ORTING CITY COUNCIL
MEETING MINUTES
JULY 13, 2016
Multipurpose Center
202 Washington Ave. S, Orting, WA 98360

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

Mayor Joachim Pestinger called the meeting to order at 7:00 pm in the Orting Multipurpose Center. Councilmember Penner led the Pledge of Allegiance.

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

REQUEST FOR ADDITIONS OR CORRECTIONS TO THE AGENDA.

- JC Hungerford asked to add a settlement agreement with Randal and Mary Anderson, under New Business #4.
- Councilmember Drennen asked to add a debriefing on the 4th of July, under New Business Item #5.

B. CONSENT AGENDA:

- Minutes of June 29, 2016
- Payroll and Claims Warrants

Motion: *Move to approve Consent Agenda as prepared.*

Councilmember Ford moved to approve the Consent Agenda as prepared. Second by Councilmember Harman. Motion carried (6-0).

C. PRESENTATIONS

1. AB16-62- Confirmation of Planning Commissioner

Mayor Pestinger removed this item from the agenda because Mr. L'Italien was not present. This agenda item will be brought back to a future agenda.

2. AB 16-63- Interviews for Councilmember Position #3

Deputy Mayor Ford briefed the Council on this agenda item. She distributed a packet to Council which detailed the interview process and the procedure they would follow to interview the applicants. Deputy Mayor Ford informed the Council that Brandon Hoyt had made a special request to be the first candidate interviewed because his newborn baby and wife were present, and he might need to assist his wife if the need arose. Council agreed to allow Mr. Hoyt to be the first candidate interviewed.

The remaining candidates picked a card from the City Clerk to determine the order of their interview. Applicant Jeffery Wright did not show up for the interview process.
The following candidates were interviewed by each Councilmember. They were asked two questions by each Councilmember and gave a two minute introduction and a two minute closing statement.

1. Brandon Hoyt
2. Graham Hunts representative, Laura Fisher
3. Michelle Gehring
4. Jared Swanson

Following the interviews Council recessed to an executive session, pursuant to RCW 42.30.110(h), to evaluate the qualifications of a candidate for appointment to elective office. The executive session was slated for 10 minutes and action is anticipated when Council returns to open session.

Mayor Pestinger recessed the meeting to Executive Session at 8:42 p.m.
The executive session was extended for 10 minutes.
The executive session was extended for 5 minutes.

Mayor Pestinger Reconvened the Council meeting at 9:02 p.m.

Councilmember Ford made a motion to appoint Brandon Hoyt to Council Position #3. Second by Councilmember Penner. Motion passed (6-0)

Mayor Pestinger read the oath of office to Brandon Hoyt, and now Councilmember Brandon Hoyt took his seat with the other Councilmembers and the meeting proceeded.

D. PUBLIC COMMENTS

The following individuals addressed the City Council:

Chief Drake

Chief Drake thanked the Community for the outreach and support to the Orting Police Department in light of the recent attacks against the law enforcement community.

Greg Pelland

Mr. Pelland spoke to the City Council about his stop work order issued by the City. He expressed an interest in meeting with the City Council to discuss the matter.

Chris Hopfauf

Mr. Hopfauf expressed his concerns regarding speeding on Eldridge Avenue. He is collecting signatures from the community for traffic calming and will be following up with the Transportation Committee to find solutions which he hopes Council will act on.
Mr. Hopfauf also stated that he had observed 3 councilmembers together in the community and wondered if this constituted a quorum. Staff will get back with Mr. Hopfauf

E. COMMISSION REPORTS

Parks Commission

Michelle Gehring briefed the Council on Calistoga Park.

Planning Commission

Brandon Hoyt briefed the Council on the following:

- Livestock Ordinance;
- Bridgewater Subdivision;
- Status of Barn.

F. COMMITTEE AND COUNCIL STANDING REPORTS

Finance

Deputy Mayor Ford informed Council that the Finance meeting has been rescheduled from 4:00p.m. To 10:00 a.m. for the summer due to a conflict with the Rules Committee. Deputy Mayor Ford then briefed the Council on the following which was handed out in a report.

- Revenues;
- Expenditures;
- Development Fees.

Public Works
Councilmember Penner briefed the Council on the following:

- Orville Road;
- Solid Lagoon Dredging Project;
- Calistoga Levy completed under bid.

Emergency Evacuation Bridge System
Councilmember Drennen briefed the Council on the following:

- The July 8th meeting;
- Historical perspective;
- Scope of work remaining for Parametrix.

JC Hungerford also told the Council that the draft right of way plans for the project are at WSDOT for review.

Mayor's Report – Mayor Pestinger
Mayor Pestinger briefed the Council on the following:

- Meeting with Pierce County Cities and Towns;
- Orting Chamber of Commerce;
- The 62nd Medical Brigade at JBLM.

Councilmember Harman informed Council about an insurance program offered by the University of Washington to buy insurance for Airlift NW. This insurance cost is $79.00 per year for an entire family. He urged everyone present to look into the program.

G. PUBLIC HEARINGS:

1. AB16-64– Closed Record Hearing –Bridgewater Preliminary Subdivision #PP015-01.
Mayor Pestinger opened the public hearing at 9:34 p.m. He asked the City's consultant Roger Wagoner, to brief the Council on this agenda item.

Roger Wagoner briefed Council on the agenda item to include the specifics of the subdivision. He noted that Council had been provided a letter from the Planning Commission recommending approval, and the Planning Commission Public Hearing Testimony record. He noted that staff and consultants could find no flaws in the design of the project, the traffic study was completed and no problems were indicated with the flow of Calistoga. Fire access was addressed with no problems indicated. Detailed design work will come after Council approves the preliminary plat. There was discussion of the width of the stub. The recommendation was if the Council wished to make that wide enough for a road they should approve with that provision. The developer has complied with all the City's requirements per the consultant. Discussion followed between Council, Mr. Wagoner, and JC Hungerford. There was discussion about putting a decision off and having further discussion. The City Attorney clarified that further analysis of the provisions being met should happen at the current meeting.

Mayor Pestinger Closed the Hearing at 9:45 p.m.

Further discussion ensued about the possibility of tabling the item pursuant to OMC 12.5.4 in the interest of the public.

Councilmember Drennen made a motion to table action on the approval of the Preliminary Plat for the Bridgewater Subdivision #PP015-01, pursuant to OMC 12.5.4 (d) (public interest) Second by Councilmember Gunther. A roll call vote was taken.

- ***Councilmember Gunther: Yes***
- ***Deputy Mayor Ford: No***
- ***Councilmember Hoyt: Yes***
- ***Councilmember Harman: No***
- ***Councilmember McDonald: No***
- ***Councilmember Penner: Yes***
- ***Councilmember Drennen: Yes***

Motion to Table Passed (4-3)

H. OLD BUSINESS:

1. AB16-65- Critical Areas Ordinance.

Roger Wagoner briefed the Council on the agenda item. The amendments were prepared in compliance with the state Growth Management Act. Five critical areas are, wetlands, fish and wildlife habitat conservation areas, critical aquifer recharge areas, geologically hazardous areas, and frequently flooded areas. First reading of this ordinance took place at the June 29, 2016 Council meeting. Planning Commission held a hearing and has recommended Council adoption.

Councilmember Drennen made a motion to approve second reading and adoption of Ordinance No. 2016-985, Critical Areas Ordinance. Second by Councilmember Ford. Motion Passed (7-0)

2. AB 16-66- Fleet Maintenance Contract

City Administrator Bethune briefed the Council on this agenda item. The Council approved the RFP process for Fleet Maintenance Services for Orting Police and the Public Works Department. Korum Ford was chosen from the RFP process. Council approval is required to authorize the Mayor to sign the contract with Korum Ford for Fleet Maintenance Services.

Councilmember McDonald made a motion to authorize the Mayor to enter into a contract with Korum Ford for Fleet Maintenance. Second by Councilmember Ford. Motion Passed (7-0).

I. NEW BUSINESS

1. AB16-67- Generator Maintenance

Councilmember Penner briefed the Council on this agenda item. He informed the Council that the City went out for bid for Generator Maintenance services and Cummins NW was the lowest responsible bidder. Their bid was $7,118.26. The budgeted amount was $11,500.
Discussion followed regarding the qualifications of the vendors. Cummins NW was chosen because of their expertise and knowledge of City Systems. Councilmember Drennen suggested that next year the City might want to establish a longer term agreement with Cummins NW so they don't have to go through the same process every year.

Councilmember Penner made a motion to approve the low bidder for Generator Maintenance. Second by Councilmember McDonald. Motion Passed (7-0)

2. AB16-68- Calistoga Project-Salmon Recovery Signage

JC Hungerford briefed the Council on this agenda item. Pierce County is offering the signs for free to the City for the Calistoga Setback Levee. The sign will be placed at the levee access gate in Calistoga Park. This was reviewed in the Utility Committee and the Parks Commission, and the Planning Commission.

Councilmember Penner made a motion to approve the placement of the Calistoga Setback Levee Project Sign provided by the Salmon Recovery Funding Board. Second by Councilmember Ford. Motion Passed (7-0)

3. AB16-69- Contract for Real Estate Consultant Services

City Administrator Bethune briefed the Council on this agenda item. Per Council request the City has presented Council a contract with Joseph Quinn for real estate consulting/negotiation services. Discussion followed about Mr. Quinn being the legal negotiator.

Councilmember Ford made a motion to authorize the Mayor to enter into a contract with Joe Quinn for Real Estate Consultant services in the amount up to $7,200. Second by Councilmember Hoyt. Motion Passed (7-0)

4. AB16-70- Settlement Agreement with Randal and Mary Anderson

JC Hungerford briefed the Council on this agenda item. The Anderson's are the owners of the Route 66 Restaurant. Their property is impacted by the Two Way Left Turn Project which will have an effect on their paved parking area. A cost estimate was developed and it was presented to the Andersons. The Anderson's are in favor of the settlement. Discussion followed.

Councilmember Harman made a motion to approve a settlement agreement with Randal and Mary Anderson in the amount of $5,500. Second by Councilmember Hoyt. Motion Passed (7-0)

5. 4th of July De-Brief

This agenda item was moved to the July 27th Council meeting. Councilmember Drennen requested that a police and fire report be available as well.

J. EXECUTIVE SESSION

Mayor Pestinger stated that there would be an Executive Session, in accordance with RCW 42.30.140 Union Negotiations-Grievance, and RCW 42.30.140 (b), consider the selection of a site or the acquisition of real estate, expected to last 20 minutes and action is anticipated when they return to open session.

10:10 p.m. Mayor Pestinger recessed the meeting to executive session.
10:30 p.m. The executive session was extended for 5 minutes.
10:35 p.m. The executive session was extended for 3 minutes.
10:38 p.m. The executive session was extended for 5 minutes.
10:43 p.m. The executive session was extended for 2 minutes.
10:45 p.m. The executive session was extended for 2 minutes.

Mayor Pestinger called the meeting back to order at 10:47p.m.
Mayor Pestinger asked Council if there was a motion on the floor.

Councilmember McDonald made a motion to approve a MOU with the Public Works Union Second by Councilmember Hoyt. Passed (7-0)

Councilmember Drennen wanted to bring the Bridgewater Preliminary Plat agenda item # G -1, back to the table.

Councilmember Drennen Made a motion to lay agenda item G-1, Bridgewater Preliminary Plat back on the table. Second by Councilmember Penner. Motion Passed (7-0)

Councilmember McDonald made a motion to approve the Preliminary Plat for the Bridgewater Subdivision #PP015-01, as recommended by the Planning Commission. Second by Councilmember Hoyt. Motion Passed (7-0)

K. ADJOURNMENT

Councilmember Ford made a motion to adjourn at 10:51 p.m. Second by Councilmember McDonald. Motion Passed (7-0)

ATTEST:

Joachim Pestinger, Mayor

Jane Montgomery, City Clerk, CMC