

MINUTES OF GIG HARBOR CITY COUNCIL MEETING – OCTOBER 24, 2011

PRESENT: Councilmembers Ekberg, Young, Franich, Malich, Payne, Kadzik and Mayor Chuck Hunter. Councilmembers Conan and Kadzik were absent.

CALL TO ORDER: 5:30 p.m.

PLEDGE OF ALLEGIANCE:

CONSENT AGENDA:

1. Approval of the Minutes of City Council Meeting of Oct. 10, 2011.
2. Correspondence / Proclamations: a) American Indian Heritage Month; b) Food Allergy Awareness Day.
3. Liquor License Action: a) Renewals: Maritime Mart, Marketplace Grille, Blue Cannon Pizza Co., Finholm's Market, Pioneer 76, and Qdoba Mexican Grill; b) Application: Susanne's Bakery & Deli.
4. Receive and File: a) Skansie Net Shed listed on the National Register of Historic Places; b) 3rd Quarter Financial Report; c) GHPD 3rd Quarter Report.
5. Maritime Pier Property – Contract Amendment No. 2 to Consultant Services Contract Sitts & Hill.
6. 2011 Pavement Maintenance & Repair Project – Closeout Change Order No. 2 / Looker and Associates, Inc.
7. Harborview Drive/Stinson Avenue Water Main Project - Certificate of Completion.
8. Grandview Forest Water Tanks & Anchoring Project – Contract Close Out Change Order No.1.
9. Resolution - Skansie Net Shed Pier Restoration Project – Bid Rejection.
10. Skansie Net Shed Pier Restoration Project - Public Works Contract Award.
11. Appointment to Design Review Board.
12. Approval of Payment of Bills for Oct 24, 2011: Checks #68081 through #68168 in the amount of \$502,889.01.

Mayor Hunter announced that Consent Agenda item No. 5 was being moved to New Business for further discussion at the request of Councilmember Malich.

MOTION: Move to adopt the Consent Agenda as amended.
Young / Franich – unanimously approved.

PRESENTATIONS:

1. Proclamation for American Indian Heritage Month – Claudia Marston, Historian, Daughters of the American Revolution. No one was present to accept the proclamation.
2. Representative Larry Seaquist presented an overview of recent legislative issues and answered Council questions.

OLD BUSINESS:

1. Second Reading of Ordinance – Land Use Permit Extensions. Planning Director Tom Dolan explained that the proposed ordinance will allow current active land use permits to request another two-year extension.

MOTION: Move to adopt Ordinance No. 1225 extending permit extensions.
Young / Ekberg - unanimously approved.

NEW BUSINESS:

1. Public Hearing and First Reading of Ordinance – Code Enforcement Citations. Planning Director Tom Dolan presented the background information for this ordinance that would allow a more efficient method for enforcement of land use violations. He addressed Council questions.

Mayor Hunter opened the public hearing at 6:37 p.m. No one came forward and the public hearing closed. This will return for a second reading at the next meeting.

2. Maritime Pier Parking Lot Project - Change Order No. 1. City Administrator Rob Karlinsey presented the information for this change order that would address the poor condition of the asphalt on a portion of the parking lot project. He explained that Peter Stanley, owner of the Tides Tavern, had been approached to pay for ½ of the replacement of the parking lot adjacent to his property. Mr. Stanley requested a boundary adjustment in return, but state law prohibits this action and so staff and Mr. Stanley are working on a long-term lease agreement similar to the current shed agreement. The lease agreement will come back for Council approval at a later date.

MOTION: Move to approve and authorize the City Engineer to execute a Public Works Change Order with RV Associates, Inc. in an amount not to exceed \$30,804.45, including tax, for additional pavement work for a revised contract amount not to exceed \$295,287.44 including retail sales tax.
Young / Ekberg - unanimously approved

3. Maritime Pier Property – Contract Amendment No. 2 to Consultant Services Contract Sitts & Hill. City Administrator Rob Karlinsey explained that Councilmember Malich voiced concern on making any decisions on the completion of the pier and float permit submittal and bid packages until after the stakeholders have met. Councilmembers discussed whether the timing of the stakeholders meeting should cause a delay for this amendment and it was decided that the meeting was soon enough that any comments could be considered before the design was completed.

MOTION: Move to approve and authorize the Mayor on behalf of the Council to execute Amendment No. 2 to the Consultant Services Contract with Sitts & Hill Engineers, Inc. in the not-to-exceed amount of nine

thousand five hundred dollars and no cents (\$9,500.00), resulting in an amended contract total of \$46,505.00.

Young / Ekberg - unanimously approved

STAFF REPORT:

1. Hospital Benefit Zone 5-yr Project Plan and 30-Yr Project List Amendment. City Administrator Rob Karlinsey presented an overview of the 30-year project list and answered questions. He then presented the information on the 5-year list, explaining that this list is more conservative in order to establish a track record and some of the projects may slide to 2013 depending upon the work load. Councilmembers asked questions and discussed changes to the five-year list, which will return for a public hearing and Council approval at a later date.

2. Pierce County Flood Control Zone - Determination of Non-Significance. Administrator Karlinsey explained that Pierce County has issued a Determination of Non-significance on the SEPA process to form the Flood Control Zone District. The city has until November 2nd to comment, and November 16th to challenge the DNS. He recommended that the city direct Attorney Wayne Tanaka to submit comments that the County be required to conduct an Environmental Impact Statement for the Flood Control Zone proposal. He further explained that the County has a flood plan list of projects; the city is being included in the proposed flood zone even though none of the listed projects is located in Gig Harbor. Council concurred with the recommendation to ask Mr. Tanaka to comment.

Proclamation for American Indian Heritage Month – Claudia Marston, Historian, Daughters of the American Revolution. Ms. Marston came later in the meeting and so Mayor Hunter asked her to come forward and accept the signed proclamation. She thanked the city for its support.

PUBLIC COMMENT: None.

MAYOR’S REPORT / COUNCIL COMMENTS:

Councilmember Young said that the county redistricting is now complete and the State and Congress are beginning the process. He asked if Council wished to submit a letter against the proposals to sever the Key Peninsula away from the 26th District and to remove Gig Harbor from Congressman Dick’s district. There was no support for the recommendation.

ANNOUNCEMENT OF OTHER MEETINGS:

1. Budget Worksession I: Mon. Nov 7th at 5:30 p.m.
2. Budget Worksession II: Tue. Nov 8th at 5:30 p.m.

EXECUTIVE SESSION: For the purpose of discussing pending litigation per RCW 42.30.110(1)(i), property acquisition per RCW 42.30.110(1)(b) and Guild Negotiations per RCW 42.30.140(4)(a).

MOTION: Move to adjourn to Executive Session at 7:25 p.m. for approximately 20 minutes For the purpose of discussing pending litigation per RCW 42.30.110(1)(i), property acquisition per RCW 42.30.110(1)(b) and Guild Negotiations per RCW 42.30.140(4)(a).

Payne / Malich – unanimously approved.

MOTION: Move to return to regular session at 7:45 p.m.

Young / Ekberg - unanimously approved.

MOTION: Move to authorize the city's attorneys to pursue settlement of the Gig Harbor Marina verses City of Gig Harbor lawsuit as recommended by the city attorney with any settlement agreement to be returned to Council for ratification.


Ekberg / Payne – four voted yes. Councilmembers Franich and Malich voted no.

ADJOURN:

MOTION: Move to adjourn at 7:46 p.m.

Franich / Young – five voted yes. Councilmember Ekberg voted no.

CD recorder utilized: Tracks 1002 – 1018



Chuck Hunter, Mayor



Molly Towslee, City Clerk