

NORTH BEND CITY COUNCIL MINUTES

March 19, 2013

Senior Center, 411 Main Ave. S., North Bend, Washington

CALL TO ORDER, ROLL CALL:

Mayor Hearing called the regular meeting to order at 7:00 p.m.

Councilmembers Present: Cook, Gothelf, Kolodejchuk, Loudenback, Pettersen, Rosen and Williamson.

CONSENT AGENDA:

Minutes – Special Council Workstudy of February 19, 2013

Payroll – March 5, 2013 – 26880 through 26886, in the amount of **\$131,013.65**

Checks – March 19, 2013 – 57889 through 57941, in the amount of **\$725,356.70**

AB13-026 – Motion Authorizing Payment to Cascade Machinery for WWTP Repair

AB13-027 – Motion Authorizing On-Call Contract with Blue Line Group

AB13-028 – Motion Authorizing Amendment to LMN On-Call Contract for Design Services

Councilmember Rosen **MOVED**, seconded by Councilmember Gothelf to approve the consent agenda as presented. The motion **PASSED** 7-0.

CITIZEN'S COMMENTS:

Brad Toft, Snoqualmie Valley Rotary Club Representative, explained that their annual fundraising golf tournament held in previous years at the Mt Si Golf Course would this year be held at Snoqualmie Ridge TPC Golf Course. He explained the location change was precipitated by the increased need for human services assistance requested by valley residents and the possibility that moving the event could quadruple proceeds from the fundraising effort. He noted the event was scheduled for June 3rd with proceeds benefitting such organizations as Mt Si Food Bank and Rotary First Harvest.

COMMISSION AND COMMITTEE REPORTS:

City Administrator Lindell reported the Planning Commission had met on February 28 and March 14. At the February 28th meeting, a hearing was held on amendments to the Capital Facilities Element of the Comprehensive Plan which concerned adoption of the School District's Capital Facilities Plan by reference into the Capital Facilities Element of the Comprehensive Plan. The Planning Commission also held a public hearing on amendments to the Land Use Performance Standards in NBMC 18.10.050 concerning size and height limitations on accessory Residential Uses. Following the hearings, the PC made recommendations of approval on these items, which would be considered at the April 2 Council meeting.

At the Planning Commission's March 14 meeting, they considered draft amendments to the zoning code in NBMC 18.10, clarifying the allowed mix of housing within the Cottage Residential Zone. The draft amendments considered were the result of an interim regulation established via Ordinance 1481, adopted at the March 5th Council meeting. They would continue to consider the amendments at future meetings, including holding a public hearing prior to providing a recommendation to Council.

City Administrator Lindell stated the next Parks Commission meeting was scheduled for Wednesday, March 27 at 6:00 p.m.

City Administrator Lindell noted the February 28th Economic Development Commission meeting had been cancelled. The next Economic Development Commission meeting was scheduled for April 25th at 7:45 a.m. at the Community & Economic Development Department.

Public Works Director Page explained the new Fire Station 87 project was seventy five percent complete and less than one half of one percent over budget due to change orders, which was outstanding considering the size and budget of the project. He said the contractor had finished installing drywall in the kitchen and sleeping areas, and was currently painting the interior of the building. He expected the exterior of the building to be painted within the next two weeks and added that the estimated completion date was the end of June.

Councilmember Pettersen noted the Community & Economic Development Committee met earlier in the day to discuss submittal of a Flood Control District grant for phase 3 of the Tollgate forest restoration project, amendments to the Capital Facilities Element related to the school district's capital facilities plan, amendments to NBMC 18.10.050 regarding accessory residential uses, amendments to NBMC 17.38 concerning the collection process for Transportation Impact Fees, and amendments NBMC 2.24.090 regarding Parks Commission meetings.

Councilmember Gothelf reported the Finance & Administration Committee had met on March 5th to discuss authorizing a payment for repairs of the flooring at the WWTP, 2012 financial review, Washington State master business license program, outsourcing utility paper bill processing, online utility bill presentment and payment, an amendment to the LMN Architects on-call contract, continuation of special recycling events, and an update on open staff positions at Public Works.

Councilmember Loudenback stated the March 12th Public Health & Safety Committee meeting had been cancelled. The next meeting for the committee was scheduled for April 9th at 4:00 p.m. at City Hall.

Councilmember Kolodejchuk reported the Transportation & Public Works Committee had met on March 13th to discuss a professional services agreement with Blue Line

Group, addressing issues in the Cedar Falls area, grant for the 468th roundabout, WWTP pump and dryer bearing repair status, North Bend Park & Ride, yearly overlay budget, status of public works employees, development issues regarding Cedar Falls final plat, fire flows and Bartell's sewer line.

Mayor Pro Tem Cook reported at the February 19th Special Workstudy the Snoqualmie Valley Elk Management Group provided a presentation on elk in the valley. Additional topics of discussion included the Eagle Scout Bus Shelter project and Council appointments to regional committees.

INTRODUCTIONS:

AB13-029 – Resolution 1614 Authorizing Segregation of ULID 6 Assessments

Finance Manager Lewis stated John Day Homes Inc. submitted an application to reapportion the utility local improvement district assessments on their property to 39 final building lots in Tannerwood Division No. 2. RCW 35.44.410 sets forth the authority and procedures for reallocating assessments whenever it was determined that a segregation should be made. This action would proportionately redistribute original assessment amounts to each of the new parcels and attach new liens that were enforceable by judicial foreclosure in the event that future installments were not collected in a timely manner.

Councilmember Gothelf **MOVED**, seconded by Councilmember Kolodejchuk to approve AB13-029, a resolution authorizing the segregation of original assessments under ULID No. 6 pursuant to section 35.44.410 of the Revised Code of Washington. The motion **PASSED** 7-0.

AB13-030 – Motion Authorizing ILA with King County for Solid Waste Services

City Administrator Lindell reported the County and cities have been working together over the past two years to negotiate an extension of the Solid Waste Interlocal Agreement of 1988, which lasted through June 2028 and had been adopted by every City in King County, except Seattle and Milton (1988 ILA). King County was seeking to extend the agreement in order to allow the County to finance transfer station system improvements with long-term bonds of at least twenty years.

In mid-2012 negotiations stalled over environmental liability. Sound Cities Association (SCA) adopted liability principles, which were subsequently agreed to by the King County Executive and which guided the last negotiations. Agreement had now been reached between the County and cities on a 2013 Amended and Restated Solid Waste Interlocal Agreement (2013 ILA). Ms. Lindell noted there were no further opportunities to revise or amend the 2013 ILA.

The 2013 ILA did not resolve where and how to dispose of garbage after the Cedar Hills Landfill closed (anticipated closing date of 2025). The post-Cedar Hills Landfill decision would be made through the Comprehensive Solid Waste Management Plan process. Councilmember Loudenback, as a member of the Sound Cities Association PIC, had been involved in discussions about this important regional issue.

The 2013 ILA did provide some benefits to cities. Key improvements included extending the 2013 ILA twelve years to 2040 which would allow the County to acquire long-term financing for capital improvements resulting in lower annual debt service payments; updating the liability section to protect the City's general fund; expanding cities role in system planning; and providing for mitigation and dispute resolution.

While each city must sign an individual contract with King County for solid waste disposal services, the 2013 ILA was designed to be applicable to all cities and required a significant majority of cities to sign in order for the system to remain cost effective. If an individual city did not sign the extension, the existing 1998 ILA remained in effect through 2028 and disposal rates would be higher. Non-extending cities would be in a different customer class than extending cities and would be charged rates \$7-\$9 per ton higher than for cities extending the ILA to ensure their portion of transfer station debt was fully repaid by June 2028.

The County requested that each City act on the 2013 ILA by April 30, 2013.

Councilmember Loudenback **MOVED**, seconded by Councilmember Williamson to approve AB13-030, authorizing the Mayor to execute the Solid Waste Interlocal Agreement with King County. The motion **PASSED** 7-0.

AB13-031 – Motion Authorizing Contract with King County for Fire Investigation Services

City Administrator Lindell explained the City currently contracted with the King County Sheriff for police services and for fire investigation services (Police ILA). The City Council previously approved entering into an interlocal agreement with Snoqualmie for police services. The City of Snoqualmie also used King County for its fire investigation services. Under the terms of the Fire Investigation ILA (Fire ILA) provided to Council for review, the King County Sheriff's Office Fire Investigation Unit would provide all necessary fire investigation services including providing a fire investigator "on-call" 24 hours per day; collecting evidence, interviewing witnesses and working with the King County Prosecutor's Office on any subsequent criminal matter.

Payment for the services was based upon the number of hours worked in North Bend compared to all other cities that also contracted for these services. In 2011, the cost was \$10,141, with North Bend paying approximately 5% of a King County Sheriff FTE who worked approximately 123 hours on North Bend fire investigations. Costs were based on a three-year average of hours worked applied to a fully-loaded cost of a Fire Investigation Unit FTE.

Historically, these costs have been very low because the City had not had a significant fire event. In November 2011, there was a fire at the Mt. Si Court Apartments on North Bend Way & Orchard and in 2012 there were a number of arsons which required significant investigation time. Thus, costs spiked in 2012 and 2013 as reflected in the table below. Because this annual contract cost was based upon a 3 year running average, the City anticipated this cost declining with no further large investigations.

Fire Investigation Unit Historical Costs

Year	Amount
2013	\$10,141
2012	\$ 5,404
2011	\$ 1,712
2010	\$ 1,502

The ILA for Fire Investigation Services would not go into effect until the KCSO Police ILA ended in March 2014. King County did not know its 2014 costs at this time as cost estimates for 2014 would be produced in the Fall of 2013 based upon North Bend’s 3 year average. Ms. Lindell noted staff would provide the costs to Council as soon as they became available.

Councilmember Loudenback **MOVED**, seconded by Councilmember Pettersen to approve AB13-031, authorizing an interlocal agreement with King County for Fire Investigation Services. The motion **PASSED** 7-0.

MAYOR, COUNCIL, AND ADMINISTRATOR CONCERNS AND INITIATIVES:

Mayor Hearing expressed concern about the recent criminal activity in town and requested citizens that witness or think they are witnessing a crime or activity of a suspicious nature to call 9-1-1. He related a personal story about how a neighbor many years ago observed someone breaking into his home and chose to contact him directly instead of calling 9-1-1. Because the police were never notified directly by the observer the burglar was able to get away instead of being caught. Mayor Hearing added that recently a citizen chose to call the police non-emergency number to report suspicious activity instead of calling 9-1-1. Had the incident been reported properly it could have resulted in apprehension of a suspected criminal by police that were already nearby at the time of the incident performing an investigation.

He stressed the importance of all citizens in using 9-1-1 if they suspect or witness criminal activity and that by doing so it would help lessen crime in the City.

Councilmember Williamson encouraged residents to remain watchful especially in their own neighborhoods and to call 9-1-1 immediately if they witnessed suspicious activity.

Councilmember Kolodejchuk commented that a fellow church goer had reported suspected criminal activity to him and gave him information about the event. When he related the information to Chief Toner he requested Councilmember Kolodejchuk inform the person that witnessed the activity to contact him directly.

Councilmember Loudenback added that it was important to make the 9-1-1 call and also keep your eyes on the situation because obtaining additional information such as vehicle description or license plate number could aid in the investigation.

Councilmember Rosen expressed concern regarding local teenagers that may find themselves in precarious situations while just “goofing off” in the neighborhood which could potentially startle someone causing the situation to end badly. He encouraged fellow citizens to reach out and inform parents of teens that may engage in this type of activity.

Councilmember Pettersen commented on the forced entry crime reports in the news recently and requested residents only open their front door to people they knew.

Councilmember Kolodejchuk expressed concern about the potential danger that displaced wildlife, especially predators, may present to school children in the newer neighborhoods in the City. He acknowledged that several Councilmembers had recently received emails from concerned citizens about the situation at the North Bend Library and that the issue would be discussed at the March 26th Council Workstudy.

Councilmember Gothelf reported he recently attended a meeting regarding financial modeling with member partners of Eastside Fire & Rescue. The group was unable to come to terms with a new financial agreement and this left Sammamish with the decision of whether to continue in the partnership. He expressed concern should Sammamish leave that all partners may suffer from a service level standpoint. He added that should Sammamish leave the partnership it would not be effective until the end of 2014 unless an early termination was granted.

Mayor Hearing announced the University of Washington Cycling Team was hosting a weekend of races for collegiate racers in Downtown North Bend and the surrounding area on the weekend of April 6 & 7th. No roads would be closed on Saturday, April 6th, however on Sunday from 6:00 a.m. to 7:00 p.m. Second and Third Street would be closed from Bendigo to Downing Avenue. He noted detours were available and asked all to be cautious and patient while driving around any racers they may encounter.

Mayor Hearing added the Yard Waste Recycling Program would begin on Saturday, April 6th from 8 a.m. to Noon at Public Works. This program was open on select Saturdays through October. Scheduled dates for the event were available on the City’s calendar at <http://northbendwa.gov>.

He announced Drug Takeback Day was Saturday, April 27th from 10:00 a.m. to 2:00 p.m. at the Park-n-Ride located between E McClellan and E Park Streets. The North Bend Police Department would be collecting expired, unwanted, or unused prescription medications for safe disposal. More information about the event was located on the City website.

Mayor Hearing related to Council that although the seasonal temporary employees were already in the budget he would check with them as a courtesy prior to filling the positions. He requested Council contact either him or City Administrator Lindell in the next two weeks if they had any questions regarding the issue.

ADJOURNMENT:

Councilmember Gothelf **MOVED** to adjourn, seconded by Councilmember Loudenback. The motion **PASSED** 7-0.

The meeting adjourned at 7:45 p.m.

ATTEST:

Kenneth G. Hearing, Mayor

Susie Oppedal, City Clerk