

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 1**

CONVENE: 7:00 p.m.

PRESENT: Mayor Pete Kmet, Councilmembers Joan Cathey, Eileen Swarthout, Nicole Hill, Debbie Sullivan, Tom Oliva, and Neil McClanahan.

Excused: Councilmember Ed Hildreth.

Staff: City Administrator John Doan, City Attorney Karen Kirkpatrick, Police Chief John Stines, Fire Chief Scott LaVielle, Public Works Director Jay Eaton, Administrative Services Director Eric Trimble, Community Development Director Michael Matlock, Assistant Finance Director Kristy Wolf, Planning Manager Paula Reeves, Senior Planner David Ginther, and Recording Secretary Tom Gow.

ADDITIONS TO AGENDA: Mayor Kmet noted the agenda was amended to reflect the addition of an executive session on collective bargaining.

SPECIAL ITEMS:

**PROCLAMATION:
SUBSTANCE ABUSE
PREVENTION
MONTH, OCTOBER
2015:** Councilmember Swarthout read the proclamation declaring the month of October 2015 as “Substance Abuse Prevention Month.”

Meagan Darrow, Deputy Director, TOGETHER, described recent activities of the organization to help children and implementation activities associated with the interdisciplinary school project for prevention of substance abuse and reducing high school dropout rates.

Mayor Kmet cited some statistics on substance abuse by students.

Mayor Kmet presented the proclamation to Ms. Darrow.

**PROCLAMATION:
COMMUNITY
PLANNING
MONTH, OCTOBER
2015:** Councilmember Hill read the proclamation declaring the month of October 2015 as “Community Planning Month.”

Planning Commissioners Dennis Morr Leatta Dahlhoff described the recent work completed by the Planning Commission. The Commission includes nine members representing a diversity of opinions and interests. Both Commissioners recognized the work completed by Tumwater staff.

Mayor Kmet presented the proclamation to Commissioners Morr and Dahlhoff.

ANIMAL SERVICES Ric Torgerson, Executive Director, Joint Animal Services, described

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 2**

UPDATE: his professional background as a veterinarian and military background serving in Iraq and Afghanistan.

Mr. Torgerson announced that in the long-term future, he would like to develop a training center for the community to participate at the shelter and to train their animals and shelter animals that are deemed marginally adoptive through behavior modification for successful placement with a family.

Councilmember Hill reported Joint Animal Services is a collective effort by the cities of Lacey, Olympia, Tumwater, and Thurston County to manage animal control and adoptions.

PUBLIC COMMENT: **Pamela Hanson** (address undisclosed) supported the proposal to construct a new hatchery and educational center at Pioneer Park, spoke to the perils of young people abusing drugs, and spoke against the proposed Tumwater Craft Brewing and Distilling Center because it doesn't provide well-paying jobs.

- CONSENT CALENDAR:**
- a. Approval of Minutes: Regular Meeting, October 6, 2015
 - b. Payment of Vouchers
 - c. Agreement with Northwest Helicopters LLC
 - d. Summer Recess Schedule
 - e. Recommendation to Award Contract: Tumwater Historical Park Trail
 - f. Ordinance No. O2015-010, Public Notice Requirements Amendment
 - g. Transportation Plan Update – Scope of Work
 - h. Palermo Wellfield Construction Support – PSA Amendment No. 2
 - i. Advisory Board Reappointments: Historic Preservation Commission – Jim French, Don Trosper, and David Nicandri; Planning Commission – Terry Kirkpatrick; Civil service Commission – Simon Tee
 - j. Resolution No. R2015-016, Eastside UGA Annexation Revenue

MOTION: **Councilmember McClanahan moved, seconded by Councilmember Oliva, to approve the consent calendar as published. Motion carried.**

Mayor Kmet reviewed the items approved on the consent calendar.

COUNCIL CONSIDERATIONS:

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 3**

RESOLUTION NO. R2015-013, SCHEDULE A PUBLIC HEARING: ASSUMPTION OF TRANSPORTATION BENEFIT DISTRICT (TBD) BY CITY COUNCIL: Director Eaton reported the request is to schedule a public hearing to receive testimony for the assumption of Transportation Benefit District by the City Council.

State law required the governance of the TBD by the City Council as an independent authority. The Council created the TBD Board to administer and manage the ongoing activities of the TBD. Recent legislation this year now allows cities to abolish the Board and afford city councils the rights and duties of the TBD Board.

The proposal would increase the efficiency of managing the TBD by avoiding a second tier of administration to govern the TBD, as well as eliminating some of the confusion. The legislation doesn't change the intent of the TBD or the allowed uses of TBD funds. The only change is in the governance structure. The City is establishing a separate TBD fund for accountability of all TBD revenues and expenditures.

MOTION: **Councilmember McClanahan moved, seconded by Councilmember Hill, to approve Resolution No. R2015-013, scheduling a public hearing on assumption of Transportation Benefit District by City Council on Monday, November 2.**

Director Eaton responded to questions and explained that the current statute at the time the voters approved the TBD required separate governance. Legislation during the 2015 legislative session changed the requirement to enable city councils to serve as the governance for TBDs.

MOTION: **Motion carried unanimously.**

ORDINANCE NO. O2015-001, GENERAL COMMERCIAL ZONE DISTRICT TEXT AMENDMENTS: Planner Ginther reported the proposed text amendments have been under review for some time. The amendment applies to the General Commercial zone district. The current code allows five story or taller buildings. Buildings with fewer stories are only allowed if the building includes a mixed use component as part of the development proposal. The proposal is not a site-specific development proposal, but an area-wide text amendment. The amendments allow for a single use multi-story residential building less than five stories as a less intensive use. The amendments eliminate the requirement for mixed use in shorter buildings.

Planner Ginther referred the Council to a letter from President Timothy

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 4**

Stokes, South Puget Sound Community College (SPSCC), supporting the proposed amendments. Staff received one phone call about the date of the Council meeting to consider the amendments.

Planner Ginther clarified that the amendment allows low to mid-rise three- to four-story multifamily residential structures as a permitted use in the General Commercial zone district on parcels located within one quarter mile of a degree-granting state education facility.

Councilmember Cathey reported the General Government Committee unanimously recommended approval of the proposal.

MOTION:

Councilmember Cathey moved, seconded by Councilmember Sullivan, to approve Ordinance No. O2015-001, General Commercial Zone District Text Amendments as presented.

Councilmember McClanahan shared reasons for his support of the proposal.

Councilmember Cathey said the committee emphasized how the proposal is one more example of the collaboration and partnership between the City and SPCSS. The college is attracting more students from other areas and the proposal affords close living opportunities for students who do necessarily need to have a car.

Mayor Kmet noted that Dr. Stokes has expressed a willingness to partner with the City by opening the campus for open space and a park to the nearby residential community. Staff has been asked to work with the college on a formalized agreement.

MOTION:

Motion carried unanimously.

**COMMITTEE
REPORTS:**

**PUBLIC SAFETY:
*Ed Hildreth***

The committee reviewed the proposal and forwarded a recommendation to approve the agreement with Northwest Helicopters. Members received an update on the outcome of July 4th fireworks from the Police Chief and Fire Chief. The committee is recommending the Council continue with the current ordinance and pursue a request to the Legislature allowing communities to issue emergency fireworks bans during emergencies. Fire Chief LaVielle presented an update on the Strategic Master Plan for the Fire Department. Police Chief Stines

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 5**

briefed members on the status of the Police Citizens Academy.

Councilmember Oliva asked whether any citizens attended the committee meeting and if the committee considered any of the feedback from the public. Councilmember Sullivan advised that one citizen attended who expressed support for maintaining the current ordinance. He submitted a letter for the record.

City Administrator Doan noted committee members received all public comments in the agenda packet prior to the meeting since the Council's last conversation on fireworks.

Councilmember Oliva mentioned the option discussed during the worksession on urging the Legislature to reduce the misdemeanor offense for possession of illegal fireworks to a citation because of the ramifications of creating a criminal record for an offender. Councilmember Sullivan said the committee also reviewed the suggestion and agreed a citation would be a better option.

Mayor Kmet said the committee's recommendations and the option for reducing the offense to a citation would be scheduled for a future worksession.

Discussion ensued on the effective date of any changes to the current ordinance. City Attorney Kirkpatrick advised that any change to the ordinance requires a year waiting period.

Councilmember Oliva recommended adding the request to the Legislature for allowing cities to authorize emergency bans of fireworks during emergencies to the Council's list of legislative priorities. Mayor Kmet affirmed the request is already included on the priority list.

**GENERAL
GOVERNMENT:
*Joan Cathey***

Members reviewed the text amendments to the General Commercial zoning district. The committee recommended approval.

**PUBLIC WORKS:
*Neil McClanahan***

The committee reviewed the scope of work for the Transportation Plan Update, an amendment to an existing contract for Palermo Wellfield Construction Support, and the 2016-2021 Capital Facilities Plan. Councilmember McClanahan recommended cancelling the next meeting because of conflicts. After further discussion on the status of committee items, the meeting was cancelled with the items postponed

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 6**

until the November 5 meeting.

**BUDGET AND
FINANCE:
*Pete Kmet***

The next committee meeting on October 27 includes a review of HSRC funding applications.

**MAYOR/CITY
ADMINISTRATOR'S
REPORT:**

Many Olympia students from GruB participated in the cleanup of the Linwood property for the future GruB community garden.

An eagle scout completed an eagle project of plantings at Percival Creek.

On October 19, a briefing was held on the movement of hazardous materials through Thurston County to include oil trains. The number of oil trains has increased in the state as Bakken oil is being delivered to refineries. The state's spill response program is undertaking additional contingency planning because the focus was on the movement of oil in waterways through ships and pipelines. Oil trains are a new dynamic.

City Administrator Doan reviewed letters and notes the City received acknowledging the efforts of several City employees and recognition of the Tumwater Youth Program.

The next volunteer opportunity in the City is on Saturday, October 24 from 1 p.m. to 3 p.m. to work at the Somerset neighborhood to clean some rain gardens.

Family pumpkin painting is on Thursday, October 22 from 6:30 to 7:30 p.m. at Tumwater Middle School. Preregistration is required.

**COUNCILMEMBER
REPORTS:**

Neil McClanahan:

The HOME Consortium held its retreat with members from the Community Investment Partnership (CIP), Thurston Thrives, and others to discuss consolidation of funds. The HOME Consortium will exhaust funding in the next several years because of the reduction in federal funds. The group agreed to dissolve and contribute existing HOME Consortium funds to the CIP for allocation through its process with a guarantee that south county would be represented.

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 7**

Councilmember Cathey added that federal and state funds supporting the HOME Consortium would be reallocated to CIP and its partnership with United Way, the three largest cities, and the county for funding human services needs in the community. CIP will manage the financial aspect of allocating funds and Thurston Thrives will establish strategies for funding. In terms of south county jurisdictions, south county jurisdictions were represented as members of the HOME Consortium and Thurston Thrives but not CIP requiring a change in CIP rules and procedures as the south county jurisdictions do not currently contribute to the CIP.

Mayor Kmet recommended scheduling an update at a future worksession to review the new structure.

Councilmember Cathey summarized the new structure as CIP consisting of HSRC, United Way, and Home Consortium dollars with CIP serving as the fiscal agent for the entire strategies of Thurston Thrives.

Tom Oliva:

Councilmember Oliva reported on his experience as a customer of the Tumwater Fire Department when two apartments in his complex caught fire from electrical issues. The Fire Department responded within minutes. The person living in the apartment happened to be home and was able to detect the fire and call the Fire Department. The fire was contained to one wall in the apartment. He commended the Fire Department for their quick response.

Debbie Sullivan:

The Intercity Transit Authority was introduced to the class of 16 new bus operators. Members reviewed the International Walk to School Day and the Joint Lewis McChord "Go Lewis-McChord" event held on October 1, offering free service to military members and their families. The Authority received an update on the Vanpool Program. A campaign to increase vanpool ridership began on October 1 and runs through December 31. The Authority is working on the year-end budget and conducting the General Manager's annual review. The Authority scheduled a public hearing to consider public testimony on the 2016-2021 Strategic Plan and Budget. Members approved a contract for automotive repair and approved an update to the agency's telephone system. The agency is conducting recruitment for the Citizens Advisory Committee. Interviews are scheduled in November. The committee also has openings for student advisory members who are seniors in high school.

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 8**

Nicole Hill:

Councilmember Hill reported on behalf of Councilmember Oliva for the LOTT Clean Water Alliance Board meeting. The Board approved 2016 rates and established a public hearing date for the 2016-2050 Capital Improvements Plan.

During the Thurston Thrives meeting, members received a report from the Clinical and Emergency Care Action Team. Human health is attributed to 20% genetics, 20% to healthcare, and 60% to social, economic, and behavioral factors. Those factors include living conditions, family support, community safety, and access to parks and trails, etc. Although healthcare in the United States is more expensive than anywhere else in the world, for every dollar spent on clinical healthcare, 55 cents is spent on social services. Around the world, for every dollar spent on clinical healthcare, \$2 is spent on social services, which speaks to the importance of social service investments.

Eileen Swarthout:

Councilmember Swarthout commented on the quick response by the Fire Department to a medical emergency experienced by a person attending a public event.

Joan Cathey:

The Solid Waste Advisory Committee conducted a food summit during its last meeting. In Thurston County, work is continuing on reducing food waste and increasing recycling. Locally, Thurston County Public Works and the Solid Waste Advisory Committee received a grant for places willing to establish a food distribution center or those currently sponsoring a food distribution function that may need equipment, such as refrigerators or freezers to assist in the distribution of more food in the community to reduce waste.

Approximately \$165 billion per year is spent on food that is thrown away. Approximately \$1.3 billion is spent annually on the disposal of wasted food. One million people in America do not have access to enough food and 25 million Americans would be fed each year by reducing the US food waste by only 15%. In Thurston County, the business community accounts for 49% of the total food waste. Of that wasted percent, 55% is recyclable. One area of emphasis is working on onsite solutions. The county is also working to expand the yard waste drop off locations, commercial organics collection, encouraging more people to donate surplus food, and paying more attention to food purchases.

**RECESS TO
EXECUTIVE**

Mayor Kmet recessed the meeting to an executive session at 8:38 p.m. for 15 minutes to discuss collective bargaining pursuant to

**TUMWATER CITY COUNCIL MEETING
MINUTES OF MEETING
October 20, 2015 Page 9**

SESSION: RCW 42.30.140 (4)(a).

RECONVENE & ADJOURNMENT: Mayor Kmet reconvened and adjourned the meeting at 8:58 p.m.

Prepared by Valerie L. Gow, Recording Secretary/President
Puget Sound Meeting Services, psmsoly@earthlink.net