

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

**City Council Regular Session
City Hall Council Chambers
February 8, 2021, 7:00pm**

This meeting was held by videoconferencing (Microsoft Teams platform) to comply with the Governor's *Open Public Meetings Act and Public Records Act*, Proclamation 20-28, and extensions by the State Legislature. It was broadcast live on ECTV, Channel 21, and livestreamed at cityofenumclaw.net.

1. CALL TO ORDER AND FLAG SALUTE:

Mayor Molinaro called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance. Mayor Pro Tem LaFleur announced that all current Councilmembers were present, either in Council Chambers or by videoconferencing.

ATTENDANCE:

In Council Chambers: Mayor Jan Molinaro, Councilmembers Chance LaFleur and Anthony Wright, City Attorney Mike Reynolds, City Clerk Maureen Burwell and Information Services Director Joe Nanavich.

At City Hall: Information Services Technician Nick Fuller.

Via Microsoft Teams videoconferencing: Councilmembers Kael Johnson, Hoke Overland, and Beau Chevassus; and City Administrator Chris Searcy, Public Works Director Jeff Lincoln, Community Development Director Chris Pasinetti, Parks Director Michelle Larson, Police Chief Bob Huebler and Police Commanders Tim Floyd and Tony Ryan.

2. ADJUSTMENTS TO THE AGENDA:

Mayor removed 4.C.1, and added, under 4.B.1, Richard Maxey Jr.

Council consensus to approve agenda as adjusted.

3. MOTION TO APPROVE MINUTES:

A. Council Minutes, 1/25/21

LA FLEUR MOVED TO APPROVE THE JANUARY 25, 2021, MINUTES AS PUBLISHED. WRIGHT SECONDED. MOTION CARRIED 5-0.

4. ANNOUNCEMENTS AND PRESENTATIONS:

A. ANNOUNCEMENTS

1. Mayor's Annual "State of the City" Address, Wednesday, February 24, 6:30 p.m., livestreamed at cityofenumclaw.net or broadcast on ECTV, Channel 21 to in-City Comcast subscribers.

Mayor noted.

B. PRESENTATIONS

1. Redemption Rock Ministries, Anderson Riverview Park Proposal, Chaplain Marcus Kelly, Tony Ryan and Jonah Bell ADDED Richard Maxey Jr.

Ryan stated that he is a co-founder of Redemption Rock Ministries (RRM); individuals can find out more about their mission at redemptionrockministries.org. He explained his background as a long-time area resident and noted his observations that drug addiction is a significant community problem. It seems to be a never-ending cycle of jail, court appearances, fines and forced short-term treatment. RRM is committed to taking a positive approach to recovery with a home treatment option that is not a halfway house, prison or homeless shelter. It seeks to free community members from addiction while at the same time implementing life skills.

Ryan noted that the recent, brief news article in the Courier Herald drew a lot of attention; and much hearsay information has been circulated through social media. It contains misinformation about Redemption Rock Ministries. RRM wishes to honor the Maxey family by developing the park based on the desire of Mrs. Annis Maxey when she gifted the land to the City of Enumclaw. They want to improve the home and keep it as a home not a facility.

Kelly gave his background noting that he has been blessed to return to his hometown to be a pastor, and also a chaplain with the Enumclaw Police and Fire Departments. He has seen the drug problem in the City firsthand, especially as he goes on death notifications by overdose and suicide. In the last four years, he has volunteered in a local residential recovery home and has seen how lives can be changed. The group is largely Russian so the language barrier and cultural differences preclude many in our community from that home.

Kelly noted that he first became aware of the Anderson Riverview Park when he went for a ride-along with a patrol officer who explained that the Police Department checks on this property frequently as a City-owned parcel. Thinking it may be a good place to have a recovery home, he had a meeting with the Mayor and also one with Rich Maxey. The plan presented was to put a nine-month to one-year recovery program into place. The people attending the program would build the park, which was the desire of Annis Maxey. RRM would like to remodel the house and then give the community a beautiful park to enjoy with trails that are maintained. He noted that people from all walks of life experience drug addiction. The goal of RRM is to provide a place for people on the plateau who are afflicted with the disease and want to find redemption. They will partner with local resources for services such as mental health, step studies and basic life skills. The participants will be required to give back to the community by maintenance of the park. He explained how the program will work, which will include being drug tested and a background check. Some will graduate at nine months and some will continue with the program and graduate at the one-year mark.

Bell stated that he is a recovering alcoholic/drug addict and noted that he has been sober for over sixteen years. Other members of his family also struggle with addiction, a genetic predisposition, and were the recipients of many hurtful comments and prejudices. This proposed recovery home is to give people hope. He gave some examples of how he and others had helped with prevention in the community, such as speaking in freshman health classes. He asserted that a solution needs to be presented and the community needs to support and advocate for that solution. He asserted that Enumclaw needs to step up and take care of its own and advocate for the broken.

Ryan noted that Rich Maxey was declining to speak at this time, but was there with them to listen to the presentation.

Council discussion/questions with proponents comments included:

- The proponents are looking at existing models of this type of program. There are several on the plateau that serve those who speak languages other than English. They also looked at some in Shelton, Burien and Renton.
- The people who work with another program gave advice that the local community may not like the idea of a recovery home when it is first proposed, however, they (Shelton) have had great success and awards from the community after the program has been in place for awhile.
- The success rate for a short-term (three months) recovery program is 20%. This program is longer (9-12 months) and it will be close to home for plateau residents. Probably be more like 50-60% success rate of those who complete the program.
- Compliments from Council to Commander Ryan for his concern of the individuals he comes into contact with.
- Reminder that this is the first presentation from RRM and there will be more; no decision will be made tonight.
- Concern that the Maxey family agree that this proposal would honor Mrs. Maxey's wishes. They have not been happy that nothing has been done with the property. The group will do a better job caring for the property.
- This is an abstinence program; zero tolerance for drugs or alcohol.
- Since the program is connected to a church, there are resources beyond what the State or City can provide. Help will be given with transitioning into society.
- The donation request is \$400 per month for the people in the program. Insurance will not be required to reimburse the ministry. The other costs will be from donors to the ministry.
- A budget has been prepared concurrently with the application as a 501(c)3.

In response to a request from Wright, Reynolds clarified that there is no reversionary clause in the agreement. The City undertook Mrs. Maxey's objective – to preserve the environment around the house, the ecosystem. Other than maintaining the house, there is no direction on what the house should become in the agreement.

- The Park Plan and Comprehensive Plan reference Anderson Riverview Park only as the City being stewards of the park and may entertain proposals for use of the property. In the capital plan there are no funds allocated.
- Suggestion that the right thing to do would be to turn back to the heirs after public input.
- Confirmation that RRM will have more than adequate liability insurance.
- The maximum resident number will be determined by the approval of the City as well as the home's size and septic capability.
- Some problems discovered in other facilities/programs are more severe mental health issues not known at the time of entry into the program, where the individual needs to be transferred for a next level of help.
- Safeguards, such as live-in house parents, are being put in place to deal with any issues.

- There will be a higher level of dedication to the program because the individuals are people who want to be there; they have not been sentenced by a court with a requirement to participate.

2. Rainier Foothills Wellness Foundation (RFFWF), Sara Stratton, Executive Director Stratton gave a PowerPoint presentation stating that when the idea for a youth program was presented to RFFWF staff, they consulted with their Board's Executive Committee and received approval to pursue the opportunity.

She gave an overview of the past and present programming of their organization:

Past Programs:

- Reality House
- Mental health awareness workshops and classes
- Small group counselling for students from homes with substance abuse
- Health & Wellness Expo
- "I Choose" Drug-Free Campaign

These are not current programs due to the lack of funding.

Current Programs

- Neighbors Feeding Neighbors – Backpack program, Full Bellies and Senior Hot Meal Delivery
- Care Van
- Dental Program
- Student Mentorship – Big Brothers Big Sisters Partnership

Stratton emphasized that RFFWF would like to fill in the gaps, but not duplicate existing programs in the community that are meeting needs. In 2018, a community assessment was done identifying the most pressing needs in the Enumclaw and White River School Districts (middle school specifically). According to the assessment, the following are the primary areas of need:

- Mental health
- Substance abuse prevention
- Family engagement
- Behavior intervention

Transportation was listed as a barrier to middle-school youth receiving this support. Youth services offered locally include homework support; homeless student support (although not a homeless shelter); job application, college and career planning assistance; and mental health support.

The gaps in services to local at-risk youth identified by RFFWF are:

- In-school mental health counseling for middle and high school students
- Teen homeless shelter
- Substance abuse prevention, which has been spotty due to loss of grant funding.

Stratton detailed the proposal for the \$40,000 earmarked by the City for youth services:

- Contract with a licensed mental health counselor to serve at-risk youth at Enumclaw High

School, Thunder Mountain Middle School and Enumclaw Middle School.

- Enumclaw School District (ESD) would provide the space and teachers would recommend students for the program.
- Monitoring would be done to identify metrics such as student grades, drop-out and homeless rates, etc.
- Student mentorship is already in place through Big Brothers Big Sisters; this program would work in combination with the mental health counseling.

Under this proposal, RFWF will not assume management or full-time use of the Youth Center facility. Dependent on future plans for the use by the City, they may utilize the space after school hours and during school break times to continue the mental health counseling. Also, using the facility for in-person meet-ups for the mentorship program would be considered.

Stratton detailed the deliverables:

- Student grades, truancy and drop-out rates, homeless rates, and outside resource referrals.
- Number of students referred and served.
- Both objective and subjective case study reports including student testimonials.
- Mid-year and year-end budget reports to Council.

The cost of contracting with a licensed mental counselor is approximately \$60,000 with an additional 15% for administrative expenses of program oversight for a total of \$69,000, which is the preferred funding amount. If \$40,000 is allocated by the City, there are options to reduce the cost such as agreement for school calendar only (9 months), part-time service focusing on middle school students and continuing through summer months; or RFWF could seek outside funding to supplement the City's contribution.

Stratton stated that, if approved, the program would start at the beginning of the next school year calendar, September 2021. The RFWF Board has approved the plan as presented; the ESD Board has not yet given formal approval however the District staff are wholeheartedly supporting the plan. She stated that she and staff member Greta Huntley are available for questions. Board member Larry Kaufman was also on the call.

Council questions/comments and responses by Stratton and Huntley:

- Suggestion that King County and Black Diamond should be approached for a partnership as the Enumclaw School District has students from those jurisdictions Black Diamond is a possibility, however the County's funding is dependent on the poverty guidelines and ESD does not quite meet the standard with the number of free and reduced lunches.
- The 2018-2019 study referred to earlier, indicated that one-fourth of 8th-grade students report feeling depressed or that anxiety is consuming their lives; these numbers have increased with the pandemic. 10% of 6th-grade students have considered suicide. This reflects the great need for mental health help in Enumclaw.
- The Youth Center now only has a 5-8 maximum capacity and many more youth could be served by the RFWF proposal.
- There are times when the City is not the only stakeholder in a project, however it is the only entity funding it. Council desire to see the other jurisdictions and entities contribute including the ESD. Stratton confident that some funding could be raised to close the gap

- between the \$40,000 offered by the City and the \$69,000 to fund a full-time counselor.
- General support of the proposal expressed by Council.

Kaufman expressed his appreciation for the staff at Rainier Foothills Wellness Foundation and noted the programs are run with the help of many volunteers. He asked Council to look at this as a multi-year funding commitment.

C. PUBLIC HEARING AND MEETING ANNOUNCEMENTS

1. Amend EMC to allow Drug and Alcohol Treatment Centers in Public Zone, February 22, 7:00 p.m. during regular City Council meeting.

Mayor noted.

D. COMMUNITY EVENTS

1. Valentine's/President's Day Weekend Market (February 12 – 14), Friday, 4:00 – 8:00 p.m., Saturday and Sunday, 12:00 – 4:00 p.m., building formally known as Kelly's Mercantile
2. Firepits Downtown, every weekend in February, Friday 2:00 p.m. – Sunday 9:00 p.m., Downtown Cole Street

Mayor noted.

5. COMMENTS FROM THE AUDIENCE:

Eric Hanson, out-of-City resident, opposed the proposal from Redemption Rock Ministries to use Anderson River Park. He acknowledged that drug addiction is a problem, however, feels that this rural piece of property does not fit with a recovery home. The park should either be developed as Mrs. Maxey wanted or returned to her heirs.

Paul Adams, in-City resident asked his daughter Emily Adams to speak. She stated that her father submitted the request for the Community Development work plan to amend the Code to remove the owner-occupancy requirement for Accessory Dwelling Units (ADUs) and the requirement that only one family can occupy a parcel. If homeowners are allowed to rent out their homes as well as an ADU on their lot, it will increase in the supply of affordable housing. The City already permits duplexes which are two dwelling units on a single-family lot, similar to ADUs. She noted that grants were available in 2019 and 2020 for work on amending municipal codes.

Kim & Terry Fog, out-of-City residents, live directly across from Anderson Riverview Park. They understand and appreciate the need for a facility such as what was presented, however, this is not the right location. Kim stated they are concerned for their safety as she had to call the police on several occasions when people were on the property. She asked why the City has waited for twenty-five years to receive a proposal for this property and stated the City should consider a recovery house within the City limits.

Eric Heintzinger, out-of-City resident, stated he chose living in the Enumclaw area to raise his family and is concerned with the proposal to place a substance abuse rehab center near his home. He is also concerned that the neighbors be given a voice since the property is an island of land in the County that is owned by the City. It is not within walking distance of town nor close to public

transportation. The donor wanted it to be enjoyed by families as a picnic area. There are 1700 people who have signed a petition to prevent a substance abuse program at this location.

Joe Hilt, out-of-City resident, noted he has the document of the Anderson transfer-of-real-estate agreement. Item #15 states that domestic animals, hunting, firearms and archery shall not be allowed on the property. It was to be kept for the enjoyment of wildlife and only parking and picnic shelters were to be added. He asserted that Enumclaw has been a poor steward of the park. He met with Richard Maxey Jr. who told him that no sides were chosen. He lacks confidence in Redemption Rock Ministries, which is a brand-new non-profit. He will fight against putting a recovery home here.

April Alexander, out-of-City resident, stated her opposition to the recovery home is not based on selfishness nor fear. The land was donated to be a park and she would like to see it used as that purpose or donated back to the heirs. Through reading the agreement, Annis Maxey's wishes were clearly stated. She did not want the park to become a nuisance to the neighbors. The City accepted this gift and should not allow a rehabilitation program on it.

Cathy Dahlquist, out-of-City resident, stated that her four topics are "facts, fear, failures, faith". She asserted the City can be part of righting a wrong. She detailed the facts of the transfer of the property starting with New Year's Eve in 1989. Upon the death of Annis Maxey, the property was to be gifted to the City, but prior to that time she was allowed to build a home and remain there. She quoted from a memo from City Attorney Mike Reynolds that "...the City must, in accepting such a gift, carry out the express will of the gifting party". There is no mention of leasing the property for a substance abuse center. She asserted that the City has failed the people and should return the property to the heirs. The Redemption Rock Ministries website states that they have secured the location; she alleged that the deal was already decided prior to the presentation tonight.

6. PUBLIC HEARING:

A. Technology Security Audit by Washington State Auditor

MAYOR OPENED THE PUBLIC HEARING AT 9:25 P.M.

Burwell confirmed that the City Clerk's Office received no communication from the public regarding the Technology Security Audit.

Staff Report:

Nanavich stated that the Washington State Auditor's Office (SAO) has been working with Information Services for six months on this Audit. He introduced Mike Hjermstad from SAO.

Hjermstad presented the results from the audit noting that a report is in the Council packet. SAO is very aware of the need for cyber security which is why these audits were launched for various agencies. Enumclaw's audit was completed last month. Some suggestions were presented to Nanavich and his staff to improve security which they will be implementing. He stated he appreciated the assistance of the IT staff and the leadership of Administration.

Council Comments:

None.

Public Comments:

None.

MAYOR CLOSED THE PUBLIC HEARING AT 9:32 P.M.

B. Floodplain Variance Code Amendment, Ordinance No. 2701

MAYOR OPENED THE PUBLIC HEARING AT 9:33 P.M.

Burwell confirmed that the City Clerk's office received no communication from the public regarding the Floodplain Variance Code Amendment.

City Clerk Read by Title Only

ORDINANCE NO. 2701

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON AMENDING ITS FLOODPLAIN MANAGEMENT ORDINANCE IN ENUMCLAW MUNICIPAL CODE (EMC) 19.02, ADDING A NEW SECTION REGARDING VARIANCES, AND CONFORMANCE TO THE NEW NATIONAL FLOOD INSURANCE PROGRAM (NFIP) FLOOD DAMAGE. THIS UPDATE IS IN COMPLIANCE WITH ENUMCLAW'S PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM, APPROVAL FROM FEMA IS REQUIRED.

Staff Report:

Pasinetti stated this Ordinance would adopt a new section within Critical Areas Ordinance specific to permitting variances from the recently adopted Floodplain Ordinance. The Planning Commission and City staff have reviewed the amendments which were brought forth by FEMA and Washington State Department of Ecology, and are recommending approval.

Council Comments:

None.

Public Comments:

None.

MAYOR CLOSED THE PUBLIC HEARING AT 9:36 P.M.

7. TABLED BUSINESS:

None.

8. COUNCIL COMMITTEE REPORTS:

A. COMMUNITY AND ECONOMIC DEVELOPMENT – Councilmembers Johnson, Chair;
_____, Chevassus

Johnson stated the Committee last met on February 8. They discussed an Interlocal Agreement for Fire Marshal services; Ordinance No. 2701; annexation requests; and the 2021 work plan. The next meeting is scheduled for Monday, February 22, 5:00 p.m. via Microsoft Teams.

B. COMMUNITY SERVICES – Councilmembers _____, Chair; Wright, _____
Wright stated he had a brief call with Parks Director Michelle Larson where they discussed potential park projects; hydroseeding at Garrett Park; sport court at McFarland Park; a bid of the bathrooms at McFarland Park; and Elk Meadows Park. The next meeting is scheduled for Tuesday, February 16, at 5:00 p.m. via Microsoft Teams.

C. FINANCE – _____, Chair; Overland, Johnson
Overland stated the Committee has not met since the last Council meeting. The next meeting is scheduled for Monday, February 22, 6:30 p.m. via Microsoft Teams.

D. PUBLIC SAFETY – Councilmembers LaFleur, Chair; _____, Chevassus
LaFleur stated the Committee has not met since the last Council meeting. The next meeting is scheduled for Tuesday, February 16, 6:00 p.m. at the Police Department.

E. PUBLIC WORKS – Councilmember Wright, Chair; LaFleur, Overland
Wright stated the Committee last met on February 8. They discussed the vacation of the right-of-way on tonight’s agenda; the watershed restoration and enhancement plan; clean-up of Battersby Trail; testing of a piece of equipment; homeless encampment clean-up; and parking lot concurrency. The next meeting is scheduled for Monday, February 22, 5:30 p.m. via Microsoft Teams.

F. CHAMBER OF COMMERCE – _____, Liaison; Johnson, Alternate
Johnson stated the Chamber Board has not met since the last Council meeting. The next meeting is scheduled for Wednesday, February 10, via Zoom.

G. SOUND CITIES ASSOCIATION (SCA) - Councilmember LaFleur, Liaison
LaFleur stated that SCA last met has not met since the last Council meeting. The next meeting is scheduled for Wednesday, February 10 at 6:00 p.m. via Zoom.

H. TOURISM ADVISORY BOARD (TAB) - Councilmember Johnson, Liaison; Chevassus, Alternate
Johnson stated that TAB last met on February 2. They discussed the downtown firepits and outdoor seating; the Spring events scheduled by the Chamber and TAB. The next meeting is scheduled for March 2, 9:30 a.m., at The Local.

I. ENUMCLAW EXPO AND EVENTS ASSOCIATION (EEEE) BOARD -
Councilmember Wright, Liaison
Wright stated that EEEA has not met since the last Council meeting. They are planning on having some gun sales at the Expo Center dependent on Covid-19 restrictions and limited capacity. The Enumclaw School District is upgrading their WiFi router so high school football games can be broadcast to Les Schwab Hall where fans can gather to watch. The next meeting is scheduled for Tuesday, February 16, 6:00 p.m. at the Expo Center.

9. CONSENT AGENDA:

A. APPOINTMENT

1. Arts Commission Position No. 1, Twyla Colvin; Term Expires 12/31/2023

LA FLEUR MOVED TO APPROVE THE CONSENT AGENDA. WRIGHT SECONDED. MOTION CARRIED 5-0.

10. GENERAL BUSINESS:

A. ORDINANCE

1. Ordinance No. 2701 – EMC Amendment Floodplain Variance

City Clerk Read by Title Only for the First Reading

ORDINANCE NO. 2701

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON AMENDING ITS FLOODPLAIN MANAGEMENT ORDINANCE IN ENUMCLAW MUNICIPAL CODE (EMC) 19.02, ADDING A NEW SECTION REGARDING VARIANCES, AND CONFORMANCE TO THE NEW NATIONAL FLOOD INSURANCE PROGRAM (NFIP) FLOOD DAMAGE. THIS UPDATE IS IN COMPLIANCE WITH ENUMCLAW'S PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM, APPROVAL FROM FEMA IS REQUIRED.

Staff Report:

Pasinetti noted that variances are not easy nor recommended, but are necessary in some instances to grant relief to homeowners.

Council Comments:

None.

2. Ordinance No. 2702 - Vacation of a Portion of Street Right-of-Way on 248th Ave SE

City Clerk Read by Title Only for the First Reading

ORDINANCE NO. 2702

AN ORDINANCE OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON CONDITIONALLY VACATING A PORTION OF THE 248TH AVE SE RIGHT OF WAY AND AUTHORIZING CONVEYANCE TO ADJACENT PROPERTY OWNER.

Staff Report:

Lincoln gave a PowerPoint on the vacation noting that this section is no longer on the City Transportation Plan nor connects to Pinnacle Peak. He showed maps of the location.

Council Comments:

LA FLEUR RECUSED HIMSELF FROM THE VOTE DUE TO A PERCEIVED CONFLICT OF INTEREST.

Wright noted that the other two members of the Public Works Committee are in favor of approving.

Council Action:

WRIGHT MOVED TO APPROVE ORDINANCE NO. 2702, VACATION OF A PORTION OF STREET RIGHT-OF-WAY OF 248TH AVENUE SE. OVERLAND SECONDED. MOTION CARRIED 4-0.

B. RESOLUTIONS

1. Resolution No. 1704 - Set Hearing on Right-of-Way Vacation Petition

City Clerk Read by Title Only

RESOLUTION NO. 1704

A RESOLUTION OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON SETTING A HEARING CONCERNING THE BERGE PETITION FOR THE VACATION OF A PORTION OF RIGHT-OF-WAY.

Staff Report:

Lincoln gave a PowerPoint on setting the hearing for a vacation of an 8-foot-wide parcel of land. The owner of one of the homes is requesting to bring this parcel of land back to their ownership. The hearing will be on March 8.

Council Comments:

In response to a question from Overland, Reynolds explained that civil action by the other neighbor is possible for adverse possession or a prescriptive easement, after the City vacates the property.

Council Action:

LA FLEUR MOVED TO APPROVE RESOLUTION NO. 1704, SET HEARING ON RIGHT-OF-WAY VACATION PETITION. OVERLAND SECONDED. MOTION CARRIED 5-0.

2. Resolution No. 1705 - Watershed Restoration and Enhancement Plan

City Clerk Read by Title Only

RESOLUTION NO. 1705

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON APPROVING THE WATER RESOURCE INVENTORY AREAS 9 AND 10 (GREEN AND PUYALLUP) WATERSHED RESTORATION AND ENHANCEMENT PLANS

Staff Report:

Lincoln gave a PowerPoint presentation on the WRIA 9 and 10 plans and noted that Assistant Public Works Director Scott Woodbury has been meeting with WRIA staff regarding this for the last two years. All municipalities/entities affected must approve this plan. Staff is generally in support of this product with a few concerns that are included in the Resolution.

Council Comments:

None.

Council Action:

LA FLEUR MOVED TO APPROVE RESOLUTION NO. 1705, WATERSHED RESTORATION AND ENHANCEMENT PLAN. WRIGHT SECONDED. MOTION CARRIED 5-0.

3. Resolution No. 1706 - Cardoza Annexation Petition

City Clerk Read by Title Only

RESOLUTION NO. 1706

A RESOLUTION OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON AUTHORIZING ACKNOWLEDGING THE RECEIPT OF A NOTICE OF INTENT TO ANNEX CERTAIN REAL PROPERTY LOCATED AT 24328 SE 440th Street, REFERRED TO AS THE CARDOZA ANNEXATION AND REJECTING THE ANNEXATION.

Staff Report:

Pasinetti gave a PowerPoint presentation about rejecting the annexation request. He gave a brief history of the request, noting that it was received on December 14. The recommendation to reject is mainly due to workload of the Community Development staff.

Council Comments:

Johnson stated the CED Committee reviewed and is in approval of rejecting the annexation.

Council Action:

JOHNSON MOVED TO APPROVE RESOLUTION NO. 1706, CARDOZA ANNEXATION PETITION. CHEVASSUS SECONDED.

Mayor clarified that if a Councilmember votes “aye” on this that means rejection of annexation; a “no” vote is not approving the Resolution which would be accepting annexation.

MOTION CARRIED 5-0.

4. Resolution No. 1707 - Police Department Transition

City Clerk Read by Title Only

RESOLUTION NO.1707

A RESOLUTION OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON CONFIRMING THE APPOINTMENT OF TIMOTHY C. FLOYD AS CHIEF OF POLICE AND AUTHORIZING THE MAYOR TO EXECUTE A CHIEF OF POLICE EMPLOYMENT AGREEMENT.

Staff Report:

Searcy explained that Police Chief Bob Huebler has announced his retirement in June 2021. There is a qualified candidate within the Police Department, Commander Tim Floyd, and he and the

Mayor are pleased to recommend him. Chief Huebler was appointed similarly, from within the Department and he has been a good fit. His goal was to leave the Department better than he found it and mentor internal candidates. He has accomplished this.

Huebler stated he has given 46 years of public service, 21 in the US Army and 25 years at the Enumclaw Police Department. He noted that transition planning is important; he has been working with Commander Floyd and highly recommends him as his successor.

Searcy stated that in some cities of the Puget Sound, there has been an adversarial relationship between elected officials and the chief of police. This is not the case in our City, however, an employment agreement is recommended in order to shield the top Police position from political pressure and to create a balanced relationship with a degree of security. The term is five years with two-year renewals. This is for termination for arbitrary reasons; if there is cause, the terms of the agreement would not apply.

Council Comments:

LaFleur stated that he is beginning his tenth year on Council and has observed how far the Police Department has come with the leadership of Chief Huebler. He appreciates the environment of support and encouragement for the personnel that has been standard during the Chief’s tenure. He is in agreement with appointing Commander Floyd as Chief when Huebler retires.

Council Action:

LA FLEUR MOVED TO APPROVE RESOLUTION NO. 1707, POLICE DEPARTMENT TRANSITION. WRIGHT SECONDED. MOTION CARRIED 5-0.

C. GENERAL ITEMS

- 1. Action Item.....Council Action
 - a. Community Development and Planning Commission 2021 Work Plan, by Chris Pasinetti, Community Development Director

LA FLEUR RECUSED HIMSELF FROM THE DISCUSSION DUE TO A PERCEIVED CONFLICT OF INTEREST.

Pasinetti stated the Planning Commission has reviewed this Plan, which include some items that are done every year. There have been four citizen requests that are included. There are two requests not included in the plan, including the ADU amendment mentioned during the Comments from the Audience and cottage housing regulations. The full Plan is included in the Council packet.

WRIGHT MOVED TO APPROVE THE 2021 WORK PLAN. OVERLAND SECONDED. MOTION CARRIED 4-0.

- 2. Routine Reports
 - a.4th Quarter Finance
 - b.4th Quarter Plateau Outreach Ministries

c.Public Works: Facilities; Equipment Rental; Solid Waste; Gas; Line Maintenance, Streets; Wastewater; Water

11. UNFINISHED BUSINESS:

B. Youth Services Funding

LA FLEUR MOVED TO RE-ALLOCATE \$40,000 WITHIN THE 2021 BUDGET TO RAINIER FOOTHILLS WELLNESS FOUNDATION FOR YOUTH MENTAL HEALTH SERVICES. WRIGHT SECONDED. MOTION CARRIED 5-0.

12. NEW BUSINESS:

C. Cole Street Closures

Mayor stated there is a request to continue the week-end Cole Street closures until May when the downtown transitions to Sundays on Cole.

Council consensus to continue the closures through May.

LaFleur addressed some items that came up earlier during Comments from the Audience. He declared that all voices will be heard regarding the Anderson Riverview Park, however, if people are calling into question the integrity of individuals he knows to have faultless integrity and serve the community selflessly, he will not consider their opinion. He will consider fact-based thoughts and comments, even if there is a good deal of emotion involved.

Wright echoed LaFleur's comments. He will not let anyone put out false allegations regarding Councilmembers nor members of the Police Department. He will not let anyone bully others in public comment or a public forum.

13. EXECUTIVE SESSION:

None.

14. ADJOURNMENT:

LA FLEUR MOVED TO ADJOURN THE MEETING. JOHNSON SECONDED. MOTION CARRIED 5-0.

Meeting adjourned at 10:44 p.m..

Respectfully Submitted,

Maureen Burwell
City Clerk

Date Minutes Approved: _____

c. Public Works: Facilities; Equipment Rental; Solid Waste; Gas; Line Maintenance, Streets; Wastewater; Water

11. UNFINISHED BUSINESS:

B. Youth Services Funding

LA FLEUR MOVED TO RE-ALLOCATE \$40,000 WITHIN THE 2021 BUDGET TO RAINIER FOOTHILLS WELLNESS FOUNDATION FOR YOUTH MENTAL HEALTH SERVICES. WRIGHT SECONDED. MOTION CARRIED 5-0.

12. NEW BUSINESS:

C. Cole Street Closures

Mayor stated there is a request to continue the week-end Cole Street closures until May when the downtown transitions to Sundays on Cole.

Council consensus to continue the closures through May.

LaFleur addressed some items that came up earlier during Comments from the Audience. He declared that all voices will be heard regarding the Anderson Riverview Park, however, if people are calling into question the integrity of individuals he knows to have faultless integrity and serve the community selflessly, he will not consider their opinion. He will consider fact-based thoughts and comments, even if there is a good deal of emotion involved.

Wright echoed LaFleur's comments. He will not let anyone put out false allegations regarding Councilmembers nor members of the Police Department. He will not let anyone bully others in public comment or a public forum.

13. EXECUTIVE SESSION:

None.

14. ADJOURNMENT:

LA FLEUR MOVED TO ADJOURN THE MEETING. JOHNSON SECONDED. MOTION CARRIED 5-0.

Meeting adjourned at 10:44 p.m..

Respectfully Submitted,



Maureen Burwell
City Clerk

Date Minutes Approved: 2/22/21