

ORIGINAL

Councilmembers

Position No.

1. Tod Gunther
2. Barbara Ford, Deputy Mayor
3. Brandon Hoyt
4. Dave Harman
5. Nicola McDonald
6. Josh Penner
7. Scott Drennen



ORTING CITY COUNCIL

Regular Business Meeting Minutes

August 31, 2016, 7:00 p.m.

Orting Public Safety Building
401 Washington Ave. SE, Orting, WA

Mayor Joachim Pestinger

A. CALL MEETING TO ORDER, PLEDGE OF ALLEGIANCE, ROLL CALL.

Mayor Pestinger called the meeting to order at 7:00 p.m. in the in the Public Safety Building. Deputy Mayor Ford led the Pledge of Allegiance.

Councilmembers Present

Deputy Mayor Barbara Ford, Councilmembers Scott Drennen, Tod Gunther, Dave Harman, Nicola McDonald, Josh Penner, and Brandon Hoyt.

Staff Present

Scott Larson, Treasurer, Jane Montgomery, City Clerk, JC Hungerford, Engineer, Charlotte Archer, City Attorney, William Drake, Chief of Police.

REQUEST FOR ADDITIONS OR CORRECTIONS TO THE AGENDA

None.

B. CONSENT AGENDA:

- Minutes of August 10, 2016
- Minutes of August 17, 2016
- Payroll and Claims Warrants

Prior to approval of the Consent agenda Councilmember Drennen asked for clarification on the payment of a vehicle from Korum Ford. Discussion followed about whether or not this had been previously approved by the City Council. The Mayor will look in to the matter discussed.

*Deputy Mayor Ford made a motion to approve Consent Agenda as prepared.
Second by Councilmember McDonald. Motion carried (7-0).*

C. PUBLIC COMMENTS

Susan Rigley- Ms. Rigley from the Pierce County Library in Orting, gave an informative briefing to the City Council which covered past and future events at the library. She passed out the annual report and two flyers from the Library.

D. PRESENTATIONS

1. AB16-78- Council Confirmation of Mayor's Appointment to the Civil Service Commission.

Mayor Pestinger introduced Lonny Meadows to the City Council and asked him to brief the City Council on his desire to serve as a Civil Service Commissioner. Mr. Meadows gave a brief statement of his qualifications and why he felt suited for the position.

Councilmember McDonald made a motion to confirm the Mayor's appointment of Lonny Meadows to the position of Civil Service Commissioner. Second by Deputy Mayor Ford. Motion carried (7-0).

E. PUBLIC HEARING

1. Traffic Calming- Eldredge Avenue.

Mayor Pestinger read the procedural rules for the hearing and then called the hearing to order at 7:15pm. Councilmember Penner gave a staff report explaining that his role was to facilitate the discussion. He explained that this item was on the agenda because a community member brought up a concern about speeding on Eldredge Avenue. He explained that the hearing is to allow the public to give their input on the issue. The next step will be back to the Transportation Committee where further discussion will take place. Then JC Hungerford gave a power point presentation which gave a pictorial view of Eldredge Avenue. Discussion followed between staff and the City Council. Different options for Traffic Calming were discussed.

Mayor Pestinger then opened the hearing up for Public Comments.

Chris Hopfauf

Mr. Hopfauf read a flyer to the Council that he had sent out to his neighbors who live on Eldredge Avenue. Mr. Hopfauf expressed his desire for a solution to the danger he feels the residents are exposed to on Eldredge Avenue by speeding motorists. Included were comments from neighbors who also expressed their concerns. He is asking the City Council to take an action which will alleviate the problem.

Kelly Cochran

Ms. Cochran addressed Council and expressed her concern about speeding traffic on Eldredge Avenue. She highlighted concerns about a blind corner at Bridge Street.

Dustin Rohrback

Mr. Rohrback addressed Council and expressed his concerns about speeding traffic on Eldredge Avenue and how that impacts the safety of his children. He would like to see stop signs put in.

Rose Tracy

Ms. Tracy addressed Council and asked that the City take an independent look at the entire situation before they make a decision as to the extent of the problem on Eldredge Avenue. She would like objective measures used in the process.

Tiffany Rohrback

Ms. Rohrback addressed Council and said that she is not in favor of a stop signs but would like to have a study done to evaluate the street traffic. She wants safety for children to be the main issue addressed.

Cheryl Temple

Ms. Temple addressed the Council. She has lived in the Community for 30 years and walks on Eldredge every day. She is in favor of changes that will make traveling the street easier for pedestrians. She said the City needs to stay in line with the Comprehensive Plan and the current budget. She has concerns about traffic calming measures which might devalue property values. She urged the City Council not to approve Traffic Calming on Eldredge.

Discussion followed by Councilmembers who shared their thoughts on different solutions among them were:

- The cost of stop signs;
- Other developments which successfully use traffic calming;
- Safety issues;
- Blind corners on Eldredge;
- Lack of sidewalks,;
- Non-motorized modes of transportation;
- Yield signs;
- Traffic circles;
- Speed signs;
- Children @ play signs;
- Painted crosswalks for pedestrians;

When discussion was over, Councilmember Penner briefed about the next steps in the process, which are to take this back to the Transportation Committee and then bring any recommendations forward to the Council, and they will also advise the public of any decisions that they make.

Mayor Pestinger thanked the public for coming out and participating at the hearing, and then closed the Public Hearing at 7:52pm.

F. COMMITTEE AND COUNCIL STANDING REPORTS

Finance Committee- *DM Ford/Councilmember Hoyt*

Deputy Mayor Ford reported on the following topics:

- The Finance Committee meeting on August 26th, 2016;
- The revenue and expense report of July 31, 2016;
- General Fund balance;
- Permit status;
- Budget surplus.

Councilmember Hoyt wanted to celebrate the accomplishments of Scott Larson for the way he disseminates finance information and handles finance matters for the City.

Deputy Mayor Ford stated that the Finance Committee will be meeting at 4:30pm on the Monday before the first Council meeting.

Emergency Preparedness- CM Drennen/CM Ford

Americans with Disabilities Act – reasonable accommodations provided upon request (360) 893-2219

Councilmember Drennen gave a briefing on the following;

- The Emergency Preparedness meeting took place on August 18th;
- Barbara Thurman's contribution and the offer of her volunteer and consulting services;
- Government continuance.

Community & Government Affairs- *CM Harman/CM Drennen*

Councilmember Harman reported that this committee has changed its name to Community and Government Affairs from Rules. The Committee will now be tasked with social issues such as homelessness, as well as Economic Development and Retail Business. They are also in the process of amending the Council rules.

Transportation- *CM Penner/CM McDonald*

Councilmember Penner reported that at the last meeting they discussed the following:

- Traffic calming on Eldredge Avenue;
- Budget preparation;
- Site Line Distance at Leber and Washington;
- An ordinance coming in September regarding maintenance of the parking strips;
- Chip sealing started on the 24th and is almost completed;
- Construction agreement for the Two Way Left Turn Project was worked on and is on the agenda for approval.

Councilmember McDonald shared that the green painted roadway strip that was approved by Council has been completed at the Safeway complex and reports it is a success. Councilmember McDonald received positive feedback from the public in particular those from out of town. Deputy Mayor Ford shared that the City of Bellingham uses the green color to signify bike trails and states it seems to be a universal color to signify that the area is off limits to vehicles. Councilmember Penner encouraged comments from the Council and the community. The Mayor expressed his approval. Councilmember Hoyt was asked by Citizens why chip seal is done in the City. He was advised by Councilmember Penner to encourage those citizens to attend Transportation Committee meetings. Councilmember Drennen explained that chip seal is done to minimize damage to the road and prevent the expansion and contraction of the road which extends the life of the roadway.

Councilmember Hoyt asked about Rocky Road. He was informed that Rocky Road was chip sealed in accordance with the motion previously passed by Council.

Councilmember Drennen had complaints from two business owners regarding dust and paving the Downtown Park. He would like to move forward on paving and would like it addressed in the budget. He felt the City needed to address storm water maintenance issues at the Park as well.

Mayor's Report – Mayor Pestinger

The Mayor attended the Resilience Meeting with FEMA at the Pierce County Emergency Management Office where they discussed the following:

- Risks in our community
- Strategy and resources available to reduce risk;
- Importance of communicating risk to the public.

The Mayor stated that the goal of this group is to make the Community safer and more prepared.

The Mayor also attended a meeting regarding the SR 162 survey meeting where they addressed how the survey answers could be categorized and then prioritized. Councilmember Penner also attended. Councilmember Penner also briefed on the meeting and reported that Orting did a great job representing their views.

The Mayor also attended the School Districts annual kickoff celebration at the stadium. He reported that the band did a fantastic job and a student dance group performed as well. He was impressed with the energy coming from the group. He was pleased with the Orting School District. Deputy Mayor Ford also attended.

Miscellaneous activity reports, i.e. PSRC, special meetings, etc.

Councilmember Harman reported that he and Councilmember Hoyt represented the City at the grand opening of the new Agriculture Plex at the Washington State Fairgrounds in Puyallup. It will house all the dairy cows. It will also be available for rent for special occasions.

Councilmember Hoyt attended the Tacoma Central Co-Op in Tacoma who support local Orting farmers. This group is a testament of the support of local quality organic food grown and for people owned grocery stores versus those owned by large corporations.

Deputy Mayor Ford participated in a table top exercise on active shooter at the Orting School District. She feels that the experience will be beneficial to future emergency preparedness discussions.

Mayor Pestinger reported that the Police Department and the School Resource Officer received a great applause at the school opening. He also reminded everyone present that the Annual Day of Service is on September 10th. The startup will take place at the Orting Soldiers Home at 8:30am.

G. OLD BUSINESS

1. Discussion- Police V150 Search & Rescue Vehicle.

Councilmember Gunther stated that the purpose of this agenda item was to discuss the definition of Search and Rescue and also the painting of the vehicle. Councilmember Gunther then read the SAR definition from RCW 38.52.10.17. Functions will be limited to the following:

- Floods
- Natural disasters
- Road obstructions
- Lost children and civilians
- Swift water rescue
- Vehicle extractions

- Building collapses
- Vehicle retrieval's
- Major medical calls
- Downed aircraft
- Hazmat incidents
- Mass casualties incidents
- Neighborhood evacuations
- Wilderness evidence searches
- Promotion of public awareness in outdoor safety and recreation

He reminded the Council that they voted in April that the Vehicle would be used for Search and Rescue only. Since that time Councilmember Gunther and Harman had done further research and proposed that the following be added to the use of the vehicle:

- Active shooter scenarios
- School shootings
- Hostage situations
- Armed barricades

Deputy Mayor Ford concurred as did Councilmember Penner. Councilmember Gunther asked if Council would consider including these additional uses for the Vehicle. Councilmember Penner stated that he wants Council to be presented a complete policy on the issue from the Public Safety Committee and reviewed by the Chief of Police. The Council as a whole agreed so this issue will go back to the Public Safety Committee and a use policy will be presented at a later date to the Council. Councilmember Gunther then brought up the painting of the vehicle and the use of the vehicle by other agencies. This will be addressed in the policy as well. Chief Drake agrees with the decision of Council to have a complete policy.

2. AB16-79- Animal Control Ordinance Amendments.

Charlotte Archer briefed the Council on the proposed amendments. Pierce County requires that the City adopt their regulations in order to enter into a contract with them for animal control services. The original start date with Pierce County was September 1st but the City was notified that the contract start date will be November 1st. Revisions in the ordinances are proposed by Piece County and the effective date of the Ordinances have also been modified. Discussion followed between the Attorney and the Council.

Councilmember Hoyt made a motion to adopt Ordinance No. 2016-992, Amending Ordinance No. 2016-986, And Orting Municipal Code Title 6 (Police Regulations), Chapter 3 (Animal Control), Article A (General Provisions), and Article D (Licensing Of Dogs and Cats). Second by Deputy Mayor Ford. Motion carried (7-0).

Councilmember Ford made a motion to adopt Ordinance No. 2016-993 Amending Ordinance, No. 2016-987, and New Title 4 (Business and License Regulations), Chapter 6 (Licensing Of Animal Businesses), Article C (Kennel or Cattery, Grooming Parlor, Short-Term Boarding Facility, or Pet Shop). Second by Councilmember Hoyt. Motion passed (7-0)

Councilmember Harman made a motion to adopt Ordinance No. 2016-994, amending Ordinance No. 2016-989, and Orting Municipal Code Article B (Livestock) Of Chapter 3 (Animal Control) Of Title 6 (Police Regulations); Regarding Regulation Of Livestock Within City. Second by Deputy Mayor Ford. Motion passed (7-0)

PUBLIC COMMENT

Michael Lettiere- Prior to the vote on this ordinance Mr. Michael Lettiere addressed the Council and asked if this meant that he would only be allowed to own 5 chickens on his 3.5 acre property. Councilmember Hoyt informed Mr. Lettiere that the 5 chicken restriction refers to urban lots only.

H. NEW BUSINESS

1. AB16-80- Impact Fee Deferral Ordinance.

Mayor Pestinger read an email which was submitted by Jeremiah LeFranca of the Pierce County Master Builders Association. Scott Larson addressed the issues in the email from the MBA. He stated that the ordinance does bring City code in line with state requirements to defer a certain number of impact fees until final inspection. This ordinance will defer up to 20. The MBA expressed their desire for the City to defer all impact fees until the time of final plat. City Attorney Charlotte Archer addressed the Council and briefed on the proposed ordinance. This ordinance is required to be passed before September 1st, 2016.

Councilmember Penner made a motion to adopt Ordinance No. 2016-991, amending Orting Municipal Code section 15-6-10(B) related to an impact fee deferral process. Second by Councilmember McDonald. The motion passed (7-0)

2. AB16-81- Developer Utility Extension Agreement.

JC Hungerford briefed on this agenda item. This is for information only. No action is required at this time. Discussion followed between Council and Staff.

3. AB16-82- Settlement Agreement with the Priscilla S Corporation.

JC Hungerford briefed on this agenda item. This is the last piece of right of way for the Two Way Left Turn project. The City received additional grant funds which will pay for the sidewalk extension to Leber. This agreement is with the new owner Priscilla S Corporation.

Deputy Mayor Ford made a motion to approve the settlement agreement with the Priscilla S Corporation in the amount of \$250. Second by Councilmember McDonald. Motion passed (7-0)

4. AB16-83- WSDOT Construction Agreement for the Two-way Left Turn Lane Project.

JC Hungerford briefed on this agenda item. This is a housekeeping item and has the usual boiler plate language that the City uses on any right of way project.

Councilmember Hoyt made a motion to approve the WSDOT Construction Agreement for the Two-way Left Turn Lane Project. Second by Councilmember Drennen. Motion passed (7-0)

Mayor Pestinger asked the Council if they had made a decision about supporting the John Wayne Trail. Mayor Pestinger briefed on the topic which addressed concerns about eminent domain. Discussion followed.

A roll call vote was taken and the Motion passed (5-2). Abstain: Councilmember Penner and Councilmember Gunther.

I. EXECUTIVE SESSION

There was no executive session.

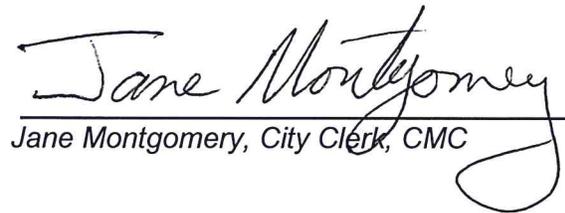
J. ADJOURNMENT

Councilmember McDonald made a motion to adjourn. Second by Councilmember Harman. Motion passed (7-0)

ATTEST:



Joachim Pestinger, Mayor



Jane Montgomery, City Clerk, CMC