

## MINUTES OF GIG HARBOR CITY COUNCIL MEETING – April 23, 2012

**PRESENT:** Councilmembers Young, Guernsey, Perrow, Malich, Payne, and Kadzik and Mayor Hunter. Councilmember Ekberg was absent.

**CALL TO ORDER:** 5:30 p.m.

**PLEDGE OF ALLEGIANCE:**

### **CONSENT AGENDA:**

1. Approval of City Council Minutes April 9, 2012.
2. Liquor License Action: a) Renewals: Walgreens, Anthony's, Kelly's, Tanglewood Grill, Bistro Satsuma; b) New Application: Heritage Distillery.
3. Receive and File: a) Minutes of Workstudy Session of April 5, 2012; b) Minutes of Parks Commission Meeting March 7, 2012.
4. Second Reading of Ordinance No. 1238 – Side Yard Setbacks in the Historic District.
5. Pierce County Metro Canine Unit Services Agreement.
6. Marketing Video Consultant Services Contract.
7. Jerisich Dock Improvements – Consultant Services Contract/Sitts and Hill.
8. Resolution No. 898 - Closed Record Decision Harbor Hill Div.1A Final Plat/PRD (PL-FPLAT-12-0001, PL-FPRD-12-0001).
9. Dedication of Right-of-Way for Harbor Hill LLC and OPG Properties LLC.
10. 56th St/Point Fosdick Drive Improvement Project – Construction Contract Authorization, Change Order Authority, Consultant Services Contract Amendment #1 (DEA), Consultant Services Contract (CTL).
11. Resolutions (3) to apply for RCO Grants for the Play Structure at City Park and a Property Acquisition on Harborview Drive.
12. Consultant Services Contract for RCO Grant Writing Services – AjO Consulting.
13. Approval of Payment of Bills Apr. 23, 2012: Checks #69467 through #69576 in the amount of \$361,391.17.

Councilmember Malich asked that Item No. 7 be moved to New Business for further discussion.

**MOTION:** Move to approve the Consent Agenda as amended.  
**Kadzik / Payne** – unanimously approved.

Mayor Hunter introduced Zach Lell, Attorney filling in for City Attorney Angela Belbeck.

### **PRESENTATIONS:**

Crescent Creek Playground Project Update. Stephanie Payne introduced Fred Oldenburg and Norma Dompier, members of the playground committee. Ms. Payne presented a status report and then discussed the preliminary budget. She highlighted the donations to date, plans for future fundraisers, and grant opportunities. Ms. Payne explained that the budget is higher than the original \$200,000 anticipated due mainly to the change in fishing vessel play toy to reflect

the old world design, surfacing materials, and fencing. She said that these added elements raise the budget to a \$275,000 to \$325,000 range, emphasizing that this is a preliminary budget; the final determination is up to Council. Ms. Payne said that they would have a better understanding of the budget in October after fundraising efforts and the grant award. At that time the final design could be determined based upon the budget. She talked about the "Together We Play national contest that resulted in an article in the *Washington State Parks & Recreation* magazine that went national. She offered to answer questions.

When asked for clarification, Ms. Payne explained that when the final numbers are determined in October, they may ask for the right to reserve excess Park Impact Fees.

**OLD BUSINESS:** None scheduled.

**NEW BUSINESS:**

1. First Reading of Ordinance – Harbor Hill Div. 1A Rezone to PRD. Mayor Hunter asked Attorney Zack Lell to review the appearance of fairness doctrine for Council.

Attorney Lell went through the disclosure processing, asking if any Councilmembers wished to reveal any financial or personal interest in the project, any bias or pre-judgment of the project, or had participated in any ex parte oral or written communications on this matter. He then asked if any member of the audience had any appearance of fairness challenges to any of the Councilmembers or Mayor.

Councilmember Young responded that the Councilmembers had communicated with the property owner in a broad manner, but nothing specific to the PRD. There were no other responses to this query from the Council or audience and so the meeting continued.

Planning Director Tom Dolan presented the background for this amendment to the City Zoning Map to reflect the approval of the final Planned Residential Development for Harbor Hill Division 1A. He addressed council questions.

**MOTION:** Move to adopt Ordinance No. 1239 at first reading, as allowed by GHMC 1.08.020.C.  
Payne / Malich – unanimously adopted.

2. First Reading of Ordinance – Compensation for Municipal Judge. Court Administrator Stacy Colberg introduced this housekeeping ordinance to adopt the Municipal Judge's contract in order to comply with statutory requirements. This will return for adoption on the consent agenda at the next meeting.

3. Jerisich Dock Improvements – Consultant Services Contract/Sitts and Hill. City Engineer Steve Misiurak presented the background for this contract to permit and assist with the bid documents for the dock improvements.

Councilmember Malich said this is a radical design change and asked about choosing this consultant and why there is no opportunity for public input on the design or pumpout.

Mr. Misiurak responded that this consultant is the most qualified. He explained that the reason for the design change is to eliminate additional pilings in order to meet the available budget and permitting timeline, and to reduce the impact on the ingress/egress to the adjacent marina. He said that the design hasn't been finalized and there will be opportunity for discussion with the Parks Commission and Public Works Committee.

**STAFF REPORT:**

Peninsula School District Proposed Elementary School – Harbor Hill Drive. Planning Director Tom Dolan introduced the information on a desire by Peninsula School District to locate a new school in the Harbor Hill neighborhood. He explained that the current PCD-BP zoning doesn't allow schools and asked if Council would be willing to sponsoring a text amendment. He added that the Planning Commission has no objection to Council having direct consideration of this zoning change. After he addressed Council comments, Mr. Dolan was directed to move forward with the text amendment process.

**PUBLIC COMMENT:** None.

**MAYOR'S REPORT / COUNCIL COMMENTS:**

Nomination to the Pierce Transit Authority Board of Commissioners. Councilmember Young presented the background for this request for nomination to represent the small cities.

**MOTION:** Move to nominate Derek Young to serve as a member of the Board of Commissioners for Pierce Transit.  
**Guernsey / Malich** – unanimously approved.

Councilmember Malich said that Marketing Director Lauren Lund deserves to be honored for her effort in getting Gig Harbor into an article in the Smithsonian Magazine. He then voiced concern for the recent news of the abduction of small children across the nation. He said that we should be proactive and look into video monitoring of our city streets to help control random acts of violence of all types. He stressed that our police just can't do it all.

Councilmember Perrow gave a recap of the Parks Appreciation Day events. He thanked the Parks Commission, staff members Terri Reed, Nancy Nayer, and Marco Malich, members of the LDS Church, and several other community groups for their role in this very successful event.

Councilmember Guernsey first congratulated Councilmember Perrow on being a new father. She then asked about solicitation in the city.

City Clerk Molly Towslee responded that the Green River Ordinance no longer exists due to constitutional issues, and explained that solicitors are required to obtain a temporary city business license. Councilmember Perrow added that he had been approached three times in

three weeks by a group from Atlanta who appears to be "casing" the neighborhoods. He said that the police are aware of this group.

**ANNOUNCEMENT OF OTHER MEETINGS:**

1. Downtown Planning & Visioning: Wed. Apr 25th at 4:00 p.m.
2. City Council Special Meeting: Mon. Apr 30 at 5:30 p.m.
3. Joint City Council / Park Commission Worksession: Wed. May 2 at 5:30 p.m.
4. Council Retreat: Fri. May 11th at 8:30 a.m.


**ADJOURN:**

**MOTION:** Move to adjourn at 6:20 p.m.  
**Payne / Guernsey** – unanimously approved.

CD recorder utilized: Tracks 1002 – 1018



Charles L. Hunter, Mayor



Molly Towslee, City Clerk