

COUNCILMEMBERS

Position No.

1. Tod Gunther
2. John Kelly
3. Tony Belot
4. John Williams
5. Gregg Bradshaw
6. Greg Hogan
7. Scott Drennen



ORTING CITY COUNCIL
Regular Business Meeting Minutes
104 Bridge Street S, Orting, WA
September 29, 2021
7:00 p.m.

Mayor Joshua Penner, Chair

1. CALL MEETING TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL.

Mayor Penner called the meeting to order at 7:00pm. Councilmember Drennan led the Pledge of Allegiance, and then roll call was taken.

Councilmembers present: Deputy Mayor Greg Hogan, Councilmembers John Kelly, John Williams, Scott Drennen, Tony Belot, Gregg Bradshaw. Councilmember Tod Gunther joined the meeting virtually at 7:14pm.

Staff present: Mayor Josh Penner, City Attorney Charlotte Archer, City Engineer Maryanne Zukowski, Engineer JC Hungerford, Finance Director Gretchen Russo, City Clerk Kim Agfalvi, City Planner Emily Adams.

Councilmember Williams made a motion to excuse Councilmember Gunther. Seconded by Councilmember Bradshaw.

Council discussion followed.

Roll call vote was taken. Motion passed (5-1). Deputy Mayor Hogan – Nay vote.

Mayor Penner read the following announcements:

You may attend this meeting virtually via the platform Blue Jeans by clicking on the link on the City's website, by telephone via the number available on the City's website, or in person at the Orting station. Per directives from the Governor and the State Secretary of Health, all in person attendees shall comply with social distancing and are encouraged to wear a face covering if distancing is not feasible.

Mayor Penner stated that he had received questions on where the Council was meeting the last couple of meetings. He stated that the Council had been meeting at the Orting Station, and that Pierce County TV was not able to film those meetings, but that the audio recordings are available on the City of Orting website.

2. REQUEST FOR ADDITIONS OR MODIFICATIONS TO THE AGENDA.

Councilmember Kelly made a request to pull item AB21-71 – Whitehawk Boulevard Extension Project from the consent agenda. Mayor Penner stated that AB21-71 would now be item 5-E under new business.

Councilmember Drennan stated he would like to pull AB21-70 – Sponsorship Resolution from the consent agenda. Mayor Penner stated AB21-70 would now be item 5-F under new business.

3. PUBLIC COMMENTS.

Comments may be sent to the City Clerk at clerk@cityoforting.org by 3pm on September 29, 2021, and will be read in to the record at the meeting. In person attendees may provide public comment at the meeting. In the case of a question, the chair will refer the matter to the appropriate administrative staff member or committee. Written comments that come in after the 3pm deadline will be read in to the record at the next Council meeting.

No comments were made.

4. CONSENT AGENDA- (Any request for items to be pulled for discussion?).

A. Regular Meeting Minutes of August 11th, September 8th and September 15th.

B. Payroll Claims and Warrants.

C. AB21-73 – Harman Tank Demolition.

Deputy Mayor Hogan made a motion to approve the consent agenda as revised. Seconded by Councilmember Williams.

Motion passed (6-0).

5. NEW BUSINESS.

A. AB21-60 – Deck Code Amendments.

City Planner Emily Adams briefed on the deck code amendments as proposed. She stated that this amendment will allow for decks in the side yard to extend within 5 feet of the side lot line, which is an increase from the current code which states that they can only project 18 inches into the side yard setback. The 5 feet distance is at the request of the City Building official for fire safety reasons.

Deputy Mayor Hogan made a motion to adopt Ordinance 2021-1082; an ordinance of the City of Orting, Washington, relating to uncovered porches and decks; amending Orting Municipal Code sections 13-5-1-C; providing for severability, and establishing an effective date. Seconded by Councilmember Kelly.

Motion passed (6-0).

B. AB21-77 – E2SHB 1220 – Supportive and Transitional Housing Code Amendments.

City Planner Emily Adams briefed on E2SHB 1220 that was signed into law and states that a City shall not prohibit transitional housing or permanent supportive housing in any zones in which residential dwelling units or hotels are allowed. The law also states that a City shall not prohibit indoor emergency shelters and indoor emergency housing in any zones in which hotels are allowed. Staff is proposing interim regulations that will last for six months, or up to a year if Council opts to renew them for another six months. These interim zoning regulations would add definitions to the code for transitional housing, permanent supportive housing, emergency shelters, and indoor emergency housing. It would remove hotels and motels for permitted use. The permanent supportive housing and transitional housing would be added as conditional uses with stipulations about the number of units allowed and the distance they have to be from each other, parks, and schools.

Councilmember Drennan made a motion to adopt Ordinance No. 2021-1083; an Ordinance of the City of Orting, Washington, relating to interim zoning controls pertaining to permanent supportive housing and transitional housing for a period of six months in response to ESSHB 1220. Seconded by Councilmember Belot.

Motion passed (6-0).

C. AB21-48 – Speed Limit Ordinance.

City Engineer Maryanne Zukowski briefed on AB 21-48, Speed Limit Ordinance. Washington State Department of Transportation evaluated a safety study on state route 162. Their proposal is to reduce the speed limit from Orting City Limits to South Prairie from 50MPH to 45MPH. The Washington State Department of Transportation asked the City of Orting to reduce the last 158 feet of City speed limit from 50MPH to 30MPH on the south end of town.

Council discussion followed.

Deputy Mayor Hogan made a motion to adopt Ordinance No. 2021-1078; an Ordinance of the City of Orting, Washington, extending the speed limit to 30 miles per hour between milepost 10.31 and 10.34. Seconded by Councilmember Williams.

Council discussion followed.

Councilmember Kelly made a motion to amend the Ordinance No. 2021-1078; an Ordinance of the City of Orting, Washington, extending the speed limit from 30 miles per hour to 45 miles per hour between milepost 10.31 and 10.34. Seconded by Councilmember Belot.

Council discussion followed.

Roll call vote was taken. Motion was defeated (4-3). Councilmembers Kelly, Belot, and Bradshaw – Yay. Councilmembers Gunther, Williams, Drennan and Deputy Mayor Hogan – Nay.

Mayor Penner asked if there was further discussion on the original motion, motion to adopt Ordinance No. 2021-1078; an Ordinance of the City of Orting, Washington, extending the speed limit to 30 miles per hour between milepost 10.31 and 10.34.

No further discussion from Council.

Roll call vote was taken on the original motion, motion to adopt Ordinance No. 2021-1078; an Ordinance of the City of Orting, Washington, extending the speed limit to 30 miles per hour between milepost 10.31 and 10.34

Roll call vote was taken. Motion passed (4-3). Councilmembers Kelly, Belot, and Bradshaw – Yay. Councilmembers Gunther, Williams, Drennan and Deputy Mayor Hogan – Yay.

D. AB21-72 – Body Worn Cameras and Tasers.

Police Chief Chris Gard briefed the Council on the purchase of Body Worn Cameras and tasers. He stated body cameras are vitally important for public perception, training, and officer safety. He stated it will help them to minimize and mitigate complaints.

Councilmember Drennan made a motion to authorize the Mayor to sign a 5-year contract not to exceed \$25,650.00 each year to provide the police department with body worn cameras and tasers. Seconded by Councilmember Belot.

Motion passed (7-0).

E. AB21-71 – Whitehawk Boulevard Extension Project.

Councilmember Kelly stated questions he had on the relocation fees that are being proposed. He stated from his research that he was not able to find any regulations that would require the City to pay relocation fees.

City Attorney Archer stated the project is subject to the Federal Relocation Act, as the project is partially federally funded. This relocation payment has been approved by Washington State Department of Transportation and that relocation benefits are in addition to the sale of the property. She stated a voluntary sale will trigger relocation benefits.

Council discussion followed.

City Engineer Maryanne Zukowski stated both homes purchased for the Whitehawk Boulevard Extension Project will be coming before council for relocation benefits. She briefed on both properties, and briefed that moving costs that may be asked for as well.

Councilmember Kelly asked that the agenda item for relocation costs be moved back to Study Session.

Attorney Archer asked the Council to authorize an executive session to discuss the time sensitiveness of the item and that it includes legal risk.

Councilmember Williams asked if it would be better to adjourn to executive session now.

Attorney Archer stated that it would require Council action to table this item to the end of the meeting after an executive session.

Councilmember Kelly made a motion to table agenda item AB21-71, Whitehawk Boulevard Extension Project to the end of the meeting, after an executive session. Seconded by Councilmember Williams.

Motion passed (7-0).

F. AB21-70 – Sponsorship Resolution

Councilmember Drennan briefed on the benefits of the Sponsorship Resolution, and the clock tower project. He stated we have a significant donor to pay for the clock, but additional funds were needed to complete the installation. Councilmembers have designated discretionary funds to be used for installation costs.

Councilmember Drennan made a motion to approve Resolution 2021-12, a resolution of the City of Orting, Washington, declaring a public purpose and authorizing a grant of funds to Orting Historical Society. Seconded by Deputy Mayor Hogan.

Motion passed (7-0).

6. EXECUTIVE SESSION.

Attorney Archer stated Council will go into an executive session and cited RCW 42.30.110 (1) (i) to discuss with legal counsel legal risks of a proposed action, for ten minutes, with action potentially to follow.

Mayor Penner recessed the meeting to Executive Session at 7:42pm, to begin at 7:42pm/
7:42 pm started executive session for ten minutes.
7:52 pm executive session was extended for five minutes.
7:57 pm executive session was extended for three minutes.
8:00 pm executive session was extended for three minutes.
8:03 pm executive session was extended for three minutes.
8:06 pm executive session was extended for three minutes.

8:09 pm executive session ended and the meeting returned to normal session.

Deputy Mayor Hogan made a motion to approve up to \$30,000.00 in relocation assistance to the previous owners of 515 Calistoga Street W. Orting, WA 98360. Seconded by Councilmember Bradshaw.

Roll call vote was taken. Motion passed (5-2). Councilmembers Gunther and Kelly – Nay.

7. Public Comments

Councilmember Bradshaw made a motion to open up the floor to public comments due to technical difficulties at the beginning of the meeting. Seconded by Councilmember Williams.

Motion passed (7-0).

No public comments were made.

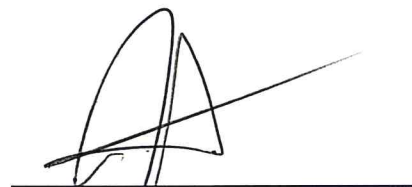
8. ADJOURNMENT.

Councilmember Belot made a motion to adjourn. Seconded by Councilmember Gunther.

Motion passed (7-0).

Mayor Penner recessed the meeting at 8:13pm.


Kim Agfalvi, City Clerk


Joshua Penner, Mayor