

**City of Enumclaw
1339 Griffin Avenue
Enumclaw, WA 98022**

**City Council Regular Session
City Hall Council Chambers
June 14, 2004 7:30 P.M.**

CALL TO ORDER AND FLAG SALUTE:

Mayor Wise called the meeting to order at 7:32 p.m. Council Member Mahelona led the Pledge of Allegiance.

S. Krebs announced that he would need to excuse himself from the meeting at 9:00 p.m.

S. KREBS MOVED TO EXCUSE COUNCIL MEMBER HOGAN FROM THE JUNE 14, 2004 COUNCIL MEETING. BECKWITH SECONDED. MOTION CARRIED 6-0.

ATTENDANCE:

Council Members Beckwith, Jensen, S. Krebs, Ennis, Mahelona and J. Krebs were present. Council Member Hogan was excused. Also present were Mayor Wise, City Administrator Bauer, City Attorney Reynolds, Admin Assistant Jaime Hughes, Interim Police Chief Evans, Fire Chief Kolisch, Interim Finance Director Scott, Public Works Director Searcy, Community Development Director Johnson, Parks/Cultural Services Director Keates, Building Inspector Cliff Brown and Communications Coordinator Funfar. City Clerk Hopkins was excused.

ADJUSTMENTS TO THE AGENDA:

Mayor Wise announced the following adjustments to tonight's agenda: Pull 3.G. Chamber of Commerce Assuming EDP Events, and 9.B.3. Resolution No. 1035. Under New Business add Action Item - Skate Park.

ANNOUNCEMENTS AND PRESENTATIONS:

A. AWC Annual Conference June 15-18, 2004 at Ocean Shores, WA

Mayor Wise stated that City Administrator Bauer, himself, and four council members would be attending the conference on Wednesday.

B. American Cancer Society's Relay for Life Enumclaw, 6:00 p.m., Friday, June 18, 2204- 12:00 Noon, Saturday, June 19, 2004 at the Enumclaw Library by Thom Murray, American Cancer Society

Thom Murray thanked Mayor Wise and Marcia Hopkins for all their work on the Relay Event and invited all to attend. He stated that they have 30 teams registered.

C. Comcast Presentation by Terry Davis, Director of Government Affairs/Franchising

Terry Davis, Comcast, spoke of Comcast's roll in Enumclaw and noted the service upgrades.

S. Krebs noted that most of the franchise fees from Comcast go towards the funding of Enumclaw television.

- D. Stars and Stripes 4th of July Celebration in Downtown Enumclaw 12:00 noon-6:00 pm
Fireworks at the King County Fairgrounds at Dusk by Tami Dunn

Brenda Sexton announced the “4th of July Celebration” stating that this year, the Enumclaw Fire Department will be the honoree. She stated that there would be games, activities and entertainment, with most of them being free. The parade will start at 6:00 p.m., with fireworks at dusk. Brenda thanked the City for all of their support and noted that volunteers are still needed. Contact Tami Dunn if you would like to volunteer.

- E. 100th Year Anniversary of the Enumclaw Fire Department Event, Sunday, July 4, 2004 at the Enumclaw Fire Station by Fire Chief Kolisch

Fire Chief Kolisch stated they are looking forward to the event.

Mayor Wise mentioned the firefighter’s graduation event last weekend and thanked Fire Chief Kolisch.

- F. Introduction of new part-time Police Communication Officer, Nancy McCrillis
by Interim Police Chief Evans

Police Chief Evans introduced Nancy McCrillis and gave a background on her family and work history.

Mayor Wise thanked and welcomed Nancy to Enumclaw.

Nancy thanked everyone.

Mayor Wise noted the flags will fly at half-staff for thirty days in honor of President Reagan.

- G. Chamber of Commerce Assuming EDP Events by Cathy Rigg, Chamber of
Commerce Director - PULLED

Beckwith spoke of Relay for Life event problems in the past and thanked Mayor Wise and Marcia Hopkins for working through them this year. He also congratulated Council Member Jennifer Krebs for her graduation from Law School last weekend.

Mayor Wise also congratulated J. Krebs.

COMMENTS FROM THE AUDIENCE:

None

PUBLIC HEARING:

None

TABLED BUSINESS:

None

COUNCIL COMMITTEE REPORTS:

A. Finance - Mahelona, Chair

Mahelona stated the Committee met June 9, 2004. They audited Claims #142368 - #142556 for a total of \$238,413.84. The next meeting will be June 23, 2004, at 5:30 p.m. at City Hall.

B. Community/Economic Development - Ennis, Chair

Ennis stated the Committee met June 10, 2004, and discussed building codes. The next meeting will be June 24, 2004, at 6:00 p.m. at Stevenson/Yerxa Building.

C. Community Services - Beckwith, Chair

Beckwith stated the Committee met June 10, 2004, and discussed Resolution No. 1034 and 1035, an action item regarding tractor information, and the Youth Grant. The next meeting will be announced at a later time.

D. Legislative Action Committee – S. Krebs, Chair

S. Krebs stated the Committee has not met. The next meeting will be announced at a later time.

E. Public Safety - Jensen, Chair

Jensen stated the Committee met June 14, 2004, and discussed the back-up video arraignment, the part-time dispatcher, and the Skate Park. The next meeting will be July 12, 2004, at 6:30 p.m. at City Hall.

Fire Chief Kolisch stated the current helicopter landing pad would be closed on June 12, 2004 and relocated.

F. Public Works – J. Krebs, Chair

J. Krebs stated the Committee met June 14, 2004, and discussed Resolution No. 1033. The next meeting will be June 28, 2004, at 7:00 p.m. at City Hall.

G. Committee on Committees - S. Krebs, Chair

S. Krebs stated the Committee has not met. The next meeting will be announced at a later time.

CONSENT AGENDA:

A. MINUTES

1. City Council, 5/24/04
2. Design Review Board, 5/6/04, 5/20/04

B. CLAIMS

1. Announced During the Finance Committee Report

C. PAYROLL

1. May 2004 Payroll Checks #25422, 25423, 4867- 4975 in the amount of \$225,998.72 plus 164 Direct Deposits in the amount of \$221,090.00 plus Bank Wire ICMA and 941 Taxes in the amount of \$132,060.27 for a Grand Total Amount of \$579,148.99

D. SET PUBLIC HEARING

1. International Building Code, Monday, June 28, 2004, 7:30 p.m. at City Hall
2. Recapturing CDBG Funds, Monday, July 12, 2004, 7:30 p.m. at City Hall

**BECKWITH MOVED TO APPROVE THE CONSENT AGENDA AS PUBLISHED.
S. KREBS SECONDED. MOTION CARRIED 6-0.**

GENERAL BUSINESS:

S. KREBS MOVED TO READ BY TITLE ONLY ORDINANCES NO. 2216, 2217, 2218, 2219, 2220, 2221, FOR FIRST READING. JENSON SECONDED. MOTION CARRIED 6-0.

A. ORDINANCES

1. Ordinance No. 2216 Draft #4 - Adopting 2003 International Codes - To Change Reference from Uniform Building Code to Reference the International Building Code in EMC
 - a. City Attorney Reynolds Read Ordinances by Title Only for First Reading

City Attorney Reynolds Read by Title Only

ORDINANCE NO. 2216

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON AMENDING 16.02.010, ENUMCLAW MUNICIPAL CODE, ADOPTING THE 2003 EDITION OF THE INTERNATIONAL BUILDING CODE, FUTURE AMENDMENTS THERETO, WASHINGTON STATE AMENDMENTS, FUTURE WASHINGTON STATED AMENDMENTS, REPEALING ORDINANCE NO. 1983, AND OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THE CODE ADOPTED, AMENDING THOSE PROVISIONS IN THE ENUMCLAW MUNICIPAL CODE THAT REFERENCE THE UNIFORM BUILDING CODE AND/OR INTERNATIONAL REDIENTIAL CODE.

ORDINANCE NO. 2217

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AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON, ADOPTING THE 2003 INTERNATIONAL RESIDENTIAL CODE, THE WASHINGTON STATE AMENDMENT, FUTURE AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE, FUTURE WASHINGTON STATE AMENDMENTS, AND REPEALING PRIOR ORDINANCES DEALING WITH THE RESIDENTIAL CODE THAT ARE INCONSISTENT WITH THE PROVISIONS OF THE CODE ADOPTED HEREIN AND FURTHER ADOPTING TABLE R301/2(1) CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA.

ORDINANCE NO. 2218

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON ADOPTING THE 2003 EDITION OF THE UNIFORM PLUMBING CODE, REPEALING ORDINANCES INCONSISTENT WITH THE 2003 EDITION OF THE UNIFORM PLUMBING CODE, ADOPTING THE WASHINGTON STATE AMENDMENTS TO THE 2003 UNIFORM PLUMBING CODE AND LATER AMENDMENTS TO THE WASHINGTON STATE AMENDMENTS.

ORDINANCE NO. 2219

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON, ADOPTING THE 2003 INTERNATIONAL MECHANICAL CODE, THE WASHINGTON STATE AMENDMENTS, FUTURE AMENDMENTS TO THE INTERNATIONAL MECHANICAL CODE, FUTURE WASHINGTON STATE AMENDMENTS, AND REPEALING PRIOR CODES OR SECTIONS INCONSISTENT WITH THE CODES ADOPTED HEREIN OR AMENDMENTS.

ORDINANCE NO. 2220

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON ADOPTING THE 2003 INTERNATIONAL FUEL GAS CODE, THE WASHINGTON STATE AMENDMENTS, FUTURE AMENDMENTS TO THE INTERNATIONAL FUEL CODE, FUTURE WASHINGTON STATE AMENDMENTS, AND REPEALING PRIOR CODES OR SECTIONS INCONSISTENT WITH THE CODES ADOPTED HEREIN OR AMENDMENTS.

ORDINANCE NO. 2221

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON, ADOPTING THE 2003 INTERNATIONAL FIRE CODE, THE WASHINGTON STATE AMENDMENTS, FUTURE AMENDMENTS TO THE INTERNATIONAL FIRE CODE, FUTURE WASHINGTON STATE AMENDMENTS, AND REPEALING PRIOR CODES OR SECTIONS INCONSISTENT WITH THE CODES ADOPTED HEREIN OR AMENDMENTS.

Staff Report:

Johnson, Community Development Director, stated that as mandated by State Law, Enumclaw has historically adopted by reference and enforced the Washington State Building Code. The State Building Code consists of Building, Mechanical, Fire, and Plumbing Code Standards. The newly adopted codes will go into effect July 1, 2004. Johnson went over the codes and the changes being made. Staff recommends City Council conduct a public hearing at the June 28, 2004, Council meeting. Following the public hearing Staff recommends Council approves and adopts the codes.

Council Committee Report:

Ennis stated that the Community Economic Development Committee met and discussed the Ordinances. He spoke of the regulations regarding barbeques and Christmas tree lights on apartments and affordable housing. He stated that the CED Committee would have a recommendation at the next Council meeting.

Council Comments:

None

B. RESOLUTIONS

1. Resolution No. 1033 - Cell Tower Site Lease at Crews Reservoir
 - a. City Attorney Reynolds Read Resolution by Title Only

City Attorney Reynolds Read by Title Only

RESOLUTION NO. 1033

A RESOLUTION OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON AUTHORIZING THE MAYOR TO EXECUTE A SITE LEASE WITH OPTION AGREEMENT WITH VOICESTREAM PCS III CORPORATION FOR CO-LOCATING WIRELESS COMMUNICATION FACILITES ON AN EXISTING LATTICE TOWER AT THE CREWS WATER RESERVOIR SITE.

Staff Report:

Keates, Parks/Rec/Cultural Services Director, stated this Resolution would authorize the Mayor to approve a site lease with Voicestream to co-locate a wireless communication antenna on the existing AT&T tower. Voicestream will be responsible for all costs associated with this. Staff recommends approval of Resolution No. 1033.

Council Comments:

Mahelona asked which fund the lease money would go into.

Searcy stated the Water fund.

Mahelona asked if all of the leases are consistent in this way.

Searcy stated yes.

Ennis asked if the new tower would look the same.

Searcy stated the antenna would be attached to the existing tower.

Ennis asked if the new pad is for their equipment.

Searcy stated yes.

J. Krebs stated the Public Works Committee recommends approval of the Resolution No. 1033.

J. KREBS MOVED TO APPROVE RESOLUTION NO. 1033. BECKWITH SECONDED. MOTION CARRIED 6-0.

2. Resolution No. 1034 – Parks Scholarship Program
 - a. City Attorney Reynolds Read Resolution by Title Only

City Attorney Reynolds Read by Title Only

RESOLUTION NO. 1034

A RESOLUTION OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON SETTING FORTH CRITERIA FOR THE ELIGIBILITY TO RECEIVE A SCHOLARSHIP FOR PARTICIPANTS IN ENUMCLAW PARKS AND RECREATION DEPARTMENT SPONSORED ACTIVITIES.

Staff Report:

Keates, Parks/Rec/Cultural Services Director, stated that this Resolution is to establish scholarship criteria for recreation programs and for Camp Commotion to allow for the maximum participation in activities by all members of the community. Camp Commotion is a new summer day camp program offered by the Parks Department and is scheduled to begin on June 28, 2004. It is recognized that individuals may not be able to participate due to financial reasons. Staff needs scholarship guidelines to use when administrating recreation programs and for Camp Commotion. Keates went over the scholarship guidelines. Staff recommends adoption of Resolution No. 1034.

Council Comments:

Ennis asked if the maximum for scholarship is \$50.00.

Keates stated yes.

Ennis stated the wording on 8. b. and c. needs to be changed for clarification. Ennis also thanked Keates for the new program.

J. Krebs asked about the wording on 6. regarding of maximum amounts not matching.

Keates clarified the rates.

Council Committee Report:

Beckwith stated that the Community Services Committee met and offered recommendations. Staff recommends approval with the following amendments. To 5. add excluding Camp Commotion to the end of the sentence. On 8.a. remove the phrase “or three children per week”. On 8.b. remove the phrase “or greater” and replace with \$2,999.99, and remove “or two children per week”. On 8.c. remove the phrase “or greater” and replace with \$1,999.99 and remove “one child per week”.

**BECKWITH MOVED TO APPROVE RESOLUTION NO. 1034 WITH AMENDMENTS.
J. KREBS SECONDED. MOTION CARRIED 6-0**

City Attorney Reynolds noted Draft 4 would be the final draft with changes.

3. Resolution No. 1035 - Fee Schedule Amendment for Pool Fees - PULLED

GENERAL ITEMS

1. Action Items

- a. Replace Tractor at Cemetery by John Keates, Parks/Rec/Cultural Services Director

Staff Report:

Keates, Parks/Rec/Cultural Services Director, stated the Kubota tractor has had many mechanical failures since it was purchased in 1998. Recently, the transmission has failed for the third time and has cost the City \$7,000.00 for repairs to date. The estimate to fix the tractor is \$4,500.00. At this time, the trade-in value with the repair would be \$5,000.00. Staff has investigated replacing the tractor with a new John Deere 24 hp diesel \$15,475.00. Equipment rental reserves would be used for the purchase and will have no direct impact on the Cemetery budget. Keates noted that this piece of equipment is extremely important to the operation of the Cemetery. Staff recommends Council authorize the use of equipment rental funds to purchase a new tractor.

Council Comments:

Ennis asked if the John Deere is for only mowing grass.

Keates stated yes.

S. Krebs asked what would happen to the old equipment.

Keates stated it would be surplus.

Council Committee Report:

Beckwith stated the Community Services Committee met and recommends approval.

BECKWITH MOVED TO APPROVE THE TRACTOR REPLACEMENT. S. KREBS SECONDED. MOTION CARRIED 6-0.

- b. Chamber of Commerce Assuming EDP Events by Mark Bauer, City Administrator - PULLED
- 2. Informational Reports
 - a. Quarterly Financial Report by Dick Scott, Interim Finance Director

Staff Report:

Scott, Interim Finance Director, stated the quarterly report is intended to provide an overview of financial activities for the first quarter of 2004. Scott went over the operating funds, beginning fund balances, and revenues and expenditures. He stated that during the first quarter, net revenue for all operating budgeting funds is running ahead of estimates even though the first half of property taxes won't be received until the second quarter. Expenditures for the same funds, however, are over the first quarter estimates. He stated that overall operations for the first quarter look good.

Council Comments:

Ennis asked when the second quarter report would be available.

Scott stated no later than August 1, 2004.

Ennis thanked Scott for the report.

Mahelona thanked Scott for the report and stated the Finance Committee is appalled at the fund balance and the discrepancy that is showing. He stated that changes might need to be taken to get things back on track.

City Administrator Bauer stated Scott stepped in to help out and he is aware of the ending fund balance variance. He is trying to figure out how the discrepancy came about and will have a full report in August.

Beckwith asked if Administration is concerned with any part of the budget.

City Administrator Bauer stated the second quarter report will give a better view of what is happening and then corrective action could be taken.

S. Krebs asked when the 2004 budget would be done.

Scott stated the current budget is being held up because of the multi-year budgeted funds. He stated that it would be several more weeks before the budget can be released.

S. Krebs stated the 2005 budget cannot be talked about until the 2004 budget is done.

Ennis stated he wants the budget done right, so he is willing to wait.

Mahelona stated he trusts Scott and will give him all the support he needs.

Mayor Wise excused S. Krebs from the meeting at 9:00 p.m.

b. Special Collection Results by Chris Searcy, Public Works Director

Staff Report:

Searcy, Public Works Director, announced the 2004 Special Recycling Event and compost bin distribution on Saturday, June 5, 2004 at the Enumclaw Library parking lot from 9:00 a.m. to 3:00 p.m. He noted the number of participants were down from last year and that 55 compost bins were given out.

c. Contract Negotiations with Fire District by Mark Bauer, City Administrator

Staff Report:

City Administrator Bauer stated Fire District No. 28 has requested a contract negotiation with the City. Currently, there is a 50-50 cost sharing share plan and they are requesting a different formula basis for that evaluation. They want the level of service equity evaluated and want to participate in the Chief selection in the future.

Council Comments:

Beckwith asked when their service contract is due to expire.

City Administrator Bauer stated it is an ongoing contract that has the ability to be amended by a certain date each year. If the City does not want to negotiate, then the Fire District has the ability to seek other alternatives.

d. King County Youth Sports Grant by John Keates, Parks/Rec/Cultural Services Director

Staff Report:

Keates, Parks/Rec/Cultural Director, stated the deadline for the 2005 King County Youth Facilities Sport Grant is July 18, 2004. Staff is interested in submitting a \$25,000.00 grant request to purchase playground equipment for the Boise Creek Park. If the grant were to be approved, the City would be responsible for matching the grant. Boise Creek Park is the most

heavily used park in the City and does not have a play structure. Staff is requesting approval to apply for the grant in the amount of \$25,000.00.

Council Comments:

Beckwith stated this issue was discussed at the last Community Services Committee meeting and appreciates this issue coming to them in advance. He is asking if this is included in Administration's 2005 budget plans.

City Administrator Bauer stated it doesn't at this time, but it could be added, if approved.

Beckwith asked if this would fall in with Administrations goals for 2005.

Mayor Wise stated yes.

Beckwith stated the Community Services Committee also supports the issue.

City Administrator Bauer noted the monthly routine staff reports.

3. Monthly Staff Reports

- a. Community Events Calendar
- b. Parks/Cultural Services Cemetery, Golf Course
- c. Fire Run Count
- d. Police

COMMENTS FROM THE AUDIENCE:

None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Ennis stated King County Council Member Steve Hammond has asked him to participate on the White River Amphitheater Neighborhood and Business Coordination Team. This committee will act as a liaison between the amphitheater and the public if issues should arise. The committee will then contact the amphitheater officials and contact him through the City website or by phone. He would also like to add this to the agenda as a monthly Council Representative Report.

Beckwith stated he thinks this is a great idea and also recommends a sign at the amphitheater be posted that would state that there will be a concert that day which would be a great help for commuters.

Ennis stated they on working on signage.

BECKWITH MOVED TO HAVE THE WHITE RIVER COMMITTEE REPORT ADDED TO THE MONTLY AGENDA. SECONDED BY ENNIS. MOTION CARRIED 5-0.

Ennis would also like to address some issues arising from the Skate Park. He stated the heli-pad has already been addressed, but garbage is becoming a problem and additional garbage cans are needed. He would also like clarification on no bikes being allowed, only skateboards.

Keates stated trash cans have been ordered and should be in place within a week or so.

City Administrator Bauer stated bikes are not approved for the facility and signage is posted. This was done due to the size of the first pad and the risk involved. The new pad could accommodate bikes but due to the risk, it has been carried over to the new pad.

Ennis stated he would like the issue to go to the Park Board for review in hopes of having it changed to also accommodate bikes.

Jensen stated he has seen both at the park and wants it to go to Park Board

City Administrator Bauer stated if City Council wants the policy changed, they could do so with a vote.

Keates, Parks/Rec/Cultural Director, stated the Park Board meets Thursday and they will discuss the issue and the statistics he has researched.

Beckwith stated he has concerns that the bikes will take over and then the safety concerns come into effect. He would like to see the policy stay with no bikes. He also noted there is a bike jump facility by Battersby and would like to see that get more use.

Beckwith stated he would like the Legislative Action Committee consider the issue of the new building code regarding the ban of barbeques at apartments.

BECKWITH MOVED TO HAVE THE LEGISLATIVE ACTION COMMITTEE REVIEW THE BUILDING CODE ON BANNING BARBEQUES FROM APARTMENTS. SECONDED BY ENNIS. MOTION CARRIED 5-0.

EXECUTIVE SESSION:

City Attorney Reynolds explained the Executive Session on Personnel Per RCW 42.30.110 Estimated Time 20 Minutes.

MAYOR WISE RECESSED THE COUNCIL MEETING AT 9:25 P.M.

MAYOR WISE RECONVENED THE COUNCIL MEEETING AT 9:50 P.M.

ADJOURNMENT:

**J. KREBS MOVED TO ADJOURN THE MEETING. MAHELONA SECONDED.
MOTION CARRIED 5-0.**

Meeting adjourned at 9:51 p.m.

Respectfully Submitted,

Marcia Hopkins
City Clerk