on personalities, or indulge with insinuations in respect to any other member of the Council, or any member of the staff or the public, but shall at all times confine their remarks to those facts which are germane and relevant to the question or matter under discussion.? SECONDED BY COUNCILMEMBER FINNIGAN. VOICE VOTE WAS TAKEN ON THE AMENDMENT AND CARRIED UNANIMOUSLY.

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COUNCILMEMBER FINNIGAN MOVED TO AMEND SECTION 11.2 OF THE COUNCIL RULES TO READ ?All speakers shall address their remarks to the Presiding Officer, be courteous in their language and deportment, and shall not engage in or discuss or comment on personalities, or indulge with insinuations in respect to any other member of the Council, or any member of the staff or the public, but shall at all times confine their remarks to those facts which are germane and relevant to the question or matter under discussion.? SECONDED BY COUNCILMEMBER RICHARDSON. VOICE VOTE WAS TAKEN AND CARRIED WITH COUNCILMEMBER NEARY VOTING IN OPPOSITION.

Speaking before the Council was:

Ken Severe, Lakewood resident, spoke about telephone conference calls during voting.

VOICE VOTE WAS TAKEN ON THE AMENDED RESOLUTION NO. 2007-04 WITH COUNCILMEMBER NEARY VOTING IN OPPOSITION.

UNFINISHED BUSINESS

Councilmember Richardson indicated that he will not make a motion to withdraw the applications for the Citizens? Transportation Review Committee since there will be two vacancies to that Committee that will open up in November.

NEW BUSINESS

Motion No. 2007-08 approving the Lakewood Sound Transit Station artwork design by Artist Mark Calderon.

COUNCILMEMBER FINNIGAN MOVED TO APPROVE THE LAKEWOOD SOUND TRANSIT STATION ARTWORK DESIGN BY ARTIST MARK CALDERON. SECONDED BY COUNCILMEMBER NEARY. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Motion No. 2007-09 amending the Council?s appointment process for Citizens Advisory Boards, Committees and Commissions relative to attendance and public comments at said meetings.

COUNCILMEMBER NEARY MOVED TO AMEND THE COUNCIL?S APPOINTMENT PROCESS FOR CITIZENS ADVISORY BOARDS, COMMITTEES AND COMMISSIONS (CABCC) to provide for ATTENDANCE AND PUBLIC COMMENTS AT CABCC MEETINGS. SECONDED BY COUNCILMEMBER MCGOVERN. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Motion No. 2007-10 awarding a bid to S & W Utilities Contractors, Inc., in the amount of \$206,658.63, for the construction of a right turn lane on Lakewood Drive onto 74th Street W.

COUNCILMEMBER CRONK MOVED TO AWARD A BID TO S & W UTILITIES CONTRACTORS, INC., IN THE AMOUNT OF \$206,658.63, FOR THE CONSTRUCTION OF A RIGHT TURN LANE ON LAKEWOOD DRIVE ONTO 74TH STREET W. SECONDED BY DEPUTY MAYOR ARBEENY. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Motion No. 2007-11 authorizing the City Manager to execute an agreement with The Transpo Group, Inc., in an amount not to exceed \$134,000, to develop the City of Lakewood's Travel Demand Model and Non-Motorized Transportation Plan.

COUNCILMEMBER MCGOVERN MOVED TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TRANSPPO GROUP, INC., IN AN AMOUNT NOT TO EXCEED \$134,000, TO DEVELOP THE CITY OF LAKEWOOD'S TRAVEL DEMAND MODEL AND NON-MOTORIZED TRANSPORTATION PLAN. SECONDED BY COUNCILMEMBER FINNIGAN. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

Motion No. 2007-12 authorizing the City Manager to execute an agreement with KPG, in an amount not to exceed \$299,684.87, for engineering services for roadway and storm drainage improvements on Pacific Highway from 108th Street SW to State Route 512 interchange.

COUNCILMEMBER RICHARDSON MOVED TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH KPG, IN AN AMOUNT NOT TO EXCEED \$299,684.87, FOR ENGINEERING SERVICES FOR ROADWAY AND STORM DRAINAGE IMPROVEMENTS ON PACIFIC HIGHWAY FROM 108TH STREET SW TO STATE ROUTE 512 INTERCHANGE. SECONDED BY COUNCILMEMBER CRONK. VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

BRIEFING BY THE CITY MANAGER

City Manager Neiditz reported that Lakewood Refuse provided notice effective March 1, 2007 of a landfill increase and a 3.7 percent Consumer Price Index (CPI) increase, which totals to a five percent increase.

City Manager Neiditz reported on plans for a Lakewood reception welcoming Colonel Jerry Martinez, McChord Air Force Base 62nd Airlift Wing commander.

City Manager Neiditz reported on Councilmember Richardson's presentation before the Pierce County Council on encroachment and the potential for a military base annexation.

CITY COUNCIL COMMENTS

Councilmember Neary commented on the Parks and Recreation Advisory Board meeting he attended and their discussion about interpretive issues on the Wards Building.

Councilmember Neary announced that he will be out of town on business and will not be attending March 12, 2007 Council Study Session.

Councilmember Richardson commented on the Tillicum Neighborhood Association meeting and the presentation by BRCA.

Councilmember Richardson announced that he will be absent from the March 12 and 19, 2007 Council meetings.

Mayor Thomas announced that the groundbreaking ceremony of the Lakewood Sound Transit Station will be held on March 26, 2007, at 10:00 a.m.

Mayor Thomas announced that Town of Steilacoom Mayor Ron Lucas will be the Pierce County Cities and Towns representative on the Department of Health Committee.

Mayor Thomas thanked the Council for their participation and support of the Community Summit.

ADJOURNMENT

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

CLAUDIA B. THOMAS, MAYOR

ATTEST:

ALICE M. BUSH, MMC

CITY CLERK