LAKEWOOD CITY COUNCIL MINUTES

Tuesday, September 5, 2017
City of Lakewood
City Council Chambers
6000 Main Street SW
Lakewood, WA 98499

CALL TO ORDER

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

ROLL CALL

Councilmembers Present: 6 – Mayor Don Anderson; Deputy Mayor Jason Whalen; Councilmembers Mary Moss, Mike Brandstetter, Marie Barth and Paul Bocchi.

Councilmember Excused: 1 – Councilmember John Simpson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Anderson.

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Mayor Anderson deferred from the agenda and asked the City Manager to provide an update on the release of a Western State Hospital patient with a violent history to an adult family home in the Oakbrook neighborhood. He explained that contact was made to the Governor, the Department of Social and Health Services and legislative officials to stop the release of this patient.

City Manager Caulfield reported that Representatives Muri and Kilduff and Senator O'Ban informed him that at this time, the patient, Mr. Butterfield, will not be released from Western State Hospital and that more research will be undertaken to look at additional options. He then reviewed Mr. Butterfield's forensic mental health report and criminal history background. He reported that a temporary restraining order is being prepared against Mr. Butterfield in advance of a release date should this happen. A meeting with the interim CEO at Western State Hospital, the Pierce County Prosecuting Attorney's Office and Lakewood Police Chief will be held to better understand the process for releases. He indicated that adult family homes has become to be mental health facilities and to bring them into single family residential homes is inappropriate. He spoke about establishing density requirements and limitations as it relates to adult family homes, noting that it has been introduced at the legislature and the 28th and 29th District Legislators are versed in this legislation. He spoke about prohibiting the conversion of adult family homes from single family homes, looking at minimum wage requirements, and providing for public notification

requirements. He encouraged the Council to use its authority in police powers and exercise it.

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PROCLAMATIONS AND PRESENTATIONS

Youth Council Report.

The Youth Council introduced themselves and reported that they have been working on assigning Youth Council members to various citizens advisory boards and committees.

Proclamation declaring September 11, 2017 as patriot day and day of remembrance.

MAYOR ANDERSON PRESENTED A PROCLAMATION DECLARING SEPTEMBER 11, 2017 AS PATRIOT DAY AND DAY OF REMEMBERANCE TO POLICE CHIEF MIKE ZARO.

Lakewood's Phlebotomy Program.

Mayor Anderson announced that this item will not be considered at this time.

Commute Trip Program Award.

Ms. Charmaine Riley, Communications and Marketing Specialist and Ms. Karen Henderson, Employer Services Coordinator, Pierce Trips Program, Pierce Transit presented a Commute Trip Program award to Assistant Engineer Tim Motoh for coordinating the City's participation in the Commute Trip program.

Clover Park School District Report.

Clover Park School District Board Director Vlaming reported on the work of the Board's goals. He then spoke about the one-hour late Wednesday program model. He announced that a public hearing will be held on September 13, 2017 on the sale of Woodbrook Middle School property. He reported that on September 16, 2017 the Ft. Steilacoom cross country meet will be held.

PUBLIC COMMENTS

Speaking before the Council were:

Representative Dick Muri, spoke about concerns regarding the release of the Western State Hospital patient and that he is working on legislative solutions to prevent this and address the issue of fair share.

Representative Christine Kilduff, spoke about Western State Hospital patients getting the care and security needed and that releasing high risk offenders in residential areas we must ensure that we are not jeopardizing safety and the risk of children and the public.

Johanna Henry, Lakewood/Oakbrook resident, spoke about her phone call to the Department of Social and Health Services regarding adult family homes and the language barriers and staffing issues in these homes. She indicated that the Oakbrook neighborhood has become a dumping ground for such homes.

Dennis Haugen, Lakewood resident, spoke about President Trump and the Harvey disaster.

Pierce County Prosecuting Attorney Mark Lindquist, spoke about the Western State Hospital letter he wrote to the Governor on why Mr. Butterfield is a threat to the community. He indicated that the release of Mr. Butterfield is under reprieve at this time.

Don MacSparran, Lakaewood/Oakbrook resident, stated that it is time to take on the fight of the inappropriate use of adult family homes and asked that the City take the legal approach to proceed quickly with deliberation and not to shun the legal obstacles that should arise the next time.

Cheri Clark, Lakewood/Oakbrook resident, spoke about the need for good mental health treatment and Oakbrook should be able to live free of this problem.

Lisa Klinkhammer, Lakewood/Oakbrook resident, spoke about how this matter became urgent and once the urgency dissipates, what action on the issue of group homes be taken to raise the urgency in our community. She emphasized that safety and our welfare needs to be the priority.

Mike Barton, Lakewood/Oakbrook resident, spoke about the Council taking action to prevent this from happening in the future from the legislative side, legal side and with police powers.

Susan Sorensen, Lakewood resident, spoke about registered sex offenders moving into two group homes on Topaz Drive. She spoke about densities of group homes and providing for notifications when group homes are located in an area. She spoke about parking and traffic impacts as well.

Arthur Henry, Lakewood/Oakbrook resident, spoke about the group home that Mr. Butterfield would have moved to. He expressed concern about the density issue of adult family homes, parking issues, and the need to challenge this before the courts.

Jordan Michelson, Lakewood, spoke about the marijuana discussion held at the April 17, 2017 Council meeting on whether the City should allow marijuana or be

banned. He asked what is the next step, and what is the Council's position on this matter.

Karen McNally, Lakewood/Oakbrook resident, asked if the workers in adult family homes are prepared to deal with all the different types of patients in the home and that specialized training may be needed.

Mr. Ingraham, Lakewood/Oakbrook resident, spoke about children living in adult family homes and the preparedness of those providing the level of care for those living in such homes.

CONSENT AGENDA

A. Approval of the minutes of the City Council meeting of August 21, 2017.

B. Approval of the minutes of the City Council study session of August 28, 2017.

C. Approval of payroll checks, in the amount of $2,261,149.34 for the period July 16, 2017 through August 15, 2017.

D. Approval of claims vouchers, in the amount of $3,413,351.91 for the period July 14, 2017 through August 15, 2017.

E. Motion No. 2017-47

Appointing Sylvia Allen and Michael Lacadie to serve on the Parks and Recreation Advisory Board from September 18, 2017 through September 19, 2020.

F. Motion No. 2017-48

Authorizing the execution of an interlocal agreement with the Clover Park School District for the purchase of fuel from September 1, 2017 through August 31, 2018.

G. Motion No. 2017-49

Authorizing the execution of an interlocal agreement with the Lakewood Water District relative to backflow prevention device testing and inspections.

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

1. Planning Commission meeting minutes of August 2, 2017.

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

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

ORDINANCE

Ordinance No. 673 adopting the 2017 Comprehensive Plan amendments and land use and zoning maps.

COUNCILMEMBER BOCCHI MOVED TO ADOPT ORDINANCE NO. 673. SECONDED BY COUNCILMEMBER BRANDSTETTER . VOICE VOTE WAS TAKEN AND CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

None.

NEW BUSINESS

City Manager Caulfield asked how the Council would like staff to proceed with regard to the issue concerning adult family homes.

It was the consensus of the Council for staff to draft initiatives on individual options and provide a legal analysis on each. Discussion ensued on an option to place a moratorium for future adult family homes.

REPORTS BY THE CITY MANAGER

City Manager Caulfield recognized Officer Brent Prante for his efforts in saving a victim from a domestic violence incident.

He announced that the Fall City Connections newsletter is published and being distributed.

He reported on a meeting he held with the Clover Park School District Superintendent. He noted that the School Board will be holding a public hearing on September 13, 2017 to surplus 13 acres of property including Woodbrook Middle School. The Board is scheduled to take action on the matter at their September 18, 2017 meeting.

With regard to economic development he announced that a 30 unit multi-family residential development is proposed to be constructed at Lake Grove Street SW and 59th Street W. Also, an 18-unit Planned Development District is proposed at the Ruby Drive property in Oakbrook. A building permit for Harbor Freight Tools has been issued on Pacific Highway South next to Advance Auto Parts. Springbrook Apartments is seeking interim financing since their Department of Housing and Urban Development financing has not been finalized.

He reported that the Streets Maintenance and Operations team has started street patching on 150th Street SW on August 22, 2017 and will be completing street patching on Gravelly Lake Drive and Lakewood Drive through September 15, 2017.

He also reported that Economic Development Manager Becky Newton met with Congressman Heck and colleagues from Mason, Pierce and Thurston counties to discuss the state of the south sound.

He announced that the Police Department is seeking to submit an application to the Department of Justice for a Byrne Grant for a Officer Wellness program. It is scheduled for the Council's September 18, 2017 meeting for Council's consideration.

He announced that Partners for Parks is interested in renovating a barn at Ft. Steilacoom Park.

He then announced that the City of Tacoma Planning Commission has proposed interim regulations to limit the expansion of additional fuel facilities. The City is opposed to this as it has a negative effect to JBLM operations, humanitarian and disaster relief. SSMCP is preparing a letter opposing the regulations.

He then announced the following meetings and events:

- September 8, 5:30 PM, Waughop Lake Trail Ribbon Cutting (6:00 PM Ribbon Cutting & Program
- September 11, noon, Patriot Day of Remembrance, the City of Lakewood and West Pierce Fire and Rescue will again hold a joint 9/11 remembrance ceremony this year to honor the lives lost and impact Sept. 11, 2001 had on our nation. City Hall Flag Plaza. Pipers will begin playing at 11:45 a.m. with a short program to follow starting at noon.

CITY COUNCIL COMMENTS

Councilmember Moss reported that Sound Transit will be adding two trips between Seattle and Lakewood beginning September 25, 2017. She then commented on the Lakewood United meeting she attended and their discussion about Waughop Lake dredging. She then spoke about the Lakewood Promise Advisory Board meeting she attended, and the grand opening of the museum at North Ft. Lewis.

Councilmember Bocchi spoke about the Youth Council meeting he attended. He indicated that he will be attending the Waughop Lake grand opening.

Councilmember Brandstetter commented about the grand opening of the musum at JBLM. He indicated that he will not be able to attend the Clover Park Technical College 75th anniversary and noted that the college will be burying a 50 year time capsule.

He spoke about the comments provided by citizens tonight. He then spoke about the Waughop Lake grand opening.

Councilmember Barth thanked the Legislators, Council and staff for being involved with the Western State Hospital patient release urgency.

Deputy Mayor Whalen commented on the parking lot paving at Ft. Steilacoom Park. He then commented on the Waughop Lake grand opening. He indicated that the Arts Commission retreat is coming up and asked if the Council had any thoughts to share. He asked if the Council would consider discussing business licensing conditions about marijuana, for example looking at the Auburn option, and looking at zoning options and looking at a status quo option.

Mayor Anderson spoke about the museum opening at JBLM. He then spoke about Tacoma's interim regulations on a subarea plan for the Port of Tacoma. The intent is to limit any activity with respect to fossil fuel as a non-conforming use. He indicated that US Oil Refinery would be a non-conforming use and supplies jet fuel to McChord.

City Manager Caulfield indicated that the November 13, 2017 Study Session could be scheduled to docket a discussion on marijuana. It was the consensus of the Council to consider discussion on the options, an ordinance to ban, an ordinance for zoning in particular area(s), limit the number of retail outlets of up to two, conditions on a business license issued to the two retail businesses, and an additional tax for fees.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:31 p.m.

Don Anderson
DON ANDERSON, MAYOR

ATTEST:

Alice M. Bush
ALICE M. BUSH, MMC
CITY CLERK